

ARIZONA CRIMINAL JUSTICE COMMISSION

Michael D. Branham, Executive Director

A.R.S. § 41-2404

JLBC Analyst: Brad Regens

General Fund and Other Appropriated Funds	FY 1999 Actual	FY 2000 Estimate	FY 2001 Approved
FTE Positions	6.0	6.0	6.0
Personal Services	221,300	246,100	251,000
Employee Related Expenditures	38,800	47,900	50,000
Professional and Outside Services	200	0	0
Travel - In State	6,500	11,000	11,100
Travel - Out of State	400	2,300	2,300
Other Operating Expenditures	59,300	61,400	61,400
Equipment	8,000	0	0
Operating Subtotal	334,500	368,700	375,800
Child Pornography Prosecution	75,000	75,000	75,000
County Jail Juvenile Improvement	2,000,000 ^{1/}	0	0
Crime Victim Assistance	550,000	900,000	900,000
Crime Victim Compensation	1,486,700	1,750,000	2,250,000 ^{2/}
Domestic Violence Prosecution	66,000	66,000	66,000
Obscenity Prosecution	250,000	250,000	250,000
State Aid to County Attorneys - General Fund	0	432,200	648,300 ^{3/}
State Aid to County Attorneys Fund - Total Appropriation	0	1,016,900	1,341,100 ^{4/}
State Aid to Indigent Defense - General Fund	0	410,600	615,900 ^{5/}
State Aid to Indigent Defense Fund - Total Appropriation	0	965,800	1,273,700 ^{4/}
Street Gang Prosecution	1,000,000	1,000,000	1,000,000
Substance Abuse Surveys	0	25,000	0
Total	5,762,200	7,260,200	8,795,800
Additional Appropriations - Appropriations; Department of Law, Ch. 238	0	0	750,000 ^{6/}
Total Appropriations	5,762,200	7,260,200	9,545,800 ^{7/}
Fund Summary			
General Fund	3,391,000	2,233,800	2,655,200
Victim Compensation & Assistance Fund	2,036,700	2,650,000	3,900,000
Criminal Justice Enhancement Fund	334,500	393,700	375,800
State Aid to County Attorneys Fund	0	1,016,900	1,341,100
State Aid to Indigent Defense Fund	0	965,800	1,273,700
Total Appropriations	5,762,200	7,260,200	9,545,800

^{1/} The state's Annual Financial Report has labeled these monies as an operating expenditure, however, we have defined them as a capital outlay. Because we have categorized these monies as a capital outlay, no expenditures from the fund are displayed for FY 2000 and FY 2001.

^{2/} All Victim Compensation receipts received by the Arizona Criminal Justice Commission in excess of \$2,250,000 in FY 2001 are appropriated to the Crime Victim Compensation Special Line Item. Before the expenditure of any Victim Compensation receipts in excess of \$2,250,000 in FY 2001, the Arizona Criminal Justice Commission shall submit the intended use of the monies for review by the Joint Legislative Budget Committee. (General Appropriation Act footnote, as added by Laws 2000, Chapter 3)

^{3/} Includes \$648,300 appropriated by Laws 1999, Chapter 346.

^{4/} All monies deposited in the fund are subject to legislative appropriation. As a result, the total appropriation includes General Fund monies appropriated to the fund that are then reappropriated out of the fund, plus non-General Fund monies appropriated from the fund.

^{5/} Includes \$615,900 appropriated by Laws 1999, Chapter 346.

^{6/} This appropriation is a continuing appropriation and is exempt from the provisions of A.R.S. § 35-190, relating to lapsing of appropriations.

^{7/} General Appropriation Act funds are appropriated as an Operating Lump Sum with Special Line Items by Agency.

ARIZONA CRIMINAL JUSTICE COMMISSION (Cont'd)

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.*

Crime Victim Compensation — The approved supplemental amount includes an additional \$500,000 in FY 2001 from the Victim Compensation and Assistance Fund. These funds 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.

In addition, Laws 2000, Chapter 238 appropriates \$750,000 from the Victim Compensation and Assistance Fund to ACJC for the Crime Victim Compensation program. (*See Additional Appropriations section below for further information.*)

State Aid to County Attorneys - General Fund — Consists of \$648,300 in General Fund monies appropriated to ACJC to deposit in the State Aid to County Attorneys Fund for FY 2001. (*See the discussion below for additional information.*)

State Aid to County Attorneys Fund - Total Appropriation — The State Aid to County Attorneys Fund receives: 1) General Fund appropriations, 2) 15.44% of a 7% penalty assessment on fines, penalties and forfeitures imposed by the courts for criminal, and civil motor vehicle violations and 3) a portion of the monies collected by the Supreme Court and the 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. The monies are to be used to improve the processing of criminal cases in the Superior and Justice Courts.

The fund is subject to appropriation. As a result, the General Fund deposit of \$648,300 must be reappropriated before being expended. The total appropriation, from the fund, of \$1,341,100 includes the reappropriation of \$648,300 from the original General Fund deposit.

State Aid to Indigent Defense - General Fund — Consists of \$615,900 in General Fund monies appropriated to ACJC to deposit in the State Aid to Indigent Defense Fund for FY 2001. (*See the discussion below for additional information.*)

State Aid to Indigent Defense Fund - Total Appropriation — The State Aid to Indigent Defense Fund receives: 1) General Fund appropriations, 2) 14.66% of a 7% penalty assessment on fines, penalties and forfeitures imposed by the courts for criminal, and civil motor vehicle

violations and 3) a portion of the monies collected by the Supreme Court and the 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. The monies are to be used for the purpose of providing state aid to the county public defender, legal defender and contract indigent defense counsel for the processing of criminal cases.

The fund is subject to appropriation. As a result, the General Fund deposit of \$615,900 must be reappropriated before being expended. The total appropriation, from the fund, of \$1,273,700 includes the reappropriation of \$615,900 from the original General Fund deposit.

Additional Appropriations: Appropriations; Department of Law (Chapter 238) — Appropriates \$750,000 in FY 2001 from the Victim Compensation and Assistance Fund to ACJC for the purpose of providing cash compensation, through county compensation boards, to crime victims. In addition, the bill provides a one-time transfer of \$750,000 in FY 2001 from the Office of the Attorney General's Victims' Rights Fund to ACJC's Victim Compensation and Assistance Fund.

The \$750,000 appropriation from the Victim Compensation and Assistance Fund to ACJC authorized by this bill, is in addition to all other appropriations to ACJC for the Crime Victim Compensation program. With the supplemental increase and this bill, the total appropriation for the Crime Victim Compensation program for FY 2001 is \$3,000,000.

Capital Outlay Appropriations: Tax Levy; Juvenile Jails; Appropriations (Chapter 387) — Appropriates \$100,000 from the General Fund in FY 2001 to the County Jail Juvenile Improvement Fund that is administered by ACJC. Monies in the fund shall be used to fund the construction of new juvenile beds in county jail facilities.

Additional Legislation: Victim Compensation; Unclaimed Restitution (Chapter 168) — Requires the Department of Revenue to deposit unclaimed victim restitution monies in the ACJC Victim Compensation and Assistance Fund. The JLBC Staff estimates that the bill will have an annual General Fund cost of approximately \$83,300 beginning in FY 2001. A General Fund fiscal impact is anticipated because prior to passage of this bill, 25% of unclaimed victim restitution monies were deposited in the General Fund. [Click here for more information from the initial biennial appropriations report \(June 1999\)](#)