

# *Sex and Violent Offender Registration and the Registry in Indiana*



# History of Registration/Registry



- ◆ Started July 1, 1994 – Sex Offender Registry
- ◆ Modified significantly over the years with major revisions in 2001, 2003, 2006, and 2007
- ◆ Children who have influenced registration / registry
  - Jacob Wetterling
  - Megan Kanka
  - Adam Walsh
  - Zachary Snyder
- ◆ Indiana Sex and Violent Offender Registry

# Who Is Required To Register?

Rape Vicarious Sexual Gratification

Child Molesting Incest Child Solicitation

Child Exploitation Child Seduction Sexual Battery

Criminal Deviate Conduct

2<sup>nd</sup> Offense Possession Child Pornography

Sexual Misconduct with a Minor {A,B,C Felony}

Kidnapping {victim under 18 years of age}

Criminal Confinement {victim under 18 years of age}

Attempt or Conspiracy to Commit ANY of the above

A Crime under Laws in Other Jurisdictions  
(including Military) that are EQUIVALENT  
to ANY of the above

# Registration of Juveniles Adjudicated as Delinquents

- ◆ 14 year of age or older
- ◆ Commit offense that is similar to an adult registration offense
- ◆ Released from incarceration or placed on supervision
- ◆ Found by a court by clear and convincing evidence to be likely to repeat an act that would be a similar act as that of an adult
- ◆ In making determination...court shall consider expert testimony



# Changes to Registerable Offenses – HB 1386

- ◆ Kidnapping if victim is less than 18 and the person who kidnapped the victim is not the victim's parent or guardian
- ◆ Criminal Confinement if the victim is less than 18 and the person who kidnapped the victim is not the victim's parent or guardian
- ◆ Possession of Child Pornography (1<sup>st</sup> Offense)

# Changes to Registerable Offenses – HB 1386

- ◆ Sexual Misconduct with a Minor as a Class C Felony; **AND**
- ◆ The person is not more than...
  - \*4 years older than the victim if offense committed after June 30, 2007
  - \*5 years older than the victim if offense committed before June 30, 2007; **AND**
- ◆ The sentencing court finds that the person should not be required to register as a sex offender

