



# State of Utah

## Commission on Criminal and Juvenile Justice

**Governor: Spencer J. Cox**

**Lieutenant Governor: Deidre Henderson**

**Executive Director: Tom Ross**

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### **SEX OFFENSE MANAGEMENT BOARD**

11/01/2023 01:00-03:00 pm

### **MINUTES (APPROVED)**

#### **In attendance:**

- **In person:** Mark Mofat, Craig Peterson, John Pickup, Sara Owen, Blake Hills, Blake Murdoch, Daniella Riviera (KSL), Keira Fairmont (KSL), Matt Pierce.
- **Virtually:** Aubrey Myers, Kevin Barlow, Jennifer Brown, Gary Scheller, Chief Allen Swanson, Faye Jenkins, Albert Cramer, Daniel Strong, Matthew Barraza, April Graham, Ken Matthews, Lizeth Hernandez, KSL Assignment Desk, Bradley Wosik, Greg Willmore, Molly Prince, Tony Graf.
- **Staff:** SOMB Director Michele Leslie, Victim Services Commission Director Marlesse Jones, Sentencing Commission Director Daniel Strong (virtual), CCJJ Deputy Director Ken Matthews (virtual), Tiffany.

**Motion to approve the minutes of September 21 meeting made by Craig Peterson, seconded by Sara Mowen.**

#### **I. Introduction**

- Director Michele Leslie welcomed everyone, announced that Dr. Candice is not present so item 7 on the agenda (Sex Offense Task Force) is not going to be discussed.
- No voting of chair or co-chair will take place due to pending administrative steps
- Legislation session: Meeting every other week and as needed. Taking positions on sex offense related bills to help CCJJ and Sentencing Commission make better informed decisions, can also give testimony before the legislature.

## II. Media Updates (20 minutes) - Michele Leslie, Director

- Director Leslie met with KSL two weeks prior. KSL is present today for filming and it will be aired at 10 tonight. This helps to make more people aware of SOMB.
- [KSL: Failure to Protect](#): KSL investigation reveals 100+ sex offenders missing from registry, prompts internal audit
- => due to administrative delay more on the side of the public registry. An internal audit was ordered. All the issues may be resolved by the time the registry is completely taken over by DPS in July 2024.

## III. Subcommittee Updates (20 minutes) - Michele Leslie, Director

### 1. Treatment Standards Subcommittee

- First meeting was on Oct 17th, the primary focus was to gain an understanding of the different treatment programs in the different environments: institution setting and community setting. Did not have enough time to discuss the juvenile treatment program, which will be covered in the next meeting.
- Discussion on “deniers” - people who may not say that they committed the crime that they're convicted for and the role that plays in treatment.
- Dosage hour: What is a good baseline? Is there a number of hours that becomes too much treatment? Is there a difference between having treatment in the prison setting and then being released and then having to take treatment again?
- Mark Mofat: Those who completed the Department of Corrections certified treatment program only have the recidivism rate of 2.3%. There is a need for more treatment funding.

### 2. Sex Offense Registry Subcommittee

- Discussed the registry transition from DoC to DPS.
- the petition to remove process: wording the interpretation, the ease of understanding, when you can start to petition => need for more reader-friendly text.
- Dan Strong: Rep. Wilcox in October LECJ Interim asked the group to use a risk-based approach.

## IV. Interim Session Proposal (20 minutes)

- The [draft bill](#) merges the Sex and Kidnap Offender Registry and the Child Abuse Offender Registry into a single registry called the "*Sex, Kidnap, and Child Abuse Offender Registry*."
- Director Leslie: Chad Larson commented that the registry itself can be disorganized => the problem is starting to be recognized by more people.
- Dan Strong: Besides legislators asking for a risk-based approach, some other legislators expressed concern regarding relying too much on risk-based approach => Look at other states for inspiration and take small steps.

## V. Special Categories of Collateral Consequences

- [Utah Sentencing Commission: Collateral Consequences Guide](#) (pp.24-25)
- Gary Scheller, Office for Victims of Crime Director, asked about the distinction between “collateral” vs. “natural” consequences => Blake Hill: “collateral” is a very specific legal term.

**VI. Public Comment (5 minutes)**

- Comments were made regarding the statistics of 1-15% are falsely convicted and too much attention regarding public safety is tied to sex registry

**Motion to adjourn made by Mark Mofat, seconded by Gary Scheller.**

**Next meeting Jan 3rd, 2024, 1-3pm.**