

# Arizona Criminal Justice Commission

JLBC: Kim Hohman  
 OSPB: Bill Greeney

DESCRIPTION	FY 2004 ACTUAL	FY 2005 ESTIMATE	FY 2006 JLBC	FY 2007 JLBC
<b>OPERATING BUDGET</b>				
<i>Full Time Equivalent Positions</i>	7.0	7.0	7.0	7.0
Personal Services	302,700	365,800	365,800	365,800
Employee Related Expenditures	76,700	92,000	85,500	85,500
Professional and Outside Services	28,500	0	25,000	0
Travel - In State	8,100	8,200	8,200	8,200
Travel - Out of State	1,800	6,000	6,000	6,000
Other Operating Expenditures	1,026,600	1,073,000	1,074,100	1,074,900
Equipment	44,300	6,000	6,000	6,000
<b>OPERATING SUBTOTAL</b>	<b>1,488,700</b>	<b>1,551,000</b>	<b>1,570,600</b>	<b>1,546,400</b>
<b>SPECIAL LINE ITEMS</b>				
Rural State Aid to County Attorneys	157,700	157,700	157,700	157,700
State Aid to County Attorneys	706,500	706,500	847,800	877,500
Rural State Aid to Indigent Defense	150,100	150,100	150,100	150,100
State Aid to Indigent Defense	670,800	670,800	805,000	833,200
Victim Compensation and Assistance	3,847,200	3,900,000	3,900,000	3,400,000
<b>AGENCY TOTAL</b>	<b>7,021,000</b>	<b>7,136,100</b>	<b>7,431,200</b>	<b>6,964,900</b>
<b>FUND SOURCES</b>				
General Fund	1,264,800	1,302,000	1,302,000	1,302,000
<u>Other Appropriated Funds</u>				
Criminal Justice Enhancement Fund	531,700	556,800	576,400	552,200
State Aid to County Attorneys Fund	706,500	706,500	847,800	877,500
State Aid to Indigent Defense Fund	670,800	670,800	805,000	833,200
Victim Compensation and Assistance Fund	3,847,200	3,900,000	3,900,000	3,400,000
SUBTOTAL - Other Appropriated Funds	5,756,200	5,834,100	6,129,200	5,662,900
<b>SUBTOTAL - Appropriated Funds</b>	<b>7,021,000</b>	<b>7,136,100</b>	<b>7,431,200</b>	<b>6,964,900</b>
Other Non-Appropriated Funds	3,096,000	6,305,100	6,741,200	6,741,200
Federal Funds	12,190,100	14,062,400	11,939,300	9,773,400
<b>TOTAL - ALL SOURCES</b>	<b>22,307,100</b>	<b>27,503,600</b>	<b>26,111,700</b>	<b>23,479,500</b>

CHANGE IN FUNDING SUMMARY	FY 2005 to FY 2006 JLBC		FY 2005 to FY 2007 JLBC	
	\$ Change	% Change	\$ Change	% Change
General Fund	0	0.0%	0	0.0%
Other Appropriated Funds	295,100	5.1%	(171,200)	(2.9%)
Total Appropriated Funds	295,100	4.1%	(171,200)	(2.4%)
Non Appropriated Funds	(1,687,000)	(8.3%)	(3,852,900)	(18.9%)
Total - All Sources	(1,391,900)	(5.1%)	(4,024,100)	(14.6%)

**AGENCY DESCRIPTION** — The commission was created to enhance the effectiveness and the coordination of the criminal justice system in Arizona; to monitor the criminal justice system and the progress and implementation of new and continuing criminal justice legislation; to identify needed revisions in the system or legislation; to make appropriate reports on the system and legislation; and to administer special funds for the enhancement of designated criminal justice system programs and activities in the state of Arizona. The Arizona Criminal Justice Commission (ACJC) receives 1.57% of Criminal Justice Enhancement Fund (CJEF) monies.

PERFORMANCE MEASURES	FY 2003	FY 2004	FY 2005	FY 2006
	Actual	Actual	Estimate	JLBC
• % of Crime Victim Program audits reflecting no deficiencies	93	100	100	--
• Number of grants awarded in a timely manner to victim services providers (NEW)	46	46	47	47
• Drug and violent crime arrests made by grant-funded task forces	3,354	3,322	3,886	--
• Administration as a % of total cost	6.8	2.0	7.3	--
• Customer satisfaction rating (Scale 1-10)	9.2	9.1	9.1	9.2

**Comments:** The agency's customer satisfaction rating decreased slightly in FY 2004. The JLBC recommends continuing the performance goal of 9.2% for this measure in FY 2006. The JLBC recommends adding a new measure on the number of grants awarded in a timely manner to victim services providers.

## RECOMMENDED CHANGES FROM FY 2005

### Operating Budget

The JLBC recommends \$1,570,600 for the operating budget in FY 2006. This amount consists of \$994,200 from the General Fund and \$576,400 from the Criminal Justice Enhancement Fund (CJEF). The JLBC further recommends \$1,546,400 for the operating budget in FY 2007. This amount consists of \$994,200 from the General Fund and \$552,200 from CJEF. These amounts would fund the following adjustments:

	FY 2006	FY 2007
<b>Standard Changes</b>	<b>OF \$(5,400)</b>	<b>\$(4,600)</b>

The JLBC recommends a decrease of \$(5,400) from CJEF in FY 2006 and a decrease of \$(4,600) in FY 2007 for standard changes.

<b>Substance Abuse Survey</b>	<b>OF 25,000</b>	<b>0</b>
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The JLBC recommends a one-time increase of \$25,000 from CJEF in FY 2006 for a statewide substance abuse survey of school children. A.R.S. § 41-2416 requires ACJC to conduct the substance abuse survey biennially. The agency last completed the survey in FY 2004.

### Special Line Items

#### Rural State Aid to County Attorneys

The JLBC recommends \$157,700 from the General Fund for Rural State Aid to County Attorneys in FY 2006 and FY 2007. These amounts are unchanged from FY 2005.

This line item receives General Fund appropriations deposited into the State Aid to County Attorneys Fund. The monies provide funding for the various offices of county attorneys throughout Arizona with populations of less than 500,000 persons to improve the processing of criminal cases. Non-General Fund monies in the State Aid to County Attorneys Fund are still distributed to both urban and rural counties. (See *State Aid to County Attorneys Special Line Item.*)

#### State Aid to County Attorneys

The JLBC recommends \$847,800 from the State Aid to County Attorneys Fund for State Aid to County Attorneys in FY 2006 and \$877,500 in FY 2007. These amounts would fund the following adjustments:

<b>Increased Revenue</b>	<b>OF 141,300</b>	<b>171,000</b>
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The JLBC recommends an increase of \$141,300 from the State Aid to County Attorneys Fund in FY 2006 and an increase of \$171,000 in FY 2007 for increased revenue received by the fund. This increase would provide additional grant monies available to county attorneys.

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. ACJC is required to distribute the monies to each county based on a composite index formula using Superior Court felony filings and county population.

#### Rural State Aid to Indigent Defense

The JLBC recommends \$150,100 from the General Fund for Rural State Aid to Indigent Defense in FY 2006 and FY 2007. These amounts are unchanged from FY 2005.

This line item receives General Fund appropriations deposited into the State Aid to Indigent Defense Fund. The monies provide funding to the various counties in Arizona with populations of less than 500,000 persons for processing of criminal cases by the offices of the public defender, legal defender, and/or contract indigent defense council in each county. Non-General Fund monies in the State Aid to Indigent Defense Fund are still distributed to both urban and rural counties. (See *State Aid to Indigent Defense Special Line Item.*)

#### State Aid to Indigent Defense

The JLBC recommends \$805,000 from the State Aid to Indigent Defense Fund for State Aid to Indigent Defense in

FY 2006 and \$833,200 in FY 2007. These amounts would fund the following adjustments:

**Increased Revenue OF 134,200 162,400**

The JLBC recommends an increase of \$134,200 from the State Aid to Indigent Defense Fund in FY 2006 and an increase of \$162,400 in FY 2007 for increased revenue received by the fund. This increase would provide additional grant monies available to county public defenders.

This line item provides funding to the various counties in Arizona for processing of criminal cases by the offices of the public defender, legal defender, and/or contract indigent defense council in each county. The line item 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. 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 JLBC recommends \$3,900,000 from the Victim Compensation and Assistance Fund for Victim Compensation and Assistance in FY 2006 and \$3,400,000 in FY 2007. These amounts would fund the following adjustments:

**Align Expenditures with**

**Fund Revenue OF 0 (500,000)**

The JLBC recommends a decrease of \$(500,000) from the Victim Compensation and Assistance Fund in FY 2007 to bring expenditures in line with anticipated fund revenue.

This Special Line Item provides funding for 2 crime victim grant programs: the Victim Compensation Program and the Victim Assistance Program. Victim compensation monies are distributed by ACJC to county compensation

boards that award cash compensation to crime victims for specified expenses resulting from their victimization. Victims are eligible for lost wages, medical, funeral, and counseling expenses. 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 by ACJC to local government and not-for-profit agencies on a competitive basis and are used for operating expenses related to their victim assistance programs such as crisis intervention, information and referral services, emergency services, and other victim support services. Revenues for victim assistance grants come from community supervision fees and interstate compact fees.

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**JLBC RECOMMENDED FORMAT — Operating Lump Sum with Special Line Items by Agency**

**JLBC RECOMMENDED FOOTNOTES**

*Standard Footnotes*

Notwithstanding any other law, the amount appropriated for Rural State Aid to County Attorneys and Rural State Aid to Indigent Defense shall be allocated to counties with populations of less than 500,000 persons.

All Victim Compensation and Victim Assistance receipts received by the Arizona Criminal Justice Commission in excess of \$3,900,000 in FY 2006 and \$3,400,000 in FY 2007 are appropriated to the Crime Victims Program. Before the expenditure of any Victim Compensation and Victim Assistance receipts in excess of \$3,900,000 in FY 2006 and \$3,400,000 in FY 2007, the Arizona Criminal Justice Commission shall submit the intended use of the monies for review by the Joint Legislative Budget Committee.

SUMMARY OF FUNDS	FY 2004 Actual	FY 2005 Estimate
<b>ACJC Criminal Justice Enhancement (JCA2134/A.R.S. § 41-2401)</b>		<b>Appropriated</b>
<b>Source of Revenue:</b> A 1.57% allocation of the Criminal Justice Enhancement Fund (CJEF). <i>(See below for additional information on statewide CJEF maintained in The Treasurer's Office but shown under ACJC as Arizona Revised Statute requires the Commission to annually report on CJEF).</i> CJEF consists of a 47% penalty assessment on fines, violations, forfeitures and penalties imposed by the courts for criminal offenses and civil motor vehicle statute violations.		
<b>Purpose of Fund:</b> To cover the operating costs of the Arizona Criminal Justice Commission (ACJC).		
<b>Funds Expended</b>	531,700	556,800
<b>Year-End Fund Balance</b>	0	0

SUMMARY OF FUNDS	FY 2004 Actual	FY 2005 Estimate
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**Criminal Justice Enhancement (CJEF) (JCA3702/A.R.S. § 41-2401)**

**Partially-Appropriated**

**Source of Revenue:** A 47% penalty on fines and forfeitures imposed by the courts for criminal and civil motor vehicle statute violations.  
**Purpose of Fund:** CJEF monies are distributed on a percentage basis to various state entities. (See individual agency pages for detailed information on each recipient.)

	FY 2004	FY 2005	% of CJEF	Approp.
<b>Funds Transferred</b> <sup>1/2/</sup>				
Attorney General				
AZ Prosecuting Attorneys Advisory Council (4)	1,072,700	1,110,300	3.03	no
County Attorneys (7)	3,310,200	3,426,100	9.35	no
Victim's Rights Implementation (13)	2,719,000	2,814,100	7.68	yes <sup>3/</sup>
AZ Criminal Justice Commission				
Operation Costs (10)	555,800	575,300	1.57	yes
Victim Compensation (14)	1,628,500	1,685,500	4.60	yes <sup>3/</sup>
Department of Corrections				
County Sheriffs (9)	4,142,200	4,287,200	11.70	no
Department of Public Safety				
Crime Lab Assessment Fund (12)	4,000,600	4,140,600	2.30	yes <sup>3/</sup>
DNA Identification System (6)	460,200	476,400	1.30	yes <sup>3/</sup>
Fingerprinting Identification System (1)	2,287,000	2,367,100	6.46	yes
Peace Officer's Training Fund (3)	5,891,100	6,097,300	16.64	no
State/Local Grants (6)	2,570,300	2,660,200	7.26	<sup>4/</sup>
Department of Juvenile Corrections (2)	570,000	589,900	1.61	yes
Supreme Court				
Case Processing (8)	2,131,300	2,205,900	6.02	yes
Juvenile Crime (5)	3,310,200	3,426,100	9.35	yes
Community Punishment Program (15)	754,100	780,500	2.13	yes
General Fund (11) <sup>5/</sup>	0	0	9.00	no
<b>Total Funds Transferred</b>	35,403,200	36,642,500		

- <sup>1/</sup> The numbers following the recipient agencies represent the paragraph numbers from A.R.S. § 41-2401 subsection D.
- <sup>2/</sup> The numbers displayed in the chart represent monies distributed to agencies and may not correspond directly with agencies' actual expenditures or appropriation amounts.
- <sup>3/</sup> These monies represent a continuing appropriation from the CJEF, but are appropriated prior to expenditure by the recipient agency.
- <sup>4/</sup> Monies retained by the Department of Public Safety (DPS) for operating expenditures are appropriated. Monies passed through to state and local agencies are non-appropriated.
- <sup>5/</sup> As session law, revenues previously deposited to the General Fund were redirected to the DPS Crime Lab Assessment Fund for FY 2005. The JLBC is recommending a continuation of this policy for FY 2006.

**Drug and Gang Enforcement Account (JCA2134/A.R.S. § 41-2402)**

**Non-Appropriated**

**Source of Revenue:** Drug fees and fines (A.R.S. § 13-811), selected Superior Court fees (A.R.S. § 12-284), and local matching funds.  
**Purpose of Fund:** To make grants in amounts not to exceed the percentages shown to enhance efforts to investigate (30%), prosecute (40%), adjudicate (30%), and punish (30%) drug offenders and members of criminal street gangs.

<b>Funds Expended</b>	2,834,000	6,038,500
<b>Year-End Fund Balance</b>	3,610,700	3,800,800

**Federal Grants (JCA2000/A.R.S. § 41-2405)**

**Non-Appropriated**

**Source of Revenue:** Federal grants, including Edward Byrne Memorial grant monies.  
**Purpose of Fund:** To improve the criminal justice records system in Arizona; to fund state and local correction and detention agencies' substance abuse programs for incarcerated offenders; and to provide support dealing with criminal justice issues.

<b>Funds Expended</b>	12,190,100	14,062,400
<b>Year-End Fund Balance</b>	132,200	334,600

SUMMARY OF FUNDS	FY 2004 Actual	FY 2005 Estimate
<b>Resource Center (JCA2280/A.R.S. § 41-2402)</b>		<b>Non-Appropriated</b>
<b>Source of Revenue:</b> A 1.31% allocation from selected Superior Court Fees and monies received from public or private gifts.		
<b>Purpose of Fund:</b> To fund the Arizona Drug and Gang Prevention Resource Center.		
<b>Funds Expended</b>	262,000	266,600
<b>Year-End Fund Balance</b>	55,300	80,700
<b>State Aid to County Attorneys (JCA2443/A.R.S. § 11-539)</b>		<b>Appropriated</b>
<b>Source of Revenue:</b> Legislative appropriations, 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 21.61% allocation of a 5% assessment on monies collected by the Supreme Court and Court of Appeals.		
<b>Purpose of Fund:</b> To provide state aid to county attorneys to improve the processing of criminal cases in the Superior and Justice Courts. ACJC administers the fund and distributes the monies to each county based on a composite index formula using felony filings and population. Pursuant to a General Appropriation Act footnote, General Fund monies are distributed only to rural counties (defined as counties with populations of less than 500,000 persons).		
<b>Funds Expended from the General Fund</b>	157,700	157,700
<b>Other Funds Expended</b>	706,500	706,500
<b>Year-End Fund Balance</b>	790,600	905,600
<b>State Aid to Indigent Defense (JCA2445/A.R.S. § 11-588)</b>		<b>Appropriated</b>
<b>Source of Revenue:</b> Legislative appropriations, 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 20.53% allocation of a 5% assessment on monies collected by the Supreme Court and Court of Appeals.		
<b>Purpose of Fund:</b> To provide state aid to county public defenders, legal defenders and contract indigent counsel for the processing of criminal cases. ACJC administers the fund and distributes the monies to each county based on a composite index formula using felony filings and population. Pursuant to a General Appropriation Act footnote, General Fund monies are distributed only to rural counties (defined as counties with populations of less than 500,000 persons).		
<b>Funds Expended from the General Fund</b>	149,800	150,100
<b>Other Funds Expended</b>	670,800	670,800
<b>Year-End Fund Balance</b>	750,000	858,400
<b>Victim Compensation and Assistance (JCA2198/A.R.S. § 41-2407)</b>		<b>Appropriated</b>
<b>Source of Revenue:</b> The fund consists of 2 sub-accounts. The Victim Compensation sub-account receives a 4.6% distribution from CJEF, monies collected from a 10% assessment of a working prisoner's gross compensation, and unclaimed restitution. The Victim Assistance sub-account receives revenue derived from community supervision fees and interstate compact fees.		
<b>Purpose of Fund:</b> To establish, maintain and support programs that compensate and assist victims of crime.		
<b>Funds Expended</b>	3,847,200	3,900,000
<b>Year-End Fund Balance</b>	1,753,000	1,141,400

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