

108TH CONGRESS
1ST SESSION

S. 1322

To require States to make certain information regarding sexually violent predators accessible on the Internet.

IN THE SENATE OF THE UNITED STATES

JUNE 24, 2003

Mr. SCHUMER introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To require States to make certain information regarding sexually violent predators accessible on the Internet.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Sexual Offender Pa-
5 rental Notification Act of 2003”.

1 **SEC. 2. AMENDMENT TO THE JACOB WETTERLING CRIMES**
2 **AGAINST CHILDREN AND SEXUALLY VIOLENT**
3 **OFFENDER REGISTRATION ACT.**

4 Section 170101(e) of subtitle A of title XVII of the
5 Violent Crime Control and Law Enforcement Act of 1994
6 (42 U.S.C. 14071(e)) is amended—

7 (1) in paragraph (1), by striking “The” and in-
8 serting “IN GENERAL.—The”; and

9 (2) by striking paragraph (2) and inserting the
10 following:

11 “(2) ACCESSIBILITY OF INFORMATION.—The
12 State or any agency authorized by the State shall—

13 “(A) notify members or organizations of
14 the community vulnerable to persons required
15 to register under this section of relevant infor-
16 mation concerning such persons that is nec-
17 essary to protect the public, provided that the
18 state or any agency authorized by the State
19 shall retain discretion to determine the commu-
20 nity members or organizations to be notified,
21 and the manner of notification;

22 “(B) except as provided in subparagraph
23 (C), make relevant information that is nec-
24 essary to protect the public, including the name
25 of the offender, address of the offender, photo-
26 graph of the offender, crime of conviction, sen-

1 tence imposed, age and gender of the victim,
 2 description of the offense and modus operandi,
 3 and special conditions imposed on the offender,
 4 accessible on an Internet registry website that
 5 is free of charge and is designed to ensure the
 6 privacy, confidentiality, and anonymity of users,
 7 so long as such accessibility is consistent with
 8 the laws of that State; and

9 “(C) not release—

10 “(i) the identity of a victim of an of-
 11 fense that requires registration under this
 12 section; or

13 “(ii) the age of the victim if the age
 14 would identify that victim.”.

15 **SEC. 3. CRIMINAL OFFENSE.**

16 (a) IN GENERAL.—Chapter 109A of title 18, United
 17 States Code, is amended by adding at the end the fol-
 18 lowing:

19 **“§ 2249. Access of sex offender Internet registry with**
 20 **intent to commit an act of violence**

21 “(a) OFFENSE.—It shall be unlawful for any indi-
 22 vidual to intentionally access a sex offender Internet reg-
 23 istry for the purpose of obtaining information which the
 24 individual then uses to facilitate, commit, or aid in the

1 commission of an act of violence or other crime against
2 an offender listed in the Internet registry.

3 “(b) PENALTY.—Any individual who violates sub-
4 section (a) shall be fined in accordance with this title, im-
5 prisoned for not more than 5 years, or both.

6 “(c) DEFINITION.—In this section, the term ‘sex of-
7 fender Internet registry’ means the Internet registry made
8 accessible by a State in accordance with section
9 170101(e)(2) of subtitle A of title XVII of the Violent
10 Crime Control and Law Enforcement Act of 1994 (42
11 U.S.C. 14071(e)(2)).”.

12 (b) TECHNICAL AND CONFORMING AMENDMENT.—
13 The table of sections for chapter 109A of title 18, United
14 States Code, is amended by adding at the end the fol-
15 lowing:

“2249. Access of sex offender Internet registry with intent to commit an act
of violence.”.

16 **SEC. 4. COSTS OF COMPLIANCE.**

17 (a) IN GENERAL.—The Director of the Bureau of
18 Justice Assistance shall award a grant to each State to
19 offset costs directly associated with complying with section
20 170101(e)(2) of the Violent Crime Control and Law En-
21 forcement Act of 1994, as amended by this Act.

22 (b) AUTHORIZATION OF APPROPRIATIONS.—There
23 are authorized to be appropriated \$25,000,000 for each

1 of the fiscal years 2004 through 2006 to carry out the
2 provisions under subsection (a).

○