

Investigation Of A Claim

Every claim filed will be investigated to determine that:

- a crime was committed that resulted in emotional and/or physical injury or death
- **victim did not contribute to their injuries** or sustain the injuries while engaged in illegal activity
- crime was reported to law enforcement within **72 hours** unless good cause is shown
- victim (or the victim's legal representative) cooperated with all law enforcement agencies and the Victims Compensation staff
- victim was not committing any crime at the time of the incident
- application for reimbursement was received in the Victim Compensation Office within 2 years from the date of the incident

Victim Compensation/Medical Treatment Section 18.1. GS 15B-2(1)

Effective July 1, 2004 all medical/counseling bills on/after this date are subject to the statute stated below:

“.....Allowable expense for medical care, counseling, rehabilitation, medically-related property, and other remedial treatment and care of a victim shall be limited to sixty-six and two-thirds percent (66 2/3%), not to exceed the \$30,000 maximum, of the amount usually charged by the provider for the treatment or care. By accepting the compensation paid as allowable expense pursuant to this subdivision, **the provider agrees that the compensation is payment in full** for the treatment or care and shall not charge or otherwise hold a claimant financially responsible for the cost of services in addition to the amount of allowable expense.

A maximum of \$30,000 may be paid for any award, except when the victim dies as a result of the crime. In that case, an additional \$3,500 may be paid toward funeral expenses.

Funds are paid directly to the provider for unpaid balances.

Claims are paid as funds are available.

Compensation is reduced or denied if the medical expense can be recouped by any collateral source (i.e. Medicaid, public or private insurance plan or other victim benefit source.)

Fraudulent Claims

If a false claim is deliberately filed, the claimant will be subject to prosecution, the claim will be denied, and the claimant will have to repay any money awarded.



**N.C. Department Of
Crime Control And Public Safety**

Inquiries regarding any services may be directed to:
Victim Compensation Services
4703 Mail Service Center
Raleigh, NC 27699-4703

1-800-826-6200
919-733-7974
919-715-4209 (Fax)
www.nccrimecontrol.org

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IF CRIME STRIKES...

KNOW WHERE TO TURN FOR HELP



Victim Compensation Services

The State of North Carolina has a program to reimburse citizens who suffer medical expenses and lost wages as a result of being an *innocent victim* of a crime committed in North Carolina.

Who Is A Victim?

A victim is a person who suffers injury or death proximately caused by criminally injurious conduct, that:

- by its nature, poses a serious threat of personal injury or death
- is punishable by a fine or imprisonment or death
- does not result from a violation of the motor vehicle laws except:
 - in conduct related to DWI offenses
 - pedestrians who are victims of hit and run (wheelchairs/bicycles are allowed in definition for pedestrians)

Who Is Eligible?

Except as excluded by law, a claim may be payable to:

- the innocent victim
- dependent of a deceased innocent victim, i.e. child, spouse
- a legal representative of an innocent victim
- a third person who provided benefit to the victim or his/her family other than in the course or scope of his employment, business, or profession

Who Is Not Eligible?

A victim/claimant:

- who has insurance that pays the maximum amount authorized by Victim Compensation
- who does not incur economic loss within 1 year, except victims under the age of 10 at the time of injury, who may be compensated for economic loss incurred up to 2 years after the crime
- who fails to file within 2 years from the date of the incident
- who does not report the crime to a law enforcement agency within 72 hours
- who contributes to the criminal conduct
- who is the offender or accomplice
- who does not cooperate with the Crime Victim Compensation Commission and staff by not responding to requests for needed information
- whose award would benefit the offender or their accomplice (except when interests of justice require)
- who was a prisoner in any state, county or city prison; correctional, youth services or juvenile facility; local confinement facility, half-way house, group home, or similar facility when the crime occurred
- who was participating in criminal activity or contributory misconduct at the time of the incident

What Compensation May Be Paid?

- medical expenses (up to 1 year of service from date of crime)
- counseling
- lost wages
- domestic violence household support loss
- funeral expenses (may include transportation of body)
- dependent economic loss (of a deceased victim)
- prosthetics, eyeglasses, dental work, hospital bed, crime scene cleanup

What May Not Be Paid?

- loss of personal property or for any expenses paid by insurance or other sources
- **reimbursement for pain and suffering**
- injury/loss that is the result of a violation of motor vehicle laws other than DWI
- crime that occurred outside of North Carolina

How To Apply

- local law enforcement agency
- victim witness coordinator in your local District Attorney's Office
- call the Victim Compensation Office to obtain an application/information
- visit our website: www.nccrimecontrol.org to download the application