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MARK GWYN
Director

Memorandum

To: Tennessee Sex Offender Registering Agencies

Date: February 26, 2009

From: Jason Locke, Assistant Special Agent in Charge
Criminal Intelligence Unit / Sex Offender Registry

RE: **Wanted Sex Offenders**

TCA 40-39-206(e)(13) went into effect January 1, 2009, and states the following;
For any offender convicted in this state of a sexual offense or violent sexual offense, as defined by this part, that requires the offender to register pursuant to this part, the information concerning the registered offender set out in subdivisions (e)(1)-(13) shall be considered public information. If an offender from another state establishes a residence in this state and is required to register in this state pursuant to § 40-39-203, the information concerning the registered offender set out in subdivisions (e)(1)-(13) shall be considered public information regardless of the date of conviction of the offender in the other state. In addition to making the information available in the same manner as public records, the TBI shall prepare and place the information on the state's Internet homepage...The following information concerning a registered offender is public:

*(13) The criminal history of the offender, including the date of all arrests and convictions, the status of parole, probation, or supervised release, registration status and **the existence of any outstanding arrest warrants** for the sex offender.*

The TBI references information contained in NCIC to the state Sex Offender Registry in order to list the criminal history and existence of outstanding warrants of registered sex offenders on the public website. Therefore, for outstanding warrants against registered sex offenders to be listed, the offender must be entered in NCIC as a wanted person. Please be aware that NCIC wanted person entry no longer requires extradition. For compliance with state law, please ensure that all registered sex offenders with active arrest warrants for your agency are entered into NCIC.

JTL: jl

Cc: Brad Truitt, Information Systems Director
Jerri Powell, Special Agent in Charge
Jeff Puckett, Deputy Director

