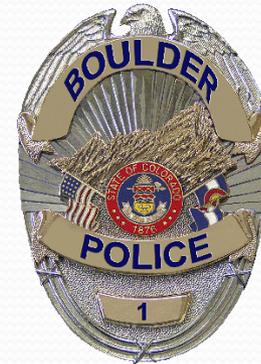


COMMUNITY NOTIFICATION



Boulder Police Department



WHAT DO THESE 12 PEOPLE HAVE IN COMMON?

COMMUNITY NOTIFICATION TEAM

INTRODUCTIONS

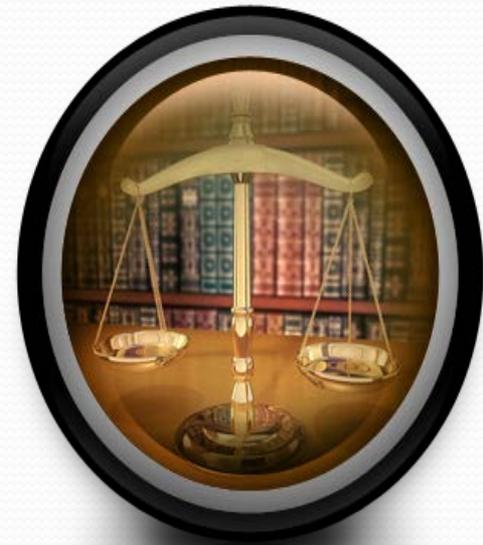
- Law Enforcement Agency
- District Attorney
- Probation Officer/Parole Officer
- Sex Offender Treatment Provider
- Victim Advocate
- Guests

PRESENTATION AGENDA

- Purposes & Intended Benefits of Community Notification
- Sex Offender Legislative History
- Overview of Community Notification
- General Educational Information regarding Sex Offenders, Victims, & Management
- Community Responsibility
- Subject of Community Notification
- Community Protection & Safety Issues
- Questions & Answers

SEX OFFENDER LEGISLATIVE HISTORY

- National Sex Offender Legislation
 - Jacob Wetterling Act 1994
 - Megan's Law 1996
 - Pam Lychner Act 1996
 - Campus Sex Crimes Prevention Act 2000



COLORADO SEX OFFENDER LEGISLATION

- Colorado Sex Offender Legislation
 - SVP Definition 18-3-414.5 C.R.S.
 - Community Notification 16-13-901 C.R.S.
 - Sex Offender Registration 16-22-101 C.R.S.

COMMUNITY NOTIFICATION IN COLORADO

Occurs in 2 ways in Colorado:

- **Passive:** through the sex offender registration process; internet; websites
- **Active:** via Community Meeting
for those sex offenders determined by the courts/parole board to be Sexually Violent Predators (SVPs)

HOW AN SVP IS DETERMINED

What is a Sexually Violent Predator (SVP)?

This is a **legal term, not a descriptive term.**

To be qualified to complete the SVP assessment, the offender **FIRST** must meet the date & crime criteria, as well as the relationship criteria which are:

- 1. AGE:** They must be 18 years or older as of the date the offense was committed, **OR**, less than 18 years of age as of the date the offense was committed, but tried as an adult.

HOW AN SVP IS DETERMINED

2. DATE: The crime must have been committed on or after **July 1, 1997**. The crimes must be one or more of the following including attempts, solicitations & conspiracies:

- A. Sexual Assault
- B. Unlawful Sexual Contact
- C. Sexual Assault on a child
- D. Sexual Assault on a child/Position of Trust

AND

the conviction of such crime must have occurred on or after **July 1, 1999**. Conviction includes guilty, guilty plea, nolo contendere, & deferred judgment and sentence.

HOW AN SVP IS DETERMINED

3. Once the aforementioned criteria are met, a Probation Officer or SOMB evaluator will review the relationship the offender had to the victim to determine if:

Relationship: The relationship to the victim must have been either:

- A. A stranger to the offender, **OR**
- B. A person with whom the offender established or promoted a relationship primarily for the purpose of sexual victimization

HOW AN SVP IS DETERMINED

SVP Assessment Instrument: Positive results of an assessment instrument, which includes assessment for the presence of: mental abnormality; prior sexual convictions, and risk factors related to sexual re-offense

Administered by: Probation/parole staff AND a qualified treatment evaluator, approved by the SOMB.

If the offender has positive results of assessment, and meets score criteria, he or she will be scored an SVP.

SVP & COMMUNITY NOTIFICATION

If the offender meets all criteria, then...
Probation/DOC recommends that the
Court/Parole Board make a finding that the defendant be
designated as a SVP.

In addition, if SVP status, or its equivalent, is designated by
another state or jurisdiction, then the individual's SVP status
continues locally.

**All designated SVP's are subject to Community Notification
Meetings.**

OVERVIEW OF COMMUNITY NOTIFICATION

- DOC/Parole/Probation Notifies Local Law Enforcement Agency of SVP's Arrival in Community;
- SVP Registers with Law Enforcement Agency;
- Law Enforcement Notifies CBI;
- CBI places SVP on Internet (within 3 days)
- Law Enforcement Agency Conducts Community Notification in Accordance with *SOMB Criteria*.

<http://sor.state.co.us/>





FELONY



FELONY



FELONY



FELONY



FELONY



SVP



FELONY



SVP



SVP



FELONY



FELONY



SVP

FACTS & STATS

- As of 12/20/2013, there are approximately 16,108 registered sex offenders in Colorado.
- As of 12/20/2013 there are approximately 186 SVP's listed on the Boulder Police Department's website.
- As of 12/20/2013, there are approximately 100 registered sex offenders in the city of Boulder.

MYTH BUSTERS

MYTH

- *Majority of offenders are in prison*
- *Most Sex Crimes are reported*
- *Sex Crimes are not prevalent*

FACT

- **Majority of sex offenders are not caught or detected.**
- **Less than 16% of sex assaults are EVER reported.
More than 80% of sex crimes go UNREPORTED.**
- **In CO., 1 in 4 women & 1 in 17 men have been sex assault victims in their lifetime; 16% were reported to police, (CDPHE, CCASA 1999)**

MYTH BUSTERS

MYTH

- *You can “spot” a sex offender*
- *Most offenders have a long rap sheet*
- *Sex crimes are acts of impulse*

FACT

- **There is no “typical” sex offender, but all tend to be deceptive, manipulative, & secretive.**
- **Many sex offenders have NO criminal history.**
- **Studies show 75% of sex offenses are carefully planned. (When 3 or more assailants are involved, the number climbs to 90%.) (WebMD Feature March 27, 2000 Berkeley, CA)**

SEX OFFENDER CHARACTERISTICS

- Most sex offenders engage in CROSSOVER behavior.
- Offenders may be caught for one type of offense, and be at high risk to commit another type.
- Most sex offenders are male. Female offenders account for less than 10% of sex offense cases. (FBI 2006)
- Crime of conviction is only one indicator of risk.
- Child molesters in CO who re-offended sexually did not live closer to schools or daycare centers than those who did not re-offend (Colo. Dept. of Public Safety, 2004)

MYTH BUSTERS

MYTH

- *Sexual Assaults occur in dangerous places*
- *Most sex crimes are committed by a stranger*

FACT

- **A study conducted in Colorado Department of Corrections indicated 85% of the sex offenders reported having committed the sex crime at their own residence, or at the victim's residence.**
- **93 % of child sex abuse victims know their abusers (Dept of Justice, 2000)**

STRANGER DANGER!!

ABDUCTIONS IN THE UNITED STATES:

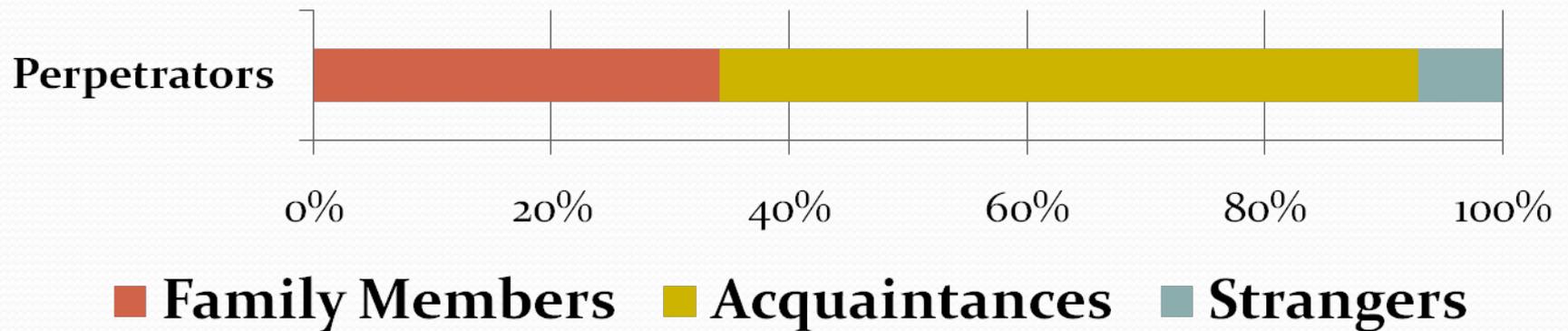
- US Census estimates there were 74,000,000 Children (age 17 and under) in US in 2003.
- 47 Children (0.00015%) were abducted by strangers in 2000. (US DOJ-NISMART,OJJDP, OCT 2002)

STRANGER DANGER

In **90% of the rapes of children**
less than 12 years old
the child knew the offender

according to police-recorded incident data

US DOJ, Bureau of Justice Statistics 1/97 NCJ 163392



US DOJ, Bureau of Justice Statistics, 2000

ALCOHOL & DRUGS

DID YOU KNOW?

- It is a felony crime to have sex with someone who is under the influence of drugs or alcohol and who is “physically helpless” or incapable of appraising the nature of their actions.

C.R.S. 18-3-402 (b), (h)

SEXUAL ASSAULT

C.R.S. 16-11.7-102 (Statutory/Age)

- It is illegal to have sexual relations if:
 - The victim is less than 15 years of age, and actor(offender) is at least 4 years older than the victim (but less than 17 years of age);
 - The victim is at least 15 years of age, but less than 17 years of age, and the actor (offender) is 10 years older than victim, and not spouse of victim, or victim in custody of law or detained in a hospital; victim is helpless physically, etc.

INTERNET EXPLOITATION OF A CHILD

“... who is at least 4 years older than a child who is under 15 years of age, knowingly entices the child through communication via computer network or system to: expose; touch the child’s own or another person’s intimate parts while communicating with the person via a computer; observe the person’s intimate parts while communicating with the person.

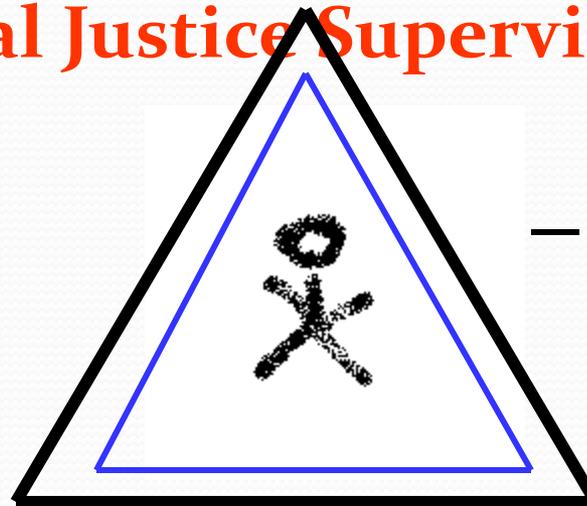
This includes SEXTING.

COMMUNITY SUPERVISION

- There is no known cure for sex offenders; however, like any behavioral choice, they can learn new behaviors and skills, and **SOME** can safely be managed in the community.
- Most sex offenders in Colorado are supervised by the criminal justice system in the community.
- Parole Officers monitor conditions and behavior, & impose sanctions.
- Sex offenders must waive confidentiality for treatment & case management purposes.
- Secrecy undermines rehabilitation & threatens public safety.
- Sex offenders must be completely accountable for their behavior & must agree to intensive & intrusive measures.

CONTAINMENT APPROACH

Criminal Justice Supervision



*Community
Members*

**Sex Offense-
Specific Treatment**

**Polygraph
Examiner**

MYTH BUSTERS

MYTH

- *Most Victims “ask” for it*
- *Victims who suffer NO OBVIOUS physical injury are not seriously traumatized by their experience*

FACT

- **Sex offenders use power and control to dominate and humiliate victims of both genders.**
- **Only about 4% of rape victims sustained serious physical injuries as a result of rape. 70% reported no physical injuries. ALL victims suffer.**

IMPACT ON VICTIMS OF SEX OFFENSES

- Victims exhibit many different responses: crying, angry, quiet, withdrawn. There is no “normal” response.
- Sex assault by someone known to victim creates more difficult recovery.
- Victims often develop post-traumatic stress disorder.
- Long-term effects inc.: depression, anxiety, eating disorders, flashbacks, divorce, loss of sexual interest, loss of concentration, sleeping disorders, suicide.
- Male victims tend to develop anti-social behaviors; females tend to develop depression; both develop substance abuse problems.

IMPACT ON VICTIMS OF SEX OFFENSES

- Victims of sexual assault are 3 times more likely than the general population to suffer from depression;
- Are 13 times more likely to attempt suicide;
- Have greatly increased rates of substance use and abuse;
- Are likely to engage in poor contraceptive use;
- And have a higher rate of unwanted pregnancy. (CCASA, 2003)
- Victims of sexual assault have an increased risk of involvement with the judicial system (Widom, 1995)
- **Responses are minimized when victims are believed & supported.**

COMMUNITY RESPONSIBILITY

- The community has a vested interest in helping offenders be successfully managed in the community.
- Harassment is counter-productive to the goals of community management & may cause offenders to go underground
- Sex offenders have the same need for housing & employment as other citizens

COMMUNITY RESPONSIBILITY

- A stable offender equals increased community safety
(Bumby & Talbot CSOM 2000)
- Any citizen who uses this information to harass, threaten, or intimidate will be subject to criminal prosecution.

SUBJECT OF NOTIFICATION



Sean Christopher Jackson
DOB 10/12/1985

White Male 5'08" 175 lbs

Transient, City of Boulder

Staying
4869 N. Broadway –
Boulder Homeless Shelter

AN SVP BECAUSE...

First Criteria:

Must have been age 18 at the time of the offense, or had been tried as an adult.

Sean Christopher Jackson:

DOB 10/12/1985

18 years old at the time of offense.

AN SVP BECAUSE...

Criteria for SVP

The crime must have been committed on or after July 1, 1997 and convicted on or after July 1, 1999.

- A. Sexual Assault
- B. Unlawful Sexual Contact
- C. Sexual Assault on a child
- D. Sexual Assault on a child/position of trust

(Includes Attempts, Conspiracies or solicitations.)

● Sean Christopher Jackson

The date of the crime was on 8/19/03 to 1/19/04

And

Conviction Date: 9/13/05

Criminal Attempt – Sex Assault-
overcome Victim's will- 18-3-
402(1)(a) A CLASS 5 FELONY

AN SVP BECAUSE...

Criteria for SVP

The victim's relationship with the Offender must have been either:

- A. A stranger to the offender
- or
- B. A person with whom the offender established or promoted a relationship primarily for the purpose of sexual victimization

Sean Christopher Jackson

The victim was known to the offender.

AN SVP BECAUSE...

Criteria for SVP

Positive results, or scoring high enough on the risk assessment instrument, which includes assessment of the following:

- * presence of mental abnormality
- * prior sexual conviction(s)
- * risk factors related to sexual re-offense

(Administered by probation/parole and treatment evaluator)

Sean Christopher Jackson

This SVP was evaluated by the Parole Board and on July 31, 2006 was found to be a Sexually Violent Predator.

SVP JACKSON'S LEGAL STATUS

- The offender **IS NOT** on probation or parole in Colorado:
- Quarterly Registration
- Monthly verifications

**** REGISTRATION REQUIREMENT**

SVP's must register with law enforcement

- Quarterly
- Lifetime
- Internet Identifiers and email address
- Residence must be verified quarterly by the Police Department

COMMUNITY PROTECTION & SAFETY ISSUES

SVP's Do Not Represent All
Dangerous Sex Offenders,
& the Community Notification
process is not a complete deterrent
to sexual assault.

PLEASE REMEMBER....

Vigilantism, harassment, threats or intimidation of the offender is counter-productive to the best interests and safety of the community.

We want them to be:

- Registered and visible in the community
- Not go “underground” or provide false information

Such activity is criminal and will be investigated and the actor will be subject to prosecution

COMMUNITY PROTECTION & SAFETY ISSUES

What can I tell my children about the SVP?

- Avoid scary details.
- Use language that is honest and age-appropriate.
- Teach your children not to visit offender's home or yard, but also not to harass them.
- Teach your children to TELL a SAFE ADULT if anyone acts inappropriately towards them (i.e. creepy, too friendly, threatening, not respecting their boundaries, etc.)

COMMUNITY PROTECTION & SAFETY ISSUES

What can I teach my children:

- Pay attention to your child's thoughts/feelings
- Role play with your child: Act out scenarios of various dangerous situations and teach them how to respond
- Avoid high risk situations
- Be observant of your surroundings
- Be thoughtful and use good judgment when choosing friends/partners
- Teach appropriate social behaviors
- Teach correct names for body parts
- Teach children that adults are NOT ALWAYS right
- Teach the importance of honesty and the danger of keeping secrets

COMMUNITY PROTECTION & SAFETY ISSUES RESOURCES

- Colorado Bureau of Investigation (CBI)
<http://sor.state.co.us/>
- Dru Sjodin National Sex Offender Public Website:
<http://www.nsopw.gov/Core/Conditions.aspx>
- National Sexual Assault Hotline at:
800-656-HOPE
- National Center for Missing and Exploited Children
<http://www.missingkids.com>
- The Center for Sex Offender Management website:
<http://www.csom.org>