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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 1646

02/13/2023

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The bill was read for the first time and referred to the Committee on Public Safety Finance and Policy

1.1 A bill for an act

1.2 relating to public safety; modifying the out of state residency verification process

1.3 for offenders required to register as a predatory offender; amending Minnesota

1.4 Statutes 2022, section 243.166, subdivision 3.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2022, section 243.166, subdivision 3, is amended to read:

1.7 Subd. 3. **Registration procedure.** (a) Except as provided in subdivision 3a, a person

1.8 required to register under this section shall register with the corrections agent as soon as

1.9 the agent is assigned to the person. If the person does not have an assigned corrections agent

1.10 or is unable to locate the assigned corrections agent, the person shall register with the law

1.11 enforcement authority that has jurisdiction in the area of the person's primary address.

1.12 (b) Except as provided in subdivision 3a, at least five days before the person starts living

1.13 at a new primary address, including living in another state, the person shall give written

1.14 notice of the new primary address to the assigned corrections agent or to the law enforcement

1.15 authority with which the person currently is registered. If the person will be living in a new

1.16 state and that state has a registration requirement, the person shall also give written notice

1.17 of the new address to the designated registration agency in the new state. A person required

1.18 to register under this section shall also give written notice to the assigned corrections agent

1.19 or to the law enforcement authority that has jurisdiction in the area of the person's primary

1.20 address that the person is no longer living or staying at an address, immediately after the

1.21 person is no longer living or staying at that address. The written notice required by this

1.22 paragraph must be provided in person. The corrections agent or law enforcement authority

1.23 shall, within two business days after receipt of this information, forward it to the bureau.

2.1 The bureau shall, if it has not already been done, notify the law enforcement authority having
2.2 primary jurisdiction in the community where the person will live of the new address. If the
2.3 person is leaving the state, the bureau shall notify the registration authority in the new state
2.4 of the new address. The person's registration requirements under this section are suspended
2.5 after the person begins living in the new state and the bureau has confirmed the address in
2.6 the other state through the annual verification process on at least one occasion. The bureau
2.7 may also attempt to confirm the person's address in another state by the following methods:

2.8 (1) receipt of a verification letter from the law enforcement authority having primary
2.9 jurisdiction in the community where the person will live, acknowledging the person's address;

2.10 (2) confirmation of the individual's compliance with registration requirements in the
2.11 new state via its online registry; or

2.12 (3) confirmation of the individual's incarceration, probation, receipt of public benefits,
2.13 or motor vehicle records under United States Code, title 18, section 2721, in the new state
2.14 via the new state's documentation.

2.15 The bureau is the sole determinant as to whether the information provided by any of the
2.16 methods in clauses (1) to (3) is sufficient for verification purposes and may use more than
2.17 one of these methods to satisfy the verification requirement. The person's registration
2.18 requirements under this section are reactivated if the person resumes living in Minnesota
2.19 and the registration time period described in subdivision 6 has not expired.

2.20 (c) A person required to register under subdivision 1b, paragraph (b), because the person
2.21 is working or attending school in Minnesota shall register with the law enforcement authority
2.22 that has jurisdiction in the area where the person works or attends school. In addition to
2.23 other information required by this section, the person shall provide the address of the school
2.24 or of the location where the person is employed. A person shall comply with this paragraph
2.25 within five days of beginning employment or school. A person's obligation to register under
2.26 this paragraph terminates when the person is no longer working or attending school in
2.27 Minnesota.

2.28 (d) A person required to register under this section who works or attends school outside
2.29 of Minnesota shall register as a predatory offender in the state where the person works or
2.30 attends school. The person's corrections agent, or if the person does not have an assigned
2.31 corrections agent, the law enforcement authority that has jurisdiction in the area of the
2.32 person's primary address shall notify the person of this requirement.