

Arizona Criminal Justice Commission

	FY 2015 ACTUAL	FY 2016 ESTIMATE	FY 2017 APPROVED
OPERATING BUDGET			
<i>Full Time Equivalent Positions</i>	9.0	9.0	9.0
Personal Services	408,800	436,800	663,400
Employee Related Expenditures	131,200	133,400	212,900
Professional and Outside Services	71,800	177,400	183,500
Travel - In State	5,000	6,800	7,300
Travel - Out of State	7,200	10,000	11,500
Other Operating Expenditures	58,400	119,600	166,100
Equipment	8,700	3,900	6,400
OPERATING SUBTOTAL	691,100	887,900	1,251,100
SPECIAL LINE ITEMS			
State Aid to County Attorneys	973,600	973,600	973,700
Victim Compensation and Assistance	3,399,900	4,094,700	4,220,600
AGENCY TOTAL	5,064,600	5,956,200	6,445,400 ^{1/2/}
FUND SOURCES			
<u>Other Appropriated Funds</u>			
Criminal Justice Enhancement Fund	532,500	648,800	646,600
Drug and Gang Prevention Resource Center Fund	158,600	239,100	604,500
State Aid to County Attorneys Fund	973,600	973,600	973,700 ^{3/}
Victim Compensation and Assistance Fund	3,399,900	4,094,700	4,220,600 ^{4/}
SUBTOTAL - Other Appropriated Funds	5,064,600	5,956,200	6,445,400
SUBTOTAL - Appropriated Funds	5,064,600	5,956,200	6,445,400
Other Non-Appropriated Funds	6,129,100	6,164,300	5,313,900
Federal Funds	7,606,900	11,308,500	7,706,500
TOTAL - ALL SOURCES	18,800,600	23,429,000	19,465,800

AGENCY DESCRIPTION — The commission was created to enhance the effectiveness and coordination of the criminal justice system in Arizona. The commission may identify needed revisions in the system and make reports. It receives 1.57% of Criminal Justice Enhancement Fund (CJEF) monies.

Operating Budget

The budget includes \$1,251,100 and 9 FTE Positions in FY 2017 for the operating budget. These amounts consist of:

	FY 2017
CJEF	\$646,600
Drug and Gang Prevention Resource Center Fund	604,500

These amounts fund the following adjustments:

- 1/ General Appropriation Act funds are appropriated as an Operating Lump Sum with Special Line Items by Agency.
- 2/ On or before August 31, 2016, the Arizona Criminal Justice Commission shall report to the Joint Legislative Budget Committee regarding noncompliance with the reporting requirements contained in A.R.S. § 13-2314.01H and A.R.S. § 13-2314.03H. (General Appropriation Act footnote)
- 3/ All monies received by the Arizona Criminal Justice Commission in excess of \$973,700 in FY 2017 from the State Aid to County Attorneys Fund established by A.R.S. § 11-539 are appropriated to the State Aid to County Attorneys Program. Before the expenditure of any State Aid to County Attorneys Fund monies in excess of \$973,700, the Arizona Criminal Justice Commission shall report the intended use of the monies to the Joint Legislative Budget Committee. (General Appropriation Act footnote, as adjusted for statewide allocations)
- 4/ All Victim Compensation and Assistance monies received by the Arizona Criminal Justice Commission in excess of \$4,220,600 in FY 2017 are appropriated to the Crime Victims Program. Before the expenditure of any Victim Compensation and Assistance monies in excess of \$4,220,600 in FY 2017, the Arizona Criminal Justice Commission shall report the intended use of the monies to the Joint Legislative Budget Committee. (General Appropriation Act footnote, as adjusted for statewide allocations)

Statistical Analysis Center

The budget includes an increase of \$365,800 from the Drug and Gang Prevention Resource Center Fund in FY 2017 for the Statistical Analysis Center. The Statistical Analysis Center collects, analyzes, and reports on the state of criminal justice issues in Arizona and produces the Arizona Youth Survey to better understand problematic youth behaviors like juvenile delinquency; gang involvement; and alcohol, tobacco, and illegal drug use.

Laws 2016, Chapter 24 allows the Drug and Gang Prevention Resource Center Fund to be used to fund ACJC's Statistical Analysis Center in addition to the Arizona Youth Survey. *(Please see the Other Issues section for more information on the Drug and Gang Prevention Resource Center Fund.)*

Statewide Adjustments

The budget includes a decrease of \$(2,600) in FY 2017 for statewide adjustments. This amount consists of:

CJEF	(2,200)
Drug and Gang Prevention Resource Center Fund	(400)

(Please see the Agency Detail and Allocations section.)

State Aid to County Attorneys

The budget includes \$973,700 from the State Aid to County Attorneys Fund in FY 2017 for State Aid to County Attorneys. This amount funds the following adjustments:

Statewide Adjustments

The budget includes an increase of \$100 from the State Aid to County Attorneys Fund in FY 2017 for statewide adjustments.

This line item provides funding for the various offices of county attorneys throughout Arizona to improve the processing of criminal cases. The line item receives funds from a 15.44% allocation of a 7% penalty assessment on fines, penalties, and forfeitures imposed by the courts for criminal and civil motor vehicle violations and a portion of the monies collected by the Supreme Court and Court of Appeals. The Arizona Criminal Justice Commission (ACJC) is required to distribute the monies to each county based on a composite index formula using Superior Court felony filings and county population.

Victim Compensation and Assistance

The budget includes \$4,220,600 from the Victim Compensation and Assistance Fund in FY 2017 for Victim

Compensation and Assistance. This amount funds the following adjustments:

VOCA Assistance Grant

The budget includes an increase of \$125,800 from the Victim Compensation and Assistance Fund in FY 2017 for increased compensation requests from the Office for Victims of Crime (VOCA) assistance grant program administered by the Department of Public Safety (DPS).

Statewide Adjustments

The budget includes an increase of \$100 from the Victim Compensation and Assistance Fund in FY 2017 for statewide adjustments.

This line item provides funding for 2 crime victim grant programs: the Victim Compensation Program and the Victim Assistance Program. Victim compensation monies are distributed to county compensation boards that award cash compensation to crime victims for specified expenses resulting from their victimization. Revenues for victim compensation grant monies come from 3 sources: 4.6% CJEF distribution, inmate work fees, and unclaimed victim restitution. Victim assistance monies are granted to local government and not-for-profit agencies on a competitive basis and are used for operating expenses related to their victim assistance programs. Revenues for victim assistance grants come from community supervision fees and interstate compact fees.

Other Issues

Additional Legislation

Drug and Gang Enforcement Fund

The FY 2017 Criminal Justice Budget Reconciliation Bill (BRB) (Laws 2016, Chapter 119) converts the Drug and Gang Enforcement Account within the Criminal Justice Enhancement Fund (CJEF) into a separate non-appropriated fund to better track the expenditures from both funds. The Chapter 119 fund conversion does not change the sources of revenue or distributions for the Drug and Gang Enforcement Fund or CJEF.

Drug and Gang Prevention Resource Center Fund

The FY 2017 Criminal Justice BRB clarifies that ACJC administers the Drug and Gang Prevention Resource Center Fund.

The FY 2017 Criminal Justice BRB also allows DPS to use the Drug and Gang Prevention Resource Center Fund for one-time Border Strike Task Force expenses. The FY 2017 budget appropriates \$1,000,000 for equipment purchases for the Border Strike Task Force.

Indigent Defense

The budget includes \$700,000 from the State Aid to Indigent Defense Fund in the DPS budget for operational costs associated with the Arizona Counter Terrorism Information Center. This amount is unchanged from FY 2016 for DPS. However, in FY 2016 the Attorney General received an \$800,100 appropriation from the State Aid to Indigent Defense Fund for capital postconviction prosecutions, which was instead funded from the General Fund in the FY 2017 budget.

The State Aid to Indigent Defense Fund receives funding from a 14.66% allocation of a 7% penalty assessment on fines, penalties, and forfeitures imposed by the courts for criminal and civil motor vehicle violations and a portion of the monies collected by the Supreme Court and Court of Appeals.

Prior to FY 2012, ACJC was required to distribute the Indigent Defense monies to each county based on a composite index formula using Superior Court felony filings and county population. Since that time, the fund has been used for other purposes. The FY 2015 year-end fund balance, including the appropriations to the Attorney General and DPS, was \$651,200. The projected FY 2016 year-end fund balance, including appropriations to the Attorney General and DPS, is \$(4,100). In FY 2017, projected annual revenues are \$818,400, sufficient to fund the \$700,000 DPS appropriation.

Anti-Racketeering Revolving Fund Report

A.R.S. § 13-2314.01 and A.R.S. § 13-2314.03 require the Attorney General and departments and state agencies, including counties, that use the Anti-Racketeering Revolving Fund to report quarterly to the ACJC on the sources of all monies and all expenditures. The statutes further require ACJC to compile reports into a single comprehensive annual report and submit them by September 30 each year. This comprehensive report has not been provided in an annual format to the individuals established in statute for several years. The FY 2017 budget includes a new footnote requiring ACJC to submit a report by August 31, 2016 on the reasons for the noncompliance with these statutorily-required reports.