

Washington's Adherence to SORNA

Requirement	Compliance Level	SORNA Requirements	Washington's Policies
<u>Sex Offender Leveling System</u>	Not in Compliance	3-tier classification system in which offenders are categorized by seriousness of offense. Offenders within the same tier are subject to the same minimum duration of registration, amount and type of information disclosed on the internet, and frequency of in-person communications.	Evidence-based risk assessment determines assignment level (either Level 1, Level 2, or Level 3). Frequency of in-person appearances as well as information disclosed on the internet is based on level. Duration of registration is based on offense seriousness.
<u>Immediate Transfer of Information</u>	In Compliance	When an offender registers for the first time, or updates their information, this material must immediately be shared with other jurisdictions where the offender is required to register, as well as to NCIC/NSOR and the jurisdiction's public sex offender registry site.	Within 3 days of release, receiving notice of registration requirements, entering a new county, enrolling in a new school, or moving to, working in, or attending school in a new state, all sex offenders required to register must either complete their initial registration or update their information.
<u>Offenses to be Included in the Registry</u>	In Compliance (Slight Deviation)	SORNA requires that certain federal, military, and foreign offenses be included in a jurisdiction's registration scheme. SORNA also asks that a jurisdiction's registration scheme capture offenses from its jurisdiction as well as other jurisdictions.	Washington state requires registration for those out-of-state convictions in which the person would be required to register in their state of conviction, any federal conviction classified as a sex offense, any military conviction for a sex offense, and any conviction in a foreign country for a sex offense.
<u>Required Registration Information</u>	Not in Compliance	SORNA requires that all jurisdictions collect specific pieces of information from each offender when registering and updating information. SORNA requires the following information be captured: driver's license information, internet identifiers (such as email address, instant message addresses, etc.), palm prints, passports and immigration documents, phone numbers, professional licensing information, and vehicle information.	Key stakeholders agreed that the collection of internet identifiers for all offenders would not increase public safety. Moreover, the collection of this data would take away resources which could be better utilized elsewhere. In essence, we have agreed to an emphasis on providing internet safety and sexual assault awareness information to parents and children.
<u>Where Registration is Required</u>	In Compliance	SORNA requires that sex offenders register in the jurisdiction where they were convicted/incarcerated, as well as in the jurisdiction where they work, reside, or attend school.	Sex offenders are required to register in the jurisdiction where they were convicted/incarcerated. In addition, Washington state requires that sex offenders register in the jurisdiction where they reside, attend school, and/or work.

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<u>Keeping Registration Current</u>	In Compliance (Slight Deviation)	SORNA requires that offenders immediately appear in person to update their name, residence, employment, school attendance, or lease termination information. SORNA requires offenders to update changes to email addresses, internet identifiers, telephone communications, vehicle information, and temporary lodging information. Additionally, SORNA requests 21 day advance notice of international travel by an offender.	WASPC must verify sex offender addresses every 12 months for Level 1 and unclassified offenders, every 6 months for Level 2 offenders, and every 3 months for Level 3 offenders. Senate Bill 5154 requires offender to provide the state with 21 day notice before traveling out of the country.
<u>Verification/Appearance Requirements</u>	Not in Compliance	SORNA requires that offenders register for a specific duration of time, as well as make in-person appearances at the registering agency (based on their conviction tier). SORNA allows for two types of offenders to petition for a reduced registration period (Tier I may petition after 10 years, and Tier III required to register because of a juvenile adjudication may petition after 25 years with a clean record).	As Washington state uses a risk assessment to assign offenders to one of three levels, duration of registration is determined based on offense class. Washington also allows for offenders required to register because of a juvenile adjudication to apply for “relief of duty to register” (after 5 years if age 15 or older, after 2 years for all other juveniles).
<u>Public Registry Website</u>	Not in Compliance	SORNA requires each jurisdiction to maintain a public sex offender registry website that provides the public with access to certain registration information.	The need for public notification is determined through a risk assessment, all Level, 2 and 3 offenders, as well as Level 1 offenders not in compliance are posted on the state’s public sex offender website.
<u>Community Notification</u>	In Compliance (Slight Deviation)	SORNA requires that each jurisdiction collect and disseminate specific and updated information to certain agencies within the jurisdiction. SORNA also requires that certain specific and updated information also be made available to the general public.	Level of notification is contingent upon the offender’s risk level as determined by their risk assessment.
<u>Failure to Register</u>	In Compliance (Slight Deviation)	SORNA requires that each jurisdiction, other than a federally recognized Indian tribe, provide a criminal penalty that includes a maximum term of imprisonment that is greater than one year for the failure to register.	Juvenile or adult conviction of failure to register has a mandatory sentence of 12 months community custody for the first conviction and 36 months for the second and subsequent convictions.