



126th MAINE LEGISLATURE

SECOND REGULAR SESSION-2014

Legislative Document

No. 1589

H.P. 1160

House of Representatives, December 30, 2013

An Act To Improve the Maine Sex Offender Registry

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.