

**MICHELLE LUJAN GRISHAM
GOVERNOR**



**FRANK ZUBIA
DIRECTOR**

**STATE OF NEW MEXICO
CRIME VICTIMS REPARATION COMMISSION
6200 Uptown Blvd. NE Suite #210
Albuquerque, NM 87110**

Meeting Called to Order

On June 27, 2019 Commission Chair Lee called the regular monthly meeting of the New Mexico Crime Victims Reparation Commission to order at 10:08 a.m.

The following Commission Members were present:

Marron Lee, Commission Chair
Dr. Robin Edward, Commission Vice-Chair (Absent)
Erica Jorgensen, Commission Member (Absent)
Mark Myers, Commission Member (Telephonic)
Nivia Thames, Commission Member

The following NMCVRC staff members were present:

Frank Zubia, Director
MaryEllen Garcia, Grants Bureau Chief
Moises Valdez, Compensation Bureau Chief
Cindy Mok, Chief Financial Officer
Terry Minjares, VOCA Grant Administrator
Samantha Acuff, State Investigator Supervisor
Jacqueline Sanchez, State Investigator Supervisor
Debra Yepa, State Investigator
Rose Martinez, Management Analyst
Joann Ziegler, Administrative Secretary
Pam Brendler, State Investigator
Rebecca Duran, State Investigator
Lesia Gregory, State Investigator

Review Agenda

The agenda was reviewed by Commission Chair Lee. Commission Member Thames moved to approve the agenda. Commission Chair Lee seconded the motion. The motion passed unanimously.

Review and Approval of March 28, 2019 Commission Meeting Minutes

Commission Meeting Minutes

June 27, 2019

The Commission meeting minutes were reviewed for March 28, 2019 by Commission Chair Lee. Commission Member Thames moved to approve the minutes. Commission Chair Lee seconded the motion. The motion passed unanimously.

Public Comment

Roberta Radosevich, Executive Director for Haven House shelter in Sandoval County, presented her protest regarding the preliminary award recommendations for the FY20 STOP VAWA funding. Ms. Radosevich was allotted five minutes for her presentation. Commission Chair Lee informed Ms. Radosevich that the appeal will be voted on during the Executive Session and will be notified of the decision by the end of the business day.

Agency Financial Report

Ms. Mok updated the Commission about the FY19 beginning budget for victim payouts and the amount was \$2,342,678. The total amount for victim payouts to date is \$1,718,214 leaving an available year-end balance of \$554,654.00.

Payments received for the period of July 1, 2018 to March 28, 2019 in Crime Victims Fund by Type:

Restitution: \$60,260.00

Corrections: \$486,377.00

Civil Settlement: \$19,921.00

Penalty Assessment: \$348,079.00

Total received: \$661,035.00

Director Zubia informed the Commission that CVRC does not revert any money from care and support category. He also informed the Commission that the biggest payout for the third year in a row was for funeral expenses.

Director Zubia complimented Ms. Mok on the great job she does with the budget and the Commission also thanked her.

New Business

Commission Chair Lee and Director Zubia thanked Commission Member Thames for her service after announcing her resignation from the Commission Board. She was presented with a letter of appreciation for services to the Commission. Commission Member Thames thanked the Commission and CVRC for doing a great job and stated she will continue to volunteer if needed.

STOP VAWA Protest

Commission will move this vote for Executive Session.

Advocacy In Action

Director Zubia informed the Commission that the 25th Advocacy In Action conference will be held at the Hyatt Regency Tamaya Resort and Spa in Bernalillo, March 16-19, 2020.

Business

Services, Training, Officers, Prosecutors Violence Against Women Act (STOP VAWA), Sexual Assault Services Program (SASP) Formula Grants

Ms. Garcia, Grants Bureau Chief, informed the Commission of the following:

The FY2019 Sexual Assault Services Program (SASP) Solicitation was submitted to the Office on Violence Against Women (OVW).

The FY2019 STOP VAWA Program Solicitation was submitted to the Office on Violence Against Women (OVW).

The 2018 STOP VAWA and SASP subgrantee and administrative annual reports were submitted to the Office on Violence Against Women and have been approved.

The FY19 STOP VAWA and SASP award period ends June 30, 2019. Final invoices are due July 5, 2019.

CVRC provided technical assistance to the Office on Violence Against Women (OVW) and the national technical assistance provider, also, to host the Joint STOP VAWA Administrators and Coalitions Directors Meeting in Albuquerque, New Mexico, April 29, 2019 – May 1, 2019.

CVRC co- hosted the Pathways to Justice Training with the Arc of New Mexico and Arc of the United States to improve criminal justice system response to survivors with disabilities.

VOCA Grant Administrator Terry Minjares started with CVRC on April 22, 2019.

VOCA Grant Administrator Melissa Ewer resigned from her position and her last day was June 14, 2019. Her position has posted and we will receive a list of applicants within the next few weeks from State Personnel Office. We have interviewed for the vacant Grants Program Specialist Position and are working with State Personnel to make an offer to a candidate.

FY20 STOP VAWA Final Awards (Voting Item)

Commission Chair Lee made a motion to uphold the preliminary award recommendation and approve the FY20 STOP VAWA final awards and Commission Member Thames seconded the motion. The motion passed unanimously. Commission Chair Lee additionally motioned to deny the STOP VAWA Protest from Haven House, and Commission Member Thames seconded the motion. The motion passed unanimously.

FY20 SASP Final Award (Voting Item)

Commission Chair Lee made a motion to uphold the preliminary award recommendation and approve the FY20 STOP VAWA final awards and Commission Member Thames seconded the motion. The motion passed unanimously

Victims of Crime Act Victim Assistance (VOCA VA)

Terry Minjares, VOCA Grant Administrator informed the Commission of the following:

The Grants staff successfully redistributed VOCA funds previously allocated to the Department of Information Technology (DoIT) for enhancements to VINE, a victim notification service, due to the termination of the contract as a result of technical difficulties. Over \$600,000 in one-time non-recurring costs to be fully expended by May 31, 2019 were redistributed to current VOCA subgrantees based on the organization's greatest needs in order to ensure timely use of these 2016 funds, set to expire September 30, 2019.

Grants staff also met in person with Executive Director of the newly formed New Mexico CASA (Court Appointed Special Advocates) Association, a non-profit organization providing technical assistance to and coordination of the state's CASA organizations. As VOCA, now funds most of the CASA organizations in the state, we look forward to this partnership as a means of effectively distributing information to the CASA's as well as relaying CASA program needs to CVRC.

The Grants Department is preparing the 2019 VOCA Victim Assistance Application due Monday, July 8th. The Office for Victims of Crime (OVC) allocated the agency \$14,600,213.00, which is a 31% reduction in allocation from 2018 of \$21,421,670.00.

State Funding Grants: Sexual Assault Services (SAS), Human Trafficking (HT)

MaryEllen Garcia, Grant Bureau Chief, informed the Commission of the following:

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The State Sexual Assault Services, Human Trafficking, Intimate Partner Death Review and Civil Legal Services are on target to fully execute their awards by June 30, 2019. Final invoices are due July 5, 2019.

The State Grant Administrator position has been posted with State Personnel and the listing closes June 28, 2019.

The State Sexual Assault Services awards issued in FY19 were for four-year terms, all contracts are current and fully executed for FY20. The Legislative session increased the FY20 allocation for sexual assault services and a contract amendment was issued to the New Mexico Coalition of Sexual Assault Programs to increase the FY20 award from \$1,549,900.00 to \$2,118,923.00

The Human Trafficking awards have been extended through FY20 as the Legislative session also included this allocation.

The Intimate Partner Death Review Team and Civil Legal Services contracts have been renewed for FY20.

The Legislative session authorized a special appropriation over the next two fiscal years to support a project that will look at the true rate of sexual violence that impacts individuals with disabilities. We are convening a stakeholder meeting with the disability advocacy and service provider community, providers of services to survivors of sexual violence and experts in the state regarding sexual violence within the disability community to discuss the intended scope of work for this project.

Commission Chair Lee wanted to ensure that the information is data driven. Director Zubia stated that there is a huge gap in services for victims with disabilities and it need to be reviewed and data gathered.

Agency Legislation HB342

Director Zubia informed the Commission about the proactive steps that the agency is taking to educate and train agencies around New Mexico about HB342 which takes effect on July 1, 2019. Bureau Chief Moises Valdez updated the Commission that he has new provider verification form that was created and will be put on the website. New agency pamphlets have been updated to include information and have been ordered.

Director Zubia added that scheduled trainings will be conducted in the following cities: Gallup, Taos, Las Cruces, Carlsbad and Roswell, Albuquerque, Santa Fe, Farmington and Alamogordo. Director Zubia, acknowledged Moises, Jacqueline, and Samantha for their hard work with in the development of new policies and procedures. Director Zubia will keep the Commission informed of any developments.

Agency Personnel Matters

Director Zubia updated the Commission on personnel matters and introduced Rebecca Duran from the New Mexico State Public Defender's Office and Lesia Gregory from the District Clerk's Office, El Paso, Texas as the agency's new State Investigators.

Director Zubia updated the Commission that there is a change with State Personnel Office (SPO). Our agency will be getting back Celeste Debari and April Naranjo starting on Monday. Our agency is hiring for State Investigator, VOCA Administrator, Financial Specialist, Victim Advocate, and State Grant Administrator positions after July 1, 2019.

Executive Session

At 11:14 a.m., Commission Member made a motion to enter into Executive Session. Commission Member Thames seconded the motion.

A poll of the Commission Members was made as follows: Commission Chair Lee, aye, Commission Member Thames, aye, Commission Member Myers, aye.

At 11:30 a.m., Commission Chair Lee made a motion to come out of Executive Session. Commission Member seconded the motion. The motion passed unanimously.

Actions on Items Discussed in Executive Session (Voting Item)

192343- Collateral Sources Determination

194257 – Good Cause

193633 – Good Cause

190942 – Request for Additional Treatment

Commission Chair Lee made the motion to deny Claim#192343 and Commission Member Thames seconded the motion. Commission Member Myers agreed and motion was passed unanimously.

Commission Chair Lee made the motion to deny due to (Out of Time) Claim #194257 and Commission Member Thames seconded the motion. Commission Member Myers agreed and motion was passed unanimously.

Commission Chair Lee made the motion to deny Claim #193633 and Commission Member Thames seconded the motion. Commission Member Myers agreed and motion was passed unanimously.

Commission Chair Lee made the motion to approve Claim #190942 and Commission Member Thames seconded the motion. Commission Member Myers agreed and motion passed unanimously.

The next Commission meeting has been scheduled for Thursday, July 25, 2019 at 10:00 a.m. at 6200 Uptown Blvd. N.E., Suite #210, Albuquerque, NM in the conference room.

Compensation Bureau Chief Valdez informed the Commission that we had 4400 claims submitted this year in comparison to last year's total of 3707. It was a 18% increase.

Adjourned

Commission Chair Lee moved to adjourn the Commission meeting. Commission Thames seconded the motion. The motion to adjourn passed unanimously.

The meeting adjourned at 11:30 a.m.

APPROVED: Marron Lee DATE: 8.27.19
Marron Lee, Commission Chair