

STATE OF NEW MEXICO
CRIME VICTIMS REPARATION COMMISSION

MICHELLE LUJAN GRISHAM
GOVERNOR



FRANK ZUBIA
DIRECTOR

STATE OF NEW MEXICO
CRIME VICTIMS REPARATION COMMISSION
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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 May 19, 2022, Commission Chair Lee called the May virtual meeting of the New Mexico Crime Victims Reparation Commission to order at 10:02 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
Debra Yepa, State Investigator
Rose Martinez, Compensation Management Analyst

Review Agenda

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

Review and Approval of April 21, 2022, Commission Meeting Minutes

Commission Chair Lee reviewed the Commission meeting minutes for April 21, 2022, with the Commission. Jorgensen made a motion to approve the meeting minutes. Commission Vice Chair Myers seconded the motion. The motion to approve the minutes passed unanimously.

Public Comment

13th District Attorney's Office STOP VAWA Preliminary Award Determination Protest

Ms. Garcia informed the Commission that the 13th District Attorney's Office will not appear and will let their letter stand. Ms. Garcia will re-address this in her report under Business.

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 May 18, 2022. The victim payment budget started in the amount of \$2,482,658. The total amount for victim payouts as of April 29, 2022, is \$2,141,024. At the current rate of victim payouts, CVRC projects a negative budget balance of \$32,251 by the end of the fiscal year. Ms. Mok informed the Commission at the last meeting that CVRC will utilize the FFY21 VOCA Compensation award to cover the projected negative budget balance.

Ms. Mok presented the FY 2022 Crime Victim Fund Budget Status report to the Commission. Below are the payments received for the period of July 01, 2021, to April 21, 2022, by type:

Restitution: \$75,818

Corrections: \$317,302

Civil Settlement: \$14,694

Penalty Assessment: \$191,727

Total received: \$599,540

Ms. Mok informed the Commission that CVRC has not received the payment for the month of April from the Department of Correction.

Agency Budget Status

Ms. Mok informed the Commission that CVRC has submitted FY23 operating budget to the Department of Finance (DFA) and the Legislative Finance Committee (LFC) on May 2, and it was submitted on time. The CVRC budget started off with \$25.1 and added \$2.7 million in junior and special appropriations, with the total amount of \$27.8 million. Ms. Mok informed the Commission that an electronic copy of the agency's operating budget has been emailed to the Commission members for reference.

Commission Chair Lee thanked Ms. Mok for the great job she is doing.

New Business

FY22 Compensation Expense Report

Mr. Valdez presented a report to the Commission detailing victim payouts by expense for the period of July 01, 2021, through May 11, 2022. During this period, CVRC has paid out \$869,738 in victim funeral costs. The next highest payouts are for medical/dental \$315,650, economic support \$305,479, mental health \$255,543, relocation \$190,901, sexual assault forensic exams \$65,645, travel \$37,175, replacement services \$10,679, crime scene cleanup \$4,158.

Agency Annual Reports

Mr. Zubia informed the Commission that our agency has paid out over \$5.2 for funerals since 2015, when our agency first implemented priority processing for homicide victims across the state. Historically, CVRC's largest payouts was for medical and counseling.

Commission Member Jorgensen stated it is concerning that our agency is paying such a high amount for funerals. Mr. Zubia informed the Commission that the high number of homicides across the state contributes to this high payout and stated that not every homicide is approved due to contributory issues.

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 and were due April 26, 2022. A grant writing webinar was recorded and was included in the solicitation to assist applicants. A review committee met to review and score the applications and have made award recommendations.

Commission Meeting May 19, 2022

The State Law Enforcement Violent Crime Victim Assistants Request for Proposal was released March 30, 2022 and were due April 29, 2022. A grant writing webinar was recorded and was included in the solicitation to assist applicants. A review committee met to review and score the applications and have made award recommendations.

The Sexual Assault Services and Infrastructure Request for Proposal was released April 6, 2022, and were due May 4, 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. A review committee met to review and score the applications and have made award recommendations.

The STOP VAWA Request for Proposal submission deadline for continuation and competitive applications were due March 28, 2022. The Commission voted to approve preliminary awards on April 21, 2022.

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.

The Grants Bureau Chief completed her nine-year term on Board of the Association of VAWA Administrators. She held the Secretary, President and Past President roles during her entire tenure. She will continue to be an active member of this association. 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.

FY2023 STOP VAWA Protest (Voting Item)

Ms. Garcia, Grants Bureau Chief informed the Commission that Public Protest Declined by the 13th DA's Office. The 13th District Attorney's office has elected to proceed with the written protest response outlining the needs and was submitted to CVRC. Ms. Garcia informed the Commission they were deemed ineligible due to not submitting a correct Documentation of Consultation. Ms. Garcia also informed the Commission that clear instructions regarding the Pass/Fail element of the Request for Proposal.

Commission Chair Lee and the Commission reviewed the FY2023 STOP VAWA Protest submitted by the 13TH District Attorney's office. Commission Vice Chair Myers made a motion to deny the protest, and Commission Member Jorgensen seconded the motion. The motion passed unanimously.

FY2023 STOP VAWA Final Awards (Voting Item)

Ms. Garcia informed the Commission that a vote for approval of the FY2023 STOP VAWA final awards is requested.

Commission Chair Lee and the Commission reviewed the FY2023 STOP VAWA Final Awards. Commission Member Jorgensen made a motion to approve, and Commission Vice Chair Myers seconded the motion. The motion passed unanimously.

FY2023 SASP Final Awards (Voting Item)

The final approval for state fiscal year 2023 STOP VAWA and SASP continuation and competitive application funding. The STOP VAWA and SASP applications were awarded preliminary awards April 21, 2022.

Commission Chair Lee and the Commission reviewed the FY2023 SASP Final Award. Commission Member Jorgensen made a motion to approve, and Commission Vice Chair Myers seconded the motion. The motion passed unanimously.

FY2023 State Funded Law Enforcement Violent Crime Victim Assistant Units Preliminary Awards (Voting Item)

The New Mexico Crime Victims Reparation Commission received one (1) competitive proposal for the Law Enforcement Violent Crime Victim Assistants Request for Proposals. A proposal review committee reviewed and scored the proposal in accordance with the request for proposal guidelines, which included mandatory allocation and statutory funding priorities. The proposal review committee recommended to support this proposal be presented to the Commission for preliminary approval.

Commission Chair Lee and the Commission reviewed the FY2023 State Funded Law Enforcement Violent Crime Victim Assistant Units Preliminary Awards. Commission Member Jorgensen made a motion to approve, and Commission Vice Chair Myers seconded the motion. The motion passed unanimously.

FY2023 State Funded Human Trafficking Preliminary Awards (Voting Item)

The New Mexico Crime Victims Reparation Commission received four (4) competitive proposals for the Human Trafficking Request for Proposals. 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 four (4) of the proposals be presented to the Commission for preliminary approval.

Commission Chair Lee and the Commission reviewed the FY2023 State Funded Human Trafficking Preliminary Awards. Commission Member Jorgensen made a motion to approve, and Commission Vice Chair Myers seconded the motion. The motion passed unanimously.

FY2023 State Funded Sexual Assault Services and Infrastructure Preliminary Awards (Voting Item)

The New Mexico Crime Victims Reparation Commission received 21 applications under the Sexual Assault Services Request for Proposals. 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 21 of the proposals be presented to the Commission for preliminary approval.

Commission Chair Lee and the Commission reviewed the FY2023 State Funded Sexual Assault Services and Infrastructure Preliminary Awards. Commission Member Jorgensen made a motion to approve, and Commission Vice Chair Myers seconded the motion. The motion passed unanimously.

Commission Chair Lee complimented Ms. Garcia for the great job she is doing.

Executive Session

At 10:23 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)

213110 - Good Cause

At 10:25 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

Actions on Items Discussed in Executive Session (Voting Item)

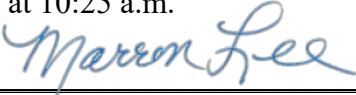
Commission Chair Lee reviewed with the Commission claim#213110 for Good Cause. The consensus of Commission is to approve this claim for Good Cause. The motion to approve was passed unanimously.

The next Commission meeting has been scheduled for Thursday, June 16, 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 10:25 a.m.

APPROVED:  DATE: 5.29.2022
Marron Lee, Commission Chair