

# COLORADO DOMESTIC VIOLENCE OFFENDER MANAGEMENT BOARD

## MEETING MINUTES

May 14, 2021

### Attendance:

#### Domestic Violence Board Members Present:

Andrea Bradbury, Bradley Burbach, Erin Gazelka, Jackie List, Jeanette Barich, Jessica Fann, Karen Morgenthaler (Kristina Carrera), Kristiana Huitrón, Laura Bravo, Michelle Hunter, Nicole Collins, Nil Buckley, Raechel Alderete, Sandra Campanella, Stephanie Fritts, Tally Zuckerman

#### Domestic Violence Board Members Absent:

Jennifer Parker

#### Staff Present:

Adrienne Corday, Baylee Hodack, Carolina Thomasson, Chris Lobanov-Rostovsky, Elliot Moen, Jesse Hansen, Marina Borysov

#### Guests:

Amanda Albo, Becky Gerring, Ingrid Barrier, Kaye Knaub, Loretta Frawley, Philippe Marquis, Randy Saucedo, Sasha Cafaro, Steve Landman, Tara Chaparro, Vivienne Belmont

### Introductions

The meeting convened online at 9:05AM. Stephanie Fritts (Chair) introduced herself as the Chair and welcomed the Board and guests. Jesse indicated to Stephanie that a quorum was present.

Stephanie asked if there was consensus to approve the May agenda.

There was consensus to approve the May agenda.

Next, the Board reviewed the April minutes. Stephanie asked if there was a motion.

Nil Buckley moved to approve the April minutes. Jessica Fann seconded the motion.

There was no discussion on the April minutes. Stephanie asked Elliot to prepare the vote. Elliot reminded public members that only Board members should vote.

The motion passed with eleven votes to approve, zero votes to object, and three votes to abstain.

	Responses	
	Percent	Count
Yes	78.57%	11
No	0.00%	0
Abstain	21.43%	3
Totals	100%	14



## Announcements:

- Staff Announcements:
  - Jesse Hansen Announced:
    - The Executive Committee chose to cancel the July Board meeting due to the virtual Domestic Violence & Sex Offender Management Board (DVSOMB) Conference.
    - All Board members can attend the DVSOMB Conference for free.
    - There is no set date as to when the Board meetings will resume to an in-person format.
    - The Diversity, Equity and Inclusion Committee has begun to work on identifying stakeholders on who will attend this meeting. There will be announcement going out soon.
  - Carolina Thomasson announced:
    - A notice regarding the 2021 DVOMB Provider Renewal Applications was sent out on May 14<sup>th</sup>. Providers need to complete their renewals online in the Provider Database Management System by July 31<sup>st</sup>, 2021.
    - The DVRNA Booster and the *Standards* Booster is a requirement for renewal applications and are due by July 31<sup>st</sup>, 2021.
  - Marina Borysov announced the following updates regarding training events:
    - Quarter 1, 2021 Trainings
      - DVI03, DV Offender Treatment Training– June 7<sup>th</sup>
    - Training Events
      - The Domestic Violence and Sex Offender 2021 Conference updates:
        - The Conference will be held virtually, July 14<sup>th</sup> – 16<sup>th</sup> of 2021 and registration is now open.
        - The DVOMB and SOMB are accepting nominations is open for the following three awards:
          - Denise Fransua Domestic Violence Offender Management Leadership Award
          - Gary Burgin Sex Offender Management or Treatment Leadership Award
          - Senator Norma Anderson Excellence in Victim Advocacy Award
      - Lunch and Learn
        - Juvenile Guidelines – June 14<sup>th</sup>.
      - Outside Trainings
        - IVAT Telehealth Series: Part 5 - Ethics & Supervision
          - May 25, 2021, 10:00 am - 11:30 am (PST)
  - Elliot Moen announced:
    - Elliot and Jesse have requested assistance by the Office of Research and Statistics (which is located in the Division of Criminal Justice) to evaluate the Domestic Violence Risk and Needs Assessment (DVRNA) data collected and to determine if a validation study can be performed. It is anticipated that the analysis will begin around October 2021.

## Board Announcements

There were no Board announcements.

## Public Announcements

There were no public announcements.

## Future Agenda Items

There were no future agenda items.

## Committee Updates

Stephanie indicated that this agenda item was to provide updates regarding the work of various committees of the Board.

- **Executive Committee – Stephanie & Jesse**
  - Jesse indicated that the Executive Committee was in the process of identifying future trainings for the Board. Jesse noted that the next training that will be offered is a training on head trauma, brain injury, and substance abuse issues with regards to domestic violence. He informed the Board that its process was to create agendas 90 days out and to finalize the agenda for the upcoming meeting.
- **Application Review Committee (ARC) – Carolina & Michelle**
  - Carolina provided an update about the work of the ARC. At the May meeting, the ARC:
    - Approved one Move-up application
    - Requested additional information for one Move-up application
    - Reviewed and denied five variance requests
    - Approved three Trainee applications and denied one Trainee application
    - Reviewed and responded to two complaints
    - Reviewed a progress report regarding one *Standards Compliance Review (SCR)*
    - Initiated two voluntary Compliance Action Plans (CAP)
  - It was noted that the ARC has identified dates for deliberating on the proposed new teletherapy requirements;
  - Carolina indicated that ARC discussed the upcoming Renewal Applications and made revisions the DVOMB Administrative Policies;
  - Carolina also informed the Board that the ARC was working on an equivalency application process specific to individuals who are approved by the Sex Offender Management Board (SOMB).
- **Standards Revision Committee (SRC) – Carolina & Erin**
  - Erin indicated that the SRC has made progress rewriting and restructuring Section 5.0 of the *Standards*. Much of this has focused on Section 5.01 and addressing Provider coverage for treatment.
  - It was noted that the SRC has a variety of stakeholders in this committee.
- **Training Committee – Marina & Jesse**
  - Marina indicated that the Training Committee's focus at this time was on the DVSOMB Conference to a virtual platform.
  - Jesse indicated that there have been discussions for what topics should be prioritized for potential Lunch & Learns and Advanced Series Trainings.
- **Juvenile Best Practices Workgroup – Jesse**
  - Jesse indicated that the Guidelines were being reworked based on the feedback from the Board and other stakeholders. The document should be finalized soon and there will be discussion on how to disseminate the document.
  - Because the issue of the guideline as well as providing any form of evaluation treatment to juveniles falls outside of the purview of the Board, it was proposed that this is approached in a multi-disciplinary way. The committee will be asking stakeholders to conduct outreach in their respective professional networks to share the Guidelines as a resource.
  - Conducting a Lunch & Learn on June 14<sup>th</sup>.
  - Conducting a presentation at the DVSOMB Conference.
- **Civil Cases Workgroup – Jesse**

- Jesse indicated that this workgroup came together to explore issues related to domestic violence civil cases being referred to DVOMB Approved Providers when there is no criminal court order.
- This was an agenda item at the April Board meeting and an agenda item for today's meeting.
- **Victim Advocacy Committee (VAC) – Jackie & Chris**
  - It was noted that Baylee Hodack will be conducting a presentation on the results from the Treatment Victim Advocate survey.
  - Jackie indicated that she has done outreach to identify what the needs are for Victim Advocates and to recruit new members to the VAC.
  - Jackie indicated that the VAC's current focus is on how to best support Treatment Victim Advocates.

**DVOMB Annual Board Training Per HB18-1198: (Handout)**

Ingrid Barrier provided a presentation on the Board Bylaws and requirements per HB18-1198.

**Next Steps Regarding Domestic Violence Civil Cases: (Handout)**

Jesse Hansen reminded the Board that at the last meeting, there was a panel of individuals who have been involved with the Civil Workgroup. The panel provided information about lessons learned thus far and how DVOMB Approved Provider are implicated. This agenda item is specific to cases whereby someone is being referred to undergo a domestic violence offender evaluation and treatment without the crime of domestic violence having been founded. There was no quorum when Board heard this issue in April, so no decisions were made. As a result, the Executive Committee is bringing this back for discussion.

The question before the Board is what guidance, if any, should be offered to Approved Providers who are being referred requests to do domestic violence evaluations for a civil court order.

Discussion:

- There is a concern that the individuals that do the referrals don't understand the limitations of the DVOMB treatment when there is not a finding of guilt from a criminal court. Is it possible to create a white paper explaining the limitations and why they are not all necessarily suited?
- The Sex Offender Management Board (SOMB) has revised the introduction in the Adult and Juvenile *Standards* suggesting that the *Standards* may be used as a guideline. Should the DVOMB do the same?
  - Staff indicated that is partly the issue. Providers have the issue that they can use the *Standards* as a guide in Appendix A, however, they are not able to operationalize it as a guide for both legal and clinical reasons. The DVOMB Standards currently indicate that Approved Providers may use the Standards as a *guideline*, but in practice there are significant reasons why this may not be the best approach. It was questioned whether having this information in the *Standards* was helpful or is it creating difficult and confusing situations?
- Should there be more training and technical assistance for providers?
  - Staff indicated that this could help, but there are still policy issues that will not be alleviated through training and technical assistance. Additionally, the DVOMB has no purview with these cases so it may not be appropriate for staff to provide trainings unless there is a change to statute.
- There was a suggestion to keep this information in the *Standards*, and create a white paper with additional guidance.
- It was asked why is it not helpful or not recommended for a Treatment Victim Advocate (TVA) to contact the other party in civil cases? And why wouldn't it be helpful to collect collateral information if available.

- Staff indicated that the function of a TVA and their authority originates from the DVOMB statutes permitting the Board to create Standards for treatment. These statutes are specific to criminal matters that fall underneath the purview of the Board. Therefore, if a TVA is engaging in services to a victim that fall outside of the DVOMB's purview, the TVA's confidentiality could be questioned as it may not have standing.
- What about mandatory reporting and mandatory arrest requirements of domestic violence? What if a client discloses pertinent information about their case. What actions can be taken if they are making these disclosures when there has been no finding of guilt in a criminal court.
  - If the person agrees to treatment, then Attorneys will often request that anything that occurs or is disclosed in treatment stays within the Department of Human Services (DHS) case and it is not reported.
- It was noted that using the DVOMB *Standards* as the framework becomes a point of contention for the Office of Respondent Parent Council to object to treatment, because such an evaluation and treatment is only applicable to someone with a criminal case and conviction.
- There are many families that would benefit from some type of intervention and families where there is a clear indication of domestic violence within the home, but the lack of criminal case prevents Approved Providers from using the *Standards*.
- There needs to be a treatment plan similar to the standard treatment plan that is tailored to needs of the civil cases.

There was consensus to have the Civil Workgroup draft a White Paper on Civil Cases, pending the feedback from the Attorney General.

**Research Standards Operating Procedure: (Handout)**

Elliot Moen conducted a presentation on the new DVOMB Standard operating procedure regarding research.

There was consensus to accept the Standard Operating procedure as written.

**Treatment Victim Advocate Survey Results: (Handout)**

Baylee Hodack presented the results of the Treatment Victim Advocate Survey.

**Discussion:**

- It was requested to know more from the survivors of what the challenges/barriers were to getting assistance.
- It was requested that more information and details from the survey be provided.
  - Staff indicated that the planned focus group will likely provide more detailed information answering these questions.

**Adjourn**

The meeting adjourned at 12:04 PM

Respectfully submitted by,

Adrienne Corday

## Individual Voting Results

Active Participants	Total Participants	
11	11	
Last Name	First Name	Motion 1
Bradbury	Andrea	1
Burback	Bradley	1
Gazelka	Erin	1
List	Jackie	NP
Barich	Jeanette	1
Parker	Jennifer	NP
Fann	Jessica	1
Morgenthaler	Karen	NP (Proxy)
Huitrón	Kristiana	3
Laura	Bravo	1
Hunter	Michelle	1
Collins	Nicole	1
Buckley	Nil	1
Alderate	Raechel	3
Campanella	Sandra	1
Fritts	Stephanie	1
Zuckerman	Tally	3

### Voting Legend

1 = Yes

2 = No

3 = Abstain

NP = Not Present At the Time of Vote

Motion 1: Nil Buckley moved to approve the April minutes. Jessica Fann seconded the motion.

