

PUBLIC PROTECTION CABINET
Office of Claims and Appeals
Crime Victims Compensation Board
(New Administrative Regulation)

802 KAR 3:040. Additional Award Requests.

RELATES TO: KRS 49.260 - 49.490, 216B.015, 216B.400

STATUTORY AUTHORITY: KRS 49.010(4)(b), 49.020(7)(a), 49.300(1), (2), 49.370(2)(b)

NECESSITY, FUNCTION, AND CONFORMITY: KRS 49.020(1) and 49.300(1) authorize the Crime Victims Compensation Board to promulgate administrative regulations that are necessary to carry out the provisions of KRS 49.270 through 49.490. The language of KRS 49.370 implicitly authorizes the Crime Victims Compensation Board to award additional awards to claimants or victims, or on their behalf, if the claimant or victim has additional eligible crime-related out of pocket expenses that arise after the board grants an initial award. This administrative regulation establishes procedures for crime victims to file additional award requests when new compensable expenses arise after the board awarded the victim's initial claim.

Section 1. Additional Award Requests. Pursuant to KRS 49.370, the board may grant additional awards to or on behalf of claimants or victims after the board has granted an initial award, in the event the claimant or victim incurs, or obtains proof of, additional eligible expenses after the grant of the initial award.

Section 2. Process for Additional Awards.

- (1) Claimants and victims may file additional award requests by mail, email, fax, or through the online claim filing portal.
- (2) As part of an additional award request, the claimant or victim shall submit the following:
 - (a) Written request for an additional award; and
 - (b) Copies of the expenses that constitute the additional award request, along with supporting documentation.
- (3) A new claim form shall not be required for an additional award request.
- (4) To the extent practicable, any ancillary documentation required to substantiate the additional award request, which was submitted in the originating claim, shall be taken from the originating claim. The claimant or victim shall be notified by board staff if any additional ancillary documentation is required to substantiate the request.
- (5) All additional award requests shall be assigned a new claim number in the board's claim processing system.
- (6) The aggregate award totals from the originating claim and any additional awards shall not exceed the monetary award maximums established in KRS 49.370(5).

LANOLA PARSONS, Chairperson, Crime Victims Compensation Board
JOHN HARDESTY, Executive Director

APPROVED BY AGENCY: January 14, 2025

FILED WITH LRC: January 15, 2025 at 10:32 a.m.

PUBLIC HEARING AND COMMENT PERIOD: A public hearing on this administrative regulation shall be held at 10:00 am on March 27, 2025, in Room 247 CE of the Mayo-Underwood Building, 500 Mero Street, Frankfort, Kentucky 40601. The hearing shall be conducted both in-person and virtually via Microsoft Teams videoconferencing. Individuals interested in attending the public hearing virtually may access the hearing at: https://teams.microsoft.com/join/19%3ameeting_ZmM3NGRiODYtYjBmYi00ZW4LTg1OWQtN2JjNjFkYzgZjcw%40thread.v2?context=%7b%22Tid%22%3a%22d77c7f4d-d767-461f-b625-0628792e9e2a%22%2c%22Oid%22%3a%22636ef07a-f33f-4378-b8ac-79c6f05a1438%22%7d. The Meeting ID is: 237 908 005 529. The Passcode is: 48N9bQ2U. For phone access, please dial +1 502-632-6289, 867966031# and enter the following Phone Conference ID: 867 966 031#. Individuals interested in being heard at this hearing shall notify this agency in writing by five (5) workdays prior to the hearing, of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be canceled. This hearing is open to the public. Any person who wishes to be heard will be given an opportunity to comment on the proposed administrative regulation. A transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted through 11:59 PM EST on March 31, 2025. Please send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person.

CONTACT PERSON: Shelby Bevin-Sullivan, Staff Attorney, 500 Mero Street, 2 SC 1, Frankfort, Kentucky 40601. Phone: 502-782-3556. Fax: 502-573-4817. Email: sbevinssullivan@ky.gov.