

Chapter DOC 332

SEX OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION REQUIREMENTS

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DOC 332.01 Applicability. This chapter interprets ss. 301.45, and 301.46, Stats.

History: Cr. Register, February, 1998, No. 506, eff. 3-1-98.

DOC 332.02 Definition. Unless otherwise indicated in this chapter:

(1) "Department" means the department of corrections.

History: Cr. Register, February, 1998, No. 506, eff. 3-1-98.

DOC 332.03 Persons required to register. Any person meeting the reporting prerequisites specified at s. 301.45 (1), Stats., shall register with the department of corrections sex offender registry.

History: Cr. Register, February, 1998, No. 506, eff. 3-1-98.

DOC 332.04 Maintenance of registry. (1) The department shall maintain a registry of all persons subject to registration requirements.

(2) Persons subject to registration shall complete, sign, and submit a form designated by the department that requires:

(a) All of the information specified at s. 301.45 (2) (a), Stats., and;

(b) Any other information that the department deems necessary to aid law enforcement or furthers the interests of public protection. Information under this paragraph shall only be made available to the department and law enforcement.

(3) The department shall expunge registry information concerning any person only when the department receives either:

(a) The information specified at s. 301.45 (7) (c) 1. and 2., Stats., or;

(b) A death certificate from the bureau of vital statistics concerning the person registered.

(4) The department may request the assistance of any county, circuit court, the department of health and family services, the department of transportation, or the department of workforce development in obtaining registry information.

History: Cr. Register, February, 1998, No. 506, eff. 3-1-98.

DOC 332.05 Registration timelines. When a person subject to registration is on supervision the supervising department or agency shall provide all of the information required under s. DOC 332.04 (2), to the department of corrections in accordance with s. 301.45 (2) (e), Stats.

History: Cr. Register, February, 1998, No. 506, eff. 3-1-98.

DOC 332.06 Registration frequency, duration, verification, and updating. (1) Persons subject to registration shall continue to provide information annually or at 90 day intervals as required by s. 301.45 (3), Stats., on the designated department form until released from the registration obligation as provided at s. 301.45 (5), Stats.

(2) Persons shall update information in accordance with the following:

(a) Unless par. (b) applies, whenever information required by s. DOC 332.04 (2), changes the person shall notify the department of the change within 10 days by registering the change with the department's 1-888 telephonic registration system or by completing, signing, and submitting the designated DOC form.

(b) Persons on supervision to the department shall provide advance written notification to the department of any changes in employment, residence, school enrollment and vehicle information or in the case of emergency within 72 hours of the change by contacting the supervising agent.

(3) A person who is subject to registration and who is moving from this state to another state must comply with s. 301.45 (4m), Stats.

(4) Persons subject to registration who receive any notice from the department requesting verification of registry information shall verify the accuracy of registry information and provide any updated information within 10 days of the receipt of the notice by signing and returning a confirmation receipt and designated form to the department.

(5) Failure to receive notice of registration requirements under s. 301.45 (3) (b), Stats., is not a defense to liability under s. 301.45 (6), Stats.

(6) In addition to penalties provided at s. 301.45 (6), Stats., failure to comply with registration requirements, including but not limited to signing the registration form, verifying information, updating information, or providing true and accurate information when the person is on probation, parole, supervised release, conditional discharge, or aftercare supervision is a violation of that supervision.

(7) The department shall notify the district attorney in the county where the offender resides of any intentional non-compliance with the obligation to register, update registry information or verify registry information.

History: Cr. Register, February, 1998, No. 506, eff. 3-1-98.

DOC 332.07 Access to registry information. (1) The department shall allow access to registry information to law enforcement agencies in accordance with s. 301.46 (2) and (6) (b), Stats.

(2) In addition to the information provided to law enforcement agencies under sub. (1) the department may provide law enforcement with any other information concerning persons subject to registration.

(3) The department shall provide access to registry information to agencies and organizations other than law enforcement in accordance with s. 301.46 (4), Stats.

(4) The department shall provide access to registry information to victims in accordance with s. 301.46 (3), Stats.

(5) The department may provide access to registry information to the general public in accordance with s. 301.46 (5), Stats.

History: Cr. Register, February, 1998, No. 506, eff. 3-1-98.

DOC 332.08 Period of access to registry. (1) Except as provided in sub. (2), the department may continue to provide access to registry information concerning persons subject to registration only until the person is released from registration requirements under s. 301.45 (5), Stats.

(2) The department may provide registry access to law enforcement agencies regardless of whether the person is still subject to registration requirements.

History: Cr. Register, February, 1998, No. 506, eff. 3-1-98.

DOC 332.09 Bulletins to law enforcement. The department shall provide bulletins to law enforcement agencies in accordance with s. 301.46 (2m), Stats.

History: Cr. Register, February, 1998, No. 506, eff. 3-1-98.

DOC 332.10 Notification of victims. (1) In this section:

(a) "Member of the family" has the meaning given at s. 301.46 (3) (a) 1., Stats.

(b) "Victim" has the meaning given at s. 301.46 (3) (a) 2., Stats.

(2) Victims and family members may request information concerning persons registered by either:

(a) Obtaining a victim identification number and contacting the department's 1-800 telephone information system or;

(b) Completing and submitting to the department the form designated to request written notifications.

History: Cr. Register, February, 1998, No. 506, eff. 3-1-98; correction made under s. 13.93 (2m) (b) 7., Stats., Register, February, 1998, No. 506.

DOC 332.11 Access to registry by community entities. (1) The department shall provide access to community entities specified at s. 301.46 (4) (a), Stats., that request information about a specific person registered under s. DOC 332.04. Entities requesting information under this paragraph shall be provided information when the entity does all of the following:

(a) Submits a request to the department's 1-800 telephonic information access system.

(b) Specifies by name the person about whom information is requested and;

(c) Provides the date of birth, and either the social security number or drivers license number of the person about whom information is requested.

(2) A neighborhood watch program authorized under s. 60.23 (17m), Stats., or by the law enforcement agency of a city or village may request the names and information concerning all persons registered under this chapter who reside, are employed or attend school in the entity's community, district, jurisdiction or other geographical area of activity. Requests for information under this subsection shall be in writing on the form designated by the department.

(3) In response to a request under sub. (1) or (2), the department shall provide all of the information specified at s. 301.46 (4) (b), Stats.

(4) Information provided by the department under this section shall not include any information specified at s. 301.46 (4) (ag), Stats.

History: Cr. Register, February, 1998, No. 506, eff. 3-1-98.

DOC 332.12 Access to registry by general public.

(1) The department may in the interest of public protection provide information to a person not provided access to registry information under other sections when the person requests information and when the person does all of the following:

(a) Submits a request to the department's 1-800 telephonic information access system or files a written request for information on the form designated by the department.

(b) Specifies by name the person about whom information is requested and;

(c) Provides the date of birth, and either the social security number or drivers license number of the person about whom information is requested.

(2) When the department grants access to information in response to a request under sub. (1), all of the information specified at s. 301.46 (5) (b), Stats., shall be provided:

(3) In response to a request under sub. (1), the department shall not provide any information specified at s. 301.46 (5) (c), Stats.

History: Cr. Register, February, 1998, No. 506, eff. 3-1-98.

DOC 332.13 Misuse of registry information. Persons who commit crimes using information that is disclosed under the provisions of this chapter are subject to the penalty provided for the crime committed and any increased penalty provided under s. 939.646, Stats.

History: Cr. Register, February, 1998, No. 506, eff. 3-1-98.