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### Overview

This bill contains a variety of amendments related to predatory offender registration.

#### Section

- 1 Filing photograph or image.** Authorizes the use of an offender's driver's license photograph to locate a non-compliant predatory offender.
- 2 Definitions.** Defines "social media" and "watercraft" for purposes of the predatory offender registration statute.
- 3 Registration required.** Adds offenses to the list of crimes that require predatory offender registration. Adds the state offense of nonconsensual dissemination of private sexual images and the federal offenses of video voyeurism of a minor, transporting minors for illegal sexual activity, and transmitting information about a minor to further criminal sexual conduct.
- 4 Notice.** Provides the correct name for a court form and directs that local law enforcement with jurisdiction over an offender provide notice of the registration requirements to the offender, if the offender does not have an assigned corrections agent.
- 5 Contents of registration.** Requires collection of a DNA sample as part of registration. Expands the amount of time an offender has to return verification forms, but the time begins to run from the date the BCA mails the verification form. Authorizes a corrections agent or law enforcement authority to determine if an individual is in compliance with the registration requirements at any time and at any frequency chosen by the agent or authority. Establishes

## Section

the protocol that existing registrants who do not already have a DNA sample on file will comply with the new DNA requirement.

- 6 Information required to be provided.** Expands the items that offenders must report to include secondary addresses wherever located, expiration date of license plate tabs, driver license or government identification card number, watercraft ownership, social security number, email addresses, social media accounts, telephone numbers (home, work, school, cell), passport number and country of issuance, and professional licensing information.
- 7 Notices in writing; signed.** Defines a signature to include ink, electronic means established by the BCA, or biometrics established by the BCA.
- 8 Travel.** Requires offenders traveling outside of the United States to notify their agent or local law enforcement of their travel dates, locations, flight information, purpose of travel, visa information, and other itinerary information requested by the agent or local law enforcement. The information must be provided 21 days in advance of travel and forwarded to the BCA. Establishes guidelines if offender travel must occur sooner than 21 days or if there is an emergency. The BCA is required to share this information per federal law with federal agencies who share the travel information with the destination country. These changes are intended to conform to the federal International Megan’s Law.
- 9 Criminal penalty.** Removes the word “knowingly” from the criminal penalty section of the predatory offender statute. This change is in response to *State v. Mikulak*, a recent Minnesota Supreme Court decision which overturned a conviction for failing to register as a predatory offender because the defendant claimed he did not know about the specific registration requirement that he was convicted of violating.
- 10 Registration period.** Establishes that failure to comply with section 8 (notice of travel) will subject an offender to an extended registration period (5 years). Also provides that if an individual is not in compliance with his registration requirement at the end of his registration period, the offender is required to register for an additional two years.
- 11 Use of data.** Ensures that corrections agents share predatory offender data with child protection services as required under section 244.057. (See also section 13.)
- 12 Availability of information on offenders who are out of compliance with registration law.** Authorizes the BCA to disclose to the public that an offender—who is over 16 years old and out of compliance for 30 days or more—is out of compliance because the offender did not return a verification form or absconded.
- 13 Database of registered predatory offenders.** Ensures that corrections agents share predatory offender data with child protection services as required under section 244.057.