

1 (3) "Minor" means a person under the age of eighteen (18) years old.

2 (4) "Offender" means a person who is or is required to be registered as a sex offender in
3 this state or any other jurisdiction and whose victim was a minor.

4 **11-37.3-2. Prohibition from Employment.** -- (a) Any entity that is a child safe zone is
5 prohibited from employing a person who is an offender.

6 (b) The individual who made the final hiring decision for an entity that is a child safe
7 zone that knowingly employs an offender as prohibited in § 11-37.3-2(a) shall be subject to a fine
8 of one thousand dollars (\$1,000) for each day the offender is employed.

9 (c) Any offender who knowingly misrepresents or omits his or her sex offender
10 registration status to obtain employment in a child safe zone shall be guilty of a felony and, upon
11 conviction, be subject to imprisonment for not more than five (5) years, a fine of not more than
12 five thousand dollars (\$5,000), or both.

13 **11-37.3-3. Prohibition from ownership or operation.** -- (a) Any offender is prohibited
14 from owning or operating an entity that is a child safe zone. This prohibition shall not apply to
15 any offender who owned or operated an entity that is a child safe zone prior to August 1, 2014.

16 (b) Any offender who knowingly owns or operates an entity that is a child safe zone shall
17 be guilty of a felony and, upon conviction, be subject to imprisonment for not more than five (5)
18 years, a fine of not more than five thousand dollars (\$5,000), or both.

19 **11-37.3-4. Immunity from liability.** -- An entity that is a child safe zone that declines to
20 hire or declines to continue an offender's employment on the basis of the employment prohibition
21 in § 11-37.3-2(a) shall not be liable for civil damages or subject to any claim, demand, cause of
22 action, or proceeding of any nature as a result of the prohibition.

23 SECTION 2. This act shall take effect on August 1, 2014.

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LC004489/SUB A
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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T
RELATING TO CRIMINAL OFFENSES-CHILD SAFE ZONES

1 This act would create child safe zones where sex offenders whose victim was a minor are
2 prohibited from being employed. This act also prohibits a sex offender whose victim was a minor
3 from owning or operating a entity that is a child safe zone.

4 This act would take effect on August 1, 2014.

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