

Administrative Meeting of the
Crime Victim Compensation Commission (CVCC) Minutes
Thursday, October 10, 2019
CVCC Office, 1164 Bishop Street, Suite 1530

Present: Commissioners: Chair Martha Ross and Clifton Y.S. Choy
Staff: Executive Director Pamela Ferguson-Brey and Joy Takatsuka

Agenda

The Administrative Meeting was called to order at 2:07 p.m. by Commission Chair Martha Ross.

I. Approval of Minutes:

Approval of the Minutes of the May 16, 2019, meeting were deferred as there is not a quorum of attendees to that meeting.

II. Council of State Governments (CSG) Restitution Project:

The Executive Director (ED) reported that the Commission has a contract with the Council of State Governments (CSG) that includes CSG writing an article about changing the national narrative on restitution. The ED will share the draft and ask for comments when it's closer to being completed.

The CSG contract also provides for updating data slides, automating the dashboard and doing two national presentations with the Commission. CSG was in town in September 2019 and did presentations with legislators and other community partners. As a result, Representative Gregg Takayama wrote an article about the work that the Commission and PSD has done in restitution collection.

Some of the CSG slides were shared with the Commissioners.

Hawai'i is the only state that has meaningful data about restitution collection. Minnesota did a "moment in time" report and Pennsylvania has also done a one shot data report. CSG helped the Commission to clarify the approach Hawai'i has taken to be successful: data, policy, leadership & workforce, and interagency cooperation.

The Commission will be presenting about the project with CSG in Denver, Colorado, in December. Also, just got accepted to present in New Orleans in January with Hawai'i Paroling Authority and CSG. Also have submitted to present at the American Parole Administrators International in April.

III. Justice Reinvestment (JRI) Update:

A. Restitution Project

The Commission's JRI Restitution Account Project Coordinator provided background information about the Restitution Section of the Commission. The Coordinator is working with the Department of Public (DPS) Information Systems Office on developing a Collections Collaboration System to replace corrections management and inmate fiscal systems.

The Coordinator shared restitution dashboard information. Total restitution collected since July 1, 2012, is \$3,686,441.51. Data shows 12 payments of over \$10,000.00; without these payments, restitution collected is still almost \$2,500,000.00. The next section shows the total amount that comes in monthly. The next section shows the restitution amount collected by each facility. The next portion of the report shows the collection amounts by the various facilities year to year and month to month. The data showed that there was a difference between when the facility collected the funds and when they submitted the collected amounts to the Commission for disbursement. The next section shows furlough collections since DPS policy was amended in 2015. Since then, furlough has collected over \$543,000.00. The final section shows Hawaii Paroling Authority (HPA) collections which is over \$1,100,000.00 since JRI implementation in 2012.

B. VOCA-SAC Partnership Grant

Update on grant the Commission received from Justice Research & Statistics Association. The JRI Restitution Account Project Coordinator worked with Dr. Joe Allen from Chaminade on the project. The final report was submitted. Highlights from the report show that restitution collection for Commission cases improved between the study dates of 2010 and 2014. While there was significant improvement between 2010 and 2014, there is room for greater improvement.

Additional funds became available for a supplemental study about victim demographic data including age, gender, county of residence and offense type, offense severity and compensation award crime types. Nothing significantly surprising but interesting data from population size of 705 cases. Males are four times more likely to be victims of death-related and physical assault offenses while women are eight times more likely to be victims of domestic violence or sexual assault type offenses. Offense type by age shows that victims between 1-17 are ten times more likely to be victims of sexual assault offenses, adults are more likely to be victims of abuse or assault offenses and adults over 60 are more likely to be victims of harassment or threat type offenses. Also looked at types of expenses across the demographics of sex and age – men received more compensation for medical expenses while women received more compensation for mental health.

The supplemental study also looked at the average number of days from when the offender was sentenced to when the Commission received restitution. Average was a victims were under 17, it took 571 days to receive restitution. Also looked at restitution payment time based on applicant's county of residence. Interesting data shows that for out-of-state applicants, the average to receive restitution was 105 days and for Kauai applicants, the average was 285 days.

C. Victim Services Project

The ED reported on the following:

The Commission brought in Lydia Newlin, head of the victim services program in Minnesota, to do training for the JRI Victim Service Subgroup and SAVIN Governance Committee. Lydia Newlin also conducted training

on the DPS Domestic Violence Intervention Pilot Project to move the project forward. She also trained the Restitution and Victim Services Unit at DPS.

Looking to contract to create brochures for victims to provide information about what happens after their court case is done – i.e., services available through DPS, the Judiciary, HPA, etc.

The Commission has been invited to the National Institute of Corrections' (NIC) Corrections-Based Victim Services Training in Denver, Colorado, for the past 4-5 years as Hawai'i's representative.

IV. Mass Casualty Update/Statewide Response to Mass Violence for Victim Services:

- A. There is a team from the Commission attending the “No Victim Left Behind” Conference in Las Vegas, Nevada, in October 2019. There is a team from Maui and a team from the Big Island going as well.
- B. The Commission received a one-year grant to do planning with the four County Victim Witness Assistance Programs to develop protocols and procedures in case of a mass casualty incident. The group meets once a month. A Memorandum of Agreement was signed by the four county Prosecutors to provide support and share resources.
- C. Working on developing a Volunteer Corp of victim advocates.
- D. Anita Ahuja, the Commission's OVC TTAC Coordinator, will be providing a 3-day training on the Big Island and on Oahu on setting up and running a Family Assistance Center.
- E. The Commission is also continuing to work on protocols and guidelines for staff and a Go-Box of supplies for mass violence response.

V. 2019 Legislative Session:

- A. The victim services group will submit the Constitutional Amendment for Victims' Rights bill and meet with leadership.
- B. Address Confidentiality went to the Lieutenant Governor's Office from the Department of the Attorney General but it may be going back to the AGs under VOCA so that services remain victim centered.

VI. Executive Session Pursuant to Hawai'i Revised Statutes §92-4 and §92-5:

The Commissioners moved into Executive Session.

VII. Adjournment:

The meeting was adjourned at 3:40 p.m.