



# Effingham Police Department

110 S. 3rd Street

Effingham, Illinois 62401

TEL: 217-347-0774 - FAX: 217-342-5345

## Victim/Witness Assistance Notification

### **Crime Victim’s Compensation Act (740 ILCS 45):**

This act provides eligible victims of violent crime with up to \$27,000 in financial assistance for out-of-pocket expenses as a result of that crime.

#### **A “Victim” includes the following:**

- A person killed or injured in this state as a result of a crime of violence perpetrated or attempted against him/her.
- The parent of a person killed or injured in this state as a result of a crime of violence perpetrated or attempted against the person.
- A person killed or injured in this state while attempting to assist a person against whom a crime of violence was being perpetrated or attempted, if that attempt of assistance would be expected of a reasonable person under the circumstances.
- A person killed or injured in this state while assisting a law enforcement official apprehend a person who has perpetrated a crime of violence or prevent the perpetration of any such crime if that assistance was in response to the express direction of the law enforcement official.
- A person who personally witnessed a crime.
- Any other person under the age of 18 who is the brother, sister, half-brother, half- sister, child or step-child of a person killed or injured in this state as a result of a violent crime.
- An Illinois resident who is the victim of a crime of violence as defined in this act, when the crime occurred in another state, territory, county, or political subdivision of a country which does not have a compensation of victims of crime law for which the Illinois resident is eligible.

#### **A “Crime of Violence” includes the following:**

Murder (1st & 2nd Degree)	Involuntary Manslaughter	Reckless Homicide
Kidnapping	Aggravated Kidnapping	Sexual relations within families
Exploitation of a Child	Child Pornography	Assault & Aggravated Assault
Battery	Domestic Battery	Aggravated Domestic Battery
Agg. Battery of a Child	Reckless Conduct	Hate Crimes
Stalking & Agg. Stalking	Criminal Sexual Assault	Aggravated Criminal Sexual Assault
Pred. Criminal Sexual Assault	Criminal Sexual Abuse	Aggravated Criminal Sexual Abuse
Viol. of Order of Protection	Arson & Agg. Arson	Driving While Under the Influence

#### **Compensation Schedule:**

- Total compensation may not exceed \$27,000 per incident, per victim.
- Funeral and burial expenses up to a total of \$5,000.
- Loss of earnings/loss of support up to \$1,000 per month.
- An emergency award of up to \$2,000 for expenses covered shall be deducted from any final claim. The final claim amount of emergency compensation for funeral and burial expenses may not exceed \$1,000.

#### **What expenses may be covered:**

- Medical and hospital expenses/transportation expenses to and from medical treatment facilities.
- Counseling by licensed psychiatrists, clinical psychologists, certified social workers, licensed clinical professional counselors, treatment by Christian Science practitioners and nursing care.
- Prosthetic appliances, eyeglasses and hearing aids necessary or damages as a result of the crime.
- Replacement costs for clothing and bedding used as evidence.
- Costs associated with temporary lodging or relocation necessary as a result of the crime. (OVER)

- Locks or windows necessary or damaged as a result of the crime.
- The cost of appropriate crime scene clean-up, to a maximum of \$1,000 per month.
- Dependent's replacement services of a loss to a maximum of \$1,000 per month.
- Loss of tuition paid to attend schools when the victim had been enrolled prior to injury and the victim becomes unable to continue to attend as a result of the crime.
- Loss of earnings and/or loss of future earnings because of disability resulting from the injury.
- Loss of support of the dependent of the victim.
- Travel and transport for survivors of homicide victims and transport of the body.

**What the victim has to do to become eligible:**

- Report the crime to the authorities within 72 hours or within 7 days for sexually related offenses. The victim may still be eligible for compensation if there was a legitimate reason for a delay in reporting.
  - Cooperate with the law enforcement officers.
  - File a compensation claim within two years of the crime with **the ATTORNEY GENERAL's OFFICE at (800)228-3368 OR at [www.illinoisattorneygeneral.gov/](http://www.illinoisattorneygeneral.gov/)**
  - The offender need not be in custody or apprehended for the victim to apply for Crime Victim Compensation.
- \*\*\* Compensation becomes available when the victim first exhausts all other reasonable and available remedies which include:** Health Insurance, Workers Compensation, Life Insurance, Public Aid, Veterans Benefits, Medicare, Social Security Benefits.

**Rights of Victims (725 ILCS 120/4)**

1. To be treated with fairness and respect for their dignity and privacy throughout the criminal justice process.
2. To receive notice of court proceedings.
3. To communicate with the prosecution.
4. To make a statement to the court at sentencing.
5. To receive information about the conviction, sentence, imprisonment and release of the accused.
6. To obtain the timely disposition of the cases following the arrest of the accused.
7. To be reasonably protected from the accused through the criminal justice process.
8. To be present at the trial and all other court proceedings on the same basis as the accused, unless the victim is to testify and the court determines that the victim's testimony would be materially affected if the victim hears other testimony at trial.
9. To have present at all court proceedings, subject to the rules of evidence, an advocate or other support person of the victim's choice.
10. The right to restitution.

**Effingham County State's Attorney - Victim/Witness Assistance:**

The Effingham County State's Attorney's Office employs a Victim/Witness Coordinator who assists victims and witnesses following a violent crime. The victim/witness coordinator will serve as your liaison between law enforcement, the State's Attorney and the judicial system. Victims and witnesses are encouraged to contact the Victim/Witness Coordinator at:

**VICITIM/WITNESS COORDINATOR - SUSAN MAJORS - TEL: 217-347-7741**  
**EFFINGHAM COUNTY STATE'S ATTORNEY'S OFFICE**

**INCIDENT DETAILS:**

Case # \_\_\_\_\_ Incident Date: \_\_\_\_\_ Arrest: YES NO

Investigating Deputy/Detective: \_\_\_\_\_ ID # \_\_\_\_\_

Incident Type: \_\_\_\_\_ Suspect Name: \_\_\_\_\_