

**SUBJECT: NOTIFICATION OF SEX OFFENDERS**

In accordance with the Sex Offender Registration Act (“Megan’s Law”), the Board of Education supports the New York State Department of Criminal Justice Services (DCJS) in its effort to inform the community in certain circumstances of the presence of individuals with a history of sex offenses, particularly against children, who reside in the school locality. This policy is enacted in order to minimize the possibility that the sex offender will come into contact with school-age children, and to assist law enforcement agencies in preventing further criminal activity from occurring. Furthermore, through this policy the BOCES affirms that it shall cooperate with local police authorities and the local community in promoting and protecting the safety and well being of its students.

It is the policy of the Board of Education to disseminate all information which the BOCES receives from local police authorities in conjunction with Megan’s Law to designated staff members who might have possible contact with the offender during the course of their school duties including, but not limited to, principals, supervisors, coordinators, teachers, office personnel, custodians, bus drivers, and security personnel. The District Superintendent reserves the right to automatically disseminate such information to additional members of the staff, designated supervisors of non-school groups that regularly use BOCES facilities and have children in attendance, parent/guardians of BOCES students, Superintendents of component school districts, and other community residents who, in the opinion of the District Superintendent, have an immediate need to be notified of such information in order to protect the safety of our students.

All staff members and community members shall be advised of the availability of the information received by the BOCES pursuant to Megan’s Law upon written request to the applicable campus principal/designee or supervisor.

Staff members shall inform their immediate supervisor if they observe within the school building, on school grounds, at school activities, or at or near bus routes any individual whose description matches the information which was provided to the BOCES by local law enforcement authorities. Local law enforcement officials will be notified of this information by the BOCES, as appropriate.

Information that is disseminated to the BOCES by law enforcement pursuant to Megan’s Law may be disclosed by the BOCES in its discretion. Examples of such information are the offenders’ name, address, photograph and crime of conviction. Any information which the BOCES receives regarding a sex offender from a source other than the Sex Offender Registry, and which is maintained independent of the requirements of Megan’s Law, will be available from the BOCES, upon written request, in accordance with the requirements of the Freedom of Information Law.

### **Special Circumstances Whereby Sex Offenders May Enter Upon School Grounds**

As a mandatory condition of the sentence for sex offenders placed on probation or conditional discharge whose victim was under the age of eighteen (18) or who has been designated a Level 3 sex offender, the court requires that any such sentenced offender refrain from knowingly entering into or upon school grounds or any other facility or institution primarily used for the care or treatment of persons under the age of 18 (eighteen) while one or more of such persons are present.

However, by exception, a sex offender may enter school grounds or facility with the written authorization of his/her parole officer and the District Superintendent for limited authorized purposes. Entrance upon premises is subject to the following conditions:

- a) The offender is a registered student, participant or employee of the facility;
- b) The offender is an employee of an entity contracted by the facility; or
- c) The offender has a family member enrolled in the facility; or
- d) If the BOCES is the offender's designated polling place and he/she enters solely to vote.

### **Implementation**

Administrative regulations shall be developed to implement this policy.

Correction Law Article 6-C  
Public Officers Law Section 84 et seq.

**Adopted: May 9, 2007**  
**Revised: October 10, 2012**