

# SEXUAL OFFENDER MANAGEMENT BOARD

EST. 2011

Brad Little  
Governor



Certification/QA Sub-Committee  
November 12, 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. Pulver called the sub-committee meeting to order at 8:05 A.M.

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

- Mr. Marx moved that the subcommittee convene in executive session at 8:06 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.
- Exited Executive Session.

Regular Meeting Minutes  
November 12, 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  
Moirra Lynch, Member

**Others Present:**

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

**Guest:** Jessica Kuehn, Deputy Attorney General

**Excused**

N/A

**Call to Order**

Mr. Pulver called the full board meeting to order at 9:46 am and the motion was seconded by Mr. Marx and all remaining members present voted aye.

**EXECUTIVE SESSION**

Mr. Marx motioned at 9:47am 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 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; Ms. Lynch, Member, aye and Mr. Pulver, Member, aye.

- ❖ Dr. Johnston recused himself and logged out of the zoom meeting during the Dec 2020-3 discussion.

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

- Dr. Johnston rejoined the Board meeting via zoom.

## **Board Business:**

### **1.) Investigation Dec 2020-3 (Action Item):**

- It was determined during Executive Session that a vote is not needed in order to move forward.

### **2.) Certification Applications (Action Item):**

- No Certifications at this time.

### **3.) Renewal Applications.**

- Ms. Volle renewed November 2020-1, Senior Polygraph provider. Work product will be submitted to the QA Subcommittee for review.

### **4.) Omnibus Rulemaking-Adoption of pending Fee Rule (Action Item):**

- Ms. Magnelli reviewed adopting the temporary rules. There has been no feedback from the public. Mr. Marx motioned to approve the fee rule for the December publication. It was seconded by Dr. Johnston and all member present voted aye. **Motion Carried.**

### **5.) Minutes Approval for October 8, 2021: (Action Item)**

- Mr. Marx motioned to approve the October 2021 minutes. It was seconded by Mr. Pulver and all members present voted aye. **Motion Carried.**

### **6.) Chair/Vice-Chair Nominations:(Action Item)**

- Dr. Johnston nominated to stay on as the Chair.
- Mr. Betts would like to step aside as Vice-Chair.
- Mr. Marx was nominated to fill the Vice-Chair position.
- It was motioned by Mr. Betts to approve Dr. Johnston as Chair and Mr. Marx as Vice-Chair. It was seconded by Ms. Hultberg and all members present voted aye. **Motion Carried.**

### **7.) Budget:**

- The current SOMB Budget was reviewed. There were no questions.
- a. Static/Stable/Acute Training: (Action Item)
- Jeremy Clark will be conducting the online training in December 2021 and January 2022. There will be two refresher courses and one 2-day full course.

- It was suggested to advertise that the Board will supply updated manuals for anyone not having a current (2016) manual.
- Mr. Marx motioned to approve the necessary costs needed to supply manuals. It was seconded by Dr. Johnston and all remaining Board Members present voted aye. **Motion Carried.**

**b. Hearing Officer Contract: (Action Item)**

- The proposed contract is still under review and negotiation.

**8.) Polygraph Guidance Discussion: (Action Item)**

- Review of the current Guidance and proposed changes.
- Mr. Marx motioned to adopt the proposed changes to the Guidance with an adoption date of today. It was seconded by Mr. Pulver and all remaining Board Members present voted aye. **Motion Carried.**

**9.) Polygraph Standard Discussion:**

- Ms. Volle presented the current changes adopted by APA as of September 2021.
- The changes were compared to the current SOMB Polygraph Standards. Any changes to the SOMB Standards can be made in 2023.

Motion to exit the meeting by Mr. Pulver and seconded by Mr. Marx.

Adjourned at 11:12 am.

Submitted by Jamie Lundy, AA2 SOMB