

117TH CONGRESS
1ST SESSION

H. R. 1652

IN THE SENATE OF THE UNITED STATES

MARCH 18, 2021

Received

AN ACT

To deposit certain funds into the Crime Victims Fund, to
waive matching requirements, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “VOCA Fix to Sustain
3 the Crime Victims Fund Act of 2021”.

4 **SEC. 2. COMPREHENSIVE FIX OF CRIME VICTIMS FUND**
5 **AND COMPENSATION.**

6 (a) CRIME VICTIMS FUND.—Section 1402 of the Vic-
7 tims of Crime Act of 1984 (34 U.S.C. 20101) is amend-
8 ed—

9 (1) in subsection (b)—

10 (A) in paragraph (4), by striking “; and”
11 and inserting a semicolon;

12 (B) in paragraph (5)(B), by striking the
13 period at the end and inserting “; and”; and

14 (C) by adding at the end the following new
15 paragraph:

16 “(6) any funds that would otherwise be depos-
17 ited in the general fund of the Treasury collected
18 pursuant to—

19 “(A) a deferred prosecution agreement; or

20 “(B) a non-prosecution agreement.”; and

21 (2) in subsection (e), by striking “Director”
22 and inserting “Director, except that renewals and
23 extensions beyond that period may be granted at the
24 discretion of the Attorney General”.

1 (b) CRIME VICTIM COMPENSATION.—Section 1403 of
2 the Victims of Crime Act of 1984 (34 U.S.C. 20102) is
3 amended—

4 (1) in subsection (a)—

5 (A) in paragraph (1), by striking “40 per-
6 cent in fiscal year 2002 and of 60 percent in
7 subsequent fiscal years” and inserting “75 per-
8 cent”;

9 (B) in paragraph (2), by striking “of 40
10 percent in fiscal year 2002 and of 60 percent
11 in subsequent fiscal years”;

12 (C) by redesignating paragraph (3) as
13 paragraph (4); and

14 (D) by inserting after paragraph (2) the
15 following new paragraph:

16 “(3) For the purposes of calculating amounts
17 awarded in the previous fiscal year under this sub-
18 section, the Director shall not require eligible crime
19 victim compensation programs to deduct recovery
20 costs or collections from restitution or from subroga-
21 tion for payment under a civil lawsuit.”;

22 (2) in subsection (b)(2) by striking “authori-
23 ties;” and inserting “authorities, except if a program
24 determines such cooperation may be impacted due to
25 a victim’s age, physical condition, psychological

1 state, cultural or linguistic barriers, or any other
2 health or safety concern that jeopardizes the victim's
3 wellbeing;"; and

4 (3) in subsection (d)—

5 (A) in paragraph (3), by striking “; and”
6 and inserting a semicolon;

7 (B) in paragraph (4), by striking the pe-
8 riod at the end and inserting “; and”; and

9 (C) by adding at the end the following new
10 paragraph:

11 “(5) the term ‘recovery costs’ means expenses
12 for personnel directly involved in the recovery efforts
13 to obtain collections from restitution or from sub-
14 rogation for payment under a civil law suit.”.

15 **SEC. 3. WAIVER OF MATCHING REQUIREMENT.**

16 (a) IN GENERAL.—Section 1404(a) of the Victims of
17 Crime Act of 1984 (34 U.S.C. 20103(a)) is amended by
18 inserting at the end the following new paragraph:

19 “(7)(A) Each chief executive may waive a
20 matching requirement imposed by the Director, in
21 accordance with subparagraph (B), as a condition
22 for the receipt of funds under any program to pro-
23 vide assistance to victims of crimes authorized under
24 this chapter. The chief executive shall report to the

1 Director the approval of any waiver of the matching
2 requirement.

3 “(B) Each chief executive shall establish and
4 make public, a policy including—

5 “(i) the manner in which an eligible crime
6 victim assistance program can request a match
7 waiver;

8 “(ii) the criteria used to determine eligi-
9 bility of the match waiver; and

10 “(iii) the process for decision making and
11 notifying the eligible crime victim assistance
12 program of the decision.”.

13 (b) NATIONAL EMERGENCY WAIVER.—Section
14 1404(a) of the Victims of Crime Act of 1984 (34 U.S.C.
15 20103(a)), as amended by subsection (a), is further
16 amended by inserting at the end the following new para-
17 graph:

18 “(8) Beginning on the date a national emer-
19 gency is declared under the National Emergencies
20 Act (50 U.S.C. 1601 et seq.) with respect to a pan-
21 demic and ending on the date that is one year after
22 the date of the end of such national emergency, each
23 chief executive shall issue waivers for any matching
24 requirement, in its entirety, for all eligible crime vic-

4 The budgetary effects of this Act, for the purpose of
5 complying with the Statutory Pay-As-You-Go Act of 2010,
6 shall be determined by reference to the latest statement
7 titled “Budgetary Effects of PAYGO Legislation” for this
8 Act, submitted for printing in the Congressional Record
9 by the Chairman of the House Budget Committee, pro-
10 vided that such statement has been submitted prior to the
11 vote on passage.

Passed the House of Representatives March 17,
2021.

Attest: **CHERYL L. JOHNSON,**
Clerk.