

SEXUAL OFFENDER MANAGEMENT BOARD

EST. 2011

Brad Little
Governor



Certification/QA Sub-Committee
October 9, 2020
Idaho Department of Correction
Zoom

Members present (subcommittee):

Dr. Michael Johnston, Chair
Jeff Betts, Vice Chair
Paula Garay, Member
Melissa Hultberg, Member
Brian Marx, Member

Others Present:

Karin Magnelli, Deputy Attorney General
Nancy Volle, Program Manager
Jamie Lundy Shepherd, AA2

Guest:

Call to Order

Ms. Hultberg called the sub-committee meeting to order at 8:03 am

Certification and QA Sub-Committee:

- Ms. Hultberg moved that the subcommittee convene in executive session at 8:03 am to: Consider records that are exempt from public disclosure [I.C. § 74-206(1)(d)] chapter 1, title 74, Idaho code see I.C. § 74-106(9). The purpose of the subcommittee executive session is to consider applications for SOMB certification and to advise the board. It was seconded by Mr. Marx. The vote was Dr. Johnson, Chair, aye; Mr. Betts, Vice Chair, aye; Ms. Hultberg, Member, aye; Ms. Garay, Member, and Mr. Marx, Member, aye.

Regular Meeting Minutes
October 9, 2020
Idaho Department of Correction
Zoom

Members present:

Dr. Michael Johnston, Chair
Jeff Betts, Vice Chair
Melissa Hultberg, Member
Paula Garay, Member
John Dinger, Member

Brian Marx, Member
Ryan Porter, Member
Carlos Ponce, Member
Matt Thomas, Member

Others Present:

Karin Magnelli, Deputy Attorney General
Nancy Volle, Program Manager
Jamie Lundy Shepherd, Administrative Assistant 2

Guest: Karen Clifford, Proxy for Ms. Lynch

Excused

Moira Lynch, Member

Call to Order

Dr. Johnston called the full board meeting to order at 9:12 am and the motion was seconded by Ms. Hultberg.

EXECUTIVE SESSION

Mr. Marx motioned at 9:12am that the Board convene in executive session under I.C. §74-206(1)(d) to consider records that are exempt from public disclosure as provided in chapter 1, title 74, Idaho Code (see I.C. § 74-106(9) and *I.C. §74-206(1)(a) to consider hiring a public officer, employee, staff member or individual agent, wherein the respective qualities of individuals are to be evaluated in order to fill a particular vacancy or need.* It was seconded by Mr. Betts. The vote was: Mr. Ponce, Member, aye; Ms. Hultberg, Member, aye; Dr. Johnston, Chair, aye; Mr. Marx, Member, aye; Ms. Garay, Member, aye; Mr. Thomas, Member aye; Mr. Betts, Vice Chair, aye and Mr. Dinger, Member, aye.

Mr. Marx motioned at 9:44am. to come out of executive session. It was seconded by Mr. Thomas and all remaining members present voted aye.

Board Business:

1.) Motions-Certification Applications (Action item):

- ❖ Mr. Marx move to accept the Certificates from the Sub-Committee certifications. Mr. Dinger to second.

2.) Renewal Application Approvals:

1. Ms. Volle advised the Board the following applications for renewal certification were approved:
 - a. October 2020-2: PCSOT Polygraph
 - b. October 2020-3: Senior Juvenile Treatment Provider
 - c. October 2020-4: Senior Juvenile Treatment Provider
 - d. October 2020-5: Senior Adult Treatment Provider
 - e. October 2020-7: Senior Adult Treatment Provider

3.) Meeting Minutes (Action item):

- Mr. Marx motioned to approve the September 11, 2020 minutes with the update from Dr. Johnston. It was seconded by Mr. Betts, and all remaining members present voted aye. Motion carried.

4.) 2021 Board Meeting Schedule (Action Item)

- Ms. Volle presented the schedule for the 2021 Board Meeting. Mr. Marx motioned to approve the schedule, it was seconded by Ms. Hultberg and all remaining members present voted aye. Motion carried.

5.) LSI-R Training for Board Members (Action item):

- The Board has discussed using the LSI-R as one scale for sex offender registry. He suggested that an online training and webinar be pre-recorded.
- Mr. Marx asked if IDOC has training. Ms. Clifford mentioned there are two trainers in the District. Mr. Marx and Mr. Porter said a local training would be good. The training is typically 3 days, Ms. Clifford will check to see if trainer Worthen can provide modified one day training for the Board.
- Dr. Johnston said LSI-R through GIFR is 9 hours of CR on demand and can be taken at will. Mr. Betts moved to approve the LSI-R training for any Board members who would like to attend, it is seconded by Mr. Thomas and all remaining members voted aye. Motion carried.

6.) Funding of Static/Stable/Acute Training (Action item):

- Ms. Volle requests \$1000.00 for assistance with funding the upcoming Static/Stable/Acute training. Mr. Marx moves to approve but not to exceed up to \$1000.00 for the assessment training. It is seconded by Mr. Dinger and all remaining members voted aye. Motion carried.

7.) CEU Standards change language (Action item):

- Ms. Volle has reviewed the additions and subtractions to the standards changes with regard to CEUs. Ms. Magnelli recommends removing “accredited institution.” Mr. Marx agreed and motioned to approve the standards language changes. The motion was seconded by Ms. Hultberg and all remaining members voted aye. Motion carried.

8.) Adoption of Pending Omnibus Fee Rule (Action Item):

- Ms. Magnelli advised the Board the Omnibus Fee Rule is going from proposed to pending. It must be adopted as pending in order to move forward. This is the next step in the rule making process. Mr. Marx motion to adopt the pending omnibus fee rule, it is seconded by Dr. Johnston, and all remaining members voted aye. Motion carried.

9.) Budget:

- A review of the current Budget for SOMB. Ms. Volle mentioned if anyone is interested in the ATSA conference to please let her know.

10.) QA Subcommittee Review/Discussion

- Ms. Volle would like to know the Board’s thoughts on the Sub-Committees. Is the Board receiving enough information? What information does the Board want from the Sub-Committee? And, how often to they want to be presented with the information?
- Ms. Magnelli said there could be quarterly updates of trends and feedback on those trends. Dr. Johnston said he wants a quarterly report on trends and if there is something urgent in between for the QA Subcommittee to share that information.
- Only the Certification Sub-Committee will share information, not the QA Sub-Committee.
- Mr. Marx suggest the need to have uniformity.
- Dr. Johnston suggests having a brief monthly update and having an agenda item to review what was discussed in the Sub-Committee.

- Ms. Magnelli asked how will the committees do the review? Dr. Johnston is in favor of the form created by Ms. Magnelli and says they need to revisit the audit tool. Ms. Magnelli says the form is not intended to be a final and should be modified with time.
- Ms. Magnelli suggests Ms. Volle type in the comments in real time during the meeting as members view it.
- Ms. Volle is to put a form together for Treatment.

11.) Tiered Registration Discussion

A. Ms. Volle reached out to California (CA) and sent an email in attempt to contact them about their tiered registration set to go into affect in January. Ms. Volle has made several attempts and will continue trying.

- Ms. Magnelli will look at an AG contact.
- Dr. Johnston said it would be helpful to be able to present the amount of research and partnership with other States.
- Ms. Volle asked if there are any thoughts on the level of tiers?
- Dr. Johnston asked if modeling after CA was the way they want to go. There was a discussion comparing a 3 tier vs. a 5 tier. The 3 tiers would be 100% modeled after CA.
- Mr. Marx asked if 4 tiers can accomplish the required outcome. Mr. Dinger agrees with having a 4 tier system. He says Prosecutor Association is all for a tiered registration and asked if District Judges deviate from it? CA has a final say in Court by Judge.
- Dr. Johnston asked if there is any objection to modeling after CA. Ms. Hultberg suggests moving this conversation up towards the top of the agenda for the November Board Meeting.
- Ms. Magnelli has corrections communication line.

B. ICJC Subcommittee

- The general meeting is brand new. There was discussion that the directive needs to be risk based.
- Ms. Volle says the SOMB is very interested in their opinion regarding the tiered registry. There is no directive given on time limit.

Dr. Johnston said the Committee has not honed in on a real purpose. The Committee does have 3 Legislatures. The Committee is sex offense in general and was not specifically created to address a tiered sex offender registry.

Adjourned at 11:43 a.m.

Submitted by: Jamie Lundy Shepherd, AA2 SOMB