

# Trying Sex Offender Registry Board Cases

*Classification hearings, judicial review, and preserving the record*

## Why attend?

Practice before the Sex Offender Registry Board has been a rapidly evolving area of law in the last ten years. The Board was created by the amended Sex Offender Registration and Notification Act, passed in 1999, to provide every former offender the right to a classification hearing prior to dissemination of the person's registration information. Zealous advocacy at these administrative hearings can result in lower classification levels with enormous benefits to those whose employment, housing, and personal privacy may be compromised by public dissemination.

This training program familiarizes attorneys with the Sex Offender Registry Board's regulations, 803 CMR 1:00, and the Administrative Procedures Act, M.G.L. Chapter 30A. Using a combination of lecture and small group work, attorneys will learn to try cases before the Sex Offender Registry Board, file complaints for judicial review in Superior Court, and preserve the record for appeal. Attorneys also learn about current "hot topics" in the field, including issues pending before the Supreme Judicial Court.

This program is required by CPCS to accept Sex Offender Registry Board trial and appellate assignments. Those who have completed the program in the past are not required to take it again.

## Agenda

- ▶ Registration Obligations and Process
- ▶ Proceedings Before the Sex Offender Registry Board
- ▶ Criteria for Assignment of Classification Levels
- ▶ Overview of the Science of Recidivism
- ▶ Appeal of a Board Decision to Superior Court Pursuant to M.G.L. Chapter 30A
- ▶ Preserving Appellate Issues
- ▶ Recent Developments in the Law
- ▶ "Ask the Experts" Q&A Session

## Written Materials

Attendees receive comprehensive and newly revised materials as handouts and on CD format to use as resources in their practice, including: a summary of the sex offender registration law and a summary of the law as it applies to juveniles; sex offender registry board forms, model motions for SORB practice, model complaint and motions for Superior Court 30A review; decisions, statutes, regulations, rules, and standing orders; charts and checklists; and cites to relevant caselaw, articles on the science of recidivism and additional articles.

## Faculty

Cathleen L. Bennett, Esq., Cochair  
*Committee for Public Counsel Services, Training Unit, Boston*

Larni S. Levy, Esq., Cochair  
*Committee for Public Counsel Services, Boston*

Andrew S. Crouch, Esq.  
*Boston*

Paul R. Gormley, Esq.  
*Salem*

Catherine Jean Hinton, Esq.  
*Rankin & Sultan, Boston*

Michael Nam-Krane, Esq.  
*Committee for Public Counsel Services, Boston*

Cecely A. Reardon, Esq.  
*Committee for Public Counsel Services, Youth Advocacy Project, Roxbury*

Pasqua M. Scibelli, Esq.  
*Committee for Public Counsel Services, Boston*

Eric B. Tennen, Esq.  
*Swomley & Associates, Boston*

Rebecca Mollie Young, Esq.  
*Rebecca M. Young, Attorney at Law, Winthrop*

## BOSTON

9 a.m. – 5 p.m., Thursday,  
March 19, 2009  
MCLE Conference Center,  
10 Winter Place, via Winter Street,  
Program No. 2090153P01

7 Substantive Credits

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- ▶ MCLE Sponsor Members . . . . . \$95
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▶ For information on how to become certified as a CPCS Bar Advocate, please visit the CPCS website:

<http://www.mass.gov/cpcs>

▶ To register contact any Massachusetts Bar Advocate Office  
<http://mass.gov/cpcs/certregs/baradv.html>

▶ Upon confirmation of acceptance into the CPCS Bar Advocate program, you will need to remit course tuition to MCLE.

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9 a.m. – 5 p.m.  
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