

Additional Information

The Sex Offender Registration Act **does not** restrict where a registered sex offender may live. However, if the offender is under **parole or probation supervision**, other New York State laws **may** limit the offender from living within **1000 feet** of a school or other facility caring for children.

The City of Auburn adopted local law # 2 of 2007 which restricts where **Level 3 Sex Offenders** can reside and travel. It restricts a level 3 offender from residing or traveling within 500 feet of a public or private school, nursery school, pre-school, registered day care center, playground, or park.

For more information regarding sex offenders, and to view a list of Level 2 and 3 offenders living in the area, visit: <http://www.criminaljustice.ny.gov/> and click on the "Sex Offenders" tab at the top.

Information about offenders of all risk levels, including those whose risk levels are pending, is available by calling 518-457-5837 or 1-800-262-3257.

Frequently Asked Questions

Q: A sex offender lives in my neighborhood and I'm concerned for the safety of my children. What are my options?

A: Unfortunately, there is not a law governing where a sex offender may live, with the exception of Auburn's local law, which prohibits Level 3 sex offenders from living or traveling within 500 feet of a public or private school, nursery school, pre-school, registered day care center, playground, or park.

Q: Why is information regarding Level 1 sex offender's addresses not public?

A: Not all sex offenders pose risks of reoffending and to the public as a whole. Therefore, addresses of sex offenders who are deemed not likely to reoffend, are not made public.

Q: What are the consequences of a registered sex offender who violates the terms of their registration in NYS?

A: Failure to perform any of the conditions in which a sex offender is responsible is a felony. First time offenders may be convicted of a class E felony, while subsequent offenders may be convicted of a class D felony.

Contact Information:

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Overview of Registered Sex Offenders



Auburn Police Department

Registration

Anyone who was on parole or probation or incarcerated for a sex offense on January 21, 1996, must register as a sex offender.

Additionally, offenders **convicted** of a sex offense on or after that date must register upon returning to the community.

Furthermore, offenders who establish residence in New York State, but were convicted in other jurisdictions (e.g. federal, military, or another state/country) must register if they have been convicted of an offense that requires registration as determined by the New York State Board of Examiners of Sex Offenders.

Any offender who has moved to New York from another state or country must register with the New York State Division of Criminal Justice Services no later than 10 days after moving.

Classification

Sex offenders are divided into 3 levels, based on the offender's risk of committing another sex crime and harm to the community:

Level 1 (low)
Level 2 (moderate)
Level 3 (high)

There are also three designations that may be assigned to a sex offender. These designations, along with risk level, govern the length of time that an offender must register:

Sexual Predator – has been convicted of a sexually violent offense defined in section 168-a of the Correction Law **and** who suffers from a mental abnormality or personality disorder that makes him or her likely to engage in predatory sexually violent offenses.

Sexually Violent – has been convicted of a sexually violent offense as defined in section 168-a of the Correction Law.

Predicate Sex Offender – has been convicted of a sex offense when the offender has been previously convicted of a sex offense.

Requirements

Level 1 sex offenders **with no** designation (predator, violent, or predicate sex offender) must register as a sex offender for 20 years. **All other** sex offenders, regardless of level or designation, must register as a sex offender for LIFE.

In addition, sex offenders must:

- Report annually where they live
- Notify DCJS in writing of new address within 10 days
- Report to a local police agency to have current photo taken every three years (Level 1 and 2) or every year (Level 3)
- Notify DCJS in writing of any institution of higher education they are attending, enrolled, living or employed at.
- Provide in writing Internet Service Providers, internet screen names and e-mail accounts.
- Level 3 offenders and offenders with a sexual predator designation must personally verify their addresses every 90 days with law enforcement.