





**ARIZONA CRIMINAL JUSTICE COMMISSION**

**Request for Commission Action**

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<b>Action Requested:</b>	<b>Type of Action Requested:</b>	<b>Subject:</b>
November 15, 2018	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	Minutes of the September 20, 2018 Meeting

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**TO:** Chairperson and Commission Members

**FROM:** Andy LeFevre  
Executive Director

**RECOMMENDATION:**

The Commission approves the minutes of the Arizona Criminal Justice Commission meeting held on September 20, 2018.

**DISCUSSION:**

N/A

**FISCAL IMPACT:**

N/A

**ALTERNATIVES:**

Not Approve - Modify - Table

**Arizona Criminal Justice Commission Minutes  
September 20, 2018**

A public meeting of the Arizona Criminal Justice Commission convened on September 20, 2018, at the Arizona Criminal Justice Commission, 1110 W. Washington, Suite 250, Phoenix, AZ 85007.

**Members Present**

Sheila Polk, Chairperson, Yavapai County Attorney  
Mark Brnovich, Attorney General, Paul Ahler representing  
David Byers, Director, Administrative Office of the Courts, Jerry Landau representing  
K.C. Clark, Navajo County Sheriff  
Dave Cole, Retired Judge  
Sean Duggan, Chief, Chandler Police Department  
Greg Mengarelli, Mayor, City of Prescott  
Frank Milstead, Director, Department of Public Safety, Tim Chung representing  
Bill Montgomery, Maricopa County Attorney  
Mark Napier, Pima County Sheriff  
Paul Penzone, Maricopa County Sheriff, Russ Skinner representing  
Charles Ryan, Director, Department of Corrections, Joe Profiri representing 1st half of meeting  
Daniel Sharp, Chief, Oro Valley Police Department, Kara Riley representing  
Steve Stahl, Chief, Maricopa Police Department, Law Enforcement Leader  
Steve Williams, Navajo County Supervisor  
C.T. Wright, Chairperson, Board of Executive Clemency

**Staff Present**

Andy LeFevre, Executive Director  
Tony Vidale, Deputy Director  
Larry Grubbs, Program Manager  
Patty Hatvick, Finance Manager  
Marc Peoples, Program Manager  
Dr. Catie Clark, SAC Director  
Wendy Boyle, Program Project Specialist

**Members Absent**

Barbara LaWall, Pima County Attorney  
David Sanders, Pima County Chief Probation Officer  
Joe Brugman, Vice Chairperson, Chief, Safford Police Department

**I. Call to Order and Roll Call**

The meeting was called to order by Chairperson Sheila Polk at 12:30 pm. There was a roll call, and a quorum was declared present.

**II. Pledge of Allegiance**

Chairperson Polk led the Pledge of Allegiance.

**III. Strategic Planning Session**

Executive Director Andy LeFevre led the discussion on the ACJC strategic plan review from 2016's meeting where the Commission identified its goal as "ACJC will be the leading criminal justice resource agency in Arizona". Areas of focus are: Identify and solve issues, research priorities, make recommendations, and facilitate solutions. There was also discussion on grant funding, serving as a central point of data, legislative information data on bills, communication, and education.

**IV. Minutes of the July 18, 2018 Meeting**

Chairperson Polk called for a motion on the minutes of the Commission meeting held on July 18, 2018. Commissioner K.C. Clark entered a motion to approve the minutes. The motion seconded by Commissioner Sean Duggan was approved with two abstentions by Commissioners Bill Montgomery and Steve Williams.

**V. Executive Director's Report**

**A. Staff and Program Updates**

In the Statistical Analysis Center, new staff recently hired were Jillian Ware and Jaimie Jeffords for the position of Senior Research Analyst. A recent promotion included Ashley Mulley to a Research Analyst II. ACJC is currently accepting applications for the PIO/Legislative Liaison and Project Manager positions and will begin conducting interviews. Staff continues to work on the Governor's recidivism reduction project and will be hearing about the second phase of funding. On October 1<sup>st</sup>, ACJC will begin administering a grant for the Department of Gaming for problem gambling funds and will use this as a test case for a possible new business model of service to other agencies. ACJC is building better relationships with agencies; specifically the Governor's Office of Youth, Faith, and Family where ACJC is helping to facilitate the Arizona Substance Abuse Epidemiology Workgroup.

**B. Finance Update**

Patty Hatvick, Finance Manager, reported that ACJC submitted the FY20 budget to the Governor's Office on September 4, 2018. On the budget spreadsheet, staff added a new fund category called State Fund 2433A (Fingerprint Clearance) showing appropriated funds of \$600,000. In comparison trends of revenues for the months of July and August from last year to this year show the CJEF account falling four percent; the Crime Lab fund declined five percent, Victim funding dropped eight percent, APRC fund increased six percent and the State Aid to County Attorneys funding decreased five percent.

**VI. Committee Reports**

**A. Executive**

**1. Update on the activities of the Executive Committee**

Chairperson Polk announced assignments for the three new commissioners to standing committees. Greg Mengarelli and Steve Stahl signed up for the Information Technology, Systems Improvement and Crime Victims Committees; and Steve Williams appointed to the Drug and Legislative Committees.

**2. Update on Current Research Projects**

Dr. Catie Clark, SAC Director, updated the Commission on several of the research projects that the Statistical Analysis Center (SAC) is currently working on. The SAC is finalizing the Gang Threat Assessment, Sexual Assault, and Fill the Gap reports for approval by the Commission at the November meeting. Additionally, the SAC is conducting an evaluation of the Coconino Online Probation Education program. Dr. Clark also highlighted one of the SJS projects: Unlocking Law Enforcement's Access to Data (U-LEAD) in which the SAC is building training modules for law enforcement agencies. SAC also has an MOU with the Justice Research and Statistics Association (JRSA) and is creating a report for the Crime Victims' Services program that includes a map of services for victims. The AYS report for 2018 will be available for the November meeting. Finally, the SAC is working with the EPI workgroup and GOYFF on a Partnership for Success (PFS) grant, and is producing two deliverables looking at ACE's using 2016 AYS data and primary care areas.

### **3. Discussion on Commission Membership**

The Commission discussed the current makeup of its membership to assess if it fully represents the entire state's criminal justice system. There was discussion and feedback on a public defender/victim advocate addition to the Commission. Commissioner Bill Montgomery entered a motion to retain the current membership and where possible and when it makes sense, to incorporate other groups on committees and working groups to ensure diverse perspectives on issues. Commissioner Sean Duggan seconded the motion. The vote was 13 ayes and three nays (Jerry Landau, Steve Williams, and Judge Cole). The motion was approved.

#### **B. Drug, Gang & Violent Crime Control**

##### **Update on the activities of the Drug, Gang & Violent Crime Committee**

Tony Vidale, Deputy Director/Program Manager, stated the Committee will meet on October 18th and will bring a recommendation for the RSAT grant for the calendar year 2019. Staff is compiling the Edge report that is due to the legislature by October 31st. The amendments for the FY19 drug grant agreements were sent out to grantees. The provisions included requiring jurisdictions have a law, policy, or practice in place that gives DHS or ICE access to individuals that may be here illegally, and will notify ICE or DHS of scheduled releases of those suspected here illegally as early as practicable (at least 48 hours if possible). If the grantees do not sign the amendment, the agency cannot receive federal funds.

#### **C. Crime Victims**

##### **Update on the activities of the Crime Victims Committee**

Commissioner Charles Ryan stated the Committee has not met since May 1<sup>st</sup> and October 25<sup>th</sup> is the next meeting for the Crime Victims Committee at 1 pm.

#### **D. Information Technology Systems Improvement**

##### **1. Update on the activities of the Information Technology Systems Improvement Committee**

Designee Jerry Landau deferred to Marc Peoples, Program Manager for updates.

##### **2. Update on Systems Improvement Funding to Implement Electronic Transfer and Submission of Criminal History Record Information to the ACCH**

Mr. Peoples gave an update on system improvement the projects. He touched on the order of Protection system that takes effect on January 1, 2020. The system has made progress in the design and recently met with law enforcement to talk about their needs as it relates to the service and how to improve the order of protection process. AOC is currently mapping out policy issues within the system, and the target date for the infrastructure set for July 2019. On the conditions of release project, waiting for information from Adult Probation to see if the form needs to be standardized. The 2FID project in the courtroom (mobile fingerprints) have caught 144 people ready to be sentenced that did not have a SID, and no fingerprint on file. Phase 2 is working on having a specific charge for a fingerprint for the alleged crime in the courtroom. The ADRS project is to improve and upgrade the system. The goals are to develop and implement a data exchange to allow for the transfer of records in the system within 24 hours. The ADRS is using a phased approach plan that covers prosecutors in need of modernizing their case management systems to report ADRS information electronically. Phase one will cover the county attorneys; the second part will include the municipal prosecutors, the third level consists of the courts (superior and limited jurisdiction) and the fourth segment is law enforcement and corrections.

#### **E. Legislative**

##### **Update on the activities of the Legislative Committee**

Executive Director LeFevre reported the Committee typically meets in October based on legislation going forward and with CJEF working on some legislation, the group may meet at the end of October.

#### **VII. Report of the CJEF Working Group**

##### **Update on the activities of the CJEF Working Group**

Executive Director LeFevre reported that he and Chief Sharp had a meeting with Tim Roemer, public safety policy advisor to the Governor talking about the possible funding solutions put forward by the Commission on the declining CJEF issue. Mr. Roemer will inform OSPB about the matter.

#### **VIII. Commission Member Summaries of Current Events**

Commissioner Charles Ryan stated that DOC conducted two town hall sessions at the Tucson and Lewis prisons for the leaders and stakeholders about being the voice for recidivism and re-entry as a community responsibility. Chairperson Polk discussed the upcoming Arizona Drug Summit on September 24-25. A report will be created from the session and possibly recommendations. In Yavapai County, there will be two town hall sessions on November 5<sup>th</sup> on Title 36 involuntary commitments that will look at the gaps and examine the legal framework.

#### **IX. Call to the Public**

Chairperson Polk made a call to the public, and no member of the audience addressed the Commission.

#### **X. Date, Time and Location of Next Meeting**

The next Arizona Criminal Justice Commission meeting takes place at 1:30 pm on Thursday, November 15, 2018, at 1110 W. Washington, Suite 250, Phoenix, AZ 85007.

#### **XI. Adjournment**

The meeting adjourned at 2:54 pm.

Respectfully submitted,

Andy LeFevre  
Executive Director

Audio recording is an available upon request.

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**TO:** Chairperson and Commission Members

**FROM:** Andy LeFevre  
Executive Director

**RECOMMENDATION:**

Information Only

**DISCUSSION:**

Executive Director LeFevre will update the Commission on the program and staff activities.

**FISCAL IMPACT:**

N/A

**ALTERNATIVES:**

N/A

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**TO:** Chairperson and Commission Members

**FROM:** Andy LeFevre  
Executive Director

**RECOMMENDATION:**

Information Only

**DISCUSSION:**

Executive Director LeFevre will update the Commission on the agency's finances.

**FISCAL IMPACT:**

N/A

**ALTERNATIVES:**

N/A

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November 15, 2018	<input type="checkbox"/> Formal Action/Motion <input checked="" type="checkbox"/> Information Only <input type="checkbox"/> Other	Executive Committee Report

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**TO:** Commission Members

**FROM:** Sheila Polk, Chair  
Executive Committee

**RECOMMENDATION:**

Information Only

**DISCUSSION:**

An update on activities of the Executive Committee.

**FISCAL IMPACT:**

N/A

**ALTERNATIVES:**

N/A



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November 15, 2018	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	SAC Reports

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**TO:** Commission Members

**FROM:** Andy LeFevre  
Executive Director

#### **RECOMMENDATION:**

The Commission approve the Fill the Gap, Gang Threat Assessment, and Sexual Assault Reports.

#### **DISCUSSION:**

ACJC is required by statute and via federal grant requirements to report on various aspects of the criminal justice system. Many of the reports are required to be distributed to various entities at the state and federal level.

Commission members have expressed a desire to review and potentially approve reports before they are released. Some reports are required to be submitted by certain dates which could create issues with timing in the process.

#### **FISCAL IMPACT:**

N/A

#### **ALTERNATIVES:**

Not Approve - Modify - Table

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November 15, 2018	<input type="checkbox"/> Formal Action/Motion <input checked="" type="checkbox"/> Information Only <input type="checkbox"/> Other	Drug, Gang & Violent Crime Control Committee Update

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**TO:** Chairperson and Commission Members

**FROM:** Joe Brugman, Chair  
Drug, Gang & Violent Crime Control Committee

**RECOMMENDATION:**

Information Only

**DISCUSSION:**

An update on activities of the Drug, Gang & Violent Crime Control Committee.

**FISCAL IMPACT:**

N/A

**ALTERNATIVES:**

N/A

**ARIZONA CRIMINAL JUSTICE COMMISSION**

**Request for Commission Action**

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November 15, 2018	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	CY2019 Residential Substance Abuse Treatment Program (RSAT) Grant Awards

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**TO:** Chairperson and Commission Members

**FROM:** Tony Vidale, Deputy Director  
Drug, Gang & Violent Crime Control

**RECOMMENDATION:**

The Commission award \$496,620 in federal and local cash match funds for the 2019 RSAT grant program beginning January 1, 2019, and ending December 31, 2019.

**DISCUSSION:**

See attached

**FISCAL IMPACT:**

N/A

**ALTERNATIVES:**

Not Approve - Modify - Table

## **CY 2019 Residential Substance Abuse Treatment Awards**

### **Program Background**

The Residential Substance Abuse Treatment (RSAT) program assists governments in developing and implementing substance abuse treatment programs in state and local correctional and detention facilities, and to create and maintain community-based post-release treatment services for offenders. These services allow offenders to overcome substance abuse and prepare for reentry into the community.

The RSAT program is divided into three areas: 1. Residential (6-12 months) program, 2. Jail-based (at least three months) program, and 3. Post-release treatment program.

The RSAT program requires that 10 percent of the federal award be made available to local correctional or detention facilities. If applications are not received for this program, these funds can be used by the residential in-correctional setting programs. There were two jail-based applications received during this solicitation.

RSAT may fund post-release programs that provide treatment to offenders for a period not to exceed one year after release. For the CY 2019 RSAT grant, ACJC received one post-release treatment application.

Each applicant must meet the federal eligibility requirements for RSAT programs within the correctional residential setting. The requirements include:

- At least six months and no more than 12 months of treatment for Residential programs;
- At least three months for Jail-based programs;
- Participation limited to the last six to 12 months remaining in the inmate's confinement to ensure they are released after completing the treatment and not returned to the general population;
- Residential housing and treatment facilities are provided away from the general correctional population;
- Focus on the substance abuse problems of the inmate using effective scientific practices;
- Development of the inmate's cognitive, behavioral, social, vocational and other skills to help solve the substance abuse problem; and
- Implement or continue urinalysis and other proven reliable forms of drug testing.

### **Funding**

Federal funding is provided by the U.S. Department of Justice, Bureau of Justice Assistance. The amount awarded for FFY 2018 was \$773,138. Of this amount, ACJC is allowed a 10% allocation to administer the grant totaling \$77,314. RSAT funds awarded to ACJC are granted out to sub-recipients on a calendar year basis. *Table DC1* below provides a breakdown of available funding for the CY 2019 RSAT grant program totaling \$496,620, which includes \$372,466 in Federal Funds and \$124,154 in local match funds. This program size represents an increase of \$87,350 (21.3 percent) above the CY 2018 grant of \$409,270.

**Table DC1**

<i>CY 2019 RSAT Grant Program</i>	
FFY 2018 Grant:	
Grant Award	\$ 773,138
Less: 10% Admin	<u>(77,314)</u>
<b>Available for CY19 program</b>	<b>\$ 695,824</b>
Total Fed. Funds Available	\$ 695,824
<b>Total Proposed Fed. Funds</b>	<b>\$ 372,466</b>
Match Requirement	\$ 124,154
<b>Proposed CY19 Awards</b>	<b>\$ 496,620</b>
<b>FFY 2018 Grant Balance</b>	<b>\$ 323,358</b>

**Applications Received**

On August 1, 2018, counties and eligible agencies were notified via electronic mail announcing the availability of the CY 2019 Residential Substance Abuse Treatment program grant and application procedures through the State’s grant management system. The deadline for submission of applications was Friday, September 14th, at 3:00 p.m. Six applications were submitted by the deadline requesting a total of \$569,566 in federal funds. With the matching fund amount of \$189,854, the total requested program size was \$759,420. The six agencies that submitted applications were the Arizona Department of Corrections (ADC), the Arizona Department of Juvenile Corrections (ADJC), Chicanos Por La Causa, the Coconino County Sheriff’s Office, the Yavapai County Sheriff’s Office, and Capacity Builders, Inc. (Navajo Nation Department of Corrections). The requested amounts are shown in *Table DC2*, on page 15 of the agenda.

**Evaluation and Scoring**

All grant applications met the minimum requirements established in the RSAT guidelines. Each grant application was reviewed by a team of five individuals and scored based on established criteria contained in the grant announcement.

The applications were evaluated using the following scoring criteria:

- The project falls within the RSAT guidelines
- Submitted on time, all requested information was provided
- The need for services in the community
- Program adequately addresses the need for services in the community
- Coordination efforts with other agencies

- Goals and objectives that are reasonable and achievable
- Performance measures clearly identify the success of the program
- Budget costs are reasonable and allowable (matching funds are included in the request)
- Adequate internal financial controls
- Programs previously funded by the Commission have met the requirements of the grant

Also, priority points were given to projects that had an aftercare component established.

### **Recommendation**

Staff proposes an award of \$496,620 in federal and local cash match funds for CY 2019 RSAT grant awards beginning January 1, 2019, and ending December 31, 2019, as shown in *Table DC2*, on page 15 of the agenda. Of this amount, \$372,466 is from federal funds and \$124,154 is from local match funds. This recommendation would fund the Coconino County Sheriff's Office (EXODUS Program), ADOC (Gemini Program), ADJC (RSAT Program), the Yavapai County Sheriff's Office (Reach Out Program), Chicanos Por La Causa (Corazon Treatment Center) and Capacity Builders, Inc. (Navajo Nation Department of Corrections). This recommendation would comply with the RSAT program requirement that at least 10% of the award is allocated to local correctional or detention facilities. Staff recommends carrying forward \$323,358 of the FFY2018 for future project expenditures. Also, the staff is working with the Finance team to determine if any past unexpended RSAT grant funds can be utilized on projects in future fiscal years.

**CY 2019 RESIDENTIAL SUBSTANCE ABUSE TREATMENT (RSAT) GRANT  
JANUARY 1, 2019 - DECEMBER 31, 2019**

Table DC2

**Requested**

Applicant Agency	Personnel			Consult/ Contractual	In-State Travel	Out-of State Travel	Registration/ Training	Operating		Equipment	TOTAL CY 2019 REQUESTED	Federal	Match Provided
	Salary	Overtime Expense	ERE					Supplies	Other Operating				
ADOC - Gemini Program	82,000	42,230	42,230	-	-	-	-	4,080	-	-	\$125,310	\$96,233	\$23,077
ADJC - RSAT Program	49,350	46,271	46,271	-	-	-	-	-	-	-	\$95,621	\$71,716	\$23,905
CBI - Navajo Nation Department of Corrections	39,728	9,932	9,932	24,400	3,432	-	33,320	7,355	15,042	-	\$133,209	\$99,907	\$33,302
Chicanos Por La Causa	-	-	-	-	-	-	-	-	60,000	-	\$60,000	\$45,000	\$15,000
Coconino County Sheriff's Office - Exodus	208,394	77,533	77,533	-	-	-	-	-	-	-	\$285,927	\$214,445	\$71,482
Yavapai County Sheriff's Office - Reach Out	36,222	20,132	20,132	-	-	-	-	-	-	-	\$56,354	\$42,265	\$14,089
<b>TOTAL</b>	<b>\$415,694</b>	<b>\$196,098</b>	<b>\$196,098</b>	<b>\$24,400</b>	<b>\$3,432</b>	<b>\$-</b>	<b>\$33,320</b>	<b>\$11,435</b>	<b>\$75,042</b>	<b>\$-</b>	<b>\$759,420</b>	<b>\$569,566</b>	<b>\$189,854</b>

**Recommended**

Applicant Agency	Personnel			Consult/ Contractual	In-State Travel	Out-of State Travel	Registration/ Training	Operating		Equipment	TOTAL CY 2019 PROPOSED	Federal	Match Provided
	Salary	Overtime Expense	ERE					Supplies	Other Operating				
ADOC - Gemini Program	47,000	24,393	24,393	-	-	-	-	4,080	-	-	\$75,473	\$56,605	\$18,868
ADJC - RSAT Program	49,350	38,903	38,903	-	-	-	-	-	-	-	\$88,253	\$66,190	\$22,063
CBI - Navajo Nation Department of Corrections	39,728	9,932	9,932	24,400	3,432	-	-	7,355	-	-	\$84,847	\$63,635	\$21,212
Chicanos Por La Causa	-	-	-	-	-	-	-	-	60,000	-	\$60,000	\$45,000	\$15,000
Coconino County Sheriff's Office - Exodus	96,819	34,874	34,874	-	-	-	-	-	-	-	\$131,693	\$98,770	\$32,923
Yavapai County Sheriff's Office - Reach Out	36,222	20,132	20,132	-	-	-	-	-	-	-	\$56,354	\$42,266	\$14,088
<b>TOTAL</b>	<b>\$269,119</b>	<b>\$128,234</b>	<b>\$128,234</b>	<b>\$24,400</b>	<b>\$3,432</b>	<b>\$-</b>	<b>\$-</b>	<b>\$11,435</b>	<b>\$60,000</b>	<b>\$-</b>	<b>\$496,620</b>	<b>\$372,466</b>	<b>\$124,154</b>

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November 15, 2018	<input type="checkbox"/> Formal Action/Motion <input checked="" type="checkbox"/> Information Only <input type="checkbox"/> Other	2018 Enhanced Drug & Gang Enforcement (EDGE) Report

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**TO:** Chairperson and Commission Members

**FROM:** Tony Vidale, Deputy Director  
Drug, Gang & Violent Crime Control

**RECOMMENDATION:**

Information Only

**DISCUSSION:**

The 2018 Enhanced Drug and Gang Enforcement (EDGE) report highlight activities funded by the Drug and Gang Enforcement Account and the Criminal Justice Enhancement Fund that relate to illicit drugs and drug-related gang activity. Per A.R.S. § 41-2405 (A) 11, this report shall be submitted to the Governor, the President of the Senate and Speaker of the House of Representatives by October 31 of each year. Staff will present the highlights of this report.

**FISCAL IMPACT:**

N/A

**ALTERNATIVES:**

N/A



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November 15, 2018	<input type="checkbox"/> Formal Action/Motion <input checked="" type="checkbox"/> Information Only <input type="checkbox"/> Other	Crime Victims Committee Update

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**TO:** Chairperson and Commission Members

**FROM:** Charles Ryan, Chair  
Crime Victims Committee

**RECOMMENDATION:**

Information Only

**DISCUSSION:**

An update on activities of the Crime Victims Committee.

**FISCAL IMPACT:**

N/A

**ALTERNATIVES:**

N/A

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November 15, 2018	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	Victim Compensation Program Funding Allocation Formula

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**TO:** Chairperson and Commission Members

**FROM:** Larry Grubbs, Program Manager  
Crime Victims

**RECOMMENDATION:**

The Commission approves amending the victim compensation program allocation formula to include in the calculation the availability of restitution and subrogation funds to operational units. The allocation formula and process steps shall be amended as outlined in the agenda.

**DISCUSSION:**

The allocation of state and federal victim compensation program funds and a required spend-down of restitution/subrogation funds are currently separate annual processes under the victim compensation program. If a spend-down amount exists for an operational unit, the recommendation will reduce the base funding allocation to the operational unit by an amount equal to the required restitution/subrogation spend-down amount. This would eliminate the need for a separate restitution/subrogation spend-down process and the related financial reporting requirements for operational units.

**FISCAL IMPACT:**

Significant – Amending the victim compensation program allocation formula may result in increased or decreased funding allocations to operational units.

**ALTERNATIVES:**

Not Approve - Modify - Table

## **Funding Allocation Process**

Annually at the March meeting, the Commission undertakes a three-step process to approve a funding allocation to compensation program operational units for the next fiscal year:

*Designation of Operational Units:* Program rules require the Commission to annually designate one operational unit for each county to receive an allocation from the Crime Victim Compensation and Assistance Fund, or available federal VOCA compensation funds. The operational unit shall administer the Crime Victim Compensation Program for that county during the upcoming fiscal year. Historically, the County Attorney's Office is the designated operational unit for the County.

*Approve Compensation Program Budget:* The total program budget for the upcoming fiscal year includes both state compensation funds and federal VOCA compensation funds. The total program budget is based on state revenue projections for the compensation program, the legislative appropriation for the upcoming fiscal year, and available federal funds.

*Approve Allocations to Operational Units:* From the total program budget, the Commission approves the allocation of state and federal crime victim compensation funds to operational units for the upcoming fiscal year by the established compensation allocation formula.

## **Restitution/Subrogation Overage Spenddown**

Expenditure of available restitution and subrogation funds at the county level has become an increasingly important part of the overall statewide expenditure plan for the compensation program. In May 2014 the Commission approved the following process to manage the annual expenditure of restitution and subrogation funds by each County:

- In September of each year identify county programs with total restitution and subrogation fund balance exceeding the reserve amount. The reserve amount equals the county's three-year annual benefit expenditure average, calculated using county program revenue and expenditure data submitted to ACJC quarterly.
- Require that county programs with an amount greater than the one-year reserve, spend the overage on compensation benefits during the current fiscal year.

## **Funding Reallocation Process**

ACJC crime victim compensation program staff closely monitors county victim compensation expenditures throughout the fiscal year. Periodically it is necessary to adjust the original allocation to meet the demand for compensation benefits statewide. The purpose of these adjustments is to reallocate compensation funding to those counties with enough demand to expend additional compensation funds by the end of the fiscal year.

## **Formula Change Recommendation**

- \$50,000 of approved state funding level retained in emergency reserve (R10-4-102.D);
- Five percent of most recent federal VOCA award allocated to ACJC for administrative costs;
- Fixed administrative allocation of state funds to each OU (R10-4-102.H);
- A base allotment of \$25,000 to each OU;
- A reduction to the base allotment equal to Restitution/Subrogation reserve overage amount for OUs with Restitution/Subrogation fund balances exceeding a three-year annual average benefit expense reserve (R10-4-102.G);
- The remaining balance distributed as follows:
  - 50% based on prior years' program benefit expenditure average;
  - 30% based on the average share of crime;
  - 20% based on population.

## **Anticipated Results**

Amending the victim compensation program allocation formula as recommended should result in the following:

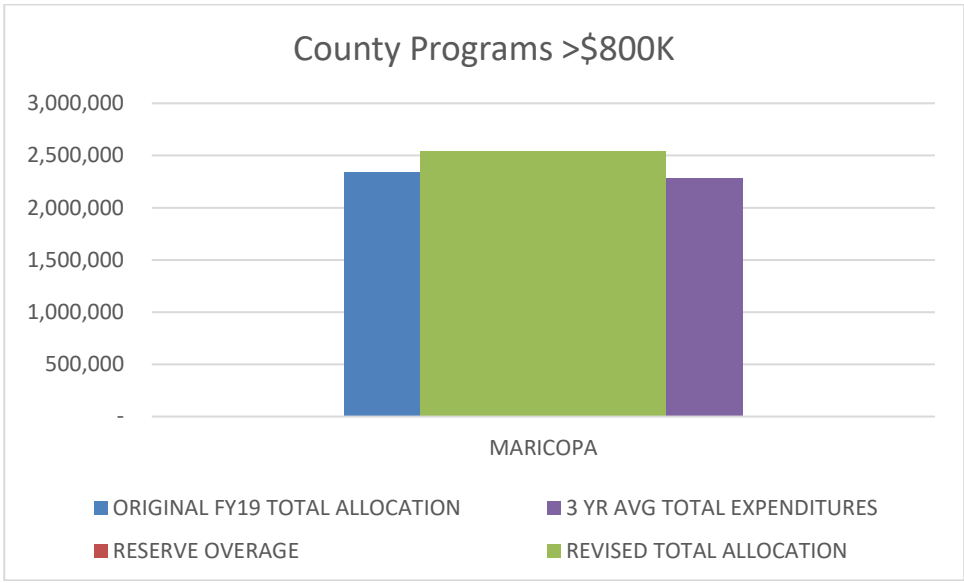
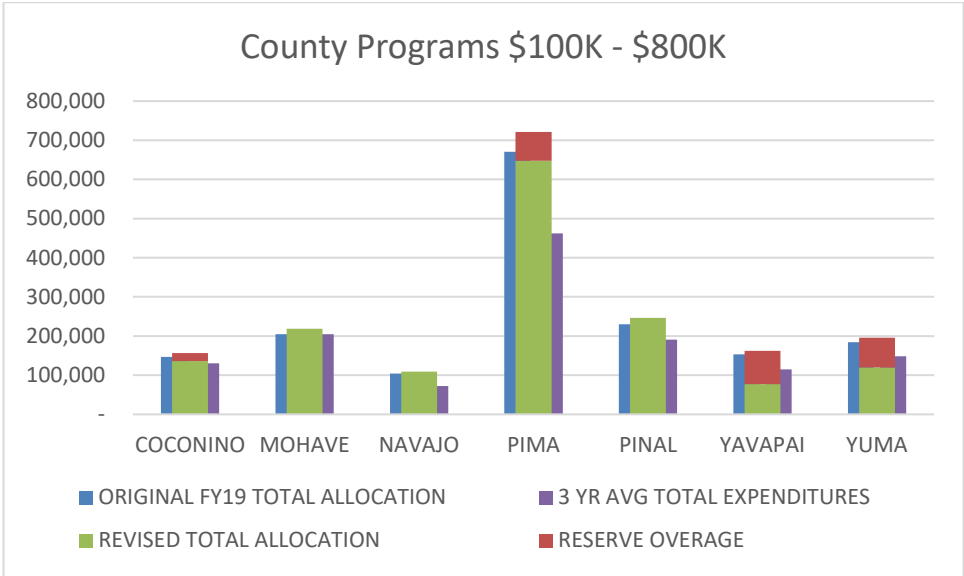
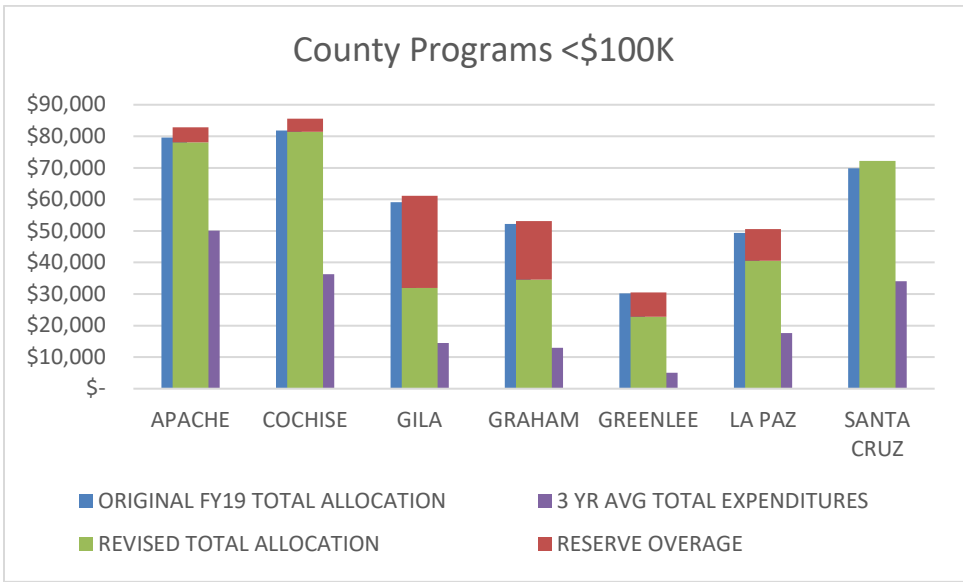
- Eliminate the need for a separate annual restitution/subrogation spend-down process, while maintaining equitable balance amounts for all operational units within these program accounts. This will reduce the monthly reporting burden for operational units with a spend-down amount and ACJC staff processing the reports.
- Reduce the amount of funding needed for reallocation mid-year by addressing the potential need and the availability of funding during the initial funding allocation process. It is not anticipated that the need for reallocation will be eliminated.

**TABLE VS-1**

CRIME VICTIM COMPENSATION PROGRAM								
FY 2019 CRIME VICTIM COMPENSATION FORMULA CHANGES								
COUNTY	ORIGINAL FY19 TOTAL ALLOCATION	RESTITUTION / SUBROGATION BALANCE	12 MONTH BENEFIT RESERVE	RESERVE OVERAGE	ALLOCATION ADJUSTMENT	REVISED TOTAL ALLOCATION	OVERAGE PLUS REVISED TOTAL	3 YR AVG TOTAL EXPENDITURES*
APACHE	\$ 79,610	\$ 52,526	\$ 47,679	\$ 4,847	\$ (1,560)	\$ 78,050	\$ 82,897	\$ 50,045
COCHISE (1)	81,800	32,077	27,929	4,148	(340)	81,460	85,608	36,284
COCONINO (1)	147,040	136,348	116,320	20,028	(10,840)	136,200	156,228	130,636
GILA (3)	59,130	43,571	14,370	29,201	(27,170)	31,960	61,161	14,502
GRAHAM (1)	52,180	26,377	7,817	18,560	(17,570)	34,610	53,170	12,931
GREENLEE (2)	30,240	10,638	2,954	7,685	(7,420)	22,820	30,505	5,008
LA PAZ	49,350	26,480	16,455	10,025	(8,750)	40,600	50,625	17,589
MARICOPA (1)	2,344,950	1,516,082	1,998,012	-	200,280	2,545,230	2,545,230	2,286,223
MOHAVE (3)	204,650	98,996	187,743	-	14,090	218,740	218,740	204,346
NAVAJO (1R, 1C)	104,060	60,730	65,789	-	5,330	109,390	109,390	72,126
PIMA (1)	670,900	457,265	383,362	73,903	(23,400)	647,500	721,403	462,467
PINAL (2R, 1C)	230,350	174,576	176,866	-	16,030	246,380	246,380	191,085
SANTA CRUZ	69,830	22,478	31,568	-	2,410	72,240	72,240	34,039
YAVAPAI (3)	153,330	182,171	97,401	84,770	(75,820)	77,510	162,280	114,854
YUMA (2)	184,700	209,300	133,200	76,099	(65,270)	119,430	195,529	148,485
<b>TOTAL</b>	<b>\$ 4,462,120</b>	<b>\$ 3,049,615</b>	<b>\$ 3,307,464</b>	<b>\$ 329,266</b>	<b>\$ -</b>	<b>\$ 4,462,120</b>	<b>\$ -</b>	<b>\$ 3,780,619</b>

Reallocation Participation FY16-18: **Contributed** **Received** **Both**

\*includes administrative expenditures



## ARIZONA CRIMINAL JUSTICE COMMISSION

### Request for Commission Action

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<b>Action Requested:</b>	<b>Type of Action Requested:</b>	<b>Subject:</b>
November 15, 2018	<input type="checkbox"/> Formal Action/Motion <input checked="" type="checkbox"/> Information Only <input type="checkbox"/> Other	Information, Technology & Systems Improvement Committee Update

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**TO:** Chairperson and Commission Members

**FROM:** David Byers, Chair  
Information, Technology & Systems Improvement Committee

**RECOMMENDATION:**

Information Only

**DISCUSSION:**

An update on activities of the Information, Technology & Systems Improvement Committee.

**FISCAL IMPACT:**

N/A

**ALTERNATIVES:**

N/A

## ARIZONA CRIMINAL JUSTICE COMMISSION

### Request for Commission Action

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<b>Action Requested:</b>	<b>Type of Action Requested:</b>	<b>Subject:</b>
November 15, 2018	<input type="checkbox"/> Formal Action/Motion <input checked="" type="checkbox"/> Information Only <input type="checkbox"/> Other	Conditions of Release

---

**TO:** Chairperson and Commission Members

**FROM:** Marc Peoples, Program Manager  
Information, Technology & Systems Improvement

**RECOMMENDATION:**

Information Only

**DISCUSSION:**

A briefing will be provided on the discussions and current progress of the Conditions of Release project.

**FISCAL IMPACT:**

N/A

**ALTERNATIVES:**

N/A



ARIZONA CRIMINAL JUSTICE COMMISSION

Request for Commission Action

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Action Requested:	Type of Action Requested:	Subject:
November 15, 2018	<input type="checkbox"/> Formal Action/Motion <input checked="" type="checkbox"/> Information Only <input type="checkbox"/> Other	Legislative Committee Update

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**TO:** Chairperson and Commission Members

**FROM:** David Sanders, Chair  
Legislative Committee

**RECOMMENDATION:**

Information Only

**DISCUSSION:**

An update on activities of the Legislative Committee.

**FISCAL IMPACT:**

N/A

**ALTERNATIVES:**

N/A

## ARIZONA CRIMINAL JUSTICE COMMISSION

### Request for Commission Action

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<b>Action Requested:</b>	<b>Type of Action Requested:</b>	<b>Subject:</b>
November 15, 2018	<input type="checkbox"/> Formal Action/Motion <input checked="" type="checkbox"/> Information Only <input type="checkbox"/> Other	Summaries of Current Events

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**TO:** Chairperson and Commission Members

**FROM:** Andy LeFevre  
Executive Director

**RECOMMENDATION:**

Information Only

**DISCUSSION:**

Pursuant to A.R.S. §38-431.02(K), individual Commission members may present brief summaries of current events, but no discussion may occur, and no action may be taken regarding anything that is presented.

**FISCAL IMPACT:**

N/A

**ALTERNATIVES:**

N/A