

Sex Offender Registration Law Update #10
June 12, 2008

1. People v. Mann, 2008 N.Y. App. Div. LEXIS 4832 (June 5, 2008)

- **Relocating Defendant**
- **Classification of Offense**

Defendant, convicted of a prior sex offense in California, moved from California to New York, and argued that he either (1) shouldn't be required to register as a sex offender or (2) shouldn't be classified in "risk level III". The New York court found that his prior conviction, number of victims, and prior failure to register sufficed to require registration at level III. The court found the record of the California court reliable hearsay for purposes of determining the issues in the case.

2. State v. Crofton, 2008 Wash. App. LEXIS 1283 (June 2, 2008)

- **Homeless RSO**

Where Washington state required a homeless registered sex offender to appear once a week to the sheriff's office in the county where they are registered, this was not a violation of either the ex post facto or equal protection provisions of the Constitution.

3. State v. King, 2008 Ohio App. LEXIS 2174 (May 30, 2008)

- **Ohio Reclassification**

Defendant's challenge to Senate Bill 10 on Sixth Amendment (right to counsel) and substantive due process grounds was rejected.

4. In re D.H., 2008 Ill. App. LEXIS 275 (March 31, 2008)

- **Juvenile: Required to Register after Becoming an Adult?**

Discusses recent legislative actions in Illinois (citing *In re Rogelio S.*, 882 N.E.2d 612 (App. Ct. Ill. December 26, 2007)) which eliminated the provision requiring juveniles to register as adult sex offenders upon becoming an adult.