

Original sponsor: Bradley

Offered: 3/12/82  
Referred: Finance

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE

2 CS FOR SENATE BILL NO. 620 (Judiciary)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to compensation to victims of violent  
7 crime."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 \* Section 1. AS 18.67.130(a) is amended to read:

10 (a) No order for the payment of compensation may be made under  
11 AS 18.67.080 unless

12 (1) the application has been made within two years after the  
13 date of the personal injury or death, [ , AND]

14 (2) the personal injury or death was the result of an incident  
15 or offense listed in AS 18.67.101 which had been reported to the police  
16 within 15 [FIVE] days of its occurrence or, if the incident or offense  
17 could not reasonably have been reported within that period, within 15  
18 [FIVE] days of the time when a report could reasonably have been made;

19 (3) the applicant has not refused to provide law enforcement  
20 authorities with a signed statement outlining the conduct of the offender  
21 that is the basis for the applicant's claim for compensation;

22 (4) the applicant has not refused to testify in court con-  
23 cerning the conduct of the offender that is the basis of the applicant's  
24 claim for compensation; and

25 (5) the applicant has not initiated the dismissal of criminal  
26 charges against the offender for conduct that is the basis for the  
27 applicant's claim for compensation.

28 \* Sec. 2. AS 18.67.130(b) is amended to read:

29 (b) No compensation may be awarded if the victim

1 [(1) IS A RELATIVE OF THE OFFENDER;]

2 (2) is, at the time of application for compensation [THE  
3 PERSONAL INJURY OR AT THE TIME OF THE INJURY WHICH RESULTS IN THE DEATH  
4 OF THE VICTIM] living with the offender as a member of the same family  
5 or household, or maintaining a sexual relationship, whether illicit or  
6 not, with the offender [OR WITH A MEMBER OF THE OFFENDER'S FAMILY];

7 (3) violated a penal law of the state, which violation caused  
8 or contributed to his injuries or death; or

9 (4) is injured as a result of the operation of a motor  
10 vehicle, boat or airplane unless the vehicle was used as a weapon in a  
11 deliberate attempt to injure or kill the victim.

12 \* Sec. 3. AS 18.67 is amended by adding a new section to read:

13 Sec. 18.67.135. EFFECT OF SEEKING DISMISSAL OF CHARGES. A person  
14 awarded compensation under this chapter shall repay the compensation to  
15 the state and is ineligible for future compensation for additional  
16 injuries inflicted by the same offender, if the person initiates the  
17 dismissal of criminal charges against the offender for conduct that is  
18 the basis for the person's claim for compensation.