

OHIO VICTIMS' RIGHTS REQUEST FORM

As a victim of crime, you have constitutionally protected rights. **Some rights are automatic. Some rights require your request.**

This form provides important information about your rights. This form is NOT a public record. If you are a victim of an offense of violence, sexually oriented offense, or protection order violation, law enforcement will review this form with you and ask you to complete this form so that criminal justice officials know which rights you wish to exercise. Law enforcement will provide you a copy of the form. These rights also apply to victims of all other criminal offenses. Law enforcement will provide victims of all other offenses information on how to access the form online or provide a printed form, upon request.

Requesting and Enforcing Your Rights

- Page two of this form provides a list of rights that must be requested if you wish to exercise them. It is your choice. You can choose to exercise all, some, or none of your rights.
 - PLEASE NOTE: If you are a victim of a violation of a protection order, an offense of violence, or a sexually oriented offense and you do not complete the form or request your rights at first contact with law enforcement, you will be automatically opted in to all "upon request" rights until you opt out of your rights or are contacted by the prosecutor. Once contacted by a prosecutor, you will no longer be opted in and you must request your rights in order to exercise them.
- You can change your mind at any time about which rights you choose to exercise. However, if you choose not to exercise some rights and then request them later, you may give up some rights that only apply during certain stages of the case. If you change your mind, you must call, email, or complete a new form and return it to the investigating officer, prosecutor, court, prison, jail, or community based correctional facility to ensure officials have updated information on the rights you wish to exercise and updated contact information. You can obtain another Victims' Rights Request Form at ocvjc.org or by calling 614-848-8500.
- **If any of your rights are denied, you may ask the advocate or prosecutor to help, seek enforcement on your own, hire an attorney, or request free legal assistance from Ohio Crime Victim Justice Center at <https://www.ocvjc.org/request-for-assistance> or call 614-848-8500.**
- An online resource to help you understand and exercise all of your rights is the [Victims Rights Toolkit](https://www.ocvjc.org/victims-rights-toolkit), <https://www.ocvjc.org/victims-rights-toolkit>

Appointing a Victim Representative

- You may choose to exercise your rights and/or choose a representative to exercise your rights. A representative can be anyone other than the defendant. You can choose, change, or remove a representative at any time.

Privacy and Safety

- You may be eligible for a protection order. The investigating officer will provide available resources to assist with obtaining a protection order.
- You may use the form on Page 2 to request redaction (removal) of your name, address, and identifying information from public records related to this case. This request does not apply to crash reports submitted to the Ohio Department of Public Safety. You must send a separate request with the pertinent information on your crash (name, date, location) to the Department of Public Safety to request redaction of crash reports found at https://publicsafety.ohio.gov/what-we-do/crash-reports/crash_report_search by emailing traffstats@dps.ohio.gov or calling (614) 466-3536.
- You may be able to keep your address private by obtaining a Safe at Home address. Learn more at <http://www.safeathomeohio.gov> or call 614-995-2255.
- If the defendant, defendant's attorney, or anyone else acting on behalf of the defendant contacts you to talk with you, request an interview, or attempt to obtain any information or materials from you, you have the right to refuse. Immediately contact the prosecutor to let them know you have been contacted. You may also contact <https://www.ocvjc.org/request-for-assistance> or call 614-848-8500.
- You can receive texts, calls, or emails to receive notice of a defendant or offender's release or escape from jail or prison. Register at: <https://www.vinelink.com/#state-selection>

Arrestment

- **Arrestment is a hearing that can happen within a couple days after the defendant is charged with a crime.**
- If you request notification, law enforcement will notify you of the arrest of the defendant and can provide you a phone number for the clerk of the court to get information on the date, time, and location of the arraignment proceeding.
- During arraignment the judge decides whether or not to release the defendant on bond, determines bond conditions, and whether or not to issue a protection order.
- You have the right to attend the arraignment and tell the judge about any safety concerns and your opinion regarding release, bond conditions, and whether or not you would like a protection order.

Compensation and Restitution

- **Crime Victim Compensation Fund:** You may be eligible to apply for reimbursement for certain financial losses relating to your victimization, even if the suspect has not been arrested or convicted. You may apply at: <https://www.ohioattorneygeneral.gov/individuals-and-families/victims/apply-for-victims-compensation> or call 800-582-2877.
- **Restitution:** Upon conviction, the court must order the offender to pay you for certain financial losses relating to your victimization. It is important to keep a record of all expenses incurred as a result of the crime so that the court can use this information to determine what costs are properly included in an order of restitution. <https://www.supremecourt.ohio.gov/docs/JCS/courtSvcs/MarsysLaw/SCO-CSD-0002.pdf>

OHIO VICTIMS' RIGHTS REQUEST FORM

FORM COMPLETED BY:
 Law enforcement Victim
 Prosecutor

Report No.: _____

Case No.: _____

Reporting Agency: _____

County: _____

Reporting Officer: _____

Badge No.: _____

Reporting Agency Phone: _____

Defendant/Suspect's Name _____

Charges: _____

Arraignment: _____
Date, Time, and Location, if known

AUTOMATIC RIGHTS—YOU DO NOT NEED TO REQUEST THESE RIGHTS

- The right to be informed of your rights.
- The right to be treated with fairness and respect for your safety, dignity and privacy.
- The right to reasonable protection from the accused or any person acting on behalf of the accused.
- The right to information about the status of the case.
- The right to refuse a defense interview, deposition, or other discovery request.
- The right to object to defense requests for access to your confidential information, including medical, counseling, school or employment records, access to your personal devices or on-line accounts, or other personal information.
- The right to be present at all public proceedings.
- The right to have a support person with you during proceedings.
- The right to tell the court your opinion in public proceedings involving release, plea, sentencing, disposition, parole, and any other hearing that involves victims' rights.
- The right to object to unreasonable delays.
- The right to full and timely restitution from the offender.

RIGHTS THAT MUST BE REQUESTED

YES **NO**

- I WANT my name, address, and identifying information to be redacted (removed) from:
 Law enforcement records Prosecutor records Court records
- I WANT notice of the arrest, escape, or release of the offender.
- I WANT reasonable and timely notice of all public proceedings.
- I WANT to be notified of subpoenas, motions, or other requests to access any of my personal information.
- I WANT to appoint a Victim's Representative.
- I WANT to confer with the prosecutor at certain points in the case, including before pretrial diversion is granted, before the prosecutor amends or dismisses an indictment, information, or complaint, before the prosecutor agrees to a negotiated plea, and before a trial or adjudicatory hearing.
- I WANT interpretation services during contacts with criminal justice system officials.
 Foreign language interpreter in _____ language
 American Sign Language interpreter

OHIO VICTIMS' RIGHTS FORM

As a victim, you must keep law enforcement agencies, prosecutors, courts, and custodial agencies up to date with your current contact information.

LAW ENFORCEMENT/PROSECUTOR USE ONLY

Victim of violation of protection order, offense of violence, or sexually oriented offense was presented the form, but the victim was unable to complete the form. Victim is opted in to all rights until the victim completes the form or is contacted by the prosecutor and provided the opportunity to complete the form. The public records division and custodial agency was provided the victim's and/or victim representative's information for redaction and notification.

Victim Name: _____

Ohio Victims' Rights Request form provided to me by law enforcement officer OR prosecutor's office on _____ (date).

Email: _____ Phone: _____

Address: _____

Preferred method of contact (check all that apply): mail phone call email

I can be reached between ____ and ____ at _____ (best method of contact)

Date: _____

Please provide my name and contact information, and that of my representative, if applicable, to the custodial agency, if any.

If requested by victim:

Victim Representative Name: _____

Email: _____ Phone: _____

Address: _____

Date: _____

As the victim, I do not wish to receive notices about this case. Please provide notices to my representative.

FOR BUSINESS VICTIM USE ONLY

As the representative of _____ (insert business name), by checking this box, I hereby OPT OUT of the business's victims' rights in this case and future cases unless I notify law enforcement, the prosecutor, or the court otherwise.



DAVE YOST

OHIO ATTORNEY GENERAL

Crime Victims' Rights

Privacy

Victims have the right to refuse interview/deposition/discovery requests made by the accused. [Ohio Constitution, Article I, Section 10a(A)(6)]

Victims of certain sex crimes have the right to ask the judge to order that the information in the police report not be released [R.C. 2907.11]

Protection

Victims have the right to protection from the accused. [Ohio Constitution, Article I, Section 10a(A)(4)]

Victims have the opportunity to obtain a court order to prevent intimidation/harm. [R.C. 109.42(A)(4)]

Victims of domestic violence have the right to seek a protection order. [R.C. 109.42(A)(11)]

Lawful Representative

Victims have the right to exercise their rights by themselves/with counsel/through the prosecutor, and to designate another person to act as their representative. [Ohio Constitution, Article I, Section 10a(B); R.C. 2930.02]

Notification

Victims have the right to receive notice of public proceedings and to be notified of the results of the case. [Ohio Constitution, Article I, Section 10a(A)(2); R.C. 2930.12]

Victims have the right to receive notice of any release or escape of an offender. [Ohio Constitution, Article I, Section 10a(A)(5)]

Victims have the right to receive notice of a pending motion for release of the offender, be heard at the hearing, and be notified of the decision. [R.C. 109.42(A)(5)]

Victims have the right to receive notice of any application for release of the offender, and to send a written statement to the applicable authority. [R.C. 109.42(A)(6)]

Victims of sexually oriented or child-victim oriented offenses have the right to receive notice that the offender has registered as a sex offender. [R.C. 109.42(A)(12)]

Victims of certain sexually violent offenses by certain offenders have the right to receive notice of a hearing to determine whether to modify the offender's prison term. [R.C. 109.42(A)(13)]

Legal Proceedings

Victims have the right to confer with the prosecutor about their case, to proceedings free from unreasonable delay, and a prompt conclusion to the case. [Ohio Constitution, Article I, Sections 10a(A)(8) and (9); R.C. 2930.08]

Victims have the right to be present, heard, and accompanied by a support person/victim advocate during public proceedings. [R.C. 2930.09]

Victims have the right to attend court without being threatened/penalized as a result of time missed from work. [R.C. 109.42(A)(1)]

Compensation

Victims have the right to apply for crime victim compensation. [R.C. 109.42(A)(3)]

Victims have the right to receive restitution. [R.C. 109.42(A)(10)]

Victims have the right bring a civil action to obtain money from the offender's profit fund, and to maintain a civil action against the parent of a minor who willfully damages property during a theft or willfully/maliciously assaults a person. [R.C. 109.42(A)(7), (8) and (9)]

Victims have the right to potential payment for damages caused by a lack of parental authority/control. [R.C. 109.42(A)(2)]

Note: The applicable law enforcement agency shall provide the victim with a Victim's Rights Request Form. [R.C. 2930.04(B)]

PROTECTING ★ THE ★ UNPROTECTED

Ohio Attorney General's Crime Victims Section

HELPING VICTIMS RECOVER



**As a victim of crime,
you may qualify for
compensation, including:**

- Medical costs.
- Counseling for immediate family members of victims of homicide, sexual assault or domestic violence.
- Lost wages.
- Costs incurred by family members of homicide victims to attend criminal proceedings.
- Financial support for dependents of homicide victims.
- Funeral and burial expenses.

CRIME VICTIM SERVICES

30 E. Broad St., 23rd floor
Columbus, OH 43215
614-466-5610 | 800-582-2877
www.OhioAttorneyGeneral.gov

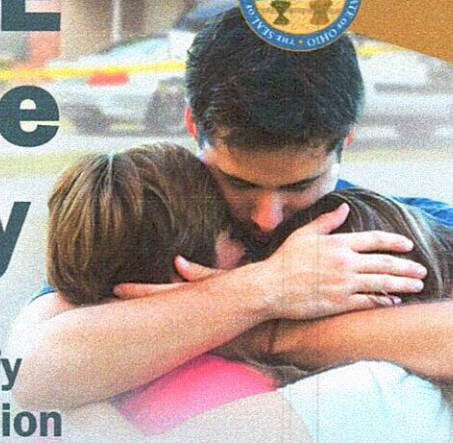


DAVE YOST
OHIO ATTORNEY GENERAL



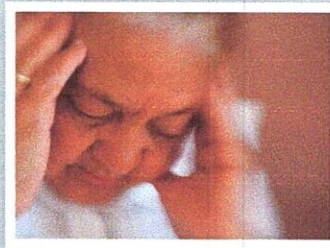
CRIME can be costly

As a victim,
you may qualify
for compensation



Who may be eligible:

- Victims of a crime that poses a substantial threat of personal injury or death
- Dependents of a homicide victim
- Claimants responsible for a crime victim's expenses, such as a parent or guardian
- A victim whose expenses are not fully covered by insurance or other sources



Who may not be eligible:

- The offender or accomplice of the offender
- A victim who was committing a criminal act that contributed to his or her injuries
- Victims who do not report the crime or cooperate with law enforcement



PROTECTING ★ THE ★ UNPROTECTED

Apply online at
www.OhioAttorneyGeneral.gov/Victim

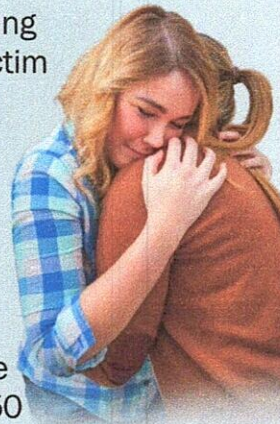


DAVE YOST
OHIO ATTORNEY GENERAL

Victims compensation guidelines

What may be covered:

- Medical and related expenses
- Counseling for family members of a victim affected by specific crimes, up to \$2,500 per person or \$7,500 per family
- Wages lost because of the crime
- Funeral and burial expenses, up to \$7,500
- Financial support for dependents of a homicide victim
- Replacement services (paying someone to do what the victim would normally do, such as housecleaning, child care, errands, etc.)
- Crime-scene cleanup (including repairs for safety purposes), up to \$750
- Replacement items for those taken as evidence, up to \$750



Limits to compensation:

- Compensation cannot be paid for pain and suffering or stolen, damaged or lost property.
- Total expenditures cannot exceed \$50,000.
- Claims must total at least \$50.
- Costs payable through other sources, such as insurance or the Hospital Care Assurance Program, are not eligible.

For more information, contact the **Crime Victim Services Section** of the Ohio Attorney General's Office at **800-582-2877**, **614-466-5610** or **www.OhioAttorneyGeneral.gov/Victim**.

VINE is an automated service that lets you track the custody status of offenders in jail or prison over the phone or internet. You can also register to be notified by phone and/or email if the custody status of an offender changes.

Write down the following information, remove this panel, and keep it in a safe place:

Offender name

Offender number

Your four-digit PIN

- If you do not answer a notification call, VINE will leave a message and will continue calling back until you enter your PIN or until up to 48 hours have passed. You may get a call from VINE in the middle of the night.
- Do not register a phone number that rings to a switchboard.
- VINE is confidential.
- You can register multiple phone numbers and email addresses for notifications.
- If you forget your PIN, call the toll-free VINE number (1-800-770-0192) and press zero for a VINE service representative.
- VINE service representatives are available 24 hours a day, seven days a week to assist you.

VINEmobile app



Search for "VINEmobile"
where you get your apps.

VINE Notification Services

VINE is an automated notification system that is available to crime victims of incarcerated offenders in Ohio's county jails, Department of Rehabilitation and Correction, and Department of Youth Services.

Department of Youth Services

Juvenile offender status is only accessible by having the juvenile's offender identification number. The Ohio Department of Youth Services (ODYS) can provide the ID number to victims so they can register for notifications.

VINE juvenile information and registration are only available through the Ohio VINE toll free number.

ODYS also offers information, referral, and advocacy services for crime victims in the juvenile corrections process. **This is separate from the VINE Service.** To register for separate ODYS offender notification and services, please call 1-800-872-3132.

Additional Victim Services from the Ohio Department of Rehabilitation and Correction

The Ohio Department of Rehabilitation and Correction (ODRC) also offers information, referral, and advocacy services for crime victims whose offender is in the adult corrections system. ODRC also provides a registration and notification service for information about ODRC offenders. **This is separate from the VINE Service.**

- To register for separate ODRC offender notification:
- Call the Ohio Department of Rehabilitation and Correction at 1-888-842-8464.
- Visit the ODRC website at www.drc.ohio.gov/web/victim.htm#VINE to download the registration form.

IMPORTANT!

Do not rely solely on the VINE service for your overall safety plan. If you feel that you may be at risk, take precautions as if the offender has already been released.

If you feel you are in danger, call 911.

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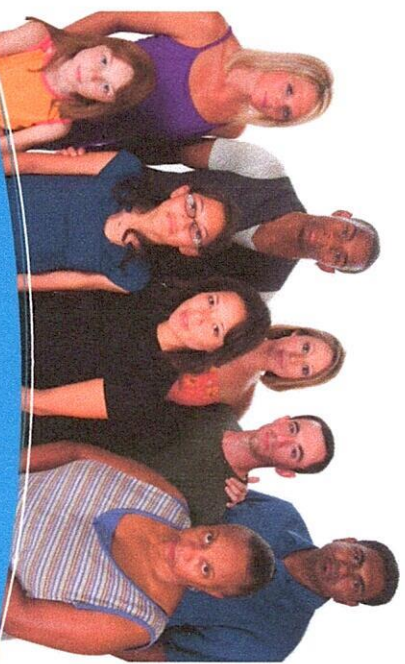
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Ohio VINE Service

Information & Notification for
Offender Custody Status

**VICTIMS HAVE
THE RIGHT TO KNOW**



1-800-770-0192
TTY: 1-866-847-1298
www.vinelink.com



A service provided by the
Ohio Attorney General, Mike DeWine
In partnership with the Buckeye State Sheriffs' Association, Ohio Department of Rehabilitation and Correction, Ohio Department of Youth Services, and Appriss®

OHIO VINE SERVICE

CUSTODY INFORMATION

To access offender custody information:

- Call **1-800-770-0192**
- Visit www.vinelink.com
- Download the **VINEmobile app**
- TTY users, call 1-866-847-1298

HOW DO I REGISTER?

If the offender is in custody, you can register to receive VINE notifications.

If you register a phone number, you must create a four-digit personal identification number (PIN) that you will need when you receive notifications.

Make sure your PIN is easy to remember. Write it down and keep it in a safe place.

Email registrations do not require a PIN.

NOTIFICATION

You will be notified about the following events:

- **County Jails** - General Release, Transfer, Escape, Death
- **Department of Rehabilitation & Correction** - General Release, Death, Transfer (from state prison to state prison), 90 and 45 days before a parole hearing, parole revocation (notification if the offender is returned to prison), release from parole, Transitional Control Review, Intensive Prison Program eligibility hearing (90 day reduced sentence at one of five designated prisons)
- **Department of Youth Services** (must have **DYS youth number to register**) - General Release, Escape, Death

When VINE calls, listen to the message, then enter your PIN followed by the pound (#) key when asked. Entering the PIN lets VINE know that you received the call and will stop the service from calling you again.

No PIN is required for email notifications. You will receive one email when there is a change in custody status.



VICTIM RESOURCES

Ohio VINE Service
1-800-770-0192
www.vinelink.com

Ohio Attorney General's Office
Victims of Crime Compensation Program
1-800-582-2877
www.ohioattorneygeneral.gov/victim

ACTION OHIO - Coalition for Battered Women
(614) 825-0551
Toll-free: 1-888-622-9315
www.actionohio.org

Mothers Against Drunk Driving (MADD)
1-800-552-8641
www.madd.org

Ohio Alliance to End Sexual Violence (OAESV)
(216) 658-1381
Toll-free: 1-888-886-8388
www.oaesv.org

Ohio CASA - Court Appointed Special Advocates
(614) 224-2272
www.ohiocasa.org

Ohio Department of Rehabilitation and Correction
Toll-free: 1-888-842-8464
www.drc.ohio.gov/web/victim.htm#VINE

Ohio Department of Youth Services
Victim Services
(614) 644-6416
Toll-free: 1-800-872-3132
www.dys.ohio.gov

Ohio Domestic Violence Network
1-800-934-9840
www.odvvn.org

Ohio Victim Witness Association (OVWA)
(740) 845-2641
www.ovwa.org

Parents of Murdered Children
1-888-818-POMC (1-888-818-7662)
www.pomc.com



OHIO VINE SERVICE
1-800-770-0192
TTY: 1-866-847-1298
www.vinelink.com