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# State of New Hampshire

DEPARTMENT OF SAFETY  
OFFICE OF THE COMMISSIONER  
33 HAZEN DR. CONCORD, NH 03305  
603/271-2791

JOHN J. BARTHELMES  
COMMISSIONER

July 13, 2015

The Honorable Neal M. Kurk, Chairman  
Fiscal Committee of the General Court  
State House  
Concord, New Hampshire 03301

Her Excellency, Governor Margaret Wood Hassan  
and the Honorable Council  
State House  
Concord, New Hampshire 03301

*Retroactive*

### Requested Action

1. Pursuant to RSA 14:30-a, VI, authorize the Department of Safety (DOS), Division of State Police, to amend Fiscal Item #FIS14-152 approved on September 26, 2014, originally approved on March 21, 2014 (Item #FIS14-034) and Item #51 approved by Governor and Council on October 1, 2014, originally approved on April 9, 2014 (Item #66), by changing the end date **only**, with no increase in funding, **retroactive** from June 30, 2015, to a new end date of December 31, 2015 for the SAVIN grant. Effective upon Fiscal Committee and Governor and Council approval for the period July 1, 2015 through December 31, 2015. Funding Source: 100% Agency Income.
2. Pursuant to RSA 124:15, authorize the Department of Safety, Division of State Police, to amend Fiscal Item #FIS14-152 approved on September 26, 2014, originally approved on March 21, 2014 (Item #FIS14-034) and Item #51 approved by Governor and Council on October 1, 2014, originally approved on April 9, 2014 (Item #66), by changing the end date **only**, with no increase in funding, **retroactive** from June 30, 2015 to a new end date of December 31, 2015 for the purpose of retaining a class 046 consultant position. Effective upon Fiscal Committee and Governor and Council approval for the period July 1, 2015 through December 31, 2015. Funding Source: 100% Agency Income.

Funds are budgeted in the account titled:

02-23-23-234010-12440000 Dept. of Safety – Division of State Police – SAVIN Program  
RSRC: 407085

### Explanation

This item is **retroactive** as the first scheduled Fiscal Committee meeting for the new biennium occurs after the original requested end date for this grant. This request is to amend the end date only for a grant received through New Hampshire Department of Justice (NHDOJ) that ends on September 30, 2016 and as such is not budgeted in the 2016/2017 biennium budget.

The SAVIN Program grant is being used to fund the construction and implementation of a subscription notification service component to the NH Department of Safety's established criminal information sharing system, J-ONE. The system is scheduled to connect to the state prison, the courts, and the county jails, and will be designed to allow for future inclusion of all police departments, county attorneys, and other agencies of the state's criminal justice system, including those needing substantial technological updates to become compatible with J-ONE.

The program's dual purpose is the prevention of crime and the realization of victim's rights under the state statute NHRSA 21-M:8-k, Rights of Crime Victims. The program will lay the foundation for real-time notification to victims whose offenders are

The Honorable Neal M. Kurk, Chairman  
Fiscal Committee of the General Court

Her Excellency, Governor Margaret Wood Hassan  
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July 13, 2015  
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involved in the criminal justice system at any and all points, from arrest and court events through release from custody and probation and parole hearing.

The following information is provided in accordance with the Comptroller's instructional memorandum dated September 21, 1981.

- 1) List of personnel involved: *Temporary consultants*
- 2) Nature, Need, and Duration: *The temporary consultants will provide for the increased needs for subject matter experts beyond the limited resources of in-house personnel in the development of the SAVIN automated victim notification system.*
- 3) Relationship to existing agency programs: *Expands the capacity to achieve missions within the Division of State Police and other projects directly related to the particular project.*
- 4) Has a similar program been requested of the legislature and denied? *No.*
- 5) Why wasn't funding included in the agency's budget request? *It was unclear at that time that there would be a potential need for consultants to complete these tasks.*
- 6) Can portions of the grant funds be utilized? *This request is 100% federally funded.*
- 7) Estimate the funds required to continue this position(s): *The temporary consulting positions are estimated at \$954,140.00.*

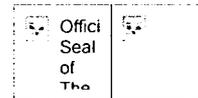
In the event that Agency Income becomes no longer available General and/or Highway funds will not be requested to support this program.

Respectfully submitted,

  
John J. Barthelmes  
Commissioner of Safety



Change Project Period GAN



[All Active](#)

[Change Requested](#)

[Approved](#)

[Denied](#)

[Draft](#)

[Create Grant Adjustment](#)

[Help/Frequently Asked Questions](#)

US DEPARTMENT OF JUSTICE  
OFFICE OF JUSTICE PROGRAMS  
GRANT ADJUSTMENT NOTICE

Grantee Information					
<b>Grantee Name:</b>	New Hampshire Department of Justice	<b>Project Period:</b>	10/01/2011 - 09/30/2016	<b>GAN Number:</b>	008
<b>Grantee Address:</b>	33 CAPITOL STREET CONCORD, 03301	<b>Program Office:</b>	BJA	<b>Date:</b>	05/15/2015
<b>Grantee DUNS Number:</b>	80-859-1127	<b>Grant Manager:</b>	Ludmila Hago		
<b>Grantee EIN:</b>	02-6000618	<b>Application Number(s):</b>	2011-H0918-NH-VN		
<b>Vendor #:</b>	026002618	<b>Award Number:</b>	2011-VN-CX-0014		
<b>Project Title:</b>	Statewide Automated Victim Information and Notification Program	<b>Award Amount:</b>	\$985,141.00		

Change Project Period			
<b>Current Grant Period:</b>	Month: 47 Day: 29	<b>New Grant Period:</b>	Month: 59 Day: 29
<b>Project Start Date:</b>	10/01/2011	<b>*New Project Start Date:</b>	10/01/2011
<b>Project End Date:</b>	09/30/2015	<b>*New Project End Date:</b>	09/30/2016

**\*Required Justification for Change Project Period:**

The State of New Hampshire respectfully requests a 12-month 'no-cost' extension on our federal fiscal year 2011 Statewide Automated Victim Information and Notification (SAVIN) grant award, to September 30, 2016. The State has

Attachments:			
Filename:	User:	Timestamp:	Action:
SAVIN Status 2014-15.docx	RFaretra3	04/28/2015 12:12 PM	Delete Attachment
Savin Program Implementation 20150421.pdf	RFaretra3	04/23/2015 12:06 PM	Delete Attachment
Letter to Request end date extension (1).pdf	RFaretra3	04/28/2015 1:22 PM	Delete Attachment

**Actions:**

Audit Trail:				
Description:	Role:	User:	Timestamp:	Note:
Approved-Final	OCFMD - Financial Analyst	SYSTEM_USER	05/15/2015 12:00 PM	View Note
Submitted	PO - Grant Manager	RFaretra3	04/28/2015 1:49 PM	View Note



# State of New Hampshire

DEPARTMENT OF SAFETY  
OFFICE OF THE COMMISSIONER  
33 HAZEN DR. CONCORD, NH 03305  
603/271-2791

JOHN J. BARTHELMES  
COMMISSIONER

August 25, 2014

The Honorable Mary Jane Wallner, Chairman  
Fiscal Committee of the General Court  
State House  
Concord, New Hampshire 03301

*Fiscal # FIS 14-152  
09-26-2014*

Her Excellency, Governor Margaret Wood Hassan  
and the Honorable Council  
State House  
Concord, New Hampshire 03301

*G+C # 51  
10-01-2014*

### Requested Action

1. Pursuant to RSA 14:30-a, VI authorize the Department of Safety, Division of State Police, to amend Fiscal Item #FIS 14-034, to a grant from the NH Department of Justice (NHDOJ), approved on March 21, 2014 and Item #66, approved by Governor and Council on April 9, 2014, by changing the end date only, with no increase in funding, to a new end date of June 30, 2015. Funding Source: 100% Agency Income.
2. Pursuant to RSA 124:15, authorize the Department of Safety, Division of State Police (Division), to amend Fiscal Item #FIS 14-034, to establish class 046 consultant position, approved on March 21, 2014 and Item #66, approved by Governor and Council on April 9, 2014, by changing the end date only, with no increase in funding, to a new end date of June 30, 2015. Funding Source: 100% Agency Income.

Funds are budgeted in the account titled:

02-23-23-234010-12440000 Dept. of Safety – Division of State Police – SAVIN Program  
RSRC: 407085

### Explanation

This requested action is to amend the end date only for the Federal grant received through NHDOJ that ends on September 30, 2014 and as such is not budgeted in the 2014/2015 biennium budget. (An extension of this grant from NHDOJ to the Division is also an item for consideration by the Fiscal Committee on September 26, 2014, and further action expected by Governor and Council on October 1, 2014.) The Division received notification of the grant's extension on July 2, 2014, contingent upon approval by the US Department of Justice via a submitted request by NHDOJ. As a result of the Division's request being submitted for Fiscal Committee approval at its next meeting on September 26, 2014, subsequent action taken by the Governor and Council on October 1, 2014, is retroactive.

The SAVIN Program grant is being used to fund the construction and implementation of a subscription notification service component to the NH Department of Safety's established criminal information sharing system, J-ONE. The system is scheduled to connect to the state prison, the courts, and the county jails, and will be designed to allow for future inclusion of all police departments, county attorneys, and other agencies of the state's criminal justice system, including those needing substantial technological updates to become compatible with J-ONE.

The program's dual purpose is the prevention of crime and the realization of victim's rights under the state statute NHRSA 21-M:8-k, Rights of Crime Victims. The program will lay the foundation for real-time notification to victims whose

The Honorable Mary Jane Wallner, Chairman  
Fiscal Committee of the General Court  
Her Excellency, Governor Margaret Wood Hassan  
and the Honorable Council  
August 25, 2014  
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offenders are involved in the criminal justice system at any and all points, from arrest and court events through release from custody and probation and parole hearing.

In the event that Agency Income becomes no longer available General and/or Highway funds will not be requested to support this program.

Respectfully Submitted,

  
John J. Barthelme  
Commissioner of Safety



US DEPARTMENT OF JUSTICE  
OFFICE OF JUSTICE PROGRAMS

## GRANT ADJUSTMENT NOTICE

Grantee Information			
Grantee Name:	New Hampshire Department of Justice	Project Period:	10/01/2011 - 09/30/2014
Grantee Address:	33 CAPITOL STREET CONCORD, 03301	Program Office:	BJA
Grantee DUNS Number:	80-859-1127	Grant Manager:	Erich Dietrich
Grantee EIN:	02-6000618	Application Number(s):	2011-H0918-NH-VN
Vendor #:	026002618	Award Number:	2011-VN-CX-0014
Project Title:	Statewide Automated Victim Information and Notification Program	Award Amount:	\$985,141.00
GAN Number:	006	Date:	07/02/2014

Change Project Period			
Current Grant Period:	Month: 35 Day: 29	New Grant Period:	Month: 47 Day: 29
Project Start Date:	10/01/2011	*New Project Start Date:	10/01/2011
Project End Date:	09/30/2014	*New Project End Date:	09/30/2015
<b>*Required Justification for Change Project Period:</b>			
The State of New Hampshire is respectfully requesting a 12-month 'no-cost' extension on our federal fiscal year 2011 Statewide Automated Victim Information and Notification (SAVIN) grant award, to September 30, 2015. The State			
<b>Attachments:</b>			
Filename:	User:	Timestamp:	
Savin Program Implementation_ECN_20140602.pdf	RFaretra3	06/13/2014 12:56 PM	
Project Period GAN request letter.pdf	RFaretra3	06/13/2014 1:00 PM	
Print			
<b>Audit Trail:</b>			
Description:	Role:	User:	Timestamp:
Approved-Final	OCFMD - Financial Analyst	SYSTEM_USER	07/02/2014 12:00 PM
Submitted	PO - Grant Manager	RFaretra3	06/16/2014 8:20 AM
Draft	EXTERNAL - External User	RFaretra3	06/16/2014 8:19 AM
Draft	EXTERNAL - External User	RFaretra3	06/13/2014 1:10 PM
Draft	EXTERNAL - External User	RFaretra3	06/13/2014 12:55 PM

S. ADMIN-02-2014-02.



# State of New Hampshire

DEPARTMENT OF SAFETY  
OFFICE OF THE COMMISSIONER  
33 HAZEN DR. CONCORD, NH 03305  
603/271-2791

JOHN J. BARTHELME  
COMMISSIONER

*Fiscal # FIS 14-034  
03-21-2014*

February 24, 2014

The Honorable Mary Jane Wallner, Chairman  
Fiscal Committee of the General Court  
State House  
Concord, New Hampshire 03301

*ENC # 66  
04-09-2014*

Her Excellency, Governor Margaret Wood Hassan  
and the Honorable Council  
State House  
Concord, New Hampshire 03301

### Requested Action

1. Pursuant to RSA 14:30-a, VI, authorize the Department of Safety, Division of State Police, to accept and expend a grant from the NH Department of Justice for the purpose of establishing a Statewide Automated Victim Information and Notification Program (SAVIN) in the amount of \$955,095.00. Effective upon Fiscal Committee and Governor and Council approvals through September 30, 2014. Funding Source: 100% Agency Income.
2. Pursuant to RSA 124:15, authorize the Department of Safety, Division of State Police, to establish class 046 consultant positions for the purpose of establishing a Statewide Automated Victim Information and Notification Program (SAVIN). Effective upon Fiscal Committee and Governor and Council approvals through September 30, 2014. Funding Source: 100% Agency Income.

Funds are to be budgeted in the account titled:

02-23-23-234010-12440000 Dept. of Safety - Division of State Police - SAVIN Program  
RSRC: 407085  
Amount: \$955,095.00

<u>Class</u>	<u>Description</u>	<u>Current Appropriation</u>	<u>Requested Action</u>	<u>Revised Appropriation</u>
009-407085	Agency Income	\$ -	\$ (955,095.00)	\$ (955,095.00)
040-500800	Indirect Cost	\$ -	\$ 90,207.00	\$ 90,207.00
046-500465	Consultants	\$ -	\$ 864,888.00	\$ 864,888.00
	<b>Total</b>	\$ -	\$ 955,095.00	\$ 955,095.00

### Explanation

The SAVIN Program grant will be used to fund the construction and implementation of a subscription notification service component to the NH Department of Safety's established criminal information sharing system, J-ONE. The system is scheduled to connect to the state prison, the courts, and the county jails, and will be designed to allow for future inclusion of all police departments, county attorneys, and other agencies of the state's criminal justice system, including those needing substantial technological updates to become compatible with J-ONE.

The Honorable Mary Jane Wallner, Chairman  
Fiscal Committee of the General Court

Her Excellency, Governor Margaret Wood Hassan  
and the Honorable Council

February 24, 2014

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The program's dual purpose is the prevention of crime and the realization of victim's rights under the state statute NHRSA 21-M:8-k, Rights of Crime Victims. The program will lay the foundation for real-time notification to victims whose offenders are involved in the criminal justice system at any and all points, from arrest and court events through release from custody and probation and parole hearing.

The funds are to be budgeted as follows:

Funds in class 040 are needed to pay indirect costs to Administrative Services on all eligible expenses.

Funds in class 041 are not appropriated because the department that receives the Federal grant from the federal granting agency is responsible for paying the audit fund set aside.

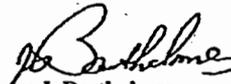
The funds in class 046 are needed for purpose of supporting the development of the SAVIN automated victim notification system.

The following information is provided in accordance with the Comptroller's instructional memorandum dated September 21, 1981.

- 1) List of personnel involved: *Temporary consultants.*
- 2) Nature, Need, and Duration: *The temporary consultants will provide for the increased needs for subject matter experts beyond the limited resources of in-house personnel in the development of the SAVIN automated victim notification system.*
- 3) Relationship to existing agency programs: *Expands the capacity to achieve missions within the Division of State Police and other projects directly related to the particular project.*
- 4) Has a similar program been requested of the legislature and denied? *No.*
- 5) Why wasn't funding included in the agency's budget request? *It was unclear at that time that there would be a potential need for consultants to complete these tasks.*
- 6) Can portions of the grant funds be utilized? *This request is 100% federally funded.*
- 7) Estimate the funds required to continue this position(s): *The temporary consulting positions are estimated at \$954,140.00.*

In the event that Agency Income becomes no longer available General and/or Highway funds will not be requested to support this program.

Respectfully submitted,

  
John J. Barthelme  
Commissioner of Safety

STATE OF NEW HAMPSHIRE  
DEPARTMENT OF JUSTICE  
GRANT AWARD

Agency Name: NH Department of Safety	Vendor No.: 177878-8001
Program Name: Statewide Automated Victim Notification Program	Amount: \$ 955,095.00
Grant Start Date: 1/11/2012	State Grant Number: 2012SAV02
Grant End Date: 9/30/2014	Federal Grant Number: 2011-VN-CX-0014
Appropriation No.: 02-20-20-201510-1137-072-0576	

Head of Agency	Project Director	Fiscal Officer
John J. Barthelmes Commissioner 33 Hazen Drive Concord, NH 03301	Keith Lohmann Administrator	Wesley Colby Administrator

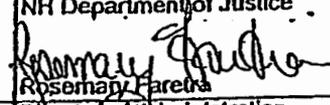
Federal Grant Name:	Statewide Automated Victim Notification Program
Federal Agency:	United States Department of Justice
Bureau/Office:	Office of Justice Programs
CFDA Number:	16.740

Purpose of Grant:	Victim Notification Award End Date Extension
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Financial Requirements:	See signed Program Conditions and Guidelines.
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Match Requirements:	Match must be spent on program allowable activities.
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Reporting Requirements:	Monthly or quarterly Financial reports Annual performance report and audit Adherence to State and Federal guidelines and conditions
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Approval	Program Agency	NH Department of Justice
Name	 John J. Barthelmes	 Rosemary Pareira
Title	Commissioner - 10-22-13	Director of Administration
Date		10-18-13

All terms of this grant award are not valid unless signed by both authorized parties.

# TITLE I THE STATE AND ITS GOVERNMENT

## CHAPTER 21-M DEPARTMENT OF JUSTICE

### Section 21-M:8-k

#### 21-M:8-k Rights of Crime Victims. —

##### I. As used in this section:

(a) "Victim" means a person who suffers direct or threatened physical, emotional, psychological or financial harm as a result of the commission or the attempted commission of a crime. "Victim" also includes the immediate family of any victim who is a minor or who is incompetent, or the immediate family of a homicide victim, or the surviving partner in a civil union.

(b) "Crime" means a violation of a penal law of this state for which the offender, upon conviction, may be punished by imprisonment for more than one year or an offense expressly designated by law to be a felony.

II. To the extent that they can be reasonably guaranteed by the courts and by law enforcement and correctional authorities, and are not inconsistent with the constitutional or statutory rights of the accused, crime victims are entitled to the following rights:

(a) The right to be treated with fairness and respect for their dignity and privacy throughout the criminal justice process.

(b) The right to be informed about the criminal justice process and how it progresses.

(c) The right to be free from intimidation and to be reasonably protected from the accused throughout the criminal justice process.

(d) The right to be notified of all court proceedings.

(e) The right to attend trial and all other court proceedings the accused has the right to attend.

(f) The right to confer with the prosecution and to be consulted about the disposition of the case, including plea bargaining.

(g) The right to have inconveniences associated with participation in the criminal justice process minimized.

(h) The right to be notified if presence in court is not required.

(i) The right to be informed about available resources, financial assistance, and social services.

(j) The right to restitution, as granted under RSA 651:62-67 or any other applicable state law, or victim's compensation, under RSA 21-M:8-h or any other applicable state law, for their losses.

(k) The right to be provided a secure, but not necessarily separate, waiting area during court proceedings.

(l) The right to be advised of case progress and final disposition.

(m) The right of confidentiality of the victim's address, place of employment, and other personal information.

(n) The right to the prompt return of property when no longer needed as evidence.

(o) The right to have input in the probation presentence report impact statement.

(p) The right to appear and make a written or oral victim impact statement at the sentencing of the defendant or, in the case of a plea bargain, prior to any plea bargain agreement. No victim shall be subject to questioning by counsel when giving an impact statement.

(q) The right to be notified of an appeal, an explanation of the appeal process, the time, place and result of the appeal, and the right to attend the appeal hearing.

(r) The right to be notified of, to attend, and to make a written or oral victim impact statement at the

sentence review hearings and sentence reduction hearings. No victim shall be subject to questioning by counsel when giving an impact statement.

(s) The right to be notified of any change of status such as prison release, permanent interstate transfer, or escape, and the date of the parole board hearing, when requested by the victim through the victim advocate.

(t) The right to address or submit a written statement for consideration by the parole board on the defendant's release and to be notified of the decision of the board, when requested by the victim through the victim advocate.

(u) The right to all federal and state constitutional rights guaranteed to all victims of crime on an equal basis, and notwithstanding the provisions of any laws on capital punishment, the right not to be discriminated against or have their rights as a victim denied, diminished, expanded, or enhanced on the basis of the victim's support for, opposition to, or neutrality on the death penalty.

(v) The right to access to restorative justice programs, including victim-initiated victim-offender dialogue programs offered through the department of corrections.

(w) The right to be informed of the filing of a petition for post-conviction DNA testing under RSA 651-D.

II-a. (a) In any case where the victim informs the court that he or she requires assistance in making an oral or written impact statement permitted under this section, the court shall allow the victim to designate a representative to write or speak on the victim's behalf.

(b) The victim's impact statement shall not be limited to the injuries, harm, or damages noted in the information or indictment, but may include all injuries, harm, and damages suffered as a result of the commission or attempted commission of the crime whether or not the injuries, harm, or damages were fully determined or discovered at the time the information or indictment was filed.

III. Nothing in this section shall be construed as creating a cause of action against the state, a county or municipality, or any of their agencies, instrumentalities, or employees. Nothing in this section shall be construed as creating any new cause of action or new remedy or right for a criminal defendant.

Source. 1991, 39:2. 1993, 356:2. 2003, 259:1. 2007, 225:1, 2. 2009, 283:4, 6; 312:1. 2010, 299:4, eff. Sept. 11, 2010.

