

HOUSE BILL No. 4180

February 9, 1999, Introduced by Reps. Sanborn, Wojno, Green, Julian, Rick Johnson, Allen, Jansen and Scranton and referred to the Committee on Criminal Law and Corrections.

A bill to amend 1994 PA 295, entitled "Sex offenders registration act," by amending sections 4 and 6 (MCL 28.724 and 28.726), section 6 as amended by 1996 PA 494.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 4. (1) Registration of an individual under this act
2 shall proceed as provided in this section.

3 (2) For an individual convicted of a listed offense on or
4 before October 1, 1995 who on or before October 1, 1995 ~~is~~ WAS
5 sentenced for that offense, ~~has~~ HAD a disposition entered for
6 that offense, or ~~is~~ WAS assigned to youthful trainee status for
7 that offense, the following shall ~~register~~ HAVE REGISTERED the
8 individual by December 31, 1995:

9 (a) If the individual ~~is~~ WAS on probation for the listed
10 offense, the individual's probation officer.

1 (b) If the individual ~~is~~ WAS committed to jail for the
2 listed offense, the sheriff or his or her designee.

3 (c) If the individual ~~is~~ WAS under the jurisdiction of the
4 department of corrections for the listed offense, the department
5 of corrections.

6 (d) If the individual ~~is~~ WAS on parole for the listed
7 offense, the individual's parole officer.

8 (e) If the individual ~~is~~ WAS within the jurisdiction of
9 the ~~juvenile division of the probate~~ FAMILY DIVISION OF CIRCUIT
10 court or the ~~department of social services pursuant to~~ FAMILY
11 INDEPENDENCE AGENCY UNDER an order of disposition for the listed
12 offense, the ~~juvenile division of the probate~~ FAMILY DIVISION
13 OF CIRCUIT court or the ~~department of social services~~ FAMILY
14 INDEPENDENCE AGENCY.

15 (3) For an individual convicted of a listed offense on or
16 before October 1, 1995:

17 (a) If the individual is sentenced for that offense after
18 October 1, 1995 or assigned to youthful trainee status after
19 October 1, 1995, the probation officer shall register the indi-
20 vidual before sentencing or assignment.

21 (b) If the individual's probation or parole is transferred
22 to this state after October 1, 1995, the probation or parole
23 officer shall register the individual within 14 days after the
24 transfer.

25 (c) If the individual is placed within the jurisdiction of
26 the ~~juvenile division of the probate~~ FAMILY DIVISION OF CIRCUIT
27 court or the ~~department of social services pursuant to~~ FAMILY

1 INDEPENDENCE AGENCY an order of disposition entered after
2 October 1, 1995, ~~the juvenile division of the probate~~ THE
3 FAMILY DIVISION OF CIRCUIT court shall register the individual
4 before the order of disposition is entered.

5 (4) For an individual convicted of a listed offense in this
6 state after October 1, 1995, the individual shall register before
7 sentencing, entry of the order of disposition, or assignment to
8 youthful trainee status. The probation officer or the ~~juvenile~~
9 ~~division of the probate~~ FAMILY DIVISION OF CIRCUIT court shall
10 give the individual the registration form after the individual is
11 convicted, shall explain the duty to register, SHALL INFORM THE
12 INDIVIDUAL OF THE REQUIREMENT THAT REGISTRATION UNDER THIS ACT
13 WILL BE PLACED ON THE INDIVIDUAL'S DRIVER LICENSE AS PRESCRIBED
14 UNDER SECTION 310 OF THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL
15 257.310, and shall accept the completed registration for process-
16 ing pursuant to section 6.

17 (5) For an individual convicted of a listed offense in
18 another state or country after October 1, 1995, the individual
19 shall register with the local law enforcement agency, or the
20 state police or the sheriff's department within 14 days after
21 becoming domiciled or temporarily residing in this state.

22 Sec. 6. (1) The officer, court, or agency registering an
23 individual or receiving or accepting a registration under section
24 4 or receiving notice under section 5(1) shall provide the indi-
25 vidual with a copy of the registration or notification at the
26 time of registration or notice.

1 (2) The officer, court, or agency registering an individual
2 or receiving or accepting a registration under section 4 or
3 notified of an address change under section 5(1) shall forward
4 the registration or notification to the department by the law
5 enforcement information network AND THE SECRETARY OF STATE within
6 3 business days after registration or notification.

7 Enacting section 1. This amendatory act does not take
8 effect unless Senate Bill No. _____ or House Bill No. _____
9 (request no. 00249'99) of the 90th Legislature is enacted into
10 law.