

Victims' Rights

This brochure provides a brief understanding of a crime victim's rights in Oregon. For more specific information, please contact your local District Attorney's Office.

Some victims' rights only become rights if you request them.

Contact your local District Attorney's Office if you want to request these rights.

For more information about your rights, including what to do if your rights have not been honored, contact your local District Attorney's office or visit: www.doj.state.or.us/victims

This brochure is available in the following languages:

English	Spanish
Korean	Russian
Vietnamese	Chinese

To receive additional copies of this brochure, please call: 503-378-5348



Victim services contact information:

Oregon Department of Justice
Crime Victims' Services Division
1162 Court Street NE, Salem, OR 97301
503-378-5348
1-800-503-7983
www.doj.state.or.us/victims

ODOJ Crime Victims' Compensation Program
800-503-7983

Statewide Legal Aid Information
www.oregonlawhelp.org

Oregon Crime Victim Law Center
503-208-8160
<https://www.ocvlc.org/>

Oregon State Bar
800-452-7636
<https://www.osbar.org/public/index.html>

Oregon Board of Parole & Post-Prison Supervision
503-945-0907
<https://www.oregon.gov/boppps/Pages/index.aspx>

Oregon Psychiatric Security Review Board
503-229-5596
<https://www.oregon.gov/PRB/Pages/index.aspx>

Oregon State Police - Sex Offender Registry
503-378-3725 x 44429
<https://www.oregon.gov/osp/programs/SOR/Pages/default.aspx>

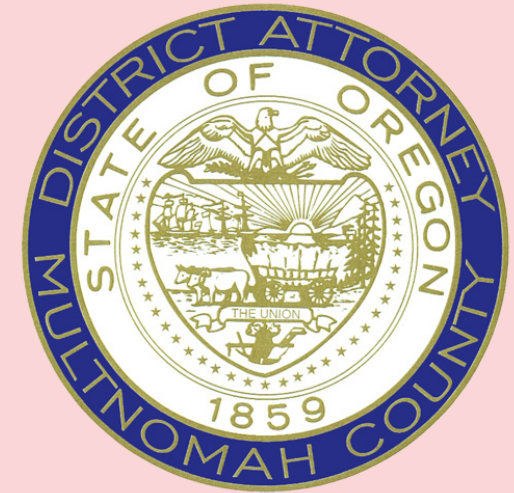
Oregon Youth Authority
503-373-7205
<https://www.oregon.gov/OYA/Pages/index.aspx>

National Sexual Assault Hotline
1-800-656-HOPE (4673)
<https://rainn.org/about-national-sexual-assault-telephone-hotline>

Catholic Charities Immigration Legal Services
503-542-2855
<https://www.catholiccharitiesoregon.org/>

VINE: Victim Information Notification Everyday
877-674-8463
www.VINELINK.com

VICTIMS' RIGHTS GUIDE



ROD UNDERHILL
District Attorney
Multnomah County, OR

VICTIMS' ASSISTANCE PROGRAM
1021 SW 4th Ave., Room 804
Portland, OR 97204

503-988-3222
www.mcda.us

*Every victim, every crime,
every right, every time.*

In order to protect your rights, you must keep the District Attorney's Office updated with your contact information.

General Rights

- Your right to justice includes the right to a meaningful role in the criminal or juvenile justice process, to be treated with dignity and respect, to fair and impartial treatment, and to reasonable protection from the offender.
- Many victims' rights are automatic although you may need to "tell" someone you want to receive them.
- Other rights you must specifically request to receive the right. One way to do this is to contact your District Attorney to request these rights.
- You, your attorney, or, upon your request, the District Attorney, may assert your rights in court.
- You have the right to have a support person with you.

If your case involved physical harm or death, you may be able to get financial help for counseling, medical or death related costs:

Crime Victims' Compensation Program
800-503-7983

- You can attend open court proceedings.
- You can get a copy of a transcript or recording of open court proceedings if one is already made. You may be charged for the transcript or recording.
- Most "personal identifiers" can usually be protected from an alleged offender. These include your phone number, address, social security number, date of birth, and bank account and credit card account numbers.
- You can get confidential HIV testing, referrals for health care and counseling if the convicted person in your case tests positive for HIV.
- You or the district attorney can ask the court to limit distribution of information and recordings in cases involving sexual or invasion of personal privacy offenses.

Rights that must be requested:

- To be notified of certain open court proceedings
- To get criminal history information about the defendant, convicted criminal, alleged youth offender or youth offender.
- That the person charged or convicted in your case get testing for HIV or other communicable diseases if the crime involved the transmission of bodily fluids.

Following An Arrest

Automatic Rights:

- The judge will consider your safety at a pretrial release hearing
- You can refuse to speak to an attorney or private investigator for the defendant or alleged youth offender.
- You will be notified about early disposition programs that may apply to your case.
- The prosecutor will consider any of your recommendations about defendant diversion.

Rights that must be requested:

- To be notified in advance about the release hearing.
- To be consulted about the plea negotiations or final plea offer in a violent felony case.

If Your Case Goes to Trial

Automatic Rights:

- If a pre-sentence investigation report is ordered in your case, you can include a statement in it.
- The right to express your views at sentencing, in person or in writing.
- Rape shield laws may apply in your case.

Rights that must be requested:

- For the court to exclude media television, photography, or recording equipment during sex offense proceedings. The court may deny this request.

After Sentencing

Automatic Rights:

- Prompt restitution for your crime-related costs.
- To be heard at a hearing on a motion to set aside a conviction.

Rights that must be requested:

- To be notified of the release of a juvenile offender from an OYA Youth Correctional Facility. You must first provide your contact information to OYA.
- To receive 30 day notice about parole hearings in adult cases. First you must register with the parole board.
- To be notified when the convicted person is released from prison.
- To be notified of hearings where probation may be revoked.
- To receive information about the offender from the Psychiatric Security Review Board (PSRB) if under their jurisdiction. First you must register with the PSRB.

If your case is **appealed** you may have other rights

For more information contact the
Oregon Department of Justice
Crime Victims' Services Division
800-503-7983

You have a right to not be contacted by the sex offender convicted in your case. For information about registered sex offenders call:

Oregon State Police - Sex Offender Information
503-378-3725 x 44429

Other Legal Information

- You can ask for a restraining order ("RO") if you are a victim of family, elder, or disabled person abuse or are threatened with such abuse.
- You can go to the police or to court and ask for a stalking protective order if you have been a victim of stalking.
- If you are a victim of sexual assault, a hospital must give you accurate information and access to emergency contraception.
- If you are a victim of domestic violence, you may be able to get financial help from the **Department of Human Services** through the **Temporary Assistance to Domestic Violence Survivors (TA/DVS)** fund.
- **If you are a victim of domestic violence, sexual assault, or stalking, you may be able to:**
 - Take leave from work to attend court proceedings
 - Take leave from work for medical or counseling
 - Get unemployment benefits
 - End a rental agreement early
 - Have your locks changed
 - Get special arrangements for public housing
 - Set up a payment plan with the phone company
 - Your immigration status should not affect your rights as a crime victim.
- Immigrant victims may have additional legal options.
- If your rights are not honored, you can assert a claim of violation of crime victims' rights. There are time limits for this right. For more information visit: www.doj.state.or.us/victims