

CERTIFICATION OF EMERGENCY RULES
FILED WITH LEGISLATIVE SERVICES AGENCY
OTHNI LATHRAM, DIRECTOR

Pursuant to Code of Alabama 1975, §§41-22-5(b) and 41-22-6(c) (2)a. and b.

I certify that the attached emergency (amendment, new rule, new chapter, repeal or adoption by reference) is a correct copy as promulgated and adopted on the 13th day of July, 2023.

AGENCY NAME: Crime Victims Compensation Commission

RULE NO. AND TITLE: 262-x-4-.09 Homicide Victims and Minor Victims

EFFECTIVE DATE OF RULE: July 13, 2023

EXPIRATION DATE (If less than 120 days): _____

NATURE OF EMERGENCY:

Remove the burden of requiring a claimant to submit affidavits with homicide and child victims applications.

STATUTORY AUTHORITY: ALA. CODE § 15-23-5(14)

SUBJECT OF RULE TO BE ADOPTED ON PERMANENT BASIS YES NO

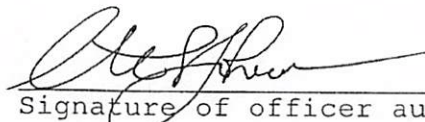
NAME, ADDRESS, AND TELEPHONE NUMBER OF PERSON TO CONTACT FOR COPY OF RULE:

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REC'D & FILED

JUL 13 2023

LEGISLATIVE SVC AGENCY


Everette L. Johnson
Signature of officer authorized to promulgate and adopt rules and regulations or his or her deputy

FILING DATE
(For APA Use Only)

262-x-4-.09 Homicide Victims and Minor Victims

a. Homicide Victims

- ~~1. A homicide victim's next of kin may act as claimant and file for compensation benefits. The person legally authorized to act on a homicide victim's behalf may file for compensation benefits. For example: the next-of-kin of the homicide victim or the executor of the homicide victim's estate.~~
- ~~2. The claimant must complete and submit the Commission's Affidavit for the Surviving Spouse or Next of Kin.~~
3. If a homicide victim has multiple relatives with the same degree of consanguinity, the relative that files for compensation benefits first shall be the claimant.

b. Minor Victims

1. When the victim of criminally injurious conduct is a minor, the minor victim's parent or legal guardian may act as claimant and file for compensation benefits.
- ~~2. The claimant must complete and submit the Affidavit of the Parent or Legal Guardian of a Minor Crime Victim.~~

Author: Everette L. Johnson

Statutory Authority: ALA. CODE § 15-23-5(14)

History: Filed July 13, 2023