

Senate Study Bill 2166

Bill Text

PAG LIN

1 1 Section 1. Section [912.6](#), Code 1997, is amended to read as
1 2 follows:

1 3 912.6 COMPUTATION OF COMPENSATION.

1 4 The department shall award compensation, as appropriate,
1 5 for any of the following economic losses incurred as a direct
1 6 result of an injury to or death of the victim:

1 7 1. Reasonable charges incurred for medical care not to
1 8 exceed ten thousand five hundred dollars. Reasonable charges
1 9 incurred for mental health care not to exceed three thousand
1 10 dollars which includes services provided by a psychologist
1 11 licensed under chapter 154B, a person holding at least a
1 12 master's degree in social work or counseling and guidance, or
1 13 a victim counselor as defined in section 236A.1.

1 14 2. Loss of income from work the victim would have
1 15 performed and for which the victim would have received
1 16 remuneration if the victim had not been injured, not to exceed
1 17 six thousand dollars.

1 18 3. Reasonable replacement value of clothing that is held
1 19 for evidentiary purposes not to exceed one hundred dollars.

1 20 4. Reasonable funeral and burial expenses not to exceed
1 21

~~five~~
~~seven thousand five hundred~~ dollars.

1 22 5. Loss of support for dependents resulting from death or
1 23 a period of disability of the victim of sixty days or more not
1 24 to exceed two thousand dollars per dependent

~~or a total of six~~

1 25

~~thousand dollars~~

1 26 6. In the event of a victim's death, reasonable charges
1 27 incurred for counseling the victim's spouse, children,
1 28 parents, siblings, or persons cohabiting with or related by
1 29 blood or affinity to the victim if the counseling services are
1 30 provided by a psychologist licensed under chapter 154B, a
1 31 victim counselor as defined in section 236A.1, subsection 1,
1 32 or an individual holding at least a master's degree in social
1 33 work or counseling and guidance, and reasonable charges
1 34 incurred by such persons for medical care counseling provided
1 35 by a psychiatrist licensed under chapter 147 or 150A. The
2 1 allowable charges under this subsection shall not exceed three
2 2 thousand dollars per person

~~or a total of six thousand dollars~~

2 3

~~per victim death~~

2 4 7. In the event of a victim's death, reasonable charges
2 5 incurred for health care for the victim's spouse, children,
2 6 parents, siblings, or persons related by blood or affinity to

2 7 the victim not to exceed three thousand dollars per survivor.
2 8 8. In the event of a victim's death, loss of income from
2 9 work that, but for the death of the victim, would have been
2 10 earned by the victim's spouse, child, parent, sibling, or
2 11 person cohabiting with or related by blood or affinity to the
2 12 victim, not to exceed six thousand dollars.
2 13

~~8.~~

- 9. Reasonable expenses incurred for cleaning the scene
2 14 of a homicide, if the scene is a residence, not to exceed one
2 15 thousand dollars.
2 16

~~9.~~

- 10. Reasonable charges incurred for mental health care
2 17 for secondary victims which includes the services provided by
2 18 a psychologist licensed under chapter 154B, a person holding
2 19 at least a master's in social work, counseling, or a related
2 20 field, a victim counselor as defined in section 236A.1, or a
2 21 psychiatrist licensed under chapter 147, 148, or 150A. The
2 22 allowable charges under this subsection shall not exceed one
2 23 thousand dollars per secondary victim

~~or a total of six~~

-
2 24

~~thousand dollars~~

-.

2 25 EXPLANATION
2 26 This bill raises the cap from \$5,000 to \$7,500 for funeral
2 27 expenses payable for crime victims, and eliminates the
2 28 aggregate limits of \$6,000 for the following: loss of support
2 29 through death or disability of the victim incurred by families
2 30 of crime victims; counseling expenses for families of crime
2 31 victims; and mental health care for secondary victims of a
2 32 crime. The bill also expands recoverable compensation to
2 33 include wages lost by certain family members and others due to
2 34 the death of the victim.
2 35 LSB 3170DP 77
3 1 jls/cf/24