

STATE OF NEW MEXICO
CRIME VICTIMS REPARATION COMMISSION

MICHELLE LUJAN GRISHAM
GOVERNOR



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DIRECTOR

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

Virtual Meeting Called to Order

On February 22, 2024, Commission Vice Chair Karst called the February meeting of the New Mexico Crime Victims Reparation Commission to order at 10:04 a.m.

Commission Vice Chair Karst announced the names of the Commission members of the public body who are participating remotely.

The following Commission Members were present via a video conferencing platform:

David Karst, Commission Vice Chair
Randal Brown, M.D., Commission Member
Kim Stewart, Sheriff, Commission Member

The following NMCVRC staff members were present via a video conferencing platform:

Frank Zubia, Director
Donna Richmond, Grants Bureau Chief
Cindy Mok, Chief Financial Officer
Jacqueline Chavez-Sanchez, Compensation Bureau Chief
Jacqueline Hernandez, Administrative Secretary
Debra Yepa, State Investigator
Leslie Valenzuela, State Investigator

The following guests were present via a video conferencing platform:

Diego Jimenez, Department of Finance and Administration (DFA) Analyst
Scott Sanchez, Legislative Finance Committee (LFC) Analyst
Todd Baran, NM Department of Justice, Division Director

Review Agenda

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

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

Review and Approval of January 25, 2024, Commission Meeting Minutes

Commission Vice Chair Karst and Commission members reviewed the Commission meeting minutes for January 25, 2024. Commission Member Brown made a motion to approve the meeting minutes. Commission Member Stewart seconded the motion. The motion to approve the minutes passed unanimously.

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

Public Comment

No Public Comment

Note: Mr. Zubia informed the Commission Diego Jimenez from Department of Finance and Administration (DFA), Scott Sanchez from the Legislative Finance Committee (LFC), and Todd Baran from the NM Department of Justice had joined the Commission Meeting.

Agency Financial Report

Ms. Mok updated the Commission regarding the fiscal year FY2024 budget position report regarding victim payments for the period of July 1, 2023, through February 19, 2024.

The victim payment allocation is \$2,579,000. The compensation victim batch payouts as of February 19, 2024, are \$1,957,053, with an available budget of \$621,947 for the remaining state fiscal year; there are 20 weeks remaining in the fiscal year to close out FY2024. Furthermore, Ms. Mok indicated that further details will be provided in forthcoming reports regarding the recently passed budget. Ms. Mok expressed excitement about the developments and assured the Commission that more information would be shared regarding the next fiscal year.

Ms. Mok presented the FY 2023 Crime Victim Fund Budget Status report to the Commission. Below are the payments received for the period of July 01, 2023, to February 19, 2024, by type:

Restitution: \$37,763

Corrections: \$279,922

Civil Settlement: \$8,909

Penalty Assessment: \$83,323

Total received: \$409,916

Ms. Mok reviewed the Crime Victims Funds Status report with the Commission, totaling \$409,916.

Ms. Mok informed the Commission that CVRC is not meeting the target for what was projected for the Commission.

FY2025 Agency Budget

As previously mentioned, Ms. Mok reiterated to the Commission that the budget has successfully passed legislation and is currently awaiting the governor's signature to be enacted into law.

Ms. Mok updated the Commission on CVRC's funding request of \$4,470,000 from the General Fund. However, the legislation passed only \$2,155,700 in recurring funding for FY25. Furthermore, in the FY25 budget, CVRC received a special appropriation of \$7,000,000. The appropriation includes \$1,000,000 allocated for sexual assault victims, \$2,000,000 to supplement federal grants under VOCA, and \$4,000,000 for law enforcement-based advocates. This appropriation may be utilized for both FY24 and FY25 until the governor signs it into law.

In addition, Ms. Mok informed the Commission that CVRC has received \$1,680,000 from the Government Results and Opportunity Expendable Trust, commonly referred to as a "grow fund." CVRC can utilize this funding for both FY25 and FY26. Within this allocation, \$240,000 is designated for crime victim reimbursements, \$1,120,000 for statewide sexual assault services, and \$320,000 to provide services specifically to sexual violence victims.

Ms. Mok clarified to the Commission that the funding discussed for the Special Appropriation and the Government Results and Opportunity Expendable Trust is not recurring.

New Business**OVC VOCA Compensation Proposed Changes to Program Requirements**

Mr. Zubia informed the Commission regarding the OVC VOCA Compensation Grant Program proposed rule change, which has 15 enhancement initiatives. Mr. Zubia further informed the Commission that CVRC had initially scheduled to work on their own rule and regulation changes. However, on February 5th, a proposed change arose, and the publication for this change is now open for a 60-day period, closing on April 5th. Mr. Zubia emphasized that the impact of these rules at the federal level will influence how CVRC conducts business at the state level.

CVRC Rule and Regulation Status

Mr. Zubia informed the Commission that CVRC has decided to postpone any updates on the rule and regulation status until after the legislative session. Subsequently, to include the Federal Compensation Proposed rule change following April 5th, CVRC will ensure that the Commission is kept informed of any developments.

New Mexico Department of Justice Agency Representation

Mr. Zubia updated the Commission regarding CVRC's representation from the NM Department of Justice. He informed the Commission that CVRC's previously assigned representative, Ms. Delilah Tenorio, is no longer with the department. Presently, Todd Baran, who is not our permanent representative, joined today's Commission Meeting but will attend meetings tentatively until further notice. Additionally, Mr. Zubia informed the Commission that Heather Sandoval is tentatively designated as CVRC's first contact at the NM Department of Justice and will continue working with them to ensure compliance with CVRC's meeting and IPRA requirements. Mr. Zubia expressed gratitude for their ongoing support.

Business**Grants Status Report (VOCA, VAWA, SASP, and State Funds)**

Ms. Richmond informed the Commission that the monthly report has been submitted for review. Ms. Richmond emphasized that the VAWA request for proposal (RFP) is currently open with a deadline of March 1st. Furthermore, Ms. Richmond informed the Commission about the VAWA Peer Review Committee scheduled for April 12th. In addition, Ms. Richmond informed the Commission that there is a projected budget of \$1,000,000,000 for continuing projects and \$209,000 for new projects; Ms. Richmond expressed enthusiasm for this solicitation opportunity.

Executive Session

At 10:29 a.m., Commission Chair Summa made a motion to enter Executive Session. Commission Vice Chair Karst seconded the motion.

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

At 10:40 a.m., Commission Chair Summa made a motion to come out of Executive Session. Commission Vice Chair Karst seconded the motion. The motion passed unanimously.

Actions on Items Discussed in Executive Session (Voting Item)

242008

241885

Mr. Zubia reviewed with the Commission claim #242008. The will of the Commission regarding claim #242008 was to deny. The motion to deny was passed unanimously.

The roll-call vote is as follows: Commission Vice Chair Karst, aye, Commission Member Brown, aye, Commission Member Stewart, aye.

Commission Meeting February 22, 2024

Mr. Zubia reviewed with the Commission claim #241885. The will of the Commission regarding claim #241885 was to table it to acquire further information. The motion to table was passed unanimously.

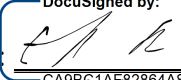
The roll-call vote is as follows: Commission Vice Chair Karst, aye, Commission Member Brown, aye, Commission Member Stewart, aye.

The next Commission meeting has been scheduled tentatively for Thursday, March 28, 2024, 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 Vice Chair Karst adjourned the February meeting.

The Commission meeting adjourned at 11:18 a.m.

APPROVED:  DATE: _____

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 Commission Vice Chair Karst