

(1) EVIDENCE THAT THE COURT CONSIDERS APPROPRIATE TO THE DETERMINATION OF WHETHER THE PERSON IS A SEXUALLY VIOLENT PREDATOR, INCLUDING THE PRESENTENCING INVESTIGATION AND SEXUALLY VIOLENT OFFENDER'S INMATE RECORD;

(2) EVIDENCE INTRODUCED BY THE PERSON CONVICTED; AND

(3) AT THE REQUEST OF THE STATE'S ATTORNEY, EVIDENCE THAT A VICTIM OF THE SEXUALLY VIOLENT OFFENSE PRESENTS.

(C) NOTICE REQUIRED.

THE STATE'S ATTORNEY MAY NOT ASK A COURT TO DETERMINE WHETHER A PERSON IS A SEXUALLY VIOLENT PREDATOR UNDER THIS SECTION UNLESS THE STATE'S ATTORNEY SERVES WRITTEN NOTICE OF INTENT TO MAKE THE REQUEST ON THE DEFENDANT OR THE DEFENDANT'S COUNSEL AT LEAST 30 DAYS BEFORE TRIAL.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 792(b).

In subsection (a)(1) of this section, the former reference to a "second" sexually violent offense is deleted in light of the reference to a "subsequent" offense.

As for the substitution of the reference to a "person" for the former reference to an "individual", see General Revisor's Note to article.

Defined terms: "Inmate" § 1-101

"Person" § 1-101

"Sexually violent offender" § 11-701

"Sexually violent offense" § 11-701

"Sexually violent predator" § 11-701

#### 11-704. REGISTRATION REQUIRED.

A PERSON SHALL REGISTER WITH THE PERSON'S SUPERVISING AUTHORITY IF THE PERSON IS:

(1) A CHILD SEXUAL OFFENDER;

(2) AN OFFENDER;

(3) A SEXUALLY VIOLENT OFFENDER;

(4) A SEXUALLY VIOLENT PREDATOR;

(5) A CHILD SEXUAL OFFENDER WHO, BEFORE MOVING INTO THIS STATE, WAS REQUIRED TO REGISTER IN ANOTHER STATE OR BY A FEDERAL, MILITARY, OR NATIVE AMERICAN TRIBAL COURT FOR A CRIME THAT OCCURRED BEFORE OCTOBER 1, 1995;

(6) AN OFFENDER, SEXUALLY VIOLENT OFFENDER, OR SEXUALLY VIOLENT PREDATOR WHO, BEFORE MOVING INTO THIS STATE, WAS REQUIRED TO