

## **SEX OFFENDER REGISTRATION PROGRAM**

### **.01 AUTHORITY**

[Wisconsin Statute 301.45](#)

[WI ACT 45](#)

### **.02 GENERAL**

The Wisconsin Sex Offender Registry is maintained by the Division of Community Corrections. The Sex Offender Registration and Community Notification law allows for the collection and dissemination of information related to certain sex offenders.

Information included in the Registry is available to law enforcement agencies, victims, neighborhood watch groups and to the general public. It is collected and maintained in the Department of Corrections Sex Offender Registry Tool (SORT) database. Data entry in SORT is completed by Sex Offender Registry staff and the Division of Community Corrections staff has access to all offenders who are required to register due to adult convictions and/or commitments. Some information in SORT is populated by the WICS database but the majority of information, including residence, is entered directly into SORT.

### **.03 OFFENSES REQUIRING REGISTRATION**

If, on or after 12/25/93, an offender has been convicted of, adjudicated, or committed for a violation, solicitation, conspiracy, or attempt to commit any of the following crimes, that individual must register as a sex offender with the Sex Offender Registration Program.

[940.225\(1\) First Degree Sexual Assault](#)

[940.225\(2\) Second Degree Sexual Assault](#)

[940.225\(3\) Third Degree Sexual Assault](#)

[940.22\(2\) Sexual Exploitation by a Therapist](#)

[944.01 Rape \(old\)](#)

[944.06 Incest \(old\)](#)

[944.10 Sexual Intercourse with a Child \(old\)](#)

[944.11 Indecent Behavior with a Child \(old\)](#)

[944.12 Enticing Child for Immoral Purposes \(old\)](#)

[948.02\(1\) First Degree Sexual Assault of a Child](#)

## **SUPERVISION\SUPERVISION PROCESSES\SEX OFFENDER**

948.02(2) Second Degree Sexual Assault of a Child  
948.025 Repeated Acts of Sexual Assault  
948.05 Sexual Exploitation of a Child  
948.055 Forced Viewing of Sexual Activity  
948.06 Incest with a Child  
948.07 Child Enticement  
948.08 Soliciting a Child for Prostitution  
948.095 Sexual Assault of a Student by a School Instructional Staff Person  
948.11(2)(a) or (am) Exposing a Child to Harmful Materials (felony portion of statute only)  
948.12 Possession of Child Pornography  
948.13 Child Sex Offender Working with Children  
948.30 Abduction of Another's Child  
971.17 Not Guilty by Reason of Mental Disease or Defect (if commitment was for any of the above listed crimes)  
975.06 Sex Crimes Law Commitment  
980.01 Sexually Violent Person Commitment  
940.30 False Imprisonment (Registration required only if the victim was under 18 and offender was not the victim's parent)  
940.31 Kidnapping (victim was a minor and not offender's child)

The court may require a person to register with the Department if it is determined that the crime involved sexually-motivated behavior, and it would be in the best interest of public protection for any violation under:

Chapter 940 Crimes Against Life and Bodily Security  
Chapter 944 Crimes Against Sexual Morality  
Chapter 948 Crimes Against Children  
971.17 Not Guilty by Reason of Mental Disease or Defect  
943.01 through 943.15 Certain Crimes Against Property  
942.08 Invasion of Property (AKA Peeping Tom)

In general, offenders must register if they are on Interstate Compact Supervision and being supervised in Wisconsin for any comparable felony sexual assault or behavior.

## **SUPERVISION\SUPERVISION PROCESSES\SEX OFFENDER**

Any person who has been sentenced to Lifetime Supervision under [WIS STATS 939.615](#) must register.

### **.04 AGENT RESPONSIBILITY**

The agent shall inform the offender of the requirement to register with the Sex Offender Registration Program immediately following sentencing or release from an institution. Upon receipt of an Interstate Compact Case, the agent shall notify the offender of the registration requirements via the Interstate Compact procedures. The agent shall enter all information on the Sex Offender Registration Form ([DOC-1759](#)). The offender must sign this form and initial the back of the [DOC-1759](#), Part 2, on the designated line, indicating understanding of the registration requirements. If the offender refuses to sign, the agent shall note "Refuses to Sign" in the registrant signature block and have a witness initial the form. (Refusal may constitute a violation of supervision).

The agent shall, upon completion of the form, provide the offender with the registrant copy containing the Notice of Requirements to Register on the reverse side.

Any time an offender changes residence, employment and/or school enrollment, that information must be recorded on the Offender Report Form ([DOC-8](#)), and a copy shall be sent to SORP. (Any of the above changes must be reported immediately). Sex Offenders who are required to register may not use or be referred to any name except those which are listed in the sex offender registry. The client may contact the registry if a preferred name is not listed in the registry.

Periodically and randomly, offenders will be required to verify information with the registry. SORP will send the offender a verification letter, requiring a response within 10 calendar days. Providing false information to the registry or failing to respond to the verification letter is a violation of supervision and may be a violation of the law.

If an offender is sent to another state as an Interstate Compact transfer and is accepted in the receiving state, the offender must be informed of the requirement to register with the receiving state, as well as continue to register with SORP in Wisconsin.

## **SUPERVISION\SUPERVISION PROCESSES\SEX OFFENDER**

Offenders are required to register with SORP ten days prior to discharge from supervision. The agent shall inform the offender that any further changes must be reported to SORP directly by calling 1-888-963-3363, and that failure to comply with registration laws is a criminal offense.

Agents should inform offenders that failure to comply with sex offender registration is a Class H Felony, for which they could be prosecuted.

Agents should check the Sex Offender Registry Active Supervision Noncompliance List on MyDOC once weekly. To access the non-compliance list, go to MyDOC/Divisions/Division of Community Corrections/Sex Offender Supervision and click on Active Non-Compliance List - Daily Report. If the offender appears on the list, the agent shall immediately attempt to locate that individual. If a home visit has been conducted within the previous 30 days and the offender was present in the home, a Sex Offender Registrant Information/Home Visit form ([DOC-2287](#)) should be faxed to (608) 240-3355 or e-mailed to [bopadmin@doc.state.wi.us](mailto:bopadmin@doc.state.wi.us).

Attempts to bring the offender into compliance with the registry shall be documented on the Sex Offender Registration Non-Compliance Investigation Worksheet ([DOC-2247](#)) and forwarded via fax or as an e-mail attachment to the area Sex Offender Registration Specialist.