

## SENATE BILL No. 536

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### DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 5-2-6.1.

**Synopsis:** Violent crime victims compensation fund. Increases from \$10,000 to \$15,000 the maximum award available to each person who is eligible for financial assistance from the violent crime victims compensation fund. Broadens the scope of the fund to include compensation, in an amount not to exceed \$1,000, for counseling for a minor dependent of a victim of a violent crime who witnesses the crime. Eliminates the requirement that the victim of the violent crime incur at least a \$100 out-of-pocket loss before being eligible for compensation from the fund.

**Effective:** July 1, 1999.

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**Bray, Alexa**

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January 20, 1999, read first time and referred to Committee on Judiciary.

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First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

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## SENATE BILL No. 536



A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 5-2-6.1-21 IS AMENDED TO READ AS
- 2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 21. (a) As used in this
- 3 chapter, "out-of-pocket loss" means expense or indebtedness
- 4 reasonably incurred for medical care or other services resulting from
- 5 the bodily injury or death upon which the application is based.
- 6 (b) ~~An award may not be made unless the claimant has incurred an~~
- 7 ~~out-of-pocket loss of at least one hundred dollars (\$100).~~
- 8 (c) ~~Subject to subsection (b),~~ The division may order the payment
- 9 of compensation under this chapter for any of the following:
- 10 (1) Reasonable expenses incurred for necessary medical,
- 11 chiropractic, hospital, dental, psychological, optometric,
- 12 psychiatric, and ambulance services and prescription drugs and
- 13 prosthetic devices.
- 14 (2) Loss of income the victim would have earned had the victim
- 15 not died or been injured.
- 16 (3) Reasonable emergency shelter care expenses, not to exceed
- 17 the expenses for thirty (30) days, that are incurred for the claimant



1 or a dependent of the claimant to avoid contact with a person who  
 2 committed the violent crime.  
 3 (4) Reasonable expense incurred for child care, not to exceed one  
 4 thousand dollars (\$1,000), to replace child care the victim would  
 5 have supplied had the victim not died or been injured.  
 6 (5) Loss of financial support the victim would have supplied to  
 7 legal dependents had the victim not died or been injured.  
 8 (6) Reasonable expenses incurred for funeral, burial, or  
 9 cremation.  
 10 (7) **Expenses for mental health care, not to exceed one**  
 11 **thousand dollars (\$1,000), for a minor dependent of a victim**  
 12 **of a violent crime if the dependent witnessed the violent crime.**  
 13 (8) Other actual expenses resulting from the bodily injury or death  
 14 of the victim, including costs of mental health care, not to exceed  
 15 one thousand dollars (\$1,000), for the immediate family of a  
 16 homicide or sex crime victim, and any other actual expenses that  
 17 the division determines reasonable.  
 18 SECTION 2. IC 5-2-6.1-35 IS AMENDED TO READ AS  
 19 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 35. (a) An award to a  
 20 claimant under this chapter  
 21 (1) may not exceed ~~ten~~ **fifteen** thousand dollars (~~\$10,000~~); and  
 22 (2) ~~may not cover the first one hundred dollars (\$100) of the~~  
 23 ~~claim.~~ **(\$15,000).**  
 24 (b) The part of an award covering an unpaid bill shall be made  
 25 payable jointly to the claimant and to the creditor on that bill.

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