

SEXUAL OFFENDER MANAGEMENT BOARD

EST. 2011

Brad Little
Governor



Certification/QA Sub-Committee
October 8, 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
Ted Pulver, Member

Others Present:

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

Guest: N/A

Excused:

N/A

Call to Order

Mr. Marx called the sub-committee meeting to order at 8:15 A.M.

Certification and QA Sub-Committee:

- Mr. Marx moved that the subcommittee convene in executive session at 8:15 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. Garay, Member, aye, Mr. Marx, Member, aye, Ms. Hultberg, aye and Mr. Pulver, Member, aye.

Regular Meeting Minutes
October 8, 2021
Idaho Department of Correction

Members present:

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

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

Others Present:

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

Guest: N/A

Excused

Moira Lynch, Member

Call to Order

Dr. Johnston called the full board meeting to order at 9:49 am and the motion was seconded by Ms. Hultberg and all remaining members present voted aye.

EXECUTIVE SESSION

Mr. Marx motioned at 9:49am 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 Ms. Hultberg. The vote was: Dr. Johnston, Chair, aye; Mr. Betts, Vice Chair, aye; Ms. Garay, Member, aye; Mr. Thomas, Member aye; Mr. Dinger, Member, aye and Mr. Pulver, Member, aye.

Mr. Marx motioned at 9:55am to come out of Executive Session. It was seconded by Dr. Johnston and all remaining members present voted aye.

Board Business:

2.) Motions-Certification Applications (Action Item):

- ❖ **SOMB 1:** Application for Associate Polygraph Examiner. Mr. Marx motioned to approve Associate Polygraph Examiner for October 2021-1. It was

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

- ❖ **SOMB 2:** Application for Associate Level Adult Sexual Offender Treatment Provider with conditional waiver. Mr. Marx motioned to approve Associate Adult Sexual Offender Treatment Provider with conditional waiver for October 2021-2. It was seconded by Dr. Johnston and all remaining Board members present voted aye. **Motion carried.**
- ❖ **SOMB 3:** Initial application for Provisional Level Adult Sexual Offender Treatment Provider. Mr. Marx motioned to approve Provisional Adult Sexual Offender Treatment Provider for October 2021-3. It was seconded by Dr. Johnston and all remaining Board members present voted aye. **Motion carried.**

3.) Minutes Approval for August 2021 and September 2021: (Action Item)

- The August 2021 minutes were reviewed. Dr. Johnston recommended rewording #8 to say, "lack of time" for clarification.
- The September 2021 minutes were reviewed. Ms. Volle recommended correcting #2b to reflect case Sep 2021-3 instead of Sep 2021-1.
- Mr. Marx motioned to approve the August 2021 and September 2021 minutes with recommended changes. It was second by Ms. Hultberg and all members present voted aye. **Motion Carried.**

1.) Investigation December 2020-3 (Action Item)

- Dr. Johnston recused himself and logged out of the zoom meeting during the Dec 2020-3 discussion and vote.
- Jessica Kuehn, Deputy Attorney General, reviewed SOMB standards and the details of the case with the Board.
- It was determined that the Board does have a legal standing for emergency suspension.
- Ms. Kuehn advised that any discipline needs to follow formal procedure.
- Mr. Marx motioned to approve emergency suspension, prohibiting the providers ability to conduct adult psychosexual evaluations pending further disciplinary action. It was seconded by Mr. Pulver and all remaining Board Members present voted aye. **Motion Carried.**

4.) Approve Intern spending-ATSA membership and computer program:(Action Item)

- Dr. Johnston rejoined the Board meeting via zoom.
- Introduction of Mike Roybal, the SOMB Research Intern.
- It is recommended that Mr. Roybal apply for an ATSA Membership.
- Mr. Roybal explained the need for the IBM License program.

- Mr. Marx motioned to approve the ATSA membership and IBM License program. It was seconded by Mr. Dinger and all members present voted aye. **Motion Carried.**

5.) Treatment Plan Template Discussion:

- There was discussion about the concerns of the current juvenile template not having risk variables. Each section needs to identify risk variables or justify a risk factor.
- It was suggested to add to each section an expandable text box to add interpretation of the risk factors.
- It is suggested to add a “mock” example to help guide providers with change.
- Ms. Hultberg with will work with Ms. Garay to amend the current template.

6.) Polygraph Guidance Discussion: (Action Item)

- Continuation of September discussion.
- Review of current 5.7.2 regarding number exams per examinee.
- Decision of Standard change must be evidence based.
- Mr. Pulver motioned to add a guidance listing APA updates. It is seconded by Mr. Marx and all remaining Board member present voted aye. **Motion Carried.**

7.) Upcoming Chair and Vice Chair nominations:

- Ms. Volle advised that during the November meeting there will be a vote on nominations.

8.) Budget:

- Ms. Volle presented the current SOMB budget for review. There was an explanation of the miscellaneous expenses.

Motion to exit the meeting by Dr. Johnston and seconded by Mr. Marx.

Adjourned at 11:58 am.

Submitted by Jamie Lundy, AA2 SOMB