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| DEPARTMENT OF CORRECTION  | POLICY MANUAL | POLICY NUMBER: 323 | PAGE NUMBER: 1 of 2 |
| | | SUBJECT: Sex Offender Registration | Adopted: 07-93 Reformatted: 02-2001 |

01.00.00. POLICY OF THE DEPARTMENT

It is the policy of the Board of Correction that the Department of Correction establish standard procedures for notifying sex offenders of the obligation to register as sex offenders in the state of Idaho.

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03.00.00. REFERENCES

Idaho Code Section 18-8307(2)

04.00.00. DEFINITIONS

Sex offender is identified in Idaho Code:

- Section 18-1506 sex abuse of a child under 16 years of age
- Section 18-1506A ritualized abuse of a child
- Section 18-1507 sexual exploitation of a child
- Section 18-1507A possession of sexually exploitative material for other than commercial purpose
- Section 18-1508 lewd conduct with a minor child
- Section 18-101508A sexual battery of a minor child, 16 or 17 years of age
- Section 18-16101 rape

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Section 18-66108 male rape

Section 18-6605 crime against nature

Section 18-6608 forcible sexual penetration by use of a foreign object

05.00.00. PROCEDURE

The Department of Correction shall provide written notification to the sex offender of the duty to register with the sheriff of the county in which the offender resides or is temporarily domiciled.

This applies to the following:

To all Idaho convictions that fit the definition of a sex offender prior to July 1, 1993, if the person is still incarcerated, on probation, or on parole.

To anyone convicted of a sex offense that fits the definition of a sex offender (Idaho and non-Idaho) after July 1, 1993.

To all out of state convictions that fit the definition of a sex offender and are currently under supervision.

To anyone who enters the state of Idaho on or after July 1, 1993, and who has pled guilty or has been found guilty in another state, territory, commonwealth, or jurisdiction of the United States that is substantially equivalent to the definition of a sex offender.

The original written notice will be signed by the client and placed in the Department of Correction central file. One copy shall be provided to the client. If the client refuses to sign the notice, it will be noted on the original document.

Prior to an inmate's release from confinement in any Idaho penal institution, it is the responsibility of the releasing institution to provide written notification of the duty to register. The written notice will be signed by the inmate and one copy shall be retained in the Department of Correction central file and one copy shall be provided to the inmate. If the inmate refuses to sign the notice, the refusal will be noted on the original document.

Director, Department of Correction

Date

IDAHO DEPARTMENT OF CORRECTION

**NOTICE OF DUTY TO REGISTER
BY SEX OFFENDER**

TO: _____

You are hereby notified that if you have pled guilty or have been found guilty of a sex offense described in I.C. 18-8303 and that by reason thereof, you are required to register, in writing, with the Sheriff's Office and give your current address in any county in the state of Idaho, which you enter for the purpose of residing there either temporarily, or permanently, you must register with the Sheriff's Office within five (5) days after coming into a county. This requirement will continue for a period of ten (10) years after your discharge from Probation, Parole, or release from incarceration, whichever last occurs.

If you change your address, you must inform the law enforcement agency, with whom you last registered, of the new address, in writing, within five (5) days of each change.

If you fail to register, you will be guilty of a felony and can be punished by imprisonment for a period not to exceed five (5) years and a fine not to exceed \$5,000.

Dated this _____ day of _____, 20_____.

Signed: _____

Witnessed by: _____

Title: _____