

ASSEMBLY BILL

No. 1695

Introduced by Assembly Member Cook

February 15, 2012

An act to add Section 290.035 to the Penal Code, relating to sex offenders.

LEGISLATIVE COUNSEL'S DIGEST

AB 1695, as introduced, Cook. Sex offenders: identification.

Existing law, the Sex Offender Registration Act, requires persons who have been convicted of specified sex offenses to register with local law enforcement. Existing law requires that the registration include the person's address, fingerprints, current photograph, and license plate number. Existing law requires the registrant to update his or her registration annually, upon moving, or upon changing his or her name. Under existing law, failure to register is a crime. Existing law, as amended by Proposition 83 of the November 7, 2006, statewide general election, prohibits any person who is required to register pursuant to the Sex Offender Registration Act from residing within 2,000 feet of any public or private school, or park where children regularly gather.

This bill would make it a misdemeanor for any person convicted of a crime committed against a minor under the age of 14 who, because of that conviction, is required to register as a sex offender pursuant to the Sex Offender Registration Act to be outside his or her domicile without a state-issued identification card, as defined.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 290.035 is added to the Penal Code, to
2 read:
3 290.035. (a) Any person convicted of a crime committed
4 against a minor under the age of 14 who, because of that
5 conviction, is required to register as a sex offender pursuant to the
6 Sex Offender Registration Act shall carry a state-issued
7 identification card at all times when he or she is outside of his or
8 her domicile. For purposes of this section, a “state-issued
9 identification card” shall mean any identification card issued by
10 a state department or agency, including a driver’s license.
11 (b) A violation of this section shall be a misdemeanor.
12 SEC. 2. No reimbursement is required by this act pursuant to
13 Section 6 of Article XIII B of the California Constitution because
14 the only costs that may be incurred by a local agency or school
15 district will be incurred because this act creates a new crime or
16 infraction, eliminates a crime or infraction, or changes the penalty
17 for a crime or infraction, within the meaning of Section 17556 of
18 the Government Code, or changes the definition of a crime within
19 the meaning of Section 6 of Article XIII B of the California
20 Constitution.

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