

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 321(JUD)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - SECOND SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Offered: 2/13/02

Referred: Finance

Sponsor(s): REPRESENTATIVES GUESS, Meyer, Dyson, Croft

A BILL

FOR AN ACT ENTITLED

1 "An Act limiting the factors that may be considered in making a crime victims'
2 compensation award in cases of sexual assault or sexual abuse of a minor."

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * **Section 1.** AS 18.67.080(c) is amended to read:

5 (c) In determining whether to make an order under this section, the
6 board shall consider all circumstances determined to be relevant, including
7 provocation, consent, or any other behavior of the victim that directly or indirectly
8 contributed to the victim's injury or death, the prior case or social history, if any, of the
9 victim, the victim's need for financial aid, and any other relevant matters. **However, if**
10 **the claim is based on a crime of sexual assault or sexual abuse of a minor, the**
11 **board may not deny an order based on considerations of provocation, the use of**
12 **alcohol or drugs by the victim, or the prior social history of the victim.**