

Victim Rights

The Tucson Police Department strives to provide the highest quality of response and service to members of the Tucson community. This is to ensure that you, as a victim of crime, are afforded your legal rights 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. In addition to these duties the Tucson Police Department has implemented the, **Victim Information and Notification Everyday**, (VINE) system. This system will provide you with timely and accurate information. Please read the overview below carefully so you will understand your rights.

Sincerely,



Richard Miranda
Chief of Police

Who Is A Victim?

You are considered a victim if the offense committed against you is a felony, or a misdemeanor involving physical injury, the threat of physical injury, or a sexual offense. If a person is killed or incapacitated, the person's spouse, parent, child, or other lawful representative is the victim. A business or other legal entity, such as a neighborhood association may also be a victim of a felony offense, though its rights are limited.

In incidents of domestic violence, officers may seize a firearm if they believe the firearm would expose the victim or others in the household to a risk of serious bodily injury or death. The Tucson Police Department will hold seized firearms a minimum of 72 hours.

What is VINE?

VINE is an automated computer program offered for crime victims in Tucson. The purpose of the VINE program is to provide victims of crime continuous access concerning a suspect's arrest status. By calling the VINE telephone

number, a crime victim can determine the current arrest status of the person(s) by whom he/she was victimized. Victims will also be notified of the arrestee's initial court appearance.

This program is offered to assist victims of crime in Tucson. It is an extension of the services already offered by the Tucson Police Department.

What if I don't have a phone?

If a victim does not have a phone or access to a message phone, they can advise the responding officer that they need to be notified by mail. The officer will arrange for such notification.

Requesting/Waiving Rights

As a victim, some rights are given to you automatically and some rights need to be requested by you. The law enforcement officer will ask you to fill out a portion of their case report indicating if you wish to request or waive "upon request" rights. You request or waive your rights by checking a box on the report. You will then be asked to register your request through VINE. The following is a list of the rights you may request or waive (these rights apply after arrest):

- To be notified of the suspect's release from custody.
- To receive a copy of the terms and conditions of release.
- To receive notification of scheduled court proceedings.
- To receive notice of sentencing or disposition results.
- To talk with a prosecutor prior to a plea, dismissal, or trial.
- To make a Victim Impact Statement.
- To receive a copy of the pre-sentence or pre-disposition report.
- To receive notice of a defendant's conviction (or adjudication), acquittal, or the dismissal of the charges.
- To have property taken as evidence returned after the case is resolved.
- To receive notice of restitution and pre-sentencing/predisposition hearings, and notice of the sentencing or disposition results.

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 in the justice process.

**How does a victim register to be notified by VINE?
The Tucson VINE telephone number is:
1-800-721-7937**

Crime victims may register to be notified by telephone of a suspect's arrest. A touch tone telephone must be used to register for notification. After dialing the VINE number, follow the instructions given by the system. VINE will ask for a police report number, a telephone number and a 4-digit personal identification number (PIN) to be used to register for notification calls. Victims may also register additional phone numbers. Victims will be notified of the suspect's arrest, whether they were booked (detained if a juvenile) or field released (paper referred if a juvenile), the facility they were transported to and their arraignment time and location.

What is the PIN?

The 4-digit PIN number, or personal identification number, is used by VINE to verify that a successful notification has been made. When a victim receives a call regarding a suspect's arrest, the VINE system will ask for the victim to enter their 4-digit PIN number into the telephone. The PIN number will be used to confirm their identity. It is important for the victim to change the PIN and select a confidential PIN that is easily remembered.

**If you move or change your phone number
call 791-4444**

How will VINE notify a victim?

The VINE system monitors suspect(s) activity through the police case report. When a suspect(s) is arrested, VINE will automatically react to notify appropriate registered victims. When a victim receives a notification call, he/she should enter their 4-digit PIN to verify a successful notification. If VINE reaches an answering machine, it will leave a message; however, VINE will continue to dial the registered telephone number for up to 24 hours or until the correct PIN is entered. Victims who cannot be reached by phone within 24 hours will be notified by mail.

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 the 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 Assistance program for more information and assistance with the restitution process (see Information & Resource Numbers).

When A Suspect Is Arrested

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/advisory hearing information and exercise certain rights by contacting the juvenile probation department. You can also exercise your right to be informed of the juvenile suspect'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 Tucson Police Department at 791-4484 to obtain case status information.

**FOR A COPY OF THE TEXT DETAILING
ALL OF YOUR RIGHTS, YOU MAY
CALL:**

**Office of the Attorney General,
Office of Victim Services
1-888-377-6108**

Victim Assistance

Victims often experience trauma resulting from a crime. You may feel isolated and confused, and not know where to turn for practical advice or support. The resources and information below are intended to address your most frequent and immediate concerns.

Agencies such as victim assistance programs, sexual assault centers, child abuse treatment programs and domestic violence shelters are established throughout the state to help crime victims regain control of their lives. Some of the services are listed below. They provide emergency and long-term support to victims and their families. Services, which may be available, include:

- emergency safe homes or shelters
- 24-hour crisis telephone lines
- follow-up crisis and long-term counseling
- advocating for your needs and rights
- accompanying you to medical examinations
- transportation
- child care

See “Information and Resource Numbers” for a list of the victim’s assistance agencies that can provide services.

Victim Compensation

If you are a victim of a violent crime or the next of kin of a victim who has died as the result of a criminal act, you may apply to the county’s Crime Victim Compensation Board for compensation of certain expenses. To obtain an application or receive more information on Crime Victim Compensation, contact your county Victim Compensation Coordinator (see Resource Numbers). Also, for certain sexual offenses, costs for medical examinations that are done to preserve evidence may be paid for by the County in which the crime occurred.

Domestic Violence

If you are the victim of domestic violence, you may seek an Order of Protection. Orders of Protection prohibit spouses, persons living together, and close relatives from harming each other. Injunctions Prohibiting Harassment can be obtained when the relationship is not covered under the domestic violence law and when there is a series of harassing acts. An order may be obtained on behalf of a

minor by a parent, legal guardian or other person designated by the court. A third party may obtain an order on behalf of a person who is temporarily or permanently unable to request an order.

Orders and Injunctions can be filed by any adult without a lawyer in Superior Court, Justice of the Peace Court or City Court. If you are in the process of a legal separation or dissolution of marriage, you may have to apply to the Clerk of the Superior Court for an Order of Protection. You will be asked to fill out a petition stating why you want the Court to grant the Order or Injunction.

When the court is not open, an Emergency Order, good until 5:00 P.M. the next business day, can be obtained through a law enforcement officer.

An Order or Injunction can serve to keep the abuser from having any contact with you, committing further offenses, going to your residence (even if the abuser has been living at this address), going to your workplace, or provide any other relief necessary for your protection. The person seeking an Order or Injunction may request that her/his address be kept confidential, and may request that filing and service fees be waived. The court may waive the fees; however, an agency that is serving the Order of Protection MAY NOT require prepayment of service fees.

Information & Resource Numbers for the City of Tucson

Victim Services

Pima Co. Victim Witness Program	(520) 740-5525
Juvenile Victim Witness Program	(520) 740-4500
Juvenile Victim Liaison (Restitution)	(520) 740-2001
Pima Co. Victim Compensation	(520) 740-5525
Victim Assistance Unit	(520) 791-5483
Help-On-Call, 24-Hour Suicide Prevention	(520) 323-9373
Tucson (Assistance For Victim’s of Abuse)	(520) 795-4880
Elder Abuse Hotline	(520) 791-5809
Brewster Center For Victims (DV)(Shelter)	(520) 622-6347
Tucson Center for Women & Children	(520) 795-4266
Tucson Shalom House	(520) 292-0648
Bethany House	(520) 690-1295

Casa De Los Niños	(520) 624-5600
Las Familias	(520) 327-7122
Tucson Rape Crisis Center 24-Hour Crisis	(520) 327-7273 or 1-800-400-1001
Child Protective Services	
- Daytime	(520) 721-3097
- Evening	(520) 721-9112
Child Abuse Hotline	1-888-767-2445
Parent Assistance Program	1-800-732-8193
Community Information & Referral	1-800-362-3474
Tucson local number	(520) 881-1794
Red Cross	(520) 318-6740
Salvation Army	(520) 622-5411

Tucson Police Department

EMERGENCY SERVICES ONLY	911
Non-emergency	(520) 791-4444

Jails/Detention Centers

Pima County Jail	(520) 547-8111
Pima County Juvenile Detention	(520) 740-2003

Prosecutors

Pima County Attorney’s Office	(520) 740-5600
Juvenile Division	(520) 740-2991
Tucson City Prosecutor	(520) 791-4104

Courts

Pima County Superior Court	(520) 740-3200
Administration	(520) 740-4200
Calendar/Case Information	(520) 740-4240
Pima County Juvenile Court	(520) 740-2000
Tucson City Court	(520) 791-4216
Justice Court Precinct #1	(520) 740-3505
Justice Court Precinct #2	(520) 740-3505
Justice Court Precinct #4	(520) 740-3505
Justice Court Precinct #5	(520) 740-3505
Justice Court Precinct #6	(520) 740-3505
Justice Court Precinct #8	(520) 740-3505
U.S. District Court	(520) 620-7200



*Ready to Protect,
Proud to Serve*

Victim Notification

In order to be notified of a suspect’s arrest, crime victims must register with VINE.

FAILURE TO REGISTER WITH VINE CONSTITUTES A WAIVER OF YOUR RIGHT TO BE NOTIFIED OF AN ARREST IN THIS CASE.

To Register Call VINE at 1-800-721-7937

Police Report #: _____

Officer: _____

Division: _____

PIN #: _____

Your Temporary PIN# is the Last 4-Digits Of Your Police Report #.

Suspect Unknown

Arrestee _____

Arrestment Date _____