

HOUSE BILL No. 6696

November 19, 2008, Introduced by Reps. Bieda, Rick Jones, Warren, Meisner, Alma Smith, Condino, Garfield, Gaffney, Meadows and Jackson and referred to the Committee on Judiciary.

A bill to amend 1994 PA 295, entitled
"Sex offenders registration act,"
by amending section 8d (MCL 28.728d), as added by 2004 PA 240.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 8d. (1) An individual who petitions the court under
2 section 8c to register as provided in this section shall register
3 under this act as follows:

4 (a) For a violation described in section 8c(15)(a) or (b), the
5 individual shall register under this act until the petition is
6 granted but is not subject to the requirements of section 8(2).

7 (b) For a violation described in section 8c(15)(c) and for
8 which the petition is granted, the individual shall register under

1 this act for a period of 10 years after the date he or she
2 initially registered or, if the individual was in a state
3 correctional facility, for 10 years after he or she is released
4 from that facility, whichever is greater, ~~and~~**BUT** is **NOT** subject to
5 the requirements of section 8(2) during that registration period.

6 (2) If the court under section 8c orders an individual to
7 register under this section pending the court's determination of
8 the petition, the court shall promptly provide a copy of that order
9 to the department and to the individual. If the department is
10 provided with an order under this subsection for an individual
11 described in section 8c(15)(a) or (b), the department shall not
12 enter the individual's registration into the database maintained
13 under section 8(2) until ordered by the court to do so or until
14 expiration of the order, whichever occurs first.

15 (3) If the court grants a petition filed under section 8c, the
16 court shall promptly provide a copy of that order to the department
17 and to the individual. If the department is provided with an order
18 under this subsection for a violation described in section
19 8c(15)(a) or (b), the department shall not enter the individual's
20 registration into the database maintained under section 8(2) or, if
21 the person is already registered, shall promptly remove that
22 registration from the database maintained under section 8(2). The
23 department shall promptly remove an individual's registration from
24 the database maintained under section 8(1) upon expiration of the
25 applicable registration period described in subsection (1) or (2)
26 as provided in those subsections.