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 THE GENERAL ASSEMBLY OF PENNSYLVANIA
 

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# SENATE BILL

No. 502      Session of  
2019

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INTRODUCED BY BARTOLOTTA, HUGHES, HAYWOOD, SCHWANK, LEACH,  
BAKER, COLLETT, KILLION, A. WILLIAMS, FARNESE, COSTA, STREET,  
PHILLIPS-HILL, TARTAGLIONE, STEFANO, YUDICHAK, BREWSTER,  
J. WARD, BROWNE AND MUTH, MARCH 25, 2019

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AS REPORTED FROM COMMITTEE ON JUDICIARY, HOUSE OF  
REPRESENTATIVES, AS AMENDED, DECEMBER 9, 2019

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## AN ACT

1 Amending the act of November 24, 1998 (P.L.882, No.111),  
2 entitled "An act providing for victims' rights; imposing  
3 penalties; establishing remedies; establishing the Office of  
4 Victim Advocate, the Bureau of Victims' Services, the  
5 Victims' Services Advisory Committee, the State Offender  
6 Supervision Fund and other funds; and making repeals," in  
7 preliminary provisions, further providing for definitions; in  
8 crime victims, further providing for rights, for  
9 responsibilities of victims of crime under basic bill of  
10 rights, for responsibilities of State and local law  
11 enforcement agencies and for responsibilities of prosecutor's  
12 office; in administration, further providing for office, for  
13 powers and duties of victim advocate and for powers and  
14 duties of Office of Victims' Services; IN PAROLE ADVOCACY, <--  
15 FURTHER PROVIDING FOR PREPAROLE NOTIFICATION TO VICTIM AND  
16 FOR PETITIONS TO DENY PAROLE UPON EXPIRATION OF MINIMUM  
17 SENTENCE; in compensation, further providing for persons  
18 eligible for compensation, for filing of claims for  
19 compensation, for minimum allowable claim, for determination  
20 of claims, for emergency awards, for awards and for  
21 confidentiality of records; in services, further providing  
22 for eligibility of victims; in financial matters, further  
23 providing for costs and for costs for offender supervision  
24 programs; and, in enforcement, further providing for  
25 subrogation.

26 The General Assembly of the Commonwealth of Pennsylvania

27 hereby enacts as follows:

1 Section 1. The definitions of "crime," "~~family,~~"  
2 "intervenor," "local law enforcement agency," "loss of  
3 earnings," "out-of-pocket loss" and "personal injury crime" in  
4 section 103 of the act of November 24, 1998 (P.L.882, No.111),  
5 known as the Crime Victims Act, are amended and the section is  
6 amended by adding definitions to read:

7 Section 103. Definitions.

8 The following words and phrases when used in this act shall  
9 have the meanings given to them in this section unless the  
10 context clearly indicates otherwise:

11 \* \* \*

12 "Campus police." As defined in section 302 of the act of  
13 November 29, 2004 (P.L.1383, No.180), known as the Uniform Crime  
14 Reporting Act.

15 \* \* \*

16 "Crime." An act which was committed:

17 (1) In this Commonwealth by a person, including a  
18 juvenile, without regard to legal exemption or defense which  
19 would constitute a crime under the following:

20 (i) The act of April 14, 1972 (P.L.233, No.64),  
21 known as The Controlled Substance, Drug, Device and  
22 Cosmetic Act.

23 (ii) 18 Pa.C.S. (relating to crimes and offenses).  
24 30 Pa.C.S. § 5502 (relating to operating  
25 watercraft under influence of alcohol or controlled  
26 substance).

27 30 Pa.C.S. § 5502.1 (relating to homicide by  
28 watercraft while operating under influence).

29 The former 75 Pa.C.S. § 3731 (relating to driving  
30 under influence of alcohol or controlled substance).

1           75 Pa.C.S. § 3732 (relating to homicide by  
2 vehicle).

3           75 Pa.C.S. § 3732.1 (relating to aggravated  
4 assault by vehicle).

5           75 Pa.C.S. § 3733 (relating to fleeing or  
6 attempting to elude police officer).

7           75 Pa.C.S. § 3734 (relating to driving without  
8 lights to avoid identification or arrest).

9           75 Pa.C.S. § 3735 (relating to homicide by  
10 vehicle while driving under influence).

11           75 Pa.C.S. § 3735.1 (relating to aggravated  
12 assault by vehicle while driving under the  
13 influence).

14           75 Pa.C.S. § 3742 (relating to accidents  
15 involving death or personal injury).

16           75 Pa.C.S. § 3742.1 (relating to accidents  
17 involving death or personal injury while not properly  
18 licensed) if the nature and circumstances of the  
19 offense committed are substantially similar to an  
20 offense under 75 Pa.C.S. § 3742.

21           75 Pa.C.S. Ch. 38 (relating to driving after  
22 imbibing alcohol or utilizing drugs).

23           (iii) The laws of the United States.

24           (2) Against a resident of this Commonwealth which would  
25 be a crime under paragraph (1) but for its occurrence in a  
26 location other than this Commonwealth.

27           (3) Against a resident of this Commonwealth which is an  
28 act of international terrorism.

29           \* \* \*

30           ~~"Family." When used in reference to an individual:~~

<--

1           ~~(1) anyone related to that individual within the third-~~  
2 ~~degree of consanguinity or affinity;~~

3           ~~(2) anyone maintaining a common law relationship prior~~  
4 ~~to January 2, 2005, with that individual; or~~

5           ~~(3) anyone residing in the same household with that~~  
6 ~~individual.~~

7           "Financial support." Includes the loss of court-ordered  
8 child or spousal support payments if the victim is deprived of  
9 money as a direct result of a crime.

10          \* \* \*

11          "Intervenor." An individual who goes to the aid of another  
12 and suffers physical or mental injury or death as a direct  
13 result of acting not recklessly to prevent the commission of a  
14 crime, to lawfully apprehend a person reasonably suspected of  
15 having committed such crime or to aid the victim of such crime.  
16 The term does not include an enforcement officer or investigator  
17 injured in the performance of his or her duties, eligible for  
18 benefits under the act of June 28, 1935 (P.L.477, No.193),  
19 referred to as the Enforcement Officer Disability Benefits Law,  
20 or under the act of June 2, 1915 (P.L.736, No.338), known as the  
21 Workers' Compensation Act.

22          \* \* \*

23          "Local law enforcement agency." A police department of a  
24 city, borough, incorporated town or township or campus police.

25          "Loss of earnings." [**Includes**] An economic loss resulting  
26 from an injury or death to a victim of a crime that has not been  
27 and will not be reimbursed from any other source. The term  
28 includes the loss of the cash equivalent of one month's worth of  
29 Social Security, railroad retirement, pension plan, retirement  
30 plan, disability, veteran's retirement, [**court-ordered child**

1 support or court-ordered spousal] loss of support payments if  
2 the payments are the primary source of the victim's income or  
3 other similar benefit, and the victim is deprived of money as a  
4 direct result of a crime.

5 "Loss of support." The loss of verifiable financial support  
6 the direct victim would have contributed to surviving dependents  
7 that is lost due to the death of the direct victim as a direct  
8 result of a crime.

9 \* \* \*

10 "Out-of-pocket loss." The term includes the following losses  
11 which shall be reimbursed at a rate set by the Office of  
12 Victims' Services:

13 (1) expenses for unreimbursed and unreimbursable  
14 expenses or indebtedness incurred for medical care,  
15 nonmedical remedial care and treatment as approved by the  
16 Office of Victims' Services or other services;

17 (2) expenses for counseling, prosthetic devices,  
18 wheelchairs, canes, walkers, hearing aids, eyeglasses or  
19 other corrective lenses or dental devices reasonably  
20 necessary as a result of the crime upon which the claim is  
21 based and for which the claimant either has paid or is  
22 liable;

23 (3) expenses related to the reasonable and necessary  
24 costs of cleaning the crime scene of a private residence or  
25 privately owned motor vehicle. "Cleaning" means to remove or  
26 attempt to remove stains or blood caused by the crime or  
27 other dirt or debris caused by the processing of the crime  
28 scene;

29 (4) expenses resulting from the temporary or permanent  
30 relocation of a direct victim and individuals residing in the

1 household of the direct victim due to the incident forming  
2 the basis of the victim's claim when there is an immediate  
3 need to protect the safety and health of the victim and  
4 individuals residing in the household, as verified by a  
5 medical provider, human services provider or law enforcement;

6 (5) expenses for physical examinations and materials  
7 used to obtain evidence; or

8 (6) other reasonable expenses which are deemed necessary  
9 as a direct result of the criminal incident.

10 Except as otherwise provided, the term does not include property  
11 damage or pain and suffering.

12 "Personal injury crime." An act, attempt [or threat], <--  
13 SOLICITATION OR CONSPIRACY to commit an act which would  
14 constitute a misdemeanor or felony under the following:

15 18 Pa.C.S. Ch. 25 (relating to criminal homicide).

16 18 Pa.C.S. Ch. 27 (relating to assault).

17 18 PA.C.S. CH. 28 (RELATING TO ANTIHAZING). <--

18 18 Pa.C.S. Ch. 29 (relating to kidnapping).

19 18 PA.C.S. CH. 30 (RELATING TO HUMAN TRAFFICKING). <--

20 18 Pa.C.S. Ch. 31 (relating to sexual offenses).

21 18 Pa.C.S. § 3301 (relating to arson and related  
22 offenses).

23 18 Pa.C.S. Ch. 37 (relating to robbery).

24 18 Pa.C.S. Ch. 49 Subch. B (relating to victim and  
25 witness intimidation).

26 18 PA.C.S. § 5131 (RELATING TO RECRUITING CRIMINAL GANG <--  
27 MEMBERS).

28 18 PA.C.S. § 6312 (RELATING TO SEXUAL ABUSE OF CHILDREN).

29 18 PA.C.S. § 6318 (RELATING TO UNLAWFUL CONTACT WITH  
30 MINOR).

1           18 Pa.C.S. § 6320 (RELATING TO SEXUAL EXPLOITATION OF  
2 CHILDREN).

3           30 Pa.C.S. § 5502.1 (relating to homicide by watercraft  
4 while operating under influence).

5           The former 75 Pa.C.S. § 3731 (relating to driving under  
6 influence of alcohol or controlled substance) in cases  
7 involving bodily injury.

8           75 Pa.C.S. § 3732 (relating to homicide by vehicle).

9           75 Pa.C.S. § 3732.1 (relating to aggravated assault by  
10 vehicle).

11           75 Pa.C.S. § 3733 (relating to fleeing or attempting to  
12 elude police officer).

13           75 Pa.C.S. § 3734 (relating to driving without lights to  
14 avoid identification or arrest).

15           75 Pa.C.S. § 3735 (relating to homicide by vehicle while  
16 driving under influence).

17           75 Pa.C.S. § 3735.1 (relating to aggravated assault by  
18 vehicle while driving under the influence).

19           75 Pa.C.S. § 3742 (relating to accidents involving death  
20 or personal injury).

21           75 Pa.C.S. § 3742.1 (relating to accidents involving  
22 death or personal injury while not properly licensed) if the  
23 nature and circumstances of the offense committed are  
24 substantially similar to an offense under 75 Pa.C.S. § 3742.

25           75 Pa.C.S. Ch. 38 (relating to driving after imbibing  
26 alcohol or utilizing drugs) in cases involving bodily injury.  
27 The term includes violations of any protective order issued as a  
28 result of an act related to domestic violence. The term includes  
29 a crime of violence as defined in 42 Pa.C.S. § 9714(g) (relating  
30 to sentences for second and subsequent offenses).

1 \* \* \*

2 Section 2. Section 201(11) of the act is amended and the  
3 section is amended by adding a paragraph to read:

4 Section 201. Rights.

5 Victims of crime have the following rights:

6 \* \* \*

7 (1.1) If eligible to apply, to be notified of the  
8 Address Confidentiality Program under 23 Pa.C.S. Ch. 67  
9 (relating to domestic and sexual violence victim address  
10 confidentiality).

11 \* \* \*

12 (11) To have assistance in the preparation of,  
13 submission of and follow-up on financial assistance claims to  
14 the [bureau] Office of Victims' Services.

15 \* \* \*

16 Section 3. Sections 211, 212(b), (c) and (e) and 213(a), (d)  
17 and (g) of the act are amended to read:

18 Section 211. Responsibilities of victims of crime under basic  
19 bill of rights.

20 [A] Except as provided for victims enrolled in the Address  
21 Confidentiality Program under 23 Pa.C.S. Ch. 67 (relating to  
22 domestic and sexual violence victim address confidentiality), a  
23 victim shall provide a valid address and telephone number and  
24 any other required information to all agencies responsible for  
25 providing information and notice to the victim. The victim shall  
26 be responsible for providing timely notice of any changes in the  
27 status of the information. The information provided shall not be  
28 disclosed to any person other than a law enforcement agency,  
29 corrections agency or prosecutor's office without the prior  
30 written consent of the victim.



1 Section 212. Responsibilities of State and local law

2 enforcement agencies.

3 \* \* \*

4 (b) Notice.--

5 (1) [Law enforcement agencies shall within 48 hours of  
6 reporting give notice to the direct victim or, if  
7 appropriate, a member of the direct victim's family of the  
8 availability of crime victims' compensation. The notice  
9 required under this subsection shall be in writing and in a  
10 manner and form developed by the Office of Victims'  
11 Services.] The law enforcement officer responding to or  
12 investigating an incident shall provide basic information on  
13 the rights and services available for crime victims and the  
14 availability of crime victims' compensation to the direct  
15 victim or, if appropriate, a member of the direct victim's  
16 family. The information shall be provided when the officer  
17 has first contact with the victim or as soon as reasonably  
18 possible. The information required under this subsection  
19 shall be in a written notice in a manner or form developed by  
20 the Office of Victims' Services.

21 (2) [Law enforcement agencies shall provide basic  
22 information on the rights and services available for crime  
23 victims. The information shall be in writing and shall be  
24 provided to the victim within 24 hours of the law enforcement  
25 agency's first contact with the victim in a manner and form  
26 to be developed by the Office of Victims' Services.] Law  
27 enforcement agencies shall be responsible for ensuring that  
28 officers provide the notification required under paragraph  
29 (1).

30 (c) Application.--[The written notification provided for in

1 subsection (b) (1) shall be accompanied by one copy of the  
2 application form for crime victims' compensation. Application  
3 forms shall be supplied by the Office of Victims' Services to  
4 law enforcement agencies. A record of the date of notification  
5 shall be maintained by the law enforcement agency.] The Office  
6 of Victims' Services shall maintain a mailing list of all local  
7 law enforcement agencies and provide law enforcement agencies  
8 with forms by which they can order [additional] claim forms. The  
9 Office of Victims' Services shall also provide updates to law  
10 enforcement agencies on changes which affect their  
11 responsibilities under this act.

12 (e) [Forms.--The form developed by the Office of Victims'  
13 Services shall be attached to the police report and shall  
14 include a victim checkoff signifying that the information has  
15 been provided to the crime victim.] Confirmation.--The law  
16 enforcement officer responding to or investigating an incident  
17 shall indicate on the police report that the information  
18 required under subsection (b) was provided to the victim.

19 \* \* \*

20 Section 213. Responsibilities of prosecutor's office.

21 (a) Forms.--The prosecutor's office shall provide the victim  
22 of a personal injury crime with all forms developed pursuant to  
23 sections 214 and 215 with exception to State cases whereupon the  
24 victim advocate shall provide all necessary forms.

25 \* \* \*

26 (d) Release.--[In a personal injury crime, the prosecutor's  
27 office shall provide notice of the opportunity to submit input  
28 into State correctional release decisions, to receive notice of  
29 any release of an adult from a State or local correctional  
30 facility and to receive notice of the commitment to a mental

1 health institution from a State or local correctional  
2 institution.] The following shall apply:

3 (1) In a personal injury crime, the prosecutor's office  
4 shall provide the victim advocate with victim information on  
5 all personal injury cases when a State sentence is imposed:

6 (i) so the victim advocate may provide notice of  
7 opportunity to submit input into State correctional  
8 release decisions;

9 (ii) to provide notice of any release of an adult  
10 from a State correctional institution; and

11 (iii) to provide notice of the commitment to a  
12 mental health institution from a State correctional  
13 institution.

14 (2) In a personal injury crime, the prosecutor's office  
15 shall provide notice of any release of an adult from a local  
16 correctional institution and provide notice of the commitment  
17 to a mental health institution from a local correctional  
18 institution.

19 \* \* \*

20 (g) Assistance.--The prosecutor's office shall provide  
21 assistance to the victim in all of the following:

22 (1) Preparation of statements under section 201(5).

23 (2) Preparation of, submission of and follow-up on  
24 financial assistance claims filed with the [bureau] Office of  
25 Victims' Services.

26 (3) Notification to the victim advocate on behalf of the  
27 victim for personal injury crimes if the offender is  
28 sentenced to a State correctional institution.

29 \* \* \*

30 Section 4. Section ~~301(e)~~ 301(A) AND (C) of the act ~~is~~ ARE <--

1 amended and the section is amended by adding a ~~subsection~~ <--

2 SUBSECTIONS to read: <--

3 Section 301. Office.

4 (A) ESTABLISHMENT.--THERE IS ESTABLISHED WITHIN THE [BOARD] <--

5 DEPARTMENT THE OFFICE OF VICTIM ADVOCATE TO REPRESENT THE

6 INTERESTS OF CRIME VICTIMS BEFORE THE BOARD OR DEPARTMENT. THE

7 OFFICE SHALL OPERATE UNDER THE DIRECTION OF THE VICTIM ADVOCATE

8 AS PROVIDED IN THIS SECTION. THE OFFICE SHALL FUNCTION

9 INDEPENDENTLY OF THE DEPARTMENT REGARDING ALL OF THE OFFICE'S

10 DECISION-MAKING FUNCTIONS, AS WELL AS ANY OTHER POWERS AND

11 DUTIES SPECIFIED IN LAW.

12 \* \* \*

13 (c) Service and employees.--The victim advocate shall

14 operate from [the central office of the board] OFFICE SPACE <--

15 PROVIDED BY THE DEPARTMENT with such clerical, technical and

16 professional staff as may be [available within the budget of the <--

17 board. The compensation of employees of the office shall be set

18 by the Executive Board.] ~~The home address of an employee of the <--~~

19 ~~office may not be considered a public record under the act of~~

20 ~~February 14, 2008 (P.L.6, No.3), known as the Right to Know Law.~~

21 ~~(d) Disclosure and confidentiality.~~ FURNISHED BY THE <--

22 DEPARTMENT. LEGAL COUNSEL FOR THE OFFICE SHALL BE APPOINTED IN

23 ACCORDANCE WITH THE ACT OF OCTOBER 15, 1980 (P.L.950, NO.164),

24 KNOWN AS THE COMMONWEALTH ATTORNEYS ACT. THE HOME ADDRESS OF AN

25 EMPLOYEE OF THE OFFICE SHALL NOT BE CONSIDERED A PUBLIC RECORD

26 UNDER THE ACT OF FEBRUARY 14, 2008 (P.L.6, NO.3), KNOWN AS THE

27 RIGHT-TO-KNOW LAW.

28 (D) PROCEDURE FOR REMOVAL.--

29 (1) THE VICTIM ADVOCATE MAY BE REMOVED FOR CAUSE BY THE

30 GOVERNOR, BY AND WITH THE ADVICE AND CONSENT OF A MAJORITY OF

1 THE MEMBERS OF THE SENATE.

2 (2) DURING A RECESS OF THE SENATE, THE GOVERNOR MAY  
3 SUSPEND THE VICTIM ADVOCATE FOR CAUSE, AND BEFORE SUSPENSION,  
4 THE GOVERNOR SHALL FURNISH TO THE VICTIM ADVOCATE A STATEMENT  
5 IN WRITING OF THE REASONS FOR THE PROPOSED SUSPENSION. THE  
6 SUSPENSION SHALL OPERATE AND BE EFFECTIVE ONLY UNTIL THE  
7 ADJOURNMENT OF THE NEXT SESSION OF THE SENATE FOLLOWING THE  
8 SUSPENSION.

9 (E) DISCLOSURE AND CONFIDENTIALITY.--

10 (1) Each record pertaining to the victim in the  
11 possession of or maintained by the office, including  
12 information regarding a victim's current contact information  
13 and any other information or record relating to the victim,  
14 shall be private, confidential and privileged and the  
15 property of the office and shall not be subject to the Right-  
16 to-Know Law. A record of the office may not be subject to  
17 subpoena or discovery, introduced into evidence in a judicial  
18 or administrative proceeding or released to the inmate,  
19 parolee or probationer.

20 (2) Unless a victim waives the privilege in a signed  
21 writing prior to testimony or disclosure, an employee of the  
22 office may not be competent nor permitted to testify or to  
23 otherwise disclose confidential communications made to or by  
24 the employee of the office. The privilege shall terminate  
25 upon the death of the victim. Neither the employee of the  
26 office nor the victim shall waive the privilege of  
27 confidential communications by reporting facts of physical or  
28 sexual assault under 23 Pa.C.S. Ch. 63 (relating to child  
29 protective services), a Federal or State mandatory reporting  
30 statute or a local mandatory reporting ordinance.

1 Section 5. Section 302(5) of the act is amended and the  
2 section is amended by adding paragraphs to read:

3 Section 302. Powers and duties of victim advocate.

4 The victim advocate has the following powers and duties:

5 \* \* \*

6 (5) [To act as a liaison with the victim notification  
7 program director in the department to coordinate victim  
8 notification and services for the department and the board.]

9 The victim advocate is authorized to address the interests of  
10 all victims before the board, department or hearing examiner  
11 concerning any issues determined appropriate by the victim  
12 advocate.

13 (6) To ensure eligible victims are informed of the  
14 Address Confidentiality Program under 23 Pa.C.S. Ch. 67  
15 (relating to domestic and sexual violence victim address  
16 confidentiality).

17 (7) To advocate for the interests of crime victims  
18 generally, including the victims of crimes committed by  
19 juveniles.

20 Section 6. Section 312(3) of the act is amended to read:  
21 Section 312. Powers and duties of Office of Victims' Services.

22 The Office of Victims' Services, subject to approval of the  
23 commission, has the following powers and duties:

24 \* \* \*

25 (3) [To adopt, promulgate, amend and rescind suitable  
26 rules and regulations to carry out the provisions and  
27 purposes of Chapter 7. These regulations shall provide for  
28 the approval of attorney fees for representation before the  
29 Office of Victims' Services, a hearing examiner or before the  
30 Commonwealth Court upon judicial review under section 705.]

1 Awards of the attorney fees shall be in addition to awards  
2 made to direct victims. Awards of attorney fees shall in no  
3 case exceed 15% of the award to the direct victim or victims.

4 It shall be unlawful for an attorney to contract for or  
5 receive any sum larger than the amount allowed. Regulations  
6 under this paragraph shall include policies, procedures and  
7 standards of review regarding claims for compensation;  
8 approval or denial of claims, including contributory conduct  
9 by direct victims; verification of information and documents;  
10 prioritization of review; and all other matters related to  
11 the processing.] To adopt, promulgate, amend and rescind

12 suitable regulations to carry out the provisions and purposes  
13 of Chapter 7. The regulations shall provide for the  
14 following:

15 (i) The approval of attorney fees for representation  
16 before the Office of Victims' Services, a hearing  
17 examiner or before Commonwealth Court upon judicial  
18 review under section 705. Awards of the attorney fees  
19 shall be in addition to awards made to direct victims or  
20 claimants. Awards of attorney fees may not exceed 15% of  
21 the award to the direct victim or claimants. It shall be  
22 unlawful for an attorney to contract for or receive a sum  
23 larger than the amount allowed under this subparagraph.

24 (ii) Policies, procedures and standards of review  
25 regarding claims for compensation.

26 (iii) Approval or denial of claims, including  
27 contributory conduct by direct victims.

28 (iv) Verification of information and documents.

29 (v) Prioritization of review.

30 (vi) All other matters related to the processing of

1           claims.

2           \* \* \*

3           SECTION 6.1. SECTIONS 501(A) AND (B) AND 502(B) OF THE ACT <--  
4 ARE AMENDED TO READ:

5 SECTION 501. PREPAROLE NOTIFICATION TO VICTIM.

6           (A) PERSONS TO BE NOTIFIED.--NO LATER THAN 90 DAYS PRIOR TO  
7 THE PAROLE DATE OF AN OFFENDER, THE VICTIM ADVOCATE SHALL NOTIFY  
8 THE VICTIM OF THE OFFENSE FOR WHICH THE OFFENDER WAS SENTENCED,  
9 THE [PARENT OR] PARENTS AND ANY LEGAL GUARDIAN OF A VICTIM WHO  
10 IS A MINOR OR A MEMBER OF THE FAMILY IF THE VICTIM IS INCAPABLE  
11 OF COMMUNICATING OR HAS DIED AND SHALL PROVIDE THE APPROPRIATE  
12 PERSON OR PERSONS WITH AN OPPORTUNITY EACH TO SUBMIT A PREPAROLE  
13 STATEMENT EXPRESSING CONCERNS OR RECOMMENDATIONS REGARDING THE  
14 PAROLE OR PAROLE SUPERVISION OF THE OFFENDER.

15           (B) ENROLLMENT.--A VICTIM [OR] AND ANY MEMBER OF THE FAMILY  
16 WHO INTENDS TO SUBMIT A PREPAROLE STATEMENT REGARDING THE PAROLE  
17 OR PAROLE SUPERVISION OF THE OFFENDER IS RESPONSIBLE FOR  
18 NOTIFYING THE VICTIM ADVOCATE OF THE VICTIM'S OR FAMILY MEMBER'S  
19 INTENT [TO SUBMIT A PREPAROLE STATEMENT REGARDING THE PAROLE OR  
20 PAROLE SUPERVISION OF THE OFFENDER]. THE NOTICE SHALL INCLUDE A  
21 MAILING ADDRESS OR CHANGE OF ADDRESS NOTIFICATION.

22           \* \* \*

23 SECTION 502. PETITIONS TO DENY PAROLE UPON EXPIRATION OF  
24           MINIMUM SENTENCE.

25           \* \* \*

26           (B) APPEARANCE.--THE VICTIM [OR] AND THE VICTIM'S  
27 REPRESENTATIVE SHALL BE PERMITTED TO APPEAR IN PERSON AND  
28 PROVIDE TESTIMONY BEFORE THE PANEL OR THE MAJORITY OF THOSE  
29 BOARD MEMBERS CHARGED WITH MAKING THE PAROLE RELEASE DECISION  
30 OR, IN THE ALTERNATIVE, THE VICTIM'S [OR] AND VICTIM'S



1 REPRESENTATIVE'S TESTIMONY MAY BE PRESENTED BY ELECTRONIC MEANS  
2 AS PROVIDED BY THE BOARD. THE TESTIMONY OF A VICTIM [OR] AND  
3 VICTIM'S REPRESENTATIVE SHALL BE CONFIDENTIAL. RECORDS  
4 MAINTAINED BY THE DEPARTMENT AND THE BOARD PERTAINING TO VICTIMS  
5 SHALL BE KEPT SEPARATE FROM OTHER RECORDS, AND THESE VICTIM  
6 RECORDS, INCLUDING CURRENT ADDRESS, TELEPHONE NUMBER AND ANY  
7 OTHER PERSONAL INFORMATION OF THE VICTIM AND FAMILY MEMBERS,  
8 SHALL BE DEEMED CONFIDENTIAL.

9 \* \* \*

10 Section 7. Section 701(a) of the act is amended by adding  
11 paragraphs to read:

12 Section 701. Persons eligible for compensation.

13 (a) General rule.--Except as otherwise provided in this act,  
14 the following persons shall be eligible for compensation:

15 \* \* \*

16 (7) Hospitals or other licensed health care providers  
17 under section 707(h).

18 (8) A person eligible for counseling under this chapter.

19 \* \* \*

20 Section 8. Sections 702(b), (b.1) and (c), 703, 704(b)(1)  
21 and (e) and 706(a)(1) and (b) of the act are amended to read:

22 Section 702. Filing of claims for compensation.

23 \* \* \*

24 (b) Time.--

25 (1) Except as set forth in paragraph (2), a claim must  
26 be filed not later than [two] three years after the discovery  
27 of the occurrence of the crime upon which the claim is based  
28 or not later than [two] three years after the death of the  
29 direct victim or intervenor as a result of the crime or the  
30 discovery and identification of the body of a murder victim.

1 (2) Exceptions shall be as follows:

2 (ii) If a direct victim is under 18 years of age at  
3 the time of the occurrence of the crime and the alleged  
4 offender is the direct victim's parent or a person  
5 responsible for the direct victim's welfare, an  
6 individual residing in the same home as the direct victim  
7 or a paramour of the direct victim's parent, all of the  
8 following shall apply:

9 (A) The limitation period under this subsection  
10 is tolled until the direct victim reaches 21 years of  
11 age.

12 (B) The limitation period shall run until the  
13 later of:

14 (I) the end of the limitation period for the  
15 offense as set forth in 42 Pa.C.S. Ch. 55 Subch.  
16 C (relating to criminal proceedings); or

17 (II) the end of the limitation period under  
18 paragraph (1).

19 (ii.1) If a direct victim is under 18 years of age  
20 at the time of the occurrence of the crime and the direct  
21 victim is seeking reimbursement for counseling services  
22 only, all of the following shall apply:

23 (A) The limitation period under this subsection  
24 is tolled until the direct victim reaches 21 years of  
25 age.

26 (B) The limitation period shall run until the  
27 later of:

28 (I) the end of the limitation period for the  
29 offense as set forth in 42 Pa.C.S. Ch. 55 Subch.  
30 C; or

1 (II) the end of the limitation period under  
2 paragraph (1).

3 (iii) The Office of Victims' Services may find good  
4 cause to accept a claim beyond the limitation period  
5 under paragraph (1) if one of the following circumstances  
6 existed at the time of the occurrence of the crime or the  
7 discovery of the occurrence of the crime:

8 (A) The direct victim, intervenor or claimant  
9 was mentally or physically incapacitated.

10 (B) The victim was a minor.

11 (C) There was a fear of retaliation.

12 (D) The occurrence of the crime was not readily  
13 apparent.

14 (E) Other circumstances when good cause is shown  
15 by the claimant.

16 (b.1) Returned claims.--If a claim has been filed but  
17 subsequently returned to the claimant for correction or for  
18 additional verification or information, the date the claim was  
19 first received by the [bureau] Office of Victims' Services shall  
20 be the permanent filing date for purposes of subsection (b). The  
21 correction or additional verification or information must be  
22 filed within a period of time established by the Office of  
23 Victims' Services.

24 (c) Manner.--Claims must be filed with the [bureau] Office  
25 of Victims' Services in person, by mail or by any electronic  
26 means authorized by the Office of Victims' Services.

27 Section 703. Minimum allowable claim.

28 (a) General rule.--Except as set forth in subsection (b), no  
29 award shall be made on a claim unless the claimant has incurred  
30 an aggregate minimum out-of-pocket loss, loss of earnings or

1 loss of support of [~~\$100~~] \$50.

2 (b) Exception.--Subsection (a) shall not apply if the direct  
3 victim or claimant was 60 years of age or older at the time the  
4 crime occurred.

5 Section 704. Determination of claims.

6 \* \* \*

7 (b) Review.--

8 (1) The Office of Victims' Services shall review the  
9 claim and all supporting documents and investigate the  
10 validity of the claim. The investigation shall include an  
11 examination of police, court and official records and reports  
12 concerning the crime and may include an examination of  
13 medical and hospital reports relating to the injury upon  
14 which the claim is based. The Office of Victims' Services may  
15 not request or review counseling notes of mental health  
16 service providers. The Office of Victims' Services shall  
17 request an assessment from the mental health service provider  
18 as to the extent the service provided is needed as a direct  
19 result of the crime.

20 \* \* \*

21 (e) Records.--The Office of Victims' Services shall maintain  
22 complete records and histories on all claims filed, supplemental  
23 awards paid to claimants, claims status and third-party  
24 entitlements and recoveries in accordance with the commission's  
25 established records retention schedule.

26 Section 706. Emergency awards.

27 (a) Authorization.--Notwithstanding the provisions of  
28 sections 704 and 707, if it appears to the Office of Victims'  
29 Services that the claim is one with respect to which an award  
30 probably will be made and that undue hardship will result to the

1 claimant if immediate payment is not made, the Office of  
2 Victims' Services may make an emergency award to the claimant  
3 pending a final decision in the case. The following shall apply:

4 (1) The total amount of the emergency award shall not  
5 exceed [\$1,500 per claim or at] a rate set by the Office of  
6 Victims' Services.

7 \* \* \*

8 (b) Reconsideration.--The Office of Victims' Services may  
9 reconsider an emergency award at any time prior to the final  
10 decision in the case and increase previous orders for emergency  
11 compensation up to the overall limit of [\$1,500 per claim or at]  
12 a rate set by the Office of Victims' Services.

13 \* \* \*

14 Section 9. Section 707(a)(3), ~~(a.1)(2)~~ (A.1), (b)(1), (2), <--  
15 (4) and (4.1), (f)(1) and (3) and (g) of the act are amended and  
16 the section is amended by adding a subsection to read:  
17 Section 707. Awards.

18 (a) Requirements.--No award shall be made unless it is  
19 determined by a preponderance of the evidence that:

20 \* \* \*

21 (3) The crime was promptly reported to the proper  
22 authorities. In no case may an award be made if the record  
23 shows that the report was made more than 72 hours after the  
24 discovery of the occurrence of the crime unless:

25 (i) the victim is under 18 years of age at the time  
26 of the occurrence of the crime and the alleged offender  
27 is the victim's parent or a person responsible for the  
28 victim's welfare, an individual residing in the same home  
29 as the victim or a paramour of the victim's parent; or

30 (ii) the Office of Victims' Services finds the delay

1 to have been justified, consistent with bureau  
2 regulations.

3 \* \* \*

4 (a.1) Protection from abuse.--A claimant who satisfies the  
5 eligibility requirements of subsection (a)(1), (2) and (4) may  
6 satisfy the eligibility requirement under subsection (a)(3) for  
7 reporting a crime to the proper authorities by commencing an  
8 action brought in accordance with 23 Pa.C.S. Ch. 61 (relating to  
9 protection from abuse) and as provided for in the Pennsylvania  
10 Rules of Civil Procedure. In no case may an award be made if the  
11 record shows that the petition was:

12 \* \* \*

<--

13 (1) WITHDRAWN, UNLESS THE OFFICE OF [VICTIM] VICTIMS'  
14 SERVICES FINDS THE WITHDRAWAL TO HAVE BEEN JUSTIFIED,  
15 CONSISTENT WITH REGULATIONS OF THE OFFICE OF [VICTIM]  
16 VICTIMS' SERVICES.

<--

17 (2) Filed more than 72 hours after the discovery of the  
18 occurrence of the criminal conduct leading to the  
19 commencement of the action, unless:

20 (i) the victim is under 18 years of age at the time  
21 of the occurrence of the criminal conduct and the alleged  
22 offender is the victim's parent or a person responsible  
23 for the victim's welfare, an individual residing in the  
24 same home as the victim or a paramour of the victim's  
25 parent; or

26 (ii) the Office of [Victim] Victims' Services finds  
27 the delay to have been justified, consistent with  
28 regulations of the Office of [Victim] Victims' Services.

29 (a.2) Sexual violence and intimidation orders.--A claimant  
30 who satisfies the eligibility requirements of subsection (a)(1),

1 (2) and (4) may satisfy the eligibility requirement under  
2 subsection (a)(3) for reporting a crime to the proper  
3 authorities by commencing an action brought in accordance with  
4 42 Pa.C.S. Ch. 62A (relating to protection of victims of sexual  
5 violence or intimidation). ~~An award may not~~ AND AS PROVIDED FOR <--  
6 IN THE PENNSYLVANIA RULES OF CIVIL PROCEDURE. IN NO CASE MAY AN  
7 AWARD be made if the record shows that the petition was:

8 (1) Withdrawn, unless the Office of Victims' Services  
9 finds the withdrawal to have been justified, consistent with  
10 regulations of the Office of Victims' Services.

11 (2) Filed more than 72 hours after the discovery of the  
12 occurrence of the criminal conduct leading to the  
13 commencement of the action, except if:

14 (i) the victim is under 18 years of age at the time  
15 of the occurrence of the criminal conduct and the alleged  
16 offender is the victim's parent or a person responsible  
17 for the victim's welfare, an individual residing in the  
18 same home as the victim or a paramour of the victim's  
19 parent; or

20 (ii) the Office of Victims' Services finds the delay  
21 to have been justified, consistent with regulations of  
22 the Office of Victims' Services.

23 (b) Amount.--

24 (1) Any award made under this chapter shall be  
25 contingent upon funds being available and be in an amount not  
26 exceeding out-of-pocket loss, together with loss of past,  
27 present or future earnings or support resulting from such  
28 injury. In no case shall the total amount of an award exceed  
29 \$35,000 except for payment of the following:

30 (i) counseling, the maximum amount of which shall be

1 in accordance with paragraph (4.1);

2 (ii) forensic rape examination and medications  
3 directly related to the sexual assault or rape, the  
4 amount of which shall not exceed \$1,000; or

5 (iii) reasonable and necessary costs of cleaning the  
6 crime scene of a private residence or privately owned  
7 motor vehicle, the amount of which shall not exceed \$500.

8 (2) An award made for loss of earnings or loss of  
9 support shall, unless reduced pursuant to other provisions of  
10 this chapter, be in an amount equal to the actual loss  
11 sustained. The following shall apply:

12 (i) No such award shall exceed the average weekly  
13 wage for all persons covered by the act of December 5,  
14 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the  
15 Unemployment Compensation Law, in this Commonwealth as  
16 determined annually by the Department of Labor and  
17 Industry for each week of lost earnings or support.

18 (ii) Except as set forth in subparagraph (iii), the  
19 aggregate award for the loss shall not exceed \$15,000.

20 (iii) In the case of death of a direct victim or  
21 intervenor, the aggregate award shall not exceed \$20,000.

22 \* \* \*

23 (4) An award for counseling performed by or under the  
24 supervision of a psychiatrist, psychologist, licensed  
25 professional counselor or licensed social worker and  
26 reimbursement of associated transportation costs, subject to  
27 the provisions of paragraph (4.1), may be made to:

28 (i) a direct victim;

29 (ii) an individual responsible for the direct  
30 victim's welfare;



1 (iii) an intervenor or individual who is physically  
2 present at the crime scene and witnesses a violent crime;

3 (iv) in the case of a homicide, an individual who  
4 discovers the body;

5 (v) anyone related to the direct victim within the  
6 second degree of consanguinity or affinity;

7 (vi) anyone maintaining a common-law relationship  
8 ~~prior to January 2, 2005,~~ with the direct victim; <--

9 (vii) anyone residing in the same household with the  
10 direct victim; or

11 (viii) anyone engaged to be married to the direct  
12 victim.

13 (4.1) In the case of an award made pursuant to paragraph  
14 (4), the following shall apply:

15 (i) The amount of an award under paragraph (4) (i)  
16 shall not exceed \$5,000 where the direct victim is an  
17 adult and shall not exceed \$10,000 where the direct  
18 victim is a minor. A minor who is a direct victim of a  
19 sexual offense may request that the minor's primary  
20 insurance carrier not be billed for counseling services  
21 if the policy is held or administered by either the  
22 alleged perpetrator of the crime against the direct  
23 victim or an individual responsible for the minor's  
24 welfare that is not supportive of counseling services.

25 (ii) The amount of an award under paragraph (4) (ii),  
26 (v), (vi), (vii) or (viii) shall not exceed \$2,500 except  
27 in the case of a homicide whereby the amount of this  
28 award shall not exceed \$5,000.

29 (iii) The amount of an award under paragraph (4)  
30 (iii) or (iv) shall not exceed \$1,500.

1 \* \* \*

2 (f) Direct victim responsibility.--

3 (1) Except as set forth in paragraphs (2) and (3), in  
4 determining the amount of an award, the Office of Victims'  
5 Services shall determine whether the direct victim or  
6 intervenor, because of conduct, contributed to the infliction  
7 of the injury. The Office of Victims' Services [shall] may  
8 reduce the amount or deny the claim altogether in accordance  
9 with the determination.

10 \* \* \*

11 (3) If the crime involved is a homicide, the conduct of  
12 the direct victim shall not be considered for claims by  
13 eligible claimants for counseling[.] and funeral expenses.  
14 Funeral expenses eligibility, if the conduct of the direct  
15 victim is a factor, shall be dependent upon the availability  
16 of funding.

17 (g) Intervenor responsibility.--In determining the amount of  
18 an award to an intervenor, the Office of Victims' Services [may]  
19 shall consider whether the intervenor, because of conduct,  
20 contributed to the infliction of the injury. The Office of  
21 Victims' Services [shall] may reduce the amount or deny the  
22 claim altogether in accordance with the determination.

23 \* \* \*

24 Section 10. Sections 709(a) ~~and~~, 901 AND 1101(B) of the act <--  
25 are amended to read:

26 Section 709. Confidentiality of records.

27 (a) General rule.--All reports, records or other information  
28 obtained or produced by the [bureau] Office of Victims' Services  
29 during the processing or investigation of a claim shall be  
30 confidential and privileged, shall not be subject to subpoena or

1 discovery, shall be used for no purpose other than the  
2 processing of a claim and, except as otherwise provided by law  
3 or as provided in this section, shall not be introduced into  
4 evidence in any judicial or administrative proceeding.

5 \* \* \*

6 Section 901. Eligibility of victims.

7 A victim has the rights and is eligible for the services  
8 under sections 201 and 902 only if the victim reported the crime  
9 to law enforcement authorities without unreasonable delay after  
10 [its] the occurrence of the crime or the discovery of the  
11 occurrence of the crime, unless the victim had a reasonable  
12 excuse not to do so.

13 ~~Section 11. Section 1101(b) of the act is amended by adding <--~~  
14 ~~a paragraph to read:~~

15 Section 1101. Costs.

16 \* \* \*

17 (b) Disposition.--

18 \* \* \* <--

19 ~~(3) Beginning July 1, 2019, the special nonlapsing funds~~  
20 ~~established under paragraphs (1) and (2) shall be merged into~~  
21 ~~a single special nonlapsing fund, known as the Crime Victim~~  
22 ~~Services and Compensation Fund. The fund shall be used by the~~  
23 ~~Office of Victims' Services for payment to claimants,~~  
24 ~~victim witness services and technical assistance. Costs~~  
25 ~~imposed under subsection (a) shall be paid into the fund.~~

26 [(1) THERE IS ESTABLISHED A SPECIAL NONLAPSING FUND, <--  
27 KNOWN AS THE CRIME VICTIM'S COMPENSATION FUND. THIS FUND  
28 SHALL BE USED BY THE OFFICE OF VICTIMS' SERVICES FOR PAYMENT  
29 TO CLAIMANTS AND TECHNICAL ASSISTANCE. THIRTY-FIVE DOLLARS OF  
30 THE COSTS IMPOSED UNDER SUBSECTION (A) (1) AND (2) PLUS 30% OF

1 THE COSTS IMPOSED UNDER SUBSECTION (A) (1) WHICH EXCEED \$60  
2 SHALL BE PAID INTO THIS FUND. ALL COSTS IMPOSED UNDER  
3 SUBSECTION (A) (3) SHALL BE PAID INTO THIS FUND.

4 (2) THERE IS ESTABLISHED A SPECIAL NONLAPSING FUND,  
5 KNOWN AS THE VICTIM WITNESS SERVICES FUND. THIS FUND SHALL BE  
6 USED BY THE COMMISSION FOR VICTIM-WITNESS SERVICES AND  
7 TECHNICAL ASSISTANCE IN NONVICTIM COMPENSATION-RELATED AREAS  
8 IN ACCORDANCE WITH THIS SECTION. TWENTY-FIVE DOLLARS OF THE  
9 COSTS IMPOSED UNDER SUBSECTION (A) (1) AND (2) PLUS 70% OF THE  
10 COSTS IMPOSED UNDER SUBSECTION (A) (1) AND (2) WHICH EXCEED  
11 \$60 SHALL BE PAID INTO THIS FUND.]

12 (3) THE CRIME VICTIM SERVICES AND COMPENSATION FUND IS  
13 ESTABLISHED AS A SPECIAL NONLAPSING FUND. THE FUND SHALL BE  
14 USED BY THE OFFICE OF VICTIMS' SERVICES FOR PAYMENT TO  
15 CLAIMANTS, VICTIM-WITNESS SERVICES AND TECHNICAL ASSISTANCE.

16 (4) COSTS IMPOSED UNDER SUBSECTION (A) SHALL BE PAID  
17 INTO THE CRIME VICTIM SERVICES AND COMPENSATION FUND EXCEPT  
18 THAT 70% OF ANY COSTS WHICH EXCEED \$60 SHALL BE PAID INTO A  
19 LOCAL VICTIM SERVICES FUND, ESTABLISHED AND ADMINISTERED BY  
20 THE COUNTY TREASURER OF EACH COUNTY. THE COUNTY TREASURER  
21 SHALL DISPERSE MONEY FROM A LOCAL VICTIM SERVICES FUND AT THE  
22 DISCRETION OF THE COUNTY DISTRICT ATTORNEY. THE MONEY IN THE  
23 LOCAL VICTIM SERVICES FUND SHALL BE USED ONLY FOR VICTIM  
24 SERVICES. EACH COUNTY TREASURER SHALL BY AUGUST 31 OF EACH  
25 YEAR PROVIDE THE COMMISSION WITH AN ANNUAL STATEMENT WHICH  
26 FULLY REFLECTS ALL COLLECTIONS DEPOSITED INTO AND  
27 EXPENDITURES FROM THE LOCAL VICTIM SERVICES FUND FOR THE  
28 PRECEDING FISCAL YEAR. THE COMMISSION, AS ADVISED BY THE  
29 VICTIM SERVICES ADVISORY COMMITTEE, SHALL DEVELOP GUIDELINES  
30 FOR THE ADMINISTRATION OF THE LOCAL VICTIM SERVICES FUNDS.

1 \* \* \*

2 Section ~~12~~ 11. Sections 1102(a), (b), (c) and (d) and <--  
3 1301(b) of the act are amended to read:

4 Section 1102. Costs for offender supervision programs.

5 (a) County fund.--The county treasurer of each county shall  
6 establish and administer a [county offender supervision fund]  
7 County Supervision Fee Restricted Receipts Account consisting of  
8 the fees collected under this section. The county treasurer  
9 shall disperse money from this [fund] account only at the  
10 discretion of the president judge of the court of common pleas.  
11 The money in this [fund] account shall be used to pay the  
12 salaries and employee benefits of all probation and parole  
13 personnel employed by the county probation and parole department  
14 and the operational expenses of that department. Money from this  
15 [fund] account shall be used to supplement Federal, State or  
16 county appropriations for the county adult probation and parole  
17 department. The president judge shall by August 31 provide the  
18 [board] commission with an annual statement [which] that fully  
19 reflects all collections deposited into and expenditures from  
20 the [offender supervision fund] County Supervision Fee  
21 Restricted Receipts Account for the preceding fiscal year. The  
22 [board] commission shall promulgate regulations to provide for  
23 the permanent administration of this program, as advised by the  
24 County Adult Probation and Parole Advisory Committee.

25 (b) State fund.--There is established a State Offender  
26 Supervision Fund to be administered by the board and comprised  
27 of the supervision fees collected by the board under [this  
28 section] subsection (d). The money in this fund shall be used to  
29 supplement the Federal or State funds appropriated for the  
30 improvement of [adult probation services] State parole

1 supervision.

2 (c) Court.--The court shall impose as a condition of  
3 supervision a monthly supervision fee of at least \$25 on any  
4 offender placed on probation, parole, accelerated rehabilitative  
5 disposition, probation without verdict or intermediate  
6 punishment unless the court finds that the fee should be  
7 reduced, waived or deferred based on the offender's present  
8 inability to pay. [Of the fee collected, 50%] All of the fees  
9 shall be deposited into the County [Offender Supervision Fund]  
10 Supervision Fee Restricted Receipts Account established in each  
11 county pursuant to this section[, and the remaining 50% shall be  
12 deposited into the State Offender Supervision Fund established  
13 pursuant to this section]. All funds within the account shall be  
14 accounted for consistent with the budget, accounting,  
15 contracting, procurement, audit, salary board and other relevant  
16 provisions of the act of August 9, 1955 (P.L.323, No.130), known  
17 as The County Code, and may be subject to audit by the Auditor  
18 General under section 401(d) of the act of April 9, 1929  
19 (P.L.343, No.176), known as The Fiscal Code.

20 (d) Board.--The board shall impose as a condition of  
21 supervision a monthly supervision fee of at least \$25 on any  
22 offender under the board's supervision unless the board finds  
23 that such fee should be reduced, waived or deferred based on the  
24 offender's present inability to pay. All fees collected shall be  
25 deposited into the State Offender Supervision Fund [established  
26 under subsection (b)].

27 \* \* \*

28 Section 1301. Subrogation.

29 \* \* \*

30 (b) Excess.--If an amount greater than that paid under

1 Chapter 7 is recovered and collected in such an action, the  
2 Commonwealth shall pay the balance to the claimant. The Attorney  
3 General shall enforce any subrogation. A claimant who fails to  
4 notify the Office of Victims' Services of the receipt of funds  
5 from any other claim or award arising out of the crime shall  
6 forfeit and pay to the Commonwealth an amount equal to all  
7 awards paid by the [bureau] Office of Victims' Services to the  
8 claimant or on the claimant's behalf.

9 ~~Section 13. This act shall take effect in 60 days.~~ <--

10 SECTION 12. ALL MONEY IN THE CRIME VICTIM'S COMPENSATION <--  
11 FUND AND THE VICTIM WITNESS SERVICES FUND SHALL BE TRANSFERRED  
12 TO THE CRIME VICTIM SERVICES AND COMPENSATION FUND.

13 SECTION 13. THIS ACT SHALL TAKE EFFECT AS FOLLOWS:

14 (1) THE FOLLOWING SHALL TAKE EFFECT ON JULY 1, 2020:

15 (I) THE ADDITION OF SECTION 1011(B) (3) AND (4) OF  
16 THE ACT.

17 (II) THE REPEAL OF SECTION 1011(B) (1) AND (2) OF THE  
18 ACT.

19 (III) SECTION 12 OF THIS ACT.

20 (2) THE REMAINDER OF THE ACT SHALL TAKE EFFECT IN 60  
21 DAYS.