

RULES AND REGULATIONS CHANGES

FORMER	CURRENT*
If a victim is billed erroneously for a FRE and pays for the exam and/or medications, can VCAP reimburse the victim?	
No. In this case, VCAP would work with the healthcare provider to reimburse the money.	Yes. "OVS will reimburse a direct victim who is erroneously billed and subsequently pays the cost of the forensic rape examination or medications directly related to the sexual offense. The reimbursement will be subject to the \$1,000 monetary limitation." <i>§411.42(b)(3)(iv)</i>
What is the maximum VCAP can reimburse for funeral/burial expenses?	
\$5,000	\$6,500 <i>§411.42(c)</i>
Are there limits (i.e., subcaps) for individual expenses within the total reimbursement for funeral/burial expenses?	
Yes, \$4,800 for the services, \$900 for the monument, \$300 for flowers, \$300 for the memorial meal and \$175 for clothing for deceased. Total may not exceed \$5,000.	No, VCAP will reimburse up to \$6,500 for eligible expenses. <i>§411.42(c)(1)</i>
What is the time period for eligible victims to relocate?	
30 days	120 days. Eligible victims may relocate "One hundred and twenty days from the date of the crime or 120 days from the date the victim is threatened by any change of circumstance or indicator of danger and a move or relocation is necessary to become or remain safe." <i>§411.2(a)</i>
What is the maximum reimbursement for relocation per crime?	
\$1,000 per household	\$1,000 for each direct victim in the household <i>§411.42(f)</i>

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In addition to reimbursing the cost of removing stains caused by blood or other bodily fluids or processing of the crime scene, is the removal of any other stains eligible for reimbursement under the crime-scene cleanup benefit?	
No	Yes, stains from food, paint or other materials used to deface property within a private residence are also eligible. <i>§411.42(h)(3)</i>
Are travel expenses for eligible claimants attending funeral services eligible?	
No	Yes, “in the case of an injury that results in death...travel in connection with the transport of the body, making funeral arrangements and attending the funeral services [are eligible up to] 5 days.” <i>§411.42(g)(10)</i>
Are travel expenses for eligible claimants attending criminal justice or protection from abuse (PFA) proceedings eligible?	
No	Yes, “OVS will reimburse expenses associated with travel necessary and reasonable as determined by OVS to...attend or participate in criminal justice or protection from abuse proceedings.” <i>§411.42(g)</i>
Does VCAP have discretion under the law to pay travel expenses for any other circumstances when good cause is shown by the claimant?	
No	Yes, “OVS will reimburse expenses associated with travel necessary and reasonable as determined by OVS....[for] other circumstances when good cause is shown by the claimant.” <i>§411.42(g)</i>
What is the maximum amount that may be paid for an emergency award?	
\$1,500	\$5,000 <i>§411.17(c)(e)</i>
What is the reimbursement rate paid to hospitals and licensed health care providers?	
70%	65% <i>§411.42(b)(1)(2)</i>

*-These changes apply to all claims for crimes occurring on or after December 12, 2009. The medical reimbursement rate of 65% will apply to all medical bills with service dates of December 12, 2009, regardless of the crime date.