

PROBATION DEPARTMENT DIRECTIVE

No.: 1307

Issued: 12/12/12

Post Until: 01/12/13

SUBJECT: Mandated Adult Sex Offender Treatment Programs

Pursuant to California Penal Code 1203.067 Section (b), "On or after July 1, 2012, the terms of probation for persons placed on formal probation for an offense which requires registration pursuant to Sections 290 to 290.023", requires the probationer to participate in a certified sex offender treatment program. All sex offender treatment providers and programs are required to be certified by the California Sex Offender Management Board.

Penal Code 1203.067, Section (b) (1) states, "Persons placed on formal supervised probation **prior** to July 1, 2012, shall participate in an approved sex offender management program, following the standards developed pursuant to Section 9003, for a period of not less than one year or the remaining term of probation, if less than one year. The length of the period in the program will be determined by the certified sex offender management professional in consultation with the probation officer and as approved by the court."

Penal Code 1203.067, Section (b) (2) states, "Persons placed on formal probation on or **after** July 1, 2012, shall successfully complete a sex offender management program, following the standards developed pursuant to Section 9003, as a condition of termination of probation. The length of the period in the program shall not be less than one year, up to the entire period of probation, as determined by the certified sex offender management professional in consultation with the probation officer and as approved by the court."

Penal Code 290.09, Section (a) (2) references, on or before July 1, 2012, the Sex Offender Management Program, as well as Sex Offender Treatment providers, must be certified by the California Sex Offender Management Board. It further states, "Probation Departments and the Department of Corrections and Rehabilitation shall not employ or contract with, and shall not allow a sex offender to employ or contract with, any individual or entity to provide sex offender evaluation or treatment services to be provided by the individual or entity conforms with the standards developed pursuant to Section 9003."

Sex Offenders excluded under California Penal Code Section 290-290.023:

- Sex offenders who are **only** on probation for a non-sex related crime (i.e. burglary)
- Sex offenders who are **only** on probation for "failure to register" as a sex offender

However, the DPO has the authority to have the probationer evaluated by the treatment provider to determine if treatment is needed. If both parties agree the probationer would benefit from treatment, the DPO shall instruct the probationer to enroll in and complete a Sex Offender Treatment program.

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Effective immediately, the Domestic Violence/Child Abuse/Sexual Offenders Monitoring Unit will monitor the Sex Offender Treatment programs for compliance. The monitoring unit will also, on a regular basis, provide both the Courts and Probation with an updated certified list of approved programs. The Probation Department shall only utilize treatment providers listed on the "Approved Sexual Offender Treatment Programs" list.

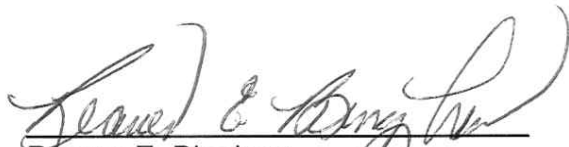
Sex Registrant (SRG) DPOs shall:

- Immediately review their caseload to ensure probationers are attending approved Sex Offender Treatment programs.
- Ensure the sex offender is enrolled in a certified Sex Offender Treatment program within 30 days of notification
- Ensure the sex offender provides written verification of their enrollment and that the treatment program is listed on the "Approved Sexual Offender Treatment Programs" list.

If the DPO determines the probationer is attending a non-certified treatment program (i.e. the provider is not on the certified list), the DPO shall:

- Immediately instruct the probationer to enroll in an Approved Sex Offender Treatment Program from the "Approved Sexual Offender Treatment Programs" list within the next thirty (30) days.
- Inform the probationer credit will not be given for attendance in non-certified programs.

Questions or concerns regarding this Directive shall be directed to the SRG Consultant at (909) 865-6332.


Reaver E. Bingham
Deputy Chief Adult Field/Juvenile Placement Services Division



COUNTY OF LOS ANGELES PROBATION DEPARTMENT

-- DOUBLE CLICK TO ENTER ADDRESS --

-- DOUBLE CLICK TO ENTER PHONE --



JERRY E. POWERS
Chief Probation Officer

Authorization for the Release of Confidential Information for Sexual Offenders

Probationer's Name _____ Date of Birth _____

X-Number _____ Court Case # _____

Offense _____ Conviction Date _____ Expiration Date _____

I, _____, hereby authorize the Los Angeles County
Probationer's Name

Probation Department, Sexual Offender Treatment Programs, Polygraph examiners and any other authorized individual or agency to disclose and/or receive any information deemed confidential (i.e. police report(s), criminal history, risk scores, polygraph exam results, treatment history, psychosocial history, etc.). Pursuant to Penal Code Section 1203.067, I understand I am required to authorize the waiver of the Psychotherapist-Patient Privilege, to allow my treatment provider to discuss and provide information about my progress in treatment and risk level with the Containment Team.

I acknowledge and understand that as part of the terms and conditions of probation and pursuant to Penal Code section 1203.067, I am required to participate in:

1. A certified Sexual Offender Treatment Program
2. Polygraph examination(s), to which I must honestly answer all questions

I understand if I refuse to sign this document, my refusal to sign will constitute a violation of probation which may result in revocation of probation.

Probationer's Signature

Print Name

Date

Print Name and Title of Witness

Signature of Witness

Date