

# VERMONT SEX-OFFENDER REGISTRATION AND NOTIFICATION

## CONTACT INFORMATION

**Vermont Criminal Information Center**  
Department of Public Safety  
103 South Main Street  
Waterbury, VT 05671-2101  
**Telephone:** 802-244-8727  
[http://www.dps.state.vt.us/cjs/s\\_registry.htm](http://www.dps.state.vt.us/cjs/s_registry.htm)

## NUMBER OF REGISTERED SEX OFFENDERS

1,806 as of March 26, 2003.

### **1. WHO IS REQUIRED TO REGISTER?**

Sex offenders are required to register.  
(*Vt. Stat. Ann. tit. 13, § 5403(a)*)

### **2. WHAT DOES “SEX OFFENDER” MEAN?**

“Sex offender” means:

- (1) a person who is convicted of any of the following offenses:
  - (a) sexual assault;
  - (b) aggravated sexual assault;
  - (c) lewd and lascivious conduct;
  - (d) sexual activity by a caregiver; or
  - (e) an attempt to commit an offense listed in (a) through (d) above;
- (2) a person who is convicted of any of the following offenses against a victim who is a minor, except that conduct that is criminal only because of the age of the victim is not considered an offense for purposes of registration, if the perpetrator is under 18:
  - (a) an offense listed in (1) above;
  - (b) kidnapping;
  - (c) lewd and lascivious conduct with a minor;
  - (d) white slave traffic;
  - (e) sexual exploitation of a minor;
  - (f) procurement or solicitation; or
  - (g) an attempt to commit an offense listed in (a) through (f) above;
- (3) a person who takes up residence in Vermont, other than within a correctional facility, and who has been convicted in any jurisdiction of the United States for a sex crime, the elements of which would constitute an offense listed in (1) or (2) above if committed in Vermont; or
- (4) a nonresident sex offender who crosses into Vermont and who is employed, carries on a vocation, or is a student.

(*Vt. Stat. Ann. tit. 13, § 5401(10)*)

### **3. ARE JUVENILE OFFENDERS REQUIRED TO REGISTER?**

Please contact the Vermont Department of Public Safety, the Vermont Criminal Information Center, or local law enforcement for information on juvenile offenders.

### **4. WHEN AND WHERE DOES AN OFFENDER REGISTER?**

Upon conviction and prior to sentencing, the court must get the required registration information from the sex offender and forward the information to the Department of Public Safety.

*(Vt. Stat. Ann. tit. 13, § 5403(a))*

Upon receiving a sex offender from the court on a probationary sentence or any alternative sentence under community supervision by the Department of Corrections, or prior to releasing a sex offender from confinement or supervision, the Department of Corrections is responsible for forwarding a sex offender's registration information to the Department of Public Safety.

*(Vt. Stat. Ann. tit. 13, § 5404(a))*

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

A sex offender must provide the following information upon registration:

- (1) name;
- (2) date of birth;
- (3) general physical description;
- (4) current address;
- (5) social-security number;
- (6) fingerprints;
- (7) current photograph; and
- (8) current employment.

*(Vt. Stat. Ann. tit. 13, § 5403(a))*

A sex offender who is being released from confinement or supervision must also provide:

- (1) the name, address, and telephone number of the local Department of Corrections office in charge of monitoring him or her; and
- (2) documentation of any treatment or counseling received.

*(Vt. Stat. Ann. tit. 13, §§ 5404(a)(3)-(4))*

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

A sex offender must report any change to the Department of Public Safety within three days after making the change.

*(Vt. Stat. Ann. tit. 13, § 5407(a)(3))*

**7. WHAT HAPPENS IF AN OFFENDER MOVES FROM VERMONT TO ANOTHER STATE?**

If a sex offender changes residence to another state, he or she must notify the Department of Public Safety of the new address and must also register with the designated law-enforcement agency in the new state no later than three days after establishing residence in the new state, if the new state has a registration requirement.

*(Vt. Stat. Ann. tit. 13, § 5406(2); § 5407(b))*

Upon a sex offender's change of residence to another state, the Department of Public Safety must immediately notify the designated law-enforcement agency in the new state, if the other state has a registration requirement.

*(Vt. Stat. Ann. tit. 13, § 5407(c))*

If a sex offender crosses into another state for the purpose of employment, carrying on a vocation, or being a student, he or she must notify the Department of Public Safety of the new address, and must

register with the designated law-enforcement agency in the other state, if the other state has a registration requirement.

*(Vt. Stat. Ann. tit. 13, § 5406(4))*

**8. IS AN OFFENDER WHO MOVES FROM ANOTHER STATE TO VERMONT REQUIRED TO REGISTER?**

An out-of-state offender who takes up residence in Vermont is required to register within 10 days after establishing residence in Vermont.

*(Vt. Stat. Ann. tit. 13, § 5401(10)(C); § 5407(a)(1))*

**9. WHAT IF AN OFFENDER LIVES IN ANOTHER STATE BUT WORKS OR GOES TO SCHOOL IN VERMONT?**

A nonresident sex offender who is employed, carries on a vocation, or is a student in Vermont must register within 10 days after entering Vermont.

*(Vt. Stat. Ann. tit. 13, § 5401(10)(D); § 5407(a)(1))*

**10. IS REGISTRATION A LIFETIME REQUIREMENT?**

A person required to register as a sex offender must do so until 10 years have elapsed since he or she was released from prison or discharged from parole, supervised release, or probation, whichever is later. A sex offender must register for life, however, if he or she:

- (1) has at least one prior conviction for an offense requiring registration;
- (2) has been convicted of a sexual assault or aggravated sexual assault, unless the offender is no more than six years older than the victim and the victim is older than 14; or
- (3) has been determined to be a sexually violent predator.

*(Vt. Stat. Ann. tit. 13, §§ 5407(e)-(f))*

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

A sex offender who knowingly fails to comply with registration requirements will be imprisoned for no more than two years or fined no more than \$1,000, or both. For a second or subsequent offense, a sex offender will be imprisoned for no more than three years or fined no more than \$5,000, or both.

*(Vt. Stat. Ann. tit. 13, § 5409)*

A sex offender's failure to report a change of address is grounds to issue a warrant for his or her arrest.

*(Vt. Stat. Ann. tit. 13, § 5408(b))*

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

The Department of Public Safety maintains a sex-offender registry.

*(Vt. Stat. Ann. tit. 13, § 5402(a))*

The Department of Public Safety, the Department of Corrections, and any authorized local law-enforcement agency must release relevant registry information to protect the public concerning sex offenders who are required to register, if the requestor can articulate a specific concern about his or her personal safety or the safety of his or her family.

*(Vt. Stat. Ann. tit. 13, § 5411(b))*

Registry information includes the sex offender's:

- (1) name;
- (2) general physical description;
- (3) offense;
- (4) sentence; and
- (5) current employment.

*(Vt. Stat. Ann. tit. 13, § 5411(a))*

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

No.