

HOUSE SUBSTITUTE FOR
SENATE BILL NO. 607

A bill to amend 1994 PA 295, entitled
"Sex offenders registration act,"
by amending section 5 (MCL 28.725), as amended by 2004 PA 240.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5. (1) Within 10 days after any of the following occur,
2 an individual required to be registered under this act shall notify
3 the local law enforcement agency or sheriff's department having
4 jurisdiction where his or her new residence or domicile is located
5 or the department post of the individual's new residence or
6 domicile:

7 (a) The individual changes **OR VACATES** his or her residence,
8 domicile, or place of work or education, including any change
9 required to be reported under section 4a.

1 (b) The individual is paroled.

2 (c) Final release of the individual from the jurisdiction of
3 the department of corrections.

4 (2) Within 10 days after either of the following occurs, the
5 department of corrections shall notify the local law enforcement
6 agency or sheriff's department having jurisdiction over the area to
7 which the individual is transferred or the department post of the
8 transferred residence or domicile of an individual required to be
9 registered under this act:

10 (a) The individual is transferred to a community residential
11 program.

12 (b) The individual is transferred into a minimum custody
13 correctional facility of any kind, including a correctional camp or
14 work camp.

15 (3) An individual required to be registered under this act
16 shall notify the department on a form prescribed by the department
17 not later than 10 days before he or she changes his or her domicile
18 or residence to another state. The individual shall indicate the
19 new state and, if known, the new address. The department shall
20 update the registration and compilation databases and promptly
21 notify the appropriate law enforcement agency and any applicable
22 sex or child offender registration authority in the new state.

23 (4) If the probation or parole of an individual required to be
24 registered under this act is transferred to another state or an
25 individual required to be registered under this act is transferred
26 from a state correctional facility to any correctional facility or
27 probation or parole in another state, the department of corrections

1 shall promptly notify the department and the appropriate law
2 enforcement agency and any applicable sex or child offender
3 registration authority in the new state. The department shall
4 update the registration and compilation databases.

5 (5) An individual registered under this act shall comply with
6 the verification procedures and proof of residence procedures
7 prescribed in sections 4a and 5a.

8 (6) Except as provided in subsections (7) and (8), an
9 individual shall comply with this section for 25 years after the
10 date of initially registering or, if the individual is in a state
11 correctional facility, for 10 years after release from the state
12 correctional facility, whichever is longer.

13 (7) Except as provided in subsection (8), an individual shall
14 comply with this section for life if the individual is convicted of
15 any of the following or a substantially similar offense under a law
16 of the United States, any state, or any country or under tribal or
17 military law:

18 (a) A violation of section 520b of the Michigan penal code,
19 1931 PA 328, MCL 750.520b.

20 (b) A violation of section 520c(1)(a) of the Michigan penal
21 code, 1931 PA 328, MCL 750.520c.

22 (c) A violation of section 349 of the Michigan penal code,
23 1931 PA 328, MCL 750.349, if the victim is less than 18 years of
24 age.

25 (d) A violation of section 350 of the Michigan penal code,
26 1931 PA 328, MCL 750.350.

27 (e) A violation of section 145c(2) or (3) of the Michigan

1 penal code, 1931 PA 328, MCL 750.145c.

2 (f) An attempt or conspiracy to commit an offense described in
3 subdivisions (a) to (e).

4 (g) Except as provided in this subdivision, a second or
5 subsequent listed offense after October 1, 1995 regardless of when
6 any earlier listed offense was committed. An individual is not
7 required to comply with this section for life if his or her first
8 or second listed offense is for a conviction on or before September
9 1, 1999 for an offense that was added on September 1, 1999 to the
10 definition of listed offense, unless he or she is convicted of a
11 subsequent listed offense after September 1, 1999.

12 (8) An individual who is ordered to register as provided in
13 section 8d shall register subject to that section.

14 Enacting section 1. This amendatory act takes effect January
15 1, 2006.

16 Enacting section 2. This amendatory act does not take effect
17 unless House Bill No. 4934 of the 93rd Legislature is enacted into
18 law.