

# MAINE STATE LEGISLATURE

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# 126th MAINE LEGISLATURE

## SECOND REGULAR SESSION-2014

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Legislative Document

No. 1589

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H.P. 1160

House of Representatives, December 30, 2013

### **An Act To Improve the Maine Sex Offender Registry**

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Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Received by the Clerk of the House on December 23, 2013. Referred to the Committee on Criminal Justice and Public Safety pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative MAKER of Calais.  
Cosponsored by Senator BURNS of Washington and  
Representatives: EVANGELOS of Friendship, HERBIG of Belfast, KINNEY of Limington,  
McELWEE of Caribou, PARRY of Arundel, WILLETTE of Mapleton, Senators: LANGLEY  
of Hancock, THOMAS of Somerset.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 34-A MRSA §11272, sub-§2,** as enacted by PL 2011, c. 663, §3, is  
3 amended to read:

4 **2. Other jurisdictions.** A person who commits criminal conduct and is sentenced in  
5 another jurisdiction, except a foreign country, for that criminal conduct on or after  
6 January 1, 2013 as an adult or as a juvenile sentenced as an adult or a person who  
7 commits criminal conduct and is sentenced in a foreign country for that criminal conduct  
8 on or after January 1, 2015 as an adult or as a juvenile sentenced as an adult:

9 A. For an offense that requires registration in the jurisdiction of conviction pursuant  
10 to that jurisdiction's sex offender registration laws or that would have required  
11 registration had the person remained there;

12 B. For an offense that contains the essential elements of a Tier I offense, Tier II  
13 offense or Tier III offense; or

14 C. For a military, tribal or federal offense requiring registration pursuant to:

15 (1) The federal Jacob Wetterling Crimes Against Children and Sexually Violent  
16 Offender Registration Act, also known as the Jacob Wetterling Act, Section  
17 170101 of the federal Violent Crime Control and Law Enforcement Act of 1994,  
18 Public Law 103-322, as amended; or

19 (2) The federal Adam Walsh Child Protection and Safety Act of 2006, Public  
20 Law 109-248, 42 United States Code, Chapter 151.

21 **Sec. 2. 34-A MRSA §11273, sub-§6-A** is enacted to read:

22 **6-A. Foreign country.** "Foreign country" means a country, including a political  
23 subdivision thereof, other than the United States.

24 **Sec. 3. 34-A MRSA §11273, sub-§7,** as enacted by PL 2011, c. 663, §3, is  
25 amended to read:

26 **7. Jurisdiction.** "Jurisdiction" means the Federal Government, including the  
27 military, this State, another state or a tribe or, beginning January 1, 2015, a foreign  
28 country.

29 **SUMMARY**

30 This bill applies the requirements of the Sex Offender Registration and Notification  
31 Act of 2013 to a person who is sentenced on or after January 1, 2015 in a foreign country  
32 for an offense that, if committed in this State, would subject that person to inclusion on  
33 this State's sex offender registry.