
By: **Chairman, Judiciary Committee (By Request - Departmental - Public
Safety and Correctional Services)**

Introduced and read first time: February 9, 2005

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Procedure - Registration of Sex Offenders**

3 FOR the purpose of adding certain registration duties to certain local law
4 enforcement units for certain registrants; and generally relating to the
5 registration of sex offenders.

6 BY repealing and reenacting, with amendments,
7 Article - Criminal Procedure
8 Section 11-707 and 11-711
9 Annotated Code of Maryland
10 (2001 Volume and 2004 Supplement)

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
12 MARYLAND, That the Laws of Maryland read as follows:

13 **Article - Criminal Procedure**

14 11-707.

15 (a) (1) A child sexual offender shall register annually in person with a local
16 law enforcement unit for the term provided under paragraph (4) of this subsection.

17 (2) An offender and a sexually violent offender shall register annually
18 with [the Department] A LOCAL LAW ENFORCEMENT UNIT in accordance with §
19 11-711(a) of this subtitle and for the term provided under paragraph (4) of this
20 subsection.

21 (3) A sexually violent predator shall register every 90 days in accordance
22 with § 11-711(b) of this subtitle and for the term provided under paragraph (4)(ii) of
23 this subsection.

24 (4) The term of registration is:

25 (i) 10 years; or

- 1 (ii) life, if:
- 2 1. the registrant is a sexually violent predator;
- 3 2. the registrant has been convicted of a sexually violent
4 offense;
- 5 3. the registrant has been convicted of a violation of § 3-602
6 of the Criminal Law Article for commission of a sexual act involving penetration of a
7 child under the age of 12 years; or
- 8 4. the registrant has been convicted of a prior crime as a
9 child sexual offender, an offender, or a sexually violent offender.

10 (5) A registrant who is not a resident of the State shall register for the
11 appropriate time specified in this subsection or until the registrant's employment or
12 student enrollment in the State ends.

13 (b) A term of registration described in this section shall be computed from:

- 14 (1) the last date of release;
- 15 (2) the date granted probation; or
- 16 (3) the date granted a suspended sentence.

17 11-711.

18 (a) (1) [The Department] A LOCAL LAW ENFORCEMENT UNIT shall mail
19 annually a verification form to the last reported address of each offender and sexually
20 violent offender.

21 (2) The verification form may not be forwarded.

22 (3) Within 10 days after receiving the verification form, the offender or
23 sexually violent offender shall sign the verification form and mail it to the
24 [Department] LOCAL LAW ENFORCEMENT UNIT.

25 (4) WITHIN 5 DAYS AFTER RECEIVING A VERIFICATION FORM FROM AN
26 OFFENDER OR SEXUALLY VIOLENT OFFENDER, A LOCAL LAW ENFORCEMENT UNIT
27 SHALL SEND A COPY OF THE VERIFICATION FORM TO THE DEPARTMENT.

28 (b) [(1) A local law enforcement unit shall mail a verification form every 90
29 days to the last reported address of a sexually violent predator.

30 (2) The verification form may not be forwarded.

31 (3) Within 10 days after receiving the verification form, the sexually
32 violent predator shall sign the form and mail it to the local law enforcement unit.

1 (4) Within 5 days after receiving a verification form from a sexually
2 violent predator, a local law enforcement unit] WITHIN 5 DAYS AFTER A SEXUALLY
3 VIOLENT PREDATOR COMPLETES THE REGISTRATION REQUIREMENTS OF § 11-707(A)
4 OF THIS SUBTITLE, A LOCAL LAW ENFORCEMENT UNIT shall send [a copy of the
5 verification form] NOTICE OF THE REGISTRATION to the Department.

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
7 effect October 1, 2005.