

Sex Offender Registration Non-Practitioners Course 2 Hr. Out-Line

-Explanation of what the non-practitioner course consists of.

- Regions

- Discuss Sex Offender Registration Region Map
- Effective Jan. 1, 2014

- Contact Information

- Provide Sex Offender Bureau contact information
- Provide Compliance Information

- Topics

- Brief history of Sex Offender Registration
- 2013 Legislative Updates
- Chapter 62 of the Texas Code of Criminal Procedure
- Questions and answers throughout the presentation

-History

- State that first began to register sex offenders
- Year Texas began to register sex offenders
- Reasons for Registering Sex Offenders
- Active number of registered sex offenders in Texas

-2013 Legislative Updates

- House Bill 2825 (Amends TX CCP 62.0045)
Centralized Sex Offender Registration Authority in a county
- Senate Bill 369 (Addition to TX CCP 62.0045)
Employer information is non-public
- House Bill 424 (Addition of TX Ch. 325 Health and Safety Code)
Notice to residents and legal guardians in group homes
- House Bill 1302 (Addition to TX CCP 42.015 (b), 62.054 (a)(1), and 62.063
Prohibited employment

- Ch. 62 of the Texas Code of Criminal Procedure

- Article 62.002 – Applicability of Chapter
- Who is required to register as a Sex Offender in the State of Texas
- Registering agencies in the State of Texas
 - Flow chart process
- Verification agencies in the State of Texas
 - Flow chart process
- Article 62.052 Registration: Extra-jurisdictional Registrants
 - Registering Non-Texas convictions
 - Out of state, Foreign, Federal, Military, Extra- Jurisdictional and Tribal offenders
- Registration of Non-Texas Offenders
 - who is required to register as a sex offender in the State of Texas
 - out of state and extra-jurisdictional
 - finding out of state offenders
 - Registering and verifying agencies
 - flow chart process
 - Out of state, Foreign, Federal, Military and Tribal
 - Reciprocal agreements
- Extra- Jurisdictional Registrant's
 - Federal law
 - Uniform Code of Military Justice (UCMJ)
 - Laws of Foreign Country
- Three tiers of Federal Registration

- Tier 1 - 15 years annual
 - Tier 2 – 25 years annual
 - Tier 3 – life time annual
 - Out of state, Foreign, Federal, Military, Extra-Jurisdictional and Tribal registration requirements
 - Article 62.003 Determination Regarding Substantially Similar Elements
 - Two ways to get substantially similar elements to a Texas offense
 - Pre-determined list
 - DPS Attorney determination
 - Determining Eligibility to Register
 - Five determining factors for eligibility to register
 - DPS Secure Site
 - Sample of pre-determined list
 - Additional information sites
 - National Sex Offender Public Website
 - www.nsopw.gov
 - Other state sex offender registries
 - Article 62.053(g)(1) - Out of state offenders
 - Residing in other states and employed or attending school in Texas DPS
 - Article 62.053(g)(2)(A) - Texas offenders residing in Texas
 - Employed or attending school in another state.
 - Court Ordered / Board Imposed Registrants
 - Registration ends with supervision discharge
 - Submission of Registration Forms
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- Article 62.051(f) -Verification
 - Seven day verification requirement or by agency appointment
 - Proof of identity and residence
 - Verification conducted by law enforcement agencies
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- Verification Requirements
 - Three categories of verification requirements
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- Article 62.007(c)(1)(2)(3) - Risk Levels
 - Persons released from a penal institution, placed on community supervision or juvenile probation for their reportable sex offense on or after Jan. 1, 2000 shall be assigned a risk level.
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- Article 62.060 Requirements Relating to Driver’s License or Personal Identification Certificate On or After Sept. 1, 2000
 - Any registered offender convicted or adjudicated for their reportable sex offense
 - Any registered offender under any type of supervision
 - Subject to annual renewal
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- Article 62.057(b) Status Report By Supervising Officer or Law Enforcement Authority (Updates)
 - Report of status changes within 7 days
 - Name change
 - Health
 - Address
 - Employment
 - Education
 - Online Identifiers
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- Article 62.056(a) Additional Public Notice for Certain Offenders
 - For risks of civil and high risk registrants
 - High risk post cards published only if their reportable conviction or adjudication date is on or after Jan. 1, 2000
 - Initial verification, address change, or release of an offender from a penal institution

- Sent by DPS to community
 - 3 block radius- subdivided (urban)
 - 1 mile radius – area not subdivided (rural)
 - Does not include PO Box
- Court ordered / Board Imposed exempt

-Article 62.056(d) Newspaper Publications

- Publish notice in newspaper or other periodical or circular in circulation in the area where the person intends to reside
- Hold neighborhood meetings
- Post notices in area where the person intends to reside
- Distributing printed notices
- Establish a specialized local website

-Article 62.352(b)(2) Juvenile Non-Public orders

- Must be ordered by the court
- Information only available to law enforcement and criminal justice agencies
- Public/ Private Institutions of higher education
- Council on Sex Offender Treatment
- Public release of information is prohibited

-Article 62.059 Registration of Persons Regularly Visiting Location

- 3 visits, 48 consecutive hours within 1 month
- Report before last day of month
- Provide information required for registration
 - address
 - returning?
 - no school notification

-Article 62.153 Registration of Workers or Students At Institutions of Higher Education

-Child Safety Zones

- Government Code 508.187 (b)
 - Parole panel shall establish a child safety zone
- Health & Safety Code Section 841.082(7)
 - Civil Commitments – determined by the judge
 - Section 13B, Article 42.12(a)(1)(B)- Placed on community supervision for sexual offenses against children
 - school
 - day care facility
 - play ground
 - public or private youth center
 - public or private
 - Public swimming pool
 - Video arcade facility

-Additional time Q & A

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