

Purpose of the amendment: Section 1 subsection 4 changes are intended to provide clarity. Section 1 subsection 5 is to prevent the unintended consequence of a child who is a victim when they are close to the age of majority having less time to apply than other applicants. Finally, added Section 2 would align Nevada law with Federal Victims of Crime Act guidance by ensuring that failure to cooperate with the police is not a bar to victim compensation.

Section 1 Subsection 4:

4. An applicant may prove eligibility for compensation through submission of the applicant must submit with his or her application [the]

documentary evidence of the injury or death for which the applicant claims compensation, which may include, without limitation:

(a) The reports, if reasonably available, from all physicians who, at the time of or subsequent to the victim's injury or death, treated or examined the victim in relation to the injury for which compensation is claimed [;];

(b) A police report, investigative report or complaint which the victim filed with a law enforcement agency;

(c) A copy of an order for protection;

(d) A transcript of testimony given under oath or affirmation in a civil or criminal proceeding;

(e) A record of a governmental entity;

~~*(f) A record of a communication;*~~

~~*(g)*~~ *(f) A record from an organization which provides services to victims of crime;*

~~*(h)*~~ *(g) An affidavit of a qualified third party; or*

~~*(i)*~~ *(h) Other documentary evidence deemed sufficient by the Director.*

Section 1 Subsection 5:

5. The limitations upon payment of compensation established in subsection 1 do not apply to a minor victim of crime ~~who is sexually abused or who is involved in the production of pornography~~. Such a minor ~~must~~ may apply for compensation ~~before~~ not later than 60 months after reaching 21 years of age, unless waived by the Director or a person designated by the Director for good cause shown.

Added Section 2 Subsection 1:

1. Except as otherwise provided in subsections 2 and 3, compensation must not be awarded if the victim:

(a) Was injured or killed as a result of the operation of a motor vehicle, boat or airplane unless the vehicle, boat or airplane was used as a weapon in a deliberate attempt to harm the victim or unless the driver of the vehicle injured a pedestrian, violated any of the provisions of [NRS 484C.110](#) or the use of the vehicle was punishable pursuant to [NRS 484C.430](#) or [484C.440](#);

(b) Was a coconspirator, codefendant, accomplice or adult passenger of the offender whose crime caused the victim's injuries;

(c) Was injured or killed while serving a sentence of imprisonment in a prison or jail;

(d) Was injured or killed while living in a facility for the commitment or detention of children who are adjudicated delinquent pursuant to title 5 of NRS; or

~~— (e) Fails to cooperate with law enforcement agencies. Such cooperation does not require prosecution of the offender.~~