

## **Sheriffs' Training (Virtual) July 12, 2021**

### **Participant Questions and responses from SBI Deputy Legal Advisor Joy Strickland**

Is it a requirement that the Sheriff's offices update photos yearly & if the appearance changes?

NC does not require that the sheriff update photos of registered offenders yearly. Instead the law requires a photo be taken at the time of registration (14-208.7), at verification if the photo no longer provides a true and accurate likeness of the offender 14-208.9A (a)(3a)) and at other times if the sheriff determines the photo no longer provides a true and accurate likeness of the offender ( 14-208.9A (c)). Lastly, if the offender gives notice to move out of state, the sheriff shall take a photo if the current photo no longer provides a true and accurate likeness of the offender (14-208.9 (b))

If an offender is registered in NC for an out-of-state conviction, and they no longer reside in NC - where would they petition?

NC law does not specifically address this scenario at this time. In the interim, I have been told that some counties are allowing the offender to file the petition in the last county they were registered in prior to moving out of NC. Will keep you posted if new legislation is passed to address this.

How often are we supposed to have the registrant sign the duty to register paperwork?

NC law requires that the duty to register paperwork be completed at time of registration (14-208.7) and then that info must be verified according to the times set out in 14-208.9A and 14-208.24. (for lifetime registrants). When the duty to register form gets updated, I think it is helpful to have the offender sign the updated form but you should to the DA's office and sheriff's legal advisor for their input on when to have the offender sign a new duty to register form.