

# RECOVERY

For additional questions, please contact:

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208-334-6080

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[CVCP\\_Restitution\\_Collection\\_Info@iic.idaho.gov](mailto:CVCP_Restitution_Collection_Info@iic.idaho.gov)

Idaho Industrial Commission  
Crime Victims Compensation Program

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[www.crimevictimcomp.idaho.gov](http://www.crimevictimcomp.idaho.gov)

*Information on costs associated with this publication are available from the Idaho Industrial Commission in accordance with Idaho Code § 60-202.*

*AA/EEO Employer*

*04-12/CVFRI/3,000*

## COUNTY PROSECUTOR'S OFFICES

Ada County	208-287-7700
Adams County	208-253-6896
Bannock County	208-236-7280
Bear Lake County	208-945-1438
Benewah County	208-245-2564
Bingham County	208-782-3101
Blaine County	208-788-5545
Boise County	208-392-4485
Bonner County	208-263-6714
Bonneville County	208-529-1348
Boundary County	208-267-7545
Butte County	208-527-3458
Camas County	208-764-2242
Canyon County	208-454-7391
Caribou County	208-547-1930
Cassia County	208-878-0419
Clark County	208-374-5412
Clearwater County	208-476-5611
Custer County	208-879-4383
Elmore County	208-587-2144
Franklin County	208-852-9119
Fremont County	208-624-4418
Gem County	208-365-2106
Gooding County	208-934-4493
Idaho County	208-983-0166
Jefferson County	208-745-9202
Jerome County	208-644-2630
Kootenai County	208-446-1800
Latah County	208-883-2246
Lemhi County	208-756-2009
Lewis County	208-937-2271
Madison County	208-356-7768
Minidoka County	208-436-7187
Nez Perce County	208-799-3037
Oneida County	208-766-2201
Payette County	208-642-6096
Power County	208-226-1230
Shoshone County	208-752-1106
Teton County	208-345-2990
Twin Falls County	208-736-4020
Valley County	208-382-7120
Washington County	208-414-0390

## FINANCIAL RECOVERY INFORMATION



# CRIME



*Financial Assistance for  
Innocent Victims of Crime*

# VICTIMS



# COMPENSATION



# PROGRAM



# ASSISTANCE

ment on behalf of the victim, notification is sent to the prosecutor requesting reimbursement through restitution. The victim of the crime may also seek restitution for reimbursement of expenses not covered by the program. Documentation related to these expenses should be sent directly to the prosecutor's office as soon as they are incurred.

## HOW DOES THE PROGRAM COLLECT RESTITUTION?

The agency responsible for collecting restitution payments from offenders is different in each county. Each county is responsible for distributing restitution payments to victims listed on the order. The prosecutor's office for your county (see back panel) can tell you who is responsible for collecting restitution in your area. Each restitution order may be converted to a civil judgment, to extend the life of the order and to utilize the civil courts to help with collection. Each order must be certified by the Clerk of the Court, sent to the Recorder's office for recording, and renewed and recorded every five years.

**To ensure the offender satisfies their outstanding debt, the program routinely files civil judgments. The program will monitor the case to ensure the offender is making payments. If payment ceases, the program will initiate aggressive collection action, which may include garnishing wages and/or seizing assets.**

## WHAT IS SUBROGATION?

Subrogation is the program's legal right to reimbursement from any monetary settlement that a victim receives as a result of the crime. The program shall be reimbursed the amount paid in benefits, less a proportionate share of attorney fees and costs.

When the program receives notice of a potential suit, the victim and their attorney will be advised of the program's

subrogation lien. The program will only seek reimbursement for expenses paid on behalf of the victim. The law precludes involved parties from developing a settlement that prevents the program from receiving reimbursement.

## WHAT HAPPENS WHEN THERE IS RESTITUTION AND SUBROGATION?

When restitution is ordered in a criminal case and there is a civil settlement on the same case, the program will seek reimbursement for all economic loss from both sources. If the program pays a proportionate share of attorney fees and costs related to the civil suit or settlement, it remains at an economic loss and will attempt to recover that loss through restitution.

## WHAT HAPPENS WHEN THERE IS AN INSURANCE POLICY?

If the crime involves a vehicle or occurs in a private home, the victim may be eligible for benefits from an automobile or home owner's insurance policy. Some auto policies offer potential payment under the following policy provisions:

- Bodily injury liability
- Medical payments
- Uninsured motorist
- Underinsured motorist
- Disability

If the victim receives payment from any source and the program has paid benefits on behalf of the victim, the victim or their representative should contact the program to discuss repayment. Failure to comply may result in more aggressive collection action.

Please see Section 27-1023, Idaho Code, for details regarding the program's subrogation lien.

## Frequently Asked Questions

### WHY DOES THE PROGRAM SEEK REIMBURSEMENT FOR EXPENSES PAID ON BEHALF OF VICTIMS?

The Idaho Crime Victims Compensation Program provides assistance to victims for financial losses associated with a crime when other resources are not available to cover those expenses. The program believes that offenders should be held accountable for costs associated with their criminal activity. The Financial Recovery Division works cooperatively with the courts to hold offenders financially responsible by aggressively seeking reimbursement through restitution and subrogation. Funds recovered by the program are used to provide assistance to victims of crime throughout Idaho.

### WHAT IS RESTITUTION?

Restitution is money the offender is ordered to pay to the criminal court to reimburse the victim(s) for out-of-pocket expenses related to the crime. The judge presiding over the criminal case will determine how much the offender is to pay and to whom.

### WHO IS ENTITLED TO RESTITUTION?

When the program makes payments on behalf of a victim, the program is considered a victim under the law because they have incurred an economic loss in relation to the crime. After the program makes pay-

# COMPASSION