

**NOTICE OF PUBLIC MEETING  
OF THE  
CRIME VICTIMS COMMITTEE  
OF THE  
ARIZONA CRIMINAL JUSTICE COMMISSION  
AND AGENDA**

Pursuant to A.R.S § 38-431.02, notice is hereby given to the members of the **Crime Victims Committee** of the Arizona Criminal Justice Commission and to the general public that the **Crime Victims Committee** will hold a meeting open to the public on **Thursday, January 16, 2020** beginning at **1:00 p.m.** at the **Arizona Criminal Justice Commission Office, 1110 W. Washington, Suite 230, Phoenix, Arizona 85007**. Members of the committee may attend either in person or by telephone, video or internet conferencing.

Pursuant to the Americans with Disabilities Act (ADA), the Arizona Criminal Justice Commission endeavors to ensure the accessibility of its meetings to all persons with disabilities. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting the Commission Office at (602) 364-1146. Requests should be made as early as possible to allow time to arrange the accommodation.

Agenda for the meeting is as follows:

**I. Call to Order and Roll Call** **Chairperson Steve Stahl**

*Crime Victims Committee Members:*

Steve Stahl, Chairperson  
Allister Adel  
Mark Brnovich  
Barbara LaWall  
Greg Mengarelli  
Paul Penzone  
C.T. Wright

**II. Minutes of the December 12, 2019 Meeting**

- Approval of Minutes **P-F-T**

**III. FY 2021 Victim Assistance Grant Program** **Heather Bohnet**

- Presentation addressing possible funding allocation options to address the reduction in the FY 2021 Victim Assistance Grant Program
  - A.** FY 2021 Grant Program Funding Level **P-F-T**
  - B.** FY 2021 Grant Program Funding Priorities **P-F-T**

**V. Call to the Public**

Those wishing to address the Committee need not request permission in advance. Action taken as a result of public comment will be limited to directing staff to study the matter or rescheduling the matter for further consideration and decision at a later date.

**VI. Date, Time, and Location of Next Meeting**

The next Crime Victims Committee meeting will be held at the Call of the Chairperson.

**VII. Adjournment**

A copy of the agenda background material provided to Committee members is available for public inspection at the Arizona Criminal Justice Commission Office, 1110 West Washington, Suite 230, Phoenix, Arizona 85007, (602) 364-1146. This document is available in alternative formats by contacting the Commission Office.

**CRIME VICTIMS COMMITTEE  
OF THE  
ARIZONA CRIMINAL JUSTICE COMMISSION**

**Request for Committee Action**

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<b>Action Requested:</b>	<b>Type of Action Requested:</b>	<b>Subject:</b>
January 16, 2020	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	Minutes of the December 12, 2019 Meeting

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**TO:** Chairperson and Committee Members

**FROM:** Heather Bohnet, Program Manager  
Crime Victim Services

**RECOMMENDATION:**

The Committee approve the minutes of the Crime Victims Committee Meeting held on December 12, 2019.

**DISCUSSION:**

N/A

**FISCAL IMPACT:**

N/A

**ALTERNATIVES:**

Not Approve – Modify - Table

**Crime Victims Committee  
Minutes  
December 12, 2019**

A public meeting of the Crime Victims Committee of the Arizona Criminal Justice Commission was convened on December 12, 2019, at 1:00p.m. at the Arizona Criminal Justice Commission, 1110 W. Washington, Suite 230, Phoenix, AZ 85007.

**Members Present:**

Chairperson Steve Stahl, City of Maricopa Police Chief  
Mark Brnovich, Arizona Attorney General, Kirstin Flores representing  
Barbara LaWall, Pima County Attorney, Vanessa Helms representing by phone  
Greg Mengarelli, Mayor, City of Prescott, Amy Bonney representing by phone  
CT Wright, Chairperson, Board of Executive Clemency by phone

**Members Absent:**

Allister Adel, Maricopa County Attorney  
Paul Penzone, Maricopa County Sheriff

**Staff Participating:**

Andy LeFevre, Executive Director  
Tony Vidale, Deputy Director  
Heather Bohnet, Program Manager Crime Victim Services  
Dorinda Johns, Program Coordinator Crime Victim Services

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

The meeting was called to order by Chairperson Steve Stahl at 1:00 p.m. The roll was taken, and a quorum was declared present.

**II. Review and Approval of the Minutes of the May 8, 2019 Meeting**

Chairperson Stahl called for the approval of the minutes. Kirstin Flores moved to approve the meeting minutes. Vanessa Helms seconded, and the motion carried unanimously.

**III. Victim Compensation and Assistance Fund Balance**

Ms. Bohnet presented information on the status of the Victim Compensation and Assistance fund balance, providing information on the fund sources, information on the declining balance, and information on anticipated revenue. Discussion was held on the general health of the fund and what a healthy fund balance would look like. The committee requested to revisit this item at the next meeting in January.

**IV. FY 2021 Victim Assistance Grant Program**

Ms. Bohnet presented information on the current FY20 grant program and reviewed some potential options for the FY21 grant program funding priorities, and requested from the committee regarding possible priorities for the FY2021 Crime Victim Assistance Grant Program. The committee discussed current priorities and Dorinda Johns provided information on current and past projects and what priority level they fell in and information on the history behind funding priorities in prior grant cycles.

Chairperson Stahl discussed county protocols for prosecutions and compliance with protocols for agencies receiving grant funds. Staff will obtain more information on these protocols. Discussion was also held on consideration of funding for rural counties.

Committee members discussed prioritization of personnel for Tier 1 (non-VOCA eligible) and Tier 2 (training) projects, other requests in Tier 1 and Tier 2, personnel in Tier 3 (VOCA eligible), and then other requests in Tier 3. The committee members also discussed ensuring that the funding levels allow for a healthy fund balance to remain.

**V. Role of the Crime Victims Committee**

The Committee discussed what additional roles beyond determining funding levels the committee should consider taking on responsibility for. Chairperson Stahl asked committee members to think on

this and come back to the meeting in January to discuss what the roles this committee should play in the future.

**VI. Call to the Public**

There were no members of the public present to speak.

**VII. Date, Time, and Location of Next Meeting**

The next Crime Victims Committee meeting will be on January 16, 2020 at 1:00 p.m.

**VIII. Adjournment**

The meeting was adjourned at 2:33 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Andrew T. LeFevre". The signature is fluid and cursive, with a large initial "A" and "L".

Andrew T. LeFevre  
Executive Director  
Audio recording available upon request

**CRIME VICTIMS COMMITTEE  
OF THE  
ARIZONA CRIMINAL JUSTICE COMMISSION**

**Request for Committee Action**

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<b>Action Requested:</b>	<b>Type of Action Requested:</b>	<b>Subject:</b>
January 16, 2020	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	FY2021 Crime Victim Assistance Grant Funding Reduction

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**TO:** Chairperson and Committee Members

**FROM:** Heather Bohnet, Program Manager  
Crime Victim Services

**RECOMMENDATION:**

The Committee will direct staff on the preferred option to allocate funding for the FY 2021 Crime Victim Assistance Grant Program.

**DISCUSSION:**

Staff will present information on the current funding status and identify for the Committee funding allocation options to address the reduction in funding for the FY 2021 Crime Victim Assistance Grant Program

**FISCAL IMPACT:**

Significant to agencies seeking ACJC Crime Victim Assistance grant funding for FY 2021.

**ALTERNATIVES:**

Not Approve – Modify – Table

## Crime Victim Assistance Program Background

The Crime Victim Assistance Grant Program is established to provide grant awards to support direct services to crime victims in the State of Arizona. At the January 2019 meeting, the Commission approved a program size up to \$750,000 in victim assistance grant awards for FY 2020.

Funding priorities for the current FY 2020 grant period focused on projects that are not eligible for VOCA Assistance grant funds, victim service training projects, and eligible projects receiving little or no VOCA Assistance grant funds for the current period. Priority was given to projects requesting funding to support Personnel Services and Employee Related Expenses. This budget category prioritization was applied across all funding tiers. Total funding for the FY 2020 grant period was \$750,000.

For the FY20 grant period, the Commission approved awarding victim assistance funding in accordance with the following tier structure:

<b>Tier 1</b>
Fund projects identified as VOCA Assistance <i>ineligible</i> , for a period beginning July 1, 2019, and ending June 30, 2020. Projects must meet ACJC victim assistance grant program eligibility requirements.
<b>Tier 2</b>
Fund crime victim service training projects, for a period beginning July 1, 2019, and ending June 30, 2020. Projects must meet current ACJC victim assistance grant program eligibility requirements.
<b>Tier 3</b>
Fund all other victim service projects that meet ACJC victim assistance grant program eligibility requirements, for a period beginning July 1, 2019, and ending June 30, 2020. Projects demonstrating the lowest percentage of funding support from DPS-VOCA Assistance grant funds during the grant period will be prioritized.

## FY 20 Crime Victim Assistance Budget Category Prioritization

Priority was given to projects requesting funding to support Personnel Services and Employee Related Expenses. This budget category prioritization was applied across all funding tiers. Funding requests for other budget categories were only considered if all eligible requests for Personnel Service and Employee Related Expenses within a funding tier had been funded.

Funding Distribution by Priority Tiers	Number of Awards	% of Awards	\$ Amount Awarded	% of \$ Awarded
Tier 1 (VOCA Ineligible)	13	46%	\$ 380,870	51%
Tier 2 (Training)	4	14%	\$ 157,500	21%
Tier 3 (Other eligible projects)	11	39%	\$ 211,630	28%
<b>TOTAL</b>	<b>28</b>	<b>100%</b>	<b>\$ 750,000</b>	<b>100%</b>

## **Funding**

The Victim Compensation and Assistance Fund was established pursuant to A.R.S. §41-2407. Prior to January 1, 2019, monies in the fund came from an allocation of CJEF (4.6 %) as well as unclaimed victim restitution and prisoner work compensation. In addition, monies derived from community supervision fees and interstate compact fees support the Victim Compensation and Assistance Fund.

HB2313, which was signed by the Governor on 4/17/18 and took effect on 1/1/19, lowered the CJEF surcharge on fines and fees, and removed the Victim Compensation and Assistance Fund from the CJEF formula, and levied a penalty assessment in the amount of \$9.00 on every fine, penalty and forfeiture imposed and collected by the Courts for criminal offenses and any civil penalty imposed and collected for a civil traffic violation and fine, with 37.6% of the assessments being deposited by the Treasurer's Office in the Victim Compensation and Assistance Fund. The other 62.4% of the assessment is to be deposited in the Victims' Rights Fund for the Attorney General's Office.

From January 2019 until September of 2019, CJEF revenue deposits were made pursuant to the CJEF formula in effect prior to January 1, 2019. When the error was identified, CJEF formula revenue deposits to the Victim Compensation and Assistance Fund were stopped. The Victim Compensation and Assistance Fund has received no court assessment revenue deposits for CJEF formula revenue or penalty assessment revenue since September of 2019. Although the penalty assessment took effect 1/1/19, to date no revenue has been received in the fund from the penalty assessment. However, the Attorney General's Victim Rights Fund has received revenue from the assessment, and it appears all of the revenue has been deposited into that fund.

This has caused a substantial reduction of the fund balance for the Victim Compensation and Assistance fund. The fund is projected to collect \$1.25M less in FY 2020 than that of FY 2019. In FY 2020, the program size was set at \$4.4 million. If projections hold true, the FY 2021 total available funds would be \$2.9 million. Expending all of these funds in FY 2021 would leave the fund at a zero fund balance at the end of the fiscal year.

VS-1

## ACJC CRIME VICTIM SERVICES FY20 PROGRAM BUDGET

		FY 2020
<b>ESTIMATED BEGINNING FUND BALANCE</b>		
Victim Compensation & Assistance Fund		\$ 2,719,856
Federal VOCA Compensation Award		407,076
County Restitution / Subrogation		3,004,531
TOTAL		\$ 6,131,463
<b>PROJECTED REVENUE</b>		
Victim Compensation & Assistance Fund		\$ 2,344,472
Federal VOCA Compensation Award		1,278,000
County Restitution / Subrogation		463,269
TOTAL		\$ 4,085,741
<b>PROGRAM ALLOCATIONS FY20 / RECOMMENDED ALLOCATIONS FY21</b>		
Victim Compensation Program		
Victim Compensation & Assistance Fund		\$ 3,500,000
Federal VOCA Compensation Award		1,000,000
County Restitution / Subrogation		531,600
Victim Assistance Grant Program		
Victim Compensation & Assistance Fund		\$ 750,000
ACJC Administrative Expenses		
Victim Compensation & Assistance Fund		\$ 187,800
Federal VOCA Compensation Award		63,887
TOTAL		\$ 6,033,287
<b>ESTIMATED ENDING FUND BALANCE</b>		
Victim Compensation & Assistance Fund		\$ 626,528
Federal VOCA Compensation Award		621,189
County Restitution / Subrogation		2,936,200
TOTAL		\$ 4,183,917
*Estimated Totals		
Victim Compensation & Assistance Fund Appropriation		\$ 4,223,000
Victim Compensation & Assistance Fund Recommended Program Allocation		\$ 4,437,800

## FY 2021 Crime Victim Assistance Funding Allocation Option 1

The Crime Victims Committee recommends to the Commission that the available funding level for the Crime Victim Assistance Grant Program be set at \$200,000.

### VS-2

ACJC CRIME VICTIM SERVICES FY21 PROGRAM BUDGET		FY 2020	FY 2021*
<b>ESTIMATED BEGINNING FUND BALANCE</b>			
Victim Compensation & Assistance Fund		\$ 2,719,856	\$ 626,528
Federal VOCA Compensation Award		407,076	621,189
County Restitution / Subrogation		3,004,531	2,936,200
	TOTAL	\$ 6,131,463	\$ 4,183,917
<b>PROJECTED REVENUE</b>			
Victim Compensation & Assistance Fund		\$ 2,344,472	\$ 2,300,000
Federal VOCA Compensation Award		1,278,000	1,466,939
County Restitution / Subrogation		463,269	370,000
	TOTAL	\$ 4,085,741	\$ 4,136,939
<b>PROGRAM ALLOCATIONS FY20 / RECOMMENDED ALLOCATIONS FY21</b>			
Victim Compensation Program			
Victim Compensation & Assistance Fund		\$ 3,500,000	TBD
Federal VOCA Compensation Award		1,000,000	1,000,000
County Restitution / Subrogation		531,600	150,000
Victim Assistance Grant Program			
Victim Compensation & Assistance Fund		\$ 750,000	\$ 200,000
ACJC Administrative Expenses			
Victim Compensation & Assistance Fund		\$ 187,800	\$ 187,800
Federal VOCA Compensation Award		63,887	73,346
	TOTAL	\$ 6,033,287	\$ 1,611,146
<b>ESTIMATED ENDING FUND BALANCE</b>			
Victim Compensation & Assistance Fund		\$ 626,528	\$ 2,538,728
Federal VOCA Compensation Award		621,189	1,014,782
County Restitution / Subrogation		2,936,200	3,156,200
	TOTAL	\$ 4,183,917	\$ 6,709,710
*Estimated Totals			
Victim Compensation & Assistance Fund Appropriation		\$ 4,223,000	\$ 4,223,000
Victim Compensation & Assistance Fund Recommended Program Allocation		\$ 4,437,800	\$ 387,800

### *Considerations*

The ACJC victim assistance grant program size for FY20 was set at \$750,000. Based on revenue projection, available fund balance and contingent on legislative approval, staff proposes setting the available funding level at \$200,000 for FY 2021.

This is a significant decrease in program size for the ACJC victim assistance grant program. The FY2020 program size of \$750,000 allowed for \$380,870 to be allocated to thirteen (13) projects that were determined to be DPS-VOCA assistance ineligible (Tier 1) and in line with the priorities established by the Commission for an award.

The following is a list of those Tier 1 VOCA ineligible activities and associated projects that were funded in FY2020:

- Civil Legal Support Services for Victims
  - Arizona Crime Victim Rights Law Group
  - Homicide Survivors, Inc.
  
- Project personnel costs (other than direct service providers)
  - Child Crisis Arizona
  - Colorado River Regional Crisis Services
  - Navajo County Attorney's Office
  - New Life Center
  - Pinal County Attorney's Office
  - Streetlight USA
  - Tucson Centers for Women and Children
  
- On-call time for direct victim service providers
  - Chrysalis Shelter for Victims of Domestic Violence
  - Haven Family Resource Center
  - Kingman Aid to Abused People
  - Victim / Witness Services for Coconino County

In FY 2021, with the significant decrease in program size, a \$200,000 program size could fund a potential of 7 – 9 Tier 1 projects, which are VOCA ineligible.

## FY 2021 Crime Victim Assistance Funding Allocation Option 2

The Crime Victims Committee recommends to the Commission that funding for Crime Victim Assistance Grant be suspended for FY 2021.

### VS-3

ACJC CRIME VICTIM SERVICES FY21 PROGRAM BUDGET		FY 2020	FY 2021*
<b>ESTIMATED BEGINNING FUND BALANCE</b>			
Victim Compensation & Assistance Fund		\$ 2,719,856	\$ 626,528
Federal VOCA Compensation Award		407,076	621,189
County Restitution / Subrogation		3,004,531	2,936,200
	TOTAL	\$ 6,131,463	\$ 4,183,917
<b>PROJECTED REVENUE</b>			
Victim Compensation & Assistance Fund		\$ 2,344,472	\$ 2,300,000
Federal VOCA Compensation Award		1,278,000	1,466,939
County Restitution / Subrogation		463,269	370,000
	TOTAL	\$ 4,085,741	\$ 4,136,939
<b>PROGRAM ALLOCATIONS FY20 / RECOMMENDED ALLOCATIONS FY21</b>			
Victim Compensation Program			
Victim Compensation & Assistance Fund		\$ 3,500,000	TBD
Federal VOCA Compensation Award		1,000,000	1,000,000
County Restitution / Subrogation		531,600	150,000
Victim Assistance Grant Program			
Victim Compensation & Assistance Fund		\$ 750,000	\$ -
ACJC Administrative Expenses			
Victim Compensation & Assistance Fund		\$ 187,800	\$ 187,800
Federal VOCA Compensation Award		63,887	73,346
	TOTAL	\$ 6,033,287	\$ 1,411,146
<b>ESTIMATED ENDING FUND BALANCE</b>			
Victim Compensation & Assistance Fund		\$ 626,528	\$ 2,738,728
Federal VOCA Compensation Award		621,189	1,014,782
County Restitution / Subrogation		2,936,200	3,156,200
	TOTAL	\$ 4,183,917	\$ 6,909,710
*Estimated Totals			
Victim Compensation & Assistance Fund Appropriation		\$ 4,223,000	\$ 4,223,000
Victim Compensation & Assistance Fund Recommended Program Allocation		\$ 4,437,800	\$ 187,800

### *Considerations*

This would suspend the victim assistance grant program for FY 2021 and shift all resources to victim compensation.

Crime Victim Compensation is ineligible to receive VOCA victim assistance. The only sources of funding are the Victim Compensation and Assistance Fund, the Federal VOCA Compensation Award, and the County Restitution/Subrogation balances available for each county operational unit. The Federal VOCA Compensation Award is based on a 60% reimbursement of expenditures of the state Victim Compensation and Assistance fund. Less expenditures from the Victim Compensation and Assistance fund leads to a reduced federal VOCA Compensation Award.

If assessment revenue begins to flow to the Crime Victim Assistance and Compensation fund above current projections, ACJC could access those funds through a footnote in our appropriations. The funding could then be allocated to the Victim Compensation program for victim benefits, but because the victim assistance grant program is under a competitive grant process, this option would not be available for the Victim Assistance program.

**CRIME VICTIMS COMMITTEE  
OF THE  
ARIZONA CRIMINAL JUSTICE COMMISSION**

**Request for Committee Action**

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<b>Action Requested:</b>	<b>Type of Action Requested:</b>	<b>Subject:</b>
January 16, 2020	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	FY2021 Grant Program Funding Priorities

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**TO:** Chairperson and Committee Members

**FROM:** Heather Bohnet, Program Manager  
Crime Victim Services

**RECOMMENDATION:**

The Crime Victims Committee recommends to the Commission that funding for the Crime Victim Assistance Grant Program for FY 2021 be awarded to fund projects identified as VOCA Assistance *ineligible*, for a period beginning July 1, 2020 and ending June 30, 2021, and that priority be given to projects to support Personnel Services and Employee Related Expenses.

**DISCUSSION:**

The ACJC crime victim assistance program continues to identify and address the needs of victim service projects across the state, and establish funding priorities to help address identified needs. Projects that are VOCA Assistance *ineligible* projects must meet ACJC victim assistance grant program eligibility requirements.

**FISCAL IMPACT:**

Significant to agencies seeking ACJC victim assistance grant funding for FY 2021.

**ALTERNATIVES:**

Not Approve – Modify - Table

Recommended funding priorities place the highest emphasis on continuing to identify and fund projects under Tier 1 that are ineligible for DPS-VOCA assistance funding.

The funding recommendation does not permanently alter the structure of, or availability of funding, for the ACJC Crime Victim Assistance Grant Program. Any changes made as a result of the FY 2021 funding recommendation can be enhanced or undone in part or in whole, for the FY 2022 process.

<b>Tier 1</b>
Fund projects identified as VOCA Assistance <i>ineligible</i> , for a period beginning July 1, 2020 and ending June 30, 2021. Projects must meet ACJC victim assistance grant program eligibility requirements.

**Budget Category Prioritization**

Priority will be given to projects to support Personnel Services and Employee Related Expense