

GENERAL ASSEMBLY OF NORTH CAROLINA

EXTRA SESSION 1994

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SENATE BILL 30*

Short Title: Clarify Victims Comp/Funds.

(Public)

Sponsors: Senators Cooper, Soles, Gunter, Walker, Kerr, Allran, Forrester, Cochrane, Smith, Kincaid, Carpenter, Simpson, Hartsell, Codington, Blackmon, Shaw, Winner of Mecklenburg, Johnson, Kaplan, Gulley, Ward, Conder, Plyler, Odom, Plexico, Marshall, Harris, Martin of Guilford, Edwards, Warren, Perdue, Albertson, Lee, Lucas, Daniel, Sands, Speed, Seymour, Ward, Parnell, Tally, and Sherron.

Referred to: Courts.

February 9, 1994

A BILL TO BE ENTITLED

1 AN ACT PERTAINING TO THE DETERMINATION OF CONTRIBUTORY
2 MISCONDUCT UNDER THE CRIME VICTIMS COMPENSATION ACT AND
3 TO APPROPRIATE FUNDS TO THE CRIME VICTIMS COMPENSATION
4 FUND.
5

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 15B-11(b) reads as rewritten:

8 "(b) A claim may be denied and an award of compensation may be reduced upon
9 finding contributory misconduct by the claimant or a victim through whom he claims.
10 Contributory misconduct includes a finding by the Commission that the victim was
11 engaged in criminal activity at or about the time that the victim's injury occurred."

12 Sec. 2. There is appropriated from the General Fund to the Department of
13 Crime Control and Public Safety the sum of three million eight hundred thousand
14 dollars (\$3,800,000) for the 1994-95 fiscal year to support the Crime Victims
15 Compensation Fund.

16 Sec. 3. This act is effective upon ratification except that Section 2 of this act
17 becomes effective July 1, 1994.