

## IDAPA 57- SEXUAL OFFENDER MANAGEMENT BOARD

### 57.01.01 - RULES GOVERNING THE SEXUAL OFFENDER MANAGEMENT BOARD

#### DOCKET NO. 57-0101-1201

#### NOTICE OF INTENT TO PROMULGATE RULES - NEGOTIATED RULEMAKING

**AUTHORITY:** In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section(s) 18-8314, Idaho Code.

**MEETING SCHEDULE:** A public meeting(s) on the negotiated rulemaking will be held as follows: TBD

Information on date, time and location for public meeting(s) will be posted on the agency website:  
[www.somb.idaho.gov](http://www.somb.idaho.gov)

**METHOD OF PARTICIPATION:** Persons interested in participating in the negotiated rulemaking process are encouraged to:

Participate in a public meeting on the proposed standards for psychosexual evaluations and evaluators; sexual offender treatment and treatment providers; and/or

Submit written comments and recommendations to the proposed standards which will be posted on the agency website. Comments may be submitted via an on-line comment form, or via mail to the undersigned, or via e-mail to [somb@idoc.idaho.gov](mailto:somb@idoc.idaho.gov). Responses must be received by November 26, 2012.

Failure of interested persons to respond to this notice of intent or the lack of a sufficient number of responses to this notice of intent may result in the discontinuation of further informal proceedings. In either event the agency shall have sole discretion in determining the feasibility of scheduling and conducting informal negotiated rulemaking and may proceed directly to formal rulemaking if proceeding with negotiated rulemaking is deemed infeasible.

**DESCRIPTIVE SUMMARY:** The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principle issues involved:

The Sexual Offender Management Board is responsible for setting standards and qualifications for psychosexual evaluations and evaluators; sexual offender treatment and treatment providers; and sexual offender-specific polygraphs and the providers who conduct these polygraphs. The agency is currently developing these standards and procedures for provider certification. The standards will be incorporated into the agency's administrative rules after finalization of the document. Associated administrative rule language will be drafted at that time. Negotiated rulemaking will encompass finalization of the standards document.

**ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING COPIES:** For assistance on technical questions concerning this negotiated rulemaking or to obtain a copy of the preliminary draft of the proposed standards contact Kathy Baird at (208) 658-2149.

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and must be delivered on or before November 26, 2012.

DATED this 28<sup>th</sup> day of September, 2012.

Kathy Baird, Management Assistant  
Sexual Offender Management Board  
1299 N Orchard St Ste 110, Boise, Idaho 83706

Phone: (208) 658-2149  
Fax: (208) 327-7102  
[www.somb.idaho.gov](http://www.somb.idaho.gov)