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State of Minnesota

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HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH SESSION

HOUSE FILE No. 3531

February 28, 2008

Authored by Olin

The bill was read for the first time and referred to the Committee on Public Safety and Civil Justice

March 18, 2008

Committee Recommendation and Adoption of Report:

To Pass as Amended

Read Second Time

1.1 A bill for an act
1.2 relating to crime; clarifying that registration time period of predatory offender
1.3 restarts after conviction of a new crime; amending Minnesota Statutes 2006,
1.4 section 243.166, subdivision 6.

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

1.6 Section 1. Minnesota Statutes 2006, section 243.166, subdivision 6, is amended to read:

1.7 Subd. 6. Registration period. (a) Notwithstanding the provisions of section
1.8 609.165, subdivision 1, and except as provided in paragraphs (b), (c), and (d), a person
1.9 required to register under this section shall continue to comply with this section until ten
1.10 years have elapsed since the person initially registered in connection with the offense, or
1.11 until the probation, supervised release, or conditional release period expires, whichever
1.12 occurs later. For a person required to register under this section who is committed under
1.13 section 253B.18 or 253B.185, the ten-year registration period does not include the period
1.14 of commitment.

1.15 (b) If a person required to register under this section fails to provide the person's
1.16 primary address as required by subdivision 3, paragraph (b), fails to comply with the
1.17 requirements of subdivision 3a, fails to provide information as required by subdivision
1.18 4a, or fails to return the verification form referenced in subdivision 4 within ten days,
1.19 the commissioner of public safety may require the person to continue to register for an
1.20 additional period of five years. This five-year period is added to the end of the offender's
1.21 registration period.

1.22 (c) If a person required to register under this section is ~~subsequently incarcerated~~
1.23 ~~following a conviction~~ arrested for any new offenses or any probation, parole, supervised
1.24 release, or conditional release violations prior to the end of the person's registration period

2.1 and is convicted of and incarcerated for a any new offense or following is incarcerated
2.2 for a revocation of probation, parole, supervised release, or conditional release for any
2.3 offense, the person shall continue to register until ten years have elapsed since the person
2.4 was last released from incarceration or until the person's probation, supervised release, or
2.5 conditional release period expires, whichever occurs later. For the purposes of this section,
2.6 incarcerated includes credit for time served prior to the conviction or revocation.

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

2.8 (1) if the person is convicted of or adjudicated delinquent for any offense for which
2.9 registration is required under subdivision 1b, or any offense from another state or any
2.10 federal offense similar to the offenses described in subdivision 1b, and the person has a
2.11 prior conviction or adjudication for an offense for which registration was or would have
2.12 been required under subdivision 1b, or an offense from another state or a federal offense
2.13 similar to an offense described in subdivision 1b;

2.14 (2) if the person is required to register based upon a conviction or delinquency
2.15 adjudication for an offense under section 609.185, clause (2), or a similar statute from
2.16 another state or the United States;

2.17 (3) if the person is required to register based upon a conviction for an offense under
2.18 section 609.342, subdivision 1, paragraph (a), (c), (d), (e), (f), or (h); 609.343, subdivision
2.19 1, paragraph (a), (c), (d), (e), (f), or (h); 609.344, subdivision 1, paragraph (a), (c), or (g);
2.20 or 609.345, subdivision 1, paragraph (a), (c), or (g); or a statute from another state or the
2.21 United States similar to the offenses described in this clause; or

2.22 (4) if the person is required to register under subdivision 1b, paragraph (c), following
2.23 commitment pursuant to a court commitment under section 253B.185 or a similar law of
2.24 another state or the United States.

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