

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRBs0272/1dn  
MGD:lmk:pg

November 7, 2005

Anne and Luke:

This substitute amendment incorporates language requested by Rep. Friske specifying that a person who commits a sex offense (as defined in the sex offender registry statute) must be placed, upon release to parole, extended supervision, conditional release, or supervised release, in the county in which he or she resided when the offense was committed, the county in which the case was prosecuted, or a county that has a treatment facility for sex offenders.

As was the case with Assembly Substitute Amendment 1, the GPS requirements contained in this substitute amendment may be unconstitutional. Arguably, they increase the penalty for offenders who have already been sentenced, in violation of the constitutional prohibition on ex post facto laws.

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