

STATE OF NEW MEXICO
CRIME VICTIMS REPARATION COMMISSION

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 August 24, 2023, Commission Chair Summa called the August meeting of the New Mexico Crime Victims Reparation Commission to order at 10:00 a.m.

Commission Chair Summa announced the names of the Commission members of the public body and acknowledged those who are participating in person and remotely.

The following Commission Members were present:

Allyn B. Summa, Commission Chair
David Karst, Commission Vice Chair (Virtual)
Dr. Randal Brown, M.D., Commission Member (Virtual)
Kim Stewart, Sheriff, Commission Member (Virtual)

The following NMCVRC staff members were present:

Frank Zubia, Director
Donna Richmond, Grants Bureau Chief
Moises Valdez, Compensation Bureau Chief
Cindy Mok, Chief Financial Officer
Leslie Valenzuela, State Investigator
Debra Yepa, State Investigator (Virtual)
Jacqueline Hernandez, Administrative Secretary

The following Attorney General's Office attendee was present:

Delilah Tenorio, Assistant Attorney

Review Agenda

Commission Members reviewed the agenda and Commission Chair Summa asked for a motion to approve the agenda. Commission Member Brown made the motion to approve. Commission Vice Chair Karst seconded the motion. The motion to approve the agenda was passed unanimously.

The roll-call vote of the Commission was as follows: Commission Chair Summa, aye, Commission Member Brown, aye, Commission Vice Chair Karst, aye.

Review and Approval of June 22, 2023, Commission Meeting Minutes

Commission Chair Summa and Commission members reviewed the Commission meeting minutes for June 22, 2023. Commission Member Brown made a motion to approve the meeting minutes. Commission Member Karst seconded the motion. The motion to approve the minutes passed unanimously.

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The roll-call vote of the Commission was as follows: Commission Chair Summa, aye, Commission Member Brown, aye, Commission Vice Chair Karst, aye.

Public Comment

No Public Comment

Note: Commission Chair Summa recognized Mr. Valdez on his retirement as it is his last Commission meeting and presented him with a recognition from Governor, Michelle Lujan-Grisham. Mr. Zubia also expressed his gratefulness to Mr. Valdez's commitment, support, and dedication to CVRC.

Mr. Zubia announced Delilah Tenorio, from the AG's was in attendance, and welcomed Diego Jimenez, Analyst with the Department of Finance and Administration (DFA) and Scott Sanchez, Analyst with Legislative Finance Committee (LFC) who were attending virtually.

Agency Financial Report

Ms. Mok provided a summary to the Commission on the fiscal year end FY2023, and the budget allocations for victim payments from July 1, 2022, through June 20, 2023. The projected victim payment budget was \$2,308,200. The total amount of the victim payment under compensation on June 30, 2023, was \$2,676,111. The current fund balance for the FY23 is \$132,089., leaving a surplus for FY24.

Ms. Mok presented the FY 2023 Crime Victim Fund Budget Status report to the Commission.

Payments received for the period of July 01, 2022, to June 21, 2023, are listed:

Restitution: \$73,083

Corrections: \$458,300

Civil Settlement: \$5,881

Penalty Assessment: \$223,131

Total received: \$760,394

Ms. Mok reviewed with the Commission the Crime Victims Funds Status report totaling **\$760,394** as of the month of June closeout.

Ms. Mok presented the FY25 Budget Request for State General Appropriation to the Commission. CVRC proposed an increase of \$4.47 million in State General Funds for FY2025 and \$750,000 in General Funds in order to support victims of a crime across the state.

New Business

FFY2024 VOCA Victim Assistance Continuation Applications (Voting Item)

Ms. Richmond informed the Commission the Grants Department has successfully contracted with 37 subrecipients for State funding. The Grants Department is busy conducting in-person site visits, with an overall positive response.

Ms. Richmond updated the Commission on the enhanced WebGrants system, it is up and running with some technical issues being addressed. Dulles, the Webgrants system provider, is working with the Grants Department to address all the issues as they present themselves.

Ms. Richmond added, the Grants Department attended a VOCA Learning Center Monitoring and Site Visits training in Salt Lake City, UT. Different types of monitoring, electronic record keeping in a web-based systems and other best practices were discussed when working with subrecipients.

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In addition, Ms. Richmond and Ms. McKenna informed the Commission of the solicitation of request for proposals (RFP), the New Mexico Crime Victims Reparation Commission received seventy-five (75) continuation applications for the FFY24 VOCA Victim Assistance solicitation. This solicitation did not support new programming or additional funding requests. The content of these continuation applications remains the same as the FFY2023 solicitation.

Three (3) governmental agencies did not submit continuation applications, they were able to request State general appropriation to sustain the positions that VOCA supported. One (1) agency failed to submit its continuation application by the due date and time.

Donna Richmond introduced the VOCA Victim Assistance Continuation Applications under federal fiscal year 2024, a spreadsheet was provided to the Commission of agencies to be approved, Commission Chair Summa requested a motion for approval. Commission Member Brown made a motion to approve. Commission Vice Chair Karst seconded the motion.

Mr. Zubia recognized Commission Member Stewart who joined the Commission meeting virtually.

The roll-call vote of the Commission was as follows: Commission Chair Summa, aye, Commission Member Brown, aye, Commission Vice Chair Karst, aye, Commission Member Stewart abstained.

Sexual Assault Services State Appropriation

Mr. Zubia informed the Commission CVRC met with the NM Coalition of Sexual Assault Programs, they requested additional appropriation as they prepare for the impending VOCA cuts. CVRC is the administering agency for all sexual assault service state appropriation funding. CVRC had communications with the Governor's Office and they would support an additional \$2,000,000. request for sexual assault services. Mr. Zubia brought up this issue to the Commission as it is ultimately affecting the CVRC budget.

2023 VOCA National Joint Training Conference (August 14-17, 2023)

Mr. Zubia informed the Commission of the conference, where Ms. Donna Richmond, Ms. Jacqueline Sanchez, Ms. Debra Yepa, also attended with the Office for Victims of Crime (OVC) in Chicago. OVC, and other Federal Agencies (OVW, OIG) were present at the conference to discuss VOCA Assistance, VOCA Compensation current funding and future allocations. OVC Director, Kristina Rose advised of a 41% cut in VOCA funding for FFY2025. Ironically, OVC also presented on ways to expand victim eligibility such as, fraud crimes and some property damage coverage, and the elimination of contributory and causal behavior. OVC is requesting Congress to supplement the VOCA funding with additional federal appropriation to help offset in the collection of federal fines, fees and forfeitures, which has historically sustained the fund.

Commission Member Stewart informed the Commission and Mr. Zubia regarding the Bureau of Justice Assistance and they're interested in tribal requests for grants, working out logistics on how to market or network. Commission Member Stewart will pass on business card to Mr. Zubia to further look into it.

Business

Office for Victims of Crime Site Visit, Issues for Resolution (Pending)

Mr. Zubia informed the Commission, of CVRC's site visits from the Office for Chief Financial Officer, Bureau of Justice Affairs, Office of Inspector General, and Office for Victims of Crime. Mr. Zubia informed the Commission issues for resolution that was still pending with the Office for Victims of Crime (OVC); CVRC has

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responded and submitted the requested information and are awaiting OVC’s response. This subject will remain on the agenda until a successful closeout is provided by OVC.

CVRC Commission Retreat

Mr. Zubia informed the Commission the National Experts are eager to work with CVRC, dates were provided for October. Mr. Zubia will reach out to the Commission Members; this subject will remain in the agenda until all Commission Members are available at once along with Ms. Tenorio. Commitment for all day Friday and half day Saturday.

Actions on Items Discussed in Executive Session (Voting Item)

233689

Prior to going into executive session, Mr. Zubia requested to allow Mr. Jimenez, DFA Analyst and Mr. Sanchez, LFC Analyst, to remain during the executive session of the Commission meeting. Mr. Zubia will provide “Confidentiality Agreement” to both of them to sign and return.

Ms. Tenorio recommended amendment to the motion to include Mr. Jimenez and Mr. Sanchez to be allowed to view proceedings in executive session. Commission Chair Summa made a motion to approve. Commission Vice Chair Karst seconded the motion to approve.

The roll-call vote of the Commission was as follows: Commission Chair Summa, aye, Commission Member Brown, aye, Commission Vice Chair Karst, aye, Commission Member Stewart, aye.

Mr. Zubia reviewed with the Commission claim #233689. The will of the Commission regarding claim #233689 was to deny. Commission Chair Summa made the motion to deny. Commission Vice Chair Karst seconded the motion.

The roll-call vote of the Commission was as follows: Commission Chair Summa, aye, Commission Member Brown, aye, Commission Vice Chair Karst, aye, Commission Member Stewart, aye.

The next Commission meeting has been scheduled for Thursday, September 28, 2023, at 10:00 a.m. at 6200 Uptown Blvd. N.E., Suite #210, Albuquerque, NM in the conference room. This could change to a virtual meeting depending on direction from the Attorney General.

Adjourned

Commission Chair Summa adjourned the meeting.

The meeting adjourned at 11:17 a.m.

APPROVED: Ally Summa DATE: 11/17/2023
Commission Chair Summa