



Senate Fiscal Agency
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BILL



ANALYSIS

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Senate Bill 845 (as reported without amendment)
Sponsor: Senator Tom Casperson
Committee: Judiciary

CONTENT

The bill would amend the crime victim's compensation Act to specify that if a crime occurred while the victim was confined in a Federal, State, or local correctional facility, a claim for an award would have to be supported in an affidavit from the prosecutor of that crime. The bill would delete a provision under which an award may not be made if the crime occurred while the victim was in a correctional facility.

Under the Act, except as otherwise provided, the following are eligible for compensation as a result of a crime:

- The victim or an intervenor of the crime.
- A surviving spouse, parent, grandparent, child, sibling, or grandchild of a victim of the crime who died as a direct result of the crime.
- A survivor related to the victim by blood or affinity, a guardian, a personal representative, or a member of the same household as the victim.
- A health care provider seeking payment for a sexual assault medical forensic examination.

An award may not be made unless an investigation of the claim verifies the following facts:

- A crime was committed.
- The crime directly resulted in personal physical injury to, or death of, the victim.
- Police records show that the crime was reported promptly to the proper authorities.

The investigation also must verify that the crime did not occur while the victim was confined in a Federal, State, or local correctional facility. Under the bill, instead, if the crime occurred while the victim was confined in a Federal, State, or local correctional facility, the claim would have to be supported in an affidavit from the prosecutor of that crime.

MCL 18.360

Legislative Analyst: Jeff Mann

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Date Completed: 4-18-18

Fiscal Analyst: John Maxwell