

Grundberg, Chair  
Barry  
Chiodo

HSB 66

JUDICIARY

Succeeded By

SENATE/HOUSE FILE 1084  
BY (PROPOSED ATTORNEY GENERAL  
BILL)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to the victim rights compensation fund.  
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 915.94, Code 2001, is amended to read  
2 as follows:

3 915.94 VICTIM COMPENSATION FUND.

4 A victim compensation fund is established as a separate  
5 fund in the state treasury. Moneys deposited in the fund  
6 shall be administered by the department and dedicated to and  
7 used for the purposes of section 236.15, section 915.41, and  
8 this subchapter, and for supporting the victim service  
9 functions of the department. ~~In-addition, the department may~~  
10 ~~use moneys from the fund for the purposes of section 236.15~~  
11 ~~and for the award of funds to programs that provide services~~  
12 ~~and support to victims of domestic abuse or sexual assault as~~  
13 ~~provided in chapter 236.~~ The department may also use up to  
14 one hundred thousand dollars from the fund to provide training  
15 for victim service providers. Notwithstanding section 8.33,  
16 any balance in the fund on June 30 of any fiscal year shall  
17 not revert to the general fund of the state.

18 EXPLANATION

19 This bill amends Code section 915.94 relating to the victim  
20 compensation fund. The bill expands the authority of the  
21 department of justice to allow use of moneys from the fund for  
22 supporting the victim service operations of the department  
23 generally. The bill further allows the department of justice  
24 to use up to \$100,000 from the fund for victim service  
25 provider training.

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*Substituted for by SF259*  
4-18-01  
(P. 1265)

MAR 22 2001

APPROPRIATIONS CALENDAR

HOUSE FILE 684  
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HF 231)

(SUCCESSOR TO HSB 66)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to the victim rights compensation fund.  
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HI 684

1 Section 1. Section 915.94, Code 2001, is amended to read  
2 as follows:

3 915.94 VICTIM COMPENSATION FUND.

4 A victim compensation fund is established as a separate  
5 fund in the state treasury. Moneys deposited in the fund  
6 shall be administered by the department and dedicated to and  
7 used for the purposes of section 915.41 and this subchapter.  
8 In addition, the department may use moneys from the fund ~~for~~  
9 ~~the purposes of section 236.15~~ for the purpose of the  
10 department's prosecutor-based victim service coordination,  
11 including the duties defined in sections 910.3 and 910.6 and  
12 chapter 915, and for the award of funds to programs that  
13 provide services and support to victims of domestic abuse or  
14 sexual assault as provided in chapter 236. The department may  
15 also use up to one hundred thousand dollars from the fund to  
16 provide training for victim service providers.

17 Notwithstanding section 8.33, any balance in the fund on June  
18 30 of any fiscal year shall not revert to the general fund of  
19 the state.

20 EXPLANATION

21 This bill amends Code section 915.94 relating to the victim  
22 compensation fund. The bill expands the authority of the  
23 department of justice to allow use of moneys from the fund for  
24 the department's prosecutor-based victim service coordination,  
25 including the department's restitution and victim rights  
26 duties. The bill further allows the department of justice to  
27 use up to \$100,000 from the fund for victim service provider  
28 training.

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HOUSE FILE 684

H-1304

1 Amend House File 684 as follows:

2 1. Page 1, by inserting before line 1 the

3 following:

4 "Section 1. Section 904.108, Code 2001, is amended  
5 by adding the following new subsection:

6 NEW SUBSECTION. 7. The director may establish and  
7 maintain a victim's reimbursement fund for the deposit  
8 of moneys received from offenders for the purpose of  
9 reimbursing travel expenses of victims who attend  
10 victim impact classes and victims who attend victim-  
11 offender sessions in a prison setting."

12 2. Title page, line 1, by inserting after the  
13 word "fund" the following: "and victim's  
14 reimbursement funds at correctional facilities".

15 3. By renumbering as necessary.

By MASCHER of Johnson

H-1304 FILED MARCH 22, 2001

*W/D  
4-18-01  
(p. 1265)*

**HOUSE FILE 684  
FISCAL NOTE**

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A fiscal note for **House File 684** is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note is available from the Legislative Fiscal Bureau to members of the Legislature upon request.

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House File 684 expands the authority of the Department of Justice to allow moneys from the Victim Compensation Fund to be used for the Department's prosecutor-based victim service coordination and the Department's restitution and victim rights duties. The Bill also permits up to \$100,000 from the Victim Compensation Fund to be used to provide training for victim service providers.

**ASSUMPTIONS**

1. FY 2001 estimated revenues for the Fund total \$8.35 million from the following sources: \$950,000 from federal Victims of Crime Act (VOCA) funds; \$3.5 million from criminal surcharges and fines; and \$700,000 from donations, inmate wages, and recovery from insurance companies. An additional \$3.2 million carried forward from FY 2000.
2. FY 2001 estimated expenditures from the Fund total \$5.95 million as follows: \$4.5 million in claims from eligible victims as defined in Chapters 910 and 915, Code of Iowa; \$250,000 in victim services grants pursuant to Chapter 236, Code of Iowa; and \$1.2 million for administrative costs, as defined in Chapter 915, Code of Iowa.
3. The Victim Compensation Fund is estimated to have \$2.40 million in reserves at the end of FY 2001. Based on actuarial studies conducted in other states, at least \$2.0 million is required to be held in reserve so the Fund remains actuarially sound.
4. The Department will have two staff designated as victim-witness coordinators.
5. The Department currently has 1.5 FTE positions dedicated as victim-witness coordinators, funded from federal funds. The Department will transfer the funding source for the 1.5 FTE positions from federal victim assistance funds to the Victim Compensation Fund.
6. The annual salary and benefit costs of a victim-witness coordinator is approximately \$40,000.

**FISCAL IMPACT**

House File 684 would result in additional costs to the Victim Compensation Fund of approximately \$180,000 annually. Of this amount, \$100,000 may be used for training victim service providers, while \$80,000 will be used to fund two victim-witness coordinators.

PAGE 2 , FISCAL NOTE, HOUSE FILE 684

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SOURCE

Department of Justice

(LSB 1258HZ, BAL)

FILED MARCH 26, 2001

BY DENNIS PROUTY, FISCAL DIRECTOR