HOUSE BILL 629

2001 Regular Session

1lr1675 HB 289/00 - JUD By: Delegate K. Kelly Introduced and read first time: February 7, 2001 Assigned to: Judiciary Committee Report: Favorable House action: Adopted Read second time: March 16, 2001 CHAPTER 1 AN ACT concerning 2 Criminal Procedure - Registration of Offenders and Sex Offenders -3 **Required Disclosures** 4 FOR the purpose of requiring a local law enforcement agency on written request to send, under certain circumstances, a copy of the registration statement for each 5 sexually violent offender or offender whose registration statement is on record 6 with the law enforcement agency to the person who submitted the request; and 7 generally relating to disclosure of registration statements of offenders and sex 8 9 offenders. 10 BY repealing and reenacting, without amendments, Article - Criminal Procedure 11 Section 11-701(b), (c), (d), (f), (g), and (h) 12 13 Annotated Code of Maryland 14 (As enacted by Chapter _____ (S.B. 1) of the Acts of the General Assembly of 15 2001) 16 BY repealing and reenacting, with amendments, Article - Criminal Procedure 17 Section 11-716 18 19 Annotated Code of Maryland 20 (As enacted by Chapter ____ (S.B. 1) of the Acts of the General Assembly of 21 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF 22

23 MARYLAND, That the Laws of Maryland read as follows:

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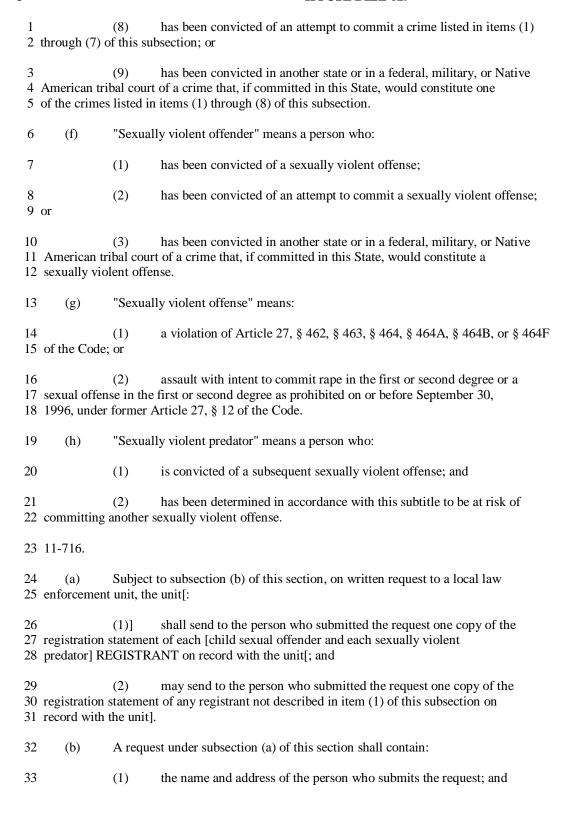
(7)

36 is a sexual offense against a person under the age of 18 years;

HOUSE BILL 629 1 Article - Criminal Procedure 2 11-701. 3 (b) "Child sexual offender" means a person who: 4 has been convicted of violating the abuse of children statute under 5 Article 27, § 35C of the Code for a crime involving sexual abuse of a child under the 6 age of 18 years; 7 has been convicted of violating any of the provisions of the rape or 8 sexual offense statutes under Article 27, §§ 462 through 464B of the Code for a crime 9 involving a child under the age of 15 years; 10 has been convicted of violating the fourth degree sexual offense 11 statute under Article 27, § 464C of the Code for a crime involving a child under the 12 age of 15 years and has been ordered by the court to register under this subtitle; or 13 has been convicted in another state or in a federal, military, or Native 14 American tribal court of a crime that, if committed in this State, would constitute one 15 of the crimes listed in items (1) and (2) of this subsection. "Local law enforcement unit" means the law enforcement unit in a county 16 (c) 17 that has been designated by resolution of the county governing body or created by law 18 as the primary law enforcement unit in the county. 19 "Offender" means a person who is ordered by a court to register under this 20 subtitle and who: 21 (1) has been convicted of violating child abduction or kidnapping 22 statutes under Article 27, § 1, § 2, or § 338 of the Code; 23 has been convicted of violating the kidnapping statute under Article 24 27, § 337 of the Code or the fourth degree sexual offense statute under Article 27, § 25 464C of the Code, if the victim is under the age of 18 years; (3) 26 has been convicted of the common law crime of false imprisonment, if 27 the victim is under the age of 18 years and the person is not the victim's parent; has been convicted of a crime that involves soliciting a person under 29 the age of 18 years to engage in sexual conduct; 30 has been convicted of violating the child pornography statute under 31 Article 27, § 419A of the Code; 32 has been convicted of violating the prostitution statute under Article 33 27, § 15 of the Code or any of the pandering statutes under Article 27, §§ 426 through 34 433 of the Code if the intended prostitute is under the age of 18 years;

has been convicted of a crime that involves conduct that by its nature

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- 1 (2) the reason for the request.
- $2\,$ (c) A local law enforcement unit shall keep records of all written requests 3 received under subsection (a) of this section.
- 4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
- 5 October 1, 2001.