

STATE OF VERMONT
AGENCY OF HUMAN SERVICES
DEPARTMENT OF CORRECTIONS

Policy: 256

Subject: Community Notification
Effective Date: February 28, 2000 Review and Re-Issue Date:
Supersedes: NEW APA Rule Number:

Recommended for approval by:		Authorized By:	
_____	_____	_____	_____
Signature	Date	Signature	Date

1. Authority:

1.1 28 Vermont Statutes Annotated, Chapter 1 section 1; Chapter 3 sections 101, 104; and Chapter 11 section 808.

2. Purpose:

2.1 To provide notice to affected community legislative bodies and criminal justice agencies when the department plans to place more than two furloughed offenders in a single residential dwelling.

3. Applicability/Accessibility

3.1 This policy applies to all department staff, employees and volunteers. Anyone may have access to this policy.

4. Policy

4.1 Notification of released offenders

4.1.1 Notice to Towns and Communities

4.1.1.1 The Department shall make available a public web site that will contain a list of the number of offenders currently in the custody and control of the department. This List shall contain a breakdown of the number of offenders supervised by the department in the community

and the name of the towns where the offenders currently resides (this list shall not contain the names of offenders or their criminal history). The department shall update the list periodically using its own records.

4.1.2 Law Enforcement Entities

4.1.2.1 All offenders released on furlough shall be added to a listing that shall be made available to all local, county, and state law enforcement agencies. Copies of the list may be provided to law enforcement agencies, or posted via a web site accessible only by law enforcement agencies. Information on this listing shall include the following:

4.1.2.1.1 The offender's name and any aliases

4.1.2.1.2 The offender's current address

4.1.2.1.3 Current offense and sentence

4.1.2.1.4 The name, address, and telephone number of the department of corrections office with supervision over the offender.

4.1.2.2 Those law enforcement agencies gaining access to this information must comply with the department's rules governing confidentiality of offender and victim information and nothing shall restrict a law enforcement entity from taking whatever action is appropriate in a particular case to protect victims and members of the public.

4.1.3 Victim Notification

4.1.3.1 Nothing in this policy relieves the department from notifying victims who have requested individual notification of release of the offender. If the department releases an offender who was convicted of an offense in which the victim was a minor or elderly person, notice shall be made to the department of social and rehabilitative services.

4.2 Notification of Multiple Offender Residential Housing

4.2.1 The department shall provide advance notice to the appropriate state, county and local criminal justice entities and local legislative bodies in a particular

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community of the fact that offenders in any legal status under the department's supervision-will be residing in a dwelling in the affected community in the following circumstances:

4.2.1.1 If the department has made arrangements to use the dwelling for the joint use of three or more offenders on community supervision, notice must be made at least 15 days prior to placing any offender in such dwelling; or

4.2.1.2 If the department is currently using the dwelling as a residence for one or two offenders and it plans to use the dwelling for at least three offenders, notice must be made at least 15 days prior to placing a third offender in the dwelling.

4.2.1.3 If the department is currently using (at the promulgation of this policy) a dwelling for more than two offenders, notice of that fact shall be made as soon as possible.

4.3 Directives

4.3.1 The department shall promulgate directives to implement the provisions of this policy.

5. Training Method

5.1

6. Quality Assurance Processes

6.1

7. Financial Impact:

7.1

8. References

9. Responsible Director and Draft Participants