


PBP FORM 290  PITTSBURGH BUREAU OF POLICE <i>"...accountability, integrity and respect."</i>		SUBJECT: "MEGAN'S LAW"		ORDER NUMBER: 47-1	
		PLEAC STANDARD: 4.8.1		PAGE 1 OF 3	
ISSUE DATE: 8/09/2016	EFFECTIVE DATE: 6/10/2011	ANNUAL REVIEW DATE: JUNE	RESCINDS: ALL PREVIOUS	AMENDS: N/A	

1.0 PURPOSE / POLICY

1.1 When a sexually violent predator resides within a community, the residents of that community have a right to know that individual is living within the boundaries of their residences or schools. This general order is established to provide for the procedural requirements necessary to provide individual as well as public notification under the requirements of the notification law, otherwise known as Megan's Law.

2.0 MEGAN'S LAW REQUIREMENTS

2.1 Providing notice of a sexually violent offender residing in the community.

2.1.1 When the department receives notice from the Pennsylvania State Police Megan's Law Unit that a sexually violent predator lives within the jurisdiction of the department, the department in turn will provide the following information to persons listed in subsection 2.2 below:

2.1.1.1 Name of the convicted predator

2.1.1.2 Address or addresses at which he resides

2.1.1.3 The offense for which he was convicted, sentenced by a court, adjudicated delinquent or court martialled.

2.1.1.4 A statement that he has been determined by court order to be a sexually violent predator, which determination has or has not been terminated as of a certain date

2.1.1.5 A photograph of the sexually violent predator, if available

2.1.2 Any notice provided under this subsection shall not include any information that might reveal the victim's name, identity, and residence.

2.2 The information required in section 2.1 shall be provided to the following persons:

2.2.1 Neighbors of the sexually violent predator to include any unit owner's association and residents of a common interest community.

2.2.2 The director of the County Children, Youth and Family Agency.

2.2.3 The superintendent of each school district and the equivalent official of any private or parochial school with students enrolled up through grade twelve in the department's jurisdiction.

2.2.4 Daycare and preschool programs as follows within the department's jurisdiction:

2.2.4.1 The licensee of each certified daycare center

2.2.4.2 All licensed preschool programs

2.2.4.3 The owner/operator of each registered family daycare program

2.2.5 The Chief of Police/Director of Public Safety or President of each college, university, and community college located within 1,000 feet of a sexually violent predator's residence.

2.3 The department will provide the information and notices to persons required by sections 2.1 and 2.2 above in the following timeframes:

2.3.1 To neighbors

2.3.1.1 Within five (5) days after the information of the sexually violent predator's release date and residence has been received by the department.

2.3.1.2 Notwithstanding the provisions of sections 2.1 and 2.2 above, verbal notification may be used if written notification would delay meeting the five (5) day requirement.

2.3.2 To all other persons listed in section 2.2:

2.3.2.1 Notice shall be provided within seven (7) days after the information of the sexually violent predator's release date and residence has been received by the department.

2.4 Public notice

2.4.1 All information provided in accordance with section 2.1 above shall be available, upon request, to the general public.

2.4.2 This information may be provided by electronic means.

2.5 Interstate parolees

2.5.1 The duty of the department under section 2.1 and 2.2 shall also apply to individuals who are transferred to this Commonwealth pursuant to the Interstate Compact for the Supervision of Adult Offenders or the Interstate Compact for Juveniles.

2.6 Duty to inform victim

2.6.1 When an individual is determined to be a sexually violent predator by a court, the Pennsylvania State Police shall give written notice to the sexually violent predator's victim when the sexually violent predator registers initially and when he notifies the Pennsylvania State Police (PSP) of any change to his residence.

2.6.2 This notice shall be given within seventy-two (72) hours.

2.6.3 The notice shall contain the name of the sexually violent predator and the address or addresses where he resides.

3.0 OFFICER RESPONSIBILITIES

3.1 The Sex Assault/Family Crisis Unit will be responsible for maintaining and documenting Pittsburgh Bureau of Police (PBP) compliance with State mandated Megan's Law requirements.

3.2 Officers may check persons in the PA Megan's Law database maintained by the PSP at www.pameganslaw.state.pa.us.

3.2.1 Any person that shows up as "ABSCONDED" or "NON-COMPLIANT" in this database will be detained and checked for warrants.

3.2.2 When a Megan's Law predator provides a different address from what is listed in the Megan's Law Registry, that predator shall be arrested for violating the registration requirement as per Title 18 Section 4915 of the PA Crimes Code.

3.2.2.1 The only exception to this policy is if the predator claims to have registered their new address with in the last 5 days. This exception is due to a lag in reporting time from the registration center to the PSP repository.

- 3.2.2.2 If the predator claims to have registered their new address with in the last 5 days, the officer shall write an incident report for the violation and forward this report to the PBP Sex Assault/Family Crisis Unit without delay.
- 3.2.3 When there is cause to take any type of report involving a convicted sexually violent predator (i.e. any person that falls under Megan's Law) as a victim, witness, actor, etc., officers shall attempt to get the following information:
- 3.2.3.1 the predator's current address
 - 3.2.3.2 the predator's current employer and business address
 - 3.2.3.3 the predator's phone number or other contact information
- 3.2.4 The predator's information will be included in the original report as well as a notation that the person is subject to Megan's Law.
- 3.2.4.1 Failure of the predator to register a current address and current employer is a violation of Megan's Law and subject to criminal charges.
- 3.3 A copy of all reports involving a person who is subject to Megan's Law will be faxed to the Sex Assault/Family Crisis Unit without delay.
- 3.4 Officers who have any questions about specific offenses under Megan's Law or what is needed for compliance may direct questions to PBP Sex Assault Unit at [REDACTED] or the PSP at [REDACTED] (24 hrs) or [REDACTED] (0800-1600).

Approved by:



Cameron McLay
Chief of Police