



Victims' Issues Rule Advisory Committee

September 24, 2026

Agenda

- ◆ Welcome & Updates
- ◆ Rule Review: Analysis of Issue
- ◆ Proposed Solution: Feedback and Discussion
- ◆ Review Rule Text

Updates

- ◇ Three rules went to public hearing on August 17.
- ◇ Presented to the Board on August 26.
- ◇ Rules regarding modifications were approved and adopted by Board:
 - 859-070-0022: Victim-Safety Considerations in Community Evaluations, Conditional Release Plans, and Conditional Release Modifications**
 - 859-070-0027: State Requests for Victim-Safety Modifications of Conditional Release**
- ◇ Victim contact rule required further consideration.

Additional Analysis Required

Have we identified the best solution to the problem?

Have we identified the correct problem?

What is the role of the Board in handling requests from victims when an individual resides at OSH?

Does the no-contact provision in GEI orders serve its intended purpose?

What is the best process that would support victims when contact preferences change?



Key Points



PSRB has exclusive jurisdiction: Judicial no-contact language included in the GEI judgment cannot be enforced by PSRB, OSH, or the court, cannot be modified by PSRB or the court, and may not be relied upon by PSRB or OSH as a binding restriction.



OSH has authority to impose conditions for its patients, not PSRB: OSH regulates conditions for patients. Only when PSRB conditionally releases a person can it impose conditions, including no contact orders.



Courts retain full jurisdiction to issue enforceable orders through civil mechanisms: These remain valid and are distinct from a no-contact provision in the GEI judgment.

Proposed Solution

- ◇ **PSRB creates an administrative process for victim preferences:**
 - ◇ Collect victim preferences;
 - ◇ Communicate them to OSH;
 - ◇ Document preferences and changes;
 - ◇ OSH decides whether and how contact occurs.
- ◇ **Update OJD about practice change**
- ◇ **Update information sheets for victims, fillable form for contact preference**
- ◇ **Finalize Rule language**
- ◇ **Create a procedure for handling requests**

Mechanism to transmit information
No conditions
Not regulating OSH or patients

Next Steps

September 28: Minutes and recording posted on the website.

- Meeting at 11am or 3pm

