



1 of 2 DOCUMENTS

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RULE ADOPTIONS

**LAW AND PUBLIC SAFETY
DIVISION OF CRIMINAL JUSTICE
VICTIMS OF CRIME COMPENSATION OFFICE**

50 N.J.R. 841(a)

Adopted Amendments: N.J.A.C. 13:75-4.4, 4.7, 4.8, 4.9, and 4.10

Rules Relating to the Practice and Procedure Before the New Jersey Victims of Crime Compensation Office

Proposed: August 21, 2017, at 49 N.J.R. 2776(a).

Adopted: November 27, 2017, by the Victims of Crime Compensation Office, Alvin Ricardo Little, Executive Director.

Filed: January 3, 2018, as R.2018 d.071, **without change.**

Authority: N.J.S.A. 52:4B-1 et seq., specifically 52:4B-9.

Effective Date: February 5, 2018.

Expiration Date: July 16, 2019.

Summary of Public Comment and Agency Response:

The official comment period ended October 20, 2017. **No comments were received.**

Federal Standards Statement

A Federal standards analysis is not required because there are no Federal laws or standards applicable to the adopted amendments.

Full text of the adoption follows:

SUBCHAPTER 4. COMPENSATION BENEFITS

13:75-4.4 Medical and counseling fees

(a) (No change.)

(b) Except for cases determined to be catastrophic in nature, the maximum award for unreimbursed and unreimbursable counseling expenses shall be \$ 20,000, notwithstanding the number of counseling sessions attended.

(c) (No change.)

13:75-4.7 Relocation

(a) The Office may award compensation for expenses incurred as a result of the relocation of a victim and his or her family, due to the incident forming the basis of the victim's claim where the Office determines there is a need to protect the health and safety of the victim and/or his or her family and that all other statutory requirements for eligibility are met. For purposes of this subsection, the term "victim" [page=842] shall include a witness, that is, a person who witnessed the commission of any of the offenses listed under section 11 of P.L. 1971, c. 317 (N.J.S.A. 52:4B-11) and who has been threatened as a result.

(b)-(c) (No change.)

(d) Maximum reimbursement for moving expenses shall be \$ 3,000.

1.-2. (No change.)

(e)-(g) (No change.)

13:75-4.8 Transportation costs

(a) (No change.)

(b) Necessary and reasonable transportation expenses, such as railroad and airfare, which are a direct result of the incident, incidental to treating and caring for the victim, or for attendance at a victim's funeral, may be reimbursed to claimant or to victim's relatives at a maximum of \$ 500.00 per person, up to a total amount of \$ 3,000.

13:75-4.9 Funeral expenses

In claims involving the death of a victim, the maximum reimbursement for funeral expenses shall be \$ 7,500.

13:75-4.10 Attorney fees

(a) (No change.)

(b) The Office may allow payment of an attorney fee, up to a maximum of \$ 3,000, to an attorney who provides legal assistance to a victim in any legal matter, other than a decision of the Office, arising from or related to having been the victim of the offense that forms the basis of the victim's or claimant's application for compensation.

1. (No change.)

(c) Attorney fee awards made pursuant to (a) or (b) above shall be paid at the rate of \$ 200.00 per hour.

1.-2. (No change.)

(d) (No change.)