



Coverage for Forensic Costs for Immigrant Crime Victims: Medical Coverage and Services

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Coverage for Forensic Costs for Undocumented Immigrants - Medical Coverage and Services for Immigrants

Introduction

Recognizing the importance of having evidence to prosecute criminal actions against perpetrators of sexual assault and in light of the federal goal of encouraging states to bear the costs of forensic examinations that help the police locate and prosecute perpetrators of sexual assault, most states pay for forensic examinations necessary to prosecute the perpetrators of sexual assaults. In general, states require the victim to report the crime, sometimes within a specified period of time after the assault, and a majority of the states provide that the forensic examination must be for the purpose of gathering evidence for the prosecution of a crime. The immigration status of the victim is not relevant.

Generally, the victim who reports the sexual assault is not billed for the cost of the examination. Payment is made by the law enforcement agency, the county or the Victims' Compensation Board. In some states, the victim's insurance may be used for the examination. If the victim is billed for the examination, the state provides a mechanism for reimbursement.

In those jurisdictions with Sexual Assault Nurse Examiners, the victim can request that an examination be provided by a Sexual Assault Nurse Examiner at no cost to the victim, generally even if the victim does not report the crime.

In a fewer number of states, the victim does not need to report the crime to obtain an examination. The immigration status of the victim is not relevant in those states.

Victims must pay close attention to the requirements in the particular state in which they were assaulted, particularly the need to report the crime and the time period within which the crime must be reported, to avoid being billed for the forensic examination. A few states will pay the cost of an examination incurred by a resident who is assaulted in a different state when such state will not pay for the forensic examination.

There follows a summary of the federal law that encourages states to pay for forensic examinations and a chart that sets forth a state-by-state summary of the laws or procedures governing the provision of forensic examinations to victims of sexual assault.

Relevant Federal Laws

The Violence Against Women Act of 2004 created a grant program known as STOP (Service, Training, Officers, and Prosecutors) where states receive grants to develop and strengthen law enforcement and prosecution strategies to combat violent crimes against women. In order to receive STOP grants the state or local government must incur the full out-of-pocket cost of forensic medical exams for victims of sexual assault (see 42 U.S.C. §3796gg-4). A state or local government is deemed to assume the full out-of-pocket costs if it (1) provides such exams to the victim free of charge, (2) arranges for the victim to obtain the exam free of charge, or (3) reimburses the victim for the costs of the exam if (i) the reimbursement covers the full cost of the exam, (ii) the victim is permitted at least one year to apply for reimbursement, (iii) the victim is reimbursed within 90 days after written notification of the expense, and (iv) the victim is provided with notice at the time of the exam regarding how to obtain reimbursement.

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Alabama	<p>There are no eligibility restrictions based on immigration status.</p> <p>A report to the authorities must be made within 72 hours after the assault unless good cause for a later report is found. Ala. Admin. Code 262-X-11.01.</p>	<p>Victim compensation is governed by Ala. Code § 15-23. The law was passed in 1984 and has been amended several times. E.g., Alabama Crime Victims Compensation Commission ("ACVCC") Annual Report contains both the statutory provisions and the administrative code.</p> <p>Ala. Code § 15-23-8 provides that the "commission may award compensation for economic loss arising from criminally injurious conduct." In 1995, the law was modified to authorize the commission to "provide for the cost of medical examinations for the purpose of gathering evidence and treatment for preventing venereal disease in sexual abuse crimes and offenses." Ala. Code § 15-23-5 (24).</p> <p>The initial forensic examination and the expenses incurred for processing sexual assault evidence collection kits are eligible for coverage. Ala. Admin. Code 262-X-11.01.</p> <p>The examination costs include certain medications used as emergency contraception, such as Ovral or equivalent drug. Ala. Admin. Code 262-X-11.01.</p>	<p>The examination costs should be automatically charged to the Alabama Victims' Compensation Committee. Ala. Admin. Code 262-X-11.01.</p> <p>Exams Performed in Hospitals and Medical Clinics</p> <ul style="list-style-type: none"> Hospitals and medical clinics must submit the current version of an UB form, itemized bill, and medical records. Sexual assault examinations performed in a hospital or medical clinic will be reviewed to determine the reasonableness and eligibility of the charges. <p><i>Id.</i></p> <p>Exams Performed by a Sexual Assault Nurse Examiner (SANE).</p>	<p>A report to the authorities must be made within 72 hours after the assault unless good cause for a later report is found. Ala. Admin. Code 262-X-11.01.</p>

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		<p>Key terms are defined below:</p> <ul style="list-style-type: none"> • Sexual Assault Nurse Examiner: a registered nurse who has received specialized training or certification that qualifies him/her to conduct sexual assault examinations for adult and child victims of sexual assault for the purpose of gathering and preserving evidence for potential use in a criminal prosecution. A Sexual Assault Nurse Examiner may also administer prophylaxis against venereal disease. • Sexual Assault Examination: a physical examination performed by a registered nurse or physician in a hospital or medical clinic or a Sexual Assault Nurse Examiner in a SANE facility on adult and child victims of sexual assault for the purpose of gathering and preserving evidence for potential use in a criminal prosecution and the treatment and prevention of venereal disease. • Sexual Assault Nurse Examiner Fee: Fee paid for the professional services of a Sexual Assault Nurse Examiner. • SANE Facility: A community or hospital based program that provides for the collection and preservation of evidence in cases of sexual violence, as well as the treatment and prevention of venereal disease in a compassionate, victim-sensitive setting. • SANE Facility Fee: Fee paid for a SANE facility's cost of providing a sexual assault examination room which includes prorated (if the SANE facility is not the only program housed in the building) operating and 	<ul style="list-style-type: none"> • Each itemized bill or statement for a sexual assault examination will be considered for payment in the order that it is received. • Each itemized bill or statement will be reviewed for accuracy and any unsupported or ineligible charges will not be reimbursed. • Each itemized bill or statement must identify the International Classification of Diseases (ICD-9) code. • Each billed procedure, service or supply/medication must be itemized and include the appropriate Physicians' Current Procedural Terminology (CPT) code. • Each itemized bill or statement must include a copy of the completed Sexual Assault Information Form (AL102) that is included in the State of Alabama Collection Kit provided by the Alabama Department of Forensic Sciences or equivalent documentation. Alabama Department of Forensic Sciences provides collection kits free of charge and payment will not be provided for the kits. • Signed, written confirmation from an employee of the SANE 	

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		<p>overhead costs related to the SANE facility; administrative costs related to SANE facility; supplies for the sexual assault examination; equipment for the sexual assault examination; equipment maintenance; clothing for the victim; and any other expense directly related to providing a sexual assault examination and a sexual assault examination room. The SANE facility fee does not include any item contained in the <i>Sexual Assault Evidence Collection Kit</i> which is provided free of charge by the Alabama Department of Forensic Sciences.</p> <p><i>Id.</i></p> <p>For additional information, please contact:</p> <p>Crime Victims' Compensation Commission 800-541-9388</p> <p>The Office of Victim Services 800-826-7676</p>	<p>facility that the sexual assault was reported to the Department of Human Resources (DHR) or law enforcement must be provided in cases in which the victim is a minor. If confirmation is not received, the sexual assault examination will not be considered for payment.</p> <p><i>Id.</i></p>	
Alaska	<p>None required by statute.</p> <p>There are no eligibility restrictions based on immigration status.</p>	<p>Alaska law provides for "the costs of examination of the victim necessary for (1) collecting evidence using the sexual assault examination kit under AS 18.68.010 or otherwise; or (2) determining whether a sexual assault has occurred." AS. 18.68.040</p>	<p>No process required as billing is prohibited. AS 18.68.040 Sexual assault examination kits will be provided at no charge to health care providers. AS 18.68.010</p>	None required by statute.
Arizona	<p>None required by statute.</p> <p>There are no eligibility restrictions based on immigration status.</p>	<p>Arizona law provides that any medical expenses arising out of the need to secure evidence that a person has been the victim of a sexual assault shall be paid by the county in which the offense occurred. A.R.S. § 13-1414. Under this statute, counties reimburse costs of</p>	<p>Claims for examination costs are submitted to the county in which the offense occurred. The process varies depending on the county, and the nurse performing the examine should inform</p>	None specified by statute.

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		<p>the forensic examination; other costs (e.g., hospital exam charges) are not reimbursed and remain the responsibility, but may be recoverable under Arizona's Victim Compensation law.</p>	<p>the victim of that process. The victim is not billed for forensic examination charges.</p>	
Arkansas	<p>There are no eligibility restrictions based on immigration status.</p> <p>All victims shall be exempted from the payment of expenses incurred as a result of receiving a medical-legal examination provided the victim must receive the medical-legal examination within seventy-two (72) hours of the attack. Ark. Code Ann. § 12-12-403(b)(1)(A).</p> <p>However, the seventy-two-hour time limitation may be waived if the victim is a minor or if the Crime Victims Reparations Board finds that good cause exists for the failure to provide the exam within the required time. Ark. Code Ann. § 12-12-403(b)(1)(B).</p>	<p>Licensed emergency departments shall provide prompt, appropriate emergency medical-legal examinations for sexual assault victims, including a medical screening examination and treatment for any injuries requiring medical attention. Ark. Code Ann. §§ 12-12-402(b)(2)(B)(i), 403(a).</p> <p>This subsection does not require a victim of sexual assault to participate in the criminal justice system or to cooperate with law enforcement in order to be provided with a forensic medical exam or reimbursement for charges incurred on account of a forensic medical exam, or both. Ark. Code Ann. § 12-12-402(b)(A).</p> <p>"Appropriate emergency medical-legal examinations" means health care delivered with emphasis on the collection of evidence for the purpose of prosecution. It shall include, but not be limited to, the appropriate components contained in an evidence collection kit for sexual assault examination distributed by the Forensic DNA Section of the State Crime Laboratory. Ark. Code Ann. § 12-12-401(1).</p> <p>"Victim" means any person who has been a victim of any alleged sexual assault or incest as defined by Ark. Code Ann. § 5-14-101 et seq. and § 5-26-202. Ark. Code Ann. § 12-12-401(4).</p>	<p>A medical facility or licensed health care provider that performs a medical-legal examination shall submit a sexual assault reimbursement form, an itemized statement that meets the requirements of 45 C.F.R. § 164.512(d), as it existed on January 2, 2001, directly to the board for payment. The medical facility or licensed health care provider shall not submit any remaining balance after reimbursement by the board to the victim. Acceptance of payment of the expenses of the medical-legal examination by the board shall be considered payment in full and bars any legal action for collection. Ark. Code Ann. §§ 12-12-402(c)(1-3).</p> <p>The Crime Victims Reparations Board may reimburse any medical facility or licensed health care provider that provides the services outlined in this subchapter for the reasonable cost for such services. The board is empowered to prescribe minimum standards, rules, and regulations necessary to implement this subchapter. These shall include, but not be limited to, a cost ceiling for each claim and the determination of reasonable cost. Ark. Code Ann. §§ 12-12-401(a-b).</p>	<p>Any adult victim presented for medical treatment shall make the decision of whether or not the incident will be reported to a law enforcement agency. No medical facility or licensed health care provider may require an adult victim to report the incident in order to receive medical treatment. Evidence will be collected only with the permission of the victim. However, permission shall not be required when the victim is unconscious, mentally incapable of consent, or intoxicated. Ark. Code Ann. § 12-12-402(b)(1).</p> <p>Should an adult victim wish to report the incident to a law enforcement agency, the appropriate law enforcement agencies shall be contacted by the medical facility or licensed health care provider or the victim's designee. The victim shall</p>

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				<p>be given a medical screening examination by a qualified medical person as provided under the Emergency Medical Treatment and Active Labor Act, 42 U.S.C. § 1395dd, as in effect on January 1, 2001, if the victim arrives at the emergency department of a hospital, and the person shall be examined and treated and any injuries requiring medical attention will be treated in the standard manner. A medical-legal examination shall be conducted and specimens shall be collected for evidence. If a law enforcement agency has been contacted and with the permission of the victim, the evidence shall be turned over to the law enforcement officers when they arrive to assume responsibility for investigation of the incident. Ark. Code Ann. § 12-12-402(b)(2).</p> <p>Any victim under eighteen (18) years of age shall be examined and treated, and any injuries requiring medical attention shall be</p>

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				<p>treated in the standard manner. A medical-legal examination shall be performed, and specimens shall be collected for evidence. The reporting medical facility or licensed health care provider shall follow the procedures set forth in Subchapter 4 of the Child Maltreatment Act, § 12-18-101 et seq., regarding the reporting of injuries to victims under eighteen (18) years of age. The evidence shall be turned over to the law enforcement officers when they arrive to assume responsibility for investigation of the incident. Ark. Code Ann. § 12-12-402(c).</p>
California	<p>There are no eligibility restrictions based on immigration status.</p> <p>There is no specific time period within which the assault must be reported.</p> <p>A victim of a sexual assault is entitled to receive a medical examination for the purpose of gathering evidence for possible</p>	<p>Any victim of a sexual assault who seeks a medical evidentiary examination, as that term is used in Cal. Penal Code § 13823.93, shall be provided with a medical evidentiary examination. No victim of a sexual assault shall be required to participate or to agree to participate in the criminal justice system, either prior to the examination or at any other time. Cal. Penal Code § 13823.95(b).</p> <p>The physical examination consists of inspection of body, clothes, for injuries or foreign materials, examination of mouth, vagina, cervix, penis, anus and rectum as required, and documentation of injuries. Cal. Penal Code § 13823.11(f).</p>	<p>No costs incurred by a qualified health care professional, hospital, or other emergency medical facility for the medical evidentiary examination portion of the examination of the victim of a sexual assault, when the examination is performed pursuant to Cal. Penal Code §§ 13823.5 and 13823.5, shall be charged directly or indirectly to the victim of the assault. Cal. Penal Code § 13823.95(a).</p> <p>All costs related to the exam are treated as local costs and charged to the local</p>	<p>A victim is to be informed that he or she may refuse to consent to a physical examination for evidence of a sexual assault, including collection of physical evidence, and that a refusal is not a ground for denial of treatment for injuries and for possible pregnancy and STDs, if the person wishes to obtain such treatment. Cal. Penal Code § 13823.11(c), and California</p>

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	<p>prosecution of the assailant.</p> <p>The victim can obtain such an exam at no cost regardless of her immigration status.</p> <p>Cal. Penal Code § 13823.95.</p> <p>For more information see: California Attorney General's Office Women's Rights Handbook, Chapter 7.</p>	<p>Collection of evidence includes, collection of clothing worn during assault, foreign materials, swabs and slides from mouth, vagina, rectum and penis, the victim's blood and urine samples for toxicology purposes, reference specimens, baseline gonorrhea culture, syphilis serology and specimens for a pregnancy test.</p> <p>Cal. Penal Code §13823.11(g).</p> <p>Post-coital contraception shall be offered to a female victim of sexual assault, and provided to the victim if she requests it.</p> <p>Cal. Penal Code § 13823.11(e), and California Attorney General's Office Women's Rights Handbook, Chapter 7.</p>	<p>governmental agency in whose jurisdiction the offense was committed. Health care providers must submit bills for the examination costs to the law enforcement agency in the jurisdiction in which the alleged offense was committed.</p> <p>Cal. Penal Code §§ 13823.95(c-d).</p>	<p>Attorney General's Office Women's Rights Handbook, Chapter 7.</p>
Colorado	<p>There are no eligibility restrictions based on immigration status.</p> <p>Colo. Rev. Stat. § 18-3-407.5.</p>	<p>The statute covers all costs associated with a forensic evidence exam for a victim who chooses to report the assault to the law enforcement agency.</p> <p>Colo. Rev. Stat. §§ 18-3-407.5(1).</p> <p>Medical reporting victims are individuals who choose to not report the assault to law enforcement at the time of receiving medical care and may be eligible to receive financial assistance from Colorado Sexual Assault Victim Emergency Payment Program.</p> <p>Forensic evidence must be collected if a victim of an alleged sexual assault requests it to be collected.</p> <p>Colo. Rev. Stat. § 24-33.5-113(1)(b)(I).</p> <p>Law enforcement and medical personnel shall not, for any reason, discourage a victim of an alleged sexual assault from receiving a forensic medical examination.</p> <p>Colo. Rev. Stat. § 24-33.5-113(2).</p>	<p>A victim of a sexual offense shall not bear the cost of a forensic medical examination that includes the collection of evidence that is used for the purpose of evidence collection even if the victim does not want to participate in the criminal justice system or otherwise cooperate with the law enforcement agency, prosecuting officer, or other government official. The division of criminal justice in the department of public safety shall pay the cost of the examination.</p> <p>Colo. Rev. Stat. §§ 18-3-407.5(1), (3)(b).</p> <p>Medical reporting victims, victims initially choosing to not report the assault to law enforcement at the time of receiving medical care, can receive some financial assistance from the Colorado</p>	<p>A law enforcement agency shall conduct the examination only with the victim's written informed consent. Consent shall not be considered informed unless the law enforcement agency informs the victim in writing of the victim's right to refuse to submit to the examination. In addition, the law enforcement agency shall orally provide to the victim information about the potential uses of the results of the examination.</p> <p>Colo. Rev. Stat. § 18-3-407.5(2).</p> <p>Medical forensic evidence</p>

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			<p>Sexual Assault Victim Emergency Payment Program. The SAVE program covers some of a sexual assault victim's expenses up to a cap of \$3,000. These expenses may include the cost of receiving a medical forensic exam (MFE), medical expenses more generally, and evidence collection. The Colorado Division of Criminal Justice (DCJ) is the designated administrator of the SAVE program. Colo. Rev. Stat. §18-3-407.7.</p>	<p>associated with a medical report submitted pursuant to Colo. Rev. Stat. § 12-36-135, when the victim has consented to evidence testing, shall be submitted to the Colorado bureau of investigation or another laboratory and tested, pursuant to Colo. Rev. Stat. § 24-33.5-113, regardless of whether the victim has chosen to participate in the criminal justice system. Colo. Rev. Stat. § 18-3-407.5(3)(d).</p>
Connecticut	<p>There are no eligibility restrictions based on immigration status. Conn. Gen. Stat. Ann. § 19a-112a.</p>	<p>The Forensic Sex Evidence Exams account in the Judicial Department covers the cost of examination of a victim of sexual assault, when such examination is performed for the purpose of gathering evidence as prescribed in the protocol, including the costs of testing for pregnancy and sexually transmitted diseases and the costs of prophylactic treatment as provided in the protocol. No costs incurred for a medical forensic assessment interview conducted by a health care facility or provider or by an examiner working in conjunction with a multidisciplinary team established pursuant to section 17a-106a or with a child advocacy center, shall be charged directly or indirectly to such victim. Conn. Gen. Stat. Ann. § 19a-112a(e)(1). When the examination is performed for the purpose of gathering evidence, the costs of testing for pregnancy and sexually transmitted diseases and the costs of prophylactic treatment as provided in the protocol are also covered by the Forensic Sex Evidence Exams</p>	<p>No costs incurred for a medical forensic assessment interview conducted by a health care facility or provider or by an examiner working in conjunction with a multidisciplinary team established pursuant to Conn. Gen. Stat. Ann. § 17a-106a or with a child advocacy center, shall be charged directly or indirectly to such victim. Instead the costs shall be directly charged to the Forensic Sex Evidence Exams account in the Judicial Department. Conn. Gen. Stat. Ann. § 19a-112a(e)(1). No costs incurred by a health care facility for any toxicology screening of a victim of sexual assault, when such screening is performed as prescribed in the protocol, shall be charged directly or indirectly to such victim. Any such costs</p>	<p>The health care facility must obtain the consent of the victim before collecting sexual assault evidence. Within ten days after the collection of the evidence, the police department shall transfer the evidence, to the Division of Scientific Services within the Department of Emergency Services and Public Protection or the Federal Bureau of Investigation laboratory. If the evidence is transferred to the division, the division shall analyze the evidence not later than sixty days after the collection of the</p>

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		<p>account in the Judicial Department. Conn. Gen. Stat. Ann. § 19a-112a(e)(1).</p> <p>For additional information, please contact: The Office of Victim Services Sexual Assault Forensic Examiners Program 800-822-8428</p>	<p>shall be charged to the Division of Scientific Services within the Department of Emergency Services and Public Protection. Conn. Gen. Stat. Ann. § 19a-112a(e)(2).</p>	<p>evidence or, if the victim chose to remain anonymous and not report the sexual assault to the police department at the time of collection, shall hold the evidence for at least five years after the collection of the evidence. Conn. Gen. Stat. Ann. § 19a-112a(d).</p>
Delaware	<p>There are no eligibility restrictions based on immigration status.</p> <p>A sexual assault victim is not responsible for filing a claim with the Victims' Compensation Assistance Program for coverage of a forensic medical examination. However, claimants seeking other types of compensation under Delaware law are subject to certain eligibility standards. Persons who are victims of crimes committed on January 1, 1975 or thereafter within the state of Delaware, regardless of whether such persons are residents or nonresidents of Delaware, and all Delaware residents and domiciliary</p>	<p>The cost of a forensic medical examination done for the purpose of gathering evidence that can be used in the prosecution of a sexual offense may be paid from the Victim Compensation Fund. Del. Code Ann. Tit. 11, § 9023(a). Hospitals and health care professionals must provide forensic medical examinations free of charge to the victims of sexual offenses. Del. Code Ann. Tit. 11, § 9023(c). However, a hospital or health care professional that performs a forensic medical examination must seek reimbursement for the examination from the patient's insurance carrier, including Medicaid and Medicare, if available. Id. If insurance is unavailable, or does not cover the full costs of the forensic medical examination, the service provider may seek reimbursement from the Compensation Fund. The Victims' Compensation Assistance Program shall authorize the repayment for reasonable expenses incurred during the forensic medical examination, which reimbursement shall not exceed a maximum amount to be determined by the Victims' Compensation Assistance Program. Id. If the hospital or health-care professional has recovered from insurance, the Victims' Compensation Assistance Program shall only provide compensation sufficient to total the maximum amount provided for in its rules and</p>	<p>The victim is not responsible for applying for the cost of the forensic medical examination.</p>	<p>The statute does not reference notice or recordkeeping requirements.</p>

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	<p>who are victims of terrorist acts are eligible to receive compensation. Del. Code Ann. Tit. 11, § 9021. In addition, a person whose domicile is in Delaware and who is the victim (or secondary victim) of a violent crime which occurs in another state, possession or territory of the U.S. may apply for compensation if the crimes would be compensable had they occurred in Delaware and the crimes occurred in states, possessions or territories of the U.S. that do not have eligible crime victim compensation programs that provide benefits equal to the benefits provided pursuant to Delaware law. Del. Code Ann. Tit. 11, § 9009(9). Generally speaking, claimants (but remember, a sexual assault victim is not responsible for filing a claim with the Victims' Compensation Assistance Program for coverage of a forensic medical examination) must have reported the crime to a law enforcement agency within</p>	<p>regulations. Id.</p> <p>The term "forensic medical examination" is defined as follows:</p> <p>medical diagnostic procedures examining for physical trauma, and determining penetration, force or lack of consent. The cost of the examination shall include collecting all evidence as called for in the sexual offense evidence collection kits and may include any of the following, if done as part of the forensic medical examination:</p> <ol style="list-style-type: none"> (1) Physician's fees for the collection of the patient history, physical, collection of specimens and treatment for the prevention of venereal disease, including one return follow-up visit; (2) Emergency department expenses, including emergency room fees and cost of pelvic tray; and (3) Laboratory expenses for wet mount for sperm, swabs for acid phosphates and ABH antigen; blood typing, serology for syphilis and Hepatitis B; cultures for gonorrhea, chlamydia, trichomonas and other sexually transmitted diseases; pregnancy testing; urinalysis; and any other laboratory test needed to collect evidence that could be used in the prosecution of the offense. <p>Del. Code Ann. Tit. 11, § 9023(b).</p>		

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	<p>72 hours of its occurrence unless:</p> <ul style="list-style-type: none"> • The crime has been reported to an appropriate governmental agency, such as child and/or adult protective services or the Family Court; • The claimant can provide a protection from abuse order; • The claimant has cooperated with law enforcement or an appropriate government agency in cases of crimes involving domestic violence, sexual assault or abuse; or • Where the Victims' Compensation Assistance Program in its discretion determines that the circumstances of the crime render this 			

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	<p>requirement unreasonable. Del. Code Ann. Tit. 11, § 9010(a)(5).</p>			
District of Columbia	<p>None established by the statute.</p> <p>There are no eligibility restrictions based on immigration status.</p> <p>According to the District of Columbia Sexual Assault Response Team website, Sexual Assault Nurse Examiner (SANE) exams are not standard if more than 96 hours have elapsed since the sexual assault. http://dcsart.org/programs-services/acute-response/faqs/</p>	<p>The hospital shall not bill a sexual assault victim for costs associated with the administration of a sexual assault forensic examination kit or for the kit itself.</p> <p>D.C. Code § 4-561.03.</p> <p>A "sexual assault victim" is defined as "an individual 18 years of age or older against whom sexual assault has been committed or is alleged to have been committed."</p> <p>D.C. Code § 4-561.01(11)</p> <p>According to the website for DC Forensic Nurse Examiners, a free exam is available at MedStar Washington Hospital Center for victims 13 and older where the sexual assault occurred within the last 96 hours in DC. No police report or proof of citizenship is required. http://dcforensicnurses.org/services/sexual-assault/ (accessed on October 19, 2016)</p> <p>All hospitals that provide emergency care to victims of sexual assault shall:</p> <ol style="list-style-type: none"> (1) Provide each victim of sexual assault written information developed pursuant to § 7-2122; (2) Provide each victim of sexual assault an oral explanation of the written information distributed pursuant to paragraph (1) of this section; (3) Orally inform each victim of sexual assault in a language he or she understands of the option to be 	None established by statute.	<p>Upon request by the sexual assault victim, the Metropolitan Police Department shall inform the victim of the toxicology results and findings of his or her sexual assault forensic kit examination. Certain restrictions apply.</p> <p>D.C. Code § 23-1910.</p>

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		<p>provided by the hospital prophylactic antibiotics for the treatment of sexually transmitted diseases and emergency contraception for the prevention of pregnancy; and (4) Consistent with accepted medical practice and protocols, immediately provide prophylactic antibiotics for the treatment of sexually transmitted diseases and emergency contraception for the prevention of pregnancy to each victim of sexual assault, if the victim requests it and if the requested treatment is not medically contraindicated.</p> <p>D.C. Code § 7-2123</p> <p>According to the District of Columbia Sexual Assault Response Team website, "pregnancy prevention medication" is provided free of charge as part of forensic exams. http://dcsart.org/programmes-services/medical/ (accessed on October 19, 2016)</p> <p>Additional information from the District of Columbia Sexual Assault Response Team can be found at http://dcsart.org/programmes-services/acute-response/ (accessed on October 19, 2016)</p>		
Florida	<p>There are no eligibility restrictions based on immigration status.</p> <p>To be eligible, the person seeking a forensic physical examination must be a "victim", which is defined by Florida statute to mean: (a) A person who suffers personal physical injury or death as a direct result of a</p>	<p>Under Florida law, a medical provider who performs an initial forensic physical examination may not bill a victim (or the victim's parent or guardian if the victim is a minor) directly or indirectly for that examination. Fla. Stat. Ann. § 960.28(1) (2010). Instead, the Crime Victims' Services Office of the Department of Legal Affairs must pay for medical expenses connected with an initial forensic physical examination of a victim of sexual battery or a lewd or lascivious offense, regardless of whether the victim is covered by health or disability insurance and whether the victim participates in the criminal justice system or cooperates with law</p>	The victim is not responsible for applying for the cost of the forensic physical examination.	Information received or maintained by the department identifying an alleged victim who seeks payment of medical expenses under this section is confidential and exempt from the provisions of Section 119.07(1), the public records statute. Fla. Stat. Ann. § 960.28(4) (2010).

Jurisdiction	Eligibility (Income, Residency or Time Period Requirements)	Coverage (What services are covered? How are key terms defined?)	Application Process	Notice/Recordkeeping Requirements
	<p>crime;</p> <p>(b) A person younger than 18 years of age who was present at the scene of a crime, saw or heard the crime, and suffered a psychiatric or psychological injury because of the crime but who was not physically injured;</p> <p>(c) A person younger than 18 years of age who was the victim of a felony or misdemeanor offense of child abuse that resulted in a mental injury (as defined by s. 827.03 – abuse, aggravated abuse, and neglect of a child) but who was not physically injured; or</p> <p>(d) A person against whom a forcible felony was committed and who suffers a psychiatric or psychological injury as a direct result of that crime but who does not otherwise sustain a personal physical injury or death. Fla. Stat. Ann. § 960.03 (2015).</p>	<p>enforcement. Fla. Stat. Ann. § 960.28(2) (2010). The payment must not exceed \$500 with respect to any violation and is limited to medical expenses connected with the initial forensic physical examination. Id.</p>		
Georgia	<p>The crime must have occurred in Georgia on or after July 1, 2011, otherwise the appropriate</p>	<p>Two chapters of Georgia’s criminal procedure law govern the cost of forensic medical examinations, and there are two definitions of such term. The first definition is used in the context of the statute that</p>	<p>The victim is not responsible for applying for reimbursement. Rather, the medical provider must bill directly the</p>	<p>The statute does not reference notice or recordkeeping requirements in relation to forensic</p>

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	<p>law enforcement agency must be billed. The Georgia Crime Victims Compensation Program will pay for exams performed in another state as long as the provider meets the state's criteria.</p> <p>https://cjcc.georgia.gov/sites/cjcc.georgia.gov/files/related_files/site_page/FME%20Policy%20and%20Procedures%20Rev%205.13.pdf</p>	<p>prohibits a victim from paying for a forensic medical examination and the second definition is used in the new victim compensation statute, enacted in 2014.</p> <p>(1) "Forensic medical examination" means an examination by a health care provider of a person who is a victim of a sexual assault. Such examination shall include a physical examination, documentation of biological and physical findings, and collection of physical evidence from the victim.</p> <p>(2) "Investigating law enforcement agency" means the law enforcement agency responsible for the investigation of the alleged sexual assault.</p> <p>(3) "Sexual assault" means rape, sodomy, aggravated sodomy, statutory rape, child molestation, aggravated child molestation, sexual assault against a person in custody, sexual assault against a person detained in a hospital or other institution, sexual assault by a practitioner of psychotherapy against a patient, incest, bestiality, sexual battery, and aggravated sexual battery as those terms and offenses are set forth and defined in Chapter 6 of Title 16. Ga. Code Ann. § 17-5-70 (West 2008).</p> <p>"Forensic medical examination" means an examination provided to a person pursuant to subsection (c) of Code Section 16-6-1 [i.e., victim of rape] or subsection (c) of Code Section 16-6-2 [i.e., victim of forcible sodomy] by trained medical personnel in order to gather evidence. Such examination shall include, but shall not be limited to:</p> <p>(A) An examination for physical trauma; (B) A determination as to the nature and extent of the physical trauma;</p>	<p>Georgia Crime Victims Compensation Program by submitting a specific form.</p>	<p>medical examination cost coverage.</p>

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		<p>(C) A patient interview; (D) Collection and evaluation of the evidence collected; and (E) Any additional testing deemed necessary by the examiner in order to collect evidence and provide treatment. Ga. Code Ann. § 17-15-2(6) (West 2014).</p>		
Guam	<p>There are no eligibility restrictions based on immigration status.</p> <p>Any person who is injured or killed by another person's criminal act or omission that occurs within the criminal jurisdiction of Guam is eligible for compensation. 8 Guam Code Ann. 161.50(a) (2004).</p> <p>Residents of Guam who are victims of crimes that occurred outside of Guam are still eligible for compensation as if the crime occurred within Guam "upon a showing that the state, territory, country or political subdivision of a country in which the crime occurred does not have a crime victim's compensation law which covers the injury or death suffered by the</p>	<p>The Criminal Injuries Compensation Commission "may appoint an impartial licensed physician to examine any person making application under this Chapter, and the fees for the examination shall be paid from funds appropriated for expenses of administration." 8 Guam Code Ann. 161.35 (2004).</p>	<p>It appears that the Criminal Injuries Compensation Commission holds hearings to determine whether to provide compensation to an applicant. (See below provision from the code.) The statute does not provide more detailed information, and more detailed information could not be found online.</p> <p>The statute reads:</p> <p>"Upon an application made to the Commission under this Chapter, the Commission shall fix a time and place for a hearing on such application and shall cause notice thereof to be given to the applicant. The Commission may hold such hearings, sit and act at such times and places, and take such testimony as the Commission may deem advisable. Any three (3) members shall constitute a quorum. The concurring vote of three (3) members shall be necessary to take any action. Any member of the Commission may administer oaths or affirmations to witnesses appearing before the Commission. The Commission shall have such powers of subpoena and compulsion of attendance of witnesses</p>	<p>The statute does not reference notice or recordkeeping requirements.</p>

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	resident." 8 Guam Code Ann. 161.50(f) (2004).		and production of documents and of examination of witnesses as are conferred upon the Superior Court. Subpoena shall be issued under the signature of the Chairman. The Superior Court may, upon the application of the Commission, enforce the attendance and testimony of any witness and the production of any documents so subpoenaed. Subpoena and witness fees and mileage shall be the same as in criminal cases in the Superior Court, and shall be payable from funds appropriated for expenses of administration." 8 Guam Code Ann. 161.25 (2004).	
Hawaii	<p>There are no eligibility restrictions based on immigration status.</p> <p>For the CVCC to provide compensation, Hawaii Administrative Rules require that the incident must be reported within 72 hours unless there is "good cause" for delay. Haw. A.D.C. 23-605-6 (2001).</p> <p>“Good cause” means a determination that the applicant was unable to file an application within 18 months after the date of the incident or report the incident to the police without undue delay due to</p>	<p>The statute provides that the CVCC may order compensation for "hospital, medical, funeral, or burial expenses" directly to the person who has provided such services. Haw. Rev. Stat. 351-61 (1998). However, the statute also provides that the CVCC must deduct amounts or benefits received from any source, from public or private funds. Haw. Rev. Stat. 351-63 (1998). Therefore, the victim would not necessarily apply for compensation as long as the victim was not charged for out of pocket expenses in relation to the forensic medical examination.</p> <p>In November 2016, CVCC staff explained that their agency does not pay for forensic medical examinations but, rather, each county administers programs differently. Staff at the Sexual Abuse Treatment Centers (SATC) elaborated, explaining that Hawaii and Kaua’i counties pay for forensic medical examinations through VAWA funds provided to police departments. Although staff could not recall how Maui County operates (and did not reference Kalawao county), staff</p>	<p>The application must be received within 18 months of the crime, as follows:</p> <p>Submit your application to the Commission within 18 months of the crime date. Applications will only be accepted after 18 months if there is a good cause letter from a physician or therapist.</p> <p>Submit the following:</p> <ul style="list-style-type: none"> • The original signed Application Form. • The original signed Authorization to Release Medical/Mental Health Treatment Information Form for each treatment provider. • Proof to substantiate your claim (bills, receipts, insurance 	N/A

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	<p>a mental, physical or legal impairment. Good cause may not be established by ignorance of the law, incarceration, or negligent failure to ascertain the facts giving rise to a claim. Haw. A.D.C. 23-605-2 (2001).</p> <p>Nonresidents are not eligible for compensation unless the crime falls within Hawaii's jurisdiction. The statute applies to crime victims; the term "victim" includes:</p> <p>(1) A person who is injured or killed by any act or omission of any other person coming within the criminal jurisdiction of Hawaii;</p> <p>(2) Any resident of Hawaii who is injured or killed in another state by an act or omission of another person; and</p> <p>(3) A person who is a resident of Hawaii who is injured or killed by an act of terrorism that occurs outside of the U.S. Haw. Rev. Stat. 351-2 (2000).</p>	<p>explained that in Honolulu, the city and county government provides grants to pay for forensic medical examinations. The examinations are performed in conjunction with a program of Kapi'olani Medical Center (which underwrites a portion of the costs). Staff further provided that victims should never be charged for forensic medical examinations, nor should they be charged for out of pocket expenses. Staff provided that VAWA funds or county and city funds paid for the examinations but if further treatment was needed in the future, insurance or public aid would be used.</p>	<p>statements, and medical records).</p> <ul style="list-style-type: none"> • If you are making a claim for lost wages, completely fill out and sign the Authorization to Release Employment Information Form and submit it to your employer. • Submit proof to substantiate your claim for lost wages (pay stubs, Income Tax returns if self-employed, and a medical disability certificate) to the Commission. <p>You can also download the complete application packet with all forms here: Complete Application Packet.</p>	

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	<p>A resident includes individuals who intend to permanently reside in Hawaii, have a permanent abode in Hawaii, are students at any institution of learning and claimed as a dependent of a Hawaii resident, files a Hawaii income tax return, or is registered to vote in Hawaii. Haw. Rev. Stat. 351-2 (2000).</p> <p>The Administrative Rules explicitly incorporate a nondiscrimination statement, which reads: "It is the policy of the crime victim compensation commission that no person shall, on the grounds of race, color, religion, sex, national origin, age, handicap, sexual orientation, marital status or political affiliation be excluded from participation in or be subjected to discrimination when making a claim for compensation. Haw. A.D.C. 23-605-3 (2001).</p>			

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Idaho	<p>There are no eligibility restrictions based on immigration status.</p> <p>Sexual Assault Examination Reimbursement Requirements; reimbursement will be made ONLY when the following conditions are met:</p> <ul style="list-style-type: none"> • The crime was committed in Idaho. • The sexual assault examination was performed at a licensed medical facility and by a practitioner who has been trained to gather the forensic evidence. • Third-party payment sources must pay prior to the program. Examples of these sources include: private health insurance, Medicaid, Indian Health Services, TriCare, and any 	<p>Coverage applies after collateral sources have been exhausted. The term “collateral source” is defined by statute as follows:</p> <p>“Collateral source” means a source of benefits, other than welfare benefits, or advantages for economic loss otherwise compensable under this chapter which the claimant has received or which is readily available to him from:</p> <p>(a) The offender;</p> <p>(b) The government of the United States or a ny agency thereof, a state or any of its political subdivisions, or an instrumentality of two (2) or more states, unless the law providing for the benefits or advantages makes them excess or secondary to benefits under this chapter;</p> <p>(c) Social security, medicare, and medicaid;</p> <p>(d) Worker’s compensation;</p> <p>(e) Wage continuation programs of any employer;</p> <p>(f) Proceeds of a contract of insurance payable to the claimant for loss which was sustained because of the criminally injurious conduct; or</p> <p>(g) A contract, including an insurance contract, providing hospital and other health care services or benefits for disability. Any such contract in this state may not provide that benefits under this chapter shall be a substitute for benefits under the contract or that the contract is a secondary source of benefits and benefits under this chapter are a primary source. Idaho Code Ann. § 72-1003(2).</p>	<p>After third-party payment sources are exhausted, the Sexual Assault Examination Reimbursement Form must be signed by the victim, parent, or legal guardian of a minor victim.</p> <p>The form is available here: https://crimevictimcomp.idaho.gov/forms/cv_SAE_reimbursement_2012.pdf and on the Idaho Crime Victims Compensation Program website: https://crimevictimcomp.idaho.gov/sae.html.</p>	<p>The Idaho Crime Victims Compensation Commission is under a duty to keep records:</p> <p>Public inspection and disclosure of commission's records</p> <p>The information and records the commission maintains in its possession in the administration of this chapter shall be kept confidential and are exempt from public disclosure under chapter 1, title 74, Idaho Code, provided however:</p> <p>(1) During the commission's regular office hours any claimant, or his attorney or authorized representative, may examine all files maintained by the commission in connection with his application for compensation;</p> <p>(2) Upon an adequate showing to the court in a separate civil or criminal action that the specific information or records are not obtainable through</p>

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	<p>other source that provides payment for medical services.</p> <ul style="list-style-type: none"> • The Sexual Assault Examination Reimbursement Form must be signed by the victim, parent, or legal guardian of a minor victim. • The billing for the sexual assault examination must include the following documentation: completed itemized billing (HCFA or UB 04 form); completed Sexual Assault Examination Reimbursement Form; insurance explanation of benefits (EOB); and medical records. • Sexual Assault Examinations will be reimbursed based on rates established under 			<p>diligent effort from any independent source, the court may inspect such records in camera to determine whether the public interest in disclosing the records outweighs the public or private interest in maintaining the confidentiality of such records;</p> <p>(3) Information and records maintained by the commission may be disclosed to public employees and officials in the performance of their official duties; and</p> <p>(4) Information and records maintained by the commission may be disclosed to health care providers who are:</p> <p>(a) Treating or examining victims claiming benefits under this chapter; or (b) Giving medical advice to the commission regarding any claim.</p> <p>§ 72-1007 (2015).</p>

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	<p>the CVCP Medical Fee Schedule. Victims should not be charged for the cost of the exam.</p>			
Illinois	<p>There are no eligibility restrictions based on immigration status.</p> <p>The statute does not appear to restrict services, except that follow-up healthcare services are only available within 90 days of the initial visit to the hospital for emergency services.</p>	<p>Hospitals with state-approved plans “must develop a protocol that ensures that each survivor of sexual assault will receive medically and factually accurate and written and oral information about emergency contraception; the indications and counter-indications and risks associated with the use of emergency contraception; and a description of how and when victims may be provided emergency contraception upon the written order of a physician licensed to practice medicine in all its branches, a licensed advanced practice nurse, or a licensed physician assistant.” 410 Ill. Comp. Stat. 70/2.2(b) (2008).</p> <p>Section 1a of the statute provides definitions used throughout the statute. For our purposes, the following definitions are relevant:</p> <p>"Emergency contraception" means medication as approved by the federal Food and Drug Administration (FDA) that can significantly reduce the risk of pregnancy if taken within 72 hours after sexual assault.</p> <p>"Follow-up healthcare" means healthcare services related to a sexual assault, including laboratory services and pharmacy services, rendered within 90 days of the initial visit for hospital emergency services.</p> <p>"Forensic services" means the collection of evidence pursuant to a statewide sexual assault evidence</p>	<p>The hospital, not the sexual assault survivor, is responsible for applying for reimbursement. A hospital, health care professional, ambulance provider, laboratory, or pharmacy (“Healthcare Provider”) must bill the Department of Healthcare and Family Services or the appropriate Medicaid managed care organization if the victim is eligible under the Illinois Public Aid Code for medical assistance. Otherwise, the Healthcare Provider must bill the victim’s health insurance company or public or private health coverage program. If the victim is not eligible for any of the above benefits, or if the victim presents a voucher for follow-up care, the Healthcare Provider must submit a request for reimbursement to the Illinois Sexual Assault Emergency Treatment Program under the Department of Healthcare and Family Services. 410 Ill. Comp. Stat. 70/7 (2016). A Healthcare Provider is prohibited from billing any portion of the costs of the services transportation, or medications to the sexual assault survivor. 410 Ill. Comp. Stat. 70/7.5 (2016). However, a Healthcare Provider may bill the sexual</p>	<p>Hospitals are required to maintain records of the results of a forensic medical examination. 410 Ill. Comp. Stat. 70/5(a)(1).</p> <p>Hospitals that treat sexual assault survivors must provide written notice to such survivors; the notice must include: (1) a statement that the sexual assault survivor should not be directly billed by any ambulance provider providing transportation services, or by any hospital, health care professional, laboratory, or pharmacy for the services the sexual assault survivor received as an outpatient at the hospital; (2) a statement that a sexual assault survivor who is admitted to a hospital may be billed for inpatient services provided by a hospital, health care professional, laboratory, or</p>

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		<p>collection program administered by the Department of State Police, using the Illinois State Police Sexual Assault Evidence Collection Kit.</p> <p>"Sexual assault" means an act of nonconsensual sexual conduct or sexual penetration, as defined in Section 11-0.1 of the Criminal Code of 2012, including, without limitation, acts prohibited under Sections 11-1.20 through 11-1.60 of the Criminal Code of 2012.</p> <p>"Sexual assault survivor" means a person who presents for hospital emergency services in relation to injuries or trauma resulting from a sexual assault.</p> <p>"Voucher" means a document generated by a hospital at the time the sexual assault survivor receives hospital emergency and forensic services that a sexual assault survivor may present to providers for follow-up healthcare. 410 ILCS 70/1a (2017).</p>	<p>assault survivor or any applicable health insurance or coverage for inpatient services. 410 Ill. Comp. Stat. 70/7(b) (2016).</p> <p>Hospitals issue vouchers to sexual assault survivors that are eligible to receive a voucher; the voucher allows the sexual assault survivor to receive certain kinds of follow-up healthcare for 90 days following the initial visit to the hospital. 410 Ill. Comp. Stat. 70/5.5(b) (2015).</p>	<p>pharmacy; (3) a statement that prior to leaving the emergency department of the treating facility, the hospital will give the sexual assault survivor a voucher for follow-up healthcare if the sexual assault survivor is eligible to receive a voucher; (4) the definition of "follow-up healthcare" as set forth in Section 1a of this Act; (5) a phone number the sexual assault survivor may call should the sexual assault survivor receive a bill from the hospital for hospital emergency services and forensic services; (6) the toll-free phone number of the Office of the Illinois Attorney General, Crime Victim Services Division, which the sexual assault survivor may call should the sexual assault survivor receive a bill from an ambulance provider, a health care professional, a laboratory, or a pharmacy. 410 Ill. Comp. Stat. 70/7.5 (c) (2016).</p>
Indiana	There are no eligibility restrictions based on immigration status.	<p>"Additional forensic services" for purposes of 16-21-8 means:</p> <ul style="list-style-type: none"> Initial pregnancy and STD testing related to an 	When a provider provides forensic medical exams and additional forensic services to a victim, the provider shall furnish the services without charge. The	After a hospital notifies law enforcement about the medical examination, law enforcement must keep the

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	<p>The victim services division of the Indiana criminal justice institute must award compensation or reimbursement for forensic medical exams, but not for “additional forensic services” unless the following conditions are met: (1) The victim is at least 18 years of age. (2) If the victim is less than 18 years of age, a report of the sex crime must be made to child protective services or a law enforcement officer. (3) The sex crime occurred in Indiana. Ind. Code Ann. § 16-21-8-5 (2007).</p>	<p>alleged sex crime.</p> <ul style="list-style-type: none"> · Prophylactic medication related to pregnancy, pregnancy testing, or STD testing. However, this does not include HIV prophylactic medication that may be paid at the discretion of the victim services division of the Indiana criminal justice institute. · Alcohol and drug testing · Syphilis testing up to 90 days after an alleged sex crime · Pregnancy testing up to 30 days after an alleged sex crime · Mental health counseling concerning problems directly related to an alleged sex crime <p>Ind. Code Ann. § 16-18-2-1.8 (2006).</p> <p>The following crimes are considered sex crimes:</p> <ol style="list-style-type: none"> (1) Rape (IC 35-42-4-1). (2) Criminal deviate conduct (IC 35-42-4-2) (repealed). (3) Child molesting (IC 35-42-4-3). (4) Vicarious sexual gratification (IC 35-42-4-5). (5) Sexual battery (IC 35-42-4-8). (6) Sexual misconduct with a minor (IC 35-42-4-9). (7) Child solicitation (IC 35-42-4-6). (8) Child seduction (IC 35-42-4-7). (9) Incest (IC 35-46-1-3). <p>Ind. Code Ann. § 16-21-8-1(b) (2014).</p>	<p>victim services division of the Indiana criminal justice institute will reimburse providers. Ind. Code Ann. § 16-21-8-6 (2007).</p>	<p>sample in secured storage until the earlier of (1) one year after the date the sample is placed in secured storage; and (2) the victim reports the sex crime to law enforcement and the sample is transported to the crime lab for investigation and use as evidence. The Indiana victim services division of the Indiana criminal justice institute must notify the victim that the sample will be removed from secured storage and may be destroyed if the victim does not report the sex crime to law enforcement before the dates above.</p> <p>The notice the division is required to provide a victim must be sent: (1) by first class mail to the individual's last known address; (2) by electronic mail to the individual's last known electronic mail address; and (3) six (6) months and thirty (30) days before the sample is removed from secured storage in accordance with the dates above.</p>

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				Ind. Code Ann. § 16-21-8-10 (2007).
Iowa	<p>None required by statute.</p> <p>There are no eligibility restrictions based on immigration status.</p>	<ul style="list-style-type: none"> Sexual assault examination (physician/examiner fee, medical facility fee and laboratory fees) Testing and treatment to prevent venereal disease (including pharmacy fees) Post-coital contraceptives Right to petition court for an order requiring an alleged or convicted offender to submit to an HIV-related test <p>Iowa Code §915.40 eq. seq.</p> <p>Also see: https://www.iowaattorneygeneral.gov/media/cms/SAE_brochure_32015_BB113F9D4DE6E.pdf https://www.iowaattorneygeneral.gov/for-crime-victims/sexual-assault-examination-payment-program/ https://www.iowaattorneygeneral.gov/media/cms/SAE_brochure_32015_BB113F9D4DE6E.pdf</p>	<p>No application. Coverage is available whether or not the victim decides to report the crime to law enforcement.</p> <p>See: https://www.iowaattorneygeneral.gov/for-crime-victims/sexual-assault-examination-payment-program/</p>	<p>Peace officer must provide victim with immediate and adequate notice of victim's rights, including right to a sexual assault examination performed at state expense.</p> <p>Iowa Code §709.22(c)</p>
Kansas	<p>None required by statute.</p> <p>There are no eligibility restrictions based on immigration status.</p>	<p>Sexual assault examination for the purpose of gathering evidence of a crime.</p> <p>Kan. Stat. Ann. §65-448(a)</p>	<ul style="list-style-type: none"> None required for examination. Examination shall not be charged or billed to the victim or the victim's insurance carrier and is to be charged and billed directly to the county where the alleged offense occurred. Refusal of the victim to report the alleged offense to law enforcement shall not excuse or exempt the county from paying such fee. 	<p>None, other than requirement for medical facility to give notice to the parent or guardian of a minor that a sexual assault examination has taken place.</p> <p>Kan. Stat. Ann. §65-448(a)</p>

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			<p>Kan. Stat. Ann. §65-448(c)</p> <ul style="list-style-type: none"> Additional compensation for STD testing, additional treatment, post-coital contraceptives and other related treatment or restitution may be paid, subject to application for compensation submitted to the Kansas Attorney General. <p>See: http://ag.ks.gov/victim-services/victim-compensation</p>	
Kentucky	<p>None required by statute.</p> <p>There are no eligibility restrictions based on immigration status.</p>	<ul style="list-style-type: none"> Sexual assault examination for purposes of providing basic medical care and gathering evidence of a crime HIV testing and prophylactic medication HIV test of convicted offender <p>Ky. Rev. Stat. Ann. §216B.400(4) Ky. Rev. Stat. Ann. §510.320 107 Ky. Admin. Reg. 2:010</p>	<p>No application. Coverage is available if exam is requested by law enforcement (and consent is given by victim) or if victim directly requests the exam. A minor may consent or request an exam without consent of parent or guardian.</p> <p>The medical examiner and facility must submit a claim for reimbursement directly to the Kentucky Crime Victims' Compensation Board.</p> <p>Ky. Rev. Stat. Ann. §216B.400</p> <p>See also: http://www.cvcb.ky.gov/SAEP/Pages/default.aspx</p>	<p>Victim must be informed of available services for treatment of STDs, pregnancy services and other medical and psychiatric services. Pregnancy counseling is expressly not to include abortion counseling or abortion referrals.</p> <p>Ky. Rev. Stat. Ann. §216B.400</p>
Louisiana	None required by statute.	<ul style="list-style-type: none"> Sexual assault examination 	A formal application is available, but it appears that the application is only for	<ul style="list-style-type: none"> A medical facility must report to law

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	There are no eligibility restrictions based on immigration status.	<ul style="list-style-type: none"> Laboratory testing, including drug screening, urinalysis, pregnancy screening, syphilis screening, chlamydia culture, gonorrhea coverage culture, blood test for HIV screening, hepatitis B and C, herpes culture, and any other STD testing Medication provided during the forensic medical examination <p>La. Rev. Stat. 40:1216.1(A)(6)</p>	<p>costs beyond the services expressly covered by La. Rev. Stat. 40:1216.1(A)(6). Application generally must be submitted within one year after date of assault. Note that coverage is available whether or not the victim reports the crime to law enforcement.</p> <p>La. Rev. Stat. 46:1806</p> <p>See also: http://lcle.la.gov/programs/cvr.asp</p>	<p>enforcement an alleged crime involving any victim 16 years old or younger or a crime involving a victim physically or mentally incapable of making a decision to report.</p> <ul style="list-style-type: none"> All medical facilities must have pamphlets available describing the victim's rights and benefits under the law. <p>La. Rev. Stat. 40:1216.1</p>
Maine	None required by statute. There are no eligibility restrictions based on immigration status.	<ul style="list-style-type: none"> Sexual assault examination for purposes of gathering forensic evidence Testing and treatment for pregnancy and STDs (including pregnancy and STD prophylaxis) <p>Maine Rev. Stat. §3360-M</p> <p>See also: https://www1.maine.gov/ag/crime/victims_compensation/chapter8.shtml</p>	<p>No application; medical facility bills directly to the Victims' Compensation Fund. Coverage is available whether or not the victim decides to report the crime to law enforcement.</p> <p>Maine Rev. Stat. §3360-M</p> <p>See also: https://www1.maine.gov/ag/crime/victims_compensation/sexual_assault_victims.shtml</p>	None required by statute.
Maryland	None required by statute.	<ul style="list-style-type: none"> Sexual assault examination for purposes of gathering evidence of a crime 	No application. Medical facilities and providers must submit bills directly to the Maryland Department of Health and	None required by statute.

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	<p>There are no eligibility restrictions based on immigration status.</p>	<ul style="list-style-type: none"> Emergency hospital treatment and follow-up medical testing for up to 90 days post-assault If the victim is under 18 years old, up to 5 hours of professional time to gather additional information and evidence of a crime <p>Md. Code Ann., Health-General §15-127</p>	<p>Mental Hygiene.</p> <p>Md. Code Ann., Health-General §15-127</p>	
Massachusetts	<p>There are no eligibility restrictions based on immigration status.</p> <p>There is no specific time period within which the assault must be reported.</p> <p>The victim does not pay for the examination. The Sexual Assault Nurse Examiner's (SANE) program pays for the examination.</p> <p>The SANE program is a Massachusetts Department of Public Health Program that provides access to Nurse Examiners who are specifically trained in evidence collection and court testimony for cases of rape and sexual assault. There is no charge for this service. The examination is free and provided</p>	<ul style="list-style-type: none"> Sexual Assault Nurse Examiners (SANEs) are specially trained and certified professionals skilled in performing quality forensic medical-legal exams. SANEs will document the account of the assault, perform necessary medical exams, testing and treatment, then collect crucial, time sensitive evidence using the Massachusetts Sexual Assault Evidence Collection Kit distributed by the Executive Office of Public Safety. A forensic exam performed by a SANE can take up to 4 hours from beginning to discharge of the patient. SANEs provide preventative treatment for HIV, STDs, and pregnancy. A Rape Crisis Center (RCC) counselor can help a sexual assault survivor in the hospital emergency department during a sexual assault exam. Every female rape victim of childbearing age who presents at a facility after a rape shall promptly be provided with medically and factually accurate written information prepared by the commissioner about emergency contraception. 	<p>An individual must access SANE services in hospitals designated as SANE sites by the Massachusetts Department of Public Health.</p> <p>For more information or to locate a SANE site see: http://www.mass.gov/dph/sane</p>	<p>Massachusetts General Law requires the Provider Sexual Crime Report (PSCR) to be completed by medical providers for every victim of rape or sexual assault. Massachusetts General Law requires that every physician attending, treating, or examining a victim of rape or sexual assault, or, whenever any such case is treated in a hospital, sanatorium or other institution, the manager, superintendent or other person or other person in charge thereof, shall report such case at once to the criminal history systems board and to the town where the rape or sexual assault occurred but shall not include the victim's name, address, or any other identifying information. The report shall describe the general area where the attack</p>

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	<p>regardless of immigration status.</p> <p>A victim may be entitled to reimbursement for medications and other treatment through Victim's Compensation.</p> <p>For more information see: http://www.mass.gov/dph/sane</p>	<ul style="list-style-type: none"> Facilities that provide emergency care shall promptly offer emergency contraception at the facility to each female rape victim of childbearing age, and shall initiate emergency contraception upon her request. <p>Mass. Gen. Laws ch. 111, § 70E.</p> <p>For more information see: http://www.mass.gov/dph/sane http://www.mass.gov/dph/sexualassaultservices http://www.mass.gov/emergencycontraception</p>		<p>occurred.</p> <p>Mass. Gen. Laws ch. 112, § 12A½.</p> <p>For more information see: http://www.mass.gov/eopss/law-enforce-and-cj/law-enforce/sexual-dom-viol/provider-sexual-crime-report.html</p>
Michigan	<p>There are no eligibility restrictions based on immigration status.</p> <p>A report to the authorities must be made generally within 48 hours after the assault and the victim must cooperate with law enforcement.</p> <p>(10) A victim of sexual assault shall not be required to participate in the criminal justice system or cooperate with law enforcement as a condition of being administered a sexual assault medical forensic examination. For payments authorized under this section, the victim's request for a sexual assault</p>	<ul style="list-style-type: none"> If a person tells a physician or other member of a hospital's staff that within the preceding 120 hours the person has been the victim of criminal sexual conduct, the attending health care personnel must: 1) immediately inform the person of the availability of a sexual assault medical forensic examination, including the administration of a "sexual assault evidence kit"; 2) with the person's consent, perform the sexual assault medical forensic examination, including the procedures required by the sexual assault evidence kit; and 3) inform the individual of the provisions for payment for the sexual medical forensic examination. <p>See Mich. Comp. Laws § 333.21527.</p> <ul style="list-style-type: none"> If you are a sexual assault victim, you do not have to pay for your own sexual assault forensic exam (SAFE). 	<p>The victim must complete an application and file it with the Crime Victim Services Commission, which is empowered by statute to administer funds received under VOCA grants and state assessments.</p> <p>See Mich. Comp. Laws § 18.353, Sec. 3(j).</p>	<p>A police report must generally be made within 48 hours and the victim must reasonably cooperate with law enforcement and (absent good cause) the application must be filed within one year from: the date of the crime; the date the victim turned eighteen (18); or the date after discovery by a law enforcement agency that injuries previously determined to be accidental, or unknown origin, or resulting from natural causes, were incurred as a result of a crime.</p> <p>See Mich. Comp. Laws §§ 18.355 & 18.360.</p>

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	<p>medical forensic examination satisfies the requirements for prompt law enforcement reporting and victim cooperation under sections 6 and 10.</p> <p>See Mich. Comp. Laws § 18.355(a).</p> <p>A health care provider may not submit a bill for any portion of the costs of a sexual medical assault forensic examination to the victim of the sexual assault, and may be reimbursed by the Crime Victims Services Commission if it cannot receive reimbursement from the victim's insurance or the victim does not have insurance.</p> <p><i>Id.</i></p>	<ul style="list-style-type: none"> You do not have to talk to the police for you to get a sexual assault medical forensic exam or have it paid. Hospitals, doctors or nurses will bill your insurance, unless you believe that billing your insurance would interfere with your personal privacy or safety. The SAFE Response Program will pay up to \$600.00 for a forensic exam. You will not be billed for additional costs related to the forensic exam. <p>See Mich. Comp. Laws. § 183.55a.</p> <p>For more information see: http://www.michigan.gov/mdhhs/0,5885,7-339-71548_54783_54853_54855---,00.html</p>		
Minnesota	<p>There are no specified restrictions based upon immigration status.</p> <p>See Minn. Stat. § 609.35.</p> <p>The victim is not required to report the offense to law enforcement or pursue prosecution of the offender</p>	<ul style="list-style-type: none"> Forensic examination shall be paid for by the county in which the criminal sexual assault occurred. The costs include rape kit examinations, tests for sexually transmitted diseases, and pregnancy status. A county may seek insurance reimbursement from the victim's insurer only if authorized by the victim. <p>See Minn. Stat. § 609.35.</p>	<p>The victim may file an application for reimbursement with the Crime Victims Reparations Board for any costs not covered by the county, if the person meets the eligibility requirements of the Minnesota Crime Victims Reparations Act. See Minn. Stat. § 611A.51–611A.68.</p> <p>For more information see:</p>	None required by statute.

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	<p>for the victim to be eligible for county payment for the examination.</p> <p>The victim does not pay for the examination. The county in which the assault occurred pays for the examination unless the victim authorizes the county to seek reimbursement from the victim's insurer.</p> <p>Accordingly, both qualified and nonqualified immigrants are eligible.</p> <p>For more information see: http://www.ojp.state.mn.us http://rapehelpmn.org/</p>	<ul style="list-style-type: none"> Forensic evidence is typically most viable if collected as soon as possible, but exams can usually take place up to 120 hours (5 days) after an assault. Minnesota law requires that the standard of care for all hospitals that provide emergency care is to: 1) provide each female sexual assault victim with medically and factually accurate and unbiased written and oral information about emergency contraception; 2) orally inform each female sexual assault victim of the option of being provided with emergency contraception at the hospital; and 3) immediately provide emergency contraception to each sexual assault victim who requests it provided it is not medically contraindicated and is ordered by a legal prescriber. Minn. Stat. § 145.4712. <p>For more information see: http://www.ojp.state.mn.us http://rapehelpmn.org/</p>	<p>https://dps.mn.gov/divisions/ojp/help-for-crime-victims/Pages/crime-victims-reparations.aspx</p>	
Mississippi	<p>There are no eligibility restrictions based on immigration status.</p> <p>There is no specific time period within which the assault must be reported.</p> <p>The victim does not pay for the examination. The</p>	<ul style="list-style-type: none"> When a person is brought into a doctor's office, a hospital or a medical clinic in this state by a law enforcement agency as the victim of an alleged rape or sexual assault, or comes into a doctor's office, a hospital or a medical clinic in the state alleging rape or sexual assault against the person which results in a criminal investigation, the bill for the medical forensic examination and the preparation of the sexual assault evidence 	<ul style="list-style-type: none"> In cases where the damage caused by the alleged sexual assault requires medical treatment or diagnosis in addition to the examination, the patient will be given information about the availability of victim compensation and the procedure 	None required by statute.

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	<p>Division of Victim Compensation pays for the examination.</p> <p>The victim may be billed for any further medical services not required for the investigation and prosecution of the alleged offense.</p> <p><i>See</i> Miss. Code § 99-37-25.</p>	<p>collection kit will be sent to the Division of Victim Compensation, Office of the Attorney General.</p> <ul style="list-style-type: none"> • The Division of Victim Compensation shall pay for the medical examination conducted for the procurement of evidence to aid in the investigation and prosecution of the alleged offense. • Such payment shall be limited to the customary and usual hospital and physician charges for such services in the area. • Such payment shall be made by the Division of Victim Compensation directly to the health care provider. • No bill for the examination will be submitted to the victim, nor shall the medical facility hold the victim responsible for payment. <p>Miss. Code § 99-37-25.</p> <p>For more information see: http://www.mscasa.org/sexual-assault-services-program/</p>	<p>for applying for such compensation.</p> <ul style="list-style-type: none"> • The Division of Victim Compensation is authorized, in its discretion, to make application for and comply with such requirements as may be necessary to qualify for any federal funds as may be available as a result of services rendered to crime victims under Section 99-37-25. <p>Miss. Code § 99-37-25.</p>	
Missouri	<p>There are no eligibility restrictions based on immigration status.</p> <p>There is no specific time period within which the assault must be reported.</p> <p>The victim does not pay for the examination. The patient may not be billed</p>	<ul style="list-style-type: none"> • The Missouri Department of Public Safety, Sexual Assault Forensic Examination (SAFE) Program provides payment to cover the cost of gathering evidence during the forensic examination for victims of sexual crimes in Missouri. • Charges for medical treatment of any injuries are not eligible and may be billed to the patient. • Evidentiary collection kits shall be developed and made available, subject to appropriation, to appropriate medical providers by the 	<p>The medical provider is required to bill the SAFE Program for reasonable charges incurred during the forensic examination.</p> <p><i>See</i> Mo. Rev. Stat. § 595.220(2).</p> <p>For more information see: http://dps.mo.gov/dir/programs/safe/</p>	None required by statute.

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	<p>for any forensic examination charges.</p> <p>For a forensic examination to be eligible for reimbursement, the victim of the alleged sexual offense must be a Missouri resident or the alleged sexual offense must have occurred in Missouri.</p> <p>Mo. Code Regs. tit. 11, § 30-12.010.</p> <p>For more information see: http://dps.mo.gov/dir/programs/safe/</p>	<p>highway patrol or its designees and eligible crime laboratories. Such kits shall be distributed with the forms and procedures for gathering evidence during forensic examinations of victims of a sexual offense to appropriate medical providers upon request of the provider, in the amount requested, and at no charge to the medical provider.</p> <ul style="list-style-type: none"> All appropriate medical providers shall, with the written consent of the victim, perform a forensic examination using the evidentiary collection kit, or other collection procedures developed for victims who are minors, and forms and procedures for gathering evidence following the checklist for any person presenting as a victim of a sexual offense. <p>Mo. Rev. Stat. § 595.220(2).</p> <ul style="list-style-type: none"> Missouri repealed in 2009 the provision specifying coverage of costs of medical examination not covered by insurance, Medicare or Medicaid of persons who may be a victim of the crime of rape or a victim of a crime. <p>See Mo. Rev. Stat. § 191.225 (repealed L. 2009 S.B. 338 § A).</p> <p>For more information see: http://dps.mo.gov/dir/programs/safe/</p>		
Montana	There are no eligibility restrictions based on immigration status.	<ul style="list-style-type: none"> Montana's forensic rape examination payment program (FREPP) provides direct payment to healthcare providers for forensic rape examinations of victims who have an 	The healthcare provider applies for direct reimbursement by submitting a FREPP Claim Form, ensuring that a sexual assault survivor will not pay for her/his	None required by statute.

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	<p>The victim need not report the assault but Montana's forensic rape examination program (FREPP) pays for the examination only if the victim has an examination within five days of the assault.</p> <p>The victim does not pay for the examination as long as the examination is within five days of the assault.</p> <p>FREPP does not require a sexual assault victim to pursue prosecution.</p> <p>For more information see: https://dojmt.gov/victims/forensic-rape-examination-payment-program/</p>	<p>exam within five days of the assault, even if they choose not to report the crime immediately to law enforcement.</p> <ul style="list-style-type: none"> • Covered costs include: complete and customary sexual assault examination, emergency room/facility charge, physician/nurse examiner charge, STD and pregnancy prophylaxis, blood and urine specimens for toxicology testing, supplies, laboratory testing, pharmaceuticals, and mailing charges. • FREPP pays the cost of a sexual assault examination up to a maximum of \$600. • Sexual assault victims cannot be billed for costs, fees, or charges associated with a forensic rape examination and may decline to use their private insurance or any other payment sources, including Medicaid or Medicare. • However, medical services provided to a victim as a result of any physical injuries that may have occurred at the time of the sexual assault may be billed to the victim. <p>See 2005 Montana Legislature's House Bill 577 (amending Mont. Code Ann. §§ 2-15-2014 and 46-15-411).</p> <p>For more information see: https://dojmt.gov/victims/forensic-rape-examination-payment-program/</p>	<p>own forensic examination. If the victim opts to use his/her insurance to pay for the cost of the exam, the healthcare provider can charge FREPP for the remaining balance.</p> <p>For more information see: https://dojmt.gov/victims/forensic-rape-examination-payment-program/</p>	
Nebraska	There are no eligibility restrictions based on immigration status.	The full out-of-pocket cost or expense that may be charged to a sexual assault victim in connection with a forensic medical examination shall be paid from the Sexual Assault Payment Program Cash Fund. A report of a forensic medical examination shall not be remitted to the patient or his or her insurance for payment.	None established by statute.	None established by statute.

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	<p>There is no specified requirement to report the assault.</p> <p>No law enforcement or other government official shall ask or require a victim to submit to a polygraph test as a condition to proceed with an investigation. Neb. Rev St. 29-216</p>	<p>The full out-of-pocket cost or expense to be paid from the Sexual Assault Payment Program Cash Fund for a forensic medical examination includes:</p> <ul style="list-style-type: none"> • An examiner's fee for: Examination of physical trauma; Determination of penetration or force; Patient interview; and Collection and evaluation of evidence; • An examination facility fee for the Emergency room, clinic room, office room, or child advocacy center; and Pelvic tray and other medically required supplies; • The laboratory fees for collection and processing of specimens for criminal evidence, the determination of the presence of any sexually transmitted disease, and pregnancy testing. <p>Neb. Rev. St. § 81-1429.03.</p>		
Nevada	<p>None required by statute.</p> <p>There are no eligibility restrictions based on immigration status.</p>	<p>The county in whose jurisdiction a sexual assault is committed shall:</p> <ul style="list-style-type: none"> • Pay any costs incurred for medical care for any physical injuries resulting from the sexual assault which is provided to the victim not later than 72 hours after the victim first arrives for treatment. • Pay any costs incurred by a hospital for the forensic medical examination of the victim. <p>Such costs must not be charged directly to the victim of sexual assault and the filing of a report with the</p>	None required by statute.	None required by statute.

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		<p>appropriate law enforcement agency must not be a prerequisite to qualify for a forensic medical examination.</p> <p>“forensic medical examination” means an examination by a health care provider to obtain evidence from a victim of sexual assault.</p> <p>Nev. Rev. Stat § 217.300.</p> <p>“victim of sexual assault” means a person who has been sexually assaulted as defined by NRS 200.366 or a person upon whom a sexual assault has been attempted.</p> <p>Nev. Rev. Stat § 217.280.</p>		
New Hampshire	<p>None established by statute.</p> <p>There are no eligibility restrictions based on immigration status.</p>	<p>If a physician or a hospital provides any physical examination of a victim of an alleged sexual offense to gather information and evidence of the alleged crime, these services shall be provided without charge to the individual. Upon submission of appropriate documentation, the physician or hospital shall be reimbursed for the cost of such examination by the department of justice to the extent such costs are not the responsibility of a third party under a health insurance policy or similar third party obligation. The bill for the medical examination of a sexual assault victim shall not be sent or given to the victim or the family of the victim. The privacy of the victim shall be maintained to the extent possible during third party billings. Billing forms shall be subject to the same principles of confidentiality applicable to any other medical record under RSA 151:13. Where such forms are released for statistical or accounting services, all personal identifying information shall be deleted from the forms prior to</p>	None established by statute.	None established by statute.

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		<p>release.</p> <p>"Victim" means a person who suffers direct or threatened physical, emotional or psychological harm as the result of the commission or the attempted commission of a crime.</p> <p>N.H. Rev. Stat. § 21-M:8-b</p> <p>Additional information on the protocol for medical/forensic examinations after a sexual assault can be found at http://doj.nh.gov/criminal/victim-assistance/documents/acute-care-protocol.pdf (Eighth edition, 2015)</p>		
New Jersey	<p>None established by statute.</p> <p>There are no eligibility restrictions based on immigration status.</p> <p>However, the 2004 Attorney General Standards for Providing Services to Victims of Sexual Assault state that "In cases where the victim reports the incident more than five days after it has occurred, a sexual assault medical forensic examination will not routinely be performed. Nonetheless, the victim is</p>	<p>The county prosecutor's office in each county shall establish a Sexual Assault Response Team or shall enter into a collaborative agreement with another county to share the services of that county's response team. Among other things, the response team must provide treatment, counseling, legal, and forensic medical services to a victim of sexual assault in accordance with the standard protocols developed by the Attorney General pursuant to subsection d. of section 6 of P.L.1985, c. 404 (C.52:4B-44).</p> <p>N.J. Stat. Ann. § 52:4B-54</p> <p>The coordinator of a county program must develop and implement procedures to ensure that victims of sexual assault are not charged any fee for services that are directly associated with forensic sexual assault examinations, including routine medical screening, medications for prophylaxis of sexually transmitted infections, pregnancy tests, emergency contraception,</p>	None established by statute.	<p>Every State, county, and municipal police department and hospital or other place of emergency medical care shall have available and shall post in a public place information booklets, pamphlets or other pertinent written information, to be supplied by the Victims of Crime Compensation Agency, relating to the availability of crime victims' compensation including all necessary application blanks required to be filed with the agency.</p> <p>Included in the information supplied by the Victims of</p>

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	<p>entitled to and should be offered the services of a rape care advocate and a complete law enforcement investigation." http://www.nj.gov/oag/dcj/agguide/standards/standardssartsane.pdf</p>	<p>supplies, equipment and use of space.</p> <p>N.J. Stat. Ann. § 52:4B-52</p> <p>An emergency health care facility shall provide emergency care to a sexual assault victim. It shall be the standard of care for an emergency health care facility to:</p> <p>a. provide each sexual assault victim with medically and factually accurate and objective oral and written information about emergency contraception and sexually transmitted diseases, as provided for in section 4 of this act;¹</p> <p>b. orally inform each sexual assault victim of her option to be provided emergency contraception at the health care facility; and</p> <p>c. provide emergency contraception to the sexual assault victim, upon her request, unless contraindicated. If the emergency contraceptive is in the form of pills, the provision of the emergency contraception shall include the initial dose that the victim may take at the emergency health care facility, as well as the follow-up dose that the victim can self-administer later.</p> <p>An emergency health care facility shall not be required to provide emergency contraception to a sexual assault victim who is pregnant.</p> <p>N.J. Stat. Ann. § 26:2H-12.6c</p> <p>Additional information can be found in the 2004 Attorney General Standards for Providing Services to Victims of Sexual Assault: http://www.nj.gov/oag/dcj/agguide/standards/standards/sartsane.pdf</p>		<p>Crime Compensation Agency shall be information for victims of sexual offenses. This information shall contain the location of rape crisis centers in all geographical areas throughout the State and shall instruct victims of sexual offenses that if a rape crisis center is not available in a victim's immediate geographical area, the victim may contact the appropriate county victim-witness coordinator appointed by the Chief of the Office of Victim-Witness Advocacy established pursuant to P.L.1985, c. 404 (C.52:4B-39 et seq.). The information shall also provide that victims will not be charged any fee for services that are directly associated with a forensic sexual assault examination, including routine medical screening, medications for prophylaxis of sexually transmitted infections, pregnancy tests, emergency contraception, supplies, equipment and use of space.</p> <p>Unless the victim requires</p>

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				<p>immediate medical attention, this information shall be personally conveyed to the victim of a sexual offense by a representative of the hospital or place of emergency care before a medical examination of the victim is conducted, or by a representative of the police department before the victim's statement is taken, to afford the victim the opportunity to arrange to have assistance from the rape crisis center or county victim-witness coordinator during these procedures.</p> <p>N.J. Stat. Ann. § 52:4B-22</p> <p>In a case involving a victim of aggravated sexual assault or sexual assault as defined in subsection a. or c. of N.J.S.2C:14-2, the Office of Victim-Witness Advocacy or the county prosecutor's office involved in the case shall notify the victim of the victim's right to obtain an approved serological test for acquired immune deficiency syndrome (AIDS) or infection with the human immunodeficiency virus</p>

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				<p>(HIV) or any other related virus identified as a probable causative agent of AIDS, and assist the victim, or refer the victim for assistance, in obtaining a test and appropriate counseling and medical care.</p> <p>N.J. Stat. Ann. § 52:4B-44</p>
New Mexico	<p>There are no eligibility restrictions based on immigration status.</p> <p>The victim of a sexual crime is entitled to apply for reimbursement for a period of one year from the date of the forensic medical exam.</p> <p>N.M. Stat. Ann. § 29-11-7</p>	<p>The director of the mental health division of the department of health shall: provide free forensic medical exams to victims of sexual crimes; arrange for victims of sexual crimes to obtain free forensic medical exams; or reimburse victims of sexual crimes for the cost of forensic medical exams.</p> <p>A hospital that provides emergency care for sexual assault survivors shall:</p> <ol style="list-style-type: none"> 1. provide each sexual assault survivor with medically and factually accurate and objective written and oral information about emergency contraception; 2. orally and in writing inform each sexual assault survivor of her option to be provided emergency contraception at the hospital; and 3. provide emergency contraception at the hospital to each sexual assault survivor who requests it. <p>The provision of emergency contraception pills shall include the initial dose that the sexual assault survivor can take at the hospital as well as the subsequent dose</p>	<p>None established by statute.</p> <p>However, the New Mexico Coalition of Sexual Assault Programs states the following on its website: "Sexual Assault Medical Billing Verification and Payment – As of July 1995, the State of New Mexico pays 100% of the forensic medical exam per victim per year on bills resulting from rape exams, evidence collection, or child sexual abuse exams. . . The Coalition sends packets with billing instructions to medical providers throughout New Mexico on how to obtain these payments. The bills and verification forms are then sent to the Coalition where they are verified for payable services. The verified bills are then paid by the Coalition through a special Division of Mental Health fund."</p> <p>http://nmcsap.org/resources/ (accessed on October 19, 2016)</p>	<p>All victims of sexual crimes, including victims with limited or no English proficiency, must be provided with information at the time of the forensic medical exam regarding how to obtain reimbursement for the cost of the exam.</p> <p>N.M. Stat. Ann. § 29-11-7</p>

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		<p>that the sexual assault survivor may self-administer twelve hours following the initial dose.</p> <p>N.M. Stat. Ann. § 24-10D-3</p> <p>Specific to reimbursement:</p> <ul style="list-style-type: none"> • It must cover the full cost of the forensic medical exam, without any deductible requirement or limit on the amount of the reimbursement; • the victim of a sexual crime is entitled to apply for reimbursement for a period of one year from the date of the forensic medical exam; • reimbursement is provided not later than ninety days after the administrator receives written notification of the expense incurred by the victim for the forensic medical exam; and • all victims of sexual crimes, including victims with limited or no English proficiency, are provided with information at the time of the forensic medical exam regarding how to obtain reimbursement for the cost of the exam. <p>N.M. Stat. Ann. § 29-11-7</p>		
New York	<p>None established by statute.</p> <p>There are no eligibility restrictions based on immigration status.</p>	<p>When any New York state accredited hospital, accredited sexual assault examiner program, or licensed health care provider furnishes services to any sexual assault survivor, including but not limited to a health care forensic examination in accordance with the sex offense evidence collection protocol and standards established by the department of health, such</p>	None established by statute.	<p>Every hospital providing emergency treatment to a rape survivor shall promptly:</p> <ul style="list-style-type: none"> • provide such survivor with written information

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		<p>hospital, sexual assault examiner program, or licensed healthcare provider shall provide such services to the person without charge and shall bill the office [of victim services] directly.</p> <p>The office, in consultation with the department of health, shall define the specific services to be covered by the sexual assault forensic exam reimbursement fee, which must include at a minimum forensic examiner services, hospital or healthcare facility services related to the exam, and related laboratory tests and necessary pharmaceuticals; including but not limited to HIV post-exposure prophylaxis provided by a hospital emergency room at the time of the forensic rape examination pursuant to paragraph (c) of subdivision one of section twenty-eight hundred five-i of the public health law. Follow-up HIV post-exposure prophylaxis costs shall continue to be reimbursed according to established office procedure.</p> <p>The office, in consultation with the department of health, shall also generate the necessary regulations and forms for the direct reimbursement procedure. The rate for reimbursement shall be the amount of itemized charges not exceeding eight hundred dollars, to be reviewed and adjusted annually by the office in consultation with the department of health. The hospital, sexual assault examiner program, or licensed health care provider must accept this fee as payment in full for these specified services. No additional billing of the survivor for said services is permissible.</p> <p>A sexual assault survivor may voluntarily assign any private insurance benefits to which she or he is entitled for the healthcare forensic examination, in which case the hospital or healthcare provider may not charge the</p>		<p>prepared or approved, pursuant to subdivision three of this section, relating to emergency contraception</p> <ul style="list-style-type: none"> • orally inform such survivor of the availability of emergency contraception, its use and efficacy; and • provide emergency contraception to such survivor, unless contraindicated, upon her request. <p>No hospital may be required to provide emergency contraception to a rape survivor who is pregnant.</p> <p>N.Y. Pub. Health Law § 2805-p</p>

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		<p>office. A hospital, sexual assault examiner program or licensed health care provider shall, at the time of the initial visit, request assignment of any private health insurance benefits to which the sexual assault survivor is entitled on a form prescribed by the office; provided, however, such sexual assault survivor shall be advised orally and in writing that he or she may decline to provide such information regarding private health insurance benefits if he or she believes that the provision of such information would substantially interfere with his or her personal privacy or safety and in such event, the sexual assault forensic exam fee shall be paid by the office. Such sexual assault survivor shall also be advised that providing such information may provide additional resources to pay for services to other sexual assault victims. If he or she declines to provide such health insurance information, he or she shall indicate such decision on the form provided by the hospital, sexual assault examiner program or licensed health care provider, which form shall be prescribed by the office.</p> <p>N.Y. Exec. Law § 631</p> <p>Additional information is available on the Office of Victim Services website: https://www.ovs.ny.gov/forensic-rape-examination-free-direct-reimbursement-program</p>		
North Carolina	The Assistance Program for Victims of Rape and Sex Offenses ("Program") does not have any eligibility restrictions based on immigration status.	<ul style="list-style-type: none"> Whenever a forensic medical examination is conducted as a result of a sexual assault or an attempted sexual assault that occurred in North Carolina, the Program shall pay for the cost of the examination. <p>N. C. Gen. Stat. Ann. § 143B-1200(d).</p>	<ul style="list-style-type: none"> A medical facility or medical professional that performs a forensic medical examination on the victim of a sexual assault or attempted sexual assault shall not seek payment for the 	

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	<p>N. C. Gen.Stat. Ann. § 143B-1200 (2016).</p> <p>The victim does not pay for the exam.</p> <p><i>Id.</i></p> <p>In order for the Program to cover the cost of the forensic medical examination, medical facilities and medical professionals must seek reimbursement from the Program within one year of the date of the exam.</p> <p><i>Id.</i></p>	<ul style="list-style-type: none"> • Medical facilities and medical professionals who perform forensic medical examinations shall do so using a Sexual Assault Evidence Collection Kit. <p><i>Id.</i></p> <ul style="list-style-type: none"> • Payments by the Program for the forensic medical examination shall be limited to the following: (a) \$350.00 for a physician or SANE nurse; (b) \$250.00 for the hospital/facility fee; and (c) \$200 for other expenses deemed eligible by the Program. <p><i>Id.</i></p> <ul style="list-style-type: none"> • Bills submitted to the Program for payment shall specify under which category of expenses they fall. <p>N. C. Gen. Stat. Ann. § 143B-1200(e).</p> <ul style="list-style-type: none"> • A medical facility or medical professional that performs a forensic medical examination shall accept payment made by the Program as payment in full of the amount owed for the cost of the examination and other eligible expenses and shall not bill victims, their personal insurance, Medicaid, Medicare, or any other collateral source for the examination. 	<p>examination except from the Program.</p> <p>N. C. Gen. Stat. Ann. § 143B-1200(b).</p> <ul style="list-style-type: none"> • Under N. C. Gen. Stat. Ann. § 143B-1200, the Program will pay the expenses for the forensic medical examination directly to the service provider. <p>N. C. Gen. Stat. Ann. § 143B-1200.</p> <ul style="list-style-type: none"> • Providers can obtain claim forms and related information from the North Carolina Department of Public Safety, Division of Victims Compensation Services in Raleigh, North Carolina. 1-800-826-6200 or (919) 733-7974. • A medical facility or medical professional who performs a forensic medical examination shall encourage victims to submit an application for reimbursement of medical expenses beyond the forensic examination to the Crime Victims Compensation Commission for consideration of these expenses. 	

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		<p>N. C. Gen. Stat. Ann. § 143B-1200(c). The following definitions apply to N. C. Gen. Stat. Ann. § 143B-1200:</p> <ul style="list-style-type: none"> • "Forensic medical examination" means an examination provided to a sexual assault victim by medical personnel trained to gather evidence of a sexual assault in a matter suitable for use in a court of law. The examination should include at a minimum an examination of physical trauma, a patient interview, a determination of penetration or force, and a collection and evaluation of evidence. <p>N. C. Gen. Stat. Ann. § 143B-1200(i)(1).</p> <ul style="list-style-type: none"> • "SANE nurse" means a Sexual Assault Nurse Examiner that is a licensed registered nurse trained pursuant to N. C. Gen. Stat. 90-171.38(b) who obtains preliminary histories, conducts in-depth interviews, and conducts medical examinations of rape victims or victims of related sexual offenses. <p>N. C. Gen. Stat. Ann. § 143B-1200(i)(2).</p> <ul style="list-style-type: none"> • "Sexual assault" includes any of the following crimes: <ul style="list-style-type: none"> a) first-degree forcible rape as defined in N. C. Gen. Stat. 14-27.21. b) second-degree forcible rape as defined in N. C. Gen. Stat. 14-27.22. c) first-degree statutory rape as defined in N. C. Gen. 	<p>N. C. Gen. Stat. Ann. § 143B-1200(f); <i>see</i> https://www2.ncdps.gov/div/VCS/DPSC/VApplication.pdf.</p> <ul style="list-style-type: none"> • For more information visit: https://www.ncdps.gov/DPSC-Services/Victim-Services. 	

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		<p>Stat. 14-27.24. d) statutory rape of a person who is 15 years of age or younger as defined in N. C. Gen. Stat. 14-27.25. e) first-degree forcible sexual offense as defined in N. C. Gen. Stat. 14-27.26. f) second-degree forcible sexual offense as defined in N. C. Gen. Stat. 14-27.27. g) first-degree statutory sexual offense as defined in N. C. Gen. Stat. 14-27.29. h) statutory sexual offense with a person who is 15 years of age or younger as defined in N. C. Gen. Stat. 14-27.30. N. C. Gen. Stat. Ann. § 143B-1200(i)(3).</p> <ul style="list-style-type: none"> "Sexual assault evidence collection kit" means the kit assembled and paid for by the Program and used to conduct forensic medical examinations in North Carolina. <p>N. C. Gen. Stat. Ann. § 143B-1200(i)(4).</p>		
North Dakota	<p>There are no eligibility restrictions based on immigration status.</p> <p>Forensic exams must be completed within 96 hours of a sexual assault.</p> <p>N. D. Cent. Code § 12.1-34-07.</p>	<ul style="list-style-type: none"> An acute forensic medical examination is an examination performed on an alleged victim of criminal sexual conduct (regardless of the age of the victim) for the purpose of gathering evidence of an alleged crime and is performed within 96 hours after the alleged crime (or most recent alleged crime), unless good cause is shown for the delay in performing the examination. <p>N. D. Cent. Code § 12.1-34-07</p> <ul style="list-style-type: none"> Sexual assault victims are not required to pay for any prescreening or examination for the purpose of gathering evidence for a possible 	<ul style="list-style-type: none"> Medical providers must complete the 1-page triplicate form, available from the Office of the Attorney General of North Dakota, and which is distributed with the Sexual Assault Examination kits. Forensic Medical Examination Reimbursement Claim Forms may be requested by calling (701) 328-6141. <p>N. D. Cent. Code § 12.1-34-07.</p>	<ul style="list-style-type: none"> In order to implement the Health Information Portability and Accountability Act (HIPPA), two separate consent forms must be used, one to give the medical facility "consent to perform the examination and treatment" and another to allow the "release of

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		<p>prosecution, including the cost of antibiotics and other medications administered as part of the examination.</p> <p>N. D. Cent. Code. § 12.1-34-07.</p> <ul style="list-style-type: none"> The hospital or clinic where the victim is examined will be reimbursed directly by the North Dakota Office of Attorney General. The medical facility cannot bill the sexual assault victim or his or her insurance company for the costs of the forensic exam. <p><i>Id.</i></p> <ul style="list-style-type: none"> The victim will be responsible for the costs of additional care they may receive not related to the collection of evidence, such as x-rays, stitches, hospitalization, pain medication, and counseling. <p>See North Dakota's Crime Victims Compensation Act codified at N. D. Cent. Code 54-23.4.</p> <ul style="list-style-type: none"> The victim may be asked to provide insurance information and/or eligibility for Medicaid or Indian Health Services. If they do not have coverage, or there are costs not covered by insurance, they may be eligible to have these costs paid by the North Dakota Crime Victims Compensation Fund. <p><i>Id.</i></p>	<ul style="list-style-type: none"> The medical provider must complete the Forensic Medical Examination Reimbursement Claim Form contained in the North Dakota Sexual Assault Evidence Collection Kit and mail it to the North Dakota Crime Laboratory at the address shown on the reimbursement form. <p><i>Id.</i></p>	<p>protected health information."</p> <ul style="list-style-type: none"> Victim identification information entered into the law enforcement agency's data system is subject to North Dakota's open records law. <p>N. D. Cent. Code § 44-04.</p> <ul style="list-style-type: none"> Any physician, physician assistant, or any individual licensed under N. D. Cent. Code § 43.12.1 who performs any diagnosis or treatment of any individual in which there is reasonable cause to suspect the wound or injury was inflicted in violation of any criminal law of the State are required to report the injury to a law enforcement agency.

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		<ul style="list-style-type: none"> The victim can receive victim compensation funds if they report the crime to law enforcement within 96 hours of the occurrence and cooperate with law enforcement and prosecution. <p><i>Id.</i></p> <ul style="list-style-type: none"> For more information on North Dakota's Crime Victim's Compensation program, call (701) 328-6195 or 1-800-445-2322. For more information regarding sexual assault evidence collection, <i>see</i> North Dakota Sexual Assault Evidence Collection Protocol. https://www.ag.nd.gov/crimelab/Information/Newsletter/2015/2014%20Fifth%20Edition.pdf. 		N. D. Cent. Code § 43-17.41.
Ohio	<p>There are no eligibility restrictions based on immigration status.</p> <p>For victims 18 years of age or older, sexual assaults must be reported within 96 hours in order for the forensic medical examination to be billable to the Sexual Assault Forensic Examination (SAFE) Program. Exceptions to this rule include where the victim</p>	<ul style="list-style-type: none"> The Ohio Attorney General's SAFE Program provides that no costs incurred by a hospital or emergency facility for the collection of forensic evidence in sexual assault cases, including the costs of any antibiotics used to treat sexually transmitted infections that were administered as part of the forensic examination, shall be billed or charged directly or indirectly to the victim or the victim's insurer. <p>Ohio Rev. Code § 2907.28(B).</p>	<ul style="list-style-type: none"> A hospital or other emergency medical facility should bill the SAFE Program by submitting a Reimbursement Request Form online at https://safepublic.ohioattorneygeneral.gov/Forms/Logon.aspx?ReturnUrl=%2f for each examination conducted. A reimbursement request form shall be submitted no later than six months after the examination date. Failure to do so may result in denial. 	<ul style="list-style-type: none"> Ohio Rev. Code § 2921.22(A) & (B) requires that health care providers report a sexual assault to law enforcement whether a patient chooses to speak with law enforcement or not. If the adult patient chooses to remain anonymous, the provider is

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	<p>was unconscious or sedentary or where the exam may corroborate chronic injury or excessive force related to sexual assault.</p> <p>http://www.ohioattorneygeneral.gov/Files/Forms/Forms-for-Victims/Sexual-Assault-Forensic-Examination/SAFEReimbursementInstructions.aspx</p> <p>For reporting requirements for victims younger than age 18, <i>see</i> Ohio Attorney General SAFE Program Instructions for Reimbursement Form at http://www.ohioattorneygeneral.gov/Files/Forms/Forms-for-Victims/Sexual-Assault-Forensic-Examination/SAFEReimbursementInstructions.aspx.</p>	<ul style="list-style-type: none"> Each hospital in Ohio that offers emergency services is required to have on staff a physician, a physician assistant, a clinical nurse specialist, a certified nurse practitioner, or a certified nurse-midwife available on call twenty-four hours each day for the examination of persons reported to any law enforcement agency to be victims of sexual offenses. Medical facilities are required to inform victims of available sexually transmitted disease, pregnancy, medical, and psychiatric services. <p>Ohio Rev. Code § 2907.29.</p> <ul style="list-style-type: none"> Ohio Rev. Code Ann. § 2907.29 requires every hospital that offers emergency services to provide survivors of sexual assault with information on available sexually transmitted disease, pregnancy, medical, and psychiatric services. <p>However, if an adult patient presenting in the emergency department as a victim of sexual assault is provided a pregnancy test and emergency contraception, etc., these costs are billable to the patient/insurer, not the SAFE Program.</p> <p>http://www.ohioattorneygeneral.gov/Files/Forms/Forms-for-Victims/Sexual-Assault-Forensic-Examination/SAFE-FAQ-2014.aspx</p>	<ul style="list-style-type: none"> The SAFE Program will reimburse a hospital or medical facility according to Administrative Rule 109:7-1-02 that states "a hospital or emergency medical facility shall accept a flat fee payment of \$532.00 as payment in full for any cost incurred in conducting the examination of a victim of sexual assault for the purpose of gathering physical evidence for possible prosecution, including the cost of any antibiotics administered as part of the examination. All requests for reimbursement must be submitted online at http://www.ohioattorneygeneral.gov/Individuals-and-Families/Victims/Sexual-Assault-Forensic-Examination-(SAFE)-Program/Safe-Form.aspx along with the patient's itemized statement. The itemized statement is required to display a dollar amount charge for services detailed as: (1) sexual assault forensic examination; (2) sexual assault evidence collection kit; (3) SANE exam; (4) genital/anal examination and photodocumentation; and (5) antibiotic prescription or any prophylaxis given to the patient 	<p>mandated to provide the date, time, and general location the assault took place, but not the patient's name or other identifiers. The sexual assault forensic exam and reimbursement is not dependent on the patient cooperating with law enforcement.</p>

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		<ul style="list-style-type: none"> If a victim requires additional emergency services such as a CT scan, MRI, suturing, etc., these costs are billable to the victim and/or victim's insurer. The victim should be encouraged to fill out an application with the Crime Victims Compensation Fund to determine eligibility for reimbursement of medical and other expenses. <p>http://www.ohioattorneygeneral.gov/Files/Forms/Forms-for-Victims/Victim-Compensation-Forms/Crime-Victims-Compensation-Application.</p> <ul style="list-style-type: none"> For more information on the SAFE Program, call (614) 466-4797, email [email=SAFE@OhioAttorneyGeneral.gov]SAFE@OhioAttorneyGeneral.gov[/email], or visit http://www.odh.ohio.gov/~media/ODH/ASSETS/Files/hpr/sexual%20assault/adultprotocol2011.ashx. 	<p>to prevent sexually transmitted infections.</p> <ul style="list-style-type: none"> The itemized statement must also include the patient name, medical record number, and/or first six digits of the social security number. All questions regarding submissions should be directed to the SAFE Program at (614) 466-4797. 	
Oklahoma	<p>There are no eligibility restrictions based on immigration status.</p> <p>There is no specific time period within which the assault must be reported.</p> <p>The victim may seek reimbursement in an</p>	<ul style="list-style-type: none"> Forensic examinations are funded by the Crime Victims Compensation Program through the Sexual Assault Examinations Fund. <p>Okla. Stat. 21 § 142.20.</p> <ul style="list-style-type: none"> A victim of a sexual assault is entitled to receive a medical examination by a qualified licensed health care professional for the 	<ul style="list-style-type: none"> The hospital emergency room should have the victim complete the Victim Verification section of the Application for Payment of Sexual Assault Forensic Medical Examination as provided by the Oklahoma Crime Victims Compensation Board. If the victim is under the age of 18, or under the supervision of a legal guardian, 	<ul style="list-style-type: none"> In order to provide anonymity to the sexual assault victim and maintain confidentiality, any victim who has obtained a forensic sexual assault examination, will not be required to

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	<p>amount up to \$450 for the examination and \$50 for medications related to the sexual assault.</p>	<p>procurement of evidence to aid in the investigation and prosecution of a sexual assault offense and to provide to the victim medications as directed by said health care professional.</p> <p>Okla. Stat. 21 § 142.20(A).</p> <ul style="list-style-type: none"> • Medications provided to the victim shall only be provided on a one-time basis for the immediate trauma and medical examination of the victim. <p><i>Id.</i></p> <ul style="list-style-type: none"> • "Sexual assault" means rape, or rape by instrumentation, or forcible sodomy. <p>Okla. Stat. 21 § 142.20(B)(1).</p> <ul style="list-style-type: none"> • "Qualified licensed health care professional" means a physician, registered nurse, or other licensed health care professional qualified by training and experience to perform sexual assault examinations. <p>Okla. Stat. 21 § 142.20(B)(2).</p> <ul style="list-style-type: none"> • Victims can receive compensation for medical costs up to \$450 for the forensic examination (which may be paid directly to the service provider) and \$50 for medications. <p>Okla. Stat. 21 § 142.20(D).</p>	<p>the parent or guardian of the victim must sign the application form.</p> <p>Sexual Assault Examination Fund Rule 185:15-1-3.</p> <ul style="list-style-type: none"> • The physician or qualified registered nurse who conducts the forensic examination of the victim should complete the Examining Physician or SANE Nurse Verification section of the application. <p>Sexual Assault Examination Fund Rule 185:15-1-4.</p> <ul style="list-style-type: none"> • The hospital should complete the Medical Facility Information section of the application. <p><i>Id.</i></p> <ul style="list-style-type: none"> • For each provider seeking payment, an itemized statement should be attached to the back of the application. <p>Sexual Assault Examination Fund Rule 185:15-1-3.</p>	<p>provide information to the Crime Victims Compensation Board relative to employment or insurance and shall not be required to file a claim with any private insurance company for the payment of a forensic sexual assault examination.</p> <p>Sexual Assault Examination Fund Rule 185:15-1-6.</p>

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			<ul style="list-style-type: none"> • The medical provider should then forward the application, and attached itemized statements, to the District Attorneys Council, Victims Services Division, 421 N.W. 13th Street, Suite 290, Oklahoma City, OK 73103. • Payments from the Sexual Assault Examination Fund are made directly to the medical facility where the examination was performed. <p>Sexual Assault Examination Fund Rule 185:15-1-7.</p> <ul style="list-style-type: none"> • If the victim or claimant chooses to file an insurance claim for the sexual assault examination, reimbursement should be made to the Sexual Assault Examination Fund upon payment from the insurance company. <p>Sexual Assault Examination Fund Rule 185:15-1-6.</p> <ul style="list-style-type: none"> • For sexual assault exams performed on adults and children, Medicaid or any other federally funded program is considered a collateral source, 	

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			<p>and payment will not be made unless the denial of benefits is provided.</p> <p><i>Id.</i></p> <p>Oklahoma District Attorneys Council Oklahoma Crime Victims Compensation Program 421 N.W. 13th Street, Suite 290 Oklahoma City, OK 73103 (405) 264-5006 1-800-745-6098 [email=victimsservices@dac.state.ok.us] victimsservices@dac.state.ok.us[/email] https://ok.gov/dac/Victims/Sexual Assault Fund/index.html</p>	
Oregon	<p>There are no eligibility restrictions based on immigration status.</p> <p>The Sexual Assault Victims' Emergency Medical Response Fund ("Fund") pays for medical assessments for eligible victims of sexual assault.</p> <p>Or. Admin. R. 137-084-0001 (2016), <i>see also</i> Or. Rev. Stat. § 147.399 (2015).</p> <p>The victim does not pay for the examination as long as</p>	<ul style="list-style-type: none"> The Fund will pay for the cost of a sexual assault medical examination, medications to prevent sexually transmitted diseases, emergency contraception, and a pregnancy test. <p>Or. Admin. R. 137-084-0010.</p> <ul style="list-style-type: none"> "Application Form" means the most current version of the Application for Payment Sexual Assault Victims' Emergency Medical Response Fund form issued by the Oregon Department of Justice. <p>Or. Admin R. 137-084-0001 (3).</p> <ul style="list-style-type: none"> "Eligible victim" means a person who has self-identified or been identified by another as 	<ul style="list-style-type: none"> If a victim of a sexual assault wants the Fund to pay for a medical examination, collection of forensic evidence using the Oregon State Police SAFE Kit, emergency contraception, or sexually transmitted disease prophylaxis, he or she must indicate to the medical provider that they wish for the provider to submit a completed Application Form to the Oregon Department of Justice. <p>Or. Admin. R. 137-084-0010 (1).</p> <ul style="list-style-type: none"> The eligible medical services provider must submit the 	<ul style="list-style-type: none"> Providers of medical assessments who seek reimbursement through the Fund must: (a) maintain records of medical assessments that protect the identity of victims of sexual assault and keep confidential the identity of victims who have not reported the sexual assault to a law enforcement agency; (b) store forensic evidence

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	<p>the sexual assault occurred in Oregon and the Complete Medical Assessment is completed within 84 hours (three and one-half days) of the sexual assault or a Partial Medical Assessment is completed within 168 hours (seven days) of the sexual assault.</p> <p>Or. Admin. R. 137-084-0010(4) and (5).</p> <p>The Fund will pay for medical assessments for eligible victims of sexual assault regardless of whether the victim reports the sexual assault to a law enforcement agency.</p> <p>2007 Or. Laws 268 (2)(8)</p> <p>For more information on the Fund visit: http://www.doj.state.or.us/victims/pages/save.aspx.</p>	<p>a victim of a sexual assault that occurred in Oregon and who receives a medical examination by an eligible medical services provider within the required time periods.</p> <p>Or. Admin. R. 137-084-0001 (4).</p> <ul style="list-style-type: none"> "Eligible Medical Services Provider" means a person who has the facilities and supplies necessary to provide the complete medical assessment and who is currently licensed in Oregon, Washington, Idaho, or California in one of the following categories: a SANE/SAE certified nurse, a registered nurse acting under the direct supervision of a Doctor of Medicine or Doctor of Osteopathy, a nurse practitioner, a Doctor of Medicine, or a Doctor of Osteopathy. <p>Or. Admin. R. 137-084-0001 (5).</p> <ul style="list-style-type: none"> "Emergency Contraception" means administering prophylactic drugs to prevent pregnancy, or providing a prescription for such medication to be filled on-site, in conjunction with a complete medical assessment or a partial medical assessment. <p>Or. Admin. R. 137-084-0001 (11).</p> <ul style="list-style-type: none"> "Oregon State Police SAFE Kit" means the sexual assault forensic evidence collection kit, including protocol guidelines, approved by 	<p>Application Form, along with a medical services invoice, to the Crime Victims' Services Division of the Oregon Department of Justice within one year of the date of medical services.</p> <p>Or. Admin. R. 137-084-0010 (2).</p> <ul style="list-style-type: none"> If a victim chooses to bill insurance then neither the victim, nor the hospital, can bill the Fund for balances or co-pays remaining after insurance payments. The victim can, however, make an application to the Crime Victims' Compensation Program and, if accepted, will have a co-pay or any outstanding out-of-pocket costs considered for payment. Victims of sexual assault are encouraged to apply to the Oregon Crime Victims' Compensation Program. <p>http://www.doj.state.or.us/victims/Pages/compensation.aspx</p> <ul style="list-style-type: none"> If the Fund does not pay the bill due to lack of funds or declines to pay the bill for any reasons other than untimely or incomplete submission of the 	<p>collection kits and transfer custody of the kits to a law enforcement agency having jurisdiction over the geographic area where the provider is located; and (c) cooperate with law enforcement agencies to develop and implement procedures that protect the identifies of victims while allowing retrieval and assessment of evidence collection kits and related evidence.</p> <p>Or. Rev. Stat. § 147.397 (5)(a)-(c) (2015).</p>

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		<p>and distributed by the Oregon Department of State Police.</p> <p>Or. Admin. R. 137-084-0001 (6).</p> <ul style="list-style-type: none"> "Medical Examination" means a medical examination of a victim of sexual assault conducted within the accepted patient standard of care by an eligible medical services provider. <p>Or. Admin. R. 137-084-0001 (7).</p> <ul style="list-style-type: none"> "Complete Medical Assessment" means use of an Oregon State Police SAFE Kit in conjunction with a medical examination of a victim of sexual assault conducted within the accepted patient standard of care by an eligible medical services provider and the offering and, if requested, provision of prescriptions for emergency contraception and sexually transmitted disease prevention. <p>Or. Admin. R. 137-084-0001 (8).</p> <ul style="list-style-type: none"> "Partial Medical Assessment" means a medical examination of a victim of sexual assault conducted within the accepted patient standard of care by an eligible medical services provider and the offering and, if requested, provision of prescriptions for emergency contraception and sexually transmitted disease prevention. <p>Or. Admin. R. 137-084-0001 (9).</p>	<p>bill to the Fund, then the provider can bill the victim or victim's insurance.</p> <p>Or. Admin. R. 137-084-0030(2)(3).</p> <ul style="list-style-type: none"> The Fund will not pay for costs associated with the following: triage; treatment of injuries; follow-up treatment; DNA testing; HIV testing; laboratory testing of blood for any purpose; or prescriptions filled off-site of the location of the medical examination. <p>Or. Admin. R. 137-084-0030 (1).</p>	

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		<ul style="list-style-type: none"> "SANE/SAE Certified Sexual Assault Nurse" means a nurse who has received certification as a SANE/SAE from the International Association of Forensic Nurses or from the Oregon Attorney General's Sexual Assault Task Force. <p>Or. Admin. R. 137-084-0001 (12).</p> <ul style="list-style-type: none"> The Fund will not pay for duplicative services, necessary follow-up treatment, or examination services for the same incident. <p>Or. Admin. R. 137-084-0030.</p> <ul style="list-style-type: none"> Contact Valerie Smith at the Oregon Department of Justice at (503) 378-5348 or Valerie.Smith@doj.state.or.us with any questions regarding the Fund. 		
Pennsylvania	<p>There are no eligibility restrictions based on immigration status.</p> <p>There is no specific time period within which the assault must be reported.</p> <p>Pennsylvania's Crime Victims Act provides that a victim of sexual offenses shall not be burdened with the costs associated with a</p>	<ul style="list-style-type: none"> The cost of a forensic rape examination and the cost of medications prescribed to the direct victim shall not be charged to the victim. <p>18 Pa. Stat. Ann. 18 P.S. § 11.707(h)(2).</p> <ul style="list-style-type: none"> The cost of a forensic rape examination or other physical examination conducted for the purpose of gathering evidence in any criminal investigation and prosecution under provisions of Pennsylvania's Crimes Code relating to sexual offenses and the cost to 	<ul style="list-style-type: none"> A hospital or other licensed health care provider may submit a claim for reimbursement for the cost of a forensic rape examination if the cost is not covered by insurance or if the victim requests that the insurance carrier not be billed. An itemized bill must be attached. <p>18 Pa. Stat. Ann. § 11.707(h)(1).</p>	<ul style="list-style-type: none"> All reports, records, or other information obtained or produced during the processing or investigation of a claim shall be confidential and privileged, shall not be subject to subpoena or discovery, shall be

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	<p>forensic rape examination and medications directly related to the sexual offense.</p> <p>18 Pa. Stat. Ann. § 11.101 (2007).</p>	<p>provide medications prescribed to the victim shall not be charged to the victim.</p> <p>42 Pa. Cons. Stat. Ann. § 1726.1 (2016).</p> <ul style="list-style-type: none"> A hospital shall provide the following services to a female sexual assault victim: (1) provide the victim with written informational materials regarding emergency contraception; (2) objectively and orally inform the victim of the availability of emergency contraception, its use, risks, and efficacy; and (3) offer emergency contraception to the victim and provide emergency contraception onsite upon the victim's request, unless medically contraindicated or unless the hospital claims a religious or moral exemption to this rule. <p>28 Pa. Code § 117.53 (2008).</p> <ul style="list-style-type: none"> If a hospital claims a religious or moral exemption, that hospital must still provide written information about emergency contraception and arrange for immediate transportation for the victim, at no cost to the victim, to the closest hospital where a victim could obtain emergency contraception. <p>28 Pa. Code § 117.57(6) (2008).</p> <ul style="list-style-type: none"> "Direct victim" means an individual against whom a crime has been committed or attempted and who, as a direct result of the 	<ul style="list-style-type: none"> Upon filing of a claim, the Office of Victims' Services shall promptly notify the prosecutor of the county where the crime is alleged to have occurred. <p><i>Id.</i></p> <ul style="list-style-type: none"> Pennsylvania's Victims Compensation Assistance Program may reimburse up to \$1,000 for the costs associated with the forensic rape examination and medications directly related to the sexual offense. Payment is to be considered by the provider as payment in full for the forensic rape examination and medications provided at the time of the examination. The medical provider may not attempt to collect from the victim any amount exceeding the amount of reimbursement. <p>18 Pa. Stat. Ann. § 11.707(8)(b).</p> <ul style="list-style-type: none"> In instances where the victim may have additional expenses beyond the forensic rape examination costs, such as x-rays or other medical treatment not associated with a forensic 	<p>used for no purpose other than the processing of a claim and, except as otherwise provided by law, shall not be introduced into evidence in any judicial or administrative proceeding.</p> <p>18 Pa. Stat. Ann. § 11.709(a).</p> <ul style="list-style-type: none"> Except as otherwise provided by law, no person who has had access to a report, record, or any other information, shall disclose the content of such a report, record, or other information or testify in a judicial or administrative proceeding without the written consent of the direct victim or intervenor or, if the direct victim or intervenor is

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		<p>criminal act or attempt, suffers physical or mental injury, death, or the loss of earnings.</p> <p>18 Pa. Stat. Ann. § 11.103.</p> <ul style="list-style-type: none"> "Injury" means physical or mental damages incurred as a direct result of the crime and aggravation of existing injuries if additional losses can be attributed to the direct result of the crime. <p><i>Id.</i></p> <ul style="list-style-type: none"> "Intervenor" means an individual who goes to the aid of another and suffers physical or mental injury or death as a direct result of acting not recklessly to prevent the commission of a crime, to lawfully apprehend a person reasonably suspected of having committed such crime or to aid the victim of such crime. <p><i>Id.</i></p>	<p>rape examination, providers may advise victims to submit the standard Victims Compensation Assistance Program Claim Form.</p> <p>http://www.pccd.pa.gov/Victim-Services/Pages/Forms-and-Apps.aspx</p> <p>The Forensic Rape Examination Claim form can also be found at: http://www.pccd.pa.gov/Victim-Services/Pages/Forms-and-Apps.aspx</p> <p>Completed claim forms must be mailed or faxed to: Victims Compensation Assistance Program P.O. Box 1167 Harrisburg, PA 17108-1167 1-800-233-2339 or (717) 783-5153 Fax: (717) 787-4306</p>	<p>deceased, the claimant.</p> <p>18 Pa. Stat. Ann. § 11.709(b).</p>
Puerto Rico	<p>There are no eligibility restrictions based on immigration status.</p> <p>A victim who is a legal resident of Puerto Rico who suffers bodily injury, disease or death as a direct result of the commission of a crime in Puerto Rico is eligible to receive compensation from the</p>	<p>The victim may recover up to \$6,000 per person or up to \$15,000 per family for expenses, including reasonable medical expenses. Reasonable medical expenses includes chiropractic or rehabilitation, hospitalization services, and others such as ambulance service, medications, medical equipment, prosthetics, eyeglasses, dental prosthetics, and transportation expenses for medical appointments and treatments. In addition, the victim and/or his or her family may recover the following expenses:</p>	<p>The claimant must submit in writing the application to the office located at</p> <p><u>Physical Address</u> Metropolitan Building Research Center and San Juan Complaints Peñuelas Street Corner Guarionex no. 67 San Juan, Puerto Rico</p> <p><u>Mailing Address</u></p>	

Jurisdiction	Eligibility (Income, Residency or Time Period Requirements)	Coverage (What services are covered? How are key terms defined?)	Application Process	Notice/Recordkeeping Requirements
	<p>Compensation Office and Victim Services and Witnesses of Crime. 25 Laws P.R. Ann. § 981.</p> <p>A victim who is a nonresident of Puerto Rico who suffers bodily injury, disease or death as a direct result of the commission of a crime in Puerto Rico and the jurisdiction in which he/she resides does not provide for compensation to victims of crime, is eligible to receive compensation from the Compensation Office and Victim Services and Witnesses of Crime. <i>Id.</i></p> <p>A person who is a legal resident of Puerto Rico and persons who are not residents that suffer damages or death for a crime related to an act of terrorism that occurred in Puerto Rico is eligible to receive compensation from the Compensation Office and Victim Services and Witnesses of Crime. <i>Id.</i></p> <p>Legal residents of Puerto Rico who are victims to</p>	<ul style="list-style-type: none"> • Reasonable expenses incurred for psychological or psychiatric treatment, including medication and transportation expenses. • Income that the victim would have earned if he/she or his/her family had not suffered the injury; • Reasonable funeral, burial or cremation expenses (up to \$3,000); • If the victim dies as a result of the crime, reasonable expenses incurred for the psychological or psychiatric treatment of the surviving claimants of the victim, who resided with the latter, or up to a second degree of consanguinity even when not residing with the victim (up to \$1,000); • If the victim dies as a result of the crime, loss of support (up to \$1,000) to the surviving claimants of the victim who resided with the latter, or up to a second degree of consanguinity that did not reside with the victim, and who shall not receive any benefits other than government financial aids; • Transportation expenses to relatives who cared for the victim (up to \$1,000); • Attorney fees or costs (up to \$1,500); • Losses due to mental anguish and suffering are not recoverable. <p>25 Laws P.R. Ann. § 981h.</p> <p>To be eligible one must be a victim of one of the following crimes: murder, manslaughter, negligent homicide, sexual assault, kidnapping, aggravated kidnapping, child abduction, domestic violence, child</p>	<p>Compensation Office and Victim Services Justice Department PO Box 9020192 San Juan, PR 00902-0192</p> <p>The application can be found online at http://www.justicia.pr.gov/wp-content/uploads/2015/05/Solicitud_Compensaci%C3%B3n_2014.pdf.</p> <p>The claimant must enclose with the application all the medical reports available regarding the injury for which compensation is requested, provide personal information concerning the victim and the claimant, and provide information concerning the crime.</p> <p>Further information can be found online at http://www.justiciaretomatuvida.com/ or by telephone at (787) 721-3997 or (787) 722-7500 or (787) 723-2276.</p> <p>Upon receipt of the application, the Director shall investigate and resolve all the claims and shall ensure the rights of the parties. Any claimant who is not satisfied with the decision of the Director may request a reconsideration of the decision. 25 Laws P.R. Ann. § 981k.</p> <p>The victim must cooperate with the corresponding authorities in all phases of solving and prosecuting the persons</p>	

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	<p>terrorism outside of the jurisdiction of the United States of America or in any state that does not have a crime victims compensation program in effect. <i>Id.</i></p> <p>The victim must report to law enforcement the commission of the criminal conduct that caused the injury within ninety-six (96) hours, unless there is just cause for the delay. 25 Laws P.R. Ann. § 981f.</p> <p>A victim is not eligible for compensation when one or more of the following circumstances are present:</p> <p>The crime is committed while the victim is confined in a penal institution or has not served the total penalty imposed;</p> <p>The victim was engaged in criminal conduct at the time of the crime;</p>	<p>abuse lewd acts and aggravated robbery when physical injury is inflicted to the victim. 25 Laws P.R. Ann. § 981d.</p> <p>A person who is related to the victim by legal or consensual ties, consanguinity or affinity up to the second degree that resides with him/her at the time of events, is eligible to receive compensation from the Compensation Office and Victim Services and Witnesses of Crime. 25 Laws P.R. Ann. § 981.</p> <p>A person who depends on the victim for more than fifty percent (50%) of his/her subsistence expenses is eligible to receive compensation from the Compensation Office and Victim Services and Witnesses of Crime. <i>Id.</i></p> <p>A person who suffers an injury or dies on being attacked for preventing or trying to prevent the commission of a crime is eligible to receive compensation from the Compensation Office and Victim Services and Witnesses of Crime. <i>Id.</i></p>	<p>responsible for committing the crime. 25 Laws P.R. Ann. § 981d.</p> <p>The victim must apply for the benefits within six (6) months following the date of the crime, unless there is just cause. <i>Id.</i></p>	

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	<p>The crime occurred prior to July 1, 1998;</p> <p>The claimant received compensation for the same crime from a crime victim compensation program;</p> <p>The benefit to be granted to the victim turns out to be in favor, wholly or partially, of the person who directly committed the crime; or</p> <p>The victim attempts to obtain the benefits through fraud or the use of false information.</p> <p>25 Laws P.R. Ann. § 981e.</p>			
Rhode Island	<p>There are no eligibility restrictions based on immigration status.</p> <p>There is no specific time period within which the assault must be reported.</p> <p>The victim does not pay for the examination. If the victim has no insurance, the facility will pay for the examination.</p>	<p>Every health care facility that has an emergency medical care unit shall provide to every person prompt life saving medical care treatment in an emergency, and a sexual assault examination for victims of sexual assault without discrimination on account of economic status or source of payment, and without delaying treatment for the purpose of a prior discussion of the source payment unless the delay can be imposed without material risk to the health of the person. I.I. Gen. Laws Section 23-17-26.</p>		

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South Carolina	<p>There are no eligibility restrictions based on immigration status.</p> <p>A report to the authorities must be made.</p> <p>The victim does not pay for the examination. The South Carolina Crime Victim's Compensation Fund pays if the offense occurred in South Carolina.</p> <p>South Carolina Code, § 16-3-1350 provides that South Carolina must ensure that a victim of criminal sexual conduct in any degree, criminal sexual conduct with a minor in any degree, or child sexual abuse must not bear the cost of his or her routine medicolegal exam following the assault if the victim has filed an incident report with a law enforcement agency. These exams must include treatment for venereal disease, and must include medication for pregnancy prevention if indicated and</p>	<p>South Carolina Code, § 16-3-1350 provides that South Carolina must ensure that a victim of criminal sexual conduct in any degree, criminal sexual conduct with a minor in any degree, or child sexual abuse must not bear the cost of his or her routine medicolegal exam following the assault if the victim has filed an incident report with a law enforcement agency. These exams must include treatment for venereal disease, and must include medication for pregnancy prevention if indicated and if desired. SC Code Ann. § 16-3-1350.</p>	<p>A licensed health care facility, may file a claim for reimbursement directly to the South Carolina Crime Victim's Compensation Fund if the offense occurred in South Carolina. SC Code Ann. § 16-3-1350.</p> <p>For more information see: http://www.sova.sc.gov/rights.html</p>	

Jurisdiction	Eligibility (Income, Residency or Time Period Requirements)	Coverage (What services are covered? How are key terms defined?)	Application Process	Notice/Recordkeeping Requirements
	if desired. SC Code Ann. § 16-3-1350.			
South Dakota	<p>There are no eligibility restrictions based on immigration status.</p> <p>A report to the authorities must be made.</p> <p>The victim does not pay for the examination. The county in which the alleged sexual assault occurred pays for the examination.</p> <p>S.D. Codified Laws § 22-22-26.</p>	<p>The relevant statute states as follows: " If a physician, hospital, or clinic examines the victim of an alleged rape or sexual offense the examination shall be provided without cost to the victim. The physician, hospital, or clinic shall be paid for the cost of the examination by the county where the alleged rape or sexual offense occurred, which shall be reimbursed by any defendant if convicted." S.D. Codified Laws § 22-22-26.</p>	<p>Billing of sexual assault victims for forensic examinations is prohibited. The examination is paid for by the county where the alleged rape occurred (or the defendant is convicted of the assault). Must report the assault to the state. S.D. Codified Laws § 22-22-26.</p>	
Tennessee	<p>There are no eligibility restrictions based on immigration status.</p> <p>T.C.A. § 29-13-118.</p> <p>There is no requirement that the victim report the incident to law enforcement or to cooperate in the prosecution of the crime. <i>Id.</i></p> <p>No law enforcement official shall require a victim of a sexual offense</p>	<p>Under relevant Tennessee law, a victim of a sexually-oriented crime "shall be entitled to forensic medical examinations without charge to the victim. No bill for the examination shall be submitted to the victim, nor shall the medical facility hold the victim responsible for payment." T.C.A. § 29-13-118(b).</p> <p>A victims of a sexually-oriented crime are eligible for payment from the criminal injuries compensation fund. <i>Id.</i></p> <p>Notwithstanding any provision of this part to the contrary, the victims shall not be required to report the incident to law enforcement officers or to cooperate in the prosecution of the crime in order to be eligible for payment of forensic medical examinations. T.C.A. § 29-13-118(b)(2).</p>	<p>The victim may seek reimbursement for out of pocket expenses incurred as a direct result of personal injuries sustained by a criminal offense under the Criminal Injuries Compensation Program. T.C.A. § 29-13-118.</p> <p>In order to seek compensation from the Criminal Injuries Compensation Fund the sexual offense must have occurred within the borders of Tennessee or the victim is a resident of Tennessee and the crime incurred in a state without a victim's compensation fund.</p> <p>A claim application to the Criminal Injuries Compensation Fund must be filed within one year after the date of the</p>	

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	<p>to submit to a polygraph examination to detect deception or verify the truth of statements.</p> <p>T.C.A. § 38-3-123.</p> <p>The victim may seek reimbursement for out of pocket expenses incurred as a direct result of personal injuries sustained by a criminal offense under the Criminal Injuries Compensation Program. T.C.A. § 29-13-118.</p> <p>In order to seek compensation from the Criminal Injuries Compensation Fund the sexual offense must have occurred within the borders of Tennessee or the victim is a resident of Tennessee and the crime incurred in a state without a victim's compensation fund.</p> <p>A claim application to the Criminal Injuries Compensation Fund must be filed within one year after the date of the criminal act, unless good</p>	<p>Under the relevant Tennessee law, a "forensic medical examination" means an examination provided to a victim of a sexually-oriented crime by 6 any health care provider who gathers evidence of a sexual assault in a manner suitable for use in a court of law. T.C.A. § 29-13-118(a).</p> <p>(b)(1) A victim of a sexually-oriented crime, defined as a violation of § 39-13-502, 39- 13-506, 39-13-522, 39-13-527, 39-13-531, and 396-13-532, shall be entitled to forensic medical examinations without charge to the victim. No bill for the examination shall be submitted to the victim, nor shall the medical facility hold the victim responsible for payment. All claims for forensic medical examinations are eligible for payment from the criminal injuries compensation fund, created under § 40-24-107. (2) Notwithstanding any provision of this part to the contrary, the victims shall not be required to report the incident to law enforcement officers or to cooperate in the prosecution of the crime in order to be eligible for payment of forensic medical examinations.</p>	<p>criminal act, unless good cause can be shown for not doing so.</p> <p>Application may be made by completing the form found at http://treasury.tn.gov/injury/.</p>	

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	cause can be shown for not doing so.			
Texas	<p>There are no eligibility restrictions based on immigration status.</p> <p>A sexual assault victim is entitled to a forensic medical examination if, within 96 hours of the offense, the offense is reported to a law enforcement agency or a forensic medical examination is otherwise conducted at a health care facility. Tex. Code. Crim. Proc. Art. 56.021(a)(6).</p> <p>If a sexual assault victim reports the crime to a law enforcement agency within 96 hours of the assault, the law enforcement agency, with the consent of the victim, <i>shall</i> request a forensic medical examination of the victim of the alleged assault for use in the investigation or prosecution of the offense. Tex. Code. Crim. Proc. Art. 56.06(a).</p>	<ul style="list-style-type: none"> • If a sexual assault victim reports the crime within 96 hours or arrives at a medical facility within 96 hours of the crime, then either law enforcement or the Department of Public Safety will incur the cost of a forensic sexual assault examination. However, the medical costs associated with the forensic sexual assault examination are not covered by the law enforcement agency and the victim may be held financially responsible for those costs. A victim may seek reimbursement of these costs from the Crime Victim Compensation Fund. • To receive compensation for the medical costs associated with a forensic sexual assault examination, a sexual assault victim must submit an application to the Texas Crime Victims Compensation Fund. Tex. Code Crim. Proc. Art. 56.31. • To be eligible for reimbursement from the Victims' Compensation Fund, the "victim" must be a resident of Texas or a resident of the United States. Tex. Code Crim. Proc. Art. 56.32. <p>Texas requires emergency rooms to provide a standard information form for sexual assault victims that must include information regarding treatment of sexually transmitted infections and pregnancy, including:</p> <ul style="list-style-type: none"> • Generally accepted medical procedures; • Appropriate medications; and 	<ul style="list-style-type: none"> • To be eligible for the Crime Victims' Compensation Fund the crime must occur in Texas to a Texas resident or a United States resident or the crime must invoice a Texas resident who becomes a victim in another state or country that does not have crime victims' compensation benefits for which the victim would be eligible. Tex. Code Crim. Proc. Art. 56.32. • To obtain funds from the Crime Victims' Compensation Fund the crime must be reported to the appropriate law enforcement agency within a reasonable period of time, but not so late as to interfere with or hamper the investigation and prosecution of the crime. Tex. Code Crim. Proc. Art. 56.46. • An application for funds must be filed within three years from the date of the crime. The time may be extended for good cause, including the age of the victim or the physical or mental incapacity of the victim. Tex. Code Crim. Proc. Art. 56.37. • Victims of sexual assault who have had a medical sexual assault forensic examination 	<p>A victim of sexual assault is entitled to (1) if requested, the right to a disclosure of information regarding any evidence that was collected during the investigation of the offense, (2) if requested, the right to a disclosure of information regarding the status of any analysis being performed of any evidence that was collected during the investigation of the offense, (3) if requested, the right to be notified of the results of any DNA analysis. Tex. Code Crim. Proc. Art. 56.021.</p>

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	<p>If a sexual assault victim does not report the crime to law enforcement agency within 96 hours of the assault, the law enforcement agency, with the consent of the victim, <i>may</i> request a forensic medical examination of the victim of the alleged assault for use in the investigation or prosecution of the offense. Tex. Code. Crim. Proc. Art. 56.06(b).</p> <p>A law enforcement agency that requests a forensic medical examination of a victim of an alleged sexual assault for use in the investigation or prosecution of the offense shall pay all costs of the forensic examination. Tex. Code. Crim. Proc. Art. 56.06(c). However, the medical costs associated with the forensic sexual assault examination are not covered by the law enforcement agency and the victim may be held financially responsible for those costs. A victim may seek reimbursement of</p>	<ul style="list-style-type: none"> • Any contraindications of the medications prescribed for treating sexually transmitted infections and preventing pregnancy. • Tex. Health and Safety Code Ann. § 323.005. 	<p>conducted at a hospital on or after September 1, 2015, and incurred costs for emergency medical care associated with the medical sexual assault forensic examination should complete the Application for Emergency Medical Care. This application gives the victim the option to only seek reimbursement for the costs for that emergency medical care. The application can be found at many hospitals, prosecutors offices, online at https://www.texasattorneygeneral.gov/files/cvs/application_for_emergency_medical_care.pdf or by calling the Crime Victims' Compensation Program in the Office of the Attorney General at 1-800-983-9933.</p>	

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	<p>these costs from the Crime Victim Compensation Fund.</p> <p>Law enforcement agencies may seek reimbursement from the Crime Victims' Compensation Program for forensic sexual assault examination in an amount not to exceed \$1000 for dates of crimes on or after July 15, 2016 and for crimes occurring prior to July 15, 2016 the amount shall not exceed \$700.00. https://www.texasattorneygeneral.gov/cvs/reimbursement-for-sexual-assault-examinations.</p> <p>If a sexual assault victim does not report the crime to a law enforcement agency, the Department of Public Safety shall pay the appropriate fees for the forensic portion of the medical examination if (1) the victim arrives at a health care facility within 96 hours after the assault occurred and (2) the victim consents to the</p>			

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	<p>examination. Tex. Code Crim. Proc. Art. 56.065.</p> <p>Before conducting the forensic medical examination of a person who consents to such an examination the physician or medical personnel shall offer the victim the opportunity to have an advocate from a sexual assault program present with the person during the examination, if the advocate is available at the time of the examination.</p> <p>Tex. Code Crim. Proc. Ar. 56.045.</p>			
U.S. Virgin Islands	<p>There are no eligibility restrictions based on immigration status</p> <p>A report to the authorities must be made. 34 V.I.C. § 206 (a).</p> <p>The licensed health care facility, not the victim, pays for the routine sexual assault examination. The licensed health care facility may file a claim for reimbursement directly to</p>	<p>The relevant U.S. Virgin Islands statute provides that "alleged victims of criminal sexual assault, in any degree, or child sexual abuse shall not bear the cost of the routine medicolegal exam following the assault, provided the victim has filed an incident report with the U.S. Virgin Islands Police Department. 34 V.I.C. § 206 (a).</p> <p>The "routine medicolegal exam" must be standardized relevant to medical treatment and to gathering evidence from the body of the victim and must be based on and must meet minimum standards for rape exam protocol as developed by the U.S. Virgin Islands Police Department. 34 V.I.C. § 206 (b).</p> <p>The exams shall include treatment for venereal disease</p>	<p>Victims of sexual assault can obtain reimbursement for medical and other expenses incurred as a result of personal injury through the Criminal Victims Compensation Commission. 34 V. I. C. §§151-179. The application can be obtained by contacting the Criminal Victims Compensation Commission by telephone (340) 713-1612 or by email criminalvictimsusv1@gmail.com or at one of the following offices:</p> <p>ST. Croix Office of Legal Counsel 3011 Golden Rock Christiansted</p>	

Jurisdiction	Eligibility (Income, Residency or Time Period Requirements)	Coverage (What services are covered? How are key terms defined?)	Application Process	Notice/Recordkeeping Requirements
	<p>the Virgin Islands Criminal Compensation Commission.</p> <p>34 V.I.C. § 206 (a).</p>	<p>and shall include medication for pregnancy prevention, if desired. 34 V.I.C. § 206 (b).</p> <p>Victims of sexual assault can obtain reimbursement for medical and other expenses incurred as a result of personal injury through the Criminal Victims Compensation Commission. 34 V. I. C. §§151-179.</p>	<p>St. Croix, USVI 00820-4355 Telephone: (340) 713-1612 Fax: (340) 773-0990</p> <p>ST. Thomas /St. John Office Legal Counsel Knud Hansen Complex 1303 Hospital Ground St. Thomas, USVI 00802 Telephone: (340) 774-1166 Fax: (340) 774-3466</p>	
Utah	<p>There are no eligibility restrictions based on immigration status.</p> <p>A sexual assault forensic examination shall be reported by the health care provider who performs the examination to law enforcement. Utah Admin. Code Rule R270-1-22.</p> <p>Victims shall not be charged for sexual assault examinations. <i>Id.</i></p> <p>Victims shall not be required to participate in the criminal justice system or cooperate with law enforcement or prosecuting attorneys as a condition of being provided a sexual</p>	<p>The following services may be considered as part of the sexual assault forensic examination:</p> <ul style="list-style-type: none"> • fees for the collection of evidence, including history, physical, and collection of specimens; • emergency department services, including emergency room, clinic room or office room fee, cultures and tests for sexually transmitted diseases, and pregnancy test; • morning after pill or high does oral contraceptives for the prevention of pregnancy; and • treatment for the prevention of sexually transmitted diseases up to four weeks. <p>Utah Admin. Code Rule R270-1-22.</p> <p>The relevant statutes define victim as "a person who suffers bodily or psychological injury or death as a direct result of criminally injurious conduct . . ." and medical examinations as "a physical examination necessary to document criminally injurious conduct but does not include mental health evaluations for the</p>	<p>The victim of sexual assault is not billed for the forensic sexual assault exam; rather, the medical provider pays for the exam and seeks reimbursement from the Crime Victims Reparations Office. Utah Admin. Code Rule R270-1-22. However, the victim of sexual assault may seek to recover medical costs not covered by the forensic sexual assault exam. <i>Id.</i> In order to recover these additional medical expenses through the Crime Victims Reparations Office, the victim must be a resident of Utah or the crime occurred in Utah, the victim must report the crime to the law enforcement agency, and the victim must cooperate fully with law enforcement. Utah Code § 63M-7-509. The maximum reimbursement is \$25,000. Utah Code § 63M-7-511. Application may be made by completing the application found at http://www.crimevictim.utah.gov/Comp/CVRAApplication_English.pdf. or by contacting the Utah Office for Victims of</p>	

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	<p>assault forensic examination. <i>Id.</i></p> <p>The Utah Office of Crime Victim Reparations Office may reimburse the health care provider up to \$750.00 for a full examination and may also pay for the cost of medication and/or pharmacological management and consultation provided for the purpose of obtaining free medications and 70% of the eligible hospital services and supplies. Payment to the hospital or other eligible facility for the rent or use of an examination room or space for the purpose of conducting a sexual assault forensic exam shall not exceed \$350.00. <i>Id.</i></p> <p>Victims of a sexual assault can seek reimbursement of medical costs beyond that what is covered in the sexual forensic exam through the Crime Victim Reparations Office. <i>Id.</i> In order to recover these additional medical</p>	<p>prosecution and investigation of a crime." Utah Code § 63M-7-502.</p>	<p>Crime located at</p> <p>350 East 500 South Suite 200 Salt Lake City, Utah 84111 (801) 238-2360 or Toll Free 1-800-621-7444 Fax (801) 533-4127</p>	

Jurisdiction	Eligibility (Income, Residency or Time Period Requirements)	Coverage (What services are covered? How are key terms defined?)	Application Process	Notice/Recordkeeping Requirements
	<p>expenses through the Crime Victims Reparations Office, the victim must be a resident of Utah or the crime occurred in Utah, the victim must report the crime to the law enforcement agency, and the victim must cooperate fully with law enforcement.</p> <p>The application for reimbursement for the sexual assault examination must be submitted to the Crime Victim Reparations Office within one year of the examination. <i>Id.</i></p>			
Vermont	<p>There are no eligibility restrictions based on immigration status.</p> <p>A victim or a dependent of a victim shall, upon application, be eligible for compensation if:</p> <ol style="list-style-type: none"> 1. a law enforcement official has filed a report concluding that a crime was committed which resulted in the injury or death of the victim; and 	<p>The Sexual Assault Program of the Vermont Center for Crime Victim Services can provide victims of sexual assault with financial resources for the following services:</p> <ul style="list-style-type: none"> • Sexual Assault Examination • Screening for sexual transmitted infections (STI) and prophylaxis • Pregnancy testing • Treatment for injuries from the sexual assault • 2 follow-up medical care visits • Mental health counseling (up to 20 visits) <p>http://www.ccvs.state.vt.us/helpnowvt If the application is approved, the Board shall authorize cash payments, not to exceed \$10,000.00, to or on behalf of the applicant, equal to the unreimbursed</p>	<p>The application for compensation shall be signed by the applicant and shall contain at least the following information which shall be provided subject to the penalties of perjury:</p> <ol style="list-style-type: none"> 1. A description of the date, nature and circumstances of the crime. 2. A complete financial statement, including pecuniary losses and the extent to which the applicant has been or may be indemnified for these expenses from any source. 3. When appropriate, a statement indicating the extent of any disability resulting from the injury. 	<p>If you are under the age of 18, the sexual assault will be reported to the VT Dept. of Children and Families. If you over the age of 18, the sexual assault does NOT have to be reported to the police. http://www.ccvs.vermont.gov/helpnowvt</p>

Jurisdiction	Eligibility (Income, Residency or Time Period Requirements)	Coverage (What services are covered? How are key terms defined?)	Application Process	Notice/Recordkeeping Requirements
	<p>2. the crime was committed in this state; or</p> <p>3. the victim is a Vermont resident, the state in which the crime occurred does not have an eligible crime victim's compensation program and the applicant would have been eligible for compensation under this chapter if the crime had been committed in this state; or</p> <p>4. the victim is a Vermont resident who is injured or killed by an act of terrorism outside the United States, to the extent that compensation is not otherwise available under federal law.</p> <p>13 V.S.A. 5353 (a) A victim or a dependent of a victim shall be eligible for compensation for pecuniary losses sustained</p>	<p>pecuniary loss directly resulting from the injury or death of the victim. Applications approved in any fiscal year shall not exceed funds appropriated and authorized in that fiscal year for this purpose. 13. V.S.A. 5356</p> <p>A Sexual Assault Nurse Examiner (only available through hospital emergency rooms) can provide an emergency contraceptive to avoid pregnancy as a result of sexual violence. http://www.ccvs.vermont.gov/helpnowvt</p>	<p>4. When reasonably available, copies of all law enforcement reports and reports from all health care providers who treated or examined the victim at the time of or after the crime or who treated or examined the dependent.</p> <p>5. The applicant's Social Security number for the purpose of making cash payment to the applicant in accordance with section 5356 of this title.</p> <p>13. V.S.A. 5353 (c) Application for Vermont Victims Compensation is available here: http://www.ccvs.state.vt.us/compensation-application</p>	

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	<p>as a result of a crime which occurred after July 1, 1987 if the losses occurred on or after July 1, 1990. A victim who is under the age of 18 at the time the application for compensation is filed shall be eligible for compensation for pecuniary losses sustained as a result of a crime, no matter when the crime occurred, if the losses occurred on or after July 1, 1990. A victim shall be eligible for compensation for pecuniary losses sustained as a result of a crime which occurred before July 1, 1987 if at the time of application the case is being investigated or is being prosecuted. 13 V.S.A. 5353</p>			
Virginia	<p>There are no eligibility restrictions based on income.</p> <p>The following persons shall be eligible for awards pursuant to this chapter unless the award would directly and unjustly benefit the person who is criminally responsible:</p>	<p>All medical fees expended in the gathering of evidence for all criminal cases where medical evidence is necessary to establish a crime has occurred and for cases involving abuse of children under the age of 18 shall be paid by the Commonwealth out of the appropriation for criminal charges, provided that any medical evaluation, examination, or service rendered be performed by a physician or facility specifically designated by the attorney for the Commonwealth in the city or county having jurisdiction of such case for such a purpose; provided that all medical fees expended in the gathering of evidence through physical</p>	<p>The Request for Payment Form, to be completed by healthcare facility/providers, is available here: http://www.cicf.state.va.us/pdf/RPF.pdf</p> <p>Additional information is available here: http://www.cicf.state.va.us/pdf/SAFE-Policy-Guidelines.pdf</p>	<p>Mandatory reporting requirements for child and elder abuse apply. http://www.cicf.state.va.us/forensic_exams.shtml</p> <p>Patients 13 years of age and older shall not be required to participate in the criminal justice system or cooperate with law-enforcement authorities in order to have a</p>

Jurisdiction	Eligibility (Income, Residency or Time Period Requirements)	Coverage (What services are covered? How are key terms defined?)	Application Process	Notice/Recordkeeping Requirements
	<ol style="list-style-type: none"> 1. A victim of a crime or the parent or guardian of a minor who is the victim of a crime. 2. A surviving spouse, parent, grandparent, sibling or child, including posthumous children, of a victim of a crime who died as a direct result of such crime. 3. Any person, except a law-enforcement officer engaged in the performance of his duties, who is injured or killed while trying to prevent a crime or an attempted crime from occurring in his presence, or trying to apprehend a person who had committed a crime in his presence or had, in fact, 	<p>evidence recovery kit examinations conducted on victims complaining of sexual assault under Article 7 (§ 18.2-61 et seq.) of Chapter 4 of Title 18.2 shall be paid by the Commonwealth pursuant to subsection F of § 19.2-368.11:1. Va. Code Ann. 19.2-165.1</p> <p>Eligible Expenses include:</p> <ul style="list-style-type: none"> • Forensic Examiner Services. Forensic examiner fees include all of the following, as patient need and preference dictates: (i) History and documentation of the alleged sexual assault; (ii) Head-to-toe physical examination; (iii) Anogenital examination, with or without the use of a colposcope and/or anoscope; (iv) Written and/or photographic documentation of evidence and injuries; (v) Collection of specimens for laboratory testing; (vi) Completion of the Commonwealth of Virginia’s Department of Forensic Sciences’ PERK for acute forensic examinations; (vii) Administration of prophylactic medication for the prevention of pregnancy and sexually transmitted diseases; and (viii) All space, medical equipment, and supplies required to complete above listed services. • Fees for the services of a physician to conduct a medical screening examination. • Fees for the patient to be transported by ambulance to a facility with the capacity to conduct the forensic examination. • Laboratory. (i) Testing for sexually transmitted diseases: (1) culture or nucleic acid amplification test for Chlamydia and 		<p>PERK collected or paid for (noted on the RPF as a restricted report or unreported crime); however, providers should adhere to all applicable mandatory reporting laws as well as mandatory reporting policies established by the respective healthcare facility. http://www.cicf.state.va.us/pdf/SAFE-Policy-Guidelines.pdf</p>

Jurisdiction	Eligibility (Income, Residency or Time Period Requirements)	Coverage (What services are covered? How are key terms defined?)	Application Process	Notice/Recordkeeping Requirements
	<p>committed a felony.</p> <p>4. A surviving spouse, parent, grandparent, sibling or child, including posthumous children, of any person who dies as a direct result of trying to prevent a crime or attempted crime from occurring in his presence, or trying to apprehend a person who had committed a crime in his presence or had, in fact, committed a felony.</p> <p>5. Any other person legally dependent for his principal support upon a victim of crime who dies as a result of such crime, or legally dependent for his principal support upon any person who dies as a</p>	<p>Gonorrhea, (2) blood testing for syphilis, Hepatitis B and HIV, (3) wet mount, KOH test or urogenital cultures for trichomoniasis and/or bacterial vaginosis); (ii) qualitative pregnancy testing by blood or urine; and (iii) the following tests may be considered eligible as long as performed for a specific forensic purpose: (1) blood testing for Hepatitis C or Hepatitis Panel, (2) urine or blood testing for alcohol or drugs, (3) cultures for HSV (Herpes simplex virus) or HPV (human papillomavirus), (4) quantitative pregnancy testing and (5) other laboratory testing deemed forensically necessary (justification must be included on the RPF).</p> <ul style="list-style-type: none"> • Medications. (i) Pregnancy prophylaxis (emergency contraception), (ii) sexually transmitted disease prophylaxis: (1) antimicrobial medication for the prevention of Chlamydia, gonorrhea and trichomoniasis, and (2) post-exposure hepatitis B vaccine, without HBIG (Hepatitis B immune globulin); and (iii) one dose sedative, antidepressant or tranquilizer, and (iv) antiemetic. • Other expenses for services necessary to conduct the forensic examination may be considered, however a detailed explanation must be included. • HIV PEP and related services: (i) initial (baseline) and follow-up laboratory testing to administer prophylactic medication for the prevention of HIV ((1) HIV test, (2) complete blood count (CBC) and (3) serum chemistry), (ii) full-course of HIV PEP medication as 		

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	<p>direct result of trying to prevent a crime or an attempted crime from occurring in his presence or trying to apprehend a person who had committed a crime in his presence or had, in fact, committed a felony.</p> <p>Va. Code Ann. 19.2-368.4</p> <p>A resident of Virginia who is the victim of a crime occurring outside Virginia and any other person as defined in subsection A who is injured as a result of a crime occurring outside Virginia shall be eligible for an award pursuant to this chapter if (i) the person would be eligible for benefits had the crime occurred in Virginia and (ii) the state, country or territory in which the crime occurred does not have a crime victims' compensation program deemed eligible pursuant to</p>	<p>prescribed by the health care provider(s), (iii) anti-nausea medication as prescribed by the health care provider(s), up to a 28-day supply, (iv) follow-up physical examination by a primary care physician, obstetrician/gynecologist, or other health care provider for the purpose of monitoring overall health while taking the HIV PEP medication.</p> <p>Ineligible expenses</p> <ul style="list-style-type: none"> • Except as outlined above, the following expenses are not eligible for payment by the SAFE Payment Program; however, certain expenses that are considered crime-related may be eligible for compensation by patient application to CICF: (i) treatment of injuries or existing medical conditions, (ii) follow-up appointments that are not forensic in nature, (iii) follow-up laboratory testing or medication, (iv) duplicative services, (v) medications filled off-site, (vi) air transport, (vii) counseling, and (viii) lost wages due to physical or emotional injury. <p>http://www.cicf.state.va.us/pdf/SAFE-Policy-Guidelines.pdf</p> <p>If a patient incurs costs for ineligible expenses, including treatment for injuries, subsequent medical care, counseling, time missed from work, moving expenses, etc., he or she may wish to file an application with the Virginia Criminal Injuries Compensation Fund (CICF). In order to be eligible for CICF, the patient must report the crime to law enforcement and</p>		

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	<p>the provisions of the federal Victims of Crime Act and does not compensate nonresidents. Va. Code Ann. 19.2-368.4</p> <p>For SAFE claims, the alleged sexual assault must have occurred within the Commonwealth of Virginia or, for crimes that occur outside of the Commonwealth, within a military establishment or under investigation by a military entity, or within a jail or correctional institution, the provider should contact the entity requesting the examination for payment instructions. http://www.cicf.state.va.us/pdf/SAFE-Policy-Guidelines.pdf</p>	<p>cooperate with prosecution efforts. Claim forms can be found at www.cicf.state.va.us or at local victim-serving programs. Payment of a forensic exam does not guarantee payment of additional crime-related costs submitted to CICF as the process and eligibility requirements differ. If a patient does not wish to file a crime victim compensation claim through CICF or if the patient is ineligible for crime victim compensation (not reporting the crime to law enforcement, for instance), the patient and/or the patient's health insurance will be responsible for all expenses beyond the forensic exam.</p> <p>http://www.cicf.state.va.us/pdf/SAFE-Policy-Guidelines.pdf</p>		
Washington	<p>There are no eligibility restrictions based on immigration status.</p> <p>No compensation of any kind shall be available under this chapter if the criminal act is not reported by the victim or someone on his or her behalf to a local police department or sheriff's office within</p>	<p>Crime Victims Compensation Program will cover the following items when billed in conjunction with the initial sexual assault examination provided all other conditions satisfy RCW 7.68.170. Examination costs of sexual assault victims paid by state.</p> <ul style="list-style-type: none"> • Laboratory – Cultures, Diagnostic Tests, Urine Serum Drug & Alcohol screen, CBC, Tests for baselines: HIV, Hep B, Hep C, STDs, Pregnancy. • Diagnostics and Radiology - X-rays, Sonograms, CT Scans, MRI. 	<ul style="list-style-type: none"> • The claimant is not required to file an application for benefits and may not be billed for these costs. If the examination includes treatment (i.e. setting broken bone, repair a laceration) or if the claimant will require follow-up treatment (i.e. remove cast, remove stiches, mental health counseling), a timely Application for Benefits must be filed with the Crime Victims 	None required by statute.

Jurisdiction	Eligibility (Income, Residency or Time Period Requirements)	Coverage (What services are covered? How are key terms defined?)	Application Process	Notice/Recordkeeping Requirements
	<p>twelve months of its occurrence or, if it could not reasonably have been reported within that period, within twelve months of the time when a report could reasonably have been made. In making determinations as to reasonable time limits, the department shall give greatest weight to the needs of the victims.</p> <p>Wash. Rev. Code §7.68.060(1)(b). The criminal act can be reported to any of the following:</p> <ul style="list-style-type: none"> • Local law enforcement (city, county or state police agencies); • Federal police; • Indian tribal police; • Military police; or • Child Protective Services (CPS) when they have reported to local police. <p>Wash. Adm. Code §296-30-060.</p>	<ul style="list-style-type: none"> • Injections, Take-Home Drugs, Self-Administered Drugs - Sedative medications, Pain Medications, Substances related to exam procedure, Vaccines, Antibiotics. • Post coital contraception. • Prophylaxis for sexually transmitted diseases. • Hepatitis B Immune Globulin. • Tetanus Toxoid vaccine. • Up to a 28-day course of HIV therapy medication • Repeat Laboratory tests up to 13 months after exposure • Transportation to a hospital maybe covered if personal transport is not available or if the emergency transport is medically necessary. • Transportation to another hospital maybe covered if personal transport is not available or if the emergency transport is medically necessary. Medical care and stabilization at the first hospital can be covered. For billing it would be helpful to know the patient was sent to another facility. <p>A maximum of three counseling sessions may be authorized for the purpose of desensitizing a child victim to the physical sexual assault examination. This is used in the event the child victim is unable to complete the physical sexual assault examination, after the exam has been initiated. These counseling sessions are billed with and paid for as part of the sexual assault examination.</p> <p>If a follow-up visit is a continuation of the initial sexual assault examination, a report must be submitted to support the follow-up visit was for the purpose of</p>	<p>Compensation Program in order for the treatment to be considered for payment.</p> <ul style="list-style-type: none"> • Payment for treatment of injuries sustained during the sexual assault will only be considered when a timely Application for Benefits is filed with the Crime Victims Compensation Program. The claimant must file a police report and an Application for Benefits. If the claimant does not file an Application for Benefits, all follow-up treatment and associated costs will be the claimant's responsibility. <p>Washington State Department of Labor & Industries. http://www.lni.wa.gov/forms/pdf/F800-100-000.pdf The Crime Victim's Application for Benefits is available here: http://www.lni.wa.gov/FormPub/Detail.asp?DocID=1967</p>	

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		<p>gathering evidence. Services that aren't covered</p> <ul style="list-style-type: none"> Supplies associated with the treatment of physical injuries sustained during a sexual assault are not payable with the initial sexual assault exam. Follow-up visits that are not a continuation of initial exam, treatment of injuries sustained during a sexual assault or therapies for injuries sustained during the sexual assault are not payable under the initial sexual assault claim. <p>Payment for treatment of injuries sustained during the sexual assault will only be considered when a timely Application for Benefits is filed with the Crime Victims Compensation Program. The claimant must file a police report and an Application for Benefits. If the claimant does not file an Application for Benefits, all follow-up treatment and associated costs will be the claimant's responsibility. Washington State Department of Labor & Industries. http://www.lni.wa.gov/forms/pdf/F800-100-000.pdf</p>		
West Virginia	<p>There are no eligibility restrictions based on immigration status.</p> <p>The crime must either have occurred in West Virginia, or must involve a West Virginia resident injured in another State without a compensation program, or</p>	<p>The payment shall cover all reasonable, customary and usual costs of the forensic medical examination. The costs of additional nonforensic procedures performed by the licensed medical facility, including, but not limited to, prophylactic treatment, treatment of injuries, testing for pregnancy and testing for sexually transmitted diseases, may not be paid from the fund. W. Va. Code 61-8B-16 (a)</p>	<p>An application may be requested here: http://www.legis.state.wv.us/joint/Victims/request.cfm</p> <p>Within two years after the occurrence of the criminally injurious conduct that is the basis of a claim, an application for an award of compensation shall be filed by a claimant, in duplicate. An application form may be obtained from the Clerk.</p>	<p>Nothing in this section shall be construed to require an alleged victim of sexual assault to participate in the criminal justice system or to cooperate with law enforcement in order to be provided a forensic medical examination pursuant to the</p>

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	<p>must involve a West Virginia resident injured outside the United States as a result of terrorism.</p> <p>Additional requirements:</p> <ul style="list-style-type: none"> • the crime must be reported to law enforcement officials within 72 hours (unless just cause exists); • the claimant must fully cooperate with law enforcement officials; • the claim must be filed within two years of the date of the incident (or, if under 18 years of age at the time of the crime, before the minor's 20th birthday); • the victim must suffer a personal injury; and • there must be an economic loss. <p>http://www.legis.state.wv.us/joint/Victims/eligibility.cfm</p>		<p>The application for an award of compensation shall contain the following information:</p> <ol style="list-style-type: none"> 1. The name and address of the victim of the criminally injurious conduct, the name and address of the claimant, and the relationship of the claimant to the victim; 2. The nature of the criminally injurious conduct that is the basis for the claim, as well as the time, date, and place of the conduct; 3. The law-enforcement agency or officer to whom the criminally injurious conduct was reported and the time and date it was reported; 4. A release authorizing the Court of Claims, the Court of Claims commissioners, and the claim investigator to obtain any report, document or information that relates to the determination of the claim for an award of compensation; 5. If the victim is deceased, the name and address of each dependent of the victim and the extent to which each is dependent upon the victim for care and support; 6. The nature and extent of the injuries that the victim sustained 	<p>provisions of this section. W. Va. Code 61-8B-16 (c)</p>

Jurisdiction	Eligibility (Income, Residency or Time Period Requirements)	Coverage (What services are covered? How are key terms defined?)	Application Process	Notice/Recordkeeping Requirements
	<p>The forensic medical examination must have been conducted within a reasonable time of the alleged violation. W. Va. Code 61-8B-16 (a)</p>		<p>from the criminally injurious conduct, the name and address of any person who gave medical treatment to the victim for the injuries, the name and address of any hospital or similar institution where the victim received medical treatment for the injuries, and whether the victim died as a result of the injuries;</p> <ol style="list-style-type: none"> 7. The total amount of the economic loss that the victim, a dependent or the claimant sustained or will sustain as a result of the criminally injurious conduct; 8. The amount of benefits or advantages that the victim, a dependent or other claimant has received or is entitled to receive from any collateral source for economic loss that resulted from the criminally injurious conduct, and the name of each collateral source; and 9. Any additional relevant information that the Court of Claims may require. <p>Rules of Practice and Procedure Under the West Virginia Crime Victims Compensation Act, Rule 4. http://www.legis.state.wv.us/joint/Victims/rules.cfm#rule4</p>	

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Wisconsin	<p>There are no eligibility restrictions based on immigration status.</p> <p><u>CVCP</u>. An innocent victim who suffers injury from a compensable crime as identified by law is eligible for compensation. Additional eligibility requirements are that:</p> <ul style="list-style-type: none"> • The victim's conduct must not have caused or contributed to the victim's death or injury. • The victim must not have committed a crime that led to the injury or death. • The crime must be reported to law enforcement within five days of the crime or within five days of when the crime could reasonably have been reported. • The victim must cooperate with law enforcement 	<p><u>CVCP</u>. The State of Wisconsin pays up to \$40,000 for out of pocket expenses that are not paid or payable by a private or group insurance plan, public funds, or any other source, including payments made by the offender. Eligible expenses include:</p> <ul style="list-style-type: none"> • Medical, hospital, surgical, pharmacy, and mental health counseling expenses. • Lost wages for medical disability. • Loss of support to a dependent of a crime victim who is killed. • Reasonable replacement costs of clothing or bedding held as evidence- up to \$300. • Reasonable replacement value of property held as evidence and rendered unusable by crime lab testing- up to \$200. • Reasonable and necessary costs for securing and cleaning a crime scene- up to \$1,000. • Cost of homemaker services. • Reasonable funeral expenses- up to \$2,000. <p>Wis. Stat. Ann 949.06, 949.08 https://www.doj.state.wi.us/ocvs/compensation/crime-victim-compensation-program-compensation-your-financial-losses</p> <p><u>SAFE Fund</u>. SAFE is available for payment of the costs of an examination that is done to gather evidence regarding a sex offense, any procedure during that examination process that tests for or prevents a sexually transmitted disease, and any medication provided or prescribed, during that examination process, that prevents or treats a sexually transmitted disease that the person performing the examination or procedure believes could be a consequence of the sex</p>	<p><u>[u]CVCP[u]</u>. The application for compensation is available here: https://www.doj.state.wi.us/ocvs/compensation/apply-crime-victim-compensation</p> <p><u>SAFE</u>. There is no application for compensation, but a Request for Payment Form (which must accompany each bill submitted) is available here: https://www.doj.state.wi.us/ocvs/not-crime-victim/sexual-assault-forensic-exam. The individual wishing to receive assistance from the SAFE Fund must contact the billing department at the hospital, inform them that they wish to have the forensic exam paid by the SAFE Fund, and the hospital can then submit the itemized bills to the Fund, along with the completed request for payment form.</p>	None required by statute.

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	<p>officials in their investigation and prosecution of the crime.</p> <ul style="list-style-type: none"> The applicant must file a claim within one year of the date of the crime. However, there are limited circumstances in which this requirement may be waived. If the application is not filed within 1 year, attach a written statement to the application explaining the reason for the delay. A victim who was a minor at the time of the crime may file within one year of turning 18. If the victim is listed on the statewide child support lien docket, certain requirements must 	<p>offense; provided, that compensation will not be paid for any processing or administrative costs, attorney fees, or other expenses. Wis. Stat. Ann 949.20, 949.26 The SAFE Fund may be able to pay for the Sexual Assault Forensic Exam. Medications other than Plan B may be reimbursed if directly related to the assault. https://www.doj.state.wi.us/ocvs/not-crime-victim/sexual-assault-forensic-exam</p>		

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	<p>be met in order to become eligible.</p> <ul style="list-style-type: none"> The applicant must cooperate with the Wisconsin Department of Justice by supplying requested information in a timely manner. <p>https://www.doj.state.wi.us/ocvs/compensation/crime-victim-compensation-program-compensation-your-financial-losses</p> <p>If the victim does not wish to report the crime to law enforcement, does not wish to cooperate with law enforcement through prosecution, or does not wish to submit the bill to an insurance provider or other payer source, the SAFE Fund can provide financial assistance. Wis. Stat. Ann 949, Subchapter II</p>			
Wyoming	There are no eligibility restrictions based on immigration status.	(g) Except as provided by subsection (j) of this section, the costs of any examination relating to the investigation or prosecution of a sexual assault shall be	A person is eligible for compensation if:	None required by statute.

Jurisdiction	Eligibility (Income, Residency or Time Period Requirements)	Coverage (What services are covered? How are key terms defined?)	Application Process	Notice/Recordkeeping Requirements
	<p>A person is eligible for compensation if, among other things, an application is filed within one (1) year of the date of the crime.</p> <p>Crime Victim Compensation Program Application. http://ag.wyo.gov/victim-services-home-page/compensation.</p>	<p>billed to and paid by the investigating law enforcement agency. These examination costs shall include the following: (i) The cost of gathering evidence; and (ii) Any other examinations authorized by law enforcement to aid in the investigation and prosecution of the sexual assault.</p> <p>(h) Except as provided by subsection (j) of this section, any examination costs directly incurred by a sexual assault victim that are not covered by subsection (g) of this section, or other collateral source, shall be submitted to the victim services division within the office of the attorney general for determination of eligibility for payment from the crime victims compensation account established by W.S. 1-40-114. All requests for compensation from the account shall be subject to the eligibility guidelines set forth in the Crime Victims Compensation Act, W.S. 1-40-101 through 1-40-119.</p> <p>(j) A convicted offender of a sexual assault shall be ordered to reimburse any costs incurred under subsections (g) and (h) of this section and any other costs incurred as a direct result of the sexual assault. Wyo. Stat. Ann. 6-2-309 (g)-(i).</p> <p>Wyoming Office of the Attorney General, Division of Victim Services will pay for expenses incurred as a result of the sexual assault for a victim who chooses not to report the assault to law enforcement. This payment includes expenses for the emergency room, the emergency physician, the forensic evidence collection examination, STD and pregnancy testing, and emergency contraception (i.e. Plan B® One-Step tablet) and treatment of other injuries received as a result of the sexual assault. Total costs available for reimbursement cannot exceed \$15,000.00 pursuant to Wyo. Stat. Ann. 1-40-119 (a).</p>	<ul style="list-style-type: none"> • The crime occurred in Wyoming. • The injury or death occurred as a result of a crime. • The person was attempting to prevent the commission of a criminal act or apprehend a person committing a crime. • The person was assisting law enforcement, or a victim of a crime. • The crime was reported to law enforcement and the victim cooperated fully with the investigation and prosecution of the crime. • The victim’s conduct did not contribute to the injury or death. • An application is filed within one (1) year of the date of the crime. • The compensation will not benefit the offender in any way. <p>Crime Victim Compensation Program Application. http://ag.wyo.gov/victim-services-home-page/compensation.</p> <p>Applications for compensation may be requested from the Division or any victim service program , including domestic violence shelter programs, by phone, in person, in writing, or via the internet.</p> <p>Application made by a minor, as defined</p>	

Jurisdiction	Eligibility (Income, Residency or Time Period Requirements)	Coverage (What services are covered? How are key terms defined?)	Application Process	Notice/Recordkeeping Requirements
		Policy for Payment of Adult Sexual Assault Forensic Examinations. http://ag.wyo.gov/victim-services-home-page/compensation	by Wyoming law, shall be signed by his/her parent or legal guardian, unless Wyoming statutory provisions require otherwise. If a claim is made by a person who is incompetent, the form shall be signed by his/her guardian or such individual who is authorized to administer his/her estate. Division of Victim Services, Office of the Attorney General. Victims Compensation, Chapter 3, Section 3.	

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