

## Summary of the Implementation of Assembly Bill 579

The Bill was passed during the 2007 legislative session and aligns Nevada with the Sex Offender Registration and Notification Act, Title 1 of the Adam Walsh Child Protection and Safety Act.

Despite multiple injunctions, the 9<sup>th</sup> Circuit Court of Nevada upheld Assembly Bill 579's constitutionality. The Supreme Court for the State of Nevada released AB 579 in January of 2016 and implementation is scheduled for July 1, 2016.

### STEP TO IMPLEMENTATION:

Changes in the law require that all sex offenders are assigned a Tier Level based on the literal description of the offender's conviction and the age of the victim.

The Tier Level does not designate an offender's risk of reoffending but rather the frequency of reporting and duration of registration.

Tier Level 1 = reports annually and must register for 15 years

Tier Level 2 = reports every 180 days and registers for 25 years

Tier Level 3 = reports every 90 days and registers for life

Certain Juvenile Offenders will be a Tier level 2 or 3 with the same reporting frequency as an adult offender. Juvenile offenders must register for 25 years.

#### 1) The State has assigned new Tier Levels to all "active" registrants:

##### CHANGE IN TIER LEVELS: CURRENT TIER LEVEL / AB579 TIER LEVEL

**TIER LEVEL 1 = 2,207 / 1,618**

**TIER LEVEL 2 = 2,928 / 1,629**

**TIER LEVEL 3 = 296 / 3,293**

#### 2) On June 1, 2016, **sex offenders were officially "notified" of their new Tier level.** Offenders were also given a *reporting schedule* derived from their initial registration date in the State of Nevada and reporting frequency derived from the Tier assignment.

- 3) On June 17, 2016, Notification Letters were sent to offenders who will **not** be **required to register** because their registration has expired pursuant to AB 579 or their offense no longer requires registration (statutory sexual seduction (GM), and some juvenile who don't meet statutory requirements)
- 4) The **new registration forms** have been sent to registration agencies. These are the State recognized forms which must be completed by or with the offender during each registration or change of information. A representative of the registering agency must also sign the form. These forms contain data fields to capture all information required by statute to complete the record of registration,

**Internet Identifiers and addresses**  
**Travel and Immigration Documents**  
**Professional Licenses**  
**Palm prints and DNA**

All agencies are strongly encouraged to record the offender's Tier level and Initial Registration Date in the fields provided on both the first page of the Registration or Change of Information forms, and on the last page containing the 'Admonishments' to assist the District Attorney in the prosecution of 'failed' offenders. The Initial Registration Date is the date the Registry creates the record of registration in Nevada and not unique to an offender's registration in any subsequent jurisdiction.

- 5) A **monthly report** will be sent to each registering agency continuing the prior months failure or compliance of all registered offenders; name, last reported address, Tier Level, an Initial Registration Date, This report can be 'sorted' by the agency to identify offenders in their own jurisdiction.
- 6) **Enterprise Information Technology Services** has been working with the State Registry over the past several years to complete the **conversions from the current SOR database to the Sex Offender Registration Tracking Tool (SORT database).**

7) Also near completion are the **interfaces** of 6 systems from SORT to:

**The National Crime Information Center (NCIC)**  
**The National Sex Offender Registry (NSOR)**  
**Alert ID**  
**Gaming Control Board**  
**NV DMV**  
**The State Community Notification Public Website**

The State Community Notification Public Website includes **additional** information gleaned from the record of registration:

**The full address of the employer**

**License plate number and description of any vehicle owned or operated by the offender**

**The full address of any school of higher education**

**Permits the public to sign-up for notification when a sex offender resides, works or attends school within a given zip code specified by the requester**

8) **Law enforcement “Read only” access to the SORT database is currently in the works.** Once ‘password’ access is set up law enforcement will be able to view the record of registration and have search capability of many data fields.