

# SEXUAL OFFENDER MANAGEMENT BOARD

EST. 2011

Brad Little  
Governor



Certification/QA Sub-Committee  
August 13, 2021  
Idaho Department of Correction

## Members present (subcommittee):

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

## Others Present:

Oscar Klaas, Deputy Attorney General  
Nancy Volle, Program Manager  
Jamie Lundy, AA2

**Guest:** Ted Pulver, Member

## Excused:

N/A

## Call to Order

Mr. Marx called the sub-committee meeting to order at 8:13 A.M.

## Certification and QA Sub-Committee:

- Mr. Marx moved that the subcommittee convene in executive session at 8:12 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. Johnston, Chair, aye; Mr. Betts, Vice Chair, aye; Ms. Hultberg, Member, aye; Ms. Garay, Member, aye, Mr. Marx, Member, aye and Mr. Pulver, Member, aye.
- ❖ Dr. Johnston was recused from discussion of application Dec 2020-3.

Mr. Marx motioned to come out of executive session at 9:42 am, the motion was seconded by Ms. Hultberg and all remaining members present voted aye.

Regular Meeting Minutes  
August 13, 2021  
Idaho Department of Correction

**Members present:**

Dr. Michael Johnston, Chair  
Jeff Betts, Vice Chair  
Moirra Lynch, Member  
Melissa Hultberg, Member  
Paula Garay, Member  
Ted Pulver, Member

Brian Marx, Member  
Matt Thomas, Member

**Others Present:**

Nancy Volle, Program Manager  
Jamie Lundy, AA2

**Guest:** Oscar Klaas, Deputy Attorney General

**Excused**

Karin Magnelli, Deputy Attorney General  
John Dinger, Member

**Call to Order**

Dr. Johnston called the full board meeting to order at 9:49 am and the motion was seconded by Ms. Lynch.

**Board Business:**

- Ms. Volle notified the Board that the QA Subcommittee had requested evaluations spanning over the last two years for Dec 2020-3. She was notified by email yesterday that the provider would not have all of the requested evaluations ready to submit by tomorrow's deadline. Mr. Marx suggested that provider submit the evaluations they have prepared by Monday and the rest by August 20<sup>th</sup>. The Board authorized Ms. Volle to make date adjustments as deemed reasonable.
- Dr. Johnston was recused from all discussions related to Dec 2020-3.

**EXECUTIVE SESSION:**

Mr. Marx motioned at 10:07 am 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: Dr. Johnston, Chair, aye; Ms. Hultberg, Member, aye; Mr. Pulver, Member, aye; Ms. Lynch, Member, aye; Ms. Garay, Member, aye; Mr. Betts, Vice Chair, aye; and Mr. Thomas, Member aye.

Mr. Marx motioned at 10:18 am to come out of Executive Session. It was seconded by Ms. Lynch and all remaining members present voted aye.

### 1.) Certificate Application (Action Item):

- ❖ **SOMB 1:** Initial application for Provisional Supervised Adult Sexual Offender Treatment Provider. Mr. Marx motioned to approve Provisional Level Adult Sexual Offender Treatment Provider for August 2020-1. It was seconded by Dr. Johnston and all remaining Board members present voted aye. **Motion carried.**
- ❖ **SOMB 2:** Initial application for Associate Adult Sexual Offender Treatment provider with Conditional Waiver. Mr. Marx motioned to approve Associate Level Sexual Offender Treatment Provider with Waiver for August 2021-2. 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 Sexual Offender Treatment Provider. Mr. Marx motioned to deny advancement to Senior Level Juvenile Sexual Offender Treatment Provider for June 2021-3. It was seconded by Dr. Johnston and all remaining Board members present voted aye. **Motion carried.**

### 2.) Renewal Application:

- ❖ Ms. Volle advised the Board the following application for renewal certification was approved:
  - a. August 2021-3: Senior Adult Sexual Offender Treatment Provider

### 3.) Minutes Approval for June 11, 2021 and July 9, 2021: Action Item

- The June 11, 2021 minutes were reviewed. Recommendation was to approve minutes with clarification to adjust the Executive Session bullet statement. The recusal of Dr. Johnston should be a separate bullet statement when discussing case Dec 2020-3. Motion to approve June minutes with clarification by Dr. Johnston. Motion seconded by Mr. Marx and all members present voted aye. **Motion Carried.**

The July 9, 2021 minutes were reviewed. It was recommended to correct the typo in the intern section. Mr. Marx motioned to approve. It was second by Ms. Hultberg and all members present voted aye. **Motion Carried**

### 4.) Approve SOMB Future meeting schedule (Action Item):

- Mr. Marx motioned to approve the future Board Meeting schedule. It was seconded by Mr. Thomas and all members present voted aye. **Motion Carried.**

## **5.) Provider Questions/Concerns (Juvenile Round Table meetings, adding job notifications on website, MSI tele-testing):**

### Job Notifications:

- The possibility of adding job posting to the SOMB website was discussed.
- The Idaho State Bar and Colorado Board disclaimers were shared.
- There is concern regarding the cost to the SOMB by the web designer. It is estimated at \$6000.00 for 70 hours of work.
- There is a risk of the SOMB having to set parameters up that will have to be monitored and the time commitment that could take.
- Board recommended against adding job notifications to the SOMB website.

### Juvenile Round Table:

- There was discussion of whether the SOMB can take over hosting the Juvenile Round Table meetings. There is a concern with the amount of administrative work that would be involved.
- The original intent of the of the Round Table was discussed. It was recommended that the SOMB not take over the Juvenile Round Table meetings.

### MSI Tele-Testing:

- There is concern with page 2, section F, where the authors of the MSI require reading the questions to clients for telehealth. This is intended for at-home telehealth. The MSI information is consistent with ethics training. If you are evaluating someone in their home, you are going to take on the burden of security.

## **6.) Intern Discussion (Action Item):**

- IDOC has received information on an undergraduate looking for an internship position for August – December.
  - The SOMB needs to come up with requirements and qualifications. The position carries a lot of responsibility.
  - It is recommended to have monthly/weekly check-ins.
  - Ms. Volle will submit paperwork regarding the Supervision requirements and background check
  - This will not be a paid internship.
- ❖ Mr. Pulver asked for an update on the Polygraph Standards. He was informed this will be addressed at the next month meeting. It was not included this month due to needing more information.

## **7.) Public Records/Open Meeting Refresher:**

- Oscar Klaas presented updates. Title 74 means the work of people is done where people can see it. The public needs to know what we are doing and saying.
- Mr. Klaas reviewed the rules of definition.
- Ms. Volle will look into members of the Board having a Board email account.
- There was a review of open meetings. There is a difference between decisions and deliberations.
- The purpose of the Agenda and Executive Session were discussed.

#### **8.) IATSA Conference Recap:**

- The recap did not occur due to lack of time.  
Motion to exit the meeting by Mr. Marx and seconded by Dr. Johnston.

Adjourned at 12:26 pm.

Submitted by Jamie Lundy, AA2 SOMB