

1 AN ACT concerning civil law.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Crime Victims Compensation Act is amended by
5 changing Section 6.1 as follows:

6 (740 ILCS 45/6.1) (from Ch. 70, par. 76.1)

7 Sec. 6.1. Right to compensation. A person is entitled to
8 compensation under this Act if:

9 (a) Within 2 years of the occurrence of the crime, or
10 within one year after a criminal charge of a person for an
11 offense, upon which the claim is based, he files an
12 application, under oath, with the Court of Claims and on a
13 form prescribed in accordance with Section 7.1 furnished by
14 the Attorney General. If the person entitled to
15 compensation is under 18 years of age or under other legal
16 disability at the time of the occurrence or is determined
17 by a court to be under a legal disability as a result of
18 the occurrence, he may file the application required by
19 this subsection within 2 years after he attains the age of
20 18 years or the disability is removed, as the case may be.
21 Legal disability includes a diagnosis of posttraumatic
22 stress disorder.

23 (b) For all crimes of violence, except those listed in

1 subsection (b-1) of this Section, the appropriate law
2 enforcement officials were notified within 72 hours of the
3 perpetration of the crime allegedly causing the death or
4 injury to the victim or, in the event such notification was
5 made more than 72 hours after the perpetration of the
6 crime, the applicant establishes that such notice was
7 timely under the circumstances.

8 (b-1) For victims of offenses defined in Sections 10-9,
9 11-1.20, 11-1.30, 11-1.40, 11-1.50, 11-1.60, 12-13, 12-14,
10 12-14.1, 12-15, and 12-16 of the Criminal Code of 1961 or
11 the Criminal Code of 2012, the appropriate law enforcement
12 officials were notified within 7 days of the perpetration
13 of the crime allegedly causing death or injury to the
14 victim or, in the event that the notification was made more
15 than 7 days after the perpetration of the crime, the
16 applicant establishes that the notice was timely under the
17 circumstances. If the applicant or victim has obtained an
18 order of protection, a civil no contact order, or a
19 stalking no contact order, ~~or~~ has presented himself or
20 herself to a hospital for sexual assault evidence
21 collection and medical care, or is engaged in a legal
22 proceeding involving a claim that the applicant or victim
23 is a victim of human trafficking, such action shall
24 constitute appropriate notification under this subsection
25 (b-1) or subsection (b) of this Section.

26 (c) The applicant has cooperated with law enforcement

1 officials in the apprehension and prosecution of the
2 assailant. If the applicant or victim has obtained an order
3 of protection, a civil no contact order, or a stalking no
4 contact order, ~~or~~ has presented himself or herself to a
5 hospital for sexual assault evidence collection and
6 medical care, or is engaged in a legal proceeding involving
7 a claim that the applicant or victim is a victim of human
8 trafficking, such action shall constitute cooperation
9 under this subsection (c). If the victim is under 18 years
10 of age at the time of the commission of the offense, the
11 following shall constitute cooperation under this
12 subsection (c):

13 (1) the applicant or the victim files a police
14 report with a law enforcement agency;

15 (2) a mandated reporter reports the crime to law
16 enforcement; or

17 (3) a person with firsthand knowledge of the crime
18 reports the crime to law enforcement.

19 (d) The applicant is not the offender or an accomplice
20 of the offender and the award would not unjustly benefit
21 the offender or his accomplice.

22 (e) The injury to or death of the victim was not
23 substantially attributable to his own wrongful act and was
24 not substantially provoked by the victim.

25 (f) For victims of offenses defined in Section 10-9 of
26 the Criminal Code of 2012, the victim submits a statement

1 under oath on a form prescribed by the Attorney General
2 attesting that the removed tattoo was applied in connection
3 with the commission of the offense.

4 (Source: P.A. 99-143, eff. 7-27-15; 100-575, eff. 1-8-18.)