1.4.A.3 Sex Offender Management Program

II Policy:

The Department of Corrections (DOC) will offer the Sex Offender Management Program (SOMP) to offenders assessed as needing sex offender treatment.

III Definitions:

LSI-R:
Level of Service Inventory-Revised (LSI-R) is an assessment used to measure an inmate’s risk to re-offend and defines the inmate’s programming needs.

Offender:
For the purposes of this policy, an offender is an inmate (in the custody of the DOC institutional system) or a parolee (under parole or suspended sentence supervision with South Dakota Parole Services).

Polygraph:
An instrument which records permanently and simultaneously the subject’s cardiovascular and respiratory patterns or other physiological changes pertinent to the detection of deception.

P-Scan:
An assessment to rate the inmate's tendency toward psychopathic behaviors.

Sex Offender:
For the purposes of this policy, a sex offender is any adult offender convicted of a felony sex crime, as listed in SDCL § 22-24B-1 or adjudicated as a juvenile for SDCL § 22-24B-1 (1) or of an out-of-state or federal offense that is comparable to the elements of the crime of rape, regardless of the offense date or date of conviction; an offender serving a current prison term as a condition of a suspended imposition of sentence for the commission of a sex crime; and offenders identified as having a Sexual Behavior Issue (SBI) by SOMP staff (designated by sexual behavior code of 2), or an offender convicted of any offense requiring sex offender registration.
Sex Offender Management Program (SOMP) Team:
The Sex Offender Management Program (SOMP) is delivered by the SOMP team, which consists of the program manager, clinical director, counselors, unit staff, transitional case managers, parole agents and community treatment providers.

Sexual Behavior Issue:
A history of sexually abusive or violent behavior (including sexually abusive or violent behavior while incarcerated), or the factual basis of a crime for which the offender was charged or convicted/adjudicated involves sexual violent or sexual abuse. An acquittal on a sex offense by itself cannot be the basis for determining a sexual behavior issue does not exist. A “sex offense” is any crime listed within SDCL § 22-24B-1 or any crime defined by law as a sex offense within the jurisdiction from which the crime was committed.

Sexual Violence and/or Sexual Abuse:
A range of behaviors from battery, mutilation, torture or assault to intentional unwanted sexual conduct this can be verbal, written, visual or physical. A person under the age of sixteen (16) cannot consent to sexual behavior with an adult, therefore, by definition any sexual conduct with a person under the age of sixteen (16) would be unwanted sexual conduct, which constitutes sexual abuse.

SOMP A&O Psychosexual Screen and/or Psychosexual Reports:
The SOMP Admission & Orientation (A&O) psychosexual screen and/or psychosexual reports may include information from the following: pre-sentence investigation, psychosexual reports, Minnesota Sex Offender Screening Tool – Revised (MnSOST-R), Static 99, ABLE screening, monitor polygraphs, SOMP screening instrument, STOP file information and clinical interviews.

Special Treatment of Perpetrators (STOP):
Special Treatment of Perpetrators (STOP) is a sex offender treatment program operated through the DOC. The STOP program consists of therapy, educational treatment and relapse prevention.

IV Procedures:

1. Admissions:

A. An inmate’s records and other information will be reviewed by unit staff and SOMP staff while the inmate is housed in the Admission and Orientation (A&O) unit to determine if the inmate is a sex offender (See DOC policy 1.4.A.2 Inmate Admission). This is determined by the inmate meeting certain established criteria.

1. Sex offenders sentenced to the DOC will have a psycho-sexual assessment completed. The assessment will be included with their sentencing papers, which shall be supplied to the Board of Pardons and Paroles and the Warden (See SDCL § 22-22-1.3).

B. Inmates not meeting the definition of sex offender, but who have been identified as having a current or past sexual behavior, will be reviewed by SOMP for possible SBI review.

C. Inmates who meet the criteria of a sex offender or who have been found to have a sexual behavior issue through the SBI review, will be assigned a sexual behavior code of 2Y or 2N, as determined by SOMP staff (See DOC policy 1.4.B.9 Sexual Behavior Issue Review).

1. SOMP staff will gather and maintain documentation and information for each sex offender. Information may include the following: LSI-R, pre-sentence investigation (PSI) report, psychosexual assessment, MnSOST-R, STATIC 99, SOMP Screening Instrument, ABEL
screen, clinical interview, polygraph reports, P-SCAN, mental health assessment, STOP program status, NCIC report and Sexual Behavior Issue assessment.

2. The STATIC 99, SOMP Screen Instrument and MnSOST-R will be scored in the Offender Assessment Questionnaire section in the Comprehensive Offender Management System (COMS) and a hard copy placed in the offender’s SOMP file.

3. The ABEL screen will be administered to inmates in in A&O who are within two (2) years of their programmed release date.

4. If the inmate is identified as a sex offender, the SOMP team will review the inmate’s records and prepare a SOMP Program Track Screen Report (See Attachment 1).
   
   a. The report will include a summary of the sex offender’s offense, criminal history, and risk level, level of responsibility, treatment recommendations and whether the inmate is recommended for SOMP programming/STOP.
   
   b. Sex offenders recommended for SOMP/STOP programming will be assigned a sexual behavior code of 2Y and will be updated to waiting status in accredited programs in COMS.
   
   c. Sex offenders not recommended for SOMP/STOP programming will be assigned a sexual behavior code of 2N.
   
   d. If SOMP staff determines an inmate previously identified as a sex offender by A&O staff does not meet the definition or criteria of a sex offender, the inmate will not be assigned a sexual behavior code of 1N, meaning the inmate does not have a sexual behavior issue.

D. Sex offenders with a sexual behavior code of 2 who meet one or more of the following conditions will be coded as 2N, unless additional risk is documented in the SOMP Program Track Screen Report (See Attachment 1):

   1. The sex offender has a single prior felony sex conviction or adjudication where the offender has six consecutive years or a sum total of six years in the community with no further sex related convictions, revocations for sex related activities, or fifteen (15) years since completion of sentence from sex offense conviction.
   
   2. The sex offender has completed a sex offender treatment program and has no subsequent sex offense-related misdemeanors or felony convictions or adjudications.

E. Sex offenders serving a life sentence or capital punishment sentence will not typically be scheduled for SOMP programming but will receive a sexual behavior code of 2Y.

F. Information, evidence and facts warranting a SBI assessment or supporting a determination the inmate is a sex offender may be discovered at any time while an inmate is under DOC custody or released on DOC supervision. When/if such information is discovered by staff, this will be collected and referred to the SOMP Team for review.

2. Risk Levels:

A. The SOMP Team will determine the risk level of a sex offender with a sexual code of 2Y while the offender is housed in the A&O unit.

B. The SOMP team will review the sex offender’s file and complete sex offender specific assessments to determine the risk level of the sex offender.
1. **Low Risk Offenders:**

   **STATIC 99 score** = low to moderate low  
   MnSOST-R = Level 1  
   Modified history polygraph = no deception indicated regarding victim(s) under the age of 13 years or sexual force.

   a. Sex offenders who exhibit any of the following risk factors will not be classified as low-risk:
      1) Use of sexual force  
      2) Multiple victims  
      3) Victims under the age of 13 years, including child pornography  
      4) Exhibitionism with sexual gratification  
      5) Incest  
      6) Sexual contact with someone incapable of consent

   b. Sex offenders who meet the low risk criteria will be classified as 2YCP and will not be required to attend SOMP/STOP programming or community based sex offender treatment.  
      1) These offenders will receive a polygraph examination every six (6) months. Offenders who fail a polygraph examination may be required to attend community based sex offender treatment.

2. **Moderate or High Risk Offenders:**

   a. The criteria for moderate or high risk is as follows:
      1) A STATIC 99 score greater than moderate low and/or a MnSOST-R level greater than 1 or;  
      2) The inmate has ABEL results indicating a sexual preference for children under the age of 13 years, or tendencies towards sexual violence or;  
      3) The inmate meets the low risk criteria, but has deceptive polygraph results indicating victim(s) under the age of 13 years or sexual force.

   b. These inmates are identified as having a moderate or high risk of violating parole for sexual behaviors or committing a new felony sex offense.

3. **Alternate Program Supervision (Unable to Benefit from Group Programming):**

   a. Research and clinical experience support highly anti-social/psychopathic sex offenders do not typically benefit from traditional group treatment. In some cases, SOMP treatment may not be recommended for these sex offenders.

   b. The SOMP Team will review the pre-sentence report, psychosexual evaluation, mental health assessment, LSI-R, SBI Assessment and other information to assess if the sex offender meets the alternate program criteria.

   c. Criteria to be considered includes the following:
      1) Inmates with untreated psychiatric conditions, cognitive issues or those who demonstrate highly anti-social or psychopathic characteristics; and  
      2) Inmates with a LSI-R score of High Risk/Needs (Females =>40 Males =>37) will have a P-Scan completed after 90 days of observation by unit staff assigned to the inmate; and,  
      3) Male inmates with an LSI-R score =>37 and female inmates with a LSI-R score =>40 and/or inmates with a P-Scan score greater than 30.
d. If SOMP staff determines a sex offender is not likely to benefit from group or traditional SOMP/STOP programming, the sex offender will be required to attend individualized programming while incarcerated. Parole supervision strategies and requirements will be outlined in the psychosexual report.

e. Sex offenders assessed as not benefiting from group programming may be recommended for withholding of parole eligibility (See DOC policy 1.4.B.11 Withholding of Parole Eligibility Pursuant to SDCL 24-15A-32.1).

C. Sex offenders with a sexual behavior code of 2Y will be referred for a pre-release psychosexual assessment approximately two (2) years prior to the inmate’s programmed or initial discretionary release date. If necessary, the inmate’s sexual behavior code will be updated to reflect any change.

3. STOP Contract:

A. Sex offenders assessed as needing SOMP/STOP programming are required to sign the A&O STOP contract (See Attachment 7) prior to a transfer from A&O.

B. Sex offenders assessed as needing SOMP/STOP programming are required to sign the STOP contract prior to beginning the STOP Programming (See Attachment 2).

C. Sex offenders may be removed/terminated from the SOMP/STOP program for violating conditions of the STOP contract (See Attachment 6).

D. Sex offenders who refuse to sign the STOP contract will be considered non-compliant with element #4 of their IPD (See DOC policy 1.4.B.1 Individual Program Directives (IPD)).

E. Sex offenders who refuse SOMP/STOP programming must sign a Program Refusal form (See Attachment 3). If the offender refuses to sign the form, SOMP staff will sign and date the form and note the offender’s refusal. Offenders who refuse programming will be considered non-compliant with element #4 of their IPD.

F. Sex offenders requesting to return to SOMP/STOP programming after refusing or being terminated from programming must submit a written request to SOMP staff. The SOMP Team will review the request and respond in writing to the offender.

4. STOP Modules:

A. STOP modules are part of the SOMP/STOP programming and help prepare sex offenders for entry into a community based sex offender treatment group (See Attachment 4).

B. Sex offenders will attend SOMP/STOP programming approximately two (2) hours per week for 9-12 months prior to releasing to community supervision.

C. Psycho-sexual assessments will be completed as follows:

1. A psycho-sexual assessment will be completed as part of the sex offender’s pre-sentence investigation and sent to the DOC (See SDCL § 22-22-1.3). A signed release of information from the offender is NOT required. Also see Section 1 A. 1.

2. A pre-release psycho-sexual assessment will be completed prior to the sex offender’s release to the community. Sex offenders who have refused STOP programming will be required to complete a psychosexual evaluation while under parole supervision.
5. Transitional Release Planning:

A. The SOMP Team will assist the sex offender with release planning during SOMP/STOP programming and will identify an appropriate community treatment provider(s).

1. The SOMP psychosexual report will include community treatment recommendations.

2. The SOMP Team will make recommendations for community treatment on the sex offender’s release plan. These recommendations may include, but are not limited to one or more of the following: increased polygraph schedule, individualized supervision plan, type of programming, and frequency of programming.

3. Once approved, SOMP staff will refer the sex offender to a community treatment provider.

B. Sex offenders releasing to parole supervision who require community treatment must be accepted by a community treatment provider before being released to supervision. The sex offender must make contact with the community provider within five (5) working days of release to the community.

C. Sex offenders releasing to parole supervision who have been recommended for SOMP/STOP programming, who have refused programming or required assessments, will be assigned to intensive supervision. Sex offenders are allowed five (5) working days in the community to contact a community treatment provider and thirty (30) days to be accepted into a community treatment program. This includes suspended sentence releases.

D. Sex offenders assessed as not benefiting from group programming will be assigned an individualized supervision plan and placed on intensive parole supervision, to include accountability meetings with the offender’s parole agent and/or treatment provider.

6. Community Sex Offender Treatment and Supervision:

A. Sex offenders released to parole supervision may be subject to any of the following while on supervision:

1. Sex offender group and/or individual sessions.

2. Sex offender registration.

3. Community safety zones and regulations.

4. Polygraph examinations.

5. GPS or electronic monitoring.

6. Sex offender and mental health reports and assessments.

7. Law enforcement and victim notification.

B. Community Treatment Providers:

1. The DOC contracts with community treatment providers to provide community treatment services for sex offenders.
2. Community treatment providers offer sex offender specific services to sex offenders according to the SOMP Treatment Providers Standards (See Attachment 5).
   a. The standards outline DOC requirements for licensure, professional organization membership, treatment contracts, sex offender records, DOC access and supervision.

3. Any offender interfering with the transfer of records, or removing any confidentially agreement with a treatment provider and/or polygraph examiner will be considered to be refusing community treatment services and subject to a policy driven response (See DOC policy 1.5.G.6 Parole Services-Response to Violations).

7. Polygraph Testing and Management:

   A. The primary objective of polygraph examinations is to obtain information necessary for placement recommendations, treatment, risk assessment, community management/supervision level and clinical interventions.

   B. The following polygraphs are recognized by SOMP staff.

      1. Sexual History/Full Disclosure – is review and verification of an inmate’s sexual history and behavior up to the present conviction. The history polygraph helps the treatment provider accurately obtain and verify an inmate’s self-reported sexual history, set treatment goals, identify sexual preferences and risk factors.

      2. Monitor – is a polygraph examination that reviews an inmate’s sexual behavior or sexual deviancy. Monitor polygraphs can be used by the SOMP Team to help assess an inmate’s treatment risk level or by a parole agent to offender's compliance with treatment, supervision and community safety while on supervision. The frequency an offender shall be required to complete a monitor polygraph examination shall be determined by SOMP staff, or parole staff, if the offender is on parole supervision.

      3. Specific Issue – is a polygraph examination that addresses a singular event or behavior. This polygraph can be used to follow-up on a failed polygraph or to substantiate a reported act or behavior of the offender.

   C. Polygraph examinations on community supervision provide parole agents and providers an opportunity to establish risk management and treatment objectives, assess offender accountability and preserve community safety.

      1. Deceptive or inconclusive results or new admissions indicate areas of concern. The polygraph examiner will notify the supervising parole agent as soon as practical of such results, or if the following occur:

         a. The offender fails to attend an examination session; or

         b. The offender displays disruptive behavior during a session; or

         c. The offender manifests signs of re-offending.

      2. Polygraph data may be used in conjunction with other information when making decisions about case management. Polygraph examinations will supplement, not substitute, other forms of investigation such as electronic monitoring, offender self-report and agent supervision.
3. Polygraph examinations are considered a clinical tool and used to encourage and support offender honesty as a treatment goal.

4. The polygraph results may be used in part to determine an offender’s compliance with his/her supervision release agreement. Non-compliance or results indicating deception, inconclusion or new admissions will result in a policy driven response (DOC policy 1.5.G.6 Parole Services-Response to Violations).

D. Polygraph examinations in the institution allow the SOMP Team an opportunity to establish risk management and treatment objectives for the inmate.

1. When a sex offender is assessed as low-risk on specified test protocols, the sex offender will complete a polygraph to verify his/her perpetration history and assess the offender’s need for continued SOMP/STOP programming/treatment.

2. Sexual History/Full Disclosure polygraphs may be used as a part of the SOMP upon review and approval by the SOMP Team.

E. Polygraph examinations are done while offenders are on parole to assist treatment providers, parole services and SOMP staff in determining offender compliance with parole and/or treatment rules and guidelines.

1. While attending sex offender treatment in the community, offenders will be required to submit to maintenance polygraphs at least every 6 months, unless recommended in the pre-release psychosexual to be more frequent.
   a. Polygraph examiners will not normally perform more than two (2) consecutive exams per offender.

2. Offender who have successfully completed community sex offender treatment and have met the following criteria can submit to annual polygraphs.
   a. Offenders must have two (2) consecutive passed maintenance polygraphs since completion of treatment with no significant high risk behaviors.
   b. Offenders must be assessed as a MnSOST-R Level 1 or Level 2 (Not 3 or R).
   c. Must obtain approval from the supervising parole agent, Area Supervisor and SOMP Director.

F. A polygraph examiner is a person who uses a polygraph test to question sex offenders for the purpose of detecting deception through the administration of sex offender-specific polygraph exams to sex offenders.

1. No person may question an offender using a polygraph for the purpose of detecting deception unless the person is a licensed polygraph examiner (SDCL § 36-30-2).

G. The results/summary of findings of all polygraph examinations conducted on a sex offender will be recorded on the SOMP folder located on the M: Drive.

H. Standardized Treatment Responses for Parole Supervision:

1. The treatment provider should use standardized polygraph treatment responses.
2. All monitor polygraph exam results indicating deceptions, inconclusive results, and/or new admissions require a policy driven response.

3. Sex offenders on parole supervision may have contact with children under the age of 18 if the following criteria are met:
   a. Complete sexual history polygraph to assess risk to children.
   b. Obtain prior approval from supervising parole agent and treatment provider.
   c. Agree to any and all restrictions placed on the contact by the supervising parole agent, treatment provider, and/or SOMP Team.

V Related Directives:
SDCL § 22-24B-1, 22-22-1.3 and 36-30-2.
DOC policy 1.4.A.2 -- Inmate Admission
DOC policy 1.4.B.9 -- Sexual Behavior Issue Review
DOC policy 1.4.B.1 -- Individual Program Directives (IPD)
DOC policy 1.4.B.11 -- Withholding of Parole Eligibility Pursuant to SDCL 24-15A-32.1
DOC policy 1.5.G.6 -- Parole Services-Response to Violations

VI Revision Log:
August 2008: New policy.
August 2009: Policy was under review in conjunction with Parole OMs, but no revisions finalized.
September 2010: Revised formatting of Section I. Added titles to referenced policies.
January 2012: Added definition of LSI-R and P-Scan. Deleted “Offenders with a LSI-R score greater than 40 will be referred for a Psychopathic Scan” and Replaced with “An offender with a LSI-R score of High Risk/ Needs (Females >=40 Males >=37) will have a P-Scan completed after 90 days of observation by unit staff assigned to the inmate” in Section 2 A. 3. c. Added “Male” and Deleted “of greater than 40) and Replaced with => 37 and female offenders with a LSI-R score => 40” in Section 2 A. 3. d.
January 2013: Added “COMS Offender Assessment Questionnaire” to Section 1 B. 2. Deleted “conduct a clinical interview and will prepare an A&O psychosexual screening report” and Replaced with “SOMP Track Screen report” in Section 1 B. 4. Deleted 5. “A&O psychosexual screening report will be reviewed with the clinical supervisor prior to being presented at the weekly SOMP staff meeting” in Section 1 B. Deleted a. “Once approved, the clinical supervisor and the program director will sign the admission summary report” in Section 1 B. 5. Deleted “A&O psychosexual screening report” and Replaced with “SOMP Program Track Screen report” in Section 1 C. Deleted “2N” and Replaced with “2YNA” in Section 1 D. Deleted “RRASOR Score” and Added “low to moderate low” to the STATICC99 Score in Section 2 A. 1 a. Deleted “Monitor polygraph” and Replaced with “Modified history polygraph” in Section 2. A. 1. Deleted “are identified as having a low risk or violating parole for sexual behaviors or committing a new felony sex offense” and Replaced with “will be polygraphed every six (6) months to monitor their low risk status. Offenders who fail a polygraph may be required to attend community based sex offender treatment” in Section 2 A. 1. c. Deleted g. “These offenders are identified as having a high risk of violating parole of being convicted of a new felony offense of any kind” in Section 1 A. 1. g. Deleted “low” and Replaced with “moderate low” in Section 2 A. 2. a. 1. Deleted “The SOMP Team will reassess” and Added “will have a prerelease psychosexual evaluation completed” and Added “initial” to Section 2 B. Deleted 1. “Offenders identified as needing sex offender programming will be reviewed by the SOMP Team prior to placement in STOP programming” in Section 2 B. Added “assessed as needing STOP programming” and Deleted “review and” and Deleted “prior to beginning the STOP programming” and Replaced with “prior to a transfer from an admission unit and prior to beginning the STOP program” in Section 2 C. Deleted “The SOMP Clinical Director may supervise and review the completion of” and Replaced with “A pre-release” and Deleted “as part of the admissions

Revised: 06/22/2017
assessment or prior to” and Replaced with “will be completed prior to an offender’s” and Added “offenders who have refused STOP programming will be required to complete a psychosexual evaluation while under community supervision” in Section 2 E. 2. Deleted “supervision” and Replaced with “treatment” in Section 2 B. 1. a. Deleted “supervision” and Replaced with “treatment” and Deleted “location, restrictions” and “GPS program” in Section 2 F. 1. b. Deleted “may include the following” and Replaced with “The following information will be considered when determining” in Section 3 A. Deleted “according to the DOC Sex Offender Polygraph Exam Standards” in Section 3 D. Deleted “for funding authorization and tracking purposes” and Replaced with “and recorded on the STOP folder located on the M Drive” in Section 3 D. Deleted 1. “All polygraphs for DOC offenders need to be pre-authorized by the SOMP team to access DOC funding” and Deleted 2. “All completed polygraphs and results will be reported to the SOMP team by the polygraph provided and/or supervising agent for data collection and tracking” and Deleted 3. “The SOMP staff will provide the polygraph tracking list to parole agents. Supervising agents will direct parolees to set appointments with specified polygraph examiners” all in Section 3 E. Renumbered previous 4. to 1. in Section 3 E. Deleted “upon the SOMP Polygraph Exam-Sanctions Standards” in Section 3 E. 1. b. Deleted Attachment 1 “SOMP Mainframe Codes”. Deleted Attachment 2 “A&O Psychosexual Screen and Report” and Replaced with “SOMP Program Track Screen”. Deleted Attachment 7 “SOMP Polygraph Exam-Sanctions Standards” Changed review date from November to June to be consistent with other Sex Offender policies. March 2014: Deleted “unconvicted sex offender” and Replaced with “offenders who have a history of sexually abusive or violent behavior (including sexually abusive or violent behavior while incarcerated) or if there is a factual basis that a crime for which they were charged or convicted/adjudicated involves sexual abuse or sexual violence. Sex offenders will receive a sexual behavior code of 2” in definition of “sex offender”. Deleted definition of “Unconvicted Sex Offender” Revised definition of SOMP. Added definition of “Sexual Violence and/or Sexual Abuse” Revised definition of STOP. Deleted “are screened” and Replaced with “records and other information will be reviewed” and Added “by unit staff or SOMP staff” and Deleted “unconvicted sex offender” and Replaced with “and to identify those offenders who have a history of sexually abusive or violent behavior (including sexually abusive or violent behavior while incarcerated) or when a factual basis exists that a crime for which the offender was charged or convicted/adjudicated involves sexual violence or sexual abuse” in Section 1 A. Added “or who have a history of sexually abusive or violent behavior (including sexually abusive or violent behavior while incarcerated) or if there is a factual basis that a crime for which they were charged or convicted/adjudicated involving sexual violence or sexual abuse will receive a sexual behavior code of 2 and be referred for a SBI assessment” in Section 1 B. Added “identified” and “Sexual Behavior Issue Assessment” in Section 1 B. 1. Deleted “convicted of a sex offense who have plea bargained from a sex offense to a non sex offense or whose history includes information that supports the existence of sexually assaultive and/or abusive behavior will be scheduled for an unconvicted sex offender hearing” and Replaced “offenders found to have a SBI based on the findings of the assessment will be screened to determine if they meet STOP programming criteria” and Deleted “whose history includes information that supports the existence of sexually assaultive and/or abusive behavior will be scheduled for an unconvicted sex offender review hearing” and Replaced with “offenders who decline the assessment they will receive a sexual behavior code of 2 and be screened by the SOMP Management Team to determine if STOP programming is recommended. Added F. to Section 1. Added “will be assigned to intense supervision” in Section 2 F. 3. Added “The offender will be in noncompliance with Element #4 of their IDP” in Section 2 C. 4. June 2016: Added definition of “Polygraph”. Added “felony” and Added “and any offense requiring sex offender registration” to definition of Sex Offender. Added “who meet the criteria/definition of a sex offender” and Deleted “convicted or adjudicated of a current or prior felony or misdemeanor sex crime and/or who have a history of sexually abusive or violent behavior prior to or during incarceration. Staff will document when a factual basis exists that a crime for which the offender was charged with, or convicted or adjudicated of, involved sexual violence and/or sexual abuse” in Section 1 A. Added 1. to Section 1 A. Added “identified as a sex offender by A&O staff will be referred to SOMP staff. All offenders meeting the criteria/definition of a sex offender will be assigned a sexual behavior code of 2Y or 2N, as determined by SOMP staff after review of the offender’s Sexual Behavior Issue assessment and other information.” and Deleted “convicted or adjudicated of a current or prior felony or
misdemeanor sex offense(s) will receive a sexual behavior code of 2 and will be screened by SOMP staff to determine if they meet the SOMP criteria. Offenders who have a history of sexually abusive or violent behavior or a factual basis a crime they were charged or convicted or adjudicated of involved sexual violence or sexual abuse, will receive a sexual behavior code of 2 and will be referred for a Sexual Behavior Issue assessment to determine if SOMP programming is recommended” in Section 1 B. Deleted “A&O” and Replaced with “SOMP” and Added “COMP Screening Instrument” in Section 1 B. 1. Added “SOMP Screen Instrument” in Section 1 B. 2. Deleted “When the screen has not been included in the pre-sentence psychosexual” in Section 1 B. 3. Deleted “a single” and Deleted “misdemeanor” and Added “offenses” in Section 1 C. 1. Deleted “or has failed to comply with recommended or required sex offender programming or treatment” and Replaced with “or fifteen years since completion of sentence from sex offense conviction” in Section 1 C. 2. Deleted “with a hold issued by the ICE or INS and sex offenders” in Section 1 D. Deleted E. in Section 1. Deleted “Institutional Programming” and Replaced with “Risk Levels” in Section 2 title. Created new Sections 3-6 with existing language. Added A. to Section 7. Added “accurately obtain and verify offender’s self-reported sexual history” in Section 7 B. 1. Added “compliance with treatment, supervision and community safety” and Added “The frequency an offender shall be required to complete a monitor polygraph shall be determined by SOMP staff, or parole staff, if the offender is on supervision” in Section 7 B. 2. Added “assess offender accountability and preserve community safety” in Section 7 C. Added “or inclusive” and Added “or new admissions” and Added “The polygraph examiner will notify the supervising parole agent as soon as practical of such results or if the following occur” in Section 7 C. 1. Added a.-c. in Section 7 C. 1. Added “Polygraph examinations will supplement, not substitute other forms of investigation” in Section 7 C. 2. Added 3. to Section 7 C. Added “Non-compliance or results indicating deception, in conclusion or new admissions will result in a policy driven response” in Section 7 C. 4. Added 1. to Section 7 D. Added “uses a polygraph test to question sex offenders for the purpose of detecting deception through the administration of” in Section 7 E.

**June 2017:** Added “or of an out-of-state or federal offense that is comparable to the elements of the crime of rape” to the definition of “Sex Offender”. Added definition of “Sexual Behavior Issue”. Deleted “Inmates identified as a sex offender by A&O staff will be referred to SOMP staff. All inmates meeting the definition of a sex offender will be assigned a sexual behavior code of 2Y or 2N, as determined by SOMP staff, after review of the inmate’s Sexual Behavior Issue assessment and other information (See DOC policy 1.4.B.9 Sexual Behavior Issue Review)” in Section 1 B. Added “and will be updated to waiting status in accredited programs in COMS” in Section 1 C. 4. Added “of 1N, meaning they do not have a sexual behavior issue” in Section 1 C. 4. b. Deleted “1. The sex offender has a juvenile adjudication for a sex offense” in Section 1 D. Deleted “the sex offender will not be required to attend groups and/or programming while incarcerated” and Replaced with “the sex offender will be required to attend individualized programming while incarcerated” in Section 2 B. 3. d. Added “or being terminated” to Section 3 F. Added E. to Section 7.
Attachment 1: SOMP Program Track Screen

The SOMP Program Track Screen form is located on the M-drive open the DOC folder then the STOP Program folder then the SOMP Classification folder.

A copy may be printed using Microsoft Word as follows:

1. Click here to access the SOMP Program Track Screen by:
   a. Placing mouse on the word “here” above
   b. Press and hold the “Ctrl” key on the keyboard
   c. Click the left button of mouse.

The gray areas indicate the information that is to be entered.
Attachment 2: STOP Contract

The **STOP Contract** form is located on the state’s WAN.

A copy may be printed using **Microsoft Word** as follows:

1. Click **here** to access the **STOP Contract** by:
   a. Placing mouse on the word “here” above
   b. Press and hold the “Ctrl” key on the keyboard
   c. Click the left button of mouse.

2. Or Select **File/New** from the Menu Bar / Select the **DOC** tab / Select **STOP Contract**.

The gray areas indicate the information that is to be entered.

![STOP Contract Image](image-url)
Attachment 3: SOMP Refusal Form

The Program Refusal Form is located on the state’s WAN.

A copy may be printed using Microsoft Word as follows:

1. Click here to access the Program Refusal Form by:
   a. Placing mouse on the word “here” above
   b. Press and hold the “Ctrl” key on the keyboard
   c. Click the left button of mouse.

2. Or Select File/New from the Menu Bar / Select the DOC tab / Select Program Refusal Form.

The gray areas indicate the information that is to be entered.

---

South Dakota Department of Correction  
Sex Offender Management Program  

Sex Offender Treatment Program  
Refusal Form

I have been notified that I must complete the following in order to be compliant with the Sex Offender Management Program:

- Assessment/Orientation STOP Contract
- Ariel Assessment
- Pre-Release Assessment Interview
- STOP Programming
- Individualized Supervision Agreement

I have refused to participate in the program or have refused to participate in a program assessment and have had the consequences of the refusal explained to me. I understand that a refusal to participate in a program assessment may result in an non-compliance evaluation with the Individual Program Directive (IPD) element regarding this program.

Inmate Signature  
Inmate Number  
Inmate Signature

Staff Witness Signature  
Title

*File in Offender’s SOMP File and Unit File
Attachment 4: STOP Modules

The **STOP Modules** form is located on the state’s WAN.

A copy may be printed using *Microsoft Word* as follows:

1. Click [here](#) to access the **STOP Modules** by:
   a. Placing mouse on the word “here” above
   b. Press and hold the “Ctrl” key on the keyboard
   c. Click the left button of mouse.

2. Or Select **File/New** from the Menu Bar / Select the **DOC** tab / Select **STOP Modules**.

The gray areas indicate the information that is to be entered.
Attachment 5: SOMP Treatment Providers Standards

The SOMP Treatment Providers Standards form is located on the state’s WAN.

A copy may be printed using Microsoft Word as follows:

1. Click here to access the SOMP Treatment Providers Standards by:
   a. Placing mouse on the word “here” above
   b. Press and hold the “Ctrl” key on the keyboard
   c. Click the left button of mouse.

2. Or Select File/New from the Menu Bar / Select the DOC tab / Select SOMP Treatment Providers Standards.

The gray areas indicate the information that is to be entered.
Attachment 6:  SOMP Termination Notice

The **SOMP Termination Notice** form is located on the state’s WAN.

A copy may be printed using *Microsoft Word* as follows:

1. Click [here](#) to access the **SOMP Termination Notice** by:
   a. Placing mouse on the word “here” above
   b. Press and hold the “Ctrl” key on the keyboard
   c. Click the left button of mouse.

2. Or Select **File/New** from the Menu Bar / Select the **DOC** tab / Select **SOMP Termination Notice**.

The gray areas indicate the information that is to be entered.
Attachment 7: STOP A&O Contract

The STOP A&O Contract form is located on the state’s WAN.

A copy may be printed using Microsoft Word as follows:

1. Click here to access the STOP A&O Contract by:
   a. Placing mouse on the word “here” above
   b. Press and hold the “Ctrl” key on the keyboard
   c. Click the left button of mouse.

2. Or Select File/New from the Menu Bar / Select the DOC tab / Select STOP A&O Contract.

The gray areas indicate the information that is to be entered.