

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS  
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT District Attorney	(2) MEETING DATE 6/17/2014	(3) CONTACT/PHONE Debra Vallely (805) 781-5821	
(4) SUBJECT Submittal of a resolution authorizing the District Attorney to sign an agreement (Clerk's File) between the County and the California Victim Compensation and Government Claims Board (VCGCB) to enable the District Attorney's Victim/Witness Assistance Division to continue providing direct payment of emergency funeral/burial, relocation, and crime scene clean-up expenses for crime victims pursuant to Government code Section 13954(c) for FY 2014-2017.			
(5) RECOMMENDED ACTION It is recommended that the Board approve, and direct the Chair to sign, a resolution authorizing the District Attorney to sign, on behalf of the Board of Supervisors, a FY 2014-2017 agreement between the County and the California Victim Compensation and Government Claims Board (VCGCB) for the continuation of direct payment of emergency funeral/burial, relocation, and crime scene clean-up expenses through a revolving fund provided by the State.			
(6) FUNDING SOURCE(S) State VCGCB	(7) CURRENT YEAR FINANCIAL IMPACT \$60,000	(8) ANNUAL FINANCIAL IMPACT \$60,000	(9) BUDGETED? No
(10) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Presentation <input type="checkbox"/> Hearing (Time Est. ___) <input type="checkbox"/> Board Business (Time Est. ___)			
(11) EXECUTED DOCUMENTS <input checked="" type="checkbox"/> Resolutions <input type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input type="checkbox"/> N/A			
(12) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A		(13) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: N/A <input type="checkbox"/> 4/5 Vote Required <input checked="" type="checkbox"/> N/A	
(14) LOCATION MAP N/A	(15) BUSINESS IMPACT STATEMENT? No	(16) AGENDA ITEM HISTORY <input type="checkbox"/> N/A    Date: <u>July 12, 2011</u>	
(17) ADMINISTRATIVE OFFICE REVIEW Geoff O'Quest, Administrative Analyst			
(18) SUPERVISOR DISTRICT(S) All Districts			

# County of San Luis Obispo



TO: Board of Supervisors

FROM: Gerald T. Shea, District Attorney

DATE: 6/17/2014

SUBJECT: Submittal of a resolution authorizing the District Attorney to sign an agreement (Clerk's File) between the County and the California Victim Compensation and Government Claims Board (VCGCB) to enable the District Attorney's Victim/Witness Assistance Division to continue providing direct payment of emergency funeral/burial, relocation, and crime scene clean-up expenses for crime victims pursuant to Government code Section 13954(c) for FY 2014-2017.

## **RECOMMENDATION**

It is recommended that the Board approve, and direct the Chair to sign, a resolution authorizing the District Attorney to sign, on behalf of the Board of Supervisors, a FY 2014-2017 agreement between the County and the California Victim Compensation and Government Claims Board (VCGCB) for the continuation of direct payment of emergency funeral/burial, relocation, and crime scene clean-up expenses through a revolving fund provided by the State.

## **DISCUSSION**

The District Attorney's Victim/Witness Assistance Division is authorized and mandated by Penal Code Section 138535 et seq. to assist crime victims with claim applications for reimbursement of crime-related financial losses by the State Victim Compensation and Government Claims Board. Since 1989, the Victim/Witness Assistance Division has contracted with the State to provide verification of crime compensation claims as provided by Government Code Section 13954(c).

As part of the claim verification service, on March 2, 1999, the County Board approved a second contract between Victim/Witness and the State to provide direct payment of emergency funeral/burial expenses when the claimant would suffer substantial hardship without an emergency payment. The State allocated \$30,000 in advance to the County for a revolving fund for this purpose and reimburses the County for any funds dispersed. With the passage of AB 606 in 2000, additional emergency funds became available to pay for domestic violence relocation expenses for qualified victims. On March 7, 2000, an amended contract was approved by our Board to reflect this new provision and to add \$30,000 to the original \$30,000 for a total of \$60,000 allowable per contract. On April 2002, with the passage of AB1019, relocation for victims of sexual assault and crime scene clean-up were added as reimbursable services.

On June 5, 2007, our Board adopted a two-year resolution that authorized an agreement between the State and the County for claim verification services that included a provision pertaining to the revolving fund service through June 30, 2009.

Effective FY 2009-2010, the State required a separate resolution and agreement for the victim compensation revolving fund service for a two-year term from FY 2009-2011. The resolution and agreement was approved by our Board on June 9, 2009.

This resolution and agreement is substantially the same as the prior agreement and is for a three year term, from July 1, 2014 through June 30, 2017.

## **OTHER AGENCY INVOLVEMENT/IMPACT**

County Counsel has reviewed and approved this agreement and resolution as to form and legal effect.

## **FINANCIAL CONSIDERATIONS**

The County currently has a contract to provide Victims of Crime claim verification through a Joint Powers Agreement (JPA) with the state's Victim Compensation and Government Claims Board (VCGCB). That contract includes a provision which permits Victim/Witness to directly pay emergency claims for qualified victims through a revolving trust account funded by a \$60,000 maximum advance from the State. There is no impact to the County General Fund.

## **RESULTS**

From July 1, 2011 through May 31, 2014 we processed 14 requests for Emergency Funds totaling \$28,325.48. Given the emergency nature of these fund requests, usage tends to vary year to year. This service is consistent with the Victim/Witness Assistance Division goal to reduce the effects of crime on victims, family members and the community.

## **ATTACHMENTS**

1. Resolution Authorizing DA to Sign VCGCB Agreement
2. VCGCB Agreement (Clerk's File)