

**Senator Todd D. Weiler** proposes the following substitute bill:

**SEX AND KIDNAP OFFENDER REGISTRY AMENDMENTS**

2023 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Todd D. Weiler**

House Sponsor: Ryan D. Wilcox

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**LONG TITLE**

**General Description:**

This bill address registration on the Sex and Kidnap Offender Registry.

**Highlighted Provisions:**

This bill:

▶ removes a felony conviction for enticing a minor from the list of crimes that require an offender to register on the Sex and Kidnap Offender Registry for the offender's lifetime; and

▶ makes technical changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**77-41-106**, as last amended by Laws of Utah 2022, Chapters 185, 430

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **77-41-106** is amended to read:



26 **77-41-106. Offenses requiring lifetime registration.**27 Offenses requiring lifetime registration referred to in Subsection 77-41-105(3)(c)(i) are:28 (1) any offense listed in Subsection 77-41-102(9) or (17) if, at the time of the  
29 conviction, the offender has previously been convicted of an offense listed in Subsection  
30 77-41-102(9) or (17) or has previously been required to register as a sex offender for an offense  
31 committed as a juvenile;32 (2) a conviction for any of the following offenses, including attempting, soliciting, or  
33 conspiring to commit any felony of:34 (a) Section 76-5-301.1, child kidnapping, except if the offender is a natural parent of  
35 the victim;

36 (b) Section 76-5-402, rape;

37 (c) Section 76-5-402.1, rape of a child;

38 (d) Section 76-5-402.2, object rape;

39 (e) Section 76-5-402.3, object rape of a child;

40 (f) Section 76-5-403.1, sodomy on a child;

41 (g) Section 76-5-404.3, aggravated sexual abuse of a child; or

42 (h) Section 76-5-405, aggravated sexual assault;

43 (3) Section 76-5-308.1, human trafficking for sexual exploitation;

44 (4) Section 76-5-308.5, human trafficking of a child for sexual exploitation;

45 (5) Section 76-5-310, aggravated human trafficking for sexual exploitation;

46 (6) Section 76-5-311, human trafficking of a vulnerable adult for sexual exploitation;

47 [~~(7) Section 76-4-401, a felony violation of enticing a minor over the Internet;~~]48 [~~(8)~~] (7) Section 76-5-302, aggravated kidnapping, except if the offender is a natural  
49 parent of the victim;50 [~~(9)~~] (8) Section 76-5-403, forcible sodomy;51 [~~(10)~~] (9) Section 76-5-404.1, sexual abuse of a child;52 [~~(11)~~] (10) Section 76-5b-201, sexual exploitation of a minor;53 [~~(12)~~] (11) Section 76-5b-201.1, aggravated sexual exploitation of a minor;54 [~~(13)~~] (12) Subsection 76-5b-204(2)(b), aggravated sexual extortion; or55 [~~(14)~~] (13) Section 76-10-1306, aggravated exploitation of prostitution, on or after May  
56 10, 2011.