

Crime Victims Compensation Board



**Office of Attorney General
Carla J. Stovall**

**Sixteenth Annual Report
1994**



State of Kansas

Office of the Attorney General

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CARLA J. STOVALL
ATTORNEY GENERAL

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April 28, 1995

TO: Honorable Bill Graves, Governor
and Members of the Kansas Legislature

I am pleased to submit the sixteenth annual report for the Crime Victims Compensation Board for Fiscal Year 1994. This program is very vital for victims of violent crime in Kansas. The request for compensation and the money paid to victims continues to increase. I believe the visibility of the program is the result of the right violent crime victims have in Kansas to apply for compensation.

I am pleased the Crime Victims Compensation Board is under the jurisdiction of the Office of Attorney General. It is an important part of the criminal justice system, to make sure violent crime victims are compensated. Compensation assists victims, who have no other financial resources available to them, with medical expenses, loss of wages, counseling, funeral expenses in cases of homicide, etc. It is a top priority of this office to continue to assist violent crime victims with compensation.

If my staff or I may be of service to you and your constituents, or if we can answer any questions regarding the Crime Victims Compensation Program in Kansas, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Carla J. Stovall".

Carla J. Stovall
Attorney General

OFFICE OF THE ATTORNEY GENERAL
STATE OF KANSAS

CARLA J. STOVALL
ATTORNEY GENERAL

CRIME VICTIMS COMPENSATION BOARD STAFF
AT THE TIME OF THIS PUBLICATION - APRIL 1995

Board

Glenda Cafer, Topeka	Chair
Dorothy Stucky Halley, Pittsburg	Member
Carlos Cooper, Kansas City	Member

Staff

Frank S. Henderson, Jr.	Executive Director
Dee Boeck	Investigator
Sharon Kearse	Investigator
Betty Albright	Secretary
Steven Wilhite	Keyboard Operator
Yolonda Newman	Office Assistant

**OFFICE OF THE ATTORNEY GENERAL
STATE OF KANSAS**

**ROBERT T. STEPHAN
ATTORNEY GENERAL**

**CRIME VICTIMS COMPENSATION BOARD STAFF
DURING THE PERIOD COVERED BY THIS PUBLICATION
JANUARY 1, 1994 TO DECEMBER 31, 1994**

Board

C. William Ossmann, Topeka	Chair
Dorothy Stucky Halley, Pittsburg	Member
Carlos Cooper, Kansas City	Member

Staff

Betty A. Bomar	Executive Director
Dee Boeck	Investigator
Sharon Kearse	Investigator
Betty Albright	Secretary
Steven Wilhite	Keyboard Operator
Shelby Williams	Office Assistant

INTRODUCTION

The Crime Victims Compensation Board (CVCB) was established by the Kansas Legislature in 1978 pursuant to K.A.S. 74-7301, et seq., to assist victims of violent crime. The CVCB completed its 16th year of operation on June 30, 1994. Since its inception, CVCB has made 5,249 awards to crime victims for a total of \$14,449,282. These awards cover out-of-pocket medical expenses, loss of earnings or support, burial expenses and other costs associated with the treatment of injuries sustained as a result of being a victim of a violent crime.

The Crime Victims Compensation Board is appointed by the Attorney General and consists of three members. During FY 1994 these members were C. William Ossmann, Topeka, Chair; Dorthy Stucky Halley, Pittsburg; and Carlos Cooper, Kansas City. There were also five full-time staff members; the Executive Director, two Investigators, one Secretary, one Keyboard Operator II and a part-time Office Assistant.

The 1989 Kansas Legislature recognized the inadequacy of funding for CVCB and changed the funding source to 19 percent of all fines, penalties and forfeitures received by the district court of each county. The Crime Victims Compensation fund also receives money from the Federal Victims of Crime Act (VOCA) of 1984. A total of \$2,189,000 has been received since 1986 from the federal VOCA and \$740,000 was utilized during FY 1994 for payment of compensation to crime victims.

In 1982 the CVCB administered the Federal Preventative Health and Health Services Block grant for Rape Prevention and Crisis Intervention Services. The CVCB distributed \$68,644 during FY 1994 to local and statewide programs. The funds were used for continuation of sexual assault prevention programs for children and adults and for creating and maintaining crisis intervention hotlines. Sixteen programs, including sexual assault centers and mental health centers, receive these funds.

The Kansas Legislature in 1984 created the Protection from Abuse Fund (K.S.A. 74-7325) for the purpose of providing financial assistance to domestic violence programs. An assessment of \$8 was added to marriage license fees in Kansas. In 1989 the Legislature increased the marriage license fee assessment to \$23. In FY 1994 a total of \$500,811 was disbursed to 22 domestic violence programs statewide. In addition, a grant from the U.S. Department of Health and Human Services, Family Violence Prevention and Services Fund, in the amount of \$177,589 was provided as supplemental awards to 22 domestic violence programs, including the Kansas Coalition Against Sexual and Domestic Violence. These funds are used to provide 24-hour crisis intervention, shelter and safehouse facilities, direct assistance for victims and their families, emergency transportation, etc.

State of Kansas
 Crime Victims Compensation Board
 Statement of Receipts and Disbursements
 July 1, 1993, through June 30, 1994

Revenues and Federal Grant Outlays:

Crime Victims Compensation Fund:

Balance carried over from FY 93	\$ 194,832	
Fines, Penalties, and Forfeitures	1,716,072	
Restitution, Subrogation, and Refunds	135,916	
Prison Inmate Contributions	49,470	
Surplus Property	16	\$2,096,307

Protection from Abuse Fund:

Balance carried over from FY 93	118,207	
Marriage License Fee Assessment	516,911	635,118

Federal Grant Outlays to CVCB:

Victims of Crime Act 1984		740,000
Rape Prevention Crisis Intervention		68,644
Family Violence Prevention and Services		177,589

TOTAL RECEIPTS \$3,717,952

Disbursements:

Salaries and Wages	\$ 169,065	
Communications	12,281	
Printing and Advertising	1,993	
Rents	11,994	
Travel and Subsistence	2,796	
Fees - Other Services	2,556	
Fees - Professional Services	540	
Other Contractual Services	978	
Stationery and Office Supplies	3,784	
Capital Outlay	416	\$ 206,405

Compensation Paid to Victims of Crime		2,610,470
Grants - Domestic Violence Programs		500,811
Grants - Rape Crisis Programs		68,644
Grants - Family Violence Prevention Services		177,589

TOTAL DISBURSEMENTS \$3,563,919

Balances Carried Forward:

Crime Victims Compensation Fund-Fines, Penalties, & Forf.		\$ 19,432
Protection from Abuse Fund-Marriage License Fee Assessment		134,307
Crime Victims Grants and Gift Fund		294
Federal Grant - Victims of Crime Act 1984		--
Federal Grant - Rape Prevention Crisis Intervention		--
Federal Grant - Family Violence Prevention and Services		--

TOTAL CASH BALANCES \$154,033

SUMMARY DATA

	FY 1992	FY 1993	FY 1994
Claims Pending from Previous FY	366	487	501
Original Claims Filed	1,160	1,177	1,161
Claims Awarded (Includes Claims from Prior FY)	713	731	760
Amount of Original Claims Awarded	\$1,875,187	\$1,632,795	\$2,069,601
Average Award Per Claim	2,630	2,234	2,723
Claims Denied, Dismissed, Withdrawn	326	432	382
Claims Pending	487	501	520
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Supplemental Claims Considered	782	843	917
Amount Awarded	\$ 510,016	\$ 633,321	\$ 663,059
Average Award Per Supplemental Claim	652	751	723
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Attorney Fees Claims	4	4	3
Attorney Fees Allowed	\$ 878	\$ 846	\$ 405
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GRAND TOTAL	\$2,386,081	\$2,266,962	\$2,733,065
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Request for Restitution Filed or Board has Intervened in Civil Suits	379	406	440
Amount Filed	\$1,056,038	\$ 757,735	\$1,149,969
Amounts Received and Deposited	\$ 82,824	\$ 76,350	\$ 106,854
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COMPARISON OF TYPES OF VICTIMIZATION

Crime	FY 92		FY 93		FY 94	
	No.	Dollar Amt.	No.	Dollar Amt.	No.	Dollar Amt.
Assault/Battery (Non-Familial)	300	\$1,327,719	307	\$1,250,296	317	\$1,721,298
Homicide	67	265,829	50	136,350	70	217,255
Rape/Sexual Assault (Adult)	62	110,138	71	153,259	86	135,158
Rape/Sexual Assault (Child)	193	392,414	196	341,814	178	259,745
Child Physical Abuse	3	1,581	5	6,882	7	17,666
Domestic Violence (Related Crimes)	76	218,242	86	303,120	84	316,273
DUI	9	64,024	10	66,136	12	60,922
Other	3	6,234	6	9,105	6	4,748
TOTALS	713	\$2,386,081	731	\$2,266,962	760	\$2,733,065

CLAIMS REJECTED AND REASONS

Claims Rejected and Reasons

Failure to Complete Application Process	133
Reimbursed by Collateral Sources	72
Contributory Misconduct	42
Failure to Cooperate with Law Enforcement	38
Crime not Compensable by Statute	14
Not Reported within 72 Hours	3
Application Withdrawn	17
No Financial Stress	6
Minimum Loss Under \$100	22
No Compensable Expense	<u>35</u>
Total Claims Rejected	382

COMPENSATION AWARD BREAKDOWN BY EXPENSE

	FY 93	FY 94
Hospital	\$ 930,656.03	\$1,430,310.36
Mental Health	443,829.29	318,834.29
Doctor	239,131.83	282,303.50
Wage Loss	210,080.10	222,600.50
Funeral/Burial Expense	120,645.12	154,935.57
Dentist	54,247.73	49,767.95
Anesthesiology	47,143.93	65,116.87
Dependent Economic Loss	61,509.72	45,465.35
Radiology	33,500.09	49,855.55
Ambulance	21,956.67	29,515.93
Medical Supplies/Equipment	46,721.28	32,976.46
Chiropractor	6,622.05	8,736.45
Replacement Services	9,392.75	8,427.68
Prescriptions	19,013.82	17,060.62
Mileage/Moving	16,648.63	13,363.73
Glasses/Hearing Aids	3,359.32	3,379.14
Other Allowable Expenses	1,657.64	10.05
Attorney Fees	846.00	405.00
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TOTALS	\$2,266,962.00	\$2,733,065.00

GRANT PROGRAMS

FY 94 PROTECTION FROM ABUSE GRANT AWARDS

GRANTEE	CITY	*PROTECTION FROM ABUSE	*FAMILY VIOLENCE FEDERAL FUNDS	TOTAL AWARD
Alliance Against Family Violence	Leavenworth	\$ 30,000	\$ 10,000	\$ 40,000
Cowley County Safe Homes	winfield	24,000	5,000	29,000
Crisis Center, Inc.	Manhattan	24,500	8,000	32,500
Crisis Center	Dodge City	23,000	8,000	31,000
Domestic Violence Association of Central KS	Salina	22,000	8,000	30,000
DoVES	Atchison	22,000	8,000	30,000
Domestic Violence/ Sexual Assault Association	Newton	7,500		7,500
Family Crisis Center	Great Bend	22,000	8,000	30,000
Family Crisis Services	Garden City	22,000	8,000	30,000
Family Life Center	El Dorado	22,000	8,000	30,000
Friends of Yates	Kansas City	29,811	12,689	42,500
Hope Unlimited	Iola	22,400	2,000	24,400
Kansas Coalition Against Sexual and Domestic Violence	Topeka		4,000	4,000
McPherson Co. Council on Violence Against Persons	McPherson	2,500		2,500
Northwest Kansas Family Shelter	Hays	26,000	5,000	31,000
Rape Crisis and Domestic Violence Services	Liberal	19,600	4,400	24,000
SOS, Inc.	Emporia	21,500	8,500	30,000
Safehome, Inc.	Overland Park	29,000	13,500	42,500
Safehouse, Inc.	Pittsburg	29,000	13,500	42,500

Sexual Assault/Domestic Violence Center of Reno Co.	Hutchinson	22,000	8,000	30,000
Women's Transitional Care Services	Lawrence	22,000	8,000	30,000
YWCA Battered Women Task Force	Topeka	29,000	13,500	42,500
YWCA Women's Crisis Center	Wichita	<u>29,000</u>	<u>13,500</u>	<u>42,500</u>
	TOTAL	\$500,811	\$177,589	\$678,400

FY 1994 DOMESTIC VIOLENCE GRANT AWARDS

Alliance Against Family Violence, Leavenworth	\$ 32,000
Cowley County Safe Homes, Winfield	28,000
Crisis Center, Inc., Manhattan	35,000
Crisis Center of Dodge City	26,000
Domestic Violence Association of Central Kansas, Salina	32,000
Domestic Violence Emergency Services, Atchison	30,000
Family Crisis Center, Great Bend	28,000
Family Crisis Services, Garden City	25,000
Family Life Center of Butler County, El Dorado	25,000
Friends of Yates, Inc., Kansas City	42,000
Hope Unlimited, Inc., Iola	24,000
Kansas Coalition Against Sexual and Domestic Violence, Topeka	4,000
Liberal Area Rape Crisis and Domestic Violence Services	20,000
McPherson County Council Against Persons, McPherson	1,250
Northwest Kansas Family Shelter, Hays	30,000
SOS, Inc., Emporia	32,000
Safehome, Inc., Overland Park	42,000
Safehouse, Inc., Pittsburg	42,000
Sexual Assault/Domestic Violence Center of Reno Co., Hutchinson	32,000
Women's Transitional Care Services, Lawrence	25,000
YWCA/Battered Women Task Force, Topeka	42,000
YWCA Women's Crisis Center, Wichita	<u>42,000</u>
	TOTAL
	\$642,250
<u>FY 94 Budget:</u>	
Protection from Abuse Funds (State)	\$500,811
Family Violence and Prevention Services (Federal)	<u>177,589</u>
	TOTAL
	\$678,400

FY 94 RAPE PREVENTION AND CRISIS INTERVENTION GRANT AWARDS

Crisis Center, Inc., Manhattan	\$ 3,980
Domestic Violence Association of Central Kansas, Salina	4,500
Domestic Violence Emergency Services	4,500
Family Crisis Center, Great Bend	4,500
Hope Unlimited, Iola	4,500
Horizons Mental Health	3,500
Kansas Coalition Against Sexual and Domestic Violence, Topeka	4,944
Liberal Area Sexual Assault and Domestic Violence Services	4,000
Northwest Kansas Family Shelter, Hays	4,500
SOS, Inc., Emporia	4,500
Safehome, Inc., Overland Park	4,500
Safehouse, Inc., Pittsburg	4,500
Sexual Assault/Domestic Violence Center of Reno Co., Hutchinson	4,000
Wichita Area Sexual Assault Center	4,220
Wichita Police Department	3,500
YWCA/Battered Women Task Force, Topeka	<u>4,500</u>
TOTAL	\$ 68,644