

1 16 DEPARTMENT OF PUBLIC SAFETY

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3 222 BUREAU OF STATE POLICE

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5 STATE BUREAU OF IDENTIFICATION

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7 Chapter 14: RULES RELATING TO THE SEX OFFENDER REGISTRATION AND
8 NOTIFICATION ACT OF 1999 (34-A MRSA c.15)
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12 14.01 DEFINITIONS:

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14 ~~A Photograph required to be submitted by a convicted Sex Offender or Sexually~~
15 ~~Violent Predator under the "Sex Offender Registration and Notification Act of~~
16 ~~1999" shall mean a Passport Photograph, described as a full faced, chest up,~~
17 ~~unmounted, color photograph not larger than 2 3/4 x 2 1/2 inches with a white or~~
18 ~~off white background and a space showing above the person's head. The~~
19 ~~photograph must have been taken not more than six (6) months prior to~~
20 ~~submission.~~

21 A. Bureau. "Bureau" means the Maine State Bureau of Identification.

22 B. Initial registration date. "Initial registration date" means the date the initial
23 registration form is received at the Bureau after the registrant has the duty to
24 register. If the initial registration form is received on the 29th, 30th, or 31st day of
25 the month, the initial registration date will be considered the first day of the
26 following month.

27 C. Passport photograph. "Passport photograph" means a photograph described as a
28 full faced, chest up, unmounted, color photograph not larger than 2 3/4 x 2 1/2
29 inches and not less than 2 x 2 inches with a white or off-white background and a
30 space showing above the person's head. The picture can not have features
31 obscured, including but not limited to wearing a hat, sunglasses, or bandana.
32 The photograph must have been taken not more than six (6) months prior to
33 submission.

34 D. Registrant. "Registrant" means a 10-year registrant or a lifetime registrant or,
35 when appropriate, both a 10-year registrant and a lifetime registrant.

36 E. SORNA 1999. "SORNA 1999" means the Sex Offender Registration and
37 Notification Act of 1999 (34-A MRSA c. 15).

38 F. Verification due date. "Verification due date" means:

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40 1. The verification due date for a ten year registrant is every year on the
41 anniversary of the initial registration date.

42 2. The verification due date for a lifetime registrant is quarterly (every 3
43 months) from the initial registration date.

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45 The verification due date is calculated from the initial registration date and not
46 the date the last verification was received.
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50 14.02 RULES RELATING TO ~~THE SEX OFFENDER REGISTRATION AND~~
51 ~~NOTIFICATION ACT OF SORNA~~ 1999
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53 ~~A.~~ ~~_____~~ ~~A.~~ ~~_____~~ A ~~Photograph~~ ~~photograph~~ submitted under this Act for the
54 maintenance of the Sex Offender Registry by a person convicted ~~Sex Offender~~
55 ~~or Sexually Violent Predator~~ of a sex offense or sexually violent offense must
56 ~~shall~~ meet the definition of a ~~Passport~~ ~~passport~~ ~~Photograph~~ ~~photograph~~
57 described in this rule.
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59 B. Pursuant to 34-A M.R.S. § 11225-A(5), the Bureau may suspend a Registrant's
60 obligation to verify if:
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- 62 1. The Bureau has received from the Registrant a signed notice indicating
63 a change of domicile or residence to another state;
- 64 2. The Registrant shows proof of registration in the other state;
- 65 3. The Registrant will be physically absent from the State of Maine for 90
66 days; and
- 67 4. The Registrant has previously complied with obligations under
68 SORNA.

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70 A person whose verification duties have been suspended under this Rule
71 must notify the Bureau and local law enforcement on return to the State in
72 accordance with 34-A M.R.S. § 11222(5).
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74 C. Pursuant to 34-A M.R.S. § 11225-A(5), the Bureau may suspend a Registrant's
75 obligation to verify in person if:
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- 77 1. The Bureau has received from the Registrant a signed notice indicating a
78 change of domicile or residence to another state;
 - 79 2. The Registrant will be physically absent from the State of Maine for 90
80 days;
 - 81 3. The Registrant has previously complied with obligations under SORNA;
82 and
 - 83 4. The Registrant shows proof that registration is not required in the other
84 State.
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Then the Bureau may allow verification in writing, provided that verification by the Registrant is done in person every five years.

A person whose verification duties have been suspended under this Rule must notify the Bureau and local law enforcement on return to the State in accordance with 34-A M.R.S. § 11225-A(5).

BASIS STATEMENT

The amended regulation will better assist the Maine State Police, State Bureau of Identification to effectively administer the Sex Offender Registration and Notification Act of 1999.