

LEGISLATURE OF NEBRASKA
ONE HUNDRED SEVENTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 372

Introduced by Day, 49; Blood, 3; Cavanaugh, J., 9; Hunt, 8.

Read first time January 13, 2021

Committee: Judiciary

- 1 A BILL FOR AN ACT relating to the Nebraska Crime Victim's Reparations
- 2 Act; to amend sections 81-1807 and 81-1821, Reissue Revised Statutes
- 3 of Nebraska; to change provisions relating to applications and a
- 4 statute of limitations; and to repeal the original sections.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 81-1807, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 81-1807 Any person who may be eligible for compensation under the
4 Nebraska Crime Victim's Reparations Act may make application to the
5 committee on forms provided by the committee. Such application need not
6 be signed and acknowledged before a notary public. If the person entitled
7 to make application is a minor or mentally incompetent, the application
8 may be made on his or her behalf by his or her parent, guardian, or any
9 other individual authorized to administer his or her estate. Residents
10 and nonresidents of Nebraska who are victims of crimes committed in
11 Nebraska shall be treated similarly in determining compensation awards
12 under the act. A resident of Nebraska who is the victim of a crime
13 committed in another state shall be eligible for compensation if (1) the
14 crime would be compensable had it occurred in Nebraska and (2) the crime
15 occurred in a state which does not have a crime victim compensation
16 program for which the person is eligible.

17 Sec. 2. Section 81-1821, Reissue Revised Statutes of Nebraska, is
18 amended to read:

19 81-1821 (1) Except as provided in subsection (2) of this section,
20 no ~~Ne~~ order for the payment of compensation shall be entered under the
21 Nebraska Crime Victim's Reparations Act unless the application has been
22 submitted to the committee within two years after the date of the
23 personal injury or death and the personal injury or death was the result
24 of an incident or offense which had been reported to the police within
25 three days of its occurrence or, if the incident or offense could not
26 reasonably have been reported within that period, within three days of
27 the time when a report could reasonably have been made.

28 (2) An application submitted by or for a victim of sexual assault,
29 domestic assault, or sex trafficking is not subject to the three-day
30 reporting requirement in subsection (1) of this section if, prior to
31 submitting the application the:

1 (a) Applicant or victim has reported such crime to the police;

2 (b) Applicant or victim has obtained a protection order related to
3 such incident or offense; or

4 (c) Victim has presented for a forensic medical exam.

5 Sec. 3. Original sections 81-1807 and 81-1821, Reissue Revised
6 Statutes of Nebraska, are repealed.