

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

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**HOUSE BILL 209
Committee Substitute Reported Without Prejudice 3/25/09**

Short Title: Sex Offender Registry/Liberties w/Student. (Public)

Sponsors:

Referred to:

February 18, 2009

A BILL TO BE ENTITLED

1 AN ACT TO ADD THE OFFENSE OF TAKING INDECENT LIBERTIES WITH A
2 STUDENT TO THE LIST OF SEX OFFENSES THAT REQUIRE REGISTRATION
3 UNDER THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION
4 PROGRAM, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON SEX
5 OFFENDER ISSUES.
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7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** G.S. 14-208.6(5) reads as rewritten:

9 "(5) "Sexually violent offense" means a violation of G.S. 14-27.2 (first degree
10 rape), G.S. 14-27.2A (rape of a child; adult offender), G.S. 14-27.3 (second
11 degree rape), G.S. 14-27.4 (first degree sexual offense), G.S. 14-27.4A (sex
12 offense with a child; adult offender), G.S. 14-27.5 (second degree sexual
13 offense), G.S. 14-27.5A (sexual battery), G.S. 14-27.6 (attempted rape or
14 sexual offense), G.S. 14-27.7 (intercourse and sexual offense with certain
15 victims), G.S. 14-27.7A(a) (statutory rape or sexual offense of person who is
16 13-, 14-, or 15-years-old where the defendant is at least six years older), G.S.
17 14-43.13 (subjecting or maintaining a person for sexual servitude), G.S.
18 14-178 (incest between near relatives), G.S. 14-190.6 (employing or
19 permitting minor to assist in offenses against public morality and decency),
20 G.S. 14-190.9(a1) (felonious indecent exposure), G.S. 14-190.16 (first
21 degree sexual exploitation of a minor), G.S. 14-190.17 (second degree
22 sexual exploitation of a minor), G.S. 14-190.17A (third degree sexual
23 exploitation of a minor), G.S. 14-190.18 (promoting prostitution of a minor),
24 G.S. 14-190.19 (participating in the prostitution of a minor), G.S. 14-202.1
25 (taking indecent liberties with children), ~~or~~ G.S. 14-202.3 (Solicitation of
26 child by computer to commit an unlawful sex act), G.S. 14-202.4 (taking
27 indecent liberties with a student), G.S. 14-318.4(a1) (parent or caretaker
28 commit or permit act of prostitution with or by a juvenile), or G.S.
29 14-318.4(a2) (commission or allowing of sexual act upon a juvenile by
30 parent or guardian). The term also includes the following: a solicitation or
31 conspiracy to commit any of these offenses; aiding and abetting any of these
32 offenses."

33 **SECTION 2.** This act becomes effective December 1, 2009, and applies to all
34 persons convicted of a violation of G.S. 14-202.4 on or after that date, and to all persons
35 released from a penal institution on or after that date.

