



SB0755/163728/1

AMENDMENTS  
PREPARED  
BY THE  
DEPT. OF LEGISLATIVE  
SERVICES

13 MAR 23  
12:42:58

BY: Senator Muse  
(To be offered in the Judicial Proceedings Committee)

AMENDMENTS TO SENATE BILL 755  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “– **Sexual Contact With Person in Custody – Penalty**” and substitute “, **Correctional Employees, and Court-Ordered Services Providers – Prohibition on Sexual Activity – Penalties and Registry**”; strike beginning with “with” in line 3 down through “officer” in line 4 and substitute “between a law enforcement officer, correctional employee, or court-ordered services provider and certain individuals”; in line 5, after “circumstances;” insert “requiring a person convicted of a certain offense to register on a certain sex offender registry;”; in the same line, strike “law enforcement officers” and substitute “sexual offenses”; in line 8, strike “3–307 and”; and after line 10, insert:

“BY repealing and reenacting, with amendments,

Article - Criminal Procedure

Section 11–701(o)(1)

Annotated Code of Maryland

(2018 Replacement Volume and 2022 Supplement)

BY repealing and reenacting, without amendments,

Article - Criminal Procedure

Section 11–704(a)

Annotated Code of Maryland

(2018 Replacement Volume and 2022 Supplement)”.

AMENDMENT NO. 2

On pages 1 through 3, strike in their entirety the lines beginning with line 14 on page 1 through line 7 on page 3, inclusive.

On page 3 in lines 23 and 24, and on page 4 in lines 12, 27, 28, and 31, in each instance, strike the bracket.

On page 4, in line 28, strike “(E)”; in the same line, strike “misdemeanor” and substitute “**FELONY**”; in line 29, strike “3” and substitute “**10**”; strike beginning with “or” in line 29 down through “both” in line 30; in line 31, strike “(F)”; and after line 34, insert:

“Article – Criminal Procedure

11-701.

(o) “Tier I sex offender” means a person who has been convicted of:

(1) conspiring to commit, attempting to commit, or committing a violation of § 3-308 OR § 3-314 of the Criminal Law Article;

11-704.

(a) A person shall register with the person’s supervising authority if the person is:

(1) a tier I sex offender;

(2) a tier II sex offender;

(3) a tier III sex offender; or

(4) a sex offender who is required to register by another jurisdiction, a federal, military, or tribal court, or a foreign government, and who is not a resident of this State, and who enters this State;

- (i) to begin residing or to habitually live;
- (ii) to carry on employment;
- (iii) 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; or
- (iv) as a transient.”.