

RELEASE OF CONVICTED SEXUAL OFFENDERS

Directive: **6.60**

I. Purpose:

The purpose of this directive is to establish a uniform policy providing members with guidelines regarding the release of sexual offenders.

II. Policy

This department is cognizant of the fact that many persons convicted of sexually related offenses and released after serving their sentences, return to their deviant behavior. In an effort to further ensure the public safety and in compliance with the provisions of state law (Title 11 Sec. 4336), the following procedures will be adopted.

III. Definitions

"Entitled organizations" must be establishments in close geographical proximity to a location where the released offender resides, visits, or can be presumed to visit (i.e. relatives homes etc.) and where:

- (a) children gather under their care, or
- (b) women are cared for.

Tier 1 Offender - Those persons receiving a "Low Risk" score on the Registrant Risk Assessment Scale as defined by the Attorney General, requiring only law enforcement notification.

Tier 2 Offender - Those persons receiving a "Moderate Risk" score on the Registrant Risk Assessment Scale as defined by the Attorney General, requiring law enforcement and entitled organizations notification.

Tier 3 Offender - Those persons receiving a "High Risk" score on the Registrant Risk Assessment Scale as defined by the Attorney General, requiring law enforcement, entitled organizations and community notification.

IV. Procedures

A. Notification of Release

This department will be notified by the Attorney General's Office of the State of Delaware immediately upon the release of an individual for which the provisions of this law applies. This notification will be sent to the Chief of Police. The notification will include a copy of the Risk Assessment Scale and resulting score which will indicate the degree of notification required. The tier levels of the risk assessment range between 1 & 3.

B. Dissemination of notification

1. Administrative Office

Upon receipt of a "Notification of release" the executive secretary will forward the notice to the Sexual Crimes Unit (S.C.U.) of the Criminal Investigation Division.

2. Criminal Investigations Division

The S.C.U. Supervisor will:

- a). record the appropriate information in a division log.
- b). determine the level of risk assessment and forward the notification accordingly.
- c). be notified when the notification order has been complied with, and will be responsible for maintaining the appropriate documentation within the Criminal Investigations Division.

C. Community Notification

1. General guidelines

Upon receipt of a notification order the assigned officer will:

- a) through direct contact with the offender, confirm that they reside at the reported address. While doing so officers must be alert for possible conditions that may constitute a violation (i.e. the presence of small children, a home based day care center, etc.)

These procedures apply to all notifications

regardless of Tier Level.

2. Tier 1 Notifications

Officers assigned Tier 1 notifications are responsible for complying with section C-1 a) only.

3. Tier 2 Notifications

a). Officers assigned Tier 2 notifications will complete C-1 a)

b). Once residency is confirmed the notification will be returned to the S.C.U. Supervisor.

c). The S.C.U. Supervisor will then forward the notification to the word processing unit. These personnel will cause notification letters to be mailed to all entitled organizations within a concentric six block area.

4. Tier 3 Notifications

Tier 3 notifications will be assigned to Criminal Investigations Division personnel who will:

a). comply with the procedures for Tier 2 notifications, and conduct a door to door notification or mail drop to those residences in close proximity to where the offender resides, visits or is presumed to visit.

(1) This notification will include the five homes on both sides of the offender, the ten homes across the street from the offender and the five homes behind the offender.

b). document their actions on an incident report. The report will be classified as a "Megan's Law Notification - Title 11 Sec. 4336." The Criminal Investigations copy of which will be forwarded to the S.C.U. of the Criminal Investigations Division.

5. Support Service Division

Upon receipt of a completed incident report classified as a "Megan's Law Notification" the

report will be reviewed, recorded and filed in accordance with existing procedures. Once complete the appropriate copy will be forwarded to the State Bureau of Identification in order to assist in the statewide tracking of sexual offenders.

**WILMINGTON POLICE
COMMUNITY ALERT**

The Wilmington Department of Police, in compliance with Title 11 Section 4336 of the Delaware Code must notify you that _____ residing at _____ is a registered sex offender.

If you have any questions regarding this notification you may contact Detective Sergeant Thomas Monahan, of the Sex Crimes Unit, at 573-7730.

**WILMINGTON POLICE
COMMUNITY ALERT**

The Wilmington Department of Police, in compliance with Title 11 Section 4336 of the Delaware Code must notify you that _____ residing at _____ is a registered sex offender.

If you have any questions regarding this notification you may contact Detective Sergeant Thomas Monahan, of the Sex Crimes Unit, at 573-7730.

**WILMINGTON POLICE
COMMUNITY ALERT**

The Wilmington Department of Police, in compliance with Title 11 Section 4336 of the Delaware Code must notify you that _____ residing at _____ is a registered sex offender.

If you have any questions regarding this notification you may contact Detective Sergeant Thomas Monahan, of the Sex Crimes Unit, at 573-7730.

**WILMINGTON POLICE
COMMUNITY ALERT**

The Wilmington Department of Police, in compliance with Title 11 Section 4336 of the Delaware Code must notify you that _____ residing at _____ is a registered sex offender.

If you have any questions regarding this notification you may contact Detective Sergeant Thomas Monahan, of the Sex Crimes Unit, at 573-7730.

**WILMINGTON POLICE
COMMUNITY ALERT**

The Wilmington Department of Police, in compliance with Title 11 Section 4336 of the Delaware Code must notify you that _____ residing at _____ is a registered sex offender.

If you have any questions regarding this notification you may contact Detective Sergeant Thomas Monahan, of the Sex Crimes Unit, at 573-7730.

**WILMINGTON POLICE
COMMUNITY ALERT**

The Wilmington Department of Police, in compliance with Title 11 Section 4336 of the Delaware Code must notify you that _____ residing at _____ is a registered sex offender.

If you have any questions regarding this notification you may contact Detective Sergeant Thomas Monahan, of the Sex Crimes Unit, at 573-7730.

