

COLORADO DOMESTIC VIOLENCE OFFENDER MANAGEMENT BOARD

MEETING MINUTES

November 12, 2021

Attendance:

Domestic Violence Board Members Present:

Andrea Bradbury, Bradly Burbach, Erin Gazelka, Jackie List, Jennifer Parker, Jessica Fann, Kristiana Huitrón, Laura Bravo, Lori Griffith, Michelle Hunter, Nicole Collins, Nil Buckley, Raechel Alderete, Sandra Campanella, Stephanie Fritts, Tally Zuckerman

Domestic Violence Board Members Absent:

Jeanette Barich, Karen Morenghaler

Staff Present:

Adrienne Corday, Caroleena Frane, Chris Lobanov-Rostovsky, Jess McBrayer, Jesse Hansen, Marina Borysov, Yuanting Zhang

Guests:

Allison Rosenthal, Amanda Albo, Dave Harrison, Denise Wright, Erin Austin, Jack Reed, Jessica Meza, Kim Smith, Loretta Frawley, Mike Salaz, Sara Phelps, Sara Raisley, Sasha Cafaro, Steve Landman

Introductions

The meeting convened online at 9:09AM. Stephanie Fritts (Chair) introduced herself as the Chair and welcome the Board and guests. Jesse indicated to Stephanie that a quorum was present.

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

There was consensus to approve the November agenda.

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

Jessica Fann moved to approve the October minutes. Andrea Bradbury seconded the motion.

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

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

	Responses	
	Percent	Count
Yes	91.7%	11
No	0.00%	0
Abstain	8.3%	1
Totals	100%	12



Announcements:

- Staff Announcements:
 - Jesse Hansen Announced:
 - The December Board meeting is cancelled and he thanked the Board for their contribution and hard work during 2021;
 - That he presented recently at the School Safety Summit through the School Safety Resource Center. His presentation was on the Best Practice Guidelines for Working with Youth Who Engage in Relationship Abuse. He also noted that the Juvenile Work Group will reconvene for one month in February 2022 to discuss any progress or feedback on the Juvenile Guidelines to date. The Juvenile Guidelines are available on the Domestic Violence Offender Management (DVOMB) website in both English and Spanish;
 - Staff are posting the links for all DVOMB meetings on the website calendar to increase transparency and access for stakeholders;
 - A moment of silence to honor those who passed in 2021: Shawn Griffin, Angie Bell, Mary Augustyn, Ronald Courson, Linda Fuller, Brooke Ely Milen, Barbara Paradiso, Denise Thach, and Anthony Antuna.
 - Electronic payments for applications will be coming soon.
 - Marina Borysov announced the following updates regarding training events:
 - The Annual Domestic Violence & Sex Offender Management Board (DVSOMB) Conference will be July 12th – 15th, 2022.
 - Training Events
 - Lunch & Learn – Domestic Violence & Disabilities: Treatment Considerations – December 1st.

Board Announcements

Kristiana Huitrón announced that she was accepted to the Colorado Commission for the Criminal and Juvenile Justice (CCJJ). The DVOMB congratulated her on the appointment to CCJJ.

Public Announcements

There were no public announcements.

Future Agenda Items

There were no future agenda items

DVOMB Sunset Report 2022: (Handout)

Jesse provided an overview of this agenda item. On October 15, 2021, the Colorado Department of Regulatory Agencies published its report regarding the sunset of the DVOMB. The sunset process began nearly a year ago and involves the Department of Regulatory Agency (DORA) conducting a comprehensive analysis of the program. The review includes a thorough dialogue with agency officials, representatives of the regulated profession and other stakeholders. The purpose of this review is to determine whether the currently prescribed regulation should be continued and to evaluate the performance of the Department of Public Safety. During this review, the DVOMB must demonstrate that the program serves the public interest. Colorado Office of Policy, Research & Regulatory Reform's (COPRRR) findings and recommendations are submitted via this report to the Office of Legislative Legal Services.

The functions of the DVOMB, as enumerated in Article 11.8 of Title 16, Colorado Revised Statutes (C.R.S.), shall terminate on September 1, 2022, unless continued by the General Assembly.

The report made three key recommendations:

1. Continue the Domestic Violence Offender Management Board for 11 years, until 2033.
2. Require the DVOMB to review five percent of treatment providers each year.
3. Modernize the language related to criminal history record checks and fingerprinting.

DORA will be moving forward and seeking a Bill to identify the continuation of the Board and they will be identifying Bill sponsors to support and carry that Bill forward. The DVOMB Staff will notify stakeholders when there is a hearing regarding these proceedings, and they will be open for public testimony.

DVRNA Data Report Back: (Handout)

Jesse Hansen had provided an update regarding the multi-year progress of the Domestic Violence Risk & Needs Assessment (DVRNA) validation study. Allison Rosenthal and Jack Reed from the Office of Research and Statistics presented the first analysis of the data that has been collected since partnering with ReliaTrax. For background, there was one prior attempt to validate the DVRNA that failed due to insufficient sample size. Program staff invested time and resources to formalizing a public-private partnership with ReliaTrax to automate and digitally collect DVRNA related data from Providers. The *Standards* were subsequently updated to allow for this process to occur with a proper Release of Information.

The DVRNA continues to receive national attention and there are many who are eagerly waiting for the results of the validation study. More importantly though, the DVOMB should strive to be research-informed and evidence-based in what is directed by the *Standards*. This is no different in that the DVRNA should enhance the work of Providers to implement the principles of Risk, Need, and Responsivity (RNR).

Discussion:

- Due to the skewed distribution of treatment levels, does the Board still think it is important to have three treatment levels identified through the DVRNA?
 - There was agreement that having differential treatment per the RNR principles was important to have going forward.
 - There was a suggestion to have further differentiation amongst the Treatment Levels, specifically with Level C to have options for higher risk categorization. An example was offered regarding individuals who have went to prison and/or have been charged with strangulation or serious bodily injury. There was agreement that Level C should have further differentiation once the recidivism data is available to assess for those factors.
 - Providers like the individualization that comes from these treatment tracks and think it is important and RNR model allows for different avenues for different levels of risk.

Section 9.0 Revisions Regarding DORA Listing Requirements: (Handout)

Caroleena Frane & Erin Gazelka presented on recent changes to the available listings with the Colorado Department of Regulatory Affairs (DORA). These changes have impacted the qualifications for those seeking placement on the Approved Provider list under Section 9.0 of the Standards. The Mental Health Practices Act was adjusted and the unlicensed psychotherapist option was eliminated. By removing the unlicensed psychotherapist listing, many individuals seeking placement on the DVOMB Approved Provider List cannot start the application process until after they graduate and have a listing with DORA. Caroleena and Erin suggested Section 9.0 to be revised to allow for individuals to apply for the training application without having the matriculated education and a listing on DORA. Under the proposed recommendation discussed by the Application Review Committee, all Trainees will still be required to hold licensure or certification with DORA in order to be eligible for a listing status prior to being approved and listed.

Teletherapy Guidance for Interstate Compact Eligible Cases: (Handout)

Jesse Hansen and Lori Griffith requested permission to begin exploring revisions to the *Standards* to clarify the process for interstate compact cases. Since the start of the pandemic, there has been confusion and concern



regarding how interstate compact eligible cases are overseen with allowances now for teletherapy. There is also a concern regarding whether any services by a DVOMB Approved Provider can be done when the client is residing outside the state of Colorado given that DORA has rules that preclude mental health professionals from providing treatment to anyone whom they have not established a therapeutic relationship. As a result, DVOMB Approved Providers cannot provide treatment to anyone who resides out of Colorado, unless they are approved to operate in both jurisdictions. Jesse and Lori are proposing to add language to Section 4.0 of the *Standards* for guidance to Providers on Interstate Compact cases.

There was consensus to adding language to section 4.0.

People v. Cooper, 2021 CO 69, 19SC249 (El Paso) (Sr. AAG Katharine Gillespie): (Handout)
Stephanie Fritts presented a case brief on a recent court of appeals case regarding People v. Cooper and answered questions of the Board.

Adjourn

The meeting adjourned at 11:30 AM

Respectfully submitted by,
Adrienne Corday

APPROVED



Individual Voting Results

Active Participants	Total Participants	
12	16	
Last Name	First Name	Motion 1
Bradbury	Andrea	1
Burback	Bradley	1
Gazelka	Erin	NP
List	Jackie	NP
Barich	Jeanette	NP
Parker	Jennifer	NP
Fann	Jessica	1
Morgenthaler	Karen	NP
Huitrón	Kristiana	1
Griffith	Lori	1
Hunter	Michelle	1
Collins	Nicole	1
Buckley	Nil	1
Alderate	Raechel	1
Campanella	Sandra	3
Fritts	Stephanie	1
Zuckerman	Tally	1

Voting Legend

1 = Yes

2 = No

3 = Abstain

NP = Not Present At the Time of Vote

Motion 1: Jessica Fann moved to approve the October minutes. Andrea Bradbury seconded the motion.

