



SPENCER J. COX
Governor

DEIDRE M. HENDERSON
Lieutenant Governor

State of Utah

OFFICE FOR VICTIMS OF CRIME

GARY A. SCHELLER
Director, UOVC

CVRA Board Meeting
UOVC Training Room
March 14, 2023
2:00 p.m. to 5:00 p.m.

- | | | | |
|-----|--|-------------------------------|--------|
| 1. | Approval of December 13, 2022 Minutes | Brooks Keeshin | |
| 2. | Legislative Update | Gary Scheller | 15 min |
| 3. | State Funding of Victim Services | Gary Scheller | 15 min |
| 4. | Subrogation Claims | Melanie Scarlet/Dallas Fawson | 40 min |
| | A. 1068106 | | |
| | B. 1073875 | | |
| | C. 1075397 | | |
| | D. 1085340 | | |
| 5. | Mental Health Extension Update | Melanie Scarlet | 10 min |
| 6. | Advocacy Center Emergency Funding Update | Melanie Scarlet/Rose Gomez | 10 min |
| 7. | Outreach Grant Report | Hilde Koenig | 15 min |
| 8. | Tooele DV Shelter Update | Denette Stanger | 15 min |
| 9. | 2023-2025 Victim Services Funding Plan | Tallie Viteri | 60 min |
| 10. | Next Meeting June 27, 2023 | | |
| 11. | Adjourn Meeting | | |

CVRA BOARD MEETING

Anchor Location
350 E 500 S Ste 200
Salt Lake City, Utah
Virtual Meeting
December 13, 2022
2:00 p.m. to 5:00 p.m.

Brooks Keeshin, MD*
Anna Lieber*
Steve O'Camb
Troy Rawlings*
Julee Smith*
Vickie Walker*
Jeanetta Williams*
Gary Scheller
Melanie Scarlet*
Lana Taylor, AG's Office*
Bethany Warr, AG's Office **

Tisha Littlewood*
Christina Perry*
Lupe Gutierrez*
Susana Fragoso*
Rose Gomez*
Mac Castro*
Melissa Wayment*
Tallie Viteri*
Dale Oyler*
Wendy Winder*
Mark Petersen

Susan Chasson*
Liliana Olvera-Arbon*
Michelle Keyte*
McKenna Nebeker*
Terrie Rodriguez*
Jennifer Windley*
Amanda Atkin*
Connie Wettlaufer
Madi Radcliff

*Joined Meeting Virtually

Dr. Keeshin convened the meeting at 2:00 p.m.

1. Approval of the September 13, 2022 Meeting Minutes Brooks Keeshin
A motion was made by Jeanetta Williams, seconded by Julee Smith, to approve the September 13, 2022 minutes as written. All in favor. None opposed. Motion passed.
2. Proposal to Increase Forensic Nurse Examiner Rates Gary Scheller/Susan Chasson
A request was brought before the Board to raise the compensation to the Forensic Nurse Examiners for a medical forensic examination from \$750 to \$1250. Susan Chasson provided background on the Sexual Assault Nurse Examiner programs in the state. Sixteen programs are based at rural hospitals and those nurses are employees of the hospitals. There are seven independently operated programs that provide care to all adult and adolescent hospitals that operate in 10 counties around the state. Since the last rate increase in 2015, the annual health care inflation rate has ranged from 5.5% to 7.0% annually. There are many costs incurred by SANE programs to both run their programs and to maintain the nurses' ability to provide trauma-informed care. Gary talked about the importance of these programs and stated that UOVC pays for the cost of the Code-R exams. Susan provided a handout that outlined the SANE program costs. **A motion was made by Steve O'Camb, seconded by Julee Smith, to approve the request to increase the reimbursement rate to \$1,250. Six Board members voted in favor. Dr. Keeshin abstained. Motion passed.**
3. Financial Update Gary Scheller/Melanie Scarlet/Mark Petersen
Mark presented the updated Expenditure/Revenue report that included the first quarter of FY2023. He pointed out that the General Fund listing of \$6,501,300 and the Grants listing of \$2,168,000 are stagnant numbers and will remain the same throughout FY2023. The other categories under the Revenue report will change quarterly. Mark discussed the possibility of modifications to the format of the current report. Some suggestions for the reports were to show the number of victims served by benefit categories, the number of victims being served by type of victim such as primary or secondary victims, the number of victims being served from different populations to see if services in that area could be improved and the cost per victim by crime type as well as benefit type. Melanie stated that the new database will have better report gathering options. Melanie and Mark will work together to determine what kind of reports they can develop to obtain the most useful statistical information.

Gary gave a history on the creation of the Crime Victim Reparations Trust Fund and explained the Trust Fund is where revenue received by UOVC in the form of appropriation funds, grant funds and other sources is deposited. The CVRA Board of Directors was given administrative authority by the Legislature, which includes spending authority of the Trust Fund. The funds are defined in statute and administrative rule to be for the payment of victim benefits. Over the years, the Trust Fund balance got as high as 16 million dollars. This drew the attention of the Legislature and funds were diverted out of the account to fund such programs as CCJJ administrative costs and the Diagnostic Center for Sexual Offenders at the prison. By 2014, the fund was so low that CVR almost ran out of money to operate. The Board put emergency cost containment rules into place, such as cutting victim benefit payments to 50% and cutting the maximum of some victim award benefits. Due to these efforts, the fund has now grown to around 9.5 million dollars. Gary said that large balance sitting in the account has already become attractive to members of the Legislature. With the Compensation VOCA grant reimbursement for state dollars spent for victim benefits increasing from 60% to 75%, the fund will grow even more. He talked about the Other Victim Services administrative rule and said he thinks it is time to really look at how we utilize that money for its intended purpose.

4. Emergency Rule Proposals Gary Scheller/Melanie Scarlet
Gary presented a proposed rule change to Administrative Rule R270-1-25, Victim Services. A handout of the proposed rule change to the Victim Services rule was provided for review. The proposed rule change would include language that would give the Board authority to make an award to a qualified victim services program managed by the office. **After discussion, a motion was made by Steve O’Camb, seconded by Anna Lieber, to adopt the proposed rule as presented. Motion passed. All in favor. None opposed.**
5. Emergency Victim Services Funding Melanie Scarlet/Rose Gomez
Rose reported that the Emergency Victim Services Program, that the Advocacy Center is able to make emergency funds available to victims, is running out of funds. The program helps victims that may not qualify for the compensation program or that would qualify for the compensation program but the benefit they need assistance with is not available. The number of requests has greatly increased in the first six months of the current fiscal year. The Advocacy Center has been able to provide the emergency assistance with funds received through a VOCA grant award. A handout was provided that showed the emergency expenditures for FY2021, FY2022 and the first six months of FY2023. Due to the increased expenditures, there is enough funding left for approximately 2.5 months. In FY2024, VOCA funds will not be available to continue the Emergency Victim Services Funding. Melanie presented a request to the Board for \$50,000 to sustain the program through the rest of the fiscal year. They would then come back to the Board to discuss the program going forward for the next fiscal year. **After discussion, a motion was made by Julee Smith, seconded by Anna Lieber, to make \$75,000 available for funding the program for the rest of fiscal year 2023. All in favor. None opposed. Motion passed.**
6. Relocation Rule Change Melanie Scarlet
Melanie explained that the Board had previously approved a change to the relocation rule, but she discovered that the wording, if filed the way it was approved, would sound like UOVC was able to pay for mortgages, which is not allowed. Lana changed the language of the previously approved rule and the new language was submitted for Board approval. **A motion was made by Anna Lieber, seconded by Jeanetta Williams, to approve the amendment to the language in R270-1-11(ii). All in favor. None opposed. Motion passed.**

7. Subrogation Claim 107924 Melanie Scarlet

Melanie presented this case for Board review. UOVC has paid \$30,000 to date and the victim has more medical bills, including one IHC bill for \$92,000. Staff looked at all the bills so they could pay as many providers as possible. There is only \$15,000 left from his award. UOVC staff are recommending that \$15,000 go toward the outstanding IHC bill. UOVC is working with IHC to see if they would accept that as payment in full and grant him a charitable write off for the remaining balance owed. If IHC does not do a write off, the victim will have a huge bill of \$62,000 remaining. UOVC recommends that the claim be paid out to the maximum and the Board grant a full waiver of UOVC expenses paid to date. **Julee Smith made a motion, seconded by Anna Lieber, to support the UOVC recommendation to pay out the claim to the maximum and to grant a full waiver of the UOVC expenses. All in favor. None opposed. Motion passed.**

8. Proposed Legislation for 2023 Session Gary Scheller, Brooks Keeshin
 - A. UOVC Changes

Gary and Dr. Keeshin met with Tom Ross to talk about the structure of UOVC as it relates to the fact that UOVC is placed within CCJJ for administrative purposes. They discussed how the statute mandates where the authority lies to develop and guide programs. From that meeting, Gary realized that there is a need to establish more clarity regarding UOVC roles and the functions that take place within the office. Gary said it would be helpful to clarify the statute to better articulate how the laws guide UOVC. A handout was provided of proposed statute changes and the Board discussed each item. Gary said Representative Ivory has agreed to run the bill. Dr. Keeshin stressed the importance to point out that there is nothing in the proposed changes that does not already exist. It just contains clarifying language as to what is in current existence. There is nothing in it that UOVC does not currently do. Lana talked about two proposed changes to the statute related to restitution. Those changes would also be clarifying language to Section 503 and Section 509 of the UOVC statute. The language changes will make it that, when UOVC does seek restitution, in circumstances where the prosecutor has not sought restitution for UOVC, that we are not having to fight constant battles about asserting UOVC's rights.

 - B. Victim Services Commission

Many excellent presentations with the Interim Committees were made to bring attention to the lack of victim services in the state. They were able to talk about the lack of victim services and ways to improve that. Gary talked about the notion of establishing a Victim Services Commission placed within CCJJ to focus on coordination of victim services across the state and bring all of the state's resources together. Representative Ivory wrote the intent language. The concept is to bring in all of the state resources at one table. Gary said the extraordinary piece that came out of this conversation in those presentations was being able to show state policy makers the reality that the State of Utah does not provide adequate services to victims in the state. He said the current services provided are almost totally provided with federal dollars granted through UOVC. It culminated with the Governor putting \$53,000,000 in his proposed budget for victim services. If that is approved, it would be one-time funds of \$30,000,000 and the rest ongoing funds.

 - C. LG Lap Initiative

Gary said this year there will be proposed legislation that, if passed, will mandate all law enforcement agencies to participate in the Lethality Assessment Protocol process. The LAP connects victims who score high on the assessment with a victim advocate. In the past, it has been coordinated almost exclusively with the community-based shelter victim advocates. The new legislation will mandate that everybody gets involved to mean an advocate within the police department and a domestic violence shelter. The Governor has put a fiscal note \$3,000,000 on the legislation. There was also talk of mandating an expedited probable cause statement from law enforcement so the assessments do not get rolled up to a judge.

9. Sexual Assault Services Funding Program Coordinator Tallie Viteri, Gary Scheller
Tallie said they have created a new position within the grant staff. The new position is a Sexual Assault Funding Coordinator. It will basically be a dedicated funding coordinator just for sexual assault crimes. Tallie said no one else is doing that to really make sure that the sexual assault programs are programmatically meeting the standards required by the grants. Melissa Wayment has agreed to accept the new position and will be overseeing all the funding that goes to UOVC's sexual assault programs such as VOCA, VAWA and SASP. Melissa has been with UOVC for four years working with VOCA grants. She is excited to take on this new position and looks forward to working with Lilianna Olvera-Arbon and UCASA in developing the programs.

10. Partnership with Sexual Assault Coalition Strengthening and Enforcing Standards of Care
Tallie Viteri/Gary Scheller/Lilianna Olvera-Arbon

Gary talked about how excited UOVC has been partnering with the coalitions. He introduced Lilianna Olvera-Arbon, Executive Director of the Utah Coalition Against Sexual Assault. After one of their meetings, Lilianna told Gary that the coalition needs to be able to set standards of care and UOVC needs to honor those and stop funding people who do not meet the standards and also help UCASA develop and grow and improve the standards of care for survivors of rape and sexual assault. Lilianna said she is so glad they could come together to share some thoughts, and hopes for not only programs but more for survivors of sexual assault to increase access for them as they look for services in their local area. Tallie talked about all the work that has been done with the coalitions from other state agencies working toward trying to get funding. It is exciting that the Governor has included funding in his budget proposal. When they were developing this plan, the current spending from state funds per victim was \$20.00 a victim. By federal standards, Utah is barely making our minimal priority. We are honored to be working with Lilianna and UCASA to develop programs to fill the gaps as there is no state agency for sexual assault victim services.

Lilianna gave a brief history on UCASA. The idea of having specific standards of care for sexual assault survivors is essential to create in order to provide sexual assault services. She talked about developing specific standards of care for sexual assault survivors. She said there are areas in the state where there are no sexual assault survivor advocates. A lot of programs serve both domestic violence and sexual assault victims and there is a need to differentiate between the two. She said HB59 will clarify who falls under the rape crisis category, and UCASA is hoping to add standards of care to the bill that would fall under the coalition. UCASA has identified 5 points for minimal standard of care and hopes to have them become part of the statute. The point is to provide support to the service providers as they meet the standard. UCASA will provide training and technical assistance to the providers.

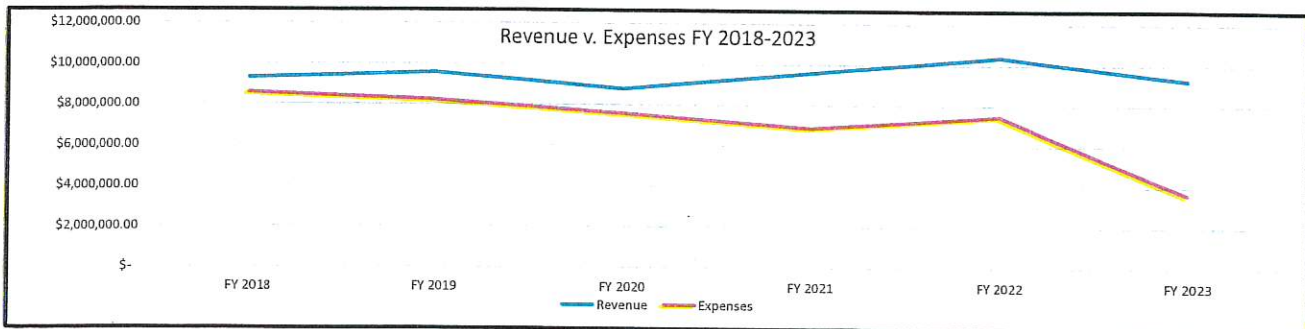
11. Next Meeting March 14, 2023.
12. **A motion was made by Julee Smith, seconded by Jeanetta Williams, to adjourn the meeting. All in favor.**

Revenue	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	
Fines Surcharge 2650	\$ 5,921,369.80	\$ 5,740,531.00	\$ 5,290,105.38	\$ 6,113,546.00	\$ -	\$ -	
General Fund	\$ -	\$ -	\$ -	\$ -	\$ 6,419,500.00	\$ 6,501,300.00	Yearly allocation
Inmate Withholdings 2651	\$ 200,775.64	\$ 202,556.67	\$ 93,868.97	\$ 76,596.46	\$ 89,449.93	\$ 34,697.03	YTD actual
Other/Misc 2652	\$ 10,079.45	\$ 98,551.72	\$ -	\$ 1,099.85	\$ 3,054.78	\$ 5,633.07	YTD actual
Subrogation 2653	\$ 79,398.55	\$ 135,329.42	\$ 90,287.10	\$ 144,668.58	\$ 58,405.86	\$ 13,058.78	YTD actual
Restitution 2654	\$ 511,331.80	\$ 658,973.06	\$ 907,638.65	\$ 1,136,218.77	\$ 1,092,249.72	\$ 462,859.27	YTD actual
Diversion 2655	\$ -	\$ -	\$ -	\$ 9,880.00	\$ -	\$ 175.00	YTD actual
Interest 1600/2601	\$ 41,978.19	\$ 80,283.93	\$ 87,311.62	\$ 29,944.53	\$ 36,564.04	\$ 85,168.41	YTD actual
Grants 3028	\$ 2,530,800.00	\$ 2,657,450.00	\$ 2,320,850.00	\$ 2,093,000.00	\$ 2,687,000.00	\$ 2,168,000.00	Yearly allocation
Total	\$ 9,295,733.43	\$ 9,573,675.80	\$ 8,790,061.72	\$ 9,604,954.19	\$ 10,386,224.33	\$ 9,270,891.56	

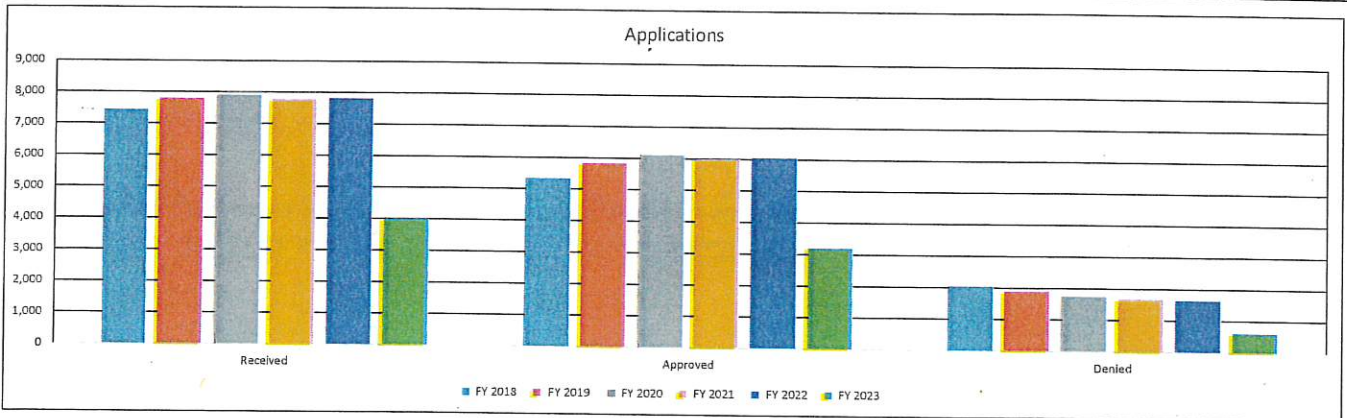
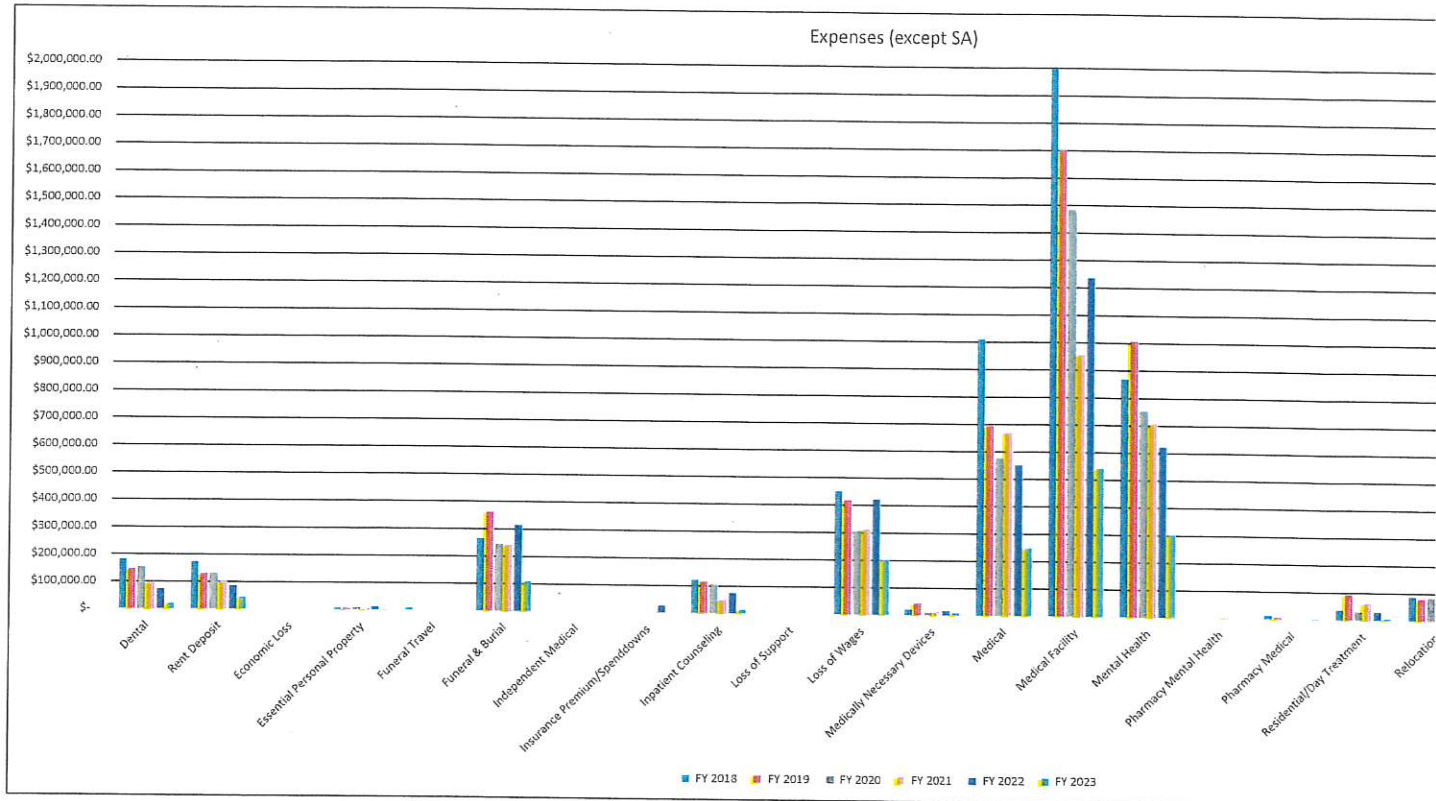
Expenses	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	
Dental	\$ 182,542.95	\$ 146,822.73	\$ 153,886.02	\$ 96,358.24	\$ 74,398.72	\$ 21,265.75	YTD actual
Rent Deposit	\$ 174,608.11	\$ 130,733.63	\$ 132,388.16	\$ 101,834.48	\$ 86,969.60	\$ 46,232.00	YTD actual
Economic Loss	\$ 500.00	\$ -	\$ -	\$ -	\$ -	\$ -	YTD actual
Essential Personal Property	\$ 7,788.01	\$ 7,665.28	\$ 8,536.64	\$ 4,657.59	\$ 13,126.22	\$ 4,317.79	YTD actual
Funeral Travel	\$ 10,040.46	\$ 2,841.77	\$ -	\$ -	\$ -	\$ -	YTD actual
Funeral & Burial	\$ 265,463.89	\$ 363,186.64	\$ 245,689.11	\$ 243,304.05	\$ 315,228.95	\$ 110,649.70	YTD actual
Independent Medical	\$ -	\$ 2,086.02	\$ 3,345.05	\$ 3,049.15	\$ 1,993.60	\$ 989.75	YTD actual
Insurance Premium/Spenddowns	\$ -	\$ -	\$ -	\$ -	\$ 27,122.20	\$ -	YTD actual
Inpatient Counseling	\$ 122,785.37	\$ 117,065.48	\$ 105,623.48	\$ 50,912.74	\$ 75,563.24	\$ 16,314.56	YTD actual
Loss of Support	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	YTD actual
Loss of Wages	\$ 451,407.28	\$ 418,997.29	\$ 306,392.02	\$ 313,329.94	\$ 422,628.86	\$ 203,521.99	YTD actual
Medically Necessary Devices	\$ 22,598.96	\$ 45,624.67	\$ 9,681.38	\$ 14,557.70	\$ 17,546.47	\$ 10,401.40	YTD actual
Medical	\$ 1,010,609.56	\$ 694,840.17	\$ 576,121.01	\$ 669,653.45	\$ 551,782.76	\$ 249,109.70	YTD actual
Medical Facility	\$ 2,039,438.34	\$ 1,701,822.96	\$ 1,484,691.10	\$ 956,702.50	\$ 1,236,460.34	\$ 542,956.25	YTD actual
Mental Health	\$ 869,343.10	\$ 1,007,362.46	\$ 753,214.61	\$ 709,459.77	\$ 622,929.45	\$ 302,993.27	YTD actual
Pharmacy Mental Health	\$ 2,246.02	\$ 1,208.45	\$ 1,402.31	\$ 3,487.07	\$ 2,366.88	\$ (1,028.88)	YTD actual
Pharmacy Medical	\$ 14,541.52	\$ 7,719.63	\$ 2,780.47	\$ 2,874.75	\$ 1,122.42	\$ 4,233.13	YTD actual
Residential/Day Treatment	\$ 37,756.20	\$ 94,873.62	\$ 31,232.97	\$ 62,912.49	\$ 31,085.76	\$ 7,922.06	YTD actual
Relocation	\$ 87,734.13	\$ 80,622.44	\$ 84,767.12	\$ 48,064.73	\$ 59,960.34	\$ 36,042.25	YTD actual
Rehabilitative	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	YTD actual
Replacement Services	\$ 8,416.24	\$ 19,313.60	\$ 9,901.50	\$ -	\$ 5,269.03	\$ 26,024.00	YTD actual
Security	\$ 18,598.27	\$ 26,933.63	\$ 28,322.71	\$ 31,347.96	\$ 40,322.38	\$ 15,878.08	YTD actual
Travel & Mileage	\$ 59,274.05	\$ 47,340.75	\$ 45,438.60	\$ 16,718.00	\$ 9,450.78	\$ 10,361.21	YTD actual
Sub-Total	\$ 5,385,692.46	\$ 4,917,061.22	\$ 3,983,414.26	\$ 3,329,224.61	\$ 3,595,328.00	\$ 1,608,184.01	

Expenses	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	
Sexual Assault Examinations	\$ 24,823.97	\$ (1,344.62)	\$ (278.64)	\$ -	\$ -	\$ -	YTD actual
SA Evidence Collection	\$ 425,642.37	\$ 432,013.93	\$ 505,147.50	\$ 485,126.79	\$ 451,068.57	\$ 195,229.46	YTD actual
SA Patient Care	\$ 534,757.34	\$ 542,857.98	\$ 635,033.33	\$ 621,717.32	\$ 569,089.04	\$ 247,354.12	YTD actual
SA Facility	\$ 127,010.22	\$ 117,224.17	\$ 150,564.10	\$ 129,938.36	\$ 124,765.10	\$ 61,645.39	YTD actual
SA HIV Meds	\$ 127,450.59	\$ 80,053.16	\$ 106,526.54	\$ 76,117.35	\$ 31,311.68	\$ 22,565.19	YTD actual
SA Labs	\$ 62,873.32	\$ 67,409.31	\$ 70,528.99	\$ 66,484.26	\$ 54,505.24	\$ 30,229.16	YTD actual
SA RX Non HIV	\$ 49,285.87	\$ 61,443.07	\$ 69,519.45	\$ 58,563.54	\$ 38,077.78	\$ 15,104.87	YTD actual
Sexual Assault - Total	\$ 1,351,843.68	\$ 1,299,657.00	\$ 1,537,041.27	\$ 1,437,947.62	\$ 1,268,817.41	\$ 572,128.19	

Benefits Total	\$ 6,737,536.14	\$ 6,216,718.22	\$ 5,520,455.53	\$ 4,767,172.23	\$ 4,864,145.41	\$ 2,180,312.20	
Audit	\$ 581.80	\$ 563.13	\$ 578.11	\$ 491.84	\$ 1,084.05	\$ -	
Administrative	\$ 1,849,842.94	\$ 2,019,755.70	\$ 2,067,216.61	\$ 2,131,843.00	\$ 2,612,175.84	\$ 1,484,577.75	YTD actual
Total	\$ 8,587,960.88	\$ 8,237,037.05	\$ 7,588,250.25	\$ 6,899,507.07	\$ 7,477,405.30	\$ 3,664,889.95	
Surplus/(Deficit)	\$ 707,772.55	\$ 1,336,638.75	\$ 1,201,811.47	\$ 2,705,447.12	\$ 2,908,819.03	\$ 5,606,001.61	



Applications	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	
Received	7440	7795	7907	7782	7816	3992	YTD
Approved	5340	5829	6114	6005	6046	3206	YTD
Denied	2047	1899	1746	1682	1648	634	YTD



Claim # 1068106

1. **Crime Type:** Child Sexual Abuse Extra-Familial
2. **UOVC Paid:** \$5,565.00
3. **Restitution Ordered to UOVC:** \$0.00. The Suspect in this case was a juvenile, and when UOVC requested restitution the Suspect had already been convicted and it was too late for restitution to be ordered.
4. **Crime Summary:** The Suspect was the Victim's next-door neighbor. The Victim disclosed that the Suspect forced the Victim into a room of the Suspect's house and wouldn't allow the Victim to leave. The Suspect removed the Victim's clothes and forced his penis into her vagina. The Suspect also forced the Victim to suck on his penis until he ejaculated.
5. **Claim closure date:** 12/16/2022
6. **Claim Financial Information:**
 - \$25,000 available on claim
 - Paid \$1,958.67 in lost wages to the Victim's parents
 - Paid \$1,000.00 for relocation costs since the Suspect was the next-door neighbor
 - Paid \$1,423.04 for mental health therapy, including in-patient counseling and residential treatment
 - Paid \$1,183.29 for medical costs
 - Total: 5,565.00**
7. **Monies Claimant has Received and/or is Expecting to Receive from Other Sources:**

Civil suit against offender	\$30,000.00
Total	\$30,000.00
8. **Claimant Liens and Additional Expenses:**

Attorney fees	\$10,000.00
Attorney costs	\$2,530.63
Expert witness costs	\$2,000.00
UOVC lien	\$5,565.00
Total	\$20,095.63
9. **Claimant Request:** Full waiver
10. **Total Going to Claimant After Expenses:**
 - Full waiver: \$15,469.37
 - 1/3 waiver: \$11,759.18
 - No waiver: \$9,904.37
11. **Additional Money Received by Claimant:**
 - \$0.00

12. Ongoing Medical or Mental Health Financial Assistance Need:

The Victim has had multiple ER visits. UOVC only paid for one ER visit. The Victim has had extended hospital stays, extensive in and out-patient psychological care, and is seeing a therapist on an ongoing basis. Based on the evaluation by the expert, the Victim will likely require mental health care the rest of her life. The attorney sent in a large amount of medical bills and the patient responsibility at this point is \$168,486.48. UOVC has requested billing information from these providers without success at this juncture.

13. UOVC's recommendation:

UOVC recommends a full waiver. The claim is now closed per the three-year rule.

Claim # 1073875

1. **Crime Type:** DUI With Death
2. **UOVC Paid:** \$7,000.00
3. **Restitution Ordered to UOVC:** \$189.78 ordered to be paid by the Defendant as part of a plea agreement.
4. **Crime Summary:** The Suspect in this case was driving recklessly and ran a red light, colliding with the Victim's vehicle. The Suspect was determined to be DUI. The victim was pronounced deceased upon arrival at the hospital.
5. **Claim Closure Date:** 10/6/2023
6. **Claim Financial Information:**
 - \$25,000 available on claim.
 - Reimbursed \$7,000.00 in funeral expenses to the Victim's mother.

Total: \$7,000.00
7. **Monies Claimant Has Received and/or is Expecting to Receive from Other Sources:**

Victim's auto insurance	\$25,000.00
Suspect's auto insurance	\$25,000.00
Total:	\$50,000.00
8. **Claimant Liens and Additional Expenses:**

Funeral Expenses	\$1,196.29
Attorney Fees	\$14,900.00
Attorney Costs	\$809.51
UOVC lien	\$7,000.00
Total	\$23,905.80
9. **Claimant Request:** Full waiver
10. **Total Going to Claimant After Expenses:**
 - Full waiver: \$33,094.20
 - 1/3 waiver: \$28,427.30
 - No waiver: \$26,094.20
11. **Additional Money Received by Claimant:**
 - \$0.00
12. **Additional Comments:**

Per the Victim's family's attorney, the family should have received at least \$1,000,000.00 in compensation, but the Victim's insurance coverage was state minimums, and the Suspect had no assets.

13. UOVC's Recommendation:

UOVC has offered a 1/3rd reduction, but the Attorney has asked for a full waiver. UOVC recommends a 1/3rd reduction, which would reduce UOVC's lien to \$4,666.90.

Claim # 1085340

1. **Crime Type:** Attempted Homicide
2. **UOVC Paid:** \$21,927.42
3. **Restitution Ordered to UOVC:** None. The court case is still in its initial stages. UOVC will track the case and try to obtain a restitution order, but it is likely that UOVC will not receive restitution even if an order is put in place.
4. **Crime Summary:** The Suspect in this case began yelling at and antagonizing the Victim, who was a stranger to him, for no apparent reason. The Suspect then got into his vehicle and intentionally ran the Victim over, causing substantial injury. The Suspect then got out of his vehicle and punched and kicked the Victim several times.
5. **Claim Closure Date:** 4/20/2025
6. **Claim Financial Information:**
 - \$50,000 available on claim.
 - Paid \$21,927.42 in medical costs.
 - Total: \$21,927.42**
7. **Monies Claimant Has Received and/or is Expecting to Receive from Other Sources:**

Suspect's auto insurance	\$25,000.00
Total	\$25,000.00
8. **Claimant Liens and Additional Expenses:**

Attorney Fees	\$8,333.33
Attorney Costs	\$412.15
Medical Lien	\$3,894.40
UOVC lien	\$21,927.42
Total	\$34,567.30
9. **Claimant Request:** Reduce UOVC's lien to \$4,026.79. The purpose of this proposed reduction is to split the payout in thirds with 1/3rd going to the Victim, 1/3rd going towards attorney fees, and 1/3rd to lien holders (UOVC and Cascade Chiropractic). Cascade Chiropractic initially had a lien of \$5,192.53 which they have agreed to reduce to \$3,894.40.
10. **Total Going to Claimant After Expenses:**
 - Requested Waiver: \$8,333.33
 - 1/3 waiver: -\$2,258.89
 - No waiver: -\$9,567.30

11. Additional Money Received by Claimant:

- \$0.00

12. Ongoing Medical or Mental Health Financial Assistance Need:

According to the Victim's attorney, the crime has caused great emotional, mental, and financial strain on the Victim and his family. UOVC granting the proposed reduction would be the only compensation the Victim would receive for his damages as well as pain and suffering. If the reduction is not granted, the attorney requests an alternative reduction.

13. UOVC's Recommendation:

UOVC recommends agreeing to the proposed reduction. UOVC also recommends keeping the claim open and continuing to make payments if the Victim's payout is exhausted on crime-related expenses.

Advocate Center Bi-Annual Report- FY2023

Current VOCA funded personnel:

Rose Gomez: Rose has been an advocate with UOVC since December of 2018. She is a licensed Social Service Worker for the State of Utah. She earned a Bachelor of Social Work from the University of Utah and is a Certified Program Manager through Utah State University. She is passionate about service to others and has had the opportunity to plan and participate in multiple community projects. She is currently pursuing her Master of Social Work degree from Boise State University.

McEdgar "Mac" Castro: Mac has been a bilingual victim advocate for UOVC since October of 2019. He was born in San Fernando, CA but grew up in Jalisco, Mexico. He spent half of his life in Mexico and the other half in Utah. He is passionate about his community and finding ways to help others, especially Spanish-speakers that need assistance. He also enjoys being involved in LGBT+ spaces and events. He provides a voice to underrepresented and typically unseen communities and shares resources available in the state of Utah with them.

Katy Cerna: Katy is the most recent addition to the UOVC victim advocate team as of March 2023. Katy is a bilingual victim advocate and grew up in Rose Park, a suburb in west side Salt Lake City, Utah. She also lived in Puerto Rico for some years where she became fluent in Spanish graduated from Utah Valley University with a major in Art & Design and minor in Spanish. She loves helping her community, especially through events that motivate children to hope for a better future through art. She is currently married to her husband of three years, and they have one son.

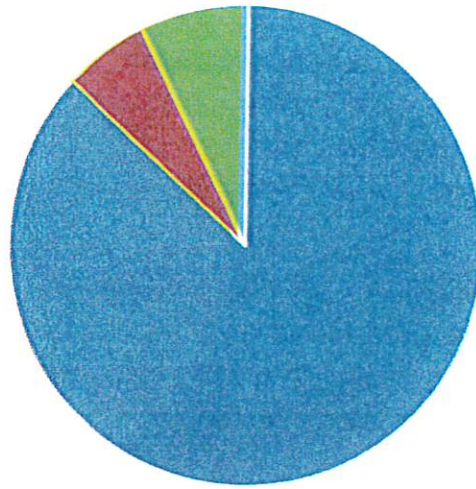
Program plan progress report Q1-2:

Service Type:	Goal	Actual
Information about the Criminal Justice Process	1200 Services	809 services
Referral to other victim service programs	600 Services	195 Services
Referral to other services, supports and resources	200 Services	82 Services
Interpreter service	100 Victims	119 Victims
Crisis intervention	160 Services	65 Services
Emergency Financial Support	100 Victims	58 Victims

FY23 Fund Utilization

Source: Federal VOCA	Total Award:	Remaining:
Personnel	\$126,638.85	\$55,701.62
Fringe	\$64,078.68	\$32,184.03
Enhancement Program	\$83, 577.05	\$1,771.50
Source: CVR Trust Fund (Effective February 15, 2023)		
Enhancement Program	\$75,000.00	\$75,000.00
Program Totals:	\$348,294.58	\$164,864.51

FY 2023 Victim Advocate Enhancement Program



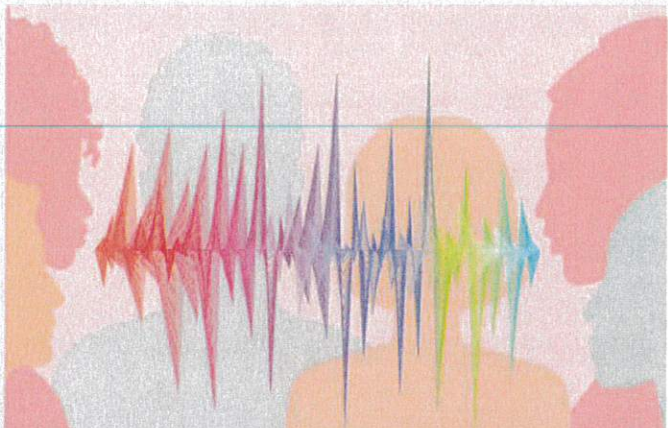
■ Rent- \$58,852.49 ■ Relocation Assistance- \$3,963.44 ■ Groceries- \$5,054.15

FY2023 Emergency VOCA funds have been used for:

- Pay 45 months of rent for over 50 adults and 60 children.
- Grocery assistance for 16 adults and 21 children.
- Provide emergency relocation assistance to four households.

Other significant accomplishments:

- Regular attendance at quarterly SWAVO trainings.
- Presentation at 2022 National Joint Training Conference, *Leveraging Self Awards to Support Emergency Financial Assistance to Victims*.
- Attendance at the 2022 OVC Bi-Annual Summit for Victim Compensation and Assistance Administrators.
- We have had the opportunity to host two University of Utah BSW students who serve as Victim Advocate Interns.



National Crime Victims' Rights Week

April 23–29, 2023

Survivor Voices

Elevate. Engage. Effect Change.

UTAH EVENTS

April 23th- 29th

Hashtag Campaign:
"Survivor Voices: Elevate. Engage. Effect Change"

"Paint One Blue Nail to Stand for Victims' Rights"

April • 24 • 2023

Resource Fair, Discussion Panel & Vigil

6:00pm-8:30pm

Sorenson Unity Center

1383 S 900 W, Salt Lake City

FREE event

EVENTS WILL IN PERSON & LIVE STREAM

April • 25 • 2023

"Survivor Voices:

Elevate. Engage. Effect Change"

Podcast

Salt Lake City FREE event

EVENTS WILL IN PERSON & LIVE STREAM

April • 23-29 • 2023

Public Awareness Event in partnership with

libraries across the state.

visit your local library

#NCVRW2023UTAH

#NCVRW2023

"This events are supported by a National Crime Victims' Rights Week Community Awareness Project subgrant awarded by the National Association of VOCA Assistance Administrators under cooperative agreement number 15POVC-21-GK-00412- NONF awarded by the Office for Victims of Crime, Office of Justice Programs, U.S. Department of Justice."



Sorenson Unity Center



Any Questions? Contact Hilde Koenig at
hkoenig@utah.gov



[HTTPS://CRIMEVICTIM.UTAH.GOV/VICTIM-RIGHTS/](https://crimevictim.utah.gov/victim-rights/)

SWORN STATEMENT OF CLOSED MEETING

I, Brooks Keesha, state the following to be true to the best of my knowledge:

1. I am currently the presiding officer of the OVC BOARD, a public body of the State of Utah.
 2. On the 14th day of MARCH, 2023, the above referenced public body voted, by a vote of two-thirds of the members present, to close the meeting of said public body pursuant to Utah Code Ann. § 52-4-204 through 52-4-206.
 3. I hereby certify that the sole purpose for closing the meeting was to discuss:
 The character, professional competence, or physical or mental health of an individual;
 The deployment of security personnel, devices or systems;
 4. I hereby declare, under criminal penalty of the State of Utah, that the foregoing is true and correct.
- Executed this 14th day of MARCH, 2023.

Brooks Keesha