

# SENATE BILL 337

E2

71r0683

---

By: **Senator Brinkley**

Introduced and read first time: February 1, 2007

Assigned to: Judicial Proceedings

---

## A BILL ENTITLED

1 AN ACT concerning

2 **Registered Offenders Working at Fairs and Carnivals – Prohibition**

3 FOR the purpose of prohibiting a certain registrant from working at a fair or carnival;  
4 prohibiting an owner or operator of a fair or carnival, or a subcontractor hired  
5 by an owner or operator of a fair or carnival, from knowingly permitting an  
6 individual to work at a fair or carnival if the individual is a certain registrant;  
7 establishing a certain penalty; and generally relating to registered offenders.

8 BY repealing and reenacting, without amendments,  
9 Article – Criminal Procedure  
10 Section 11–704(a)  
11 Annotated Code of Maryland  
12 (2001 Volume and 2006 Supplement)

13 BY adding to  
14 Article – Criminal Procedure  
15 Section 11–727  
16 Annotated Code of Maryland  
17 (2001 Volume and 2006 Supplement)

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

20 **Article – Criminal Procedure**

21 11–704.

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) A person shall register with the person's supervising authority if the  
2 person is:

3 (1) a child sexual offender;

4 (2) an offender;

5 (3) a sexually violent offender;

6 (4) a sexually violent predator;

7 (5) a child sexual offender who, before moving into this State, was  
8 required to register in another state or by a federal, military, or Native American  
9 tribal court for a crime that occurred before October 1, 1995;

10 (6) an offender, sexually violent offender, or sexually violent predator  
11 who, before moving into this State, was required to register in another state or by a  
12 federal, military, or Native American tribal court for a crime that occurred before July  
13 1, 1997; or

14 (7) a child sexual offender, offender, sexually violent offender, or  
15 sexually violent predator who is required to register in another state, who is not a  
16 resident of this State, and who enters this State:

17 (i) to carry on employment;

18 (ii) to attend a public or private educational institution,  
19 including a secondary school, trade or professional institution, or institution of higher  
20 education, as a full-time or part-time student; or

21 (iii) as a transient.

22 **11-727.**

23 (A) **A REGISTRANT MAY NOT WORK AT A FAIR OR CARNIVAL**  
24 **REGARDLESS OF WHETHER COMPENSATION IS RECEIVED.**

25 (B) **THE OWNER OR OPERATOR OF A FAIR OR CARNIVAL, OR A**  
26 **SUBCONTRACTOR HIRED BY THE OWNER OR OPERATOR OF A FAIR OR**  
27 **CARNIVAL, MAY NOT KNOWINGLY PERMIT AN INDIVIDUAL TO WORK AT THE**  
28 **FAIR OR CARNIVAL IF THE INDIVIDUAL IS A REGISTRANT.**

1           (C) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A  
2 MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT  
3 EXCEEDING 5 YEARS OR A FINE NOT EXCEEDING \$5,000 OR BOTH.

4           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
5 October 1, 2007.