County of Santa Clara
Law Offices of the Public Defender
Post-Conviction Unit
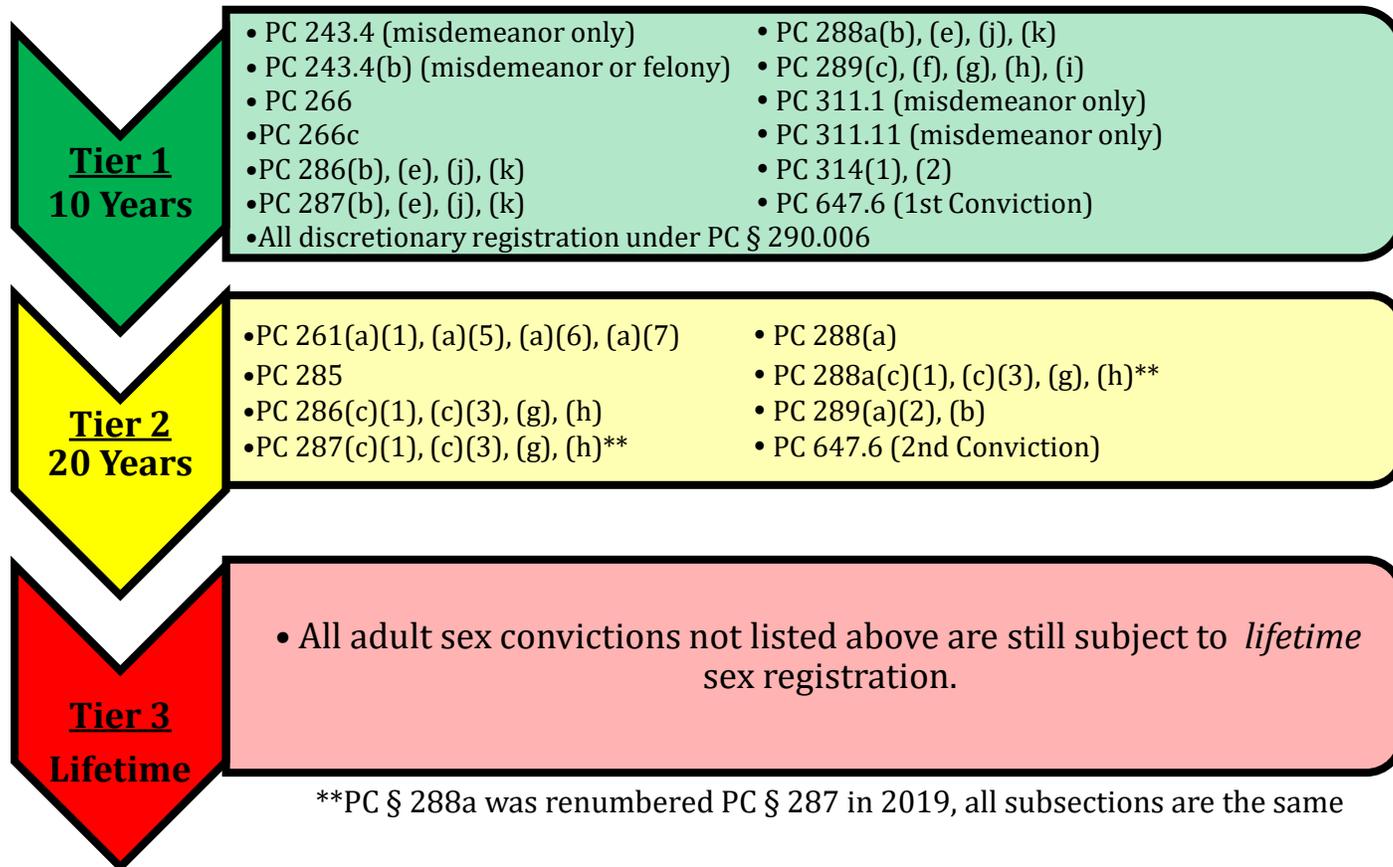701 Miller Street, Second Floor
San Jose, CA 95110

Can I ever get off the 290 Registry?

Starting July 1, 2021, people with adult convictions for specified sex crimes may petition for removal from the sex registry after being on the registry for at least 10 or 20 years, depending on the crime. The respective time provisions are as follows:

Tier 1
10 Years

- PC 243.4 (misdemeanor only)
- PC 243.4(b) (misdemeanor or felony)
- PC 266
- PC 266c
- PC 286(b), (e), (j), (k)
- PC 287(b), (e), (j), (k)
- All discretionary registration under PC § 290.006
- PC 288a(b), (e), (j), (k)
- PC 289(c), (f), (g), (h), (i)
- PC 311.1 (misdemeanor only)
- PC 311.11 (misdemeanor only)
- PC 314(1), (2)
- PC 647.6 (1st Conviction)

Tier 2
20 Years

- PC 261(a)(1), (a)(5), (a)(6), (a)7)
- PC 285
- PC 286(c)(1), (c)(3), (g), (h)
- PC 287(c)(1), (c)(3), (g), (h)**
- PC 288(a)
- PC 288a(c)(1), (c)(3), (g), (h)**
- PC 289(a)(2), (b)
- PC 647.6 (2nd Conviction)

Tier 3
Lifetime

- All adult sex convictions not listed above are still subject to *lifetime* sex registration.

**PC § 288a was renumbered PC § 287 in 2019, all subsections are the same

For adult sex registration, subsequent convictions (specifically convictions for failing to register under PC 290) *will extend* the period you have to wait before petitioning for removal from the sex registry.

To petition for removal, you must:

- **Continue to register!**
- **Retain proof of your current registration.**
- **Request a tiering letter from your local registering law enforcement agency**
- **Be out of custody and off of supervision**
- **File a petition for removal in the month of your birth JULY 2021 TO JUNE 2022.**
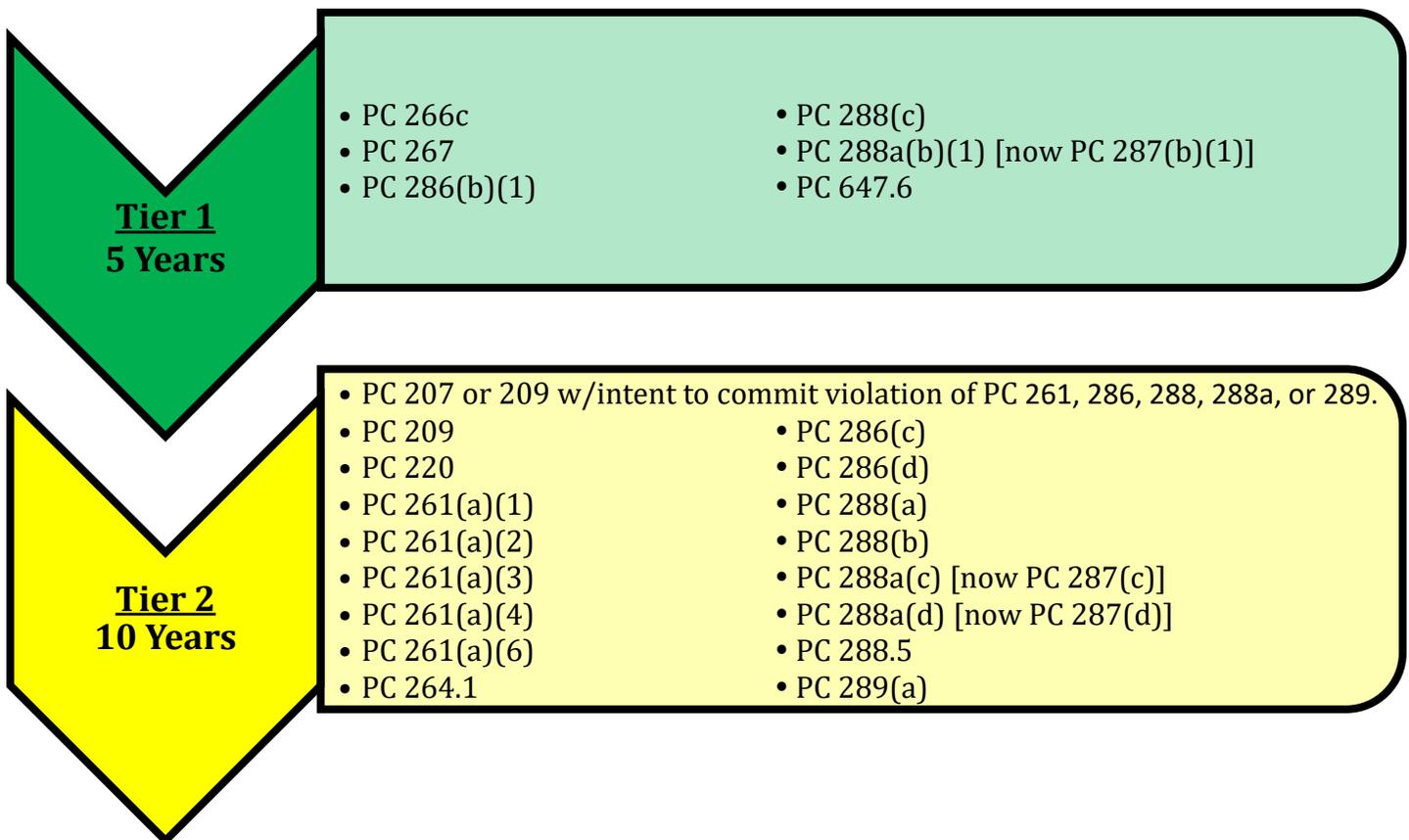
HAVE QUESTIONS - NEED HELP?

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CONTACT THE PUBLIC DEEFNDER IF YOU NEED ASSISTANCE
Call (408) 299-7700 or email 290Registration@pdo.sccgov.org

Can I ever get off the sex registry?

Juvenile adjudications are *no longer subject to lifetime registration*. Effective July 1, 2021, people with **juvenile adjudications** for specified sex crimes may petition for removal from the sex registry after being on the registry for at least 5 or 10 years, depending on the crime. The respective time provisions are:

Tier 1
5 Years

- PC 266c
- PC 267
- PC 286(b)(1)

- PC 288(c)
- PC 288a(b)(1) [now PC 287(b)(1)]
- PC 647.6

Tier 2
10 Years

- PC 207 or 209 w/intent to commit violation of PC 261, 286, 288, 288a, or 289.
- PC 209
- PC 220
- PC 261(a)(1)
- PC 261(a)(2)
- PC 261(a)(3)
- PC 261(a)(4)
- PC 261(a)(6)
- PC 264.1

- PC 286(c)
- PC 286(d)
- PC 288(a)
- PC 288(b)
- PC 288a(c) [now PC 287(c)]
- PC 288a(d) [now PC 287(d)]
- PC 288.5
- PC 289(a)

In order to petition for removal, you must:

- **Continue to register!**
- **Retain proof of your current registration.**
- **Request a tiering letter from your local registering law enforcement agency**
- **Be out of custody and off of supervision**
- **File a petition for removal in the month of your birth JULY 2021 TO JUNE 2022.**

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