Georgia's Registered Sex Offenders

Definitions

'Sexual offender' means any individual: (A) who has been convicted of a criminal offense against a victim who is a minor or any dangerous sexual offense; (B) who has been convicted under the laws of another state or territory, under the laws of the United States, under the Uniform Code of Military Justice, or in a tribal court of a criminal offense against a victim who is a minor or a dangerous sexual offense; (C) who is required to register pursuant to subsection (e) of O.C.G.A. § 42-1-12. (O.C.G.A. § 42-1-12 (a)(20))

'Sexually dangerous predator' means a sexual offender: (A) who was designated as a sexually violent predator between July 1, 1996 and June 30, 2006; or (B) who is determined by the Sexual Offender Registration Review Board to be at risk of perpetrating any future dangerous sexual offense. (O.C.G.A. § 42-1-12 (a)(21))

Registration Requirements O.C.G.A. § 42-1-12 (f)

Any sexual offender required to register under this Code section shall provide the required registration information to the appropriate official before being released from prison or placed on parole, supervised release, or probation.

The sexual offender must register in person with the sheriff of the county in which the sexual offender resides within 72 hours after the sexual offender's release from prison or placement on parole, supervised release, probation, or entry into this state;

A sexual offender whose place of residence is the status of homelessness, in lieu of the requirements of paragraph (2) of this subsection, register in person with the sheriff of the county in which the sexual offender sleeps within 72 hours after the sexual offender's release from prison or placement on parole, supervised release, probation, or entry into this state and provide the location where he or she sleeps;

The sexual offender must maintain the required registration information with the sheriff of each county in which the sexual offender resides or sleeps;

The sexual offender must renew the required registration information with the sheriff of the county in which the sexual offender resides or sleeps by reporting in person to the sheriff within 72 hours prior to such l offender's birthday each year to be photographed and fingerprinted;

The sexual offender must update the required registration information with the sheriff of the county in which the sexual offender resides within 72 hours of any change to the required registration information, other than where he or she resides or sleeps if such person is homeless. If the information is the sexual offender's new address, the sexual offender shall give the information regarding the sexual offender's new address to the sheriff of the county in which the sexual offender last registered within 72 hours prior to any change of address and to the sheriff of the county to which the sexual offender is moving within 72 hours prior to establishing such new address. If the sexual offender is homeless and the information is the sexual offender's new sleeping location, within 72

hours of changing sleeping locations, the sexual offender shall give the information regarding the sexual offender's new sleeping location to the sheriff of the county in which the sexual offender last registered, and if the county has changed, to the sheriff of the county to which the sexual offender has moved; and

The sexual offender must continue to comply with the registration requirements of this Code section for the entire life of the sexual offender, excluding ensuing periods of incarceration.

In addition to the requirements of registration for all sexual offenders, a sexually dangerous predator shall also report to the sheriff of the county where such predator resides six months following his or her birth month and update or verify his or her required registration information. (O.C.G.A. § 42-1-14(f))

Restrictions

- If your date of offense was committed **prior to June 4, 2003**, there are no residency or employment restrictions; however, you must adhere to all registration requirements. (O.C.G.A. § 42-1-17)

- If your date of offense was committed between **June 4, 2003 – June 30, 2006,** you cannot reside within 1,000 feet of any child care facility, school, or areas where minors congregate (public and private parks, recreation facilities, playgrounds, skating rinks, neighborhood centers, gymnasiums, and similar facilities providing programs or services directed towards persons under 18 years of age). (O.C.G.A. § 42-1-17)

- If your date of offense was committed between **July 1, 2006 – June 30, 2008,** you cannot reside within1,000 feet of any child care facility, church, school, areas where minors congregate (public and private parks, recreation facilities, playgrounds, skating rinks, neighborhood centers, gymnasium, school bus stops, and public & community swimming pools). (O.C.G.A. § 42-1-16)

- If your date of offense was committed between **July 1, 2006 – June 30, 2008,** you cannot be employed at any child care facility, church, school, or any business or entity that is located within 1,000 feet of said location. (O.C.G.A. § 42-1-16)

- If your date of offense was committed between **July 1, 2006 – June 30, 2008** and you are a sexually dangerous predator, you cannot be employed at any child care facility, church, school, area where minors congregate (public and private parks, recreation facilities, playgrounds, skating rinks, neighborhood centers, gymnasium, school bus stops, and public and community swimming pools) or any business or entity that is located within 1,000 feet of said location. (O.C.G.A. § 42-1-16)

- If your date of offense was committed between**July 1, 2006 – June 30, 2008,** you cannot loiter at any child care facility, school, or areas where minors congregate (public and private parks, recreation facilities, playgrounds, skating rinks, neighborhood centers, gymnasium, school bus stops, and public and private community swimming pools). (O.C.G.A. § 42-1-16)

- If your date of offense was committed on **July 1, 2008 or after,** you cannot reside within 1,000 feet of any child care facility, church, school, areas where minors congregate (public and private parks, recreation facilities, playgrounds, skating rinks, neighborhood centers, gymnasium, school bus stops, public libraries, and public and community swimming pools). (O.C.G.A. § 42-1-15)

- If your date of offense was committed on **July 1, 2008 or after,** you cannot be employed/volunteer at any child care facility, church, school, or any business or entity that is located within 1, 000 feet of said location. (O.C.G.A. § 42-1-15) A volunteer is defined at O.C.G.A § 42-1-15 (a) (4).

- If your date of offense was committed on **July 1, 2008 or after** and you are a sexually dangerous predator, you cannot be employed/volunteer at any child care facility, church, school, area where minors congregate (public & private parks, recreation facilities, playgrounds, skating rinks, neighborhood centers, gymnasiums, school bus stops, public libraries, and public and community swimming pools) or any business or entity that is located within 1,000 feet of said location. (O.C.G.A. § 42-1-15)

- If your date of offense was committed on **July 1, 2008 or after,** loitering is prohibited at any child care facility, school, or areas where minors congregate (public and private parks, recreation facilities, playgrounds, skating rinks, neighborhood centers, gymnasium, school bus stops, public libraries, and public and community swimming pools). (O.C.G.A. § 42-1-15)

CAN A SEXUAL OFFENDER PETITION THE COURT TO BE REMOVED FROM THE REGISTRY?

Yes, per O.C.G.A. § 42-1-19 (a), an individual required to register pursuant to Code Section 42-1-12 may petition a superior court for release from registration requirements and from any residency or employment restrictions of this article if the individual:

(1) Has completed all prison, parole, supervised release, and probation for the offense which required registration pursuant to Code Section 42-1-12; and

(A) Is confined to a hospice facility, skilled nursing home, residential care facility for the elderly, or nursing home;
(B) Is totally and permanently disabled as such term is defined in Code Section 49-4-80; or
(C) Is otherwise seriously physically incapacitated due to illness or injury;

(2) Was sentenced for a crime that became punishable as a misdemeanor on or after July 1, 2006, and meets the criteria set forth in subparagraphs (c)(1)(A) through (c)(1)(F) of Code Section 17-10-6.2;

(3) Is required to register solely because he or she was convicted of kidnapping or false imprisonment involving a minor and such offense did not involve a sexual offender against such minor or an attempt to commit a sexual offense against such minor. For purposes of this paragraph, the term 'sexual offense' means any offense listed in division (a)(10)(B)(i) or (a)(10)(B)(iv) through (a)(10)(B)(xix) of Code Section 42-1-12; or

(4) Has completed all prison, parole, supervised release, and probation for the offense which required registration pursuant to Code Section 42-1-12 and meets the criteria set forth in subparagraphs (c)(1)(A) through (c)(1)(F) of Code Section 17-10-6.2.

(b)(1) A petition for release pursuant to this Code section shall be filed in the superior court of the jurisdiction in which the individual was convicted; provided, however, that if the individual was not convicted in this state, such petition shall be filed in the superior court of the county where the individual resides.

(2) Such petition shall be served on the district attorney of the jurisdiction where the petition is filed, the sheriff of the county where the petition is filed, and the sheriff of the county where the individual resides. Service on the district attorney and sheriff may be had by mailing a copy of the petition with a proper certificate of service.

(3) If a petition for release is denied, another petition for release shall not be filed within a period of two years from the date of the final order on a previous petition.

(c)(1) An individual who meets the requirement of paragraph (1), (2), or (3) of subsection (a) of this Code section shall be considered for release from registration requirements and from residency or employment restrictions.

(2) An individual who meets the requirements of paragraph (4) of subsection (a) of this Code section may be considered for release from registration requirements and from residency or employment restrictions only if;

(A) Ten years have elapsed since the individual completed all prison, parole, supervised release, and probation for the offense which required registration pursuant to Code Section 42-1-12; or

(B) The individual has been classified by the board as a Level I risk assessment classification, provided that if the board has not done a risk assessment classification for such individual, the court shall order such classification to be completed prior to considering the petition for release.

Profile of Registered Offenders

*As of July 1, 2013

Total Offenders Registered 23,230

	Male	Female		White	Black	Indian	Asian	Unknown
17 and Under	19	1		9	11	0	0	0
18–25	1,270	38		714	588	1	5	0
26–35	5,582	162		2,928	2,791	1	14	10
36–45	5,746	221		3,199	2,732	8	23	5
46–55	5,879	140		3,391	2,588	7	19	14
56–65	2,821	42		1,817	1,033	5	6	2
66 and Older	1,302	7		1,071	234	1	1	2
TOTALS	**22,619**	**611**		**13,129**	**9,977**	**23**	**68**	**33**

Residency

Total Offenders Registered	23,230
Registered with a Georgia residence address	18,909
Registered with an out of state residence address*	4,321

* This total represents offenders who either provided an out of state residence address at the time of release and registration or were originally registered and resided in Georgia but subsequently moved out of state. Offenders with an out of state residence address remain on the Georgia registry for law enforcement purposes but are not included in the public registry.