

2009 SENATE JUDICIARY

SB 2111

# 2009 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. SB 2111

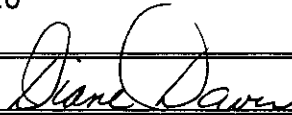
Senate Judiciary Committee

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.

# 2009 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. 2111

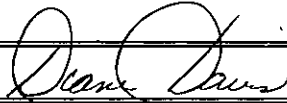
Senate Judiciary Committee

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

Date: 1/19/09  
Roll Call Vote #: 1

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

Senate JUDICIARY Committee

Check here for Conference Committee

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

Action Taken  Pass  Do Not Pass  Amended

Motion Made By Sen. Nelson Seconded By Sen. Fiebiger

Senators	Yes	No	Senators	Yes	No
Sen. Dave Nething – Chairman	X		Sen. Tom Fiebiger	X	
Sen. Curtis Olafson – V. Chair.	X		Sen. Carolyn Nelson	X	
Sen. Stanley W. Lyson	X		Sen. Mac Schneider	X	

Total (Yes) 6 (N) 0

Absent \_\_\_\_\_

Floor Assignment Sen. Nelson

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

**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

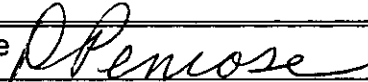
House Judiciary Committee

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	✓				

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 (410)**  
March 2, 2009 2:24 p.m.

**Module No: HR-37-3851**  
**Carrier: Kingsbury**  
**Insert LC: . Title: .**

**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.