



U.S. Department of Justice
Bureau of Justice Statistics

Criminal Justice Information Policy

Victim/Witness Legislation: An Overview

U.S. Department of Justice
National Institute of Justice

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National Crime Survey

Criminal victimization in the U.S.:

1982 (final report), NCJ-92820, 11/84
1973-82 trends, NCJ-90541, 9/83
1981 (final report), NCJ-90208
1980 (final report), NCJ-84015, 4/83
1979 (final report), NCJ-76710, 12/81

BJS special reports:

The economic cost of crime to victims, NCJ-93450, 4/84
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BJS bulletins:

Criminal victimization 1983, NCJ-93869, 6/84
Households touched by crime, 1983, NCJ-93658, 5/84
Violent crime by strangers, NCJ-80829, 4/82
Crime and elderly, NCJ-79614, 1/82
Measuring crime, NCJ-75710, 2/81

The National Crime Survey: Working papers, vol. I: Current and historical perspectives, NCJ-75374, 8/82

Crime against the elderly in 26 cities, NCJ-76706, 1/82

The Hispanic victim, NCJ-69261, 11/81
Issues in the measurement of crime, NCJ-74682, 10/81

Criminal victimization of California residents, 1974-77, NCJ-70944, 6/81

Restitution to victims of personal and household crimes, NCJ-72770, 5/81

Criminal victimization of New York State residents, 1974-77, NCJ-66481, 9/80

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Rape victimization in 26 American cities, NCJ-55878, 8/79

Criminal victimization in urban schools, NCJ-56396, 8/79

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Corrections

BJS bulletins and special reports:

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Capital punishment 1983, NCJ-93925, 7/84
Time served in prison, NCJ-93924, 6/84
Prisoners in 1983, NCJ-85861, 12/82

Prisoners in State and Federal institutions on Dec. 31, 1982 (final), NCJ-93311, 12/84

Dec. 31, 1981 (final), NCJ-86485, 7/83
Capital punishment 1982 (final), NCJ-91533, 11/84

Capital punishment 1981 (final), NCJ-86484, 5/83

1979 survey of inmates of State correctional facilities and 1979 census of State correctional facilities:

BJS special report:

Career patterns in crime, NCJ-88672, 6/83

BJS bulletins:

Prisoners and drugs, NCJ-87575, 3/83

Prisoners and alcohol, NCJ-86223, 1/83

Prisons and prisoners, NCJ-80697, 2/82

Veterans in prison, NCJ-79632, 11/81

Census of jails and survey of jail inmates:

Jail inmates 1982 (BJS bulletin), NCJ-87161, 2/83
Census of jails, 1978: Data for individual jails, vols. I-IV, Northeast, North Central, South, West, NCJ-72279-72282, 12/81

Profile of jail inmates, 1978, NCJ-65412, 2/81

Census of jails and survey of jail inmates, 1978, preliminary report, NCJ-55172, 5/79

Parole and probation

BJS bulletins:

Probation and parole 1983, NCJ-94776, 9/84

Setting prison terms, NCJ-76218, 8/83

Characteristics of persons entering parole during 1978 and 1979, NCJ-87243, 5/83

Characteristics of the parole population, 1978, NCJ-66479, 4/81

Parole in the U.S., 1979, NCJ-69562, 3/81

Courts

BJS bulletin:

Case filings in State courts 1983, NCJ-95111, 10/84

BJS special reports:

Criminal defense systems: A national survey, NCJ-94630, 8/84

Habeas corpus, NCJ-92949, 3/84

State court caseload statistics, 1977 and 1981, NCJ-87587, 2/83

The prosecution of felony arrests, 1979, NCJ-86482, 5/84

State court organization 1980, NCJ-76711, 7/82
State court model statistical dictionary, NCJ-62320, 9/80

A cross-city comparison of felony case processing, NCJ-55171, 7/79

Federal criminal sentencing: Perspectives of analysis and a design for research, NCJ-33683, 10/78

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Predicting sentences in Federal courts: The feasibility of a national sentencing policy, NCJ-33686, 10/78

State and local prosecution and civil attorney systems, NCJ-41334, 7/78

Expenditure and employment

Justice expenditure and employment in the U.S., 1979 (final report), NCJ-87242, 12/83

Justice expenditure and employment in the U.S., 1971-79, NCJ-92596, 11/84

Privacy and security

Computer crime:

Electronic fund transfer and crime, NCJ-92650, 2/84

Computer security techniques, NCJ-84049, 9/82

Electronic fund transfer systems and crime, NCJ-83736, 9/82

Legislative resource manual, NCJ-78890, 9/81

Expert witness manual, NCJ-77927, 9/81

Criminal justice resource manual, NCJ-61550, 12/79

Privacy and security of criminal history information:

A guide to research and statistical use, NCJ-69790, 5/81

A guide to dissemination, NCJ-40000, 1/79

Compendium of State legislation: NCJ-48981, 7/78

1981 supplement, NCJ-79652, 3/82

Criminal justice information policy:

Information policy and crime control strategies (SEARCH/BJS conference), NCJ-93926, 10/84

Research access to criminal justice data, NCJ-84154, 2/83

Privacy and juvenile justice records, NCJ-84152, 1/83

Survey of State laws (BJS bulletin), NCJ-80836, 6/82

Privacy and the private employer, NCJ-79651, 11/81

General

BJS bulletins:

Bank robbery: Federal offenses and offenders, NCJ-94630, 8/84

Federal drug law violators, NCJ-92692, 2/84

The severity of crime, NCJ-92326, 1/84

The American response to crime: An overview of criminal justice systems, NCJ-91936, 12/83

Tracking offenders, NCJ-91572, 11/83

Victim and witness assistance: New State laws and the system's response, NCJ-87934, 5/83

Federal justice statistics, NCJ-80814, 3/82

Sourcebook of criminal justice statistics, 1983, NCJ-91534, 10/84

Information policy and crime control strategies, NCJ-93926, 10/84

Proceedings of the 2nd workshop on law and justice statistics, 1984, NCJ-93310, 8/84

Report to the nation on crime and justice: The data, NCJ-87068, 10/83

Dictionary of criminal justice data terminology: 2nd ed., NCJ-76939, 2/82

Technical standards for machine-readable data supplied to BJS, NCJ-75318, 6/81

Justice agencies in the U.S., 1980, NCJ-65560, 1/81

A style manual for machine-readable data, NCJ-62766, 9/80

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Foreword

The American criminal justice system was designed to be the fairest in history, but during recent decades it lost the delicate balance that was its hallmark. The system has always depended on the cooperation of victims to report crimes and testify in court; yet it has accorded victims none of the protections or rights guaranteed to defendants.

With the growth of the victim/witness assistance movement, the administration of justice has begun to move back into balance. During the past ten years, many states have developed innovative and effective legislative measures to prevent victimization, to increase the apprehension of criminals and improve their prosecution, and to provide protection for victims.

Such legislative enactments are valuable resources to states and communities. Formal acknowledgement via statute of the victim's importance to the criminal justice system strengthens that system and increases its effectiveness. By legislatively providing victims certain basic rights and protection, we guarantee them equitable treatment within the system and increase their willingness to cooperate with it. Victim/witness assistance legislation is a means to reinforce public policy and foster permanent positive change in society's attitude toward and treatment of victims.

This publication has been prepared to provide an overview and useful reference to current state victim/witness legislation. We have made great strides in improving the treatment of victims and witnesses, and legislative change is a critical factor in the progress we have seen. We hope the information presented herein will increase both the public's and policy-makers' awareness of what has already been accomplished and provide incentive for further improvement to balance our criminal justice system.

Lois Haight Herrington
Assistant Attorney General

Preface

Americans have traditionally shown compassion and support for innocent victims of accidents, natural disasters and unforeseen crises. The current recognition of victim rights represents a realignment of the criminal justice system to give greater recognition to these basic values.

Few would question the natural instinct of a parent to comfort a child hit by a speeding traffic offender. Similarly, most Americans would proudly acknowledge, and the media has frequently reported, the natural tendency of family members, friends and neighbors to provide monetary and emotional support for persons who are victims of personal or property crime—regardless of the status of the related criminal investigation, if any.

The criminal justice system, until recent years, has largely failed to respond with equal justice and compassion to the unique needs of criminal victims and witnesses. Attempts to improve that system have focused almost exclusively on offender apprehension, processing and rehabilitation. Minimal attention has been directed toward those individuals who have been harmed by the criminal act.

Over the past few years, Federal and State governments have recognized the need to redirect criminal justice efforts to serve better the needs of victims and witnesses. The President's Task Force on Victims of Crime represented a landmark effort to identify and address issues associated with victim/witness needs. Federal and State legislation, in part prompted by the work of the Task Force, has prompted action at all levels of government to improve services and treatment of both victims and witnesses.

This document provides an overview of legislative activity in this area. Major issues are identified and analyzed. State legislation is summarized in a series of tables organized on the basis of subject category and individual jurisdiction.

I hope that these materials will assist those persons engaged in activities to improve the policies affecting victim and witness treatment.

Steven R. Schlesinger
Director
Bureau of Justice Statistics

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INTRODUCTION

Background and Purpose

The criminal justice system in the United States traditionally has been offender-oriented, focusing on the apprehension, prosecution, punishment and rehabilitation of wrongdoers. Victims and witnesses have always played a vital role in the system by supplying some of the information necessary for apprehension and prosecution. Yet, until recently, the criminal justice system consistently has failed to accord victims and witnesses the respect equal to the importance of their roles. In fact, a subtle irony has been at work: while scrupulously defending the rights of offenders, the system has ignored the rights of victims and witnesses. While emphasizing the rehabilitation of offenders, the system has done little to help victims recover from the financial and emotional problems they suffer from being victims of crime.

This nearsighted approach to the administration of criminal justice has begun to change in the last decade, particularly in the last few years. During this period, a strong, nationwide victim/witness assistance movement has achieved remarkable success in increasing public awareness of the rights and needs of victims and witnesses and establishing programs to assist them. Through the efforts of community organizations, church groups, bar associations and national lobbying groups, hundreds of local assistance programs have been established throughout the country to respond to the special needs of crime victims and witnesses. At the federal level, the President in 1982 appointed a Task Force on Victims of Crime which published a comprehensive report recommending wide-ranging legal reforms and other initiatives at the federal, state and local levels.

State legislatures have been especially active in responding to victim and witness

needs. Legislatures in thirty-nine states, the District of Columbia and the Virgin Islands have enacted measures to provide compensation to victims of crime to help pay medical bills and other crime-related expenses and losses. Others have enacted specific authority for courts to order criminal offenders to make restitution to their victims. Some states have enacted legislation to assist victims and witnesses in understanding and participating in the criminal justice process. Most states have enacted laws dealing with special classes of victims, including children, the elderly and sexual assault victims, who are especially vulnerable to victimization or disproportionately harmed by it. A few states have enacted comprehensive legislation recognizing a "Bill of Rights" for crime victims and witnesses.

It is clear that the victim/witness movement is well-established and that legislation dealing with the rights and needs of victims and witnesses will remain a high priority with state legislatures and other policymakers. It is felt, therefore, that a compendium of current state legislation dealing with victims and witnesses will be of use to policymakers and others who are reviewing or developing legislation in this area. This document is intended to serve that need.

Scope

This document is primarily concerned with state legislation, though the Federal Victim and Witness Protection Act of 1982 and the U.S. Attorney General's Guidelines for Victim and Witness Assistance issued on July 9, 1983 are included for comparison purposes. The survey methodology used to compile the collection was primarily library research in the statutory codes of the fifty states, the District of Columbia, Puerto Rico and the Virgin Islands (for ease of reference, all 53 juris-

dictions are referred to throughout this volume as "states"). The volume is considered current as of January 1, 1984 and includes laws enacted prior to this date dealing with the principal areas of victim/witness concerns and interest. It is not suggested that every existing item of state legislation that may bear on the problems and concerns of victims and witnesses has been identified. The scope of such a project would be beyond the purpose of this volume. Readers are cautioned, therefore, that further review of a particular state's legislation may be appropriate, depending on the detail of the reader's inquiry. It should also be noted that, while the document presents a variety of approaches taken by legislatures, it does not evaluate any of these approaches in any detail, nor does it suggest models or standards.

Organization

This document consists of three parts. Part I sets out a general summary and analysis of victim/witness legislation throughout the country. The major areas of concern are described and typical state statutes addressing these concerns are discussed. This part also discusses information policy considerations raised by the statutes, particularly the issues of confidentiality of personal data about victims and witnesses and access to such data by various groups.

Part II sets out definitions of the fifteen major classification categories utilized throughout the document. Part II also sets out fifteen Summary Tables, each of which represents a major classification category. Each table sets out the legal citations to statutes in all U.S. jurisdictions addressing that particular subject-matter category. For example, Table 1, which depicts the category "Victim Compensation Programs," indicates those jurisdictions which have enacted statutory provisions establishing such programs. The Summary Tables are useful in that they enable the reader to quickly identify the concentration of states which have legislation in particular subject-matter areas.

Part III contains individual state and federal summary tables that present a breakdown of the statutes by classification category. The individual state and federal tables are more detailed than the Summary Tables set out in Part II in that they organize citations into subcategories for most of the major subject-matter categories. Additionally, brief explanations and descriptions have been inserted parenthetically, where helpful, to clarify the classification of particular provisions. These tables are intended to serve as a quick reference to an individual state's legislation or to a specific federal law.

Full text of relevant statutes are available free on microfiche from NCJRS.

PART I SUMMARY AND ANALYSIS

Section 1

OVERVIEW OF STATE LEGISLATION

Legislative initiatives responding to the needs of victims and witnesses may conveniently be grouped into three broad categories. First and most numerous are laws providing some form of financial assistance, including victim compensation, restitution, witness fees and employment protections for witnesses and victims. The second category includes laws that recognize the rights of victims and witnesses and seek to protect them and help them to understand the criminal justice process and their role in it. Victim and witness notification laws, intimidation laws, and laws permitting victims to participate in criminal proceedings against the offender fall into this category. The final category includes laws directed at special classes of particularly vulnerable victims, such as children, the elderly and victims of sexual offenses.

In the following sections, typical statutory provisions are described for each category and representative state provisions are cited. Where reference is made to provisions in the laws of particular states by way of example, these provisions may be identified and located in the Summary Tables in Part II or the Individual State Tables in Part III. Where the citation cannot easily be located in this way or where additional reference information is considered necessary or appropriate, this information is provided in footnotes.

Financial Assistance Programs

Victims of crime often suffer considerable financial harm, including property damage or loss, high medical bills and lost wages. Recognizing these residual financial hardships borne by victims, most state legislatures have passed laws designed to reimburse victims for at least some of

their crime-related economic losses. A substantial majority of the states have created victim compensation programs which allocate state funds to help specific classes of crime victims. Most states have enacted or strengthened restitutionary programs, which require offenders to personally reimburse victims for their losses. Several states have adopted laws that deprive criminals of revenues gained from publicity about their crimes and require these funds to be made available to victims or their families. Still other provisions seek to reduce the costs of court appearances by victims and witnesses.

Victim Compensation Programs

At present, thirty-nine states, the District of Columbia and the Virgin Islands have enacted legislation providing compensation for at least some classes of crime victims. Exhibit 1, pages 6 and 7, provides an overview of these compensation programs. Pursuant to these laws, payments are made from state-administered funds upon application by the victim, a dependent or other eligible claimant. Generally, the offender need not have been apprehended or convicted in order for compensation to be paid. Many of these laws establish new boards or commissions within administrative agencies to determine claims, although in some states claims are decided by the courts or existing workmen's compensation agencies (see Exhibit 1).

All of the programs establish eligibility requirements for claimants. The statutes generally provide that awards may be made to victims who are injured as a direct result of specified crimes. If the victim dies, the programs generally authorize payments to the victim's dependents for burial expenses, loss of support and other crime-

Exhibit 1

Overview of State Victim Compensation Programs

State	Victim Compensation Board Location ¹	Award Limits	Extraordinary Coverage ²	Victim Must		
				Show Financial Need	Report Crime Within ⁵	File Claim Within
Alaska	Dept. of Public Safety	Up to \$40,000			5 days	2 years
California	State Board of Control	\$100-23,000	Property damage ³			1 year
Colorado	Judicial Dist. Bds.	\$25-10,000	Residential property damage from \$25 up to \$250		3 days	1 year
Connecticut	Office of Policy and Management	\$100-10,000			5 days	2 years
Delaware	Violent Crimes Bd.	\$25-10,000				1 year
District of Columbia	The Mayor	\$100-25,000		Yes	7 days	6 months
Florida	Port. of Labor and Emp. Security, Workmens Comp. Div.	\$10,000		Yes	3 days	1 year
Georgia ⁴	Claims Advisory Board and Gen. Assembly	Up to \$5,000	Property damage		5 days	18 months
Hawaii	Dept. of Social Services & Housing	Up to \$10,000	Pain and suffering			18 months
Illinois	Ct. of Claims	\$200-15,000			3 days	1 year
Indiana	Rehab. Services Board	\$100-10,000			2 days	1 year
Iowa	Dept. of Public Safety	Up to \$2,000	Value of clothing held as evidence up to \$100		1 day	6 months
Kansas	Executive Department	\$100-10,000		Yes	2 days	1 year
Kentucky	Victim Comp. Bd.	\$100-15,000		Yes	2 days	1 year
Louisiana	Dept. of Corrections	\$100-10,000	Property damage limited to loss of abode		2 days	1 year
Maryland	Dept. of Public Safety & Corrections	\$100-Amount Determined Under Workmen's Comp. Schedule		Yes	2 days	6 months
Massachusetts	District Court System	\$100-10,000			2 days	1 year
Michigan	Dept. of Mgmt. & Budget	\$100-15,000		Yes	2 days	1 year

¹Entries in this column indicate either the state agency in which the victim compensation board or commission is located or the agency actually responsible for administering the program. If the location of a board is not indicated in the statute establishing the program, the board itself is noted.

²Coverage under the programs generally extends only to economic losses resulting from personal injuries sustained by the victim or the victim's death, including medical bills, lost wages, loss of support and burial expenses. Those statutes authorizing compensation for pain and suffering and property damage are noted. See note 10 in text.

³Cal. Gov. Code §29631 et. seq. provides authority for county and city legislative bodies to establish programs to compensate victims for property damage caused by police in making an arrest or offenders in avoiding arrest.

⁴Georgia's statute only provides for compensation of "good samaritans"--victims injured while attempting to prevent crimes or apprehend offenders.

⁵Virtually all states require that the victim report the crime to the police. Hawaii does not specify a time limit. In California and Delaware claimants are required to cooperate with the police investigation.

Exhibit 1 (cont'd)

Overview of State Victim Compensation Programs

State	Victim Compensation Board Location ¹	Award Limits	Extraordinary Coverage ²	Victim Must		
				Show Financial Need	Report Crime Within ⁵	File Claim Within
Minnesota	Dept. of Public Safety	\$100-25,000			5 days	1 year
Missouri	Div. of Workmen's Comp.	\$200-10,000			2 days	1 year
Montana	Div. of Workmen's Comp.	Up to \$25,000			3 days	1 year
Nebraska	Commission on Law Enforcement and Criminal Justice	Up to \$10,000		Yes	3 days	2 years
Nevada	Board of Examiners and Dept. of Admin.	\$100-15,000		Yes	5 days	1 year
New Jersey	Exec. Branch	\$100-25,000			90 days	2 years
New Mexico	Exec. Branch	Up to \$12,500			30 days	1 year
New York	Exec. Dept.	Up to \$20,000 (but unlimtd. medical expenses)	Elderly victim may receive up to \$250 for damage to certain personal property; good samaritan up to \$5,000	Yes	7 days	1 year
North Carolina	Dept. of Crime Control & Pub. Safety	\$100-20,000			3 days	2 years
North Dakota	Workmen's Comp. Bureau	\$100-25,000			3 days	1 year
Ohio	Court of Claims Commissioners	Up to \$25,000			3 days	1 year
Oklahoma	Crime Victims Bd.	Up to \$10,000			3 days	1 year
Oregon	Dept. of Justice/ Wk. Comp. Bd.	\$250-23,000			3 days	6 months
Pennsylvania	Crime Victims Bd.	\$100-25,000			3 days	2 years
Rhode Island	Superior Court System	Up to \$25,000	Pain and suffering		10 days	2 years
South Carolina	Crime Victims Advisory Bd.	\$300-10,000			2 days	2 years
Tennessee	Circuit Ct. System	\$100-10,000	Pain and suffering for victim of sex offense up to \$2,500		2 days	1 year
Texas	Industrial Accident Bd.	Up to \$25,000		Yes	3 days	1 year
Virgin Islands	Dept. of Social Welfare	Up to \$25,000	Pain and suffering up to \$1,000		2 days	2 years
Virginia	Industrial Comm.	\$100-12,500			2 days	2 years
Washington	Dept. of Labor & Industries	\$200-15,000 (but unlimtd. medical expenses)			3 days	1 year
West Virginia	Ct. of Claims Commissioner	Up to \$20,000			3 days	2 years
Wisconsin	Dept. of Justice	Up to \$10,000	Cost of clothing held as evidence up to \$100		5 days	2 years

related expenses. Generally, "good samaritans"--persons injured while trying to prevent a crime or apprehend an offender--may also receive compensation for injuries resulting from such efforts. Georgia's program compensates only good samaritans. Some classes of victims, however, are commonly ineligible for awards. For example, many states invalidate claims by relatives of the offender and accomplices of the offender. A few states also deny awards to victims injured while in the custody of law enforcement officials and to non-residents. Additionally, some state programs compensate only claims arising from specific criminal acts. Hawaii's law, for example, applies only to cases involving enumerated violent offenses. Also, victims of automobile offenses are commonly declared ineligible for awards unless the offender used the vehicle in a deliberate attempt to injure the victim. A recent amendment to the Illinois compensation law does allow a victim to receive compensation for injuries suffered in an automobile collision if the driver is convicted of driving under the influence.¹

The statutes also prescribe limits on the types of injuries or related damages for which compensation may be made. Reimbursement is generally provided for specified crime-related expenses not paid by insurance or other collateral sources. Typically, covered expenses include those arising from the personal injury or death of the victim, though a few states, including California, Georgia, Hawaii and Louisiana, do provide some compensation for damage to or loss of property under some circumstances.

¹P.A. 83-297, 1983 Ill. Legis. Serv. (West) to be codified as Ill. Ann. Stat. ch. 70, par. 72(c). See also, Alaska Stat. §18.67.130(b)(4) (no recovery allowed to victim injured by motor vehicle unless the offender was intoxicated or vehicle was used as a weapon); Wash. Rev. Code Ann. §7.68.020(2)(c) allowing recovery for injury caused by offender convicted of vehicular assault or homicide).

While many states will consider the victim's medical bills, wage losses, and even the loss of future earnings in computing an award, there is disagreement as to whether pain and suffering should be a compensable form of damage. Most states do not provide compensation for mental pain and suffering endured by the victim, although some states, including California, New Mexico, Oregon and Rhode Island, authorize compensation for expenses related to psychological treatment necessitated by the crime. A few jurisdictions, including Hawaii, Tennessee and Rhode Island, do provide compensation for pain and suffering, though such awards may be narrowly limited. Tennessee, for example, allows compensation for pain or suffering only if the crime was one of rape or sexual deviancy and limits such awards to \$2,500.

Most states specify the range of awards (see Exhibit 1). A majority of the states require the applicant to allege a minimum economic injury, usually \$100 or more. Virtually all states place an upper limit on the amount that may be paid to the victim or his dependents, usually in the \$10-15,000 range, although several states have set \$25,000 as the maximum award and Alaska will award up to \$40,000. Some states also require a showing of financial hardship by the applicant.

All of the programs contain procedural requirements designed to promote effective law enforcement and to preclude the filing of stale claims. Under such provisions, compensation claims may be denied if the claimant did not promptly report the offense to the police, file the claim within a specified period of time or cooperate in the police investigation.

Restitution

Restitution is a court-imposed sanction requiring the offender to personally compensate the victim for crime-related losses. In contrast to the approach under the victim compensation statutes, restitution is imposed only after an offender has entered a guilty plea or been convicted.

Usually, restitution is ordered as a condition of parole, probation or a suspended sentence.

Restitution can be a valuable and meaningful remedy in the criminal courts. From the victim's standpoint, restitution orders offer another source of compensation, assuming the offender is solvent. In those states without victim compensation programs, restitution provides victims the only means of compensation short of bringing an expensive civil suit. Even in those jurisdictions with victim compensation statutes, restitution can play an important role in reimbursing victims' losses. Victims who fail to qualify under the compensation program may be able to recover by restitution. Victims may also find restitution to be the only inexpensive means of recovery for property damage, since most compensation statutes do not cover such losses.

There are several methods of restitution. Most of the statutes provide for the payment of money to the victim. Courts can order such payments in either a lump sum or in installments. Georgia's law also states that the court can order the offender to make restitution to the victim by transferring property. A few states, including Alabama, Georgia and Kentucky, have laws allowing the offender to make restitution by working for the victim.

The states differ concerning the amount of monetary restitution which may be required of offenders. While all states generally require their courts to consider the offender's ability to pay restitution, most state courts are given discretion to award restitutionary amounts equal to the victim's economic losses. Under such provisions, restitution may be awarded in any amount that does not exceed the victim's crime-related expenses, lost wages and property damages. Kentucky, however, has placed an upper limit on monetary restitution awards, while Utah allows its courts to award up to double the amount of a victim's pecuniary damages.

In most states, restitution orders are issued at the discretion of the sentencing court. However, in an effort to increase

the availability of restitutionary relief to victims, some states have enacted statutes mandating their courts or parole boards to order restitution to many victims in accordance with the offender's ability to pay. California has added an amendment to its state constitution providing that, absent compelling and extraordinary circumstances, convicted persons must make restitution for the crime-related losses of their victims. Nevada's statute, among the most recently amended, mandates a restitution order as a condition of probation or suspension of sentence unless the court finds restitution impracticable. The Nevada law, like those of a few other jurisdictions, further requires the court to indicate the specific circumstances which make restitution inappropriate, should the court decide not to order restitutionary relief.

Restitution orders, however, can be difficult to enforce. When an offender is paroled or placed on probation with a condition that restitution be made, the parole or probation may be revoked for willful failure to pay. In addition, some states provide for enforcement of restitution orders by contempt proceedings. Delaware's law even provides that the court may suspend an offender's driver's license to secure compliance, and Alabama's statute empowers the court to abrogate a business offender's right to do business in the state for willful failure to make restitution.

Restitution programs also cause administrative difficulties not faced by the compensation programs. Offenders charged with making restitution must be supervised to ensure compliance with court orders. Both Montana and Texas require probation officials to monitor payments made by offenders. Under the Texas program, probationers can be required to serve their terms at local "restitution centers" and to pay any income while at such centers to probation officials who must use these funds, in part, to make restitution to victims. Such supervision, whether by the courts, probation officials or other state officials, results in increased costs. Ac-

cordingly, statutes in a few states, including Maryland, Kentucky and Wisconsin, provide that surcharges may be imposed on offenders to defray these costs.

Escrow of Offender Profits

Persons accused of or convicted of crimes sometimes make substantial profits from publicizing their crimes. For example, offenders who write books or articles describing their criminal acts may profit by selling these works to publishers or film producers. Many states have enacted so-called "Son of Sam" laws to provide crime victims access to such revenues as yet another source of compensation. These statutes generally require that any money offenders earn from the re-enactment of their crimes or from the expression of thoughts, feelings, opinions or emotions regarding their crimes be placed in an interest-bearing escrow account pending outcome of the criminal proceedings. If an offender is not convicted, the escrow funds are returned. If the offender is convicted, the funds are retained in the account for a statutory period during which they are available to satisfy any civil judgment obtained against the offender by a victim. Under several of the statutory schemes, the funds can also be released to pay for the offender's legal expenses. After expiration of the statutory retention period, some states, including Idaho, Minnesota and South Dakota, return any money remaining in the account to the offender. Other states, including Alabama, Connecticut and Louisiana, place the remaining money in other state funds, often the general crime victims compensation fund. Commonly, the statutes obligate persons interested in purchasing the offender's crime story, such as book publishers or movie producers, to make payment to the state rather than to the offender. Some provisions require purchasers to file copies of purchase contracts with the state agency which establishes the escrow accounts. Failure to make payment to the state in such cases may result in criminal or civil liability.

Witness Fees

In most states, the witness fees paid to local witnesses are so low as to be little more than symbolic; often witnesses in criminal trials are paid as little as \$5 to \$10 a day. These modest fees cannot begin to compensate witnesses for the financial burden they bear in criminal cases, particularly if the cases require several appearances. To reduce this burden, a few states have enacted legislation to increase witness fees to a more realistic level. For example, Nevada has recently increased its witness fees to \$25 per day of attendance. In Illinois, witnesses receive \$20 a day, and in New Hampshire witnesses are paid \$30 a day. California has enacted a provision that allows courts to pay witnesses an amount equal to their gross salary (up to \$18 per day) for each day of attendance if their employers have refused to pay their regular wages.

Rights of Victims and Witnesses

In addition to providing financial assistance to victims and witnesses, many states have adopted laws designed to secure a meaningful role for victims and witnesses in the criminal justice system. These measures have many goals, such as keeping victims informed of case developments, increasing their understanding of the criminal justice process and ensuring that they are able to participate in the proceedings. Specific reforms include measures designed to protect victims and witnesses from intimidation, notify victims of designated occurrences in the proceedings, provide for victim participation in some proceedings, encourage employers not to discharge testifying employees, provide ombudsmen or support companions for victims, and guarantee victims the right to a speedy disposition of their cases. Many states have enacted one or more of these reforms and Nebraska, Oklahoma, Rhode Island, Washington and Wisconsin have enacted legislation establishing a "Bill of Rights" for crime victims and witnesses, providing for most of the rights and pro-

tections discussed in the following sections.

Protection from Intimidation

Intimidation is one of the most serious problems faced by crime victims and witnesses. While virtually all states have for some time had statutes proscribing the obstruction of justice, tampering with witnesses or even witness intimidation, many of these laws deal inadequately with the problem of intimidation. Existing legislation at the federal level, for example, was found inadequate in that it failed to clearly protect informants, did not define intimidation and did not proscribe the most common form of intimidation--verbal harassment. A new federal law, the Victim and Witness Protection Act, was passed in 1982 to remedy these inadequacies.

In recognition of similar inadequacies, some states have amended their statutes dealing with the crimes of intimidating and tampering with witnesses. Several of these new laws proscribe acts directed toward a broad class of persons, not merely subpoenaed witnesses. Alabama, Arizona and Colorado punish threats directed at anyone whom the offender "believes" will be called as a witness. California and Delaware define "witness" even more broadly as any person having knowledge relating to any crime, whose declaration has been received into evidence, who has reported any crime, who has been served with a subpoena, or who would reasonably be believed by a reasonable person to fall into any of these categories. Statutes in a few states, including California, Delaware, Louisiana, Pennsylvania and Wisconsin, specifically deal with intimidation directed at victims. Some of these laws proscribe a broad range of intimidating acts, including threats or the use of force directed at victims or witnesses with intent to alter their testimony, discourage the reporting of a crime, or prevent appearance at a proceeding. A recently-enacted provision in Illinois also punishes verbal harassment of witnesses who have testified. The provision defines harassment to include communications de-

signed to produce mental anguish or emotional distress.

Other measures aimed at preventing intimidation of victims and witnesses expressly authorize criminal courts to issue protective orders forbidding defendants or other parties from communicating with or coming near such persons. Two states, California and Delaware, have further authorized their courts to order law enforcement agencies to provide protection for victims and witnesses.

Victim Notification Programs

Many of the problems of victims and witnesses emanate from a lack of understanding or information. Often victims are unaware of the existence of compensation programs or other social programs designed to help them cope with their personal and financial problems. Victims and witnesses often are unfamiliar with the nature of criminal proceedings and are reluctant to inquire about them. This lack of understanding can alienate them and discourage cooperation with law enforcement officials. To remedy these informational shortcomings, the states have enacted a variety of notification statutes. Many states require either police officers, hospital officials or victim compensation officials to inform victims or their dependants of the existence of compensation programs. Provisions in some states grant witnesses a right to be told how to apply for fees. Other laws are designed to make victims feel that they are an important part of the prosecution. For example, statutes in California and New York require that, upon request, victims be given notice of the final disposition at the trial level, while a provision in Maine is designed to inform some victims when the prosecutor has recommended a plea agreement. Still other laws help minimize the victim's frustration and waste of time by providing a right to be notified when a hearing will not go forward as planned. Rhode Island's Victim's Bill of Rights not only requires the Attorney General, upon request, to give certain felony victims all of the types of

notice mentioned thus far, but also mandates that he give many victims notice of the status of the investigation and the time of apprehension of the accused.

Notice statutes in some jurisdictions are intended to ensure that victims are aware of their opportunities to participate in the proceedings against the offender. A statute in Indiana requires prosecuting attorneys to inform felony victims that they may appear and make suggestions about any proposed plea bargain. Other laws require that victims be given notice that they may participate in sentencing or parole hearings. A few states recognize that victims frequently wish to know when an offender is released from custody or discharged from supervision. Minnesota and Rhode Island require that efforts be made to notify victims before serious offenders are released on parole. California law provides for notifying the victim when an offender is released on a work furlough program. Other statutes are aimed at protecting victims from potentially dangerous offenders. For example, California recently enacted a law providing that victims who request notice must be informed when offenders who have harmed them have escaped from custody. In Arizona, victims who file a demand must be notified before their assailants are discharged from mental treatment.

Victim Participation in Criminal Proceedings

Traditional criminal justice theory is based on the principle that crimes are offenses against the people at large. The state brings criminal actions and the prosecutor represents the state, not the victim. A major difficulty with this approach is that victims, who have suffered harm at the hands of the offenders and who have a keen interest in how they are dealt with by the criminal process, generally are not allowed to affect the criminal proceedings other than by testifying. To remedy this problem, several state legislatures have enacted measures to increase victim participation in specified decisions affecting

the disposition of their cases. Many of these laws are designed to inform the sentencing court about the impact of the crime on the victim. In several states, this information is made available to the sentencing court through "victim impact statements" included in the presentence report. These statements contain information regarding the financial and emotional impact of the crime on the victim but may also contain the comments of the victim on a proposed sentence. By reviewing these statements, the court has the opportunity to consider the extent of the victim's injury and can more accurately determine the amount of restitutionary awards. In some states, including Illinois, Maryland and New York, probation or other court officials are required to prepare victim impact information for inclusion in the presentence reports in many cases. In other states, including Minnesota, New Jersey, Tennessee, and Vermont, the victim is allowed to prepare all or part of the statement. In Indiana and Nebraska, if a victim impact statement is not included in the presentence report, the probation official responsible for preparing the report must certify that he has attempted to contact the victim in order to obtain it. Other states, including Arizona, California, New Hampshire and Rhode Island, allow many victims to present an oral statement at the sentencing hearing--a procedure called "allocution." Connecticut, Florida and Maine allow victims to make either oral or written statements to sentencing courts.

Some states permit victims to influence other aspects of criminal proceedings. Massachusetts and Nevada allow the victim to submit a written statement for consideration at the offender's parole hearing. A few states, including Connecticut, New Hampshire and Rhode Island, permit victims to submit oral statements at parole hearings. Statutes in Indiana and Nebraska allow certain victims to comment on proposed plea bargains. South Carolina law requires the victim's recommendations to be considered before an offender is admitted to a pretrial intervention program.

Victims' and Witnesses' Rights to Employment Assistance

Some states have enacted legislation protecting the jobs of victims and witnesses while they are participating in criminal proceedings. Statutes in Rhode Island, Washington and Wisconsin encourage the courts or law enforcement agencies to contact employers to explain the importance of court appearances by their employees. Hawaii's statute makes it a misdemeanor for an employer to discharge an employee for responding to a summons and authorizes a discharged employee to bring a civil action for lost wages and reinstatement. In Illinois, an employer who discharges or penalizes an employee for responding to a subpoena in a criminal case can be punished by contempt, but is not required to pay the employee for time spent in court. Under New York's recently-amended law, employers face misdemeanor charges if they discharge or penalize victims or subpoenaed witnesses who are absent from work while attending criminal proceedings. As in Illinois, the New York law does not require the employer to compensate an employee-witness for time spent attending criminal proceedings.

Return of Seized Property

In cases involving crimes against property, law enforcement officials often find it necessary to retain recovered property as evidence at least until the close of trial, thus delaying return of the property for periods up to several months. To remedy this inequity, some states have enacted laws to expedite the return of recovered property to victims. For example, Illinois, Indiana, Kansas, Nevada, and New Jersey have enacted provisions which allow properly authenticated photographs of non-contraband stolen property to be introduced into evidence in lieu of the property itself. After photographing the property, the law enforcement official holding the property may return it to its rightful owner upon satisfactory proof of ownership. Under New York's recently-amended provi-

sion, property recovered by police may be released to its owner after both the prosecution and defense have had a reasonable opportunity to examine it to determine its true value and to take photographs which are legally sufficient for admission at trial.

Ombudsmen and Support Attendants

While victim notification statutes and laws allowing victims to influence court decisions go far toward making victims meaningful participants in criminal proceedings, some states have passed legislation designed to go a step further by providing victims with personal advice or support. Some states provide funding for victim assistance programs which provide these services. Others authorize the appointment of ombudsmen for victims or allow some victims to be accompanied in closed hearings by persons of their choice. A few states authorize the appointment of victim/witness advocates to provide advice concerning the criminal justice process and to coordinate the operation of existing victim and witness programs. An Oklahoma statute designates the state's district attorneys as the persons responsible for overseeing the implementation of the Oklahoma Victim's Bill of Rights in their judicial districts. Under this law, the district attorneys must make an effort to notify victims of their rights to notice of postponed proceedings, to protection from intimidation, and to information about financial assistance programs. Florida law has established a witness-coordinating office in each county's judicial district, responsible for coordinating court appearances of witnesses subpoenaed in criminal cases, as well as notifying witnesses of postponed court appearances.²

Recently-enacted measures in California and Nevada are designed to give prosecuting witnesses moral support in court proceedings. These laws permit all prosecuting witnesses to be accompanied by persons of their own choosing during closed preliminary examinations. In addi-

²Fla. Stat. Ann. §43.35(1),(2),(3).

tion, both states have laws which allow prosecuting witnesses in sex offense cases to have support attendants present during preliminary hearings or trial testimony. These persons are permitted to be present only to give moral support and may not attempt to influence the witness's testimony.

Rights of Victims and Witnesses to a Speedy Trial

The Sixth Amendment to the U.S. Constitution entitles criminal defendants to a speedy trial. In Nebraska and Wisconsin, victims and witnesses have a similar right to speedy disposition of their cases in order to minimize the length of time they must endure the stress of their responsibilities in the criminal justice process.³ These laws do not set binding time limits, and thus their effect and enforceability is uncertain. Yet they do recognize the emotional toll that extended criminal proceedings can have on participants other than the accused.

Special Victims

Virtually all of the states have enacted specialized legislation to protect or benefit certain classes of persons considered to be particularly vulnerable to crime. These special victims include children, spouses, sexual assault victims, the handicapped, the elderly and even school teachers and the police. Legislation to aid these groups has taken numerous forms, such as creating new crime categories (child abuse or abuse of the elderly), instituting special procedures (protective orders for domestic violence situations) or setting up programs to meet the needs of special victims such as rape victims or child abuse victims. Perhaps the most common laws of this type are those designed to provide special protections to elderly victims, sexual assault victims and victims of domestic violence.

³Neb. Rev. Stat. 81-1848(9); Wis. Stat. Ann. §950.04(9).

The Elderly

The elderly are more vulnerable to and disproportionately damaged by crime. Older persons frequently are less able to escape their assailants, more likely to suffer serious injury, and less able to bear financial losses resulting from victimization. Concerns such as these have led many states to pass laws aimed at protecting the elderly from crime and helping them to cope with the consequences of victimization. Several states have amended their sentencing laws to allow courts to consider the advanced age of the victim in determining an offender's sentence. Illinois, for example, recently added a provision to its sentencing statute providing that if the victim's age is 60 or greater, the court may consider this a reason to impose a more severe sentence. Colorado law imposes high mandatory prison terms on offenders who, during the commission of a violent crime, use a deadly weapon against an elderly person. Nevada's law punishes violent crimes committed on persons over 65 by doubling the mandatory prison term. The District of Columbia's law allows criminal courts to sentence persons committing enumerated crimes against the elderly to up to one and one-half times the normal fine or term of imprisonment. Under California law, except in unusual cases where the interests of justice would best be served by granting probation, courts may not grant probation to offenders who commit violent batteries, robberies or mayhem on elderly persons.

Recognizing that the elderly also suffer injury at the hands of persons charged with their care, some states have passed laws aimed at preventing neglect, abuse and exploitation of the aged. A few of these provisions impose criminal penalties on offenders. Statutes in Alabama, Arkansas, and Nevada make it a crime to wilfully abuse or neglect dependent elderly persons, and a Texas law punishes many acts or omissions that cause elderly persons physical or mental injury.

Often elderly persons who are abused or

neglected are either unable to report these offenses or are too dependent on or afraid of the offenders to be motivated to do so. To address this problem, several states, including Hawaii, Texas and Wyoming, have enacted provisions dealing with the reporting of incidents of abuse or neglect of the elderly or disabled. Some states subject persons who have knowledge of abuse or neglect of the elderly or disabled adults to criminal sanctions, usually fines, should they fail to report such information to the appropriate authorities. Connecticut's provision, for example, requires medical professionals to file reports of suspected abuse to the state commission on aging within five days of detection. The penalty for failure to report is a fine of up to \$500. In Alabama, a medical practitioner's willful failure to make the required report is a misdemeanor punishable by imprisonment or fine.

Some legislative measures provide protective services to ensure the health and safety of elderly victims once incidents of abuse, neglect or exploitation have been discovered. Commonly, these statutes designate an agency that can arrange for or provide food, clothing, shelter, medical care and other social services to ensure the elderly person a safe environment in which to live. For example, under Alabama law, the county departments of pensions and security are authorized to provide protective services to abused or neglected adults.

Sexual Assault Victims

Numerous state legislatures have responded to the unique difficulties faced by sexual assault victims. Reforms in this area include measures to provide increased services to victims of sexual assaults, as well as laws aimed at protecting confidential communications by such victims. Several states, including Arkansas, California, Maryland, and New Mexico, have laws which provide support for sexual assault victims by establishing special services or by funding existing programs. Maryland recently enacted a statute to set

up programs to provide specialized services to victims of sexual assaults, including hotline and counseling services. California has established a grant program to fund existing sexual abuse counseling centers. New Mexico law requires the development of a comprehensive state plan to facilitate the prosecution of sex offenses and to help prevent such crimes.

While eligible sexual assault victims may seek reimbursement under victim compensation or restitution programs for their crime-related expenses, several states have passed laws which pay for additional special medical services provided to these victims. In some states, including Maine, Vermont, and Washington, the costs of medical exams designed to preserve prosecution evidence are paid by the state or local governmental units. Laws in Illinois and Nevada ensure that other medical services are provided to sexual assault victims at no cost. In Illinois, the state will reimburse hospitals for the cost of many emergency services, including ambulance costs, provided to these victims. In Nevada, sexual assault victims and their spouses may receive psychological counseling at county expense.

Several states, including California, Florida, Illinois, Maine, Pennsylvania and Utah, have sought to protect the confidentiality of communications by sexual assault victims to sexual assault counselors. Generally, these statutes provide that sexual assault victims or counselors have a privilege not to disclose communications made in confidence by victims to counselors. The statutes differ in the extent of protection afforded confidential communications. For example, Florida's privilege attaches to all confidential communications made by the victim in the course of receiving advice, counseling or assistance from the counselor. Under California's provision, however, the court may, in some cases, compel disclosure of statements made by the victim to the counselor which concern the facts and circumstances of the crime. In Maine, the court has discretion to order the disclosure of otherwise privi-

leged communications to a sexual assault counselor where it deems the disclosure necessary to the proper administration of justice.

Some state legislatures have given even more specialized attention to the problems of child sexual assault victims. Because testifying in court regarding sex crimes can cause children emotional or physical trauma, several states now allow these victims to present their testimony in a less public atmosphere. An Illinois law allows the judge to exclude the public from the courtroom during the testimony of a young sex offense victim, and an Alaska provision requires the exclusion of the public in such cases, upon request by the prosecution. Arizona and Arkansas give their courts discretion to order the videotaping of the depositions of these victims upon request. The depositions take place in the presence of the judge and the victims are subject to cross examination. Once recorded, the depositions are admissible at trial in lieu of the direct testimony of the victim. California and South Dakota have similar provisions, but their laws make it mandatory for courts, upon request, to order the videotaping of a child victim's testimony at a preliminary hearing. The deposition is admissible at trial if the court finds that further testimony would cause the child emotional trauma.

Domestic Violence

In recent years, many state legislatures have recognized that domestic violence is a pervasive social problem. Assaults, batteries and sexual abuse committed by one family member upon another are common occurrences. Moreover, because the victims of these crimes often are emotionally and financially dependent on their abusers, they are unable to effectively protect themselves and unlikely to report the crimes. Because of the unique context in which domestic abuse occurs, legislative aid for victims has taken diverse forms, including measures authorizing the issuance of protective orders, establishing

funds to provide domestic violence services and requiring better recordkeeping about the incidence of domestic violence.

Many states have passed laws which authorize civil courts to issue protective orders to prevent further incidents of violence in the home. Most of these provisions allow any adult household member to request the protective order and many of the laws allow temporary emergency injunctive relief to be granted immediately, without notice or a hearing, if there is a substantial likelihood of immediate injury from another household member. The relief which can be ordered under these statutes is broad. Iowa's statute is characteristic. It allows the court, upon a finding that a defendant has engaged in domestic violence, to order that the defendant refrain from abusing or annoying the plaintiff, that the defendant grant exclusive possession of the residence to the plaintiff, that the defendant stay away from the plaintiff, and that the defendant pay a sum of money for the plaintiff's support. The statute also allows the court to issue an order determining temporary custody of minor children and establishing visitation rights.

The states differ on the appropriate way to enforce domestic protection orders. Violations may be punished by contempt proceedings, fines, criminal prosecution, or incarceration. Statutes in a few jurisdictions allow peace officers to arrest a person without a warrant if there is probable cause to believe that such person has disobeyed a domestic violence protective order.

Recognizing that victims of domestic abuse often need specialized social services, some states have enacted legislation to help establish comprehensive local programs to meet these needs. Many of these laws provide funding for family violence centers to remedy the causes of domestic violence and to help deter serious injuries to victims. For example, Louisiana's law outlines a comprehensive plan for establishing domestic violence centers to provide victims of family violence and their

children with safe refuge and lodging, emergency psychological support and counseling, and information regarding education, job counseling, training programs, housing, emergency medical care, emergency legal care and other social services. The states fund these programs from varying sources. California, Florida and Nevada use marriage license fees to help support these programs.⁴ In Pennsylvania and Wisconsin the programs are partially funded by surcharges imposed on convicted offenders.⁵

Although it is clear that domestic violence is a grave social problem, its magnitude is still uncertain since most disputes are resolved informally, without arrest or official documentation. Police officers often are reluctant to interfere officially in family disputes and do not make records of these offenses. Some states have attempted to increase social awareness of domestic violence and to create a more accurate picture of the nature of the problem through laws that require law enforcement authorities to maintain accurate and complete records of all incidents of domestic violence encountered or reported to them. For example, under West Virginia's provisions, law enforcement officials must submit a monthly report to the Department of Public Safety containing the age and sex of the parties, the relationship between the parties and the types of weapons involved in domestic violence incidents.

⁴Cal. Welf. and Inst. Code §18305; Fla. Stat. Ann. §741.01(2); Nev. Rev. Stat. §122.060(4).

⁵62 Pa. Cons. Stat. Ann. §1203 (fines imposed on offenders to fund domestic violence programs); Wis. Stat. Ann. §§973.055(1), 973.05(1)(2) (penalty assessments imposed on fines paid by domestic abuse offenders).

Federal Actions

The Federal Victim and Witness Protection Act of 1982

On October 12, 1982, the United States Congress enacted the Federal Victim and Witness Protection Act,⁶ an omnibus measure designed to protect and assist victims and witnesses of federal offenses. The act serves three purposes. First, it strengthens existing legal protections for victims and witnesses of federal crimes. Second, it requires the United States Attorney General to develop additional guidelines and legislative proposals to aid federal victims and witnesses. Finally, it is intended to serve as a model for legislation on the state and local levels.

The substantive provisions of the act address the use of victim impact statements in sentencing hearings, the availability of restitutionary relief to victims and the prevention of victim and witness intimidation. Specifically, the federal law requires that presentence reports prepared for federal judges contain a victim impact statement. This feature, which codifies pre-existing practice in some federal courts, provides judges with information concerning financial, psychological or physical harm suffered by victims. Other important provisions of the act strengthen federal laws punishing victim and witness intimidation. For example, the new law for the first time proscribes verbal harassment of witnesses and penalizes acts of retaliation directed at witnesses because of their participation in criminal proceedings. The act also enhances the utility of restitutionary relief in federal criminal cases. Prior to the passage of the act, federal law allowed judges to order restitution only as a condition of probation. The new law establishes restitution as a sentence independent of probation. Although the act does not require federal judges to

⁶Victim and Witness Protection Act of 1982, §2 et. seq., Pub. L. No. 97-291, 96 Stat. 1248.

order restitution in all cases, it does require courts to justify on the record any failure to order restitution.

Federal Guidelines

On July 9, 1983, the Attorney General complied with the mandate in the Victim and Witness Protection Act by publishing a series of guidelines designed to ensure that victims and witnesses are treated fairly and with understanding by federal officials. The guidelines recommend that federal law enforcement personnel provide victims and witnesses with information concerning available services, including medical and social services, compensation programs and private counseling and support programs. They also are to be advised of available procedures to protect them from intimidation. Victims who provide an address and telephone number are to be given notice of major events in the criminal proceedings, including the arrest of the accused, the times of any court appearances at which the victim may appear, the release or detention of the accused, and the victim's opportunities to address the sentencing court. The guidelines also recommend that federal officials consult victims and witnesses to obtain their views on designated aspects of the prosecution, such as proposed dismissals and plea negotiations. Other provisions encourage officials to advocate fully the rights of victims to restitution, to ensure that victim impact statements are properly prepared, and to avoid disclosing the names and addresses of victims and witnesses.

The President's Task Force on Crime Victims

On April 23, 1982, the President appointed a Special Task Force on Victims of Crime. During 1982, the Task Force held hearings in Washington and in five cities across the country, receiving the testimony of almost 200 witnesses, including federal, state and local officials, professionals engaged in all aspects of victim and witness

assistance, and private organizations and individuals interested in the rights of victims and witnesses. Most importantly, the Task Force received testimony from some sixty victims of crime. In December 1982, the Task Force issued its final report setting out comprehensive and detailed recommendations for action at the federal, state, local and private levels to assist victims of crimes and witnesses.⁷ The recommendations are far-ranging, including proposed actions by state and federal legislatures, criminal justice agencies and groups such as hospitals, schools, bar associations, mental health facilities, the ministry and the private sector. The majority of the recommendations deal specifically with the rights of victims and the establishment and funding of assistance and service programs. However, several innovative recommendations are aimed at reform of aspects of the criminal justice system that victims and victim advocates perceive as unreasonable. For example, the Task Force recommends abolition of the controversial exclusionary rule which now operates to render evidence inadmissible in criminal trials if gathered as a result of improper police conduct. Another recommendation encourages the enactment of legislation to abolish parole and limit judicial discretion in sentencing so that offenders would serve the full sentence imposed for their crimes, reduced only by good-time credits actually earned. The report also questions the soundness of laws prohibiting the admission of juvenile justice records at trials for adult offenses, and recommends the initiation of a study of this and other aspects of the juvenile justice system.

The issuance of the report of the President's Task Force marks a significant step in the victim/witness movement. The recommendations of the Task Force-- the most complete yet issued on the subject-- indicate both the seriousness of the plight of crime victims and witnesses as well as

⁷President's Task Force on Victims of Crime, Final Report (December 1982).

the wide range of available reform measures. Because the report bears the authority and prestige of the President, the recommendations should encourage the en-

actment of appropriate implementing legislation and the establishment of needed victim and witness programs at the federal, state and local levels.

Section 2

INFORMATION POLICY CONSIDERATIONS

Operational Considerations

As evidenced by the above discussion of legislative activity, the victim and witness assistance movement has achieved remarkable momentum in recent years and continues as a high priority with legislators and policymakers. Equally evident is the fact that implementation of the programs defined in recent legislation will impose substantial new responsibilities upon the criminal justice system, particularly in regard to the timely production of data necessary to support program objectives. Many of the new laws require police agencies, prosecutors or probation officials to give notice to victims and witnesses concerning the status of criminal cases and scheduled court appearances. Other laws require that notice be given to victims of particular actions or decisions, such as plea bargains, sentence hearings or parole or probation hearings. Still other laws require law enforcement agencies to maintain records of all domestic incidents, even those resolved without arrest or other formal proceedings. To meet these notice and recordkeeping responsibilities, law enforcement agencies in many jurisdictions are now required to collect more accurate and complete personal information about victims and witnesses than they have in the past and to maintain this data in a more systematic manner.

These agencies also must maintain information about victim compensation programs in order to give required notice of and information about the programs to claimants. Even where the responsibility for the administration of victim compensation programs is vested in other agencies, law enforcement agencies must provide or confirm information concerning the nature and circumstances of offenses and the cooperation of victims to enable the adminis-

tering agencies to make eligibility decisions. Law enforcement agencies in some jurisdictions are required to advise victims of available medical and counselling services and they must acquire and maintain this information. Finally, pursuant to some new laws, courts and parole officials must acquire and use information from victims at sentencing hearings and parole hearings. They also must bear the added administrative burden resulting from the increased use of restitution orders, including following up such orders to ensure that offenders comply with them.

In addition to these added operational information requirements, law enforcement agencies probably will bear a large share of the responsibility for collecting and perhaps collating and analyzing statistical data about crime victims. This data is necessary for such purposes as predicting and assessing the seriousness of crime from the victim's perspective, developing victim profiles for identifying potentially vulnerable victims and developing and implementing new response programs, such as educational programs to enable police officers to diagnose and treat crisis symptoms in victims. Some information of this type for major crimes is now collected annually by the Bureau of Justice Statistics as part of the National Crime Survey.⁸ These annual surveys include interviews with about 135,000 individuals in a probability sample of 60,000 households designed to collect comprehensive nationwide information about the circumstances and consequences of criminal victimization. Information collected includes data about the crime as well as the victim's age, race, sex, marital status, education, employment

⁸Bureau of Justice Statistics, U.S. Dept. of Justice, National Crime Survey (annual surveys).

and relationship to the offender. The survey also collects information about the economic consequences of crime, including data about injuries, cost of medical attention, property damage and loss and time lost from work.

Statutes in a few states require criminal justice agencies to keep statistical information on crime victims. Florida law, for example, requires the state department of law enforcement to collect statistical data on the characteristics of victims of crime similar to that collected on offenders.⁹ Law enforcement agencies in some other jurisdictions now routinely collect some limited statistical information about victims, such as age, sex and race, for preparation of crime incident reports. It seems evident that other agencies will need to collect victim data on a regular basis and that additional data elements will need to be collected, such as previous victimization experience, economic status, the relationship between the victim and the offender, and other data elements now included in the National Crime Survey. In addition, this data will need to be reported to state agencies so that it can be systematically aggregated and analyzed to support operational and statistical objectives.

In the long run, it appears likely that the information needs created by the victim/witness movement will have a significant influence on the development and structure of criminal justice information systems. Certainly, the notice requirements of the new laws will provide added impetus to the implementation of automated systems that track the status of criminal cases through the justice system. They may also result in significantly restructured information systems indexed by victim and witness identity as well as by offender identity, particularly since some

⁹ Fla. Stat. Ann. §943.405(4) (prevention of crimes against the elderly). See, Florida Department of Law Enforcement, *Victim Data Collection System, Final Report* (Sept. 1982).

of the new laws require the maintenance of information about victims of offenses for which no offender has been identified or apprehended. Finally, the need for more statistical information about victims may necessitate the redesign of existing criminal justice statistical systems to facilitate the collection of data of the kind discussed above.

Confidentiality Considerations

In addition to added administrative burdens, criminal justice agencies responsible for collecting and maintaining information on victims and witnesses will have to deal with confidentiality questions concerning the disclosure, use and security of this information. The primary issue centers on the authority to disclose victim and witness information. Both public and private organizations providing services to victims and witnesses require access to information about these persons in order to implement their programs. For example, victim compensation programs must have access to police reports to determine eligibility and to verify that victims have cooperated with police investigations. Likewise, private organizations providing medical or counselling services to victims of sexual assault or domestic abuse require victim identification data in order to contact victims who may need their services.

The question of what persons and organizations may have access to victim data has not been addressed by law in most states. Statutes regulating the disclosure of criminal justice information do not generally govern the release of data concerning victims and witnesses. Most criminal record laws do not apply to information about persons, such as victims and witnesses, who have not been arrested or charged with criminal conduct. Rather, these laws apply principally, and in most states exclusively, to criminal history records—that is, alphabetically indexed records that identify offenders and include notations of their progress through the criminal justice sys-

tem from arrest to final release.¹⁰ A few states have laws governing intelligence and investigative records that might apply to victim and witness data,¹¹ but in most states these statutes do not provide clear guidance on the disclosure of victim or witness information.

Law enforcement officials may be authorized to release victim or witness information to public agencies involved with victim assistance, such as victim compensation boards, under laws establishing these programs. Many states have expressly granted their victim compensation agencies access to victim information. Under Louisiana's law, for example, all state agencies are required to cooperate to the greatest practical extent in providing requested information to the victim compensation board.¹² A few state statutes provide the victim compensation agency with express authority to obtain specific law enforcement data. Under Nebraska's law, the Crime Victims Reparations Board is granted access to any relevant criminal history record information or investigative information maintained by the law enforcement agency that handled the offense upon which the victim's application for compensation is based.¹³ Oregon's crime victim compensation statute authorizes the state compensation board to request any necessary information from law enforce-

¹⁰ See, e.g., Hawaii Rev. Stat. §846-1(3); Ill. Rev. Stat. ch. 38, §206-7; Ind. Code Ann. §5-2-4-2. Under some of these statutes, victims may be given access to data on offenders. E.g., Minn. Stat. Ann. §13.82(6); Nev. Rev. Stat. §179A.120.

¹¹ See, e.g., Fla. Stat. Ann. §§943.01, 943.08, 943.011; Iowa Code Ann. §692.4(13); Mont. Rev. Codes Ann. §§44-5-101, 103, 303; Wash. Rev. Code Ann. §43.43.856; Wyo. Stat. §9-1-627(c).

¹² La. Rev. Stat. Ann. art. 46, §1807(E).

¹³ Neb. Rev. Stat. Ann. §81-1810(3).

ment agencies and directs law enforcement officials to provide such information.¹⁴ Even where state law does not provide express authority to disclose victim or witness data to public agencies, law enforcement officials may reasonably conclude that their state legislatures intended these public organizations to have sufficient information on victims and witnesses to implement their programs. For this reason, agency officials may safely assume that authority exists to release needed information on victims and witnesses to public victim compensation programs and victim/witness notification programs.

Once victim information is in the hands of these public agencies, statutes in some states protect its confidentiality by prohibiting its further disclosure. In both Washington and South Carolina, for example, victim information contained in compensation board files is by law confidential, subject to specific exceptions.¹⁵ Likewise, a statute in Kentucky provides that information obtained by the state bureau of social services regarding incidents of abuse of the elderly must be treated as confidential.¹⁶

A more difficult disclosure question arises when the requestor is a private organization performing victim or witness services or assistance without specific statutory authorization. Literally hundreds of such organizations have sprung up around the country in recent years. Some are funded by state grant programs and others are supported by private funds. Typically, these organizations provide specialized services or assistance to particular classes of victims, such as rape or sexual assault victims, elderly victims, abused children, or victims of domestic violence. In some states, these private assistance groups are

¹⁴ Ore. Rev. Stat. §147.205(2).

¹⁵ S.C. Code §16-3-1240; Wash. Rev. Code Ann. §7.68.140.

¹⁶ Ky. Rev. Stat. §209.140.

put in contact with victims by law enforcement agencies, which are required by law to advise victims of the availability of such services.¹⁷ In California, New Jersey and Oklahoma, statewide toll-free "hotlines" have been established to refer victims to local service programs and other community-based resources.¹⁸ Despite such innovative practical efforts to put victims directly in touch with assistance organizations, often the organizations must actively seek out victims and witnesses. To do this, they apply to criminal justice agencies, principally to police agencies, for victim and witness identifying data to enable them to contact persons who may need their services.

Authority to release some victim data to private agencies may exist under present law in some states. The access rights of these groups to such data are at least equal to those accorded the public generally and, therefore, in some states the issue may be determined under state public record laws, which specify what types of government information must be available for public inspection. Under California law, for example, the names and addresses of most crime victims are specifically de-

¹⁷See, Alaska Stat. §18.65.520(1) (police to inform victim of domestic violence shelter); Okla. Stat. Ann. tit. 19 §215.33 (district attorneys to inform victims of services); Ore. Rev. Stat. §133.055(3) (police to inform domestic violence victim of domestic violence shelter). See also, Ala. Code §30-6-9 (law enforcement officials may refer domestic violence victims to shelters); Okla. Stat. Ann. tit. 22, § 40.1 (law enforcement officials to provide sexual assault victims with telephone number of statewide victim referral service).

¹⁸Cal. Assem. Res. 45, par. 6, Res. Ch. 24 (April 20, 1983); Violent Crime Compensation Board, State of New Jersey, Help for Victims of Crime (claims application); Okla. Stat. Ann. tit. 22, §40.4 (hotline for rape, forcible sodomy and domestic violence victims).

clared to be publicly available information.¹⁹ Minnesota's statute, on the other hand, grants law enforcement officials discretion to withhold the identity of victims and witnesses to a crime if the victim or witness requests that his identity not be revealed, and if it appears that release of such information would threaten the personal safety or property of the victim or witness.²⁰ In other states, the question of whether victim identification data is public record information has been the subject of litigation. In Gallagher v. Marion County Victim Advocate Program, Inc.,²¹ a private victim advocacy program sought to compel the Indianapolis police department to disclose crime scene reports containing the identities of crime victims. The Court of Appeals of Indiana ruled that the reports were not public records and denied the organization access to them. The Missouri Court of Appeals was faced with a similar issue in a 1982 case, Hyde v. City of Columbia.²² In that case, a civil damage suit, an abduction victim who had escaped from her abductor alleged that a police department had negligently disclosed her name and address while her assailant was still at large, and that subsequent publication of this information by a newspaper had enabled her assailant to locate her and terrorize her on several occasions. The court held that, under these circumstances, victim identification data is not covered by Missouri's public record law, even though the law, unlike most state public record statutes, does not expressly exempt police investigatory files from the public disclosure.

¹⁹Cal. Gov. Code §6254(f)(2).

²⁰Minn. Stat. Ann. §13.82(10)(d).

²¹401 N.E. 2d 1362 (Ind. Ct. App.) (1980).

²²637 S.W. 2d 251 (Mo. App. 1982). But see, Hood v. Naeter Brothers, 562 S.W. 2d 770 (Mo. Ct. App., 1978) (publication of name and address of sole witness while criminal at large does not constitute tort of outrageous conduct).

sure requirement. The court concluded that the legislature could not have intended to make such data publicly available where disclosure would endanger vital personal interests of citizens.

Other state legislatures have enacted measures designed to limit public disclosure of identifying information concerning special classes of victims--usually victims of sexual assault. For example, the public record laws of Florida and Connecticut provide that the names and addresses of victims of sexual assaults need not be made available for public inspection.²³ Florida also has a law specifically prohibiting the publication or broadcasting of the names and addresses of sexual assault victims as well as "causing" or "allowing" such disclosure.²⁴ Other statutory provisions are aimed at preventing the disclosure of information about certain victims during court proceedings. Connecticut law provides that the addresses and telephone numbers of sexual assault victims normally need not be publicly disclosed in court proceedings.²⁵ A recent amendment in California provides that the videotaped testimony of minor sexual assault victims is subject to a protective order to ensure the privacy of these victims.²⁶

Some of these statutes are susceptible to constitutional questions concerning their validity. For example, courts have held statutes prohibiting the publication or broadcast of publicly available information about rape victims to be unconstitutional

²³Conn. Gen. Stat. Ann. §1-19(b)(3)(E); Fla. Stat. Ann. §119.07(h).

²⁴Fla. Stat. Ann. §794.03. See also, S.C. Code Ann. §16-3-730.

²⁵Conn. Gen. Stat. Ann. §54-86d. See also, Cal. Evid. Code §352.1; Conn. Gen. Stat. Ann. §54-86e; S.D. Code §23A-6-22.

²⁶Cal. Penal Code §1346(e),(f),(g) (ch. 942 Cal. Laws of 1983). See also, Ark. Stat. Ann. §43-2037; Mont. Rev. Codes Ann. §46-15-403.

under the First Amendment. In the leading case, Cox Broadcasting Corp. v. Cohn,²⁷ decided by the U.S. Supreme Court, the father of a rape/murder victim brought an invasion of privacy action against a television station based both on common law grounds and on a Georgia statute making it a crime to publish the name of a rape victim. The television station had broadcast the victim's identity after obtaining the information from the indictments at the arraignment of the accused offenders. The Court held that under the First Amendment the state could not civilly or criminally penalize the publication of the name and address of a rape victim when the data had been obtained from publicly available court records.

In the Cox decision, however, the Court expressly left open the question of whether the interest of the state in preserving the victim's privacy could be effectuated by statutes or procedures prohibiting the public documentation or disclosure of private victim information rather than prohibiting its publication after it is already in the public domain.²⁸ Some state statutes designed to prevent such public disclosure have recently been challenged on First Amendment grounds. Two courts have reached differing conclusions concerning the constitutionality of a Michigan statute requiring that, upon application, courts in sexual assault cases shall order that the names and addresses of the victim and the accused be suppressed until such time as the accused has been arraigned, the charge has been dismissed or the case has been otherwise concluded. In WXYZ v. Hand,²⁹ a federal court of appeals construed the statute as an unconstitutional prior restraint on publication because it mandates the issuance of suppression orders upon

²⁷420 U.S. 469 (1975). See, generally, Propriety of Publishing Identity of Sexual Assault Victim, Annot. 86 ALR 3d 80.

²⁸Id. at 496, n. 26.

²⁹658 F.2d 420 (6th Cir. 1981).

application without a judicial determination as to whether the privacy rights of the victim or the accused justify such an order. However, in a second case involving the constitutionality of the statute, *In Re Midland Publishing Co., Inc.*,³⁰ the Michigan Court of Appeals ruled that it does not constitute an invalid prior restraint on publication because it is designed only to prevent court personnel from publicly disclosing court files in sexual assault cases. And, in a 1982 decision, *Globe Newspapers v. Superior Court*,³¹ the U.S. Supreme Court struck down a Massachusetts law that required trial judges to exclude the public and press during the courtroom testimony of young sex crime victims. Although the court found the state's interest in protecting young sex victims from the trauma of public testimony to be compelling, it concluded that the First Amendment's guarantee of freedom of the press did not allow the state to make the courtroom closing mandatory.

Cases arising from facts not directly involving victims also may be relevant to the issue of access to such data. On the one hand, courts have upheld state statutes and policies making certain other types of criminal justice data non-public. Statutes and policies designating cumulative criminal histories,³² noncontemporaneous arrest data,³³ and investigative data³⁴ as non-public information have all been found con-

³⁰317 N.W. 284 (Mich. Ct. App., 1982).

³¹457 U.S. 596, 102 S. Ct. 2613 (1982).

³²See, *Houston Chronicle Publishing Co. v. City of Houston*, 531 S.W. 2d 177 (Tx. Ct. App., 1975).

³³See, *Menard v. Mitchell*, 430 F.2d 486 (D.C. Cir. 1970).

³⁴See, *Houston Chronicle Publishing Co. v. City of Houston*, 531 S.W. 2d 177, (Tex. Ct. App. 1975); *Congressional News Syndicate v. Department of Justice*, 438 F.Supp. 538 (D.D.C. 1977).

stitutionally sound. On the other hand, the Supreme Court in *Paul v. Davis*³⁵ held that the maintenance and dissemination of information concerning arrests and other public criminal proceedings does not invade a constitutionally-protected zone of privacy. In that case, the Court said that the action of a police department in distributing a flyer of "active shoplifters," which included the plaintiff's name and picture, did not violate any right to privacy protected by the U.S. Constitution despite the fact that the shoplifting charges against him had not been prosecuted. One federal district court has subsequently stated that the Supreme Court ruling "snuffed out" any federal constitutional right of privacy affecting the recordkeeping responsibilities of criminal justice agencies.³⁶

These decisions suggest that there is no constitutional interest that dictates a particular agency policy with respect to disclosure of victim information to private victim assistance groups and other private organizations. In the absence of statutory guidance, agency officials may have to adopt local policies on the public release of victim and witness data and, in formulating such policies, they will need to apply a balancing test similar to that used in the *Hyde* case, where the court weighed the public need for data about victims of crime against the probability of harm to the victim caused by the release of the data. Assessing the probability of harm to the victim may be difficult because factors such as the nature of the information sought, the nature of the offense, the status of the case, and the specific wishes of the victim may affect this determination. The nature of the offense is particularly relevant. Victims of many offenses such as thefts or assaults would be unlikely to object to being contacted by an assistance organization pursuant to a police disclo-

³⁵*Paul v. Davis*, 424 U.S. 693 (1976).

³⁶*Hammond v. Scott*, 423 F.Supp. 618, 619 (N.D. Cal. 1976). See also, *Loder v. Municipal Court*, 553 P.2d 624 (Cal. 1976).

sure. In contrast, rape victims and victims of other sex offenses might reasonably be offended by any disclosure of identifying data, even to a legitimate assistance organization. If the offender has not been apprehended, release of identification data may encourage the offender to further harm or intimidate the victim. Disclosure in such instances should be carefully regulated. In addition, when a victim or witness reasonably requests that his identity not be publicly disclosed, agency officials should seek to honor such requests.

A policy regulating the release of victim or witness information should also take into account the status of the party requesting access to the information. Private victim assistance groups can marshal compelling arguments in support of access rights to victim data. First, such groups should be able to cite safeguards and assurances to suggest that the likelihood of harmful disclosure outside the organizations is slight. Illinois has foreseen this issue and has, by statute, declared victim information received by child abuse assistance centers to be confidential information in the hands of the centers.³⁷ Furthermore, victim and witness organizations can argue that disclosure to them will serve the interests of the data subjects since the purpose of the organizations is to assist them and to provide services to them. By weighing considerations such as these, law enforcement agencies should be able to develop policies that equitably accommodate both the privacy interests of victims and the access rights of victim assistance groups.

Federal Recommendations Affecting Confidentiality

The Report of the President's Task Force on Victims of Crime contains recommendations affecting the confidentiality of victim/witness data. The Task Force notes that victims and witnesses who participate in criminal proceedings often fear reprisals

³⁷Ill. Stat. Ann. ch. 23, par. 2061.5.

if their addresses are disclosed to the public or to the defense. In response to these concerns, the report recommends that legislation be proposed on the state and federal levels to prevent the disclosure of the addresses of victims and witnesses to the public, including the press. The report also recommends that this information should not be given to the defense unless a court first determines the disclosure to be necessary. The Guidelines for Victim/Witness Assistance issued by the Attorney General implement these recommendations in the Department of Justice. The guidelines explicitly instruct federal law enforcement officials to avoid, to the extent possible, the disclosure of the addresses of all victims and witnesses. The guidelines further recommend that prosecutors should resist attempts by the defense to obtain the addresses of victims and witnesses. Although these guidelines do not have the force of law, as a practical matter they should provide important privacy protections for victims and witnesses.

Three other recommendations made by the Task Force raise confidentiality and privacy considerations of interest to criminal justice policymakers. The report recommends that legislation should be enacted that would make information disclosed by victims to designated victim counselors legally privileged and not subject to discovery by the defense. In its recommendations for legislative action, the Task Force proposes that state record laws be amended, if necessary, to make available to employers the sexual assault, child molestation or pornography arrest records of prospective and present employees whose work will bring them into regular contact with children. The report also recommends that a federal study be commissioned to evaluate the juvenile justice system from the perspective of the victim and urges that reconsideration be given to traditional policies supporting the sealing of juvenile records. In its commentary, the Task Force states that the juvenile records of serious juvenile offenders should be available in adult crimi-

nal proceedings if the offender continues to commit crimes as an adult. This recommendation is consistent with research data now becoming available that indicates that juvenile misbehavior is a reliable predictor of adult criminal conduct.³⁸

³⁸Criminal Careers of Habitual Felons, Petersilia and Greenwood (The Rand Corporation, Santa Monica, Cal. 1982); Report of the Project on Public Danger, Dangerous Offenders and the Criminal Justice System -- Vol. 1: The Final Report, Moore, Estrich and McGillis (1981).

PART II

CLASSIFICATION CATEGORIES AND SUMMARY TABLES

Section 1

CLASSIFICATION CATEGORIES

Following are descriptions of the major subject matter categories into which state laws have been classified for both the Summary Tables in Section 2 of this part and the Individual State Tables in Part III. More detailed discussions of the categories may be found in the summary and analysis set out in Part I.

1. Victim Compensation Program

A statutorily-established program which compensates designated classes of crime victims from state funds for specified crime-related losses resulting from specified crimes.

2. Restitution

A court-imposed sanction requiring offenders to personally compensate their victims for crime-related losses. Restitution may be mandatory or discretionary with the sentencing court. It is usually ordered as a condition of parole, probation or suspended sentence.

3. Escrow and Forfeiture of Offender Profits

Statutory provisions which prohibit offenders from obtaining profits resulting from the publicity related to their crimes and permit victims access to these revenues.

4. Witness Fees

Statutory provisions authorizing the payment of fees by the state to witnesses for attending criminal proceedings.

5. Victim's Bill of Rights

Comprehensive (as opposed to piecemeal) legislation entitling victims to a

broad range of rights, protections and services.

6. Protection From Intimidation

Statutory provisions establishing criminal penalties for persons who intimidate or attempt to intimidate victims, witnesses or informants with intent to prevent their appearance at proceedings, alter their testimony or discourage the reporting of a crime. Laws authorizing courts to enjoin such activities are also included.

7. Victim Notification

Statutory provisions designed to ensure that victims and witnesses are advised of the existence of available services, given formal notice of the scheduling or cancellation of criminal proceedings against the offender, and/or are advised of available opportunities to participate in specified criminal proceedings (see category 8).

8. Victim Participation in Proceedings

Statutory provisions which permit victims to present oral or written statements or otherwise influence specific criminal proceedings or decisions involving the offender, including plea bargains, sentencing hearings and parole hearings.

9. Employment Assistance

Statutory provisions which require or encourage courts, law enforcement officials or publicly funded victim-witness groups to contact employers to explain the importance of court appearances by their employees. Statutes which prohibit employers from penalizing their employees for attending criminal proceedings are also included.

10. Return of Seized Property

Statutory provisions describing the procedures by which the victim of a property offense may regain possession of his property once it has been recovered by law enforcement officials.

11. Victim-Witness Assistance

Statutory provisions designed to provide victims and witnesses with personal advice or support, including measures designating ombudsmen for victims, allowing some victims to be accompanied by persons of their choice in closed proceedings and providing funding for local victim/witness advocacy groups.

12. Elderly Victims

Statutory provisions designating specific criminal penalties for crimes committed against elderly victims or establishing programs to prevent abuse, neglect or exploitation of the elderly, including laws requiring law enforcement officials or medical personnel to report incidents of abuse, neglect or exploitation of elderly persons.

13. Sexual Assault Victims

Statutory provisions which authorize compensation to sexual assault victims for

special medical services, establish special programs dealing with the problem of sexual assault (including counseling and special prosecution programs), or allow child sexual assault victims a less public atmosphere in which to testify.

14. Domestic Violence

Statutory provisions addressing the problem of violence between household members, including measures which establish funds for domestic violence shelters, require police officers to maintain more accurate records of domestic violence, or authorize courts to issue protective orders.

15. Privacy and Security of Victim Information

Statutory provisions which regulate the compilation of and access to some types of victim information, including provisions requiring the maintenance of statistics on victims, provisions giving victim compensation agencies access to data held by law enforcement agencies, provisions addressing the confidentiality of victim data held by victim assistance agencies, and provisions creating a privilege for communications to sexual assault counselors.

Section 2

SUMMARY TABLES

The tables on the following pages, entitled "Summary of State Statutes by Classification Category," contain detailed matrices summarizing state victim/witness statutes by classification category. The table for each classification category sets out the legal citations to statutes in all of the states addressing that particular category. Only title and section numbers are set out in these Summary Tables. The full

titles of the state compilations to which the citations refer may be found in Part III. As is the case throughout this document, the term "state" includes the 50 states, the District of Columbia, Puerto Rico and the Virgin Islands. The last line of each chart sets out references, where appropriate, to the Federal Victim and Witness Protection Act and the U.S. Attorney General's Guidelines for Victim and Witness Assistance.

SUMMARY OF STATUTES BY CLASSIFICATION CATEGORY

1. Victim Compensation Programs

34

AL	
AK	18.67.010 et seq.
AZ	
AR	
CA	Gov. §§13959 et seq., 13970 et seq., 29631 et seq.
CO	24-4.1-100.1 et seq.
CT	54-201 et seq.
DE	11-9001 et seq.
DC	3-401 et seq.
FL	960.01 et seq.
GA	28-5-100 et seq.
HI	351-1 et seq.
ID	
IL	70-71 et seq.
IN	16-7-3.6-1 et seq.
IA	912.1 et seq.
KS	74-7301 et seq.
KY	346.010 et seq.

LA	R.S. 46:1801 et seq.
ME	
MD	26A-1 et seq.
MA	258A-1 et seq.
MI	18.351 et seq.
MN	299B.01 et seq.
MS	
MO	595.010 et seq.
MT	53-9-101 et seq.
NB	81-1801 et seq.
NV	217.010 et seq.
NH	
NJ	52:4B-1 et seq.
NM	31-22-1 et seq.
NY	Exec. Law §§620 et seq.
NC	15B-1 et seq.
ND	65-13-01 et seq.
OH	2743.51 et seq.

OK	21-142.1 et seq.
OR	147.005 et seq.
PA	71-180-7 et seq.
PR	
RI	12-25-1 et seq.
SC	16-3-1110 et seq.
SD	
TN	29-13-101 et seq.
TX	Civ. Stat. art. 8309-1, §§1 et seq.
UT	
VT	
VI	34-151 et seq.
VA	19.2-368.1 et seq.
WA	7.68.010 et seq.
WV	14-2A-1 et seq.
WI	940.001 et seq.
WY	
FED	

Full titles of state code compilations are set out in Part III.

SUMMARY OF STATUTES BY CLASSIFICATION CATEGORY

2. Restitution

AL	15-18-65 et seq.
AK	12.55.045 et seq., 12.55.100(2)
AZ	13-603(C), 13-803(A), 13-806, 13-901(A), (H); 31-412(e)
AR	41-1201(1)(d), 2(f), 41-1203(2)(h); 43-2350 et seq., 43-2808.3; 46-117(c)
CA	Const. Art. I, §28(b); Penal §§1202.4, 1203.1, 1203.1d, 1203.04
CO	16-11-204.5; 17-2-201(5)(c)(I), 17-26-128(5)(a), 17-28-101 et seq.
CT	53a-30(a)(4), 18-101h(e)
DE	11-4101 et seq.
DC	16-711
FL	775.089; 921.187(9); 944.514; 945.091; 945.30; 947.181; 948.01(4),(5),(6); 948.03(1)(g)
GA	17-14-1 et seq.; 42-8-35(7); 42-8-44
HI	706-605(e)
ID	18-6106
IL	38-1005-5-3(c)(2),(3),-6; 38-1005-6-3(b)(9), -3.1(b)(9)
IN	35-38-2-2(5), 35-50-5-3
IA	910.1 et seq.
KS	21-4603(2)(c),(d); 21-4610(3)(k),(4)(a); 22-3717(j)
KY	431.200; 533.030(3)

LA	Code Crim. Proc. art. 895.1(A); R.S. 15:571.7(C)(2), 15:574.4(J)
ME	17-A-1204(2-A)(B), 17-A-1321 et seq.
MD	27-637, 27-640 et seq.
MA	276-92
MI	18.362, 769.3
MN	241.26(5)(4); 243.23(3); 299B.13; 611A.04; 631.425(5)
MS	47-7-47(4); 99-20-1 et seq.; 99-37-1 et seq.
MO	559.021(2)(1)
MT	46-18-201(1)(a)(iv), 46-18-241 et seq.
NB	29-2219(2)(j)
NV	176.189; 209.4821 et seq.; 213.126
NH	651:2(VI), 651:25(III)(c), 651:62 et seq.
NJ	2A:8-31.1, -31.2; 2C:43-3; 2C:45-1(b)(8); 2C:46-1 et seq.
NM	31-17-1 et seq., 31-20-6A, 31-21-10(D)(7)
NY	Penal Law §§60.27(1), 65.10(g)
NC	15A-1343(b)(9),(d), 15A-1374(b)(11a); 148-33.2, 148-57.1
ND	12.1-32-02(e),(f), 12.1-32-07(2)(e), 12.1-32-08
OH	2951.02(B)(9),(C)

OK	22-991a(A)(1)(a), 22-991f
OR	137.101, 137.103 et seq.
PA	18-1106
PR	33-3212
RI	12-19-32, 12-19-34
SC	17-22-140, 17-25-120, 17-25-125; 22-3-800; 24-3-40, 24-23-30(e), -40, -110
SD	23-A-28-1 et seq.
TN	39-3-405; 40-20-116, 40-35-304; 41-6-101 et seq.
TX	CCP art. 42.12 §§6(a)(h),(n), 6c, 10A(e)(2), 15(g), 42.13 §§6a(8),(14), 6d
UT	41-25-1 et seq.; 76-3-201(3)(a) et seq.; 77-18-1(5), 77-27-3(3),(4)
VT	28-252(b)(5), 28-253(c)
VI	5-3711(a),(c)
VA	19.2-305 et seq.
WA	9.95.210
WV	62-12-9(3)(1)
WI	973.09(1)(b) et seq.
WY	7-13-307 et seq.
FED	P.L. 97-291 §5(1982); Guidelines, Pt. IV

Full titles of state code compilations are set out in Part III.

SUMMARY OF STATUTES BY CLASSIFICATION CATEGORY

3. Escrow of Offender Profits

AL	41-9-80 et seq.
AK	18.67.165
AZ	13-4201 et seq.
AR	
CA	Civ. §2224.1
CO	
CT	54-218
DE	11-9101 et seq.
DC	
FL	944.512
GA	17-14-30 et seq.
HI	
ID	19-5301
IL	70-401 et seq.
IN	16-7-3.7-1 et seq.
IA	910.15
KS	
KY	346.165

LA	R.S. 46:1831 et seq.
ME	
MD	
MA	258A-8
MI	
MN	299B.17
MS	
MO	
MT	53-9-104(e)
NB	81-1836
NV	217.265
NH	
NJ	52:4B-26 et seq.
NM	31-22-22
NY	Exec. Law §632-a
NC	
ND	
OH	

OK	22-17
OR	
PA	71-180-7.18
PR	
RI	12-25.1-1 et seq.
SC	15-59-40 et seq.
SD	23A-28A-1 et seq.
TN	29-13-201 et seq.
TX	Civ. Stat. art. 8309-1, §§16 et seq.
UT	
VT	
VI	
VA	
WA	7.68.200 et seq.
WV	
WI	
WY	
FED	See, P.L. 97-291, §7

Full titles of state code compilations are set out in Part III.

SUMMARY OF STATUTES BY CLASSIFICATION CATEGORY

4. Witness Fees

AL	12-19-230, 12-19-235
AK	
AZ	13-4077
AR	28-524 et seq.
CA	Penal §1329
CO	13-33-102 et seq.
CT	52-260(a)
DE	10-8903 et seq.; 11-5306
DC	15-714
FL	92.142
GA	24-10-24
HI	835-8
ID	19-3008
IL	53-65
IN	33-1-14-1
IA	622.69
KS	28-125, 28-150
KY	See, 421.030 et seq.

LA	R.S. 15:252 et seq.
ME	16-251
MD	Cts. & Jud. Proc. 9-202
MA	262-29
MI	775.13, 775.15
MN	357.22, 357.24
MS	25-7-47, 25-7-57
MO	491.280
MT	26-2-501; 46-15-104
NB	29-2710; 33-139
NV	50.225
NH	516:16; 592-A:12
NJ	22A:1-4
NM	38-6-4; 10-8-4(A)
NY	Crim. Proc. Law §610.50; CPLR §8001(a)
NC	7A-314 et seq.
ND	31-01-16 et seq.
OH	2335.05 et seq.

OK	22-718; 28-81 et seq.
OR	44.410 et seq.
PA	42-5903(a),(b)
PR	4-App.X-2,-5; 34-752
RI	9-29-7
SC	19-19-20 et seq.
SD	19-5-1
TN	24-4-101 et seq.; 40-17-112; 40-25-106, 40-25-129
TX	Code Crim. Proc. art. 24.16
UT	21-5-4, 21-5-10
VT	32-1551
VI	5-660
VA	14.1-189 et seq.
WA	2.36.150; 2.40.010
WV	59-1-16; 62-5-1
WI	814.67
WY	1-14-102, 1-14-106
FED	

Full titles of state code compilations are set out in Part III.

SUMMARY OF STATUTES BY CLASSIFICATION CATEGORY

5. Victim's Bill of Rights

38

AL	
AK	
AZ	
AR	
CA	See, Cal. Const. Art. 1, §28
CO	
CT	
DE	See, H. Subst. Res. No. 1 (April 7, 1982)
DC	
FL	
GA	
HI	
ID	
IL	
IN	
IA	
KS	
KY	

LA	
ME	
MD	
MA	
MI	
MN	611A.01 et seq.
MS	
MO	
MT	
NB	81-1848
NV	See, 1.78.569 et seq.
NH	
NJ	
NM	
NY	
NC	
ND	
OH	

OK	19-215.33
OR	
PA	
PR	
RI	12-28-1 et seq.
SC	
SD	
TN	
TX	
UT	
VT	
VI	
VA	
WA	7.69.010 et seq.
WV	
WI	950.01 et seq.
WY	
FED	See, P.L. 97-291, §6(a); Guidelines, Pt. II

Full titles of state code compilations are set out in Part III.

SUMMARY OF STATUTES BY CLASSIFICATION CATEGORY

6. Intimidation

39	AL	13-A-10-123 et seq.	LA	R.S. 14:129.1	OK	19-215.33(2); 21-45t.
	AK	11.56.510 et seq., 11.56.900	ME	17-A-454	OR	162.285
	AZ	13-2802, 13-2804; 41-196	MD	27-27	PA	18:4951 et seq.
	AR	41-2609, 41-2610, 41-2612	MA	268-13B	PR	
	CA	Penal §§136 et seq.; 1387; 13835.5(b)(9)	MI		RI	11-32-3 et seq.; 12-28-3(3)
	CO	18-8-604 et seq.	MN	609.498	SC	16-9-340
	CT	53a-151	MS	97-9-55	SD	22-11-19
	DE	11-1263, 11-3531 et seq.	MO	491.600 et seq.; 575.270	TN	39-5-115
	DC	22-722	MT	45-7-206	TX	Penal Code art. 36.05, 36.06
	FL	907.041(4)(b)(2); 918.14	NB	28-919; 81-1848(3)	UT	76-8-508
	GA	16-10-93	NV	178.5692; 199.230 et seq.; 33.015	VT	13-3015
	HI	28-101; 710-1071 et seq.	NH	641:5, 651:2(VI)	VI	33-4434, 33-4435a
	ID	18-2604	NJ	2C:28-5; 2C:29-3	VA	18.2-460
	IL	38-32-4 et seq.	NM	30-24-3(c)	WA	7.69.030(3); 9A.72.110 et seq.
	IN	35-33-8-5(d); 35-44-3-4	NY	Penal Law §§215.10 et seq.; Crim. Proc. Law §530.13	WV	61-5-27
	IA	720.4	NC	14-226	WI	940.20, 940.41 et seq.; 950.04(3)
	KS	21-3806	ND	12.1-09-01	WY	6-5-305
	KY	524.040, 524.050	OH	2921.03	FED	P.L. 97-291, §4; <u>Guidelines</u> , Pt. V

Full titles of state code compilations are set out in Part III.

SUMMARY OF STATUTES BY CLASSIFICATION CATEGORY

7. Victim Notification

AL	15-22-36(e)(1) et seq., 15-22-36(f)
AK	18.67.175
AZ	12-253(4); 31-411(F); 36-541.01(E)
AR	43-2819
CA	Gov. §13968; Penal §§1191.1, 2, 3042(a), 3043, 11116.10, 11155, 13835.5(b)(6)
CO	
CT	P.A. No. 83-170, 54-91c(c)
DE	11-6541(b)
DC	
FL	960.23, 960.24(1)
GA	
HI	
ID	
IL	70-75.1
IN	11-13-3-3(c),(d),(e),(g); 35-35-3-2(a)(1),(2); 35-35-3-5
IA	912.3(3)
KS	21-4603(3)
KY	346.040(8)

LA	R.S. 1807(B)(2)
ME	15-812(2), 17-A-1257(3)
MD	
MA	127-133A
MI	
MN	299B.06(1)(c); 609.115(1)(c); 611A.02, 611A.03, 611A.06
MS	
MO	
MT	53-9-104(2)(d)
NB	81-1848(1),(2),(4),(5)
NV	178.5694(2), 178.5696(3), 178.5698(1),(2); 213.010(3), 213.040(2), 213.095, 213.130(3)
NH	651-A:1
NJ	52:4B-22 et seq.
NM	31-21-25(E); 33-2-48
NY	Exec. Law §625-a; Crim. Proc. Law §§330.20(19), 440.50
NC	15B-6(3)
ND	65-13-05(9)
OH	2743.71; 2929.14, 2929.22(G)

OK	19-215.33(1),(3),(4); 21-142.6(7); 57-332.2
OR	147.365; 161.325(2)(b), 161.326(2), 161.400
PA	71-180-7.2(k); 71-180-7.17
PR	
RI	12-28-3(1),(2),(4),(6),(9); 12-28-6; 13-8-9.1
SC	24-21-14(a)
SD	23A-28-6
TN	
TX	
UT	77-27-3(1)
VT	
VI	
VA	19.2-368.17
WA	7.69.030(1),(2),(4)
WV	14-2A-25
WI	950.04(1),(2),(4),(5)
WY	7-13-311
FED	P.L. 97-291, §6; Guidelines, Pt. II(A),(B),(C)

Full titles of state code compilations are set out in Part III.

SUMMARY OF STATUTES BY CLASSIFICATION CATEGORY

8. Victim Participation

AL	15-14-52 et seq., 15-18-67, 15-22-36(e)(2)(i)
AK	
AZ	12-253(4); 13-411(F), 13-702(D)(9), 13-702(F)
AR	43-2819
CA	Penal §§1191.1, 1203(b),(h), 3043
CO	16-11-102(1),(4)
CT	P.A. No. 83-416(b); 54-91a(c), 54-91c(b)
DE	
DC	
FL	921.143
GA	
HI	
ID	
IL	38-1005-3-2(3)
IN	35-35-3-2(3), 35-35-3-5 et seq.; 35-38-1-9
IA	901.3(5)
KS	21-4604(2)
KY	

LA	Code Crim. Proc. Art. 875(B)
ME	17-A-1257(2)
MD	41-124(2),(3)
MA	27-133A
MI	
MN	609.115(b); 611A.03(1)(b)
MS	99-20-9
MO	
MT	46-18-112; 46-18-242
NB	23-1201; 29-120, 29-2261(3)(a),(4)
NV	176.145(3); 213.130
NH	651:4-a, 651-A:11-a
NJ	2C:44-6(b)
NM	31-17-1(D)
NY	Crim. Proc. Law §390.30(3)
NC	
ND	
OH	2929.12(A), 2929.14(A); 2947.051

OK	22-982
OR	137.530; 144.790
PA	
PR	
RI	12-28-3(10),(11), 12-28-4, 12-28-6; 13-8-26
SC	17-22-80
SD	
TN	40-35-207(8)
TX	
UT	
VT	28-204(e)
VI	
VA	19.2-299.1
WA	
WV	
WI	950.04(2m), 950.05(1)(dm); 972.15(2m); 973.01(4), 973.09(1m)(6)
WY	
FED	P.L. 97-291, §§3,6(a)(5); Guidelines, Pt. II(C)

Full titles of state code compilations are set out in Part III.

SUMMARY OF STATUTES BY CLASSIFICATION CATEGORY

9. Employment Assistance

AL	
AK	
AZ	
AR	
CA	Penal §13835.5(b)(1)
CO	
CT	54-85(b)
DE	
DC	
FL	
GA	
HI	621-10.5
ID	
IL	38-155-3
IN	
IA	
KS	
KY	

LA	
ME	
MD	
MA	
MI	
MN	
MS	
MO	
MT	
NB	81-1848(8)
NV	50.070; 178.5694(1)
NH	
NJ	
NM	
NY	Penal Law §215.11
NC	
ND	
OH	

OK	19.215.33(7)
OR	
PA	
PR	
RI	12-28-3(7)
SC	
SD	
TN	
TX	
UT	
VT	
VI	
VA	
WA	7.69.030(7)
WV	
WI	103.87; 950.04(8)
WY	
FED	P.L.97-291, §6(a)(8); Guidelines, Pt. II(D)(4)(a)

Full titles of state code compilations are set out in Part III.

SUMMARY OF STATUTES BY CLASSIFICATION CATEGORY

10. Return of Seized Property

AL	11-47-116
AK	12.80.05
AZ	13-3941
AR	43-2901 et seq.; Rule Crim. Proc. 15.1 et seq.
CA	Penal §§14.07 et seq.; 13835.5(b)(5)
CO	18-4-405
CT	54-36a et seq.
DE	11-8307
DC	4-157, 4-165, 4-168
FL	812.061
GA	17-5-50
HI	52-13 et seq.
ID	
IL	38-115-9
IN	35-33-5-4 et seq., 35-43-4-4(g),(h)
IA	809.1 et seq.
KS	60-472
KY	

LA	R.S. 15:436.1
ME	25-3501 et seq.
MD	27-551(b),(c)
MA	135-7 et seq.; 266-48 et seq.
MI	28.401 et seq.; 434.181 et seq.
MN	609.523
MS	
MO	
MT	46-5-301 et seq.
NB	81-1848(7)
NV	52.385 et seq.; 178.5696(2)
NH	
NJ	2C:65-1 et seq.
NM	29-1-14
NY	Penal Law §450.10
NC	15-11.1
ND	29-01-20 et seq.
OH	737.29 et seq.

OK	19-215.33(6); 22-1321 et seq.
OR	142.010 et seq.
PA	
PR	
RI	11-41-15; 12-28-3(8)
SC	27-21-10 et seq.
SD	22-30A-21
TN	40-17-118
TX	Code Crim. Proc. art. 47.01 et seq.
UT	77-24-1 et seq.
VT	13-2506
VI	5-3941
VA	19.2-270.1 et seq.
WA	7.69.030(6); 10.79.050
WV	62-1A-7
WI	950.04(7)
WY	7-7-105 et seq.
FED	P.L. 97-291, §6(a)(7); Guidelines, Pt. II(D)(3)

Full titles of state code compilations are set out in Part III.

SUMMARY OF STATUTES BY CLASSIFICATION CATEGORY

11. Victim Witness Assistance

AL	
AK	12.45.048(7)
AZ	
AR	
CA	Penal §§868 et seq., 13835 et seq.
CO	
CT	18-101h et seq.; 54-203(e)
DE	
DC	
FL	43.35
GA	
HI	
ID	
IL	70-501 et seq.
IN	
IA	
KS	
KY	

LA	
ME	30-1130
MD	
MA	
MI	
MN	241.55; 611A.02
MS	
MO	595.050
MT	
NB	81-1843, 81-1845 et seq.
NV	171.204, 178.571
NH	
NJ	52:4B-25
NM	
NY	Exec. Law §623(11),(12),(21)
NC	
ND	
OH	

OK	19-215.33, 19-215.33(3)
OR	136.345
PA	
PR	
RI	12-28-3(9),(13)
SC	
SD	
TN	
TX	
UT	
VT	
VI	
VA	
WA	70.125.060
WV	
WI	950.04(4)
WY	
FED	P.L. 97-291, §6(a)(5); <u>Guidelines</u> , Pt. I(D)

Full titles of state code compilations are set out in Part III.

SUMMARY OF STATUTES BY CLASSIFICATION CATEGORY

12. Elderly Victims

AL	38-9-1 et seq.
AK	47.24.010 et seq.
AZ	46-451 et seq.
AR	59-1301 et seq.
CA	Penal §1203.09; Welf. & Inst. 9380 et seq., 15600 et seq.
CO	16-11-309(1)(b),(2); 18-4-304, 18-4-401
CT	46a-14 et seq.
DE	
DC	22-3901
FL	827.09 et seq.; 943.405
GA	
HI	349C-1 et seq.; 706-662(5)
ID	39-5301 et seq.
IL	38-1005-5-3.2(b)(3)(ii)
IN	35-42-2-1(C); 35-46-1-12 et seq.
IA	
KS	
KY	209.010 et seq.

LA	
ME	17-A-1151(8); 22-3470 et seq.
MD	
MA	19A-14 et seq.; 265-19; 266-25
MI	
MN	
MS	43-45-1 et seq.
MO	
MT	
NB	
NV	193.167, 200.5091 et seq.
NH	
NJ	2C:43-6(d),(e), -7(a)(6),(d); 2C-44-1(2), -3(e), -6(b)
NM	
NY	Soc. Serv. Law 300 et seq.; 473 et seq.
NC	108A-99 et seq.
ND	
OH	2929.12(B)(2), 2929.21(E), 2929.22(B)(2); 2951.02(D)(4)

OK	
OR	
PA	42-9717
PR	
RI	11-5-10
SC	43-29-10 et seq.
SD	
TN	39-2-104(b)(1)
TX	Penal Code §22.04; Human Res. Code §548.001 et seq.
UT	55-19-1 et seq.
VT	18-1150 et seq.
VI	
VA	63.1-55.1 et seq.
WA	
WV	
WI	940.19(3)(a)
WY	35-20-101 et seq.
FED	

Full titles of state code compilations are set out in Part III.

SUMMARY OF STATUTES BY CLASSIFICATION CATEGORY

13. Sexual Assault Victims

AL	
AK	12.45.047 et seq.; 18.66.010 et seq.
AZ	12-2312
AR	41-1818 et seq.; 43-2035 et seq.
CA	Gov. §13968.1; H&S §§1491 et seq.; 1598 et seq.; Penal §§868.7, 1346, 13837
CO	
CT	
DE	
DC	
FL	395.0201; 918.16 et seq.; 960.28
GA	
HI	
ID	18-6106
IL	38-115-10 et seq.; 111 1/2-87-1 et seq., 111 1/2-1408.4
IN	16-7-3.6-16
IA	
KS	74-7305(g)
KY	

LA	R.S. 40:2109.1
ME	15-1205; 30-507
MD	88A-130; Health Gen. §15-127
MA	123A-10
MI	
MN	241.51 et seq.
MS	
MO	191.225
MT	46-15-401, 46-15-411
NB	
NV	217.280 et seq.
NH	632-A-8
NJ	
NM	29-11-1 et seq., 30-9-17
NY	Exec. Law §631(7)
NC	143B-480.2
ND	
OH	2907.28 et seq.

OK	21-142.19; 22-40 et seq.
OR	
PA	62-1201 et seq.
PR	
RI	
SC	
SD	23A-12-9; 23A-24-26
TN	
TX	Civ. Stat. art. 4447m; Code Crim. Proc. art. 38.071
UT	76-3-409(2); 76-5-411
VT	32-1407
VI	
VA	18.2-67; 19.2-165.1
WA	7.68.070(13); 7.68.170; 70.125.010 et seq.
WV	
WI	
WY	
FED	Guidelines, Pt. II(D)(7)

Full titles of state code compilations are set out in Part III.

SUMMARY OF STATUTES BY CLASSIFICATION CATEGORY

14. Domestic Violence

AL	30-5-1 et seq., 30-6-1 et seq.
AK	18.65.510 et seq.; 25.35.010 et seq.
AZ	13-3601 et seq., 36-3001 et seq.
AR	
CA	Penal Code §§273.5, 273.6, 1000.6 et seq.; Welf. & Inst. Code §§18290 et seq.
CO	
CT	46b-14, 46b-38
DE	31-3901 et seq.
DC	16-1001 et seq.
FL	409.601 et seq.; 741.01 et seq.
GA	19-13-1 et seq.
HI	586-1 et seq.; 709-906 et seq.
ID	39-5201 et seq.
IL	38-206-5.1; 38-1005-6-3(12), 38-1005-6-3.1(12); 40-2301-1 et seq., 40-2401 et seq.
IN	4-23-17.5-1 et seq.; 34-4-5.1-1 et seq.; 35-42-2-1(D)
IA	236.1 et seq.
KS	60-3101 et seq.
KY	209.010 et seq.

LA	R.S. 46:2121 et seq.
ME	22-8501
MD	27-11F; Cts. & Jud. Proc. 4-501 et seq.
MA	209A-1 et seq.
MI	28.257; 400.1501 et seq.; 600.2950 et seq., 764.15b
MN	241.61 et seq.; 518B.01; 629.341
MS	93-21-1 et seq.
MO	455.010 et seq.
MT	
NB	29-2219(5); 42-901 et seq.
NV	33.020; 217.400 et seq.
NH	173-B:1 et seq.
NJ	2C:25-1 et seq.; 30:14-1 et seq.
NM	
NY	Crim. Proc. Law §§530.11, 530.12
NC	50B-1 et seq.
ND	14-07.1-01 et seq., 14-07.2-01 et seq.
OH	2919.25 et seq.; 2933.16; 2935.03(B); 3113.31 et seq.

OK	22-40 et seq., 22-60 et seq.
OR	107.700 et seq., 133-055 et seq.
PA	35-10181 et seq.; 62-1201 et seq.
PR	
RI	11-5-9, 11-15-1 et seq.
SC	
SD	25-10-1 et seq.
TN	36-1201 et seq.; 39-2-105
TX	Fam. Code §§71.01 et seq.; Human Res. Code §§51.001 et seq.
UT	30-6-1 et seq., 77-36-1 et seq.
VT	3-18; 15-1001 et seq.
VI	
VA	63.1-315 et seq.
WA	10.99.010 et seq.; 70.123.010 et seq.
WV	48-2A-1 et seq., 48-2C-1 et seq.
WI	15:197; 46.95; 971.37, 973.055
WY	35.21-101 et seq.
FED	

Full titles of state code compilations are set out in Part III.

SUMMARY OF STATUTES BY CLASSIFICATION CATEGORY

15. Privacy and Security of Victim Information

AL	
AK	47.24.050, 47.24.075
AZ	36-3007
AR	59-1314(3)(e)
CA	Ev. §§1035 et seq.; Gov. §3968(d),(e),(f); H&S §1493; Welf. & Inst. §15621
CO	
CT	54-203(b); P.A. No. 83-429
DE	11-9015
DC	3-412(c)
FL	90.5035; 409.606; 827.09(10); 943.405(4),(5); 960.06(1)(c), 960.15, 960.28(3)
GA	
HI	349C-8
ID	39-5205
IL	110-8-802.1
IN	16-7-3.6-4(3)
IA	236.9, 236.10; 912.3(4), 912.10
KS	74-7304(f)
KY	209.140; 346.040, 346.160

LA	R.S. 46:1807(C)(5),(E)
ME	16-53-A; 22-3474
MD	26A-4(c), 26A-14
MA	19A-23, 19A-26
MI	18.353(d), 18.363
MN	13.56; 241.62(5); 299B.06(1)(e), 299B.06(2)(f); 595.02(10)
MS	93-21-25, 93-21-109, 93-21-111
MO	455.230
MT	53-9-104(2)(a), 53-9-107
NB	42-912, 42-918; 81-1810(3), 81-1842
NV	200.5095; 217.460
NH	173-B:21
NJ	2A:84A-22.11, 84A-22.12; 2C:25-16
NM	31-22-18
NY	Exec. Law §§623(4), 633
NC	15B-12(d),(g),(i)
ND	65-13-05(5)
OH	2743.53(B); 2921.22(E)(6); 3113.39

OK	21-142.6(5)
OR	147.115, 147.205(2), 147.215(2)
PA	42-5945.1; 71-180-7.2(d), 71-180-7.11
PR	
RI	
SC	16-3-1120(3), 16-3-1240
SD	25-10-20
TN	29-13-117
TX	Human Res. Code §§48.083, 51.006, 51.007
UT	55-19-8; 78-3C-1 et seq., 78-24-8(b)
VT	
VI	34-158(g)
VA	19.2-368.3(2), 19.2-368.14
WA	7.68.140, 7.68.145; 70.125.070
WV	14-2A-16(c), 14-2A-21; 48-2C-7
WI	949.13, 949.16, 949.18(5)
WY	35-20-107
FED	Guidelines, Pt. II(D)(1)

Full titles of state code compilations are set out in Part III.

PART III
SUMMARY TABLES OF STATUTES

INTRODUCTORY NOTE

Part III includes individual state and federal summary tables categorizing victim/witness legislation and including citations to the full statutory text. Included on the next page are the names of the official codes from which the state legal citations were taken and additional information, such as title or chapter numbers, which may be needed to find particular citations. This is provided to assist those who wish to search for the actual text of a particular state law. The full text of relevant sections of each statute (1,489 pages) is available in microfiche (order

number NCJ-94263) free of charge from the National Criminal Justice Reference Service, P.O. Box 6000, Rockville, Maryland 20850.

The material presented here is intended to make available the variety of approaches and alternatives taken by the states and the federal government in regard to victim/witness issues. The reader should be cautioned, however, that this effort is only current through January 1984, and thus further review may be appropriate to include the most recent legislation.

State Code Names

Alabama Code	Montana Revised Codes Annotated
Alaska Code	Nebraska Revised Statutes
Arizona Revised Statutes Annotated	Nevada Revised Statutes
Arkansas Statutes Annotated	New Hampshire Revised Statutes Annotated
California (Codes listed on summary table)	New Jersey Statutes Annotated
Colorado Revised Statutes	New Mexico Statutes Annotated
Connecticut General Statutes Annotated (West)	New York (Codes listed on summary table)
Delaware Code Annotated (Titles 10, 11 and 31)	North Carolina General Statutes
District of Columbia Code	North Dakota Century Code
Florida Statutes Annotated	Ohio Revised Code Annotated (Page)
Georgia Code	Oklahoma Statutes Annotated (Titles 19, 21, 22, 28 and 57)
Hawaii Revised Statutes	Oregon Revised Statutes
Idaho Code	Pennsylvania Consolidated Statutes Annotated (Purdon) (Titles 18, 35, 42, 62 and 71)
Illinois Annotated Statutes (Chapters 38, 40, 53, 70, 110 and 111-1/2)	Puerto Rico Laws Annotated (Titles 4, 33 and 34)
Indiana Code Annotated	Rhode Island General Laws
Iowa Code Annotated (West)	South Carolina Code
Kansas Statutes Annotated	South Dakota Codified Laws Annotated
Kentucky Revised Statutes Annotated	Tennessee Code Annotated
Louisiana Revised Statutes Annotated (West) (R.S. Titles 14, 15, 40 and 46)	Texas Codes Annotated (Vernon) (Codes listed on summary table)
Maine Revised Statutes (Titles 15, 16, 17, 22, 25 and 30)	Utah Code Annotated
Maryland Annotated Code of 1957 (Articles 26A, 27, 41, 88A)	Vermont Statutes Annotated (Titles 3, 13, 15, 18, 28 and 32)
Massachusetts General Laws Annotated (West) (Chapters 19A, 123A, 127, 135, 209A, 258A, 265, 266, 268 and 276)	Virgin Islands Code Annotated (Titles 5 and 34)
Michigan Compiled Laws Annotated	Virginia Code
Minnesota Statutes Annotated	Washington Revised Code Annotated
Mississippi Code Annotated	West Virginia Code
Missouri Annotated Statutes (Vernon's)	Wisconsin Statutes Annotated (West)
	Wyoming Statutes Annotated

Section 1 STATE STATUTES BY CLASSIFICATION CATEGORIES

Category	Citation
1. Victim Compensation Program	
1.1 Responsible Agency	
1.2 Eligible Claimants	
1.3 Losses Covered	
1.4 Minimum and Maximum Award	
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	
1.7 Filing of Claim - Time Limit	
1.8 Emergency Award	
1.9 Funding	
2. Restitution	15-18-65 et seq.
2.1 Sentencing Option	15-18-70
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	15-18-71, 15-18-72(b)
2.4 Mandatory Sentence	15-18-67
2.5 Administration/Enforcement	15-18-74, 15-18-76 (restitution centers)
3. Escrow and Forfeiture of Offender Profits	41-9-80 et seq.
4. Witness Fees	12-19-230, 12-19-235
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	13A-10-123 et seq.
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	15-22-36(e)(1)(i), (e)(2)(1), (e)(3)
7.8 of Release of Offender	15-22-36(f)
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	15-18-67 (restitution hearing)
8.4 Written Statement at Parole Hearing	15-22-36(e)(2)(i)
8.5 Testimony at Parole Hearing	15-22-36(e)(2)(i)
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	15-14-52 et seq. (victim entitled to attend trial and hearings)
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	11-47-116
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	38-9-7
12.3 Abuse, Neglect, Exploitation - Reporting	38-9-8
12.4 Abuse, Neglect, Exploitation - Protective Services	38-9-1, 38-9-4 et seq.
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	30-5-1, 30-5-7
14.2 Domestic Violence Shelters	30-6-1 et seq.
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	18.67.010 et seq.
1.1 Responsible Agency	18.67.020
1.2 Eligible Claimants	18.67.080
1.3 Losses Covered	18.67.110
1.4 Minimum and Maximum Award	18.67.130(4)(c)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	18.67.130(2)
1.7 Filing of Claim - Time Limit	18.67.130(1)
1.8 Emergency Award	18.67.120
1.9 Funding	18.67.162
2. Restitution	
2.1 Sentencing Option	12.55.045; 12.55.100(2)
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	
3. Escrow and Forfeiture of Offender Profits	12.55.051; 18.67.165
4. Witness Fees	
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	11.56.510 et seq.; 11.56.900
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	18.67.175
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	12.80.050
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	12.45.048(7)
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	47.24.010 et seq.
12.4 Abuse, Neglect, Exploitation - Protective Services	47.24.030
13. Sexual Assault Victims	See, 18.66.010 et seq. (council on domestic violence and sexual assault)
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	12.45.048
13.4 Child Sexual Assault Victim - Admissible Depositions	12.45.047
14. Domestic Violence	18.65.510 (domestic violence training for police)
14.1 Protective Orders	25.35.010 et seq.
14.2 Domestic Violence Shelters	18.65.520 (notice of services to domestic violence victims)
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	47.24.075 (of elderly abuse)
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	47.24.050 (reports of elderly abuse)
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	
1.1. Responsible Agency	
1.2. Eligible Claimants	
1.3. Losses Covered	
1.4. Minimum and Maximum Award	
1.5. Required to Show Financial Need	
1.6. Required to Report Crime - Time Limit	
1.7. Filing of Claim - Time Limit	
1.8. Emergency Award	
1.9. Funding	
2. Restitution	
2.1. Sentencing Option	13-803(A) (fine may be allocated to restitution)
2.2. Mandatory Condition of Probation	13-901(A),(H)
2.3. Mandatory Condition of Parole	31-412(C)
2.4. Mandatory Sentence	13-603(C)
2.5. Administration/Enforcement	13-806
3. Escrow and Forfeiture of Offender Profits	13-4201 et seq.
4. Witness Fees	13-4077 (expenses of indigent witness)
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1. Crime Defined	13-2802, 13-2804
6.2. Protective Orders	41-196 (protection of government witnesses)
7. Victim Notification	
7.1. of Compensation Program	
7.2. of Witness Fees	
7.3. of Final Disposition	
7.4. of Plea Agreement	
7.5. of Cancelled Proceeding	
7.6. of Right to Participate in Sentencing Hearing	12-253(4)
7.7. of Parole Hearing	31-411(F)
7.8. of Release of Offender	36-541.01(B) (prior to release of mental patient)
7.9. of Escape of Offender	
8. Victim Participation in Proceedings	
8.1. Victim Impact Statement in Presentence Report	12-253(4); 13-702(D)(9), 13-702(F)
8.2. Written Statement at Sentencing Hearing	

Category	Citation
8.3. Testimony at Sentencing Hearing	13-702(F)
8.4. Written Statement at Parole Hearing	31-411(F)
8.5. Testimony at Parole Hearing	
8.6. Comment on Plea Bargain	
8.7. Participation in Other Proceedings	
9. Employment Assistance	
9.1. Employer Intercession Services	
9.2. Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	13-3941
11. Victim-Witness Assistance	
11.1. Ombudsmen	
11.2. Support Attendants	
11.3. Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1. Sentencing for Offenses Against Elderly	
12.2. Abuse, Neglect, Exploitation - Criminal Penalty	
12.3. Abuse, Neglect, Exploitation - Reporting	46-452(A)(1),(2)
12.4. Abuse, Neglect, Exploitation - Protective Services	46-451(A)(5), 46-452
13. Sexual Assault Victims	
13.1. Payment for Medical Services	
13.2. Special Programs	
13.3. Child Sexual Assault Victim - Closed Proceedings	
13.4. Child Sexual Assault Victim - Admissible Depositions	12-2312
14. Domestic Violence	
14.1. Protective Orders	13-3601, 13-3602
14.2. Domestic Violence Shelters	36-3001 et seq.
14.3. Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1. Statistical Information on Victims Maintained	36-3007 (by domestic violence shelters)
15.2. Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3. Confidentiality of Victim Information Held by Victim-Assistance Agencies	
15.4. Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	
1.1 Responsible Agency	
1.2 Eligible Claimants	
1.3 Losses Covered	
1.4 Minimum and Maximum Award	
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	
1.7 Filing of Claim - Time Limit	
1.8 Emergency Award	
1.9 Funding	
2. Restitution	43-2350 et seq.
2.1 Sentencing Option	41-1201(1)(d), 2(f); 41-1203(2)(h), (5)
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	43-2351
2.5 Administration/Enforcement	43-2356 (levy against restitution fund); 43-2808.3 (cost of supervision deducted from parolees wages); 46-117(c) (by offenders on work release)
3. Escrow and Forfeiture of Offender Profits	
4. Witness Fees	28-524, 28-525
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	41-2609, 41-2610, 41-2612
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	43-2819
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	43-2819 et seq.
8.5 Testimony at Parole Hearing	43-2819 et seq.
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	43-2901 et seq.; Rule of Crim. Proc. 15.1 et seq.
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	59-1303
12.3 Abuse, Neglect, Exploitation - Reporting	59-1301, 59-1305 et seq.
12.4 Abuse, Neglect, Exploitation - Protective Services	59-1308
13. Sexual Assault Victims	
13.1 Payment for Medical Services	41-1820 et seq.
13.2 Special Programs	41-1818 et seq. (task force on rape)
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	43-2035 et seq.
14. Domestic Violence	
14.1 Protective Orders	
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	59-1314(3)(e) (on abused adults)
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	Gov. §§13959 et seq.; 13970 et seq.; 29631 et seq.
1.1 Responsible Agency	Gov. §13960(e)
1.2 Eligible Claimants	Gov. §§13960(a), 13964, 13970, 13971
1.3 Losses Covered	Gov. §§13960(b),(d); 13965, 13970, 29632
1.4 Minimum and Maximum Award	Gov. §§13965(a)(4), 13973(c)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	
1.7 Filing of Claim - Time Limit	Gov. §13961(c)
1.8 Emergency Award	Gov. §13961.1
1.9 Funding	Gov. §§13967, 29636; Penal §1202.4 (restitution fines)
2. Restitution	
2.1 Sentencing Option	
2.2 Mandatory Condition of Probation	Penal §§1202.4(a), 1203.04, 1203.1
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	Cal. Const. Art. 1, §28(b)
2.5 Administration/Enforcement	Penal §§1203.1, 1203.1d
3. Escrow and Forfeiture of Offender Profits	Civil §2224.1
4. Witness Fees	Penal §1329
5. Victim's Bill of Rights	See, Cal. Const. Art. 1 §28
6. Protection from Intimidation	
6.1 Crime Defined	Penal §§136 et seq.; See, Penal §1387
6.2 Protective Orders	Penal §136.2; See, Penal §13835.5(b)(9)
7. Victim Notification	
7.1 of Compensation Program	Gov. §13968(b),(c); Penal §1191.2
7.2 of Witness Fees	
7.3 of Final Disposition	Penal §11116.10; Welf. & Inst. §742
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	Penal §13835.5(b)(6) (by victim assistance centers)
7.6 of Right to Participate in Sentencing Hearing	Penal §1191.1
7.7 of Parole Hearing	Penal §§3042(a), 3043
7.8 of Release of Offender	Penal §11155(a) (on work furlough)
7.9 of Escape of Offender	Penal §11155(b)
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	Penal §1203(b),(h)
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	Penal §1191.1
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	Penal §3043
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	Penal §13835.5(b)(1)
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	Penal §§1407 et seq., 13835.5(b)(5)
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	Penal §§808, 868.5
11.3 Funding for Local Victim-Witness Groups	Penal §13835 et seq.
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	Penal §1203.09 (probation restrictions)
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	Welf. & Inst. §§9380 et seq.
12.4 Abuse, Neglect, Exploitation - Protective Services	Welf. & Inst. §§15600, 15610, 15631
13. Sexual Assault Victims	
13.1 Payment for Medical Services	Gov. §13968.1; Health & Safety §§1491, 1492
13.2 Special Programs	Health & Safety §§1490 et seq.; Penal §13837 (counseling centers)
13.3 Child Sexual Assault Victim - Closed Proceedings	Penal §868.7(a)(1)
13.4 Child Sexual Assault Victim - Admissible Depositions	Penal §1346
14. Domestic Violence	
14.1 Protective Orders	Penal §§273.5, 273.6, 1000.6, 1000.7(a)(4)
14.2 Domestic Violence Shelters	Welf. & Inst. §§18290 et seq.
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	Welf. & Inst. §15621 (adult abuse)
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	Gov. §13968(d),(e),(f)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	Health & Safety §1493 (hospital records on sexual assault victims)
15.4 Sexual Assault Counselor Privilege	Ev. §1035 et seq.

Category	Citation
1. Victim Compensation Program	24-4.1-100.1 et seq.
1.1 Responsible Agency	24-4.1-103
1.2 Eligible Claimants	24-4.1-108(1)(a), 24-4.1-111
1.3 Losses Covered	24-4.1-109
1.4 Minimum and Maximum Award	24-4.1-109(b),(c)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	24-4.1-108(b),(c)
1.7 Filing of Claim - Time Limit	24-4.1-108(f)
1.8 Emergency Award	24-4.1-112
1.9 Funding	24-4.1-117 et seq.
2. Restitution	
2.1 Sentencing Option	
2.2 Mandatory Condition of Probation	16-11-204.5(1)
2.3 Mandatory Condition of Parole	17-2-201(5)(c)(I)
2.4 Mandatory Sentence	17-28-101 (restitution to be ordered whenever feasible)
2.5 Administration/Enforcement	16-11-204.5(2); 17-2-201(5)(c)(II); 17-26-128(5)(a)(by employed jail prisoners); 17-28-101 et seq.
3. Escrow and Forfeiture of Offender Profits	
4. Witness Fees	13-33-102, 13-33-103
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	18-8-604 et seq.
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	16-11-102(1),(4)
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	18-4-405
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	16-11-309(1)(b),(2)(a)(III)(b); 18-4-304, 18-4-401
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	54-201 et seq.
1.1 Responsible Agency	54-202(a)
1.2 Eligible Claimants	54-209, 54-211(b),(e)
1.3 Losses Covered	54-209, 54-210
1.4 Minimum and Maximum Award	54-211(c)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	54-211(a)
1.7 Filing of Claim - Time Limit	54-211(a)
1.8 Emergency Award	54-217
1.9 Funding	54-215
2. Restitution	
2.1 Sentencing Option	53a-30(a)(4)
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	§18-101h(e) (restitution programs)
3. Escrow and Forfeiture of Offender Profits	54-218
4. Witness Fees	52-260(a)
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	53a-151
6.2 Protective Orders	
7. Victim Notification	P.A. No. 83-170 (1983) (notice of arraignment to family of deceased victim)
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	54-91c(c)
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	54-91a(c)
8.2 Written Statement at Sentencing Hearing	54-91c(b)

Category	Citation
8.3 Testimony at Sentencing Hearing	54-91c(b)
8.4 Written Statement at Parole Hearing	P.A. No. 83-416(b)(1983)
8.5 Testimony at Parole Hearing	P.A. No. 83-416(b)(1983)
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	54-85b
10. Return of Seized Property	54-36a et seq.
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	18-101h et seq.; 54-203(e)
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	46a-24
12.3 Abuse, Neglect, Exploitation - Reporting	46a-14 et seq.
12.4 Abuse, Neglect, Exploitation - Protective Services	46a-20 et seq.
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	46b-15, 46b-38
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	54-203(b)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	
15.4 Sexual Assault Counselor Privilege	P.A. No. 83-429(1983)

Category	Citation
1. Victim Compensation Program	11-9001 et seq.
1.1 Responsible Agency	11-9003
1.2 Eligible Claimants	11-9005(1),(2), 11-9006(a)(b)
1.3 Losses Covered	11-9002(8), 11-9005
1.4 Minimum and Maximum Award	11-9007(b),(d)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	
1.7 Filing of Claim - Time Limit	11-9006(a)(4)
1.8 Emergency Award	
1.9 Funding	11-9010 et seq.
2. Restitution	
2.1 Sentencing Option	11-4101 et seq.
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	11-4106
2.5 Administration/Enforcement	11-4104, 11-4105
3. Escrow and Forfeiture of Offender Profits	11-9101 et seq.
4. Witness Fees	10-8903; 11-5306
5. Victim's Bill of Rights	See, House Subst. No. 1 for House Joint Res. No. 26 (April 7, 1982)
6. Protection from Intimidation	
6.1 Crime Defined	11-1263, 11-3531 et seq.
6.2 Protective Orders	11-3535
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	11-6541(b) (of offender on work release)
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

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Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	11-8307
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	31-3910
12.4 Abuse, Neglect, Exploitation - Protective Services	31-3901 et seq., 31-3903, 31-3904
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	11-9015
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	
15.4 Sexual Assault Counselor Privilege [®]	

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Category	Citation
1. Victim Compensation Program	3-401 et seq.
1.1 Responsible Agency	3-409, 3-410
1.2 Eligible Claimants	3-402
1.3 Losses Covered	3-401(5), 3-403(b)
1.4 Minimum and Maximum Award	3-402(a)(4), 3-403(b)
1.5 Required to Show Financial Need	3-403(c)
1.6 Required to Report Crime - Time Limit	3-402(a)(1)
1.7 Filing of Claim - Time Limit	3-402(a)(2)
1.8 Emergency Award	3-404
1.9 Funding	3-413
2. Restitution	
2.1 Sentencing Option	16-711(a)
2.2 Mandatory Condition of Probation	16-711(a)
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	
3. Escrow and Forfeiture of Offender Profits	
4. Witness Fees	15-714
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	22-722
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	4-157, 4-165, 4-168
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	22-3901
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	16-1001 et seq.
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	3-412(c) (compensation program records)
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	960.01 et seq.
1.1 Responsible Agency	960.03(2), 960.05, 960.06
1.2 Eligible Claimants	960.04
1.3 Losses Covered	960.03(8)
1.4 Minimum and Maximum Award	960.13(3), 960.13(8)
1.5 Required to Show Financial Need	960.13(7)
1.6 Required to Report Crime - Time Limit	960.13(1)(b)
1.7 Filing of Claim - Time Limit	960.07(2)
1.8 Emergency Award	960.12
1.9 Funding	316.660(3); 775.0835; 960.17, 960.20 et seq.
2. Restitution	
2.1 Sentencing Option	775.089; 921.187(9); 947.181
2.2 Mandatory Condition of Probation	948.03(1)(g)
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	775.089(5); 944.514, 945.091 (by employed inmates); 945.30; 948.01(4)(5)(6) (by offender in community control prog.)
3. Escrow and Forfeiture of Offender Profits	944.512
4. Witness Fees	92.142
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	918.14
6.2 Protective Orders	See, 907.041(4)(b)(2) (basis for pretrial detention)
7. Victim Notification	
7.1 of Compensation Program	960.23, 960.24(1)
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	921.143

Category	Citation
8.3 Testimony at Sentencing Hearing	921.143
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	812.061
11. Victim-Witness Assistance	
11.1 Ombudsmen	43.35 (witness coordinating office); 960.245 (bureau of crime comp. to be advocates)
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	943.405 (prevention of crimes against the elderly)
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	827.09(15)(c),(d)
12.3 Abuse, Neglect, Exploitation - Reporting	827.09(3)
12.4 Abuse, Neglect, Exploitation - Protective Services	827.09(7)
13. Sexual Assault Victims	
13.1 Payment for Medical Services	960.28; see, 395.0201
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	918.16
13.4 Child Sexual Assault Victim - Admissible Depositions	918.17
14. Domestic Violence	
14.1 Protective Orders	741.30
14.2 Domestic Violence Shelters	741.01; 409.601 et seq.
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	827.09(10) (abused adults); 943.405(4),(5)(a), (elderly and other victims)
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	960.06(1)(e), 960.28(3)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	409.606 (spouse abuse information); 960.15 (records of compensation prog.)
15.4 Sexual Assault Counselor Privilege	90.5035

Category	Citation
1. Victim Compensation Program	28-5-100 et seq.
1.1 Responsible Agency	28-5-100
1.2 Eligible Claimants	28-5-103, 28-5-104(a)
1.3 Losses Covered	28-5-103(a)
1.4 Minimum and Maximum Award	28-5-104(b)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	28-5-106
1.7 Filing of Claim - Time Limit	28-5-106
1.8 Emergency Award	
1.9 Funding	28-5-108
2. Restitution	17-14-1 et seq.
2.1 Sentencing Option	17-14-3; 42-8-35(7); 42-9-44
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	17-14-13
3. Escrow and Forfeiture of Offender Profits	17-14-30 et seq.
4. Witness Fees	24-10-24
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	16-10-93
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	17-5-50
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	19-13-1 et seq.
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	351-1 et seq.
1.1 Responsible Agency	351-11
1.2 Eligible Claimants	351-31, 351-34, 351-51
1.3 Losses Covered	351-33, 351-52
1.4 Minimum and Maximum Award	351-62(b)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	
1.7 Filing of Claim - Time Limit	351-62(a)
1.8 Emergency Award	
1.9 Funding	351-62.5
2. Restitution	
2.1 Sentencing Option	706-605(e)
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	
3. Escrow and Forfeiture of Offender Profits	
4. Witness Fees	835-8 (for material witness held in custody)
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	710-1071, 710-1072, 710-1072.2; 707-764(1)
6.2 Protective Orders	28-101 (witness security and protection program)
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	621-10.5
10. Return of Seized Property	52-13, 52-14
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	706-662(5)
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	349C-1 et seq.
12.4 Abuse, Neglect, Exploitation - Protective Services	349C-3
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	709-906 et seq.
14.1 Protective Orders	586-1 et seq.
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	349C-8 (reports of abuse of elderly)
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	
1.1 Responsible Agency	
1.2 Eligible Claimants	
1.3 Losses Covered	
1.4 Minimum and Maximum Award	
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	
1.7 Filing of Claim - Time Limit	
1.8 Emergency Award	
1.9 Funding	
2. Restitution	
2.1 Sentencing Option	18-6106 (to rape victims)
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	
3. Escrow and Forfeiture of Offender Profits	19-5301
4. Witness Fees	19-3008
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	18-2604
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	39-5301, 39-5303
12.4 Abuse, Neglect, Exploitation - Protective Services	39-5304, 39-5306
13. Sexual Assault Victims	
13.1 Payment for Medical Services	18-6106 (by offender)
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	
14.2 Domestic Violence Shelters	39-5201 et seq.
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	39-5205
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	70-71 et seq.
1.1 Responsible Agency	70-73.1
1.2 Eligible Claimants	70-76.1
1.3 Losses Covered	70-80.1
1.4 Minimum and Maximum Award	70-76.1(b), 70-80.1(e),(f)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	70-76.1(c)
1.7 Filing of Claim - Time Limit	70-76.1(a)
1.8 Emergency Award	
1.9 Funding	70-87
2. Restitution	
2.1 Sentencing Option	38-1005-5-3(c)(2),(3); 38-1005-5-6; 38-1005-6-3(b)(9); 38-1005-6-3.1(c)(9)
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	38-1005-5-6(d)
3. Escrow and Forfeiture of Offender Profits	70-401 et seq.
4. Witness Fees	53-65
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	38-32-4, 38-32-4a
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	70-75.1
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	38-1005-3-2(3)
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	38-155-3
10. Return of Seized Property	38-115-9
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	70-501 et seq.
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	38-1005-5-3.2(b)(3)(ii)
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	111 1/2-87-7; 111 1/2-1408.4
13.2 Special Programs	111 1/2-87-1 et seq.
13.3 Child Sexual Assault Victim - Closed Proceedings	38-115-11
13.4 Child Sexual Assault Victim - Admissible Depositions	38-115-10
14. Domestic Violence	40-2301-1 et seq.
14.1 Protective Orders	40-2302-1 et seq.; 38-1005-6-3(12); 38-1005-6-3.1(12)
14.2 Domestic Violence Shelters	40-2401 et seq.
14.3 Domestic Violence Reporting	38-206-5.1; 40-2302-10(b); 40-2303-2 et seq.
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	
15.4 Sexual Assault Counselor Privilege	110-8-802.1

Category	Citation
1. Victim Compensation Program	16-7-3.6-1 et seq.
1.1 Responsible Agency	16-7-3.6-2
1.2 Eligible Claimants	16-7-3.6-5
1.3 Losses Covered	16-7-3.6-8(a),(b)
1.4 Minimum and Maximum Award	16-7-3.6-8(a), 16-7-3.6-12
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	16-7-3.6-7
1.7 Filing of Claim - Time Limit	16-7-3.6-6(b)
1.8 Emergency Award	16-7-3.6-13
1.9 Funding	16-7-3.6-17
2. Restitution	
2.1 Sentencing Option	35-38-2-2(5); 35-50-5-3
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	
3. Escrow and Forfeiture of Offender Profits	16-7-3.7-1 et seq.
4. Witness Fees	33-1-14-1
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	35-44-3-4; 35-33-8-5(d) (grounds for revocation of bail)
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	35-35-3-2(a)(1),(2); 35-35-3-5
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	11-13-3-3(c),(d),(e),(g) (on parole)
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	35-38-1-9
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	35-35-3-2(3), 35-35-3-5 et seq.
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	35-33-5-4 et seq., 35-43-4-4(g),(h)
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	35-42-2-1(C) (battery to dependent)
12.3 Abuse, Neglect, Exploitation - Reporting	35-46-1-12 et seq.
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	16-7-3.6-16
13.2 Special Programs	
13.3 ⁿ Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	35-42-2-1(D) (battery to spouse)
14.1 Protective Orders	34-4-5.1-1 et seq.
14.2 Domestic Violence Shelters	4-23-17.5-1 et seq.
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	16-7-3.6-4(3)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	912.1 et seq.
1.1 Responsible Agency	912.1(1)
1.2 Eligible Claimants	912.5; 912.7(2),(3)
1.3 Losses Covered	912.6
1.4 Minimum and Maximum Award	912.6
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	912.4(2)
1.7 Filing of Claim - Time Limit	912.4(1)
1.8 Emergency Award	912.11
1.9 Funding	911.1 et seq.
2. Restitution	910.1 et seq.
2.1 Sentencing Option	
2.2 Mandatory Condition of Probation	910.4
2.3 Mandatory Condition of Parole	910.5(4)
2.4 Mandatory Sentence	910.2; 910.5(2),(3) (mandatory condition of work release)
2.5 Administration/Enforcement	
3. Escrow and Forfeiture of Offender Profits	910.15
4. Witness Fees	622.69
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	720.4
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	912.3(3)
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	901.3(5)
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	809.1 et seq.
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	236.1 et seq., 236.4, 236.6
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	236.9
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	236.9 (domestic abuse)
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	912.3(4), 912.10
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	236.10 (domestic abuse information)
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	74-7301 et seq.
1.1 Responsible Agency	74-7303(a)
1.2 Eligible Claimants	74-7301(c), 74-7305(b)
1.3 Losses Covered	74-7302, 74-7301(i)
1.4 Minimum and Maximum Award	74-7305(g),(h),(i)
1.5 Required to Show Financial Need	74-7305(d)(1)
1.6 Required to Report Crime - Time Limit	74-7305(e)
1.7 Filing of Claim - Time Limit	74-7305(b)
1.8 Emergency Award	
1.9 Funding	74-7317
2. Restitution	
2.1 Sentencing Option	21-4603(2)(c),(d), 21-4610(3)(k)
2.2 Mandatory Condition of Probation	21-4610(4)(a)
2.3 Mandatory Condition of Parole	22-3717(j)
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	
3. Esconrow and Forfeiture of Offender Profits	
4. Witness Fees	28-125, 28-150
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	21-3806
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	21-4603(3)
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	21-4604(2)
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	60-472
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	74-7305(g)
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	60-3101 et seq., 60-3107
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	74-7304(f)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	
15.4 Sexual Assault Counselor Privilege	

Category		Citation
1.	Victim Compensation Program	346.010 et seq.
1.1	Responsible Agency	346.020(1); 346.030
1.2	Eligible Claimants	346.050
1.3	Losses Covered	346.050
1.4	Minimum and Maximum Award	346.130(3); 346.130(6)
1.5	Required to Show Financial Need	346.140(3)
1.6	Required to Report Crime - Time Limit	346.130(1)(c)
1.7	Filing of Claim - Time Limit	346.060(2)
1.8	Emergency Award	346.120
1.9	Funding	346.185
2.	Restitution	
2.1	Sentencing Option	
2.2	Mandatory Condition of Probation	533.030(3)
2.3	Mandatory Condition of Parole	
2.4	Mandatory Sentence	431.200 (for property offenses)
2.5	Administration/Enforcement	
3.	Escrow and Forfeiture of Offender Profits	346.165
4.	Witness Fees	See, 421.030; 421.040
5.	Victim's Bill of Rights	
6.	Protection from Intimidation	
6.1	Crime Defined	524.040; 524.050
6.2	Protective Orders	
7.	Victim Notification	
7.1	of Compensation Program	346.040(8)
7.2	of Witness Fees	
7.3	of Final Disposition	
7.4	of Plea Agreement	
7.5	of Cancelled Proceeding	
7.6	of Right to Participate in Sentencing Hearing	
7.7	of Parole Hearing	
7.8	of Release of Offender	
7.9	of Escape of Offender	
8.	Victim Participation in Proceedings	
8.1	Victim Impact Statement in Presentence Report	
8.2	Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	209.010, 209.030(2)
12.4 Abuse, Neglect, Exploitation - Protective Services	209.040, 209.100 et seq.
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	209.010, 209.040, 209.130
14.2 Domestic Violence Shelters	209.160
14.3 Domestic Violence Reporting	209.030
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	346.040(4)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	209.140 (abused adults); 346.160 (compensation board records)
15.4 Sexual Assault Counselor Privilege	

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Category	Citation
1. Victim Compensation Program	R.S. 46:1801 et seq.
1.1 Responsible Agency	R.S. 46:1803
1.2 Eligible Claimants	R.S. 46:1804; 46:1809(3); 46:1809(5)
1.3 Losses Covered	R.S. 46:1802(8)
1.4 Minimum and Maximum Award	R.S. 46:1809(f); 46:1810
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	R.S. 46:1806(A)
1.7 Filing of Claim - Time Limit	R.S. 46:1806(A)
1.8 Emergency Award	R.S. 46:1813
1.9 Funding	R.S. 46:1816; 15:874 (from inmates accounts)
2. Restitution	
2.1 Sentencing Option	Code of Crim. Proc. Art. 895.1; R.S. 15:571.7(C)(2); 15:574.4(J)
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	
3. Esconrow and Forfeiture of Offender Profits	R.S. 46:1831 et seq.
4. Witness Fees	R.S. 15:252; 15:253
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	R.S. 14:129.1
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	R.S. 1807(B)(2)
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	Code Crim. Proc. Art. 875(B)
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	R.S. 15:436.1
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	R.S. 40:2109.1 (hospital procedures)
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	R.S. 46:2131 et seq.
14.2 Domestic Violence Shelters	R.S. 46:2121 et seq.
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	R.S. 46:1807(C)(5),(E)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	
15.4 Sexual Assault Counselor Privilege	

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Category	Citation
1. Victim Compensation Program	
1.1 Responsible Agency	
1.2 Eligible Claimants	
1.3 Losses Covered	
1.4 Minimum and Maximum Award	
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	
1.7 Filing of Claim - Time Limit	
1.8 Emergency Award	
1.9 Funding	
2. Restitution	17-A-1321 et seq.
2.1 Sentencing Option	17-A-1204(2-A)(B)
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	17-A-1323, 17-A-1330 (condition of work release)
2.5 Administration/Enforcement	17-A-1330 (work program release)
3. Escrow and Forfeiture of Offender Profits	
4. Witness Fees	16-251
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	17-A-454
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	15-812(2)
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	17-A-1257(3)
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	17-A-1257(2)

Category	Citation
8.3 Testimony at Sentencing Hearing	17-A-1257(2)
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	25-3501 et seq.
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	30-1130
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	17-A-1151(8)
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	22-3470 et seq., 22-3477
12.4 Abuse, Neglect, Exploitation - Protective Services	22-3480 et seq.
13. Sexual Assault Victims	
13.1 Payment for Medical Services	30-507
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	15-1205
14. Domestic Violence	
14.1 Protective Orders	
14.2 Domestic Violence Shelters	22-8501
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	22-3474 (adult protective records)
15.4 Sexual Assault Counselor Privilege	16-53-A

Category	Citation
1. Victim Compensation Program	26A-1 et seq.
1.1 Responsible Agency	26A-3
1.2 Eligible Claimants	26A-5
1.3 Losses Covered	26A-2(e)
1.4 Minimum and Maximum Award	26A-7, 26A-12
1.5 Required to Show Financial Need	26A-12(f)(1)
1.6 Required to Report Crime - Time Limit	26A-12(a)(1)
1.7 Filing of Claim - Time Limit	26A-6(b)
1.8 Emergency Award	26A-11
1.9 Funding	26A-17
2. Restitution	27-640 et seq.
2.1 Sentencing Option	27-640(b), 27-641(a), 27-641A(a)
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	27-637 (execution against convict's property)
3. Escrow and Forfeiture of Offender Profits	
4. Witness Fees	Cts. & Jud. Proc. §9-202
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	
6.2 Protective Orders	27-27
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	41-124(c)(2),(3)
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	27-551(b),(c)
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	Health Gen. §15-127
13.2 Special Programs	88A-130 (rape crisis program)
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	27-11F (spousal assault)
14.1 Protective Orders	Cts. & Jud. Proc. §§4-501 et seq.
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	26A-4(c)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	26A-14 (victim compensation records)
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	26A-1 et seq.
1.1 Responsible Agency	26A-3
1.2 Eligible Claimants	26A-5
1.3 Losses Covered	26A-2(e)
1.4 Minimum and Maximum Award	26A-7, 26A-12
1.5 Required to Show Financial Need	26A-12(f)(1)
1.6 Required to Report Crime - Time Limit	26A-12(a)(1)
1.7 Filing of Claim - Time Limit	26A-6(b)
1.8 Emergency Award	26A-11
1.9 Funding	26A-17
2. Restitution	27-640 et seq.
2.1 Sentencing Option	27-640(b), 27-641(a), 27-641A(a)
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	27-637 (execution against convict's property)
3. Escrow and Forfeiture of Offender Profits	
4. Witness Fees	Cts. & Jud. Proc. §9-202
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	
6.2 Protective Orders	27-27
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	41-124(c)(2),(3)
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	27-551(b),(c)
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	Health Gen. §15-127
13.2 Special Programs	88A-130 (rape crisis program)
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	27-11F (spousal assault)
14.1 Protective Orders	Cts. & Jud. Proc. §§4-501 et seq.
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	26A-4(c)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	26A-14 (victim compensation records)
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	258A-1 et seq.
1.1 Responsible Agency	258A-2
1.2 Eligible Claimants	258A-3
1.3 Losses Covered	258A-5
1.4 Minimum and Maximum Award	258A-5
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	258A-5
1.7 Filing of Claim - Time Limit	258A-4
1.8 Emergency Award	
1.9 Funding	
2. Restitution	
2.1 Sentencing Option	
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	276-92
3. Escrow and Forfeiture of Offender Profits	258A-8
4. Witness Fees	262-29
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	268-13B
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	127-133A (for offenders serving life sentence)
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	27-133A
8.5 Testimony at Parole Hearing	27-133A
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	135-7 et seq.; 266-48 et seq.
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	265.19; 266-25 (larceny from elderly)
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	19A-14, 19A-15
12.4 Abuse, Neglect, Exploitation - Protective Services	19A-16 et seq.
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	123A-10 (Dept. of Mental Health facilities available to sexual assault victims)
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	209A-1 et seq.
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	19A-26 (statistics on elder abuse)
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	19A-23 (records re elder abuse)
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	18.351 et seq.
1.1 Responsible Agency	18.352
1.2 Eligible Claimants	18.354(1),(2)
1.3 Losses Covered	18.361(1)
1.4 Minimum and Maximum Award	18.354(3), 18.361(1)
1.5 Required to Show Financial Need	18.361(5)
1.6 Required to Report Crime - Time Limit	18.360(c)
1.7 Filing of Claim - Time Limit	18.355(2)
1.8 Emergency Award	18.359
1.9 Funding	18.362, 18.364
2. Restitution	
2.1 Sentencing Option	769.3; 18.362
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	
3. Escrow and Forfeiture of Offender Profits	
4. Witness Fees	775.13, 775.15
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	28.401 et seq.; 434.181 et seq.
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	600.2950 et seq.; 764.15b
14.2 Domestic Violence Shelters	400.1501, 400.1506, 400.1507
14.3 Domestic Violence Reporting	28.257
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	18.353(d)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	18.363 (compensation board records)
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	299B.01 et seq.
1.1 Responsible Agency	299B.05(1)
1.2 Eligible Claimants	299B.02(9), 299B.03
1.3 Losses Covered	299B.02(7)
1.4 Minimum and Maximum Award	299B.03(2)(f), 299B.04(2),(3)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	299B.03(2)(a)
1.7 Filing of Claim - Time Limit	299B.03(2)(e)
1.8 Emergency Award	
1.9 Funding	
2. Restitution	
2.1 Sentencing Option	611A.04(1) (victim's right to request, discretion of court to award); 299B.13
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	241.26(5)(4); 243.23(3); 611A.04(2); 631.425(5) (from offender earnings)
3. Escrow and Forfeiture of Offender Profits	299B.17
4. Witness Fees	357.22, 357.24
5. Victim's Bill of Rights	611A.01 et seq.
6. Protection from Intimidation	
6.1 Crime Defined	609.498
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	299B.06(1)(e), 299B.15; 611A.02
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	611A.03(1),(2)
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	609.115(1)(e)
7.7 of Parole Hearing	
7.8 of Release of Offender	611A.06
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	609.115(1b)
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	611A.03(1)(b)
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	611A.03(1)(b)
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	609.523
11. Victim-Witness Assistance	611A.02 (victim service notification)
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	241.55 (crime victim crisis centers)
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	241.51 et seq.
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	518B.01(4),(7); 629.341 (arrest)
14.2 Domestic Violence Shelters	241.61, 241.62
14.3 Domestic Violence Reporting	241.63(e), 241.66; 629.341(4)
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	299B.06(1)(e) (compensation claims)
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	299B.06(2)(f)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	13.56; 241.62(5) (data on battered women)
15.4 Sexual Assault Counselor Privilege	13.56; 595.02(10)

Category	Citation
1. Victim Compensation Program	
1.1 Responsible Agency	
1.2 Eligible Claimants	
1.3 Losses Covered	
1.4 Minimum and Maximum Award	
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	
1.7 Filing of Claim - Time Limit	
1.8 Emergency Award	
1.9 Funding	
2. Restitution	99-37-1 et seq.
2.1 Sentencing Option	47-7-47(4); 99-37-3(1); 99-37-5(2)
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	47-7-49 (community service revolving fund); 99-20-1 et seq. (community service restitution); 99-37-5
3. Escrow and Forfeiture of Offender Profits	
4. Witness Fees	25-7-47, 25-7-57
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	97-9-55
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	99-20-9 (recommendation of victim re placement of offender on community service restitution program)
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	43-45-1, 43-45-7, 43-45-21
12.4 Abuse, Neglect, Exploitation - Protective Services	43-45-11 et seq.
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	93-21-1, 93-21-15
14.2 Domestic Violence Shelters	93-21-101 et seq.
14.3 Domestic Violence Reporting	93-21-25
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	93-21-111 (domestic violence statistics)
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	93-21-25, 93-21-109 (domestic abuse reports)
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	595.010 et seq.
1.1 Responsible Agency	595.015(1)
1.2 Eligible Claimants	595.010(10), 595.020
1.3 Losses Covered	595.030(3),(4)
1.4 Minimum and Maximum Award	595.030(1)(4)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	595.030(2), 595.030(4)
1.7 Filing of Claim - Time Limit	595.025(2)
1.8 Emergency Award	
1.9 Funding	217.255(4), 595.045
2. Restitution	
2.1 Sentencing Option	559.021(2)(1)
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	
3. Escrow and Forfeiture of Offender Profits	
4. Witness Fees	491.280
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	575.270
6.2 Protective Orders	491.600, 491.610
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	595.050
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	191.225
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	455.010, 455.035
14.2 Domestic Violence Shelters	455.200 et seq.
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	455.230 (annual reports by domestic violence shelters)
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	455.230 (domestic violence reports)
15.4 Sexual Assault Counselor Privilege	

Category		Citation
1.	Victim Compensation Program	53-9-101 et seq.
1.1	Responsible Agency	53-9-103(5); 53-9-104
1.2	Eligible Claimants	53-9-103(6); 53-9-125
1.3	Losses Covered	53-9-128
1.4	Minimum and Maximum Award	53-9-128(5),(7)(c)
1.5	Required to Show Financial Need	
1.6	Required to Report Crime - Time Limit	53-9-125(3)
1.7	Filing of Claim - Time Limit	53-9-125(1)
1.8	Emergency Award	53-9-126
1.9	Funding	46-18-248; 53-9-109
2.	Restitution	
2.1	Sentencing Option	46-18-201(1)(a)(iv),(2); 46-18-241 et seq.
2.2	Mandatory Condition of Probation	
2.3	Mandatory Condition of Parole	
2.4	Mandatory Sentence	
2.5	Administration/Enforcement	46-18-245; 46-18-247 et seq.
3.	Escrow and Forfeiture of Offender Profits	53-9-104(e)
4.	Witness Fees	26-2-501 et seq.; 46-15-104
5.	Victim's Bill of Rights	
6.	Protection from Intimidation	
6.1	Crime Defined	45-7-206
6.2	Protective Orders	
7.	Victim Notification	
7.1	of Compensation Program	53-9-104(2)(d)
7.2	of Witness Fees	
7.3	of Final Disposition	
7.4	of Plea Agreement	
7.5	of Cancelled Proceeding	
7.6	of Right to Participate in Sentencing Hearing	
7.7	of Parole Hearing	
7.8	of Release of Offender	
7.9	of Escape of Offender	
8.	Victim Participation in Proceedings	
8.1	Victim Impact Statement in Presentence Report	46-18-112; 46-18-242
8.2	Written Statement at Sentencing Hearing	

Category		Citation
8.3	Testimony at Sentencing Hearing	
8.4	Written Statement at Parole Hearing	
8.5	Testimony at Parole Hearing	
8.6	Comment on Plea Bargain	
8.7	Participation in Other Proceedings	
9.	Employment Assistance	
9.1	Employer Intercession Services	
9.2	Criminal Sanction for Penalizing Employee-Witness	
10.	Return of Seized Property	46-5-301 et seq.
11.	Victim-Witness Assistance	
11.1	Ombudsmen	
11.2	Support Attendants	
11.3	Funding for Local Victim-Witness Groups	
12.	Elderly Victims	
12.1	Sentencing for Offenses Against Elderly	
12.2	Abuse, Neglect, Exploitation - Criminal Penalty	
12.3	Abuse, Neglect, Exploitation - Reporting	
12.4	Abuse, Neglect, Exploitation - Protective Services	
13.	Sexual Assault Victims	
13.1	Payment for Medical Services	46-15-411
13.2	Special Programs	
13.3	Child Sexual Assault Victim - Closed Proceedings	
13.4	Child Sexual Assault Victim - Admissible Depositions	46-15-401 et seq.
14.	Domestic Violence	
14.1	Protective Orders	
14.2	Domestic Violence Shelters	
14.3	Domestic Violence Reporting	
15.	Privacy and Security of Victim Information	
15.1	Statistical Information on Victims Maintained	
15.2	Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	53-9-104(2)(a)
15.3	Confidentiality of Victim Information Held by Victim-Assistance Agencies	53-9-107 (victim compensation records)
15.4	Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	81-1801 et seq.
1.1 Responsible Agency	81-1802
1.2 Eligible Claimants	81-1815, 81-1818, 81-1822
1.3 Losses Covered	81-1819
1.4 Minimum and Maximum Award	81-1823
1.5 Required to Show Financial Need	81-1822(6)
1.6 Required to Report Crime - Time Limit	81-1821
1.7 Filing of Claim - Time Limit	81-1821
1.8 Emergency Award	81-1820
1.9 Funding	81-1835
2. Restitution	
2.1 Sentencing Option	29-2219(2)(i)
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	
3. Esrow and Forfeiture of Offender Profits	81-1836 et seq.
4. Witness Fees	29-2710; 33-139
5. Victim's Bill of Rights	81-1848
6. Protection from Intimidation	
6.1 Crime Defined	28-919
6.2 Protective Orders	81-1848(3)
7. Victim Notification	
7.1 of Compensation Program	81-1848(4)
7.2 of Witness Fees	81-1848(5)
7.3 of Final Disposition	81-1848(1)
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	81-1848(2)
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	81-1848(1)
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	29-2261(3)(a),(4)
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	23-1201; 29-120
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	81-1848(8)
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	81-1848(7)
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	81-1843, 81-1845 et seq.
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	See, 29-2219(5) (counseling mandatory condition of probation for domestic violence offender)
14.1 Protective Orders	42-901, 42-924 et seq.
14.2 Domestic Violence Shelters	42-901, 42-902 et seq.
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	42-912 (domestic abuse information)
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	81-1810(3)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	42-918 (reports of spouse abuse); 81-1842 (compensation records of sexual assault victims confidential)
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	217.010 et seq.
1.1 Responsible Agency	217.030
1.2 Eligible Claimants	217.070; 217.220
1.3 Losses Covered	217.200(1)
1.4 Minimum and Maximum Award	217.200(3)
1.5 Required to Show Financial Need	217.220(3)
1.6 Required to Report Crime - Time Limit	217.210(1)
1.7 Filing of Claim - Time Limit	217.210(1)
1.8 Emergency Award	217.095, 217.200(2)
1.9 Funding	176.189(5); 217.260
2. Restitution	
2.1 Sentencing Option	213.126
2.2 Mandatory Condition of Probation	176.189(1) et seq.
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	209.4821 et seq. (restitution centers)
3. Escrow and Forfeiture of Offender Profits	217.265
4. Witness Fees	50.225
5. Victim's Bill of Rights	See, 178.569 et seq. (protection of victims and witnesses)
6. Protection from Intimidation	178.5692 (protective services provided by law enforcement)
6.1 Crime Defined	190.230; 199.235; 199.240; 199.242; 199.305
6.2 Protective Orders	33.015
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	178.5696(3)
7.3 of Final Disposition	178.5698(1)
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	178.5694(2)
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	213.040(2) (of application for parole); 213.010(3); 213.095 (of pardon); 213.130(3)
7.8 of Release of Offender	178.5698(2); 213.095
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	176.145(3)
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	213.130(3)
8.5 Testimony at Parole Hearing	213.130(3)
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	178.5694(1)
9.2 Criminal Sanction for Penalizing Employee-Witness	50.070
10. Return of Seized Property	52.385 et seq.; 178.5696(2)
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	171.204; 178.571
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	193.167
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	200.5099
12.3 Abuse, Neglect, Exploitation - Reporting	200.5091, 200.5093
12.4 Abuse, Neglect, Exploitation - Protective Services	200.5092(5), 200.5098(2)
13. Sexual Assault Victims	217.280 et seq.
13.1 Payment for Medical Services	217.300
13.2 Special Programs	217.310 et seq. (medical, psychological care)
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	33.020
14.2 Domestic Violence Shelters	217.400, 217.420
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	217.460 (reports of domestic violence)
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	200.5095 (reports of abuse of elderly)
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	
1.1 Responsible Agency	
1.2 Eligible Claimants	
1.3 Losses Covered	
1.4 Minimum and Maximum Award	
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	
1.7 Filing of Claim - Time Limit	
1.8 Emergency Award	
1.9 Funding	
2. Restitution	
2.1 Sentencing Option	651:2(VI); 651:62 et seq.; 651:63
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	651:25(II)(c) (by offender on work release), 651:64 et seq.
3. Escrow and Forfeiture of Offender Profits	
4. Witness Fees	516:16; 592-A:12
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	641:5
6.2 Protective Orders	See, 651:2(VI) (restriction on parolee's travel to protect victim)
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	651-A:11
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	651:4-a
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	651-A:11-a
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	632-A:8
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	173-B:1 et seq.
14.2 Domestic Violence Shelters	173-B:12 et seq.
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	173-B:21 (domestic violence information)
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	52:4B-1 et seq.
1.1 Responsible Agency	52:4B-3
1.2 Eligible Claimants	52:4B-10, 52:4B-18
1.3 Losses Covered	52:4B-12
1.4 Minimum and Maximum Award	52:4B-18(d)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	52:4B-18
1.7 Filing of Claim - Time Limit	52:4B-18
1.8 Emergency Award	52:4B-10.1
1.9 Funding	2C:4B-3.1
2. Restitution	
2.1 Sentencing Option	2C:43-3; 2C:45-1(b)(8)
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	2C:46-1 et seq.; 2A:8-31.1 et seq. (by offender on work program)
3. Escrow and Forfeiture of Offender Profits	52:4B-26 et seq.
4. Witness Fees	22A:1-4
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	2C:28-5; 2C:29-3
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	52:4B-22
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	2C:44-6(b)
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	2C:65-1 et seq.
11. Victim-Witness Assistance	
11.1 Ombudsmen	52:4B-25 (victim counseling service)
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	2C:43-6(d),(e), 2C:43-7(a)(6),(d); 2C:44-1(2), 2C:44-3(e), 2C:44-6(b)
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	2C:25-1 et seq.
14.1 Protective Orders	2C:25-10 et seq.
14.2 Domestic Violence Shelters	30:14-1 et seq.
14.3 Domestic Violence Reporting	2C:25-8, 2C:25-16
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	2C:25-16 (domestic violence incidents)
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	2C:25-16 (domestic violence reports)
15.4 Sexual Assault Counselor Privilege	2A:84A-22.11, 2A:84A-22.12

Category	Citation
1. Victim Compensation Program	31-22-1 et seq.
1.1 Responsible Agency	31-22-4
1.2 Eligible Claimants	31-22-7, 31-22-10, 31-22-11
1.3 Losses Covered	31-22-9
1.4 Minimum and Maximum Award	31-22-14(B)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	31-22-14(A)
1.7 Filing of Claim - Time Limit	31-22-14(A)
1.8 Emergency Award	
1.9 Funding	31-22-21
2. Restitution	31-17-1 et seq.
2.1 Sentencing Option	31-20-6A, 31-21-10(D)(7)
2.2 Mandatory Condition of Probation	31-17-1(B)
2.3 Mandatory Condition of Parole	31-17-1(B)
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	31-17-1(C),(G)
3. Escrow and Forfeiture of Offender Profits	31-22-22
4. Witness Fees	38-6-4, 10-8-4(A)
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	30-24-3(C)
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	31-21-25(E)
7.8 of Release of Offender	
7.9 of Escape of Offender	33-2-48
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	31-17-1(D) (impact on victim considered in creating restitution plan)
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	29-1-14
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	29-11-5
13.2 Special Programs	29-11-1 et seq.
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	30-9-17
14. Domestic Violence	
14.1 Protective Orders	
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	31-22-18 (victim compensation records)
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	Exec. Law §§620 et seq.
1.1 Responsible Agency	Exec. Law §622
1.2 Eligible Claimants	Exec. Law §624
1.3 Losses Covered	Exec. Law §631(2)
1.4 Minimum and Maximum Award	Exec. Law §631(3)
1.5 Required to Show Financial Need	Exec. Law §631(6)
1.6 Required to Report Crime - Time Limit	Exec. Law §631(1)
1.7 Filing of Claim - Time Limit	Exec. Law §625(2)
1.8 Emergency Award	Exec. Law §630
1.9 Funding	
2. Restitution	
2.1 Sentencing Option	Penal Law §65.10(g)
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	Penal Law §60.27 (mandatory consideration)
2.5 Administration/Enforcement	
3. Escrow and Forfeiture of Offender Profits	Exec. Law §632-a
4. Witness Fees	Crim. Proc. Law §610.50, CPLR §8001
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	Penal Law §§215.10 et seq.
6.2 Protective Orders	Crim. Proc. Law §530.13
7. Victim Notification	
7.1 of Compensation Program	Exec. Law §625-a
7.2 of Witness Fees	
7.3 of Final Disposition	Crim. Proc. Law §440.50
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	See, Crim. Proc. Law §330.20(19) (notice to person endangered by mentally ill escapee)
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	Crim. Proc. Law §390.30(3)
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	Penal Law §215.11
10. Return of Seized Property	Penal Law §450.10
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	See, Exec. Law §623(11),(12),(21) (duties of crime victims board)
12. Elderly Victims	See, Soc. Serv. Law §§300, 303 (emergency assistance for aged, blind and disabled persons)
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	Soc. Serv. Law §§473 et seq.
13. Sexual Assault Victims	
13.1 Payment for Medical Services	Exec. Law §631(7)
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	Crim. Proc. Law §§530.11, 530.12
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	Exec. Law §§623(4)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	Exec. Law §633 (records of crime victims board)
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	15B-1 et seq.
1.1 Responsible Agency	15B-3
1.2 Eligible Claimants	15B-4, 15B-11(a)(3)
1.3 Losses Covered	15B-2(j), 15B-4
1.4 Minimum and Maximum Award	15B-11(e),(f),(g)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	15B-11(a)(2)
1.7 Filing of Claim - Time Limit	15B-11(a)(1)
1.8 Emergency Award	
1.9 Funding	143B-475(e)
2. Restitution	
2.1 Sentencing Option	15A-1343(b)(9),d; 15A-1374(b)(11a); 148-57.1
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	15-8 (restitution of stolen property)
2.5 Administration/Enforcement	148-33.2 (by offender on work release)
3. Escrow and Forfeiture of Offender Profits	
4. Witness Fees	7A-314 et seq.
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	
6.2 Protective Orders	14-226
7. Victim Notification	
7.1 of Compensation Program	15B-6(3)
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	15-11.1
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	108A-99, 108A-102
12.4 Abuse, Neglect, Exploitation - Protective Services	108A-104 et seq.
13. Sexual Assault Victims	
13.1 Payment for Medical Services	143B-480.2
13.2 Special Programs	143B-480.2
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	50B-1 et seq.
14.1 Protective Orders	50B-3 et seq.
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	15B-12(d),(g)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	15B-12(i) (victim compensation records)
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	65-13-01 et seq.
1.1 Responsible Agency	65-13-03(1)
1.2 Eligible Claimants	65-13-03(g), 65-13-04.1, 65-13-06(3)
1.3 Losses Covered	65-13-03(6), 65-13-04
1.4 Minimum and Maximum Award	65-13-06(7),(8),(9)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	65-13-06(4)
1.7 Filing of Claim - Time Limit	65-13-06(2)
1.8 Emergency Award	65-13-16
1.9 Funding	
2. Restitution	
2.1 Sentencing Option	12.1-32-02(e),(f); 12.1-32-07(2)(e), 12.1-32-08
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	12.1-32-08
3. Escrow and Forfeiture of Offender Profits	
4. Witness Fees	31-01-16 et seq.
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	12.1-09-01
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	65-13-05(9)
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	29-01-20 et seq.
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	14-07.1-01 et seq.
14.2 Domestic Violence Shelters	14-07.2-01 et seq.
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	65-13-05(5)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	2743.51 et seq.
1.1 Responsible Agency	2743.52
1.2 Eligible Claimants	2743.51(L)
1.3 Losses Covered	2743.51(E),(F)
1.4 Minimum and Maximum Award	2743.60(I)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	2743.60(A)
1.7 Filing of Claim - Time Limit	2743.60(A)
1.8 Emergency Award	2743.67
1.9 Funding	2743.70; 2743.191
2. Restitution	
2.1 Sentencing Option	2951.02(B)(9),(C)
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	
3. Escrow and Forfeiture of Offender Profits	
4. Witness Fees	2335.05; 2335.08
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	2921.03
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	2743.71; 2929.14(D); 2929.22(G)
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	2929.12(A); 2929.14(A); 2947.051
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	737.29 et seq.
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	2929.12(B)(2); 2929.21(E); 2929.22(B)(2); 2951.02(D)(4)
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	2907.28 et seq.
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	2919.25 et seq.; 2935.03(B) (arrest without warrant for domestic violence); 2933.16 (treatment as condition of probation)
14.1 Protective Orders	3113.31 et seq.
14.2 Domestic Violence Shelters	3113.33 et seq.
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	3113.39 (domestic violence)
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	2743.53(B)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	
15.4 Sexual Assault Counselor Privilege	See, 2921.22(E)(6) (exemption from crime reporting)

Category	Citation
1. Victim Compensation Program	21-142.1 et seq.
1.1 Responsible Agency	21-142.4
1.2 Eligible Claimants	21-142.3(3), 21-142.10(A)(2),(3)
1.3 Losses Covered	21-142.3(9)
1.4 Minimum and Maximum Award	21-142.13(A),(B)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	21-142.10(A)(4)
1.7 Filing of Claim - Time Limit	21-142.10(A)(1)
1.8 Emergency Award	
1.9 Funding	21-142.17 et seq.
2. Restitution	
2.1 Sentencing Option	22-991a(A)(1)(a), 22-991f
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	See, 22-991d (supervision fees imposed on probationers and parolees)
3. Escrow and Forfeiture of Offender Profits	22-17
4. Witness Fees	22-718; 28-81, 28-82
5. Victim's Bill of Rights	19-215.33
6. Protection from Intimidation	
6.1 Crime Defined	21-455
6.2 Protective Orders	19-215.33(2)
7. Victim Notification	
7.1 of Compensation Program	21-142.6(7); 19-215.33(3)
7.2 of Witness Fees	19-215.33(4)
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	19-215.33(1)
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	57-332.2 (notice to DA's of parole board docket)
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	22-982
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	19-215.33(7)
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	19-215.33(6); 22-1321 et seq.
11. Victim-Witness Assistance	
11.1 Ombudsmen	19-215.33
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	19-215.33(3) (right to notice of victim/witness services)
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	21-142.19 et seq.
13.2 Special Programs	22-40 et seq. (notice of rights and victim hotline to sexual assault victims)
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	See, 22-40 et seq. (notice of rights and victim hotline to domestic abuse victims)
14.1 Protective Orders	22-60 et seq.
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	21-142.6(5)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	147.005 et seq.
1.1 Responsible Agency	147.005(6), 147.125
1.2 Eligible Claimants	147.015, 147.025
1.3 Losses Covered	147.035
1.4 Minimum and Maximum Award	147.015(1)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	147.015(2)
1.7 Filing of Claim - Time Limit	147.015(6)
1.8 Emergency Award	147.055
1.9 Funding	147.225 et seq.
2. Restitution	
2.1 Sentencing Option	137.101 (compensatory fine), 137.103, 137.106
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	
3. Escrow and Forfeiture of Offender Profits	
4. Witness Fees	44.410 et seq.
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	162.285
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	147.365
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	161.325(2), 161.326(2) (of offender found not guilty on insanity grounds)
7.9 of Escape of Offender	161.325(2), 161.326(2)
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	137.530; 144.790
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	142.010 et seq.
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	136.345
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	107.700, 107.718 et seq.; 133.055 (citation for domestic violence)
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	147.205(2), 147.215(2)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	147.115 (victim compensation records)
15.4 Sexual Assault Counselor Privilege	

Category		Citation
1. Victim Compensation Program		71-180-7 et seq.
1.1 Responsible Agency		71-180-7.1(a)
1.2 Eligible Claimants		71-180-7.3
1.3 Losses Covered		
1.4 Minimum and Maximum Award		71-180-7.5(a); 71-180-7.9(b),(c)
1.5 Required to Show Financial Need		
1.6 Required to Report Crime - Time Limit		71-180-7.9(a)(3)
1.7 Filing of Claim - Time Limit		71-180-7.4(b)
1.8 Emergency Award		71-180-7.8
1.9 Funding		
2. Restitution		
2.1 Sentencing Option		18-1106
2.2 Mandatory Condition of Probation		
2.3 Mandatory Condition of Parole		
2.4 Mandatory Sentence		
2.5 Administration/Enforcement		18-1106(e),(f)
3. Escrow and Forfeiture of Offender Profits		71-180-7.18
4. Witness Fees		42-5903(a),(b)
5. Victim's Bill of Rights		
6. Protection from Intimidation		
6.1 Crime Defined		18-4952; 18-4953
6.2 Protective Orders		18-4954
7. Victim Notification		
7.1 of Compensation Program		71-180-7.2(k); 71-180-7.17
7.2 of Witness Fees		
7.3 of Final Disposition		
7.4 of Plea Agreement		
7.5 of Cancelled Proceeding		
7.6 of Right to Participate in Sentencing Hearing		
7.7 of Parole Hearing		
7.8 of Release of Offender		
7.9 of Escape of Offender		
8. Victim Participation in Proceedings		
8.1 Victim Impact Statement in Presentence Report		
8.2 Written Statement at Sentencing Hearing		

Category		Citation
8.3 Testimony at Sentencing Hearing		
8.4 Written Statement at Parole Hearing		
8.5 Testimony at Parole Hearing		
8.6 Comment on Plea Bargain		
8.7 Participation in Other Proceedings		
9. Employment Assistance		
9.1 Employer Intercession Services		
9.2 Criminal Sanction for Penalizing Employee-Witness		
10. Return of Seized Property		
11. Victim-Witness Assistance		
11.1 Ombudsmen		
11.2 Support Attendants		
11.3 Funding for Local Victim-Witness Groups		
12. Elderly Victims		
12.1 Sentencing for Offenses Against Elderly		42-9717
12.2 Abuse, Neglect, Exploitation - Criminal Penalty		
12.3 Abuse, Neglect, Exploitation - Reporting		
12.4 Abuse, Neglect, Exploitation - Protective Services		
13. Sexual Assault Victims		
13.1 Payment for Medical Services		
13.2 Special Programs		62-1201 et seq. (funding for rape-crisis centers)
13.3 Child Sexual Assault Victim - Closed Proceedings		
13.4 Child Sexual Assault Victim - Admissible Depositions		
14. Domestic Violence		
14.1 Protective Orders		35-10181 et seq.
14.2 Domestic Violence Shelters		62-1201 et seq. (funding for domestic violence centers)
14.3 Domestic Violence Reporting		
15. Privacy and Security of Victim Information		
15.1 Statistical Information on Victims Maintained		
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies		71-180-7.2(d)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies		71-180-7.11 (compensation board records)
15.4 Sexual Assault Counselor Privilege		42-5945.1

Category	Citation
1. Victim Compensation Program	
1.1 Responsible Agency	
1.2 Eligible Claimants	
1.3 Losses Covered	
1.4 Minimum and Maximum Award	
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	
1.7 Filing of Claim - Time Limit	
1.8 Emergency Award	
1.9 Funding	
2. Restitution	
2.1 Sentencing Option	33-3212
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	
3. Escrow and Forfeiture of Offender Profits	
4. Witness Fees	4-App.X, -2, -5; 34-752
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	33-4434 et seq.
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	12-25-1-et seq.
1.1 Responsible Agency	12-25-3
1.2 Eligible Claimants	12-25-3(b), 12-25-6(c)
1.3 Losses Covered	12-25-5
1.4 Minimum and Maximum Award	12-25-6(b)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	12-25-6(a)
1.7 Filing of Claim - Time Limit	12-25-6(a)
1.8 Emergency Award	
1.9 Funding	12-25-12 et seq.
2. Restitution	
2.1 Sentencing Option	12-19-32
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	12-19-34
3. Escrow and Forfeiture of Offender Profits	12-25.1-1 et seq.
4. Witness Fees	9-29-7
5. Victim's Bill of Rights	12-28-1 et seq.
6. Protection from Intimidation	
6.1 Crime Defined	11-32-3 et seq.
6.2 Protective Orders	11-32-6; 12-28-3(3)
7. Victim Notification	
7.1 of Compensation Program	12-28-3(9)
7.2 of Witness Fees	12-28-3(6)
7.3 of Final Disposition	12-28-3(12)
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	12-28-3(4)
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	12-28-6
7.8 of Release of Offender	12-28-3(2),(12); 13-8-9.1 (of release on parole)
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	12-28-3(10)
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	12-28-3(11); 12-28-4
8.4 Written Statement at Parole Hearing	12-28-6; 13-8-26
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	12-28-3(7)
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	11-41-15; 12-28-3(8)
11. Victim-Witness Assistance	
11.1 Ombudsmen	12-28-3(13)
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	12-28-3(9) (notice of programs)
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	11-5-10 (assault on elderly person)
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	11-5-9 (domestic assault, crime defined, notice of rights)
14.1 Protective Orders	15-15-1 et seq., 15-15-3
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	16-3-1110 et seq.
1.1 Responsible Agency	16-3-1110(1), 16-3-1120, 16-3-1160
1.2 Eligible Claimants	16-3-1210, 16-3-1220, 16-3-1310
1.3 Losses Covered	16-3-1180(1),(2)
1.4 Minimum and Maximum Award	16-3-1180(4),(5)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	16-3-1170
1.7 Filing of Claim - Time Limit	16-3-1230(2)
1.8 Emergency Award	16-3-1150
1.9 Funding	16-3-1290; 24-23-210, 24-23-220
2. Restitution	
2.1 Sentencing Option	
2.2 Mandatory Condition of Probation	17-25-125 (for property offenses); 22-3-800 (for check forgery)
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	17-22-140 (by offender on pretrial intervention); 17-25-120 (for theft)
2.5 Administration/Enforcement	16-3-1270, 24-3-40 (by offender on work furlough); 24-23-30(e), 24-23-40, 24-23-110
3. Escrow and Forfeiture of Offender Profits	15-59-40 et seq.
4. Witness Fees	19-19-20-et seq.
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	16-9-340
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	24-21-14(a)
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	17-22-80 (victim recommendation in pretrial intervention program)
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	27-21-10 et seq.
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	43-29-40 et seq.
12.3 Abuse, Neglect, Exploitation - Reporting	43-29-10, 43-29-42 et seq.
12.4 Abuse, Neglect, Exploitation - Protective Services	43-29-70
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	16-3-1120(3)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	16-3-1240 (victim compensation programs)
15.4 Sexual Assault Counselor Privilege	

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Category	Citation
1. Victim Compensation Program	
1.1 Responsible Agency	
1.2 Eligible Claimants	
1.3 Losses Covered	
1.4 Minimum and Maximum Award	
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	
1.7 Filing of Claim - Time Limit	
1.8 Emergency Award	
1.9 Funding	
2. Restitution	23A-28-1 et seq.
2.1 Sentencing Option	23A-28-3
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	23A-28-7, 23A-28-8
3. Escrow and Forfeiture of Offender Profits	23A-28A-1 et seq.
4. Witness Fees	19-5-1
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	22-11-19
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	23A-28-6 (of restitution plan)
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	22-30A-21
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	23A-24-6
13.4 Child Sexual Assault Victim - Admissible Depositions	23A-12-9
14. Domestic Violence	
14.1 Protective Orders	25-10-1, 25-10-5 et seq.
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	25-10-20 (domestic abuse information)
15.4 Sexual Assault Counselor Privilege	

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Category		Citation
1.	Victim Compensation Program	29-13-101 et seq.
1.1	Responsible Agency	29-13-102(c)
1.2	Eligible Claimants	29-13-105
1.3	Losses Covered	29-13-106
1.4	Minimum and Maximum Award	29-13-106(d), 29-13-107(4)
1.5	Required to Show Financial Need	
1.6	Required to Report Crime - Time Limit	29-13-108(e)
1.7	Filing of Claim - Time Limit	29-13-108(a)
1.8	Emergency Award	29-13-114
1.9	Funding	40-24-107
2.	Restitution	
2.1	Sentencing Option	40-35-304
2.2	Mandatory Condition of Probation	39-3-405(a) (for burglary)
2.3	Mandatory Condition of Parole	
2.4	Mandatory Sentence	40-20-116 (for property offenses)
2.5	Administration/Enforcement	41-6-101 et seq. (restitution centers); 41-6-201 (restitution industries)
3.	Escrow and Forfeiture of Offender Profits	29-13-201 et seq.
4.	Witness Fees	24-4-101 et seq.; 40-17-112; 40-25-106; 40-25-129
5.	Victim's Bill of Rights	
6.	Protection from Intimidation	
6.1	Crime Defined	39-5-115
6.2	Protective Orders	
7.	Victim Notification	
7.1	of Compensation Program	
7.2	of Witness Fees	
7.3	of Final Disposition	
7.4	of Plea Agreement	
7.5	of Cancelled Proceeding	
7.6	of Right to Participate in Sentencing Hearing	
7.7	of Parole Hearing	
7.8	of Release of Offender	
7.9	of Escape of Offender	
8.	Victim Participation in Proceedings	
8.1	Victim Impact Statement in Presentence Report	40-35-207(8)
8.2	Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	40-17-118
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	39-2-104(b)(1)
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	39-2-105 (assault on spouse)
14.1 Protective Orders	36-1201, 36-1205 et seq.
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	29-13-117 (by state board of claims on compensation claims)
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	
15.4 Sexual Assault Counselor Privilege	

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Category	Citation
1. Victim Compensation Program	Civ. Stat. art. 8309-1, §§1 et seq.
1.1 Responsible Agency	Civ. Stat. art. 8309-1, §3(1)
1.2 Eligible Claimants	Civ. Stat. art. 8309-1, §3(9)
1.3 Losses Covered	Civ. Stat. art. 8309-1, §3(7)
1.4 Minimum and Maximum Award	Civ. Stat. art. 8309-1, §7(b)
1.5 Required to Show Financial Need	Civ. Stat. art. 8309-1, §6(c)(3)
1.6 Required to Report Crime - Time Limit	Civ. Stat. art. 8309-1, §4(b)
1.7 Filing of Claim - Time Limit	Civ. Stat. art. 8309-1, §4(c)
1.8 Emergency Award	Civ. Stat. art. 8309-1, §8
1.9 Funding	Civ. Stat. art. 8309-1, §14; Code of Crim. Proc. art. 42.12, §6c
2. Restitution	
2.1 Sentencing Option	Code of Crim. Proc. art. 42.12, §10A(e)(2) (community service restitution probation)
2.2 Mandatory Condition of Probation	Code of Crim. Proc. art. 42.12, §§6(a)(h), 6(a)(n), art. 42.13, §§6a(8),(14),6d
2.3 Mandatory Condition of Parole	Code of Crim. Proc. art. 42.12, §15(g)
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	Code of Crim. Proc. art. 42.12, §§6(b), 6c, 6c(g)(4), 10A(e)(2) (restitution centers program); Civ. Stat. art. 6166x-3, §6(3) (work furlough program)
3. Esrow and Forfeiture of Offender Profits	Civ. Stat. art. 8309-1, §16 et seq.
4. Witness Fees	Code of Crim. Proc. art. 24.16
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	Penal Code §§36.05, 36.06
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	Civ. Stat. art. 8309-1, §10(e),(f)
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	Code of Crim. Proc. art. 47.01 et seq.
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	Penal Code §22.04
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	Human Res. Code §§48.001, 48.036, 48.056
12.4 Abuse, Neglect, Exploitation - Protective Services	Human Res. Code §§48.056 et seq.
13. Sexual Assault Victims	
13.1 Payment for Medical Services	Civ. Stat. art. 4447m
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	Code of Crim. Proc. art. 38.071
14. Domestic Violence	
14.1 Protective Orders	Fam. Code §§71.01 et seq.
14.2 Domestic Violence Shelters	Human Res. Code §§51.001 et seq.
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	Human Res. Code §51.006 (data on domestic abuse centers)
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	Human Res. Code §§48.083 (elderly abuse records), 51.007 (domestic abuse data)
15.4 Sexual Assault Counselor Privilege	

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Category		Citation
1.	Victim Compensation Program	
1.1	Responsible Agency	
1.2	Eligible Claimants	
1.3	Losses Covered	
1.4	Minimum and Maximum Award	
1.5	Required to Show Financial Need	
1.6	Required to Report Crime - Time Limit	
1.7	Filing of Claim - Time Limit	
1.8	Emergency Award	
1.9	Funding	
2.	Restitution	
2.1	Sentencing Option	41-25-1 et seq. (by offenders convicted of driving while intoxicated)
2.2	Mandatory Condition of Probation	77-18-1(5),(8)
2.3	Mandatory Condition of Parole	77-27-3(3),(4) (mandatory consideration)
2.4	Mandatory Sentence	76-3-201(3)(a) et seq.
2.5	Administration/Enforcement	76-3-201.1
3.	Escrow and Forfeiture of Offender Profits	
4.	Witness Fees	21-5-4; 21-5-10
5.	Victim's Bill of Rights	
6.	Protection from Intimidation	76-8-508
6.1	Crime Defined	
6.2	Protective Orders	
7.	Victim Notification	
7.1	of Compensation Program	
7.2	of Witness Fees	
7.3	of Final Disposition	
7.4	of Plea Agreement	
7.5	of Cancelled Proceeding	
7.6	of Right to Participate in Sentencing Hearing	
7.7	of Parole Hearing	77-27-3(1) (of parole hearing)
7.8	of Release of Offender	
7.9	of Escape of Offender	
8.	Victim Participation in Proceedings	
8.1	Victim Impact Statement in Presentence Report	
8.2	Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	77-24-1 et seq.
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	55-19-1, 55-19-2
12.4 Abuse, Neglect, Exploitation - Protective Services	55-19-4 et seq.
13. Sexual Assault Victims	
13.1 Payment for Medical Services	76-3-409(2) (paid by offender who assaults minor)
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	76-5-411
14. Domestic Violence	30-6-1 et seq.; 77-36-1 et seq.
14.1 Protective Orders	30-6-2 et seq.; 77-36-3 et seq.
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	77-36-2(6),(7)
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	55-19-8 (abused elderly records)
15.4 Sexual Assault Counselor Privilege	78-3c-1 et seq.; 78-24-8(6)

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Category		Citation
1. Victim Compensation Program		
1.1	Responsible Age icy	
1.2	Eligible Claimants	
1.3	Losses Covered	
1.4	Minimum and Maximum Award	
1.5	Required to Show Financial Need	
1.6	Required to Report Crime - Time Limit	
1.7	Filing of Claim - Time Limit	
1.8	Emergency Award	
1.9	Funding	
2. Restitution		
2.1	Sentencing Option	28-252(b)(5)
2.2	Mandatory Condition of Probation	
2.3	Mandatory Condition of Parole	
2.4	Mandatory Sentence	
2.5	Administration/Enforcement	28-253(c)
3. Escrow and Forfeiture of Offender Profits		
4. Witness Fees		32-1551
5. Victim's Bill of Rights		
6. Protection from Intimidation		
6.1	Crime Defined	13-3015
6.2	Protective Orders	
7. Victim Notification		
7.1	of Compensation Program	
7.2	of Witness Fees	
7.3	of Final Disposition	
7.4	of Plea Agreement	
7.5	of Cancelled Proceeding	
7.6	of Right to Participate in Sentencing Hearing	
7.7	of Parole Hearing	
7.8	of Release of Offender	
7.9	of Escape of Offender	
8. Victim Participation in Proceedings		
8.1	Victim Impact Statement in Presentence Report	28-204(e)
8.2	Written Statement at Sentencing Hearing	

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Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	13-2506
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	18-1150 et seq.
12.4 Abuse, Neglect, Exploitation - Protective Services	18-1154
13. Sexual Assault Victims	
13.1 Payment for Medical Services	32-1407
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	15-1101 et seq.
14.2 Domestic Violence Shelters	3-18
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	3-18(c)(4) (domestic abuse)
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	
15.4 Sexual Assault Counselor Privilege	

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Category	Citation
1. Victim Compensation Program	34-151 et seq.
1.1 Responsible Agency	34-153(3)
1.2 Eligible Claimants	34-161(a), 34-164(b)(4),(5),(6),(7)
1.3 Losses Covered	34-163(b)
1.4 Minimum and Maximum Award	34-164(a)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	34-161(b)
1.7 Filing of Claim - Time Limit	34-161(b)
1.8 Emergency Award	
1.9 Funding	34-171
2. Restitution	
2.1 Sentencing Option	5-3711(a),(c)
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	
3. Esconrow and Forfeiture of Offender Profits	
4. Witness Fees	5-660
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	5-3941 et seq.
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	34-158(g) (compensation commission records)
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	19.2-368.1 et seq.
1.1 Responsible Agency	19.2-368.3
1.2 Eligible Claimants	19.2-368.4
1.3 Losses Covered	19.2-368.11
1.4 Minimum and Maximum Award	19.2-368.11
1.5 Required to Show Financial Need	19.2-368.13
1.6 Required to Report Crime - Time Limit	19.2-368.10
1.7 Filing of Claim - Time Limit	19.2-368.5(B)
1.8 Emergency Award	19.2-368.9
1.9 Funding	19.2-368.18
2. Restitution	
2.1 Sentencing Option	19.2-305
2.2 Mandatory Condition of Probation	19.2-305.1 (for offense causing property damage)
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	
3. Escrow and Forfeiture of Offender Profits	
4. Witness Fees	14.1-189 et seq.
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	18.2-460
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	19.2-368.17
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	19.2-299.1
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	19.2-270.1 et seq.
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	63.1-55.3
12.4 Abuse, Neglect, Exploitation - Protective Services	63.1-55.1 et seq.
13. Sexual Assault Victims	
13.1 Payment for Medical Services	19.2-165.1
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	18.2-67 (victim need not be minor)
14. Domestic Violence	
14.1 Protective Orders	
14.2 Domestic Violence Shelters	63.1-315 et seq.
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	19.2-368.3(2)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	19.2-368.14 (victim compensation records)
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	7.68.010 et seq.
1.1 Responsible Agency	7.68.020(1), 7.68.030
1.2 Eligible Claimants	7.68.070(2) et seq.
1.3 Losses Covered	7.68.070
1.4 Minimum and Maximum Award	7.68.070, 7.68.070(12),(13)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	7.68.060(2)
1.7 Filing of Claim - Time Limit	7.68.060(1)
1.8 Emergency Award	
1.9 Funding	7.68.035
2. Restitution	
2.1 Sentencing Option	9.95.210
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	
3. Escrow and Forfeiture of Offender Profits	7.68.200 et seq.
4. Witness Fees	2.36.150; 2.40.010
5. Victim's Bill of Rights	7.69.010 et seq.
6. Protection from Intimidation	
6.1 Crime Defined	9A.72.110 et seq.; 9A.04.110 (25)
6.2 Protective Orders	7.69.030(3)
7. Victim Notification	
7.1 of Compensation Program	
7.2 of Witness Fees	7.69.030(4)
7.3 of Final Disposition	7.69.030(1)
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	7.69.030(2)
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	7.69.030(7)
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	7.69.030(6); 10.79.050
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	70.125.060
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	7.68.070(13), 7.68.170
13.2 Special Programs	70.125.010 et seq.
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	10.99.010, 10.99.040(2)
14.2 Domestic Violence Shelters	70.123.010 et seq.
14.3 Domestic Violence Reporting	10.99.030(6),(7)
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	7.68.145
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	7.68.140 (victim compensation records); 70.125.070 (records of rape crisis center not discoverable)
15.4 Sexual Assault Counselor Privilege	See, 70.125.070

Category	Citation
1. Victim Compensation Program	14A-2A-1 et seq.
1.1 Responsible Agency	14A-2A-5 et seq.
1.2 Eligible Claimants	14-2A-14(c),(d),(e)
1.3 Losses Covered	14A-2A-3(e), 14A-2A-5
1.4 Minimum and Maximum Award	14A-2A-14(g)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	14-2A-14(b)
1.7 Filing of Claim - Time Limit	14-2A-14(a)
1.8 Emergency Award	
1.9 Funding	14-2A-4
2. Restitution	
2.1 Sentencing Option	62-12-9(3)(1)
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	
3. Esconrow and Forfeiture of Offender Profits	
4. Witness Fees	59-1-16; 62-5-1
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	61-5-27
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	14-2A-25
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	62-1A-7
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	48-2A-1, 48-2A-6 et seq.
14.2 Domestic Violence Shelters	48-2C-1 et seq.
14.3 Domestic Violence Reporting	48-2A-9
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	14-2A-21 (reports on reparations claims); 48-2C-7 (by domestic violence shelters)
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	14-2A-16(e)
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	949.001 et seq.
1.1 Responsible Agency	949.01(1m), 949.03(1)
1.2 Eligible Claimants	949.03(1), 949.04(1), 949.08(2),(3)
1.3 Losses Covered	949.06
1.4 Minimum and Maximum Award	949.06(2)
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	949.08(1)
1.7 Filing of Claim - Time Limit	949.08(1)
1.8 Emergency Award	949.10
1.9 Funding	
2. Restitution	
2.1 Sentencing Option	
2.2 Mandatory Condition of Probation	973.09(1)(b)
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	
3. Escrow and Forfeiture of Offender Profits	
4. Witness Fees	814.67
5. Victim's Bill of Rights	950.01 et seq.
6. Protection from Intimidation	
6.1 Crime Defined	940.20 (battery to witness), 940.41 et seq.
6.2 Protective Orders	940.47 et seq.; 950.04(3)
7. Victim Notification	
7.1 of Compensation Program	950.04(4)
7.2 of Witness Fees	950.04(5)
7.3 of Final Disposition	950.04(1)
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	950.04(2)
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	950.04(1)
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	950.04(2m), 950.05(1)(dm); 972.15(2m); 973.01(4); See, 973.09(1m)(b)
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	950.04(8)
9.2 Criminal Sanction for Penalizing Employee-Witness	103.87
10. Return of Seized Property	950.04(7)
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	950.04(4) (notice of services)
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	940.19(3)(a)
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	15.197 (council on domestic abuse); 971.37 (deferred prosecution program for domestic violence offenders)
14.1 Protective Orders	
14.2 Domestic Violence Shelters	46.95; 973.055 (domestic abuse assessments)
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	949.18(5) (compensation claims)
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	949.13
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	949.16 (victim compensation records)
15.4 Sexual Assault Counselor Privilege	

Category	Citation
1. Victim Compensation Program	
1.1 Responsible Agency	
1.2 Eligible Claimants	
1.3 Losses Covered	
1.4 Minimum and Maximum Award	
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	
1.7 Filing of Claim - Time Limit	
1.8 Emergency Award	
1.9 Funding	
2. Restitution	7-13-307 et seq.
2.1 Sentencing Option	
2.2 Mandatory Condition of Probation	7-13-308 (mandatory consideration), 7-13-312
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	7-13-312
3. Escrow and Forfeiture of Offender Profits	
4. Witness Fees	1-14-102, 1-14-106
5. Victim's Bill of Rights	
6. Protection from Intimidation	
6.1 Crime Defined	6-5-305
6.2 Protective Orders	
7. Victim Notification	
7.1 of Compensation Program	7-13-311 (of restitution plan)
7.2 of Witness Fees	
7.3 of Final Disposition	
7.4 of Plea Agreement	
7.5 of Cancelled Proceeding	
7.6 of Right to Participate in Sentencing Hearing	
7.7 of Parole Hearing	
7.8 of Release of Offender	
7.9 of Escape of Offender	
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	
8.7 Participation in Other Proceedings	
9. Employment Assistance	
9.1 Employer Intercession Services	
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	7-7-105 et seq.
11. Victim-Witness Assistance	
11.1 Ombudsmen	
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	35-20-108
12.3 Abuse, Neglect, Exploitation - Reporting	35-20-103
12.4 Abuse, Neglect, Exploitation - Protective Services	35-20-101 et seq.
13. Sexual Assault Victims	
13.1 Payment for Medical Services	
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	35-21-101 et seq.
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	35-20-107 (records of adult abuse)
15.4 Sexual Assault Counselor Privilege	

Section 2
FEDERAL LEGISLATION
BY
CLASSIFICATION CATEGORIES

Category	Citation
1. Victim Compensation Program	
1.1 Responsible Agency	
1.2 Eligible Claimants	
1.3 Losses Covered	
1.4 Minimum and Maximum Award	
1.5 Required to Show Financial Need	
1.6 Required to Report Crime - Time Limit	
1.7 Filing of Claim - Time Limit	
1.8 Emergency Award	
1.9 Funding	
2. Restitution	
2.1 Sentencing Option	P.L. 97-291 §5 (1982) (18 USC 3579 et seq.); Guidelines for Victim and Witness Assistance (Office of Attorney Gen., 7/9/83), Pt. IV
2.2 Mandatory Condition of Probation	
2.3 Mandatory Condition of Parole	
2.4 Mandatory Sentence	
2.5 Administration/Enforcement	
3. Esrow and Forfeiture of Offender Profits	See, P.L. 97-291 §7
4. Witness Fees	
5. Victim's Bill of Rights	P.L. 97-291 §6(a) (18 USC 1512, note); Guidelines, Pt. II
6. Protection from Intimidation	
6.1 Crime Defined	P.L. 97-291 §4 (18 USC 1512 et seq.); Guidelines, Pt. V
6.2 Protective Orders	P.L. 97-291 §4 (18 USC 1514)
7. Victim Notification	
7.1 of Compensation Program	P.L. 97-291 §6(a)(1); Guidelines, Pt. II(A)(2)
7.2 of Witness Fees	
7.3 of Final Disposition	P.L. 97-291 §6(a)(5); Guidelines, Pt. II(B)(4)
7.4 of Plea Agreement	P.L. 97-291 §6(a)(5)(C); Guidelines, Pt. II(C)(5)
7.5 of Cancelled Proceeding	P.L. 97-291 §6(a)(3); Guidelines, Pt. II(B)(3)
7.6 of Right to Participate in Sentencing Hearing	Guidelines, Pt. II(B)(8)
7.7 of Parole Hearing	Guidelines, Pt. II(B)
7.8 of Release of Offender	P.L. 97-291 §6(a)(4)(C),(D); Guidelines, Pt. II(B)(4)
7.9 of Escape of Offender	Guidelines, Pt. II(B)
8. Victim Participation in Proceedings	
8.1 Victim Impact Statement in Presentence Report	P.L. 97-291 §§3 (F.R. Crim. Proc. 32(c)(2)), 6(a)(5); Guidelines, Pt. III
8.2 Written Statement at Sentencing Hearing	

Category	Citation
8.3 Testimony at Sentencing Hearing	Guidelines, Pt. II(B)(8)
8.4 Written Statement at Parole Hearing	
8.5 Testimony at Parole Hearing	
8.6 Comment on Plea Bargain	P.L. 97-291 §6(a)(5)(C); Guidelines, Pt. II(C)(5)
8.7 Participation in Other Proceedings	P.L. 97-291 §6(a)(5)(D) (pretrial diversion program)
9. Employment Assistance	
9.1 Employer Intercession Services	P.L. 97-291 §6(a)(8); Guidelines, Pt. II(D)(4)(a)
9.2 Criminal Sanction for Penalizing Employee-Witness	
10. Return of Seized Property	P.L. 97-291 §6(a)(7); Guidelines, Pt. II(D)(3)
11. Victim-Witness Assistance	
11.1 Ombudsmen	P.L. 97-291 §6(a)(5); Guidelines, Pt. I(D)
11.2 Support Attendants	
11.3 Funding for Local Victim-Witness Groups	
12. Elderly Victims	
12.1 Sentencing for Offenses Against Elderly	
12.2 Abuse, Neglect, Exploitation - Criminal Penalty	
12.3 Abuse, Neglect, Exploitation - Reporting	
12.4 Abuse, Neglect, Exploitation - Protective Services	
13. Sexual Assault Victims	
13.1 Payment for Medical Services	Guidelines, Pt. II(D)(7)
13.2 Special Programs	
13.3 Child Sexual Assault Victim - Closed Proceedings	
13.4 Child Sexual Assault Victim - Admissible Depositions	
14. Domestic Violence	
14.1 Protective Orders	
14.2 Domestic Violence Shelters	
14.3 Domestic Violence Reporting	
15. Privacy and Security of Victim Information	
15.1 Statistical Information on Victims Maintained	
15.2 Authority of Victim Compensation Agency to Request Data from Law Enforcement Agencies	
15.3 Confidentiality of Victim Information Held by Victim-Assistance Agencies	Guidelines, Pt. II(D)(1)
15.4 Sexual Assault Counselor Privilege	

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**NCJ-94263, 7/84
Victim-Witness
Legislation**

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National Crime Survey

Criminal victimization in the U.S.:

1982 (final report), NCJ-92820, 11/84
1973-82 trends, NCJ-90541, 9/83
1981 (final report), NCJ-90208
1980 (final report), NCJ-84015, 4/83
1979 (final report), NCJ-76710, 12/81

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Census of jails, 1978: Data for individual jails, vols. I-IV, Northeast, North Central, South, West, NCJ-72279-72282, 12/81

Profile of jail inmates, 1978, NCJ-65412, 2/81
Census of jails and survey of jail inmates, 1978, preliminary report, NCJ-55172, 5/79

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