

Advocacy Days

June 15-16, 2021



Urgent Action Needed to Sustain VOCA and Preserve Victim Services

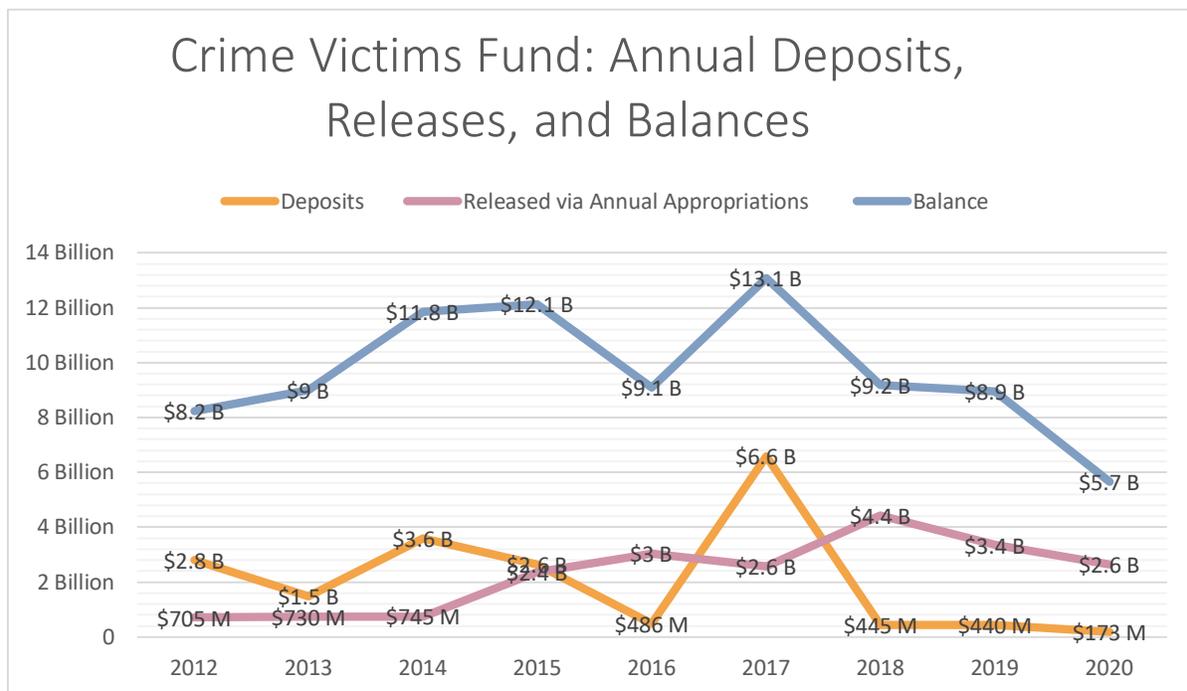
The National Network to End Domestic Violence (NNEDV) urges Congress to act quickly to save Victims of Crime Act (VOCA) funding by: 1) supporting the **VOCA Fix to Sustain the Crime Victims Fund Act of 2021 (H.R. 1652 / S. 611)**, which amends the law to deposit penalties and fines from non-prosecution and deferred prosecution agreements into the Crime Victims Fund (CVF); and 2) stabilizing the fiscal year 2022 VOCA allocation. **Congress must provide these fixes as a matter of priority.**

VOCA Background

- ★ Over 6,000 local organizations rely on funds from VOCA to provide lifesaving direct services to victims of all types of crime annually.
- ★ Without VOCA funds, many victim service programs would cease to exist, leaving survivors and victims with nowhere to turn.
- ★ Recent declining deposits into VOCA's non-taxpayer funding source (the CVF) threaten to drastically reduce VOCA funding.
- ★ The Fiscal Year (FY) 2021 allocation was cut by over \$600 million, which will have catastrophic impacts on survivors and victim service providers.
- ★ The House passed H.R. 1652 on March 17, 2021 with overwhelming bipartisan support. Advocates call on the Senate to pass the companion S. 611 as a matter of urgency.
- ★ \$400 million in monetary penalties from two high-profile settlements (Boeing and State Street Bank) have been deposited into the General Fund instead of the CVF this year: almost the entirety of last year's deposits. These funds would have gone to victims and service providers had the **VOCA Fix Act** been passed.

CVF Background

- ★ The CVF is funded entirely from criminal fines arising from federal convictions, not taxpayer funds. Congress releases VOCA funding from the CVF annually, through the Appropriations process.
- ★ In federal FYs 2015-2018, Congress released substantially larger sums from the CVF. This funding assists millions of victims of crime each year.
- ★ However, recently the VOCA funds released annually have begun to decline because of shrinking deposits and subsequent declines in the CVF balance. The declines are due to prosecutorial strategies that have changed over the course of the last decade, and are not a partisan issue.
- ★ When deposits into the CVF are reduced, the amount allocated to states for victim services is reduced. As state and local budget cuts loom on the horizon, it is more important than ever to sustain VOCA. If VOCA is not sustained, victim service providers will lose critical funds and have to close or reduce services.



Why Are Deposits into the CVF Shrinking?

- ★ DOJ has increased its use of deferred and non-prosecution agreements, many of which require payment of large monetary penalties. These agreements are not technically criminal convictions, so they are not deposited into the CVF.



- ★ The underlying basis for these agreements, however, are violations of federal criminal law, making these payments the functional equivalent of criminal fines. In 2018 alone, DOJ [collected billions of dollars](#) that could have been deposited into the CVF but were not, due to the type of agreement used.

A No-Cost, Urgent Legislative Fix

- ★ Congress must amend the VOCA statute to direct penalties and fines from non-prosecution and deferred prosecution agreements into the CVF.
- ★ With no burden to taxpayers, the CVF would be sustained.
- ★ The bipartisan, bicameral **VOCA Fix to Sustain the Crime Victims Fund Act of 2021 (H.R. 1652 / S. 611)** would amend the law to deposit penalties and fines from non-prosecution and deferred prosecution agreements into the Crime Victims Fund (CVF). Over time, this bill would restore billions in funding into the CVF, stabilizing the fund and staving off future cuts.
- ★ The U.S. House of Representatives passed H.R. 1652 on March 17 with overwhelming bipartisan support, 384-38.
- ★ The U.S. Senate must now take up and pass the companion S. 611. Prompt passage would ensure that the VOCA fix can take effect this fiscal year and the CVF can begin replenishing.

A Stabilized Allocation for FY22

- ★ The FY21 Appropriations cut VOCA state victim assistance grants by over \$600 million.
- ★ Such cuts, combined with reductions in FY19-FY20 will be catastrophic to the millions of survivors in danger who rely on VOCA-funded shelter, housing, legal assistance, and counseling.
- ★ The FY22 Appropriations bill must include steady funding for VOCA.

About NNEDV

The National Network to End Domestic Violence (NNEDV) represents the 56 state and territorial coalitions against domestic violence. NNEDV works to make the elimination of domestic violence a national priority, change the way society responds to domestic violence, and strengthen advocacy at the national, statewide, and local levels. Please contact Melina Milazzo (MMilazzo@NNEDV.org) or Monica McLaughlin (MMcLaughlin@NNEDV.org).

