

SEXUAL OFFENDER MANAGEMENT BOARD

EST. 2011



Brad Little
Governor

Regular Meeting Minutes November 13, 2020 Idaho Department of Correction Zoom

Members present:

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

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

Others Present:

Nancy Volle, Program Manager
Jamie Lundy Shepherd, AA2
Emily MacMaster, Deputy Attorney General

Guest:

Karen Clifford, Proxy for Moira Lynch
Shelley Osborne

Excused:

Karin Magnelli, Deputy Attorney General
Moira Lynch, Member

Call to Order

Dr. Johnston called the full board meeting to order at 9:12 am

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)). It was seconded by Mr. Dinger. The vote was: Mr. Ponce, Member, aye; Ms. Hultberg, Member, aye; Dr. Johnston, Chair, aye; Mr. Marx, Member, aye; Mr. Betts, Vice Chair, aye; Ms. Garay, Member, aye; Mr. Thomas, Member, aye, and Mr. Dinger, Member, aye.

Mr. Marx motioned at 9:33 a.m. 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):

- ♦ **SOMB 1.** Initial application for Provisional Level Juvenile Sexual Offender Treatment Provider. Mr. Marx motioned to approve the Provisional Level Juvenile Sexual Offender Treatment certification for Nov 2020-3. It was seconded by Mr. Betts, and all remaining members present voted aye. **Motion carried.**
- ♦ **SOMB 2.** Initial application for advancement to Senior Level Juvenile Sexual Offender Treatment Provider. Mr. Marx motioned to approve the Senior Level Juvenile Sexual Offender Treatment Provider certification for Nov 2020-8. It was seconded by Mr. Betts, and all remaining members present voted aye. **Motion carried.**

2.) Renewal Application Approvals:

1. Ms. Volle advised the Board the following applications for renewal certification were approved:
 - a. Nov 2020-1 Sr. Juvenile Sexual Offender Treatment Provider
 - b. Nov 2020-2 Sr. Juvenile Psychosexual Evaluator
 - c. Nov 2020-4 Associate Adult Sexual Offender Treatment Provider
 - d. Nov 2020-5 Sr. Adult Sexual Offender Treatment Provider
 - e. Nov 2020-6 Sr. Adult Psychosexual Evaluator
 - f. Nov 2020-9 Sr Adult Sexual Offender Treatment Provider
 - g. Nov 2020-10 Sr Adult Evaluator
 - h. Nov 2020-11 Sr. Adult Sexual Offender Treatment Provider

3.) Meeting Minutes (Action item):

- Mr. Marx motioned to approve the October 9, 2020 meeting minutes. It was seconded by Mr. Thomas and all remaining members present voted aye. **Motion carried.**

4.) Static/Stable/Acute train the trainer (Action item):

- Ms. Volle gave a review of the Static 99R Train the Trainer training. There was discussion of needing this training to get more individuals certified as Static 99R trainers in Idaho. Ms. Volle mentioned that the Static training alone is \$10,000.00 and asked the SOMB to contribute \$4,000.00 for this training. The rest of the

cost would be covered by IDOC. She said Dr. Campbell is looking for Stable and Acute training as well, and she will ask the Board for further funding to assist with those trainings as well. It is anticipated that this training will play a significant role with the tiered registration system that the Board is developing.

- Dr. Johnston motioned to approve the \$4,000.00 for the Static 99R training. It was seconded by Mr. Marx, and all remaining members present voted aye. **Motion carried.**
- LSI-R mini training from last month's meeting was brought up. PO Warthen advised Ms. Volle that he would be able to put together a mini training. Mr. Porter stated a general overview of the LSI-R would be of the most benefit.

❖ Ms. Osborne joined the open meeting as a guest via Zoom.

5.) Provider Concerns:

- Ms. Volle reviewed the email from Melissa Woods regarding the inability to find a Supervisor. The concern is finding psychosexual evaluator supervisors in Idaho.
- Dr. Johnston said the Board sees this as a problem and are looking at standard to address the concern. There is a concern with the lack of resources in Idaho. Ms. MacMaster asked if there is a list of Supervisors across the State of Idaho? Ms. Volle answered the list is very small and not on the Website. It is a statewide issue.
- Ms. MacMaster wondered if there are workshops or policy ways to encourage more people to be supervisors? Dr. Johnston said Senior Evaluators supervise by choice. We will consider temporary standard changes at the next meeting. They are bound by the Standards and the Board cannot over-ride this as it is a public safety concern.
- Mr. Marx asked if there is a significant enough population to supervise? It was determined that there is a population for this. Mr. Betts added this is not the first time this topic has come up and the Board needs to promote supervisors in the field.

6.) Zero Based Regulation (ZBR) 5-year schedule:

- Ms. Volle advised the Board that there needs to be an awareness of the 5-year (ZBR) schedule. The SOMB is scheduled for the 2023 Legislature. Emily advised the Board this is by Executive order.

7.) Tiered Registration Discussion:

- Ms. Volle reviewed the Power Point she created to discuss the information found from California SB384. It is a 3-tiered system. According to their research, state funded treatment is available to offenders on parole, but not probationers. A 2016 study found that probationers were reoffending at higher rates than parolees.
- If you remove some of the financial burden, is treatment is more viable? Is that something the Board can be involved with?
- Mr. Marx said side by side ideas would go over better. The Department of Corrections should be involved with funding. It should be separate in Legislature rather than one big package.
- Ms. Volle said review of the ATSA research regarding registration can be found on the ATSA website. Chris from Colorado had some recommendations for developing a tiered registration during the ATSA conference. Ms. Volle can provide the ATSA Power Point if requested.
- Mr. Marx said 4 tiers should address the areas for proper consideration. Dr. Johnston said there also needs to be focus on low risk but not as much as high risk. Ms. Volle asked if the majority of the Board members agree with the 4-tier system? The majority said yes. Mr. Dinger does not agree with a nonpublic registration. Mr. Marx suggested it be discussed in Ms. Volle and Mr. Dinger's sub-committee.

Adjourned at 11:00 a.m.

Submitted by: Jamie Lundy Shepherd, AA2 SOMB