



### **Gilpin County Victim Services**

Serving Black Hawk, Central City, and Gilpin County

2960 Dory Hill Road, Black Hawk, CO 80422

303-582-5926

[gilpinvictimservices@gilpincounty.org](mailto:gilpinvictimservices@gilpincounty.org)

### **Gilpin County Law Enforcement Agencies**

Black Hawk Police

221 Church Street, Black Hawk, CO 80422

303-582-0503

Gilpin County Sheriff's Office

2960 Dory Hill Road, Black Hawk, CO 80422

303-582-1060

Dispatch 303-582-5500

Inform your advocate if your contact info changes

Case Report Number:

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Officer/Deputy:

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Advocate:

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## **The Rights of Victims of Crime**

Victims of certain crimes have rights guaranteed by the Colorado Constitution. Those rights and additional resources are identified in this brochure.

Police-based victim advocates help you navigate the criminal justice process and assist in gaining information or offering input about your case. You can reach a victim advocate by calling 303-582-5926. Advocates have information and resources to assist you with:

- Crisis intervention / safety planning
- Locating emergency resources
- Education about trauma and coping
- Information about case status, restraining orders and the criminal justice system
- Application for Crime Victim Compensation (CVC)
- Referrals to counseling, legal, and community resources
- Employer intervention
- Translation services
- Restitution

If you would like any additional resources or services, please contact Gilpin Victim Services.

### **1st Judicial District/Gilpin County**

#### **Jefferson & Gilpin Counties District Attorney**

For specific questions concerning the prosecution of your case, you may contact the DA's office:

500 Jefferson County Pkwy

Golden, CO 80401

303-271-6550

#### **Gilpin County Combined Courts**

Gilpin Court Proceedings are held at:

2960 Dory Hill Road, Suite 200

Black Hawk, CO 80422

303-582-5522

## SUMMARY OF VICTIMS' RIGHTS

- To be treated with fairness, respect, and dignity
- To be informed of and present (in person, by phone, virtually by audio or video) at all critical stages of the criminal justice process and to have interpretation services as needed at a critical stage.
- To be free from intimidation, harassment or abuse and informed about what steps can be taken if there is intimidation or harassment by a person accused or convicted of the crime, or anyone acting their behalf
- To notification of any change in the status of the accused
- To be heard at any court proceeding that involves a bond reduction or modification, acceptance of a negotiated plea agreement or sentencing, or any modification of sentence
- To have restitution ordered and be informed of the right to pursue a civil judgment against the person convicted of the crime
- To the release of property after the case is settled and it's no longer needed as evidence
- To notification of all case dispositions including appeals
- To timely notification of all court dates
- To employer intercession
- To be informed of the availability of financial assistance and community services
- To be informed of all processes for enforcing compliance
- To be informed of the request for records concerning the victim's medical history, mental health, education, and/or victim compensation
- To be informed of the results of any HIV results
- At the discretion of the district attorney, the victim has the right to view all, or a portion of, the pre-sentence report of the probation department testing that is ordered and performed
- To have criminal justice representatives make all reasonable efforts to exclude or redact the victim's social security number
- To notification of how to request protection of the victim's address
- To be informed about the existence of a criminal protection order and how to request modification of such order
- To receive a free copy of the initial incident report (release is at the discretion of the law enforcement agency)
- To receive a copy of the Victim Impact Statement from the District Attorney
- If a victim contacts a criminal justice agency regarding a crime that occurred before 1993, and the offender who committed the crime is currently serving a sentence for the crime, the victim may request notification of any future critical stages
- To be notified by the district attorney of a hearing concerning a petition for sealing of records
- Victims incarcerated or held at the Division of Youth Services have the right to be heard by telephone during identified critical stages
- To be informed of any request for progression from the state mental health hospital on behalf of a person in its custody as a result of a criminal case involving the victim, and the right to be heard at any hearing which a court considered such a request. "Request for progression" includes any request for off-grounds or unsupervised privileges, community placement, conditional release, unconditional discharge, or a special furlough
- To be informed of the results of a probation revocation hearing
- To be informed of the results of a parole revocation hearing
- To be informed of the decision the Governor's decision to commute or pardon a person convicted of a crime against the victim before such information is publicly disclosed
- To opt in for notifications related to personal forensic medical evidence information

*For a complete listing of your rights, including VRA brochures in multiple languages, please refer to the Colorado Revised Statutes 24-4.1-301 through 24-4.1-304 at [dcj.colorado.gov/dcj-offices/office-for-victims-programs](https://dcj.colorado.gov/dcj-offices/office-for-victims-programs)*

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## CRITICAL STAGES

- Filing of charges
- Preliminary hearing
- Bond reduction or modification hearing
- Compliance hearing regarding firearms
- Arraignment
- Motions hearings
- Disposition hearings
- Trial
- Sentencing hearings
- Post sentencing hearings including the decision to conduct post-conviction DNA testing to establish the actual innocence of a person convicted of a crime against a victim. The results of such testing and future court hearings as a result of the testing are included.
- Subpoena for records concerning a victim's medical history, mental health, education, or crime victim compensation claim
- Appellate review
- Modifications of sentence - restricted
- Probation revocation
- A change of venue for probation supervision
- A warrant issued by probation
- Request for early termination from probation or community corrections
- Attack on judgement or conviction
- Hearing on expungement of juvenile record
- Parole hearing
- Parole release or discharge from prison
- Parole revocation hearing
- Execution of an offender in a capital case
- Transfer to/placement in a non-secure facility or a non-residential status
- Transfer, release or escape from a state hospital
- Petitions by sex offenders to cease registration
- Full Parole Board hearing
- Resentencing following a probation revocation hearing and request for early termination of probation

## COLORADO VICTIMS RIGHTS ACT

The Constitution of the State of Colorado and the laws of this state guarantee certain rights to victims of these criminal acts:

- Murder, manslaughter, homicide
- Vehicular homicide, vehicular assault
- Assault
- Arson – 1<sup>st</sup> degree
- Burglary –1<sup>st</sup> and 2<sup>nd</sup> degree of dwelling
- Menacing
- Kidnapping
- Sexual assault on an adult or child
- Sexual exploitation of children
- Unlawful sexual contact
- Invasion of privacy with and without sexual gratification
- Robbery, aggravated and aggravated robbery of controlled substances
- Incest
- Child abuse
- Crimes against at-risk adults or juveniles
- Crimes involving domestic violence
- Careless driving resulting in death
- Failure to stop at the scene of an accident that results in serious bodily injury or death
- Stalking
- Bias-motivated crime in whole or in part
- Retaliation, tampering, intimidation or aggravated intimidation against a victim or witness
- Retaliation against judge, juror, prosecutor or elected official
- Indecent exposure
- Violation of a protection order issued against a person charged with committing sexual assault or stalking
- Human trafficking
- Crimes involving child prostitution
- Posting a private image for harassment or pecuniary gain

*If the victim of the crime is deceased or incapacitated, these rights are guaranteed to the victim's immediate family or lawful representative.*

## Court Information

If you would like to attend court virtually, you may call our office to discuss options or review the options and connect to the WebEx link here: [www.courts.state.co.us](http://www.courts.state.co.us)

You are welcome to listen/view court. If you would like to share any information during a court proceeding, inform your advocate or the District Attorney prior to the court proceeding. Please listen, with your speaker on mute, unless/until you are addressed directly by the Judge or the District Attorney. An advocate will contact you after court to obtain your feedback, discuss what occurred during the court proceeding, explain the next steps, and answer any questions.

## Jail Notification Information

Law Enforcement will request your CONFIDENTIAL contact information in order to sign you up for VINE notifications. You will be notified of custody status unless you choose to opt out of notification. You may sign up for an automatic alert of the offender's change in custody status through Colorado VINE. Register by phone at 888-263-8463 or online at [www.colorado-vine.com](http://www.colorado-vine.com). You will need the offenders name, your phone number or email address for notification, and a PIN.

## Additional Resources

### PorchLight Family Justice Center

303-271-6100 or [Porchlightfjc.org](http://Porchlightfjc.org)

Legal, emotional, and critical supportive services for survivors of domestic violence, sexual assault, child abuse, abuse of at-risk individuals, elder abuse, and human trafficking.

### Colorado Crisis Services

1-844-493-TALK (8255) or [coloradocrisiservices.org](http://coloradocrisiservices.org)

24-hour Behavioral health crisis intervention, counseling, and referrals.

## If you feel your rights have not been upheld

- Contact the person you feel has not upheld your rights and explain what has not been done
- Seek assistance from your victim advocate or counselor
- Seek assistance from an official of the agency you feel has not upheld your rights

If you are unable to resolve your issues, Colorado state law provides that affected persons may enforce compliance with the provisions of the law by notifying the Governor's Victims' Compensation and Assistance Coordinating Committee:

Dept. of Public Safety, Div. of Criminal Justice Office for Victims' Programs

700 Kipling St., Ste. 1000

Denver, CO 80215-5865

303-239-4442 or 888-282-1080 Toll Free