

## Ind. Code § 11-8-8-7

by Jesse Sanchez | Feb 3, 2020 | Uncategorized

# Ind. Code § 11-8-8-7



(a) Subject to section 19 of this chapter, the following persons must register under this chapter:

(1) A sex or violent offender who resides in Indiana. A sex or violent offender resides in Indiana if either of the following applies:

(A) The sex or violent offender spends or intends to spend at least seven (7) days (including part of a day) in Indiana during a one hundred eighty (180) day period.

(B) The sex or violent offender owns real property in Indiana and returns to Indiana at any time.

(2) A sex or violent offender who works or carries on a vocation or intends to work or carry on a vocation full time or part time for a period:

(A) exceeding seven (7) consecutive days; or

(B) for a total period exceeding fourteen (14) days; during any calendar year in Indiana regardless of whether the sex or violent offender is financially compensated, volunteered, or is acting for the purpose of government or educational benefit.

(3) A sex or violent offender who is enrolled or intends to be enrolled on a full-time or part-time basis in any public or private educational institution, including any secondary school, trade, or professional institution, or postsecondary educational institution.

(b) Except as provided in subsection (e), a sex or violent offender who resides in Indiana shall register with the local law enforcement authority in the county where the sex or

violent offender resides. If a sex or violent offender resides in more than one (1) county, the sex or violent offender shall register with the local law enforcement authority in each county in which the sex or violent offender resides. If the sex or violent offender is also required to register under subsection (a)(2) or (a)(3), the sex or violent offender shall also register with the local law enforcement authority in the county in which the offender is required to register under subsection (c) or (d).

**(c)** A sex or violent offender described in subsection (a)(2) shall register with the local law enforcement authority in the county where the sex or violent offender is or intends to be employed or carry on a vocation. If a sex or violent offender is or intends to be employed or carry on a vocation in more than one (1) county, the sex or violent offender shall register with the local law enforcement authority in each county. If the sex or violent offender is also required to register under subsection (a)(1) or (a)(3), the sex or violent offender shall also register with the local law enforcement authority in the county in which the offender is required to register under subsection (b) or (d).

**(d)** A sex or violent offender described in subsection (a)(3) shall register with the local law enforcement authority in the county where the sex or violent offender is enrolled or intends to be enrolled as a student. If the sex or violent offender is also required to register under subsection (a)(1) or (a)(2), the sex or violent offender shall also register with the local law enforcement authority in the county in which the offender is required to register under subsection (b) or (c).

**(e)** A sex or violent offender described in subsection (a)(1)(B) shall register with the local law enforcement authority in the county in which the real property is located. If the sex or violent offender is also required to register under subsection (a)(1)(A), (a)(2), or (a)(3), the sex or violent offender shall also register with the local law enforcement authority in the county in which the offender is required to register under subsection (b), (c), or (d).

**(f)** A sex or violent offender committed to the department shall register with the department before the sex or violent offender is placed in a community transition program, placed in a work release program, or released from incarceration, whichever occurs first. The department shall forward the sex or violent offender's registration information to the local law enforcement authority of every county in which the sex or violent offender is required to register. If a sex or violent offender released from the department under this subsection:

**(1)** informs the department of the offender's intended location of residence upon release; and

**(2)** does not move to this location upon release; the offender shall, not later than seventy-two (72) hours after the date on which the offender is released, report in person to the local law enforcement authority having jurisdiction over the offender's current address or location.

**(g)** This subsection does not apply to a sex or violent offender who is a sexually violent predator. A sex or violent offender not committed to the department shall register not more than seven (7) days after the sex or violent offender:

**(1)** is released from a penal facility (as defined in IC 35-31.5-2-232 );

**(2)** is released from a secure private facility (as defined in IC 31-9-2-115 );

**(3)** is released from a juvenile detention facility;

**(4)** is transferred to a community transition program;

**(5)** is placed on parole;

**(6)** is placed on probation;

**(7)** is placed on home detention; or

**(8)** arrives at the place where the sex or violent offender is required to register under subsection (b), (c), or (d); whichever occurs first. A sex or violent offender required to register in more than one (1) county under subsection (b), (c), (d), or (e) shall register in each appropriate county not more than seventy-two (72) hours after the sex or violent offender's arrival in that county or acquisition of real estate in that county.

**(h)** This subsection applies to a sex or violent offender who is a sexually violent predator. A sex or violent offender who is a sexually violent predator shall register not more than seventy-two (72) hours after the sex or violent offender:

**(1)** is released from a penal facility (as defined in IC 35-31.5-2-232 );

**(2)** is released from a secure private facility (as defined in IC 31-9-2-115 );

**(3)** is released from a juvenile detention facility;

**(4)** is transferred to a community transition program;

**(5)** is placed on parole;

**(6)** is placed on probation;

**(7)** is placed on home detention; or

**(8)** arrives at the place where the sexually violent predator is required to register under subsection (b), (c), or (d); whichever occurs first. A sex or violent offender who is a sexually violent predator required to register in more than one (1) county under subsection (b), (c), (d), or (e) shall register in each appropriate county not more than seventy-two (72) hours after the offender's arrival in that county or acquisition of real estate in that county.

**(i)** The local law enforcement authority with whom a sex or violent offender registers under this section shall make and publish a photograph of the sex or violent offender on the Indiana sex and violent offender registry web site established under IC 36-2-13-5.5. The local law enforcement authority shall make a photograph of the sex or violent offender that complies with the requirements of IC 36-2-13-5.5 at least once per year. The sheriff of a county containing a consolidated city shall provide the police chief of the consolidated city with all photographic and computer equipment necessary to enable the police chief of the consolidated city to transmit sex or violent offender photographs (and other identifying information required by IC 36-2-13-5.5 ) to the Indiana sex and violent offender registry web site established under IC 36-2-13-5.5. In addition, the sheriff of a county containing a consolidated city shall provide all funding for the county's financial obligation for the establishment and maintenance of the Indiana sex and violent offender registry web site established under IC 36-2-13-5.5.

**(j)** When a sex or violent offender registers, the local law enforcement authority shall:

**(1)** immediately update the Indiana sex and violent offender registry web site established under IC 36-2-13-5.5;

**(2)** notify every law enforcement agency having jurisdiction in the county where the sex or violent offender resides; and

**(3)** update the National Crime Information Center National Sex Offender Registry data base via the Indiana data and communications system (IDACS). When a sex or violent offender from a jurisdiction outside Indiana registers a change of address, electronic mail address, instant messaging username, electronic chat room username, social networking web site username, employment, vocation, or enrollment in Indiana, the local law

enforcement authority shall provide the department with the information provided by the sex or violent offender during registration.

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Amended by P.L. 214-2013, SEC. 6, eff. 7/1/2013.

Amended by P.L. 114-2012, SEC. 24, eff. 7/1/2012.

As added by P.L. 140-2006, SEC.13 and P.L. 173-2006, SEC.13. Amended by P.L. 2-2007, SEC.151; P.L. 216-2007, SEC.15; P.L. 119-2008, SEC.5.

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