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SB1194: An Act Relieving Certain Registrants of the Sex Offense Registry

JF 3/27 – Senate Calendar #317

What will SB1194 do?

SB1194 is a commonsense bill that will end registration requirements for the Retroactive.

Who Are the Retroactive (aka the Grandfathered)?

They are people who prior to the implementation of the Registry expansion on October 1, 1998 were released into the community for specific offenses* before the implementation date. This retroactive inclusion stretched back 10 years from the implementation date and such people were mandated to register for life.

**Defined in Chapter 969, Section 54-250(11)*

They had been rebuilding their lives in their communities after completing their sentences for up to 10 years before being publicly registered and have remained sexual offense-free for at least 25 years.

Did the Registry violate *Due Process* for the Retroactive?

YES! At the time of their conviction, the Retroactive were *unable to make an informed decision* because nobody knew at the time that they would one day be forced to register.

Public Hearing Excerpts (3min 39sec)

<https://youtu.be/NUlcuX9Jx9g>

Is it necessary for public safety to keep the Retroactive on the Registry?

There is no benefit to public safety by keeping these people on the Registry. By definition, none of the Retroactive have sexually re-offended since being placed on the registry. If they had, they would not be part of the Retroactive group.

Studies have shown that after 20 years offense-free in the community, no matter their initial risk, those who have committed a sexual offense are *no more a risk than anyone else in their community*.

Karl Hanson Desistance Paper

<https://onestandardofjustice.org/Hanson-2018-CJB-Desistance.pdf>

Paid In Full Detailed One-Pager

<https://onestandardofjustice.org/PIF-One-Pager-3-26-23>

For more information, see our webinar:

<https://onestandardofjustice.org/webinar-public-safety-for-sexual-harm-correcting-the-narrative/>