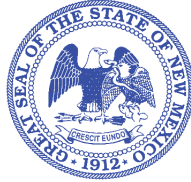


STATE OF NEW MEXICO
CRIME VICTIMS REPARATION COMMISSION

MICHELLE LUJAN GRISHAM
GOVERNOR



FRANK ZUBIA
DIRECTOR

AMENDED

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

Video Conferencing Platform – Zoom Meeting

In accordance with the COVID-19, State of New Mexico Public Health Emergency- Executive Order 2020-004 Crime Victims Reparation Commission Virtual Meeting information was posted with detailed instructions on the CVRC Website for members of the public to attend and listen via telephone, live streaming or other similar technologies.

Virtual Meeting Called to Order

On April 21, 2022, Commission Chair Lee called the April virtual meeting of the New Mexico Crime Victims Reparation Commission to order at 10:01 a.m. Commission Chair Lee announced the names of those members of the public body who are participating remotely.

The following Commission Members were present via webcast:

Marron Lee, Commission Chair
Mark Myers, Commission Vice Chair
Erica Jorgensen, Commission Member

The following NMCVRC staff members were present via webcast:

Frank Zubia, Director
Moises Valdez, Compensation Bureau Chief
MaryEllen Garcia, Grants Bureau Chief
Cindy Mok, Chief Financial Officer
Pamela Brendler, State Investigator
Rose Martinez, Compensation Management Analyst

Attorney General's Office

Delilah Tenorio

Department of Finance Administration (DFA)

Diego Jimenez

Review Agenda

The agenda was reviewed by Commission Chair Lee and Commission Members and was unanimously approved by the Commission.

Review and Approval of March 30, 2022, Commission Meeting Minutes

Commission Chair Lee reviewed the Commission meeting minutes for March 30, 2022, with the Commission. Commission Vice Chair Myers made a motion to approve the meeting minutes. Commission Member Jorgensen seconded the motion. The motion to approve the minutes passed unanimously.

Public Comment

None

Mr. Zubia informed the Commission that CVRC has a new DFA Analyst Diego Jimenez, and he will be joining the Commission meeting at some point.

Note: Mr. Jimenez joined the meeting after Executive Session.

Agency Financial Report

Ms. Mok updated the Commission regarding the FY2022 budget position report regarding victim payments for the period of July 1, 2021, through April 21, 2022. The victim payment budget started in the amount of \$2,482,658. The total amount for victim payouts as of April 08, 2022, is \$2,015,222. Ms. Mok informed the Commission that on the financial report there is a negative balance of \$56,877. Ms. Mok informed the Commission that CVRC will utilize the FFY21 VOCA Compensation award to cover the projected negative budget balance.

Commission Chair Lee inquired why there is a projected shortage in the budget. Ms. Mok provided detailed information to the Commission that our agency has seen an increase of 10% to 11% in payouts this year in comparison to last year.

Mr. Zubia informed the Commission that there are a multitude of reasons for the increase in victim payouts. A significant increase in payouts is primarily in funerals and loss of wages. Mr. Zubia informed the Commission that actual numbers are not available until July, however, he will present the top five agency expenses at next Commission meeting.

Commission Chair Lee wants to ensure that CVRC will not need to move in the direction of eliminating or reducing payouts to victims and if necessary CVRC will need to seek ways to find cost saving measures.

Ms. Mok informed the Commission that in addition to the FFY 21 VOCA Compensation award, CVRC has A fund balance in the Crime Victim Fund available to use for the projected negative budget balance. CVRC will receive the FFY22 VOCA Compensation award in September, which will be allocated for victim payouts in the next fiscal year.

Ms. Mok informed the Commission that next year's Legislative session she and Mr. Zubia will be asking for increased appropriation for victim payment payouts.

Mr. Zubia informed the Commission that CVRC currently has \$530,000 in the Crime Victim Fund balance. In addition, in the VOCA compensation fund there is \$960,000 available to access. The budget report that Ms. Mok presented is a representation of a projection necessary for CVRC to address what is needed for the agency.

Commission Chair Lee's stated her intentions for CVRC is to involve the agency in these crime conversations and train more people in our community to include agencies and the Legislators to get involved with our agency and understand what we do and how we assist victims of crime in our state.

Commission Chair Lee is aware of the impact on the agency with the increase of crime in our state. In addition, Commission Chair Lee supports outreach and educating everyone, so they can understand what our agency accomplishes. CVRC's involvement with leaders, representatives and agencies is a top priority.

Mr. Zubia informed the Commission that our Legislative Finance Committee (LFC) analyst conveyed to our agency that the Legislators cannot add additional funding unless we are at a negative or zero balance. Commission Chair Lee and Commissioners understand the logic.

Mr. Zubia complimented Ms. Mok on the excellent job she does with the budget.

Commission Meeting April 21, 2022

Mr. Zubia informed the Commission that he is planning to meet with Representative Micaela Lara Cadena, State Legislator from Dona Ana County. Representative Cadena has sponsored numerous crimes bills to the Legislators during the Legislative Sessions. In addition, Mr. Zubia informed the Commission that he alongside Ms. Mok, Mr. Valdez, and Ms. Garcia will continue to work together to seek out these agencies and sub committees to ensure we are involved in the dialog. Mr. Zubia will keep the Commission informed with any new developments.

Ms. Mok reviewed with the Commission the Crime Victim Fund payments status report. As of April 21, 2022, the agency has collected a total amount of \$550,016 in the Crime Victim Fund. CVRC has not received the March payment from the Department of Correction. Ms. Mok informed the Commission that she will include the March payment at the next meeting.

FY 2022 Crime Victim Fund payments received for the period of July 01, 2021, to April 21, 2022, by type:

Restitution: \$71,780

Corrections: \$316,637

Civil Settlement: \$14,694

Penalty Assessment: \$147,305

Total received: \$550,016

FY23 Agency Budget

Ms. Mok presented the approved FY23 operating budget to the Commission. Ms. Mok provided a summary report to the Commission, which outlined the comparison of FY22 and FY23 operating budget. Ms. Mok informed the Commission that CVRC will be receiving additional State appropriation in FY23 operating budget for sexual assault services.

In addition to the FY23 operating budget, Ms. Mok informed the Commission that the Legislature had a special session in early April 2022. In the Senate Bill (SB) 1, they have approved to appropriate a total of \$1,275,000 in junior appropriations to CVRC for various statewide victim services projects. CVRC will also receive a total of \$1.5 million in special appropriations. Ms. Mok presented a worksheet on how the funds are broken down into various categories.

New Business

None

Business

Grants Status Report (VOCA, VAWA, SASP and State)

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

The State Human Trafficking Request for Proposal was released March 28, 2022, due April 26, 2022. A grant writing webinar was recorded and was included in the solicitation to assist applicants.

The State Law Enforcement Violent Crime Victim Assistants Request for Proposal was released March 30, 2022, that is due on April 29, 2022. A grant writing webinar was recorded and was included in the solicitation to assist applicants.

The Sexual Assault Services and Infrastructure Request for Proposal was released April 6, 2022. Prior to its release a Question-and-Answer Session was held to answer questions for providers. A grant writing webinar was recorded and was included in the solicitation to assist applicants.

The STOP VAWA Request for Proposal submission deadline for continuation and competitive applications were due March 28, 2022. A review committee was held April 20, 2022.

Commission Meeting April 21, 2022

The Grants Bureau Chief continues to participate on the Board of the Association of VAWA Administrators. AVA has been hosting a series of Peer to Peer calls in reference to the VAWA Implementation Planning Process and the Grants Bureau Chief has been facilitating those conversations.

The Statewide Implantation Planning process is still underway. We will be meeting with tribal advocates, tribal governments, law enforcement, victim services, prosecutors and community-based services over the next several months. These meetings will help establish the 2021 -2025 Statewide Implementation Plan, which should be adopted before the end of June 2022.

The Grants Department continues to provide technical assistance to program and projects that are funded through CVRC state and federal funding.

STOP VAWA Preliminary Award Recommendation (Voting Item)

The New Mexico Crime Victims Reparation Commission received nine (9) competitive proposals for the STOP VAWA Solicitation. Of these applications, two were deemed ineligible by the proposal review committee as not adhering to the mandatory Certification of Consultation requirement. A proposal review committee reviewed and scored the proposals in accordance with the request for proposal guidelines, which included mandatory allocation and statutory funding priorities. The proposal review committee recommended three (3) of the proposals be presented to the Commission for preliminary approval.

The New Mexico Crime Victims Reparation Commission received twenty-two (22) continuation applications in accordance with the guidelines of the Request for Proposals under the STOP VAWA Solicitation. Please see the attached list of recommended competitive and continuation subrecipients for FY2023.

Commission Chair Lee and the Commission reviewed the STOP VAWA Preliminary Award Recommendation. Commission Member Jorgensen made a motion to approve, and Commission Vice Chair seconded the motion. The motion to approve was passed unanimously.

SASP Preliminary Award Recommendation (Voting Item)

The New Mexico Crime Victims Reparation Commission received the requested information from the Sexual Assault Services Program SASP continuation agency in accordance with the guidelines of the Request for Proposals under the SASP Solicitation.

Commission Chair Lee and the Commission reviewed the SASP Preliminary Award Recommendation. Commission Member Jorgensen made a motion to approve, and Commission Vice Chair Myers seconded the motion. The motion to approve passed unanimously.

Executive Session

At 10:20 a.m., Commission Chair Lee requested a motion to enter into Executive Session. Commission Member Jorgensen made the motion. Commission Vice Chair Myers seconded the motion to enter into Executive Session.

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

Commission Chair Lee stated that pursuant to Section 10-15-1(J) NMSA 1978 the matters discussed in the closed meeting (Executive Session) were limited only to those specified in the motion for closure.

Actions on Items Discussed in Executive Session (Voting Item)

180111 – Additional Counseling
221936 – Good Cause
221386 – Good Cause
222592 – Good Cause

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At 10:26 a.m., Commission Chair Lee asked for a motion to come out of Executive Session. Commission Member Jorgensen made a motion to come out of Executive Session and Commission Vice Chair Myers seconded the motion. The motion passed unanimously

On the Record

Additional Discussion on Case Involving Missing Persons

Commission Chair Lee noted for the record that a n issue was raised regarding a case that was brought for a vote in Executive Session about a missing person case in which the family was seeking compensation from CVRC. The Chair recommended that it come before the Commission in New Business.

Actions on Items Discussed in Executive Session (Voting Item)-Continued

Commission Chair Lee reviewed with the Commission claim #180111 for Additional Counseling. The consensus of Commission is to approve this claim for additional counseling. The motion to approve was passed unanimously.

Commission Chair Lee reviewed with the Commission claim #221936 for Good Cause. The consensus of Commission was to approve for good cause for counseling only. The motion to approve was passed unanimously.

Commission Chair Lee reviewed with the Commission claim #221386 for Good Cause. The consensus of Commission is to approve claim #221386 for good cause, but to table the claim pending additional information for an eligibility determination. The motion to approve as presented was passed unanimously.

Commission Chair Lee reviewed with the Commission claim #222592 for good cause. The consensus of the Commission is to approve claim #222592. The motion to approve passed unanimously.

The next Commission meeting has been scheduled for Thursday, May 19, 2022, at 10:00 a.m. which will be a virtual meeting.

Adjourned

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

The virtual meeting adjourned at 11:10 a.m.

APPROVED:  DATE: 4.21.2022
Marron Lee, Commission Chair