

**GENERAL ASSEMBLY OF NORTH CAROLINA**

**Session 2013**

**Legislative Fiscal Note**

**BILL NUMBER:** House Bill 1241 (First Edition)

**SHORT TITLE:** Eugenics Compensation Changes.

**SPONSOR(S):** Representatives L. Hall, Terry, Pierce, and Cunningham

<b>FISCAL IMPACT</b>					
(\$ in millions)					
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> No Estimate Available					
<b>State Impact</b>	<b>FY 2014-15</b>	<b>FY 2015-16</b>	<b>FY 2016-17</b>	<b>FY 2017-18</b>	<b>FY 2018-19</b>
General Fund Revenues:					
General Fund Expenditures:					
Special Fund Revenues:					
Special Fund Expenditures:					
State Positions:					
<b>NET STATE IMPACT</b>	<b>\$0.0</b>	<b>\$0.0</b>	<b>\$0.0</b>	<b>\$0.0</b>	<b>\$0.0</b>
<b>PRINCIPAL DEPARTMENT(S) &amp; PROGRAM(S) AFFECTED:</b>					
Department of Administration, Industrial Commission, Department of the State Treasurer					
<b>EFFECTIVE DATE:</b> When the Bill becomes Law					
<b>TECHNICAL CONSIDERATIONS:</b>					
None					

**BILL SUMMARY:** House Bill 1241 amends G.S. 143B-426.52 to extend the deadline from June 30, 2014, to September 30, 2014 for submitting a claim under the Eugenics Compensation Program. The Eugenics Compensation Program provides compensation for victims of the State’s asexualization or sterilization program. The Bill also allows for an additional group of individuals to make claims on behalf of victims. A person that would be entitled to inherit under the Interstate Succession Act may make a claim for compensation on behalf of the victim if no claim has been filed by a person previously authorized to act on the claimant's or the claimant's estate's behalf. The person entitled to file on behalf of the claimant is determined as if the claimant had died intestate on the day the claim was filed.

**ASSUMPTIONS AND METHODOLOGY:** House Bill 1241 has no Fiscal Impact. Sec. 6.18(a) of S.L. 2013-360 created the Eugenics Compensation Program. Under the Program, a reserve of \$10 million was appropriated to the Department of State Treasurer to compensate victims who made a valid claim that they were involuntary asexualized or sterilized by the Eugenics Board of North Carolina. The Office of Justice for Sterilization Victims within the Department of Administration was appropriated \$130,000 for each year of the Fiscal Biennium to represent victims and file claims to the Industrial Commission on their behalf. The Industrial Commission makes the determination of the eligibility of the cases. On June 30, 2015, the Department of State

Treasurer will make payments to valid claimants from the \$10 million reserve. The amount of the payment per individual is the amount of the reserve divided by the number of valid claimants.

House Bill 1241 makes no changes to the amount of compensation and does not prolong the operations of the Office of Justice for Sterilization Victims. Therefore, there is no fiscal impact for this Bill.

**SOURCES OF DATA:**

**TECHNICAL CONSIDERATIONS:** None

**FISCAL RESEARCH DIVISION:** (919) 733-4910

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**APPROVED BY:**

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**Fiscal Research Division**



**DATE:** July 8, 2014

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