

Policies Addressing Access to Long-Term Care Facilities for People Convicted of Sex Crimes



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Today's Conversation

Why this topic?



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graph TD; A[Why this topic?] --> B[What do we know]; B --> C[What don't we know]; C --> D[What evidence tells us];
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What do we know

What don't we know

What evidence tells us



Who is John?

Consequences of the Registry

Employment	Injury
Loss of social supports	Property damage
Mental health	Stigma
Banned from locations	Travel restrictions
Education denial	HOUSING

But what about...

- Housing—significant restriction
- Non-traditional housing exclusions
 - Long-term care facilities
 - Future outcomes



Questions

01

Scope of the Problem

- Just an isolated practice?
- Universal practice?

02

Business Practices vs Legislation

- Business Practices?
- State legislation?

03

Unique Characteristics

- State
- Facility
- Individual

Table 1. LTCF statutes by State

State	Yes	State	Yes	State	Yes
Alabama		Massachusetts	X	Ohio	X
Alaska		Maryland		Oklahoma	X
Arkansas		Maine		Oregon	X
Arizona		Michigan		Pennsylvania	
California	X	Minnesota	X	Rhode Island	
Colorado		Missouri		South Carolina	
Connecticut		Mississippi		South Dakota	
Delaware		Montana		Tennessee	
Florida (not state-wide)	X	North Carolina		Texas	X
Georgia		North Dakota	X	Utah	
Hawaii		Nebraska		Vermont	
Idaho	X	New Hampshire		Virginia	X
Illinois	X	New Jersey		Washington	
Indiana		New Mexico		West Virginia	
Iowa		Nevada		Wisconsin	
Kansas		New York		Wyoming	
Kentucky					
Louisiana	X				
Total					13
"X" indicates the presence of a statute					

Table 2. Characteristics of State Statutes

State	Notification	Disclosure of Status	Registry as a Screening Tool	Residency Restrictions	Individualized Care Plan	Supervision and Segregation	Total by State
CA	X	X	X	X			4
FL		X	X	X	X	X	5
ID	X						1
IL	X		X				2
LA	X						1
MA				X	X		2
MN	X	X					2
ND		X					1
OH	X		X		X		3
OK		X				X	2
OR		X		X			2
TX	X						1
VA	X		X				2
Total	8	6	5	4	3	2	
"X" indicates the presence of a statute addressing the column heading							

Similarities with language



Jacob Wetterling Act

Result of the abduction and death of Jacob Wetterling

Passed in 1994

Not publicly available



Megan's Law

Result of the murder of Megan Kanka

Passed in 1996

Expanded the scope of the registry



Adam Walsh Act

Named after Adam Walsh

Passed in 2006

Established a national registry

State Punitiveness

State Characteristics

- Population, Median Age, Crime Rate, Incarceration Rate, Police/Capita

Criminal Justice Policies

- Death Penalty, Three Strike Laws, Disenfranchisement

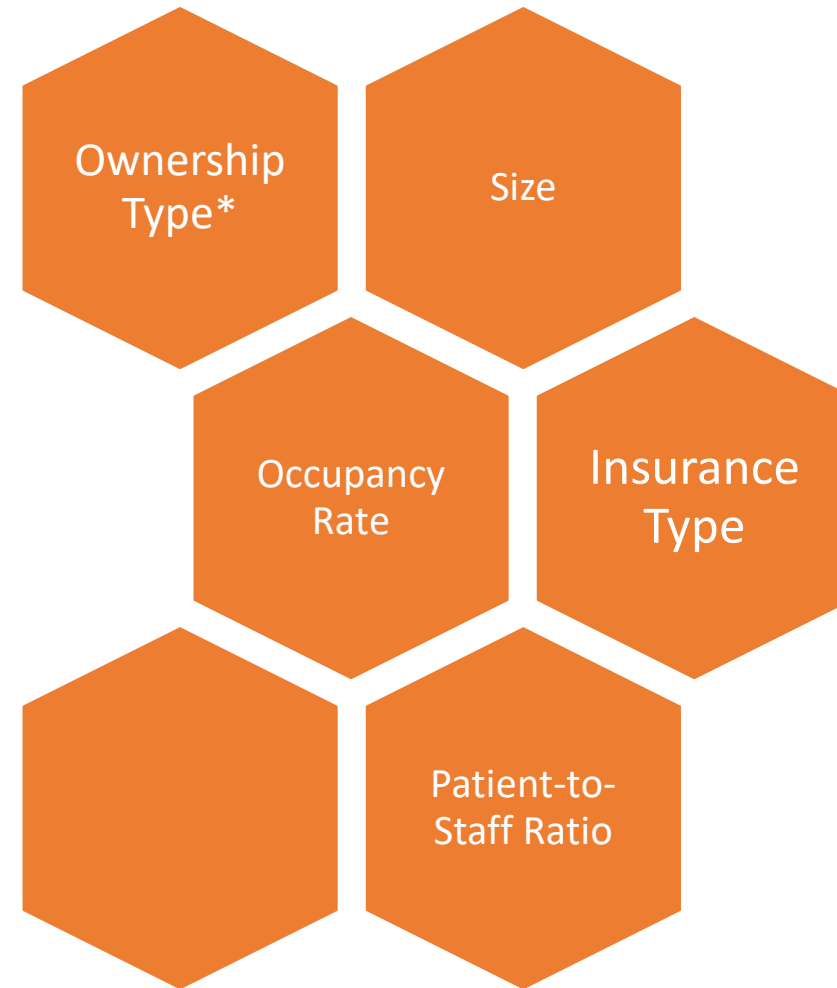
Sex Offender Policies

- Residency Restrictions*, Civil Commitment*, Lifetime GPS Monitoring

States with RR and CC Laws

TABLE 9. STATES WITH LTC/SO LAW			
State	LTCF/SO Law	Civil Commitment	Residency Restriction
CA	X	X	X
FL	X	X	X
IA	X	X	X
IL	X	X	X
LA	X		X
MA	X	X	
MN	X	X	X
ND	X	X	
OH	X		X
OK	X		X
OR	X		X
TX	X	X	X
VA	X	X	
	13	9	10
X = has a law			

Facility-Level Characteristics



What do Administrators think?

Themes				
ID#	Would make admission exceptions	In Favor of Company Policy (Y/N)	Location of facility matters	Room placement
1	X	X	X	
2		X		
3		X		
4		X		X
5	X			
6	X		X	
7	X	X		X
8	X	X	X	
9	X	X		
10	X			X
11	X	X		
12	X			
13	X	X		X
14	X		X	
15		X	X	
16	X	X		X
17	X	X		
Total	13	12	5	5

In Favor of Company Policy

Agreement with Policy		
	Admit RSO/Offense History	Do Not Admit RSO/Offense History
	(n=7)	(n=10)
Agree with Company Policy	100%	70%
Disagree With Company Policy	---	30%

Qualitative Outcomes



Discussion

- Criminal Justice response vs Public Health response
- Punishment vs Prevention
 - Human Rights
 - Medical Ethics
 - Social Justice
- Lifetime Registry

What is next?

- Collaboration
- Legislative Reform
- Advocacy
- Research



Questions?

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