

Senate Engrossed

State of Arizona
Senate
Forty-seventh Legislature
First Regular Session
2005

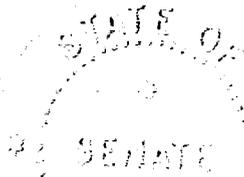
CHAPTER 175

SENATE BILL 1376

AN ACT

AMENDING SECTION 41-2407, ARIZONA REVISED STATUTES; RELATING TO THE VICTIM
COMPENSATION AND ASSISTANCE FUND.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 41-2407, Arizona Revised Statutes, is amended to
3 read:

4 41-2407. Victim compensation and assistance fund; subrogation

5 A. The victim compensation and assistance fund is established. The
6 Arizona criminal justice commission shall administer the fund. The victim
7 compensation and assistance fund shall consist of victim compensation monies
8 collected pursuant to section 12-116.01 and distributed pursuant to section
9 41-2401, subsection D, paragraph 14, victim assistance monies collected
10 pursuant to section 31-411, subsection E, section 31-418 and section
11 31-467.06, unclaimed victim restitution monies pursuant to section 44-313 and
12 monies available from any other source.

13 B. Subject to legislative appropriation, the Arizona criminal justice
14 commission shall allocate monies in the victim compensation and assistance
15 fund to public and private agencies for the purpose of establishing,
16 maintaining and supporting programs that compensate and assist victims of
17 crime. Not more than fifty per cent of the monies distributed statewide for
18 victim assistance shall be allocated to the governmental agencies or public
19 officers specified in section 41-2404, subsection A and to the governmental
20 agencies or public officers specified in section 41-2404, subsection B.

21 C. The allocation of monies pursuant to this section shall be made in
22 accordance with rules adopted by the Arizona criminal justice commission
23 pursuant to section 41-2405, subsection A, paragraph 8.

24 ~~D. If a victim of crime receives monies from the fund as a result of a~~
25 ~~criminal offense committed against the victim by a third party, the fund is~~
26 ~~subrogated to the rights of the victim against the third party to the extent~~
27 ~~of the monies the victim receives from the fund.~~

28 D. THIS STATE AND THE APPLICABLE OPERATIONAL UNIT OR QUALIFIED
29 PROGRAM, AS DEFINED IN THE VICTIM COMPENSATION PROGRAM RULES, ARE SUBROGATED
30 TO THE RIGHTS OF AN INDIVIDUAL WHO RECEIVES MONIES FROM THE VICTIM
31 COMPENSATION AND ASSISTANCE FUND TO RECOVER OR RECEIVE MONIES OR BENEFITS
32 FROM A THIRD PARTY, TO THE EXTENT OF THE AMOUNT OF MONIES THE INDIVIDUAL
33 RECEIVES FROM THE FUND.

APPROVED BY THE GOVERNOR APRIL 22, 2005.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 22, 2005.

Passed the House April 18, 2005

by the following vote: 58 Ayes,

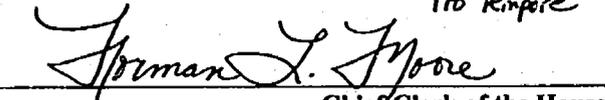
0 Nays, 2 Not Voting

Passed the Senate February 23, 2005

by the following vote: 30 Ayes,

0 Nays, 0 Not Voting


Speaker of the House
Pro Tempore


Chief Clerk of the House


President of the Senate

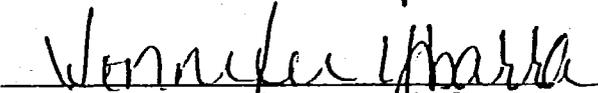

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

19th day of April, 2005

at 12:05 o'clock P. M.


Secretary to the Governor

Approved this 22 day of

April, 2005,

at 2⁰⁰ o'clock P. M.


Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 22 day of April, 2005

at 3:53 o'clock P. M.


Secretary of State

S.B. 1376