

2009 SENATE JUDICIARY

SB 2111

# 2009 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. SB 2111

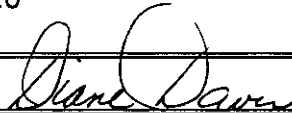
Senate Judiciary Committee

Check here for Conference Committee

Hearing Date: 01/12/09

Recorder Job Number: 6820

Committee Clerk Signature



Minutes: **Senator Nething, Chairman**

**Charles R. Pacek** – Deputy Director of Administrative Services – See written testimony.

Wishes to increase crime victim's compensation for funeral, cremation and burial expense.

**Senator Nething** – Asks the amount of the claims even though they pay out \$3,000.

**Senator Schneider** – Ask if it would be better to tie the increase in with inflation instead of coming back to the legislature every two years.

**Placek** – States no, probably not because it is seldom used.

Discussion continues on who pays for the funeral.

**Senator Nelson** – Why should victims have to pay for their own funeral? \$9,000 is a typical funeral price.

**Placek** says this fund is usually the payer of last resort.

Closed hearing on 2111.

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Bill/Resolution No. 2111

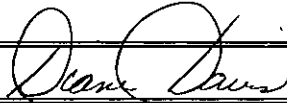
Senate Judiciary Committee

Check here for Conference Committee

Hearing Date: January 19, 2009

Recorder Job Number: 7203

Committee Clerk Signature



Minutes: **Senator Nething, Chairman**

Committee Work on 2111 refer to #21:08 on the recorder

Committee discussed it is a seldom used claim.

**Senator Nelson** motioned do pass

**Senator Fiebiger** seconded

Voted 6 yes 0 no

**Senator Nelson** will carry



**REPORT OF STANDING COMMITTEE**

**SB 2111: Judiciary Committee (Sen. Nething, Chairman) recommends DO PASS**  
(6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2111 was placed on the  
Eleventh order on the calendar.

2009 HOUSE JUDICIARY

SB 2111

# 2009 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. SB 2111

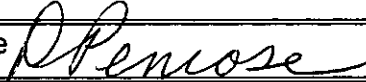
House Judiciary Committee

Check here for Conference Committee

Hearing Date: 3/2/09

Recorder Job Number: 9949

Committee Clerk Signature



Minutes:

**Chairman DeKrey:** We will open the hearing on SB 2111.

**Charles Placek, Deputy Director of Administrative Services, Adult Services Division,**

DOCR: Support (attachment).

**Chairman DeKrey:** So we would be looking at \$20,000 if we had four claims again then.

**Charles Placek:** That would be the total amount; of course we can go up to \$3000 now, so it would be an additional \$8,000.

**Chairman DeKrey:** Thank you. Further testimony in support. Testimony in opposition. We will close the hearing.

**Rep. Delmore:** I move a Do Pass.

**Rep. Kingsbury:** Second.

13 YES 0 NO 0 ABSENT

DO PASS

CARRIER: Rep. Kingsbury

Date: 3/2/09  
Roll Call Vote #: 1

2009 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 2111

**HOUSE JUDICIARY COMMITTEE**

Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken  DP  DNP  DP AS AMEND  DNP AS AMEND

Motion Made By Rep. Delmore Seconded By Rep. Kingsbury

| Representatives | Yes | No | Representatives | Yes | No |
|-----------------|-----|----|-----------------|-----|----|
| Ch. DeKrey      | ✓   |    | Rep. Delmore    | ✓   |    |
| Rep. Klemin     | ✓   |    | Rep. Griffin    | ✓   |    |
| Rep. Boehning   | ✓   |    | Rep. Vig        | ✓   |    |
| Rep. Dahl       | ✓   |    | Rep. Wolf       | ✓   |    |
| Rep. Hatlestad  | ✓   |    | Rep. Zaiser     | ✓   |    |
| Rep. Kingsbury  | ✓   |    |                 |     |    |
| Rep. Koppelman  | ✓   |    |                 |     |    |
| Rep. Kretschmar | ✓   |    |                 |     |    |
|                 |     |    |                 |     |    |
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|                 |     |    |                 |     |    |
|                 |     |    |                 |     |    |

Total (Yes) 13 No 0

Absent 0

Floor Carrier: Rep. Kingsbury

If the vote is on an amendment, briefly indicate intent:



**REPORT OF STANDING COMMITTEE**

**SB 2111: Judiciary Committee (Rep. DeKrey, Chairman) recommends DO PASS**  
(13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2111 was placed on the  
Fourteenth order on the calendar.

2009 TESTIMONY

SB 2111

*SB- 2111  
Attachment 1*

**Senate Judiciary Committee  
Dave Nething, Chairman  
January 12<sup>th</sup>, 2009**

**Charles R. Placek,  
Deputy Director of Administrative Services  
Adult Services Division  
Department of Corrections  
Presenting Testimony Re: SB 2111**

*Same given  
to House  
3-2-09.*

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The DOCR wishes to increase the Crime Victims Compensation maximum amount of a claim for funeral, cremation and burial expenses. The current rate is set at \$3,000. The last time this eligible expense was increased was in 1997 when the legislature increased it from \$1,500 to \$3,000.

The DOCR feels this eligible expense needs to be increased. In North Dakota it is a benefit that is seldom used by crime victims. During the 03-05 biennium we processed 5 claims; 05-07 biennium we processed 3 claims and to date during the 07-09 biennium we have processed 4 claims.