

SEXUAL OFFENDER MANAGEMENT BOARD

EST. 2011

Brad Little
Governor



Certification Sub-Committee
November 8, 2019
Idaho Department of Correction
Board Room, 3rd Floor
1299 N. Orchard, Boise, ID

Members present (subcommittee):

Dr. Michael Johnston, Chair
Jeff Betts, Vice Chair
Melissa Hultberg, Member
Paula Garay, Member
William Crawford, Member

Others Present:

Nancy Volle, Program Manager
Jackie Nelson, Administrative Assistant II
Karin Magnelli, IDOC Deputy Attorney General

Guest:

Call to Order

Dr. Michael Johnson called the sub-committee meeting to order at 7:20 A.M.

Certification Sub-Committee:

- Jeff Betts, Vice Chair moved that the subcommittee convene in executive session at 7:20 am to: Consider records that are exempt from public disclosure [I.C. § 74-206(1)(d)] chapter 1, title 74, Idaho code. The purpose of the subcommittee executive session is to consider applications for SOMB certification and to advise the board. It was seconded by Melissa Hultberg, Member. The vote was Dr. Michael Johnson, Chair, aye; Melissa Hultberg, Member, aye; Jeff Betts, Vice Chair, aye; Paula Garay, Member, aye and William Crawford, Member, aye.

The Certification Subcommittee came out of executive session 8:00am.

Regular Meeting Minutes
November 8, 2019
Idaho Department of Correction
Board Room, 3rd Floor
1299 N. Orchard, Boise, ID

Members present:

Dr. Michael Johnston, Chair
Jeff Betts, Vice Chair
Matt Thomas, Member
Paula Garay, Member
Brian Marx, Member

William Crawford, Member
Erwin Sonnenberg, Member
Melissa Hultberg, Member

Others Present:

Karin Magnelli, IDOC Deputy Attorney General
Nancy Volle, Program Manager
Jackie Nelson, Administrative Assistant II

Guest:

Kerry Michaelson, Deputy Attorney General
John Dinger, Proxy for Jean Fisher
(Ada County Prosecuting Attorney)

Excused:

Moira Lynch, Member
Jean Fisher, Member
Ryan Porter, Member

Call to Order

Dr. Michael Johnson called the full-board meeting to order at 8:15 A.M.

EXECUTIVE SESSION

Jeff Betts, Vice Chair motioned at 8:15 a.m. that the Board convene in executive session to consider records that are exempt from public disclosure under the Idaho Public Records Law [I.C. §74-206 (1)(d)] to consider applications for SOMB certification (8:30-8:35am) and [I.C. §74-206(1)(f)] to communicate with legal counsel for the public agency to discuss legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated (8:15-8:30am). It was seconded by Brian Marx. The vote was: Jeffrey Betts, Vice Chair, aye; Matt Thomas, Member, aye; Brian Marx, Member, aye; Paula Garay, Member, aye; Dr. Michael Johnston, Chair, aye; Melissa Hultberg, Member, aye; Erwin Sonnenberg, Member, aye.

William Crawford motioned at 8:35 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.** Renewal Application for Senior Level Adult Psychosexual Evaluator. Brian Marx motioned to approve the Senior Level Adult Psychosexual Evaluator certification

for November 2019-1. It was seconded by Matt Thomas and all remaining members present voted aye. Dr. Johnston recused himself. Motion carried

◆ **SOMB 2.** Renewal Application for Senior Level Juvenile Psychosexual Evaluator. Brian Marx motioned to approve the Senior Level Juvenile Psychosexual Evaluator certification for November 2019-2. It was seconded by Matt Thomas and all remaining members present voted aye. Dr. Johnston recused himself. Motion carried.

◆ **SOMB 3.** Initial Application for Associate Level Juvenile Sexual Offender Treatment Provider with Conditional Waiver. Brian Marx motioned to approve the Associate Level Juvenile Sexual Offender Treatment Provider with Waiver certification for November 2019-3. It was seconded by Matt Thomas and all remaining members present voted aye. Motion carried.

◆ **SOMB 4.** Initial Application for Associate Level Adult Sexual Offender Treatment Provider with Conditional Waiver. Brian Marx motioned to approve the Associate Level Juvenile Sexual Offender Treatment Provider with Waiver certification for November 2019-4. It was seconded by Matt Thomas and all remaining members present voted aye. Motion carried.

2) Meeting Minutes:

- Brian Marx motioned to approve the October 11, 2019 meeting minutes. It was seconded by Matt Thomas and all remaining members present voted aye. Motion carried.

3) Chair and Vice Chair Appointments:

- Brian Marx motioned to approve Dr. Michael Johnston's renewed appointment as Chair of the Board and Jeff Bett's renewed appointment as Vice Chair of the Board. It was seconded by Matt Thomas and all remaining members present voted aye. Motion carried.

4) Provider Concerns:

- The Board was provided with an email from Angie Richardson regarding the difficulty of finding qualified supervisors for the providers just coming into the field. Cost associated with certification was also addressed. The Board recognizes that supervision is burdensome, and we don't have a lot of providers, but adjustments to the standards have already been made with regard to the number of hours a provisional applicant needs to be supervised. Telehealth could assist with this, and the Board is looking into Emeritus status to relieve some of the burden. This topic will remain a continued point of conversation; however, the Board will not waive application fees as requested and will continue looking at a supervisor only level of certification. The Board intends to discuss this topic as an agenda item in upcoming months.

5) Emeritus Status:

- Discussed establishing a different category for supervision that is no longer attached to "senior status." We could eliminate the idea of emeritus status and structure a supervision classification to retired people to supervise. For individuals wanting to come back into the field, all they would have to do is catch up on

continuing education. The Board should develop a checklist for supervisors to go over when they choose to supervise another provider.

6) Negotiated Rulemaking:

- The floor was opened for public comments and suggestions regarding the proposed changes to SOMB rules to be presented before the Legislature in 2020. Written comment was received by a certified provider. Nobody came to the meeting to present. The Board discussed the idea that perhaps this is not the best time to eliminate conditional waivers. Ms. Magnelli provided options to the Board given the feedback that was received. The Board elected to use conditional waivers for initial applications, but not renewal applications.
- William Crawford voted to adopt this rule as pending. It was seconded by Brian Marx and all remaining members voted aye. Motion carried.

Board Business:

1. Training Discussion:

- Ms. Volle discussed communication she has had with GIFR regarding the possibility of posting training to the SOMB website. She will communicate further with GIFR in order to try and determine a price for the types of training we would like to offer our certified providers. Since the SOMB standards only allow for 10 hours of online training, perhaps we should distinguish between webinars and archived information as training.

2. SO Treatment Provider Monthly Update Status Report:

- Ms. Volle informed the Board that the Monthly Status Update Report will go live this month. Mr. Marx advised that a copy of the reports should not go to the SOMB as had been planned. These reports are mandatory but submitting them online is not mandatory.

3. Budget:

- Ms. Nelson presented the updated budget to the Board.

Adjourned at 11:00 a.m.

Submitted by: Nancy Volle, Program Manager SOMB