



METHUEN POLICE MEMORANDUM

A sex offender is any person who resides, works or attends an institution of higher learning in the Commonwealth and who has been convicted of a sex offense, or who has been adjudicated as a youthful offender or as a delinquent juvenile by reason of a sex offense, or a person released from incarceration or parole or probation supervision or custody with the Department of Youth Services for such a conviction or adjudication, or a person who has been adjudicated a sexually dangerous person or a person released from civil commitment on or after August 1, 1981.

WHO HAS TO REGISTER

- Pursuant to Chapter 6, section 178C of the Massachusetts General Laws, a person is required to register as a sex offender if he/she lives, works, or is enrolled as a student in an institution of higher learning in the Commonwealth and was:
 - convicted on or after August 1, 1981;
 - adjudicated a delinquent juvenile on or after August 1, 1981;
 - adjudicated a youthful offender on or after August 1, 1981;
 - released from incarceration on or after August 1, 1981;

released from parole or probation supervision on or after August 1, 1981

released from the Department of Youth Services on or after August 1, 1981

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- adjudicated a sexually dangerous person on or after August 1, 1981; or
 - released from civil commitment on or after August 1, 1981; or is required to register as a sex offender in another state.
 - For one or more of the following crimes: MGL
 - indecent assault and battery on a child under 14;
 - indecent assault and battery on a mentally retarded person;
 - indecent assault and battery on a person age 14 or over;
 - rape;
 - rape of a child under 16 with force;
 - rape and abuse of a child;
 - assault with intent to commit rape;
 - assault of a child with intent to commit rape;
 - kidnapping of a child;

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- Enticing a child under the age of 16 for the purposes of committing a crime;
 - enticing away a person for prostitution or sexual intercourse;
 - drugging persons for sexual intercourse;
 - inducing a minor into prostitution;
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- living off or sharing earnings of a minor prostitute; second and subsequent conviction for open and gross lewdness and lascivious behavior, but excluding a first or single adjudication as a delinquent juvenile before August 1, 1992;
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- incestuous marriage or intercourse;
 - disseminating to a minor matter harmful to a minor;
 - posing or exhibiting a child in a state of nudity;
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- dissemination of visual material of a child in a state of nudity or sexual conduct;
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- possession of child pornography;
 - unnatural and lascivious acts with a child under 16;
 - aggravated rape; and
 - any attempt to commit a violation of any of the aforementioned sections pursuant to section 6 of said chapter 274 or a like violation of the laws of another state, the United States or a military, territorial or Indian tribal authority.
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There are 3 Levels of Sex Offenders in Massachusetts

Level 1 Sex Offenders

Where the Sex Offender Registry Board determines that the risk of re-offense by an offender is low and the degree of dangerousness posed to the public by that offender is not such that a public safety interest is served by public availability, the Board shall give that offender a Level 1 designation. Information on Level 1 offenders will not be available to the public. Neither the police nor the Board have authority to disseminate information to the general public identifying a Level 1 offender. Information identifying Level 1 offenders may only be given to the Department of Correction, any county correctional facility, the Department of Youth Services, the Department of Social Services, the Parole Board, the Department of Probation and the Department of Mental Health, all city and town police departments and the Federal Bureau of Investigation for law enforcement purposes.

Level 2 Sex Offenders

Where the Board determines that the risk of re-offense is moderate and the degree of dangerousness posed to the public is such that a public safety interest is served by public availability of registration information, it shall give a level 2 designation to the sex offender.

The public shall have access to the information regarding a level 2 offender through the Local Police Department and through the [Sex Offender Registry Board](#).

Level 3 Sex Offenders

Where the Board determines that the risk of re-offense is high and the degree of dangerousness posed to the public is such that a substantial public safety interest is served by active dissemination, it shall give a level 3 designation to the sex offender.

The public shall have access to the information regarding a level 3 offender through the Local Police Departments and through the [Sex Offender Registry Board](#).