

Crime Victims Compensation Program Overview

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Washington State

Crime Victim's Compensation Program
Program Services Unit

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www.crimevictims.lni.wa.gov

Creating the **“HOPE”** of a better tomorrow for crime victims through our **“ACTIONS”** today.

- How Can **“WE”** Help **“YOU”** Help **“VICTIMS”** access Benefits from the Crime Victims Compensation Program?

Who Can File and What is Covered

- **Eligibility Requirements**

- You have a bodily injury or severe emotional stress from a crime.
- The crime is a gross misdemeanor or felony.
- You file a report with law enforcement within one year of the date the crime occurred or within one year of when it reasonably could have been reported.
- You provide reasonable cooperation with law enforcement. This includes helping in the investigation and prosecution of the offender.
- You apply for benefits within two years of the crime being reported to law enforcement or, for good cause, within five years.

The Crime Victims Compensation Program may deny an application if:

- Your injuries were the result of your own actions such as provoking, inciting or participating in the event that led to your injuries.
- Your injury happened while you were attempting to or committing a felony.
- The injury happened while you were incarcerated.
- You've been convicted of a felony within five years preceding the criminal act for which you are applying where the felony is a violent offense under [RCW 9.94A.030 \(www.leg.wa.gov\)](http://www.leg.wa.gov) or a crime against persons under [RCW 9.94A.411 \(www.leg.wa.gov\)](http://www.leg.wa.gov), or if you're convicted of a felony after applying and haven't completely satisfied all legal financial obligations owed prior to applying for benefits.

What we cover

- Medical/dental benefits.
- Lost wages.
- Medication coverage.
- Mental health treatment.
- Grief counseling.
- Funeral expenses.
- CVCP is a last payor of benefits, you must use your primary insurance first.

SEXUAL ASSAULT FORENSIC EXAM

- All exams performed in Washington State for Victims of Sexual Assault in our State, must be billed to the Crime Victims Compensation Program. Hospitals and emergency medical providers are reimbursed for the exam through Washington's Crime Victims Compensation Program.
- The exam should not be billed to patients directly or indirectly through a primary insurance plan. These exams are exempt from any other criteria stated in the Crime Victims Act except that exams will not be paid if victims were incarcerated in a city, county or federal jail or in a facility operated by the Department of Social and Health Services or Department of Corrections.
- If you have any questions regarding how to bill for this exam, the forms required or the services covered as part of the exam, please review our billing guidelines, <http://www.lni.wa.gov/forms/pdf/F800-100-000.pdf> or call us at 1-800-762-3716 or visit our website at www.crimevictims.lni.wa.gov

Sexual assault examinations laws and regulations

- The Crime Victims Compensation Program is the primary payer for all sexual assault examinations done for collection of evidence and possible prosecution in accordance with [RCW 7.68.170 \(www.leg.wa.gov\)](http://www.leg.wa.gov).
- Refer to [Billing Guidelines for Sexual Assault Examinations \(F800-100-000\)](#) for complete billing instructions. Included in this guide are the specific codes and forms to use when billing for these examinations.
- **Laws and regulations**
 - <http://www.lni.wa.gov/ClaimsIns/CrimeVictims/ProvResources/Default.asp>

What we don't cover:

- Identity theft.
- Personal property crimes.
- Crime scene cleanup.
- Expenses covered by other insurance.

What's New for Crime Victims

- New applications for victims and homicide survivors. The applications have been redesigned to make them easier to complete.
- **July 1, 2015**
 - The maximum benefit eligible per claim increases from \$50,000 to \$190,000. Medical benefits increase to \$150,000. All other non-medical benefits are limited to \$40,000.
 - The new medical limit will apply to all current, open claims. It will also apply to claims reopened after July 1, 2015. Claimants that have previously received \$150,000 or more in benefits will not be eligible to reopen their claim.

What's New Cont.

- **July 24, 2015**

- Substitute Senate Bill 5897 becomes effective. The purpose of the legislation is early identification of abuse and to prevent a child from further traumatization or injury.
- The Crime Victims Compensation Program will be able to pay for examinations of suspected child victims of assault. The program will be a secondary payer to other insurance. The exam must be conducted within seventy-five days of the filing of a petition for dependency.
- Billing forms will be available under the Forms and Publication section of this web site.

Provider Resources

- **Resources for Crime Victim Compensation Providers**
- [Payment schedule.](#)
- [Billing Crime Victims.](#)
- [New method to calculate medical payments.](#)
- [Sexual assault examinations.](#)
- [Laws and regulations.](#)
- [Crime Victims Compensation Program Forms.](#)
- [Chiropractic fees.](#)
- [Mental health reporting forms.](#)
- [Mental health billing information.](#)
- [Related resources at other Web sites.](#)
- [Burial and funeral information.](#)
- [Grief and loss information.](#)
- [Helping children and teens understand.](#)

Billing Crime Victims

- The victim **can't be billed** for services if the claim has not reached the maximum benefit. For claims exceeding the maximum, \$150,000, the victim is responsible for expenses not previously covered under the claim.
- "a client must not be billed for treatment of his or her accepted condition."
 - [WAC 296-30-085\(2\) \(www.leg.wa.gov\)](http://www.leg.wa.gov).
- "Providers must determine if any public or private insurance benefits are available before billing the department."
 - [WAC 296-30-085\(2\)\(www.leg.wa.gov\)](http://www.leg.wa.gov).
- A victim **isn't responsible for costs** even if they are higher than what the Crime Victims Compensation Program pays:
 - [WAC 296-30-081\(1\) \(www.leg.wa.gov\)](http://www.leg.wa.gov).

Billing CVC Cont.

- "You must inform the victim of his or her rights under the Crime Victims Act and give whatever assistance is necessary for the victim to apply for compensation and provide proof of other matters required by our rules. Providers may not charge the victim for these services"
 - [WAC 296-30-081\(2\) \(www.leg.wa.gov\)](http://www.leg.wa.gov).
- [Helping Providers Understand the Crime Victims Program \(F800-102-000\)](#).
- Use [Provider Accounts Change Form for Crime Victims Compensation \(F800-089-000\)](#) for changes such as Tax ID address or name, business address, billing address, name, or termination of account.

Questions from the field:

- Counseling/Mental Health Benefit Explanation Sexual Assault Evidence Collection CVC forms in hospital (many hospitals bill it wrong and send it through the survivor's insurance which can "out" them to their family). Can you go over this process more thoroughly? I'd like to know what the hospital form looks like/how it's used, who should use it, etc. When nurses or registrar are unsure of how to bill to CVC where/who should we send them to?
- Are SANE RNs required to submit SA Exam reports?

Questions Cont.

- What is the process of obtaining HIV prophylaxis?
- How do we show wage loss and reimbursement?
- How to get therapy covered without having to provide detailed confidential records?
- I would like to hear more about Wage Loss benefits - How does CVC screen for this, what is required from a survivor and what are the limitations?

Resources

- <http://www.ini.wa.gov/forms/pdf/F800-098-000.pdf>
- <http://www.ini.wa.gov/forms/pdf/F800-100-000.pdf>

Crime Victim Compensation Program Contacts

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Additional Information

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