
CALIFORNIA VICTIM COMPENSATION BOARD MEETING AGENDA

JULY 20, 2023

10:00 a.m.

400 R Street, Room 330

Sacramento, CA 95811

BOARD MEETING MATERIALS

Item 1.	Approval of Minutes Minutes of the May 18, 2023, Board Meeting DRAFT Minutes attached	Action Item
Item 2.	Public Comment on Items Not on the Agenda - The Board will receive comments from the public on matters that are not on the agenda. The Board may not discuss or take any action on any item raised during public comment except to decide whether to place the matter on a subsequent agenda. (Gov. Code, § 11125.7.) No materials for this item	
Item 3.	Executive Officer Statement No materials for this item	Information Item
Item 4.	Legislative Update Copy of Legislative Update attached	Information Item
Item 5.	Contract Update Copy of Contract Report attached	Action Item
Item 6.	Proposal to Approve Trauma Recovery Center Grant Award Copy of Proposal to Approve Trauma Recovery Center Grant Award attached	Action Item

ITEM 1

DRAFT

CALIFORNIA VICTIM COMPENSATION BOARD OPEN MEETING MINUTES MAY 18, 2023, BOARD MEETING

The California Victim Compensation Board (Board) convened its meeting in open session upon the call of the Chair, Gabriel Ravel, General Counsel of the Government Operations Agency, acting for, and in the absence of Amy Tong, Secretary of the Government Operations Agency, at 400 R Street, Room 330, Sacramento, California, on Thursday, May 18, 2023, at 10:14 a.m. Also present was Member Evan Johnson, acting for, and in the absence of, Malia Cohen, Controller. Appearing via Zoom was Member Diana Becton, District Attorney.

Executive Officer Lynda Gledhill, and Chief Counsel Kim Gauthier, attended in person at 400 R Street, Sacramento, California. Board Liaison, Andrea Burrell, was also present and recorded the meeting.

Item 1. Approval of the Minutes of the March 16, 2023, Board Meeting

Member Becton moved approval of the Minutes for the March 16, 2023, Board Meeting. The motion was seconded by Member Johnson. By a unanimous vote of the Board, the motion passed.

Item 2. Approval of the Minutes of the April 12, 2023, Board Meeting

Member Becton moved approval of the Minutes for the April 12, 2023, Board Meeting. The motion was seconded by Member Johnson. By a unanimous vote of the Board, the motion passed.

Item 3. Public Comment

The Board opened the meeting for public comment and Ms. Burrell reminded everyone that, consistent with the Bagley-Keene Open Meeting Act, items not on the agenda may not be discussed at this time but may be put on a future agenda. (Gov. Code, § 11125.7.)

Margaret Petros appeared via Zoom. Ms. Petros stated the Program requires verifications from the IRS and FTB when victims/applicants apply for wage and support losses and CalVCB requires it for the previous year before the crime, the year of the crime, and recently she came across a claim that required verification and requested verification from FTB the year after the crime, which makes absolutely no sense to her. She feels the Board is over-reaching their powers and violating victims' privacy when really, they have no business to know why and how much the victim was making after the crime. She further opined that the records are not required under Government Code section 13952(c)(3), which says the Board shall not require an applicant to submit documentation from the Internal Revenue Service and the Franchise Tax Board. She did note, however, that the statute goes on to state that the Board may require and use documentation from these entities to verify the amount of compensation for income or support loss. Ms. Petros expressed her opinion that this was done by the legislators

DRAFT

for a reason with the intent that if there are other ways to verify the income and support loss it should be used, such as pay stubs, a declaration from the employer, and bank statements. She stated victims are not always able to file their taxes, and if the Board is going to require it, she's asked in the past for the Board not to deny claims because tax records are not available, or the victim has delayed the tax filing. Ms. Petros expressed her preference that the income loss bill be deemed unverified, so that the victim may come back at some point in the future after they have filed their taxes and submit them to the Board. Ms. Petros indicated that when the bill is recommended for denial, it goes before the Board and a final denial is issued. Thereafter, she believes the only other option is to file a writ in the superior court within 60 days. She's been told that the Board can reconsider denials, however, she thinks that is wrong. She would prefer that rather than the bill has going through the system for a final denial, that it be processed as unverified. Ms. Petros explained that these are issues she sees in her work with victims, and she believes an important benefit is being denied, which is devastating to victims.

Ms. Petros thanked the Board.

Chair Ravel thanked Ms. Petros for her commentary. He also recognized that the Board could not talk about it because it was not agendized, but he asked Chief Counsel Gauthier if she had a comment on the item.

Chief Counsell Gauthier reminded the Board that in January she asked the Board for the authority to file the rulemaking calendar with the Office of Administrative Law to start the process for amending some of the existing CalVCB regulations. Ms. Gauthier explained that one of the regulations being considered for amendment is the one dealing with income loss verification documentation as CalVCB recognizes some victims may not meet the criteria for having to file tax returns; however, if they do file tax returns, it is important that the Board get that information. Ms. Gauthier went on to explain to the Board that the statutes governing CalVCB's ability to request tax returns permits CalVCB ask for any information necessary to verify the claim. There are some instances where claimants will apply to the Program and claim that they are not employed, yet CalVCB obtains evidence that indicates otherwise, so there may be some instances where we do request tax returns to verify that information post-crime. The regulation does currently require tax returns as part of the income verification requirement, and that is something CalVCB is looking at as we recognize some of our victims may not meet the threshold to have to file tax returns.

Chair Ravel thanked Chief Counsel Gauthier.

Kenneth Martin joined telephonically. He stated he is one of the victims that applied for compensation in September 2020. In August of 2020, he was in a hit-and-run motorcycle accident that left him with multiple injuries, and he is permanently disabled. His process has

DRAFT

been very extreme. He's had many surgeries and when he can schedule it, he will have his fifth surgery. He's been applying for compensation and has been denied multiple times. He states he was approved, and the Board paid him, but then told him because he had another source of income, he was not eligible for benefits.

Mr. Martin stated he never received any type of income for approximately nine months after his accident, so he was homeless, couch-surfing, and he lost everything. He requested the documents from the Program, which were the disability statements, and medical records. He submitted those documents and his surgeons, doctors, and physicians have answered the questions that the Program asked. He has been constantly looking for housing and he has not gotten physical help because there are so many people hurt and injured out there, he cannot even get physical therapy, which puts him 10 months behind, and he has to have another surgery. The surgery will consist of doctors moving a muscle from his arm to his leg just for him to be able to live, and he does not know how will be able to do that without any help. He explained that he is 30 years old, and this is not what he wanted for his life. He was working earning almost \$30/hour in 2020. He stated he is constantly fighting for help. He feels that everything the Program needs for him to prove his injuries were related to the crime, the Program has.

Mr. Martin concluded by stating he is devastated that he cannot get help from the Program for housing, his disability, and even his doctors and surgeons. He just really wants help to move his life forward.

Chair Ravel thanked Mr. Martin and apologized to him for his accident.

Item 4. Executive Officer Statement

Executive Officer Gledhill updated the Board on several items:

To start, Ms. Gledhill reminded the Board that last year's budget included money for a pilot program for regional trauma recovery centers (TRC)'s; one in Northern California and one in the Central Valley. CalVCB issued a Notice of Funds Available (NOFA) for both last fall and initially received an application for the Northern TRC. That contract was approved by the Board at its November meeting and was with the Alameda County District Attorney's Office (DA).

CalVCB had been working to execute that contract when CalVCB received word that the DA's office wished to delay implementation. Alameda County has a new DA as of January, and she stated that she wanted to focus on their existing TRC. Therefore, the DA's office declined the grant award for the regional pilot TRC.

CalVCB has reissued the NOFA and will have more information for the Board at the July meeting. Ms. Gledhill noted, only existing TRC's are eligible to run the pilot program.

DRAFT

Ms. Gledhill continued, stating that the Governor released his revised budget last week and traditionally that results in a change to the TRC contracts that the Board approved in March for the upcoming year. Ms. Gledhill noted this year there is only a marginal change in the Prop 47 allocation to the TRCs; however, for the first time money for the TRCs that was allocated last year but unspent can be rolled over. CalVCB will monitor how much the TRCs have spent and will not know the final allocations until the end of the fiscal year. The Board will continue to be updated as CalVCB works through the process.

Finally, Ms. Gledhill reported that April was Crime Victims' Rights Week and Denim Day. CalVCB collected nearly 100 pairs of jeans and other denim items to donate to a local nonprofit helping victims of sexual assault. She attended several local events honoring crime victims and explained it was an opportunity to talk to victims that have benefited from CalVCB services. Ms. Gledhill expressed her pleasure at being able to go out into the community and let victims know about CalVCB services.

Chairperson Ravel thanked Ms. Gledhill for the updates. He also expressed his disappointment about the Alameda County Regional TRC, stating there is a great need in that area. He hopes another TRC will be able to perform the services.

Board Member Johnson asked about the timeline for the new NOFA.

Ms. Gledhill responded the responses are due in early June and she is hopeful staff will be able to score them and prepare them for consideration and approval at the July Board meeting.

Item 5. Legislative Update

The Legislative Update was presented by Executive Officer Lynda Gledhill.

Ms. Gledhill noted that the Appropriations Committees in each house will be hearing bills on the Suspense File. The hearings will determine whether bills will move forward or be held for the next session.

In addition to the bills that are noted in the legislative report, Ms. Gledhill discussed AB 1551 by Assembly Member Gipson, which would increase the maximum support loss that may be paid to children of victims that have been killed by drunk drivers. That bill has also been added to the suspense hearing that is being held today.

Ms. Gledhill concluded by noting since the legislative report was printed, AB 1187 by Assembly Member Quirk-Silva, which would authorize CalVCB to reimburse services provided by Child Life Specialists, had passed out of the Assembly Appropriations Committee, and was ordered to the Assembly Floor.

DRAFT

Chairperson Ravel thanked Ms. Gledhill for the updates.

Item 6. Contract Update

The Contract Update was presented by Executive Officer Lynda Gledhill.

Ms. Gledhill stated that the Contract Report included only informational items and all the items were for information technology goods and/or services necessary to the ongoing business of CalVCB.

Chairperson Ravel thanked Ms. Gledhill

Item 7. PC 4900 Claim No. 21-ECO-09, Johnny Choinski

This presentation was given by Chief Counsel, Kim Gauthier. Ms. Gauthier gave a summary of the Penal Code section 4900 claim filed by Johnny Choinski.

On May 12, 2021, Johnny Choinski filed an application as an erroneously convicted felon with the California Victim Compensation Board. That application is based on his 2002 still valid convictions for assault with a firearm, assault with a firearm upon a peace officer, criminal threats, corporal injury, and discharging a firearm.

The claim seeks \$949,200, which represents payment for 6,780 days of imprisonment. The Attorney General objected to the claim, arguing the evidence fails to prove Mr. Choinski's innocence by a preponderance.

The claim is recommended for denial as the Hearing Officer agrees that Mr. Choinski has failed to meet his burden to prove by a preponderance of evidence that it is more likely than not that he is innocent of the alleged crimes.

Throughout these proceedings, Mr. Choinski has represented himself. The Attorney General's Office was represented by Deputy Attorney General Dina Petrushenko.

Chair Ravel confirmed that Mr. Choinski did not appear for the Board meeting.

Chairperson Ravel, then requested to hear from Ms. Petrushenko from the Attorney General's Office.

Ms. Petrushenko confirmed that she and the Board received an email that Mr. Choinski would appear. She indicated she was not sure what happened regarding his appearance.

Ms. Petrushenko agreed that the burden of proof falls on Mr. Choinski. She noted his seven violent felony convictions remain valid even after two decades of litigation in state and federal courts. Ms. Petrushenko argued that the evidence that Mr. Choinski has presented is

DRAFT

unpersuasive, unreliable, and does not meet his burden to prove that he is innocent of the crimes. She submitted the matter to the Board and suggested that the Proposed Decision be adopted.

Chairperson Ravel thanked Ms. Petrushenko for appearing before the Board.

Member Becton moved to adopt the Hearing Officer's Proposed Decision in the Penal Code section 4900 matter of Johnny Choinski. The motion was seconded by Member Johnson. The motion was approved by a unanimous vote of the Board and the Proposed Decision was adopted.

Chair Ravel acknowledged that we had missed a member of the public who intended to make a public comment on an item that is not on the agenda. Therefore, before the Board considered Item 8, Ms. Loretelli addressed the Board.

Ms. Loretelli started by saying the Board was reconsidering her wage and disability claim. She has spent the last several weeks working with a representative from Senator Eggman's office trying to figure out what records were needed to properly reconsider. Her past medical providers, past employer, and past and present therapists were able to send in what was needed.

Ms. Loretelli wanted to convey what life is like after leaving a relationship involving domestic violence. She explained that if you have children that have also been abused, you must go to the family courts, regardless of police involvement or EPOs (Emergency Protective Orders), and this is dangerous to do without an attorney. Most abused victims realize that they too were abused as children because they were conditioned to accept abuse and never taught about what it looked like, and the worst parts are the hidden parts that do not leave bruises or broken bones.

She spoke about the generational trauma and abuse and how victims want that to stop with them and their children. She described how victims notice in their children the signs of behavioral and developmental issues, such as ADHD like symptoms, self-harm, and suicidal ideations and mental health disorders. As the parents, you must cover it up for family court because if the judge thinks the protective parent is weak, you are no longer qualified to care for your children, and they are given to the abuser. In her experience the children do not get protected for long, and eventually this causes a breakdown or slowdown. She wants to be clear; victims of long-time domestic abuse are not healed in six months of therapy, especially when they are court-ordered to have contact with their abuser. She contended doctors are not writing certain things in the chart because they are the abuser's doctor also and that would be harmful to the abuser, so they often put the victim off work for something else. The doctors do not want to get involved. The victims are told that their child is having PTSD but that they still need to visit the abuser, or the judge will get mad. The victim must coordinate visits with their

DRAFT

abuser and rapist. Maybe a custody evaluation should be ordered with the abuser. These are just some things she has been told and personally experienced. She could not work because finding programs for her children, dealing with schools and 504s was a full-time job.

She started a part-time business in 2021, while managing her own illnesses from chronic stress and managing her children's healing at the same time.

Finally, she thanked the Board for the help she has received to date and wanted to advocate for reform to all state-run programs for victims. The processes at times are re-victimizing and traumatizing. The victims want to be believed and helped.

Chair Ravel thanked Ms. Loretelli for her comments and her perspective and apologized for the traumas that she has experienced.

Item 8. PC 4900 Claim No. 20-ECO-14, Jeannette Turner

This presentation was given by Chief Counsel, Kim Gauthier. Ms. Gauthier gave a summary of the Penal Code section 4900 claim filed by Jeannette Turner.

On June 22, 2020, Jeannette Turner filed an application as an erroneously convicted felon with the California Victim Compensation Board. That application was based on her 1997, felony conviction for perjury, which was vacated in 2006.

Ms. Gauthier noted that this matter includes a long procedural history, which was detailed in the Proposed Decision. The Office of the Attorney General in its response to the claim recommended that the claim be granted.

As there was no objection from the Office of the Attorney General, compensation is automatic under Penal Code section 4900, subsection (b). Accordingly, the Proposed Decision recommends compensation in the amount of \$80,920, which represents \$140 per day for the 578 days Ms. Turner was wrongfully imprisoned.

Throughout the proceedings, Ms. Turner was represented by Phillip Cooke of the Law Office of Cooke and Marshall. The Attorney General's Office was represented by Deputy Attorney General Heather Gimle.

Chairperson Ravel asked that counsel for Ms. Turner address the Board first.

Phillip Cooke of the Law Office of Cooke & Marshall, and Ms. Turner, appeared via Zoom. Mr. Cooke stated he and Ms. Turner are present today and prepared to answer any questions the Board may have and noted that they concur with the Proposed Decision from the hearing officer.

DRAFT

Chairperson Ravel thanked Mr. Cooke for his comments. The Chair asked Ms. Turner if she would like to address the Board.

Ms. Turner simply stated that compensation has been a long time coming and she hopes this is the end.

Chairperson Ravel thanked Ms. Turner for her appearance and comments.

Chairperson Ravel, then requested to hear from Ms. Gimle from the Attorney General's Office.

Ms. Gimle, who appeared via Zoom, stated she is prepared to submit the matter based on the Proposed Decision before the Board.

Chairperson Ravel thanked Ms. Gimle for appearing before the Board.

Member Becton moved to adopt the Hearing Officer's Proposed Decision in the Penal Code section 4900 matter of Jeannette Turner. The motion was seconded by Member Johnson. The motion was approved by a unanimous vote of the Board and the Proposed Decision was adopted.

Item 9. PC 4900 Claim No. 22ECO-38, Patrick Willis

This presentation was given by Chief Counsel, Kim Gauthier. Ms. Gauthier gave a summary of the Penal Code section 4900 claim filed by Patrick Willis.

On December 12, 2022, Patrick Willis filed a Penal Code section 4900 application as an erroneously convicted felon with the California Victim Compensation Board. That application was based on his 2013 convictions for two counts of first-degree murder with special circumstances. Those convictions were vacated by a Writ of Habeas Corpus in 2019 and then dismissed in 2021 after the jury was unable to reach a verdict upon retrial. As there was no objection filed by the Office of the Attorney General, compensation is automatic under Penal Code section 4900, subsection (b).

The proposed decision recommends compensation in the amount of \$441,840, which represents \$140 per day for each of the 3,156 days Mr. Willis was wrongfully imprisoned.

Mr. Willis was represented in these proceedings by Lindsay Battles of McLane, Bednarski & Litt. The Attorney General's Office was represented by Deputy Attorney General Sharon Loughner.

Chairperson Ravel asked that counsel for Mr. Willis address the Board first.

Ms. Battles of McLane, Bednarski & Litt appeared via Zoom. She thanked the Attorney General's Office and the Board for the prompt consideration and approval of Mr. Willis' claim.

DRAFT

She indicated that he has suffered immensely for the conviction of two murders that he did not commit and for the nearly nine years he was incarcerated as an innocent person. The compensation that is being approved today will enable him to take the first steps in rebuilding his life after this tragic ordeal.

Ms. Battles also acknowledged that there has still been no justice for the two murder victims in this case.

Member Becton moved to adopt the Hearing Officer's Proposed Decision in the Penal Code section 4900 matter of Patrick Willis. The motion was seconded by Member Johnson. The motion was approved by a unanimous vote of the Board and the Proposed Decision was adopted.

Closed Session

The Board adjourned into Closed Session with the Chief Executive Officer and Chief Counsel at 10:57 a.m. pursuant to Government Code section 11126, subdivision (c)(3) to deliberate on proposed decision numbers 1 through 129 of the Victim Compensation Program.

Open Session

The Board reconvened in Open Session pursuant to Government Code section 11126, subdivision (c)(3) at 11:17 a.m.

Chair Ravel announced that item 14 would be pulled from the Victim Compensation Program agenda.

Member Becton moved to approve items 1 through 129 except for item number 14 of the Victim Compensation Program. Member Johnson seconded the motion. The motion was approved by a unanimous vote of the Board and the proposed decisions were adopted.

Adjournment

Member Becton moved the adjournment of the March Board meeting. Member Johnson seconded the motion. The motion was approved by a unanimous vote of the Board and the meeting was adjourned at 11:19 a.m.

Next Board Meeting

The next Board meeting is scheduled for Thursday, July 20, 2023.

ITEM 2

PUBLIC COMMENT

The Board will receive comments from the public on matters that are not on the agenda.

The Board may not discuss or take any action on any item raised during public comment expect to decide whether to place the matter on a subsequent agenda.

(Gov. Code, § 11125.7.)

ITEM 3

EXECUTIVE OFFICER'S STATEMENT

ITEM 4

CALIFORNIA VICTIM COMPENSATION BOARD
LEGISLATIVE UPDATE
JULY 20, 2023

AB 56 (Lackey) Victim Compensation: Emotional Injuries

This bill would expand eligibility for compensation by CalVCB to include solely emotional injuries from felony violations including, among other crimes, attempted murder, rape and sexual assault, mayhem, and stalking.

Status: In the Senate Appropriations Committee

AB 1187 (Quirk Silva) Victim Compensation: Certified Child Life Specialists

This bill would authorize CalVCB to reimburse mental health counseling services provided by a Certified Child Life Specialist.

Status: In the Senate Appropriations Committee

AB 1186 (Bonta) Juveniles: Restitution

This bill would remove provisions that require juvenile offenders to pay restitution, instead requiring them to participate in various restorative justice programs. The courts would determine the amount of restitution owed and transmit it to CalVCB, which would be required to pay the amount to the victim upon appropriation by the Legislature. It would specify that CalVCB shall not pursue reimbursement or recover in a separate action against a person who was adjudicated, or against the person's parent or guardian, for an offense committed while the person was a minor.

Status: In the Senate Public Safety Committee

AB 997 (Gipson) Exoneration: Mental Health Services

This bill would require CalVCB to compensate mental health services for individuals with successful erroneous conviction claims.

Status: In the Senate Appropriations Committee

SB 78 (Glazer) Criminal Procedure: Factual Innocence

This bill would provide that, for defendants whose convictions were reversed on habeas and the district attorney fails to object and provide clear and convincing evidence of guilt, the court shall issue a finding that they are entitled to compensation by CalVCB under Penal Code section 4900. The bill also makes statutory changes to conform to CalVCB's new payment process for erroneous conviction claims that was enacted in 2022.

Status: In the Assembly Appropriations Committee

[SB 544 \(Laird\) Bagley-Keene Open Meeting Act: Teleconferencing](#)

This bill would amend the Bagley-Keene Open Meeting Act to remove certain teleconference requirements, while ensuring remote public access to state body meetings via audio, online platforms, or physical attendance.

Status: In the Assembly Governmental Organization Committee

[SB 655 \(Durazo\) Victim Compensation](#)

This bill would make a number of changes to CalVCB statutes, effective January 1, 2024. It would remove reasons for denial, including felony convictions, lack of cooperation with law enforcement and involvement in the events leading to the crime. The bill would allow documentation other than a crime report to be used to verify a qualifying crime. It would shorten the time period for processing of applications and appeals and extend the time period for a victim to provide additional information, appeal a decision, request reconsideration or file a petition for a writ of mandate. It would remove CalVCB's authority to set service limitations for medical and mental health services. It would create a presumption in favor of granting an emergency award for relocation or funeral expenses. It would prohibit denial of relocation reimbursement due to the victim informing the offender of the location of the new residence. It would add requirements for CalVCB's communication of information to claimants.

Status: Held on the Suspense File in the Senate Appropriations Committee

[SB 838 \(Menjivar\) Use of Force by a Law Enforcement Officer](#)

This bill would require CalVCB to compensate individuals who were killed or injured by law enforcement notwithstanding current eligibility requirements. It would add documentation that describes or demonstrates that a person suffered serious bodily injury or death as a result of a law enforcement officer's use of force to the definition of sufficient evidence establishing that the person is a victim eligible for compensation. It would prohibit CalVCB from denying a claim based on a law enforcement officer's use of force due to the victim's involvement in the crime or failure to cooperate with law enforcement. It would require denial of a use of force claim for involvement when the victim is convicted of a violent crime, pursuant to Penal Code section 667.5, or a crime that caused the serious bodily injury or death of another person at the time and location of the incident. Further, the bill would prohibit CalVCB from denying a claim, based on any crime that caused the death of the victim, due to the deceased victim's involvement in the crime or the victim's or a derivative victim's failure to cooperate with law enforcement.

Status: Held on the Suspense File in the Senate Appropriations Committee

AB 1551 (Gipson) Vehicular Manslaughter While Intoxicated

This bill would increase from \$70,000 to \$100,000 the limit on support loss that CalVCB may compensate minor derivative victims of a direct victim who was killed by a crime of vehicular manslaughter while intoxicated.

Status: Held on the Suspense File in the Assembly Appropriations Committee

SB 530 (Bradford) Exoneration: Compensation

This bill, effective January 1, 2024, would remove the requirement that erroneous conviction compensation claimants prove injury and instead state that they would be compensated for incarceration served solely as a result of the former erroneous conviction. In addition, it would add to a list of provisions that are scheduled to take effect July 1, 2024, but only if it is determined that sufficient General Fund monies exist, and an appropriation is made. The additional provisions would require compensation of \$70 per day for time that a claimant spent on the sex offender registration list due to an erroneous conviction and compensation of reasonable attorney fees for all successful claimants. The bill would also in certain circumstances extend the deadline from 30 days to 90 days from the filing of a claim for CalVCB to calculate the compensation for the claimant and approve payment to the claimant.

Status: Held on the Suspense File in the Senate Appropriations Committee

AB 433 (Jackson) State- and County-Funded Grants: Advance Payments

This bill would require state and county departments that offer grants to nonprofit organizations to advance a payment of 10 percent of the total grant amount awarded to the nonprofit organization, upon request of the nonprofit administrators.

Status: Failed in the Assembly Accountability and Administrative Review Committee

AB 855 (Jackson) Criminal Procedure: Fines, Fees, and Restitution

This bill would change the annual interest rate on restitution orders and the annual interest rate charged by the Franchise Tax Board on certain delinquent payments, including fines, fees, and restitution, to no more than one percent.

Status: Failed passage in the Assembly Revenue and Tax Committee

AB 330 (Dixon) Domestic Violence: Victim's Information Card

This bill would require the Victims of Domestic Violence card to be a different color than other cards issued by officers, to include a disclaimer, to be available in languages other than English, and to include various information such as the definition of domestic violence and the statute of limitations for domestic violence.

Status: Held on the Suspense File in the Assembly Appropriations Committee

AB 1402 (Dahle) Medical Evidentiary Examinations: Reimbursement

Existing law requires the Office of Emergency Services to establish a protocol for the examination and treatment of victims of sexual abuse and attempted sexual abuse, including child sexual abuse, and the collection and preservation of evidence. This bill would declare the intent of the Legislature to enact legislation relating to reimbursements for child abuse forensic examinations.

Status: In the Senate Public Safety Committee

AB 1215 (Carrillo) Pets Assistance with Support Grant Program

This bill would require the Department of Housing and Community Development to develop and administer the Pets Assistance With Support Grant Program (PAWS), to award grants to qualified homeless shelters and qualified domestic violence shelters. It would require grant recipients to meet certain availability and service requirements as they relate to the pets of people experiencing homelessness and people escaping domestic violence. The bill would provide that the program would only become operative upon appropriation by the Legislature.

Status: In the Senate Housing Committee

SB 86 (Seyarto) Crime Victims: Resource Center

Existing law requires the establishment of a resource center that operates a statewide, toll-free information service, consisting of legal and other information, for crime victims and providers of services to crime victims, as defined. This bill would require the resource center to additionally provide the information through an internet website and to the families of crime victims. The bill would require that the internet website include a summary of victims' rights and resources.

Status: In the Assembly Public Safety Committee

ITEM 5

CALIFORNIA VICTIM COMPENSATION BOARD
CONTRACT REPORT
JULY 20, 2023

The Board has delegated to the Executive Officer the authority to execute contracts with county victim centers for the verification of victim compensation program applications; contracts with counties for assistance in the effective collection of restitution from offenders; contracts for the review and adjustment of medical bills received by the California Victim Compensation Program; and contracts for the maintenance of the Board’s information technology system.

Further, the Board has delegated to the Executive Officer the authority to execute all other contracts in an amount not to exceed \$200,000. All contracts in excess of \$200,000 require Board approval prior to execution.

For all contracts for which the Executive Officer has delegated authority, the Executive Officer reports to the Board the substance and amount of the contract at the meeting following execution of the contract.

Contractor Name and PO/Contract Number	Contract Amount and Contract Term	Good or Service Provided
Approval		
<p>Contractor Name: Civilian, Inc</p> <p>Contract Number: S23-046</p>	<p>Contract Amount: \$3,000,000.00</p> <p>Term: Upon CalVCB Board and Department of General Services approval – 5/31/2026</p>	<p>The Contractor shall provide a Project Team to create, organize, and coordinate a comprehensive statewide public awareness campaign to increase awareness of Californians regarding CalVCB’s programs and services. The Project is a three-year, multi-faceted media and outreach campaign to connect crime victims and hard-to-reach and under-served populations with CalVCB’s services.</p> <p>Assembly Bill 178, Budget Act of 2022, section 213 (Provision 1) allocated funds to conduct an outreach campaign to raise awareness of statewide victim support services.</p>

		This Contract was procured through a Request for Proposals acquisition method.
Contractor Name: State Controller's Office Contract Number: S23-044	Contract Amount: \$324,000.00 Term: 7/1/2023 – 6/30/2026	<p>The Contractor shall assist with furnishing ongoing and uninterrupted services for the Victim Pass Thru Program, a program that exchanges information with the SCO Payment Delivery System.</p> <p>This procurement is exempt from competitive bidding pursuant to State Contracting Manual (SCM) Vol 1 section 5.80 (A)(4) (Interagency Agreement).</p>
Informational		
Grant Name: Amanecer Community Counseling Service Grant Number: G23-002	Grant Amount: \$2,500,000.00 Term: 5/1/2023 – 9/30/2025	<p>The Grantee shall open and operate a Regional Pilot Program in the Central California region.</p> <p>Assembly Bill 178, Budget Act of 2022, section 214 (Provision 3) allocated funds to establish Regional Trauma Recovery Center Pilot Programs in Northern and Central California.</p>
Contractor Name: Prison Industry Authority PO Number: PO 2938	Contract Amount: \$58,955.00 Term: N/A	<p>This procurement is for new office furniture and chairs to replace chairs that are past their useful life and to furnish new and existing offices.</p> <p>These goods were procured utilizing State Contracting Manual (SCM) Vol 2 section 5.02 (California Prison Industry Authority).</p>
Contractor Name: County of Butte	Contract Amount: \$0.00	<p>The Contractor shall establish a process by which the Contractor may pay expenses, through the Joint Powers Revolving Fund, on</p>

<p>Contract Number: S23-002</p>	<p>Term: 7/1/2023 – 6/30/2026</p>	<p>an emergency basis when a claimant would suffer substantial hardship if the payment was not made.</p> <p>Government Code section 6504 authorizes CalVCB to advance funds to establish a revolving fund account to pay qualifying claims as identified on the contractor's Scope of Work.</p> <p>This procurement is exempt from competitive bidding pursuant to State Contracting Manual (SCM) Vol 1 section 3.06 (A)(3) (contract with a local government entity).</p>
<p>Contractor Name: County of San Diego</p> <p>Contract Number: S23-010</p>	<p>Contract Amount: \$0.00</p> <p>Term: 7/1/2023 – 6/30/2026</p>	<p>The Contractor shall establish a process by which the Contractor may pay expenses, through the Joint Powers Revolving Fund, on an emergency basis when a claimant would suffer substantial hardship if the payment was not made.</p> <p>Government Code section 6504 authorizes CalVCB to advance funds to establish a revolving fund account to pay qualifying claims as identified on the contractor's Scope of Work.</p> <p>This procurement is exempt from competitive bidding pursuant to State Contracting Manual (SCM) Vol 1 section 3.06 (A)(3) (contract with a local government entity).</p>
<p>Contractor Name: County of Santa Barbara</p> <p>Contract Number: S23-014</p>	<p>Contract Amount: \$0.00</p> <p>Term: 7/1/2023 – 6/30/2026</p>	<p>The Contractor shall establish a process by which the Contractor may pay expenses, through the Joint Powers Revolving Fund, on an emergency basis when a claimant would suffer substantial</p>

		<p>hardship if the payment was not made.</p> <p>Government Code section 6504 authorizes CalVCB to advance funds to establish a revolving fund account to pay qualifying claims as identified on the contractor's Scope of Work.</p> <p>This procurement is exempt from competitive bidding pursuant to State Contracting Manual (SCM) Vol 1 section 3.06 (A)(3) (contract with a local government entity).</p>
<p>Contractor Name: County of Santa Clara</p> <p>Contract Number: S23-015</p>	<p>Contract Amount: \$0.00</p> <p>Term: 7/1/2023 – 6/30/2026</p>	<p>The Contractor shall establish a process by which the Contractor may pay expenses, through the Joint Powers Revolving Fund, on an emergency basis when a claimant would suffer substantial hardship if the payment was not made.</p> <p>Government Code section 6504 authorizes CalVCB to advance funds to establish a revolving fund account to pay qualifying claims as identified on the contractor's Scope of Work.</p> <p>This procurement is exempt from competitive bidding pursuant to State Contracting Manual (SCM) Vol 1 section 3.06 (A)(3) (contract with a local government entity).</p>
<p>Contractor Name: County of Santa Cruz</p> <p>Contract Number: S23-016</p>	<p>Contract Amount: \$0.00</p> <p>Term: 7/1/2023 – 6/30/2026</p>	<p>The Contractor shall establish a process by which the Contractor may pay expenses, through the Joint Powers Revolving Fund, on an emergency basis when a claimant would suffer substantial hardship if the payment was not made.</p>

		<p>Government Code section 6504 authorizes CalVCB to advance funds to establish a revolving fund account to pay qualifying claims as identified on the contractor's Scope of Work.</p> <p>This procurement is exempt from competitive bidding pursuant to State Contracting Manual (SCM) Vol 1 section 3.06 (A)(3) (contract with a local government entity).</p>
<p>Grantee Name: Rady Children's Hospital</p> <p>Grant Number: G23-003</p>	<p>Grant Amount: \$1,752,479.00</p> <p>Term: 7/1/2023 – 6/30/2025</p>	<p>The Contractor shall operate a Trauma Recovery Center (TRC) to provide services to victims of crime.</p> <p>Government Code sections 13963.1 and 13963.2 mandate that CalVCB administer a program to evaluate applications and award grants to Trauma Recovery Centers (TRC) in California to provide services to victims of crime.</p> <p>This Agreement was awarded through the 2023 Notice of Funds Available grant application.</p>
<p>Grantee Name: Contra Costa Family Justice Center</p> <p>Grant Number: G23-004</p>	<p>Grant Amount: \$1,582,538.00</p> <p>Term: 7/1/2023 – 6/30/2025</p>	<p>The Contractor shall operate a Trauma Recovery Center (TRC) to provide services to victims of crime.</p> <p>Government Code sections 13963.1 and 13963.2 mandate that CalVCB administer a program to evaluate applications and award grants to Trauma Recovery Centers (TRC) in California to provide services to victims of crime.</p>

		This Agreement was awarded through the 2023 Notice of Funds Available grant application.
Grantee Name: Special Services for Groups, Inc. Grant Number: G23-005	Grant Amount: \$1,142,483.00 Term: 7/1/2023 – 6/30/2025	The Contractor shall operate a Trauma Recovery Center (TRC) to provide services to victims of crime. Government Code sections 13963.1 and 13963.2 mandate that CalVCB administer a program to evaluate applications and award grants to Trauma Recovery Centers (TRC) in California to provide services to victims of crime. This Agreement was awarded through the 2023 Notice of Funds Available grant application.
Grantee Name: The University Corporation Grant Number: G23-006	Grant Amount: \$1,174,046.00 Term: 7/1/2023 – 6/30/2025	The Contractor shall operate a Trauma Recovery Center (TRC) to provide services to victims of crime. Government Code sections 13963.1 and 13963.2 mandate that CalVCB administer a program to evaluate applications and award grants to Trauma Recovery Centers (TRC) in California to provide services to victims of crime. This Agreement was awarded through the 2023 Notice of Funds Available grant application.
Grantee Name: Olive View – UCLA Education Research Institute Grant Number: G23-007	Grant Amount: \$1,489,776.00 Term: 7/1/2023 – 6/30/2025	The Contractor shall operate a Trauma Recovery Center (TRC) to provide services to victims of crime. Government Code sections 13963.1 and 13963.2 mandate

		<p>that CalVCB administer a program to evaluate applications and award grants to Trauma Recovery Centers (TRC) in California to provide services to victims of crime.</p> <p>This Agreement was awarded through the 2023 Notice of Funds Available grant application.</p>
<p>Grantee Name: Palomar Health Foundation</p> <p>Grant Number: G23-008</p>	<p>Grant Amount: \$1,489,776.00</p> <p>Term: 7/1/2023 – 6/30/2025</p>	<p>The Contractor shall operate a Trauma Recovery Center (TRC) to provide services to victims of crime.</p> <p>Government Code sections 13963.1 and 13963.2 mandate that CalVCB administer a program to evaluate applications and award grants to Trauma Recovery Centers (TRC) in California to provide services to victims of crime.</p> <p>This Agreement was awarded through the 2023 Notice of Funds Available grant application.</p>
<p>Grantee Name: Ruby's Place</p> <p>Grant Number: G23-009</p>	<p>Grant Amount: \$1,074,554.00</p> <p>Term: 7/1/2023 – 6/30/2025</p>	<p>The Contractor shall operate a Trauma Recovery Center (TRC) to provide services to victims of crime.</p> <p>Government Code sections 13963.1 and 13963.2 mandate that CalVCB administer a program to evaluate applications and award grants to Trauma Recovery Centers (TRC) in California to provide services to victims of crime.</p> <p>This Agreement was awarded through the 2023 Notice of Funds Available grant application.</p>

<p>Grantee Name: Partnership for Trauma Recovery</p> <p>Grant Number: G23-010</p>	<p>Grant Amount: \$1,227,096.00</p> <p>Term: 7/1/2023 – 6/30/2025</p>	<p>The Contractor shall operate a Trauma Recovery Center (TRC) to provide services to victims of crime.</p> <p>Government Code sections 13963.1 and 13963.2 mandate that CalVCB administer a program to evaluate applications and award grants to Trauma Recovery Centers (TRC) in California to provide services to victims of crime.</p> <p>This Agreement was awarded through the 2023 Notice of Funds Available grant application.</p>
<p>Grantee Name: Amanecer Community Counseling Service</p> <p>Grant Number: G23-011</p>	<p>Grant Amount: \$1,227,096.00</p> <p>Term: 7/1/2023 – 6/30/2025</p>	<p>The Contractor shall operate a Trauma Recovery Center (TRC) to provide services to victims of crime.</p> <p>Government Code sections 13963.1 and 13963.2 mandate that CalVCB administer a program to evaluate applications and award grants to Trauma Recovery Centers (TRC) in California to provide services to victims of crime.</p> <p>This Agreement was awarded through the 2023 Notice of Funds Available grant application.</p>
<p>Grantee Name: Safe Harbor – Trauma Recovery Center</p> <p>Grant Number: G23-012</p>	<p>Grant Amount: \$1,227,096.00</p> <p>Term: 7/1/2023 – 6/30/2025</p>	<p>The Contractor shall operate a Trauma Recovery Center (TRC) to provide services to victims of crime.</p> <p>Government Code sections 13963.1 and 13963.2 mandate that CalVCB administer a program to evaluate applications and award grants to Trauma Recovery Centers (TRC) in California to</p>

		<p>provide services to victims of crime.</p> <p>This Agreement was awarded through the 2023 Notice of Funds Available grant application.</p>
<p>Grantee Name: County of Santa Clara, District Attorney's Office</p> <p>Grant Number: G23-013</p>	<p>Grant Amount: \$1,097,770.00</p> <p>Term: 7/1/2023 – 6/30/2025</p>	<p>The Contractor shall operate a Trauma Recovery Center (TRC) to provide services to victims of crime.</p> <p>Government Code sections 13963.1 and 13963.2 mandate that CalVCB administer a program to evaluate applications and award grants to Trauma Recovery Centers (TRC) in California to provide services to victims of crime.</p> <p>This Agreement was awarded through the 2023 Notice of Funds Available grant application.</p>
<p>Grantee Name: Community Resource Center</p> <p>Grant Number: G23-014</p>	<p>Grant Amount: \$424,683.00</p> <p>Term: 7/1/2023 – 6/30/2025</p>	<p>The Contractor shall operate a Trauma Recovery Center (TRC) to provide services to victims of crime.</p> <p>Government Code sections 13963.1 and 13963.2 mandate that CalVCB administer a program to evaluate applications and award grants to Trauma Recovery Centers (TRC) in California to provide services to victims of crime.</p> <p>This Agreement was awarded through the 2023 Notice of Funds Available grant application.</p>
<p>Grantee Name: Napa Solano SANE-SART</p>	<p>Grant Amount: \$876,856.00</p>	<p>The Contractor shall operate a Trauma Recovery Center (TRC) to provide services to victims of crime.</p>

<p>Grant Number: G23-015</p>	<p>Term: 7/1/2023 – 6/30/2025</p>	<p>Government Code sections 13963.1 and 13963.2 mandate that CalVCB administer a program to evaluate applications and award grants to Trauma Recovery Centers (TRC) in California to provide services to victims of crime.</p> <p>This Agreement was awarded through the 2023 Notice of Funds Available grant application.</p>
<p>Grantee Name: A Quarter Blue</p> <p>Grant Number: G23-016</p>	<p>Grant Amount: \$876,856.00</p> <p>Term: 7/1/2023 – 6/30/2025</p>	<p>The Contractor shall operate a Trauma Recovery Center (TRC) to provide services to victims of crime.</p> <p>Government Code sections 13963.1 and 13963.2 mandate that CalVCB administer a program to evaluate applications and award grants to Trauma Recovery Centers (TRC) in California to provide services to victims of crime.</p> <p>This Agreement was awarded through the 2023 Notice of Funds Available grant application.</p>
<p>Grantee Name: Building Opportunities for Self-Sufficiency</p> <p>Grant Number: G23-017</p>	<p>Grant Amount: \$751,066.00</p> <p>Term: 7/1/2023 – 6/30/2025</p>	<p>The Contractor shall operate a Trauma Recovery Center (TRC) to provide services to victims of crime.</p> <p>Government Code sections 13963.1 and 13963.2 mandate that CalVCB administer a program to evaluate applications and award grants to Trauma Recovery Centers (TRC) in California to provide services to victims of crime.</p>

		This Agreement was awarded through the 2023 Notice of Funds Available grant application.
--	--	--

ITEM 6

CALIFORNIA VICTIM COMPENSATION BOARD
PROPOSAL TO APPROVE REGIONAL TRAUMA RECOVERY CENTER
PILOT GRANT AWARD – NORTHERN CALIFORNIA
JULY 20, 2023

Background

Trauma Recovery Centers (TRCs) are organizations that help victims of violent crime by providing trauma-informed services that include assertive outreach to underserved populations, comprehensive evidence-based mental health services, and coordinated care tailored to each victim's needs. TRCs serve victims of all types of violent crime, including those with complex needs, with a multidisciplinary team to promote resiliency and recovery. TRCs also provide training to local law enforcement and other community partners on the identification and effects of violent crime.

Government Code section 13963.1, enacted July 1, 2013, directs the California Victim Compensation Board (CalVCB) to administer a program to evaluate applications for and award grants to TRCs in California to provide services to victims of crime.

Government Code sections 13963.1 and 13963.2 contain requirements for how TRCs must operate and who they must serve, and directs CalVCB to award the grants through a competitive grant application process. The grants are paid for each year with \$2 million from the State Restitution Fund and a portion of the Safe Neighborhoods and Schools Fund, which is the savings the state realizes annually due to the passage and implementation of Proposition 47. Since its inception, the program has steadily grown over the years. Presently, CalVCB has grant agreements with eighteen TRCs across the state in Alameda, Contra Costa, Los Angeles, Orange, San Bernardino, Solano, San Diego, San Francisco, and Solano counties. In addition, there are two Regional Pilot Satellite locations in Kern and San Joaquin counties.

2022-23 State Budget

On June 27, 2022, Governor Newsom signed into law the 2022-23 Budget Act effective July 1, 2022. The Budget Act appropriated \$5,000,000 to establish a Regional TRC Pilot Program to operate TRC satellite offices in rural or underserved areas that would be run by a local organization in each community and affiliated with a TRC in another location that provides the services via telehealth or by visiting the location on a regular basis, such as once a week.

\$2,500,000 was allocated for one TRC from Northern California and \$2,500,000 was allocated for one TRC from Central California to run satellite offices in two locations in each region for three years.

Summary of Notice of Funds Available (NOFA) Process

- On September 14, 2022, CalVCB posted a NOFA for the Regional TRC Pilot Program for Northern and Central California. CalVCB received one application for Northern California and reposted the Central California NOFA on November 7, 2022.

- On November 17, 2022, the Board approved awarding \$2,500,000 to the Alameda County District Attorney’s Office to provide TRC services in Sacramento and Sonoma counties.
- On January 19, 2023, the Board approved the award for the Central Regional TRC Pilot Program grant of \$2,500,000 to the highest-scoring applicant, Amanecer Community Counseling Service to provide TRC services to Kern and San Joaquin Counties.
- On May 1, 2023, the Alameda County District Attorney’s Office officially notified CalVCB that they would not be accepting their previously awarded grant.
- On May 5, 2023, CalVCB reposted the Northern California NOFA. One application was received from Napa Solano Sexual Assault Nurse Examiner - Sexual Assault Response Team (Napa Solano SANE-SART)

Summary of Application and Scoring Process

- The NOFA was posted on the Board’s website on May 5, 2023.
- The grant application period began May 5, 2023, and ended June 5, 2023, at 2:00 P.M. PST
- The Board received one application for this competitive grant program.
- The application was reviewed as outlined in the NOFA, and the one application met the minimum qualifications.
- The one applicant with a passing score is recommended to receive grant funding, subject to a sufficient appropriation of funds from the Safe Neighborhoods and Schools Fund (SNSF).

Action Requested

Through this agenda item, CalVCB is recommending and seeking approval for funding, beginning September 1, 2023, for the one grant application received for the Northern California Regional TRC Pilot Program for \$2,500,000. Based on proposed partnerships to serve crime victims in Napa and Sonoma counties, and the results of the application and scoring process for the NOFA, the one application received a passing score and meets the qualifications to be a TRC provider.

It is requested that the Board approve the following grant award totaling \$2,500,000 for Napa Solano SANE-SART.

Description of Applicant Recommended for Award

Applicant	Proposed Award
<p>Napa Solano SANE-SART</p> <p>Napa Solano SANE-SART (CRG TRC), the lead agency and grant administrator for the Northern California Trauma Recovery Center Pilot Project, will utilize the CalVCB TRC</p>	<p>\$2,500,000 for 22 months</p>

<p>Pilot Program award to provide trauma recovery services in Napa and Sonoma Counties.</p> <p>CRG will partner with the Monarch Justice Center (MJC) in Napa County, located in Napa, CA, and Family Justice Center of Sonoma County (FJCSC) located in Santa Rosa, CA. MJC is a collaboration of public and private entities dedicated to easing the burden that systems failures and lack of access to resources place on survivors of domestic violence, child maltreatment, human trafficking, elder abuse, and sexual assault. By reducing barriers, improving the systemic response to crimes, and listening to the voices of survivors, MJC creates a safer, more equitable and just community. MJC serves as the heart of a comprehensive system providing a gateway to safety, healing, and empowerment for those who have been abused.</p>	
<p>Total Award</p>	<p>\$2,500,000</p>