

May 17, 2006

H 2060. VICTIMS' COMPENSATION CHANGES. Filed 5/17/06. *TO MAKE CHANGES TO THE LAWS CONCERNING VICTIMS' COMPENSATION, AS RECOMMENDED BY THE JOINT LEGISLATIVE CORRECTIONS, CRIME CONTROL, AND JUVENILE JUSTICE OVERSIGHT COMMITTEE.* In relation to Victims' Compensation, rewrites GS 15B-2(1) to increase the allowable expense for funeral services from \$3,500 to \$5,000 and to require a medical or remedial treatment or care provider who accepts Medicare, Medicaid, or similar government funding to accept the compensation paid under that program as the allowable expense for purposes of victims' compensation. Rewrites GS 15B-4(a) to make clear that compensation will not be paid for noneconomic detriment. Rewrites GS 15B-11(c) to require a finding that a victim's failure to fully cooperate with law enforcement or in the prosecution of a criminal case was "without good cause" before a claim may be denied, an award reduced, or a claim reconsidered on that basis. Effective July 1, 2006, and applies to claims filed on or after that date.
Intro. by Haire, Kiser. GS 15B

July 11, 2006

H 2060. VICTIMS' COMPENSATION CHANGES. Filed 5/17/06. Senate committee substitute makes the following changes to 1st edition. Deletes portion of amendment to definition of "allowable expense" in GS 15B-2(1) that required, if the provider was one that accepted Medicare, Medicaid, or similar government funding, that it accept the compensation paid under that program as an allowable expense. Adds provision amending definition of "collateral source" in GS 15B-2(3) to include, as a collateral source, a contract of insurance that will pay for expenses directly related to a funeral, cremation, and burial, including transportation of a body. Deletes provision in GS 15B-11(d) specifying that the existence of a collateral source that will pay for these expenses does not constitute grounds for the denial or reduction of an award of compensation. Effect is to reduce or deny awards to the extent that the claimant is able to recoup the costs of a funeral. Amends GS 15B-4(a) to specify that compensation is to be paid only for economic loss and not for noneconomic detriment (prior version, "noneconomic detriment or loss"). Amends title as appropriate, and makes technical changes.

August 4, 2006

SL 2006-183 (H 2060). VICTIMS' COMPENSATION CHANGES. AN ACT TO MAKE CHANGES TO THE LAWS CONCERNING VICTIMS' COMPENSATION, AS RECOMMENDED BY THE JOINT LEGISLATIVE CORRECTIONS, CRIME CONTROL, AND JUVENILE JUSTICE OVERSIGHT COMMITTEE, AND TO MAKE OTHER CHANGES TO THE LAWS CONCERNING VICTIMS' COMPENSATION. Summarized in *Daily Bulletin* 5/17/06 and 7/11/06. Enacted August 1, 2006. Effective July 1, 2006.