

SENATE BILL 933

E2

0lr2896

By: **Senators Zirkin and Stone**

Introduced and read first time: February 17, 2010

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Procedure – Sexual Offender Registry – Failure to Provide**
3 **Required Information**

4 FOR the purpose of prohibiting a certain person required to register as a sexual
5 offender from knowingly failing to provide any information required to be
6 included in a registration statement; providing criminal penalties for a violation
7 of this Act; and generally relating to the sexual offender registry.

8 BY repealing and reenacting, without amendments,
9 Article – Criminal Procedure
10 Section 11–706
11 Annotated Code of Maryland
12 (2008 Replacement Volume and 2009 Supplement)

13 BY repealing and reenacting, with amendments,
14 Article – Criminal Procedure
15 Section 11–721
16 Annotated Code of Maryland
17 (2008 Replacement Volume and 2009 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 11–706.

22 (a) A registration statement shall include:

23 (1) the registrant’s full name, including any suffix, and address;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) (i) for a registrant under § 11–704(a)(7)(i) of this subtitle or
2 who is on work release, the registrant’s place of employment; or

3 (ii) for a registrant under § 11–704(a)(7)(ii) of this subtitle, the
4 registrant’s place of educational institution or school enrollment;

5 (3) (i) for a registrant enrolled, or expecting to enroll, in an
6 institution of higher education in the State as a full–time or part–time student, the
7 name and address of the institution of higher education; or

8 (ii) for a registrant who carries on employment, or expects to
9 carry on employment, at an institution of higher education in the State, the name and
10 address of the institution of higher education;

11 (4) a description of the crime for which the registrant was convicted;

12 (5) the date that the registrant was convicted;

13 (6) the jurisdiction in which the registrant was convicted;

14 (7) a list of any aliases, former names, electronic mail addresses,
15 computer log–in or screen names or identities, instant–messaging identities, and
16 electronic chat room identities that the registrant has used;

17 (8) the registrant’s Social Security number;

18 (9) any other name by which the registrant has been legally known;

19 (10) a copy of the registrant’s valid driver’s license or identification
20 card;

21 (11) the license plate number and description of any vehicle owned or
22 regularly operated by the registrant; and

23 (12) the registrant’s signature and date signed.

24 (b) If the registrant is a sexually violent predator, the registration statement
25 shall also include:

26 (1) identifying factors, including a physical description;

27 (2) anticipated future residence, if known at the time of registration;

28 (3) offense history; and

29 (4) documentation of treatment received for a mental abnormality or
30 personality disorder.

1 11-721.

2 (a) A registrant may not knowingly fail to register, knowingly fail to provide
3 the written notice required under § 11-705(d), (e), or (f) of this subtitle, **KNOWINGLY**
4 **FAIL TO PROVIDE ANY INFORMATION REQUIRED TO BE INCLUDED IN A**
5 **REGISTRATION STATEMENT DESCRIBED IN § 11-706 OF THIS SUBTITLE**, or
6 knowingly provide false information of a material fact as required by this subtitle.

7 (b) A person who violates this section:

8 (1) for a first offense, is guilty of a misdemeanor and on conviction is
9 subject to imprisonment not exceeding 3 years or a fine not exceeding \$5,000 or both;
10 and

11 (2) for a second or subsequent offense, is guilty of a felony and on
12 conviction is subject to imprisonment not exceeding 5 years or a fine not exceeding
13 \$10,000 or both.

14 (c) A person who violates this section is subject to § 5-106(b) of the Courts
15 Article.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 2010.