

Law Enforcement and Public Safety

Publication of an offender registry 23-3-490

Information that is collected by the sheriff's department for use in an offender's registry is to be public knowledge if requested. Publication by the sheriff of the offender's list shall also be made in a newspaper with general circulation in that county. The sheriff or newspaper that publishes the registry is not responsible for liability or errors that may be found unless done intentionally or on purpose.

| Section When | Notice | Where | |
|-----------------|-----------------------------------|--|---------|
| 23-3-490 | A listing of an offender registry | A newspaper with general circulation in the county | Anytime |

Exact wording:

“(A) Information collected for the offender registry is open to public inspection, upon request to the county sheriff. A sheriff must release information regarding persons required to register under this article to a member of the public if the request is made in writing, on a form prescribed by SLED. The sheriff must provide the person making the request with the full names of the registered sex offenders, any aliases, any other identifying physical characteristics, each offender's date of birth, the home address on file, the offense for which the offender was required to register pursuant to Section 23-3-430, and the date, city, and state of conviction. A photocopy of a current photograph must also be provided. The sheriff must provide to a newspaper with general circulation within the county a listing of the registry for publication. A sheriff who provides the offender registry for publication or a newspaper which publishes the registry, or any portion of it, is not liable and must not be named as a party in an action to recover damages or seek relief for errors or omissions in the publication of the offender registry; however, if the error or omission was done intentionally, with malice, or in bad faith the sheriff or newspaper is not immune from liability.”

Publication of an election on establishment of district for the purpose of special police protection 23-27-30

An election may be called for qualified voters to vote by the clerk of court in a county on the establishment of a district for the sole purpose of special police protection. A notice of this election must be placed by the clerk of court stating the time and place of such election. It must be published in a newspaper within the county and for a period of at least three weeks along with posting the notices in at least three public places for the same length of time.

| Section When | Notice | Where | |
|-----------------|--|---------------------------|----------------------|
| 23-27-30 | A notice of an election on establishment of district for the | A newspaper in the county | At least three weeks |

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| | purpose of special police protection | | |
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Exact wording:

“When the petition is approved by the clerk of court of the county in which the proposed special district is located the clerk shall call an election of the qualified voters within such district to vote upon the question of establishing the district for the purpose of special police protection. The clerk shall designate some place within the proposed district for the holding of the election and shall appoint the managers and declare the results thereof. He shall give notice of the time and place thereof for at least three weeks in some newspaper published in the county and by posting notices thereof in at least three public places within the proposed district for the same length of time.”

**Publication of notice of a petition for the abolishment of special police district
23-27-110**

The special police district can be abolished as seen fit at the end of a calendar year as long as a majority of resident landowners sign a petition. A public notice of this petition must be published for three weeks in a newspaper that is published in the county.

| Section When | Notice | Where |
|-----------------|--|--|
| 23-27-110 | A public notice of a petition for the abolishment of a special police district | A newspaper within that county At least three weeks |

Exact wording:

“Any special police district created under the provisions of this chapter may be abolished at the end of any calendar year whenever a majority of the resident landowners therein shall sign a petition directed to the members of the county legislative delegation of the county wherein it is located requesting that the district be abolished, if public notice be given that the petition is to be circulated by three weeks' publication in some newspaper published in the county and by posting notices thereof in at least three public places within the district. Upon receipt of any such petition the county legislative delegation may pass a resolution directed to the clerk of court and to the county auditor, declaring the district abolished and all the rights and duties thereunder at an end.”