

RIGHTS AND SERVICES AVAILABLE TO VICTIMS OF CRIME IN PENNSYLVANIA

Emmaus Police Department

610-967-3113
Emergency Dial **911**

Incident Number: _____

Contact Person: _____

Modified PCCD Form VS155B

Victim/Witness Assistance

If you have sustained injury as a direct result of a crime, including drunk driving, or are legally dependent for support upon a person who has sustained physical injury or death as a direct result of a crime, or, in the event of a death caused by a crime, you have legally assumed or voluntarily paid the medical or burial expenses incurred as a direct result thereof, or of you have sustained a loss of primary income, you may qualify for indemnification by the Commonwealth of Pennsylvania for the out-of-pocket losses, and medical and burial expenses which you have incurred as a result of the crime. Claims must be filed with the Bureau of Victims' Services for the Commonwealth of Pennsylvania. For further information regarding this program, please contact:

Bureau of Victims' Services in Pa.

Victim's Compensation Division
P.O. Box 1167, Harrisburg, Pa. 17108-1167
Toll Free: (800) 233-2338 or (717) 783-5153

District Attorney's Office, Lehigh County

Victim/Witness Services, Lehigh County Courthouse
P.O. Box 1548, Allentown, Pa. 18105
(610) 782-3100

Domestic Violence Victims

If you are a victim of domestic violence, you have the right to go to court and file a petition requesting a Protection from Abuse Order which could include the following:

- 1) An order restraining the abuser from further acts of abuse;
- 2) An order directing the abuser to leave your household;
- 3) An order preventing the abuser from entering your residence, school, business or place of employment.
- 4) An order awarding you or the other parent temporary custody of or temporary visitation with your child or children.
- 5) An order directing the abuser to pay support to you and the minor children if the abuser has a legal obligation to do so.
- 6) An order directing the abuser to refrain from stalking or harassing you or other designated persons.
- 7) An order telling the abuser to give up any weapons used during the act of abuse;and
- 8) An order telling the abuser to pay reasonable losses suffered as a result of the abuse.

Domestic Violence

Legal Advocacy, Counseling, Shelter, and Other Assistance

Agency: Turning Point of the Lehigh Valley

Telephone Numbers: **Hotline** 610-437-3369

Business 610-437-0222

Protection From Abuse Office

454 Hamilton Street, Lehigh County Courthouse

Victim/Witness Services and Assistance

Victim/Witness Assistance

Information on Victims Rights and Services in the Criminal Justice System & Community

Agency: Victim/Witness Services- District Attorney's Office

Telephone Numbers: **Hotline** 610-433-4588 **Business** 610-437-6610

Drunk Driving

Counseling, Advocacy and Services for Victims of Drunk Driving

Agency: MADD- Lehigh County

Telephone Numbers: **Hotline** **Business** 610-770-9559

Agency: Crime Victims' Council of the Lehigh Valley

Telephone Numbers: **Hotline** 610-437-6611 **Business** 610-437-6610

Child Abuse

Counseling, Information and Referral Services for Abused and Neglected Children

Agency: Children & Youth Services, Lehigh County

Telephone Numbers: **Hotline** **Business** 610-782-3064

Agency: Crime Victim's Council of the Lehigh Valley

Telephone Numbers: **Hotline** 610-437-6611 **Business** 610-437-6610

Elder Abuse

Counseling, Shelter and Protective Services for Victims Age 60 and Over

Agency: Area Agency on Aging

Telephone Numbers: **Hotline** 610-782-3200 **Business** 610-782-3034

Sexual Assault

Counseling, Advocacy and Services for Adult and Child Sexual Assault Victims

Agency: Crime Victims' Council of the Lehigh Valley

Telephone Numbers: **Hotline** 610-437-6611 **Business** 610-437-6610

Drug and Alcohol Services

Information, Counseling and Support

Telephone Numbers: **Hotline** Narcotics 610-439-1998 **Business** 610-782-3555

Other Crimes of Violence

Counseling Services, and Advocacy for the Surviving Family of Homicide Victims and for Robbery, Aggravated Assault and Burglary Victims

Agency: Crime Victims' Council of the Lehigh Valley

Telephone Numbers: **Hotline** 610-437-6611 **Business** 610-437-6610

Suicide Prevention and Mental Health Support

Counseling, Advocacy and Support for Mental Health-Related Issues

Agency: Crisis Intervention of Lehigh County

Telephone Numbers: **Hotline** 610-782-3127 **Business** 610-782-3127

Victims Bill of Rights

The Crime Victims Act provides victims of crime with certain rights. These rights are identified within this booklet and are known as the Victims Bill of Rights. The Victims Bill of Rights outlines certain rights that victims of adult and juvenile offenders are eligible to receive. Some of these rights include the following:

- ☆ To receive basic information about services that are available to help victims of crime;
- ☆ To be notified of criminal and juvenile justice proceedings and to be accompanied to those proceedings;
- ☆ To receive information about whether or not an adult offender received bail;
- ☆ To receive information about whether the juvenile offender was held or released after the arrest and whether a petition alleging delinquency was filed;
- ☆ To be notified of the escape of the offender from confinement;
- ☆ In certain situations, to submit your opinion to the prosecutor's office or juvenile probation office prior to the reduction or dropping of a charge or changing of a plea;
- ☆ To give your opinion prior to the sentencing of an adult offender or disposition of a juvenile offender
- ☆ To receive notice of the final disposition of the case of a juvenile offender; and
- ☆ To collect restitution and to receive assistance with applying for crime victims compensation.

For more specific and additional information on the rights given to victims of crime, please see pages 2-3 of this booklet or contact either the Victim/Witness Assistance Program or the Juvenile Court Victim/Witness Assistance Program for further information and/or explanation. The telephone numbers for both programs can be found on pages 6-7 of this booklet

CRIME VICTIMS COMPENSATION PROGRAM

If the following applies to you, please contact the Crime Victims Compensation Program or the Victim/Witness Assistance Program listed in this brochure to see if you could be eligible to apply for Crime Victims Compensation.

★ Eligibility Requirements

- ★ An injury resulting from an act occurring within Pennsylvania that is covered by the Crime Victims Act (all offenses in the Pennsylvania Crimes Code, certain Pennsylvania vehicular or watercraft offenses and federal offenses).
- ★ The crime was reported to the proper authorities within 72 hours (unless good cause is shown for the delay).
- ★ If the victim is under age 18 at the time of the occurrence in certain circumstances the timely reporting to proper law enforcement may be extended.
- ★ The victim has cooperated with law enforcement and the courts.
- ★ The claim is filed within two years of the date of the crime. In cases of child abuse, filing time may be extended.
- ★ The victim was not involved in criminal activity that caused the crime.
- ★ The victim must have a minimum loss of \$100 (there is no minimum loss if you are age 60 or older).

This fund will not reimburse victims for:

Pain and suffering.

In most cases, stolen or damaged property (unless essential to basic bodily functions).

Awards

If the eligibility requirements are met, as a victim of a crime you or a family member may be eligible for specific awards. Compensation for medical expenses, counseling, loss of earnings, loss of support, funeral expenses, travel expenses, homecare/childcare and replacement services, relocation expenses, and costs associated with crime scene cleanup, may be considered in crimes resulting in injury or death. For further information regarding this program, please contact your local police department listed on the front cover or the: **Office of Victims' Services, Victims Compensation Assistance Program at (800) 233-2339 or (717) 783-5153.**

VICTIM'S RESPONSIBILITIES

In order for you to receive information and/or notice concerning your case, you must provide a valid address and telephone number to the

requesting agency. You are also responsible for providing timely notice of any changes in that information. The information you provide is confidential and may not be disclosed to any person other than a representative of a law enforcement agency, prosecutor's office or corrections agency without your written prior consent. The victim's responsibility falls to the parent or legal guardian for child victims and to a surviving family member in the case of a homicide.

VICTIMS' RIGHTS

- ★ The Crime Victims Act states that if you are a victim of crime in Pennsylvania, you have certain rights:
 - ★ **Victims of all crimes have the right:**
 - ★ To be notified of basic information on available services;
 - ★ To be notified of certain significant actions within the criminal and juvenile justice systems pertaining to your case, including the granting or denial of bail to an adult offender, the detention or release of a juvenile, the filing of a petition alleging delinquency, and the escape and subsequent apprehension of an adult prior to trial or a juvenile prior to adjudication;
 - ★ To be accompanied to criminal and juvenile proceedings by a family member, a victim advocate or other support person;
 - ★ To give prior comment on the sentencing decision regarding an adult offender or the disposition of a delinquent child and upon request, to receive help in preparing oral and written victim impact statements that will be considered by the courts;
 - ★ To collect restitution and to receive assistance with applying for crime victims compensation;
 - ★ To be notified of an adult offender's transfer from a state prison to a mental health facility and the discharge, transfer or escape of the adult offender from that facility;

☆ Allentown, Pa.
P.M.

Hours: 8:30 A.M. - 2:30

To receive notice of the arrest of a suspect or the filing or forwarding of a complaint relating to the crime, including

- ☆ notification in 24 hours or less of a complaint alleging delinquency of a juvenile;
- ☆ Upon request, to receive notice when an adult offender is released from incarceration at sentencing;

To receive notice of the opportunity to give prior comment on and receive post-sentencing decisions involving a

- ☆ release from a state prison, such as work release, furlough or parole;
- ☆ To receive notice of and provide prior comment on recommendations sought by the Department of Corrections that offenders participate in a motivational boot camp.

To receive notice of the release of an adult offender from a local correctional facility including work release, furlough, parole, release from a boot camp or community treatment center placement and, upon request of the victim,

- ☆ to receive prior notice of the release of a juvenile offender from residential placement, a shelter or detention;

- ☆ To receive immediate notice of the escape of an adult offender and subsequent apprehension;

- ☆ Upon request, to receive notice of the filing, hearing or disposition of appeals; and

To receive notice of the commitment to a mental health institution from a state or local correctional institution.

☆ **Victims of juvenile crime have the additional right:**

- ☆ To receive prior notice of delinquency hearings and notification of hearings about transfer of a juvenile to and from criminal proceedings; and
- ☆ To receive notice of the details of the final disposition of a juvenile's case.

Victims of personal injury/burglary crimes have the additional right:

To give prior comment on the potential reduction or dropping of charges or any changes of a plea in a criminal or delinquency proceeding, diversion of a case, including an informal adjustment or a consent decree.

Victims of personal injury juvenile crime have the additional right, upon their request:

- ☆ To receive notice prior of the release of a juvenile from residential placement, a shelter facility, or a detention center;
- ☆ To have the opportunity to submit a written objection prior to the transfer or release from a placement facility of a juvenile who has been adjudicated delinquent when such action is contrary to a previous court order or placement plan approved at a disposition review hearing;
- ☆ To be given immediate notice of a juvenile's escape from residential placement, a shelter facility or a detention center and subsequent apprehension;
- ☆ To submit written comment and oral testimony at a disposition review hearing; and
- ☆ To receive notice of the court's termination of supervision of the juvenile.

For additional information on the rights listed above, or if you have any questions, please contact either the Victim/Witness Assistance Program or the Juvenile Court Victim/Witness Assistance program listed in this brochure.