



QUALIFYING OFFENSE WRITTEN NOTICE (UCA 78B-7-802 SUBSECTION 8 & 9)

TO: THE ARRESTEE

Farmington City Police Department is referring criminal charges to:

Davis County Justice Court
800 W State St Farmington, UT 84025
(801) 451-4488

OR

Second District Court, Farmington
800 W State Street, Farmington, UT 84025
(801) 447-3800

1. Upon arrest for qualifying offense, and before the person is released on bail, recognizance or otherwise, the arrestee MAY NOT contact the alleged victim, from the jail or any other location, either directly or indirectly.
2. No person arrested for domestic violence may be released on bail, recognizance, or otherwise, prior to the close of the next court day, UNLESS the court orders or the arrestee agrees in writing to not engage in any of the following conditions of a jail release agreement;

- 1) telephoning, contacting, or otherwise communicating with the alleged victim, directly or indirectly;
- 2) threatening or harassing the alleged victim; or
- 3) knowingly entering onto the premises of the alleged victim's residence or on premises temporarily occupied by the alleged victim.

3. In the event the arrestee agrees to the conditions listed in paragraph 2 above and is released, the JAIL RELEASE AGREEMENT MAY EXPIRE AT 12:00 MIDNIGHT on the day on which the arrestee appears before the court.

4. If the arrestee violates any of the above paragraphs, the arrestee will be subject to prosecution for a:

Third Degree Felony

OR

Class A Misdemeanor

5. The victim may waive conditions (1) and (3) of the above outlined conditions of the jail release agreement, by contacting the arresting agency and making the request in writing.
6. Continued protection, after the expiration of the above conditions, may be available to the victim through obtaining a Civil or a Criminal Protective Order, as soon as possible.
 - a. Civil Protective Orders may be obtained through:
 - i. **Safe Harbor Shelter**, Kaysville, Utah (801) 444-9161; or
 - ii. **Davis County Victim Services**, 800 W State St Farmington, Utah (801) 451-4300
 - b. Criminal Protective Orders may be obtained by contacting the prosecuting agency.
 - i. For a felony offense, contact **Davis County Attorney's Office** (801) 451-4300
 - ii. For a misdemeanor offense, contact **Davis County Victim Services** (801) 451-4300

SERVED TO SUSPECT



QUALIFYING OFFENSE WRITTEN NOTICE (UCA 78B-7-802 SUBSECTION 8 & 9)

TO: THE VICTIM

Farmington City Police Department is referring criminal charges to:

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800 W State St Farmington, UT 84025
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OR

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- 4. If the arrestee violates** any of the above paragraphs, the arrestee will be subject to prosecution for a:

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OR

Class A Misdemeanor

5. The victim may waive conditions (1) and (3) of the above outlined conditions of the jail release agreement, by contacting the arresting agency and making the request in writing.
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 - a. Civil Protective Orders may be obtained through:
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SERVED TO VICTIM

Protective Order	Criminal Protective Order	Civil Stalking Injunction	Permanent Criminal Stalking Injunction	Restraining Order	Jail Release Protective Order	Court No Contact Order	Criminal Trespass Order
Issued by the Court	Issued by the Court	Issued by the Court	Issued by the Court	Issued by the Court	Issued by the Jail	Issued by the Court	Issued by the Police
Potential Police Arrest Enforced by the Court	Potential Police Arrest Enforced by the Court	Potential Police Arrest Enforced by the Court	Potential Police Arrest Enforced by the Court	No Police Arrest Enforced by the Court	Potential Police Arrest Enforced by the Court	No Police Arrest Enforced by the Court	Potential Police Arrest Enforced by the Court
Cost: No charge	Cost: No Charge	Cost: No charge	Cost: No Charge	Cost: Attorney=s fees	Cost: No charge	Cost: No charge	Cost: No charge
Requirements: 1. <u>Must be a cohabitant:</u> - been married or divorced - lived together - have child(ren) together, - have an unborn child together - related by blood or marriage, -resided in the same residence. -consensual sexual relationship 2. <u>Must be a victim of physical abuse:</u> -actual physical harm -verbal threats of physical harm -attempts or threats to cause physical harm	May be a issued by the court as a Pretrial or Sentencing order (as designated by the Judge) Requirements: 1. <u>Must be a cohabitant:</u> - been married or divorced - lived together - have child(ren) together, - have an unborn child together - related by blood or marriage, -resided in the same residence. 2. <u>Must be a victim of physical abuse:</u> -actual physical harm -verbal threats of physical harm -attempts or threats to cause physical harm	Requirements: 1. Be a victim of stalking or harassment behaviors that cause alarm and/or /distress 2. Provide the Court with the following: a. A list or journal of contact the stalker has had with victim (bullet form) b. <u>Notarized witness statements</u> corroborating list or journal (at least 2) c. <u>Police report</u> documenting stalking activity d. <u>Copies</u> of letters or notes and transcripts of messages or things said. (*be sure to record voicemails and take pics of text messages for the court hearing)	Requirements: A conviction for stalking or a plea accepted by the court and held in abeyance for a period of time shall operate as an application for a permanent criminal stalking injunction limiting the contact of the defendant and the victim.	Requirements: 1. Contact an attorney for this information.	Requirements: An arrest is made for a domestic violence crime by booking into jail. 1. If booked into jail, the jail issues the Jail Release Protective Order upon release if the offender has not, yet, seen a judge.	Requirements: A criminal case against the abuser has to be filed with the Court involving you as a victim. The Prosecutor or victim advocate must be made aware that a No Contact Order is needed and why. The Order will be issued upon request in Court (verbally, on the court record).	Requirements: 1. Check with the law enforcement agency of jurisdiction to determine if this is appropriate for your situation. 2. Some agencies have a written form they provide to the offending individual and other agencies issue a verbal order.
Procedure: Judge must believe victim is in imminent danger; Order is granted through a civil petition process	Procedure: Judge must believe victim is in imminent danger; Order is granted in open court at the request of the victim, usually through the prosecutor.	Procedure: Judge must believe victim has been stalked/harassed; Order is granted through a civil petition process	Procedure: At the time of conviction (includes pia) an Order can be signed at the request of the victim, usually through the prosecutor.	Procedure: Order is granted through a civil petition process.	Procedure: Order is issued by the above referenced agency.	Procedure: See above	Procedure: Contact police when suspect is present at the property to be protected.
Criminal Charge: Violation of Protective Order Class A Misdemeanor for a violation; may be enhanced to a felony if prior dv conviction	Criminal Charge: Violation of Protective Order Class A Misdemeanor for a violation; may be enhanced to a felony if prior dv conviction	Criminal Charge: Stalking Class A Misdemeanor for a violation; may be enhanced if prior stalking related conviction	Criminal Charge: Stalking Class A Misdemeanor for a violation; may be enhanced if prior stalking related conviction	Criminal Charge: None Punishment or sanction imposed by the Judge	Criminal Charge: Violation of a Jail Release Protective Order Class A Misdemeanor or Felony for a violation depending on arrest charge and prior conviction(s)	Criminal Charge: None Failure to Comply/Contempt or Probation Violation Punishment or sanction imposed by the Judge	Criminal Charge: Criminal Trespass May be a Class A or Class B misdemeanor depending on the situation.
Expiration: Does not expire once the Order is issued at the 20 day hearing. *Custody/Visitation/Support expires after 150 days.	Expiration: Valid as a Pretrial PO up until trial/conviction; may be extended as Sentencing PO during probation period	Expiration: 3 years; Petitioner must file new petition if stalking is still a problem	Expiration: Permanent, does not expire	Expiration: As ordered by the court	Expiration: Expires at midnight the day of the offender's first court appearance	Expiration: <i>Court Order</i> – expires at the end of court jurisdiction	Expiration: As stated on the form (usually one year)
Where to get one: Safe Harbor Crisis Center – 444-3191 or 444-9161 Layton City Victim Services, 437 N. Wasatch Drive, Layton – 801-336-3599/ Karen Arroyo				Where to get one: Any private attorney's office	Where to get one: Automatically issued by the jail or police dept.	Where to get one: Prosecutor=s Office that is prosecuting the case	Where to get one: Contact the police department

** Chart created by Marlesse Jones for Layton Victim Services

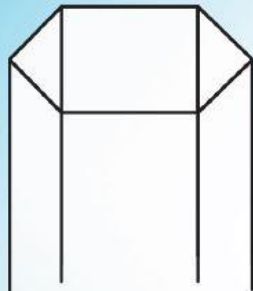
***If you are in immediate
danger, call: 911***

Scan the QR code or visit
www.utcourts.gov/abuse

For information on filing for
orders of protection from
abuse or stalking.

For more resources contact
the Utah Domestic Violence
Coalition 1-800-897-5465





Utah Council on
Victims of Crime

Victims and Witnesses Have Rights!

INTRODUCTION

UTAH COUNCIL ON VICTIMS OF CRIME
VICTIM & WITNESSES BILL OF RIGHTS
AGENCY RESPONSIBILITIES
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OTHER VICTIM RESOURCES

Ways to help our clients

INTRODUCTION

Crime hurts! As a victim of crime, you may experience significant injury, loss, confusion and life-disruption. Shock, disbelief, fear, vulnerability, anger, and frustration may also result. In addition to struggling with these impacts, your involvement in the criminal justice system may be needed. You may also find it necessary to become involved with a variety of other community agencies while seeking beneficial services. This change to your life can feel overwhelming!

The community has a legal and moral responsibility to respond to criminal victimization through support of victims of crime. This response is necessary to preserve order and protect the community. *Victims and witnesses of crime are essential partners in this community effort.* Without your participation and involvement as a citizen, the criminal justice systems cannot serve the community. However, the complexity and limitations of these agency processes may create additional frustration for you as a victim or a witness.

This booklet has been prepared to assist you in understanding your rights and to provide information about the roles of various public and private agencies. Your informed participation is vital to Utah's system of criminal justice. Services described in this brochure are available to victims at no charge.

UTAH COUNCIL ON VICTIMS OF CRIME

The criminal justice system has historically been insensitive to the needs and concerns of crime victims. All too frequently involvement in the criminal justice system resulted in additional suffering to victims already harmed by criminal acts. To address these problems, in 1993 the legislature established the Utah Council on Victims of Crime and tasked it with the responsibility of coordinating statewide efforts to improve victims' experiences and status in the criminal justice system. The Council is a bi-partisan body with a statutorily designated representation from across Utah. The Council provides training and assistance to victims' programs in prosecution offices, police departments and other agencies throughout Utah.

The Council continues to be a strong voice in improving victim services and rights in Utah. The Council played a significant role in enacting legislation and court rule changes focused on improving the status of victims involved in the criminal justice system. Examples of these changes include the creation of the Office of Crime Victim Reparations, the Crime Victims' Bill of Rights, and the Utah Victims' Constitutional Amendment. The Council also worked hard to develop and promulgate court rule changes to require the consideration of the threat of harm or danger to the victim at bail hearings and the enacting of "Rape Shield" protections for victims of sexual assault.

Utah law also establishes a Victims' Rights Committee in each of the eight judicial districts in Utah. The purpose of these committees is to address specific complaints and problems within their respective judicial districts and to be an educational and supportive influence in protecting victim rights. The Chair of each of these District Victims' Rights Committees, along with other select victim advocates and agency representatives, serves on the Utah Council on Victims of Crime. Through the various Victims' Rights Committees in the judicial districts, victims' concerns are monitored throughout the state. Individuals may bring violations of victims' rights to the attention of their respective District Victims' Rights Committee. A form entitled "Victim/Witness Complaints" is available for this purpose. For additional information on this complaint process see the "Complaint Procedures" section of this

brochure. Any complaint not resolved by the local District Victims' Rights Committee, is reviewed by the Council.

Members of the Utah Council on Victims of Crime and the various District Victims' Rights Committees continue to be committed to improving the experience and status of crime victims in Utah. Participation in the various projects of the Council is encouraged and individuals interested in becoming involved in the victims' movement should contact the Utah Office for Victims of Crime at 801-238-2360 or 1-800-621-7444.

VICTIM RIGHTS

Victims of crime have constitutional and statutory rights to ensure that all victims are treated with dignity, respect, courtesy, and sensitivity, and that the rights extended to victims and witnesses of crime are honored and protected by law in a manner no less vigorous than protections afforded criminal defendants. You can locate these rights in the Utah Constitution, Article 28 and in the Utah Criminal Code at 77-37, 77-38 and 77-38a. Following is a brief summary of the rights entitled to victims of crime; felony crimes and A and B misdemeanor crimes, including juvenile charges:

- a. Victims have the right "to be treated with fairness, respect, and dignity, and to be free from harassment and abuse throughout the criminal justice process."
- b. Victims have the right to be informed and assisted as to their role in the criminal justice process, including clear explanations regarding legal proceedings.
- c. Victims have the right to be present and heard at important criminal justice and juvenile justice hearings. Those hearings include preliminary hearings, arraignment, any court proceeding involving the disposition of charges or the delay of a previously scheduled trial date, a court proceeding relating release of the defendant from custody, the criminal trial, sentencing hearings and parole hearings.
- d. Victims have the right to be heard and that right may be exercised at the victim's discretion in any appropriate fashion, including an oral, written, audio taped, or videotaped statement or direct or indirect information that has been provided to be included in any presentence report.
- e. Victims have the right to receive notice of important criminal justice hearings in felony cases. The victim's address, telephone number and written impact statement are protected and only available to a limited group of victim specialists.
- f. Victims of several violent and sexual crimes may request a pretrial criminal no contact order be issued by the court.
- g. Victims have the right to a speedy disposition of the charges, free from unwarranted delay caused by the defendant and to a prompt and final conclusion of the case after the disposition or conviction and sentence.
- h. Victims have the right to have the sentencing judge receive and consider information about the impact of the crime upon the victim and any other information the victim would like to share with the sentencing judge.

- i. Victims have a right to have a representative exercise the same rights that the victim is entitled to.
- j. Victims have the right to restitution.
- k. Victims have the right to have any personal property obtained in an investigation returned to the victim when the property is no longer needed by the court or prosecution.
- l. Victims have the right to object to a petition for expungement.
- m. Victims of sexual assault have the right to have their confidential communication to a sexual assault counselor remain confidential.
- n. Additionally, should a convicted person, or representative of the convicted person, receive a profit from the sale or transfer of memorabilia, the profit shall be given to the Crime Victim Reparations Fund.
- o. Access to VINE (Victim Information & Notification Everyday www.VINELink.com) System (See VINE under other victim resources)

Additional Rights for Children

- a. Victims who are 13 years of age or younger shall be communicated to in age-appropriate language.
- b. Child victims have the right to have the process conducted in the most effective and least traumatic, intrusive, and intimidating manner.
- c. Children are not responsible for inappropriate behavior adults commit against them and have the right not to be questioned, in any manner, nor to have allegations made, implying this responsibility.
- d. Child victims have the right to have interviews related to criminal prosecution kept to a minimum.
- e. Child victims have the right to be informed of available community resources that might assist them and how to gain access to those resources.

Additional rights for victims of sexual offenses

- a. Victims of sexual offenses have the right to request voluntary testing for themselves for HIV infection and to request mandatory testing of the alleged sexual offender for HIV infection.
- b. Victims of sexual offenses have the right to be informed whether a DNA profile was obtained from the testing of the rape kit evidence or from other crime scene evidence.
- c. Victims of sexual offenses have the right to be informed whether a DNA profile developed from the rape kit evidence or other crime scene evidence has been entered into the Utah Combined DNA Index System.

- d. Victims of sexual offenses have the right to be informed whether there is a match between a DNA profile developed from the rape kit evidence or other crime scene evidence and a DNA profile contained in the Utah Combined DNA Index System, as long as disclosure would not impede or compromise an ongoing investigation.
- e. Victims of sexual offenses have the right to designate a person of the victim's choosing to act as a recipient of the information gathered in HIV infection testing and DNA testing.

AGENCY RESPONSIBILITIES

Agencies have certain responsibilities to see that victims' and witnesses' rights are complied with.

Law Enforcement Responsibilities

- a. Ensure a link between the victim and available services
- b. Provide information regarding the level of protection from intimidation and harm available to victims and witnesses, and the sources of that protection
- c. Provide information on how to access services and information on the criminal justice system, through the victim advocate program
- d. Provide basic resources and information about the victim's reparation, and refer to the victim advocacy program
- e. Properly secure and maintain the property of a victim held as evidence, and return that property as soon as it is no longer needed as evidence
- f. Establish policies and procedures to provide a quick turnaround on reports for victims, prosecutors, and discovery
- g. Establish policies and procedures that better enhance victim safety (safety plans) following an incident

Prosecutors' Responsibilities

- a. Provide information regarding sources of protection from intimidation and harm available to victims and witnesses.
- b. Provide information about the criminal justice process and the role of victims and witnesses in that process
- c. Provide clear explanations regarding legal proceedings
- d. Inform victim of the Utah Office for Victims of Crime and provide assistance in understanding procedures for obtaining financial compensation
- e. Provide restitution information to the court, including victims' names and claims

- f. Provide individual with timely notice of court appearances as well as postponements
- g. Inform parent/guardian of community resources available to children involved in crime
- h. Establish policies and procedures to encourage speedy disposition of criminal cases
- i. Inform victim within seven days of filing felony charges
- j. Provide victim notice of important hearings, after filing felony criminal charges and upon victim's request
- k. Introduce a photograph of the victim taken before the homicide, when appropriate

Courts' Responsibilities

- a. Provide information about the criminal justice process and the role of victims in that process
- b. Provide clear explanations regarding legal proceedings
- c. Ensure the victim has an opportunity to be heard at important criminal justice and juvenile justice hearings
- d. Preserve the victim's right to a speedy trial and disposition of charges
- e. Provide secure waiting areas away from the defendant
- f. Preserve privacy rights regarding victims' personal identifying information
- g. Ensure that age appropriate language is used during the testimony of a victim under the age of 13
- h. Protect the interview of child victims from being distributed, released or displayed to anyone without a court order
- i. At sentencing, order the defendant to pay restitution to the victim

Utah Office for Victims of Crime Responsibility

- a. Compensate victims of violent crime who suffer physical or psychological injury
- b. Provide training to allied agencies and publicize the program across the state
- c. Provide assistance through federal grants to public and non-profit organizations for direct and indirect services to victims of crime
- d. Act as a broker of victim services and provide networking of victim services

State Human Services Responsibilities

- a. Investigate allegations of abuse or neglect and provide protection for children, families and adults
- b. Assist in obtaining needed resources including counseling, medical or financial assistance
- c. Arrange for shelter or foster care for children as needed
- d. Provide protection against unnecessary interviewing of children, families and adult victims
- e. Upon proper request, notify victims of the juvenile offender's release from Juvenile Justice Services custody
- f. The Youth Parole Authority will inform victims of their options to participate in youth parole hearings
- g. The Youth Parole Authority will provide secure waiting areas away from the juvenile offender and the offender's family during parole hearings
- h. The Youth Parole Authority will contact victims and/or families of a juvenile offender's release from secure care

Corrections Responsibilities

- a. Assist victims to understand the prison incarceration process, parole and probation
- b. Intervene when victims are being contacted and harassed, directly or indirectly by offenders; this may include stopping unwanted telephone calls, letters or face-to-face contact
- c. Provide information regarding upcoming parole hearings. Explain the offender's conditions of parole and probation. Provide contact information for the offenders' Adult Probation and Parole Agent.
- d. Educate Utah Department of Corrections staff on the needs of victims and how to appropriately communicate with them
- e. Conduct the Victim/Offender Dialogue Program (explained on the Utah DOC website)
- f. Conduct the "Victim Wraparound Program" for victims of domestic violence & stalking
- g. Respond to inquiries from victims following a VINE message. Explain how VINE works and help with registration.
- h. Help victims with safety planning
- i. Determine the appropriateness of requests from victims to visit incarcerated inmates

Board of Pardons & Parole Responsibilities

- a. For BOPP processes, “Victim” is an individual against whom the offender committed a felony or Class A misdemeanor offense for which a hearing is being held
- b. All parole agreements include “no contact” conditions, which prohibit the offender from contacting the victim. Parole may be revoked for violating this condition.
- c. BOPP will notify victims of original hearings as required by law, and of other hearings if continuing notice is requested by a victim
- d. BOPP provides instructions for victims who attend, speak at, or want to provide written statements for BOPP Hearings
- e. BOPP orders restitution when applicable, as provided by law, as a condition of parole
- f. BOPP can inform victims of the State Crime Victim Reparations program and provide UOVC contact information
- g. BOPP will inform victims of Board decisions and offender release dates through its website and VINE.
- h. Victims should keep their address or phone number current with BOPP to ensure timely notification. Updated contact information can be submitted by contacting BOPP. This information is never released to the offender.
- i. Whether a victim gives testimony at a hearing or not, BOPP encourages victims to submit a statement (by mail or email) describing the impact the crime had on them. Please be aware that BOPP is required to disclose the complete statement to the offender.
- j. Victims may submit letters, statements, and updated contact information to BOPP at bopvictim@utah.gov, or by mail. Mailing address is Utah Board of Pardons & Parole, Attn. Victim Coordinator, 448 East 6400 South, #300, Murray, Utah 84107.
- k. Information regarding BOPP processes, hearings, and Board decisions regarding specific offenders may be found at www.bop.utah.gov

Judicial District Victims’ Rights Committees Responsibilities

- a. Establish and chair a committee with membership that consists of a county or district attorney, a sheriff, a corrections field services administrator, an appointed victim advocate, a municipal attorney, a municipal chief of police; and other representatives as appropriate
- b. Each committee must meet at least twice a year
- c. In the meetings, the committee shall review progress and problems relating to the Rights of Crime Victims Act, the Crime Victims Restitution Act, and Utah Constitution Article I, Section 28

- d. Victims and other interested parties may submit matters of concern to the victims' rights committee.
- e. The committee may hold a hearing open to the public on any appropriate matter of concern and may publish its findings
- f. The committee shall forward minutes of all meetings to the Utah Council on Victims of Crime for review and other appropriate action
- g. If a victims' rights committee is unable to resolve a complaint, it may refer the complaint to the Utah Council on Victims of Crime
- h. If the committee finds a violation of a victim's right, it shall refer the matter to the appropriate court for further proceedings

COMPLAINT PROCEDURES

Complaint Process

- a. Complaints must be submitted in writing and delivered to the Office of Crime Victim Reparations, which will acknowledge receipt of the complaint within 5 working days. The complaint will be sent to the appropriate District Victims' Rights Committee Chair.
- b. The committee will respond to the complainant within 60 days of receipt of the complaint. If a hearing before the committee is deemed appropriate, it will be held within 90 days. Time limits may be adjusted for extenuating circumstances.
- c. If the committee is unable to resolve the complaint within the prescribed time, a designated subcommittee from the Utah Council on Victims will review the complaint

Complaint Hearing

- a. The District Victims' Rights Committee may hold public hearings
- b. There must be a quorum consisting of half of the committee membership present at the hearing
- c. The complainant may testify in writing, appear in person, or be represented by another individual at complaint hearing
- d. An individual or agency named in the complaint may respond in writing, appear in person, or be represented by another individual
- e. If deemed appropriate by the committee, parties will be allowed to respond to the testimony. Time limits shall be set for rebuttals before hearing begins.
- f. Parties will be excused before committee discussion

- g. If a person or agency fails to respond, or if the issue cannot be resolved at the committee hearing, the matter shall be referred to the Utah Council on Victims of Crime

Possible Complaint Resolutions

- a. The committee may decide to refer the complaint to an appropriate agency and request that agency resolve problem by adhering to victims' rights statutes. The committee may then use any method allowed by law to ensure that recommendations are implemented.
- b. The committee may decide to take no action due to lack of merit or authority
- c. The committee may decide to refer the issue to the Utah Crime Victims Legal Clinic or the Utah Council on Victims of Crime

OTHER VICTIM RESOURCES

Crime Victim Reparations

If you are the victim of a violent crime, you may be eligible for compensation. Individuals who qualify for compensation are victims of violent crime who have suffered physical or psychological injury as well as dependents of deceased victims. To qualify, the victim must report the crime to police and must cooperate with law enforcement and prosecution.

Awards can be made up to \$25,000 for medical care, mental health counseling, loss of earnings, burial expenses, dental care, and loss of support to dependents. No awards can be made for property losses, except property that is essential to the health and safety of the victim. In cases involving homicide, attempted homicide, aggravated assault, and DUI, awards can be made up to \$50,000. Victims must exhaust all collateral sources such as Medicare, Medicaid, insurance, and worker's compensation, before an award will be made.

Funding of the program comes from criminal offenders through surcharges and fines.

For further information, visit Crime Victim Reparations website at www.crimevictim.utah.gov or call 801-238-2360 or toll free 1-80-621-7444.

Victim Assistance

Victims of Crime Act (VOCA) grants are federally funded awards available to private and public agencies that provide direct services to crime victims. Services available include crisis intervention, therapy, support groups, crisis hotline, shelter, criminal justice support, and emergency legal assistance. These services are housed within city and county prosecutors' offices, police departments, family support centers, children's justice centers, rape crisis centers, domestic violence shelters and mental health organizations

S.T.O.P. Violence Against Women Act (VAWA) grants, also federally funded awards, encourage the development and implementation of effective law enforcement and prosecution strategies to combat violent crimes against women and the development and enhancement of victim services in cases

involving crimes against women. VAWA grants are awarded to law enforcement agencies, prosecutors, courts, and to nonprofit victim services agencies.

Sexual Assault Services Programs (SASP) grants, also federally funded awards, are available to rape crisis centers across the state. This program specifically provides services to victims of rape and sexual assault. Services available include victim advocacy, crisis intervention, hotlines, and counseling services.

Restitution

Utah law provides that a sentencing judge shall order an offender to pay restitution when appropriate. Restitution is usually ordered if the judge is aware of the claim prior to sentencing. Restitution can be ordered for out-of-pocket expenses such as medical and property losses. Restitution cannot be ordered for “pain and suffering” or for punitive or exemplary damages. If an offender is sent to prison, judges are required to forward restitution orders to the State Office of Debt Collection if the restitution amount is not paid by the time of sentencing.

Judges are required to determine complete restitution, as well as “court ordered restitution,” which is the amount that must be paid by the offender while on probation. Even if restitution is ordered, there is no guarantee that victims will receive payments in a timely manner -- or at all. Most offenders have few financial resources available to them. If an offender fails to make restitution payments, there are legal options available to pursue collection.

Claims for restitution should be brought to the attention of the prosecutor as soon as possible. Victims can help Adult Probation & Parole by making sure that restitution is detailed and claimed in pre-sentence reports.

VINE (Victim Information and Notification Everyday)

VINE is an automated service that lets you track and receive notifications of the custody status of offenders in jail or prison. You can receive notifications by phone, text message or email. This notification empowers victims by providing valuable information that helps them participate in the criminal justice process, as well as information that may aid in safety and security of victims. Any person may register for this free service by calling 1-877-UT-4-VINE or visiting www.vinelink.com.

Utah Crime Victims Legal Clinic

The Utah Crime Victims Legal Clinic provides free legal representation to crime victims when victims' rights issues are at stake.¹ The Legal Clinic is available to serve victims of all types of crime throughout the state of Utah.

If you are the victim of a crime in Utah, the parent or legal guardian of a victim who is under the age of 18, or the family member of a crime victim who died because of a crime or was severely disabled because of it, the Legal Clinic may be able to help as you go through the criminal justice system. The Legal Clinic may also assist in obtaining civil orders of protection such as protective orders and stalking injunctions.

The Legal Clinic can provide referrals, connect you with important services, help you to use those services, and represent you in the criminal justice system to protect your legal rights. All Utah Crime Victims Legal Clinic services are free of charge. For more information, visit the Legal Clinic's website at www.utahvictimsclinic.org.

The Utah Crime Victims Legal Clinic:

- a. Provides free legal services for crime victims in criminal district, justice, juvenile and appellate courts;
- b. Recruits and trains pro bono attorneys and law students to provide legal services to victims; and
- c. Provides education to criminal justice professionals about victims' rights.

For further information or questions about this brochure, please call or write: State of Utah, Office of Crime Victim Reparations, 350 East 500 South, Suite 200, Salt Lake City, Utah 84111; call 801-238-2360 in Salt Lake County and toll free 1-800-621-7444 for all other areas of Utah.

Other Legal Resources Available to Crime Victims

Civil litigation is an additional meaningful option for recovery from emotional and physical damages which have resulted from the crime. In pursuing civil litigation, you are responsible to hire your own attorney.

Free legal clinics have been created to aid in the filing of civil protective orders, divorce actions, etc. Each clinic functions under its own funding mandates but is a good resource to explore if needing additional legal support.

Children's Justice Centers

Children's Justice Centers (CJC) primarily serve minors under 18 who are victims of alleged sexual abuse, physical abuse, or other crimes where the child is a primary victim or critical witness. After a report has been made to Child Protective Services or law enforcement, a child is brought to a Children's Justice Center - a safe, child-focused facility - to talk to a trained interviewer. A team of law enforcement, child protective services, medical and mental health providers, victim advocates, and prosecutors make decisions together about how to handle the case and help the child. Children and families are connected with services and supported throughout the process. CJs are administered by the Utah Attorney General's Office and operated through partnerships with counties. To find a Children's Justice Center near you or to learn more about the services of CJs, go to www.cjcutah.org.

Domestic Violence Shelters

Domestic Violence Service Providers serve individuals who have been impacted by domestic violence. They provide comprehensive wrap-around services for adults and children through shelter services, advocacy, case management, and prevention. These community-based programs have confidentiality protections under the Violence Against Women Act and serve everyone free of charge,

regardless of whether they have reported to law enforcement, have US citizenship or are actively participating in shelter services.

For further information on Domestic Violence services or to be linked to the nearest service providers, please call the free and confidential 24/7 Linkline at 1-800-897-LINK (5465).

Rape Crisis Centers

Rape crisis centers have advocates who are trained professionals and are prepared to connect survivors seeking out support to many different systems and resources available in the community. The advocates who work at these centers often have confidentiality protections under Rape Shield laws. This allows survivors to disclose concerns and seek out information about the reporting process before reporting takes place or explore other forms of justice, such as restorative forms of justice. The advocates at these centers aim to provide information and support so that survivors choose how to handle the aftermath of an assault.

Many of these crisis centers have mobile advocacy teams that can accompany survivors to the hospital during forensic exams. Crisis centers are also typically accompanied by crisis line phone services and have or can connect survivors to long-term mental health support to heal from sexual violence trauma.

These centers are generally non-profit organizations that are funded through foundations, state and federal grants and programs. Another valuable resource for survivors of crime.

For further information on Rape Crisis services or to be linked to the nearest service providers, please call the free and confidential 24/7 Crisis line at 1-888-421-1100.

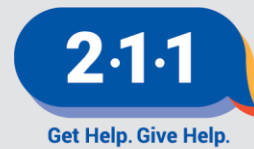
More Questions?

As a survivor of crime, we want you to feel confident that your questions will be answered and your concerns addressed whenever possible. If you need additional information on services and support available to victims, please contact the Utah Office for Victims of Crime by calling: 1-800-621-7444.

DAVIS COUNTY

GENERAL RESOURCE LIST

2021-2022



Emergencies (24 Hours)

Life Threatening	9-1-1
National Suicide Prevention Lifeline	800-273-TALK (8255)
Poison Control	800-222-1222
UNI Crisis Line (Suicide Prevention)	801-587-3000
Utah Human Trafficking Tip Line (Utah Attorney General Strike Force)	801-200-3443

Adult & Child Abuse/Neglect

Adult Protective Services (APS)	801-538-3910
Toll-free hotline	800-371-7897
Davis County Children's Justice Center (Farmington)	801-451-3560
Division of Child and Family Services	
Administration (Northern Region)	801-629-5800
Bountiful Office	801-397-7640
Child Abuse/Neglect Reporting Line (CPS)	855-323-3237
Clearfield Office	801-776-7300
Open Doors (Family Connection Center Clearfield Crisis Nursery)	801-773-0712
Prevent Child Abuse Utah	801-393-3366

Child/Youth/Family Services

Archway Youth Services Center	801-612-4901
Big Brothers Big Sisters of Utah	801-313-0303
Care About ChildCare – Weber State University	801-626-7837
Davis School District	801-402-5261
Family Enrichment Center / Head Start / Early Head Start	801-402-0650
Help Me Grow (prenatal and developmental info)	801-691-5322
National Runaway Safeline	800-786-2929

Clothing/Furniture/Household Items

Deseret Industries (DI) (Layton)	801-593-5337
Centerville	801-298-8918
Ogden Rescue Mission Thrift Store	801-621-4360
Salvation Army (Ogden)	801-621-3580
Your Community Connection (Ogden)	801-394-9456

Domestic Violence

Davis County Attorney's Office	801-451-4300
Domestic Violence Information Line	800-897-LINK (5465)
Family Advocacy Office, Hill Air Force Base (Military affiliates)	801-777-3497
Intermountain Specialized Abuse Treatment Center	
ISAT – West Valley	801-886-8900
Layton City Attorney's Office (Victim Services)	801-336-3590
Open Doors (Clearfield)	801-773-0712
Layton	801-771-4642
Safe Harbor Crisis Center (Shelter)	801-444-3191
Sego Lily Center for the Abused Deaf (video call)	855-812-1001
Utah Legal Services	800-662-4245
Utah State Office for Victims of Crime	800-621-7444
VINE (Victim Information & Notification Everyday)	866-277-7477

Employment/Job Training

Davis Technical College	801-593-2500
Davis Division of Rehabilitation Services (Voc Rehab) (Centerville)	385-489-6015
Deseret Industries (DI) (Centerville)	801-298-8918
Layton	801-593-5337
Easter Seals Employment Program (seniors 55+) (at DWS Clearfield)	801-776-7812
EnableUtah	801-621-6595
Job Corps	801-774-4000
LDS Employment Services (Centerville)	801-298-4700
Layton	801-593-5347
Utah Labor Commission	801-530-6800
Anti-discrimination and labor issues	801-530-6801
Utah Department of Workforce Services (DWS)	
Clearfield & South Davis Employment Centers	866-435-7414

Financial Counseling

American Credit Foundation	800-259-0601
Fair Credit Foundation	801-483-0999
Upsolve (bankruptcy info)	upsolve.org/ut
Utah Legal Services (Bankruptcy Info)	800-662-4245
Utah State University Extension - Davis County (Kaysville)	801-449-5370

Food Assistance Programs

Bountiful Community Food Pantry	801-299-8464
Center of Hope	801-706-3101
Fish-n-Loaves (home-delivered groceries)	801-544-2426
Food Stamps, Utah Dept. of Workforce Services (DWS)	866-435-7414
Home Delivered Meals/Congregate Meals (senior citizens)	
Davis County Senior Services	801-525-5050
Autumn Glow Senior Center (Kaysville)	801-444-2290
Golden Years Senior Center (Bountiful)	801-451-3660
North Davis Senior Center (Clearfield)	801-525-5080
Mobile Pantry, Utah Food Bank	2-1-1
Open Doors (Layton)	801-771-4642
WIC (Women, Infants & Children), Davis County Health Department	
Bountiful/Clearfield/Woods Cross Office	801-525-5010

Government Services

Davis County	
Animal Services	801-444-2200
Driver's License Division (Farmington)	888-353-4224
Jail	801-451-4200
Marriage License	801-451-3218
Public Works	801-444-2230
Division of Motor Vehicles (DMV)	800-DMV-UTAH (368-8824)
Davis County (Farmington)	801-297-7780
Davis County I/M Station (emissions testing)	801-546-8860
United States Citizenship and Immigration Services (USCIS)	800-375-5283
United States Postal Service (USPS)	800-ASK-USPS (275-8777)

Health Care/Hospitals/Clinics

Davis County Health Department	801-525-5000
Davis Hospital and Medical Center (IASIS Healthcare)	801-807-1000
Davis Volunteer Medical Clinic (Clearfield, Tu & Th 5:30 - 7 pm)	801-525-4900
Department of Workforce Services (DWS) (applications)	866-435-7414
Family Dental Plan (Ogden office)	801-395-7090
Hill Air Force Base TriWest Healthcare Clinic (Military affiliates)	801-728-2600
Toll free	800-453-2388
Lakeview Hospital (MountainStar)	801-299-2200
Medicaid and CHIP	
Children's Health Insurance Program (CHIP)	877-KIDS-NOW
Department of Workforce Services (DWS) (applications)	866-435-7414
Utah Medicaid Information Line	800-662-9651
Midtown Community Health – Medical and Dental Clinics (Clearfield)	801-334-0030
Planned Parenthood Association of Utah	
Salt Lake and Ogden Offices	800-230-7526
Primary Care Network (PCN) (General Information Utah Dept of Health)	888-222-2542
South Davis Community Hospital	
(Long-term acute care/skilled nursing)	801-295-2361
Utah Health Insurance Department	800-439-3805
Veterans Affairs Medical Center, George E. Wahlen	800-613-4012
Veterans Community Based Outpatient Clinic (Ogden Community Clinic)	801-479-4105

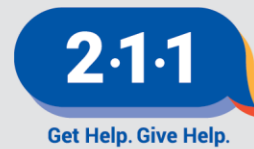
Housing/Utilities

Blue Stakes	8-1-1 or 800-662-4111
Davis County Housing Authority	801-451-2587
Dominion Energy (Customer Service)	800-323-5517
Gas Leaks	800-767-1689
Habitat for Humanity, Weber-Davis County	801-475-9821
HEAT Program	801-394-9774
Lifeline Program (former Utah Telephone Assistance Program)	800-234-9473
Rocky Mountain Power	888-221-7070
Utah Community Action Weatherization	801-359-2444
Utah Department of Workforce Services (DWS)	866-435-7414

DAVIS COUNTY

GENERAL RESOURCE LIST

2021-2022



Law Enforcement/Emergency Services/Fire

Area Dispatch (Non-emergencies)	801-451-4150
Davis County Sheriff (Administration)	801-451-4100
Jail	801-451-4200
Police Departments (Non-dispatch unless noted differently)	
Bountiful	801-298-6000
Centerville	801-292-8441
Clearfield (Dispatch)	801-525-2806
Clinton	801-614-0800
Farmington	801-451-5453
Kaysville	801-546-1131
Layton	801-497-8300
North Salt Lake	801-298-6000
Sunset	801-825-1620
Syracuse	801-825-4400
West Bountiful (Dispatch)	801-298-6000
West Point	801-776-0970
Woods Cross	801-292-4422

Legal Information/Consultation

Disability Law Center	800-662-9080
Division of Consumer Protection	800-721-SAFE (7233)
Utah Legal Services	800-662-4245 or 801-328-8891 (Local)
Utah State Courts' Self Help Center	888-683-0009
Utah State Law Library	801-238-7990
Free legal clinic listings	utcourts.gov/howto/legalclinics

Libraries

Davis County - Administration (Farmington)	801-451-3030
Centerville	801-451-1775
Central Branch (Layton)	801-451-1820
Kaysville	801-451-1800
North Branch (Clearfield)	801-451-1840
South Branch (Bountiful)	801-451-1760
Syracuse/Northwest Branch	801-451-1850

Mental Health/Counseling

Archway Youth Services Center (Runaway/Youth Counseling)	801-612-4901
Davis Behavioral Health	801-773-7060
Family Counseling Service of Northern Utah, Inc.	801-399-1600
Hill Air Force Base Family Advocacy Program (Military affiliates)	801-777-3497
LDS Family Services (Ogden)	801-621-6510
Midtown Community Health Center (Ogden)	801-393-5355
NAMI (National Alliance on Mental Illness)	877-230-6264
Open Doors (Clearfield)	801-773-0712

Other Services

Better Business Bureau (BBB)	800-456-3907
Davis Area Convention & Visitors Bureau	801-774-8200
Davis County Chamber of Commerce	801-593-2200
Utah Transit Authority	888-RIDE-UTA (743-3882)

People with Disabilities

Disability-Related Resources	2-1-1
Division of Rehabilitation Services	866-454-8397
Division of Services for People with Disabilities (DSPD)	877-568-0084
EnableUtah	801-621-6595
Relay Utah	7-1-1
Rise, Inc. (Ogden)	801-934-1616
Roads to Independence Disability Service Center	866-734-5678
Special Needs Registry	2-1-1
Utah Parent Center and Autism Information Resources	800-468-1160

Pregnancy

See also: HEALTH CARE/HOSPITALS/CLINICS

Baby Your Baby Hotline	800-826-9662
Children's Service Society of Utah (Adoption)	800-839-7444
Family Advocate Office, Hill Air Force Base (Military affiliates)	801-777-3497
Planned Parenthood Association of Utah	800-230-7526
MotherToBaby Utah (former Pregnancy Riskline)	800-822-BABY (2229)

Rape/Sexual Assault

Intermountain Specialized Abuse Treatment Center (ISAT)	
Salt Lake City	801-886-8900
Rape, Abuse, and Incest National Network (RAINN)	800-656-4673
Rape/Sexual Assault Crisis Line (UCASA)	888-421-1100
Safe Harbor Domestic Violence Shelter (Women & Men)	801-444-3191
Crisis Line	801-444-9161
Sego Lily Center for the Abused Deaf (video call)	855-812-1001
Victim of Crime Assistance Program (VOCAP)	
Davis County Attorney's Office	801-451-4300

Senior Citizens

AARP	866-448-3616
Davis County Senior Services	801-525-5050
Autumn Glow Senior Center (Kaysville)	801-444-2290
Golden Years Senior Center (Bountiful)	801-451-3660
North Davis Senior Center (Clearfield)	801-525-5080
Easter Seals Employment Program (seniors 55+) (at DWS Clearfield)	801-776-7812
Special Needs Registry	2-1-1

Sexually Transmitted Diseases/AIDS Info

See also: HEALTH CARE/HOSPITALS/CLINICS

Northern Utah Coalition	801-393-4153
Planned Parenthood Association of Utah	800-230-7526
STD/HIV/AIDS Education, Davis County Health Department	801-525-5000
Utah AIDS Foundation (Administration)	800-865-5004
Hotline	800-FON-AIDS

Substance Abuse

AA (Alcoholics Anonymous)	801-484-7871
Davis Behavioral Health (Administration)	801-773-7060
Intermountain Specialized Abuse Treatment Center (ISAT)	
Salt Lake City	801-886-8900
Narcotics Anonymous	877-479-6262
Tobacco Quit Line	800-784-8669
Veterans Community Based Outpatient Clinic (Ogden Community Clinic)	801-479-4105

Support Groups

Call for details on various groups	2-1-1
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Volunteers

2-1-1 Volunteer Center	2-1-1
JustServe	justserve.org

Welfare and Financial Services

Office of Recovery Services (ORS)	801-536-8500
Social Security Administration (SSA) (National)	800-772-1213
Ogden	877-378-9081
Salt Lake	866-851-5275
Unemployment Insurance Center	801-526-4400
Utah Department of Workforce Services (DWS)	
Customer Relations	800-331-4341
Eligibility Services	866-435-7414
Worker's Compensation Fund (WCF)	800-446-2667
VITA (Volunteer Income Tax Assistance, Jan-Apr 15)	2-1-1

Last Update: November 2021

Please visit 211ut.org for the most current resource lists.

Utah 211 is the place to call if you need help or want to give help. Callers can be linked to resources available from health and human service programs throughout the state.

Checklist

Collect these items and documents and have them readily available. Keep them at a neighbor's or family member's house.

Identification:

- ☐ Driver's License
- ☐ Birth Certificate (yours and your children's)
- ☐ Social Security Cards

Financial:

- ☐ Money (both cash, some change and any credit cards in your name)
- ☐ Checking and savings account information
- ☐ Loan/ investment information

Legal Papers:

- ☐ Protective order
- ☐ House deed, or lease/rental agreement
- ☐ Car title, registration and insurance
- ☐ Health/life insurance information
- ☐ Medical records for you and your children
- ☐ School records
- ☐ Work permit/ Permanent Resident Card/ Visa/ ITIN number/ Passport/ Matricula Consular
- ☐ Divorce and custody papers
- ☐ Marriage License
- ☐ Tax return from previous year

Other Items:

- ☐ Medications, glasses and hearing aids
- ☐ Additional house and car keys
- ☐ Safety deposit box key
- ☐ Valuable jewelry
- ☐ Address book
- ☐ Change of clothes for you and your children
- ☐ Current pictures of you, your children and your abuser
- ☐ Vaccination/immunization information
- ☐ Camera (disposable or other)
- ☐ Appointment Book/Calendar

Emergency Numbers

- Police
911
- Utah's Statewide Domestic Violence LINKline (information and referrals about domestic violence services).
1-800-897-LINK (5465)
- Nationwide Domestic Violence Hotline
1 -800-799-SAFE (7233)
1-800-787-3224 (TTY for the Deaf)
- Crime Victim Reparations
1-801-238-2360
1-800-621-7444
- VINE (Jail Release Information)
1-877-UT4-VINE (1-877-884-8463)

Telephone Numbers in your area

Police: 911 or _____

Victim Advocate: _____

County Attorney: _____

Emergency Shelter: _____

Hospital: _____

Other: _____

Other: _____

Other: _____

UTAH DOMESTIC VIOLENCE COALITION

Phone: 801-521-5544

Fax: 801-521-5548

Web-site: udvc.org

Safety Plan for Leaving Abuse Behind



Utah Domestic Violence
COALITION

EDUCATE

ADVOCATE

COLLABORATE

Statewide Domestic Violence
Hotline: 1-800-897 LINK
Nationwide Domestic Violence
Hotline: 1-800-799 SAFE

Your Safety

No one deserves to be abused! If you are in an abusive relationship and are afraid, here are some helpful hints that can help keep you safe. If at any time, you are in a scary situation and you fear for your safety or the safety of others call 911.

Safety During an Explosive Incident

- Try to position yourself in a room with an exit- a window or a door leading outside. Try to stay away from the bathroom, kitchen or any other room that may contain weapons or hard surfaces.
- Try to get to a room that has a phone, or get a cell phone to take with you if possible.
- Devise a 911 code word to use with your neighbors, children, family and/or anyone else that may hear an argument. Inform anyone who may hear your voice during an argument that if they hear the 911 code word they should call police immediately.
- Plan a safe route ahead of time to leave your home. Practice exiting your home through identified doors and windows—plan which elevator or stairwell would be best to use. If you cannot physically practice your escape then visualize it several times.
- Pack a bag with the “Checklist” items. Keep this bag either at a friend’s or family member’s house so you can pick it up quickly and easily.
- Plan where you will go if you leave your house and how you will get there.
- Use your own instincts and judgment. If the situation becomes very dangerous, consider doing whatever is necessary to calm the abuser down.
- Tell your children to never get involved during an argument between you and your abuser.

**REMEMBER, YOU NEVER DESERVE
TO BE HIT OR THREATENED!**

Personal Notes:

Safety in Your Home

- Change the locks on your doors as soon as possible. Buy additional locks and safety devices to secure your windows. Consider adding outside security lighting if possible. Purchase rope ladders if needed.
- Request a new, unlisted phone number.
- Never tell your abuser where you live. Tell your children to do the same.
- Discuss a safety plan with your children. Inform them where to go and what to do if the abuser shows up.
- Inform your neighbors, landlord, neighborhood watch program, and anyone else who you feel may be helpful, that your abuser does not live with you and that if they see him they should call the police.
- Call the police if your abuser threatens you, your children or your home.
- Tell your children’s school, day care, etc., who has your permission to pick up the children.
- Use an answering machine or Caller ID to screen your calls.

Safety With a Protective Order

- Keep a copy of your Protective Order on you at all times.
- Make copies of your Protective Order and give them to your employer, co-workers, family, neighbors, teachers, friends and church officials. Keep a copy in your car.
- Call the police if your abuser violates your Protective Order.
- When police respond, obtain the officer’s name and badge number. You should not clean yourself or your house, nor do anything that might alter any evidence until it has been documented by the police.
- Keep a notebook with you at all times to document any violations of your protective order. Write down the names of anyone involved, the time and place of the incident, if the police responded and any other information you think is important.
- Think of alternative ways to stay safe if the police do not respond immediately.

Safety at Work

- Inform someone at work of your situation. Include the security officers- provide them with a picture of your abuser.
- Don’t go to lunch alone.
- Arrange to have someone screen your calls or use caller ID or an answering machine.
- Have someone escort you to and from your car, bus or taxi. If necessary, trade vehicles with a friend so your batterer will not recognize your car
- If possible lock the office if you are alone.
- Park your car in a well lighted, visible area.
- Use a variety of routes to go to and from work.

Safety in Public

- Go to different grocery stores, businesses and banks if possible. If this is not possible, change the time of day in which you frequent these places.
- Use a variety of routes when going to and from home.
- When possible have someone escort you to your car.
- Try to park in well lighted, visible areas.
- Remain aware of your surroundings at all times.
- Pick “safe” places to go ahead of time, if something happens while you are out of your home.
- Try to get rides with different people.

Safety When Preparing to Leave

- Open a savings account in your own name to establish or increase your independence. Ensure that your statement is sent to a safe address.
- Get your own post office box using a safe permanent address.
- If you have pets, make arrangements for them to be cared for in a safe place.
- Gather the items on the “Checklist” and have them stored at a friend or family member’s house.
- Determine who would be able to let you stay with them or to lend you money.
- Keep the shelter/hotline numbers and some change or a calling card with you at all times. Consider getting a cell phone if possible.
- Review your safety plan as often as possible in order to plan the safest way to leave your abuser.
- If you plan to use a computer to learn more about leaving, please ask someone knowledgeable about the dangers that may be associated with doing so.

**REMEMBER, LEAVING YOUR ABUSER CAN
BE A VERY DANGEROUS TIME!**

Your Safety and Emotional Health

- If you are planning to return to a potentially abusive situation, discuss an alternative plan with a person you trust.
- If you must communicate with your abuser, determine the safest way to do so.
- Be assertive with others about what you need.
- Don’t be afraid to call the police and to ask for medical treatment. Photograph all injuries.
- Decide who you can call to talk to freely and openly, someone who can give you the support you need.
- Plan to attend a victims’ support group to gain support from others and to learn more about yourself and the relationship.
- Keep a journal. This journal can also be used to document any Protective Order violations, specific incidents of abuse and any other important information you want to record. Record all contact with the batterer. Always keep this journal away from your abuser. You may want to keep it at your office or at a friend or family member’s house. Save all messages/recordings from batterer.



What is VOCAP?

Located at the Davis County Attorney's Office, the Victim Services Division provides critical services and information to victims of crime in Davis County - including adults and children, victims of domestic violence, families of murder victims, and victims of other crimes as outlined in the Victim's Bill of Rights (found in the Utah Code). This division provides assistance concerning the court process, notifications of court hearings, updates on discussions between the prosecution and the defense, and schedules appointments with assigned prosecutors. Advocates also provide victims with information about community resources, including the Utah Office for Victims of Crime, that may assist victims.

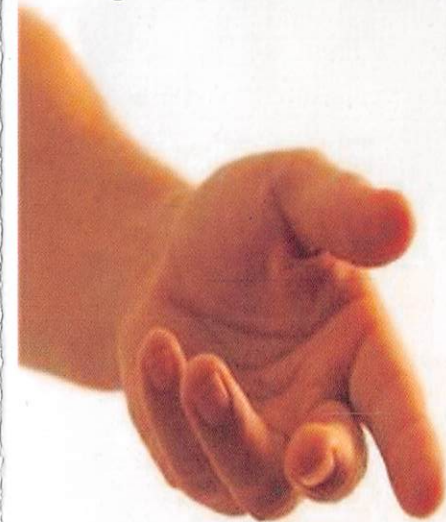
VICTIMS' BILL OF RIGHTS

The Utah Legislature passed a victims' bill of rights in 1987 and constitutional legislation in 1994 to ensure all victims and witnesses of a crime, especially children, are treated with courtesy and sensitivity.

THE LAW LISTS SOME OF YOUR RIGHTS

- **Threats:** It is a crime for anyone to threaten you or to hurt you because of your testimony. You have a right to know what to do if you are threatened. You have the right to be treated with dignity and respect.
- **Your Role:** You have a right to know what you are expected to do as a witness. We will explain it to you.
- **Your Case:** You have a right to know what is happening in your case. We will keep you informed and we will explain each legal step so you will understand what is going on in your case.
- **Safe Place:** You have a right to be in a safe place when you are waiting for court. We will show you where to wait for your turn to testify.
- **Restitution:** You have a right to be paid for medical expenses and other losses that result from a violent crime. We can tell you about the restitution laws in Utah and whether you should apply for help from the Crime Victims' Reparation Board.
- **Getting Your Property Back:** You have the right to retrieve any of your property that has been taken as evidence when it is no longer needed as evidence.
- **Job Problems:** If serving as a witness causes problems with your job, you have a right to assistance from us. You may ask us to talk to your employer to explain your duty as a witness. We will try to avoid conflicts with your work, but when we cannot, we will try to make your time in court as short as possible.
- **Speedy End to the Case:** You have the right to have your case completed quickly. We will do what we can to get a speedy disposition of the case.
- **Timely Notice:** You have a right to timely notice of all court dates. If the case is canceled or postponed, we will let you know as soon as possible.
- **Speak to the Judge:** You have the right to be present during all court proceedings and to speak to the judge in the proceeding.

a guide to VOCAP



Davis
County
Attorney's
Office

Davis County Criminal
Justice Complex
P.O. Box 618
800 W State St.
Farmington, UT 84025
PH: (801) 451-4300
Fax: (801) 451-4348

www.daviscountyutah.gov/attorney

Victims of Crime Assistance Program
(VOCAP)



Providing Assistance, Services, and Resources to Victims of Crime...

HELPING VICTIMS REBUILD THEIR LIVES.

VICTIM IMPACT STATEMENTS

Victim Impact Statements (VIS) provide victims the opportunity to express physical, financial, and emotional effects the crime has had on them and their family. An advocate, from the prosecutor's office, will send a VIS, along with notification of charges to the victim. Such input is vital to help court personnel make informed decisions about sentencing and release. VIS's will provide useful information about the following issues:

- **Restitution:** Reimbursement for damages or financial losses.
- **Measures to Promote Victim Safety & Security:** Criminal Protective Orders and No Contact Orders
- **Victim Recommendations:** Regarding offender treatment and supervision

THE COURT PROCESS

- **Preliminary Hearing:** In felony cases the prosecution must present evidence to show that a crime has been committed and that the defendant probably committed the crime. If the judge finds probable cause, the case is "bound over" to the district court for arraignment and trial. If probable cause is not found, the case will be dismissed.
- **Arraignment:** The defendant appears before a judge to be advised of his/her right for a trial and a plea to the charge is entered. Most defendants plead not guilty at this point in the process.
- **Pretrial Conference:** The prosecutor can discuss the case with the defendant's attorney to determine if settlement without a trial is possible. This may involve a plea negotiation. It is not uncommon to have more than one pretrial conference.
- **Plea Negotiation:** This allows the victim to avoid having to testify in court.
- **Trial:** This is the point at which the defendant's guilt or innocence will be determined by either a judge or a jury.
- **Sentencing:** This is the point in the process when the judge tells the defendant what his/her punishment will be. The punishment may be probation, prison, or something in between.

RESTITUTION

Court-ordered restitution holds offenders financially responsible for their criminal actions and provides victims with some monetary compensation to cover their losses resulting from a crime. These include: property damage or loss, medical expenses, and costs for counseling.

RESOURCES

Utah Office for Victims of Crime

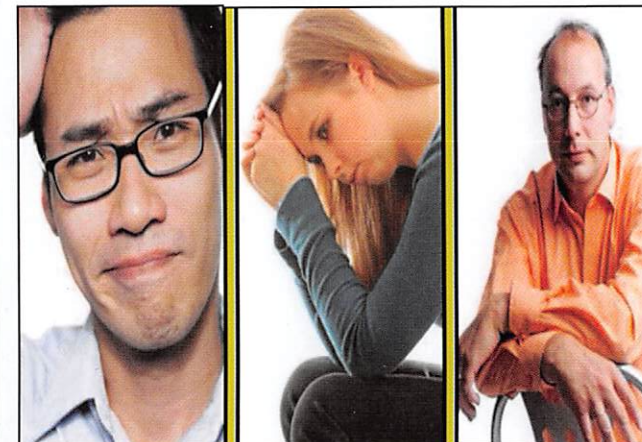
801-238-2360 (office) / 801-533-4127 (fax)

www.crimevictim.utah.gov

VINELINK 1-877-884-8463

(To receive information about the custody status of a particular defendant, register with VINELINK)

For other community services, please call:
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UTAH VICTIM'S RIGHTS

In Utah, victims of sexual assault have certain rights. (Utah Code Section 77-37 and 77-38) If you would like to exercise the following rights, it is your responsibility to request the information from the law enforcement agency handling your case.*

You have the right to:

- Be treated with fairness, dignity and respect.
- Freedom from threats and intimidation, which includes a safe waiting area during court proceedings.
- Information about criminal justice proceedings and to have those proceedings explained to you.
- Be present in the courtroom for important criminal justice hearings.
- Speak to the Court regarding the defendant's bail, sentencing, or any plea offers.
- Compensation for your financial losses in the form of reparations and/or restitution.
- The return of any personal property taken as evidence after it is no longer needed for investigation.
- A speedy resolution of the case.
- Request an HIV test for yourself and the defendant.
- You have the right to challenge to subpoenas requesting your private records

Upon request, you or your designated representative are entitled to the following information regarding DNA testing:

- Whether a DNA profile was obtained as a result of the evidence collected in your case.
- Whether the DNA profile (if found) was entered into the Utah Combined DNA Index System (CODIS).
- Whether there was a DNA profile in the CODIS system matching the DNA evidence collected in your case, as long as disclosure would not interfere with an ongoing investigation.

Children who are victims of a crime have these additional rights:

- Investigation and other proceedings should be done in the least traumatic or intrusive way possible.
- Interviews related to the investigation should be age-appropriate and kept to a minimum.
- Information should be provided regarding programs, assistance, and other resources that can help with the process.

** These rights will be balanced against a defendant's constitutional right to a fair trial*

