

198.27

ARTICLE 13

15.8

ARTICLE 2

198.28

PREDATORY OFFENDERS

15.9

PUBLIC SAFETY POLICY CHANGES RELATED TO APPROPRIATIONS

198.29 Section 1. Minnesota Statutes 2018, section 171.07, subdivision 1a, is amended to read:

198.30 Subd. 1a. **Filing photograph or image; data classification.** The department shall file,
 198.31 or contract to file, all photographs or electronically produced images obtained in the process
 198.32 of issuing drivers' licenses or Minnesota identification cards. The photographs or
 199.1 electronically produced images shall be private data pursuant to section 13.02, subdivision
 199.2 12. Notwithstanding section 13.04, subdivision 3, the department shall not be required to
 199.3 provide copies of photographs or electronically produced images to data subjects. The use
 199.4 of the files is restricted:

199.5 (1) to the issuance and control of drivers' licenses;

199.6 (2) to criminal justice agencies, as defined in section 299C.46, subdivision 2, for the
 199.7 investigation and prosecution of crimes, service of process, enforcement of no contact
 199.8 orders, location of missing persons, investigation and preparation of cases for criminal,
 199.9 juvenile, and traffic court, location of individuals required to register under section 243.166
 199.10 or 243.167, and supervision of offenders;

199.11 (3) to public defenders, as defined in section 611.272, for the investigation and preparation
 199.12 of cases for criminal, juvenile, and traffic courts;

199.13 (4) to child support enforcement purposes under section 256.978; and

199.14 (5) to a county medical examiner or coroner as required by section 390.005 as necessary
 199.15 to fulfill the duties under sections 390.11 and 390.25.

199.16 Sec. 2. Minnesota Statutes 2018, section 243.166, subdivision 1a, is amended to read:

199.17 Subd. 1a. **Definitions.** (a) As used in this section, unless the context clearly indicates
 199.18 otherwise, the following terms have the meanings given them.

199.19 (b) "Bureau" means the Bureau of Criminal Apprehension.

199.20 (c) "Corrections agent" means a county or state probation agent or other corrections
 199.21 employee. Corrections agent also includes employees of the federal government who work
 199.22 with a person subject to this section.

199.23 ~~(d)~~ (d) "Dwelling" means the building where the person lives under a formal or informal
 199.24 agreement to do so. However, dwelling does not include a supervised publicly or privately
 199.25 operated shelter or facility designed to provide temporary living accommodations for
 199.26 homeless individuals as defined in section 116L.361, subdivision 5.

199.27 ~~(e)~~ (e) "Incarceration" and "confinement" do not include electronic home monitoring.

199.28 ~~(f)~~ (f) "Law enforcement authority" or "authority" means, with respect to the chief of
 199.29 police of a home rule charter or statutory city, the chief of police, and with respect to the

199.30 ~~county sheriff of an unincorporated area, the county sheriff in that county. An authority~~
 199.31 must be located in Minnesota.

200.1 ~~(g)~~ (g) "Motor vehicle" has the meaning given in section 169.011, subdivision 92.

200.2 ~~(g)~~ (h) "Primary address" means the mailing address of the person's dwelling. If the
 200.3 mailing address is different from the actual location of the dwelling, primary address also
 200.4 includes the physical location of the dwelling described with as much specificity as possible.

200.5 ~~(h)~~ (i) "School" includes any public or private educational institution, including any
 200.6 secondary school, trade, or professional institution, or institution of higher education, that
 200.7 the person is enrolled in on a full-time or part-time basis.

200.8 ~~(i)~~ (j) "Secondary address" means the mailing address of any place where the person
 200.9 regularly or occasionally stays overnight when not staying at the person's primary address.
 200.10 If the mailing address is different from the actual location of the place, secondary address
 200.11 also includes the physical location of the place described with as much specificity as possible.
 200.12 However, the location of a supervised publicly or privately operated shelter or facility
 200.13 designated to provide temporary living accommodations for homeless individuals as defined
 200.14 in section 116L.361, subdivision 5, does not constitute a secondary address.

200.15 ~~(j)~~ (k) "Treatment facility" means a residential facility, as defined in section 244.052,
 200.16 subdivision 1, and residential chemical dependency treatment programs and halfway houses
 200.17 licensed under chapter 245A, including, but not limited to, those facilities directly or
 200.18 indirectly assisted by any department or agency of the United States.

200.19 ~~(k)~~ (l) "Work" includes employment that is full time or part time for a period of time
 200.20 exceeding 14 days or for an aggregate period of time exceeding 30 days during any calendar
 200.21 year, whether financially compensated, volunteered, or for the purpose of government or
 200.22 educational benefit.

200.23 Sec. 3. Minnesota Statutes 2018, section 243.166, subdivision 1b, is amended to read:

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

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

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

200.30 (ii) kidnapping under section 609.25;

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

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

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201.2 (2) the person was charged with or petitioned for a violation of, or attempt to violate, or
 201.3 aiding, abetting, or conspiring to commit any of the following and convicted of or adjudicated
 201.4 delinquent for that offense or another offense arising out of the same set of circumstances:

201.5 (i) criminal abuse in violation of section 609.2325, subdivision 1, paragraph (b);

201.6 (ii) false imprisonment in violation of section 609.255, subdivision 2;

201.7 (iii) solicitation, inducement, or promotion of the prostitution of a minor or engaging in
 201.8 the sex trafficking of a minor in violation of section 609.322;

201.9 (iv) a prostitution offense in violation of section 609.324, subdivision 1, paragraph (a);

201.10 (v) soliciting a minor to engage in sexual conduct in violation of section 609.352,
 201.11 subdivision 2 or 2a, clause (1);

201.12 (vi) using a minor in a sexual performance in violation of section 617.246; or

201.13 (vii) possessing pornographic work involving a minor in violation of section 617.247;
 201.14 ~~and convicted of or adjudicated delinquent for that offense or another offense arising out~~
 201.15 ~~of the same set of circumstances;~~

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

201.18 (4) the person was charged with or petitioned for, including pursuant to a court martial,
 201.19 violating a law of the United States, including the Uniform Code of Military Justice, similar
 201.20 to the offenses described in clause (1), (2), or (3), and convicted of or adjudicated delinquent
 201.21 for that offense or another offense arising out of the same set of circumstances; or

201.22 (5) the person was charged with or petitioned for a violation of a law similar to an offense
 201.23 described in clause (1), (2), (3), or (4) in another country where there are sufficient safeguards
 201.24 for fundamental fairness and due process for the accused and the person was convicted of
 201.25 or adjudicated delinquent for that offense or another offense arising out of the same set of
 201.26 circumstances.

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

201.28 (1) the person was charged with or petitioned for an offense in another state that would
 201.29 be a violation of a law described in paragraph (a) if committed in this state and convicted
 201.30 of or adjudicated delinquent for that offense or another offense arising out of the same set
 201.31 of circumstances;

202.1 (2) the person enters this state to reside, work, or attend school, or enters this state and
 202.2 remains for 14 days or longer or for an aggregate period of time exceeding 30 days during
 202.3 any calendar year; and

202.4 (3) ten years have not elapsed since the person was released from confinement or, if the
 202.5 person was not confined, since the person was convicted of or adjudicated delinquent for

202.6 the offense that triggers registration, unless the person is subject to a longer registration
 202.7 period under the laws of another state or country in which the person has been convicted
 202.8 or adjudicated, or is subject to lifetime registration.

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

202.13 (c) A person also shall register under this section if the person was committed pursuant
 202.14 to a court commitment order under Minnesota Statutes 2012, section 253B.185, chapter
 202.15 253D, Minnesota Statutes 1992, section 526.10, or a similar law of another state or the
 202.16 United States, or another country, regardless of whether the person was convicted of any
 202.17 offense.

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

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

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

202.27 (3) the person was committed pursuant to a court commitment order under section
 202.28 253B.18 or a similar law of another state or the United States, or another country.

202.29 **EFFECTIVE DATE.** This section is effective August 1, 2019, and applies to crimes
 202.30 committed on or after that date.

203.1 Sec. 4. Minnesota Statutes 2018, section 243.166, subdivision 2, is amended to read:

203.2 Subd. 2. **Notice.** When a person who is required to register under subdivision 1b,
 203.3 paragraph (a), is sentenced or becomes subject to a juvenile court disposition order, the
 203.4 court shall tell the person of the duty to register under this section and that, if the person
 203.5 fails to comply with the registration requirements, information about the offender may be
 203.6 made available to the public through electronic, computerized, or other accessible means.
 203.7 The court may not modify the person's duty to register in the pronounced sentence or
 203.8 disposition order. The court shall require the person to read and sign a form stating that the
 203.9 duty of the person to register under this section has been explained. The court shall forward
 203.10 make available the signed sex-offender-registration court notification form, the complaint,
 203.11 and sentencing documents to the bureau. If a person required to register under subdivision
 203.12 1b, paragraph (a), was not notified by the court of the registration requirement at the time
 203.13 of sentencing or disposition, the assigned corrections agent shall notify the person of the

203.14 requirements of this section. If a person required to register under subdivision 1b, paragraph
203.15 (a), was not notified by the court of the registration requirement at the time of sentencing
203.16 or disposition and does not have a corrections agent, the law enforcement authority with
203.17 jurisdiction over the person's primary address shall notify the person of the requirements.
203.18 When a person who is required to register under subdivision 1b, paragraph (c) or (d), is
203.19 released from commitment, the treatment facility shall notify the person of the requirements
203.20 of this section. The treatment facility shall also obtain the registration information required
203.21 under this section and forward it to the bureau.

203.22 Sec. 5. Minnesota Statutes 2018, section 243.166, subdivision 4, is amended to read:

203.23 Subd. 4. **Contents of registration.** (a) The registration provided to the corrections agent
203.24 or law enforcement authority, must consist of a statement in writing signed by the person,
203.25 giving information required by the bureau, fingerprints, biological specimen for DNA
203.26 analysis as defined under section 299C.155, subdivision 1, and photograph of the person
203.27 taken at the time of the person's release from incarceration or, if the person was not
203.28 incarcerated, at the time the person initially registered under this section. The registration
203.29 information also must include a written consent form signed by the person allowing a
203.30 treatment facility or residential housing unit or shelter to release information to a law
203.31 enforcement officer about the person's admission to, or residence in, a treatment facility or
203.32 residential housing unit or shelter. Registration information on adults and juveniles may be
203.33 maintained together notwithstanding section 260B.171, subdivision 3.

204.1 (b) For persons required to register under subdivision 1b, paragraph (c), following
204.2 commitment pursuant to a court commitment under Minnesota Statutes 2012, section
204.3 253B.185, chapter 253D, Minnesota Statutes 1992, section 526.10, or a similar law of
204.4 another state ~~or~~ the United States, or another country, in addition to other information
204.5 required by this section, the registration provided to the corrections agent or law enforcement
204.6 authority must include the person's offense history and documentation of treatment received
204.7 during the person's commitment. This documentation is limited to a statement of how far
204.8 the person progressed in treatment during commitment.

204.9 (c) Within three days of receipt, the corrections agent or law enforcement authority shall
204.10 forward the registration information to the bureau. The bureau shall ascertain whether the
204.11 person has registered with the law enforcement authority in the area of the person's primary
204.12 address, if any, or if the person lacks a primary address, where the person is staying, as
204.13 required by subdivision 3a. If the person has not registered with the law enforcement
204.14 authority, the bureau shall ~~send one copy to~~ notify that authority.

204.15 (d) The corrections agent or law enforcement authority may require that a person required
204.16 to register under this section appear before the agent or authority to be photographed. The
204.17 agent or authority shall ~~forward~~ submit the photograph to the bureau.

204.18 (1) Except as provided in clause (2), the agent or authority may photograph any offender
204.19 at a time and frequency chosen by the agent or authority.

204.20 (2) The requirements of this paragraph shall not apply during any period where the
204.21 person to be photographed is: (i) committed to the commissioner of corrections and
204.22 incarcerated, (ii) incarcerated in a regional jail or county jail, or (iii) committed to the
204.23 commissioner of human services and receiving treatment in a secure treatment facility.

204.24 (e) During the period a person is required to register under this section, the following
204.25 provisions apply:

204.26 (1) Except for persons registering under subdivision 3a, the bureau shall mail a
204.27 verification form to the person's last reported primary address. This verification form must
204.28 provide notice to the offender that, if the offender does not return the verification form as
204.29 required, information about the offender may be made available to the public through
204.30 electronic, computerized, or other accessible means. For persons who are registered under
204.31 subdivision 3a, the bureau shall mail an annual verification form to the law enforcement
204.32 authority where the offender most recently reported. The authority shall provide the
204.33 verification form to the person at the next weekly meeting and ensure that the person
204.34 completes and signs the form and returns it to the bureau. Notice is sufficient under this
205.1 paragraph; if the verification form is sent by first class mail to the person's last reported
205.2 primary address, or for persons registered under subdivision 3a, to the law enforcement
205.3 authority where the offender most recently reported.

205.4 (2) The person shall mail the signed verification form back to the bureau within ten days
205.5 after receipt of the form, ~~stating on the form the current and last address of the person's~~
205.6 ~~residence and the other information required under subdivision 4a.~~ The person cannot change
205.7 any registration information as part of the verification process.

205.8 (3) In addition to the requirements listed in this section, an offender who is no longer
205.9 under correctional supervision for a registration offense, or a failure to register offense, but
205.10 who resides, works, or attends school in Minnesota, shall have an in-person contact with a
205.11 law enforcement authority as provided in this section. If the person resides in Minnesota,
205.12 the in-person contact shall be with the law enforcement authority that has jurisdiction over
205.13 the person's primary address or, if the person has no address, the location where the person
205.14 is staying. If the person does not reside in Minnesota but works or attends school in this
205.15 state, the person shall have an in-person contact with the law enforcement authority or
205.16 authorities with jurisdiction over the person's school or workplace. During the month of the
205.17 person's birth date, the person shall report to the authority to verify the accuracy of the
205.18 registration information and to be photographed. Within three days of this contact, the
205.19 authority shall enter information as required by the bureau into the predatory offender
205.20 registration database and submit an updated photograph of the person to the bureau's
205.21 predatory offender registration unit.

205.22 (4) If the person fails to mail the completed and signed verification form to the bureau
205.23 within ten days after receipt of the form, or if the person fails to report to the law enforcement
205.24 authority during the month of the person's birth date, the person is in violation of this section.

205.25 (5) For any person who fails to mail the completed and signed verification form to the
205.26 bureau within ten days after receipt of the form and who has been determined to be subject
205.27 to community notification pursuant to section 253D.32 or is a risk level III offender under
205.28 section 244.052, the bureau shall immediately investigate and notify local law enforcement
205.29 authorities to investigate the person's location and to ensure compliance with this section.
205.30 The bureau also shall immediately give notice of the person's violation of this section to the
205.31 law enforcement authority having jurisdiction over the person's last registered primary
205.32 address or addresses.

205.33 (6) A law enforcement authority may determine whether the person is at that person's
205.34 primary address, secondary address, or school or work location, if any, or the accuracy of
206.1 any other information required under subdivision 4a if the person whose primary address,
206.2 secondary address, or school or work location, if any, is within the authority's jurisdiction,
206.3 regardless of the assignment of a corrections agent.

206.4 For persons required to register under subdivision 1b, paragraph (c), following
206.5 commitment pursuant to a court commitment under Minnesota Statutes 2012, section
206.6 253B.185, chapter 253D, Minnesota Statutes 1992, section 526.10, or a similar law of
206.7 another state ~~or~~ the United States, or another country, the bureau shall comply with clause
206.8 (1) at least ~~four~~ two times each year. For persons who, under section 244.052, are assigned
206.9 to risk level III and who are no longer under correctional supervision for a registration
206.10 offense or a failure to register offense, the bureau shall comply with clause (1) at least two
206.11 times each year. For all other persons required to register under this section, the bureau shall
206.12 comply with clause (1) each year within 30 days of the anniversary date of the person's
206.13 initial registration.

206.14 ~~(f) When sending out a verification form, the bureau shall determine whether the person~~
206.15 ~~to whom the verification form is being sent has signed a written consent form as provided~~
206.16 ~~for in paragraph (a). If the person has not signed such a consent form, the bureau shall send~~
206.17 ~~a written consent form to the person along with the verification form. A person who receives~~
206.18 ~~this written consent form shall sign and return it to the bureau at the same time as the~~
206.19 ~~verification form. For persons registered under this section on the effective date of this~~
206.20 section, each person, on or before one year from that date, must provide a biological specimen
206.21 for the purpose of DNA analysis to the probation agency or law enforcement authority
206.22 where that person is registered. A person who provides or has provided a biological specimen
206.23 for the purpose of DNA analysis under chapter 299C or section 609.117 meets the
206.24 requirements of this paragraph.

206.25 (g) For persons registered under this section on the effective date of this section, each
206.26 person, on or before one year from that date, must provide fingerprints to the probation
206.27 agency or law enforcement authority where that person is registered.

206.28 Sec. 6. Minnesota Statutes 2018, section 243.166, subdivision 4a, is amended to read:

206.29 Subd. 4a. **Information required to be provided.** (a) A person required to register under
206.30 this section shall provide to the corrections agent or law enforcement authority the following
206.31 information:

206.32 (1) the person's primary address;

207.1 (2) all of the person's secondary addresses in Minnesota, including all addresses used
207.2 for residential or recreational purposes;

207.3 (3) the addresses of all Minnesota property owned, leased, or rented by the person;

207.4 (4) the addresses of all locations where the person is employed;

207.5 (5) the addresses of all schools where the person is enrolled; ~~and~~

207.6 (6) the year, model, make, license plate number, and color of all motor vehicles owned
207.7 or regularly driven by the person;

207.8 (7) the expiration year for the motor vehicle license plate tabs of all motor vehicles
207.9 owned by the person; and

207.10 (8) all telephone numbers including work, school, and home and any cellular telephone
207.11 service.

207.12 (b) The person shall report to the agent or authority the information required to be
207.13 provided under paragraph (a), clauses (2) to ~~(6)~~ (8), within five days of the date the clause
207.14 becomes applicable. If because of a change in circumstances any information reported under
207.15 paragraph (a), clauses (1) to ~~(6)~~ (8), no longer applies, the person shall immediately inform
207.16 the agent or authority that the information is no longer valid. If the person leaves a primary
207.17 address and does not have a new primary address, the person shall register as provided in
207.18 subdivision 3a.

207.19 Sec. 7. Minnesota Statutes 2018, section 243.166, subdivision 4b, is amended to read:

207.20 Subd. 4b. **Health care facility; notice of status.** (a) For the purposes of this subdivision:

207.21 (1) "health care facility" means a facility:

207.22 ~~(1)~~ (i) licensed by the commissioner of health as a hospital, boarding care home or
207.23 supervised living facility under sections 144.50 to 144.58, or a nursing home under chapter
207.24 144A;

207.25 ~~(2)~~ (ii) registered by the commissioner of health as a housing with services establishment
207.26 as defined in section 144D.01; or

207.27 ~~(ii)~~ (iii) licensed by the commissioner of human services as a residential facility under
 207.28 chapter 245A to provide adult foster care, adult mental health treatment, chemical dependency
 207.29 treatment to adults, or residential services to persons with disabilities; and

207.30 (2) "home care provider" has the meaning given in section 144A.43.

208.1 (b) Prior to admission to a health care facility or home care services from a home care
 208.2 provider, a person required to register under this section shall disclose to:

208.3 (1) the health care facility employee or the home care provider processing the admission
 208.4 the person's status as a registered predatory offender under this section; and

208.5 (2) the person's corrections agent, or if the person does not have an assigned corrections
 208.6 agent, the law enforcement authority with whom the person is currently required to register,
 208.7 that ~~inpatient~~ admission will occur.

208.8 (c) A law enforcement authority or corrections agent who receives notice under paragraph
 208.9 (b) or who knows that a person required to register under this section is planning to be
 208.10 admitted and receive, or has been admitted and is receiving health care at a health care
 208.11 facility or home care services from a home care provider, shall notify the administrator of
 208.12 the facility or the home care provider and deliver a fact sheet to the administrator or provider
 208.13 containing the following information: (1) name and physical description of the offender;
 208.14 (2) the offender's conviction history, including the dates of conviction; (3) the risk level
 208.15 classification assigned to the offender under section 244.052, if any; and (4) the profile of
 208.16 likely victims.

208.17 (d) Except for a hospital licensed under sections 144.50 to 144.58, if a health care facility
 208.18 receives a fact sheet under paragraph (c) that includes a risk level classification for the
 208.19 offender, and if the facility admits the offender, the facility shall distribute the fact sheet to
 208.20 all residents at the facility. If the facility determines that distribution to a resident is not
 208.21 appropriate given the resident's medical, emotional, or mental status, the facility shall
 208.22 distribute the fact sheet to the patient's next of kin or emergency contact.

208.23 (e) If a home care provider receives a fact sheet under paragraph (c) that includes a risk
 208.24 level classification for the offender, the provider shall distribute the fact sheet to any
 208.25 individual who will provide direct services to the offender before the individual begins to
 208.26 provide the service.

208.27 Sec. 8. Minnesota Statutes 2018, section 243.166, subdivision 4c, is amended to read:

208.28 Subd. 4c. **Notices in writing; signed.** All notices required by this section must be in
 208.29 writing and signed by the person required to register. For purposes of this section, a signature
 208.30 is as defined in section 645.44, subdivision 14, by an electronic method established by the
 208.31 bureau, or by use of a biometric for the person. If a biometric is used, the person must
 208.32 provide a sample that is forwarded to the bureau so that it can be maintained for comparison
 208.33 purposes to verify the person's identity.

209.1 Sec. 9. Minnesota Statutes 2018, section 243.166, is amended by adding a subdivision to
209.2 read:

209.3 Subd. 4d. **Travel.** (a) A person required to register under this section who intends to
209.4 travel outside the boundaries of the United States must appear in person to notify the person's
209.5 corrections agent or the law enforcement authority with jurisdiction over the person's primary
209.6 address of the travel plans. The person must provide:

209.7 (1) anticipated departure date;

209.8 (2) place of departure;

209.9 (3) place of arrival or return;

209.10 (4) carrier and flight numbers for air travel;

209.11 (5) destination country and address or other contact information;

209.12 (6) means and purpose of travel;

209.13 (7) visa information, if any; and

209.14 (8) any other itinerary information requested by the corrections agent or law enforcement
209.15 authority.

209.16 (b) The notice must be provided at least 21 calendar days before the departure date and
209.17 forwarded to the bureau within one business day of receipt. If it is not possible to give 21
209.18 calendar days' notice due to an emergency or a work assignment, the person is required to
209.19 notify the corrections agent or the law enforcement authority with jurisdiction over the
209.20 person's primary address as soon as possible prior to departure. If the travel is due to an
209.21 emergency, the person must provide a copy of the message conveying the emergency that
209.22 includes the date and time sent and the source of the information. If the travel is the result
209.23 of a work assignment, the employer must provide the date the employee was informed of
209.24 the need to travel and the nature of the work to be performed.

209.25 (c) The corrections agent or law enforcement authority must forward the notification to
209.26 the bureau as soon as possible after receipt. The bureau must forward the international travel
209.27 information to the United States Marshals Service pursuant to International Megan's Law,
209.28 Public Law 114-119.

209.29 (d) A person required to register under this section who is assigned a corrections agent
209.30 must receive the corrections agent's approval for all international travel. Nothing in this
209.31 subdivision requires a corrections agent to approve of travel that is inconsistent with the
209.32 terms of the offender's supervision.

210.1 Sec. 10. Minnesota Statutes 2018, section 243.166, subdivision 5, is amended to read:

210.2 Subd. 5. **Criminal penalty.** (a) A person required to register under this section who was
210.3 given notice, knows, or reasonably should know of the duty to register and who:

210.4 (1) knowingly commits an act or fails to fulfill a requirement that violates any of its
210.5 provisions provision of this section; or

210.6 (2) intentionally provides false information to a corrections agent, law enforcement
210.7 authority, or the bureau is guilty of a felony and may be sentenced to imprisonment for not
210.8 more than five years or to payment of a fine of not more than \$10,000, or both.

210.9 (b) Except as provided in paragraph (c), a person convicted of violating paragraph (a)
210.10 shall be committed to the custody of the commissioner of corrections for not less than a
210.11 year and a day, nor more than five years.

210.12 (c) A person convicted of violating paragraph (a), who has previously been convicted
210.13 of or adjudicated delinquent for violating this section or a similar statute of another state
210.14 ~~or~~ the United States, or another country, shall be committed to the custody of the
210.15 commissioner of corrections for not less than two years, nor more than five years.

210.16 (d) Prior to the time of sentencing, the prosecutor may file a motion to have the person
210.17 sentenced without regard to the mandatory minimum sentence established by this subdivision.
210.18 The motion must be accompanied by a statement on the record of the reasons for it. When
210.19 presented with the motion, or on its own motion, the court may sentence the person without
210.20 regard to the mandatory minimum sentence if the court finds substantial and compelling
210.21 reasons to do so. Sentencing a person in the manner described in this paragraph is a departure
210.22 from the Sentencing Guidelines.

210.23 (e) A person convicted and sentenced as required by this subdivision is not eligible for
210.24 probation, parole, discharge, work release, conditional release, or supervised release, until
210.25 that person has served the full term of imprisonment as provided by law, notwithstanding
210.26 the provisions of sections 241.26, 242.19, 243.05, 244.04, 609.12, and 609.135.

210.27 **EFFECTIVE DATE.** This section is effective August 1, 2019, and applies to crimes
210.28 committed on or after that date.

210.29 Sec. 11. Minnesota Statutes 2018, section 243.166, subdivision 6, is amended to read:

210.30 Subd. 6. **Registration period.** (a) Notwithstanding the provisions of section 609.165,
210.31 subdivision 1, and except as provided in paragraphs (b), (c), and (d), a person required to
210.32 register under this section shall continue to comply with this section until ten years have
211.1 elapsed since the person initially registered in connection with the offense, or until the
211.2 probation, supervised release, or conditional release period expires, whichever occurs later.
211.3 For a person required to register under this section who is committed under section 253B.18,
211.4 Minnesota Statutes 2012, section 253B.185, or chapter 253D, the ten-year registration period
211.5 does not include the period of commitment.

211.6 (b) The commissioner of public safety shall require a person to continue to register for
 211.7 an additional period of five years if a the person required to register under this section fails
 211.8 to:

211.9 (1) provide the person's primary address as required by subdivision 3, paragraph (b);
 211.10 ~~fails to;~~

211.11 (2) comply with the requirements of subdivision 3a; ~~fails to;~~

211.12 (3) provide information as required by ~~subdivision~~ subdivisions 4a, or fails to and 4d;

211.13 (4) return the verification form referenced in subdivision 4 within ten days; ~~the~~
 211.14 ~~commissioner of public safety shall require the person to continue to register for an additional~~
 211.15 ~~period of five years;~~

211.16 (5) remain at the primary address of record; or

211.17 (6) sign a registration form, verification form, or change of information form.

211.18 This five-year period is added to the end of the offender's registration period. In addition,
 211.19 if the person is not in compliance at the end of the registration period, the commissioner
 211.20 shall require the person to continue to register for an additional period of two years.

211.21 (c) If a person required to register under this section is incarcerated due to a conviction
 211.22 for a new offense, or following a revocation of probation, supervised release, or conditional
 211.23 release for any offense, the person shall continue to register until ten years have elapsed
 211.24 since the person was last released from incarceration or until the person's probation,
 211.25 supervised release, or conditional release period expires, whichever occurs later.

211.26 (d) A person shall continue to comply with this section for the life of that person:

211.27 (1) if the person is convicted of or adjudicated delinquent for any offense for which
 211.28 registration is required under subdivision 1b, or any offense from another state, another
 211.29 country, or any federal offense similar to the offenses described in subdivision 1b, and the
 211.30 person has a prior conviction or adjudication for an offense for which registration was or
 211.31 would have been required under subdivision 1b, or an offense from another state, another
 211.32 country, or a federal offense similar to an offense described in subdivision 1b;

212.1 (2) if the person is required to register based upon a conviction or delinquency
 212.2 adjudication for an offense under section 609.185, paragraph (a), clause (2), or a similar
 212.3 statute from another state ~~or~~ the United States, or another country;

212.4 (3) if the person is required to register based upon a conviction for an offense under
 212.5 section 609.342, subdivision 1, paragraph (a), (c), (d), (e), (f), or (h); 609.343, subdivision
 212.6 1, paragraph (a), (c), (d), (e), (f), or (h); 609.344, subdivision 1, paragraph (a), (c), or (g);
 212.7 or 609.345, subdivision 1, paragraph (a), (c), or (g); or a statute from another state ~~or~~ the
 212.8 United States, or another country similar to the offenses described in this clause; or

212.9 (4) if the person is required to register under subdivision 1b, paragraph (c), following
 212.10 commitment pursuant to a court commitment under Minnesota Statutes 2012, section
 212.11 253B.185, chapter 253D, Minnesota Statutes 1992, section 526.10, or a similar law of
 212.12 another state ~~or~~ the United States, or another country.

212.13 (e) A person described in subdivision 1b, paragraph (b), who is required to register under
 212.14 the laws of a state or another country in which the person has been previously convicted or
 212.15 adjudicated delinquent, shall register under this section for the time period required by the
 212.16 state of conviction or adjudication unless a longer time period is required elsewhere in this
 212.17 section.

212.18 Sec. 12. Minnesota Statutes 2018, section 243.166, subdivision 7, is amended to read:

212.19 Subd. 7. **Use of data.** (a) Except as otherwise provided in subdivision 4b or 7a or sections
 212.20 244.052 and 299C.093, the data provided under this section is private data on individuals
 212.21 under section 13.02, subdivision 12.

212.22 (b) The data may be used only by law enforcement and corrections agencies for law
 212.23 enforcement and corrections purposes. Law enforcement or a corrections agent may disclose
 212.24 the status of an individual as a predatory offender to a child protection worker with a local
 212.25 welfare agency for purposes of doing a family assessment under section 626.556. A
 212.26 corrections agent may also disclose the status of an individual as a predatory offender to
 212.27 comply with section 244.057.

212.28 (c) The commissioner of human services is authorized to have access to the data for:

212.29 (1) state-operated services, as defined in section 246.014, for the purposes described in
 212.30 section 246.13, subdivision 2, paragraph (b); and

212.31 (2) purposes of completing background studies under chapter 245C.

213.1 Sec. 13. Minnesota Statutes 2018, section 243.166, subdivision 7a, is amended to read:

213.2 Subd. 7a. **Availability of information on offenders who are out of compliance with**
 213.3 **registration law.** (a) The bureau may make information available to the public about
 213.4 offenders who are 16 years of age or older and who are out of compliance with this section
 213.5 for 30 days or longer for failure to:

213.6 (1) provide the offenders' primary ~~or secondary~~ addresses;

213.7 (2) comply with the requirements of subdivision 3a;

213.8 (3) provide information as required by subdivisions 4a and 4d;

213.9 (4) return the verification form referenced in subdivision 4 within 15 days;

213.10 (5) remain at the primary address of record; or

213.11 (6) sign a registration form, verification form, or change of information form.

213.12 This information may be made available to the public through electronic, computerized, or
213.13 other accessible means. The amount and type of information made available is limited to
213.14 the information necessary for the public to assist law enforcement in locating the offender.

213.15 (b) An offender who comes into compliance with this section after the bureau discloses
213.16 information about the offender to the public may send a written request to the bureau
213.17 requesting the bureau to treat information about the offender as private data, consistent with
213.18 subdivision 7. The bureau shall review the request and promptly take reasonable action to
213.19 treat the data as private, if the offender has complied with the requirement that the offender
213.20 provide the offender's primary and secondary addresses, has returned the verification form
213.21 or has returned to the primary address, or promptly notify the offender that the information
213.22 will continue to be treated as public information and the reasons for the bureau's decision.

213.23 (c) If an offender believes the information made public about the offender is inaccurate
213.24 or incomplete, the offender may challenge the data under section 13.04, subdivision 4.

213.25 (d) The bureau is immune from any civil or criminal liability that might otherwise arise,
213.26 based on the accuracy or completeness of any information made public under this subdivision,
213.27 if the bureau acts in good faith.

213.28 Sec. 14. Minnesota Statutes 2018, section 299C.093, is amended to read:

213.29 **299C.093 DATABASE OF REGISTERED PREDATORY OFFENDERS.**

213.30 The superintendent of the Bureau of Criminal Apprehension shall maintain a
213.31 computerized data system relating to individuals required to register as predatory offenders
214.1 under section 243.166. To the degree feasible, the system must include the data required to
214.2 be provided under section 243.166, subdivisions 4, 4a, and 4a 4b, and indicate the time
214.3 period that the person is required to register. The superintendent shall maintain this data in
214.4 a manner that ensures that it is readily available to law enforcement agencies. This data is
214.5 private data on individuals under section 13.02, subdivision 12, but may be used for law
214.6 enforcement and corrections purposes. Law enforcement or a corrections agent may disclose
214.7 the status of an individual as a predatory offender to a child protection worker with a local
214.8 welfare agency for purposes of doing a family assessment under section 626.556. A
214.9 corrections agent may also disclose the status of an individual as a predatory offender to
214.10 comply with section 244.057. The commissioner of human services has access to the data
214.11 for state-operated services, as defined in section 246.014, for the purposes described in
214.12 section 246.13, subdivision 2, paragraph (b), and for purposes of conducting background
214.13 studies under chapter 245C. In addition, the data may be used as provided in section 243.166,
214.14 subdivisions 4b and 7a.