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OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1993

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# ENROLLED

SENATE BILL NO. 584

(By Senator Plymale, et al)

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PASSED April 10, 1993

In Effect 90 days from Passage

**E N R O L L E D**

**Senate Bill No. 584**

(BY SENATORS PLYMALE, DITTMAR, ANDERSON,  
HOLLIDAY AND CLAYPOLE)

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[Passed April 10, 1993; in effect ninety days from passage.]

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AN ACT to amend chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new article, designated article eight-f, relating to crime and punishment; sex offender registry act; definitions; registration with division of public safety; period of registration; sharing information with other law-enforcement agencies; confidentiality; and criminal penalties.

*Be it enacted by the Legislature of West Virginia:*

That chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new article, designated article eight-f, to read as follows:

**ARTICLE 8F. SEX OFFENDER REGISTRATION ACT.**

**§61-8F-1. Short title.**

1 This article may be cited as the "Sex Offender  
2 Registration Act".

**§61-8F-2. Registration.**

1 Any person who has been convicted of a violation of  
2 the provisions described in article eight-b of this

3 chapter or similar provisions in another jurisdiction  
4 shall, within thirty days of his or her moving into any  
5 county in which he or she resides or is temporarily  
6 domiciled for more than thirty days, register with the  
7 division of public safety.

**§61-8F-3. Change of address.**

1 When any person required to register under this  
2 article changes his or her residence or address, he or  
3 she shall inform the division of public safety of his or  
4 her new address, in writing, within ten days.

**§61-8F-4. Duration.**

1 Any person required to register, under this article,  
2 shall be required to do so for a period of ten years  
3 after conviction for the second offense defined herein  
4 if not imprisoned, and if imprisoned, for a period of  
5 ten years after release from prison by discharge or  
6 parole. A person is no longer required to register at  
7 the expiration of ten years from the date of initial  
8 registration, when that convicted person is not other-  
9 wise required, during such period, to register.

**§61-8F-5. Confidentiality.**

1 The information and documentation required in  
2 connection with the registration shall not be open to  
3 inspection by the public, or by any person other than  
4 a regularly employed peace or other law-enforcement  
5 officer acting in his or her capacity as a law-enforce-  
6 ment officer.

**§61-8F-6. Duties of institution officials.**

1 Any person required to register under this article,  
2 before parole or release, shall be informed of their  
3 duty to register by the official in charge of the place  
4 of confinement.

**§61-8F-7. Information may be shared with other law-enforcement agencies.**

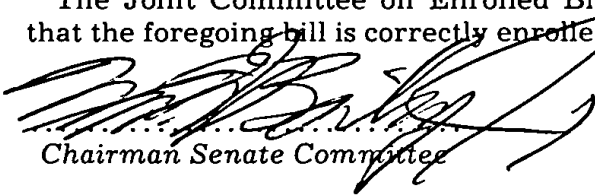
1 The division of public safety may share information  
2 gathered pursuant to this article with federal, state  
3 and local law-enforcement agencies in this state and

4 other states in the course of their official duties.

**§61-8F-8. Failure to register; penalty.**

1 Any person required to register under this section  
2 who knowingly and willfully violates any of the  
3 provisions thereof is guilty of a misdemeanor, and,  
4 upon conviction thereof, shall be fined not less than  
5 fifty dollars nor more than five hundred dollars, or  
6 imprisoned in the county jail not more than one year,  
7 or both fined and imprisoned.

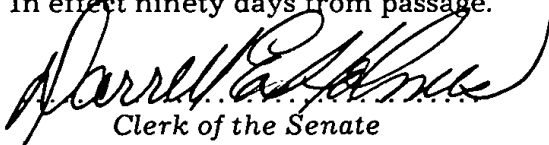
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

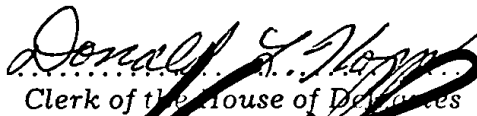
  
.....  
Chairman Senate Committee

  
..... Ernest C. Moore  
Chairman House Committee

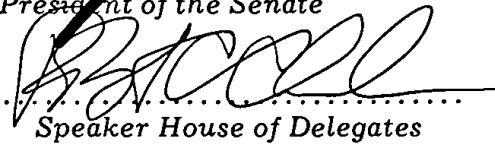
Originated in the Senate.

In effect ninety days from passage.

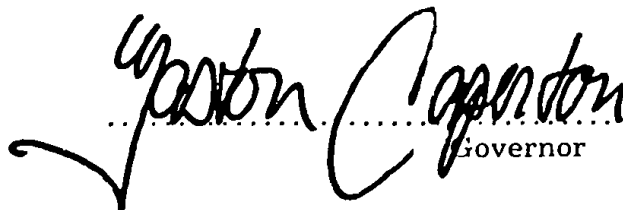
  
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Clerk of the Senate

  
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Clerk of the House of Delegates

  
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President of the Senate

  
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Speaker House of Delegates

The within is approved..... this the 22<sup>nd</sup>  
day of April....., 1993.

  
.....  
Governor

PRESENTED TO THE

GOVERNOR

Date 4/19/93

Time 9:58 am