

SEX OFFENDER MANAGEMENT BOARD (SOMB) MINUTES

Friday, November 20, 2020

**THIS MEETING WAS HELD VIA AUDIO/VIDEO CONFERENCING
ONLY**

SOMB Members

Allison Boyd
Amanda Gall
Angel Weant
Carl Blake
Christina Ortiz-Marquez
Glenn Knipscheer
Gregg Kildow
Jeff Shay
Jesse Hansen
Jessica Meza
Kathy Heffron
Katie Abeyta
Kimberly Kline
Lisa Mayer
Marcelo Kopcow
Michelle Simmons
Norma Aguilar-Dave
Sharon Holbrook
Steve Moreno
Taber Powers
Tom Leversee

SOMB Guests

Alison Talley
Amira Minazzi
Apryl Alexander
Ashley Nelson
Becky Gerringe
Brenda Kay
Colton McNutt
Cynthia Anaya
Dale Jenkins
Debra Baty
Dena McClung
Emma Mclean-Riggs
Gabriel Garcia
Gary Reser
Genie Connaghan
Hannah Pilla
James Bailey
James Lander
Jennifir Rudner
Jerry Frey
Jesse Hansen
Jessica Bertolas
Kelsie Smith
Kendall Speer
Kyle Jones
Lauren Rivas
Laurie Kepros
Layla Sadighi
LeRoy Verneti
Lindsay Klatt
Lydia Longo
Marni Lyons
Marsha Brewer
Martha Lugo
Mary Blevins
Melissa Gursky
Michelle Neergaard
Mike Petrash
Pat Harris
Renee Cox
Robin Wise
Roger Kincade
Sara Marlow
Sera Bennett
Sonya Hickson
Stephanie Wise
Tanya Ahamed
Tyler Smith
Yumil Jimenez

Absent SOMB Members: Dr. Rick May and Robin Singer

Staff: Chris Lobanov-Rostovsky, Marina Borysov, Erin Austin, Raechel Alderete, Elliot Moen, Yuanting Zhang, Baylee Hodack, and Jill Trowbridge

SOMB Meeting Begins: 9:03 am

This meeting was recorded.

ORIENTATION TO THE MEETING:

Judge Marcelo Kopcow (SOMB Chair) introduced himself.

Chris Lobanov-Rostovsky (SOMB Program Manager) introduced himself.

Marina Borysov (SOMB Staff) introduced herself, reviewed the various aspects of this virtual meeting, and indicated how it will be conducted. She noted she will be the contact for technical support, and mentioned that she will monitor any questions or remarks in the chat and the question and answer functions.

INTRODUCTIONS/ATTENDANCE:

Chris Lobanov-Rostovsky (SOMB Staff) announced the SOMB members in attendance.

Chris Lobanov-Rostovsky (SOMB Staff) introduced Katie Abeyta and indicated she is replacing Kandy Moore as the Victim Representative on the SOMB. Katie Abeyta (SOMB Member) noted that her background is in both adult and juvenile victim services. She expressed her desire to be on this Board and noted she is looking forward to being engaged in the work.

Raechel Alderete (SOMB Staff) announced the staff members in attendance.

Erin Austin (SOMB Staff) announced the guests in attendance.

Judge Marcelo Kopcow (SOMB Chair) announced to the SOMB member that if they need to step out or come back into the meeting, to please let Marina Borysov (SOMB Staff) know for the record. He also noted that those who are not SOMB members should not vote.

FUTURE AGENDA ITEMS:

SOMB Members:

Kathy Heffron (SOMB Member) asked for future discussion on the topic of desistance. Judge Marcelo Kopcow (SOMB Chair) responded that this is already on the Executive Committee's agenda for future discussion.

Audience:

Laurie Kepros (Audience Member) asked for future discussion from treatment providers regarding the use of client informed treatment. Judge Marcelo Kopcow (SOMB Chair) responded that this will be addressed at the Executive Committee meeting.

ANNOUNCEMENTS:

Staff:

Marina Borysov (SOMB Staff) noted that there will be training credit given via email for the presentation from Dr. Apryl Alexander.

Marina Borysov (SOMB Staff) indicated that the lunch and learn training for treatment providers, evaluators, and polygraph examiners on changes to the Standards and implementation of these changes have been very well attended. She asked that any treatment providers, evaluators, and polygraph examiners who are interested in this training to please contact her.

Marina Borysov (SOMB Staff) noted that a workgroup, which includes Kristin Kubacki, Angel Weant, Missy Gursky, Chris Lobanov-Rostovsky, and Erin Austin, has created curriculum for VASOR/SOTIPS booster training. She indicated that the first training was in early November which was well attended. Marina Borysov mentioned that the next VASOR/SOTIPS training will be in early December, with one scheduled in February 2021. She indicated that this training is available for treatment providers or those in Probation who use this tool and have attended the introduction to the VASOR/SOTIPS training.

Chris Lobanov-Rostovsky (SOMB Staff) announced that there has only been one nomination received for the Juvenile Treatment provider position on the SOMB. He indicated that due to a low response that the nomination period has been reopened and will close on December 18, 2020. Chris Lobanov-Rostovsky expressed hope of receiving more applicants that have expertise in this field. He asked all stakeholders to help recruit for this position.

Chris Lobanov-Rostovsky (SOMB Staff) noted that the Governor's office has requested all boards and stakeholders to continue to follow the suggested protocols for public safety related to COVID.

Chris Lobanov-Rostovsky (SOMB Staff) announced on behalf of the Executive Committee that the December SOMB meeting has been cancelled. He expressed appreciation of the hard work of the SOMB, and noted the hope is that the Board Recognition meeting will happen sometime in early in 2021. Chris Lobanov-Rostovsky thanked all who have continued to attend the committees and work groups through virtual platforms. He also wished all a happy and healthy holiday season. Judge Marcelo Kopcow (SOMB Chair) mentioned that the participation rate to meetings has grown exponentially since holding them virtually.

Yuanting Zhang (SOMB Staff) reminded all treatment providers to enter their data into the database as she has a tight deadline to gather this information for the legislative report. She reiterated that treatment providers, evaluators, and polygraph examiners are required to enter client data into the database as indicated by statute.

Erin Austin (SOMB Staff) announced that the Executive Committee has approved extending the COVID variance for the use of tele-therapy/e-therapy through April 1, 2021. She indicated that no action is required from treatment providers at this time, and noted that the SOMB staff will let them know if any paperwork is needed for this variance.

Jessica Meza (SOMB Member) mentioned that November is Native American Heritage month, and urged all to attend the various workshops and discussions available. She also noted that November 20th is the Trans Day of Remembrance to honor transgender individuals who have lost their lives due to violence.

Angel Weant (SOMB Member) announced on behalf of Carl Blake that Theresa Weiss is the new Juvenile Treatment Provider representative on the Application Review Committee (ARC), and Melissa Parkowski-Helmer is the Developmental Disability/Intellectual Disability (DD/ID) representative on the ARC.

Audience:

None

APPROVAL OF OCTOBER MINUTES – (Attachment #1)

Lisa Mayer (SOMB Member) moved to approve the October Minutes.

Kim Kline (SOMB Member) 2nd the motion.

Elliot Moen reminded the audience not to participate, and asked the SOMB members to remember to click submit to record their vote.

Motion to approve the October Minutes: Lisa Mayer; Kim Kline 2nd (Question #1)

19 Approve 0 Oppose 1 Abstain Motion Passes

APPROVAL OF AGENDA:

The Agenda was approved by consensus.

SOMB BYLAWS REVISIONS (Decision Item) – (Attachment #2) – Erin Austin, DCJ, and Judge Marcelo Kopcow, SOMB Chair

Erin Austin (SOMB Staff) presented the Bylaws revisions based on feedback from the Application Review Committee (ARC) and the Conflict of Interest Work Group, and noted that this is a decision item.

She indicated the following changes were made to the Bylaws:

- Article 1.3 – Change to Person first language in this section and throughout the document
- Article 2.2 – Clarified language regarding Term of Appointment
- Article 3.2/3.3 – Changed language to Duties of the Chair and Appointment of the Vice Chair sections
- Article 4.1 – Clarified language regarding regular meetings
- Article 4.9 – Clarified remote SOMB meetings
- Article 5.0 – Clarified language regarding Quorum
- Articles 6.1, 6.3, 6.4 – Clarified language to simple majority vote of a quorum, voting by electronic means, and conflict of interest voting abstentions in these sections
- Article 7.1 – Modified the Declaration of a Conflict of Interest language to be more in line with changes to the Conflict of Interest policy
- Article 7.3 – Clarified the Code of Conduct language
- Article 8.0 – Clarified the language throughout the Committees and Work Groups section
- Article 8.7 – Added Appointed Members of Committees
- Article 9.0 – ARC – clarified language in ex officio members, and included "*all meetings shall be open to the public and meeting minutes shall be made available to the public*"
- Article 10.1/10.6 – Clarified language in the Best Practices Committee section
- Appendix – Added Empirical Evidence, Evidence-based, and Quorum definitions

Erin Austin noted that these changes were made to ensure all language is consistent throughout the Bylaws.

Board Discussion:

Allison Boyd (SOMB Member) expressed objection to changes made to Article 1.3 regarding the change to person first language as it does not align with the current Standards language. She asked for further discussion with the SOMB regarding this language change, and she recommended striking this edit.

***Allison Boyd (SOMB Member) moved to strike the edit to Article 1.3 of the Bylaws.
Glenn Knipscheer (SOMB Member) 2nd the motion.***

Gregg Kildow (SOMB Member) asked if there has been any previous SOMB discussion regarding this language change. Chris Lobanov-Rostovsky (SOMB Staff) responded that there was general discussion to make changes to include person first language specific to each particular section. He indicated that it was previously decided to keep any statutory language as is.

Carl Blake (SOMB Member) noted that this conversation has not been done, and expressed support of Allison Boyd's motion to bring this discussion to the full Board. He indicated that the current change will have implications to the Bylaws, and suggested revisiting this language change to the Bylaws after further SOMB discussion. Carl Blake mentioned that this edit was made to spark future discussion.

Tom Leversee (SOMB Member) indicated that the person first language is the current best practice, and noted that the consensus was to include this language. He noted that he does not support the motion to strike the edit.

Taber Powers (SOMB Member) noted that a literature review has been requested from Elliot Moen (SOMB Staff) in order to have further informed discussion regarding this topic.

Jessica Meza (SOMB Member) reminded all of the Ethics of Labeling training that was presented by Mr. David Prescott. She noted that the SOMB is mandated to implement best practices, and noted the need to be knowledgeable of these practices.

Kathy Heffron (SOMB Member) noted that she does not support the motion to strike this edit. She asked for clarification of the objection to strike the language. Allison Boyd (SOMB Member) responded that this will be a large discussion, and noted her concern is that the SOMB has not had discussion regarding this language change. She clarified her concerns with this language (which is past-tense and is singular in nature), and noted she would like robust discussion regarding this after the literature review is received.

Sharon Holbrook (SOMB Member) asked if Article 1.3 can be tabled pending further discussion. Allison Boyd (SOMB Member) responded that is her intent by making the motion.

Judge Kopcow (SOMB Chair) clarified that the vote will be to eliminate the change made to Article 1.3.

Carl Blake (SOMB Member) asked if Allison Boyd's motion requires a two-thirds vote or a simple majority vote. There was discussion as to whether this vote would require a two-thirds vote or a simple majority. Chris Lobanov-Rostovsky (SOMB Staff) noted that this is a motion to amend, therefore, a simple majority vote would be applicable. Carl Blake agreed with Chris Lobanov-Rostovsky.

Audience Discussion:

Audience Member commented as to why it is appropriate for juvenile language to be person first, but not adults.

Continued Board Discussion:

Angel Weant (SOMB Member) asked for clarification of the motion on the table, and she asked if the literature review will be given to the SOMB before future discussion is made. Chris Lobanov-Rostovsky (SOMB Staff) responded that the Adult Standards Revisions Committee has requested the literature review regarding the use of this language, and will bring this information to the SOMB for future discussion. Taber Powers (SOMB Member) noted that the hope is to have this discussion at the January SOMB meeting.

There was continued discussion and confusion as to what the motion is asking, and the original poll and the second poll on this topic were cancelled.

Carl Blake (SOMB Member) suggested Allison Boyd amend her motion.

**Allison Boyd (SOMB Member) amended her motion to "strike this edit until there is further discussion with the literature review, and review for replacement language."
Glenn Knipscheer 2nd the amended motion.**

Jessica Meza (SOMB Member) expressed concern that there is research available, and noted that SOMB members should be aware of this. She indicated that due to current research, labeling negatively impacts sex offenders. Jessica indicated to vote on the revised language as is and have future discussion.

Angel Weant (SOMB Member) noted the need to review the available research by the SOMB and to not go ahead and change the language until this discussion is done.

Motion to keep the language "Adult Sex Offenders" in Section 1.3 of the Bylaws until future SOMB discussion: Allison Boyd; Glenn Knipscheer 2nd (Question #2)

15	Approve	4	Oppose	1	Abstain	Motion Passes
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Board Discussion:

Jesse Hansen (SOMB Member) asked to use gender neutral language in Article 3.3. Carl Blake (SOMB Member) noted that this is also in other sections, and indicated it should be changed in all places in the document. Erin Austin (SOMB Staff) made the changes requested in all areas of the Bylaws.

Jesse Hansen (SOMB Member) asked if there is language in Article 2 that would include the new SOMB member orientation requirement. Chris Lobanov-Rostovsky (SOMB Staff) responded that there will be future revisions to the Bylaws, and noted this can be included in the next round of revisions.

Audience Discussion:

Martha Lugo (Audience Member) thanked the SOMB for the change to gender-neutral language.

**Carl Blake (SOMB Member) moved to approve the SOMB Bylaws with the inclusion of gender-neutral language as amended.
Norma Aguilar-Dave (SOMB Member) 2nd the motion.**

**Motion to approve the SOMB Bylaws with the inclusion of gender-neutral language as amended:
Carl Blake; Norma Aguilar-Dave 2nd (Question #3)**

19	Approve	1	Oppose	0	Abstain	Motion Passes
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Tom Leverage (SOMB Member) clarified that his opposition vote was not against the gender-neutral language, it was to not approve the document as a whole.

SOMB CONFLICT OF INTEREST POLICY (Decision Item) – (Attachment #3) – Judge Sharon Holbrook, SOMB

Chris Lobanov-Rostovsky (SOMB Staff) reviewed that the Legislative Audit recommendation was to receive approval for the SOMB Conflict of Interest Policy from the Attorney General's Office, and mentioned that this is available on the SOMB website. He noted that a workgroup, which included Ingrid Barrier, incorporates the changes suggested by the Attorney General's office.

Judge Sharon Holbrook (SOMB Member) presented the changes made to the SOMB Conflict of Interest Policy as follows:

- Section I – Purpose – Added *"or expertise or employment should not be considered an automatic conflict..."*
- Section III – Revised have the appearance of to *"reasonably be perceived to be..."*
- Section V – Conflicts of Interest
 - Conflicts in General - replaced fiduciary duty with a *"duty of loyalty and of care..."* Chris Lobanov-Rostovsky (SOMB Staff) noted that language from Statute 24-18-108.5(2) was also added to this section. Judge Sharon Holbrook indicated that the examples of conflict of interest were removed.
 - Other Conflicts – will replace fiduciary duty with *"duties"* or a *"duty of loyalty and duty of care"*
 - Annual Disclosure Statement - Changed title to *"Annual Member Conflict of Interest"* disclosure statement
 - Member Duty of Care – added language that reads: *"To the extent a board Member possess information on a Board matter outside that presented to or considered by the Board, he or she shall disclose that information or recuse themselves if a conflict of interest exists."*
- Section VI – Procedures
 - Opportunity to Confer was added as follows: *"In the event that a Member is unsure of the existence of a conflict of interest, he or she may request to confer with DCJ staff or the Chair. The request to confer may be made in public session or prior to the meeting after the Member reviews the agenda for the meeting."*
- Section IX – Statement Pertaining to Conflicts of Interest – the following language was added:
 - *"As a condition of service on the Board, each Member shall subscribe and submit to the Chair the Conflict of Interest Disclosure Statement (attached). Each Member shall make disclosure each January of any interest held by him/her or his/her spouse and/or household member which might conflict with his/her duties. The disclosure shall be made on a form prescribed by the Board for such purpose and shall be submitted to the Chair, and filed with the Division, which shall retain all such forms with respect to each member for a period of not less than three (3) years after the end of such Member's service on the Board. New Board Members shall make disclosure prior to their first meeting."*
 - Redundant language was deleted, and such statements was replaced with *"the Disclosure Statement"*
- Changed the title of the Disclosure Statement to:
Sex Offender Management Board
CONFLICT OF INTEREST
DISCLOSURE STATEMENT
- Clarified the affirmation language section on the disclosure statement.

Board Discussion:

Allison Boyd (SOMB Member) asked for clarification on the Member Duty of Care language revision on page five, regarding when a Board member has outside information. Chris Lobanov-Rostovsky (SOMB Staff) revised that presented to *"what is being presented."*

Carl Blake (SOMB Member) clarified the rationale for the removal of the "Division shall retain all statements pertaining to Conflicts of Interest filed by Board Members."

Jessica Meza (SOMB Member) noted that each professional has their own ethical rules that they are bound to as to what they can discuss or reveal, and asked for language that spells that out. She also asked for more gender-neutral language throughout this document. Judge Holbrook agreed with Jessica's concern and asked her if language that a *"Member discloses that they have information that may impact their decision, but not disclose the details of such"* would work.

Judge Kopcow (SOMB Chair) reiterated that when a vote is being made, any questionable conflict of interest should be addressed before the vote, and be determined by the Board. Lisa Mayer (SOMB Member) indicated that the actual conflict does not have to be spelled out, and that recusal from voting is adequate.

Carl Blake (SOMB Member) indicated his concern regarding professional ethical obligations, and suggested adding *"they have that information in accordance with the regulations of their profession"* or recuse themselves.

After the above discussion, this paragraph was revised to read:

"The Member should, of course, review the information which is supplied. To the extent a Board Member possesses information on a Board matter outside what is being presented to or considered by the Board, the Board member shall disclose, in accordance with the regulations of their profession, that they have that information, or recuse themselves if a conflict of interest exists."

Audience Discussion:

Roger Kincade (Audience Member) asked for professionals whose livelihood depends upon those in the system if there is a conflict of interest for those whose financial interest is increased or decreased. Chris Lobanov-Rostovsky (SOMB Staff) responded that Mr. Kincade can review the information that has been addressed in the memo from the Attorney General's office regarding a conflict of interest. He indicated that this document does not address a mandatory requirement for treatment providers to recuse in all matters regarding standards of treatment.

Missy Gursky (Audience Member) reiterated that there are times when a therapist on the Board cannot divulge client information, and they only have a conflict due to the nature of their relationship to the client.

Laurie Kepros (Audience Member) stated that non-professional staff who work with attorneys are also bound by the rules of professional conduct.

Tom Leversee (SOMB Member) moved to approve the SOMB Conflict of Interest Policy as amended. Jesse Hansen (SOMB Member) 2nd the motion.

Motion to approve the SOMB Conflict of Interest Policy as amended: Tom Leversee; Jesse Hansen 2nd (Question #4)

21	Approve	0	Oppose	0	Abstain	Motion Passes
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Chris Lobanov-Rostovsky (SOMB Staff) noted that once this document is finalized, the Disclosure Statement will be sent out to all Board members to complete and return to the SOMB staff office.

BREAK – 11:07 – 11:20

FEMALE SEX TRAFFICKING WHITE PAPER (Action Item) - (Attachment #4) – Yuanting Zhang, DCJ, and Kyle Jones, DOC

Yuanting Zhang (SOMB Staff) and Kyle Jones of the Department of Corrections (DOC) outlined the current issues with sex trafficking of minor children, and led the discussion of the proposed white paper.

Yuanting Zhang (SOMB Staff) urged all stakeholders to review the Male Sex Trafficking White Paper that was previously created in May 2018. She noted that in Colorado there are two definitions for Sex Trafficking – one definition for adult victims, and one for juvenile victims. Yuanting Zhang noted that this appears to be a global issue.

Kyle Jones (DOC) reviewed that the purpose of creating this white paper is to identify how to treat, evaluate, and implement best practices with females who have been convicted of sex trafficking. He noted that emerging research indicates that not all female sex traffickers are victims of sex trafficking, and indicated that they can be financially motivated, or are helping others to perpetrate this crime. Kyle Jones indicated that there are no known actuarial risk assessments for this population. He noted the need to evaluate the client needs before indicating sex-offense specific treatment, and mentioned that the focus is on gender-based (nurturers rather than perpetrators) treatment and risk-need-responsivity for treatment.

Yuanting Zhang (SOMB Staff) noted that some of the updates to this paper include available research. She also indicated that there were three rounds of revisions made to this paper (yellow, blue, and red language). Yuanting Zhang asked all to focus on the differences between male and female sex traffickers and race related issues in this paper. She noted that 70% of sex traffickers of minors (based on one research paper) were from racial minority groups without differentiating between male and female. Kyle Jones (DOC) indicated the inequality in the criminal justice system, and noted that girls in the system have disproportionately experienced many kinds of trauma, including structural trauma of racism and poverty.

Chris Lobanov-Rostovsky (SOMB Staff) noted that existing research indicates that the parent-child relationship may serve as a protective factor for mothers that are incarcerated, and mentioned that when considering contact, there should be careful consideration given to whether such contact can be done safely and in the best interest of their child. He noted that this paper will be guidance to the Board in assisting when determining standards of practice regarding this population.

Yuanting Zhang (SOMB Staff) indicated the following assessment tools will help with evaluating the needs of these clients:

- Gender-Specific Risk Needs Assessment
- Relational Domain
- Self-Management assessments

Kyle Jones (DOC) noted that this is a very complex population that includes numerous evaluation aspects for these clients.

Yuanting Zhang (SOMB Staff) indicated that she, Kyle Jones, and Baylee Hodack are currently working on another research paper to address treatment for this population.

Chris Lobanov-Rostovsky (SOMB Staff) noted that any feedback should be returned to Yuanting Zhang before the SOMB meeting in January.

Board Discussion:

Tom Leverage (SOMB Member) indicated that the "trauma to prison pipeline" and the "school to prison pipeline" are two separate issues, and he noted they are not interchangeable. Yuanting Zhang (SOMB Staff) responded that they will check on these statements.

Jessica Meza (SOMB Member) commented the need to be aware of the language using a "child-centered approach" and labeling when working with this population.

Katie Abeyta (SOMB Member) asked if there was any research discussion regarding the LGBTQ population. Yuanting Zhang (SOMB Staff) responded that there is some research on the victims of this population, but noted that this paper focuses more on treatment of the traffickers rather than on the victims. She indicated that the

LGBTQ population is more vulnerable, at risk, and mentioned she will provide Katie Abeyta that literature for these victims.

Audience Discussion:

None

Chris Lobanov-Rostovsky (SOMB Staff) asked all to send feedback regarding this paper to Yuanting Zhang, and indicated that this paper will come before the SOMB in January as a decision item.

SOMB COMMITTEE CHARTERS (Decision Item) – (Attachment #5) – Erin Austin, DCJ

Erin Austin (SOMB Staff) reviewed the final changes to the six committee charters (Executive Committee, Family Engagement Committee, Sex Offender Registry Legislative Work Group, SONICS Committee, the Victim Advocacy Committee, and the Training Committee) as presented, and noted that the vote will be to approve these charters.

Chris Lobanov-Rostovsky (SOMB Staff) indicated the Family Engagement Committee Charter name should read: SOMB Family Education, Engagement, and Support Committee. Erin Austin (SOMB Staff) indicated that she will make the noted change.

Board Discussion:

Carl Blake (SOMB Member) noted that the formal votes need to be changed to “consensus” on the Executive Committee Charter.

Carl Blake (SOMB Member) asked if the SONICS Workgroup and the SOMB Family Engagement Committee are actual committees as he has not seen any work product coming before the Board for review and approval. He indicated that according to the Bylaws, if a committee or workgroup has not been directly tasked for work product from the SOMB, then they are not actual committees; therefore, no charter is required. He suggested differentiating these two committees from the regular ones indicating that they are collaborating with the SOMB. Carl Blake also indicated that the hope with the charter for the Victim Advocacy Committee is that their work agendas will be driven more from the SOMB.

Allison Boyd (SOMB Member) concurred with Carl Blake regarding the SONICS Workgroup and the Family Engagement Committee, but responded that committees set their own agendas based on work product requested by the SOMB.

Erin Austin (SOMB Staff) noted that she updated the requested changes to the Executive Committee and the Family Engagement Committee charters.

Chris Lobanov-Rostovsky (SOMB Staff) disagreed with Carl Blake’s concerns, and noted that the SONICS Workgroup has presented work product to the SOMB in the past, which will be reviewed and approved by the SOMB. He mentioned that this Workgroup was created as a result of a request from the Best Practices Committee. Chris Lobanov-Rostovsky indicated that the Family Engagement Committee was started by the SOMB, and mentioned there is collaboration between the SOMB and the Committee. He also noted that this committee has presented work product to the SOMB to keep them informed as to the progress of this project. Chris Lobanov-Rostovsky indicated that this committee was created by and is doing work on behalf of the SOMB. Carl Blake (SOMB Member) responded that if the SONICS work product is being brought to the SOMB for approval, then he supports the charter. He then noted that the Family Engagement work product collaboration with the Board is not something the SOMB will approve, therefore, he does not believe this is a truly sanctioned

committee of the SOMB with Board oversight and approval. Carl Blake indicated that the Family Engagement Committee does not fall within the Bylaws of an official SOMB committee in that it does not fall under the parameters of oversight by the Board or is subject to the Board. Chris Lobanov-Rostovsky (SOMB Staff) responded that the SOMB has been vetting the content of this work product with full support to date. He suggested that it would be best to approve all the charters except the Family Engagement Committee, and suggested bringing back that charter at a future date for further discussion.

Audience Discussion:

Marsha Brewer (Audience Member) indicated that the Family Engagement Committee does not add anything that is not approved by the SOMB or their representatives.

Carl Blake (SOMB Member) moved to approve the SOMB Committee Charters as amended with the exception of the Family Engagement Charter, which will be discussed further.

Greg Kildow (SOMB Member) 2nd the motion.

Motion to approve the Committee Charters as amended except the Family Engagement Charter:

Carl Blake; Greg Kildow 2nd (Question #5)

20	Approve	0	Oppose	0	Abstain	Motion Passes
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BREAK: 12:16 – 12:30 pm

CULTURAL CONSIDERATIONS IN SEX OFFENSE TREATMENT (Presentation – 1 Hour Training Credit Offered) – (No Attachment) – Dr. Apryl Alexander, University of Denver Associate Professor

Chris Lobanov-Rostovsky (SOMB Staff) introduced Dr. Apryl Alexander, Associate Professor, from the University of Denver. Dr. Apryl Alexander introduced herself and gave a presentation on the cultural considerations in sex offense-specific treatment. Dr. Alexander indicated that this presentation will include how to improve policy and practice culturally in sex offense treatment. She touched on some of the following aspects of cultural considerations:

How we can do better

- Cultural Competence
- Cultural Humility
- Ethics

What Culture is

- Multiculturalism
- Intersectionality

What Biases can be:

- Personal
- Interpersonal
- Institutional
- Structural
- Practitioners biases

Micro Aggressions

- Micro assaults
- Micro insults
- Micro invalidations
- Micro aggressions in Therapy
- Therapist awareness

Assessment

- Client Interviewing – Be careful how a client’s behavior is interpreted
- Person-Centered Language – Use person-centered and person-first language
- Assessment Measures
- Test Interpretation

Treatment

- Client Experiences
- Therapist-client Matching
- Group Therapy

Future Directions

- Review and revise SOMB Standards to be more culturally and inclusively centered
- May need guidance from other professional organizational documents

Summary

- Cultural competence is a life-long commitment and process
- Be aware of similarities and differences in persons and groups
- Seek opportunities to work with individuals and groups from diverse backgrounds
- Examine policies and standards that may further marginalization

Board Discussion:

Tom Leverage (SOMB Member) asked Dr. Alexander how the SOMB should evaluate the Standards using a cultural lens. Dr. Alexander responded the need to create a set of criteria for clinical practice that addresses cultural principles in both the adult and juvenile treatment. Tom Leverage also noted to keep the connection with Dr. Alexander as a resource while the SOMB continues to update the Standards.

Audience Discussion:

Sonya Hickson (Audience Member) thanked Dr. Alexander for this presentation. She then asked how to incorporate dialog in supervision to support supervisees in all cultural aspects. Sonya Hickson also asked if there is any discussion of a change in identifiers in current assessments. Dr. Alexander responded that these currently being discussed and addressed.

Missy Gursky (Audience Member) commented that this was a great presentation and a well needed discussion.

Chris Lobanov-Rostovsky (SOMB Staff) thanked Dr. Alexander for this presentation, and noted that this material will be made available to the SOMB members and will be included in the SOMB document repository.

SONICS WORK GROUP UPDATE (Presentation) (No Attachment) – Colton McNutt, Work Group Chair, and Erin Austin, DCJ

Erin Austin (SOMB Staff) introduced Dr. Colton McNutt (Work Group Chair), gave a brief outline of the SONICS Work Group, and the current status of this project. Dr. Colton McNutt then gave a presentation on this pilot project. Some of the highlights are as follows:

What SONICS is:

- This is the third review to the SOMB on this project which began in late 2018.
- SONICS = Sex Offense Needs Integrated Classification System
- SONICS is an in-depth process that can identify and communicate a client’s risk factors, protective factors, and responsivity needs. Many of the current risk assessments do not always capture true risk.

SONICS Instrument Update:

- SONICS is a 5-level instrument that includes categories that use average, above average, below average terminology that is based on current research
- The work group has been creating in-depth client profiles for each of the levels
- There is a working document that outlines the target population, and the steps to designate a SONICS level
- The work group has created a list of relevant risk factors, protective factors, and responsivity factors to be considered when making a SONICS designation

New Work Being Done:

- The work group has completed a pilot group, which included evaluators across the state who used the SONICS to see its usefulness and receive feedback
- Feedback indicated the need for more guidance as to how to consider the responsivity factors
- Changes were made to clarify that need, and how to make the SONICS system more useable
- The work group reviewed current literature regarding recidivism rates
 - Created a starting point for evaluators that is based on the actual recidivism estimate rather than a category name.
 - The risk score is associated with the standard category names used by evaluators
- The work group has developed a section in the SONICS that considers clients with offenses of child exploitation material (Category B offense)
 - Category A offenses – identified victim, sexual contact, or sexual non-contact
 - Category B offenses – indecent exposure, consensual sex in public
- Developed timelines and criteria for movement in the SONICS levels in order to change a designation to more accurately represent the client's profile, or to make changes when risk levels lessen
- Developed levels for contact and non-contact offenses

Dr. McNutt noted that there were feedback sessions, which included defense attorneys, prosecuting attorneys, probation officers, and advocate groups, that triggered adjustments to SONICS based on the various feedback received.

Dr. McNutt reiterated that SONICS is a classification system and not an instrument.

Board Discussion:

Chris Lobanov-Rostovsky (SOMB Staff) asked Dr. McNutt what the next steps will be regarding the involvement of the SOMB with SONICS. Dr. McNutt responded that the work group is in the fine-tuning stage of the document to ensure that the document is clear and concise. He indicated that the work group is currently looking at the overall document from a diversity, equity, and inclusion lens. Dr. McNutt mentioned that the next steps would be to release the SONICS draft for further feedback, and to determine what the implementation of this system would look like. Chris Lobanov-Rostovsky (SOMB Staff) noted that the SONICS will be presented to the SOMB for approval at a later date, and noted this will be rolled out as a resource for evaluators for more accurate clinical client profiles. He indicated that this may possibly be incorporated in the Standards at a future date. Dr. McNutt noted that a draft of this system will be available for feedback in early 2021.

Allison Boyd (SOMB Member) thanked Dr. McNutt for this system and his time working with victim advocates to gather feedback. She expressed concern that when this system is used for pre-sentencing that clients may not be forth-right with their self-reporting. She indicated that she would like to see the various levels and some of the results on the use of this classification system. Dr. McNutt responded that SONICS allows a client to move

up or down in classification based on current information, which will help evaluators at pre-sentencing or when the client is in treatment.

Carl Blake (SOMB Member) asked if the client "made a mistake" level is still a valid offense level. Dr. McNutt responded that SONICS takes the available research, uses a five-level system, and integrates it into the system as required by Colorado Legislative policies, and indicated that level was in line with Colorado policies. Dr. McNutt noted that client services are indicated for all risk levels.

Audience Discussion:

Hannah Pilla (Audience Member) noted that the SONICS draft will be presented to the SOMB in early 2021.

Dale Jenkins (Audience Member) asked Dr. McNutt for the literature review that was used for this classification system. Chris Lobanov-Rostovsky (SOMB Staff) indicated that the citation and recidivism levels are indicated in the SONICS document, and noted that when the final SONICS document is shared, that information will be available. He mentioned that if anyone would like it now to please contact Erin Austin (SOMB Staff), himself, or Dr. Colton McNutt.

LIFETIME SUPERVISION CRITERIA (Decision Item) – (Attachment #6) – Erin Austin, DCJ

Erin Austin (SOMB Staff) reviewed the changes made to the Lifetime Supervision Criteria document that were made at last month's SOMB meeting, and indicated that this will be a decision item. She noted that feedback was received from Laurie Kepros (Audience Member) that indicated that the wording of this document does not necessarily include person-first language. Erin Austin responded that the change to person-first language will be addressed with the SOMB at a later time.

Erin Austin (SOMB Staff) also noted that Laurie Kepros (Audience Member) asked for more transparency regarding the Lifetime Supervision Acts and lifetime registration for those that are indeterminately sentenced based on the level of conviction. She indicated that there is not much information regarding this circumstance in the document, and asked for feedback from Probation and Parole SOMB members that were present. Erin Austin noted the reference to the Department of Corrections (DOC) Administrative Regulations and the Judicial policies regarding lifetime supervision in this document (with corresponding links), and indicated that each time these are revised, then the revisions will be updated in this appendix.

Laurie Kepros (Audience Member) expressed concern with the use of the term "sex offender" as it indicates that an individual who has committed any sex offense may fall under the Lifetime Supervision Act. She indicated that she submitted a proposed draft that clarifies the language for those sentenced under the Lifetime Supervision Act and those who have lifetime supervision and lifetime registration.

Laurie Kepros (Audience Member) also suggested creating language that indicates that the reference to criteria is mandatory, but that the recommendations made may deviate from the criteria. She mentioned that such recommendations need to be explained, and that the criteria language be more in line with statutory requirements.

Board Discussion:

Carl Blake (SOMB Member) asked Laurie Kepros for the areas she questioned. Erin Austin (SOMB Staff) indicated that the changes should be made in the first paragraph of the document where it states "The court and the parole board may use these criteria to assist in making decisions concerning the release of a sex offender, reduction of the level of supervision for a sex offender, and discharge of a sex offender."

Angel Weant (SOMB Member) indicated that she is open to more editing of language to discern determinate and indeterminate sentences. She agreed with Laurie Kepros and the need to clean up the reduction of supervision when the court is involved.

Allison Boyd (SOMB Member) asked if the entire SOMB will review this document when revisions are made. Chris Lobanov-Rostovsky (SOMB Staff) responded that if changes occur, then those changes need to go before the entire Board for approval.

Additional Audience Discussion:

None

This document was not voted on due to Laurie Kepros' suggested language revisions, after which time, the document will then come before the SOMB for approval.

Gregg Kildow (SOMB Member) moved to table the Lifetime Supervision Criteria document for further revisions.

Carl Blake (SOMB Member) 2nd the motion.

Motion to table the Lifetime Supervision Criteria discussion: Greg Kildow; Carl Blake 2nd (Question #6)

18	Approve	0	Oppose	0	Abstain	Motion Passes
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This will be a decision item at the January SOMB meeting.

AUDIT COMPLIANCE PLANNING (Action Item) – (No Attachment) – Marina Borysov, DCJ; Susan Redmond, CDPS; and Chris Lobanov-Rostovsky, DCJ

Marina Borysov (SOMB Staff) gave an update on the progress related to the audit recommendations.

She noted the following:

- New dashboard that includes the SOMB/Updates & Announcements on the SOMB website
- There is a document that lists all the recommendations, the completed tasks, and those that have not been completed along with associated dates.
- This is a living document that updates automatically.
- Item 1B has not yet been completed, but has a deadline of June 1, 2021

Board Discussion:

None

Audience Discussion:

None

Chris Lobanov-Rostovsky (SOMB Staff) acknowledged Jill Trowbridge as the DCJ Employee of the year.

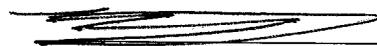
Adjourn: 2:17 pm

Respectfully,

Jill N. Trowbridge Digitally signed by Jill N. Trowbridge
Date: 2021.01.21 10:51:24 -07'00'

Jill Trowbridge
Program Assistant

Date



Judge Marcelo Kopcow
Chair of the SOMB

1-21-21

Date

Event Start Date	Event Start Time	FirstName	LastName	Motion to leave the term "Adult Sex Offenders" in section 1.3 of the Bylaws until future discussions and review of the research occur(10:17 am / 10:21 am)	Motion to keep the language "Adult Sex Offenders" in Section 1.3 of the Bylaws until future discussion and review of the research can occur(10:23 am / 10:24 am)	Motion to Approve the bylaws with the inclusion of gender neutral language(10:31 am / 10:32 am)
November 20, 2020	9:00 am	Allison	Boyd	N/A	Yes	Yes
November 20, 2020	9:00 am	Amanda	Gall	N/A	N/A	N/A
November 20, 2020	9:00 am	Angel	Weant	N/A	Yes	Yes
November 20, 2020	9:00 am	Carl	Blake	Yes	Yes	Yes
November 20, 2020	9:00 am	Christina	Marquez	N/A	Abstain	Yes
November 20, 2020	9:00 am	Glenn	Knipscheer	N/A	Yes	Yes
November 20, 2020	9:00 am	Gregg	Kildow	N/A	Yes	Yes
November 20, 2020	9:00 am	Jeffrey	Shay	Yes	No	Yes
November 20, 2020	9:00 am	Jesse	Hansen	Yes	Yes	Yes
November 20, 2020	9:00 am	Jessica	Meza	N/A	No	Yes
November 20, 2020	9:00 am	Kathryn	Heffron	No	No	Yes
November 20, 2020	9:00 am	Katie	Abeyta	N/A	Yes	Yes
November 20, 2020	9:00 am	Kimberly	Kline	N/A	Yes	Yes
November 20, 2020	9:00 am	Lisa	Mayer	N/A	Yes	Yes
November 20, 2020	9:00 am	Marcelo	Kopcow	N/A	Yes	Yes
November 20, 2020	9:00 am	Michelle	Simmons	No	Yes	Yes
November 20, 2020	9:00 am	Norma	Aguilar-Dave	Yes	Yes	Yes
November 20, 2020	9:00 am	Sharon	Holbrook	N/A	Yes	Yes
November 20, 2020	9:00 am	Steve	Moreno	Yes	Yes	Yes
November 20, 2020	9:00 am	Taber	Powers	N/A	Yes	Yes
November 20, 2020	9:00 am	Tom	Leversee	N/A	No	No
Amanda Gall left at 9:09 am						
Amanda Gall returned at 9:46 am						
Amanda Gall left at 10:29 am						
Amanda Gall returned at 10:48 am						
Carl Blake left at 9:31 am						
Carl Blake returned at 9:32 am						
Carl Blake left at 9:36 am						
Carl Blake returned at 9:41 am						
Jesse Hansen left at 9:00 am						
Jesse Hansen returned at 10:15 am						

