

# ***PSYCHOSEXUAL EVALUATIONS***

## ***LAW AND JUSTICE INTERIM COMMITTEE***

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# *OFFENSES*

Sexual Abuse

Sexual Intercourse Without Consent  
Exposure (Felony/3<sup>rd</sup> or subsequent conviction)

Incest

Child Prostitution (and Promoting)

Aggravated Promotion of Child Prostitution

Sexual Abuse of Children

Ritual Abuse of Minor

Sexual Servitude (and Patronizing)

Deviant Sexual Conduct

Failure to Register

# ***REQUIRED BY MCA 46-18-111***

PSI must include a Psychosexual Evaluation which addresses:

- Least restrictive environment for treatment
- Risk for re-offense

Evaluation via MSOTA Clinician or comparable credentials

Evaluation available to all parties

# ***RISK & REGISTRATION***

## ***46-23-502 - 513***

### Purpose

To inform /protect public  
To assist law enforcement investigations

### Levels

- |   |                                  |
|---|----------------------------------|
| 1 | Low                              |
| 2 | Moderate                         |
| 3 | High (Sexually Violent Predator) |

# ***THE EVALUATION***

- 1) Assess mental status/mental health and adaptive functioning
- 2) Assess level of sexual deviance, i.e. deviant arousal and paraphilias
- 3) Assess risk for recidivism (sexual, violent, and non-sexual criminal)
- 4) Provide recommendations regarding:
  - Least restrictive alternative for treatment and supervision/confinement
  - Specific recommendations for treatment and supervision
- 5) The overriding principle is community safety

# *QUICK SAMPLE OF MSOTA PSYCHOSEXUAL EVALUATIONS (Adult)*

Approximately 425 Evaluations of Adult Sexual  
Offenders annually

Primarily by 9 clinicians (36+ per month)

3 PHD Licensed Psychologists (1/3)

6 LCSW or LCPC (2/3)

# ***RECIDIVISM***

## ***(Adult Males)***

- A small percentage of sex offenders commit a significant percentage of all sexual offenses
- The technology is rapidly improving for Risk Assessment of sexual offenders
- Greatest period of risk – First 5 years of opportunity >60%
- Treatment works (outcome studies)
- Specialized sex-offender treatment reduces recidivism – Also increases community safety

# ***AVERAGE SEXUAL REOFFENSE RATES OF ADULT MALE SEX OFFENDERS***

<b>Years of Follow-up</b>	<b>Official Rates*</b>	<b>Estimated Rates**</b>
5	14%	25-30%
10	20%	30-35%
15	24%	35-40%
20	27%	40-45%

\* Official rates are based on Harris & Hanson (2004).

\*\* Estimated rates are based on calculations proposed by Hanson, Morton & Harris (2003)

# ***GAPS IN THE SYSTEM***

- Undesignated Sex Offenders (approximately 50% in Yellowstone County)
- Transient Sex Offenders
- Limited Pre-Release Options
- Limited Technology for Supervision
- Efforts to limit ability of qualified non-Psychologists to administer Psychological Testing