

# Registered Offender Information

## 325.1 PURPOSE AND SCOPE

Best Practice MODIFIED

This policy establishes guidelines by which the California Department of State Hospitals (DSH) will address issues associated with certain offenders who are residing in the jurisdiction and how DSH will disseminate information and respond to public inquiries for information about registered sex, arson and drug offenders.

## 325.2 POLICY

Best Practice

It is the policy of the California Department of State Hospitals to identify and monitor registered offenders living within this jurisdiction and to take reasonable steps to address the risks those persons may pose.

## 325.3 REGISTRATION

Best Practice MODIFIED

The Hospital Police Chief or designee shall establish a process to reasonably accommodate registration of certain offenders. The process should rebut any allegation on the part of the offender that the registration process was too confusing, burdensome or difficult for compliance. If it is reasonable to do so, an investigator assigned to related investigations should conduct the registration in order to best evaluate any threat the person may pose to the community. Those assigned to register offenders should receive appropriate training regarding the registration process.

Upon conclusion of the registration process, the Hospital Police Chief or designee shall ensure that the registration information is provided to the California Department of Justice (DOJ) in accordance with applicable law. (Pen. Code, §§ 457.1, 290 et seq.)

The refusal of a registrant to provide any of the required information or complete the process should initiate a criminal investigation for failure to register.

### 325.3.1 CONTENTS OF REGISTRATION

State MODIFIED

The information collected from the registering offenders shall include a signed statement as required by the California DOJ, fingerprints and a photograph and any other information required by applicable law. (Health & Saf. Code, § 11594; Pen. Code, §§ 457.1, 290 et seq.)

## 325.4 DISSEMINATION OF PUBLIC INFORMATION

State MODIFIED

Employees will not unilaterally make a public notification advising the community of a particular registrant's presence in the community. Members who identify a significant risk or other public safety issue associated with a registrant should promptly advise their supervisor. The supervisor

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should evaluate the request and forward the information to the Chief of Law Enforcement if warranted. A determination will be made by the Chief of Law Enforcement, with the assistance of legal counsel as necessary, whether such a public alert should be made.

Members of the public requesting information on sex registrants should be provided the Megan's Law website or the California Department of State Hospitals's website. Information on sex registrants placed on the California Department of State Hospitals's website shall comply with the requirements of Penal Code § 290.46.

The Records Manager may release local registered offender information to residents only in accordance with applicable law and in compliance with a California Public Records Act request (Government Code § 7920.000 et seq.; Penal Code § 290.45; Penal Code § 290.46; Penal Code § 457.1).