



FY2011 RECOMMENDATION/FY11-SO11 AFFIRMATIVE DEFENSE FOR FAILURE TO REGISTER PER THE FEDERAL ADAM WALSH ACT

Status: Implementation Complete

Actions/Updates

2012 ACTION/IMPLEMENTATION

Action on this recommendation was completed with the passage of House Bill 11-1278.

Description

Add an affirmative defense for failure to register based on the model provided in the Adam Walsh Act.

Agencies Responsible

Discussion

Although, in practice, charges may infrequently be filed under these circumstances, an affirmative defense for failure to register should be established in statute to accommodate uncontrollable circumstances. The Adam Walsh Act provides a model for this affirmative defense.