

SEX OFFENDER MANAGEMENT BOARD (SOMB) MINUTES

Friday, September 15, 2023

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

SOMB Members

Amanda Retting
Carl Blake
Casey Ballinger
David Bourgeois
Gary Kramer
Gregg Kildow
Hannah Pilla
Ivonne Sierra
Jason Lamprecht
Jeff Baker
Jesse Hansen
Jessica Dotter
Katie Abeyta
Kimberly Kline
Michelle Simmons
Mike Knotek
Nicole Feltz
Norma Aguilar-Dave
Priscilla Loew
Taber Powers
Theresa Weiss

Guests

Abi Olson
Alison Tally
Amira Minazzi
Beryimar Perozo Trejo
Conrad Gonzales
Gary Reser
Greg Roswell
Henry Larson
Holly Harris
Kiava DeMare
Kristin Kubacki
Kyle Jones
Lauren Rivas
Laurie Kepros
Martha Lugo
Mary Blevins
Matsen Hartsoe
Matt Lunn
Michelle Geng
Sarah Marlow
Tara Salibio

Absent SOMB Members: Sarah Croog, Lisa Mayer, and Kent Vance

Staff Present: Chris Lobanov-Rostovsky, Erin Austin, Raechel Alderete, Reggin Palmitesso-Martinez, Taylor Redding, and Yuanting Zhang

SOMB Meeting Begins: 9:05 am

This meeting was recorded.

INTRODUCTIONS/ATTENDANCE:

Katie Abeyta (SOMB Vice-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 the new Division of Criminal Justice Director, Matt Lunn. Director Lunn discussed his past experience, and noted his desire to get to know everyone on the SOMB.

Taylor Redding (ODVSOM Staff) introduced herself, reviewed the aspects of the WebEx components of the meeting, and indicated how the meeting will be conducted. She mentioned for all 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 guests introduced themselves, and Erin Austin (ODVSOM Staff) introduced the online guests.

FUTURE AGENDA ITEMS:

Board:

Carl Blake (SOMB Member) asked for future discussion regarding providers who are keeping their SOMB approved status, but are not currently offering sex-offense specific treatment.

Audience:

Laurie Kepros (Audience Member) asked future Board discussion regarding clients who are ordered into sex-offense specific treatment without there being an evaluation that indicates treatment is necessary or factual basis for the treatment.

Raechel Alderete (SOMB Staff) and Katie Abeyta (SOMB Vice-Chair) indicated that this will be sent to the Executive Committee for future discussion.

Carl Blake (SOMB Member) asked Laurie Kepros if the discussion would include clients who pled guilty to a sex-based crime, who are indicating that they did not commit that crime while in treatment, and if that is taken into consideration when while in sex-offense specific treatment. Laurie Kepros (Audience Member) noted that there are a number of those convicted who are being exonerated for the crime of conviction while in treatment, and asked that the Standards take these situations into consideration.

Jessica Dotter (SOMB Member) commented on the felony menacing case that Laurie Kepros highlighted, and indicated that it was not a sex-based crime and therefore did not fall under the purview of the SOMB.

ANNOUNCEMENTS:

Staff:

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

- Training
 - Lunch & Learn – Scheduled for 10/12/23 given by Raechel Alderete, Casey Ballinger, and Abbi Olsen on Victim Representation (for SOMB approved providers only)
 - Lunch & Learn – Scheduled for 12/14/23 – Sex History Packet given by Erin Austin
 - DOC Treatment Solutions Sub-Committee meeting is scheduled for 9/20/23 at Douglas County Fairgrounds in Castle (virtual & in-person meeting) – from 9:00 am – 11:00 am
- Board Meeting:
 - The October 20th SOMB Meeting will be the Board Retreat which will be held in Colorado Springs at the Penrose House.

Raechel Alderete (ODVSOM Staff) announced the following:

- She indicated that there are students from C.U. Boulder who are in the journalism program and that they may be recording this meeting.
- She reiterated that the Board Retreat in Colorado Springs is scheduled on October 20th which replaces the monthly SOMB meeting. She noted that there will be an update of that meeting at the November SOMB meeting.
- She announced on behalf of Dr. Rachael Collie for suggestions or input from Board members on any policy or practice issues that should be included in the SOMB Annual Legislative Report.
- She indicated on behalf of Dr. Rachael Collie that the SOMB contributions to the joint Annual Lifetime Supervision Report (along with the Department of Corrections and the Judicial Branch) have been completed. She indicated that this report will be presented to the Board in early 2024.
- Raechel Alderete noted that there is a threat of a 40% reduction in VOCA (Victims of Crime Act) funding and asked all to urge Congress to invest in adequate funding for VOCA.
- She indicated that it is Dr. Yuanting Zhang's 5th anniversary with the SOMB.

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:

Jessica Dotter (SOMB Member) announced an advanced training given by the 19th Judicial District for prosecutors, investigators, law enforcement, and victim advocates on the Impacts on Sexual Child Abuse, Sexual Abuse, and Domestic Violence on 11/7 – 11/9/23 that will be held at the 17th Attorney's office located in Brighton, CO. She indicated that she will put the training information in the meeting chat box.

Audience Announcements:

None

MOTION TO APPROVE THE AUGUST MINUTES:

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

Board Discussion:

None

Voting Session #: 453848

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

15	Approve	0	Oppose	4	Abstain	Motion Passes
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Gregg Kildow – voted yes verbally

APPROVE AGENDA

The agenda was approved by consensus.

SEX OFFENDER SURCHARGE ALLOCATION RECOMMENDATION (Decision Item): (Attachment #2) – Chris Lobanov-Rostovsky, ODVSOM Program Manager

Chris Lobanov-Rostovsky (SOMB Program Manager) presented on behalf of Lisa Mayer (Chair of the Sex Offender Surcharge Committee). He gave a brief overview of the Sex Offender Surcharge and what this surcharge is used for. He noted that the SOMB is responsible for the allocation of this surcharge, and reviewed that there are four agencies who determine the allocation of this Surcharge (the SOMB, the State Judicial Department, the Department of Corrections, and the Department of Human Services.) Chris Lobanov-Rostovsky noted that each of the four impacted agencies submits a request for funding that comes out of this surcharge allocation (see handouts.) He then reviewed how each agency uses the funding.

Chris Lobanov-Rostovsky (SOMB Program Manager) noted there is an increase in revenue collected last year and noted that the revenue collected is the same for this year. He mentioned that the overall funding request in the recommendation letter totals \$860,843.00, and indicated that the Department of Public Safety allocation includes \$60,000 in POTS money for FTE appropriated positions.

Chris Lobanov-Rostovsky (SOMB Program Manager) mentioned that the FY22-23 revenue collected was \$670,000, and indicated that there is a jump in funding to over \$900,000 for FY23-24. He noted that the fund balance has increased significantly also, and mentioned that the Committee will meet to determine if there are solutions to use the unused funds for each agency.

Board Discussion:

Carl Blake (SOMB Member) noted he will abstain from voting due to his agency receiving funds from this source.

Taber Powers (SOMB Member) questioned that the indirect costs for 2023 seems much lower that previously. Chris Lobanov-Rostovsky (SOMB Program Manager) responded that is a fee for the management of the cash fund. He noted that it is not in the allocations to the agencies. Taber Powers asked why it is so much lower. Chris Lobanov-Rostovsky responded that he does not know why, and indicated that he can check with the Committee about this reduction.

Audience Discussion:

None

MOTION TO APPROVE THE SEX OFFENDER ALLOCATION AS PRESENTED:

Jeff Baker (SOMB Member) made a motion to approve the Sex Offender Allocation as presented.

Taber Powers (SOMB Member) 2nd the motion.

Voting Session #: 453848

Motion to approve the Sex Offender Allocation as presented: Jeff Baker; Taber Powers 2nd (Question #2)

14	Approve	0	Oppose	4	Abstain	Motion Passes
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All Board members who represent the agencies receiving these funds abstained from voting.

TREATMENT COMPLETION FACTORS, POLICY BRIEF #2 (Decision Item): (Attachment #3) – Chris Lobanov-Rostovsky, Program Manager

Chris Lobanov-Rostovsky (Program Manager) indicated that this will be a decision item for today’s meeting. He reviewed that this information was collected from the Provider Data Management System (PDMS) where providers are required to enter data to be used in the Annual Legislative Report to the Legislature. He indicated that providers have been entering qualitative comments into the PDMS which are a wealth of data. Chris Lobanov-Rostovsky noted that Dr. Yuanting Zhang (SOMB Statistical Analyst) and the staff have taken this data and have created various “policy briefs.” He mentioned that this data will be used to help the Legislature and providers understand how treatment is impacting this field. Chris Lobanov-Rostovsky indicated that this is the 2nd brief created from this data which includes three years of treatment outcome data and highlighted the following information:

- 48% of treatment completions in year three were successful compared to 36% in year one
- Non-compliant discharges decreased to 37% in year three from 42% in year one (the overall rate of non-compliance treatment discharges still warrant attention given that if adversely impacts community and victim safety, and client rehabilitation and reintegration
- Implementation of and adherence to the RNR Principles appear to play a consistent role in improving treatment outcomes across both quantitative and qualitative measures.
 - For lower risk clients, the following factors contributed to a non-compliant discharge:
 - Substance use
 - Lack of community engagement
 - Greater denial
 - Having a contact offense
 - Having a larger number of treatment modifications
 - For higher risk clients, the following factors contributed to a compliant discharge:
 - Maintaining a longer time in treatment
 - Having modifications to the individualized treatment plan

- Having fewer client responsivity barriers (e.g., client factors, substance use, and lack of community engagement)
- **SUMMARY:** While the rate of successful completion is rising, additional work is needed to take full advantage of the opportunity to provide successful treatment to a client who has committed a sexual offense. While a client must assist in the treatment process for a successful outcome, there are things providers can do to improve the likelihood of such a result (e.g., treatment providers are encouraged to consider factors related to the RNR Principles, as well as system processes.)
- **NOTE:** The SOMB has been, and will continue to sponsor trainings related to working with clients from diverse backgrounds, educate the community regarding the importance of suitable housing and employment, and focusing on the importance of protective factors in addition to risk management strategies.

Board Discussion:

Jesse Hansen (SOMB Member) asked if there is any qualitative data between year one and two which would indicate the pandemic factored into the results. Chris Lobanov-Rostovsky (SOMB Program Manager) responded that the qualitative data was not broken down in that way, but indicated the qualitative data can be reanalyzed to see if the pandemic was a factor. He noted that there was no comments made about COVID directly affecting treatment, but he indicated that there were comments related to tele-health treatment modality (both positively and negatively.)

Jessica Dotter (SOMB Member) thanked Chris Lobanov-Rostovsky for this policy brief. Asked/collected data whether offenders are on supervision, and a breakdown of what types of supervision they are on (e.g., Parole, Probation, Community Corrections.) She also asked if offenders were in treatment while incarcerated or only while out on supervision. Chris Lobanov-Rostovsky responded the data included both DOC clients and with those in community placements, and noted that the comments encompass both settings. He noted that further analysis can break down the outcomes by offender setting (i.e., while incarcerated or in community treatment.) Jessica Dotter noted that future data on this will be helpful for prosecutors when making treatment recommendations.

Erin Austin (Implementation Specialist) commented that Best Practices Committee is also looking at the data when creating best practice for treatment planning, and when looking at core competencies, and reviewing emerging literature on protective factors when working on Standards revisions.

Chris Lobanov-Rostovsky (SOMB Program Manager) indicated that the next Policy Brief #3 will be on Issues and Factors related to Denial, and noted that it will be presented at a future Board meeting.

Carl Blake (SOMB Member) is there an ability to look into the qualitative data in more depth to include additional factors that may indicate and to verify that there is not a Standards violation. Chris L. R. responded that providers enter this data anonymously, but noted that looking at specific comments (individual record) to determine if a Standards violation is indicated can be an option. He mentioned that provider training or a memo can inform providers about a specific situation that has come up in the data.

Taber Powers (SOMB Member) noted that these questions have come up in the Adult Standards Revisions Committee, and noted that they are working on a chart with expanded discharge types.

Jesse Hansen (SOMB Member) noted the need to have a line between data that is gathered and used for training providers, but not for the ARC regulatory functions. He indicated that the data is to be used for research purposes only and is not to be used in a regulatory way.

Raechel Alderete (SOMB Staff) noted that this data is used in the Standards Revisions Committee, and noted that the data is kept at the forefront of all the policy and standards revisions.

Audience Discussion:

Laurie Kepros (Audience Member) questioned the data and what the best use is with this data. She asked if the data is being collected on the same individual more than one time and can this be clarified somehow. Laurie Kepros also asked if there can be more clarifying information in the brief so the reader can understand the data better. Chris Lobanov-Rostovsky responded that there are some descriptors in the brief, but noted he will review it and clarify further where needed.

Gary Reser (Audience Member) mentioned that the data indicates that the treatment providers are doing the right thing and thanked all for this information.

MOTION TO APPROVE THE TREATMENT COMPLETION FACTORS, POLICY BRIEF #2 AS PRESENTED:

*Jesse Hansen (SOMB Member) made a motion to approve the Treatment Completion Factors, Policy Brief as Presented
Gregg Kildow (SOMB Member) 2nd the motion as presented.*

Board Discussion:

None

Voting Session #: 453848

**Motion to approve the Treatment Completion Factors, Policy Brief #2 as presented: Jesse Hansen; Gregg Kildow 2nd
(Question #3)**

18	Approve	0	Oppose	0	Abstain	Motion Passes
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BREAK: 10:20 – 10:40 am

VICTIM ADVOCACY COMMITTEE, UNDERSTANDING SEX OFFENDER TREATMENT AND SUPERVISION, A RESOURCE GUIDE FOR VICTIMS OF SEXUAL ASSAULT (Decision Item): (Attachment #4) – Katie Abeyta, SOMB Vice-Chair and Erin Austin, Implementation Specialist

Erin Austin (Implementation Specialist) introduced the Resource Guide for Victims of Sexual Assault and noted there were no substantial changes made to the document after receiving public comment. She noted that a couple of additional resources were added to the document per Jessica Dotter’s suggestion at last month’s meeting. Erin Austin indicated that Carl Blake’s corrections from August were also made to the document. Some of the changes that were made are as follows:

- The title of the document was changed to “Understanding Sex Offender Treatment and Supervision in Colorado” as requested
- Added COVA as a resource
- The information and sentences to Jail release section was clarified
- Some information regarding Judicial officers was clarified

Erin Austin (Implementation Specialist) indicated that this document was presented as a decision item, as this resource guide will be a tremendous help for victim advocacy. Both Erin Austin and Katie Abeyta (SOMB Vice-Chair) thanked all those who were involved in putting this document together.

Board Discussion:

Carl Blake (SOMB Member) asked to change Supervising Probation Officers to “Supervising Officers” and to add in parentheses (Probation officers – Judicial; client managers – DYS; and case workers – CDHS.) He also asked if the revisions to the section on Treatment and Victim Notification Within DOC, Jails, Division of Youth Services and Community Corrections involved moving language around to make it clearer. Erin Austin (Implementation Specialist) responded that yes, that is the bulk of the changes made to that section.

Gregg Kildow (SOMB Member) suggested changing Supervising Probations officers to “Supervising Authority.” Erin Austin (Implementation Specialist) responded that victim survivors may not understand what supervising authority means.

Dave Bourgeois (SOMB Member) suggested adding “register as a sex offender” to the list of bullet points in the “What is Supervision” section on page 9 of the Resource Guide.

Erin Austin (Implementation Specialist) noted that “notice to register” is included in the resource guide in the section “Sex Offender Registration and Notification,” and noted that Supervision is not responsible for monitoring registration notification. He mentioned that is a responsibility of law enforcement. Carl Blake (SOMB Member) noted there was a lot of discussion regarding the “What is Supervision” section, and he indicated it was decided to keep it more general in order to be inclusive of both adult and juvenile offenders without being prescriptive.

Audience Discussion:

None

MOTION TO APPROVE THE VICTIM ADVOCACY COMMITTEE, UNDERSTANDING SEX OFFENDER TREATMENT AND SUPERVISION, A RESOURCE GUIDE FOR VICTIMS OF SEXUAL ASSAULT AS AMENDED:

Carl Blake (SOMB Member) made a motion to approve the Resource Guide for Victims of Sexual Assault as amended. Gregg Kildow (SOMB Member) 2nd the motion.

Voting Session #: 453848

Motion to approve the Victim Advocacy Resource Guide for Victims of Sexual Assault as amended: Carl Blake; Gregg Kildow 2nd (Question #4)

19	Approve	0	Oppose	0	Abstain	Motion Passes
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LATINOS AND SEXUAL ASSAULT: CHARACTERISTICS, OFFENSE PATTERNS AND TREATMENT CHALLENGES – NATIONAL HISPANIC HERITAGE MONTH (Presentation): (1-hour Training Credit) – Alejandro Leguizamo, PhD

Raechel Alderete (SOMB Staff) introduced Dr. Alejandro Leguizamo and gave a brief background of his work and accomplishments.

Dr. Leguizamo presented the following material:

- The Latino Population
 - The fastest growing and most influential minority ethnic group
 - Great variability in terms of:
 - US born / immigrant / generational status (in US before becoming the United States)
 - Language
 - Traditions
 - Gender Roles
 - Sexual Attitudes
- Latinos Convicted of Sexual Offenses
 - Less likely to report a history of abuse than whites
 - Less likely to report a psychiatric history than whites
 - More like than Whites and Blacks to report low educational level (especially immigrants)
 - More likely to report prior employment than Blacks
- Offense Patterns
 - Similar to whites with respect to age of victim (about ¾ offended against minors)
 - Majority of offenses involved contact
 - Intoxicated at the time in about half of offenses
 - Low use of physician violence (<15%) or weapon (7.5%)
 - Use of threats in 1/5 of offenses
 - Mostly offenses against female victims (90%) younger than 17 (92.5%)
 - Living with the victim in 40% of offenses, 38% related (immediate, extended, step.)
- Treatment Challenges
 - Assessment issues (Risk/Needs)
 - Measures need to be normed on the right population
 - APA guidelines for testing in forensic situations
 - Assessment of risk
 - Some validation of the Static-99R for use with Latinos born in the US and Puerto Rico (issue of historical variables with immigrants, no follow-up post deportation; Leguizamo et al., 2015)
 - (Responsivity)
 - Language issues
 - Providers' cultural understanding/sensitivity
 - Personalismo and rapport
 - Educational Issues
 - Immigration experiences/trauma
 - Masculinity, gender roles, sexual orientation, sexuality (includes age of consent)

- Addressing issues/feedback (direct vs. indirect)
- Systemic issues
 - Discrimination, disempowerment, poor coping, anger, aggression
 - Risk of poor legal representation
 - Deportation of undocumented
 - Aftercare

Board Discussion:

Carl Blake (SOMB Member) commented on challenges working with youth and the family’s reluctance to connecting with support services due to fear of immigration status. He asked Dr. Leguizamo if this is the same for Latino adults also, not because they do not support these services, but because of fears of immigration. Dr. Leguizamo responded that if a youth was flagged “undocumented” there is a real fear of deportation, and noted the need to find family members who are legally documented to support those in treatment who are undocumented.

Rachel Alderete (SOMB Staff) thanked Dr. Leguizamo for this presentation and all the work that he does.

Audience Discussion:

Laurie Kepros (Audience Member) asked Dr. Leguizamo if he has been in touch with the SOMB regarding the provider data management system which can possibly collect data specific to the Latino population. She asked if he has information regarding protective factors for the Latino population. Dr. Leguizamo responded that he has not been in contact with the SOMB data analysts and researchers, and indicated that he has been trying to obtain data from California, but they have decided to keep their data internal for the time being. He responded to Laurie Kepros regarding protective factors, and noted that the level of social interactions and close family ties are protective factors. Dr. Leguizamo indicated that, in the research, ethnic identity is a protective factor that lowers sexual aggression.

Jesse Hansen (SOMB Member) asked if this presentation could be uploaded into the provider hub for provider access. He noted that asking for immigration status is hard for Latino clients to share as they are concerned where that information would go.

Kimberly Kline arrived at the meeting at 11:30 am.

LUNCH: 12:00 – 12:30 pm

SUNSET DOC DATA COLLECTION (Presentation) (No Attachment) – Amanda Retting, SOMB Member, DOC Staff Member and Yuanting Zhang, SOMB Statistical Analyst

Dr. Yuanting Zhang (SOMB Statistical Analyst) and Amanda Retting (SOMB Member/DOC Staff Member) presented the following information regarding the Sunset DOC Data collection:

Legislative Research Questions:

- Identify inmates who are eligible to receive treatment
- Among them, identify inmates who are past parole eligibility date (PED) and have not been provided a treatment opportunity
- Identify all barriers DOC faces in providing timely access to treatment
- Identify which Standards and Statutes are barriers to providing timely access to treatment and make recommendations
- Review DOC policies and administrative regulations to prevent unnecessary backlog in making treatment accessible to inmates who require treatment to meet PED

Data that was provided by the Colorado Department of Corrections (DOC) on July 31st, 2023, as required by legislation:

- Global Referral List Client Data
- SOTMP staff list
- DOC staff vacancies
- Efforts made by DOC to hire staff
- Aggregate determinate and indeterminate inmates by Static-99R Risk Level
- Frequency of groups and cancellations

Variables in Global Referral List Data

- DOC Number
- Sentencing Date
- Crime Description

- Life-Sentence Types
- Inmate sentencing years (888=life sentence)
- Parole revocation (Yes/No)
- Date inmate placed on Global Referral List
- Parole Eligibility Date
- SXO-Level-Qualifier

Global Referral List

- Table 1. Sentencing Type by SXO Lever Qualifier
- Focus Variable: Parole Eligibility Date Graph
- PED for Treatment Eligible Inmates (indeterminant, 5R, No Parole Revocation; n=213)
- Determinate & Indeterminate by Static-99R Risk Level
- % of Determinate & Indeterminate by Static-99R Risk Level
- Major Crime Types: Determinate (pie chart)
- Major Crime Types: Indeterminate (pie chart)
- SOTMP Groups Conducted & Cancelled (Total & %) – 1st Half of 2023 Graph
- Reasons for SOTMP Treatment Cancellations

Staff Filled/Vacated by Position

CDOC HR Hiring Efforts

Board Discussion:

Carl Blake (SOMB Member) asked how often are groups are cancelled for context to the cancellation rate. Amanda Retting (DOC Staff) responded that there are typically 2-3 groups/week, along with other groups based on risk levels on top of individual sessions, and other contact types. Carl Blake commented that the current staffing vacancy rate in DYS is 40% among behavioral health and are having the same issues with the staffing shortages. He noted that the entire field is having high vacancy rates, partly due to positions that offer teletherapy.

Audience Discussion:

Gary Reser (Audience Member) commented that some of the staffing shortages are due to a lack of creativity within the DOC treatment system. Kimberly Kline (SOMB Chair) responded that there is some truth to Gary Reser’s comments due to regulations and policy. She noted that this will be addressed later in the meeting.

Laurie Kepros (Audience Member) questioned the number of sex offender classified as 5R who are on the Global Referral List. She indicated that as of September 1, 2023, there are 1,316 inmates classified as 5R on the list. Laurie Kepros also noted that the Federal Court in Denver indicated that inmates on lifetime sentencing may be faced with violations due to being past parole eligibility dates. Kimberly Kline (SOMB Chair) asked Laurie Kepros for a copy of the data she is referencing regarding the Global Referral list numbers. She also indicated that the list was “scrubbed” (fixed errors on the list) and went from around 1,000 down to 600, and noted she will look into this once Laurie Kepros shares her information.

ADULT STANDARDS REVISIONS – SECTION 3.162, APPEALS (Decision Item) (Attachment #5) – Taber Powers, Adult Standards Revisions Committee Chair and Erin Austin, SOMB Implementation Specialist

Erin Austin (Implementation Specialist) and Taber Powers (SOMB Member) introduced and reviewed the proposed revisions to Section 3.162 of the Adult Standards in the Appeals section and Use Immunity.

Erin Austin (Implementation Specialist) indicated that the Committee made most of the changes that the public comment requested. Taber Powers (SOMB Member) noted that a change was made that if an appeal is filed, then the treatment provider can ask the client if they are under a Use Immunity agreement, and if so, the treatment provider can ask the client if they would like to continue treatment. He indicated that the treatment provider does not have to offer treatment to a client under an Appeal or Use Immunity agreement. Taber Powers noted that the Committee felt that all revisions made to this Standard have been addressed that were indicated in the public comment. He reiterated that treatment providers are not obligated to offer treatment to a client for any number of reasons along with those under an appeal.

Erin Austin (Implementation Specialist) noted that training and implementation will be conducted regarding these changes.

Board Discussion:

None

Audience Discussion:

None

MOTION TO APPROVE THE ADULT STANDARDS REVISIONS – SECTION 3.162, APPEALS AS PRESENTED

Carl Blake (SOMB Member) made a motion to approve the Adult Standards Revisions to Section 3.162 as presented. Nicole Feltz (SOMB Member) 2nd the motion.

Voting Session #: 453848

Motion to approve the Adult Standards Revisions to Section 3.162 as presented: Carl Blake; Nicole Feltz 2nd (Question #5)

21	Approve	0	Oppose	0	Abstain	Motion Passes
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BREAK: 1:20 – 1:35 pm

SEXUAL BEHAVIOR HISTORY PACKET (Action Item): (Attachment #6) – Erin Austin, SOMB Implementation Specialist and Jacenta Irlanda, SOMB Provider

Erin Austin (SOMB Implementation Specialist) indicated that this document has been vetted through the Best Practices Committee, with regard to Equity, Diversity, and Inclusivity, and CIS Gender White. There were changes to the organization of the packet to help guide providers. Erin Austin reviewed the changes made as follows:

- Added personal Bias
- Added Cultural, Ethnic, and Religious Considerations
- Added Resistance and Denial
- Added Commonly Misunderstood Terms
- In the Treatment Provider Section – added:
 - *"It is important for clients and therapists to understand that treatment providers are Mandatory Reporters within the State of Colorado. Should a client provide enough identifying information, providers are required to report the information to law enforcement. If you have questions about what could be considered identifying information, please discuss this with your therapist."*
- In the Definitions section:
 - Revised Cultural Competency
 - Added Cultural Humility
 - Added Cultural Sensitivity
 - Added Gender
 - Added Heteronormative
 - Added Sexually Abusive/Assaultive Behaviors
 - Added Sexuality
 - Added Sexual Orientation
 - Added Sexual Preference
- In the Sexual History Behavior Inventory section:
 - Broadened the questions about sexuality
 - Added "What have you learned about sexual behavior from culture?"
- Added: Use of Artificial Intelligence (AI) / Virtual Reality (VR)/ Augmented Reality (AR) for Sexual Experiences and Deep Fake Pornography
- Added: Consensual Sexual Activity: *"It is important to understand Consent, Coercion and Compliance prior to completing this section of the packet."*
- In the Informed Consent:
 - Added Equal Knowledge
 - Added Equal Power

- Added Equal Capacity
- Added Equal Experience
- Added Equal Self-Image
- Added Cooperation
- Added Compliance
- Added Coercion
- In the Questionnaire
 - Revised to ask what the gender of the victim is
- In the Risk, Needs Responsivity Principles: Measuring Progress section:
 - Added: *"Now that you have completed the sexual history inventory, you should have increased insight into problematic patterns of abusive or unhealthy behaviors. This section should be used to identify relevant risk factors and risk management strategies."*
 - Added: *"This section is to be used collaboratively to continue building on identified protective factors and client strengths to prevent re-offense. This is also an opportunity to work on meaningful safety planning and to further individualize treatment planning. As you further discuss sexual risk management the following areas should be explored"*

Erin Austin (SOMB Implementation Specialist) noted that this is a time for feedback and will go into the Appendix when approved. She noted that she reached out the APA regarding sex history polygraph questions.

Board Discussion:

Carl Blake (SOMB Member) suggested adding a statement cautioning about exposing a client to information that they are already not aware of or engaged in, due to the collaborative nature of this packet between client and therapist. Erin Austin (SOMB Implementation Specialist) indicated that she will take this information back to the Committee for review.

Audience Discussion:

Gary Reser (Audience Member) thanked Erin Austin and Jacinta for their work on this document. He noted that for clients who are victims, if there is a place in the packet that help them deal with that trauma. Erin Austin (SOMB Implementation Specialist) indicated that this is covered on page 3 of the packet in the Guidance for Providers section, and also a good place to include the statement that Carl Blake suggested.

Gary Reser (Audience Member) approved of the organization of this packet and the inclusion of the 4 domains.

MOTION TO SEND THE SEXUAL BEHAVIOR HISTORY PACKET OUT FOR PUBLIC COMMENT AS PRESENTED

Taber Powers (SOMB Member) made a motion to send the Sex History Packet out for public comment as presented. Carl Blake (SOMB Member) 2nd the motion.

Board Discussion:

None

Voting Session #: 453848

Motion to send the Sex History Packet out for public comment as presented: Taber Powers; Carl Blake 2nd (Question #6)

18	Approve	0	Oppose	0	Abstain	Motion Passes
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DOC SOTMP PROGRAM RESTRUCTURE AND UPDATED PAROLE ELIGIBILITY REQUIREMENTS (Action Item): Kimberly Kline, SOMB Chair, DOC Staff Member; Amanda Retting, SOMB Member, DOC Staff Member; and Michelle Geng, Parole Board Member

Kimberly Kline (SOMB Chair/DOC Staff Member) gave some background regarding her role and Amanda Retting’s role at DOC in regard to programming, updates to curriculum, and to view treatment as a more risk, needs, and responsivity model. Kimberly Kline and Amanda Retting presented the following information:

Program Update

- Modified Track I is now Track I
 - Modified Track I was piloted in March of 2023
 - This track is designed for clients in the below-well below average risk
- Track I is now Track II
 - This track is designed for clients in the average risk category
- Track II is now Track III
 - This track is designed for clients in the above-well above average risk category

Curriculum Refresh

- The SOTMP spent several hours updating/adding curriculum for all three tracks
 - Track I and II curriculum has been approved
 - Track III is still in progress
- Biggest updates in curriculum
 - Language – to be more inline with the language in the treatment field
 - More reflective of standards and core competencies
 - More flexibility (fine tuning RNR principles)

Criteria Update

- In collaboration with the parole board, the existing criteria was reviewed and updated to reflect the changes as well as to align with clients risk more accurately
 - 3 separate and distinct criteria
 - Each criterion is specific to risk
 - More reflective of standards and RNR principles

Implementation and Other Updates

- AR 700-19 will be updated as a result of the Track and Curriculum updates
 - Implementation of new curriculum and criteria

Kimberly Kline (SOMB Chair/DOC Staff) indicated that these changes will be discussed in further detail at the DOC Treatment Solutions Sub-Committee meeting on 9/20/23.

Michelle Geng (Parole Board) expressed appreciation and gratitude for the upcoming changes that will ultimately help inmates move through the system faster.

Board Discussion:

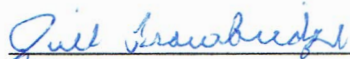
None

Audience Discussion:


Michelle Geng (Parole Board) asked how long the changes will take before implemented. Amanda Retting responded that is could take some time to get the final approvals.

BOARD MEETING ADJOURNS: 2:23 pm

Respectfully,


 Jill Trowbridge
 Program Assistant

11/27/23
 Date


 Kimberly Kline
 Chair of the SOMB

11-27-23
 Date

Session Name: SOMB MEETING
Date Created: 9/15/2023 9:07:38 AM

Results Detail

Last Name	First Name	Q1	Q2	Q3	Q4	Q5	Q6
		Approve August Minutes	Motion to Approve the Sex Offender Surcharge Allocation	Motion to Approve the Treatment Completion Factors, Policy Brief #2 as presented	Motion to approve the Victim Advocacy Resource Guide for Victims of Sexual Assault as amended	Motion to approve the Adult Standards Revisions to Section 3.162 as presented	Motion to send the Sex History Packet out for public comment as presented
Abeyta	Katie	1	1	1	1	1	1
Aguilar-Dave	Norma	3	1	1	1	1	1
Baker	Jeff	1	1	1	1	1	1
Ballinger	Casey	3	1	1	1	1	1
Blake	Carl	1	3	1	1	1	1
Bougeois	David	1	1	1	1	1	1
Dotter	Jessica	1	1	1	1	1	-
Feltz	Nicole	1	3	1	1	1	1
Hansen	Jesse	3	3	1	1	1	1
Kildow	Gegg	1	1	1	1	1	1
Kline	Kim	-	-	-	-	1	1
Knotek	Mike	1	1	1	1	1	1
Kramer	Gary	-	-	-	-	1	1
Lamprecht	Jason	-	-	-	1	1	-
Loew	Priscilla	1	1	1	1	1	1
Pilla	Hannah	1	1	1	1	1	1
Powers	Taber	1	1	1	1	1	1
Retting	Amanda	1	3	1	1	1	1
Sierra	Ivonne	1	1	1	1	1	1
Simmons	Michelle	3	1	1	1	1	1
Weiss	Theresa	1	1	1	1	1	-
		14 - Yes 0 - No 4 - Abstain	14 - Yes 0 - No 4 - Abstain	18 - Yes 0 - No 0 - Abstain	19 - Yes 0 - No 0 - Abstain	21 - Yes 0 - No 0 - Abstain	18 - Yes 0 - No 0 - Abstain

Legend:

Yes = 1

No = 0

Abstain = 3