

Re: Penal Code Section 3003.5

I am conducting a search to find out if any law enforcement agencies have proceeded with a City Ordinance (as mentioned in P.C. 3003.5 (c)) to further restrict the residency of any person for whom registration is required pursuant to Section 290.

I am requesting that any agency please email to me a copy of their Ordinance.

Sincerely,
Debbie Moore, Captain
Gilroy Police Department

Here is the current wording on the specific Penal Code Section 3003.5 :

3003.5.

(a) Notwithstanding any other provision of law, when a person is released on parole after having served a term of imprisonment in state prison for any offense for which registration is required pursuant to Section 290, that person may not, during the period of parole, reside in any single family dwelling with any other person also required to register pursuant to Section 290, unless those persons are legally related by blood, marriage, or adoption. For purposes of this section, "single family dwelling" shall not include a residential facility which serves six or fewer persons.

(b) Notwithstanding any other provision of law, it is unlawful for any person for whom registration is required pursuant to Section 290 to reside within 2000 feet of any public or private school, or park where children regularly gather.

(c) Nothing in this section shall prohibit municipal jurisdictions from enacting local ordinances that further restrict the residency of any person for whom registration is required pursuant to Section 290.