

# INFORMATION FOR ARIZONA'S VICTIMS OF CRIME

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Being the victim of a crime can be traumatic. You may feel isolated and confused, and not know where to turn for practical advice or support. This brochure highlights community resources available to assist you and explains your rights as a victim under Arizona law.

**\*Esta información en español, se puede obtener en [www.azag.gov/victim-services/resources](http://www.azag.gov/victim-services/resources)**

## VICTIM ASSISTANCE

### AGENCIES & SERVICES

Organizations such as victim assistance programs, advocacy centers, child abuse treatment programs, support groups, and domestic violence shelters are established throughout the state to help crime victims regain control over their lives.

For certain sexual offenses, costs for medical examinations that are done to preserve evidence may be paid for by the Prosecuting Agency. Contact victim services in your county for more information.

**See "Information and Resource Numbers" on the next page for a list of the agencies that can provide victim assistance services.**

### VICTIM COMPENSATION

If you are a victim of violent crime or the next of kin of a victim who dies as a result of a criminal act, you may apply to the county's Crime Victim Compensation Program to recover certain expenses.

There are conditions which must be met to be eligible for compensation, and eligibility does not guarantee an award. To obtain an application or receive more information on Crime Victim Compensation, contact your county Victim Compensation Coordinator (see "Information and Resource Numbers" for the phone number).

### SEXUAL ASSAULT

Adult victims of sexual assault have a right to a medical forensic exam at no cost to them, regardless of whether they report to law enforcement. If you receive a medical forensic exam, but you do not report to law enforcement, the sexual assault evidence kit will be kept in storage. It is important to ask law enforcement or an advocate the amount of time the kit will be stored before it is destroyed. ***For more information on domestic or sexual violence, please visit [acesdv.org](http://acesdv.org)***

## **DOMESTIC VIOLENCE**

If you are a victim of domestic violence, you may seek a protective order. Orders of Protection restrain spouses, ex-spouses, persons living together now or in the past, persons with a child in common or pregnant by the other person, persons who are currently or were previously in a romantic or sexual relationship, and close relatives from committing an act of domestic violence or contacting you. A petition for an Order of Protection (available at any court or online at <https://azpoint.azcourts.gov/>) can be filed with or without a lawyer. If you are a party in an ongoing or pending family law case (ex. dissolution of marriage) or if the juvenile defendant is under the age of twelve, you should apply at any Superior or Tribal Court location. When the court is not open, you may request an Emergency Order of Protection through a law enforcement officer. Emergency Orders expire at the close of the next judicial business day or seventy-two hours after issuance, whichever is longer. An Order of Protection can prohibit the abuser/defendant from going to your residence (even if the defendant has been living at the address), going to other locations, prohibit the defendant from possessing or purchasing a firearm, or committing an offense of domestic violence. If you seek an Order of Protection, your address and contact information will be kept confidential. There is no court filing fee or service/process fee for an Order of Protection. The court will automatically assign your Order to a law enforcement agency or constable for service immediately upon issuance, but you may have your Order of Protection serviced by a private process server for a fee. If there is a firearm present when there has been an incident of domestic violence and a law enforcement officer believes that the firearm would expose the victim or another person in the household to a risk of serious bodily injury or death, the firearm may be temporarily seized and held by the law enforcement agency. To ensure that you, as the victim, are notified of the release of a firearm that has been seized, you must provide the law enforcement agency with any change of address or phone number.

*For more information on domestic or sexual violence, please visit [acesdv.org](http://acesdv.org)*

## **VICTIM RIGHTS**

As a victim of crime in Arizona, you have a Constitutional right to be treated with fairness, respect and dignity and to be free from intimidation, harassment or abuse throughout the criminal or juvenile justice process. All state, county and municipal justice agencies and courts in Arizona are required to perform certain duties to ensure that you receive your rights.

### **WHO IS A VICTIM FOR PURPOSES OF EXERCISING RIGHTS?**

State law says a victim is a person against whom a criminal or juvenile offense has been committed. This includes any felony or any misdemeanor. If a person is killed or incapacitated, the person's spouse, parent, child, sibling, grandparent or any other person related to the person by consanguinity or affinity to the second degree or any other lawful representative of the person, except if the spouse, parent, child, grandparent, sibling or other person related to the person by consanguinity or affinity to the second degree or other lawful representative is in custody for an offense or is the accused.

## REQUESTING / WAIVING RIGHTS

Some rights are given to victims automatically and some rights need to be requested. The law enforcement officer will provide you with a form that asks you to request or waive (decline) your rights. You will be given a copy of the completed request/waiver form for your records. If you are the victim of a crime, the following rights after formal charging include:

- ◆ To be notified of the suspect's release from custody (see *When A Suspect Is Arrested* for instructions on how to exercise this right).
- ◆ To receive a copy of the terms and conditions of release.
- ◆ To receive notification of scheduled court proceedings.
- ◆ To talk with a prosecutor prior to a plea, dismissal or trial.
- ◆ To make a Victim Impact Statement.
- ◆ To receive a copy of the presentence or predisposition report.
- ◆ To receive notice of a defendant's conviction (or adjudication), acquittal, or the dismissal of the charges.
- ◆ To receive notice of sentencing or disposition results.
- ◆ To have property taken as evidence returned after the case is resolved.

### LEGAL ENTITY "UPON REQUEST" RIGHTS

- ◆ To receive notice of restitution and sentencing/disposition hearings, and notice of the sentencing or disposition results.

### NEIGHBORHOOD ASSOCIATION "UPON REQUEST" RIGHTS

- ◆ To receive notification of scheduled court proceedings, and to make a Victim Impact Statement at sentencing/adjudication.

Your decision to request or waive your rights does not mean that you cannot change your mind later. However, if at first you waive your rights and then request them at a later time, you may be giving up some rights that only apply at certain stages of the justice process. There are other important benefits and protections that apply to crime victims as a case proceeds through the system. ***To request a copy of the full text of Arizona's victims' rights laws, you may contact the Attorney General's Office of Victim Services at (602) 542-4911(Phoenix) or 866-742-4911 toll free.*** You can also learn more about Arizona's victims' rights laws and available services by visiting the Arizona Attorney General web page at [www.azag.gov](http://www.azag.gov).

## YOUR RIGHT TO RESTITUTION

If someone is found guilty of the crime(s) committed against you, the court may order that person to re-pay certain financial costs of your victimization. This court-ordered payment is known as restitution. Victims of crime have a Constitutional right to receive prompt restitution. If charges are filed in your case, it is important that you contact the prosecutor's Victim Services program for more information and assistance with the restitution process (see Information & Resource Numbers).

For more resource information, please visit the Supreme Court's victim restitution website at [www.azcourts.gov/restitution](http://www.azcourts.gov/restitution).

## FREE COPIES OF POLICE REPORTS

A victim of a criminal offense that is a part 1 crime (criminal homicide, rape, robbery, aggravated assault, burglary, motor vehicle theft, larceny-theft, and arson) or an immediate family member of the victim if the victim is killed or incapacitated has the right to receive one copy of the police report from the investigating law enforcement agency at no charge.

## **WHEN A SUSPECT IS ARRESTED**

Box 3 of the request/waiver form provides information to assist you in exercising your rights immediately following the arrest of a suspect; however, you must act quickly.

**If the suspect is an adult and has been arrested**, you can exercise certain rights by contacting the court prior to the Initial Appearance. You can also exercise your right to be informed of the suspect's release by contacting the custodial agency.

**If the suspect is a juvenile and has been detained**, you can obtain detention hearing information and exercise certain rights by contacting the juvenile probation department. You can also exercise your right to be informed of the juvenile's release by contacting the detention center.

**If an adult or juvenile suspect is cited and released, or a juvenile suspect is referred to the Juvenile Court but not detained**, you can exercise certain rights by contacting the court prior to the date and time that the suspect must appear.

**If the arrest of a suspect is not immediate and you are not notified of an arrest within 30 days**, you can call the law enforcement agency to obtain case status information.

Your employer may be legally required to allow you unpaid leave from work to attend court. Contact the prosecuting agency for more information.

## **SUSPECT IS AN ADULT AND HAS BEEN ARRESTED**

### ***Initial Appearance (Court Hearing)***

Purposes: (1) Determine whether to release the accused;  
(2) If the accused is released, determine the terms and conditions of release;  
(3) Set the next court date(s);  
(4) Obtain a plea from the accused (for some misdemeanor offenses)

When Held: Within 24 hours of arrest

Location: Court and Custodial Agency

Contact: See ***INFORMATION & RESOURCE*** numbers

Your Rights: To be present and heard at the initial appearance and to be informed of the suspect's release

## **SUSPECT IS A JUVENILE AND HAS BEEN DETAINED**

### ***Detention and Advisory Hearings***

Purposes: (1) Determine whether to release the accused;  
(2) If the accused is released, determine the terms and conditions of release;  
(3) Obtain a plea from the juvenile (misdemeanor offenses);  
(4) Juvenile to admit guilt or deny

When Held: Detention Hrg – within 24 hours of arrest

Advisory Hrg – within 24 hours of detention hearing

Location: Detention Screening Section, County Juvenile Probation

Contact: See ***INFORMATION & RESOURCE*** numbers

Your Rights: To be present and heard at the detention and advisory hearings and to be informed of the juvenile's release

# INFORMATION AND RESOURCE NUMBERS - - APACHE, GILA & NAVAJO COUNTIES, THEIR CITIES & TOWNS

## VICTIM SERVICES

★EMERGENCY SERVICES ONLY . . . . .	911
Identity Theft Resource Center (ITRC) . . . . .	1-888-400-5530
www.idtheftcenter.org	
Address Confidentiality Program . . . . .	(602) 542-1653
Mothers Against Drunk Driving (MADD) (AZ Office): . . . . .	1-800-553-6233
Arizona Coalition to End Sexual and Domestic Violence . . . . .	1-800-782-6400
National Domestic Violence Hotline . . . . .	1-800-799-SAFE (7233)
AZ Community Information & Referral . . . . .	1-800-352-3792
Birth to 5 Helpline . . . . .	1-877-705-5437
Adult Protective Services . . . . .	1-877-SOS-ADULT / 1-877-767-2385
Department of Child Safety . . . . .	1-888-SOS-CHILD / 1-888-767-2445

## APACHE

Apache County Victim Witness . . . . .	(928) 337-7560
Apache County Victim Comp . . . . .	(928) 337-7560
ADABI Shelter . . . . .	(928) 674-8314
Battered Families Servies - Gallup, NM . . . . .	(505) 722-7483
My Sister's House - Gallup, NM . . . . .	(505) 722-7483
New Hope Ranch . . . . .	1-877-974-4673/(928) 337-5060
Navajo Treatment Center for Children and Their Families . . . . .	(928) 871-7679
Little Colorado Behavioral Health Center:	
St. Johns . . . . .	(928) 337-4301
Springerville . . . . .	(928) 333-2683

## GILA

Gila County Victim Witness Prog. . . . .	(928) 425-3231 x8360
Outside Globe/Miami . . . . .	1-800-304-4452 x8630
Gila County Victim Compensation . . . . .	(928) 402-8836
Outside Globe/Miami . . . . .	1-800-304-4452 x8836
Time-Out Inc. (24-hour hot line) . . . . .	(928) 472-8007
Gila County Safe Home . . . . .	(928) 402-9297 / (800) 890-2880
Counseling Services:	
Arizona Complete Healthcare - Southern AZ Crisis Line . . . . .	1-866-495-6735
Southwest Behavioral & Health Services . . . . .	(928) 474-3303
Northwest/Central AZ Crisis Response Network . . . . .	1-877-756-4090
Community Assistance Program . . . . .	(928) 425-3281
Domestic Violence Stop (Shelters in Phx.) . . . . .	(480) 890-3039

## NAVAJO

Alice's Place (Winslow) . . . . .	(928) 289-3003
Navajo County Victim Svcs. Division . . . . .	(928) 524-4332
(Night) . . . . .	(928) 524-4050
(Crisis Response) . . . . .	(928) 241-2241
Navajo County Vic. Compensation . . . . .	(928) 524-4332
Domestic Violence Crisis Services	
ADABI Women's Crisis Program . . . . .	(928) 674-8314

## VICTIM SERVICES CONTINUED

Hopi Domestic Violence Project . . . . .	(928) 738-1115
Northern Ariz. Center Against Sexual Assault . . . . .	(928) 522-9460
Kayenta/Tohdenasshai Shelter . . . . .	1-877-697-8591/(928) 697-8591
White Mtn. Safe House . . . . .	1-833-726-3876
Winslow . . . . .	(928) 289-2650
North Country Healthcare Clinic . . . . .	(928) 773-7670
Apache Behavioral Health Center . . . . .	(928) 338-4811
Hopi Behavioral Health Services . . . . .	(928) 737-6300

## CUSTODIAL AGENCIES

Arizona Dept. of Corrections . . . . .	1-866-787-7233
APACHE	
Apache County Jail . . . . .	(928) 337-4321
Apache County Juvenile Detention . . . . .	(928) 337-7549
GILA	
Gila County Jail . . . . .	(928) 402-8666
Payson . . . . .	(928) 474-2208
Gila County Juvenile Detention Center . . . . .	(928) 402-8601
NAVAJO	
Navajo County Jail . . . . .	(928) 524-4450
Navajo County Juvenile Detention . . . . .	(928) 524-4258

## PROSECUTORS

Arizona Attorney General's Office . . . . .	(602) 542-4911
APACHE	
Apache County Attorney's Office . . . . .	(928) 337-7560
MUNICIPAL PROSECUTORS	
Eagar . . . . .	(928) 333-4717
St. Johns . . . . .	(928) 337-2233
Springerville . . . . .	(928) 333-2656
GILA	
Gila County Attorney's Office . . . . .	(928) 425-3231 x 8630
Payson Office . . . . .	(928) 474-4068
MUNICIPAL PROSECUTORS	
Globe . . . . .	(602) 772-5501
Hayden . . . . .	(520) 836-8265
*Miami . . . . .	see note below
Payson . . . . .	(928) 474-5242 x 277
Winkelman . . . . .	(928) 425-5484
*NOTE: Town of Miami's prosecutions are being handled by the Gila County Attorney's Office.	
NAVAJO	
Navajo County Attorney's Office . . . . .	(928) 524-4026
MUNICIPAL PROSECUTORS	
Holbrook . . . . .	(928) 536-5331

## PROSECUTORS CONTINUED

Pinetop-Lakeside . . . . .	(928) 368-8696
Show Low . . . . .	(928) 532-6030
Snowflake . . . . .	(928) 536-7103
Taylor . . . . .	(928) 536-5331

## LAW ENFORCEMENT

Arizona Game and Fish Dept. . . . .	(602) 942-3000
Crime Victims' Information Online <a href="http://www.azdps.gov/services/enforcement/crime-victims">www.azdps.gov/services/enforcement/crime-victims</a>	

### APACHE

Apache County Sheriff's Office . . . . .	(928) 337-4321
Arizona Department of Public Safety . . . . .	(928) 773-3700

### MUNICIPAL POLICE

Eagar Police Dept. . . . .	(928) 333-4127
Springerville Police Dept. . . . .	(928) 333-4240
St. Johns Police Dept. . . . .	(928) 337-2440

### GILA

Gila County Sheriff's Office . . . . .	(928) 425-4449
Gila County Sheriff's Office (Payson) . . . . .	(928) 474-2208
Arizona Department of Public Safety . . . . .	(928) 773-3700

### MUNICIPAL POLICE

Globe Police Dept. . . . .	(928) 425-5751
Hayden Police Dept. . . . .	(520) 356-6205
Miami Police Dept. . . . .	(928) 473-2466
Payson Police Dept. . . . .	(928) 474-5177
Tonto Apache Police Dept. . . . .	(928) 468-1050

### NAVAJO

Navajo County Sheriff's Office . . . . .	(928) 524-4050
Arizona Department of Public Safety . . . . .	(928) 773-3700

### MUNICIPAL POLICE

Holbrook Police Dept. . . . .	(928) 524-3991
Pinetop-Lakeside Police Dept. . . . .	(928) 368-8800
Show Low Police Dept. . . . .	(928) 537-5091
Snowflake-Taylor Police Dept. . . . .	(928) 536-7688
Winslow Police Dept. . . . .	(928) 289-2431

## COURTS

Arizona Supreme Court . . . . .	<a href="http://www.azcourts.gov/restitution">www.azcourts.gov/restitution</a>
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### APACHE

Apache County Superior Court . . . . .	(928) 337-7555
Apache County Adult Probation . . . . .	(928) 333-5569
Apache County Juvenile Court . . . . .	(928) 337-7571

## COURTS CONTINUED

### MUNICIPAL COURTS

Eagar / Springerville . . . . .	(928) 333-4613
St. Johns . . . . .	(928) 337-7558

### JUSTICE COURTS

Chinle . . . . .	(928) 674-5922
Puerco . . . . .	(928) 688-2954
Round Valley . . . . .	(928) 333-4613
St. Johns . . . . .	(928) 337-7558

### GILA

Gila County Superior Court I . . . . .	(928) 425-3231 x 8685
Gila County Superior Court II . . . . .	(928) 425-3231 x 8683
Payson Location . . . . .	(928) 474-3978
Gila County Adult Probation . . . . .	(928) 425-7971

### JUVENILE COURT

Gila County Juvenile Probation . . . . .	(928) 425-7971
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### MUNICIPAL COURTS

Globe . . . . .	(928) 425-0471
Hayden . . . . .	(520) 356-7801
Miami . . . . .	(928) 425-3231
Payson and Star Valley . . . . .	(928) 474-5267
Winkelman . . . . .	(928) 356-7854

### JUSTICE COURTS

Globe Regional Justice Court . . . . .	(928) 425-3231 x 8546
Payson Regional Justice Court . . . . .	(928) 474-5267

### NAVAJO

Navajo County Superior Court . . . . .	(928) 524-4217
Navajo County Probation Dept. . . . .	(928) 524-4197

### MUNICIPAL COURTS

Holbrook . . . . .	(928) 524-4720
Pinetop-Lakeside . . . . .	(928) 368-6200
Show Low . . . . .	(928) 532-6030
Snowflake . . . . .	(928) 536-4141
Taylor . . . . .	(928) 536-4141
Winslow . . . . .	(928) 289-6840

### JUSTICE COURTS

Precinct #1 - Holbrook . . . . .	(928) 524-4720
Precinct #2 - Winslow . . . . .	(928) 289-6840
Precinct #3 - Snowflake . . . . .	(928) 536-4141
Precinct #4 - Kayenta . . . . .	(928) 697-3522
Precinct #5 - Show Low . . . . .	(928) 532-6030
Precinct #6 - Pinetop-Lakeside . . . . .	(928) 368-6200