

**Local Resources and/or
Frequently Asked Questions**

Placer County District Attorney - Victim Services Unit
10810 Justice Center Drive, Suite 240
Roseville, CA 95678
(916) 543-8000
www.placer.ca.gov/Departments/DA.aspx

Placer County DA Tahoe Office (530) 581- 6348

Placer County Jail (530) 885-8500

For information regarding the custody status of an inmate at the Placer County Jail you can visit www.Placer.ca.gov or phone (530) 745-8500. You may also contact the Victim Information and Notification Service Everyday (VINE) at 1-877-411-5588 or at www.vinelink.com and they will register you to be notified when an inmate is moved and or released from custody.

Placer County Probation (916) 543-7400

Placer County Superior Court www.placer.courts.ca.gov
(916) 408-6000

Legal Self Help Center (916) 543-6000

Stand Up Placer (800) 575-5352

ACCESS / Adult Protective Services (888) 886-5401

Legal Services of Northern CA (530) 823-7560

**Local Resources and/or
Frequently Asked Questions Continued**

On November 4, 2008, the People of the State of California approved Proposition 9, the Victims' Bill of Rights Act of 2008: Marsy's Law. This measure amended the California Constitution to provide additional rights to victims. There are additional statutory rights applicable to victims, including Penal Code Sections 679.02(a)(1) - (14) (Rights of Victims and Witnesses), Section 680 (Sexual Assault Victim's DNA Bill of Rights), and Sections 679.04 and 679.05 (Victims of Sexual Assault and Domestic Violence). If you have any questions about your rights or seek to exercise these rights, you may contact the Victim Services Unit of the Placer County District Attorney's Office.

This brochure contains specific sections of the Victims' Bill of Rights and resources. Crime victims may obtain additional information regarding Marsy's Law and local Victim Witness Assistance Center information by contacting the Attorney General's Victim Services Unit at 1-877-433-9069.

A 'victim' is defined under the California Constitution as "a person who suffers direct or threatened physical, psychological, or financial harm as a result of the commission or attempted commission of a crime or delinquent act. The term 'victim' also includes the person's spouse, parents, children, siblings, or guardian, and includes a lawful representative of a crime victim who is deceased, a minor, or physically or psychologically incapacitated. The term 'victim' does not include a person in custody for an offense, the accused, or a person whom the court finds would not act in the best interests of a minor victim." (Cal. Const., art. I, § 28(e).)

**Morgan Gire
District Attorney
Placer County**

THE VICTIMS' BILL OF RIGHTS
ACT OF 2008

*Marsy's Card
and Resources*

To provide victims with rights,
justice, and due process



**Placer County District Attorney
Victim Services Unit
(916) 543-8000**

Message from your District Attorney

The Office of the District Attorney preserves public safety and enhances the quality of life in Placer County by investigating crime, prosecuting criminals, assisting victims and survivors of crime, protecting the health and well-being of children and deterring juveniles from criminal activity.

Morgan Gire, District Attorney
pcdainfo@placer.ca.gov

The California Constitution, Article 1, Section 28, confers certain rights to victims of crime. Those rights include:

1. Fairness and Respect

To be treated with fairness and respect for his or her privacy and dignity, and to be free from intimidation, harassment, and abuse, throughout the criminal or juvenile justice process.

2. Protection from the Defendant

To be reasonably protected from the defendant and persons acting on behalf of the defendant.

3. Victim Safety Consideration in Setting Bail and Release Conditions

To have the safety of the victim and the victim's family considered in fixing the amount of bail and release conditions for the defendant.

4. The Prevention of the Disclosure of Confidential Information

To prevent the disclosure of confidential information or records to the defendant, the defendant's attorney, or any other person acting on behalf of the defendant, which could be used to locate or harass the victim or the victim's family or which disclose confidential communications made in the course of medical or counseling treatment, or which are otherwise privileged or confidential by law.

5. Refusal to be Interviewed by the Defense

To refuse an interview, deposition, or discovery request by the defendant, the defendant's attorney, or any other person acting on behalf of the defendant, and to set reasonable conditions on the conduct of any such interview to which the victim consents.

6. Conference with the Prosecution and Notice of Pretrial Disposition

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

7. Notice of and Presence at Public Proceedings

To reasonable notice of all public proceedings, including delinquency proceedings, upon request, at which the defendant

and the prosecutor are entitled to be present and of all parole or other post-conviction release proceedings, and to be present at all such proceedings.

8. Appearance at Court Proceedings and Expression of Views

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

9. Speedy Trial and Prompt Conclusion of the Case

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

10. Provision of Information to the Probation Department

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

11. Receipt of Pre-Sentence Report

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

12. Information About Conviction, Sentence, Incarceration, Release, and Escape

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

13. Restitution

- A. It is the unequivocal intention of the People of the State of California that all persons who suffer losses as a result of criminal activity shall have the right to seek and secure restitution from the persons convicted of the crimes causing the losses they suffer.
- B. Restitution shall be ordered from the convicted wrongdoer in every case, regardless of the sentence or disposition imposed, in which a crime victim suffers a loss.
- C. All monetary payments, monies, and property collected from any person who has been ordered to make restitution shall be first applied to pay the amounts ordered as restitution to the victim.

14. The Prompt Return of Property

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

15. Notice of Parole Procedures and Release on Parole

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

16. Safety of Victim and Public are Factors in Parole Release

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

17. Information About These 16 Rights

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

Definition of Victim

A 'victim' defined under the California Constitution as "a person who suffers direct or threatened physical, psychological, or financial harm as a result of the commission or attempted commission of a crime or delinquent act. (Cal. Const., art. I, 28(e).)

Victim Witness

Your local Victim Witness Assistance Center can provide advocacy and specific information on local resources, the Victim Compensation Program, nonprofit victim's rights groups and support groups. To obtain information on the Victim Witness Assistance Center nearest to you call **(916) 543-8000** or the Attorney General's Victim Services Unit 1-877-433-9069.

California Statewide and National Resources

California Attorney General's Victim Services Unit
1-877- 433-9069 www.ag.ca.gov/victimservices

California Department of Corrections and Rehabilitation,
Office of Victim & Survivor Rights & Services,
1-877-256-0VSS (6877) www.cdcr.ca.gov/victim_services

Rape, Abuse, Incest, National Network 1-800-656-HOPE,
<http://www.rainn.org/>

Victims of Crime Resource Center, Pacific/McGeorge School
of Law, 1-800-842-8467, 1-800-victims
www.1800victims.org

National Center for Victims of Crime 1-800-FYI-CALL,
1-800-394-2255 www.ncvc.org/national

National Domestic Violence Hotline 1-800-799-SAFE (7233)
www.ndvh.org

Victim Compensation Program

Help for victims* of:

- Assault
- Child Abuse
- Domestic Violence
- Drunk Driving
- Homicide
- Robbery
- Sexual Assault
- Vehicular Manslaughter
- Human Trafficking

What potentially can the Victim Compensation Program help pay for?

- Medical and dental bills
- Mental health counseling
- Funeral costs
- Relocation
- Crime scene cleanup
- Loss of income

For more information contact your local Victim Witness Assistance Center or:

**Victim Compensation and
Government Claims Board**
1-800-777-9229
www.victimcompensation.ca.gov

* The definition of victim under the Victim Compensation Program may differ from the definition under the California Constitution.