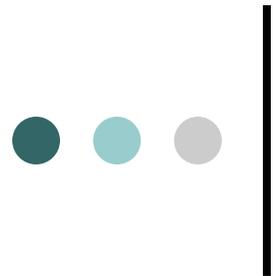


The seal of the State of Hawaii is visible in the background, featuring a central shield with a ship, a plow, and a sheaf of wheat, surrounded by the text "STATE OF HAWAII" and "1959".

**CRIME VICTIM
COMPENSATION
COMMISSION**

COMPENSATION PROGRAMS IN ALL 50 STATES





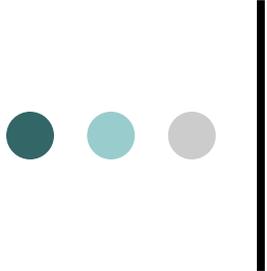
Crime Victim Compensation Commission

- Hawai'i State Legislature
- Created 1967

To alleviate the physical, mental and financial hardships suffered by victims of **violent** crimes.



COMPENSATION FOR VICTIMS OF VIOLENT CRIMES



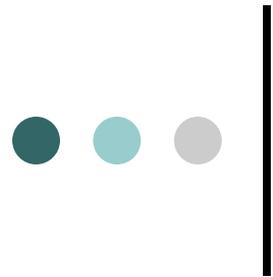
Crime Victim Compensation

- Victims of Covered Crimes
 - Crime Related Medical Expenses
 - Crime Related Therapy Expenses
 - Lost Earnings as a Result of the Injury
 - Acknowledgment Award
 - One time award between \$50-\$400 based on level of crime.
- Deceased Victim
 - Funeral Expenses up to \$4,000
 - Medical Expenses
 - Crime Scene Cleaning
 - Financial Support to Legal Dependents
- Mass Violence Incident
 - Same as above plus mental health counseling for family of deceased and for people present at the incident



Compensation Is Limited By Haw. Rev. Stat. § 351

- Maximum Award
 - \$8,000 or
 - If medical expenses exceed \$10,000, then \$16,000 in medical expenses only
 - Payors of last resort – must use insurance (medical, automobile, home, TDI, Worker's Compensation)
- On average, processing an application takes 6 months
 - Need to get police reports and records directly from the source
 - State checks - takes 5-7 weeks to process

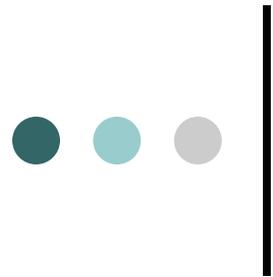


Compensation Limitations

- Cannot Cover Relocation Costs, Costs For Attending Court Hearings or Filing Restraining Orders
- Loss/Damage to Property is Not Compensable, Except for the Following:
 - Eyeglasses, Dentures, Prosthetic Damaged in the Act of the Covered Crime
 - Item Taken Into Evidence for Covered Crime
 - Clothing in a Sexual Assault
- Contribution to the Crime by the Victim is Taken into Consideration



WHO QUALIFIES FOR CRIME VICTIM COMPENSATION



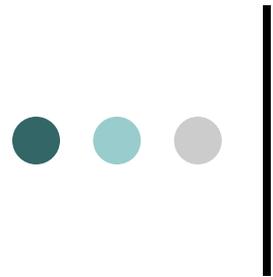
COVERED CRIME

- Occurred in the State of Hawai'i, or
- The victim is a resident of Hawai'i and was a victim of a covered crime in another state
- The victim is a resident of Hawai'i and was a victim of an act of terrorism outside of the United States



Covered Crimes

- Murder I and II
- Manslaughter
- Negligent Homicide I and II
(Negligent Homicide III is not a covered crime)
- Negligent Injury I and II
- Assault I, II and III
- Sexual Assault I, II, III and IV
- Kidnapping
- Abuse of Family and Household Member
(Does NOT include violation of the stay away order)
- International Terrorism
- Sex Trafficking

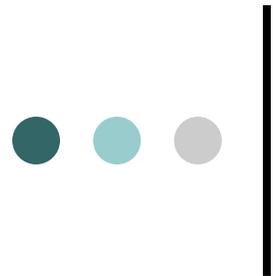


Eligibility for Compensation

- Victim of a Covered Crime
 - Reported Crime To The Police Within 72 Hours Unless the Crime Is Charged or Good Cause Is Established
- Submit an Application Within 18 Months Unless Good Cause Is Established
- Good Cause means a Mental, Physical, or Legal Impairment
 - Not Knowing About Crime Victim Compensation is **not** Good Cause

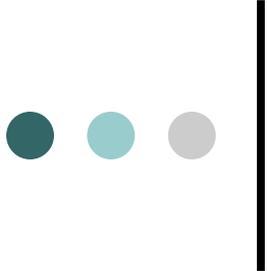


YOUR ROLE IN THE APPLICATION PROCESS



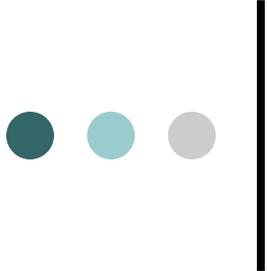
Why Should You Encourage a Victim of a Covered Crime to Apply?

- Victims should not bear the cost of their victimization.
- Even if there are no out-of-pocket expenses, there is an acknowledgment award.
- Because it is a VOCA requirement



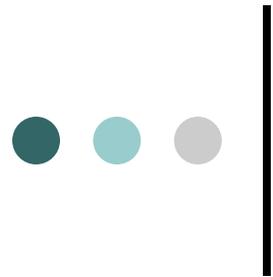
APPLICATION REQUIREMENTS

- Completed application
 - Applicant's complete mailing address
 - Crime information
 - Defendant name if known
 - Medical providers name and address
 - If the victim has Quest/Medicaid, please indicate it
- Signature in blue or black ink
- Submit original to Commission



HOW TO ASSIST AN APPLICANT

- If the Applicant is transitional
 - Permanent mailing address (parent, friend)?
 - Stress to them the importance of updating their address with the Commission
- Medical Bills
 - If no out of pocket expenses, do not make a claim
 - Directly related to incident
 - Copy of a bill – no duplicates please
 - Comply with insurance company's Third Party Liability requirements



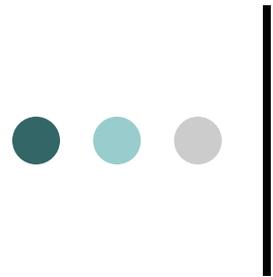
Assistance (cont.)

- Lost Earning

- Medical certificate
- Paystubs (tax returns if self employed)

- CVCC vs. Civil Suit vs. Restitution

- Civil suits are for money damages. Victim normally must hire an attorney
- Restitution is ordered by the court after a criminal conviction and there is not guarantee that the defendant can/will pay
- CVCC Compensation is not dependent on the prosecution of the case



Assistance (cont.)

○ Manage expectations

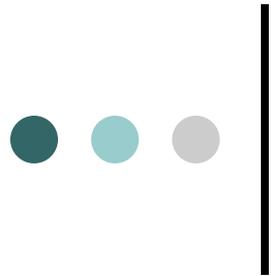
- Compensation takes time
- The Commission communicates in writing
- If no communication after 4-6 months, have them follow up
- There are no guarantees, all cases are decided on a case by case basis

○ Follow up

- Encouragement

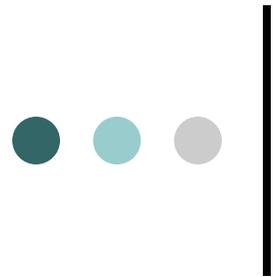


ODDS AND END



Translations

- Please attach a note stating the Applicant requests the documents be translated to the requested language.
 - Translations are done as quickly as possible but there will be a delay
- If an Applicant needs to speak to the Commission
 - If the Applicant has someone to translate for them, a three way call can be conducted
 - If not, the Commission can get an interpreter to translate the call for a date and time certain at least a week after the request for a translated conversation.



CONFIDENTIALITY

- Strict Confidentiality
 - HIPAA
 - Personal information
- Third Party Inquiries
 - Applicant must give express permission



APPLICATIONS

- Commission
 - Call 587-1143
 - www.hawaii.gov/cvcc
 - Cannot be submitted on-line
- Mail completed applications to:
 - 1136 Union Mall Suite 600
Honolulu, Hawai'i 96813



If you have any questions,
please do not hesitate to
call the Commission

THANK YOU!!