

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL NO. 875

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Sexual Offenders and Predators” and substitute “Offenders and Sexual Offenders”; in line 4, strike “sexual”; in the same line, strike “predators” and substitute “sexual offenders”; in line 6, after “dates;” insert “altering a certain definition; providing for the application of this Act;”; in the same line, strike “sexual”; in line 7, strike “predators” and substitute “sexual offenders”; and in line 15, after “792(a)(7)” insert “and (12)”.

AMENDMENT NO. 2

On page 2, in line 9, strike “1996” and substitute “1997”; and after line 9, insert:

“(12) “Supervising authority” means:

(i) If the registrant is in the custody of a facility operated by the Department of Public Safety and Correctional Services, the Secretary of Public Safety and Correctional Services;

(ii) If the registrant is in the custody of a local or regional detention center, including an offender who is participating in a home detention program, the administrator of the facility;

(iii) Except as provided in item [(viii)] (X) of this paragraph, if the registrant is granted probation before judgment, probation after judgment, or a suspended sentence, the court that granted the probation or suspended sentence;

(iv) If the registrant is in the custody of the Patuxent Institution, the Director of the Patuxent Institution;

(v) If the registrant is in the custody of a facility operated by the Department

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of Health and Mental Hygiene, the Secretary of Health and Mental Hygiene;

(vi) If the registrant's sentence does not include a term of imprisonment, the court in which the offender was convicted;

(vii) If the offender is in the State under the terms and conditions of the interstate compact agreements under Article 41, §§ 4-801 and 4-1201 through 4-1211 of the Code, the Secretary of Public Safety and Correctional Services; [or]

(viii) IF THE REGISTRANT MOVES TO THIS STATE AND WAS CONVICTED IN ANOTHER STATE OF AN OFFENSE THAT WOULD REQUIRE THE INDIVIDUAL TO REGISTER IF THE OFFENSE WAS COMMITTED IN THIS STATE, THE SECRETARY OF PUBLIC SAFETY AND CORRECTIONAL SERVICES;

(IX) IF THE REGISTRANT MOVES TO THIS STATE FROM ANOTHER STATE WHERE THE INDIVIDUAL WAS REQUIRED TO REGISTER, THE SECRETARY OF PUBLIC SAFETY AND CORRECTIONAL SERVICES; OR

(X) If the registrant is under the supervision of the Division of Parole and Probation, the Director of Parole and Probation.”.

AMENDMENT NO. 3

On page 3, after line 18, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, notwithstanding any law to the contrary, this Act shall apply to child sexual offenders required to register in another state for an offense occurring before October 1, 1995 and to other registrants required to register in another state for an offense occurring before July 1, 1997.”;

and in line 19, strike “2.” and substitute “3.”.