

## Victim Compensation and Assistance Fund; Flexibility

1 Section 1. Title 41 Chapter 21, section 41-2407, is amended to read:

2 **41-2407. Victim compensation and assistance fund; subrogation**

3 A. The victim compensation and assistance fund is established. The Arizona criminal  
4 justice commission shall administer the fund. The victim compensation and assistance fund  
5 shall consist of ~~victim compensation~~ monies collected pursuant to section 12-116.01 and  
6 distributed pursuant to section 41-2401, subsection D, paragraph 14, ~~victim assistance~~  
7 monies collected pursuant to section 31-411, subsection E, section 31-418 and section 31-  
8 467.06, unclaimed victim restitution monies pursuant to section 44-313 and monies  
9 available from any other source.

10 B. Subject to legislative appropriation, the Arizona criminal justice commission shall  
11 allocate monies in the victim compensation and assistance fund to public and private  
12 agencies for the purpose of establishing, maintaining and supporting programs that  
13 compensate and assist victims of crime. ~~Not more than fifty per cent of the monies~~  
14 ~~distributed statewide for victim assistance shall be allocated to the governmental agencies~~  
15 ~~or public officers specified in section 41-2404, subsection A and to the governmental~~  
16 ~~agencies or public officers specified in section 41-2404, subsection B.~~

17 C. The allocation of monies pursuant to this section shall be made in accordance with rules  
18 adopted by the Arizona criminal justice commission pursuant to section 41-2405,  
19 subsection A, paragraph 8. The rules shall provide that persons who suffered personal  
20 injury or death that resulted from an attempt to aid a public safety officer in the  
21 prevention of a crime or the apprehension of a criminal may be eligible for compensation.

22 D. This state and the applicable operational unit or qualified program, as defined in the  
23 victim compensation program rules, are subrogated to the rights of an individual who  
24 receives monies from the victim compensation and assistance fund to recover or receive  
25 monies or benefits from a third party, to the extent of the amount of monies the individual  
26 receives from the fund.