
By: **Delegates Dembrow and Elliott**
Introduced and read first time: February 1, 2001
Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Procedure - Sex Offender Registration - Retroactive Application**

3 FOR the purpose of requiring the registration of certain sex offenders and other
4 offenders subject to registration requirements to be applied retroactively under
5 certain circumstances; making the provisions of this Act severable; and
6 generally relating to registration of sex offenders and other offenders.

7 BY adding to
8 Article - Criminal Procedure
9 Section 11-702.1
10 Annotated Code of Maryland
11 (As enacted by Chapter _____(S.B. 1) of the Acts of the General Assembly of 2001)

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

14 **Article - Criminal Procedure**

15 11-702.1.

16 (A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, THIS
17 SUBTITLE SHALL BE APPLIED RETROACTIVELY TO INCLUDE A REGISTRANT
18 CONVICTED OF AN OFFENSE COMMITTED ON OR BEFORE JULY 1, 1997, AND WHO IS
19 UNDER THE CUSTODY OR SUPERVISION OF A SUPERVISING AUTHORITY ON OCTOBER
20 1, 2001.

21 (B) THIS SUBTITLE SHALL BE APPLIED RETROACTIVELY TO A CHILD SEXUAL
22 OFFENDER WHO COMMITTED THE SEXUAL OFFENSE BEFORE OCTOBER 1, 1995, AND
23 WHO IS UNDER THE CUSTODY OR SUPERVISION OF A SUPERVISING AUTHORITY ON
24 OCTOBER 1, 2001.

25 SECTION 2. AND BE IT FURTHER ENACTED, That if any provision of this
26 Act or the application thereof to any person or circumstance is held invalid for any
27 reason in a court of competent jurisdiction, the invalidity does not affect other
28 provisions or any other application of this Act which can be given effect without the

1 invalid provision or application, and for this purpose the provisions of this Act are
2 declared severable.

3 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 October 1, 2001.