



Rep. Robert W. Pritchard

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09900HB1808ham001

LRB099 06379 HEP 32055 a

1 AMENDMENT TO HOUSE BILL 1808

2 AMENDMENT NO. _____. Amend House Bill 1808 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Crime Victims Compensation Act is amended
5 by changing Section 10.1 as follows:

6 (740 ILCS 45/10.1) (from Ch. 70, par. 80.1)

7 Sec. 10.1. Amount of compensation. The amount of
8 compensation to which an applicant and other persons are
9 entitled shall be based on the following factors:

10 (a) A victim may be compensated for his or her pecuniary
11 loss, including but not limited to legal expenses and court
12 costs related to the enforcement of the crime victim's rights.

13 (b) A dependent may be compensated for loss of support.

14 (c) Any person, even though not dependent upon the victim
15 for his or her support, may be compensated for reasonable
16 expenses of the victim to the extent to which he or she has

1 paid or become obligated to pay such expenses, including but
2 not limited to legal expenses and court costs related to the
3 enforcement of the crime victim's rights, and only after
4 compensation for reasonable funeral, medical and hospital
5 expenses of the victim have been awarded may compensation be
6 made for reasonable expenses of the victim incurred for
7 psychological treatment of a mental or emotional condition
8 caused or aggravated by the crime.

9 (d) An award shall be reduced or denied according to the
10 extent to which the victim's acts or conduct provoked or
11 contributed to his or her injury or death, or the extent to
12 which any prior criminal conviction or conduct of the victim
13 may have directly or indirectly contributed to the injury or
14 death of the victim.

15 (e) An award shall be reduced by the amount of benefits,
16 payments or awards payable under those sources which are
17 required to be listed under item (7) of Section 7.1(a) and any
18 other sources except annuities, pension plans, Federal Social
19 Security payments payable to dependents of the victim and the
20 net proceeds of the first \$25,000 of life insurance that would
21 inure to the benefit of the applicant, which the applicant or
22 any other person dependent for the support of a deceased
23 victim, as the case may be, has received or to which he or she
24 is entitled as a result of injury to or death of the victim.

25 (f) A final award shall not exceed \$10,000 for a crime
26 committed prior to September 22, 1979, \$15,000 for a crime

1 committed on or after September 22, 1979 and prior to January
2 1, 1986, \$25,000 for a crime committed on or after January 1,
3 1986 and prior to August 7, 1998, or \$27,000 for a crime
4 committed on or after August 7, 1998. If the total pecuniary
5 loss is greater than the maximum amount allowed, the award
6 shall be divided in proportion to the amount of actual loss
7 among those entitled to compensation.

8 (g) Compensation under this Act is a secondary source of
9 compensation and the applicant must show that he or she has
10 exhausted the benefits reasonably available under the Criminal
11 Victims' Escrow Account Act or any governmental or medical or
12 health insurance programs, including but not limited to
13 Workers' Compensation, the Federal Medicare program, the State
14 Public Aid program, Social Security Administration burial
15 benefits, Veterans Administration burial benefits, and life,
16 health, accident or liability insurance.

17 (Source: P.A. 97-817, eff. 1-1-13.)".