

INFORMATION FOR ARIZONA'S VICTIMS OF CRIME

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**

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

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

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.

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.

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 - - COCHISE, GREENLEE & GRAHAM 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
Ft. Huachuca	(520) 533-2993
--Military Police	(520) 533-2181
Police Dispatch (Graham County)	(928) 428-3141
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
Crisis Response Network	(520) 622-6000
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

COCHISE

Cochise Cty Victim Witness Prog	(520) 432-8700
Cochise Cty Victim Compensation	(520) 432-8700
Cochise Cty Juv Ct. Victim's Rights Program	(520) 432-8821
Forgach House (Women's Shelter) Sierra Vista	(520) 515-4444
House of Hope (Women's Shelter) Douglas	(520) 364-2465
Chiricahua Community Health Center	(520) 364-6987
Southern Arizona Legal Aid	1-800-231-7106 or (520) 432-1639
Mexican Consulate's Office	(520) 364-3107

GRAHAM

Graham Cty Victim Witness Program	(928) 428-4787
Safford Victim Witness Program	(928) 322-3769
Graham Cty Victim Compensation	(928) 428-4787
Domestic Violence (24 Hr. Crisis)	(888) 269-9104
or	(928) 348-9104
or	(928) 428-4550
Gila Valley Ministerial Association	(928) 965-4607
Mount Graham Safe House	(928) 348-9104
Graham Greenlee Counseling Center	(928) 428-4550
(24 hour domestic violence information hotline)	
San Carlos Behavioral Health	(928) 475-2371
Southeastern Arizona Behavioral Health Services	(928) 428-4550

GREENLEE

Greenlee Cty Victim Witness Prog	(928) 865-4108
Greenlee Cty Victim Compensation	(928) 865-4108

VICTIM SERVICES CONTINUED

Domestic Violence	(888) 269-9104
or	(928) 348-9104
Graham Greenlee Counseling Center	(928) 428-4550
Mt. Graham Legal Advocacy	(888) 269-9104

CUSTODIAL AGENCIES

Arizona Dept. of Corrections	1-866-787-7233
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COCHISE

Cochise County Jail	(520) 432-7540
Substation (weekends and holidays only)	(520) 803-3857
Cochise County Juvenile Detention	(520) 803-3000

GRAHAM

Graham County Jail	(928) 428-3141
Graham County Sheriff	(928) 428-3141
(page Juvenile Probation Officer - on call)	
Safford Juvenile Detention Center	(928) 428-3954

GREENLEE

Greenlee County Jail	(928) 865-4149
Greenlee County Juvenile Detention	(928) 865-2072

PROSECUTORS

Arizona Attorney General's Office	(520) 628-6456
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COCHISE

Cochise County Attorney's Office	(520) 432-8700
Juvenile Prosecutor	(520) 803-3160

MUNICIPAL PROSECUTORS

Douglas	(520) 417-7303
Huachuca City	(520) 623-1461
Sierra Vista	(520) 458-3315
Tombstone	(520) 459-2639
Willcox	(520) 766-4203

GRAHAM

Graham County Attorney's Office	(928) 428-3620
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MUNICIPAL PROSECUTORS

Pima	(928) 485-2611
Safford	(928) 428-2290
Thatcher	(928) 428-2290

GREENLEE

Greenlee County Attorney's Office	(928) 865-4108
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MUNICIPAL PROSECUTORS

Clifton	(928) 865-4108
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LAW ENFORCEMENT

Arizona Game and Fish Dept. (602) 942-3000
Crime Victims' Information Online www.azdps.gov/services/enforcement/crime-victims

COCHISE

Cochise County Sheriff's Office
Victim's Rights Clerk (520) 432-9518
Cochise County Jail (520) 803-3857
Arizona Department of Public Safety (520) 746-4600

MUNICIPAL POLICE

Benson Police Dept. (520) 586-2211
Bisbee Police Dept. (520) 432-2261
Douglas Police Dept. (520) 417-7550
Huachuca City Police Dept. (520) 456-1353
Sierra Vista Police Dept. (520) 458-3311
Tombstone Marshal's Office (520) 457-2244
Willcox Police Dept. (520) 384-4673

GRAHAM

Graham County Sheriff's Office (928) 428-3141
Arizona Department of Public Safety (520) 746-4600

MUNICIPAL POLICE

Eastern Arizona College Police Dept. (928) 428-8240
Pima Police Dept. (8 a.m. - 5 p.m.) (928) 485-2611
After 5:00 p.m. (928) 485-9454
Safford Police Dept. (928) 432-4100
Thatcher Police Dept. (928) 428-2296
U of A Police Dept. (Mt. Graham). (928) 348-0001

GREENLEE

Greenlee County Sheriff's Office (928) 865-4149
Arizona Department of Public Safety (520) 746-4600

MUNICIPAL POLICE

Clifton Police Dept. (928) 865-4566

COURTS

Arizona Supreme Court. www.azcourts.gov/restitution

COCHISE

Cochise County Superior Court (520) 432-8570
Cochise County Adult Probation (520) 432-8800
Cochise County Juv. Ct. Services (520) 432-8821

MUNICIPAL COURTS

Douglas (520) 805-5640
Huachuca City. (520) 456-1354
Sierra Vista (520) 803-3800
Tombstone. (520) 457-3781
Willcox (520) 384-4271

JUSTICE COURTS

Precinct #1 - Bisbee (520) 432-9540
Precinct #2 - Douglas (520) 805-5640
Precinct #3 - Benson (520) 586-8100
Precinct #4 - Willcox. (520) 384-7000
Precinct #5 - Sierra Vista (520) 803-3800
Precinct #6 - Bowie (520) 847-2303

GRAHAM

Graham County Superior Court (928) 428-3310
Graham County Probation Dept. (928) 428-3955
(Monday - Friday, 8 a.m. - 5 p.m.)

MUNICIPAL COURTS

Pima. (928) 432-4090
Safford. (928) 432-4090
Thatcher. (928) 432-4090

JUSTICE COURTS

Precinct #1 - Safford (928) 428-1210
Precinct #2 - Pima (928) 485-2771

GREENLEE

Greenlee County Superior Court (928) 865-3872
Greenlee County Clerk's Office (928) 865-4242
Greenlee County Probation Dept. (928) 865-4184

MUNICIPAL COURTS

Clifton (928) 865-4156
Duncan (928) 359-2536

JUSTICE COURTS

Precinct #1 - Clifton - Morenci. (928) 865-4312
Precinct #2 - Duncan (928) 359-2536