

MINUTES
Psychiatric Security Review Board
Administrative Meeting
Adult Panel
September 15, 2015
Approved December 1, 2015

An administrative meeting of the Psychiatric Security Review Board was convened on September 15, 2015 at 6:12 p.m. in the fourth floor conference room of the Psychiatric Security Review Board offices, 610 S.W. Alder, Suite 420, Portland, Oregon. Board members present by phone were Jenna Morrison, P.P.O., Chair, Elena Balduzzi, Psy.D., Kate Lieber, J.D., Scott Reichlin, M.D. and John Swetnam. PSRB staff present included Executive Director, Juliet Britton, J.D. and Jane Bigler, Executive Secretary, as note taker. A member of the general public was also present.

At 6:12 p.m., Chair Morrison called the meeting to order.

The Board began with an opportunity for public comment, Segid Kid, a local group home provider, asked how a client who has a sex offender designation can get it removed/expunged. He also inquired how he may become eligible to provide services to more PSRB clients. Chair Morrison deferred the question to Ms. Britton who quickly gave an overview of the status of the Sex Offender Classification system and indicated that she would be willing to meet with Mr. Kid to discuss the program further, as well as put him in touch with Matt Bighouse with Department of Human Services.

Next, the Board reviewed the Administrative Meeting minutes from June 16, 2015. Chair Morrison asked if there were any corrections to be made. Dr. Balduzzi requested that the “Ms. Balduzzi” references be changed to “Dr. Balduzzi.” Mr. Swetnam moved to accept the minutes with the noted changes and Dr. Balduzzi seconded the motion. Ms. Lieber abstained from the vote as she was not present at the last meeting. The motion passed unanimously with the remaining members.

Ms. Morrison then moved on to Item 3 on the agenda, the Proposed Policy Regarding Sex Offender Treatment Providers. Ms. Britton gave a quick background on this topic noting that some of the sex offender treatment providers that had been treating PSRB clients in the community were not providing services that were up to professional sex offender treatment standards, therefore, a policy was developed to provide more detail regarding treatment expectation and opened the discussion on the proposed policy. Dr. Balduzzi noted an effort to have a legislative fix proposed to address a flaw in the laws regulating the SOTB. Currently, SOTB certified practitioners who work with unadjudicated sex offenders are not subject to any sanction due to definitions under the current law. As such, the Board policy should require providers to be licensed mental health practitioners so that their practices can be under a regulatory agency. Ms. Lieber moved to accept the new policy with the amendment requested by Dr. Balduzzi. Mr. Swetnam seconded and the motion passed unanimously.

Next, Ms. Britton provided the Executive Director update.

- Staffing Update –
 - Lucy Heil gave notice in July and has since moved on to a new employment opportunity.
 - Ms. Morrison assisted with interviews for the new Program Manager, Sid Moore has been selected. He is with DEQ currently and will start with the PSRB on September 23rd. Ms. Britton noted that she plans to use this position as a “Deputy Director” instead of solely policy and operations responsibilities.
- Legislative and Budget Update –
 - Legislative –
 - Sex offender classification fix is now law.

- GEI expungement bill passed. Dr. Reichlin asked what standard(s) will be used for determination. Ms. Britton stated a crime-free record since discharge from Board jurisdiction, as well as evidence of mental health stability.
- Budget –
 - Approved as submitted.
 - Ms. Britton noted that a “prep day” stipend for the Adult Board will continue as long as there are funds to cover these expenses.
- Restorative Justice Advisory Committee –
 - The members are made up of OSH staff, victim advocate, defense counsel, therapist, district attorney, a previous JPSRB member and community providers. There have been two meetings thus far facilitated by Board staff.

Next item on the agenda was to consider the adoption of temporary rules regarding Sex Offender Classification. Ms. Britton noted that at this time there are approximately 200 total clients that have been under PSRB that need classification. Priority will be given to clients required to register that are coming out of Oregon State Hospital for the first time either due to conditional release or full discharge. There are currently 60-70 clients that fall under this category at OSH. Board staff will have until 2018 to complete STATIC-99R’s on all past and present PSRB clients. The rankings are one through three, with three being the highest risk. At this point, the Board will be accepting written objections only to the ratings. In 2019, the Board will begin to hold hearings for reclassification of full relief for those with a ranking of 1 or 2. All sex offenders with a level three will be listed on the sex offender website. Ms. Britton further noted that 99% of all sex offenders are not on the website. The temporary rules presented

were created using the Board of Parole and Post-Prison Supervision's current rules. The temporary rules will be effective upon filing. Dr. Balduzzi moved to accept the temporary rules pending permanent rule-making and Mr. Swetnam seconded the motion and the vote that followed was unanimous.

Discussion then moved to meeting dates and times for 2016. Chair Morrison requested that the meetings not occur on Tuesday evenings as that interferes with preparation for the following hearing day and the Board as a whole indicated that Thursdays would be the preference. The following date/times were scheduled for 2016:

- Thursday, March 3 at 6:00 p.m.
- Thursday, June 9 at 6:00 p.m.
- Thursday, September 22 at 6:00 p.m.
- Thursday, December 1 at 6:00 p.m.

The next Adult Panel administrative meeting will be held on Tuesday, December 1, 2015 at 6:00 p.m.

Ms. Britton noted there was one bit of "other business" to discuss. She informed members that security at OSH has approached Micky Logan, and asked if SHRP and PSRB have mandated that there be two security officers present during hearings. Ms. Lieber asked if this question was due to budget cuts and Ms. Britton agreed that was part of the reason. Discussion followed and members agreed to try hearing days with only one security officer, with the exception if OSH requires more than one to be present for a specific patient. Members also requested that Ms. Britton confirm that all guests are at least wanded upon admission to attend hearings.

Chair Morrison then moved to Executive Session.

The meeting was adjourned following the Executive Session.

The meeting was adjourned at 6:25 p.m.