

SENATE BILL No. 1473

August 24, 2010, Introduced by Senators HUNTER and BASHAM and referred to the Committee on Judiciary.

A bill to amend 1976 PA 223, entitled

"An act to create an agency concerned with crime victim services; to prescribe its powers and duties; to provide compensation to certain victims of crimes; to provide for the promulgation of rules; and to provide for penalties,"

by amending section 4 (MCL 18.354), as amended by 2008 PA 390.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 4. (1) Except as provided in subsection (2), the
2 following persons are eligible for awards:

3 (a) A victim or an intervenor of a crime.

4 (b) A surviving spouse, parent, grandparent, child, sibling,
5 or grandchild of a victim of a crime who died as a direct result of
6 the crime.

7 (c) A surviving person related to the victim by blood or

1 affinity, a guardian, personal representative, or member of the
2 same household as the victim.

3 (d) A health care provider seeking payment under section 5a.

4 **(E) A FUNERAL SERVICES PROVIDER SEEKING PAYMENT FOR THE COST**
5 **OF A DECEASED VICTIM'S FUNERAL EXPENSES.**

6 (2) A person is not eligible to receive an award if the person
7 is either of the following:

8 (a) Criminally responsible for the crime.

9 (b) An accomplice to the crime.

10 (3) An award shall not be made on a claim unless the claimant
11 has incurred a minimum out-of-pocket loss of \$200.00 or has lost at
12 least 2 continuous weeks' earnings or support, but the commission
13 may waive the limitations of this subsection in the case of a
14 claimant retired by reason of age or disability. If the claimant is
15 a victim of criminal sexual conduct in the first, second, or third
16 degree, the commission may waive the limitations of this
17 subsection. The commission shall waive this limitation for health
18 care providers seeking payment under section 5a **AND FUNERAL**
19 **SERVICES PROVIDERS.**