

HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 2148

02/25/2014 Authored by McNamar and Ward, J.E.,
The bill was read for the first time and referred to the Committee on Public Safety Finance and Policy
03/20/2014 Adoption of Report: Placed on the General Register
Read Second Time

1.1 A bill for an act
1.2 relating to public safety; requiring all registered out-of-state predatory offenders
1.3 who move to Minnesota to register with the state; amending Minnesota Statutes
1.4 2013 Supplement, section 243.166, subdivision 1b.

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

1.6 Section 1. Minnesota Statutes 2013 Supplement, section 243.166, subdivision 1b,
1.7 is amended to read:

1.8 Subd. 1b. **Registration required.** (a) A person shall register under this section if:

1.9 (1) the person was charged with or petitioned for a felony violation of or attempt to
1.10 violate, or aiding, abetting, or conspiracy to commit, any of the following, and convicted
1.11 of or adjudicated delinquent for that offense or another offense arising out of the same
1.12 set of circumstances:

1.13 (i) murder under section 609.185, paragraph (a), clause (2);

1.14 (ii) kidnapping under section 609.25;

1.15 (iii) criminal sexual conduct under section 609.342; 609.343; 609.344; 609.345;
1.16 609.3451, subdivision 3; or 609.3453; or

1.17 (iv) indecent exposure under section 617.23, subdivision 3;

1.18 (2) the person was charged with or petitioned for a violation of, or attempt to
1.19 violate, or aiding, abetting, or conspiring to commit criminal abuse in violation of section
1.20 609.2325, subdivision 1, paragraph (b), false imprisonment in violation of section
1.21 609.255, subdivision 2; soliciting a minor to engage in prostitution in violation of section
1.22 609.322 or 609.324; soliciting a minor to engage in sexual conduct in violation of
1.23 section 609.352; using a minor in a sexual performance in violation of section 617.246;
1.24 or possessing pornographic work involving a minor in violation of section 617.247, and

convicted of or adjudicated delinquent for that offense or another offense arising out of the same set of circumstances;

(3) the person was sentenced as a patterned sex offender under section 609.3455, subdivision 3a; or

(4) the person was convicted of or adjudicated delinquent for, including pursuant to a court martial, violating a law of the United States, including the Uniform Code of Military Justice, similar to the offenses described in clause (1), (2), or (3).

(b) A person also shall register under this section if:

(1) the person is required to register under federal law, tribal law, or the law of another state or was convicted of or adjudicated delinquent in another state for an offense that would be a violation of a law described in paragraph (a) if committed in this state;

(2) the person enters this state to reside, work, or attend school, or enters this state and remains for 14 days or longer; and

(3) ten years have not elapsed since the person was released from confinement or, if the person was not confined, since the person was convicted of or adjudicated delinquent for the offense that triggers registration, unless the person is subject to a longer registration period under the laws of another state in which the person has been convicted or adjudicated, or is subject to lifetime registration.

If a person described in this paragraph is subject to a longer registration period in another state or is subject to lifetime registration, the person shall register for that time period regardless of when the person was released from confinement, convicted, or adjudicated delinquent.

(c) A person also shall register under this section if the person was committed pursuant to a court commitment order under chapter 253D or Minnesota Statutes 1992, section 526.10, or a similar law of another state or the United States, regardless of whether the person was convicted of any offense.

(d) A person also shall register under this section if:

(1) the person was charged with or petitioned for a felony violation or attempt to violate any of the offenses listed in paragraph (a), clause (1), or a similar law of another state or the United States, or the person was charged with or petitioned for a violation of any of the offenses listed in paragraph (a), clause (2), or a similar law of another state or the United States;

(2) the person was found not guilty by reason of mental illness or mental deficiency after a trial for that offense, or found guilty but mentally ill after a trial for that offense, in states with a guilty but mentally ill verdict; and

- 3.1 (3) the person was committed pursuant to a court commitment order under section
- 3.2 253B.18 or a similar law of another state or the United States.
- 3.3 **EFFECTIVE DATE.** This section is effective the day following final enactment.