Unofficial Copy E1 2004 Regular Session 4lr2582

By: Delegates Quinter and Mitchell

Introduced and read first time: February 13, 2004

Assigned to: Judiciary

### A BILL ENTITLED

### 1 AN ACT concerning

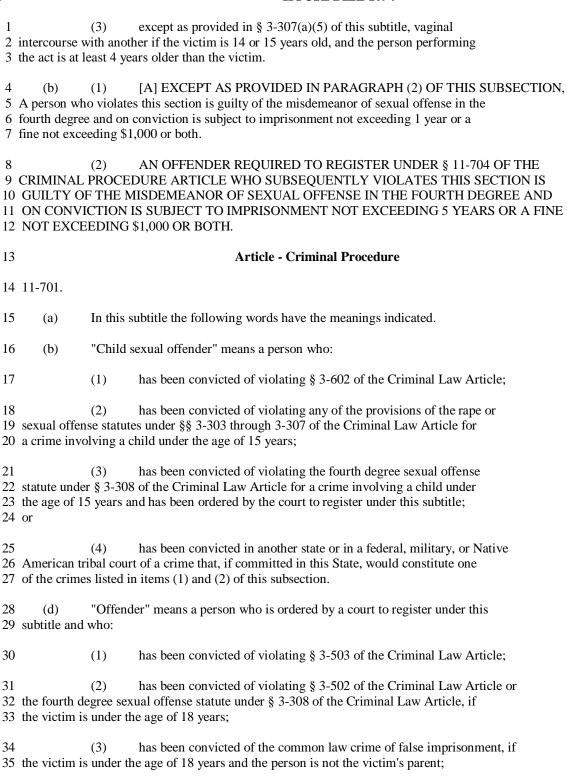
### 2 Crimes - Fourth Degree Sexual Offense - Penalty for Registrable Offender

- 3 FOR the purpose of altering the penalty for a person convicted of a sexual offense in
- 4 the fourth degree if the person is an offender required to register as a sexual
- 5 offender for a prior crime; and generally relating to sexual crimes.
- 6 BY repealing and reenacting, with amendments,
- 7 Article Criminal Law
- 8 Section 3-308
- 9 Annotated Code of Maryland
- 10 (2002 Volume and 2003 Supplement)
- 11 BY repealing and reenacting, without amendments,
- 12 Article Criminal Procedure
- 13 Section 11-701(a), (b), (d), (f), (g), and (h) and 11-704(a)
- 14 Annotated Code of Maryland
- 15 (2001 Volume and 2003 Supplement)
- 16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
- 17 MARYLAND, That the Laws of Maryland read as follows:

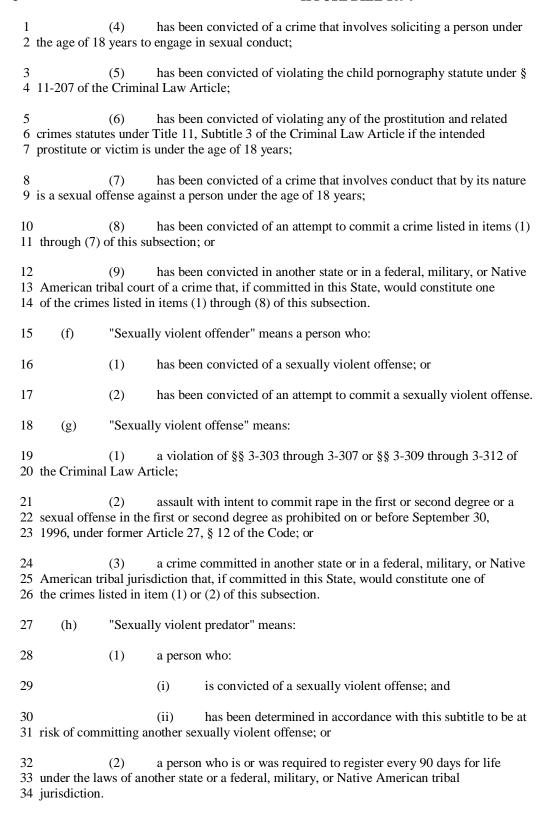
## 18 Article - Criminal Law

- 19 3-308.
- 20 (a) A person may not engage in:
- 21 (1) sexual contact with another without the consent of the other;
- 22 (2) except as provided in § 3-307(a)(4) of this subtitle, a sexual act with
- 23 another if the victim is 14 or 15 years old, and the person performing the sexual act is
- 24 at least 4 years older than the victim; or

### **HOUSE BILL 1094**



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1	11-704.				
2 3	(a) person is:	A person shall register with the person's supervising authority if the			
4		(1)	a child s	sexual offender;	
5		(2)	an offen	der;	
6		(3)	a sexual	ly violent offender;	
7		(4)	a sexual	ly violent predator;	
	8 (5) a child sexual offender who, before moving into this State, was 9 required to register in another state or by a federal, military, or Native American 10 tribal court for a crime that occurred before October 1, 1995;				
13	11 (6) an offender, sexually violent offender, or sexually violent predator 12 who, before moving into this State, was required to register in another state or by a 13 federal, military, or Native American tribal court for a crime that occurred before July 14 1, 1997; or				
	5 (7) a child sexual offender, offender, sexually violent offender, or sexually 6 violent predator who is required to register in another state, who is not a resident of 7 this State, and who enters this State:				
18			(i)	to carry on employment; or	
	(ii) to attend a public or private educational institution, including a secondary school, trade or professional institution, or institution of higher education, as a full-time or part-time student.				
22 23	2 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take 3 effect October 1, 2004.				