

SEXUAL OFFENDER MANAGEMENT BOARD

EST. 2011

C. L. "Butch" Otter
Governor



Amended Regular Meeting Minutes
April 12, 2019
Idaho Department of Correction
Board Room, 3rd Floor
1299 N. Orchard, Boise, ID

Members present:

Jeff Betts, Vice Chair
Matt Thomas, Member
Brian Marx, Member
Ryan Porter, Member
William Crawford, Member

Jean Fisher, Member
Melissa Hultberg, Member
Paula Garay, Member
Moira Lynch, Member

Others Present:

Karin Magnelli, IDOC Deputy Attorney General
Nancy Volle, Program Manager
Jackie Nelson, AA2

Guest:

Melissa Woods

Excused:

Dr. Michael Johnston, Chair
Erwin Sonnenberg, Member

Call to Order

Jeff Betts called the full-board meeting to order at 8:30 A.M.

EXECUTIVE SESSION

- William Crawford motioned at 8:31 a.m. that the board go into executive session under Idaho Code §74-206(1)(d) to consider records that are exempt from public disclosure under the Idaho Public Records Law and Idaho Code §74-206 (1)(f). It was seconded by Brian Marx. The purpose of the executive session was to consider applications for SOMB certification. The vote was: Jeffrey Betts, Vice Chair, aye; Melissa Hultberg, aye; William Crawford, aye; Moira Lynch, aye; Paula Garay, aye; Jean Fisher, aye; Matt Thomas, aye.

William Crawford motioned at 8:53 a.m. to come out of executive session. It was seconded by Brian Marx and all members present voted aye.

Board Business:

1) Motions-Certification Applications

- ◆ **SOMB 1.** Initial Application for Associate Level Post Conviction Polygraph Examiner. Brian Marx motioned to approve the Associate Level Post Conviction Polygraph Examiner Certification for Feb. 2019-3. It was seconded by Moira Lynch and all remaining members present voted aye. Motion carried.
- ◆ **SOMB 2.** Application to advance from Provisional Level Juvenile Sexual Offender Treatment Provider to Senior Level Juvenile Sexual Offender Treatment Provider. Brian Marx motioned to approve Associate Level Juvenile Sexual Offender Treatment Provider for Feb. 2019-2. It was seconded by Moira Lynch and all remaining members present voted aye. Motion carried.
- ◆ **SOMB 3.** Reviewed providers proposed alternate conditions to Monitored Agreement for Dec 2018-3 Adult Psychosexual Evaluator. Brian Marx motioned to approve monitored status under new conditions. It was seconded by Moira Lynch and all remaining members present voted aye. Motion carried.
- ◆ **SOMB 4.** Reviewed providers proposed alternate conditions to Monitored Agreement for Dec. 2018-2 Juvenile Psychosexual Evaluator. Brian Marx motioned to approve monitored status under new conditions. It was seconded by Moira Lynch and all remaining members present voted aye. Motion carried.

2) Approval of Board Meeting Minutes:

- Jean Fisher motioned to approve the meeting minutes from the March 8, 2019 board meeting. It was seconded by William Crawford and all members present voted aye. Motion carried.

3) Upcoming trainings:

- William Crawford motioned to approve funding not to exceed \$5,000.00 for each of the Static-Stable & Acute Trainings in Pocatello, Moscow and Boise. It was seconded by Brian Marx and all members present voted aye. Motion carried.
- Jean Fisher motioned to approve funding for the Working Together Polygraph Workshop in Twin Falls at a cost of \$2500. It was seconded by Brian Marx and all members present voted aye. Motion carried.
- Jean Fisher motioned to approve funding not to exceed \$5000 for the Working Together Polygraph Workshop with the stipulation that Mr. Crawford update the Board with the cost of the speakers. It was seconded by Brian Marx and all members present voted aye.

4) Providers comments/concerns:

- The Board received a letter and application from an out of state Senior Psychosexual Evaluator who expressed interest in assisting to supervise Provisional and Associate

level Evaluators in Idaho. It was determined that SOMB Standards require that Psychosexual Evaluators need to be licensed in Idaho to become certified. This requirement differs from treatment providers. Ms. Magnelli believes this was due to the fact that evaluators go into jails, while treatment providers do not. We are required to uphold our standards; however, we will consider standards changes.

- Melissa Woods addressed the board with concerns regarding boundaries classes being ordered on juveniles that don't have psychosexual evaluations done. This can put providers in a bind, as they have no information to work with. These classes are approximately 12 weeks long. There was also the concern with evaluations concluding that a client is high risk and recommending inpatient treatment, and the juvenile being placed in the community. Mr. Betts offered to talk to the judges regarding best practices.
- Also discussed was the boards opinion regarding treatment for Alford Pleas.
- The Board takes this information under advisement and will look at putting this topic on the agenda for next month, for the attorneys to research further what is going on about sexual boundaries classes.

5) SOMB Standards: Disciplinary Process, Treatment, Certification, Polygraph.

- The board continues to review removing conditional waivers from standards for the 2020 legislature. Ms. Magnelli discussed splitting the renewal process between two subcommittees: certification subcommittee and QA subcommittee, in order to streamline the application process. She also discussed applications for advancement, and the possibility of removing conditional waivers from the renewal process and looking instead into having a certification extensions process. This would mean that the application renewal process would be more streamlined than automatic. Then the Evaluator and Treatment plan paperwork would be submitted to the QA subcommittee for further review, thus eliminating delays in certification.
- Also discussed was removing the part of the standard that deals with Board members meeting with providers to come up with a mutual agreement to a disciplinary action.

6) Booster Trainings: Discussion

- Mr. Betts discussed traveling around the state with Ms. Volle to do "Booster" trainings and discuss proposed rule changes. Original goals of the Board, to include creating a tiered registration system based on risk was also discussed. Discussed the need for consistency with providers before we can create a tiered system based off risk. Also discussed was continuity of care and whether a treatment provider can be required to provide treatment records to different providers if the client decides to change treatment programs.

7) Emeritus level of certification:

- Discussed Emeritus level of certification.

8) Website:

- There was not enough time to review. Will be placed on next months agenda.

Adjourned at 12:00 pm.

Submitted by:
Jackie Nelson, Administrative Assistant 2