SEX OFFENDER MANAGEMENT BOARD (SOMB) MINUTES

Friday, November 17, 2023

THIS MEETING WAS HELD IN PERSON AND VIA AUDIO/VIDEO CONFERENCING

SOMB Members Guests

Amanda Retting Abi Olson Carl Blake Alison Talley Casey Ballinger Amanda Albo **David Bourgeois** Amira Minazzi Gregg Kildow Anne Tapp Ivonne Sierra Cathy Shaw **Conrad Gonzales** Jason Lamprecht Jeff Baker **Courtney Sutton Duane Lindsay** Jesse Hansen Gary Reser Katie Abeyta Jacenta Irlanda Kent Vance Jackie List Kimberly Kline Jessica Fann Lisa Mayer Kristin Kubacki Michelle Simmons Laurie Kepros Mike Knotek Maggie Sahlieh Nicole Feltz Marni Lyons Norma Aguilar-Dave Martha Lugo Priscilla Loew Sarah Croog

Roger Kincade Ruby Jaime Soto Sarah Marlow Tara Saulibio Veronica P. Yazmine Moore

Absent SOMB Members: Jessica Dotter, Gary Kramer, Hannah Pilla

Staff Present: Chris Lobanov-Rostovsky, Erin Austin, Raechel Alderete, Reggin Palmitesso-Martinez, Taylor Redding, Jill Trowbridge, Prices Present and Vicenting Thomas

Paige Brown, and Yuanting Zhang

SOMB Meeting Begins: 9:02 am

This meeting was recorded.

Taber Powers

Theresa Weiss

INTRODUCTIONS/ATTENDANCE:

Kimberly Kline (SOMB Chair) introduced herself, and welcomed the Sex Offender Management Board (SOMB) members in attendance along with the members of the public.

Raechel Alderete (ODVSOM Staff) introduced herself, and Paige Brown as the new Juvenile Implementation Specialist. Paige Brown then gave a brief background of her experience.

Taylor Redding (ODVSOM Staff) introduced herself, reviewed the aspects of the WebEx meeting components, and indicated how the meeting will be conducted. She mentioned for all to state their names for clarity in the minutes.

The SOMB members in-person introduced themselves and Raechel Alderete (SOMB Staff) introduced the Board members attending online.

The ODVSOM Staff introduced themselves.

The in-person quests introduced themselves, and Erin Austin (ODVSOM Staff) introduced the online quests.

FUTURE AGENDA ITEMS:

Board:

None

Audience:

None

ANNOUNCEMENTS:

Staff:

Taylor Redding (ODVSOM Staff) announced the following ODVSOM Conference and training updates:

- ODVSOM Conference:
 - The virtual conference videos will close on November 30, 2023.
 - o The 2024 ODVSOM Conference will be held on 7/9 − 7/12/24 in Breckenridge, CO
 - The 2024 ODVSOM Conference will once again include a virtual option.
- Training
 - Approved Supervision training will be given by Erin Austin and Tanya Tyrell from T.H.E. scheduled for 12/4/23
 - Lunch & Learn training on Sex History Packet will be given by Erin Austin, Melissa Parkowski-Helmer, and Jacenta Irlanda – scheduled for 12/14/23.

Erin Austin (ODVSOM Implementation Specialist)

• Adult Standards Revisions Committee workgroup that is working on Discharge Summaries and Treatment plans will meet on 12/21/23.

Raechel Alderete (ODVSOM Staff) announced the following:

- The December SOMB meeting has been cancelled and noted that the next meeting will be on 1/19/2024.
- Dr. Carl Blake is stepping down as the Chair of the Juvenile Standards Revisions Committee. She noted that the Committee is looking for interested individuals to step into that role and indicated that Dr. Blake will still be a part of the Committee.
- Ivonne Sierra (Dept. of Education representative on the Board) is leaving the SOMB and acknowledged her service to the Board. Ivonne Sierra thanked all for allowing her to serve on the SOMB.

Chris Lobanov-Rostovsky (SOMB Program Manager) presented a video regarding Sexual Violence in Native American Communities in honor of Native American Heritage month. He noted Dr. Micah Helmus will come to the SOMB to give a presentation next year regarding Sexual Violence in Native American communities. Chris Lobanov-Rostovsky then recognized the Ute and Northern Arapahoe along with others who are the indigenous peoples in the Colorado area. He then presented on some of the history in the indigenous communities in the Southwest U.S. and noted the following:

- There are 6.2 million Native Americans which represents 2% of the U.S. population.
- Prior to colonization, there were 60 million Native Americans in the American territory.
- There are 574 diverse and recognized tribes in the U.S. as of 2022

- 15 states have 100,000 or more Native Americans
- Most live on reservations, but there are a number that reside in urban areas including Denver, CO
- He reviewed some of the government policies made which directly affected Native Americans
- He showed the results of these polices (especially the boarding schools) from both the Government perspective and the Native American perspective.
- Native American incarceration rates are 7 times higher than European Americans
- When working with Native Americans and historical trauma, Chris Lobanov-Rostovsky indicated the need for Native American cultural sensitivity which leads to:
 - o clinically grounded
 - o culturally relevant
 - service delivery
- Historical Trauma definition: "Is a multi-generational trauma experienced by a specific cultural, racial, or ethnic group. It is related to such major events that oppressed a particular group of people because of their status as oppressed, such as slavery, the holocaust forced migration, and the violent colonization of Americans."

Chris Lobanov-Rostovsky (SOMB Staff) then reviewed the Gabby Petito (Florida) missing person case which garnered lots of media attention and law enforcement help. He then discussed when Mary Johnson (Tulalip tribe Washington State) went missing and was murdered, with no reward to find her, and very little from law enforcement or the media.

Chris Lobanov-Rostovsky (SOMB Staff) indicated that May 5th is Missing and Murdered Indigenous Women's Day and noted that 1.5 million Native American/Native Alaskan women experience violence in their lifetime. He noted the need to be aware of Native American history with European Americans and realize their resistance to connect. Chris Lobanov-Rostovsky recognized the resilience of the Native American population, and to honor and respect who they are and what they have given us.

Jeff Baker and Norma Aguilar-Dave arrived at the meeting at 9:23 am

Dr. Yuanting Zhang (ODVSOM Data Analyst) asked all treatment providers to enter the client data into the SOMB Provider Data Management System (PDMS) before November 1, 2023, so that this data will be captured in the upcoming Annual Legislative Report.

Board Announcements:

None

Audience Announcements:

None

MOTION TO APPROVE THE SEPTEMBER MINUTES:

Carl Blake (SOMB Member) made a motion to approve the September Minutes as presented. Taber Powers (SOMB Member) 2nd the motion.

Voting Session #: 731751

Motion to approve the September Minutes as presented: Carl Blake; Taber Powers 2nd (Question #1)

21 Approve 0 Oppose 0 Abstain Motion Passes

David Bourgeois – voted Yes verbally Ivonne Sierra – voted Yes verbally Jason Lamprecht – votes Yes verbally

APPROVE AGENDA

The agenda was approved by consensus.

<u>SEX OFFENDER SURCHARGE ALLOCATION LETTER (Decision Item):</u> (Attachment #2) – Chris Lobanov-Rostovsky, ODVSOM Program Manager

Chris Lobanov-Rostovsky (ODVSOM Program Manager) noted that the letter now "clarifies" the Fiscal Year '24 Sex Offender Surcharge Allocation total figure for the Colorado Department of Public Safety allocation in Item 1. He then asked for approval of the revised letter.

Board Discussion:

None

Audience Discussion:

None

MOTION TO APPROVE THE SEX OFFENDER ALLOCATION AS PRESENTED:

Lisa Mayer (SOMB Member) made a motion to approve the Sex Offender Spending Allocation as presented. Nicole Feltz (SOMB Member) 2nd the motion.

Voting Session #: 731751

Motion to approve the Sex Offender Spending Allocation as presented: Lisa Mayer; Nicole Feltz 2nd (Question #2)

17 Approve

0 Oppose

3 Abstain

Motion Passes

DENIAL, POLICY BRIEF #3 (Action Item): (Attachment #3) – Chris Lobanov-Rostovsky, Program Manager

Chris Lobanov-Rostovsky (ODVSOM Program Manager) introduced the Denial Policy brief and noted that the staff is using the data to compile a brief for clinical supervisors and providers working with those who have committed a sexual offense. He highlighted the following information:

- Data Analysis Sample
- Figure 1 Results Levels of Denial at Beginning of treatment and end of treatment
- Table 1 Quantitative data and the narrative
- Table 2 Superordinate Theme 1 Client Progress analysis of Qualitative Data and narrative
- Table 3 Superordinate Theme 2 Therapeutic Approach and narrative
- Summary
- Guidance for providers as how to address denial intervention

Chris Lobanov-Rostovsky (ODVSOM Program Manager) noted that Taber Powers (SOMB Member) is also working on revisions to the Adult Standards to include some of the considerations captured in this policy brief.

Chris Lobanov-Rostovsky (ODVSOM Program Manager) indicated the need to send feedback before the anticipated approval vote at the January meeting.

Board Discussion:

Jesse Hansen (SOMB Member) asked if there is other literature that this data can be compared to. Rachael Collie (SOMB Staff) responded that they looked at other literature data and noted that the data that the SOMB captured is what is currently published. She mentioned that the results indicated the need for improvement in finding what models are most effective in treatment.

Carl Blake (SOMB Member) asked to make it clear that this data is only for adult offenders. He noted that Juvenile Denial Protocols are different from Adult Protocols. Rachael Collie (SOMB Data Analyst) responded that this data was designed for adults in the literature review that was used, and indicated that that there are limitations in some of the literature which has combined both Adult and Juvenile groups, but noted the need to separate that data as the indicators and perceptions are different for those populations. Carl Blake agreed with Rachael Collie's remark.

Kimberly Kline (SOMB Chair) indicated to send any questions to Chris Lobanov-Rostovsky and plan for a vote in January.

Audience Discussion:

Gary Reser (Audience Member) asked Dr. Rachael Collie if the #1 intervention is revocation for those who are in denial after 90 days. Rachael Collie (SOMB Statistical Analyst) responded that each comment and data received was broken down by the number of concepts or ideas reflected. She noted that the data list captures the themes that came through the qualitative data, and recorded as the providers gave it. Gary Reser asked if a treatment time frame can be added when a client can respond to denial. Rachael Collie noted that in the future an average time in treatment can be included. Chris Lobanov-Rostovsky (SOMB Program Manager) indicated that the SOMB does not have the discrete category of the completion of the denier intervention. He noted a suggestion was made to set up categories to assess the timeframes for denier intervention (categorical denial).

Laurie Kepros (Audience Member) noted there are a few editing items that need to be corrected, and questioned the SOMB's policy for those under Lifetime Supervision who are not able to complete treatment due to the policies imposed by the SOMB Standards. She brought up a Factual Guilt case in Canada regarding denial after completing treatment and indicated that denial is not a risk factor but a responsivity factor. Laurie Kepros mentioned in the 2006 SVP risk tool which indicates that denial is a risk factor and encouraged all to look at the consequences of the SOMB policies, by not providing services that can be effective.

Carl Blake (SOMB Member) noted regarding uttering the words of taking responsibility, that these standards are for treatment providers and the need to service the needs of those they are treating. He mentioned simplistically that if clients do not accept accountability, then treatment will not be needed, and the client will ultimately go back to prison. Carl Blake noted that providers are trying to find out why they are in denial and how to overcome that. He mentioned to look at all the perspectives of what accountability might look like, and what are the options for providers. Taber Powers (SOMB Member) noted that these discussions are being addressed in the Adult Standards Revisions Committee with proposed revisions and will be brought back to the Board for further discussion.

BOARD RETREAT UPDATE (Discussion Item): (Attachment #4) Kimberly Kline (SOMB Chair) and Raechel Alderete (SOMB Staff)

Raechel Alderete (SOMB Staff) and Kimberly Kline (SOMB Chair) presented the outcomes of the SOMB retreat held on October 20, 2023, in Colorado Springs. She indicated that the notes were sent to the Board from the facilitator, Johnson & Wallace. She highlighted the following Board requests and challenges as follows:

- Board members should be more involved
- Improve Board onboarding and mentoring
- Improve knowledge of each board member's professional roles and expertise
- Build stronger relationships
- Encourage increased Board participation
- More accessibility
- · Demographics needing a voice
- Voice of and services to rural Communities
- More engagement among Board members
- Ask questions in a healthy, open way
- Help build relationships and comfort level for new members
- Give subcommittee updates more often
- Build community relationships
- Allowing all to be heard and recognize that decisions must be made based on evidence-based research
- Jazz up the cream cheese
- Raechel Alderete (SOMB Staff) indicated that the staff heard the needs from the Board members. She also suggested creating and reading a Purpose Statement at the beginning of each Committee and Board meeting clarifying the duties of the Board.
- Raechel Alderete (SOMB Staff) also indicated that Board Engagement was a high priority and noted the need for Staff to send information to the Board sooner, and to connect the Board to the Document Repository

Raechel Alderete noted that this was a time of collaboration and getting to know one another more. She thanked all the Board members for their work and input on the SOMB.

Board Discussion:

None

BREAK: 10:22 - 10:32 am

<u>THEN AND NOW: CHANGES IN THE MOVEMENT TO END DOMESTIC VIOLENCE (Presentation):</u> (No Attachment) – Jessica Fann (DVOMB Member), Jackie List (DVOMB Member), and Anne Tapp

Raechel Alderete (SOMB Staff) introduced the presentation on Changes in the Movement to End Domestic Violence and the presenters Jessica Fann, Jackie List, and Anne Tapp.

Jessica Fann (DVOMB Member) reviewed that she is the chair of the Domestic Violence Victim Advocacy Committee. She introduced Jackie List who is a DVOMB board member and works with victims of domestic violence and the impacted children at Safe Shelter of St. Vrain Valley. Jessica Fann also introduced Anne Tapp who works with impacted adult victims of domestic violence at the Safehouse Progressive Alliance for Nonviolence.

Jessica Fann (DVOMB Member) asked the following questions for the panel discussion/presentation:

Question #1 – *Please describe your first 5 years as victim advocates:*

- Jackie List (Panel Member) discussed her background and past experience working as a victim advocate with children. She also discussed some of the difficulties encountered working with child welfare services.
- Anne Tapp (Panel Member) discussed her background and past experience working with victims of domestic violence.

Question #2 - As your career evolved what major changes have you experienced that impacted the work you do?

- Jackie List (Panel Member) discussed the time when she worked with kids and non-offending parents as a victim advocate counselor, and discussed a time of bringing more awareness of Domestic Violence on kids as a treatment provider.
- Anne Tapp (Panel Member) noted the difficulties of educating the public that emotional abuse is domestic violence. She discussed
 the notoriety of a case of a young girl who was brutally assaulted, and noted that in the 1980's there was movement toward
 mandatory arrest of offenders. Anne Tapp noted the need to make systems better and understand the potential consequences
 to victims when making domestic violence laws and policy. She discussed the first transitional housing facility that opened in
 Colorado.

Question #3 - What is happening in your communities, and based on this, how does this impact victim advocacy?

- Jackie List (Panel Member) indicated that systems work is improving and with more collaboration, and noted that in the last 1-2 years there is more reporting of teenage domestic violence. She noted that this reporting could be that law enforcement is better educated on the signs of domestic violence and victims are more willing to report these incidents.
- Anne Tapp (Panel Member) noted that three things that are happening is that law enforcement is using various protocols, the acknowledgement of the vital role of confidentiality victim providers offer, and the use of multi-disciplinary collaboration to help reduce risk. She noted that affordable housing is a key preventive factor for survivors of domestic violence or sexual violence.

Gregg Kildow (SOMB Member) arrived at the meeting at 11:10 am

Board Discussion:

Jeff Baker (SOMB Member) thanked the presenters and commented that there is a 50% reduction in funding for domestic violence services. Anne Tapp (Presenter) responded that this indicates what the Federal Government considers is really critical and not critical. She noted the need to go to the Federal level (VOCA Funds) to stress the plight of much needed resources for domestic violence services.

Taber Powers (SOMB Member) thanked the panel for the presentation with their emphasis on Domestic Violence victim advocacy. He asked what their experience has been when working with the victim advocates. Jackie List (Panel Presenter) responded that they have not be very involved with the offender treatment folks in her community. Anne Tapp (Panel Presenter) noted that less than 5% of survivors are victims of sexual assault, and she noted that victim advocates are attached at every level of the system, which is good but can be confusing for survivors. Anne Tapp indicated the need to make sure the collaboration is in a coordinated and victim-centered way to clear up any confusion for the victims. She noted that most victims are not serviced by any of the victim advocacy systems, noted to think about who is not walking through the door and why they aren't.

Jesse Hansen (SOMB Member) expressed his gratitude and commented on the work that victim advocates do for survivors of domestic violence. He noted the inspiration behind their request to present was due to the need to get back to the basics and what has been learned. Jesse Hansen indicated that victim advocacy is shaping policy through actions which have expanded the work that is being done today.

Audience Discussion:

None

<u>SEX HISTORY POLYGRAPH PACKET (Decision Item)</u>: (Attachment #5) Erin Austin, Implementation Specialist, Jacenta Irlanda, and Melissa Parkowski-Helmer SOMB Providers

Erin Austin (SOMB Implementation Specialist) introduced the reason for this discussion and noted the need to be inclusive for all at risk populations. The following information was reviewed:

- Changes to the Guidance for Providers Added: "It is recommended that the therapist use a timeline to assess the client's risk and needs as part of the process of deciding how to handle the sexual history disclosure packet process. Although it is a collaborative process, it should still be therapist guided. The therapist should guard against the potential harmful impact of being exposed to terms beyond the client's sexual experiences and ability to understand."
- Guidance for Clients on page 11 Removed: "your own victimization" in the 2nd paragraph.
- Revisions due to public comment were reviewed:
 - Melissa Parkowski-Helmer noted to address risk and measure progress with clients before addressing their sexual behaviors to provide insight and coping skills. She noted that providers may use their sex history packet in various ways if they help the clients understand their own risk factors.
 - Jacenta Irlanda mentioned that this packet ties in the components to help clients understand healthy sexuality and noted the need to be more inclusive for all at risk populations. She indicated that anyone can be a victim, even those who commit a sexual offense. Jacenta Irlanda mentioned the revisions make the packet more culturally and genderidentity sensitive.

Erin Austin (SOMB Implementation Specialist) indicated that this is the second time the Board has seen this information and noted that the vote is to replace the current Sex History Packet with this revised document in the Appendix.

Board Discussion:

Carl Blake (SOMB Member) noted a public comment regarding the behavior section on page 27 that uses language that assumes that all the victims are the same gender. He suggested changing Item C. in Questions 1 – 4 to read: "What were the gender(s) of the victim(s)?" to be more inclusive. Carl Blake indicated that he supports the document overall. Taber Powers (SOMB Member) responded that the public comment in question refers to the question area on page 43 and suggested using the CPORT risk assessment tool questions that identify if there were more male than female content, if there is more video than still images, and using the sex history disclosure process to verify risk. Carl Blake (SOMB Member) agreed with Taber Powers, and encouraged the suggested change to the behavior questions to be more gender inclusive.

Melissa Parkowski (Audience) responded that she agrees with Taber Powers' comments and noted the need to work on the Child Sex Abuse section a little more. She noted she will work with Erin Austin (SOMB Staff) to update this language. Erin Austin (SOMB Staff) asked if this should be approved contingent upon these changes or table the document until changes are made. Chris Lobanov-Rostovsky (SOMB Program Manager) noted to approve the document contingent on the suggested changes based on public comment.

Audience Discussion:

None

Carl Blake (SOMB Member) made a motion to approve the Sex History Polygraph Packet to include gender(s) in the Child Sex Abuse section and gender questions regarding CPORT.

Gregg Kildow (SOMB Member) 2nd the motion.

Voting Session #: 522604

Motion to approve the Sex History Polygraph packet to include gender(s) in the Child Sex Abuse section and to include gender questions regarding CPORT: Carl Blake; Gregg Kildow 2nd (Question #3)

21 Approve 0 Oppose 0 Abstain Motion Passes

<u>ADULT STANDARDS REVISIONS – SECTION ON COMPETENCY 2.130, 2.140, AND 2.150 (Decision Item):</u> (Attachment #6) – Erin Austin, Implementation Specialist and Taber Powers, Board Member and Adult Standards Revision Committee Chair

Erin Austin (SOMB Implementation Specialist) noted that the Adult Standards and Best Practices Committees have seen the revisions to the Evaluation Section, Section 2.130, 2.140, and 2.150, and noted that no additional changes were made. She reviewed the public comment received for these sections and noted that the Standards need to be more high level without interfering with evaluators ethical considerations. Erin Austin indicated that higher level ethical considerations for the evaluators are included as part of training but are not spelled out specifically in the Standards.

Taber Powers (SOMB Member) indicated that some of the public comment stressed that the client should have the capacity to participate in the evaluation and understand it. He noted that some of the public comment discussed the use of polygraph and ADHD medications which are not applicable to evaluators or the evaluation section. Taber Powers noted that providers should comply with their license and ethics.

Erin Austin (SOMB Implementation Specialist) indicated that the revisions were made for most of the public comment received. She indicated that the Committees are looking for a motion to approve the revisions. Erin Austin mentioned that if approved, she the revisions will be published in the Standards and the implementation of them will be completed by July 1st, 2024.

Board Discussion:

Taber Powers (SOMB Member) asked when the ratification of these revisions will be made. Erin Austin (SOMB Staff) noted that this vote will be the ratification.

Audience Discussion:

None

Sarah Croog (SOMB Member) made a motion to approve the Revisions to the Adult Standards Revisions Section 2.130, 2.140, and 2.150 as presented.

Jesse Hansen (SOMB Member) 2nd the motion.

Voting Session #: 522604

Motion to approve the revisions to the Adult Standards Section 2.130, 2.140, and 2.150 as presented: Sarah Croog; Jesse Hansen 2nd (Ouestion #4)

<u>Hanse</u>	en 2 nd (Question #4)					
21	Approve	0	Oppose	0	Abstain	Motion Passes
BOAR	D MEETING ADJOUR	RNED:	11:58 am			
Board	Appreciation Lunch	eon:	12:00 – 2:30 pm			
Respe	ctfully,					
					HIND.	2/14/24
Jill Tro	wbridge		Date		Kimberly Kline	Date
Progra	m Assistant				Chair of the SOMB	

Session Name: Current Session Date Created: 11/17/2023 9:55:46 AM

Questions: 4

RESULTS DETAIL

		Q1	Q2 Motion to Approve	Q3	Q4 Motion to Approve
		Motion to Approve	the Sex Offender	Motion to Approve	Adult Standards
		the September	Surcharge	the Sex History	Section 2.130,
		Minutes	Allocation	Polygraph Packet	2.140, 2.150
Last Name	First Name				
Abeyta	Katie	1	1	1	1
, Aguilar-Dave	Norma	1	3	1	1
Baker	Jeff	1	3	1	1
Ballinger	Casey	1	1	1	1
Blake	Carl	1	1	1	1
Bourgeois	David	1	1	1	1
Croog	Sarah	1	3	1	1
Feltz	Nicole	1	1	1	1
Hansen	Jesse	1	1	1	1
Kildow	Gregg	1	1	1	1
Kline	Kim	1	1	1	1
Knotek	Mike	1	1	1	1
Lamprecht	Jason	1	1	1	1
Loew	Priscilla	1	1	1	1
Mayer	Lisa	1	1	1	1
Powers	Taber	1	1	1	1
Retting	Amanda	1	1	1	1
Sierra	Ivonne	1	1	1	1
Simmons	Michelle	1	1	1	1
Vance	Kent	1	1	1	1
Weiss	Theresa	1	1	1	1
		21 - Yes	17 - Yes	21 - Yes	21 - Yes
		0 - No	0 - No	0 - No	0 - No
		0 - Abstain	3 - Abstain	0 - Abstain	0 - Abstain

Answer Key:

1 = Yes

2 = No

3 = Abstain

Norma Aguilar-Date arrived to the meeting at 9:23 am

Jeff Baker arrived to the meeting at 9:23 am

Gregg Kildow arrived to the meeting in person at 11:10 am