

COUNTY OF LOS ANGELES
PROBATION DEPARTMENT
DIRECTIVE

No.: 1457

Issued: 6-2-2021

Post Until: 7-2-2021

SUBJECT: THE CONTAINMENT MODEL FOR ADULT SEX OFFENDERS

(This Directive supersedes Directive 1308 issued on December 12, 2012)

According to the California Sex Offender Management Board (CASOMB), the most widely recognized approach to sex offender management is the *Containment Model*, a comprehensive strategy to manage offenders in a systematic and thorough manner. The central goal of the containment model is community and victim safety which is accomplished by holding the sex offenders responsible for the harm they inflict and helping sex offenders recognize and redirect the inappropriate thoughts and feelings that form the pathways to their crimes. The model recognizes that multiple entities play important roles in the community management of sex offenders and stresses the importance of open collaboration between these key players. Four elements describe the containment model:

- *Sex offender-specific treatment* based on evidence-based principles is utilized to help offenders learn to develop internal control and to understand and interrupt their individual offense cycles.
- *Official supervision and monitoring* are needed to exert control over offenders. Probation and parole agencies apply pressure through clear expectations and through the use of sanctions to ensure that the offender complies with specialized treatment and supervision conditions.
- *Polygraph examinations and other surveillance tools* are used to enhance the assessment process and to help monitor the sex offender's deviant fantasies and external behaviors, including access to victims. Surveillance tools such as Global Positioning Systems may help monitor the location of offenders and provide information during the investigation of new sexual offenses.
- *Victim advocacy* brings a realistic community safety perspective to the entire effort and works to support victims who may have questions and concerns about a sex offender's re-entry into the community.

Containment team members are encouraged to work with law enforcement personnel to provide community education as well as, when indicated, to build meaningful connections with victims and their support networks during an offender's period of community supervision.

Beginning July 1, 2012, and pursuant to Penal Code §§ 290.09, 1203.067, 3008, and 9003, it is mandatory in California that the Probation Department participates in a collaborative approach to sex offender management known as the Containment Model (www.casomb.org). This sex offender management program is comprised of three (3) required components: Deputy Probation Officer, Sex Offender Treatment Provider, and Polygraph Examiner, using a victim-centered approach. These three (3) individuals are the core of the Containment Team, although other team members should participate at times (e.g., the registering law enforcement agency, victim advocate).

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Communication and collaboration among the DPO, treatment provider, and polygraph examiner shall be mandatory as they allow open communication regarding the offender's progress, criminogenic needs, and victim assistance. The DPO shall conduct **one** initial face-to-face meeting with members of the treatment team to discuss the offender's case plan. Subsequent face-to-face meetings shall be conducted quarterly or more often if necessary. In addition, the DPO shall also ensure that regular collaboration and communication occurs with the treatment provider, by telephone, face-to-face, or via secure e-mail, **at least once a month**, to remain open to deal with issues that arise during supervision or treatment as well as to discuss the offender's progress in the program and dynamic risk assessment issues. Both the treatment provider and DPO shall thoroughly document the meeting/telephonic communication and any needed intervention. (PC § 290.09.) *Appropriate waivers of confidentiality must be signed by the probationer prior to any release of information (e.g., treatment programs, polygraph examiner) and maintained in the probationer's x-file.*

The treatment provider is required to assess all eligible probationers, between 90-120 days of entering treatment, with the Stable 2007 (dynamic risk assessment), Level of Service/Case Management Inventory (LS/CMI) (violence risk assessment), and Acute 2007 and forward the results and any additional information to the DPO within 30 business days of scoring the tool. It is the treatment provider's responsibility to score the LS/CMI online and electronically send it to DOJ. However, before the assessments can be completed, the Probation Department must provide treatment providers and polygraph examiners with the documents needed to score the dynamic and violence risk assessment as well as the polygraph exam. **This requirement is supported by Penal Code 290.07.**

Documents can include, but are not limited to:

- Rap sheet
- Police report
- Probation/pre-sentencing report
- Facts of Offense Sheet
- 288.1 Forensic evaluation and other mental health evaluations
- Psychosexual history obtained during interviews
- Intake and home visit information
- Juvenile records, Sexually Violent Predator (SVP), and sealed records when pertinent

Documentation shall never be given to the probationer to deliver to treatment programs or examiners. (PC § 290.09.)

Prior to the release of any information, the DPO shall have the probationer read and sign the 'Authorization for the Release of Confidential Information for Sexual Offenders' (see attached) located in PEDMS, thoroughly document in APS the type of documents to be provided and enter the treatment provider's information in the DTPD screen.

The DPO shall:

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- Communicate with the treatment provider monthly and document conversation in APS-DCID
- Attend quarterly Containment Model meetings
- Instruct treatment providers/agencies to assess probationers on the Stable 2007 and LS/CMI between 90-120 days of sex offender treatment enrollment and send scores and separate Score Submission Forms to probation within 30 business days of assessment
- Review and forward the Stable 2007 and Score Submission Form to DOJ via e-mail to cahrso@doj.ca.gov within five (5) business days of receipt from the provider
- Request an updated progress report from the treatment provider monthly
- Document treatment provider's contact information (i.e., treatment provider name, address, enrollment, completion dates, etc.) in APS-DTPD
- Document in APS-DCID all communication between polygraph examiner, law enforcement agencies, etc.
- Document case contact information with probationer monthly in APS-DCID
- Ensure the Static 99R has been completed and recorded in DCAD and DCID.
- Obtain signed waivers of confidentiality during orientation and from treatment providers
- Return the defendant to court for a violation if he/she refuses to sign the waiver
- Instruct probationer to enroll in a county-certified Sex Offender Treatment Program within 30 business days
- Ensure probationer is referred to a polygraph examiner as approved by the county
- Ensure probationer participate in a polygraph exam(s) (if required) within six months of entering treatment

Treatment Program Waivers

The probationer shall also be required to enter into a treatment contract with the treatment provider, where the probationer will sign waivers, indicating information about dynamic and violence scores and ongoing criminogenic needs and risk can be shared with the DPO. All waivers shall be signed prior to the release of any information. This sharing of critical information is mandatory, not discretionary, under the law. The contract shall also describe the responsibility of the probationer to avoid risky, aggressive, or re-offending behavior and high-risk situations. The treatment contract shall also require the probationer to self-report any such behaviors to the provider and DPO as soon as possible.

Questions or concerns regarding this Directive shall be directed to the SRG Consultant at (909) 865-7173.



Brandon Nichols, Chief Deputy
Adult Services



ADOLFO GONZALES
CHIEF PROBATION OFFICER

COUNTY OF LOS ANGELES PROBATION DEPARTMENT

AREA OFFICE

, CA



Authorization for the Release of Confidential Information for Sexual Offenders

Probationer's Name _____ Date of Birth _____

X-Number _____ Court Case # _____

Offense _____ Conviction Date _____ Expiration Date _____

I, _____ hereby authorize the Los Angeles County
Probationer's Name

Probation Department, Sexual Offender Treatment Programs, Polygraph examiners and any other authorized individual or agency to disclose and/or receive any information deemed confidential (i.e. police report(s), criminal history, risk scores, polygraph exam results, treatment history, psychosocial history, etc.). Pursuant to Penal Code Section 1203.067, I understand I am required to authorize the waiver of the Psychotherapist- Patient Privilege, to allow my treatment provider to discuss and provide information about my progress in treatment and risk level with the Containment Team.

I acknowledge and understand that as part of the terms and conditions of probation and pursuant to Penal Code section 1203.067, I am required to participate in:

1. A certified Sexual Offender Treatment Program
2. Polygraph examination(s), to which I must honestly answer all questions

I understand if I refuse to sign this document, my refusal to sign will constitute a violation of probation which may result in revocation of probation.

Probationer's Signature

Print Name

Date

Print Name and Title of Witness

Signature of Witness

Date

Rebuild Lives and Provide for Healthier and Safer Communities