

June 12, 2020

Law and Justice Interim Committee (LJIC)

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VIOLENT OFFENSES THAT REQUIRE REGISTRATION

[Section 46-23-502, MCA](#), lists the 13 offenses that currently require a person convicted of one or more of them to register as a violent offender in Montana. The offenses are:

- **Deliberate homicide** [45-5-102, MCA];
- **Mitigated deliberate homicide** [45-5-103, MCA];
- **Aggravated assault** [45-5-202, MCA];
- **Partner or family member assault**, third or subsequent offense [45-5-206, MCA];
- **Assault on a peace officer**, if the person purposely or knowingly causes reasonable apprehension of seriously bodily injury in a peace officer or judicial officer by use of a weapon, causes bodily injury to a peace officer or judicial officer with a weapon, or causes serious bodily injury to a peace officer or judicial officer [45-5-210 (1)(b), (1)(c), or (1)(d), MCA];
- **Assault on a minor** [45-5-212, MCA];
- **Assault with a weapon** [45-5-213, MCA];
- **Strangulation of a partner or family member** [45-5-215];
- **Kidnapping**, if the victim is not a minor [45-5-302, MCA];
- **Aggravated kidnapping**, if the victim is not a minor [45-5-303, MCA];
- **Robbery** [45-5-401, MCA];
- **Arson** [45-6-103, MCA]; and
- **Operation of unlawful clandestine laboratory** [45-9-132, MCA].

The definitions include any actual violation of the listed statute, as well as an attempt, solicitation, or conspiracy to commit a violation of the listed statute. Offenses that require registration include offenses for which a person was found in youth court to have committed or for which the person was adjudicated in youth court. Registration is also required for a person who violated a reasonably similar law of another state, a tribal government, or the federal government.

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SJ 19 Study: Violent Offenses That Require Registration
Law and Justice Interim Committee

Additional Information

- SJ 19 Study Page (2019-2020 Interim): <https://leg.mt.gov/committees/interim/2019ljic/sj-19-svor/>
- Overview of the Montana Sexual or Violent Offender Registration Act, September 2019, available at: <https://leg.mt.gov/content/Committees/Interim/2019-2020/Law-and-Justice/Committee-Topics/SJ-19-Study/sj19-svor-background-september-2019.pdf>