

# SEXUAL OFFENDER MANAGEMENT BOARD

EST. 2011

Brad Little  
Governor



Certification/QA Sub-Committee  
May 14, 2021  
Idaho Department of Correction  
Zoom

## **Members present (subcommittee):**

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

## **Others Present:**

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

## **Guest:** Ted Pulver, Member

Cody Ellis, Proxy for Mr. Betts

## **Excused:**

Jeff Betts, Vice Chair

## **Call to Order**

Mr. Marx called the sub-committee meeting to order at 8:07 A.M.

## **Certification and QA Sub-Committee:**

- Mr. Marx moved that the subcommittee convene in executive session at 8:10 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 Ms. Hultberg. The vote was Dr. Johnson, Chair, aye; Mrs. Hultberg, Member, aye; Ms. Garay, Member, aye, Mr. Marx, Member, aye and Mr. Pulver, Member, aye.

Mr. Marx motioned to come out of executive session 10:12am., the motion was seconded by Mr. Pulver.

Regular Meeting Minutes  
May 14, 2021  
Idaho Department of Correction  
Zoom

**Members present:**

Dr. Michael Johnston, Chair  
Ryan Porter, Member  
Melissa Hultberg, Member  
Paula Garay, Member  
Ted Pulver, Member

Brian Marx, Member  
Matt Thomas, Member  
Moirra Lynch, Member  
Carlos Ponce, Member  
John Dinger, Member

**Others Present:**

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

**Guest:** Melissa Woods  
Cody Ellis, Proxy for Mr. Betts

**Excused**

Jeffrey Betts, Vice Chair

**Call to Order**

Dr. Johnston called the full board meeting to order at 10:15am and the motion was seconded by Mr. Marx.

**EXECUTIVE SESSION**

Mr. Marx motioned at 10:17am 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 chapter1, title 74, Idaho Code (see I.C. § 74-106(9)). It was seconded by Dr. Johnston. The vote was: Ms. Hultberg, Member, aye; Ms. Garay, Member, aye; Mr. Thomas, Member aye; Mr. Ponce, Member, aye; Ms. Lynch, Member, aye; Mr. Dinger, Member, aye and Mr. Pulver, Member, aye.

Mr. Marx motioned at 10:26am to come out of Executive Session. It was seconded by Dr. Johnston and all remaining members present voted aye.

**Board Business:**

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

- ❖ **SOMB 1:** Initial application for Provisional Level Adult Psychosexual Evaluator. Mr. Marx motioned to approve Provisional Level Adult Psychosexual Evaluator Certification for May 2021-3. It was seconded by

Dr. Johnston and all remaining Board members present voted aye. **Motion carried.**

- ❖ **SOMB 2:** Application for advancement to Senior Level Juvenile Psychosexual Evaluator. Mr. Marx motioned to approved advancement to Senior Level Juvenile Psychosexual Evaluator for May 2021-6. It was seconded by Dr. Johnston and all remaining Board members present voted aye. **Motion carried.**
- ❖ **SOMB 3:** Application for advancement to Senior Level Juvenile Psychosexual Evaluator. Mr. Marx motioned to approve denial of advancement to Senior Level Juvenile Psychosexual Evaluator for May 2021-7. It was seconded by Dr. Johnston and all remaining Board members present voted aye. **Motion carried.**

## **2.) Renewal Application Approvals:**

- ❖ Ms. Volle advised the Board the following application for renewal certification was approved:
  - a. May 2021-1: Sr. Adult Sexual Offender Treatment Provider
  - b. May 2021-2: Sr. Adult Psychosexual Evaluator
  - c. May 2021-4: Sr. Adult Sexual Offender Treatment Provider
  - d. May 2021-5: Sr. Juvenile Sexual Offender Treatment Provider

## **3.) Budget:**

- a. SOMB Polygraph townhall discussion. Mr. Pulver indicated that most of the Polygraph examiners prefer Zoom participation. He said there is no necessity for expense at this time. Mr. Pulver asked that it be an action item for the July Board meeting.
- b. IATSA conference 2021. Melissa Woods presented. She said they have a separate Board now. Ms. Volle said some concerns were the organizational chart, the Bylaws and the meeting structure being compliant. Dr. Johnston said there is a question regarding the purpose of the organization and the funding.
  - Melissa Woods was welcomed at 10:36am. She is the Secretary this year. She gave an overview of the Speakers. The conference this year is August 4<sup>th</sup>-6<sup>th</sup> and is online. She asked if the Board can provide assistance in the training and conference. Dr. Johnston asked for more detail on the funding. Melissa Woods said she is uncertain at this time because it is online, but the IATSA Board meets next month and she can get more detail.
  - Dr. Johnston said the request needs to be made more in advance.
  - Ms. Volle asked Melissa Woods to contact her with more information.

- c. SOMB Purchases. Ms. Volle asked for funding for a Laserfishe license for Jamie Lundy and office equipment. Dr. Johnston said \$4000.00 can be approved. Mr. Marx motioned to approve \$4000.00 for office expenses, it was seconded by Ms. Lynch and all remaining members noted aye. **Motion carried.**

#### **4.) Tiered Registration Update:**

- Ms. Volle presented a PowerPoint regarding SB384 in California. Based on the presentation, Dr. Johnston asked if there is a classification for the mentally ill in California? Mr. Marx asked if there are any legal issues with this? Ms. Volle advised there are no legal issues yet, as registered sex offenders have to wait until July 1 to petition to get released from the registry.
- Dr. Johnston would like to know the research behind it and what justifies the research. Mr. Marx asked why child pornography is also a lifetime registry? He would like the reasoning behind that. He is also curious about legal counsel.
- Ms. Lynch asked if victim notification is considered? Ms. Volle said she does not know who notifies victims. Dr. Johnston thinks the Board should see how CA does and discuss again in October or November.

#### **5.) Provider Question (providing polygraphs to examiners):**

- A certified polygraph examiner asked what the Boards stance is regarding polygraph examiners providing clients with their polygraphs. Reference to current SOMB standards were cited with the providers question. Mr. Pulver thinks it is not something they do not want to get into. After discussion, the Board determined that the SOMB standards don't state examiners are mandated to provide a polygraph report, and the Board will not take a stance regarding the matter.

#### **6.) Zoom Update:**

Ms. Volle advised the Board the State Zoom contract will be ending soon.

Adjourned at 12:00 p.m.

Submitted by: Jamie Lundy, AA2 SOMB