

DEPARTMENT GENERAL ORDER 98-22

OFFICE of the CHIEF OF POLICE
REPLACES/AMENDS: None

DATE: September 16, 1998

REGISTRATION OF SEX OFFENDERS

I. PURPOSE.

Chapter 589 of the Revised State of Missouri statutes stipulates that sex offenders are required to be registered with the chief law enforcement officer of the jurisdiction where they take up residence. The policy and procedures necessary to ensure the implementation of such registration are outlined herein.

II. GENERAL.

Any person who, since July 1, 1979, has been convicted of, been found guilty of, or pled guilty to a violation of or an attempt to violate one of the sections of the Missouri Revised Statutes listed in Section III, must register in person with the chief law enforcement officer of the city and county in which such person resides. Any person to whom sections 589.400 to 589.425 RSMo. Applies, shall register within fourteen (14) days of establishing residence in any county, city, town, or village within the state. Within ten (10) days of moving to a different residence, the offender must notify both the law enforcement agency where initially registered and the agency with jurisdiction over the new residence. Notification of address change may be made in person or by mail. Failure to comply is a class A misdemeanor.

The St. Louis County Police Department has assumed the responsibility to register all sexual offenders residing in both incorporated and un-incorporated portions of the county. However, it should be noted that several municipal law enforcement agencies have determined to maintain duplicate registration files for those sexual offenders residing within the limits of their specific jurisdictions. The Clayton Police Department shall defer such action and will direct all potential registrants to St. Louis County.

The St. Louis County Police Department shall notify this agency in a timely manner of any sexual offenders who have registered with the county and listed their residential address as being in Clayton.

III. OFFENSES REQUIRING REGISTRATION.

566.030	RAPE or FORCIBLE RAPE
566.032	STATUTORY RAPE FIRST DEGREE (Victim 14 yrs or less)
566.034	STATUTORY RAPE SECOND DEGREE (Victim 17 yrs or less)
566.040	SEXUAL ASSAULT FIRST DEGREE
566.050	SEXUAL ASSAULT SECOND DEGREE
566.060	SODOMY OR FORCIBLE SODOMY
566.062	STATUTORY SODOMY FIRST DEGREE (Victim 14 yrs or less)
566.064	STATUTORY SODOMY SECOND DEGREE (Victim 17 yrs or less)
566.067	CHILD MOLESTATION FIRST DEGREE (Victim under 12 YOA) 566.068
	CHILD MOLESTATION SECOND DEGREE (Victim 12 or 13 YOA)
566.070	DEVIATE SEXUAL ASSAULT FIRST DEGREE
566.080	DEVIATE SEXUAL ASSAULT SECOND DEGREE
566.083	SEXUAL MISCONDUCT INVOLVING A CHILD
566.090	SEXUAL MISCONDUCT FIRST DEGREE
566.100	SEXUAL ABUSE FIRST DEGREE
566.110	SEXUAL ABUSE SECOND DEGREE

A. Other Circumstances Requiring Registration.

- 1). Any person who, since July 1, 1979, has been or is hereafter convicted of, been found guilty of, or pled guilty to committing, or attempting to commit one or more of the following offenses against a victim under seventeen (17) years of age:

565.110	KIDNAPPING
567.050	PROMOTING PROSTITUTION FIRST DEGREE
567.060	PROMOTING PROSTITUTION SECOND DEGREE
567.070	PROMOTING PROSTITUTION THIRD DEGREE
568.020	INCEST
568.060	CHILD ABUSE
568.080	CHILD USED IN SEXUAL PERFORMANCE
568.090	PROMOTING SEXUAL PERFORMANCE OF A CHILD

- 2). Any person who, since July 1, 1979, has been committed to the Department of Mental Health as a sexual psychopath.
- 3). Any person who is a resident of the State of Missouri, who has, since July 1, 1979, or is herein convicted of, been found guilty of, or pled guilty or nolo

contendere in any other state or under federal jurisdiction to committing, or attempting to commit, an offense which, if committed in this state, would be a felony violation of Chapter 566, RSMo., or a felony violation of any offense listed in paragraph A-1.

IV. REGISTRATION PROCEDURES.

The St. Louis County Police Department shall register all applicable sexual offenders residing within St. Louis County and will maintain a file containing a copy of the offender registration form, along with the offender's photograph and fingerprints.

St. Louis County will then provide the Missouri State Highway Patrol with an offender registration form and accompanying photograph and fingerprints within ten (10) days of obtaining such information for inclusion in the Missouri Uniform Law Enforcement System (MULES).

Following the registration of a sexual offender, the St. Louis County Police Department will notify the appropriate municipal law enforcement officials and/or their own precinct commanders of the individual(s) in question residing within their specific venues or areas of responsibility.

In addition to the above, the St. Louis County Police shall check the sexual offender file when conducting arrest record inquiries in regard to employment applications pertaining to work in child care or as a school bus driver.

Uniformed St. Louis County officers will periodically, and at random, check to verify that sexual offenders continue to reside at the addresses listed on the registration files. Should it be determined that an offender has moved, the inspecting officer shall notify the Bureau of Central Police Records.

V. FAILURE TO REGISTER.

- A. If an officer suspects that a sex offender has not properly registered as required by law, a preliminary investigation shall be conducted to determine if the offender is in violation of the state statute.
- B. If it is determined that a violation has occurred and the offender resides within the city, the investigating officer shall initiate a full custodial arrest, log an incident report, and subsequently release the subject pending application for warrant.
- C. Should it be determined that a violation has occurred and the offender resides in a jurisdiction outside of the City of Clayton, the same procedures as above shall be followed except that a teletype message shall be sent to the appropriate law enforcement agency having jurisdiction. St. Louis County Police

Department handles sex offender registrations for the vast majority of the municipalities located within the county. The teletype will advise them of the arrest and provide the applicable police report number.

- D. The incident report shall describe the circumstances of the arrest and the identity of the individual(s) who verified that the suspect was required to register as a sex offender and had failed to do so. In addition, the arresting officer shall advise the suspect of the registration requirement and will duly record such notification in the police report.
- E. Prior to warrant application the officer shall determine if the suspect has complied with the registration requirement and provide such information to the prosecuting attorney.

VI. CONFIDENTIALITY.

Documentation in regard to sexual offenders which may be received from the St. Louis County Police Department or elsewhere shall be maintained by the Criminal Investigations Division in a confidential file. Such documents shall be made available to authorized law enforcement personnel only. Should a public inquiry be made, the group or individual initiating the request shall be referred to the St. Louis County Police Department. A complete list of those offender's names and addresses who have registered as residing in St. Louis County will be provided to any person upon request.

BY ORDER OF:

RICHARD T. MORRIS
Chief of Police

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