

Registered Sex Offender Policy Havana Public Library District

I. Statement

The Board of Trustees, Administration and Staff of the Havana Public Library District acknowledge that registered sex offenders live within the communities that we serve. Public libraries are recognized as a community gathering place and a primary point for information of all kinds to be disseminated to the public. Havana Public Library District acknowledges that the right to some level of access to a public library is constitutionally protected under the First Amendment right to receive information. To that end, all individuals are welcome in our library, provided that in doing so they do not violate the law or the policies of the Havana Public Library District.

Like many other states, the State of Illinois enacted the "Sex Offender Registration Act" (730 ILCS 150/1, et seq.) which requires all persons adjudicated sexually dangerous who are later released, or found to be no longer sexually dangerous and discharged, to register with proper local law enforcement authorities so that their whereabouts are known by these authorities. The "Sex Offender Registration Act" also prohibits child sex offenders from residing within 500 feet of a school, park, playground or other facility providing services exclusively to persons under the age of 18. As public libraries do not provide services exclusively to persons under the age of 18, registered sex offenders in Illinois can be or reside within 500 feet of a public library.

II. Areas of Access Within Havana Public Library District

Whenever a registered sex offender wishes to enter the library facility, they need to be aware of the following limitations with regard to where they can go, and what they can take part in while on library property.

Registered sex offenders may not:

- Loiter or linger outdoors on library property
- Loiter or linger in entryways or any other common areas of the library
- Be present in any areas of the library facility that are primarily for the use of minors, including but not limited to the Youth Services Department as a whole, any room being used for children's programming, and/or any space primarily intended for use by children, or young adults.
- Attend library programming whose audience can be reasonably expected to contain minors

Registered sex offenders may:

- Visit library collection areas intended for adults
- Use a public computer - however, registered sex offenders will not be allowed to utilize public access computers located in any space primarily intended for use by children, or young adults.
- Request and receive quality adult reference service, place holds on library materials, check out materials with a library card in good standing, and otherwise receive access to library information
- Attend library programming intended exclusively for adults

If a registered sex offender who is the parent or legal guardian of a minor child (with proper documentation of this), a registered sex offender may accompany that child into areas of a library facility that are primarily for the use of minors, into programs intended for minors, etc. so long as abuse is not suspected and the minor remains with the registered sex offender the entire time.

III. Expectations of Havana Public Library District Staff

With regard to staff knowledge of use of public library facilities by registered sex offenders, staff are not expected to regularly review the registered sex offender database. However, library staff may know that an individual is a registered sex offender because the individual self-identifies, law enforcement has provided identification, or staff may have independent personal knowledge. In such cases, the director or person-in-charge should be notified and should advise the sex offender of the Registered Sex Offender Policy.

If another patron advises staff that a registered sex offender is on the premises, the patron will be allowed to point out the individual and, if possible, provide the name of the alleged sex offender. The director, or person-in-charge will then review the sex offender database, and if the individual is listed the director or person-in-charge will advise them of the Registered Sex Offender Policy. If the name of the purported sex offender cannot be obtained, or the fact that the individual is a registered sex offender cannot be confirmed, the individual will not be approached and the governance of the Registered Sex Offender Policy will suffice.

Approved by the Havana Public Library District Board of Trustees, September 15, 2022