

MD SEX OFFENDER REGISTRATION CATEGORY BY CONVICTION

CHILD SEXUAL OFFENDER				
As defined in Criminal Procedure Article § 11-701(b) - Registration Every 6 Months				
Offense	Age of Victim	Article 27	Crim. Law Art.	Registration Term
Sexual Abuse of Minor CPA § 11-707(a)(4)(ii)(3)	Under 12 + offense involved penetration	§ 35C	§ 3-602	Lifetime
Sexual Abuse of Minor	Under 18	§ 35C	§ 3-602	10 years
1st Degree Rape	Under 15	§ 462(a)	§ 3-303(c)	Lifetime
1st Degree Rape + Child Kidnapping	Under 16		3-303(2)(b)	Lifetime
2nd Degree Rape	Under 15	§ 463(a)	§ 3-304(a)(3)	Lifetime
1st Degree Sex Offense	Under 15	§ 464(a)	§ 3-305(c)	Lifetime
1st Degree Sex Offense + Child Kidnapping	Under 16		3-305(2)(b)	Lifetime
2nd Degree Sex Offense	Under 15	§ 464A(a)	§ 3-306(a)(3)	Lifetime
3rd Degree Sex Offense	Under 15	§ 464B(a)	§ 3-307(3), (4) and (5)	Lifetime
All Attempted Offenses Above and All Comparable Common Law Offenses	As defined above	§ 12A-1	§§ 3-309 to 312	Lifetime
4th Degree Sex Offense (and ordered by the court to register)	Under 15	§ 464C(a)	§ 3-308(b)(2) and (3)	10 years
SEXUALLY VIOLENT OFFENDER				
As defined in Criminal Procedure Article § 11-701(f) - Registration Every 6 Months				
Offense	Age of Victim	Article 27	Crim. Law Art.	Registration Term
1st Degree Rape	15 years & older	§ 462(a)	§ 3-303	Lifetime
2nd Degree Rape	15 years & older	§ 463(a)	§ 3-304	Lifetime
1st Degree Sex Offense	15 years & older	§ 464(a)	§ 3-305	Lifetime
2nd Degree Sex Offense	15 years & older	§ 464A(a)	§ 3-306	Lifetime
3rd Degree Sex Offense	15 years & older	§ 464B(a)	§ 3-307	Lifetime
All Attempted Offenses Above and All Comparable Common Law Offenses	As defined above	§12A-1	§§ 3-309 to 312	Lifetime
OFFENDER				
Convictions in this Category Must Be Ordered By The Court To Register - Registration Every 6 Months				
As defined in the Criminal Procedure Article § 11-701(d)				
Offense	Age of Victim	Article 27	Crim. Law Art.	Registration Term
Child Abduction	Under 16	§ 1	§ 11-305	10 years
Kidnapping	12 years & older	§ 337	§ 3-502	10 years
Child Kidnapping	Under 12	§ 338	§ 3-503	10 years
False Imprisonment (not parent)	Under 18	Common Law	Common Law	10 years
Fourth Degree Sex Offense	Under 18	§ 464C(a)	§ 3-308(b)(1)	10 years
Distribution and Manufacturing of Child Pornography	Under 18	§ 419A	§ 11-207	10 years
Prostitution	Under 18	§§ 15, 426-433	§§11-303 to 306	10 years
Incest	Under 18	§ 335	§ 3-323	10 years
Perverted Sex Practices	Under 18	§ 554	§ 3-322	10 years
Sodomy	Under 18	§ 553	§ 3-321	10 years
Indecent Exposure	N/A	Struck Down by MD Court of Appeals 2009		N/A
Soliciting Minor to Engage in Sexual Conduct	Under 18	N/A	§ 3-324	10 years
Crimes that involve conduct that by its nature is a sexual offense against an individual under the age of 18 as defined in CPA 11-701(d)(7)	Under 18	N/A	e.g. § 3-315, §11-203, §11-208	10 years
All Attempted Offenses Above and All Comparable Common Law Offenses	As defined above			10 Years
SEXUALLY VIOLENT PREDATOR				
As defined in the Criminal Procedure Article § 11-701(h) - Registration Occurs Every 3 Months				
How the "Predator" status is determined and court ordered is described in Criminal Procedure Article § 11-703				

Retroactive Application

Child Sex Offenders: A defendant is required to register if he is convicted of an offense listed above that was committed before October 1, 1995 and was under the custody or supervision of a supervising authority on October 1, 2001 for the crime that required registration.

All Other Sex Offenders: A defendant is required to register if he is convicted of an offense listed above that was committed before July 1, 1997 and was under the custody or supervision of a supervising authority on October 1, 2001 for the crime that required registration.

"Under the custody or supervision of a supervising authority" means the offender was: incarcerated in a county detention center or Division of Correction facility; under the supervision of the Division of Parole and Probation; or was under the direct supervision of the Court.