

# **SEX/KIDNAPPING OFFENDER REGISTRATION GUIDELINE MANUAL**

WORKING TOGETHER  
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# **2010**

**This manual is provided to assist law enforcement agencies of Washington State. It is not intended to be a substitute for legal advice or to be used in place of policies and procedures.**



You can also access the 2010 SOR Guideline Manual via the Internet using your Washington Access to Criminal History-Criminal Justice (WATCH CJ) account at <http://WATCHCJ.wsp.wa.gov>. If you do not have access to WATCH CJ, you may contact the Identification and Criminal History Section to set up an account free of charge at (360) 534-2000.

If you have any questions, please call one of the SOR Criminal History Specialists listed below:

Ms. Kimberly McParland (360) 534-2163  
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- Sex/Kidnapping Offender Registration Correction Notice
- Relieved of Duty to Register Form

**SEX/KIDNAPPING OFFENDER**

**REGISTRATION CARD**



# Sex/Kidnapping Offender Registration Card

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## ➤ HOW TO FILL OUT A REGISTRATION CARD ◀

At the time of registration, the county sheriff shall obtain and submit to the Washington State Patrol, Identification and Criminal History Section, the fingerprints and a color photograph of the individual within five days. The photograph of the individual must be taken by the sheriff at the time of registration and should be a color close-up (from the shoulders up), without the subject holding a placard or other identifying information. On the reverse side of the photograph, the sheriff is to indicate the registrant's name, date of birth, and state identification (SID) number (if available). Guidelines for completing the Sex/Kidnapping Offender Registration fingerprint card are as follows.

### **FRONT** (Refer to Example A-1 Front)

1. Type of registration: Check box.
2. Registration full name: Last name, first name, and suffix, if applicable (i.e., SR., JR., III, etc.).
3. Signature of person fingerprinted; if unavailable or refused, indicate that status in the signature block.
4. Registrant's Social Security number.
5. List alias names, date of birth, and social security numbers in the alias block. Alias names include birth (maiden) name, married names, and nicknames (i.e., Bob for Robert, Dick for Richard).
6. Registrant's Federal Bureau of Investigation (FBI) number, if known.
7. State identification number, if known.
8. Date of birth is listed as month, day, and year.
9. The standard National Crime Information Center (NCIC) abbreviations are to be used for sex and race. Height is feet and inches, weight is pounds, eyes and hair color.

### **BACK** (Refer to Example A-1 Back)

10. Reason for registration. See "Who Is Required to Register Instructions."
11. Date subject registered is listed as month, day, and year.
12. Ending registration date.
13. ORI = originating agency.

14. Risk level classification: Check the box for the correct level: I, II, or III. If the risk level classification is unknown, write "U." You may submit the level information later using the Change Address Form.
15. Date of conviction: Registrant's original conviction date requiring registration.
16. Place of birth (state or country).
17. Country of citizenship.
18. Place of conviction: County or state.
19. Scars, marks, tattoos, and amputations. The standard NCIC abbreviations are to be used for scars, marks, tattoos, and amputations. Please be specific about the scar, mark, tattoo, or amputation location and description.
20. Conviction(s) resulting in registration.
21. Sexual predator: Not used.
22. DNA available: Not used. See DNA Submission Section for more information.
23. Official taking fingerprints.
24. Local identification number.
25. Caution and medical conditions.
26. **Current residence of person being fingerprinted. Registrant's complete physical street address and phone number (include area code). Registrant's employer, complete employer street address, and phone number (include area code). Mailing address, if different, can be added in block 27.**

**\*NOTE: Ask the registrant if they are, or are in the process of becoming:**

- **A student at a public or private institution of higher education; or**
- **Employed by or at a private institution of higher education; or**
- **Reporting termination of enrollment or employment by or at a public or private institution of higher education.**

**If any of the above is reported, ask the name of the institution and enter it as "Additional Information" in block 27.**

27. The additional information area can be used to give details for which there is not enough space in the designated areas.

**\*NOTE:** If the registrant is a student at, employed by or at, or terminating enrollment or employment by or at a public or private institution of higher education, enter their enrollment/employment status, including institution/campus. For example:

- Enrolled(ing) at (name of school) (campus if multiple) on (effective date).
- Employed at (name of school) (campus if multiple) on (effective date).
- Terminating Enrollment at (name of school) (campus if multiple) on (effective date).
- Terminating Employment at (name of school) (campus if multiple) on (effective date).

LEAVE BLANK		<b>SEX/KIDNAPPING OFFENDER REGISTRATION</b> TYPE OF REGISTRATION <input type="checkbox"/> SEX OFFENDER REGISTRATION <input type="checkbox"/> KIDNAPPING OFFENDER REGISTRATION <input type="checkbox"/> SEX/KIDNAPPING OFFENDER REGISTRATION				LEAVE BLANK		
		1						
STATE USAGE		LAST NAME, FIRST NAME, MIDDLE NAME, SUFFIX						
		2		SECURITY NUMBER		LEAVE BLANK		
		3		4				
SIGNATURE OF PERSON FINGERPRINTED		MAIDEN NAME, FIRST NAME, MIDDLE NAME, SUFFIX						
		5		INFORMATION PROVIDED ON THIS CARD MAY BE COMPUTERIZED IN LOCAL, STATE AND FEDERAL FILES				
FBI NO.	STATE IDENTIFICATION NO.	DATE OF BIRTH: MM/DD/YY	SEX	RACE	HEIGHT	WEIGHT	EYES	HAIR
6	7	8	9					
1. R. THUMB	2. R. INDEX	3. R. MIDDLE	4. R. RING	5. R. LITTLE				
6. L. THUMB	7. L. INDEX	8. L. MIDDLE	9. L. RING	10. L. LITTLE				
LEFT FOUR FINGERS TAKEN SIMULTANEOUSLY		L. THUMB	R. THUMB	RIGHT FOUR FINGERS TAKEN SIMULTANEOUSLY				

**EXAMPLE A-1 (Front)**

**WASHINGTON STATE PATROL IDENTIFICATION AND CRIMINAL HISTORY SECTION**

P.O. BOX 42633  
OLYMPIA, WA 98504-2633

PRIVACY ACT OF 1974 (P.L. 93-579) REQUIRES THAT FEDERAL, STATE, OR LOCAL AGENCIES INFORM INDIVIDUALS WHOSE SOCIAL SECURITY NUMBER IS REQUESTED WHETHER SUCH DISCLOSURE IS MANDATORY OR VOLUNTARY, BASIS OF AUTHORITY FOR SUCH SOLICITATION, AND USES WHICH WILL BE MADE OF IT.

**INSTRUCTIONS**

1. REGISTRATION SUBMISSION REQUIRES SOR REGISTRATION FINGERPRINT CARD AND A PHOTOGRAPH, PURSUANT TO RCW 9A.44.130.
2. SHERIFF'S OFFICE MUST SUBMIT REGISTRATION TO THE WASHINGTON STATE PATROL WITHIN 5 DAYS.
3. ON BACK OF PHOTOGRAPH, INCLUDE REGISTRANT'S NAME AND DOB.

**WHO MUST REGISTER**

ANY INDIVIDUAL IN THIS STATE WHO HAS BEEN FOUND TO HAVE COMMITTED OR HAS BEEN CONVICTED OF ANY SEX OFFENSE OR KIDNAPPING OFFENSE, OR WHO HAS BEEN FOUND NOT GUILTY BY REASON OF INSANITY UNDER CHAPTER 10.77 RCW, AS DESCRIBED IN RCW 9A.44.130.

REASON FOR REGISTRATION: <input type="checkbox"/> RESIDENT OF WA <input type="checkbox"/> NON-RESIDENT OF WA <input type="checkbox"/> EMPLOYMENT <input type="checkbox"/> STUDENT	REGISTRATION DATE: 11	ORI: 13 CONTRIBUTOR: ADDRESS:	
	ENDING REGISTRATION DATE: 12		
RISK LEVEL CLASSIFICATION: I <input type="checkbox"/> II <input type="checkbox"/> III <input type="checkbox"/>	DATE OF CONVICTION: 15	PLACE OF BIRTH (STATE OR COUNTRY): 16	COUNTRY OF CITIZENSHIP: 17
PLACE OF CONVICTION: 18	SCARS, MARKS, TATTOOS, AND AMPUTATIONS: 19		
CONVICTION(S) RESULTING IN REGISTRATION: 20		SEXUAL PREDATOR: 21 YES <input type="checkbox"/> NO <input type="checkbox"/>	DNA AVAILABLE: 22 YES <input type="checkbox"/> NO <input type="checkbox"/>
OFFICIAL TAKING FINGERPRINTS: 23	LOCAL IDENTIFICATION/NUMBER: 24	CAUTION AND MEDICAL CONDITIONS: 25	
<b>CURRENT RESIDENCE OF PERSON BEING FINGERPRINTED</b>			
STREET ADDRESS: 26			
CITY: _____ STATE: _____ ZIP CODE: _____ PHONE NO: _____			
OCCUPATION: _____ EMPLOYER: _____ EMPLOYER STREET ADDRESS: _____			
EMPLOYER CITY: _____ STATE: _____ ZIP CODE: _____ PHONE NO: _____			
ADDITIONAL INFORMATION 27		LEAVE BLANK	

3000-240-535 (R 7/99)

## ➤ SEX/KIDNAPPING OFFENDER PHOTO GUIDELINES ‹

The subject's photograph should be taken at the time of registration and should be a color close-up (from the shoulders up), without the subject holding a placard or other identifying information. On the reverse side of the photograph, the sheriff is to indicate the registrant's name, date of birth, and state identification (SID) number, if available.

### **Photographs (mailed):**

- Color
- 2 x 3 – 3 ½ x 4 ½ in size
- Good quality paper or photo paper if using digital
- Original in jpeg format

### **The following is a list of things to try and avoid:**

- Photocopier copies of photographs.
- Interfering objects (e.g., file cabinets, Venetian blinds, book shelves). These are things that break the resolution down.
- Large or enlarged photos.
- Black and white photographs do not scan into the system well.
- Note: A new photo may be taken at any time to update the file per RCW 9A.44.130.

## **ELECTRONIC SUBMISSION (Live-Scan)**

### **Sex/Kidnapping Offender Registration Cards and Photos**

The Washington State Patrol Sex and Kidnapping Offender Registry began accepting sex and/or kidnapping offender registrations via live-scan and photos via e-mail on September 1, 2009.

The WSP SOR Unit has created a specialized e-mail box to accept **live-scan registration corresponding photos only**; [SORLIVESCANphotos@wsp.wa.gov](mailto:SORLIVESCANphotos@wsp.wa.gov). Listed below are specific directions for submission/acceptance:

- **Must be a color** photo attachment in jpeg format
- Required information in the subject line: Name, DOB, and SID (if applicable)
- Required information in the body: Registration date

This will ensure that each photo is posted to the correct record and registration date.

In an effort to assist your agency in successfully submitting sex/kidnapping offender registrations electronically, listed below are several “helpful hints.” Following these will ensure SOR live-scan submissions are entered in an accurate and timely manner. Please note that a “complete” registration consists of a fingerprint card and a photo. You will not be reimbursed for a registration without the two components.

1. Ensure all live-scan photos and electronic transmissions of prints (registrations) are submitted within **one week or less** of each other. **NOTE:** Any photo or registration received will be rejected after one week if it is incomplete. Please contact our office if you have difficulty with a transmission of prints or a photo.
2. One photo per e-mail only; this helps ensure we have the correct information for each registration.
3. For out-of-state offenses, list the actual offense in the body of the e-mail. It will be added to the record by WSP.
4. Only SOR live-scan photos are sent to the [SORLIVESCANphotos@wsp.wa.gov](mailto:SORLIVESCANphotos@wsp.wa.gov) mailbox.
5. List any additional helpful information regarding the registration in the body of the photo e-mail.
6. Questions regarding any live-scan submission should always include the TCN number for reference.

## Updating the Photo Only

Electronic submission of a photo on a **current registrant** for the purpose of updating can be done at anytime using [SORSubmissions@wsp.wa.gov](mailto:SORSubmissions@wsp.wa.gov). Listed below are specific directions for submission/acceptance:

- **Must be a color** photo attachment in jpeg format
- Required information in the subject line: Name, DOB, and SID
- Required information in the body: Updated photo

**SEX/KIDNAPPING OFFENDER  
REGISTRATION REQUIREMENTS**



# Sex/Kidnapping Offender Registration Requirements

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## ➤ WHO IS REQUIRED TO REGISTER ◀

RCW 9A.44.130 (1) Any individual convicted of any registerable sex or kidnapping offense or an individual who has been found not guilty by reason of insanity of committing a sex or kidnapping offense who falls under one of the following:

- Adult – fixed residence or not.
- Juvenile – fixed residence or not.
- Student:  
**Student** means a person who is enrolled, on a full-time or part-time basis, in any public or private education institution. An educational institution includes any secondary school, trade or professional institution, or institution of higher education.
- Employed or carries on a vocation:  
**Employed or carries on a vocation** means employment that is full-time or part-time for a period of time exceeding 14 days, or a total of a minimum of 30 days during any calendar year. A person is employed or carries on a vocation whether the person's employment is financially compensated, volunteered, or for the purpose of government or educational benefit. \*This includes employment for or on the campus of a public or private institution of higher education.

## RESIDENT OF WASHINGTON

Register with the county sheriff for the county of the:

- Person's residence.
- If admitted to a public or private institution of higher education in Washington, provide the name of the school to the sheriff's office where the person currently resides.
- If working at or on a campus of a public or private institution of higher education in Washington, register and provide the name of the institution to the sheriff's office where the person currently resides.

## NOT A RESIDENT OF WASHINGTON

Register with the sheriff of the county:

- Where the place of employment or vocation is located.

- If admitted to a public or private institution of higher education in Washington, the person must register where the school is located and provide the name of the school attending. The person must also inform the county sheriff where he/she resides.
- If working for or on a campus of a public or private institution of higher education in Washington, the person must register where the school is located. The person must also inform the county sheriff where he/she resides.

#### **NOTIFICATION OF INTENT TO ATTEND AN INSTITUTION OF HIGHER EDUCATION**

Any person admitted to a public or private institution of higher education shall, within 3 business days prior to arriving at the institution, notify the sheriff for the county of the person's residence of the person's intent to attend the institution.

#### **NOTIFICATION OF INTENT TO TERMINATE ENROLLMENT OF EMPLOYMENT AT AN INSTITUTION OF HIGHER EDUCATION**

Any person who stops attending a public or private institution of higher education must, within 3 business days of the termination, notify the sheriff's office where they are currently registered.

**➤ REGISTRATION REQUIREMENTS ◀**  
**Refer to RCW 9A.44.130**

**OFFENDERS IN CUSTODY**

**Agency definition:** Department of Corrections (DOC), Department of Social and Health Services (DSHS), and Juvenile Rehabilitation Administration (JRA).

**The Agency (having jurisdiction over the offender) Responsibilities:**

Shall provide notice to the offender of the consequences of failing to register at the time of release.

1. If the agency has knowledge that the offender is eligible for developmental disability services from the DSHS, the agency shall notify the Division of Developmental Disabilities (DDD) of the release.
2. The agency and DDD shall assist the offender in meeting the initial registration requirements.
3. Shall forward within three days, the registration information listed below, to the county sheriff of the anticipated residence:

Sex/Kidnapping Offender Registration Notification  
Certified copy of the fingerprint card  
Color photograph

**Offender Responsibilities:**

The offender must register within 3 business days from the time of release with the sheriff of the county of intended residence. If an offender does not register it will be considered “Failure to Register.”

**Failure to Register as a Sex Offender or Kidnapping Offender:**

A person commits the crime of failure to register as a sex offender or kidnapping offender if the person has a duty to register under RCW 9A.44.130 for a sex offense or kidnapping offense and knowingly fails to comply with any of the requirements of RCW 9A.44.130.

1. The failure to register as a sex offender is a Class C Felony.
2. If a person has been convicted in this state of a felony failure to register as a sex offender on two or more prior occasions, the failure to register is a Class B Felony.
3. If a person has been convicted of a sex offense other than a felony, the failure to register is a gross misdemeanor.
4. If a person has been convicted of a felony kidnapping offense, the failure to register as a kidnapping offender is a Class C Felony.
5. If a person has been convicted of a kidnapping offense other than a felony, the failure to register is a gross misdemeanor.

### **Sheriff's Office Responsibilities:**

1. The sheriff's office must send the SOR information to the WSP within 5 days.
2. It is the responsibility of the registering agency to verify the accuracy of the information submitted to the WSP registry.
3. If the offender **FAILS TO REGISTER UPON RELEASE**, the sheriff's office must notify the WSP by submitting a Change of Address (COA) form indicating the reason (fail to register upon release). Attached to the form should be the following:
  - Sex/Kidnapping Offender Registration Notification
  - Certified copy of fingerprint card
  - Color photograph

See Change of Address form for specific instructions.

### **OFFENDERS NOT IN CUSTODY BUT UNDER STATE OR LOCAL JURISDICTION**

- Sex offenses committed before, on, or after February 28, 1990, must have registered within ten days of July 28, 1991.
- Kidnapping offenses committed before, on, or after July 27, 1997, are required to have registered within 10 days of July 27, 1997.

### **OFFENDERS UNDER FEDERAL JURISDICTION**

- Register within 3 business days from the time of release with the sheriff of the county of anticipated residence.

### **OFFENDERS CONVICTED BUT NOT CONFINED**

- Register within 3 business days of being sentenced with the sheriff of the county of anticipated residence.

### **OFFENDERS NEW/RETURNING RESIDENTS**

- Not under supervision, register within 3 days of establishing or re-establishing residency.
- Under supervision, register within 3 business days of moving to Washington with the sheriff of the county of anticipated residence.
- The duty to register under this subsection applies to sex offenders convicted under the laws of another state or foreign country, federal or military statutes for offenses committed before, on, or after February 28, 1990, or Washington state for offenses committed before, on, or after February 28, 1990, and to kidnapping offenders convicted under the laws of another state or foreign country, federal or military statutes, or Washington state for offenses committed before, on, or after July 27, 1997.

### **OFFENDERS FOUND NOT GUILTY BY REASON OF INSANITY**

- Register within 3 business days from time of release with the sheriff of the county of anticipated residence.

### **OFFENDERS WHO LACK A FIXED RESIDENCE**

- Any person who lacks a fixed residence shall be deemed to reside in any county where the person is physically present. Such person shall report in person to the county sheriff's office within 3 business days after entering the county. Thereafter, the person shall report in person:
  - Weekly.
  - On a day specified by the county sheriff's office.
  - During normal business hours.
  - The person must keep an accurate accounting of where he or she stays during the week and provide it to the county sheriff upon request.
  - The offender is subject to disclosure of information to the public at large pursuant to RCW 4.24.550.

### **OFFENDERS WHO MOVE TO, WORK, CARRY ON A VOCATION, OR ATTEND SCHOOL IN ANOTHER STATE**

- Register within 3 business days of establishing residence, or after beginning to work, carry on a vocation, or attend school in the new state.
- The person must also send written notice within 3 business days of moving to the new state or foreign country to the county sheriff with whom the person last registered in Washington State.

## ➤ SEX OFFENDER RISK LEVEL CLASSIFICATION ◀

- WSP obtains risk level classifications from:
  - Registrations.
  - Change of address forms.
  - Correction notices.
  - Community notification flyers received via e-mail from the law enforcement agency.

*Note: Risk level classification must be added to the SOR record with each new registration or update.*

- **If not included, the previous classification level is used.**
  - Per RCW 43.43.540, the county sheriff shall forward the sex offender's risk level classification to the WSP within five working days.
- **ALWAYS INCLUDE RISK LEVEL CLASSIFICATION WHEN SUBMITTING ANY SOR DOCUMENTS TO WSP.**

## ➤ SHERIFF'S OFFICE REQUIREMENTS AFTER CLASSIFICATION <

### RCW 4.24.550

**The county sheriff with whom an offender classified as risk level III is registered will:**

- Publish by legal notice, advertising or news release a sex offender community notification that conforms to the guidelines established under RCW 4.24.5501 in at least one legal newspaper with general circulation in the area of the sex offender's registered address or location.
- Publish consistent with this subsection a current list of level III registered sex offenders, twice yearly. This list shall be maintained on a publicly accessible web site and shall be updated at least once per month.

**Local Law Enforcement agencies that disseminate information pursuant to RCW 4.24.550 will:**

- Review available risk level classifications made by the Department of Corrections, Department of Social and Health Services, and the Indeterminate Sentence Review Board.
- Assign risk level classifications to all offenders.
- Make a good-faith effort to notify the public and residents at least fourteen days before the offender is released from confinement or where an offender moves from another jurisdiction as soon as possible after the agency learns of the offender's move, except that in no case may this notification provision be construed to require an extension of an offender's release date.

When a local law enforcement agency or official classifies an offender differently than the offender is classified by the End of Sentence Review Committee or the Department of Social and Health Services at the time of the offender's release from confinement, the law enforcement agency or official shall notify the End of Sentence Review Committee or the Department of Social and Health Services and submit its reasons supporting the change in classification. A change of level notification must also be sent to the WSP.

## ➤ SEX/KIDNAPPING OFFENSES REQUIRING REGISTRATION ◀

### **Sex Offenses**

#### **RCW 9A.44**

Rape 1st (Class A)  
Rape 2nd (Class A)  
Rape 3rd (Class C)  
Rape of a Child 1st (Class A)  
Rape of a Child 2nd (Class A)  
Rape of a Child 3rd (Class C)  
Child Molestation 1st (Class A)  
Child Molestation 2nd (Class B)  
Child Molestation 3rd (Class C)  
Sexual Misconduct with Minor 1st (Class C)  
Sexual Misconduct with Minor 2nd (Gross Misd)  
Indecent Liberties (Class B)  
Indecent Liberties by Forcible Compulsion (Class A)  
Sexually Violate Human Remains (Class C)  
Voyeurism (Class C)  
Custodial Sexual Misconduct 1st (Class C)

#### **RCW 9A.44.190; 9A.44.193; 9A.44.196**

Criminal Trespass Against Children (Class C)

#### **RCW 9A.64.130**

Failure to Register (Class B)  
Failure to Register (Class C)  
Failure to Register (Gross Misdemeanor)

#### **RCW 9A.64.020**

Incest 1st (Class B)  
Incest 2nd (Class C)

#### **RCW 9.68A.040**

Sexual exploitation of a Minor (Class B)

#### **RCW 9.68A.050(1)(b)**

Dealing in Depictions of Minor Engaged in Sexually Explicit Conduct 1st (Class B)

#### **RCW 9.68A.050(2)(b)**

Dealing in Depictions of Minor Engaged in Sexually Explicit Conduct 2nd (Class C)

#### **RCW 9.68A.060(1)(b)**

Sending, Bringing into State Depictions of Minor Engaged in Sexually Explicit Conduct 1st (Class B)

#### **RCW 9.68A.060(2)(b)**

Sending, Bringing into State Depictions of Minor Engaged in Sexually Explicit Conduct 2nd (Class C)

#### **RCW 9.68A.070(1)(b)**

Possession of Depictions of a Minor Engaged in Sexually Explicit Conduct 1st (Class B)

#### **RCW 9.68A.070(2)(b)**

Possession of Depictions of a Minor Engaged in Sexually Explicit Conduct 2nd (Class C)

#### **RCW 9.68A.090**

Communicating with Minor for Immoral Purpose (Class C)

Communication with Minor for Immoral Purpose (Gross Misd)

#### **RCW 9.68A.100**

Commercial sexual abuse of a Minor (Class C)

#### **RCW 9.68A.101**

Commercial Sexual Abuse of a Minor-Promote (Class B)

#### **RCW 9.68A.102**

Travel for Commercial Sexual Abuse of a Minor-Promote (Class C)

#### **ALSO:**

- A felony with a finding of sexual motivation under RCW 9.94A.835 or RCW 13.40.135.
- Federal or out-of-state conviction that, under this law, would be classified as a felony sex offense.
- A criminal attempt, criminal solicitation or criminal conspiracy to commit an above offense.

### **Kidnapping Offenses**

As defined in Chapter 9A.40.020 RCW where the victim is a minor and the offender is not the minor's parent.

#### **RCW 9A.40.020**

Kidnapping 1<sup>st</sup> (Class A)

#### **RCW 9A.40.030**

Kidnapping 2<sup>nd</sup> (Class B)

#### **RCW 9A.40.040**

Unlawful Imprisonment (Class C)

#### **ALSO:**

- A criminal attempt, criminal solicitation or criminal conspiracy to commit an above offense.

➤ EFFECTIVE DATES OF SOR CRIME CODES ◀

OFFENSES	CLASS	EFFECTIVE DATE	RCW
<b>SEX OFFENSES</b>			
<b>Child Molestaion 1</b>	<b>A</b>	7/1/1990	<b>9A.44.083</b>
Child Molestation 1 (recodified 07-01-90)	B	7/1/1988	9A.44.083
<b>Child Molestaion 2</b>	<b>B</b>	7/1/1988	<b>9A.44.086</b>
<b>Child Molestation 3</b>	<b>C</b>	7/1/1988	<b>9A.44.089</b>
Child Pornography (repealed 06-07-84)	B	6/12/1980	9.68A.020
Child Pornography	C	6/12/1980	9.68A.030
<b>Commercial Sexual Abuse of a Minor, Promoting</b>	<b>B</b>	7/22/2007	<b>9.68A.101</b>
<b>Comm. Sex Abuse of a Minor, Promoting Travel For</b>	<b>C</b>	7/22/2007	<b>9.68A.102</b>
<b>Communicate with a Minor for Immoral Purposes</b>	<b>C</b>	6/7/1984	<b>9.68A.090</b>
Communication with a Minor (repealed 06-07-84)	C	7/1/1979	9A.44.110
<b>Communicate with a Minor for Immoral Purposes</b>	<b>GM</b>	6/7/1984	<b>9.68A.090</b>
Communication with a Minor (recodified 06-07-84)	GM	6/7/1984	9A.44.110
<b>Criminal Trespass Against Children</b>	<b>C</b>	3/20/2006	<b>9A.44.196</b>
<b>Custodial Sexual Misconduct 1</b>	<b>C</b>	7/25/1999	<b>9A.44.160</b>
<b>Deal in Depictions of a Minor 1</b>	<b>B</b>	6/10/2010	<b>9.68A.050(1)(b)</b>
<b>Deal in Depictions of a Minor 2</b>	<b>C</b>	6/10/2010	<b>9.68A.050(2)(b)</b>
<b>Deal in Depiction of a Minor</b>	<b>F</b>	6/10/2010	<b>9.68A.050</b>
Deal in Depiction of a Minor (recodified 06-10-10)	C	6/7/1984	9.68A.050
<b>Failure to Register</b>	<b>C</b>	7/1/2004	<b>9A.44.130(II)(a)</b>
<b>Incest 1</b>	<b>B</b>	6/10/1982	<b>9A.64.020(1)</b>
<b>Incest 2</b>	<b>C</b>	6/10/1982	<b>9A.64.020(2)</b>
Incest (repealed 07-01-76)	F	7/1/1909	9.79.090
<b>Indecent Liberties</b>	<b>B</b>	7/1/1976	<b>9A.44.100</b>
<b>Indecent Liberties by Forcible Compulsion</b>	<b>A</b>	7/1/2004	<b>9A.44.100(2)(B)</b>
Patronize Juvenile Prostitute (repealed 07-02-07)	C	6/7/1984	9.68A.100
<b>Possession Depictions of a Minor 1</b>	<b>B</b>	6/10/2010	<b>9.68A.070(1)(b)</b>
<b>Possession Depictions of a Minor 2</b>	<b>C</b>	6/10/2010	<b>9.68A.070(2)(b)</b>
<b>Possession Depictions of a Minor</b>	<b>F</b>	6/10/2010	<b>9.68A.070</b>
Possession of Depictions of a Minor (recodified 06-10-10)	B	6/7/2006	9.68A.070
<b>Rape 1</b>	<b>A</b>	7/1/1976	<b>9A.44.040</b>
<b>Rape 2</b>	<b>A</b>	7/1/1990	<b>9A.44.050</b>
Rape 2 (recodified 07-01-90)	B	7/1/1976	9A.44.050
<b>Rape 3</b>	<b>C</b>	7/7/1979	<b>9A.44.060</b>
<b>Rape of a Child 1</b>	<b>A</b>	7/1/1988	<b>9A.44.073</b>
Statutory Rape 1 (repealed 07-01-88)	A	7/1/1979	9A.44.070
<b>Rape of a Child 2</b>	<b>A</b>	7/1/1990	<b>9A.44.076</b>
Statutory Rape 2 (repealed 07-01-88)	B	7/1/1979	9A.44.080
Rape of a Child 2 (recodified 07-01-90)	B	7/1/1988	9A.44.076
<b>Rape of a Child 3</b>	<b>C</b>	7/1/1988	<b>9A.44.079</b>
Statutory Rape 3 (repealed 07-01-88)	C	7/1/1979	9A.44.090
<b>Send/Bring in State Depictions of a Minor 1</b>	<b>B</b>	6/10/2010	<b>9.68A.060(1)(b)</b>
<b>Send/Bring in State Depictions of a Minor 2</b>	<b>C</b>	6/10/2010	<b>9.68A.060(2)(b)</b>
<b>Send/Bring in State Depictions of a Minor</b>	<b>F</b>	6/10/2010	<b>9.68A.060</b>
Send, Bring in State Depictions of a Minor (recodified 06-10-10)	C	6/7/1984	9.68A.060
<b>Sexual Exploitation of a Minor</b>	<b>B</b>	7/1/1989	<b>9.68A.040</b>
Sexual Exploitation of a Minor (recodified 07-01-89)	C	6/7/1984	9.68A.040

**Recodified:** changes to RCW

**Repealed:** RCW does not exist

“Offenses” contd. on next page

Continued from previous page

OFFENSES	CLASS	EFFECTIVE DATE	RCW
<b>SEX OFFENSES</b>			
<b>Sexual Misconduct w/a Minor 1</b>	<b>C</b>	7/1/1988	<b>9A.44.093</b>
<b>Sexual Misconduct w/a Minor 2</b>	<b>GM</b>	7/1/1988	<b>9A.44.096</b>
Carnal Knowledge (repealed 07-01-76)	FELONY	7/1/1909	9.79.020
Indecent Liberties (repealed 07-01-76)	FELONY	7/1/1909	9.79.080
<b>Sexually Violate Human Remains</b>	<b>C</b>	6/23/1994	<b>9A.44.105</b>
Sodomy (repealed 07-01-76)	FELONY	7/1/1909	9.79.100
<b>Voyeurism</b>	<b>C</b>	6/11/1998	<b>9A.44.115</b>
<b>KIDNAPPING OFFENSES</b>			
<b>Kidnapping 1</b>	<b>A</b>	07/01/1976	9A.40.020
<b>Kidnapping 2</b>	<b>B</b>	07/01/1976	9A.40.030
<b>Unlawful Imprisonment</b>	<b>C</b>	07/01/1976	9A.40.040

**Recodified:** changes to RCW      **Repealed:** RCW does not exist

➤ EFFECTIVE DATES OF SOR EVENT TYPES ◀

EVENT TYPES	RCW	EFFECTIVE DATE *RECODIFIED	EFFECTIVE DATE
Sex Offender Registration	9A.44.130	2/28/1990	7/27/1997
Kidnapping Offender Registration	9A.44.130		7/27/1997
Sex and Kidnapping Offender Registration	9A.44.130		7/27/1997
Relieved of Duty to Register	9A.44.130	2/28/1990	7/27/1997
Failed to Register With Sheriff Upon Release	9A.44.130		6/11/1998
Failed to Verify Address	9A.44.130		6/11/1998
Moved Out-of-State	9A.44.130		5/28/1996
Released to Federal Authority	9A.44.130		
Address Verified	WSP internal electronic update		

The event “Address Verified” automatically populates the Washington State Identification System (WASIS) immediately following the entering of an address when the last event was “Fail to Verify Address” within the same county. This captures the history for the offender.

If “Fail to Verify Address” is listed as the last event and a new registration is received from a different county, the record will update with the new registration, NOT “Address Verified.”

**➤ SEX/KIDNAPPING OFFENDER REGISTRATION ◀  
PROCEDURES FOR OFFENDERS IN CUSTODY**

**INCARCERATED IN THE SAME COUNTY AS CURRENTLY REGISTERED**

1. Incarcerated less than 30 days – Jail/Arresting Agency should notify county SOR Coordinator. No correspondence needs to be submitted to WSP.
  - a. Upon release to the same county of residence, the Jail/Arresting Agency should notify the county SOR Coordinator. No correspondence needs to be submitted to WSP
  - b. Upon release to a different county, the Jail/Arresting Agency should notify the county SOR Coordinator. The SOR Coordinator should notify the new county of residence SOR Coordinator. The new county of residence SOR Coordinator should register subject and submit the registration to WSP.
2. Incarcerated 30 days or more – Jail/Arresting Agency should notify county SOR coordinator. SOR Coordinator should submit a change of address form to the WSP using the jail's address. The Washington State Patrol does not recognize any jail as a residence address for the purposes of sex offender registration, unless offenders are in custody for 30 days or more. This clarification is meant to standardize a statewide procedure for offenders in custody in any county jail. This will assist in the tracking of sex offenders and assist in reducing the number of missing sex offenders.
  - a. Upon release to the same county of residence, the Jail/Arresting Agency should notify the county SOR Coordinator. The SOR Coordinator should register the subject and submit the registration to WSP.
  - b. Upon release to a different county, the Jail/Arresting Agency should notify the county SOR coordinator. The SOR Coordinator should notify the new county of residence SOR Coordinator. The new county of residence SOR Coordinator should register subject and submit the registration to WSP.

**INCARCERATED IN A DIFFERENT COUNTY THAN CURRENTLY REGISTERED:**

1. Incarcerated less than 30 days – Jail/Arresting Agency should notify county of residence SOR Coordinator of incarceration. No correspondence needs to be submitted to WSP.
  - a. Upon release to the old county of residence, the Jail/Arresting Agency should notify county of residence SOR Coordinator. No correspondence needs to be submitted to WSP.
  - b. Upon release to a different county, the Jail/Arresting Agency should notify the old county of residence SOR Coordinator, and the SOR Coordinator of the county of intended residence. The new county of residence SOR Coordinator should register the subject and submit the registration to WSP.

2. Incarcerated 30 days or more – Jail/Arresting Agency should notify the county of residence SOR Coordinator of incarceration for a period of 30 days or more.
  - a. Upon release to the old county of residence, the Jail/Arresting Agency should notify county of residence SOR Coordinator. SOR Coordinator should register the subject and submit the registration to WSP.
  - b. Upon release to a different county, the Jail/Arresting Agency should notify the old county of residence SOR Coordinator, and the SOR Coordinator of the county of intended residence. The new county of residence SOR Coordinator should register the subject and submit the registration to WSP.

**SEX/KIDNAPPING OFFENDER REGISTRATION**

**CHANGE OF ADDRESS REQUIREMENTS**

**AND FORM**



## **Change of Address Requirements**

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### **➤ CHANGE OF ADDRESS: REQUIREMENTS FOR THE OFFENDER ◀**

#### **MOVES WITHIN THE SAME COUNTY**

- The offender must provide, by certified mail with return receipt requested or in person, signed, written notice of the change of address to the county sheriff within 3 business days of moving. The offender must provide a complete residential address.

#### **MOVES TO A NEW COUNTY**

- The offender must register with the new county sheriff within 3 business days of moving and must provide a complete residential address.
- Within 3 business days, the offender must also provide, by certified mail with return receipt requested or in person, signed, written notice of the change of address in the new county to the county sheriff with whom the person last registered.

#### **MOVES OUT OF WASHINGTON**

- The offender must send a signed, written notice within 3 business days of moving to the new state or foreign country to the county sheriff with whom the person last registered in Washington State. The county sheriff shall promptly forward this information to the WSP.

#### **CEASES TO HAVE A FIXED RESIDENCE (HOMELESS)**

- The offender must provide signed, written notice within 3 business days of ceasing to have a fixed residence to the county sheriff where last registered.

## ➤ **CHANGE OF ADDRESS: REQUIREMENTS FOR SHERIFF'S OFFICE** ◀

### **NEW RESIDENTS**

- The county sheriff with whom the person last registered shall promptly forward the change of address information to the county sheriff for the county of the person's new residence.
- **Do not forward** to the Washington State Patrol.

### **CHANGE OF ADDRESS TO A NEW STATE**

- Upon receipt of notice of change of address to a new state, the county sheriff shall promptly forward the information regarding the change of address to the agency designated by the new state as the state's offender registration agency.
- The sheriff's office sends in a **Registered Sex/Kidnapping Offender Change of Address Form** with the information of where the offender moved to the Washington State Patrol Identification Section.

### **CEASES TO HAVE A FIXED RESIDENCE (HOMELESS)**

- Upon receipt of notice of ceased residence, the county sheriff shall forward the information to the sheriff of the county in which the offender intends to be physically present.

## ➤ CHANGE OF ADDRESS INSTRUCTIONS ◀

The change of address form is to be used to report changes in activity from the county sheriff with whom the offender is last registered.

*To report a change of address:* The sheriff shall submit a **Registered Sex/Kidnapping Offender Change of Address Form**.

1. Reason for change of address: Check the appropriate box.
  - LEVEL – Always include the offender’s risk level classification.
  - MOVED (within county) – Fill in the address.
  - MOVED OUT OF STATE – Under new address, list new city/county/state (street address, if available).
  - HOMELESS (within county) – If the person is homeless, fill in “HOMELESS” as the street address; city, if known; otherwise, use county; and WA as state. (Do NOT record as “transient.”)
  - INCARCERATED – County; fill in new address.
  - INCARCERATED – DOC/JRA: Fill in new address.
  - REPORTED DECEASED – Under new address, list the county where reported deceased.
  - FAILED TO VERIFY ADDRESS – Fill in only the gray shaded areas.
  - FAILED TO REGISTER UPON RELEASE – Fill in only the gray shaded areas.

### **ALWAYS FILL IN THE OLD ADDRESS AND THE NEW ADDRESS**

2. Indicate the registrant’s full name: Last name, first name, middle name.
3. State Identification number (SID), if known.
4. Registrant’s social security number.
5. Date of birth (DOB) is listed as month, day, year.
6. Place of birth (POB).
7. The NCIC standard abbreviations are to be used for sex, race, eye color, and hair color, height is feet and inches, and weight is pounds.
8. The offense for which the subject is required to register.
9. Date and place of conviction for which the subject is required to register.
10. List alias names, dates of birth, and social security number(s): Alias Names include birth (maiden) name, married names, and nicknames (i.e., Jerry for Gerald, Trish for Patricia).
11. Registrant’s complete, new physical address and telephone number for this change of address notification.
12. Registrant’s last address before moving.  
(Do NOT use P.O. Box as the resident address.)
13. Give mailing address if different than physical address.
14. Employer name/address:
  - Registrant’s employer and employer’s address; or
  - County of the person’s school; or
  - Place of employment or vocation.
15. Signature of offender; if unavailable or refused, indicate that status in the signature block.
16. Date of signature.
17. Print or type name of official.
18. Name of agency submitting the change of address.
19. Agency telephone number (include area code).
20. Agency fax number (include area code).

This form can be e-mailed to the Section at [SORSubmissions@wsp.wa.gov](mailto:SORSubmissions@wsp.wa.gov) or mailed to the following address:

WSP Identification and Criminal History Section  
PO Box 42633  
Olympia WA 98504-2633

WASHINGTON STATE PATROL IDENTIFICATION SECTION  
**REGISTERED SEX/KIDNAPPING OFFENDER**

For WSP Use Only

SID# \_\_\_\_\_

DOA \_\_\_\_\_

**CHANGE OF ADDRESS FORM**

For Address/Level Classification

Reason for Change:

☐ LEVEL \_\_\_\_\_

☐ MOVED

☐ MOVED OUT OF STATE

☐ HOMELESS

☐ FAILED TO REGISTER UPON RELEASE

☐ INCARCERATED – COUNTY \_\_\_\_\_

☐ INCARCERATED – DOC/JRA \_\_\_\_\_

☐ FAILED TO VERIFY ADDRESS

**Full name of registrant:**

Last		First		Middle			
SID Number		Social Security Number					
DOB	POB	SEX	RACE	HEIGHT	WEIGHT	HAIR	EYES
Convicted of:			Date/Place of conviction:				
Aliases used:							

**New address:**

Street			Apt.	
City	State	Zip	Phone #	

**Last registered address:**

Street			Apt.	
City	State	Zip		

**Mailing address:**

Street			Apt.	
City	State	Zip		

**Employer or School Name/Address**

Signature of Offender		Date	
Print or type name of Registering Officer		Agency Name	
(Area Code) Telephone Number	(Area Code) FAX Number		

Fill in only shaded areas for *Failed to Verify Address* and *Failed to Register Upon Release*; otherwise, fill out entire form.

**DO NOT USE THIS FORM FOR A NEW REGISTRATION OR  
WHEN COUNTY.**

**EXAMPLE B-1**

## ➤ **BUSINESS RULES AND DIRECTIONS FOR SUBMITTING AN ESKA TRANSACTION** ◀

The Enter Sex/Kidnapping Offender Registration Address (ESKA) was developed for the SOR Coordinators to enter a change of address directly into the Washington State Identification System (WASIS). This capability provides for real-time changes to the state sex/kidnapping offender registry via your ACCESS terminal. This is the preferred method for submitting change of addresses in your county when the following conditions are met:

- You must be the owner of the registration. If you are not the ORI of record, you will receive a reject message.
- Only moves WITHIN the same county can be submitted. This transaction cannot be used for any other reason than a change of address.

### **HOW TO CORRECT A MISTAKE ON A TRANSACTION**

If you incorrectly submit an ESKA transaction, please call the WSP SOR Unit at (360) 534-2000 rather than send another transaction. Since WASIS is updated electronically, it will be necessary for WSP to manually delete the incorrect submission.

### **FIELD KEY**

MKE	—	message key
ORI	—	origination agency number
SID	—	state identification number
SNU	—	street number
SNA	—	street name
TNO	—	telephone number

### **HOW TO SUBMIT A CHANGE OF ADDRESS**

#### **WEBMSS**

- Bring up ESKA mask.
- Type eska (lower case) –enter.

#### **DOS Terminal**

##### **ESKA (ET)**

- Fill in all blank fields.
- Highlighted fields are required.
- “N” should be in both homeless and incarcerated fields.
- Mailing address is optional.
- Transmit button is (ET).

### **EXAMPLE**

MKE/ ESKA ORI/ WA0270000 SID/12345678 SNU/1234

SNA/Pacific Ave CITY/ Tacoma STA/ WA

ZIP/98104 TNO/2535550555 DATE/Submission Date

HOMELESS -Y (YES) or N (NO) / N INCARCERATED -Y (YES) or N (NO) / N

### **OPTIONAL MAILING ADDRESS**

- A mailing address is optional.
- If mailing address is different, follow example provided for mailing address.
- Keep all information uniform.
- If any part of a mailing address is entered, then all highlighted fields must be completed.

### **EXAMPLE**

MAILADR1/ PO BOX 4268

MAILCITY/ OLYMPIA MAILSTA/ WA MAILZIP/98502

### **HOW TO SUBMIT INFORMATION FOR HOMELESS OR INCARCERATED**

- Follow the directions at **HOW TO SUBMIT A CHANGE OF ADDRESS**.
- See EXAMPLE below for submitting data for a homeless offender (SNU/000 & SNA/Homeless).
- For an incarcerated offender submit the following: SNU/000 & SNA/Incarcerated.
- For a homeless offender, fill in “Y” for homeless, “N” for incarcerated.
- For an incarcerated offender, fill in “N” for homeless, and “Y” for incarcerated.
- If a mailing address is provided, please follow directions for **OPTIONAL MAILING ADDRESS**.

### **EXAMPLE**

MKE/ ESKA ORI/ WA0270000 SID/12345678 SNU/0000

SNA/Homeless CITY/ Tacoma or Pierce Co STA/ WA

ZIP/00000 TNO/0000000000 DATE/Submission Date

HOMELESS -Y (YES) or N (NO) / Y INCARCERATED -Y (YES) or N (NO) / N

## **WHEN TO SUBMIT A CHANGE OF ADDRESS FORM TO WSP**

- When offender moves out of state.
- When offender is incarcerated.
- Notification of fail to verify address:
  - Update the address when new address received
  - New event of 'Address Verified' will be created

The event "Address Verified" automatically populates WASIS immediately following the entry of an address when the last event was "Fail to Verify Address" within the same county. This captures the history for the offender.

If "Fail to Verify Address" is listed as the last event and a new registration is received from a different county, the record will update with the new registration, NOT "Address Verified."
- Notification of reported deceased.
- Updated local classification level information.
- Updated employment information.

## **WHEN OFFENDER MOVES TO ANOTHER COUNTY**

- Send notification to that SOR county coordinator.



**SEX/KIDNAPPING OFFENDER REGISTRATION  
ADDRESS VERIFICATION REQUIREMENTS  
AND FORMS**



# **Address Verification Requirements**

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## **THE SHERIFF'S OFFICE**

- County sheriffs and police chiefs or town marshals may enter into agreements for the purposes of delegating the authority and obligation to fulfill the address verification requirements. See RCW 9A.44.135.
- When the offender registers, the sheriff notifies the police chief or town marshal if they are assisting with address verification.
- If the offender registers to live in an unincorporated area of the county, the sheriff shall make reasonable attempts to verify that the offender is residing at the registered address.

## **THE CHIEF LAW ENFORCEMENT OFFICER** **(Sheriff, Police Chief, Town Marshal)**

- If the offender registers to live in an incorporated city or town, the police chief or town marshal shall make reasonable attempts to verify that the offender is residing at the registered address.
- If the sheriff or police chief or town marshal does not participate in the grant program established by RCW 36.28A.230, reasonable attempts require:
  - A yearly mailing, by certified mail with return receipt requested, of a nonforwardable verification form to the offender at the offender's last registered address.
  - Sent by the chief law enforcement officer of the jurisdiction where the offender is registered to live
  - For offenders previously designated sexually violent predators, even if the designation has been removed, this mailing must be sent every ninety days.
- The offender must sign the verification form and return it to the chief law enforcement officer with 10 days after receipt.
- The chief law enforcement officer must make reasonable attempts to locate any offender who fails to return the verification form.
- If the offender is not located, the chief law enforcement officer shall promptly forward this information to the county sheriff and to the WSP central registry.
- If the sheriff or police chief or town marshal *does* participate in the grant program, the jurisdiction will ensure that registered offender addresses and residency are verified:
  - For Level I offenders, every twelve months
  - For Level II offenders, every six months
  - For Level III offenders, every three months
  - For purposes of the grant program, unclassified offenders and kidnapping offenders shall be considered a risk level I unless in the opinion of the local jurisdiction a higher classification is in the interest of public safety.

## **THE OFFENDER**

- The registered offender verifies to the Chief Law Enforcement Officer his or her current physical address.

## **THE CHIEF LAW ENFORCEMENT OFFICER**

- Make reasonable attempts to locate any offender who:
  - Fails to verify their address.
- Forward the Change of Address and/or Fail to Verify Annual Address Form to the Washington State Patrol only when:
  - The offender fails to verify their address.

## ➤ FAILED TO VERIFY ADDRESS INSTRUCTIONS (SHERIFF) ◀

**To report a “Failed to Verify Address”**, the sheriff shall submit a **Registered Sex/Kidnapping Offender Change of Address Form** by filling in the **shaded areas only** (see *Example C-1*).

Note: All registered sex offenders who are Level I and do not comply with RCW 9A.44.130 will be listed on the WASPC Website until they become compliant.

1. Level – always include risk level classification
2. Reason for Change of Address:
  - Mark the box \*FAILED TO VERIFY ADDRESS
3. Indicate the registrant’s full name: last, first, and middle name.
4. SID number.
5. Registrant’s social security number.
6. Date of birth is listed as month, day, year.
7. Date is listed month, day, year.
8. Print or type name of registering official.
9. Name of agency submitting the failed to verify address.
10. Agency telephone number.

This form can be e-mailed to the Section at [SORSubmissions@wsp.wa.gov](mailto:SORSubmissions@wsp.wa.gov) or mailed to the following address:

WSP Identification and Criminal History Section  
PO Box 42633  
Olympia WA 98504

WASHINGTON STATE PATROL IDENTIFICATION SECTION  
**REGISTERED SEX/KIDNAPPING OFFENDER**

For WSP Use Only

SID# \_\_\_\_\_

DOA \_\_\_\_\_

**CHANGE OF ADDRESS FORM**

For Address/Level Classification

Reason for Change:

☐ LEVEL **1**

☐ MOVED

☐ MOVED OUT OF STATE

☐ HOMELESS

☐ FAILED TO REGISTER UPON RELEASE

☐ INCARCERATED – COUNTY \_\_\_\_\_

☐ INCARCERATED – DOC/JRA \_\_\_\_\_

**2** ☐ FAILED TO VERIFY ADDRESS

Full name of registrant:

<b>Last</b> <b>3</b>			<b>First</b>			<b>Middle</b>		
<b>SID Number</b> <b>4</b>				<b>Social Security Number</b> <b>5</b>				
<b>DOB</b> <b>6</b>	<b>POB</b>	<b>SEX</b>	<b>RACE</b>	<b>HEIGHT</b>	<b>WEIGHT</b>	<b>HAIR</b>	<b>EYES</b>	
<b>Convicted of:</b>				<b>Date/Place of conviction:</b>				
<b>Aliases used:</b>								

New address:

<b>Street</b>				<b>Apt.</b>	
<b>City</b>	<b>State</b>	<b>Zip</b>	<b>Phone #</b>		

Last registered address:

<b>Street</b>				<b>Apt.</b>	
<b>City</b>	<b>State</b>	<b>Zip</b>			

Mailing address:

<b>Street</b>				<b>Apt.</b>	
<b>City</b>	<b>State</b>	<b>Zip</b>			

<b>Employer or School Name/Address</b>	
<b>Signature of Offender</b>	<b>Date</b> <b>7</b>
<b>Print or type name of Registering Officer</b> <b>8</b>	<b>Agency Name</b> <b>9</b>
<b>(Area Code) Telephone Number</b> <b>10</b>	<b>(Area Code) FAX Number</b>

Fill in only shaded areas for *Failed to Verify Address* and *Failed to Register Upon Release*; otherwise, fill out entire form.

**DO NOT USE THIS FORM FOR A NEW REGISTRATION OR  
WHEN COUNTY.**

➤ **FAILED TO VERIFY ADDRESS INSTRUCTIONS (POLICE CHIEF/TOWN MARSHAL)** ◀

To report a “Failed to Verify Address” by the Police Chief or Town Marshal, submit a **Failed to Verify Address Form** by filling in all the fields (see *Example C-2*).



**SEX/KIDNAPPING OFFENDER REGISTRATION  
VALIDATION PROCESS**



# Sex Offender Validation Process

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Each month, the Control Terminal Agency (CTA) receives a listing of records from the National Crime Information Center (NCIC) to be validated. The Washington State Patrol (WSP) is the CTA for Washington. The files are sent from NCIC via “File Transfer Protocol” (FTP) on the first Saturday of each month. One-twelfth of an agency’s records are selected for validation each month. WSP distributes the validation listings to the appropriate law enforcement agency via United States Postal Service (USPS) mail or e-mail. The agencies then have 30 days to validate their records.

Once the validation is complete, the agency notifies the WSP by using system memo 694/698. The WSP certifies that the records have been validated and then notifies NCIC.

## **SOR VALIDATION**

### **DECEASED NOTE:**

- Individuals “reported deceased” by the sheriff’s office to WSP may be included in the validation listing received from the FBI.
- “Reported deceased” is not accepted by the FBI. WSP will enter “reported deceased” as “relieved of the duty to register” with deceased in the comment section. This will ensure the record is transmitted to the FBI and removed from the validation listing.
- Only “verified deceased” is transmitted to the FBI. “Verified deceased” must include post-mortem prints.

### **The Sheriff’s Office Role:**

- To confirm the records are complete, accurate, and still outstanding or active.
- To have recently consulted with all persons involved:
  - Officers
  - Detectives
  - Prosecutor
  - Victims/Witnesses
  - Courts

### **Validation consists of comparing the following records:**

Sex Offender Validation Report in NCIC (a dated report)  
Sexual Offender Record in NCIC (current record)  
Sex/Kidnapping Offender Record in WASIS

## **SOR VALIDATION RECORD**

### **Example:**

- \$.C
- WAWSP0000
- NCIC VALIDATION REQUEST 20040308. YOU MUST VERIFY THE COMPLETENESS, ACCURACY, VALIDITY, AND WILLINGNESS TO EXTRADITE IF APPLICABLE, AND REAUTHORIZE RETENTION OF THE BELOW RECORD WITHIN 30 DAYS.
- MKE/SEXUAL OFFENDER
- ORI/WAWSP0000 NAM/BADPERSON,HAROLD LAWRENCE SEX/M RAC/W POB/WA DOB/19600901
- HGT/508 WGT/155 EYE/GRN HAI/BRO FBI/511345XB7
- ORD/20000615 ERD/20990101 SXP/N CRR/SEX ASSAULT
- CON/20000615 DNA/N
- OCA/965889
- ORI IS WASHINGTON STATE PATROL OLYMPIA 360 705 5778
- ADDRESS – 13421 CENTRAL AVE N STANW00D, WA 98456
- PHONE – 360 555-9999
- NIC/X849144120 DTE/20000307 0952 EDT

## **QUERY NCIC FOR NSOR RECORD**

- Obtain NSOR record for validation purposes by querying NCIC.
- Use NIC number from validation listing.
- WEBMSS
  - S;W.. NIC/X849144120(send)
- You will receive a reject from W2.

## **NSOR RESPONSE FROM NCIC**

### **Example:**

- NCIC TIME: 1436 DATE: 040304TO: ACCSA
- WAWSP0006
- \*\*\* *SEXUAL OFFENDER REGISTRY INFORMATION* \*\*\*
- *THE SUBJECT IDENTIFIED IN THE FOLLOWING RECORD WITH NIC/X564337745*
- *IS REGISTERED AS A CONVICTED SEXUAL OFFENDER. DO NOT SEARCH, DETAIN, OR ARREST BASED SOLELY ON THIS RECORD. ADDITIONAL INFORMATION*

REGARDING SUBJECT MAY BE AVAILABLE FROM THE INTERSTATE IDENTIFICATION INDEX.

- MKE/SEXUAL OFFENDER
- ORI/WAWSP0000 NAM/BADPERSON,HAROLD LAWRENCE SEX/M RAC/W POB/WA DOB/19600901
- HGT/508 WGT/155 EYE/GRN HAI/BRO FBI/511345XB7
- ORD/20000615 ERD/20990112 SXP/N CRR/SEX ASSAULT
- CON/20000419 DNA/N
- OCA/138970
- ORI IS WASHINGTON STATE PATROL OLYMPIA 360 705-5778
- ADDRESS – 14239 44<sup>th</sup> Ave  
Grandview, WA 98888  
(this address is different than on validation list)
- PHONE - 509 435-9231
- NIC/X564337745 DTE/20040313 1045 EDT
- \*\*\*\*\* END OF SEXUAL OFFENDER REGISTRY INFORMATION \*\*\*\*\*
- Compare this information with current information from agency file

**SOR RESPONSE FROM WACIC/WASIS (W2)**  
**WANTED QUERY WITH NAM & DOB-USE INV/INV**

**Example:**

- WWCIC TIME: 1437 DATE: 100302 TO: ACCSA
- QW.WAWSP0006.NAM/BADPERSON,HAROLD LAWRENCE.DOB/19600901.INV/INV
- ----- RECORD NUMBER 1 OF 3 -----
- SID/WA19999101 NAM/BADPERSON,HAROLD LAWRENCE DOB/09/01/1960
- FBI/511345XB7 HGT/508 WGT/155 HAI/BRO EYE/GRN
- \*\*\* POSSIBLE CRIMINAL HISTORY RECORD \*\*\*
- \*\*\* DO NOT ARREST ON THIS INFORMATION \*\*\*
- \*\*\*CONVICTED FELON\*\*\*
- \*\*\* SEX/KIDNAPPER OFFENDER RECORD \*\*\*
- MOST RECENT REGISTRATION INFORMATION
- REG DATE/06/15/2000 REG ORI/WA0310000 OCA/137130
- EVENT/SEX OFFENDER REGISTRATION
- ADR/ 14239 44<sup>th</sup> Ave Grandview, WA 98888, 509 435-9231
- NO RELEASE INFORMATION  
Same address as current response from NCIC  
Different address than validation listing

## **DATA ELEMENTS OF SOR VALIDATION RECORD**

- ORD-Offender Registration Date
- ERD-Ending Registration Date
- SXP-Sexual Predator Indicator
- CRR-Conviction Resulting in Registration
- Washington Crime Code is converted to closest NCIC code
- CON-Date of Conviction
- DNA-DNA Available
- OCA-Originating Agency Case Number

## **WHAT TO VALIDATE**

- Validate based upon current NCIC record (Query with NIC) – look at each data element and validate whether it is correct, *e.g.*:
  - ORD, is it correct?
  - ERD, is it correct?
    - ERD should be NONEXP
- Note – The name on the validation is the offender’s “true name” (obtained from the first fingerprint card WSP receives).
  - It is not necessarily the name on the SOR registration. Do not submit a correction notice to change the name.
- Validate based upon the current NCIC record, not on the information from the validation list. Use validation as a check list of records to validate.

## **VALIDATION PROCESS**

- **REMEMBER** – “Validation is accomplished by reviewing the original entry and CURRENT SUPPORTING DOCUMENTS.”
- WSP does not have the supporting documentation – this information resides with the registering agency.
- SOR records are entered by WSP Identification Section from information obtained from fingerprint card and other supporting documents provided by the law enforcement agency.
- Appropriate transactions are then generated by W2 to NCIC.
- W2 automatically uses contributing ORI (your agency).
- SOR records are “owned” by the local law enforcement agency, not WSP Identification Section.
  - WSP provides repository for criminal history.
  - Law enforcement agency validates their records which were entered by WSP.

## **FREQUENTLY ASKED VALIDATION QUESTIONS**

- **WSP has been notified that offender has moved out of state.**
  - **Why is this record still showing up on my validation listing?**
    - The validation list is dated prior to the “moved out of state” event entered into WASIS. This event triggers a “cancel transaction” to NSOR. Once transmitted, the “cancel transaction” will remove the record from the validation list.
- **How will I know when this offender has registered in another state?**
  - “A Convicted Sexual Offender Registry File Notification (\$.Q) is transmitted to the ORI of the record when another record is entered with, or modified to include, an FBI number that matches an FBI number in an existing Convicted Sexual Offender Registry File record.”

### **EXAMPLE:**

- \$.Q.  
MD1012600  
INDIVIDUAL OF YOUR RECORD WITH NIC/X00003456 HAS BEEN MATCHED BY  
FBI  
NUMBER TO A NEWLY ENTERED SEXUAL OFFENDER RECORD WITH  
NIC/X1234005634  
INTO NCIC.  
PLEASE REVIEW YOUR RECORD AND CANCEL IF NO LONGER VALID.

- **What should I do if I receive a \$.Q message?**
  - “Upon receipt of the notification, the first ORI should ensure the Convicted Sexual Offender Registry File record is still valid.”
    - Refer to the NCIC 2000 Operating Manual
  - Notify the SOR Unit once you determine the subject has registered in another state.

## **HOW TO MAKE CORRECTIONS**

- Send in “SOR Correction Notice” for changes other than address.
- Address changes:
  - Update address using new ESKA mask available via ACCESS. (See Business Rules for using ESKA.)
  - If ACCESS unavailable, or when appropriate, send in “SOR Change of Address” form via mail.

**SEX/KIDNAPPING OFFENDER REGISTRATION**

**CORRECTION NOTICE**



# Correction Notice

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## ➤ CORRECTION NOTICE INSTRUCTIONS ◀

To make a correction to a sex/kidnapping offender registration criminal history record, submit a “Correction Notice” form (see *Example D-1.*)

This form can be e-mailed to the Section at [SORSubmissions@wsp.wa.gov](mailto:SORSubmissions@wsp.wa.gov) or mailed to the following address:

WSP Identification and Criminal History Section  
PO Box 42633  
Olympia WA 98504

Complete the information on the top of the form.

If you wish to correct the information in **SECTION (A)**, “Offender’s Person Details,” please complete “Information Previously Submitted,” then:

- Complete the shaded area and check the appropriate box.
  - Correct to Read
  - Add
  - Delete
  - Deceased
  - Date
  - Possible Consolidation to SID No.
  - Reason for Deletion
- Complete the Offender’s Person Details with the correct information.

If you wish to correct the information in **SECTION (B)**, Offender’s Event Details, please complete “Information Previously Submitted,” then:

- Complete the shaded area of the information you want corrected and check the appropriate box:
  - Correct to Read
  - Add
  - Delete
  - Reason for Deletion
- Complete the Offender’s Event Details with the correct information.
- Complete the Agency Information.
  - Correction Submitted by
  - Telephone No.
  - Signature
  - Submitting Agency
  - Address

It looks similar to the Washington State Patrol (WSP), Correction Notice/ACCESS Memo # 820. The terminology has been changed to match that of SOR. We hope you will find it easier to fill out the information needed to send in to the WSP.



# SEX/KIDNAPPING OFFENDER REGISTRATION CORRECTION NOTICE

WSP USE

SID # \_\_\_\_\_

DOA \_\_\_\_\_

Date: \_\_\_\_\_

SID No.: \_\_\_\_\_ FBI No: \_\_\_\_\_ PCN: \_\_\_\_\_

## A — OFFENDER'S PERSON DETAILS

## INFORMATION PREVIOUSLY SUBMITTED

Subject Fingerprinted: \_\_\_\_\_  
(Last Name) (First Name) (Middle Name)

Date of Birth: \_\_\_\_\_ Social Security No. \_\_\_\_\_

Sex: \_\_\_\_\_ Race: \_\_\_\_\_ Hgt: \_\_\_\_\_ Wgt: \_\_\_\_\_ Hair: \_\_\_\_\_ Eye: \_\_\_\_\_

Alias: \_\_\_\_\_

Correct to Read ☐ Add ☐ Delete ☐ Deceased ☐ Date: \_\_\_\_\_

Possible Consolidation to SID No.: \_\_\_\_\_ Reason for deletion: \_\_\_\_\_

Subject Fingerprinted: \_\_\_\_\_  
(Last Name) (First Name) (Middle Name)

Date of Birth: \_\_\_\_\_ Social Security No. \_\_\_\_\_

Sex: \_\_\_\_\_ Race: \_\_\_\_\_ Hgt: \_\_\_\_\_ Wgt: \_\_\_\_\_ Hair: \_\_\_\_\_ Eye: \_\_\_\_\_

Alias: \_\_\_\_\_

## B — OFFENDER'S EVENT DETAILS:

## INFORMATION PREVIOUSLY SUBMITTED

Agency ORI: \_\_\_\_\_ PCN: \_\_\_\_\_ LID: \_\_\_\_\_

Date of Event: \_\_\_\_\_ Type of Event: \_\_\_\_\_

Date of Physical Address: \_\_\_\_\_ Physical Address: \_\_\_\_\_

Comments: \_\_\_\_\_

Correct to Read ☐ Add ☐ Delete ☐ Reason for Deletion: \_\_\_\_\_

Agency ORI: \_\_\_\_\_ PCN: \_\_\_\_\_ LID: \_\_\_\_\_

Date of Event: \_\_\_\_\_ Type of Event: \_\_\_\_\_

Date of Physical Address: \_\_\_\_\_ Physical Address: \_\_\_\_\_

Comments: \_\_\_\_\_

### Correction Submitted By:

Telephone: \_\_\_\_\_

Signature: \_\_\_\_\_

### Submitting Agency and Address:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**SEX/KIDNAPPING OFFENDER REGISTRATION**

**RELIEVED OF DUTY TO REGISTER**



## Relieved of Duty to Register

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When the duty to register expires pursuant to RCW 9A.44.140 (1)(b) or (c), the Washington State Patrol (WSP) requests that the sheriff where the offender last resided/registered notify the WSP to remove the individual from the registration list. (See Example E-1.)

The following provides a synopsis of the offender's relief of duty to register statute:

- For a person convicted in this state of a **Class A Felony** (see list on next page) or an offense listed in RCW 9A.44.142(5), or a person convicted in this state of any sex offense or kidnapping offense who has one or more prior convictions for a sex offense or kidnapping offense, the duty to register shall continue indefinitely.
- For a person convicted in this state of a **Class B Felony** who does not have one or more prior convictions for a sex offense or kidnapping offense and whose current offense is not listed in RCW 9A.44.142(5), the duty to register shall end fifteen years after the last date of release from confinement, if any, (including full-time residential treatment) pursuant to the conviction, or entry of the judgment and sentence, if the person has spent fifteen consecutive years in the community without being convicted of a disqualifying offense during that time period.
- For a person convicted in this state of a **Class C Felony**, a violation of RCW 9.68A.090 or 9A.44.096, or an attempt, solicitation, or conspiracy to commit a Class C Felony, and the person does not have one or more prior convictions for a sex offense or kidnapping offense and the person's current offense is not listed in RCW 9A.44.142(5), the duty to register shall end ten years after the last date of release from confinement, if any, (including full-time residential treatment) pursuant to the conviction, or entry of the judgment and sentence, if the person has spent ten consecutive years in the community without being convicted of a disqualifying offense during that time period.
- For a person required to register for a federal or out-of-state conviction, the duty to register shall continue indefinitely.
- Nothing in this section prevents a person from being relieved of the duty to register under RCW 9A.44.142 or 9A.44.143.
- For purposes of determining whether a person has been convicted of more than one sex offense, failure to register as a sex offender or kidnapping offender is not a sex or kidnapping offense.

### Juveniles

An offender having the duty to register under RCW 9A.44.130 for sex offense or kidnapping offense committed when the offender was a juvenile, may petition the superior court to be relieved of the duty to register after 2 years in the community. This does not apply to juveniles adjudicated as adults.

➤ CLASS “A” SOR CRIMES ◀

CRIME	CLASS	EFFECTIVE DATE	RCW
<b>SEX OFFENSES</b>			
<b>Rape 1</b>	A	07/01/1976	9A.44.040
<b>Attempted Rape 1</b>	A	07/22/2001	9A.40.030
Rape 2 (Recodified <sup>1</sup> 07-01-90)	B	07/01/1976	9A.44.040
<b>Rape 2</b>	A	07/01/1990	9A.44.050
<b>Attempted Rape 2</b>	A	07/22/2001	9A.40.030
Statutory Rape (Repealed <sup>2</sup> 07-01-88)	A	07/01/1979	9A.44.070
<b>Rape of a Child 1</b>	A	07/01/1988	9A.44.073
<b>Attempted Rape of a Child 1</b>	A	07/22/2001	9A.40.030
Rape of a Child 2 (Recodified <sup>1</sup> 07-01-90)	B	07/01/1988	9A.44.076
<b>Rape of a Child 2</b>	A	07/01/1990	9A.44.076
<b>Attempted Rape of a Child 2</b>		07/22/2001	9A.40.030
Child Molestation 1 (Recodified <sup>1</sup> 07-01-90)	B	07/01/1988	9A.44.083
<b>Child Molestation 1</b>	A	07/01/1990	9A.44.083
<b>Attempted Child Molestation 1</b>	A	07/22/2001	9A.40.030
<b>Indecent Liberties by forcible compulsion</b>	B	07/01/1976	9A.44.100
<b>Attempted Indecent Liberties by Forcible Compulsion</b>	A	07/22/2001	9A.40.030
<b>KIDNAPPING OFFENSES</b>			
<b>Kidnapping 1</b>	A	07/01/1976	9A.40.020
<b>Kidnapping 2 w/a finding of sexual motivation</b>	A	07/22/2001	9A.40.030

<sup>1</sup>Recodified – changes to RCW

<sup>2</sup>Repealed – RCW does not exist



## SEX/KIDNAPPING OFFENDER REGISTRATION RELIEVED OF DUTY TO REGISTER

(When a Court Order is Not Needed)

Print Full Name of Registrant: \_\_\_\_\_

Date of Birth: \_\_\_\_\_

SID Number: \_\_\_\_\_

☐ The above offender has spent 10 consecutive years in the community without being convicted of a disqualifying offense, pursuant to RCW 9A.44.142.

☐ The above offender has spent 15 consecutive years in the community without being convicted of a disqualifying offense, pursuant to RCW 9A.44.142.

The following have been checked to verify this and there have been no prior conviction(s) for a sex/kidnapping offense:

- ☐ Washington State Crime Information Center (WACIC)
- ☐ Washington State Identification and Criminal History Section (WASIS)
- ☐ National Crime Information Center (NCIC)
- ☐ Superior Court Management Information System (SCOMIS)
- ☐ Judicial Information Systems (JIS) (formerly DISCIS)
- ☐ Felony Offender Reporting System (FORS)
- ☐ WANTS AND WARRANTS
- ☐ DECEASED
- ☐ OTHER: \_\_\_\_\_

Date Relieved of Duty: \_\_\_\_\_

Signature of Official: \_\_\_\_\_

Print Name of Official: \_\_\_\_\_

Agency Name: \_\_\_\_\_

Phone Number: \_\_\_\_\_



## **MISCELLANEOUS INFORMATION**



## **PUBLIC WEBSITES**

**Washington State Sex Offender Public Website:** [www.icrimewatch.net](http://www.icrimewatch.net) or [www.waspc.org](http://www.waspc.org)

This website lists all Level II and Level III and non-compliant Level I sex offenders, along with all kidnapping offenders in the state of Washington. Features include searching by last name, city, county, zip, address and type of conviction. It also provides mapping capabilities and e-mail notifications.

**National Sex Offender Public Website:** [www.nsopw.gov](http://www.nsopw.gov)

This Web site is provided as a public service by the U.S. Department of Justice. Information is provided by participating states and is not hosted by the Department of Justice. It is possible it may not reflect current information.

Washington is a participating state and the information is sent through WASPC to the NSOPW. Features include searching by name, county, city/town, state, and up to 5 zip codes. Information provided differs by each state.

## **SOR REPORTS AVAILABLE ON WATCH CJ**

You can view SOR reports on line at Washington Access to Criminal History, Criminal Justice (WATCH CJ) with an established account. The address is <http://WATCHCJ.wsp.wa.gov>. If you do not already have an account established, you can call (360) 534-2000 to set up an account.

### **Reports Available**

The reports available to you are:

- Statewide Summary Sex/Kidnapping Offender Status Report
- Statewide Alpha Sex/Kidnapping Offender Status Report
- Sex/Kidnapping Offender Status Report by County

### **How to View a Report**

You can access these reports by logging into your pre-established WATCH CJ account and selecting "View Reports." You will then select "Sex/Kidnapping Offender Report." Now you can choose what report you would like to view from the choices listed above.

If you are searching for a particular offender, you can enter their last name in the search field provided with the "Sex/Kidnapping Offender Status Report by County" selected. This will bring you to the county report the offender is currently register with. Select the county and view. You are now able to click on the offender's SID number which will instantly provide you with a photo and rapsheet.

WATCH will only disseminate the photo when you access the rapsheet through the SOR report. If you run a name and date of birth query in WATCH CJ you will receive the rapsheet with no photo.

## QUARTERLY ADDRESS COMPARISON

The SOR Address Comparison Report began in late 2003 with the intention of providing SOR Coordinators another tool to track sex offenders. It is produced by processing the addresses in the WSP database against a change-of-address database from the United States Postal Service (USPS). Discrepancies discovered in the process are included in an Excel spreadsheet sent electronically to SOR coordinators at the end of each quarter.

The columns you may find most useful are labeled **WSP**, **REVISED**, and **NEW**.

**WSP** contains address information provided by your office.

**REVISED** contains technical changes to the address (most often zip code + 4 data).

**NEW** contains address information the offender gave the USPS on a change of address form that differs from the address provided by your office. This may require further research to determine if the offender moved without notifying your office as required by RCW 9A.44.130.

The Excel spreadsheet contains the following data elements:

Registration ORI – The spreadsheet contains the offenders registered through the county sheriff office and police departments in the county.

County – the code for the county or state the offender was convicted.

County Name – the name associated with code.

SID – the state identification number (SID) of this offender.

First Name – the first name from the latest SOR event on file.

Middle Name – the middle name from the latest SOR event on file.

Last Name – the last name from the latest SOR event on file.

Post Name – suffix information from the latest SOR event on file such as “Jr.”

WSP Address Line 1 – the latest number and street name on file for this offender.

WSP Address Line 2 – the latest second address line on file for this offender.

WSP City – the latest city name of address on file for this offender

WSP State – the state code of the address on file for this offender.

WSP Zip – the zip code of the address on file for this offender.

Revised Address Line 1 – USPS revision of street name and/or directional information.

Revised Address Line 2 – USPS revision of address line 2.

Revised City – USPS revision of city name most likely for spelling if any change.

Revised State – USPS revision of state name.

Revised Zip – USPS revision of the ZIP code, usually to ZIP+ (nine characters), for corrected address.

New Address – number and street on file with USPS for change of address. Empty if no forwarding address on file.

New City – city name on file with USPS for change of address.

New State – state name on file with USPS for change of address.

New Zip – ZIP or ZIP+ for address on file with USPS for change of address.

Effective Date – date effective for change of address or the probable move date.

Type of Information – New address or no forwarding address.

Type of Move – indicates whether change of address was submitted for an individual, “I”, or for a family, “F”.

## **DNA SUBMISSION**

In July 1990, the Washington Legislature established a state DNA databank with the collection of samples from all individuals convicted of a violent or sexual offense. This was expanded in July 2002 to include all felony convictions and certain gross misdemeanors. The DNA is collected at local jails and at the state Department of Corrections (DOC) using kits and procedures from the WSP Crime Laboratory.

Approximately 2,000 DNA samples are sent to the WSP Crime Laboratory each month. The DNA profiles developed from submitted samples are regularly compared to samples collected at crime scenes. There have been over 300 hits using the DNA databank program since May 2001 that have helped the criminal justice community solve numerous crimes including homicides and sexual assaults.

The Washington State Identification System (WASIS) and the crime laboratory application, Laboratory Information Management System (LIMS) have been linked to indicate that a DNA sample from a convicted offender has been analyzed. This happens as samples are received and analyzed at the WSP Crime Laboratory.

Two fields appear on the rapsheet as part of person information. "DNA Taken" indicates that a sample has been collected and received at the crime lab. "DNA Typed" indicates that the sample has been processed and information is available at the crime lab. The criminal history record and LIMS DNA record are connected by the state identification number (SID) providing positive reference on the person.

Besides appearing on the rapsheet, the DNA status can be determined by a new ACCESS message type: QDNA. ACCESS System Memo #2739 documents the "QDNA."

The "DNA Taken" and "DNA Typed" fields in WASIS are being updated directly by LIMS. In addition to letting criminal justice practitioners know that DNA information is available on a person, the WSP Crime Laboratory recommends that sample collection is not necessary for a convicted person if the "DNA Taken" field is "Y." Contact the WSP Crime Laboratory at (206) 262-6020 extension 236 or 237 for further information.

## ACCESS / WACIC / WASIS

### QDNA Inquiry

This inquiry examines the criminal history record and responds with DNA status information as known by the WSP Crime Laboratory.

Jails and DOC are responsible for collecting the DNA sample using the kits available from the WSP Crime Laboratory. If a DNA sample has already been collected for the person, it is not necessary to collect another sample.

The DNA status information is included in the person section of a rapsheet; therefore, a separate QDNA inquiry may not be necessary.

### Inquiry Syntax

The syntax for DNA inquiries is:

Field	Example
Header	S;
Message Key	QDNA
Originating Agency Identifier	WA0340500
State Identification Number (SID)	WA01010101

All fields are required for QDNA

### Examples: (Using WEBMSS)

S;QDNA.WAWSP0011.SID/WAXXXXXXXXXX

### Query DNA flag record response

This response contains information from the matched record. The returned fields are: SID, NAME, DOC NUMBER, DOB, FBI, MNU, DNA TAKEN, and DNA TYPED.

### Response Format

Copy of transaction

SID/SID        NAM/NAM

FBI/FBI        DOCNUM/DOCNUM

DOB/DOB, DOB, DOB, DOB, DOB

MNU/MNU, MNU, MNU, MNU, MNU

DNA TAKEN/DNATAKEN        DNA TYPED/DNA TYPED

WASHINGTON STATE PATROL CRIME LABORATORY (206)262-6020 X236 OR X237

**SEX/KIDNAPPING OFFENDER REGISTRATION**

**A19-1A/INVOICE VOUCHER**



## **Sex/Kidnapping Offender Monthly Reimbursement**

RCW 43.43.540 states the county sheriff shall forward the registration information, photograph, and fingerprints obtained pursuant to RCW 9A.44.130, including the sex offender's risk level classification and any notice of change of address to the WSP within five working days. The WSP shall reimburse the counties for the costs of processing the offender registration, including fingerprinting and photographing.

Effective September 1, 2009, the requirement for counties to submit an A19-1A Invoice Voucher for monthly reimbursements will end. Instead, the WSP Identification and Criminal History Section will generate a monthly report, per county, of all registered sex/kidnapping offenders that posted to the Washington State Identification System (WASIS) from the 1<sup>st</sup> of each month through the last day of the month and automatically prepare the A19-1A voucher on behalf of each county. Each county will be reimbursed \$32.00 per registered offender that posted to WASIS during that particular month.

Once your agency receives your monthly reimbursement, we encourage you to reconcile the list of registered offenders with the reimbursement provided to you.

If you have any questions on this process, you may contact the Identification Section at (360)-534-2000.



# **SEX/KIDNAPPING OFFENDER REGISTRATION**

## **RCW REFERENCE TABLE**



## Sex/Kidnapping Offender Registration Reference Table

ITEM	RCW
<b>SEX/KIDNAPPING OFFENDER REGISTRATION</b>	<b>9A.44.130</b>
Who is Required to Register	9A.44.130
Offenders in custody	9A.44.130(4)(i)
Offenders not in custody but under state or local jurisdiction	9A.44.130(4)(ii)
Offenders under federal jurisdiction	9A.44.130(4)(iii)
Offenders who are convicted but not confined	9A.44.130(4)(iv)
Offenders who are new residents or returning Washington residents	9A.44.130(4)(v)
Offenders found not guilty by reason of insanity	9A.44.130(4)(vi)
Offenders who lack a fixed residence	9A.44.130(vii)
Offenders who lack a fixed residence and who are under supervision	9A.44.130(viii)
Photograph/fingerprint requirement	9A.44.130(3)
Change of address	9A.44.130(5)
Address verification	9A.44.135
Fail to verify address	9A.44.135(2)
Risk level classification	72.09.345
Risk level classification, notice	72.09.345
Release of information to public	4.24.550
End of duty to register	9A.44.140
Class A Felony	9A.44.140(1)
Class B Felony	9A.44.140(2)
Class C Felony	9A.44.140(3)
Registration requirement changes	9A.44.145
Central Registry	43.43.540

## **RCW 9A.44.130**

### **Registration of sex offenders and kidnapping offenders — Procedures — Definition — Penalties.**

(1)(a) Any adult or juvenile residing whether or not the person has a fixed residence, or who is a student, is employed, or carries on a vocation in this state who has been found to have committed or has been convicted of any sex offense or kidnapping offense, or who has been found not guilty by reason of insanity under chapter [10.77](#) RCW of committing any sex offense or kidnapping offense, shall register with the county sheriff for the county of the person's residence, or if the person is not a resident of Washington, the county of the person's school, or place of employment or vocation, or as otherwise specified in this section. When a person required to register under this section is in custody of the state department of corrections, the state department of social and health services, a local division of youth services, or a local jail or juvenile detention facility as a result of a sex offense or kidnapping offense, the person shall also register at the time of release from custody with an official designated by the agency that has jurisdiction over the person.

(b) Any adult or juvenile who is required to register under (a) of this subsection:

(i) Who is attending, or planning to attend, a public or private school regulated under Title [28A](#) RCW or chapter [72.40](#) RCW shall, within three business days prior to arriving at the school to attend classes, notify the sheriff for the county of the person's residence of the person's intent to attend the school, and the sheriff shall promptly notify the principal of the school;

(ii) Who is admitted to a public or private institution of higher education shall, within three business days prior to arriving at the institution, notify the sheriff for the county of the person's residence of the person's intent to attend the institution;

(iii) Who gains employment at a public or private institution of higher education shall, within three business days prior to commencing work at the institution, notify the sheriff for the county of the person's residence of the person's employment by the institution; or

(iv) Whose enrollment or employment at a public or private institution of higher education is terminated shall, within three business days of such termination, notify the sheriff for the county of the person's residence of the person's termination of enrollment or employment at the institution.

(c) The sheriff shall notify the school's principal or institution's department of public safety and shall provide that department with the same information provided to a county sheriff under subsection (3) of this section.

(d)(i) A principal receiving notice under this subsection must disclose the information received from the sheriff under (b) of this subsection as follows:

(A) If the student who is required to register as a sex offender is classified as a risk level II or III, the principal shall provide the information received to every teacher of any student required to register under (a) of this subsection and to any other personnel who, in the judgment of the principal, supervises the student or for security purposes should be aware of the student's record;

(B) If the student who is required to register as a sex offender is classified as a risk level I, the principal shall provide the information received only to personnel who, in the judgment of the principal, for security purposes should be aware of the student's record.

(ii) Any information received by a principal or school personnel under this subsection is confidential and may not be further disseminated except as provided in RCW [28A.225.330](#), other statutes or case law, and the family and educational and privacy rights act of 1994, 20 U.S.C. Sec. 1232g et seq.

(2) This section may not be construed to confer any powers pursuant to RCW [4.24.550](#) upon the public safety department of any public or private school or institution of higher education.

(3)(a) The person shall provide the following information when registering: (i) Name; (ii) complete residential address; (iii) date and place of birth; (iv) place of employment; (v) crime for which convicted; (vi) date and place of conviction; (vii) aliases used; (viii) social security number; (ix) photograph; and (x) fingerprints.

(b) Any person who lacks a fixed residence shall provide the following information when registering: (i) Name; (ii) date and place of birth; (iii) place of employment; (iv) crime for which convicted; (v) date and place of conviction; (vi) aliases used; (vii) social security number; (viii) photograph; (ix) fingerprints; and (x) where he or she plans to stay.

(4)(a) Offenders shall register with the county sheriff within the following deadlines:

(i) OFFENDERS IN CUSTODY. (A) Sex offenders who committed a sex offense on, before, or after February 28, 1990, and who, on or after July 28, 1991, are in custody, as a result of that offense, of the state department of corrections, the state department of social and health services, a local division of youth services, or a local jail or juvenile detention facility, and (B) kidnapping offenders who on or after July 27, 1997, are in custody of the state department of corrections, the state department of social and health services, a local division of youth services, or a local jail or juvenile detention facility, must register at the time of release from custody with an official designated by the agency that has jurisdiction over the offender. The agency shall within three days forward the registration information to the county sheriff for the county of the offender's anticipated residence. The offender must also register within three business days from the time of release with the county sheriff for the county of the person's residence, or if the person is not a resident of Washington, the county of the person's school, or place of employment or vocation. The agency that has jurisdiction over the offender shall provide notice to the offender of the duty to register.

When the agency with jurisdiction intends to release an offender with a duty to register under this section, and the agency has knowledge that the offender is eligible for developmental disability services from the department of social and health services, the agency shall notify the division of developmental disabilities of the release. Notice shall occur not more than thirty days before the offender is to be released. The agency and the division shall assist the offender in meeting the initial registration requirement under this section. Failure to provide such assistance shall not constitute a defense for any violation of this section.

(ii) **OFFENDERS NOT IN CUSTODY BUT UNDER STATE OR LOCAL JURISDICTION.** Sex offenders who, on July 28, 1991, are not in custody but are under the jurisdiction of the indeterminate sentence review board or under the department of corrections' active supervision, as defined by the department of corrections, the state department of social and health services, or a local division of youth services, for sex offenses committed before, on, or after February 28, 1990, must register within ten days of July 28, 1991. Kidnapping offenders who, on July 27, 1997, are not in custody but are under the jurisdiction of the indeterminate sentence review board or under the department of corrections' active supervision, as defined by the department of corrections, the state department of social and health services, or a local division of youth services, for kidnapping offenses committed before, on, or after July 27, 1997, must register within ten days of July 27, 1997. A change in supervision status of a sex offender who was required to register under this subsection (4)(a)(ii) as of July 28, 1991, or a kidnapping offender required to register as of July 27, 1997, shall not relieve the offender of the duty to register or to reregister following a change in residence.

(iii) **OFFENDERS UNDER FEDERAL JURISDICTION.** Sex offenders who, on or after July 23, 1995, and kidnapping offenders who, on or after July 27, 1997, as a result of that offense are in the custody of the United States bureau of prisons or other federal or military correctional agency for sex offenses committed before, on, or after February 28, 1990, or kidnapping offenses committed on, before, or after July 27, 1997, must register within three business days from the time of release with the county sheriff for the county of the person's residence, or if the person is not a resident of Washington, the county of the person's school, or place of employment or vocation. Sex offenders who, on July 23, 1995, are not in custody but are under the jurisdiction of the United States bureau of prisons, United States courts, United States parole commission, or military parole board for sex offenses committed before, on, or after February 28, 1990, must register within ten days of July 23, 1995. Kidnapping offenders who, on July 27, 1997, are not in custody but are under the jurisdiction of the United States bureau of prisons, United States courts, United States parole commission, or military parole board for kidnapping offenses committed before, on, or after July 27, 1997, must register within ten days of July 27, 1997. A change in supervision status of a sex offender who was required to register under this subsection (4)(a)(iii) as of July 23, 1995, or a kidnapping offender required to register as of July 27, 1997 shall not relieve the offender of the duty to register or to reregister following a change in residence, or if the person is not a resident of Washington, the county of the person's school, or place of employment or vocation.

(iv) **OFFENDERS WHO ARE CONVICTED BUT NOT CONFINED.** Sex offenders who are convicted of a sex offense on or after July 28, 1991, for a sex offense that was committed on or after February 28, 1990, and kidnapping offenders who are convicted on or after July 27, 1997, for a kidnapping offense that was committed on or after July 27, 1997, but who are not sentenced to serve a term of confinement immediately upon sentencing, shall report to the county sheriff to register within three business days of being sentenced.

(v) **OFFENDERS WHO ARE NEW RESIDENTS OR RETURNING WASHINGTON RESIDENTS.** Sex offenders and kidnapping offenders who move to Washington state from another state or a foreign country that are not under the jurisdiction of the state department of corrections, the indeterminate sentence review board, or the state department of social and health services at the time of moving to Washington, must register within three business days of establishing residence or reestablishing residence if the person is a former Washington resident.

The duty to register under this subsection applies to sex offenders convicted under the laws of another state or a foreign country, federal or military statutes for offenses committed before, on, or after February 28, 1990, or Washington state for offenses committed before, on, or after February 28, 1990, and to kidnapping offenders convicted under the laws of another state or a foreign country, federal or military statutes, or Washington state for offenses committed before, on, or after July 27, 1997. Sex offenders and kidnapping offenders from other states or a foreign country who, when they move to Washington, are under the jurisdiction of the department of corrections, the indeterminate sentence review board, or the department of social and health services must register within three business days of moving to Washington. The agency that has jurisdiction over the offender shall notify the offender of the registration requirements before the offender moves to Washington.

(vi) **OFFENDERS FOUND NOT GUILTY BY REASON OF INSANITY.** Any adult or juvenile who has been found not guilty by reason of insanity under chapter [10.77](#) RCW of (A) committing a sex offense on, before, or after February 28, 1990, and who, on or after July 23, 1995, is in custody, as a result of that finding, of the state department of social and health services, or (B) committing a kidnapping offense on, before, or after July 27, 1997, and who on or after July 27, 1997, is in custody, as a result of that finding, of the state department of social and health services, must register within three business days from the time of release with the county sheriff for the county of the person's residence. The state department of social and health services shall provide notice to the adult or juvenile in its custody of the duty to register. Any adult or juvenile who has been found not guilty by reason of insanity of committing a sex offense on, before, or after February 28, 1990, but who was released before July 23, 1995, or any adult or juvenile who has been found not guilty by reason of insanity of committing a kidnapping offense but who was released before July 27, 1997, shall be required to register within three business days of receiving notice of this registration requirement.

(vii) **OFFENDERS WHO LACK A FIXED RESIDENCE.** Any person who lacks a fixed residence and leaves the county in which he or she is registered and enters and remains within a new county for twenty-four hours is required to register with the county sheriff not more than three business days after entering the county and provide the information required in subsection (3)(b) of this section.

(viii) **OFFENDERS WHO LACK A FIXED RESIDENCE AND WHO ARE UNDER SUPERVISION.** Offenders who lack a fixed residence and who are under the supervision of the department shall register in the county of their supervision.

(ix) **OFFENDERS WHO MOVE TO, WORK, CARRY ON A VOCATION, OR ATTEND SCHOOL IN ANOTHER STATE.** Offenders required to register in Washington, who move to another state, or who work, carry on a vocation, or attend school in another state shall register a new address, fingerprints, and photograph with the new state within three business days after establishing residence, or after beginning to work, carry on a vocation, or attend school in the new state. The person must also send written notice within three business days of moving to the new state or to a foreign country to the county sheriff with whom the person last registered in Washington state. The county sheriff shall promptly forward this information to the Washington state patrol.

(b) The county sheriff shall not be required to determine whether the person is living within the county.

(c) An arrest on charges of failure to register, service of an information, or a complaint for a violation of RCW [9A.44.132](#), or arraignment on charges for a violation of RCW [9A.44.132](#), constitutes actual notice of the duty to register. Any person charged with the crime of failure to register under RCW [9A.44.132](#) who asserts as a defense the lack of notice of the duty to register shall register within three business days following actual notice of the duty through arrest, service, or arraignment. Failure to register as required under this subsection (4)(c) constitutes grounds for filing another charge of failing to register. Registering following arrest, service, or arraignment on charges shall not relieve the offender from criminal liability for failure to register prior to the filing of the original charge.

(d) The deadlines for the duty to register under this section do not relieve any sex offender of the duty to register under this section as it existed prior to July 28, 1991.

(5)(a) If any person required to register pursuant to this section changes his or her residence address within the same county, the person must provide, by certified mail, with return receipt requested or in person, signed written notice of the change of address to the county sheriff within three business days of moving.

(b) If any person required to register pursuant to this section moves to a new county, the person must register with that county sheriff within three business days of moving. Within three business days, the person must also provide, by certified mail, with return receipt requested or in person, signed written notice of the change of address in the new county to the county sheriff with whom the person last registered. The county sheriff with whom the person last registered shall promptly forward the information concerning the change of address to the county sheriff for the county of the person's new residence. Upon receipt of notice of change of address to a new state, the county sheriff shall promptly forward the information regarding the change of address to the agency designated by the new state as the state's offender registration agency.

(6)(a) Any person required to register under this section who lacks a fixed residence shall provide signed written notice to the sheriff of the county where he or she last registered within three business days after ceasing to have a fixed residence. The notice shall include the information required by subsection (3)(b) of this section, except the photograph and fingerprints. The county sheriff may, for reasonable cause, require the offender to provide a photograph and fingerprints. The sheriff shall forward this information to the sheriff of the county in which the person intends to reside, if the person intends to reside in another county.

(b) A person who lacks a fixed residence must report weekly, in person, to the sheriff of the county where he or she is registered. The weekly report shall be on a day specified by the county sheriff's office, and shall occur during normal business hours. The person must keep an accurate accounting of where he or she stays during the week and provide it to the county sheriff upon request. The lack of a fixed residence is a factor that may be considered in determining an offender's risk level and shall make the offender subject to disclosure of information to the public at large pursuant to RCW [4.24.550](#).

(c) If any person required to register pursuant to this section does not have a fixed residence, it is an affirmative defense to the charge of failure to register, that he or she provided written notice to the sheriff of the county where he or she last registered within three business days of ceasing to have a fixed residence and has subsequently complied with the requirements of subsections (4)(a)(vii) or (viii) and (6) of this section. To prevail, the person must prove the defense by a preponderance of the evidence.

(7) A sex offender subject to registration requirements under this section who applies to change his or her name under RCW [4.24.130](#) or any other law shall submit a copy of the application to the county sheriff of the county of the person's residence and to the state patrol not fewer than five days before the entry of an order granting the name change. No sex offender under the requirement to register under this section at the time of application shall be granted an order changing his or her name if the court finds that doing so will interfere with legitimate law enforcement interests, except that no order shall be denied when the name change is requested for religious or legitimate cultural reasons or in recognition of marriage or dissolution of marriage. A sex offender under the requirement to register under this section who receives an order changing his or her name shall submit a copy of the order to the county sheriff of the county of the person's residence and to the state patrol within three business days of the entry of the order.

(8) The county sheriff shall obtain a photograph of the individual and shall obtain a copy of the individual's fingerprints. A photograph may be taken at any time to update an individual's file.

(9) Except as may otherwise be provided by law, nothing in this section shall impose any liability upon a peace officer, including a county sheriff, or law enforcement agency, for failing to release information authorized under this section.

## **RCW 9A.44.135**

### **Address verification.**

(1) When an offender registers with the county sheriff pursuant to RCW [9A.44.130](#), the county sheriff shall notify the police chief or town marshal of the jurisdiction in which the offender has registered to live. If the offender registers to live in an unincorporated area of the county, the sheriff shall make reasonable attempts to verify that the offender is residing at the registered address. If the offender registers to live in an incorporated city or town, the police chief or town marshal shall make reasonable attempts to verify that the offender is residing at the registered address. Reasonable attempts include verifying an offender's address pursuant to the grant program established under RCW [36.28A.230](#). If the sheriff or police chief or town marshal does not participate in the grant program established under RCW [36.28A.230](#), reasonable attempts require a yearly mailing by certified mail, with return receipt requested, a nonforwardable verification form to the offender at the offender's last registered address sent by the chief law enforcement officer of the jurisdiction where the offender is registered to live. For offenders who have been previously designated sexually violent predators under chapter [71.09](#) RCW or the equivalent procedure in another jurisdiction, even if the designation has subsequently been removed, this mailing must be sent every ninety days.

The offender must sign the verification form, state on the form whether he or she still resides at the last registered address, and return the form to the chief law enforcement officer of the jurisdiction where the offender is registered to live within ten days after receipt of the form.

(2) The chief law enforcement officer of the jurisdiction where the offender has registered to live shall make reasonable attempts to locate any sex offender who fails to return the verification form or who cannot be located at the registered address.

If the offender fails to return the verification form or the offender is not at the last registered address, the chief law enforcement officer of the jurisdiction where the offender has registered to live shall promptly forward this information to the county sheriff and to the Washington state patrol for inclusion in the central registry of sex offenders.

(3) When an offender notifies the county sheriff of a change to his or her residence address pursuant to RCW [9A.44.130](#), and the new address is in a different law enforcement jurisdiction, the county sheriff shall notify the police chief or town marshal of the jurisdiction from which the offender has moved.

(4) County sheriffs and police chiefs or town marshals may enter into agreements for the purposes of delegating the authority and obligation to fulfill the requirements of this section.

## **RCW 9A.44.140**

### **Registration of sex offenders and kidnapping offenders — Duty to register — Expiration of subsection.**

The duty to register under RCW [9A.44.130](#) shall continue for the duration provided in this section.

(1) For a person convicted in this state of a class A felony or an offense listed in RCW [9A.44.142](#)(5), or a person convicted in this state of any sex offense or kidnapping offense who has one or more prior convictions for a sex offense or kidnapping offense, the duty to register shall continue indefinitely.

(2) For a person convicted in this state of a class B felony who does not have one or more prior convictions for a sex offense or kidnapping offense and whose current offense is not listed in RCW [9A.44.142](#)(5), the duty to register shall end fifteen years after the last date of release from confinement, if any, (including full-time residential treatment) pursuant to the conviction, or entry of the judgment and sentence, if the person has spent fifteen consecutive years in the community without being convicted of a disqualifying offense during that time period.

(3) For a person convicted in this state of a class C felony, a violation of RCW [9.68A.090](#) or [9A.44.096](#), or an attempt, solicitation, or conspiracy to commit a class C felony, and the person does not have one or more prior convictions for a sex offense or kidnapping offense and the person's current offense is not listed in RCW [9A.44.142](#)(5), the duty to register shall end ten years after the last date of release from confinement, if any, (including full-time residential treatment) pursuant to the conviction, or entry of the judgment and sentence, if the person has spent ten consecutive years in the community without being convicted of a disqualifying offense during that time period.

(4) For a person required to register for a federal or out-of-state conviction, the duty to register shall continue indefinitely.

(5) Nothing in this section prevents a person from being relieved of the duty to register under RCW [9A.44.142](#) and [9A.44.143](#).

(6) Nothing in RCW [9.94A.637](#) relating to discharge of an offender shall be construed as operating to relieve the offender of his or her duty to register pursuant to RCW [9A.44.130](#).

(7) For purposes of determining whether a person has been convicted of more than one sex offense, failure to register as a sex offender or kidnapping offender is not a sex or kidnapping offense.

(8) The provisions of this section and RCW [9A.44.141](#) through [9A.44.143](#) apply equally to a person who has been found not guilty by reason of insanity under chapter [10.77](#) RCW of a sex offense or kidnapping offense.

## **RCW 72.09.345**

### **Sex offenders — Release of information to protect public — End-of-sentence review committee — Assessment — Records access — Review, classification, referral of offenders — Issuance of narrative notices.**

(1) In addition to any other information required to be released under this chapter, the department is authorized, pursuant to RCW [4.24.550](#), to release relevant information that is necessary to protect the public concerning offenders convicted of sex offenses.

(2) In order for public agencies to have the information necessary to notify the public as authorized in RCW [4.24.550](#), the secretary shall establish and administer an end-of-sentence review committee for the purposes of assigning risk levels, reviewing available release plans, and making appropriate referrals for sex offenders. The committee shall assess, on a case-by-case basis, the public risk posed by sex offenders who are: (a) Preparing for their release from confinement for sex offenses committed on or after July 1, 1984; and (b) accepted from another state under a reciprocal agreement under the interstate compact authorized in chapter [72.74](#) RCW.

(3) Notwithstanding any other provision of law, the committee shall have access to all relevant records and information in the possession of public agencies relating to the offenders under review, including police reports; prosecutors' statements of probable cause; presentence investigations and reports; complete judgments and sentences; current classification referrals; criminal history summaries; violation and disciplinary reports; all psychological evaluations and psychiatric hospital reports; sex offender treatment program reports; and juvenile records. Records and information obtained under this subsection shall not be disclosed outside the committee unless otherwise authorized by law.

(4) The committee shall review each sex offender under its authority before the offender's release from confinement or start of the offender's term of community custody in order to: (a) Classify the offender into a risk level for the purposes of public notification under RCW [4.24.550](#); (b) where available, review the offender's proposed release plan in accordance with the requirements of RCW [72.09.340](#); and (c) make appropriate referrals.

(5) The committee shall classify as risk level I those sex offenders whose risk assessments indicate a low risk of reoffense within the community at large. The committee shall classify as risk level II those offenders whose risk assessments indicate a moderate risk of reoffense within the community at large. The committee shall classify as risk level III those offenders whose risk assessments indicate a high risk of reoffense within the community at large.

(6) The committee shall issue to appropriate law enforcement agencies, for their use in making public notifications under RCW [4.24.550](#), narrative notices regarding the pending release of sex offenders from the department's facilities. The narrative notices shall, at a minimum, describe the identity and criminal history behavior of the offender and shall include the department's risk level classification for the offender. For sex offenders classified as either risk level II or III, the narrative notices shall also include the reasons underlying the classification.

## **RCW 4.24.550**

### **Sex offenders and kidnapping offenders — Release of information to public — Web site.**

(1) In addition to the disclosure under subsection (5) of this section, public agencies are authorized to release information to the public regarding sex offenders and kidnapping offenders when the agency determines that disclosure of the information is relevant and necessary to protect the public and counteract the danger created by the particular offender. This authorization applies to information regarding: (a) Any person adjudicated or convicted of a sex offense as defined in \*RCW [9A.44.130](#) or a kidnapping offense as defined by \*RCW [9A.44.130](#); (b) any person under the jurisdiction of the indeterminate sentence review board as the result of a sex offense or kidnapping offense; (c) any person committed as a sexually violent predator under chapter [71.09](#) RCW or as a sexual psychopath under chapter [71.06](#) RCW; (d) any person found not guilty of a sex offense or kidnapping offense by reason of insanity under chapter [10.77](#) RCW; and (e) any person found incompetent to stand trial for a sex offense or kidnapping offense and subsequently committed under chapter [71.05](#) or [71.34](#) RCW.

(2) Except for the information specifically required under subsection (5) of this section, the extent of the public disclosure of relevant and necessary information shall be rationally related to: (a) The level of risk posed by the offender to the community; (b) the locations where the offender resides, expects to reside, or is regularly found; and (c) the needs of the affected community members for information to enhance their individual and collective safety.

(3) Except for the information specifically required under subsection (5) of this section, local law enforcement agencies shall consider the following guidelines in determining the extent of a public disclosure made under this section: (a) For offenders classified as risk level I, the agency shall share information with other appropriate law enforcement agencies and, if the offender is a student, the public or private school regulated under Title [28A](#) RCW or chapter [72.40](#) RCW which the offender is attending, or planning to attend. The agency may disclose, upon request, relevant, necessary, and accurate information to any victim or witness to the offense and to any individual community member who lives near the residence where the offender resides, expects to reside, or is regularly found; (b) for offenders classified as risk level II, the agency may also disclose relevant, necessary, and accurate information to public and private schools, child day care centers, family day care providers, public libraries, businesses and organizations that serve primarily children, women, or vulnerable adults, and neighbors and community groups near the residence where the offender resides, expects to reside, or is regularly found; (c) for offenders classified as risk level III, the agency may also disclose relevant, necessary, and accurate information to the public at large; and (d) because more localized notification is not feasible and homeless and transient offenders may present unique risks to the community, the agency may also disclose relevant, necessary, and accurate information to the public at large for offenders registered as homeless or transient.

(4) The county sheriff with whom an offender classified as risk level III is registered shall cause to be published by legal notice, advertising, or news release a sex offender community notification that conforms to the guidelines established under RCW [4.24.5501](#) in at least one legal newspaper with general circulation in the area of the sex offender's registered address or location. The county sheriff shall also cause to be published consistent with this subsection a current list of level III registered sex offenders, twice yearly. Unless the information is posted on

the web site described in subsection (5) of this section, this list shall be maintained by the county sheriff on a publicly accessible web site and shall be updated at least once per month.

(5)(a) When funded by federal grants or other sources, the Washington association of sheriffs and police chiefs shall create and maintain a statewide registered kidnapping and sex offender web site, which shall be available to the public. The web site shall post all level III and level II registered sex offenders, level I registered sex offenders during the time they are out of compliance with registration requirements under RCW [9A.44.130](#), and all registered kidnapping offenders in the state of Washington.

(i) For level III offenders, the web site shall contain, but is not limited to, the registered sex offender's name, relevant criminal convictions, address by hundred block, physical description, and photograph. The web site shall provide mapping capabilities that display the sex offender's address by hundred block on a map. The web site shall allow citizens to search for registered sex offenders within the state of Washington by county, city, zip code, last name, type of conviction, and address by hundred block.

(ii) For level II offenders, and level I sex offenders during the time they are out of compliance with registration requirements under RCW [9A.44.130](#), the web site shall contain, but is not limited to, the same information and functionality as described in (a)(i) of this subsection, provided that it is permissible under state and federal law. If it is not permissible, the web site shall be limited to the information and functionality that is permissible under state and federal law.

(iii) For kidnapping offenders, the web site shall contain, but is not limited to, the same information and functionality as described in (a)(i) of this subsection, provided that it is permissible under state and federal law. If it is not permissible, the web site shall be limited to the information and functionality that is permissible under state and federal law.

(b) Until the implementation of (a) of this subsection, the Washington association of sheriffs and police chiefs shall create a web site available to the public that provides electronic links to county-operated web sites that offer sex offender registration information.

(6) Local law enforcement agencies that disseminate information pursuant to this section shall: (a) Review available risk level classifications made by the department of corrections, the department of social and health services, and the indeterminate sentence review board; (b) assign risk level classifications to all offenders about whom information will be disseminated; and (c) make a good faith effort to notify the public and residents at least fourteen days before the offender is released from confinement or, where an offender moves from another jurisdiction, as soon as possible after the agency learns of the offender's move, except that in no case may this notification provision be construed to require an extension of an offender's release date. The juvenile court shall provide local law enforcement officials with all relevant information on offenders allowed to remain in the community in a timely manner.

(7) An appointed or elected public official, public employee, or public agency as defined in RCW [4.24.470](#), or units of local government and its employees, as provided in RCW [36.28A.010](#), are immune from civil liability for damages for any discretionary risk level classification decisions or release of relevant and necessary information, unless it is shown that

the official, employee, or agency acted with gross negligence or in bad faith. The immunity in this section applies to risk level classification decisions and the release of relevant and necessary information regarding any individual for whom disclosure is authorized. The decision of a local law enforcement agency or official to classify an offender to a risk level other than the one assigned by the department of corrections, the department of social and health services, or the indeterminate sentence review board, or the release of any relevant and necessary information based on that different classification shall not, by itself, be considered gross negligence or bad faith. The immunity provided under this section applies to the release of relevant and necessary information to other public officials, public employees, or public agencies, and to the general public.

(8) Except as may otherwise be provided by law, nothing in this section shall impose any liability upon a public official, public employee, or public agency for failing to release information authorized under this section.

(9) Nothing in this section implies that information regarding persons designated in subsection (1) of this section is confidential except as may otherwise be provided by law.

(10) When a local law enforcement agency or official classifies an offender differently than the offender is classified by the end of sentence review committee or the department of social and health services at the time of the offender's release from confinement, the law enforcement agency or official shall notify the end of sentence review committee or the department of social and health services and submit its reasons supporting the change in classification. Upon implementation of subsection (5)(a) of this section, notification of the change shall also be sent to the Washington association of sheriffs and police chiefs.

## **RCW 43.43.540**

### **Sex offenders and kidnapping offenders — Central registry — Reimbursement to counties.**

The county sheriff shall (1) forward the information, photographs, and fingerprints obtained pursuant to RCW [9A.44.130](#), including the sex offender's risk level classification and any notice of change of address, to the Washington state patrol within five working days; and (2) upon implementation of RCW [4.24.550](#)(5)(a), the Washington state patrol will forward the information necessary to operate the registered sex offender web site described in RCW [4.24.550](#)(5)(a) to the Washington association of sheriffs and police chiefs within five working days of receiving the information, including any notice of change of address or change in risk level notification. The state patrol shall maintain a central registry of sex offenders and kidnapping offenders required to register under RCW [9A.44.130](#) and shall adopt rules consistent with chapters [10.97](#), [10.98](#), and [43.43](#) RCW as are necessary to carry out the purposes of RCW [9A.44.130](#), [9A.44.140](#), [10.01.200](#), [43.43.540](#), [46.20.187](#), [70.48.470](#), and [72.09.330](#). The Washington state patrol shall reimburse the counties for the costs of processing the offender registration, including taking the fingerprints and the photographs.

## **WAC 446-20-530**

### **Refundable fee.**

The section will reimburse sheriffs' offices for the actual registration cost, not to exceed thirty-two dollars for each registration, which must include photographs and fingerprints submitted pursuant to RCW [9A.44.130](#). This fee will further ensure that direct and indirect costs at the county level associated with the provisions of this chapter are refunded by the section on a monthly basis based upon the number of registrations submitted.

### **Other RCWs of Interest**

#### **RCW 13.40.215**

**Juveniles found to have committed violent or sex offense or stalking -- Notification of discharge, parole, leave, release, transfer, or escape -- To whom given -- School attendance -- Definitions.**

#### **RCW 9A.28.020**

**Criminal attempt.**

#### **RCW 9A.28.030**

**Criminal solicitation.**

#### **RCW 9A.28.040**

**Criminal conspiracy.**

#### **RCW 9.94A.835**

**Sexual motivation special allegation -- Procedures.**

#### **RCW 70.48.470**

**Sex, Kidnapping Offenders – Notices to offenders, law enforcement officials.**

# **SEX/KIDNAPPING OFFENDER REGISTRATION**

## **FREQUENTLY ASKED QUESTIONS**



# Sex/Kidnapping Offender Registration

## Frequently Asked Questions

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1. **What offenders are required to register?**

*Refer to RCW 9A.44.130*

2. **What information is collected from the offender?**

*Information collected from the offender upon registration includes: name, address, date and place of birth, place of employment, if student-school of attendance, crime(s) for which convicted, date and place of conviction, aliases used, social security number, color photo, and fingerprints.*

3. **What is the timeframe for the offender to register?**

*Refer to RCW 9A.44.140*

4. **Does the FBI accept SOR registration cards?**

*No, but the SOR information is electronically transmitted to the FBI by the WSP, where it is added to the National Sex Offender Registry (NSOR).*

5. **Who verifies the offender's address?**

*The local police and sheriff's office where the offender is registered. Refer to RCW 9A.44.135.*

6. **Why does the offender show in my county on the monthly SOR Report when they are not in my county?**

*The information on the monthly SOR report picks up the county that the last event occurred. There are several reasons why they may show in your county and not be registered there anymore:*

- a. They have not registered in the new county they have moved to.*
- b. They are incarcerated. We can update the address as jail, DOC, etc., but this does not take them off the list—it just shows where they last resided. They will show in your county until they are released and register again.*
- c. Deceased, Moved Out of State, and Relieved of Duty to Register will drop off after a couple of months.*

7. **Who has access to offender information (schools, public, etc.)?**

*Under Washington State statute, RCW 4.24.550, local law enforcement agencies may release information to the public regarding sex offenders when the agency determines that disclosure of information is relevant and necessary to protect the public and to counteract the danger created by the particular offender.*

8. **Can I find offender information online?**

*Yes. Level 2 and level 3 offenders, as well as non-compliant level 1 offenders, are listed on the Washington Association of Sheriff's and Police Chiefs (WASPC) Web site. The address is [www.icrimewatch.net](http://www.icrimewatch.net).*

9. **How can I obtain SOR reports?**

*You can get a copy of an SOR report by contacting the Identification Section or at <http://WATCHCJ.wsp.wa.gov>. If you do not have an account set up, you can do so by contacting the Identification Section.*

10. **A registered sex/kidnapping offender is arrested for failure to notify the sheriff's office of an address change. Is that correct?**  
*Yes. Failure to complete an address change within the county does constitute failure to register.*
11. **If an offender changes his name, what kind of documents do you need from us?**  
*If an offender changes his name legally, we need the court order. Refer to RCW 4.24.130.*
12. **A registered sex/kidnapping offender is arrested and is confined in DOC? Do they need to re-register?**  
*Yes, upon release, a new registration period will begin.*
13. **When registering in the county of physical residence, do you need to attach a Change of Address form?**  
*No. When registering in a new county, the requirements are a Sex/Kidnapping Offender Registration card with a color photo attached. When an offender moves within the county of registration a change of address would be required.*
14. **If I know a sex/kidnapping offender has moved out of the county, do I send WSP a Change Of Address Form?**  
*No. A Change of Address form is submitted to WSP only when a registrant moves within their county. When a registrant moves to a new county, he/she will register with that county sheriff and they will send a registration card with color photo.  
\*\*Exception: If a registrant moves out of state, you will send this information to add to the registrant's history.*
15. **Where do I get information/forms regarding DNA?**  
*Contact the DNA-Seattle Crime Lab. The phone number is (206) 262-6020.*
16. **If the registrant is homeless, is he/she required to register?**  
*Yes. Refer to RCW 9A.44.130(vii) and 9A.44.130(viii).*
17. **Can we create our own forms that we send to the Washington State Patrol Identification and Criminal History Section?**  
*Yes. But it must be approved by the section prior to being used.*
18. **How do we report to the Washington State Patrol an offender who is deceased?**  
*Submit a death certificate, change of address form, or letter from the sheriff's office. You can also submit a deceased notification through ACCESS, using memo 820. For verified deceased, post mortem prints or dental records must be submitted.*
19. **Can I submit a Change of Address electronically?**  
*Yes. You may use the ESKA transaction via your ACCESS terminal. Refer to Business Rules for Using ESKA Transaction in this manual for directions. Or you can submit a change of address form to [SORSubmissions@wsp.wa.gov](mailto:SORSubmissions@wsp.wa.gov).*
20. **Can I submit a registration via live-scan?**  
*Yes. However, you must submit the photo via e-mail. Refer to Electronic Submission directions.*

**SEX/KIDNAPPING OFFENDER REGISTRATION**

**SUMMARY LETTERS 1998-2010**



## **Annual Summary Letter**

### **Legislative Changes to the Sex/Kidnapping Offender Registration Requirements**

#### **WSP Process**

Pursuant to Revised Code of Washington (RCW) 9A.44.145, the Washington State Patrol (WSP) is required to notify each registrant of any changes to the sex and kidnapping offender registration requirements.

Each year following the legislative session, the WSP reviews all bills signed by the Governor effecting sex and kidnapping registration requirements. Once those bills are identified, a letter is drafted outlining the changes. The WSP has the Attorney General's office review the annual summary letter prior to distribution.

The WSP works closely with each county to determine the mail out schedule. Many counties choose to mail out the letter themselves, while others provide us with mailing labels and the WSP SOR Unit handles the mailing. On average, the WSP mails out approximately 12,000 letters each year.

The following pages contain the summary letters from 1998 to current.



## **1998 SUMMARY OF CHANGES TO SEX/KIDNAPPING OFFENDER REGISTRATION REQUIREMENTS**

During the 1998 regular legislative session, two bills were signed into law, House Bill 1172 and Substitute House Bill 2368, which became effective June 11, 1998. These bills resulted in **changes** to the offender registration requirements as indicated below.

### **Who Must Register:**

- Any adult or juvenile residing or who is a student, is employed, or carries on a vocation in the state of Washington who has been found to have committed or has been convicted of any sex offense or kidnapping offense, or who has been found not guilty by reason of insanity under chapter 10.77 RCW of committing any sex offense or kidnapping offense is required to register with the county sheriff where they are a resident or if the person is not a resident of Washington, the county of their school, place of employment or vocation.  
**Employed** or **carries on a vocation** means employment that is full-time or part-time for a period of time exceeding 14 days, or total a minimum of 30 days during any calendar year. A person is employed or carries on a vocation whether the person's employment is financially compensated, volunteered, or for the purpose of government or educational benefit.  
**Student** means a person who is enrolled, on a full-time or part-time basis, in any public or private education institution. An educational institution includes any secondary school, trade or professional institution, or institution of higher education.
- In addition, any such adult or juvenile who is admitted to a public or private institution of higher education shall, within 10 days of enrolling or by the 1<sup>st</sup> business day after arriving at the institution, whichever is earlier, notify the sheriff for the county of the person's residence of the person's intent to attend the institution.

### **Reporting for Registration:**

- You must report and register in person to the agency that has jurisdiction over you at the time of release from custody.
- You must then register within 24 hours from the time of release with the county sheriff for your residence, school, or place of employment or vocation.

### **Change of Name:**

- If you change your name under RCW 4.24.130 or any other law, you must submit a copy of the **application** to your county sheriff and to the Washington State Patrol within 5 days before the entry of an order granting the name change.
- You must then submit a copy of the **order** granting the name change to your county sheriff and to the Washington State Patrol within 5 days of the entry of the order.
- Address for submitting the **application** and the **order** to the Washington State Patrol is:

Washington State Patrol  
P.O. Box 42633  
Olympia, WA 98504-2633



## **1999 SUMMARY OF CHANGES TO SEX/KIDNAPPING OFFENDER REGISTRATION REQUIREMENTS**

During the 1999 Legislative Session, two bills were signed into law, Engrossed Substitute House Bill 1004, effective date June 6, 1999 and Engrossed Second Substitute Senate Bill 5421, effective date July 25, 1999. These bills resulted in several **additions** to the offender registration requirements of whom must register and **changes** to who will be contacting the registrant to verify their annual address.

### **Who Must Register:**

- In accordance with Substitute House Bill 1004, RCW 9A.44.130, **additions** were added as follows:

Sec. 1. Sex and kidnapping offenders whose history requires them to register shall do so regardless of whether the person has a fixed residence.

(vii) **OFFENDERS WHO LACK A FIXED RESIDENCE.** Any person who lacks a fixed residence and leaves the county in which he or she is registered and enters and remains within a new county for twenty-four hours is required to register with the county sheriff not more than twenty-four hours after entering the county and provide the information required in subsection \* (3) (b) of this section.

(viii) **OFFENDERS WHO LACK A FIXED RESIDENCE AND WHO ARE UNDER SUPERVISION.** Offenders who lack a fixed residence and who are under the supervision of the department shall register in the county of their supervision.

(6) (a) Any person required to register under this section who lacks a fixed residence shall provide written notice to the sheriff of the county where he or she last registered within fourteen days after ceasing to have a fixed residence. The notice shall include the information required by subsection \*(3) (b) of this section, except the photograph and fingerprints. The county sheriff may, for reasonable cause, require the offender to provide a photograph and fingerprints. The sheriff shall forward this information to the sheriff of the county in which the person intends to reside, if the person intends to reside in another county.

A person who lacks a fixed residence must report in person to the sheriff of the county where he or she is registered. If he or she has been classified as a risk level I sex or kidnapping offender, he or she must report monthly. If he or she has been classified as a risk level II or III sex or kidnapping offender, he or she must report weekly. The lack of a fixed residence is a factor that may be considered in determining a sex offender's risk level.

\* “(3) (b) Any person who lacks a fixed residence shall provide the following information when registering: (i) Name; (ii) address; (iii) date and place of birth; (iv) place of employment; (v) crime for which convicted; (vi) date and place of conviction; (vii) aliases used; (viii) social security number; (viii) photograph; (ix) fingerprints; and (x) where he or she plans to stay.”

(c) If any person required to register pursuant to this section does not have a fixed residence, it is an affirmative defense to the charge of failure to register, that he or she provided written notice to the sheriff of the county where he or she last registered within

fourteen days after ceasing to have a fixed residence and has subsequently complied with the requirements of subsections (4) (a) (vii) or (viii) and (6) of this section. To prevail, the person must prove the defense by a preponderance of the evidence.

### **Annual Address Verification:**

- In accordance with Engrossed Second Substitute Senate Bill 5421, RCW 9A.44.135, **changes** were made as follows:

“Sec. 15 (1) When an offender registers with the county sheriff pursuant to RCW 9A.44.130, The county sheriff shall notify the police chief or town marshal of the jurisdiction in which the offender has registered to live. If the offender registers to live in an unincorporated area of the county, the sheriff shall make reasonable attempts to verify that the offender is residing at the registered address. If the offender registers to live in an incorporated city or town, the police chief or town marshal shall make reasonable attempts to verify that the offender is residing at the registered address. Reasonable attempts at verifying an address shall include at a minimum:

(a) Each year the chief law enforcement officer of the jurisdiction where the offender is registered to live shall send by certified mail, with return receipt requested, a nonforwardable verification form to the offender at the offender’s last registered address.

(b) The offender must sign the verification form, state on the form whether he or she still resides at the last registered address, and return the form to the chief law enforcement officer of the jurisdiction where the offender is registered to live within ten days after the receipt of the form.

(2) The chief law enforcement officer of the jurisdiction where the offender has registered to live shall make reasonable attempts to locate any sex offender who fails to return the verification form or who cannot be located at the registered address. If the offender fails to return the verification form or the offender is not at the last registered address, the chief law enforcement officer of the jurisdiction where the offender has registered to live shall promptly forward this information to the county sheriff and to the Washington State Patrol for inclusion in the central registry of sex offenders.

(3) When an offender notifies the county sheriff of a change to his or her residence address pursuant to RCW 9A.44.130, and the new address is in a different law enforcement jurisdiction, the county sheriff shall notify the police chief or town marshal of the jurisdiction from which the offender has moved.”

**If you have any questions, please call the local sheriff’s office of the county you were last registered in.**



## **2000 SUMMARY OF CHANGES TO SEX/KIDNAPPING OFFENDER REGISTRATION REQUIREMENTS**

As a result of the 2000 Legislative Session, Engrossed House Bill 2424 was approved by the Governor. This bill includes several amendments to various parts of the Revised Codes of Washington that deal with the Sex/Kidnapping Offender Registration (SOR).

The amendments are as follows:

### **Sec.1. - Addition** to RCW 9A.44.135(a)(b)

(a) For offenders who have not been previously designated sexually violent predators under chapter 71.09 RCW or an equivalent procedure in another jurisdiction, each year the chief law enforcement officer of the jurisdiction where the offender is registered to live shall send by certified mail, with return receipt requested, a nonforwardable verification from to the offender at the offender's last registered address.

(b) For offenders who have been previously designated sexually violent predators under chapter 71.09 RCW or the equivalent procedure in another jurisdiction, even if the designation has subsequently been removed, every ninety days the county sheriff shall send by certified mail, with return receipt requested, a nonforwardable verification form to the offender at the offender's last registered address.

### **Sec. 2 - Addition** to RCW 9A.44.130(ix)

(ix) OFFENDERS WHO MOVE TO, WORK, CARRY ON A VOCATION, OR ATTEND SCHOOL IN ANOTHER STATE. Offenders required to register in Washington, who move to another state, or who work, carry on a vocation, or attend school in another state shall register a new address, fingerprints, and photograph with the new state within ten days after establishing residence, or after beginning to work, carry on a vocation, or attend school in the new state. The person must also send written notice within ten days of moving to the new state or to a foreign country to the county sheriff with whom the person last registered in Washington state. The county sheriff shall promptly forward this information to the Washington state patrol.

### **Sec 2. - Retraction** to RCW 9A.44.130(5)(a)

~~(5)(a) (If a person required to register pursuant to this section moves out of Washington state, the person must also send written notice within ten days of moving to the new state or a foreign country to the county sheriff with whom the person last registered in Washington state.)~~

Sec 2. – **Addition** to RCW 9A.44.130(11)

(11) A person who knowingly fails to register or who moves within the state without notifying the county sheriff as required by this section is guilty of a class C felony if the crime for which the individual was convicted was a felony kidnapping offense as defined in subsection (9)(b) of this section or a federal or out-of-state conviction for an offense that under the laws of this state would be a felony kidnapping offense as defined in subsection (9)(b) of this section. If the crime was other than a felony or a federal or out-of-state conviction an offense that under the laws of this state would be other than a felony, violation of this section is a gross misdemeanor.

Sec 3. – **Change** to RCW 9A.44.140 (1) (a)(b)(c).

The word ~~conviction~~(s) throughout has been amended to convictions.

Sec. 3. – Addition to RCW 9A.44.140 (3)(b)(i)

~~(b)(i) The court may not relieve a person of the duty to register if the person has been determined to be a sexually violent predator as defined in RCW 71.09.020, or has been convicted of a sex offense or kidnapping offense that is a class A felony and that was committed with forcible compulsion on or after the effective date of this act.~~

~~(ii) Any person subject to (b)(i) of this subsection may petition the court to be exempted from any community notification requirements that the person may be subject to fifteen years after the later of the entry of the judgment and sentence or pursuant to the conviction, if the person has spent the time in the community without being convicted of any new offense.~~

**If you have any questions, please call the local sheriff's office of the county you were last registered in.**



## **2001 SUMMARY OF CHANGES TO SEX/KIDNAPPING OFFENDER REGISTRATION REQUIREMENTS**

During the 2001 Legislative Session, Governor Gary Locke approved three Bills that change sex and kidnapping offender registration requirements. Listed below are sections of the Revised Code of Washington (RCW) affected by these changes. The lined through information represents the deletions. The underlined information represents the additions.

If you would like to view the RCWs in their entirety or have questions on any of the changes, please see page 4 for additional information.

- **House Bill 1952 – Transient Sex Offenders--Registration – Effective July 22, 2001**

***Sec. 1. Amendments to RCW 9A.44.130(6)(a)(b)(c), read as follows:***

(6)(a) Any person required to register under this section who lacks a fixed residence shall provide written notice to the sheriff of the county where he or she last registered within ~~((fourteen days))~~ forty-eight hours excluding weekends and holidays after ceasing to have a fixed residence.

(b) A person who lacks a fixed residence must report weekly, in person, to the sheriff of the county where he or she is registered. ~~((If he or she has been classified as a risk level I sex or kidnapping offender, he or she must report monthly. If he or she has been classified as a risk level II or III sex or kidnapping offender, he or she must report weekly.))~~ The weekly report shall be on a day specified by the county sheriff's office, and shall occur during normal business hours. The county sheriff's office may require the person to list the locations where the person has stayed during the last seven days. The lack of a fixed residence is a factor that may be considered in determining ~~((a sex))~~ an offender's risk level and shall make the offender subject to disclosure of information to the public at large pursuant to RCW 4.24.550

(c) If any person required to register pursuant to this section does not have a fixed residence, it is an affirmative defense to the charge of failure to register, that he or she provided written notice to the sheriff of the county where he or she last registered within ~~((fourteen days))~~ forty-eight hours excluding weekends and holidays after ceasing to have a fixed residence and has subsequently complied with the requirements of subsections (4)(a)(vii) or (viii) and (6) of this section. To prevail, the person must prove the defense by a preponderance of the evidence.

***Sec. 2. Addition to RCW 4.24.550(3)(d), read as follows:***

(3) Local law enforcement agencies shall consider the following guidelines in determining the extent of a public disclosure made under this section: (a) For offenders classified as risk level I, the agency shall share information with other appropriate law enforcement agencies and may disclose, upon request, relevant, necessary, and accurate information to any victim or witness to the offense and to any individual community member who lives near the residence where the offender resides, expects to reside, or is regularly found; (b) for relevant, necessary, and accurate information to public and private schools, child day care centers, family day care providers, businesses and organizations that serve primarily children, women, or vulnerable adults, and neighbors and community groups near the residence where the offender resides, expects to reside, or is regularly found; ~~((and))~~ (c) for offenders classified as risk level III, the agency may also disclose relevant, necessary, and accurate information to the public at large, and (d) because more localized notification is not feasible and homeless and transient offenders may present unique risks to the community, the agency may also disclose relevant, necessary, and accurate information to the public at large for offenders registered as homeless or transient.

- **House Bill 2086 – Sex Offenders--Lifetime Registration – Effective July 22, 2001**

***Sec. 1. New Section to 9A.44.140, read as follows:***

The legislature intends to amend the lifetime sex offender registration requirement so that it is narrowly tailored to meet the requirements of the Jacob Wetterling act.

**Sec. 2. Amendments to RCW 9A.44.140(1)(a)(b)(c), (3)(b)(ii) and a new subsection, (5), read as follows:**

(1) The duty to register under RCW 9A.44.130 shall end:

(a) For a person convicted of a class A felony or an offense listed in subsection (5) of this section, or a person convicted of any sex offense or kidnapping offense who has one or more prior convictions for a sex offense or kidnapping offense: Such person may only be relieved of the duty to register under subsection (3) or (4) of this section.

(b) For a person convicted of a class B felony, and the person does not have one or more prior convictions for a sex offense or kidnapping offense and the person's current offense is not listed in subsection (5) of this section: Fifteen years after the last date of release from confinement, if any, (including full-time residential treatment) pursuant to the conviction, or entry of the judgment and sentence, if the person has spent fifteen consecutive years in the community without being convicted of any new offenses.

(c) For a person convicted of a class C felony, a violation of RCW 9.68A.090 or 9A.44.096, or an attempt, solicitation, or conspiracy to commit a class C felony, and the person does not have one or more prior convictions for a sex offense or kidnapping offense and the person's current offense is not listed in subsection (5) of this section: Ten years after the last date of release from confinement, if any, (including full-time residential treatment) pursuant to the conviction, or entry of the judgment and sentence, if the person has spent ten consecutive years in the community without being convicted of any new offenses.

(3)(b)(ii) Any person subject to (b)(i) of this subsection or subsection (5) of this section may petition the court to be exempted from any community notification requirements that the person may be subject to fifteen years after the later of the entry of the judgment and sentence or the last date of release from confinement, including full-time residential treatment, pursuant to the conviction, if the person has spent the time in the community without being convicted of any new offense.

(5) (a) A person who has been convicted of an aggravated offense, or has been convicted of one or more prior sexually violent offenses or criminal offenses against a victim who is a minor, as defined in (b) of this subsection may only be relieved of the duty to register under subsection (3) or (4) of this section. This provision shall apply to convictions for crimes committed on or after the effective date of this act.

(b) Unless the context clearly requires otherwise, the following definitions apply only to the federal lifetime registration requirements under this subsection:

(i) "Aggravated offense" means an adult conviction that meets the definition of 18 U.S.C. Sec. 2241, which is limited to the following:

(A) Any sex offense involving sexual intercourse or sexual contact where the victim is under twelve years of age;

(B) RCW 9A.44.040 (rape in the first degree), RCW 9A.44.073 (rape of a child in the first degree), or RCW 9A.44.083 (child molestation in the first degree);

(C) Any of the following offenses when committed by forcible compulsion or by the offender administering, by threat or force or without the knowledge or permission of that person, a drug, intoxicant, or other similar substance that substantially impairs the ability of that person to appraise or control conduct: RCW 9A.44.050 (rape in the second degree), RCW 9A.44.100 (indecent liberties), RCW 9A.44.160 (custodial sexual misconduct in the first degree), RCW 9A.64.020 (incest), or RCW 9.68A.040 (sexual exploitation of a minor);

(D) Any of the following offenses when committed by forcible compulsion or by the offender administering, by threat or force or without the knowledge or permission of that person, a drug, intoxicant, or other similar substance that substantially impairs the ability of that person to appraise or control conduct, if the victim is twelve years of age or over but under sixteen years of age and the offender is eighteen years of age or over and is more than forty-eight months older than the victim: RCW 9A.44.076 (rape of a child in the second degree), RCW 9A.44.079 (rape of a child in the third degree), RCW 9A.44.086 (child molestation in the second degree), or RCW 9A.44.089 (child molestation in the third degree);

*Continued – House Bill 2086 – Sex Offenders--Lifetime Registration – Effective July 22, 2001*

(E) A felony with a finding of sexual motivation under RCW 9.94A.127 where the victim is under twelve years of age or that is committed by forcible compulsion or by the offender administering, by threat or force or without the

knowledge or permission of that person, a drug, intoxicant, or other similar substance that substantially impairs the ability of that person to appraise or control conduct;

(F) An offense that is, under chapter 9A.28 RCW, an attempt or solicitation to commit such an offense; or

(G) An offense defined by federal law or the laws of another state that is equivalent to the offenses listed in (b)(i)(A) through (F) of this subsection.

(ii) "Sexually violent offense" means an adult conviction that meets the definition of 42 U.S.C. Sec. 14071(a)(1)(A), which is limited to the following:

(A) An aggravated offense;

(B) An offense that is not an aggravated offense but meets the definition of 18 U.S.C. Sec. 2242, which is limited to RCW 9A.44.050(1) (b) through (f) (rape in the second degree) and RCW 9A.44.100(1) (b) through (f) (indecent liberties);

(C) A felony with a finding of sexual motivation under RCW 9.94A.127 where the victim is incapable of appraising the nature of the conduct or physically incapable of declining participation in, or communicating unwillingness to engage in, the conduct;

(D) An offense that is, under chapter 9A.28 RCW, an attempt or solicitation to commit such an offense; or

(E) An offense defined by federal law or the laws of another state that is equivalent to the offenses listed in (b)(ii)(A) through (D) of this subsection.

(iii) "Criminal offense against a victim who is a minor" means, in addition to any aggravated offense or sexually violent offense where the victim was under eighteen years of age, an adult conviction for the following offenses where the victim is under eighteen years of age:

(A) RCW 9A.44.060 (rape in the third degree), RCW 9A.44.076 (rape of a child in the second degree), RCW 9A.44.079 (rape of a child in the third degree), RCW 9A.44.086 (child molestation in the second degree), RCW 9A.44.089 (child molestation in the third degree), RCW 9A.44.093 (sexual misconduct with a minor in the first degree), RCW 9A.44.096 (sexual misconduct with a minor in the second degree), RCW 9A.44.160 (custodial sexual misconduct in the first degree), RCW 9A.64.020 (incest), RCW 9.68A.040 (sexual exploitation of a minor), RCW 9.68A.090 (communication with a minor for immoral purposes), or RCW 9.68A.100 (patronizing a juvenile prostitute);

(B) RCW 9A.40.020 (kidnapping in the first degree), RCW 9A.40.030 (kidnapping in the second degree), or RCW 9A.40.040 (unlawful imprisonment), where the victim is a minor and the offender is not the minor's parent;

(C) A felony with a finding of sexual motivation under RCW 9.94A.127 where the victim is a minor;

(D) An offense that is, under chapter 9A.28 RCW, an attempt or solicitation to commit such an offense; or

(E) An offense defined by federal law or the laws of another state that is equivalent to the offenses listed in (b)(iii)(A) through (D) of this subsection.

(6) Unless relieved of the duty to register pursuant to this section, a violation of RCW 9A.44.130 is an ongoing offense for purposes of the statute of limitations under RCW 9A.04.080.

(7) Nothing in RCW 9.94A.220 relating to discharge of an offender shall be construed as operating to relieve the offender of his or her duty to register pursuant to RCW 9A.44.130.

(8) For purposes of determining whether a person has been convicted of more than one sex offense, failure to register as a sex offender or kidnapping offender is not a sex or kidnapping offense.

#### **• Substitute Senate Bill 5014 – Sex and Kidnapping Offenders – Effective July 1, 2001**

Sec. 1. Amendment to RCW 9.94A.030 (37)(a)(i)(ii)(iii) read as follows:

( 37 ) "Sex Offense" means:

( a ) ( i ) A felony that is a violation of ~~(( ( ÷ ( ÷ ) ) )~~ chapter 9A.44 RCW other than RCW 9A.44.130 (11);

( ii ) A violation of RCW 9A.64.020;

( iii ) ~~((RCW 9.68A.090))~~ A felony that is a violation of chapter 9.68A RCW other than RCW 9.68A.070 or 9.68A.080;

Sec. 2. Retractions and Amendments to RCW 9A.44.130 (9)(a)(i)(ii)(iii)(iv) and (9)(b)(i)(ii) read as follows:

( 9 ) For the purpose of RCW 9A.44.130, 10.01.200, 43.43.540, 70.48.470, and 72.09.330:

(a) "Sex offense" means:

#### **Continued – Substitute Senate Bill 5014 – Sex and Kidnapping Offenders – Effective July 1, 2001**

( i ) Any offense defined as a sex offense by RCW 9.94A.030 ~~((and any violation of RCW 9.68A.040 (sexual exploitation of a minor), 9.68A.050 (dealing in depictions of minor engaged in sexually explicit conduct), 9.68A.060 (sending, bringing into state depictions of minor engaged in sexually explicit conduct), 9.68A.100 (patronizing juvenile prostitute), or))~~;

( ii ) Any violation under RCW 9A.44.096 (sexual misconduct with a minor in the second degree) ((, ~~as well as~~ ));

( iii ) **Any federal or out-of-state conviction for an offense that under the laws of this state would be classified as a sex offense under this subsection; and**

(iv) Any gross misdemeanor that is, under chapter 9A.28 RCW, a criminal attempt, criminal solicitation, or criminal conspiracy to commit an offense that is classified as a sex offense under RCW 9.94A.030 or this subsection.

( b ) “Kidnapping offense” means: ( i ) The crimes of kidnapping in the first degree, kidnapping in the second degree, and unlawful imprisonment, as defined in chapter 9A.40 RCW, where the victim is a minor and the offender is not the minor’s parent; ( ii ) any offense that is, under chapter 9A.28 RCW, a criminal attempt, criminal solicitation, or criminal conspiracy to commit an offense that is classified as a kidnapping offense under this subsection ( 9 ) ( b ); and ( iii ) any federal or out-of-state conviction for an offense that under the laws of this state would be classified as a kidnapping offense under this subsection ( 9 ) ( b ).

### **RCWs Changed by 2001 Legislation**

RCW 9.94A.030 & RCW 4.24.550 – House Bill 1952

RCW 9A.44.140 – House Bill 2086

RCW 9A.44.130 – Substitute House Bill 5014

### **Where To Find RCWs In Their Entirety**

- *Public Libraries*
- Internet - The address is <http://search.leg.wa.gov/pub/rcw>

If you have any questions, please contact the sheriff’s office where you are currently registered.



## CLARIFICATION OF SUBSTITUTE SENATE BILL 5014

### **On the 2001 Summary of Changes to Sex/Kidnapping Offender Registration Requirements**

Questions have been raised by criminal justice agencies concerning the 2001 Summary of Changes to the Sex Kidnapping Offender Registration Requirements letter recently mailed to each registrant. There has been some confusion on the interpretation of the Substitute Senate Bill (SSB) 5014 – Sex and Kidnapping Offenders as it pertains to RCW 9A.44.130 where it states the following.

**Sec. 2. Retractions and Amendments to RCW 9A.44.130 (9)(a)(i)(ii)(iii)(iv) and (9)(b)(i)(ii) read as follows:**

( 9 ) For the purpose of RCW 9A.44.130, 10.01.200, 43.43.540, 70.48.470, and 72.09.330:

(a) “Sex offense” means:

( i ) Any offense defined as a sex offense by RCW 9.94A.030 ~~((and any violation of RCW 9.68A.040 (sexual exploitation of a minor), 9.68A.050 (dealing in depictions of minor engaged in sexually explicit conduct), 9.68A.060 (sending, bringing into state depictions of minor engaged in sexually explicit conduct), 9.68A.100 (patronizing juvenile prostitute), or));~~

(ii) Any violation under RCW 9A.44.096 (sexual misconduct with a minor in the second degree) ((, as well as ));

(iii) Any federal or out-of-state conviction for an offense that under the laws of this state would be classified as a sex offense under this subsection; and

(iv) Any gross misdemeanor that is, under chapter 9A.28 RCW, a criminal attempt, criminal solicitation, or criminal conspiracy to commit an offense that is classified as a sex offense under RCW 9.94A.030 or this subsection.

(b) “Kidnapping offense” means: (i) The crimes of kidnapping in the first degree, kidnapping in the second degree, and unlawful imprisonment, as defined in chapter 9A.40.RCW, where the victim is a minor and the offender is not the minor’s parent; (ii) any offense that is, under chapter 9A.28RCW, a criminal attempt, criminal solicitation, or criminal conspiracy to commit an offense that is classified as a kidnapping offense under this subsection (9) (b); and (iii) and federal or out-of-state conviction for an offense that under the laws of this state would be classified as a kidnapping offense under this subsection (9) (b).

To clarify:

- **Nothing** in SSB 5014 removes any requirements for offenders to register.
- Four sex offenses noted above were moved from the registration statute (RCW 9A.44.130) to a “sex offense” definition in RCW 9.94A.030.

Sec. 1. Amendment to RCW 9.94A.030 (37)(a)(i)(ii)(iii) read as follows:

( 37 ) “Sex Offense” means:

( a ) (i) A felony that is a violation of (( :-(:+ )) chapter 9A.44 RCW other than RCW 9A.44.130 (11);

( ii ) A violation of RCW 9A.64.020;

( iii ) ((RCW 9.68A.090)) A felony that is a violation of chapter 9.68A RCW other than RCW 9.68A.070 or 9.68A.080;

- The registration statute (RCW 9A.44.130) now refers to RCW 9.94A.030 for identification of the sex offenses requiring registration.
- Criminal attempt, criminal solicitation, and criminal conspiracy to commit a kidnapping offense are classified as kidnapping offenses under RCW 9A.44.130, subsection (9) (b) and require registration.
- Federal and out-of-state convictions are included in RCW 9A.44.130 if they would be classified as a sex or kidnapping offense under Washington State laws and require registration.

If you have any questions, please contact your agency’s legal office.



## **2002 SUMMARY OF CHANGES TO SEX AND KIDNAPPING OFFENDER REGISTRATION REQUIREMENTS**

Pursuant to Revised Code of Washington (RCW) 9A.44, the Washington State Patrol is required to notify each registrant of any changes to the registration requirements. During the 2002 Legislative Session, Governor Gary Locke signed two bills that changed the sex and kidnapping offender registration requirements. Listed below is a summary of these changes.

### **1. Senate Bill 6408 – Restoring Sex Offender Registration for Nonfelony Communication with a Minor Convictions – Effective March 12, 2002**

This bill restored the requirement for individuals to register if they were in violation of communicating with a minor for immoral purposes under RCW 9.68A.090.

This change applies to all persons convicted of communication with a minor either on, before, or after July 1, 2001, unless otherwise relieved of the duty to register under RCW 9A.44.140.

### **2. Senate Bill 6341 – Sex Offender Registration – Judicial – Effective March 12, 2002**

This bill revised the judicial review of sex offender registration to comply with federal funding requirements.

A condition was added to the sex offender registration statute that requires any person convicted of an aggravated offense or more than one sexually violent offense to register for life and a court may not relieve that person of such duty to register. As a result, Washington will come in compliance with the federal statute until July 1, 2012, at which time the condition expires.

### **RCWs Changed by 2002 Legislation**

RCW 9A.44.130 – Senate Bill 6408

RCW 9A.44.140 – Senate Bill 6341

### **Where To Find RCWs In Their Entirety**

Public Libraries

Internet - The address is <http://search.leg.wa.gov>

If you have any questions, please contact the sheriff's office where you are currently registered.



## **2003 SUMMARY OF CHANGES TO SEX AND KIDNAPPING OFFENDER REGISTRATION REQUIREMENTS**

Pursuant to Revised Code of Washington (RCW) 9A.44, the Washington State Patrol is required to notify each registrant of any changes to the registration requirements. During the 2003 Legislative Session, Governor Gary Locke signed one bill that changed the sex and kidnapping offender registration requirements. Listed below is a summary of the change.

### **House Bill 1712 – Revising provisions relating to registration of sex offenders and kidnapping offenders employed or enrolled at a public or private institution of higher education – Effective July 27, 2003**

A person who gains employment at a public or private institution of higher education must provide notice of his or her employment to the sheriff for the county of the person's residence within 10 days of accepting employment or by the first business day after commencing work at the institution, whichever is sooner. A person whose enrollment or employment at a public or private institution of higher education is terminated must provide notice of the termination to the sheriff for the county of the person's residence within 10 days of the termination.

### **RCW changed by 2003 Legislation**

RCW 9A.44.130

### **Where to find RCW's in their entirety**

Public Libraries

Internet – The address is <http://search.leg.wa.gov>

If you have any questions, please contact the sheriff's office where you are currently registered.



## **2004 SUMMARY OF CHANGES TO SEX AND KIDNAPPING OFFENDER REGISTRATION REQUIREMENTS**

Pursuant to Revised Code of Washington (RCW) 9A.44.145, the Washington State Patrol is required to notify each registrant of any changes to the sex and kidnapping registration requirements.

During the 2004 Legislative Session, **no new bills** were signed by Governor Gary Locke that changed the sex and kidnapping offender registration requirements.

### **Reminder of the registration requirements if you are attending or working at an institution of higher education - RCW 9A.44.130**

#### **Attending:**

- If you are admitted to a public or private institution of higher education in Washington, you must provide the name of the institution to the sheriff's office where you are currently residing. If you are not a resident of Washington, then you must register and provide the name of the school at the county sheriff's office where the school is located. You must also inform the sheriff at the county you reside in. This must all be done within 10 days of enrolling or by the first business day after arriving at the institution, whichever is sooner.
- If you stop attending a public or private institution of higher education, you must, within 10 days of the termination, notify the sheriffs' offices where you are currently registered.

#### **Working:**

- If you work at or on the campus of a public or private institution of higher education in Washington, you must register and provide the name of the institution to the sheriff's office where you are currently residing. If you are not a resident of Washington, then you must register and provide the name of the school at the county sheriff's office where the school is located. This must all be done within 10 days of accepting the employment or by the first business day after starting work, whichever is sooner.
- If you stop working at or on the campus of a public or private institution of higher education, you must, within 10 days of the termination, notify the sheriffs' offices where you are currently registered.

### **Where to find RCW's in their entirety**

Public Libraries

Internet: At either <http://search.leg.wa.gov> or <http://www.leg.wa.gov/rcw/index.cfm>

If you have any questions, please contact the sheriff's office where you are currently registered.



## **2005 SUMMARY OF CHANGES TO SEX/KIDNAPPING OFFENDER REGISTRATION REQUIREMENTS**

Pursuant to Revised Code of Washington (RCW) 9A.44.145, the Washington State Patrol is required to notify each registrant of any changes to the sex and kidnapping offender registration requirements.

During the 2005 Legislative Session Governor Christine Gregoire signed **House Bill 2101** (chapter 380) which amends sex and kidnapping offender registration requirements **effective 9/1/2006**.

### **Summary of Bill:**

A person who is required to register as a sex offender must provide the name and address of the public or private school (elementary, middle or high school) he or she is attending, or planning to attend, to the county sheriff when he or she is registering. The sheriff is then required to promptly notify the school of the person's intent to attend the school.

The school principal who receives notice of a student who is registered as a level II or III sex offender who is attending, or planning to attend, the school is required to further disclose the information to all teachers of the student, and those who the principal determines supervise the student or need to know for security purposes. If the student is a level I sex offender the principal may only disclose the information to personnel who need to know for security purposes.

Any information received by the principal or school personnel is confidential and may not be further disseminated except as provided by law.

A liability limitation is created for law enforcement which states that there is no additional liability imposed upon a peace officer, including the county sheriff, or law enforcement agency, for failing to release information required under the sex offender registration statute.

Amendment is as follows:

### **Sec. 1 RCW 9A.44.130**

(b) Any adult or juvenile who is required to register under (a) of this subsection:

((a)) (i) Who is attending, or planning to attend, a public or private school regulated under Title 28A RCW or chapter 72.40 RCW shall, within ten days of enrolling or prior to arriving at the school to attend classes, whichever is earlier, notify the sheriff for the county of the person's residence of the person's intent to attend the school, and the sheriff shall promptly notify the principal of the school;

(ii) Who is admitted to a public or private institution of higher education shall, within ten days of enrolling or by the first business day after arriving at the institution, whichever is earlier, notify the sheriff for the county of the person's residence of the person's intent to attend the institution;

~~((b))~~ (iii) Who gains employment at a public or private institution of higher education shall, within ten days of accepting employment or by the first business day after commencing work at the institution, whichever is earlier, notify the sheriff for the county of the person's residence of the person's employment by the institution; or

~~((c))~~ (iv) Whose enrollment or employment at a public or private institution of higher education is terminated shall, within ten days of such termination, notify the sheriff for the county of the person's residence of the person's termination of enrollment or employment at the institution.

(c) Persons required to register under this section who are enrolled in a public or private institution of higher education on June 11, 1998, or a public or private school regulated under Title 28A RCW or chapter 72.40 RCW on the effective date of this act, must notify the county sheriff immediately.

(d) The sheriff shall notify the school's principal or institution's department of public safety and shall provide that department with the same information provided to a county sheriff under subsection (3) of this section.

(e)(i) A principal receiving notice under this subsection must disclose the information received from the sheriff under (b) of this subsection as follows:

(A) If the student who is required to register as a sex offender is classified as a risk level II or III, the principal shall provide the information received to every teacher of any student required to register under (a) of this subsection and to any other personnel who, in the judgment of the principal, supervises the student or for security purposes should be aware of the student's record;

(B) If the student who is required to register as a sex offender is classified as a risk level I, the principal shall provide the information received only to personnel who, in the judgment of the principal, for security purposes should be aware of the student's record.

(ii) Any information received by a principal or school personnel under this subsection is confidential and may not be further disseminated except as provided in RCW 28A.225.330, other statutes or case law, and the family and educational and privacy rights act of 1994, 20 U.S.C. Sec. 1232g et seq.

(2) This section may not be construed to confer any powers pursuant to RCW 4.24.500 upon the public safety department of any public or private school or institution of higher education.

(12) Except as may otherwise be provided by law, nothing in this section shall impose any liability upon a peace officer, including a county sheriff, or law enforcement agency, for failing to release information authorized under this section.

## **Sec. 2 RCW 4.24.550**

(3) Except for the information specifically required under subsection (5) of this section, local law enforcement agencies shall consider the following guidelines in determining the extent of a public disclosure made under this section: (a) For offenders classified as risk level I, the agency shall share information with other appropriate law enforcement agencies and, if the offender is a student, the public or private school regulated under Title 28A RCW or chapter 72.40 RCW which the offender is attending, or planning to attend. The agency may disclose, upon request, relevant, necessary, and accurate information to any victim or witness to the offense and to any individual community member who lives near the residence where the offender resides, expects to reside, or is regularly found; (b) for offenders classified as risk level II, the agency may also disclose relevant, necessary, and accurate information to public and private schools, child day care centers, family day care providers, businesses and organizations that serve primarily children, women, or vulnerable adults, and neighbors and community groups near the residence where the offender resides, expects to reside, or is regularly found; (c) for offenders classified as risk level III, the agency may also disclose relevant, necessary, and accurate information to the public at large; and (d) because more localized notification is not feasible and homeless and

transient offenders may present unique risks to the community, the agency may also disclose relevant, necessary, and accurate information to the public at large for offenders registered as homeless or transient.

**NEW SECTION. Sec. 3** The safety center of the office of the superintendent of public instruction shall review the types and amounts of training that will be necessary for principals, teachers, supervisors, and school staff to implement this act and shall report to the appropriate committees of the legislature with recommendations for training requirements not later than January 1, 2006.

**NEW SECTION. Sec. 4** This act takes effect September 1, 2006.

### **Legislation of Interest**

The following bills do not directly impact sex and kidnapping offender registration requirements, but may be of interest.

House Bill 1161 (chapter 99) – amends RCW 4.24.550 by adding public libraries as entities entitled to receive relevant, necessary, and accurate information regarding risk level 2 offenders.

House Bill 1338 (chapter 228) – amends RCW 4.24.550 by adding all kidnapping offenders to the Washington Association of Sheriffs and Police Chiefs website available to the public.

### **Where to find RCW's in their entirety**

Public libraries and law libraries

Internet: At either <http://search.leg.wa.gov> or <http://www.leg.wa.gov/rcw/index.cfm>

If you have any questions, please contact the sheriff's office where you are currently registered.



## **2006 SUMMARY OF CHANGES TO SEX/KIDNAPPING OFFENDER REGISTRATION REQUIREMENTS**

Pursuant to Revised Code of Washington (RCW) 9A.44.145, the Washington State Patrol is required to notify each registrant of any changes to the sex and kidnapping offender registration requirements.

During the 2006 Legislative Session Governor Christine Gregoire signed five bills that changed the sex and kidnapping offender registration requirements. Listed below is a summary of these changes, as well as a reminder relating to a 2005 change.

### **1. House Bill 2409 – Relating to regulating the conduct of registered sex offenders and kidnapping offenders, effective March 20, 2006. Amending RCW 9A.44.130.**

#### **Summary of Bill:**

- Requires sex and kidnapping offenders to provide their “complete residential” addresses when registering.
- Decreases the time within which sex and kidnapping offenders coming from another state or returning Washington residents must register from 30 days to 3 business days.
- Requires written notices sent to the county sheriff(s) when a sex or kidnapping offender moves or becomes homeless to be signed by the offender.
- Clarifies that any knowing non-compliance with the registration statute is a crime.

### **2. Substitute Senate Bill 6144 – Relating to registration requirements on sex offenders coming from outside the state who establish or reestablish Washington residency, effective September 1, 2006. Amending RCW 9A.44.130.**

#### **Summary of Bill:**

- Decreases the time within which sex and kidnapping offenders coming from another state or returning Washington residents must register from 30 days to 3 business days. (This change is identical to that in HB 2409, above.)
- Applies to sex offenders whose offenses were committed before, on, or after February 28, 1990.
- Applies to kidnapping offenders whose offenses were committed before, on, or after July 27, 1997.

- 3. Second Substitute Senate Bill 6172 – Relating to increasing penalties for the crimes of possession of depictions of a minor engaged in sexually explicit conduct, voyeurism, and communication with a minor for immoral purpose, effective June 7, 2006. Amending several sections including, RCW 9.68A.070 and RCW 9.94A.030(41)(a)(iii).**

**Summary of Bill:**

- Changes possession of depiction of a minor engaged in sexually explicit conduct from a class C felony to a class B felony. Defines the crime as a “sex offense,” thus, requiring offenders convicted of this offense to register as sex offenders.

- 4. Second Substitute Senate Bill 6319 – Relating to failure to register as a sex offender, effective June 7, 2006. Amending RCW 9A.44.130.**

**Summary of Bill:**

- Makes it a crime to knowingly fail to comply with any of the requirements of RCW 9A.44.130.

- 5. Substitute Senate Bill 6519 – Relating to county sheriffs monitoring registered sex offenders, effective June 7, 2006. Amending RCW 9A.44.130.**

**Summary of Bill:**

- All offenders who have a fixed residence and who are designated as a risk level II and risk level III must report, in person, during normal business hours, every ninety days to the sheriff of the county where registered. Reporting shall be on a day specified by the county sheriff’s office.
- An offender who complies with the ninety-day reporting requirement with no violations for a period of at least five years in the community may petition the superior court to be relieved of the duty to report every ninety days.
- Failure to report as specified is a violation of the statute.
- Also allows a registered sex or kidnapping offender’s photograph to be taken at anytime to update their file.

**Summary of RCWs Changed by 2006 Legislation**

RCW 9A.44.130 – House Bill 2409

RCW 9A.44.130 – Substitute Senate Bill 6144

RCW 9.68A.070 and RCW 9.94A.030 – Second Substitute Senate Bill 6172

RCW 9A.44.130 – Second Substitute Senate Bill 6319

RCW 9A.44.130 – Substitute Senate Bill 6519

**Reminder: 2005 Legislation - House Bill 2101** (Laws of 2005, chapter 380) which amended RCW 9A.44.130 and changes the sex and kidnapping offender registration requirements **effective September 1, 2006.**

## **Summary of Bill:**

- A person who is required to register as a sex offender must provide the name and address of the public or private school (elementary, middle or high school) he or she is attending, or planning to attend, to the county sheriff when he or she is registering. The sheriff is then required to promptly notify the school of the person's intent to attend the school.
- The school principal who receives notice of a student who is registered as a level II or III sex offender who is attending, or planning to attend, the school is required to further disclose the information to all teachers of the student, and those who the principal determines supervise the student or need to know for security purposes. If the student is a level I sex offender the principal may only disclose the information to personnel who need to know for security purposes.
- Any information received by the principal or school personnel is confidential and may not be further disseminated except as provided by law.
- A liability limitation is created for law enforcement which states that there is no additional liability imposed upon a peace officer, including the county sheriff, or law enforcement agency, for failing to release information required under the sex offender registration statute.

## **Legislation of Interest**

The following bills do not directly impact sex and kidnapping offender registration requirements, but may be of interest.

Substitute House Bill 2407 relating to electronic monitoring of sex offenders.

Substitute House Bill 2576 relating to protection of sexual assault victims.

Substitute House Bill 2654 relating to sex offender treatment providers.

House Bill 3252 relating to prohibiting offenders who enter Alford pleas from receiving a special sex offender sentencing alternative (SSOSA).

House Bill 3277 relating to authorizing special verdicts that would result in more severe punishment for certain sex offenses against children and vulnerable adults.

Second Substitute Senate Bill 6320 relating to a model policy for disclosure of sex offender information. The Washington Association of Sheriff's and Police Chiefs (WASPC) shall convene a sex offender model policy work group to provide guidelines for sex offender registration, community notification and strategies for sex offender management.

Substitute Senate Bill 6325 establishes residence restrictions for sex offenders.

Substitute Senate Bill 6406 adds assault of a child in the 2<sup>nd</sup> degree to 2-strikes cases.

Second Substitute Senate Bill 6460 increases penalties for crimes of sexual motivation.

Senate Bill 6576 requires Sheriff's Offices to submit risk level classification information to the Washington State Patrol (WSP).

Substitute Senate Bill 6775 (as amended by House Bill 2409) creates new crime of "criminal trespass against children" (by "covered offenders"), a class C felony.

**Where to find Statutes and Bills in their entirety**

Public libraries and law libraries have bound RCW volumes.

RCWs are also available electronically at: <http://apps.leg.wa.gov/rcw/> or <http://search.leg.wa.gov/> .

Additionally, the full texts of the bills are available electronically at: <http://www1.leg.wa.gov/legislature/> .

If you have any questions, please contact the sheriff's office where you are currently registered.



## **2007 SUMMARY OF CHANGES TO SEX/KIDNAPPING OFFENDER REGISTRATION REQUIREMENTS**

Pursuant to Revised Code of Washington (RCW) 9A.44.145, the Washington State Patrol is required to notify each registrant of any changes to the sex and kidnapping offender registration requirements.

During the 2007 Legislative Session, **no new bills** were signed by Governor Christine Gregoire that changed the Washington State sex and kidnapping offender registration requirements.

### **Federal Legislation of Interest**

The Adam Walsh Child Protection and Safety Act of 2006 (Walsh Act) H.R. 4472 can be viewed at <http://thomas.loc.gov/home/c109bills.html> (click on House Bill 4401- 4500 and scroll down to [H.R.4472.ENR] located on the right side).

Washington State has not yet fully implemented the Walsh Act; however, your registration requirements may be affected when moving to another jurisdiction under the Walsh Act. You are encouraged to read the Act in its entirety.

### **Where to find Washington State Statutes and Bills in their entirety**

Public libraries and law libraries have bound RCW volumes.

RCWs are also available electronically at: <http://search.leg.wa.gov/> .

If you have any questions, please contact the sheriff's office where you are currently registered.



## **2008 SUMMARY OF CHANGES TO SEX/KIDNAPPING OFFENDER REGISTRATION REQUIREMENTS**

Pursuant to Revised Code of Washington (RCW) 9A.44.145, the Washington State Patrol is required to notify each registrant of any changes to the sex and kidnapping offender registration requirements.

During the 2008 Legislative Session, Governor Christine Gregoire signed three bills that changed the sex and kidnapping offender registration requirements. Listed below is a summary of these changes:

**1. House Bill 2713 – Providing for broader collection of biological samples for the DNA identification of convicted sex offenders and other persons. Effective June 12, 2008. Amending several sections including RCW 43.43.753, RCW 43.43.754, RCW 43.43.7541, and RCW 43.43.756.**

### **Summary of Bill:**

A biological sample must be collected for purposes of DNA identification analysis from:

(a) Every adult or juvenile individual convicted of a felony, or any of the following crimes:

- Assault in the fourth degree with sexual motivation
- Communication with a minor for immoral purposes
- Custodial sexual misconduct in the second degree
- Failure to register
- Harassment
- Patronizing a prostitute
- Sexual misconduct with a minor in the second degree
- Stalking
- Violation of a sexual assault protection order

(b) Every adult or juvenile individual who is required to register under RCW 9A.44.130.

If the Washington State Patrol crime laboratory already has a DNA sample from an individual for a qualifying offense, a subsequent submission is not required.

**2. House Bill 2714 – Making failure to register as a sex offender or kidnapping offender a Class B felony. Effective June 12, 2008. Amending RCW 9A.44.130, RCW 13.40.0357, RCW 9.94A.030.\***

**Summary of Bill:**

Failure to Register

The penalty for felony-level Failure to Register as a sex offender or kidnapping offender is increased from a Class C felony to a Class B felony.

**3. House Bill 2786 – Including Level I offenders who fail to maintain registration to the statewide notification website as required by RCW 9A.44.130. Effective June 12, 2008. Amending RCW 4.24.550 and RCW 9A.44.130.**

**Summary of Bill:**

All Level I sex offenders who are out of compliance with the registration requirements must be included on the Washington Association of Sheriffs and Police Chiefs (WASPC) public website.

**Summary of RCWs Changed by 2008 Legislation**

RCW 43.43.753, RCW 43.43.754, RCW 43.43.7541, and RCW 43.43.756 – House Bill 2713  
RCW 9A.44.130, RCW 13.40.0357, and RCW 9.94A.030 – House Bill 2714  
RCW 4.24.550 and RCW 9A.44.130 – House Bill 2786

**Where to find Statutes and Bills in their entirety**

Public libraries and law libraries have bound RCW volumes.

RCWs are also available electronically at: <http://apps.leg.wa.gov/rcw/> or <http://search.leg.wa.gov/>.

Additionally, the full texts of the bills are available electronically at: <http://www1.leg.wa.gov/legislature/>.

If you have any questions, please contact the sheriff's office where you are currently registered.

**\*Note: An addendum was sent with the 2008 Summary Letter regarding Second House Bill 2714 as follows:**

**Second House Bill 2714 does not apply to juvenile offenders for purposes of juvenile sentencing or kidnapping offenders. The effective date of the increased penalty is June 9, 2010.**



## **2009 SUMMARY OF CHANGES TO SEX/KIDNAPPING OFFENDER REGISTRATION REQUIREMENTS**

Pursuant to Revised Code of Washington (RCW) 9A.44.145, the Washington State Patrol (WSP) is required to notify each registrant of any changes to the sex and kidnapping offender registration requirements.

During the 2009 Legislative Session no bills were signed that changed the sex and kidnapping offender registration requirements. However, chapter 210, laws of 2009 (Substitute Senate Bill 5326) requires the WSP to notify **individuals convicted of a sex offense as a juvenile of their ability to petition the court for relief from registration as provided in RCW 9A.44.140.**

**Summary:** A sex or kidnapping offender who committed his or her crime as a juvenile may petition the superior court to be relieved of the duty to register. The court must consider the nature of the offense committed by the petitioner as well as relevant conduct by the petitioner since the date of the offense. Standards differ depending on how old the petitioner was when the crime was committed.

If the petitioner was 15 or older when the crime was committed, the petitioner must show by clear and convincing evidence that future registration will not serve the interests of public safety.

If the petitioner was under the age of 15 when the crime was committed, the court may relieve the petitioner of the duty to register if that person has not committed another sex offense for two years and can show by a preponderance of the evidence that future registration will not serve the interests of public safety.

**This provision does not apply to a juvenile prosecuted as an adult.**

### **Where to find Statutes and Bills in their entirety**

Public libraries and law libraries have bound RCW volumes.

RCWs are also available electronically at: <http://apps.leg.wa.gov/rcw/> or <http://search.leg.wa.gov/> .

Additionally, the full texts of the bills are available electronically at: <http://www1.leg.wa.gov/legislature/> .

If you have any questions, please contact the sheriff's office where you are currently registered.



## **2010 SUMMARY OF CHANGES TO SEX/KIDNAPPING OFFENDER REGISTRATION REQUIREMENTS**

Pursuant to Revised Code of Washington (RCW) 9A.44.145, the Washington State Patrol (WSP) is required to notify each registrant of any changes to the sex and kidnapping offender registration requirements.

During the 2010 Legislative Session two bills were signed that changed the sex and kidnapping offender registration requirements.

**1. Substitute House Bill 2534 – An act relating to establishing a program to verify the address of registered sex offenders and kidnapping offenders; amending RCW 9A.44.130 and 9A.44.135; and adding a new section to chapter 36.28A RCW. Effective June 10, 2010**

### **Summary of Bill:**

- Level II and III sex offenders with a fixed residence are no longer required to report to the county sheriff every 90 days.
- An offender who lacks a fixed residence must continue to report to the county sheriff weekly and must keep an accurate accounting of where he or she stayed during the week and provide it to the sheriff upon request.

**2. Substitute Senate Bill 6414 – An act relating to improving the administration and efficiency of sex and kidnapping offender registration; amending RCW 9A.44.130, 9A.44.140, 9A.44.145, 9.94A.030, 9.94A.501, 9.94A.701, 9.94A.702, and 70.48.470; adding new sections to chapter 9A.44 RCW; creating new sections; and prescribing penalties. Effective June 10, 2010**

### **Summary of Bill:**

- Provides a list of criteria for the court to use as guidance in determining whether to relieve an adult or juvenile from registration requirements, including the nature of the offense, subsequent criminal history, compliance with supervision, the length of time since the offense, input from corrections officers, law enforcement and treatment providers, participation in sex offender treatment or other treatment and rehabilitative programs, stability in employment and housing, community and personal support system, any risk assessments or evaluations prepared by a qualified professional, any updated polygraph examination, and any input of the victim, as well as any other factors the court considers relevant.
- Specifies the length of time that the duty to register will continue based on the type of offense and also specifies offenses that will disqualify an offender from automatically being relieved of the duty to register after the specified period. The

statute is also changed to require continued registration for any new *disqualifying offenses only*; defined as any felony, any sex offense (defined by RCW 9.94A.030), a crime against children or persons (defined by RCW 43.43.830), an offense with a domestic violence designation, permitting the commercial sexual abuse of a minor or conviction for a domestic violence offense, and conviction for indecent exposure or any prostitution related offense.

- Provides that the first two convictions for failure to register are designated as class C felonies, and the third conviction is designated as a class B felony.
- Requires that an offender who is attending, or planning to attend, a public or private school, shall notify the sheriff of the county of residence of their intent to attend the school within three business days prior to arriving at the school.
- Requires that an offender who is admitted to, or who gains employment at a public or private institution of higher education, shall notify the sheriff of the county of residence of their intent to attend or be employed at the institution within three business days prior to arriving at the institution. Also requires that an offender notify the sheriff within three business days of having their employment at a public or private institution of higher education terminated.
- Changes the timeframe for reporting to the county sheriff for registration to three business days in most circumstances.
- Requires an offender who moves within the same county, to provide by certified mail, with return receipt requested or in person, signed written notice of the change of address within three business days.
- Requires an offender who moves to a new county, to provide, by certified mail with return receipt requested or in person, signed written notice of the change of address to the county sheriff with whom the offender was previously registered.
- Requires an offender who receives an order to change their name provide a copy of the order to the sheriff of the county of residence and the Washington State Patrol within three business days.
- Requires an offender who would be required to register in his or her state of conviction to register in Washington, unless the offender has been specifically relieved of registration requirements by the state of conviction. For an offender required to register for a federal or out-of-state conviction, the duty to register shall continue indefinitely. However, the offender may petition to be relieved of the duty to register after 15 years without committing a disqualifying offense.
- An offender who believes their requirement to register has expired, may request the county sheriff to review their record. If the county sheriff determines that the offender's duty to register has ended by operation of law, the sheriff shall request the Washington State Patrol remove the offender from the registry.
- ***An offender should not assume the registration period has ended until they have written confirmation from the Sheriff's office. An offender may be charged with failure to register if they stop registering and are still required to do so.***

As a reminder, chapter 210, laws of 2009 (Substitute Senate Bill 5326) requires the WSP to notify **individuals convicted of a sex offense as a juvenile of their ability to petition the court for relief from registration as provided in RCW 9A.44.140.** A sex or kidnapping offender who committed his or her crime as a juvenile may petition the superior court to be

relieved of the duty to register. The court must consider the nature of the offense committed by the petitioner as well as relevant conduct by the petitioner since the date of the offense. Standards differ depending on how old the petitioner was when the crime was committed. **This provision does not apply to a juvenile prosecuted as an adult.**

### **Legislation of Interest**

The following bills do not directly impact sex and kidnapping offender registration requirements, but may be of interest.

Engrossed Substitute House Bill 2424 – An act relating to protecting children from sexual exploitation and abuse.

Engrossed Substitute Senate Bill 6476 – An act relating to sex crimes involving minors.

### **Where to find Statutes and Bills in their entirety**

Public libraries and law libraries have bound RCW volumes.

RCWs are also available electronically at: <http://apps.leg.wa.gov/rcw/> or <http://search.leg.wa.gov/> .

Additionally, the full texts of the bills are available electronically at: <http://www1.leg.wa.gov/legislature/> or <http://search.leg.wa.gov/>, and clicking on “bill information.”

**If you have any questions, please contact the sheriff’s office where you are currently registered.**

**SEX/KIDNAPPING OFFENDER REGISTRATION**

**BLANK FORMS FOR PHOTOCOPYING**



WASHINGTON STATE PATROL IDENTIFICATION SECTION  
**REGISTERED SEX/KIDNAPPING OFFENDER**

**CHANGE OF ADDRESS FORM**

For Address/Level Classification/Fail to Verify Address

For WSP Use Only

SID# \_\_\_\_\_

DOA \_\_\_\_\_

Reason for Change:

☐ LEVEL \_\_\_\_\_

☐ MOVED

☐ MOVED OUT OF STATE

☐ HOMELESS

☐ FAILED TO REGISTER UPON RELEASE

☐ INCARCERATED – COUNTY \_\_\_\_\_

☐ INCARCERATED – DOC/JRA \_\_\_\_\_

☐ FAILED TO VERIFY ADDRESS

Full name of registrant:

Last		First		Middle			
SID Number			Social Security Number				
DOB	POB	SEX	RACE	HEIGHT	WEIGHT	HAIR	EYES
Convicted of:				Date/Place of conviction:			
Aliases used:							

New address:

Street				Apt.	
City	State	Zip	Phone #		

Last registered address:

Street				Apt.	
City	State	Zip			

Mailing address:

Street				Apt.	
City	State	Zip			

Employer or School Name/Address	
Signature of Offender	Date
Print or type name of Registering Officer	Agency Name
(Area Code) Telephone Number	(Area Code) FAX Number

Fill in only shaded areas for *Failed to Verify Address* and *Failed to Register Upon Release*; otherwise, fill out entire form.

**DO NOT USE THIS FORM FOR A NEW REGISTRATION OR  
WHEN A REGISTRANT MOVES OUT OF THE COUNTY.**

## ➤ CHANGE OF ADDRESS INSTRUCTIONS ◀

The change of address form is to be used to report changes in activity from the county sheriff with whom the offender is last registered.

*To report a change of address:* The sheriff shall submit a **Registered Sex/Kidnapping Offender Change of Address Form**.

1. Reason for change of address: Check the appropriate box.
  - LEVEL – Always include the offender's risk level classification.
  - MOVED (within county) – Fill in the address.
  - MOVED OUT OF STATE – Under new address, list new city/county/state (street address, if available).
  - HOMELESS (within county) – If the person is homeless, fill in "HOMELESS" as the street address; city, if known; otherwise, use county; and WA as state. (Do NOT record as "transient.")
  - INCARCERATED – County; fill in new address.
  - INCARCERATED – DOC/JRA: Fill in new address.
  - REPORTED DECEASED – Under new address, list the county where reported deceased.
  - FAILED TO VERIFY ADDRESS – Fill in only the gray shaded areas.
  - FAILED TO REGISTER UPON RELEASE – Fill in only the gray shaded areas.

### **ALWAYS FILL IN THE OLD ADDRESS AND THE NEW ADDRESS**

2. Indicate the registrant's full name: Last name, first name, middle name.
3. State Identification number (SID), if known.
4. Registrant's social security number.
5. Date of birth (DOB) is listed as month, day, year.
6. Place of birth (POB).
7. The NCIC standard abbreviations are to be used for sex, race, eye color, and hair color, height is feet and inches, and weight is pounds.
8. The offense for which the subject is required to register.
9. Date and place of conviction for which the subject is required to register.
10. List alias names, dates of birth, and social security number(s): Alias Names include birth (maiden) name, married names, and nicknames (i.e., Jerry for Gerald, Trish for Patricia).
11. Registrant's complete, new physical address and telephone number for this change of address notification.
12. Registrant's last address before moving.  
(Do NOT use P.O. Box as the resident address.)
13. Give mailing address if different than physical address.
14. Employer name/address:
  - Registrant's employer and employer's address; or
  - County of the person's school; or
  - Place of employment or vocation.
15. Signature of offender; if unavailable or refused, indicate that status in the signature block.
16. Date of signature.
17. Print or type name of official.
18. Name of agency submitting the change of address.
19. Agency telephone number (include area code).
20. Agency fax number (include area code).

This form can be e-mailed to the Section at [SORSubmissions@wsp.wa.gov](mailto:SORSubmissions@wsp.wa.gov) or mailed to the following address:

WSP Identification and Criminal History Section  
PO Box 42633  
Olympia WA 98504-2633

## ➤ FAILED TO VERIFY ADDRESS INSTRUCTIONS (SHERIFF) ⏪

To report a failed to verify address, the sheriff shall submit a **Registered Sex/Kidnapping Offender Change of Address Form** by filling in the **shaded areas only**.

1. Level – always include risk level classification
2. Reason for Change of Address:
  - Mark the box \*FAILED TO VERIFY ADDRESS
3. Indicate the registrant's full name: last, first, and middle name.
4. SID number.
5. Registrant's social security number.
6. Date of birth is listed as month, day, year.
7. Date is listed month, day, year.
8. Print or type name of registering official.
9. Name of agency submitting the failed to verify address.
10. Agency telephone number.



➤ **FAILED TO VERIFY ADDRESS INSTRUCTIONS (POLICE CHIEF/TOWN MARSHAL)** ⏪

To report a failed to verify address by the Police Chief or Town Marshal, submit a **Failed to Verify Address Form** by filling in all the fields.



# SEX/KIDNAPPING OFFENDER REGISTRATION CORRECTION NOTICE

## WSP USE

SID # \_\_\_\_\_

DOA \_\_\_\_\_

Date: \_\_\_\_\_

SID No.: \_\_\_\_\_

FBI No: \_\_\_\_\_

PCN: \_\_\_\_\_

### A – OFFENDER’S PERSON DETAILS

### INFORMATION PREVIOUSLY SUBMITTED

Subject \_\_\_\_\_

(Last Name)

(First Name)

(Middle Name)

Date of Birth: \_\_\_\_\_

Social Security No. \_\_\_\_\_

Sex \_\_\_\_\_ Race: \_\_\_\_\_ Hgt: \_\_\_\_\_ Wgt: \_\_\_\_\_ Hair: \_\_\_\_\_ Eye: \_\_\_\_\_

Alias: \_\_\_\_\_

Correct to Read ☐ Add ☐ Delete ☐ Deceased ☐

Date: \_\_\_\_\_

Possible Consolidation to SID \_\_\_\_\_

Reason for deletion: \_\_\_\_\_

Subject \_\_\_\_\_

(Last Name)

(First Name)

(Middle Name)

Date of Birth: \_\_\_\_\_

Social Security No. \_\_\_\_\_

Sex: \_\_\_\_\_ Race: \_\_\_\_\_ Hgt: \_\_\_\_\_ Wgt: \_\_\_\_\_ Hair: \_\_\_\_\_ Eye: \_\_\_\_\_

Alias: \_\_\_\_\_

### B – OFFENDER’S EVENT DETAILS: INFORMATION PREVIOUSLY SUBMITTED

Agency ORI: \_\_\_\_\_ PCN: \_\_\_\_\_ LID: \_\_\_\_\_

Date of Event: \_\_\_\_\_ Type of Event: \_\_\_\_\_

Date of Physical Address: \_\_\_\_\_ Physical Address: \_\_\_\_\_

Comment \_\_\_\_\_

Correct to Read ☐ Add ☐ Delete ☐

Reason for Deletion: \_\_\_\_\_

Agency ORI: \_\_\_\_\_ PCN: \_\_\_\_\_ LID: \_\_\_\_\_

Date of Event: \_\_\_\_\_ Type of Event: \_\_\_\_\_

Date of Physical Address: \_\_\_\_\_ Physical Address: \_\_\_\_\_

Comment \_\_\_\_\_

### Correction Submitted By:

Telephone: \_\_\_\_\_

Signature: \_\_\_\_\_

### Submitting Agency and Address:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

## ➤ CORRECTION NOTICE INSTRUCTIONS ◀

To make a correction to a sex/kidnapping offender registration criminal history record, submit a "Correction Notice" form.

Complete the information on the top of the form.

If you wish to correct the information in **SECTION (A)**, "Offender's Person Details," please complete "Information Previously Submitted," then:

- Complete the shaded area and check the appropriate box.
  - Correct to Read
  - Add
  - Delete
  - Deceased
  - Date
  - Possible Consolidation to SID No.
  - Reason for Deletion
- Complete the Offender's Person Details information you are changing as it should read.

If you wish to correct the information in **SECTION (B)**, Offender's Event Details, please complete "Information Previously Submitted," then:

- Complete the shaded area of the information you want corrected and check the appropriate box:
  - Correct to Read
  - Add
  - Delete
  - Reason for Deletion
- Complete the Offender's Event Details information you are changing as it should read.
- Complete the Agency Information.
  - Correction Submitted by
  - Telephone No.
  - Signature
  - Submitting Agency
  - Address



## SEX/KIDNAPPING OFFENDER REGISTRATION RELIEVED OF DUTY TO REGISTER

(When a Court Order is Not Needed)

Print Full Name of Registrant: \_\_\_\_\_

Date of Birth: \_\_\_\_\_

SID Number: \_\_\_\_\_

- ☐ The above offender has spent 10 consecutive years in the community without being convicted of a disqualifying offense, pursuant to RCW 9A.44.142.
- ☐ The above offender has spent 15 consecutive years in the community without being convicted of a disqualifying offense, pursuant to RCW 9A.44.142.

The following have been checked to verify this and there have been no prior conviction(s) for a sex/kidnapping offense:

- ☐ Washington State Crime Information Center (WACIC)
- ☐ Washington State Identification and Criminal History Section (WASIS)
- ☐ National Crime Information Center (NCIC)
- ☐ Superior Court Management Information System (SCOMIS)
- ☐ Judicial Information Systems (JIS) (formerly DISCIS)
- ☐ Felony Offender Reporting System (FORS)
- ☐ WANTS AND WARRANTS
- ☐ DECEASED
- ☐ OTHER: \_\_\_\_\_

Date Relieved of Duty: \_\_\_\_\_

Signature of Official: \_\_\_\_\_

Print Name of Official: \_\_\_\_\_

Agency Name: \_\_\_\_\_

Phone Number: \_\_\_\_\_