

Submitter: Thomas Busse

On Behalf Of:

Committee: Senate Committee On Judiciary

Measure: SB590

What this bill is likely to do is cause overcharging or mischarging of crimes. The definition of "disability" in this bill is exceptionally vague. The result - a special fund is set up in the DOJ, and in order to preserve the budget, the AG says, "aha! let's find a way to tag this victim as 'disabled'" and then charge the cost of prosecution to the special fund rather than the general fund. In order to make it work, the crime is likely to be overcharged - we've seen this with elder abuse overcharging.