

Adult Sex Offender Registration Requirements

WEST VIRGINIA

Requirements

Registrable Offenses	<ul style="list-style-type: none"> • Sexual assault in the first degree • Sexual assault in the second degree • Sexual assault in the third degree • Sexual abuse in the first degree • Sexual abuse in the second degree • Sexual abuse in the third degree • Imposition of sexual intercourse or sexual intrusion on incarcerated persons; penalties • Use of minors in filming sexually explicit conduct prohibited. • Distribution and exhibiting of material depicting minors engaged in sexually explicit conduct • Abduction of person; kidnapping or concealing child • Detention of person in place of prostitution • Procuring for house of prostitution • Incest • Any person who has been convicted of a criminal offense and the sentencing judge made a written finding that the offense was sexually motivated must also register. <p>Whether or not specifically stated, it is an element of every sexual offense that the sexual act was committed without the consent of the victim.</p>
Information Maintained in Sex Offender Registry	<p><i>W. VA. CODE § 15-12-2 (West 2008)</i></p> <p>(d)</p> <ol style="list-style-type: none"> (1) The full name of the registrant, including any aliases, nicknames or other names used by the registrant; (2) The address where the registrant intends to reside or resides at the time of registration, the address of any habitable real property owned or leased by the registrant that he or she regularly visits; (3) The registrant's social security number; (4) A full-face photograph of the registrant at the time of registration; (5) A brief description of the crime or crimes for which the registrant was convicted; (6) Fingerprints; (7) Information related to any motor vehicle, trailer or motor home owned or regularly operated by a registrant, including vehicle make, model, color and license plate number; (8) Information relating to any Internet accounts the registrant has and the screen names, user names or aliases the registrant uses on the internet; and (9) Information related to any telephone or electronic paging device numbers that the registrant has or uses, including, but not limited to, residential, work and mobile telephone numbers <p>(e)(2)</p> <ol style="list-style-type: none"> (A) His or her sex; (B) His or her age at the time of the offense; and (C) The relationship between the victim and the perpetrator. <p>(f) For any person determined to be a sexually violent predator, the notice required by subsection (d) of this section must also include:</p> <ol style="list-style-type: none"> (1) Identifying factors, including physical characteristics; (2) History of the offense; and (3) Documentation of any treatment received for the mental abnormality or personality disorder.
Community Notification and Websites	<p><i>W. VA. CODE § 15-12-2 (West 2008)</i></p> <p>(h) The State Police shall maintain a central registry of all persons who register under this article and shall release information only as provided in this article. The information required to be made public by the State Police by subdivision (2), subsection (b), section five of this article is to be accessible through the Internet. No information relating to telephone or electronic paging device numbers a registrant has or uses may be released through the Internet.</p>

	<p><i>W. VA. CODE § 15-12-5 (West 2008)</i></p> <p>(a) Within five business days after receiving any notification as described in this article, the State Police shall distribute a copy of the notification statement to:</p> <ol style="list-style-type: none"> (1) The supervisor of each county and municipal law-enforcement office and any campus police department in the city and county where the registrant resides, owns or leases habitable real property that he or she regularly visits, is employed or attends school or a training facility; (2) The county superintendent of schools in each county where the registrant resides, owns or leases habitable real property that he or she regularly visits, is employed or attends school or a training facility; (3) The child protective services office charged with investigating allegations of child abuse or neglect in the county where the registrant resides, owns or leases habitable real property that he or she regularly visits, is employed or attends school or a training facility; (4) All community organizations or religious organizations which regularly provide services to youths in the county where the registrant resides, owns or leases habitable real property that he or she regularly visits, is employed or attends school or a training facility; (5) Individuals and organizations which provide day care services for youths or day care, residential or respite care, or other supportive services for mentally or physically incapacitated or infirm persons in the county where the registrant resides, owns or leases habitable real property that he or she regularly visits, is employed or attends school or a training facility; and (6) The Federal Bureau of Investigation (FBI). <p>(b)(2) The State Police shall maintain and make available to the public at least quarterly the list of all persons who are required to register for life according to the terms of subdivision (2), subsection (a), section four of this article. No information concerning the identity of a victim of an offense requiring registration or telephone or electronic paging device numbers a registrant has or uses may be released with this list. The method of publication and access to this list are to be determined by the superintendent;</p>
<p>Limitations on Residency or Employment</p>	<p>None.</p>
<p>Duration of Registration</p>	<p><i>W. VA. CODE § 15-12-4 (West 2008)</i></p> <p>(a)(1) 10 years for persons not subject to lifetime registration.</p> <p>(a)(2) Life for persons:</p> <ul style="list-style-type: none"> • With 1 or more prior convictions for a registrable offense; • Convicted of a registrable offense against multiple victims or multiple violations of the same offense; • That have been deemed sexually violent predators; • Convicted of a sexually violent offense; or • Convicted of a registrable offense against a minor.