

SENATE BILL NO. 67—COMMITTEE ON JUDICIARY

(ON BEHALF OF THE VICTIMS OF CRIME PROGRAM)

PREFILED DECEMBER 15, 2010

Referred to Committee on Judiciary

SUMMARY—Revises provisions governing the disbursement of money from the Fund for the Compensation of Victims of Crime. (BDR 16-431)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to the Fund for the Compensation of Victims of Crime; revising provisions governing the disbursement of money from the Fund; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Under existing law, the victims of certain crimes, the dependents of those
2 victims and certain members of the victim’s household or immediate family are
3 authorized to apply to the State Board of Examiners for compensation from the
4 Fund for the Compensation of Victims of Crime for certain expenses and losses.
5 (NRS 217.070, 217.100, 217.102, 217.160, 217.200, 217.260) Certain
6 administrative expenses are also paid with money from the Fund. The Board is
7 required under existing law to estimate quarterly the revenue in the Fund which is
8 available for the payment of compensation and the anticipated expenses for the next
9 quarter. If the estimated expenses for the quarter exceed the available revenue, all
10 claims paid in that quarter are required to be reduced in the same proportion as the
11 expenses exceeded the revenue. (NRS 217.260) This bill requires instead that the
12 money in the Fund be disbursed in accordance with the rules and regulations
13 adopted by the Board. Such rules and regulations must include, without limitation,
14 the requirements that: (1) claims be categorized as to their priority; and (2) claims
15 categorized as the highest priority be paid, in whole or in part, before other claims.
16 The Board is exempt from the requirements of the Nevada Administrative
17 Procedure Act with respect to its adoption of such rules and regulations.
18 (NRS 233B.039)



THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** NRS 217.260 is hereby amended to read as follows:
2 217.260 1. Money for payment of compensation as ordered
3 by the Board and for payment of salaries and other expenses
4 incurred by the Department of Administration pursuant to NRS
5 217.010 to 217.270, inclusive, must be paid from the Fund for the
6 Compensation of Victims of Crime, which is hereby created. Money
7 in the Fund must be disbursed on the order of the Board in the same
8 manner as other claims against the State are ~~paid~~ *paid and in*
9 *accordance with the rules and regulations adopted by the Board*
10 *pursuant to NRS 217.130. Such rules and regulations must*
11 *include, without limitation, the requirements that:*
12 (a) *Claims be categorized as to their priority; and*
13 (b) *Claims categorized as the highest priority be paid, in whole*
14 *or in part, before other claims.*
15 2. The Board shall estimate quarterly:
16 (a) The revenue in the Fund which is available for the payment
17 of compensation; and
18 (b) The anticipated expenses for the next quarter.
19 ~~↳ If the estimated expenses for the quarter exceed the available~~
20 ~~revenue, all claims paid in that quarter must be reduced in the same~~
21 ~~proportion as the expenses exceeded the revenue.~~
22 ~~2.]~~ 3. Money deposited in the Fund which is recovered from a
23 forfeiture of assets pursuant to NRS 200.760 and the interest and
24 income earned on that money must be used for the counseling and
25 medical treatment of victims of crimes committed in violation of
26 NRS 200.366, 200.710, 200.720, 200.725, 200.730 or 201.230.
27 ~~3.]~~ 4. The interest and income earned on the money in the
28 Fund for the Compensation of Victims of Crime, after deducting any
29 applicable charges, must be credited to the Fund.
30 **Sec. 2.** This act becomes effective upon passage and approval.

