

1                   A bill to be entitled  
 2           An act relating to sexual offenders and predators;  
 3           amending ss. 775.21, 943.0435, 944.606, 944.607, and  
 4           985.481, F.S.; requiring sexual offenders and predators to  
 5           provide home telephone numbers and any cellular telephone  
 6           numbers as part of the registration process; correcting  
 7           cross-references to apply exclusions from designation as a  
 8           sexual offender or predator to owners or operators of  
 9           computer services rather than to persons traveling to meet  
 10          a minor; providing an effective date.

11  
 12 Be It Enacted by the Legislature of the State of Florida:  
 13

14           Section 1. Paragraph (a) of subsection (4), paragraph (a)  
 15           of subsection (6), paragraph (a) of subsection (8), and  
 16           paragraph (a) of subsection (10) of section 775.21, Florida  
 17           Statutes, are amended to read:

18           775.21 The Florida Sexual Predators Act.--

19           (4) SEXUAL PREDATOR CRITERIA.--

20           (a) For a current offense committed on or after October 1,  
 21           1993, upon conviction, an offender shall be designated as a  
 22           "sexual predator" under subsection (5), and subject to  
 23           registration under subsection (6) and community and public  
 24           notification under subsection (7) if:

25           1. The felony is:

26           a. A capital, life, or first-degree felony violation, or  
 27           any attempt thereof, of s. 787.01 or s. 787.02, where the victim  
 28           is a minor and the defendant is not the victim's parent or

29 guardian, or s. 794.011, s. 800.04, or s. 847.0145, or a  
 30 violation of a similar law of another jurisdiction; or  
 31 b. Any felony violation, or any attempt thereof, of s.  
 32 787.01, s. 787.02, or s. 787.025(2)(c), where the victim is a  
 33 minor and the defendant is not the victim's parent or guardian;  
 34 s. 794.011, excluding s. 794.011(10); s. 794.05; s. 796.03; s.  
 35 796.035; s. 800.04; s. 825.1025(2)(b); s. 827.071; s.  
 36 847.0135(5); s. 847.0145; or s. 985.701(1); or a violation of a  
 37 similar law of another jurisdiction, and the offender has  
 38 previously been convicted of or found to have committed, or has  
 39 pled nolo contendere or guilty to, regardless of adjudication,  
 40 any violation of s. 787.01, s. 787.02, or s. 787.025(2)(c),  
 41 where the victim is a minor and the defendant is not the  
 42 victim's parent or guardian; s. 794.011, excluding s.  
 43 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s.  
 44 825.1025; s. 827.071; s. 847.0133; s. 847.0135, excluding s.  
 45 847.0135(6)~~(4)~~; s. 847.0145; or s. 985.701(1); or a violation of  
 46 a similar law of another jurisdiction;  
 47 2. The offender has not received a pardon for any felony  
 48 or similar law of another jurisdiction that is necessary for the  
 49 operation of this paragraph; and  
 50 3. A conviction of a felony or similar law of another  
 51 jurisdiction necessary to the operation of this paragraph has  
 52 not been set aside in any postconviction proceeding.  
 53 (6) REGISTRATION.--  
 54 (a) A sexual predator must register with the department  
 55 through the sheriff's office by providing the following  
 56 information to the department:

57 | 1. Name, social security number, age, race, sex, date of  
58 | birth, height, weight, hair and eye color, photograph, address  
59 | of legal residence and address of any current temporary  
60 | residence, within the state or out of state, including a rural  
61 | route address and a post office box, any electronic mail address  
62 | and any instant message name required to be provided pursuant to  
63 | subparagraph (g)4., home telephone number and any cellular  
64 | telephone number, date and place of any employment, date and  
65 | place of each conviction, fingerprints, and a brief description  
66 | of the crime or crimes committed by the offender. A post office  
67 | box shall not be provided in lieu of a physical residential  
68 | address.

69 | a. If the sexual predator's place of residence is a motor  
70 | vehicle, trailer, mobile home, or manufactured home, as defined  
71 | in chapter 320, the sexual predator shall also provide to the  
72 | department written notice of the vehicle identification number;  
73 | the license tag number; the registration number; and a  
74 | description, including color scheme, of the motor vehicle,  
75 | trailer, mobile home, or manufactured home. If a sexual  
76 | predator's place of residence is a vessel, live-aboard vessel,  
77 | or houseboat, as defined in chapter 327, the sexual predator  
78 | shall also provide to the department written notice of the hull  
79 | identification number; the manufacturer's serial number; the  
80 | name of the vessel, live-aboard vessel, or houseboat; the  
81 | registration number; and a description, including color scheme,  
82 | of the vessel, live-aboard vessel, or houseboat.

83 | b. If the sexual predator is enrolled, employed, or  
84 | carrying on a vocation at an institution of higher education in

CS/HB 115

2009

85 | this state, the sexual predator shall also provide to the  
86 | department the name, address, and county of each institution,  
87 | including each campus attended, and the sexual predator's  
88 | enrollment or employment status. Each change in enrollment or  
89 | employment status shall be reported in person at the sheriff's  
90 | office, or the Department of Corrections if the sexual predator  
91 | is in the custody or control of or under the supervision of the  
92 | Department of Corrections, within 48 hours after any change in  
93 | status. The sheriff or the Department of Corrections shall  
94 | promptly notify each institution of the sexual predator's  
95 | presence and any change in the sexual predator's enrollment or  
96 | employment status.

97 |         2. Any other information determined necessary by the  
98 | department, including criminal and corrections records;  
99 | nonprivileged personnel and treatment records; and evidentiary  
100 | genetic markers when available.

101 |         (8) VERIFICATION.--The department and the Department of  
102 | Corrections shall implement a system for verifying the addresses  
103 | of sexual predators. The system must be consistent with the  
104 | provisions of the federal Adam Walsh Child Protection and Safety  
105 | Act of 2006 and any other federal standards applicable to such  
106 | verification or required to be met as a condition for the  
107 | receipt of federal funds by the state. The Department of  
108 | Corrections shall verify the addresses of sexual predators who  
109 | are not incarcerated but who reside in the community under the  
110 | supervision of the Department of Corrections and shall report to  
111 | the department any failure by a sexual predator to comply with  
112 | registration requirements. County and local law enforcement

CS/HB 115

2009

113 agencies, in conjunction with the department, shall verify the  
114 addresses of sexual predators who are not under the care,  
115 custody, control, or supervision of the Department of  
116 Corrections. Local law enforcement agencies shall report to the  
117 department any failure by a sexual predator to comply with  
118 registration requirements.

119 (a) A sexual predator must report in person each year  
120 during the month of the sexual predator's birthday and during  
121 every third month thereafter to the sheriff's office in the  
122 county in which he or she resides or is otherwise located to  
123 reregister. The sheriff's office may determine the appropriate  
124 times and days for reporting by the sexual predator, which shall  
125 be consistent with the reporting requirements of this paragraph.  
126 Reregistration shall include any changes to the following  
127 information:

128 1. Name; social security number; age; race; sex; date of  
129 birth; height; weight; hair and eye color; address of any  
130 permanent residence and address of any current temporary  
131 residence, within the state or out of state, including a rural  
132 route address and a post office box; any electronic mail address  
133 and any instant message name required to be provided pursuant to  
134 subparagraph (6)(g)4.; home telephone number and any cellular  
135 telephone number; date and place of any employment; vehicle  
136 make, model, color, and license tag number; fingerprints; and  
137 photograph. A post office box shall not be provided in lieu of a  
138 physical residential address.

139 2. If the sexual predator is enrolled, employed, or  
140 carrying on a vocation at an institution of higher education in

141 | this state, the sexual predator shall also provide to the  
142 | department the name, address, and county of each institution,  
143 | including each campus attended, and the sexual predator's  
144 | enrollment or employment status.

145 |         3. If the sexual predator's place of residence is a motor  
146 | vehicle, trailer, mobile home, or manufactured home, as defined  
147 | in chapter 320, the sexual predator shall also provide the  
148 | vehicle identification number; the license tag number; the  
149 | registration number; and a description, including color scheme,  
150 | of the motor vehicle, trailer, mobile home, or manufactured  
151 | home. If the sexual predator's place of residence is a vessel,  
152 | live-aboard vessel, or houseboat, as defined in chapter 327, the  
153 | sexual predator shall also provide the hull identification  
154 | number; the manufacturer's serial number; the name of the  
155 | vessel, live-aboard vessel, or houseboat; the registration  
156 | number; and a description, including color scheme, of the  
157 | vessel, live-aboard vessel, or houseboat.

158 |         (10) PENALTIES.--

159 |         (a) Except as otherwise specifically provided, a sexual  
160 | predator who fails to register; who fails, after registration,  
161 | to maintain, acquire, or renew a driver's license or  
162 | identification card; who fails to provide required location  
163 | information, electronic mail address information, instant  
164 | message name information, home telephone number and any cellular  
165 | telephone number, or change-of-name information; who fails to  
166 | make a required report in connection with vacating a permanent  
167 | residence; who fails to reregister as required; who fails to  
168 | respond to any address verification correspondence from the

169 department within 3 weeks of the date of the correspondence; or  
 170 who otherwise fails, by act or omission, to comply with the  
 171 requirements of this section, commits a felony of the third  
 172 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
 173 775.084.

174 Section 2. Paragraph (a) of subsection (1), paragraph (b)  
 175 of subsection (2), and paragraph (c) of subsection (14) of  
 176 section 943.0435, Florida Statutes, are amended to read:

177 943.0435 Sexual offenders required to register with the  
 178 department; penalty.--

179 (1) As used in this section, the term:

180 (a)1. "Sexual offender" means a person who meets the  
 181 criteria in sub-subparagraph a., sub-subparagraph b., sub-  
 182 subparagraph c., or sub-subparagraph d., as follows:

183 a.(I) Has been convicted of committing, or attempting,  
 184 soliciting, or conspiring to commit, any of the criminal  
 185 offenses proscribed in the following statutes in this state or  
 186 similar offenses in another jurisdiction: s. 787.01, s. 787.02,  
 187 or s. 787.025(2)(c), where the victim is a minor and the  
 188 defendant is not the victim's parent or guardian; s. 794.011,  
 189 excluding s. 794.011(10); s. 794.05; s. 796.03; s. 796.035; s.  
 190 800.04; s. 825.1025; s. 827.071; s. 847.0133; s. 847.0135,  
 191 excluding s. 847.0135 (6) ~~(4)~~; s. 847.0137; s. 847.0138; s.  
 192 847.0145; or s. 985.701(1); or any similar offense committed in  
 193 this state which has been redesignated from a former statute  
 194 number to one of those listed in this sub-sub-subparagraph; and

195 (II) Has been released on or after October 1, 1997, from  
 196 the sanction imposed for any conviction of an offense described

197 | in sub-sub-subparagraph (I). For purposes of sub-sub-  
 198 | subparagraph (I), a sanction imposed in this state or in any  
 199 | other jurisdiction includes, but is not limited to, a fine,  
 200 | probation, community control, parole, conditional release,  
 201 | control release, or incarceration in a state prison, federal  
 202 | prison, private correctional facility, or local detention  
 203 | facility;

204 |       b. Establishes or maintains a residence in this state and  
 205 | who has not been designated as a sexual predator by a court of  
 206 | this state but who has been designated as a sexual predator, as  
 207 | a sexually violent predator, or by another sexual offender  
 208 | designation in another state or jurisdiction and was, as a  
 209 | result of such designation, subjected to registration or  
 210 | community or public notification, or both, or would be if the  
 211 | person were a resident of that state or jurisdiction, without  
 212 | regard to whether the person otherwise meets the criteria for  
 213 | registration as a sexual offender;

214 |       c. Establishes or maintains a residence in this state who  
 215 | is in the custody or control of, or under the supervision of,  
 216 | any other state or jurisdiction as a result of a conviction for  
 217 | committing, or attempting, soliciting, or conspiring to commit,  
 218 | any of the criminal offenses proscribed in the following  
 219 | statutes or similar offense in another jurisdiction: s. 787.01,  
 220 | s. 787.02, or s. 787.025(2)(c), where the victim is a minor and  
 221 | the defendant is not the victim's parent or guardian; s.  
 222 | 794.011, excluding s. 794.011(10); s. 794.05; s. 796.03; s.  
 223 | 796.035; s. 800.04; s. 825.1025; s. 827.071; s. 847.0133; s.  
 224 | 847.0135, excluding s. 847.0135 (6) ~~(4)~~; s. 847.0137; s. 847.0138;



225 s. 847.0145; or s. 985.701(1); or any similar offense committed  
 226 in this state which has been redesignated from a former statute  
 227 number to one of those listed in this sub-subparagraph; or

228 d. On or after July 1, 2007, has been adjudicated  
 229 delinquent for committing, or attempting, soliciting, or  
 230 conspiring to commit, any of the criminal offenses proscribed in  
 231 the following statutes in this state or similar offenses in  
 232 another jurisdiction when the juvenile was 14 years of age or  
 233 older at the time of the offense:

234 (I) Section 794.011, excluding s. 794.011(10);

235 (II) Section 800.04(4) (b) where the victim is under 12  
 236 years of age or where the court finds sexual activity by the use  
 237 of force or coercion;

238 (III) Section 800.04(5) (c)1. where the court finds  
 239 molestation involving unclothed genitals; or

240 (IV) Section 800.04(5) (d) where the court finds the use of  
 241 force or coercion and unclothed genitals.

242 2. For all qualifying offenses listed in sub-subparagraph  
 243 (1) (a) 1.d., the court shall make a written finding of the age of  
 244 the offender at the time of the offense.

245  
 246 For each violation of a qualifying offense listed in this  
 247 subsection, the court shall make a written finding of the age of  
 248 the victim at the time of the offense. For a violation of s.  
 249 800.04(4), the court shall additionally make a written finding  
 250 indicating that the offense did or did not involve sexual  
 251 activity and indicating that the offense did or did not involve  
 252 force or coercion. For a violation of s. 800.04(5), the court

253 shall additionally make a written finding that the offense did  
254 or did not involve unclothed genitals or genital area and that  
255 the offense did or did not involve the use of force or coercion.

256 (2) A sexual offender shall:

257 (b) Provide his or her name, date of birth, social  
258 security number, race, sex, height, weight, hair and eye color,  
259 tattoos or other identifying marks, occupation and place of  
260 employment, address of permanent or legal residence or address  
261 of any current temporary residence, within the state and out of  
262 state, including a rural route address and a post office box,  
263 home telephone number and any cellular telephone number, any  
264 electronic mail address and any instant message name required to  
265 be provided pursuant to paragraph (4) (d), date and place of each  
266 conviction, and a brief description of the crime or crimes  
267 committed by the offender. A post office box shall not be  
268 provided in lieu of a physical residential address.

269 1. If the sexual offender's place of residence is a motor  
270 vehicle, trailer, mobile home, or manufactured home, as defined  
271 in chapter 320, the sexual offender shall also provide to the  
272 department through the sheriff's office written notice of the  
273 vehicle identification number; the license tag number; the  
274 registration number; and a description, including color scheme,  
275 of the motor vehicle, trailer, mobile home, or manufactured  
276 home. If the sexual offender's place of residence is a vessel,  
277 live-aboard vessel, or houseboat, as defined in chapter 327, the  
278 sexual offender shall also provide to the department written  
279 notice of the hull identification number; the manufacturer's  
280 serial number; the name of the vessel, live-aboard vessel, or

281 | houseboat; the registration number; and a description, including  
 282 | color scheme, of the vessel, live-aboard vessel, or houseboat.

283 |         2. If the sexual offender is enrolled, employed, or  
 284 | carrying on a vocation at an institution of higher education in  
 285 | this state, the sexual offender shall also provide to the  
 286 | department through the sheriff's office the name, address, and  
 287 | county of each institution, including each campus attended, and  
 288 | the sexual offender's enrollment or employment status. Each  
 289 | change in enrollment or employment status shall be reported in  
 290 | person at the sheriff's office, within 48 hours after any change  
 291 | in status. The sheriff shall promptly notify each institution of  
 292 | the sexual offender's presence and any change in the sexual  
 293 | offender's enrollment or employment status.

294 |  
 295 | When a sexual offender reports at the sheriff's office, the  
 296 | sheriff shall take a photograph and a set of fingerprints of the  
 297 | offender and forward the photographs and fingerprints to the  
 298 | department, along with the information provided by the sexual  
 299 | offender. The sheriff shall promptly provide to the department  
 300 | the information received from the sexual offender.

301 |         (14)

302 |         (c) The sheriff's office may determine the appropriate  
 303 | times and days for reporting by the sexual offender, which shall  
 304 | be consistent with the reporting requirements of this  
 305 | subsection. Reregistration shall include any changes to the  
 306 | following information:

307 |             1. Name; social security number; age; race; sex; date of  
 308 | birth; height; weight; hair and eye color; address of any

309 permanent residence and address of any current temporary  
310 residence, within the state or out of state, including a rural  
311 route address and a post office box; any electronic mail address  
312 and any instant message name required to be provided pursuant to  
313 paragraph (4) (d); home telephone number and any cellular  
314 telephone number; date and place of any employment; vehicle  
315 make, model, color, and license tag number; fingerprints; and  
316 photograph. A post office box shall not be provided in lieu of a  
317 physical residential address.

318 2. If the sexual offender is enrolled, employed, or  
319 carrying on a vocation at an institution of higher education in  
320 this state, the sexual offender shall also provide to the  
321 department the name, address, and county of each institution,  
322 including each campus attended, and the sexual offender's  
323 enrollment or employment status.

324 3. If the sexual offender's place of residence is a motor  
325 vehicle, trailer, mobile home, or manufactured home, as defined  
326 in chapter 320, the sexual offender shall also provide the  
327 vehicle identification number; the license tag number; the  
328 registration number; and a description, including color scheme,  
329 of the motor vehicle, trailer, mobile home, or manufactured  
330 home. If the sexual offender's place of residence is a vessel,  
331 live-aboard vessel, or houseboat, as defined in chapter 327, the  
332 sexual offender shall also provide the hull identification  
333 number; the manufacturer's serial number; the name of the  
334 vessel, live-aboard vessel, or houseboat; the registration  
335 number; and a description, including color scheme, of the  
336 vessel, live-aboard vessel or houseboat.

337 4. Any sexual offender who fails to report in person as  
338 required at the sheriff's office, or who fails to respond to any  
339 address verification correspondence from the department within 3  
340 weeks of the date of the correspondence or who fails to report  
341 electronic mail addresses or instant message names, commits a  
342 felony of the third degree, punishable as provided in s.  
343 775.082, s. 775.083, or s. 775.084.

344 Section 3. Paragraph (b) of subsection (1) and paragraph  
345 (a) of subsection (3) of section 944.606, Florida Statutes, are  
346 amended to read:

347 944.606 Sexual offenders; notification upon release.--

348 (1) As used in this section:

349 (b) "Sexual offender" means a person who has been  
350 convicted of committing, or attempting, soliciting, or  
351 conspiring to commit, any of the criminal offenses proscribed in  
352 the following statutes in this state or similar offenses in  
353 another jurisdiction: s. 787.01, s. 787.02, or s. 787.025(2)(c),  
354 where the victim is a minor and the defendant is not the  
355 victim's parent or guardian; s. 794.011, excluding s.  
356 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s.  
357 825.1025; s. 827.071; s. 847.0133; s. 847.0135, excluding s.  
358 847.0135(6)~~(4)~~; s. 847.0137; s. 847.0138; s. 847.0145; or s.  
359 985.701(1); or any similar offense committed in this state which  
360 has been redesignated from a former statute number to one of  
361 those listed in this subsection, when the department has  
362 received verified information regarding such conviction; an  
363 offender's computerized criminal history record is not, in and  
364 of itself, verified information.

365 (3) (a) The department must provide information regarding  
 366 any sexual offender who is being released after serving a period  
 367 of incarceration for any offense, as follows:

368 1. The department must provide: the sexual offender's  
 369 name, any change in the offender's name by reason of marriage or  
 370 other legal process, and any alias, if known; the correctional  
 371 facility from which the sexual offender is released; the sexual  
 372 offender's social security number, race, sex, date of birth,  
 373 height, weight, and hair and eye color; date and county of  
 374 sentence and each crime for which the offender was sentenced; a  
 375 copy of the offender's fingerprints and a digitized photograph  
 376 taken within 60 days before release; the date of release of the  
 377 sexual offender; any electronic mail address and any instant  
 378 message name required to be provided pursuant to s.

379 943.0435(4) (d); home telephone number and any cellular telephone  
 380 number; and the offender's intended residence address, if known.

381 The department shall notify the Department of Law Enforcement if  
 382 the sexual offender escapes, absconds, or dies. If the sexual  
 383 offender is in the custody of a private correctional facility,  
 384 the facility shall take the digitized photograph of the sexual  
 385 offender within 60 days before the sexual offender's release and  
 386 provide this photograph to the Department of Corrections and  
 387 also place it in the sexual offender's file. If the sexual  
 388 offender is in the custody of a local jail, the custodian of the  
 389 local jail shall register the offender within 3 business days  
 390 after intake of the offender for any reason and upon release,  
 391 and shall notify the Department of Law Enforcement of the sexual  
 392 offender's release and provide to the Department of Law

393 Enforcement the information specified in this paragraph and any  
 394 information specified in subparagraph 2. that the Department of  
 395 Law Enforcement requests.

396 2. The department may provide any other information deemed  
 397 necessary, including criminal and corrections records,  
 398 nonprivileged personnel and treatment records, when available.

399 Section 4. Paragraph (a) of subsection (1) of section  
 400 944.607, Florida Statutes, is amended to read:

401 944.607 Notification to Department of Law Enforcement of  
 402 information on sexual offenders.--

403 (1) As used in this section, the term:

404 (a) "Sexual offender" means a person who is in the custody  
 405 or control of, or under the supervision of, the department or is  
 406 in the custody of a private correctional facility:

407 1. On or after October 1, 1997, as a result of a  
 408 conviction for committing, or attempting, soliciting, or  
 409 conspiring to commit, any of the criminal offenses proscribed in  
 410 the following statutes in this state or similar offenses in  
 411 another jurisdiction: s. 787.01, s. 787.02, or s. 787.025(2)(c),  
 412 where the victim is a minor and the defendant is not the  
 413 victim's parent or guardian; s. 794.011, excluding s.  
 414 794.011(10); s. 794.05; s. 796.03; s. 796.035; s. 800.04; s.  
 415 825.1025; s. 827.071; s. 847.0133; s. 847.0135, excluding s.  
 416 847.0135(6)~~(4)~~; s. 847.0137; s. 847.0138; s. 847.0145; or s.  
 417 985.701(1); or any similar offense committed in this state which  
 418 has been redesignated from a former statute number to one of  
 419 those listed in this paragraph; or

420           2. Who establishes or maintains a residence in this state  
 421 and who has not been designated as a sexual predator by a court  
 422 of this state but who has been designated as a sexual predator,  
 423 as a sexually violent predator, or by another sexual offender  
 424 designation in another state or jurisdiction and was, as a  
 425 result of such designation, subjected to registration or  
 426 community or public notification, or both, or would be if the  
 427 person were a resident of that state or jurisdiction, without  
 428 regard as to whether the person otherwise meets the criteria for  
 429 registration as a sexual offender.

430           Section 5. Paragraph (a) of subsection (3) of section  
 431 985.481, Florida Statutes, is amended to read:

432           985.481 Sexual offenders adjudicated delinquent;  
 433 notification upon release.--

434           (3) (a) The department must provide information regarding  
 435 any sexual offender who is being released after serving a period  
 436 of residential commitment under the department for any offense,  
 437 as follows:

438           1. The department must provide the sexual offender's name,  
 439 any change in the offender's name by reason of marriage or other  
 440 legal process, and any alias, if known; the correctional  
 441 facility from which the sexual offender is released; the sexual  
 442 offender's social security number, race, sex, date of birth,  
 443 height, weight, and hair and eye color; date and county of  
 444 disposition and each crime for which there was a disposition; a  
 445 copy of the offender's fingerprints and a digitized photograph  
 446 taken within 60 days before release; the date of release of the  
 447 sexual offender; home telephone number and any cellular



CS/HB 115

2009

448 | telephone number; and the offender's intended residence address,  
449 | if known. The department shall notify the Department of Law  
450 | Enforcement if the sexual offender escapes, absconds, or dies.  
451 | If the sexual offender is in the custody of a private  
452 | correctional facility, the facility shall take the digitized  
453 | photograph of the sexual offender within 60 days before the  
454 | sexual offender's release and also place it in the sexual  
455 | offender's file. If the sexual offender is in the custody of a  
456 | local jail, the custodian of the local jail shall register the  
457 | offender within 3 business days after intake of the offender for  
458 | any reason and upon release, and shall notify the Department of  
459 | Law Enforcement of the sexual offender's release and provide to  
460 | the Department of Law Enforcement the information specified in  
461 | this subparagraph and any information specified in subparagraph  
462 | 2. which the Department of Law Enforcement requests.

463 |         2. The department may provide any other information  
464 | considered necessary, including criminal and delinquency  
465 | records, when available.

466 |         Section 6. This act shall take effect July 1, 2009.