

KANSAS SEX-OFFENDER REGISTRATION AND NOTIFICATION

CONTACT INFORMATION

Kansas Bureau of Investigation
Offender Registration
1620 S.W. Tyler Street
Topeka, KS 66612-1837
Telephone: 785-296-8200
<http://www.accesskansas.org/kbi/ro.htm>

NUMBER OF REGISTERED SEX OFFENDERS

2,704 as of January 31, 2003.

1. WHO IS REQUIRED TO REGISTER?

The following offenders must register in Kansas:

- (1) sex offenders;
- (2) violent offenders;
- (3) sexually violent predators;
- (4) any person who, on or after July 1, 1993, is convicted of any of the following offenses, when the victim is under 18:
 - (a) kidnapping, except by a parent;
 - (b) aggravated kidnapping; or
 - (c) criminal restraint;
- (5) any person convicted of any of the following offenses of criminal sexual conduct if one of the parties involved is under 18:
 - (a) adultery;
 - (b) criminal sodomy;
 - (c) promoting prostitution;
 - (d) patronizing a prostitute;
 - (e) lewd and lascivious behavior; or
 - (f) unlawful sexual relations;
- (6) any person who is a resident of Kansas and who has been required to register under any federal, military, or other state's law;
- (7) any person who has been convicted of an offense in effect at any time prior to July 1, 1993, that is comparable to any offense listed in (4) or (5) above, or any federal, military, or other state conviction for an offense that under the laws of Kansas would be an offense listed in (4) or (5) above; or
- (8) any person who has been convicted of an attempt, conspiracy, or criminal solicitation of an offense listed in (4) or (5) above.

(Kan. Stat. Ann. § 22-4902(a))

2. WHO IS A "SEX OFFENDER"?

A "sex offender" is any person who, on or after July 1, 1993, is convicted of any sexually violent crime.
(Kan. Stat. Ann. § 22-4902(b))

3. WHO IS A “VIOLENT OFFENDER”?

A “violent offender” includes any person who, on or after July 1, 1993, is convicted of any of the following offenses:

- (1) capital murder;
- (2) murder in the first or second degree;
- (3) voluntary manslaughter;
- (4) involuntary manslaughter;
- (5) any conviction for an offense in effect at any time prior to July 1, 1993, that is comparable to an offense listed in (1) through (4) above, or any federal, military, or other state conviction for an offense that under the laws of Kansas would be an offense listed in (1) through (4) above; or
- (6) an attempt, conspiracy, or criminal solicitation of an offense listed in (1) through (4) above.

(Kan. Stat. Ann. § 22-4902(d))

4. WHAT DOES “SEXUALLY VIOLENT CRIME” MEAN?

A “sexually violent crime” means:

- (1) rape;
- (2) indecent liberties with a minor;
- (3) aggravated indecent liberties with a minor;
- (4) criminal sodomy;
- (5) aggravated criminal sodomy;
- (6) indecent solicitation of a minor;
- (7) aggravated indecent solicitation of a minor;
- (8) sexual exploitation of a minor;
- (9) sexual battery;
- (10) aggravated sexual battery;
- (11) aggravated incest;
- (12) any conviction for an offense in effect at any time prior to July 1, 1993, that is comparable to a sexually violent crime listed in (1) through (11) above, or any federal, military, or other state conviction for an offense that under the laws of Kansas would be a sexually violent crime;
- (13) an attempt, conspiracy, or criminal solicitation of a sexually violent crime; or
- (14) any act that, at the time of sentencing for the offense, has been determined beyond a reasonable doubt to have been sexually motivated.

(Kan. Stat. Ann. § 22-4902(c))

5. ARE JUVENILE OFFENDERS REQUIRED TO REGISTER?

Please contact the Kansas Bureau of Investigation or local law enforcement for information on juvenile offenders.

6. WHEN AND WHERE DOES AN OFFENDER REGISTER?

Offenders discharged or paroled from a prison, hospital, or other institution or facility must register prior to discharge, parole, or release.

(Kan. Stat. Ann. § 22-4905(a)(1); §§ 22-4905(a)(2)(A)(i)-(ii))

Any offender who is released on probation, receives a suspended sentence, is sentenced to community corrections, or is released on postrelease supervision must register prior to release.

(Kan. Stat. Ann. § 22-4905(b)(1); §§ 22-4905(b)(2)(A)(i)-(ii))

Within 10 days of the offender coming into any county in which he or she resides or is temporarily domiciled for more than 10 days, he or she must register with the sheriff of the county.

(Kan. Stat. Ann. § 22-4904(a)(1))

An offender must also register in any state or county where he or she is employed, carries on a vocation, or is a student.

(Kan. Stat. Ann. § 22-4904(G))

7. WHAT INFORMATION MUST AN OFFENDER PROVIDE AT THE TIME OF REGISTRATION?

The registration form must include the offender's:

- (1) name;
- (2) date and place of birth;
- (3) offense(s) committed;
- (4) date of conviction(s);
- (5) city or county of conviction(s);
- (6) sex and age of victim(s);
- (7) current address;
- (8) social-security number;
- (9) identifying characteristics such as race, skin tone, sex, age, hair and eye color, scars, tattoos, and blood type;
- (10) occupation, name of employer, and place of employment;
- (11) driver's license and vehicle information;
- (12) documentation of any treatment received for a mental abnormality or personality disorder;
- (13) anticipated future residence;
- (14) a photograph;
- (15) fingerprints; and
- (16) school address.

(Kan. Stat. Ann. § 22-4907(a))

8. WHAT HAPPENS IF AN OFFENDER CHANGES HIS OR HER ADDRESS OR OTHER REGISTRATION INFORMATION DURING THE REGISTRATION PERIOD?

An offender must give written notice of any change of address within 10 days of a change in residence to the law-enforcement agency where he or she last registered and to the Kansas Bureau of Investigation.

(Kan. Stat. Ann. § 22-4904(C))

An offender must give written notice to the sheriff and to the Kansas Bureau of Investigation of any change or termination of attendance at the school or educational institution he or she is attending within 10 days of such change or termination.

(Kan. Stat. Ann. § 22-4904(D))

An offender must give written notice to the sheriff and to the Kansas Bureau of Investigation of any termination of employment within 10 days of such termination.

(Kan. Stat. Ann. § 22-4904(E))

9. WHAT HAPPENS IF AN OFFENDER MOVES FROM KANSAS TO ANOTHER STATE?

If an offender changes residence to another state, he or she must inform the law-enforcement agency where he or she last registered and the Kansas Bureau of Investigation of such change in residence. The offender must register in the new state within 10 days of such change in residence.

(Kan. Stat. Ann. § 22-4904(F))

10. IS AN OFFENDER WHO MOVES FROM ANOTHER STATE TO KANSAS REQUIRED TO REGISTER?

Within 10 days of the offender coming into any county in which he or she resides or is temporarily domiciled for more than 10 days, he or she must register with the sheriff of the county.

(Kan. Stat. Ann. § 22-4904(a)(1))

11. WHAT IF AN OFFENDER LIVES IN ANOTHER STATE BUT WORKS OR GOES TO SCHOOL IN KANSAS?

Upon registration with a school or educational institution, a nonresident student attending such school or educational institution must register with the sheriff within 10 days of the commencement of the school term.

(Kan. Stat. Ann. § 22-4904(3))

Upon commencement of employment, a nonresident worker must register with the sheriff within 10 days of beginning employment.

(Kan. Stat. Ann. § 22-4904(4))

12. IS REGISTRATION A LIFETIME REQUIREMENT?

Upon the first conviction for a sexually violent crime, or as an offender or violent offender, a person must register, if not confined, for a period of 10 years after conviction, or if confined, for a period of 10 years after he or she is paroled, discharged, or released. Upon a second or subsequent conviction, the offender must register for life.

(Kan. Stat. Ann. §§ 22-4906(a)(1)-(2))

Any offender who has been convicted of an aggravated offense is required to register for life.

(Kan. Stat. Ann. § 22-4906(c))

Any offender who has been declared a sexually violent predator must register for life.

(Kan. Stat. Ann. § 22-4906(d))

13. ARE THERE ANY PENALTIES FOR FAILING TO REGISTER OR FOR PROVIDING FALSE INFORMATION?

Any person who is required to register and fails to do so is guilty of a “nonperson felony.”

(Kan. Stat. Ann. § 22-4903)

14. WHAT INFORMATION IS RELEASED TO THE PUBLIC ABOUT REGISTERED OFFENDERS?

Information required by the Kansas Offender Registration Act is available to the public at the sheriff’s office, at the headquarters of the Kansas Bureau of Investigation, and on the Internet.

(Kan. Stat. Ann. § 22-4909)

15. CAN I SEARCH THE INTERNET FOR OFFENDERS IN MY AREA?

The Kansas registered offender database is available online, through the Kansas Bureau of Investigation, at <http://www.accesskansas.org/kbi/ro.htm>. The database can be searched by name, city, county, zip code, and absconder.