

COLORADO DOMESTIC VIOLENCE OFFENDER MANAGEMENT BOARD

MEETING MINUTES

May 12, 2023

Attendance:

Domestic Violence Board Members Present:

Andrea Bradbury, Erin Gazelka, Glory McDaniel, Jeanette Barich, Jessica Fann, Karen Morgenthaler, Michelle Hunter, Nil Buckley, Sandra Campanella, Stephanie Fritts, Tally Zuckerman, Tracey Martinez, Yolanda Arredondo

Domestic Violence Board Members Absent:

Honorable Bradley Burbach, Jackie List, Jennifer Parker, Lori Griffith, Nicole Collins, and Raechel Alderete

Staff Present:

Chris Lobanov-Rostovsky, Jesse Hansen, Jill Trowbridge, Yuanting Zhang, Reggin Palmitesso-Martinez, Adrienne Corday, Rachael Collie

Guests:

Krusha Knauer (proxy for Jackie List) and Paula Vargas (DCJ PIO)

Introductions:

The meeting convened at 9:09 AM.

Stephanie Fritts (DVOMB Chair) introduced herself and welcomed the Board and guests.

Jesse Hansen (ODVSOM Staff) introduced himself and noted that Adrienne Corday will control the WebEx portion of the meeting. Jesse Hansen asked all attendees to sign-in if they haven't already done so, and noted that this meeting was being recorded.

The in-person DVOMB members introduced themselves.

The online DVOMB members introduced themselves.

The DVOMB staff, and in-person guests introduced themselves.

Jesse Hansen (ODVSOM Staff) introduced Paula Vargas as the new Division of Criminal Justice Public Information Officer (PIO.) Paula Vargas introduced herself and thanked the DVOMB for the invitation to the meeting.

Jesse Hansen (ODVSOM Staff) indicated to Stephanie Fritts (DVOMB Chair) that a quorum was present.

Stephanie Fritts (DVOMB Chair) asked if there was consensus to approve the May agenda.

There was consensus from the DVOMB members to approve the May agenda.

REVIEW AND VOTE ON APRIL 2023 MEETING MINUTES: (Attachment #1)

Erin Gazelka (DVOMB Member) moved to approve the April 2023 meeting minutes as presented.

Andrea Bradbury (DVOMB Member) 2nd the motion.

There was no additional discussion on the motion.

Stephanie Fritts (DVOMB Chair) asked Jesse Hansen (ODVSOM Staff) to prepare the vote.
The Session ID: 613830

The motion passed with 11 votes to approve the April 2023 meeting minutes, 0 votes to object, and 1 vote to abstain.

Responses	
Percent	Count
Yes	91.7%
No	00.0%
Abstain	8.3%
Totals	100%

Sandra Campanella voted “Yes” verbally
Glory McDaniel voted “Yes” verbally
Tally Zuckerman voted to “Abstain” verbally
Yolanda Arredondo voted “Yes” verbally
Tracey Martinez voted “Yes” verbally

ANNOUNCEMENTS:

Staff Announcements:

Jesse Hansen (ODVSOM Staff) Announced:

- The June DVOMB meeting has been cancelled. He noted that the next meeting will be on July 12th and will be held at the ODVSOM Conference.
- The September DVOMB will be a traveling Board meeting which will be held in Grand Junction, Colorado.
- Training Events:
 - Making Research Accessible and Applicable to Practitioners (3 hours training for providers) – is scheduled on May 18th hosted by Dr Yuanting Zhang, Dr. Rachael Collie, Taber Powers (SOMB Member) and Linda Harrison (Office of Research and Statistics)
 - DVI03 Training is scheduled on June 5th and will be hosted by Carolina Frane
 - La Junta Roundtable scheduled on June 21st and will be hosted by Carolina Frane and Jesse Hansen
 - Lunch and Learn training on Case Conceptualization is scheduled on June 7th and will be hosted by Karen Morgenthaler
 - Clinical Supervision training is scheduled on August 25th and will be hosted by Kyle Jones (SOMB Provider)
 - Racial and Generational Trauma: Evidence-based Somatic Interventions for BIPOC Clients training is scheduled on September 18th and will be hosted by Dr. Shanae Williams
 - Training Calendar link: <https://dcj.colorado.gov/dcj-offices/domestic-violence-and-sex-offender-management/dvomb-training-technical-assistance/dvomb>
- Conference updates
 - 2023 ODVSOM Conference Updates:
 - Registration is open and early bird rates are still available for a few more weeks.
 - Pre-Conference seminars will not be recorded
 - All other presentations will be recorded

- Nominations are being accepted for the 3 awards given out at the conference, and encouraged all to submit nominations for these:
 - Denise Fransua Domestic Violence Offender Management Leadership Award
 - Gary Bergen Sex Offender Managements Treatment Leadership Award
 - Senator Norma Anderson Excellence in Victim Advocacy Award
- Carolina Frane (ODVSOM Staff) announced:
 - The renewal applications for 2023 are open in the Provider Data Management System (PDMS), and noted that they will be due by July 31st.
 - DVRNA Booster and the Standards and Policy Booster training will be available at the end of May
- Dr. Rachael Collie (ODVSOM Researcher) announced that a fact sheet is being designed for the DVOMB, and indicated the need for help in developing this fact sheet to include pertinent information and FAQs. She indicated that this fact sheet will be used for stakeholders. Jesse Hansen (DVOMB Staff) indicated that this will help with sharing basic information.

Board Announcements

None

Public Announcements

None

FUTURE AGENDA ITEMS:

Board Discussion:

None

Public Discussion:

None

LEGISLATIVE SESSION UPDATES – (Presentation): (Attachment #2) – Joel Malecka, CDPS Legislative Liaison

Jesse Hansen (DVOMB Staff) introduced Joel Malecka, the Colorado Department of Public Safety Legislative Liaison. He noted that the 2023 Legislative session has ended, and mentioned that the SOMB has been re-authorized through the Sunset process for another 5 years.

BREAK: 9:38 – 9:47 (due to technical issues)

Joel Malecka (CDPS Legislative Liaison) noted that there were 42 incoming new legislators with only 25 having 1-2 years’ experience. He indicated that decision making was challenging this past session due to the number of new legislators who may not have known how the legislative process works.

Joel Malecka (CDPS Legislative Liaison) highlighted the details of the following bills that were pertinent to the DVOMB:

- HB23-1222 – Cases of Domestic Violence in Municipal Court – concerning the jurisdiction of municipal courts to hear domestic violence offenses.
- HB23-1268 – Private Treatment for Out-of-state Defendant – concerning changes to the process for a person servicing a criminal sentence in Colorado for a conviction in another state to participate in a private treatment program.

- SB23-170 – Extreme Risk Protection Order Petitions – concerning extreme risk protection orders, and, in connection therewith, making an appropriation.
- HB23-1178 – Court Personnel and Domestic Violence Agencies – concerning enhancing court personnel’s recognition of domestic violence to access federal funding, and, in connection therewith, including the recognition of child abuse.
- HB23-1108 – Victim and Survivor Training for Judicial Personnel – concerning the creation of a task force to study victim and survivor awareness and responsiveness training requirements for judicial personnel, and, in connection therewith, making an appropriation.
- HB23-1107 – Crime Victims Services Funding – concerning funding for crime victim services.

Joel Malecka (CDPS Legislative Liaison) reiterated that the SOMB was renewed for another 5 years.

Board Discussion:

Andrea Bradbury (DVOMB Member) asked for an update on the SOMB Raise the Floor bill, HB23-1249 regarding raising the juvenile culpability age from 10 – 12 years of age. Joel Malecka (CDPS Legislative Liaison) responded that there was an amendment that significantly changed the bill. He noted there was a lot of discussion regarding how to keep juveniles from entering the Criminal Justice system at a young age, and mentioned that Diversion programs are used over 90% of the time for juveniles. Joel Malecka indicated that the bill appropriates \$15,000,000.00 to develop future policy, and he mentioned that this bill gives the opportunity to review the data from Colorado and nationally to inform policy.

Jessed Hansen (DVOMB Staff) highlighted that HB23-1222 indicates that municipalities must follow guidelines and standards that are consistent with the DVOMB Standards (Section V (e)).

Chris L.R. (ODVSOM Program Manager) thanked Joel Malecka for the fabulous job and the hard work he did during this Legislative year. Joel Malecka responded that his success reflects all the help and support he has received from the Division of Criminal Justice.

Public Discussion:

None

REVISIONS TO THE DVOMB ADMINISTRATIVE POLICIES (Decision Item): (Attachment #3) – Karen Morgenthaler (DVOMB Member), and Jesse Hansen (DVOMB Staff)

Stephanie Fritts (DVOMB Chair) introduced the revisions to the DVOMB Administrative Policies agenda item and indicated that this is a voting item.

Jesse Hansen (DVOMB Staff) highlighted the recent revisions to the DVOMB Administrative Policies. He noted the new departmental text revisions requirements that indicate “**BOLD and CAPITALIZED**” text are new revisions and “**Red**” strike-through text are items to be removed. Jesse Hansen indicated that this is due to Americans with Disabilities Act and “Accessibility” policies that are required by the Division of Criminal Justice.

Jesse Hansen (DVOMB Staff) noted and reviewed the following information:

- Danielle Lewis (CDPS Attorney General Counsel) reviewed and approved these revisions
- I. Listing Status as a Provider – defined Practicing Status, Not Currently Practicing Status, and Inactive Status
- Changed the term “Trainee” to “Associate Level Candidate” throughout the document
- II.C.2. – Added Professional Standards and Ethics
- III. – Administrative Requirements for Approved Providers – Added the Administrative Requirements from Section 10 of the Administrative Standards.
- VI. – Approaches to Promoting and Supporting Compliance with the Standards – Added language based on the Sunset Amendments issued in 2022 regarding Compliance Reviews and Process. He noted that

there are 3 types of Standard Compliance Reviews (Voluntary, Random, and For Cause), and indicated that there are 3 review levels within those types: Level 1 – Implementation Verification, Level 2 – Work Product Review, and Level 3 – Site Visit & File Review.

- VI. – ARC Determination of Standard Compliance Reviews: Added language regarding outcomes of the various Standards Compliance Review types/levels.
- VI.C. – Formal Complaints – Language has been added for the DVOMB to investigate complaints, and noted that it can take 12-18 months for a decision when DORA reviews complaints. Jesse Hansen indicated that this gives the Application Review Committee (ARC) to investigate own complaints and render dispositions while still sending the complaints for DORA for their review.

Sandy Campanella left the meeting at 10:12 am

Jesse Hansen (DVOMB Staff) indicated that the vote is to send these revisions out for public comment.

Board Discussion:

Andrea Bradbury (DVOMB) asked if these changes will be reviewed by the DVOMB Attorney General Representative. Jesse Hansen (DVOMB Staff) responded that yes this has been done.

Public Discussion

None

Erin Gazelka (DVOMB Member) moved to approve and send the DVOMB Administrative Policies out for public comment.

Jessica Fann (DVOMB Member) 2nd the motion.

There was no additional discussion on the motion.

Stephanie Fritts (DVOMB Chair) asked Jesse Hansen (ODVSOM Staff) to prepare the vote.

The Session ID: 770037

The motion passed with 11 votes to approved and send the DVOMB Administrative Policies revisions out for public comment, 0 votes to object, and 1 vote to abstain.

Responses		
Percent	Count	
Yes	91.7%	11
No	00.0%	0
Abstain	8.3%	1
Totals	100%	12

BREAK: 10:35 – 10:47

REVISIONS TO SECTION 9.0 AND ELIGIBILITY REQUIREMENTS FOR CERTIFIED ADDICTION TECHNICIANS (Decision Item): (Attachment #4) Karen Morgenthaler (DVOMB Vice-Chair), and Carolina Frane (DVOMB Staff)

Carolina Frane (DVOMB Staff) introduced the reason for the changes to Section 9.0 and the eligibility requirements for the Certified Addiction Technicians Associate Level Provider candidates, based on DORA changes.

She reviewed the following revisions:

- Section 9.01 – Trainee Level Applicant changed to “ASSOCIATE LEVEL PROVIDER CANDIDATE” for Certified Addiction Technicians Associate Level candidates as long as they are properly supervised and received supervisor approval to treat or evaluate clients independently.
- Section 9.03 VI. A. – Added language for Full-Operating level providers requiring that “A QUARTER OF THE REQUIRED CONTINUING EDUCATION HOURS MAY BE DEMONSTRATED THROUGH COMMUNITY EDUCATION AND TRAINING ON ISSUES RELATED TO DOMESTIC VIOLENCE.”
- Changed the Department of Regulatory Agencies (DORA) addiction label language

Karen Morgenthaler (DVOMB Member) indicated that the Certified Addictions Technicians (CATs) with a Bachelor’s degree can now apply to be an approved DVOMB provider as long as they are working toward their certified addictions counselor certification. Carolina Frane (DVOMB Staff) indicated that the supervisor must hold a Licensed Addictions Counselor certification (LAC) as well.

Board Discussion:

Jeanette Barich (DVOMB Member) asked for clarification of the community education and what that looks like. Carolina Frane (DVOMB Staff) responded that a full-operating provider can provide training or information in the community such as at schools, victim centers, and to the general public. Jesse Hansen (DVOMB Staff) indicated that this gives those providers a benefit of CEUs when doing outreach independent of the Board.

Public Discussion:

None

Further Discussion:

None

Stephanie Fritts (DVOMB Chair) indicated that the vote is to send these revisions out for public comment.

Erin Gazelka (DVOMB Member) moved to approve and send the Revisions to Section 9.0 out for public comment.

Jessica Fann (DVOMB Member) 2nd the motion.

There was no additional discussion on the motion.

Stephanie Fritts (DVOMB Chair) asked Jesse Hansen (ODVSOM Staff) to prepare the vote.

The Session ID: 770037

The motion passed with 11 votes to send the Section 9.0 Approve and sent the Revisions out for public comment, 0 votes to object, and 1 vote to abstain.

Responses	
Percent	Count
Yes	91.7%
No	00.0%
Abstain	8.3%
Totals	100%

Jeanette Barich left the meeting at 10:57 am

PUBLIC COMMENT REVIEW AND RECOMMENDATIONS FOR THE WORKING CLINICAL DEFINITION OF DOMESTIC VIOLENCE (Decision Item): (Attachment #5) Erin Gazelka (DVOMB Member) and Jeanette Barich (DVOMB Member)

Jesse Hansen (DVOMB Staff) introduced the public comment review and recommendations regarding the working clinical definition of domestic violence voting item. He indicated that this document will be a resource for providers when working with offenders who commit domestic violence offenses. Jesse Hansen indicated that this document clarifies the clinical considerations that treatment providers look at when working with this population.

Jesse Hansen (DVOMB Staff) reviewed the following information and revisions after Board discussion:

- **Legal Definition of Domestic Violence** – no additional revisions were made to this definition
- **Clinical Features for Domestic Violence and Abusive Behaviors** – after public comment review, the following revisions were made:
 - Added – “Caution should be exercised when applying this definition and list of abuse types in circumstances that have not been identified through the legal system”
 - Added – This definition “and list of abuse types” serve as a framework...
 - Added – Domestic violence is an emerging, “cyclical,” or established pattern of attitudes...
 - Added – Abuse related to domestic violence “and should be considered and used for clinical purposes.”

Jesse Hansen (DVOMB Staff) reviewed the revisions made to the Abuse Types after public comment review and current Board discussion as listed below:

- **Dominance**
 - Financial Abuse – this definition was revised to read: “Controlling, exploiting, limiting, or withholding access to economic assets, employment or resources to negatively impact the financial capacity of the victim.”
 - Psychological Abuse – this definition was revised to read: “An intense or repeated pattern of confusing or doubt inducing behavior that creates psychological stress, confusion, or doubt in the victim. This may include threats or acts of self-harm or homicide, denial of abuse, gaslighting, or stalking.”
 - Verbal Abuse – this definition was revised to read: “Using words or verbal iterations as a means to control, coerce, manipulate, intimidate, ridicule, or degrade the victim and negatively impact their psychological health or otherwise cause harm.”
 - Reproductive Abuse – this definition was revised to read: “Using coercion, control, deceit, manipulation or threats to impact pregnancy, sabotage of contraceptives, use of contraceptive, access to contraceptives, and unilaterally decides reproductive choices as a method to gain power and control over another person(s).”

- **Dissonance**
 - Substance Abuse – this definition was revised to read: “using mood altering substances as a tool to perpetuate coercive control against the victim, including but not limited to sabotaging sobriety or limiting resources.” The use of mood-altering substances by an offender does not cause domestic violence nor is it an excuse for abuse.”
- **Vengeance**
 - Administrative Abuse through Systems – after public comment, no changes to this abuse type were made.
 - Using Children – after public comment, no changes to this abuse type were made.
- **Surveillance**
 - Technology-Facilitated Abuse – this definition was revised to read: “using technologies to bully, harass, stalk or intimidate. These behaviors may include non-consensual image sharing.”
 - Sexual Abuse – this definition was added as follows: “using any physical act, behavior, or exploitation that is sexual in nature and causes harm to the victim without consent.”

Board Discussion:

Tally Zuckerman (DVOMB Member) questioned the need for these definitions as they are so broad in nature. Erin Gazelka (DVOMB Member) responded that these are in context with the Treatment Section (Section 5.0) of the Standards which are meant for use by the providers for the clients. She indicated that simplifying the definitions make it easier for the clients to understand them versus the actual legal definitions, and noted these are only to be used in a clinical setting.

Jessica Fann (DVOMB) expressed appreciation for these simplified definitions from the victim perspective.

Stephanie Fritts (DVOMB) noted that the definitions are not vague, and noted that they include a comprehensive list of the abuse types.

General Discussion:

Dr. Rachael Collie (ODVSOM Analyst) noted that regarding the legal definition versus the clinical definition issue that the use of “Clinical Features” in place of clinical considerations might be more helpful. Due to Dr. Collie’s suggestion, this change was made.

Jesse Hansen (DVOMB Staff) noted that this definition document could be included in Section 1.0 of the Standards (Introduction) and noted this document could also be included in the Appendices and Glossary. Erin Gazelka, Stephanie Fritts, and Jessica Fann (DVOMB Members) supported this placement suggestion.

Talley Zuckerman (DVOMB Member) reiterated the need to clarify that this is the “clinical definition” and not the “Legal Definition.” Jesse Hansen (DVOMB Staff) clarified that this would be placed in Section 1.01 (purview of the DVOMB) and then the addition of the Legal definition in Section 1.02, and the Clinical definition in Section 1.03.

Public Discussion:

None

Further Discussion:

None

Andrea Bradbury (DVOMB Member) moved to approve the Working Clinical Definition of Domestic Violence as amended.

Glory McDaniel (DVOMB Member) 2nd the motion.

There was no additional discussion on the motion.

Stephanie Fritts (DVOMB Chair) asked Jesse Hansen (ODVSOM Staff) to prepare the vote.
The Session ID: 770037

The motion passed with 10 votes to approve the Working Clinical Definition of Domestic Violence as amended, 1 vote to object, and 0 votes to abstain.

Responses	
Percent	Count
Yes	90.90%
No	9.10%
Abstain	00.0%
Totals	100%

Lunch and Adjourn

The meeting adjourned at 11:59 pm

Respectfully submitted by,

APPROVED

VOTES

Question #1

MOTION TO APPROVE THE APRIL MINUTES AS PRESENTED

The motion passed with 11 votes to approve the April 2023 meeting minutes, 0 votes to object, and 1 vote to abstain.

	Responses	
	Percent	Count
Yes	91.70%	11
No	0.00%	0
Abstain	8.30%	1
Totals	100%	12

Sandra Campanella voted "Yes" verbally
 Glory McDaniel voted "Yes" verbally
 Tally Zuckerman voted to "Abstain" verbally
 Yolanda Arredondo voted "Yes" verbally
 Tracey Martinez voted "Yes" verbally

Question #3

MOTION TO APPROVE REVISIONS TO SECTION 9.0 FOR PUBLIC COMMENT

The motion passed with 11 votes to send the Section 9.0 Approve and send the Revisions out for public comment, 0 votes to object, and 1 vote to abstain.

	Responses	
	Percent	Count
Yes	91.70%	11
No	0.00%	0
Abstain	8.30%	1
Totals	100%	12

Question #2

MOTION TO APPROVE REVISIONS TO THE DVOMB ADMINISTRATIVE POLICIES FOR PUBLIC COMMENT

The motion passed with 11 votes to approved and send the DVOMB Administrative Policies revisions out for public comment, 0 votes to object, and 1 vote to abstain.

	Responses	
	Percent	Count
Yes	91.70%	11
No	0.00%	0
Abstain	8.30%	1
Totals	100%	12

Question #4

MOTION TO APPROVE THE WORKING CLINICAL DEFINITION OF DOMESTIC VIOLENCE AS AMENDED

The motion passed with 10 votes to approve the Working Clinical Definition of Domestic Violence as amended, 1 vote to object, and 0 votes to abstain.

	Responses	
	Percent	Count
Yes	90.90%	10
No	9.10%	1
Abstain	0.00%	0
Totals	100%	11

Voting Legend

1 = Yes

2 = No

3 = Abstain

NP = Not Present at the Time of Vote