

CALIFORNIA VICTIM COMPENSATION BOARD

Under California law (Government Code Sections 13959-13969.3), program service is also available to help victims to file a State of California Victims of Crime Compensation Application for any out-of-pocket medical, wage loss, psychotherapy, loss of support, funeral /burial and job rehabilitation losses incurred due to their injuries suffered from a crime. In order to be approved you must meet the State's eligibility requirements. You must also meet a three year filing deadline in order for your application to be accepted by the State. For more information on the eligibility and filing requirements you may contact either the Victim Assistance Program or the California Victim Compensation Program at (800) 777-9229.

VICTIMS' BILL OF RIGHTS "MARSY'S LAW"

Marsy's Law significantly expands the rights of victims in California. Under Marsy's Law, the California Constitution article I, § 28, section (b) now provides victims with the following enumerated rights:

- To be treated with fairness and respect for his or her privacy and dignity, and to be free from intimidation, harassment, and abuse, throughout the criminal or juvenile justice process.
- To be reasonably protected from the defendant and persons acting on behalf of the defendant.
- To have the safety of the victim and the victim's family considered in fixing the amount of bail and release conditions for the defendant.
- To prevent the disclosure of confidential information or records to the defendant, the defendant's attorney, or any other person acting on behalf of the defendant, which could be used to locate or harass the victim or the victim's family or which disclose confidential communications made in the course of medical or counseling treatment, or which are otherwise privileged or confidential by law.
- To refuse an interview, deposition, or discovery request by the defendant, the defendant's attorney, or any other person acting on behalf of the defendant, and to set reasonable conditions on the conduct of any such interview to which the victim consents.

6. To reasonable notice of and to reasonably confer with the prosecuting agency, upon request, regarding, the arrest of the defendant if known by the prosecutor, the charges filed, the determination whether to extradite the defendant, and, upon request, to be notified of and informed before any pretrial disposition of the case.

7. To reasonable notice of all public proceedings, including delinquency proceedings, upon request, at which the defendant and the prosecutor are entitled to be present and of all parole or other post-conviction release proceedings, and to be present at all such proceedings.

8. To be heard, upon request, at any proceeding, including any delinquency proceeding, involving a post-arrest release decision, plea, sentencing, post-conviction release decision, or any proceeding in which a right of the victim is at issue.

9. To a speedy trial and a prompt and final conclusion of the case and any related post-judgment proceedings.

10. To provide information to a probation department official conducting a pre-sentence investigation concerning the impact of the offense on the victim and the victim's family and any sentencing recommendations before the sentencing of the defendant.

11. To receive, upon request, the pre-sentence report when available to the defendant, except for those portions made confidential by law.

12. To be informed, upon request, of the conviction, sentence, place and time of incarceration, or other disposition of the defendant, the scheduled release date of the defendant, and the release of or the escape by the defendant from custody.

13. To restitution.

A. It is the unequivocal intention of the People of the State of California that all persons who suffer losses as a result of criminal activity shall have the right to seek and secure restitution from the persons convicted of the crimes causing the losses they suffer.

B. Restitution shall be ordered from the convicted wrongdoer in every case, regardless of the sentence or disposition imposed, in which a crime victim suffers a loss.

C. All monetary payments, monies, and property collected from any person who has been ordered to make restitution shall be first applied to pay the amounts ordered as restitution to the victim.

14. To the prompt return of property when no longer needed as evidence.

15. To be informed of all parole procedures, to participate in the parole process, to provide information to the parole authority to be considered before the parole of the offender, and to be notified, upon request, of the parole or other release of the offender.

16. To have the safety of the victim, the victim's family, and the general public considered before any parole or other post-judgment release decision is made.

17. To be informed of the rights enumerated in paragraphs (1) through (16)

If you have any questions, you may call the Victim Assistance Program at:

TEL: (213) 978-4537
TDD: (213) 978-8310

The Office of the Los Angeles City Attorney Victim Assistance Program has staff available to provide assistance to crime victims in the following branch offices:

Central Office
221 N. Figueroa St., Suite 100
Los Angeles, CA 90012
(213) 978-4537

Northeast Area LAPD
3353 San Fernando Rd.
Los Angeles, CA 90065
(323) 561-3412

Harbor Area LAPD
2175 John S. Gibson Blvd.
San Pedro, CA 90731
(310) 726-7786

Olympic Area LAPD
1130 South Vermont Ave.
Los Angeles, CA 90065
(213) 382-6654

Hollenbeck Area LAPD
2111 E. First Street
Los Angeles, CA 90033
(323) 342-4103

Van Nuys City Attorney
6262 Van Nuys Blvd. #151
Van Nuys, CA 91401
(818) 374-3333

Newton Area LAPD
3400 South Central Ave.
Los Angeles, CA 90011
(323) 846-5374

Van Nuys City Attorney
6262 Van Nuys Blvd. #151
Van Nuys, CA 91401
(818) 374-3333

North Hollywood Area LAPD
11640 Burbank Blvd.
North Hollywood, CA 91601
(818) 754-8421



The City of Los Angeles does not discriminate on the basis of disability and, upon request, will provide reasonable accommodation to ensure equal access to its programs, services and activities. Sign language interpreters, assistive listening devices, or other auxiliary aids and/or services may be provided upon request. To ensure availability, you are advised to make your request at least 72-hours prior to the meeting you wish to attend. For additional information, please contact: (213) 978-4537.

The City of Los Angeles is an equal opportunity employer and is committed to an active Equal Employment Opportunity Program (EEO). It is the stated policy of the City of Los Angeles that all employees and applicants shall receive equal consideration and treatment in employment without regard to race, color, religion, ancestry, national origin, age (over 40), sex, sexual orientation, marital status, medical condition or physical disability.

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LOS ANGELES, CALIFORNIA

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VAP | Victim Assistance Program

Central Office
221 N. Figueroa St., Suite 100
Los Angeles, CA 90012
For services or info call: (213) 978-4537

Or visit our website:
www.helpcrimevictims.org

VICTIMS OF CRIME

Crime victims commonly face hardship and emotional trauma and may need assistance. A witness's experience in court may also be stressful and confusing, however, the system depends on witness testimony. Patience and active participation may be the deciding factor in determining whether or not justice will be served.

The Los Angeles City Attorney's Office Victim Assistance Program was created to ensure that support and services are made available to victims and witnesses of crime.

COURT PROCESS

Witnesses will be notified if they need to appear in court. Witnesses are required to stay for an unspecified time period and typically free to leave the courthouse after giving testimony and being excused by the judge.

A crime can be classified as either a misdemeanor or a felony. A felony is more serious and carries penalties of imprisonment for more than one year. The following court steps are generalized and may not take place in each and every case.

PRE-TRIAL

The person on trial (called the defendant) will appear before a judge for the first time at an arraignment. The judge will inform the defendant of the charges against him, of his constitutional rights, and will appoint an attorney if necessary. A plea of guilty or not guilty will be given at this time.

Felony cases continue to a Preliminary Hearing, where a judge will determine if there is enough evidence to require the defendant to go to trial or if the case must be dismissed. If additional evidence is found after a case is dismissed, the case may be refiled for prosecution.

TRIAL

Defendants are considered "innocent until proven guilty" and are given the right to a trial. Defendants are allowed to decide to have either a court trial or jury trial. In a court trial, the judge decides the facts and determines the defendant's guilt or innocence. In a jury trial, twelve peers are chosen to decide if the defendant is guilty or not guilty. All twelve jurors must agree on the defendant's guilt "beyond a reasonable doubt" in order to convict him or her.

JUDGMENT AND SENTENCING

When a defendant is found guilty, the judge sets a date for sentencing to determine the appropriate consequence as dictated by law. If the defendant is found innocent, he will be acquitted and released.

Although your attendance is not mandatory, victims have the right to attend these hearing. In felony cases, victims may make a personal statement to the court concerning the crime and the defendant. In some cases the judge may order restitution to the victim if he incurred a financial loss as a result of the crime.

ASSISTANCE FOR VICTIMS OF CRIME

The Los Angeles City Attorney's Office Victim Assistance Program was created in 1980 in order to provide direct services to victims of crime, such as:

- Assistance in filing for the State of California Victim Compensation Application
- Information and referrals to locate public/ private service agencies
- Crisis intervention & obtaining emergency assistance

- Case status or disposition information for both misdemeanor & felony cases
- Explanation of court procedures and court support if requested
- Support services for elderly, handicapped and child victims
- Notification to the family and/or employer of the victim if requested
- Follow-up contact to assure that services are being delivered
- Liaison with police agencies, California Highway Patrol and Sheriff Offices on cases in which there has been no arrest

RESTRAINING ORDER & PROTECTIVE ORDER

A restraining order is a court order that protects a person from being abused, threatened, or harassed by somebody else. Self Help Resource Centers are available at some LA Superior Court Houses to help file for restraining orders. You may also contact our offices for more information or contact a lawyer for legal assistance.

Emergency Protective Order: Issued by police upon request if you may be in immediate danger. This order lasts up to seven days.

Temporary Restraining Order: Must be requested by through court and lasts 21 days. A hearing will be scheduled to extend the order up to five years.

Criminal Protective Order: May be requested by the prosecutor on behalf of the victim.

Domestic Violence Restraining Order: Can be requested with the court if you were abused by a person with a close relationship that you live with or used to live with. Lasts up to five years.

Elder/ Dependent Adult Abuse Restraining Order: Can be requested with the court if you are an elder or an adult with mental or physical disabilities and you are a victim of abuse. Lasts up to three years.

Civil Harassment Restraining Order: Can be requested if you are being harassed by someone you do not share a close relationship with. Lasts up to five years.

USEFUL RESOURCES

24 Hour Crisis Hotlines

Battered Persons Hotline	(310) 392-8381
Child Abuse Hotline	(800) 540-4000
Disabled Adults/ Elder Abuse Hotline	(800) 992-1660
Child Protection/ Child Abuse Hotline	(800) 540-4000
Domestic Violence Hotline	(800) 978-3600
Mental Health Hotline	(800) 854-7771
Sexual Assault Hotline	(877) 943-5778
Substance Use	(800) 564-6600
Suicide Hotline	(800) 273-8255
Rape and Battering Hotline	(213) 626-3393
Victims of Crime Resource Center Hotline	(800) 842-8467
Youth Crisis Hotline	(800) 843-5200

GENERAL INFORMATION

Emergency	911
City of los angeles (non-emergency)	311
County of los angeles (non-emergency)	211
Dept. Of public social services	(866) 613-3777
L.A. county bar association	(213) 627-2727
L.A. county district attorney	(213) 974-3512
L.A. county sheriff's dept.	(213) 229-1700
L.A. county superior court	(213) 974-5261
L.A. small claims advice	(213) 593-8222
L.A.P.D. non-emergency line	(877) 275-5273
Los angeles lgbt center	(323) 993-7440
Legal aid foundation info line	(800) 399-4529
State bar of california hotline	(866) 442-2529
Ca victim compensation board	(800) 777-9229

Useful Websites

National Domestic Violence	www.thehotline.org
Teen Dating Helpline	www.loveisrespect.org
Sexual Assault	www.rainn.org
Legal Aid/ Nonprofit	www.LawHelpCA.org
LA County Bar Association	www.lacba.org
California VCB	www.vcgcb.ca.gov
211 LA County	www.211la.org