

STATEMENTS OF POLICY

Title 37—LAW

STATE POLICE

[37 PA. CODE CH. 56]

Megan's Law

As a requirement of 42 Pa.C.S. Chapter 97, Subchapter H (relating to registration of sexual offenders) (act), the statement of policy necessary for the general administration of this subchapter, is amended.

Fiscal Impact

The amended statement of policy will not impose additional costs on State and local governments.

Paperwork Requirements

The amended statement of policy will not require the completion of additional forms, reports and other paperwork.

Comments

Interested parties wishing to comment are invited to submit a written statement within 30 days of the publication of this notice in the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party, and a concise statement with sufficient detail on the subject. Written statements may be directed to the State Police, Attention: Director, Bureau of Research and Development, 1800 Elmerton Avenue, Harrisburg, PA 17110.

Contact Person

The contact person is Trooper R. M. Van Buskirk, State Police, Bureau of Research and Development, 1800 Elmerton Avenue, Harrisburg, PA 17110, (717) 772-4898.

Effective Date

This amended statement of policy shall take effect upon publication in the *Pennsylvania Bulletin*.

COLONEL PAUL J. EVANKO,
Commissioner

(Editor's Note: A statement of policy is amended at 37 Pa. Code § 56.3 (relating to responsibilities) to read as set forth in Annex A, with ellipses referring to the existing text.)

Fiscal Note: 17-58. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 37. LAW

PART I. STATE POLICE

Subpart H. ADMINISTRATION OF MEGAN'S LAW

CHAPTER 56. GUIDELINES FOR ADMINISTRATION OF MEGAN'S LAW—STATEMENT OF POLICY

§ 56.3. Responsibilities.

(a) The Board of Probation and Parole, in cooperation with the Department of Corrections and county officials, shall:

(1) Create procedures to guide and instruct State and county prison and probation and parole personnel how to inform sexual offenders of their duties under 42 Pa.C.S. Chapter 97, Subchapter H (relating to registration of sexual offenders), known as Megan's Law. These procedures shall include, at a minimum:

(i) Completion of a sexual offender registration form provided by the State Police prior to release from incarceration, upon parole from a State or county correctional institution or commencement of a sentence of intermediate punishment or probation.

(ii) Prior to release from incarceration, and at the time of registration, a photograph of the sexual offender and the information specified in paragraph (4) shall be obtained for immediate transmittal to State Police.

(2) Require, as a condition of being permitted to reside in this Commonwealth under the Interstate Compact, sexual offenders from other states to register and abide by the requirements of 42 Pa.C.S. Chapter 97, Subchapter H.

(3) Provide the following information to the State Police, Bureau of Records and Information Services, Attention: Director, Records and Identification Division (Act 24 of 1995), 1800 Elmerton Avenue, Harrisburg, Pennsylvania 17110, or facsimile at (717) 772-3681. In the case of a State sentence, this information will be provided prior to release on parole from a State sentence. In the case of a county sentence, the information will be provided immediately upon its receipt from county authorities.

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