



Proposed Changes to SB 384

*PRESENTATION TO
CA SEX OFFENDER MANAGEMENT BOARD
JANUARY 19, 2023*



Why CASOMB should care

- CASOMB recommended tiered registry in 2010
 - “Recommendations Report” - page 51
 - Not all registrants need to register for life
 - A risk-based system of differentiated registration requirements should be created



Why CASOMB should care

- CASOMB identified tier levels in 2014
 - “A Better Path to Community Safety” - page 7
 - Risk levels to match risk level of offender
 - Only “high risk” offenders to register for life
 - Megan’s Law website to display only “higher risk” offenders



Why CASOMB should care

- CASOMB educated legislators and public regarding benefits of tiered registry
- Video produced
- Written materials created and distributed
- Support for SB 384



Current Issues - SB 384

- More than half of all registrants required to register for life
 - There are 48,631 assigned to Tier 3
 - Only 16,459 assigned to Tier 1
 - Only 21,948 assigned to Tier 2



Current Issues – SB 384

Registrants who lack tier assignments unable to petition for removal

- CA DOJ has failed to provide tier assignments to more than 12,400 registrants
- Tiers assigned starting January 1, 2021
- Statutory deadline of December 31, 2022 not met



Proposed changes – SB 384

1. Specify that courts may consider petitions although there is no tier assignment
2. Reduce from Tier 3 to Tier 1 non-production CP offenses
3. Reduce from Tier 3 to Tier 2 convictions for PC 288(c)



Proposed changes – SB 384

4. Reduce from Tier 3 to Tier 1 convictions for attempted offenses
5. Recognize reductions for “wobblers”
 - Original felony conviction
 - Court reduction to misdemeanor



Proposed changes – SB 384

6. Create “off ramp” for Tier 3
 - Minimum 30 years of registration
 - No subsequent sex offense convictions
7. Allow registrants to view their profiles on Megan’s Law website



Thank You

Alliance for Constitutional Sex Offense Laws

www.all4consolaws.org

(805) 896-7854

Janice Bellucci, Executive Director

JMBellucci@aol.com