

# COLORADO DOMESTIC VIOLENCE OFFENDER MANAGEMENT BOARD

## MEETING MINUTES

January 14, 2022

### Attendance:

#### Domestic Violence Board Members Present:

Andrea Bradbury, Bradly Burbach, Erin Gazelka, Jackie List, Jeanette Barich, Jennifer Parker, Jessica Fann, Karen Morgenthaler, Kristiana Huitrón, Lori Griffith, Michelle Hunter, Nicole Collins, Nil Buckley, Raechel Alderete, Sandra Campanella, Stephanie Fritts, Tally Zuckerman, Tracey Martinez

#### Domestic Violence Board Members Absent:

None

#### Staff Present:

Adrienne Corday, Caroleena Frane, Chris Lobanov-Rostovsky, Jess McBrayer, Jesse Hansen, Rachael Collie, Yuanting Zhang

#### Guests:

Amanda Albo, Amy Reading, Carrie Smart, Gina Lopez, Kathi Bui, Kaye Knaub, Kelsey Lansing, Loretta Frawley, Nevene Hullender, Patricia Maradiegue, Russha Knauer, Sharon Griffin, Wendy Bieseimer

### Introductions

The meeting convened online at 9:04AM. 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 January agenda.

**There was consensus to approve the January agenda.**

Next, the Board reviewed the November 2021 minutes. Stephanie asked if there was a motion.

**Lori Griffith moved to approve the November 2021 minutes. Karen Morgenthaler seconded the motion.**

There was no discussion on the November 2021 minutes. Stephanie asked Yuanting to prepare the vote. Yuanting reminded public members that only Board members should vote.

The motion passed with fourteen votes to approve, zero votes to object, and two votes to abstain.

	Responses	
	Percent	Count
Yes	87.5%	14
No	0.00%	0
Abstain	12.5%	2
<b>Totals</b>	<b>100%</b>	<b>15</b>



**Announcements:**

- Staff Announcements:
  - Jesse Hansen Announced:
    - Karen Morgenthaler and Jennifer Parker were appointed for a second term and will serve 4 more years on the Domestic Violence Offender Management Board (DVOMB).
    - Marina Borysov has left the staff of the Domestic Violence & Sex Offender Management Board (DVSOMB) and has taken a new role with the Colorado Department of Human Services (CDHS).
    - The Colorado Department of Regulatory Agencies (DORA) will be seeking a sponsor for the bill regarding the continuation of the DVOMB and the sunset recommendations.
    - All Board members are required to fill out a Conflict of Interest Disclosure that was emailed out to them.
    - That Board and committee meetings will continue to meet virtually until further notice.
    - The DVOMB Quarterly Newsletter was sent out on January 5<sup>th</sup>.
    - DVSOMB Conference updates:
      - The theme is “Working Together to Build Hope and Celebrate Resilience.”
      - Call for Papers is has been published and the staff have received a few submissions. Jesse encouraged everyone to apply and disseminate to colleges.
    - Training Events:
      - 2022 Training Calendar
        - DVI01 – 1/24/2022
        - DVI02 – 2/14/2022
        - DVI03 – 3/7/2022
      - Lunch & Learn
        - Domestic Violence and Disabilities: Using Risk, Needs, and Responsivity for Effective Treatment Planning - February 2<sup>nd</sup>, 2022
      - Advanced Series Training
        - Tackling Heteronormativity and Whitewashing in SO/DV Treatment: Holding space for LGBTQIA and BIPOC populations - February 4th, 2022
  - Carolina Frane announced:
    - The number of applications received and approved by the Application Review Committee (ARC) from July 1 – December 31, 2021:

Application Type	Received	Pending	Approved	Percentage
Trainee	16	1	15	94%
Entry Level	7	1	6	86%
Full Operating Level	1	0	1	100%
DVCS Intent	1	0	1	100%
DVCS	1	0	1	100%
Move-Up	3	1	2	67%
Female SOP	7	2	5	71%
Same-Sex SOP	2	0	2	100%
SOMB FOL	0	0	0	0%
Renewal	148	0	147	99%
Total	38	5	33	87%

- Requested assistance from Board members and other stakeholders to hold virtual job fairs around the state to recruit more applicants seeking to become DVOMB Approved Providers.

### Board Announcements

- Jackie List announced that the Victim Advocacy Committee's new Co-chair is Jessica Fann.
- Jessica Fann announced that she has accepted a new position with the 18<sup>th</sup> Judicial District as a Victim Case Coordinator in their Diversion Program.

### Public Announcements

There were no public announcements.

### Future Agenda Items

There were no future agenda items

### Revisions to Section 9.0 and Teletherapy Listing Status: (Handout)

Karen Morgenthaler and Carolina Frane reviewed Section 9.0 of the *Standards*. Section 9.0 were last revised in 2019 in order to move the process for becoming a DVOMB Approved Provider to a competency-based supervision process that is simple, comprehensive, and flexible to each applicant. This change implemented the requirement for a Domestic Violence Clinical Supervisor (DVCS) to assess applicants on their clinical and administrative competencies. Those who demonstrate greater mastery of competencies based on their experience level, education, and clinical history may be able to move through the application process faster. This process empowers the DVCS to individualize the supervision for each applicant. Over the past three years, much has been learned and the competency base model is working well.

However, during this time DORA has also made changes to their regulatory structures and listings that have impacted the DVOMB *Standards*. The DVOMB also created a new database system. As a result, there are necessary changes to Section 9.0 that include the following recommendations:

1. The elimination of the Provisional level status. The DVOMB has not received any Provisional level Applications in two years and this simplifies Section 9.0. This change would not impact the judicial rural initiative.
2. Staff are recommending the title Entry Level Providers be changed to Associate Level Providers. This is more indicative of their professional level.
3. The contents of a clinical supervision agreement were moved to the beginning of the Section so that all applicants understand what they should expect as part of supervision. The supervision agreement requirements are currently under the DVCS section which may be overlooked.
4. Section 9.01 was converted to identify the requirements of Trainee applicants; it formerly identified the general requirements for applications. This now follows the progression an applicant and outlines the requirements needed for Trainees to begin.
5. The DORA related updates and changes discussed are also incorporated in Section 9.01 and the follow-on Sections.
6. Domestic violence specific training hour requirements for applicants seeking Entry (Associate) Level were simplified to the DVOMB Core Trainings (22 hours) plus 14 hours of training in victim safety and dynamics. The rationale for this is the ARC consistently receives and grants variances for Entry Level applicants surrounding these training hours. The number of variances and approvals suggests the *Standards* should allow for the flexibility being granted by the ARC.

7. New language was added to each listing that identifies the requirement to follow the required application and submit work product. In the Associate Level and the Full-Operating Level Sections, language was added that articulates what differentiates these levels as far as approval.
8. A section has been added regarding the requirements for a Teletherapy Listing. This has been reviewed by the workgroup of the ARC.

Discussion:

- A Board member stated they appreciate to ARC for balancing the requirements while also seeking to promote recruitment.
- A Board member indicated that this provides clear guidance regarding telehealth therapy, and empowering Approved Providers to feel comfortable in implementing telehealth therapy.
- A public member asked if approved providers will need to apply to do telehealth therapy, and if yes, is there an extra fee?
  - Staff noted that when introducing a new listing, there is a process for allowing individuals to demonstrate they are capable and qualified. So Approved Providers who are currently approved under the variance would be exempt from a fee, however, there may be an application to ensure that the Approved Provider meet the guidelines of what is being proposed. This assumes that the Board ratifies the ARC's recommendations included in these documents.
- Another question was asked if there may be an additional listing approval for teletherapy with DORA coming?
  - Staff noted that the DORA Mental Health Boards, professionals have certifications and licensures that have been granted by the State that allows for them to use teletherapy. Because treatment and evaluation of domestic violence offenders is specialized, the rationale was that DVOMB Approved Providers need more than what is covered by their licensure or certification with DORA.
- Another Board member identified that it would be appreciated if the Board could consider some kind of certification or approval outside of a listing on the website. The Board member indicated that some DVOMB Approved Providers do not feel the approval reflects the additional work Approved Providers assume when applying. DVOMB Approved Providers are wanting an official credential.
  - Staff noted that neither the revisions in Section 9.0 or the Teletherapy status serve as an actual certification. In order for the DVOMB to certify Approved Providers, there would need to be statutory change and changes to the governance of the Board moving it from a Type II to a Type I Board. There were some suggestions around how the current approval could be elevated without having to seek such a statutory change.
- Staff indicated that the Board should review the proposed changes in detail in preparation for the February Board meeting where a vote is planned to be conducted.

**Revisions to Appendix I Regarding Teletherapy Requirements: (Handout)**

Prior to COVID-19, the DVOMB Standards prohibited the use of teletherapy. A primary reason for this prohibition against teletherapy was due to a lack of research about its use with domestic violence offenders. The DVOMB initiated a pilot project shortly before the onset of the COVID-19 pandemic. In order to prevent disruptions to client services and to protect victims, the DVOMB authorized the temporary use of teletherapy through an expedited variance process. A majority of DVOMB Providers used or are currently using this variance to conduct sessions via teletherapy. What has been learned over the last 23 months is significant. The proposed changes in Appendix I provide the requirements associated with those who are approved to offer services via telehealth. These requirements are the result of survey feedback, stakeholder input, and the current literature that is available.

Discussion:

- A Board member commented that domestic violence victims often report that offenders are in violation of protection orders and at times may be cohabitating despite a protection order being in place. With that said, one concern regarding teletherapy is that teletherapy can occur anywhere and can introduce risks to victim safety.
  - It was noted that the beginning of the document contains wording that explains that teletherapy is a privilege.
  - An example was offered where this occurred and that the Multidisciplinary Team (MTT) responded accordingly when notified by law enforcement. It was noted that depending on what the violation is, there may be possible scenarios where the MTT can act on and respond to the violations.
- A question was asked if the offender is attending treatment via teletherapy, could it be a requirement for the offender to still be subject to urinalyses?
  - Staff noted that this was considered by the work group and that requirement is listed in the Appendix.
- Another Board member noted that it will be important to review all of the policies related to teletherapy with the client to ensure that the client is fully aware of them.
- It was suggested that the word assess replace determine in subsection IV, E.

**Domestic Violence within Native America Communities in Rural, Urban and Reservations: (Handout)**

Gina Lopez, and Kelsey Lansing conducted a presentation on Domestic Violence within Native America Communities in Rural, Urban, and Reservations.

**New Guiding Principle Regarding Cultural Competencies and Factors: (Handout)**

Jennifer Parker and Tally Zuckerman presented on New Guiding Principles Regarding Cultural Competencies and Factors. This is being recommended by the Diversity, Equity, and Inclusion (DEI) Committee for being added to Section 3.0 of the Standards. Staff explained that this was a review item and indicated that this was intended to emphasize the value of how cultural factors impact the relationship between the provider and the offender. There was general agreement for the inclusion of this language into Section 3.0.

Discussion:

- Staff asked if the Board preferred whether the language proposed should be a standalone guiding principle or if it should be incorporated with another guiding principle. The Board indicated that the recommended language should be left as its own guiding principle.
- A Board member asked if the listed categories identifying factors may need to be expanded. There was a suggestion for the DEI committee to look at other factors that have not be included here.

Staff indicated that the DEI would take the feedback offered today and make further revisions. A revised draft will be reviewed and brought back to the February Board meeting.

**Adjourn**

The meeting adjourned at 1:04 PM

Respectfully submitted by,

Adrienne Corday

## Individual Voting Results

Active Participants	Total Participants	
16	18	
Last Name	First Name	Motion 1
Bradbury	Andrea	1
Burback	Bradley	1
Gazelka	Erin	1
List	Jackie	1
Barich	Jeanette	1
Parker	Jennifer	1
Fann	Jessica	1
Morgenthaler	Karen	3
Huitrón	Kristiana	NP
Griffith	Lori	1
Tracey	Martinez	3
Hunter	Michelle	1
Collins	Nicole	1
Buckley	Nil	1
Alderate	Raechel	1
Campanella	Sandra	1
Fritts	Stephanie	1
Zuckerman	Tally	NP

### 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.

