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 **Tuesday, January 9, 2018** beginning at **1:30 p.m.** at the **Arizona Criminal Justice Commission Office, 1110 W. Washington, Suite 250, Phoenix, Arizona 85007.**

> 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 **Chairperson Charles Ryan**

Crime Victims Committee Members:

Charles Ryan, Chairperson
Mark Brnovich
Dave Cole
Barbara LaWall
Bill Montgomery
Paul Penzone
C.T. Wright

II. Crime Victims Committee Meeting Minutes

A. Approval of 9/12/17 meeting minutes **P-F-T**

B. Approval of 11/1/17 meeting minutes **P-F-T**

III. Crime Victim Assistance Grant Program **Larry Grubbs**

- Review, discussion, and possible action on the following:

A. FY 2019 Grant Program Funding Level **P-F-T**

B. FY 2019 Grant Program Funding Priorities **P-F-T**

IV. 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.

V. Date, Time, and Location of Next Meeting

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

VI. 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.

II-A

CRIME VICTIMS COMMITTEE
OF THE
ARIZONA CRIMINAL JUSTICE COMMISSION

Request for Committee Action

Action Requested:	Type of Action Requested:	Subject:
January 9, 2018	☒ Formal Action/Motion ☐ Information Only ☐ Other	Minutes of the September 12, 2017 Meeting

TO: Chairperson and Committee Members

FROM: Larry Grubbs, Program Manager
Crime Victim Services

RECOMMENDATION:

The Committee approve the minutes of the Crime Victims Committee Meeting held on September 12, 2017.

DISCUSSION:

Approval of the minutes was tabled at the November 1, 2017 Crime Victims Committee meeting.

FISCAL IMPACT:

N/A

ALTERNATIVES:

Not Approve - Modify - Table

Crime Victims Committee
Minutes
September 12, 2017

A public meeting of the Crime Victims Committee of the Arizona Criminal Justice Commission was convened on September 12, 2017, at the Arizona Criminal Justice Commission, 1110 W. Washington, Suite 250, Phoenix, AZ 85007.

Members Present:
Charles Ryan, Chairperson, Director, Department of Corrections
Mark Brnovich, Arizona Attorney General, Kirsten Flores representing
Dave Cole, Retired Judge by phone
Barbara LaWall, Pima County Attorney, Rosanna Cortez representing
Bill Montgomery, Maricopa County Attorney, Shawn Cox representing
Paul Penzone, Maricopa County Sheriff

Members Absent:
C.T. Wright, Chairperson of the Board of Executive Clemency

Staff Participating:
Andrew LeFevre, Executive Director
Larry Grubbs, Program Manager
Dorinda Johns, Program Coordinator

I. Call to Order and Roll Call

The meeting was called to order by Chairperson Charles Ryan at 2:30 pm. The roll was taken, and a quorum was declared present.

II. Minutes of the July 11, 2017 Meeting

Chairperson Ryan called for approval of the minutes. Shawn Cox entered a motion to approve the minutes. The motion was seconded by Kirsten Flores and was unanimously approved by the Committee.

III. Crime Victim Services Program Rules Revision

Mr. Grubbs presented a brief description of the rules making process to this point and reviewed the current proposal.

Mr. LeFevre thanked those who have participated in the process and reminded the committee that the full list of proposed rule changes will be presented to the commission for consideration and will include the committee's recommendation for each change.

Mr. Grubbs proposed that the committee review the Victim Assistance rule changes (item III. B) as a consent agenda item and if there are no concerns or discussion on any of the items listed in those rule changes to vote on them as one block and to vote on those items first. Mr. Grubbs also recommended a similar process for the Victim Compensation rule change items. Chairperson Ryan accepted this recommendation.

Mr. Grubbs reviewed the proposed changes to the Victim Assistance rules. The committee discussed the proposed changes, no issues were identified. Ms. Flores moved to recommend the proposed Victim Assistance rule changes as outlined in TABLE VS2 of the *Recommendation Summary and Draft Rule Language*. Ms. Cox seconded, the motion carried.

Mr. Grubbs directed the committee to item III-A on the agenda to discuss the proposed changes to the Victim Compensation program rules. Shawn Cox presented a prepared statement regarding changes to the Victim Compensation program rules (see attachment A for contents of the statement.) Ms. Cox also provided a document indicating all of the rules the Maricopa County Attorney's office felt were at issue (see attachment B for a copy of this document.).

The committee discussed the process for reviewing the changes to the Victim Compensation program rules. Items in question and needing further discussion were identified. A motion was made by Ms. Flores to recommend all items in TABLE VS1 of the Recommendation Summary and Draft Rule Language other than items 2, 4, 7, 8, 17, 18, 19, 21, 23, 25, 28, 30, 31, 32, 35, 37, 38, and 42. The motion was seconded by Sheriff Penzone and the motion carried.

The committee reviewed the items remaining to be discussed and a recommendation was made by Mr. Grubbs that they review those items related to derivative victims as one unit, explaining that all of the proposed changes in those items are linked together. The committee proceeded to discuss the items. The following decisions were made:

A motion was made by Ms. Flores to not recommend expansion of the Derivative Victims benefits as detailed items numbered 21, 23, 25, 30, and 32 in TABLE VS1. The motion was seconded by Judge Cole and the motion carried.

A motion was made by Ms. Cox to not recommend item #2 in TABLE VS1. The motion was seconded by Judge Cole. The motion failed. The committee recommends this item.

A motion was made by Ms. Cox to not recommend item #4 in TABLE VS1. There was no second. The motion failed. The committee recommends this item.

At this time Director Ryan, chairperson of the committee left the meeting and Sheriff Penzone stepped in as acting chair. A quorum was still present.

A motion was made by Ms. Cox to not recommend item #7 in TABLE VS1. The motion was seconded by Ms. Flores. The motion passed.

A motion was made by Ms. Cox to not recommend item #8 in TABLE VS1. The motion was seconded by Judge Cole. The motion passed.

A motion was made by Ms. Cox to not recommend item #17 in TABLE VS1. The motion was seconded by Judge Cole. The motion passed.

A motion was made by Ms. Cox to not recommend item #18 in TABLE VS1. The motion was seconded by Ms. Flores. The motion passed.

A motion was made by Ms. Cox to not recommend item #19 in TABLE VS1. The motion was seconded by Ms. Flores. The motion failed. The committee recommends this item.

A motion was made by Ms. Cortez to recommend item #28 in TABLE VS1. The motion was seconded by Sheriff Penzone. The motion passed. The committee recommends this item.

A motion was made by Ms. Cortez to recommend item #31 in TABLE VS1. The motion was seconded by Ms. Flores. The motion passed. The committee recommends this item.

A motion was made by Ms. Cox to not recommend item #35 in TABLE VS1. The motion was seconded by Judge Cole. The motion passed.

A motion was made by Ms. Cox to not recommend #37. There was no second. The motion failed. The committee recommends this item.

A motion was made by Ms. Cortez to not recommend #38 in TABLE VS1. There was no second. The motion failed. The committee recommends this item.

A motion was made by Ms. Cox to not recommend #42 in TABLE VS1. The motion was seconded by Judge Cole. The motion passed.

IV. Call to the Public

No members of the public were present.

V. Date, Time, and Location of Next Meeting

The next Crime Victims Committee meeting is to be determined at a later date. Information with the date of the next meeting will be posted.

VI. Adjournment

The meeting was adjourned at 4:55 p.m.

Respectfully submitted,

Andrew T. LeFevre
Executive Director

Audio recording available upon request.

II-B

CRIME VICTIMS COMMITTEE
OF THE
ARIZONA CRIMINAL JUSTICE COMMISSION

Request for Committee Action

Action Requested:	Type of Action Requested:	Subject:
January 9, 2018	☒ Formal Action/Motion ☐ Information Only ☐ Other	Minutes of the November 1, 2017 Meeting

TO: Chairperson and Committee Members

FROM: Larry Grubbs, Program Manager
Crime Victim Services

RECOMMENDATION:

The Committee approve the minutes of the Crime Victims Committee Meeting held on November 1, 2017.

DISCUSSION:

N/A

FISCAL IMPACT:

N/A

ALTERNATIVES:

Not Approve - Modify - Table

Crime Victims Committee
Minutes
November 1, 2017

A public meeting of the Crime Victims Committee of the Arizona Criminal Justice Commission was convened on November 1, 2017, at the Arizona Criminal Justice Commission, 1110 W. Washington, Suite 250, Phoenix, AZ 85007.

Members Present:
Charles Ryan, Chairperson, Director, Department of Corrections
Mark Brnovich, Arizona Attorney General, Kirsten Flores representing
Dave Cole, Retired Judge by phone
Barbara LaWall, Pima County Attorney, Vanessa Helms representing
Bill Montgomery, Maricopa County Attorney, Shawn Cox representing
Paul Penzone, Maricopa County Sheriff, Kip Rustenberg representing
CT Wright, Chairperson, Board of Executive Clemency by phone

Staff Participating:
Larry Grubbs, Program Manager
Dorinda Johns, Program Coordinator

I. Call to Order and Roll Call
The meeting was called to order by Chairperson Charles Ryan at 10:00 am. The roll was taken, and a quorum was declared present.

II. Minutes of the September 12, 2017 Meeting
Chairperson Ryan called for approval of the minutes. Shawn Cox questioned the outcome included in the minutes related to committee approval of victim compensation program rule recommendation two in Table VS1. Mr. Grubbs informed the committee that the minutes were taken directly from the audio transcript and that the audio had been reviewed prior to inclusion of the recommendation for Commission approval. Mr. Grubbs suggested the audio record of committee action related to recommendation two could be made available for committee member review. Ms. Cox moved to table the approval of the minutes pending a review of the related audio. Judge Cole seconded, and the motion passed unanimously.

III. FY2019 Victim Assistance Grant Program
Mr. Grubbs provided a review of current FY18 ACJC victim assistance grant funding priorities, the current victim services funding environment, and potential grant funding priorities for FY19. Mr. Grubbs requested direction from committee members on how to proceed in identifying funding priorities for FY19. Members discussed the funding options identified by Mr. Grubbs, identifying concerns or areas for further review on those options. Members request that Mr. Grubbs provide current FY18 award information to committee members as further information prior to their next meeting. Members of the committee indicated a need for additional information on the following funding options: Maintaining the FY19 funding priorities to include only those project types which fall within the current rules and are also VOCA assistance ineligible; expanding the FY19 funding priorities to incorporate proposed rule changes which will be in effect at the start of the FY19 grant period; and/or expanding funding priorities to provide coverage for VOCA assistance eligible activities on a limited basis with a focus on providing funding to programs who cannot apply for a DPS VOCA assistance grant until the grant reopens for applications in 3 years.

IV. Medical Billing Review Pilot Project
Mr. Grubbs reviewed the medical billing review pilot project ACJC will be starting in January to explore what medical payment rates are most acceptable to medical providers, and determining ways to balance cost effectiveness and administrative burden.

V. Call to the Public
Angie Swart with Chrysalis spoke about how the emergency direct client assistance project funded with a victim assistance grant from ACJC has a huge impact for victims, and expressed appreciation.

VI. Date, Time, and Location of Next Meeting
The next Crime Victims Committee meeting is to be determined at a later date. Information with the date of the next meeting will be posted.

VII. Adjournment

The meeting was adjourned at 10:05 a.m.

Respectfully submitted,

Andrew T. LeFevre
Executive Director

Audio recording available upon request.

III-A

CRIME VICTIMS COMMITTEE
OF THE
ARIZONA CRIMINAL JUSTICE COMMISSION

Request for Committee Action

Action Requested:	Type of Action Requested:	Subject:
January 9, 2018	☒ Formal Action/Motion ☐ Information Only ☐ Other	Crime Victim Assistance FY 2019 Grant Program Funding Level

TO: Chairperson and Committee Members

FROM: Larry Grubbs, Program Manager
Crime Victim Services

RECOMMENDATION:

The Crime Victims Committee recommends to the Commission that the available funding level for the Crime Victim Assistance Grant Program for FY 2019 be set at $750,000.

DISCUSSION:

The ACJC victim assistance grant program size for FY 2018 was set at $500,000. Based on revenue projections, available fund balance, and contingent on legislative approval, staff proposes setting the available funding level at $750,000 for FY 2019. Table VS-1 on the following page shows revenue and expenditures estimates associated with all ACJC victim services program areas and funding sources for FY 2018 and FY 2019.

FISCAL IMPACT:

Significant to agencies seeking ACJC victim assistance grant funding for FY 2019.

ALTERNATIVES:

Not Approve - Modify - Table

TABLE VS-1

ACJC CRIME VICTIM SERVICES

FY19 PROGRAM BUDGET

	FY 2018	FY 2019*
ESTIMATED BEGINNING FUND BALANCE		
Victim Compensation & Assistance Fund	$ 4,249,624	$ 3,502,024
Federal VOCA Compensation Award	579,104	274,793
County Restitution / Subrogation	2,783,177	3,002,522
TOTAL	$ 7,611,905	$ 6,779,339
PROJECTED REVENUE		
Victim Compensation & Assistance Fund	$ 3,440,200	$ 3,393,400
Federal VOCA Compensation Award	886,000	1,065,390
County Restitution / Subrogation	370,000	370,000
TOTAL	$ 4,696,200	$ 4,828,790
PROGRAM ALLOCATIONS FY18 / RECOMMENDED ALLOCATIONS FY19		
Victim Compensation Program		
Victim Compensation & Assistance Fund	$ 3,500,000	$ 3,500,000
Federal VOCA Compensation Award	1,133,000	1,133,000
County Restitution / Subrogation	150,655	150,000
Victim Assistance Grant Program		
Victim Compensation & Assistance Fund	$ 500,000	$ 750,000
ACJC Administrative Expenses		
Victim Compensation & Assistance Fund	$ 187,800	$ 187,800
Federal VOCA Compensation Award	57,311	53,270
TOTAL	$ 5,528,766	$ 5,774,070
ESTIMATED ENDING FUND BALANCE		
Victim Compensation & Assistance Fund	$ 3,502,024	$ 2,457,624
Federal VOCA Compensation Award	274,793	153,913
County Restitution / Subrogation	3,002,522	3,222,522
TOTAL	$ 6,779,339	$ 5,834,059

*Estimated Totals

Victim Compensation & Assistance Fund Appropriation	$ 4,220,600
Victim Compensation & Assistance Fund Recommended Program Allocation	$ 4,437,800

III-B

CRIME VICTIMS COMMITTEE
OF THE
ARIZONA CRIMINAL JUSTICE COMMISSION

Request for Committee Action

Action Requested:	Type of Action Requested:	Subject:
January 9, 2018	☒ Formal Action/Motion ☐ Information Only ☐ Other	FY 2019 Grant Program Funding Priorities

TO: Chairperson and Committee Members

FROM: Larry Grubbs, 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 2019 be awarded in accordance with the funding tier structure detailed in Table VS-2 of the agenda.

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. Table VS-2 on the following page summarizes recommended funding priorities for FY 2019.

FISCAL IMPACT:

Significant to agencies seeking ACJC victim assistance grant funding for FY 2019.

ALTERNATIVES:

Not Approve - Modify - Table

FY 2019 Funding Priority Recommendation

Recommended funding priorities place the highest emphasis on continuing to identify and fund projects that are ineligible for DPS-VOCA assistance funding under Tier 1, while increasing the availability of funding for training projects under Tier 2. Training projects are intended to benefit crime victim service providers.

Tier 3 attempts to provide some funding to projects that are DPS-VOCA assistance eligible, prioritizing projects receiving the lowest percentage of funding support from DPS-VOCA assistance. The availability of funding under Tier 3 takes into consideration that the next competitive VOCA assistance grant process will not be opened and completed until 2020, and attempts to identify those projects where VOCA assistance funds are not already a significant portion of project funding.

TABLE VS-2

Tier 1
Fund projects identified as VOCA Assistance *ineligible*, for a period beginning July 1, 2018 and ending June 30, 2019. Projects must meet ACJC victim assistance grant program eligibility requirements in effect on July 1, 2018. Majority of funds requested must support VOCA assistance ineligible activities.
Tier 2
Fund crime victim service training projects, for a period beginning July 1, 2018 and ending June 30, 2019. Projects must meet current ACJC victim assistance grant program eligibility requirements in effect on July 1, 2018.
Tier 3
Fund all other victim service projects that meet ACJC victim assistance grant program eligibility requirements in effect on July 1, 2018, for a period beginning July 1, 2018 and ending June 30, 2019. Projects demonstrating the lowest percentage of funding support from DPS-VOCA Assistance grant funds during the grant period will be prioritized.

ACJC staff will continue to work with ACJC funded projects, coordinate efforts with DPS, and work toward maximizing victim services funding in Arizona.