

ASSEMBLY BILL NO. 329—ASSEMBLYMEMBER ROTH

MARCH 3, 2025

Referred to Committee on Judiciary

SUMMARY—Revises provisions relating to victims of crime. (BDR 16-1050)

FISCAL NOTE: Effect on Local Government: No. Effect on the State: No.

~

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to victims of crime; revising certain requirements for receiving compensation from the Fund for the Compensation of Victims of Crime; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law authorizes certain victims of crime to apply for and receive  
2 payment of compensation from the Fund for the Compensation of Victims of Crime  
3 under certain circumstances. (NRS 217.010-217.270) Existing law generally  
4 requires an application for compensation from the Fund to be filed not later than 24  
5 months after the injury or death for which compensation is claimed, or not later  
6 than 60 months after the injury or death for which compensation is claimed if the  
7 applicant is a victim of sex trafficking or facilitating sex trafficking. (NRS 217.100)  
8 This bill makes various changes to require all applications for compensation from  
9 the Fund to be filed not later than 60 months after the injury or death for which  
10 compensation is claimed.

11 Existing law authorizes the Director of the Department of Health and Human  
12 Services to waive the limitation on the time for filing an application for  
13 compensation from the Fund for good cause shown if the injury or death for which  
14 compensation is claimed was the result of an incident or offense that was reported  
15 to the police within 5 days of its occurrence or within 5 days of the time when a  
16 report could reasonably have been made. (NRS 217.100) This bill removes the  
17 condition that to be eligible for the waiver, the incident or offense that caused the  
18 injury or death for which compensation is claimed be reported to the police, thereby  
19 authorizing the Director to waive the limitation on the time for filing an application  
20 for any good cause shown.

21 Existing law requires an application for compensation from the Fund to be  
22 accompanied by certain medical records that document the injury for which  
23 compensation is claimed. (NRS 217.100) This bill expands the types of documents  
24 that the applicant may provide to evidence the injury for which compensation is  
25 claimed.



THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1       **Section 1.** NRS 217.100 is hereby amended to read as follows:

2       217.100 1. Except as otherwise provided in subsection 5, any  
3 person eligible for compensation under the provisions of NRS  
4 217.010 to 217.270, inclusive, may apply to the Director for such  
5 compensation not later than ~~[24 months after the injury or death for~~  
6 ~~which compensation is claimed or, for a person who is a victim of~~  
7 ~~sex trafficking or facilitating sex trafficking, not later than]~~ 60  
8 months after the injury or death for which compensation is claimed,  
9 unless waived by the Director or a person designated by the Director  
10 for good cause shown . ~~[, and the personal injury or death was the~~  
11 ~~result of an incident or offense that was reported to the police within~~  
12 ~~5 days of its occurrence or, if the incident or offense could not~~  
13 ~~reasonably have been reported within that period, within 5 days of~~  
14 ~~the time when a report could reasonably have been made.]~~

15       2. An order for the payment of compensation must not be made  
16 unless the application is made within the time set forth in  
17 subsection 1.

18       3. Where the person entitled to make application is:

19       (a) A minor, the application may be made on his or her behalf  
20 by a parent or guardian.

21       (b) Mentally incapacitated, the application may be made on his  
22 or her behalf by a parent, guardian or other person authorized to  
23 administer his or her estate.

24       4. The applicant must submit with his or her application ~~[the]~~  
25 *documentary evidence of the injury or death for which the*  
26 *applicant claims compensation, which may include, without*  
27 *limitation:*

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

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

34       (c) *A copy of an order for protection;*

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

37       (e) *A record of a governmental entity;*

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

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

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



1 *(i) Other documentary evidence deemed sufficient by the*  
2 *Director.*

3 5. The limitations upon payment of compensation established  
4 in subsection 1 do not apply to a minor who is sexually abused or  
5 who is involved in the production of pornography. Such a minor  
6 must apply for compensation before reaching 21 years of age.

7 6. As used in this section ~~F:~~

8 ~~—(a) “Facilitating sex trafficking” means a violation of~~  
9 ~~NRS 201.301.~~

10 ~~—(b) “Sex trafficking” means a violation of subsection 2 of NRS~~  
11 ~~201.300.]~~, *“qualified third party” means:*

12 *(a) A physician licensed to practice in this State;*

13 *(b) A psychiatrist licensed to practice medicine in this State*  
14 *and certified by the American Board of Psychiatry and Neurology,*  
15 *Inc. or the American Osteopathic Board of Neurology and*  
16 *Psychiatry of the American Osteopathic Association;*

17 *(c) A psychologist licensed to practice in this State;*

18 *(d) A social worker licensed to practice in this State;*

19 *(e) A registered nurse holding a master’s degree in the field of*  
20 *psychiatric nursing and licensed to practice professional nursing*  
21 *in this State;*

22 *(f) A marriage and family therapist or clinical professional*  
23 *counselor licensed to practice in this State pursuant to chapter*  
24 *641A of NRS;*

25 *(g) A victim’s advocate as defined in NRS 49.2545; or*

26 *(h) Any member of the clergy of a church or religious society*  
27 *or denomination that is recognized as exempt under section*  
28 *501(c)(3) of the Internal Revenue Code of 1986, 26 U.S.C. §*  
29 *501(c)(3), who has been chosen, elected or appointed in*  
30 *conformity with the constitution, canons, rites, regulations or*  
31 *discipline of the church or religious society or denomination and*  
32 *who is a resident of this State.*



