

SEXUALLY VIOLENT OFFENSES

Sexually Violent Offenses (SVOs) include:

1. Offenses that are sexual in nature:

- Rape 1
- Rape 2, only if it was charged as having been committed with forcible compulsion
- Rape of a Child 1 or 2
- Child Molestation 1 or 2
- Statutory Rape 1 or 2
- Indecent Liberties, only if it was charged as having been committed with forcible compulsion or against a child under age 14
- Incest, only if it was charged as having been committed against a child under age 14
- A felony offense in effect at any time prior to July 1, 1990 that is comparable to any of the above offenses

2. Offenses that are not sexual in nature by title, but are committed with sexual motivation/elements (i.e., one of the purposes for which the individual committed the crime was for the purpose of sexual gratification), include:

- Murder 1 or 2
- Assault 1 or 2
- Assault of a Child 1 or 2
- Kidnapping 1 or 2
- Burglary 1
- Residential Burglary
- Unlawful Imprisonment

A sexual motivation finding or enhancement on the Judgment and Sentence is not required to be an SVO. The circumstances surrounding the offense and the individual's history will be considered when determining whether the offense was sexually motivated.

3. If convicted of attempting, soliciting, or conspiring to commit any of the above offenses

4. Any federal or out-of-state conviction for a felony offense which the prosecuting authority finds comparable to an SVO