

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
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Albuquerque, NM 87110

Meeting Called to Order

On May 30, 2024, Commission Chair Summa called the May 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 Summa, Commission Chair
Randal Brown, M.D., Commission Member (Virtual)
Kim Stewart, Sheriff, Commission Member (Virtual)
David Karst, Commission Vice Chair (Virtual)
Cody Rogers, Commission Member (Virtual)

The following NMCVRC staff members were present:

Frank Zubia, Director
Cindy Mok, Chief Financial Officer
Donna Richmond, Grants Bureau Chief
Debra Yepa, State Investigator
Jacqueline Hernandez, Administrative Secretary
Kristin Wood-Hegner, VAWA Grant Administrator
Leslie Valenzuela, State Investigator (Virtual)
Rebecca Duran, State Investigator
Jesus Holguin, State Investigator
Jacqueline Sanchez, Compensation Bureau Chief

The following guests were present:

Sandra Gardner, Assistant Attorney General
Rachel Cox, NMCSAP Deputy Director (Virtual)

Review Agenda

Commission Chair Summa and 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 Vice Chair Karst, aye, Commission Member Stewart, aye, Commission Member Brown, aye.

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

Commission Meeting May 30, 2024

Commission Chair Summa and Commission members reviewed the Commission meeting minutes for April 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 Chair Summa, aye, Commission Vice Chair Karst, aye, Commission Member Stewart, aye, Commission Member Brown, aye, Commission Member Rogers, aye.

Public Comment

Mr. Zubia introduced to the Commission, CVRC's new recent hire for the State Investigator position, Jesus Holguin. In addition, the newly appointed representative from New Mexico Department of Justice, Sandra Gardner, Assistant Attorney General.

Agency Financial Report

Ms. Mok updated the Commission on the FY2024 budget position report regarding victim payments from July 1, 2023, through May 10, 2024.

The victim payment allocation is \$2,579,000. The compensation victim batch payouts as of May 10, 2024, are \$2,859,267. The available budget is \$3,193,554, with seven weeks remaining for FY2024.

Ms. Mok emphasized to the Commission the pressing need for budget adjustments, as the current rate of victim payouts is projecting a shortfall of \$470,000 to close out FY2024. CVRC is actively collaborating with the Department of Finance and Administration (DFA) and the Legislative Finance Committee (LFC) to address this issue and ensure the needs of crime victims across the state are fully met.

Ms. Mok presented the FY2024 Crime Victim Fund Budget Status report to the Commission.

Below are the payments received for the period of July 01, 2023, to May 10, 2024, by type:

Restitution: \$50,711

Corrections: \$402,321

Civil Settlement: \$15,702

Penalty Assessment: \$159,274

Total received: \$628,008

Ms. Mok reviewed the Crime Victims Funds Status report with the Commission, totaling **\$628,008**.

Moreover, Ms. Mok drew the Commission's attention to the significant increase in victim payouts, which have risen by almost 30% compared to the last fiscal year. This, coupled with the fact that CVRC is collecting nearly 10% less revenue compared to the last fiscal year, is putting a strain on funds.

Additionally, Mr. Zubia informed the Commission that despite concerns about potentially having a negative projection before year-end, CVRC wants to assure the Commission that the agency can continue conducting business. CVRC can utilize federal funds, although this is typically considered a last resort. Due to the 30% increase in payouts, as mentioned by Ms. Mok, there is a strain on funds. Interestingly, compensation applications have declined by almost 20%, creating a disparity between applications and payouts. CVRC is exploring various theories to explain this trend. Despite the challenges, CVRC is committed to providing services to client survivors. The financial standing remains secure, partly due to Ms. Mok's efforts to ensure sufficient funds in the bank account through budget adjustments.

New Business

Proposed Commission Meeting Change to July 18, 2024

Mr. Zubia informed the Commission about the initial proposal to move the June Commission meeting to July due to the need for a quorum. However, since a quorum has been established, Mr. Zubia recommends keeping the June meeting date as initially scheduled. Mr. Zubia emphasized that the Commission must hold at least ten meetings in the state fiscal year. Nonetheless, ensuring a quorum is always present for these meetings is crucial.

Note: Commission Member Brown mentioned that he will not be available for the June Commission meeting. However, it's important to note that a quorum is still fulfilled for the June meeting, ensuring the Commission's ability to conduct official business.

Business

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

Ms. Richmond reported to the Commission that the Grants Department experienced a particularly busy month of May, receiving numerous requests for proposals (RFPs). She then introduced Ms. Wood-Hegner to elaborate on the applications for federal funding under the Violence Against Women Act (VAWA).

STOP VAWA FY2025 Final Award Approval (Voting Item)

Ms. Wood-Hegner reiterated the Commission's previous discussion regarding the preliminary vote of the STOP VAWA FY2025 Final Award, which the peer review committee recommended during the Commission Meeting held on April 25th, 2024. Twenty-three (23) continuation applications were received, amounting to \$960,212, and seven (7) new proposals totaling \$215,275. Following the vote, all applicants were promptly informed of the Commission's preliminary decision and were granted a protest period of six (6) days, which concluded on May 6th, 2024. CVRC received no protests during this period. Today, CVRC is seeking the Commission's final approval of this award. Additionally, Ms. Wood-Hegner expressed collective gratitude to Commission Chair Summa for her invaluable contributions as a peer reviewer.

Commission Member Brown made a motion to approve the STOP VAWA FY2025 Final Award, which Commission Member Rogers seconded. The motion to approve passed unanimously.

The Commission's roll-call vote was as follows: Commission Chair Summa, aye; Commission Vice Chair Karst, aye; Commission Member Stewart, aye; Commission Member Brown, aye; Commission Member Rogers, aye.

VAWA SASP FY2025 Final Award Approval (Voting Item)

Ms. Wood-Hegner revisited a prior discussion from the Commission Meeting on April 25th, 2024, regarding the preliminary vote concerning the approval of the VAWA SASP FY2025 Final Award. This award totals **\$817,188** and is designated for the continuation agency within the New Mexico Coalition of Sexual Assault Programs. Upon the Commission's anticipated final approval today, CVRC will proceed to facilitate the disbursement of the award to the coalition, which will subsequently allocate funds to various agencies across the state. Notably, this marks the coalition's fourth year within the four-year funding cycle. CVRC is now seeking the Commission's final approval of this award.

Commission Member Brown moved to approve the VAWA SASP FY2025 Final Award. Commission Vice Chair Karst seconded the motion, which passed unanimously.

The Commission's roll-call vote was as follows: Commission Chair Summa, aye; Commission Vice Chair Karst, aye; Commission Member Stewart, aye; Commission Member Brown, aye; Commission Member Rogers, aye.

Victims of Crime Act (VOCA) State Gap Funding FY2025 Preliminary Award Recommendations (Voting Item)

Ms. Richmond provided the Commission with an update regarding state funding, specifically the legislative appropriation for FY2025. The initial request for proposal pertained to the Victims of Crime Act (VOCA) state gap funding, amounting to \$5,000,000 allocated to address the VOCA gap. Seventy-six (76) competitive applications were received. The peer review committee convened on May 17th, 2024, to review these applications; CVRC is now seeking the Commission's support to approve these competitive awards.

Commission Meeting May 30, 2024

Commission Vice Chair Karst motioned to approve the Victims of Crime Act (VOCA) State Gap Funding FY2025 Preliminary Award Recommendations. Commission Member Stewart seconded the motion, which passed unanimously.

The Commission's roll-call vote was as follows: Commission Chair Summa, aye; Commission Vice Chair Karst, aye; Commission Member Stewart, aye; Commission Member Brown, aye; Commission Member Rogers, aye.

Sexual Assault Services FY2025 Preliminary Award Recommendations (Voting Item)

Ms. Richmond updated the Commission on the second Request for Proposal (RFP) regarding Sexual Assault Services FY2025 Preliminary Award state funding. Sixteen (16) competitive applications were received, with funding totaling **\$1,915,000**. The peer review committee convened to evaluate these applications on May 17th, 2024. CVRC is now seeking the Commission's support to approve these competitive awards.

Commission Member Stewart motioned to approve the Sexual Assault Services FY2025 Preliminary Award Recommendations. Commission Member Brown seconded the motion, which passed unanimously.

The Commission's roll-call vote was as follows: Commission Chair Summa, aye; Commission Vice Chair Karst, aye; Commission Member Stewart, aye; Commission Member Brown, aye; Commission Member Rogers, aye.

Victims of Violent Crime State Funding FY2025 Preliminary Award Recommendations (Voting Item)

Ms. Richmond provided the Commission with an update on the final Request for Proposal (RFP) for Victims of Violent Crime State Funding FY2025 Preliminary Award. CVRC received a total of thirty-five (35) competitive applications, and the total award funding amounts to **\$2,475,000**. Following the peer review committee meeting on May 17th, 2024, CVRC is now seeking the Commission's support for the approval of these competitive awards.

Commission Vice Chair Karst motioned to approve the Victims of Violent Crime State Funding FY2025 Preliminary Award Recommendations. Commission Member Rogers seconded the motion, which passed unanimously.

The Commission's roll-call vote was as follows: Commission Chair Summa, aye; Commission Vice Chair Karst, aye; Commission Member Stewart, aye; Commission Member Brown, aye; Commission Member Rogers, aye.

Executive Session

At 10:28 a.m., Commission Chair Summa made a motion to enter Executive Session. Commission Member Rogers seconded the motion.

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

At 10:35 a.m., Commission Chair Summa made a motion to come out of Executive Session. Commission Member Stewart seconded the motion. The motion passed unanimously.

Actions on Items Discussed in Executive Session (Voting Item)

192192

Mr. Zubia reviewed with the Commission claim #192192. The will of the Commission regarding claim #192192 was to deny. The motion to deny was passed unanimously.

Commission Meeting May 30, 2024

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

The next Commission meeting has been scheduled tentatively for Thursday, June 27, 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.

Adjourn

Commission Chair Summa adjourned the May meeting.

The Commission meeting adjourned at 10:38 a.m.

APPROVED:  DATE: 6/27/2024

Commission Chair Summa