

COMMUNITY SAFETY PROCEDURES FOR SEX OFFENDERS WITH DEVELOPMENTAL DISABILITIES

*These procedures are in reference to sex offenders with developmental disabilities who receive funding from the Department of Disabilities, Aging, and Independent Living (DAIL) for supervision and treatment. **It does not apply to sex offenders who are under the supervision of the Department of Corrections.***

1. Referral for Community Safety Review
 - a. Sex offenders with developmental disabilities, who meet at least one of the following criteria, **will be referred** to DAIL's Public Safety Specialist for review regarding the need for additional measures to protect community safety:
 - i. Likelihood to reoffend (as measured at 4 or above on the RRASOR or 6 or above on the STATIC-99)
 - ii. Use of a weapon in the commission of any sex offense (e.g. gun, knife, baseball bat)
 - iii. History of escape from supervision after being placed in a program for sex offenders
 - iv. Sex offense involving kidnapping, torture, or burning
 - v. Sex offense resulting in injury requiring medical attention
 - vi. Pattern of predatory sexual offending.
 - b. Sex offenders with developmental disabilities **may be referred** to DAIL's Public Safety Specialist for review regarding the need for additional measures to protect community safety based on any of the following factors:
 - i. Continued failure to cooperate with supervision after being placed in a program for sex offenders
 - ii. Recent expressions or threats of intent to reoffend sexually.
 - c. Developmental Services Agencies may refer an individual that does not meet any of the above criteria to DAIL's Public Safety Specialist for consultation regarding community safety.
2. The respective Developmental Services Agency will develop a Community Safety Plan for each individual who meets the above criteria. The plan will address all requirements of the most current version of the Behavior Support Guidelines Attachment D (Community Safety Plan/Behavior Support Plan). The Community Safety Plan will be based on a thorough review of all factors including opinions of the treating clinicians, scores on the TIPS-ID, alcohol or substance abuse status, compliance with mental health treatment, expressions of intent to offend, number of past offenses, pattern of cooperation with treatment and supervision, and history of targeting children, strangers, or vulnerable adults, and access to victims.

The Community Safety Plan will address the following:

- a. level and type of supervision
 - b. alarms, motion detectors or room monitors (if needed)
 - c. disclosure for safety (if needed) (refer to Vermont Best Practices Manual, Chapter 20: Disclosure for Safety and Treatment, pages 185-191)
 - d. electronic monitoring (if needed)
 - e. places or situations that are off limits
 - f. procedures to avoid contact with victims
 - g. travel restrictions
 - h. procedures for securing weapons or items that could be used as weapons
 - i. expectations for both room and personal searches
 - j. factors that will promote and prevent reoffending
 - k. respite
 - l. any other safety procedures.
3. The Developmental Services Agency will forward the Community Safety Plan for each individual, who meets the criteria for referral to DAIL's Public Safety Specialist, for monitoring and review within 30 days of enrolling the implementing services. DAIL's Public Safety Specialist may visit the offender's home and/or worksite and will review the records of the offender. DAIL's Public Safety Specialist will work collaboratively with the Developmental Services Agency when there is an identified need for changes to an individual's Community Safety Plan.
 4. In the event that DAIL's Public Safety Specialist and the Developmental Services Agency are unable to agree on all or part of an individual's Community Safety Plan, the issue will be forwarded to DAIL's Public Safety Consultant for resolution.
 5. The Community Safety Plan will be placed in the individual's case record and shared with any person who is an approved supervisor for the individual (including unpaid supervisors, such as family members).
 6. The Community Safety Plan will be reviewed at least annually by the Developmental Services Agency. The plan will be reviewed sooner if the individual moves, transfers to a new agency, or if there are other major changes in the individual's life situation. If the Developmental Services Agency makes any changes to an individual's Community Safety Plan, the Agency will forward a copy of the updated plan to DAIL's Public Safety Specialist within 30 days of making the changes.