



Sen. John J. Millner

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09700SB2151sam001

LRB097 09724 RLC 53753 a

1 AMENDMENT TO SENATE BILL 2151

2 AMENDMENT NO. _____. Amend Senate Bill 2151 on page 7,
3 line 12, by replacing "sexual exploitation" with "felony sexual
4 exploitation"; and

5 on page 9, by inserting immediately below line 17 the
6 following:

7 "(k) Waiver of prohibition.

8 (1) A person who is an adjudicated juvenile delinquent
9 child sex offender covered by this Section may, no less
10 than 10 years after adjudication, petition for a waiver
11 from the prohibitions of this Section.

12 (2) The court may upon a hearing on the petition for
13 waiver of prohibitions, grant a waiver from the
14 prohibitions of this Section to the person if the court
15 finds that the person does not pose a risk to the community
16 by a preponderance of the evidence based upon the factors
17 set forth in paragraph (3) of this subsection (k).

1 (3) To determine whether a person seeking a waiver from
2 the prohibitions of this Section poses a risk to the
3 community, the court shall consider the following factors:

4 (A) a risk assessment performed by an evaluator
5 approved by the Sex Offender Management Board;

6 (B) the sex offender history of the person;

7 (C) evidence of the person's rehabilitation;

8 (D) the age of the person at the time of the
9 offense for which the person was adjudicated as a
10 juvenile delinquent child sex offender;

11 (E) information related to the person's mental,
12 physical, educational, and social history;

13 (F) victim impact statements; and

14 (G) any other factors deemed relevant by the court.

15 (4) At the hearing, the person may present a risk
16 assessment conducted by an evaluator who is a licensed
17 psychiatrist, psychologist, or other mental health
18 professional, and who has demonstrated clinical experience
19 in sex offender treatment."