

# SEXUAL OFFENDER MANAGEMENT BOARD

EST. 2011

Brad Little  
Governor



Certification Sub-Committee  
January 10, 2020  
Idaho Department of Correction  
Board Room, 3<sup>rd</sup> Floor  
1299 N. Orchard, Boise, ID

## Members present (subcommittee):

Dr. Michael Johnston, Chair  
Jeff Betts, Vice Chair  
Paula Garay, Member  
Melissa Hultberg, 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 7:35 A.M.

## Certification Sub-Committee:

- Melissa Hultberg moved that the subcommittee convene in executive session at 7:35 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 Paula Garay. The vote was Dr. Michael Johnson, Chair, aye; Jeff Betts, Vice Chair, aye; Melissa Hultberg, Member, aye; Paula Garay, Member, and William Crawford, Member, aye.
- Paula Garay motioned at 8:25 a.m. to come out of executive session. It was seconded by Melissa Hultberg and all members present voted aye.

The Certification Subcommittee came out of executive session 8:25am.

Regular Meeting Minutes  
January 10, 2020  
Idaho Department of Correction  
Board Room, 3<sup>rd</sup> Floor  
1299 N. Orchard, Boise, ID

**Members present:**

Dr. Michael Johnston, Chair	Melissa Hultberg, Member	
Jeff Betts, Vice Chair	William Crawford, Member	Moira Lynch, Member
Matt Thomas, Member	Ryan Porter, Member	
Paula Garay, Member		

**Others Present:**

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

**Guest:**

Kyle Schou, Proxy (Ada County Public Defender)

**Excused:**

Brian Marx, Member

**Call to Order**

Dr. Michael Johnson called the full-board meeting to order at 8:25 A.M.

**EXECUTIVE SESSION**

William Crawford motioned at 8:34 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. The vote was: Matt Thomas, Member, aye; Paula Garay, Member, aye; Dr. Michael Johnston, Chair, aye; Melissa Hultberg, Member, aye; Jeff Betts, Vice Chair, aye; Moira Lynch, Member, Aye.

William Crawford motioned at 8:56 a.m. to come out of executive session. It was seconded by Matt Thomas and all members present voted aye.

**Board Business:**

**1) Motions-Certification Applications:**

- ◆ **SOMB 1.** Renewal application for Senior Level PCSOT Polygraph Examiner. William Crawford motioned to approve the Senior Level PCSOT Polygraph Examiner certification for January 2020-2. It was seconded by Matt Thomas and all remaining members present voted aye. Motion carried.

- ◆ **SOMB 2.** Renewal application for Senior Level PCSOT Polygraph Examiner. William Crawford motioned to approve the Senior Level PCSOT Polygraph Examiner certification for January 2020-3. It was seconded by Matt Thomas and all remaining members present voted aye. Motion carried.
- ◆ **SOMB 3.** Renewal Application for Senior Level Adult Sexual Offender Treatment Provider. William Crawford motioned to approve the Senior Level Adult Sexual Offender Treatment Provider certification for January 2020-4. It was seconded by Matt Thomas and all remaining members present voted aye. Motion carried.

## 2) Meeting Minutes:

- Jeff Betts motioned to approve the December 13, 2019 meeting minutes with recommended changes. It was seconded by William Crawford and all remaining members present voted aye. Motion carried.

## 3) Training:

- William Crawford motioned to approve four members to attend the NAPN conference May 5-8 in Portland; two members to attend the Colorado SOMB conference July 14-17 and one member to attend the American Academy of Forensic Psychology training in Las Vegas May 6-10. It was seconded by Matt Thomas and all remaining members present voted aye. Motion carried.

## 4) QA Discussion:

- Board members were provided with a copy of the Idaho Sexual Offender Management Boards Quality Assurance/Audit Tool for Psychosexual Evaluations. Dr. Johnston discussed changes that were previously made to page 4 of the form and explained that this was designed to be a user-friendly tool to assist monitoring the quality of evaluations by certified providers. Implementation was also discussed. Ms. Volle will send out the audit tool, as well as two redacted evaluations to the members who will make up the QA subcommittee. We will then compare results during the next Board meeting.
- Development of forms for treatment provider and polygraph examiner were also mentioned. Dr. Johnston reminded the Board that we are in the process of developing a treatment plan template and the template could potentially be used as a QA form.

## 5) QA Subcommittee:

No vote taken.

## 6) Provider/Public Concerns:

- The Board received a concern regarding referrals for psychosexual evaluations prior to plea agreements for juveniles who deny their crime. Mr. Betts advised that he did submit an explanation to the courts (not on behalf of the Board) regarding this matter. This brought up due process concerns. Dr. Johnston advised that there are states that allow evaluations for hypotheticals and if a provider goes to one of those states, they may think this is ok. The SOMB does not regulate pre-adjudication evaluations. Once an evaluation is turned over to the courts, it should

meet Board standards. A provider may still do an evaluation pre-adjudication, when the person is admitting to the offense, not when trying to determine innocence or guilt. It was determined that this will be an agenda item for the February 2020 Board meeting.

- Follow up to a previous concern regarding evaluations with statements advising that they are not to be copied or distributed. Notice will be sent to provider advising that this statement contrasts with the “Notice and Consent” form that providers have clients sign.
- A concern was presented regarding the Monthly Treatment Update form and why the form doesn’t include all of the risk factors in the STABLE. If we decide to make any changes to the form, we will need to change the standards as well. More feedback is needed regarding this matter. An email will be sent out advising that we will be reviewing our monthly update forms and we are looking for feedback. This will be an agenda item for the Spring.

**7) Trauma therapy and sex offender services:**

- Discussed Equine therapy. We don’t have recognition of this type of treatment with sex offenders. Ms. Magnelli discussed this as a possible continuing education credit. This can be lumped into the 16 victim or trauma credits. This would differ from sex offender specific trauma; it would be more general.

**8) Budget:**

- No changes.

**9) Treatment Subcommittee:**

- Meeting scheduled for January 23<sup>rd</sup>.

**10. Supervisor standards from other states:**

- Reviewed Tennessee and California standards regarding certified supervisors. Ms. Volle will contact TN and find out how they developed their supervisor standards and who does the training they reference the standards. This information will be presented at an upcoming meeting.

Adjourned at 12:00 p.m.

Submitted by: Nancy Volle, Program Manager SOMB