

HOUSE BILL 1388

E1, E4

7lr3049

By: **Delegates Flanagan, Atterbeary, Kittleman, McComas, and B. Wilson**

Introduced and read first time: February 10, 2017

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Sexual Crimes – Video Games – Prohibited Conduct and Warnings to Game**
3 **Developers**

4 FOR the purpose of prohibiting a person who has been convicted of a certain sexual crime
5 involving a child from using a certain type of game; establishing penalties for a
6 violation of this Act; requiring the Department of Public Safety and Correctional
7 Services to post a certain warning on its Web site; defining certain terms; and
8 generally relating to sexual crimes.

9 BY adding to

10 Article – Criminal Law

11 Section 3–326

12 Annotated Code of Maryland

13 (2012 Replacement Volume and 2016 Supplement)

14 BY repealing and reenacting, with amendments,

15 Article – Criminal Procedure

16 Section 11–713

17 Annotated Code of Maryland

18 (2008 Replacement Volume and 2016 Supplement)

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

21 **Article – Criminal Law**

22 **3–326.**

23 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**
24 **INDICATED.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (1) as soon as possible but not later than 3 working days after receiving the
2 conviction data and fingerprints of a registrant, shall transmit the data and fingerprints to
3 the Federal Bureau of Investigation if the Bureau does not have that information;

4 (2) shall keep a central registry of registrants and a listing of juvenile sex
5 offenders;

6 (3) shall weekly transmit the central registry of registrants to the State
7 Department of Education in a format that can be used by the State Superintendent to
8 cross-reference with the database of licensed child care centers, registered family child care
9 homes, and approved Child Care Subsidy Program informal providers;

10 (4) shall reimburse local law enforcement units for the cost of processing
11 the registration statements of registrants, including the cost of taking fingerprints, palm
12 prints, and digital images;

13 (5) shall reimburse local law enforcement units for the reasonable costs of
14 implementing community notification procedures;

15 (6) shall be responsible for receiving and distributing all intrastate,
16 federal, and foreign government communications relating to the registration of sex
17 offenders; [and]

18 (7) shall notify all jurisdictions where the registrant will reside, carry on
19 employment, or attend school within 3 days of changes in the registrant's registration; **AND**

20 **(8) SHALL POST A WARNING ON ITS WEB SITE URGING COMPUTER**
21 **PROGRAM DEVELOPERS TO AVOID DESIGNING COMPUTER PROGRAMS THAT MAY**
22 **PLACE CHILDREN AT RISK OF BEING IN PROXIMITY TO REGISTRANTS.**

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 October 1, 2017.