

***We encourage you to consider enrolling in the post sentencing Victim Notification Program.***

By signing up for notification through the post sentencing agency, you will continue to be informed of significant events that are occurring with the offender in your case. This includes, but is not limited to: where the offender is located, if the offender escapes and/or absconds, if there are additional court hearings, if the offender's sentence is modified, and when the offender's sentence is discharged or terminated from supervision. It is important to keep your contact information current so that the criminal justice agency can reach you!!

- Probation Department
  - Archuleta County (970) 264-8190
  - La Plata County (970) 247-0982
- Jail
  - Archuleta County (970) 264-8458
  - La Plata County (970) 382-7040
- Community Corrections
  - Hilltop House Durango (970) 247-1342
- Department of Corrections
  - Victim Services (719) 226-4703
- Department of Youth Corrections
  - Western Region (970) 241-4886
- Colorado Mental Health Institute
  - Pueblo (719) 546-4385

**REQUEST FOR COMPLIANCE**

What to do if you feel your rights have not been provided:

Colorado state law provides that affected persons may enforce compliance with the provisions of the Constitutional Amendment by notifying the Crime Victim Services Advisory Board.

You must first attempt to seek compliance at the local level. This may include, but not be limited to:

- Contacting the person you feel has not provided you with your rights, explaining specifically what has not been done.
- Contacting the Elected Official or Head of the Agency you feel is not providing your rights and seeking their assistance in receiving your rights. Contact may be verbal or in writing. Accurate records of your efforts to seek compliance at the local level will be helpful to you and to the committee, should a formal request be filed.
- Seeking assistance from the Victim Advocates with whom you have been in contact, or other supportive persons, such as your therapist.

If all local efforts to obtain your rights have failed, you may request assistance by contacting the Division of Criminal Justice, Office for Victims' Programs at the address and phone number below:

State of Colorado  
Department of Public Safety  
Division of Criminal Justice  
Office for Victims' Programs  
700 Kipling Street, Suite 1000  
Denver, CO 80215  
Fax: (303) 239-5743  
Phone: (303) 239-4497  
1-888-282-1080

**LAW ENFORCEMENT AGENCIES**

Archuleta County Sheriff	(970) 264-8430
Bayfield Marshal	(970) 884-9636
Colorado State Patrol	(970) 385-1675
Durango Police Department	(970) 375-4750
Ignacio Police Department	(970) 563-4206
La Plata County Sheriff	(970) 247-1157
Pagosa Springs Police Department	(970) 264-4151
San Juan County Sheriff	(970) 387-5531
Southern Ute Police Department	(970) 563-0246

**IMPORTANT RESOURCES**

Alternative Horizons Hotline	(970) 247-9619
Department of Human Services	(970) 382-6150
District Attorney's Office Victim Witness Assistance	(970) 247-8850
Sexual Assault Services Organization Hotline (SASO)	(970) 247-5400
Renew Hotline (Cortez)	(970) 565-2100
Volunteers of America Southwest Safehouse	(970) 259-5443
Rise Above Violence (Archuleta County)	(970) 264-9075
La Plata County Sheriff's Office Victim Services	(970) 247-1157 x 313

**COURTHOUSE NUMBERS**

County Court	(970) 247-2304
District Court	(970) 247-2304
Municipal Court	(970) 375-5020

***If charges were filed in County or District Court, please notify the DA's Victim Witness Unit at 247-8850 of address and phone number changes. If charges were filed in Municipal Court, notify the Municipal Court Clerk at 375-5020.***

**YOUR  
CONSTITUTIONAL  
RIGHTS  
AS A  
CRIME VICTIM**



**Office of the  
6<sup>th</sup> Judicial  
District Attorney**

- Archuleta County
- 
- La Plata County
- 
- San Juan County

***The Constitution of the State of Colorado and the laws of this state guarantee certain rights to victims of violent crimes.***

The La Plata, Archuleta and San Juan County District Attorney's Office is sorry to learn you have been the victim of a crime. This brochure is to explain your rights as a crime victim and to help you understand what will happen next.

**Violent crimes that apply are:**

- Murder, Manslaughter, Homicide, Criminally negligent homicide
- Vehicular assault, Vehicular homicide
- Sexual assault on an adult or child
- 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> degree assault
- Sexual exploitation of children
- Indecent exposure
- Crimes against at-risk adults and at-risk juveniles
- Menacing
- Kidnapping
- Robbery, 1<sup>st</sup> Degree Burglary
- Crimes against children
- Crimes involving domestic violence
- Stalking
- Careless driving resulting in death
- Failure to stop at the scene of an accident resulting in death
- Ethnic intimidation
- Tampering, retaliation and/or intimidation against a witness or victim
- Human trafficking
- Any attempt, conspiracy, solicitation or accessory to the listed crimes

If the victim is deceased or incapacitated, these rights are guaranteed to the victim's spouse, parent, child, sibling, grandparent, significant other or other lawful representative.

**VICTIM'S BILL OF RIGHTS**

- To be treated with fairness, respect and dignity
- To be informed of and present for all critical stages of the criminal justice process
- To be present and heard in court regarding any bond reduction or modification, continuances, acceptance of any negotiated plea agreement or sentence
- To talk with the Deputy District Attorney before the case is resolved or goes to trial and to be informed of how it is resolved
- To prepare a Victim Impact Statement and have restitution determined by the court
- To be provided, whenever practical, a secure waiting area during court proceedings
- To be informed of the status of your case and any scheduling changes or cancellations if known in advance
- To pursue a civil judgment against anyone who has committed a crime against you
- To promptly receive any property belonging to you when it is no longer needed for prosecution
- To be informed of the availability of financial assistance and community services for victims
- To be provided appropriate employer intercession services regarding court appearances and meetings with criminal justice officials
- To be informed of post conviction release or modification hearings

***For a complete listing of your rights, please refer to Colorado Revised Statutes, 24-4.1-101 through 24-4.1-304.***

Depending upon the circumstances you may qualify for financial assistance from the **Victim Compensation Fund.**

**Losses that may be reimbursed:**

- Reasonable medical and dental expenses
- Mental health therapy
- Lost wages
- Funeral/Burial expenses
- Replacement or repair of dentures, hearing aids, eyeglasses, or other medically necessary devices
- Homemaker and home health care services
- Loss of support to dependents/Household support
- Replacement/repair of exterior residential doors, locks & windows. Modifications to a victim's residence to ensure victim safety
- Rekeying of locks to ensure victim safety
- Crime scene clean-up

**Victim Compensation does NOT cover:**

- Loss of money or any personal property such as televisions, stereos, clothes, food or jewelry
- Damages or stolen vehicles
- Pain and suffering
- Non-residential property damage

**Please Note:**

- An arrest or conviction does not have to be made in order to be eligible for funding, however, a crime must have been reported to law enforcement or Department of Human Services.
- A completed application may take 45-60 days to process.

**IMPORTANT INFORMATION**

As the victim of a violent crime, you have the right to have the following information:

**CASE INFORMATION**

Defendant's name: \_\_\_\_\_  
Charge(s): \_\_\_\_\_  
Court Case: \_\_\_\_\_  
Judge/Division: \_\_\_\_\_  
County: Archuleta, La Plata or San Juan Judicial District: Sixth  
Prosecutor Assigned: \_\_\_\_\_  
Victim/Witness Assistant: \_\_\_\_\_

**CRITICAL STAGES**

You have the right to be informed of and present for all critical stages of the criminal justice process. "Critical stages" means the following stages of the criminal justice process:

- The filing of charges against a person accused of a crime
- The decision to enter into a diversion agreement
- The preliminary hearing
- Any court action involving a bond reduction or modification\*
- Arraignment
- Any hearing on motions concerning evidentiary matters
- Court accepts a plea agreement\*
- Trial
- Modification of protection order\*
- Any sentencing or resentencing hearing\*
- Any probation revocation hearing\*
- Any parole application hearing\*
- The parole, release, or discharge from imprisonment of a person convicted of a crime
- Any parole revocation hearing\*
- The transfer to or placement of a person convicted of a crime in a non-secured facility
- The transfer, release, or escape of a person charged with or convicted of a crime from any state hospital

\* You have the right to be present and heard

If you would like to be present for court hearings, please notify the DA's Victim Witness Unit, so the DA can be made aware of your presence.

The arrest of a person in this case does not necessarily mean he/she will remain in custody.

If you would like to be notified when the defendant is released and/or when the Filing of Charges will occur, contact the District Attorney's Victim Witness Unit at 247-8850 or the La Plata County Detention Facility at 247-1161.