

Effective 5/6/2026

53-29-202 Registrable offenses -- Status as a sex offender, kidnap offender, and child abuse offender established.

- (1) An individual is an offender described in Subsection (2) and subject to the requirements, restrictions, and penalties described in this chapter if the individual:
 - (a) has been convicted in this state of:
 - (i) aggravated child abuse under Subsection 76-5-109.2(3)(a) or (b);
 - (ii) child torture under Section 76-5-109.4;
 - (iii) a felony or class A misdemeanor violation of enticing a minor under Section 76-5-417;
 - (iv) sexual exploitation of a vulnerable adult under Section 76-5b-202;
 - (v) human trafficking for commercial sexual exploitation under Section 76-5-308.1;
 - (vi) human trafficking of a child for commercial sexual exploitation under Section 76-5-308.6;
 - (vii) aggravated human trafficking for commercial sexual exploitation under Section 76-5-310.2;
 - (viii) human trafficking of a vulnerable adult for commercial sexual exploitation under Section 76-5-312;
 - (ix) unlawful sexual activity with a minor under Section 76-5-401, except as provided in Subsection 76-5-401(3)(b) or (c);
 - (x) sexual abuse of a minor under Section 76-5-401.1, on the individual's first offense unless the individual was younger than 21 years old at the time of the offense then on the individual's second offense;
 - (xi) unlawful sexual conduct with a 16 or 17 year old under Section 76-5-401.2;
 - (xii) rape under Section 76-5-402;
 - (xiii) rape of a child under Section 76-5-402.1;
 - (xiv) object rape under Section 76-5-402.2;
 - (xv) object rape of a child under Section 76-5-402.3;
 - (xvi) a felony violation of forcible sodomy under Section 76-5-403;
 - (xvii) sodomy on a child under Section 76-5-403.1;
 - (xviii) forcible sexual abuse under Section 76-5-404;
 - (xix) sexual abuse of a child under Section 76-5-404.1;
 - (xx) aggravated sexual abuse of a child under Section 76-5-404.3;
 - (xxi) aggravated sexual assault under Section 76-5-405;
 - (xxii) custodial sexual relations under Section 76-5-412, if the victim in custody is younger than 18 years old and the offense is committed on or after May 10, 2011;
 - (xxiii) sexual exploitation of a minor under Section 76-5b-201;
 - (xxiv) aggravated sexual exploitation of a minor under Section 76-5b-201.1;
 - (xxv) sexual extortion under Section 76-5b-204;
 - (xxvi) aggravated sexual extortion under Section 76-5b-204.1;
 - (xxvii) possession of apparent child sexual abuse material under Section 76-5b-207;
 - (xxviii) distribution of apparent child sexual abuse material under Section 76-5b-208;
 - (xxix) unlawful activity regarding obscene material depicting the sexual abuse of a minor under Section 76-5b-209;
 - (xxx) incest under Section 76-7-102;
 - (xxxi) lewdness under Section 76-5-419, if the individual has been convicted of the offense four or more times;
 - (xxxii) sexual battery under Section 76-5-418, if the individual has been convicted of the offense four or more times;
 - (xxxiii) any combination of convictions of lewdness under Section 76-5-419, and of sexual battery under Section 76-5-418, that total four or more convictions;

- (xxxiv) lewdness involving a child under Section 76-5-420;
 - (xxxv) a felony or class A misdemeanor violation of:
 - (A) voyeurism under Section 76-12-306;
 - (B) recorded or photographed voyeurism under Section 76-12-307; or
 - (C) distribution of images obtained through voyeurism under Section 76-12-308;
 - (xxxvi) aggravated exploitation of prostitution under Section 76-5d-208;
 - (xxxvii) kidnapping under Subsection 76-5-301(2)(c) or (d), if the offender was not the parent of the child victim;
 - (xxxviii) child kidnapping under Section 76-5-301.1, if the offender was not the parent of the child victim;
 - (xxxix) aggravated kidnapping under Section 76-5-302, if the offender was not the parent of the child victim;
 - (xl) human trafficking for labor under Section 76-5-308, if the offender was not the parent of the child victim;
 - (xli) human trafficking of a child for labor under Section 76-5-308.5, if the offender was not the parent of the child victim;
 - (xlii) aggravated human trafficking for labor under Section 76-5-310, if the offender was not the parent of the child victim;
 - (xliii) human trafficking of a vulnerable adult for labor under Section 76-5-311, if the offender was not the parent of the child victim;
 - (xliv) human smuggling under Section 76-5-316, if the offender was not the parent of the child victim;
 - (xlv) aggravated human smuggling under Section 76-5-317, if the offender was not the parent of the child victim; or
 - (xlv) attempting, soliciting, or conspiring to commit a felony violation of an offense listed in Subsections (1)(a)(i) through (xlv);
- (b)
- (i) has been convicted of a criminal offense, or an attempt, solicitation, or conspiracy to commit a criminal offense in an external jurisdiction that is substantially equivalent to the offense listed in Subsection (1)(a); and
 - (ii)
 - (A) is a Utah resident; or
 - (B) is not a Utah resident and is in this state for a total of 10 days in a 12-month period, regardless of whether the individual intends to permanently reside in this state;
- (c)
- (i)
 - (A) is required to register on a registry in an external jurisdiction for individuals who have committed an offense listed in Subsection (1)(a) or a substantially equivalent offense;
 - (B) is ordered by a court to register on a registry for individuals who have committed an offense listed in Subsection (1)(a) or a substantially equivalent offense; or
 - (C) would be required to register on a registry in an external jurisdiction for individuals who have committed an offense listed in Subsection (1)(a), or a substantially equivalent offense, if residing in the external jurisdiction of the conviction regardless of the date of the conviction or a previous registration requirement; and
 - (ii) is in this state for a total of 10 days in a 12-month period, regardless of whether the individual intends to permanently reside in this state;
- (d)
- (i)

- (A) is a nonresident regularly employed or working in this state; or
- (B) is a student in this state; and
- (ii)
 - (A) is convicted of an offense listed in Subsection (1)(a) or a substantially equivalent offense in an external jurisdiction; or
 - (B) is required to register on a sex, kidnap, and child abuse registry, or an equivalent registry, in the individual's state of residence based on a conviction for an offense that is not substantially equivalent to an offense listed in Subsection (1)(a);
- (e) is found not guilty by reason of insanity in this state or in an external jurisdiction of an offense listed in Subsection (1)(a) or a substantially equivalent offense; or
- (f)
 - (i) is adjudicated under Section 80-6-701 for one or more offenses listed in Subsection (1)(a); and
 - (ii) has been committed to the division for secure care, as defined in Section 80-1-102, for that offense if:
 - (A) the individual remains in the division's custody until 30 days before the individual's 21st birthday;
 - (B) the juvenile court extended the juvenile court's jurisdiction over the individual under Section 80-6-605 and the individual remains in the division's custody until 30 days before the individual's 25th birthday; or
 - (C) the individual is moved from the division's custody to the custody of the department before expiration of the division's jurisdiction over the individual.
- (2) Subject to Subsection (3), an individual is:
 - (a) a child abuse offender if the individual:
 - (i) has committed, attempted, solicited, or conspired to commit an offense described in Subsection (1)(a)(i) through (ii); or
 - (ii) meets a requirement described in Subsections (1)(b) through (e) for an offense described in Subsection (1)(a)(i) through (ii) or a substantially equivalent offense;
 - (b) a sex offender if the individual:
 - (i) has committed, attempted, solicited, or conspired to commit an offense described in Subsections (1)(a)(iii) through (xxxvi); or
 - (ii) meets a requirement described in Subsections (1)(b) through (e) for an offense described in Subsections (1)(a)(iii) through (xxxvi) or a substantially equivalent offense; or
 - (c) a kidnap offender if the individual:
 - (i) has committed, attempted, solicited, or conspired to commit an offense described in Subsections (1)(a)(xxxvii) through (xlv); or
 - (ii) meets a requirement described in Subsections (1)(b) through (e) for an offense described in Subsections (1)(a)(xxxvii) through (xlv) or a substantially equivalent offense.
- (3) An individual who has committed a registrable offense described in Subsection (1)(d)(ii)(B) in an external jurisdiction that is not substantially equivalent to an offense described in Subsection (1)(a) and is required to register on a sex, kidnap, and child abuse registry, or an equivalent registry, in the individual's state of residence is a child abuse offender, sex offender, or kidnap offender based on the individual's status on the registry in the individual's state of residence.
- (4) Notwithstanding Subsection 53-29-101(5)(a), a plea of guilty or nolo contendere to a charge of sexual battery or lewdness that is held in abeyance under Title 77, Chapter 2a, Pleas in Abeyance, is the equivalent of a conviction even if the charge is subsequently reduced or dismissed in accordance with the plea in abeyance agreement.

Amended by Chapter 330, 2026 General Session