

City of Phoenix Police Department



DIAL 911 FOR AN EMERGENCY

Your Rights as a Crime Victim

This pamphlet contains information about your rights as a victim and about the services available to assist you.

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PHOENIX POLICE REPORT NUMB	BER		DATE
OFFENSE INFORMATION (See Page	3 for Pros	secution Information)
PRIMARY OFFENSE:			
Suspect's Name: Suspect's Name:		-	
Reporting Employee/Serial Number/Squad		Er	nployee's Supervisor
CURRENT STATUS – S	ee page 3 f	or more in	nformation
Initial Report Only	🗌 Juveni	le Referre	d but not detained
Citation Issued	Felony	/ Arrest	
	Misder	meanor Ar	rest
DATE:	🗌 Juveni	ile Detaine	d
TIME:			

YOU HAVE CHOSEN TO C Request C Waive VICTIMS' RIGHTS

If you change your decision to request or waive your rights, or if you want to designate a lawful representative, contact the Phoenix Police Department or the applicable prosecutor's office (See Pages 2-3).

Phoenix Police Department Contact Information

If you have additional information that could be helpful to the investigation or have questions about your case, please contact the Phoenix Police Department Bureau identified on the front of this pamphlet and reference the report number.

VIOLEN	T CRIMES BUREAU	FAMILY INVESTIGATIONS BUREAU	
		(602) 534-2121	
Assaults/Bias			
Crimes	(602) 262-6141	Sex Crimes	Crimes Against Children
Homicide	(602) 495-5883	Missing Persons	Sex Offender Notification
Robbery	(602) 262-6268	Vulnerable Adult	Domestic Violence
-		Internet C	rimes Against Children
PROPER	TY CRIMES BUREAU	OTHER INVESTIGATIVE BUREAUS	
(602) 262-6	674 or (602) 534-5940		
Auto Theft	Burglary	Drug Enforcement	
Commercial	Document Crimes	and Human Exploi	tation and Trafficking
Crimes			
Graffiti			(602) 275-5886
For theft or bu	urglary cases, if additional		
	need to be reported, call		
0	602-262-6151 or access	Vehicular Crimes	(602) 262 -6082
,	g at phoenix.gov/police.		

After-Hours (5:00 p.m. - 8:00 a.m.), Holidays, and Weekends: (602) 262-6141 Crime Stop – Non-Emergency Crime Reporting: (602) 262-6151 https://www.phoenix.gov/police

Victims' Rights

As a victim of a crime, you have a right to be treated with fairness, respect, and dignity and to be free of intimidation, harassment, or abuse throughout the justice process. (See Arizona Constitution, Article II, \S 2.1.)

Agencies and courts within the justice system are required to perform certain duties to ensure that you receive your rights.

A victim's rights—and the Phoenix Police Department's duties—arise on the arrest or formal charging of the person alleged to be responsible for a criminal offense against a victim. The rights and duties continue to be enforceable until the final disposition of the charges, including acquittal or dismissal of the charges, all post-conviction release and relief proceedings and the discharge of all criminal proceedings relating to restitution.

If a defendant is ordered to pay restitution to a victim, the rights and duties continue to be enforceable by the court until restitution is paid. If a defendant's conviction is reversed and the case is returned to the trial court for further proceedings, the victim has the same rights that were applicable to the criminal proceedings that led to the appeal or other post-conviction relief proceeding. (See A.R.S. § 13-4402).

WHO IS A VICTIM?

"Victim" means a person against whom a crime has been committed, including a minor, and is entitled to victim's rights.

Victims' Rights (continued)

If the person is killed or incapacitated, an individual related to the victim as described in A.R.S. § 13-4401(19) may exercise victim rights unless the individual is in custody for the offense or is the suspect.

Legal entities (businesses) and neighborhood associations can be victims and are entitled to certain victim rights under Arizona law. (See A.R.S. § 13-4404 and §13-4401.01).

To find additional information regarding Crime Victims' Rights Laws in Arizona, reference Article 2, § 2.1 of the Arizona State Constitution, Arizona Revised Statutes at Title 13, Chapter 40, and Title 8, Chapter 3, or visit the Arizona Attorney General's website and <u>online law book</u>.

Victim Statement to the Court and Case Information

If the suspect was arrested and booked into jail, or the juvenile was detained, the arrestee or juvenile will appear before the court within 24 hours. This is called the Initial Appearance. During the hearing the judge must decide whether to release the defendant and, if so, under what conditions. A victim has a right to be heard by this court and provide input on this release decision. To exercise this right, you must act quickly.

A victim has the right to be heard at any proceeding involving a post-arrest release decision, a negotiated plea, sentencing, and post-conviction release from confinement. A victim has the right to submit a statement to the court, if the victim chooses to be heard through a written statement. (See Arizona Constitution, Article II, § 2.1, and A.R.S. § 13-4405).

The type of charge and age of the person charged determines which court handles the case. Contact the agency below to submit a statement to the court, be notified of release, or for more information.

ADULT SUSPECT Initial Appearances	JUVENILE SUSPECT Detention/Advisory Hearings
For information or changes to initial appearances contact:	Contact the below for information or changes about detention and/or advisory hearings.
MCSO Victims' Assistance & Notification	
Unit: (602) 876-8276 (available 24/7)	Maricopa County Juvenile Probation: (602) 506-4011
Intake, Transfer, and Release (ITR) Initial	
Appearance Court	Victims' Rights Coordinator:
2670 S 28 th Drive	(602) 506-4471
Phoenix, Arizona 85009	
Initial Anna anna Timera	Durango Detention:
Initial Appearance Times: Felony:	(602) 506-4285
• a.m 2:00, 5:00, 8:00, and 11:00	Southeast Detention:
 p.m 2:00, 5:00, 8:00, and 11:00 	(602) 506-2676
Misdemeanor:	
• 10:00 a.m. and 4:00 p.m.	
Additional Information: https://www.mcso.org/Victim/InitialAppearance	

Designating a Representative

If a victim is physically or emotionally unable to exercise any right but is able to designate a lawful representative who is not a witness, the designated representative may exercise the same rights the victim is entitled to exercise. The victim may revoke this designation at any time and exercise their victim's rights. If a victim is incompetent, deceased or otherwise incapable of designating a representative to act in the victim's place, the court may appoint a lawful representative who is not a witness. If at any time the victim is no longer incompetent, incapacitated or otherwise incapable of acting, the victim may personally exercise the victim's rights. (See A.R.S. § 13-4403).

For legal entities (businesses), a lawful representative of the legal entity shall have the right, if present, to be heard at any proceeding relating to the sentencing or restitution of the person convicted of committing the criminal offense against the legal entity. (*See* A.R.S. § 13-4404).

To designate a lawful representative, contact the Phoenix Police Department. (See Page 1).

Investigation

You will be contacted by the Phoenix Police Department at its earliest opportunity if:

- The suspect is arrested for the offense at a later time or date
- Property at issue in the offense is recovered.
- Additional information is required.
- The status of the case changes.

Failure to keep your contact information current or to designate a representative shall be considered as a waiver of notification rights.

If within thirty days you are not notified of an arrest or have not received a status update in your case, you may call 602-262-6141 for the status of the case.

Prosecution

The type of charge and age of the person charged will determine which prosecuting agency handles the case. You may contact the prosecutor's office to request or waive your rights, designate a lawful representative, or obtain more information about your rights.

FELONY CHARGE	MISDEMEANOR CHARGE	JUVENILE CASE
Maricopa County Attorney's Office	City of Phoenix Prosecutor's Office	Maricopa County Attorney's Office: (602) 372-4000
Victim Services: 602-506-8522	Victim Services: 602-261-8192	Juvenile Probation Department's Victims' Rights Coordinator: 602-506-4471

Medical or Forensic Interview or Exam

Medical or forensic interview or examination expenses arising out of the need to secure evidence that a person has been a victim of certain crimes shall be paid by the county in which the offense occurred. (See A.R.S. § 13-1414).

Adult victims of sexual assault have a right to a medical forensic exam at no cost to them, regardless of whether they make a report to law enforcement. If you receive a medical forensic exam, but you do not make a report to law enforcement, the sexual assault evidence kit will be kept in storage for a limited time.

Contact the City of Phoenix Family Advocacy Center for more information at 602-534-2120.

Domestic Violence

A domestic violence crime occurs when someone commits any of the crimes identified in A.R.S. § 13-3601 against a person with whom they have a relationship described below.

Domestic Violence Relationship Criteria (Suspect and Victim)

- Married to each other (past or present)
- Live together (past or present)
- Romantic or sexual relationship (past or present)
- Parent of a child in common
- One party is pregnant by the other
- Related as parent, grandparent, child, grandchild, or sibling. (includes step & in-laws)

If a suspect in a domestic violence eligible criminal offense owns or possesses a firearm, and police officers believe the firearm poses a heightened risk to the safety of the victim, the firearm may be held by the Phoenix Police Department for safekeeping for 72 hours or up to 6 months. The owner of the firearm has a right to a court hearing to determine when the firearm must be returned.

For notifications of hearings, contact the applicable prosecuting agency. (See Prosecution section)

Protective Orders

Courts in Arizona may issue protective orders which are designed to prevent contact and criminal behavior. A person may seek an attorney's help to get a protective order, or the person may petition for a protective order themselves. A protective order may also list other people (family members, etc.) who will receive the same protections as the person obtaining the protective order.

Order of Protection

May be obtained by completing an online petition at <u>AZPOINT.gov</u>.

An order of protection is a court order used to restrain a person from committing domestic violence or contacting a protected person. (*See* A.R.S. § 13-3602). The person petitioning for an order of protection must have a qualifying relationship with the person against whom the order will be issued. (*See* A.R.S. § 13-3601).

Protective Orders (continued)

A person may obtain an Emergency Order of Protection via the Phoenix Police Department, if the courts are closed. An emergency order of protection expires seven calendar days after issuance, unless otherwise continued by the court. (*See* A.R.S. § 13-3624).

Injunction Against Harassment

May be obtained by completing an online petition at <u>AZPOINT.gov</u>.

An injunction against harassment is a court order prohibiting a person from harassing another person. (*See* A.R.S. § 12-1809). Harassment here means a series of acts over any period of time that is directed at a specific person and that would cause a reasonable person to be seriously alarmed, annoyed or harassed and the conduct in fact seriously alarms, annoys, or harasses the person and serves no legitimate purpose

Injunction Against Workplace Harassment

May be obtained by completing an online petition at <u>AZPOINT.gov</u>.

An injunction against workplace harassment is a court order prohibiting harassment of employees at the workplace, or any person who enters the employer's property, or any person who is performing official work duties. (See A.R.S. § 12-1810). Harassment here means a single threat or act of physical harm or damage or a series of acts over any period of time that would cause a reasonable person to be seriously alarmed or annoyed

Lifetime No-Contact Injunction

Must be obtained by directly petitioning the court. (No online petition is available). A lifetime no-contact injunction is a court order prohibiting persons with eligible felony convictions from contacting the victim of the crime. (See A.R.S. § 13-719).

Court Locations

If you want to apply in-person for a protective order, you may do so at any court, including the following Phoenix metro-area locations:

CITY OF PHOENIX MUNICIPAL COURT 300 West Washington Street Phoenix AZ 85003 (602) 262-7120		
MARICOPA COUNTY SUPERIOR COURTS Information Center: (602) 506-3204		
Central	Northwest	
201 West Jefferson Street Phoenix AZ 85003 14264 West Tierra Buena Lane Surprise AZ 85374		
Northeast 18380 North 40 th Street Phoenix AZ 85032	Southeast 222 East Javelina Avenue Mesa AZ 85210	

Court Locations (continued)

MARICOPA COUNTY JUSTICE COURTS Administration 602-506-8530

Agua Fría

10420 West Van Buren Street Avondale, AZ 85323 (602) 372-8001

Country Meadows 10420 West Van Buren Street Avondale, AZ 85232 (602) 378-8000

Dreamy Draw 18380 North 40th Street Phoenix, AZ 85032 (602) 372-7000

Hassayampa 14264 W. Tierra Buena Lane Surprise, AZ 85374 (602) 372-2000

Manistee 14264 West Tierra Buena Lane Surprise, AZ 85374 (602) 372-2000

Moon Valley 18380 North 40th Street Phoenix, AZ 85032 (602) 372-7000

San Marcos/San Tan 201 East Chicago Street Chandler, AZ 85225 (602) 372-3400

West McDowell 620 West Jackson Street Phoenix, AZ 85003 (602) 372-6300 Arcadia Biltmore 620 West Jackson Street Phoenix, AZ 85003 (602) 372-6300

Desert Ridge 18380 North 40th Street Phoenix, AZ 85032 (602) 372-7100

East Mesa 222 E. Javelina Avenue Suite C Mesa, AZ 85210 (602) 506-8117

Highland 222 E. Javelina Avenue Suite A Mesa, AZ 85210 (602) 372-8300

Maryvale 10420 West Van Buren Street Surprise, AZ 85374 (602) 372-8002

North Mesa 222 E. Javelina Avenue Suite B Mesa, AZ 85210 (602) 372-4900

South Mountain 620 West Jackson Street Phoenix, AZ 85003 (602) 372-6300

West Mesa 222 E. Javelina Avenue Suite D Mesa, AZ 85210 (602) 506-8117 Arrowhead

14264 W. Tierra Buena Lane Surprise, AZ 85374 (602) 372-2000

Downtown 620 West Jackson Street Phoenix, AZ 85003 (602) 372-6300

Encanto 620 West Jackson Street Phoenix, AZ 85003 (602) 372-6300

Kyrene 201 East Chicago Street Chandler, AZ 85225 (602) 372-3400

McDowell Mountain 18380 North 40th Street Phoenix, AZ 85032 (602) 372-7000

North Valley 14264 W. Tierra Buena Lane Surprise, AZ 85374 (602) 372-2000

University Lakes 201 East Chicago Street Chandler, AZ 85225 (602) 372-3400

White Tank 10420 W. Van Buren Street Avondale, AZ 85323 (602) 372-8002

Victim Compensation

The Arizona Criminal Justice Commission (ACJC) administers a Crime Victim Compensation program which provides emergency financial assistance to crime victims for specified out-of-pocket expenses related to a crime. These include, but are not limited to, medical expenses, funeral costs, lost wages, and mental health counseling.

You may be eligible for the Victim Compensation Program if:

- The crime was reported within 72 hours of discovery.
- The claim is filed within two years of discovery.
- You willingly cooperate with appropriate law enforcement agencies.
- The crime directly resulted in physical injury, extreme mental distress, or death.
- The eligible loss was incurred as a direct result of the crime.
- You are NOT serving a sentence of imprisonment in any detention facility.

Victim Compensation (continued)

For further information regarding, or to apply, please contact one of the following agencies:

- Maricopa County Attorney's Office Victim Services
- Arizona Criminal Justice Commission Victim Services
- Arizona Department of Corrections Rehabilitation & Reentry

Restitution

If criminal charges are filed and if the defendant is **convicted**, you may be eligible for repayment for expenses you incurred as a direct result the crime. Restitution may include:

- Lost wages
- Property damage
- Mental health counseling
- Other uninsured expenses

** Restitution does NOT include "pain and suffering." **

A judge will determine whether restitution is to be paid and, if so, how much. If the defendant is a juvenile, you may file for restitution from the parents of the juvenile. You also have the right to file a pre-conviction restitution lien. Contact the prosecutor's office for more information about restitution.

Copies of Police Reports

To request a copy of a police report, contact:

Phoenix Police Department Public Records and Services Bureau 1717 East Grant Street, Suite 100 Phoenix, Arizona 85034

8:00 a.m. - 4:00 p.m., Monday - Friday (excluding City holidays) Phone: (602) 534-1127 Fax: (602) 534-4599

https://phoenix.gov/police/help/crime-stats-pub-records

A victim or a victim's attorney, lawful representative, or immediate family member has the right to receive one copy of the police report, and video recordings from the investigating law enforcement agency at no charge. (*See* A.R.S. § 39-127):

Homicide - Murder	Burglary
Sexual Offenses	Larceny - Theft
Robbery or Attempted	Motor Vehicle Theft or Attempted
Aggravated Assault	Arson
Domestic Violence Offenses	

EMERGENCIES ONLY DIAL 911

Phoenix Family Advocacy Center Phone: (602) 534-2120 https://www.phoenix.gov/humanservices/programs/victims/fac Phone: (602) 506-8522	
	vices
L https://www.phooply.gov/humopoop/jooo/programo/victime/tooDhopo://602_606_9592	
https://www.phoenix.gov/humanservices/programs/victims/fac Phone: (602) 506-8522 www.maricopacountyattorney.org/284/Important-V	/ictim-
Contacts	loan
Maricopa County Probation Department Juvenile Maricopa County Attorney's Office Victim	
Victims' Rights Program Compensation Program	
Durango: (602) 506-4471 Phone: (602) 506-4955 Mesa: (602) 372-5415 https://www.maricopacountyattorney.org/35/Victim	00
Phoenix City Prosecutor Victim Services Office Maricopa County Sheriff's Office Victim Assis	_
Phone: (602) 261-8192 and Notification Unit (24/7)	stance
Fax: (602) 534-4540 Phone: (602) 876-8276	
TTY: use 7-1-1 https://www.mcso.org/services/victims/opt-in	
https://www.phoenix.gov/law/victims	
Arizona Department of Corrections- Office of Victim Services U.S. Immigration and Custom's Enforcement- Victim Notification Program	
Phone: (602) 542-1853 / 1 (866) 787-7233 Phone: 1 (866) 872-4973	
https://corrections.az.gov/victim-services https://www.ice.gov/vesl	
Medical	
Maricopa Integrated Health System St. Joseph's Hospital and Medical Center	
Address: 2601 East Roosevelt Street, Phoenix, AZ 85008 Address: 350 West Thomas Road, Phoenix, AZ 850	013
Phone: (602) 344-5011 Phone: (602) 406-3000	
https://mihs.org/ https://locations.dignityhealth.org/phoenix-az HonorHealth John C. Lincoln Medical Center	
Address: 250 East Dunlap Avenue, Phoenix, AZ 85020	
Phone: (602) 943-2381	
https://www.honorhealth.com/find-care	
Domestic Violence	
National Domestic Violence Hotline Arizona Coalition to End Sexual and Domestic	
Phone: 1 (800) 799-SAFE / 1 (800) 799-7233 Violence TTY: 1(800) 787-3224 Phone: (602) 279-2900 / 1 (800) 782-6400	
https://www.acesdv.org/	
Domestic Violence Shelter Centralized Screening Fresh Start Women's Foundation	
(24/7) Phone: (480) 890-3039 / 1 (800) 799-7739 Phone: (602) 252-8494 https://www.freshstartwome	n.org/
Crisis Intervention Services	
Crisis Response Network (24-7 crisis hotline) Community Bridges (24-7 access to care)	
Phone: (602) 222-9444 / 1 (800) 631-1314 http://www.azahcccs.gov/behavioralhealth/crisis.html https://communitybridgesaz.org/	
Empact Suicide Prevention Hotline (24-7 crisis Child Crisis Arizona	
hotline) Phone: (602) 273-7363	
Phone: (480) 784-1500 <u>https://childcrisisaz.org</u>	
Sexual Violence Resources	
EMPACT Sexual Assault Hotline La Frontera Empact Main Counseling Line	
Phone: (480) 736-4949 Phone: (480) 784-1514 1(866) 205-5229 http://lafrontera-empact.org	
RAINN (National Sexual Abuse Hotline)	
Phone: 1 (800) 656-4673 Phone: 1 (800) 246-7743	
https://www.rainn.org/ https://www.glbthotline.org/national-hotline.html	
Trans Lifeline Hotline National Human Trafficking Hotline	
Trans Lifeline Hotline National Human Trafficking Hotline Phone: 1 (877) 565-8860 Phone: 1 (888) 373-7888 TTY: use 711	
Trans Lifeline Hotline National Human Trafficking Hotline Phone: 1 (877) 565-8860 Phone: 1 (888) 373-7888 TTY: use 711 www.translifeline.org https://humantraffickinghotline.org/	
Trans Lifeline Hotline National Human Trafficking Hotline Phone: 1 (877) 565-8860 Phone: 1 (888) 373-7888 TTY: use 711	

Information and Referral		
2-1-1 Information and Referral	Mercy Care - Maricopa	
Phone: 211	Phone: (602) 222-9444 / TTY: 1 (800) 327-9254	
https://211arizona.org/	https://www.mercymaricopa.org/members/resources/crisis	
Adult Protective Services	Senior Helpline	
Phone: 1 (877) SOS-ADULT / 1 (877)767-2385	Phone: (602) 264-HELP (4357)	
https://des.az.gov/services/basic-needs/adult-protective-	For the hard of hearing and deaf: TEXT (520) 775-1899	
services	https://www.aaaphx.org/	
Department of Child Safety	Childhelp Hotline	
Phone: 1 (888) SOS-CHILD / 1 (888)767-2445	Phone: 1 (800) 422-4453	
https://dcs.az.gov/report-child-abuse	https://www.childhelp.org/	
Address Confidentiality Program Phone: (602) 542-1653 www.azsos.gov/services/acp	Salvation Army Family Emergency Assistance Phone: (602) 267-4100 <u>https://arizona.salvationarmy.org/arizona/Family-</u> <u>Services-Emergency-Assistance</u>	
MADD (Mothers Against Drunk Driving) Phone: 877-MADD-HELP (6233-4357) https://www.madd.org/		
Legal Assistance		
Maricopa County Bar Association- Lawyers Referral	Community Legal Services	
Service	Phone: (602) 258-3434 (Phoenix) /	
Phone: (602) 257-4434	(480) 833-1442 (Mesa)	
https://maricopabar.org	http://clsaz.org/	
Family Lawyer's Assistance Project	Arizona Voice for Crime Victims	
Phone: (602) 506-7948	Phone: (480) 600-2661	
http://clsaz.org/	https://arizonavoiceforcrimevictims.wordpress.com/	