

CHILD PROTECTION ORDINANCE

City Attorney Community Forum
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Child Protection Act
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Unlawful for a registered
sex offender to
Reside within 2000 feet
Or
Be within 300 feet

Locations

- Amusement center
- Arcade
- Child day care facility
- Library
- Playground
- Park
- School

Prospective

- Will only apply to those who commit crimes after the passage of the ordinance
- Will not require someone to move who was at a restricted location prior to the passage of the ordinance

Sex Offender Registration Law (290's)

- Mandatory lifetime registration
- Live, work or go to school in California – must register
- Applies to adults and juveniles
- Applies to misdemeanors & felonies
- Convictions as juveniles, other states, military tribunals, federal courts included

Who Must Register as a Sex Offender?

- Any person convicted of one or more of the 163 variations of sex offenses listed under Penal Code section 290.
- Such as: Rape, Sodomy, Pimping, Sexual Battery, Child Molestation, Child Pornography, Sexual Exploitation and Indecent Exposure.

What is the Sex Offender Registration Requirement?

Sex offender must register – provide their residence—to local law enforcement within 5 days of their birthday and within 5 days of changing their address - for the rest of their life.

California Penal Code 290

Megan's Law

- Required Department of Justice to create website for posting of certain information, including home address and other information about the registrant, of certain sex offenders
- www.meganslaw.ca.gov

Megan's Law

Community Notification

- Law enforcement determines whether level of risk requires community notification
- General release to the media
- Door-to-door with written notification to neighbors; Community meeting

Megan's Law

AN INFORMATION TOOL FOR CITIZENS
TO BE AWARE OF RISKS AND AVOID
HARM

- NOTE : All must register...but not all on public website. 20% to 30% excluded to public but **all** are known to law enforcement.

Jessica's Law

- 2,000 foot Residency Restriction—
 - Schools, Parks where children gather
 - Challenged in the California Supreme Court; enforcement pending court ruling
 - Not a criminal violation
- GPS Tracking of all Registered Sex Offenders
 - Resources not yet available to equip all

Jessica's Law

- Mandatory minimum sentencing for Child Molesters.
- Strengthens the sexually violent predator program
- Allows DA to charge a felony for possession of Child Porn.
- Increases Parole terms up to 10 years.
- Imposes an additional 5-yr sentence for those use a drug in the commission of a sex crime.
- Allows law enforcement to act as decoys on Internet; prohibits internet contact with minor for purpose of engaging in sexual conduct