



## Nebraska Sex Offender Registration Act

(Neb. Rev. Statute 29-4001-29-4013) became effective January 1, 1997 and requires sex offenders to register for 10 years. Statute revisions require lifetime registration for some offenders. The Sex Offender Registration Act applies to any person who on or after January

1, 1997 pleads or is found guilty of: Kidnapping, False Imprisonment, Incest, or Pandering of a Minor; Sexual Assault, Sexual Assault of a Child, Sexual Assault of a Vulnerable Adult, Visual Depiction of Sexually Explicit Conduct of a Child, Visual Depiction of Sexually Explicit Conduct, Criminal Child Enticement, Child Enticement by means of a Computer or Attempt, Solicitation or Conspiracy to commit any of the above offenses. Offenders must register if convicted or released from incarceration, on parole or probation for one of the above crimes on or after January 1, 1997. Offenders must register prior to release from the court, jail or prison. Sex offenders who move to or work in Nebraska or who work at or attend a post-secondary institution in the state on or after January 1, 1997, who were convicted or released from incarceration, parole or probation for a substantially equivalent crime in another jurisdiction within 10 years prior must also register. These offenders must register within five working days with the Sheriff's office in the county into which they move. Address, employment, and attendance/employment in post-secondary institution changes must be completed within 5 working days to the sheriff's office in the county they are leaving/entering or the school/job is located. Registration includes name, address, physical characteristics, employment, vehicle information, photographs, and fingerprints, attendance or employment at a post-secondary institution. Failure to register, to make proper address changes, to sign the notification form, to complete the address verification process or providing false information to the registry is a Class IV felony unless the registration offense was a misdemeanor. The registration information is forwarded to the Nebraska State Patrol. The Nebraska State Patrol maintains a Registry of Sex Offenders, assesses an offender=s risk level, and provides community notification. The law mandates community notification based on a three-tiered risk system. All registrants will be classified into one of three risk levels based on sexual re-offense risk; low risk/level 1, moderate risk/level 2, or high risk/level 3. The University of Nebraska Law/Psychology Program developed the fourteen factor risk assessment instrument used to determine the offender=s risk level. Such factors include: criminal history, age, gender and relationship to victim and treatment participation. Notification is completed based on the offender=s risk level.

If the risk level is **low/level 1**, law enforcement agencies shall be notified.

If the risk level is **moderate/level 2**, in addition to local law enforcement, all schools, daycare centers, religious, youth organizations, and health care facilities providing services to children and vulnerable adults as defined herein, located in the registrant=s county of residence shall be notified.

If the risk level is **high/level 3**, in addition to local law enforcement, schools, daycare centers, religious, youth organizations and health care facilities providing services to children and vulnerable adults, the public will be notified through news releases directed to the media within the state. Local law enforcement may also utilize additional news releases, community meetings or direct contact with neighbors to complete notification.

### NOTIFICATION PROCESS

Each time a registrant moves or is reclassified, notification to the appropriate entity will be made. Registrations, risk assessments and community notification are ongoing. An offender=s status may change in terms of risk level, living location, active or inactive status. This means that the available information on a certain offender may change; it is possible that information may become unavailable to certain entities. Such changes are to be expected.

#### Law Enforcement Notification

Law enforcement will be notified by fax or email that regarding low, moderate or high risk sex offenders in their county. A secured website has been developed for law enforcement to access information on all registered sex offenders within the state. This is for law enforcement personnel only and requires a Nebraska State Patrol provided username and password. Information on **low/level 1** offenders is unavailable to the general public.

#### Qualified Entity Moderate Risk Notification

Qualified entities will be notified by telephone, fax or email that a moderate or high risk sex offender is residing in their county. If the pin number is entered, the system will provide the entity with the name and address, name or give a website address or telephone number for further information depending on the number of notifications for that county. The computer will spell the name of the offender and their address. A separate secured website has been developed for schools, daycare centers, religious, youth organizations and health care facilities providing services to children and

vulnerable adults to access information regarding sex offenders who have been determined to be moderate and high risk. Entities are provided a password and username to access information and pictures of sex offenders in their county. Entities who serve more than one county can access information in each county served. **It is imperative that people understand that level 2 entities who receive notices is not to be disseminated to anyone not permitted by law to receive such information.** The information can be shared with persons who in the course of the duties of his/her employment is in a position to observe unauthorized persons on or near the property of the qualified entity. The information is to be used for the protection of clients of the receiving entity only and is not to be further disseminated to the public. A moderate risk/level 2 entity **cannot** disseminate this information to the following: public, parents, other organizations, media or children

#### **Moderate Risk Qualifying Entity Definitions:**

**Schools:** State recognized learning institutions.

**Daycare Center:** A state licensed childcare facility.

**Youth Organization:** A group of children 18 and under that meets regularly, mentor programs or recreation centers that operate in accordance with documented mission statements or bylaws.

**Religious Organization:** Any state recognized religious entity with an ordained or licensed clergy, or lay minister appointed by the governing board of the religion.

**Health Care Facility:** Any state recognized health care facility providing services to children or vulnerable adults.

#### **Public/Community Notification**

Fax or email news releases will be sent to the media on high risk/level 3 offenders to be shared with the public. A website is available to access the media releases on **high/level 3 risk offenders**. It does not require a username or password.. It includes the name, address, sex offense conviction and picture of the offender. This information is available to the media and the public as a whole. It can be viewed or disseminated to parents, teachers, neighbors etc.

#### COMPUTER REQUIREMENTS

Your computer must have Internet access with a browser that uses Microsoft Internet Explorer 4.0 or greater or Netscape 4.0 or greater with 128-bit strong encryption to access the information.

**For Additional Information:**

Nebraska Sex Offender Registry  
P.O. Box 94907  
Lincoln, NE 68509-4907  
Office (402) 471-8647  
Fax (402) 471-8496

**Public website Provides:**

<http://www.nsp.state.ne.us>

- \$ *Frequently Asked Questions*
- \$ *Nebraska Sex Offender Registration Act (Neb. Rev Statute 29-4001-4013)*
- \$ *Nebraska State Patrol Rules and Regulations for Sex Offender Registration*
- \$ *Nebraska Sex Offender Risk Assessment Instrument*
- \$ *Request to be placed in Moderate Risk Agency Database*
- \$ *High Risk Offender Notifications*
- \$ *Relevant website links*

***It is unlawful to use any of this information to retaliate against a registrant and can result in your arrest and prosecution.***

# **NEBRASKA SEX OFFENDER REGISTRY**



***GENERAL INFORMATION***