

## STATE ATTORNEY'S VICTIM/WITNESS ASSISTANCE PROGRAM

The State Attorney's Victim/Witness Assistance Program was implemented to assist you through the difficulties incurred as a result of the crime committed against you. The victim advocates work with the assistant state attorney of this office to answer your questions, assist in the preparation of the victim compensation applications, assistance in finding the proper professional services, counseling or support groups, or any need you or your family may have. They are available to explain the judicial process and provide Court accompaniment, transportation in certain cases, translators, as well as other general victim assistance. You may call the victim advocate for your area at the following locations:

## Bay County

Lisa Lea Humpich Denise Lash Kim Limmer Cynthia Williams Panama City Office (800) 842-0103 (FL only) (850) 872-4473

## Holmes County Washington County

Nancy Williams Bonifay Office (850) 547-2262

<u>Chipley Office</u> (800) 842-9867 (FL only) (850) 638-6151

#### Calhoun County Gulf County

Addie Little Blountstown Office (850) 674-4580

Port St. Joe Office (850) 229-6131

## Jackson County

Lisa Williams Marianna Office (800) 344-7532 (FL only) (850) 482-9555

# A VICTIM'S GUIDE



## **Glenn Hess**

**State Attorney** 

**Fourteenth Judicial Circuit** 

#### STATE ATTORNEY'S VICTIM / WITNESS ASSISTANCE PROGRAM

The State Attorney's Victim/Witness Program was implemented to assist you through the difficulties incurred as a result of your crime. The victim advocates work with assistant state attorneys (ASA) to answer your questions, assist in the preparation of Victim Compensation applications, assist in finding the proper professional services to meet your needs, and refer you to counseling or support groups to meet any need you or your family may have. They are available to explain the judicial process and provide Court accompaniment, transportation, translators, as well as other general victim assistance. You may call the victim advocate for your area at the following locations:

Bay County, Panama City, Florida: 850-872-4473 Calhoun County, Blountstown, Florida: 850-674-4580 Gulf County, Port St. Joe, Florida: 850-229-6131 Holmes County, Bonifay, Florida: 850-547-2262 Jackson County, Marianna, Florida: 850-482-9555 Washington County, Chipley, Florida: 850-638-6151

#### AS A VICTIM OR WITNESS TO A CRIME, YOU HAVE CERTAIN RIGHTS

- The right to be present, informed and heard (when appropriate & relevant) at all crucial stages of the criminal and juvenile justice system if that right doesn't interfere with the rights of the accused.
- > The right to be free from intimidation or harassment.
- > The right to be notified when a defendant escapes or is released from custody.
- > The right to ask the Court for restitution and information on enforcement in the event the offender does not pay.
- The right to request assistance from law enforcement and the Office of the State Attorney in notification to creditors and employers regarding financial hardship or absences resulting either from the crime or by cooperating with authorities.
- > The right to a prompt, timely disposition of your case, providing that it does not interfere with the rights of the accused.
- The right to be notified of scheduling changes in your criminal or juvenile justice appearances by the scheduling agency.
- The right to be consulted by the Office of the State Attorney in certain felony cases regarding the release of the accused pending proceedings, plea agreements, pretrial diversion programs or sentencing to obtain your view on the disposition of your case.
- The right, upon your request, to have a victim advocate accompany you to a deposition. The advocate may be designated by the State Attorney, Sheriff, Police, or not-for-profit organizations, such as rape crisis centers or domestic violence groups.
- The right to review certain portions of a pre-sentence investigation report for adults or youthful offenders prior to the sentencing of the accused.
- > The right to submit an oral or written victim impact statement to the Court prior to the sentencing of the accused.
- > The right to a prompt return of property following the completion of the case unless there is a compelling law enforcement need to retain the property.

#### WASHINGTON COUNTY DIRECTORY OF SERVICES

#### C.A.R.E 850-526-3133

Career Service Chipola 850-845-0739

Chipley Housing Authority 850-638-0134

City Hall 850-638-6350

Clerk of Court 850-638-6285 www.washingtonclerk.com

Circuit Judge's Office 850-638-6255

County Judge's Office 850-638-6268

Council on Aging 850-638-6216

DCF/Abuse Registry 800-962-2873

Gulf Coast Sexual Assault Program 1-866-218-4738

NW Florida Community Hospital 850-638-1610

Chipley Police Department 850-638-6310

Salvation Army Domestic Violence Program 800-252-2597 or 850-763-0706 Local Office of SADV 415-5999

Tri-County Community Council 850-638-4520

Victim Compensation Program Office of the Attorney General 800-226-6667 www.myfloridalegal.com

V.I.N.E. Victim Information Notification Everyday 877-846-3435 www.vinelink.com

Vocational Rehabilitation Dept. of Education 800-451-4327

Washington County Sheriff's Office 850-638-6111

- The right to assert, or have the Office of the State Attorney assert, your legal rights as a crime victim.
- The right to request and know at the earliest opportunity if the person charged with a sex offense has tested positive for HIV and hepatitis and receive the results of the testing within two weeks of the Court's receipt of the results.
- > The right in certain circumstances to request that the offender be required to attend a different school than the victim or siblings.
- > The right of a victim of sexual offenses to have the Courtroom cleared, with certain exceptions, during testimony, regardless of age or mental capacity.
- The right for a victim of domestic violence to be informed of the Address Confidentiality Program administered by the Office of the Attorney General.
- > The right as an incarcerated victim to be informed and submit written statements at all crucial stages of the criminal and juvenile justice proceedings.
- The right of the victim or next of kin or relatives of victims who are minors to receive advance notification of judicial and post judicial proceedings relating to the case including the arrest, release, work release, or release to community control of the accused as well as proceedings in the prosecution of the accused.
- The right for the victim or next of kin of the victim to not be excluded from any portion of a hearing, trial or proceeding based solely on the fact that such person is subpoenaed to testify, unless the Court determines his or her presence is prejudicial.
- > The right to receive general victim assistance such as translators, transportation or separate waiting rooms, upon request.
- > The right to be informed of financial compensation from the State of Florida.
- The right to receive information regarding the role of the victim in the criminal or juvenile process.
- The right to receive information on crisis intervention services and local community services. (See Directory of Services at the back of this brochure).
- > The right to receive information regarding the stages of the criminal or juvenile justice process.
- > The right to be notified of the arrest and release of the offender providing the victim has provided a current address and telephone numbers.
- The right of a victim who is not incarcerated to not be required to attend depositions in any correctional facility.
- The right to request, in specific crimes, that the victim's home and work telephone numbers, home and work addresses, and personal assets not be disclosed to anyone.
- > The right to request the presence of a victim advocate during the forensic medical examination.
- > The right not to be asked or required to submit to a polygraph examination or any other truth telling device as a condition of the investigation.
- The right of a victim or the victim's legal guardian, or the parent or legal guardian of a victim if the victim is a minor, to request that a person who is charged with any offense enumerated in section 775.0877(1)(a)-(n), Florida Statutes, that involves the transmission of body fluids from one person to another, undergo hepatitis and HIV testing.

### AS A VICTIM OR WITNESS OF A CRIME, CERTAIN THINGS ARE EXPECTED OF YOU

When a crime has been committed against you or you have seen, heard, or know something about that crime, you become a victim or witness. As a victim or witness you are a very important part of the case. If you are the victim of a physical injury or the owner of property that has been damaged, stolen, or misused in the commission of a crime, you are vital to the case. You may also be an eyewitness and your testimony is necessary to establish the facts of a case. Interference with a witness by threats or acts of revenge is a third degree felony and a matter to which the law enforcement agencies, prosecutors and Courts will give particular attention and will do their utmost to remedy. Please contact your local law enforcement agency or the Office of the State Attorney immediately should you be threatened or harassed about your case.

#### WHAT TO EXPECT FROM THE SYSTEM AND WHAT IT EXPECTS FROM YOU

When a crime is reported to law enforcement and no arrest is made at the time of the crime, the crime is then investigated by law enforcement officials. If enough evidence is gathered, the investigating agency presents a statement of facts to the Judge for a determination as to whether there is enough evidence to make an arrest. If the Judge feels that there is enough evidence to believe that the accused committed the crime, he may sign an arrest warrant directing law enforcement to arrest the person believed to have committed the crime.

#### ARREST

When an arrest is made, the arresting officer will make every effort to notify the victim, witnesses, relative of victims and witnesses who are minors, and relatives of homicide victims when those persons have provided current address and telephone numbers to the investigating agency. A Victim Notification Form should be completed which contains the information needed for notification of any release and provided to the facility housing the accused. Please notify the Office of the State Attorney of any changes in your address or telephone numbers. We cannot keep you informed if we cannot reach you!

#### VICTIM IMPACT STATEMENT

Each victim of a crime is required to complete a Victim Impact Statement. This statement allows you to provide the Office of the State Attorney with information about your losses from the crime, how the crime has affected you and your recommendation on how you would like to see your case resolved. Please complete the statement and return it to the Office of the State Attorney. If you have questions regarding the Victim Impact Statement, please contact the Victim Advocate in your area. You also have the right to request, for specific crimes, that your home and work telephone numbers, home and work addresses and personal assets not be disclosed to anyone.

#### **EXEMPTION FROM PUBLIC INSPECTION**

Under the provisions of Florida Statute 918.149(3)(a), any information revealing the home or employment telephone numbers, address or personal assets of a victim of sexual battery, aggravated child abuse, aggravated stalking, harassment, aggravated battery, or domestic violence is exempt from public inspection. You must make a written request for your information to be held confidential. Please contact the Office of the State Attorney to receive an explanation of this exemption and receive a form, if appropriate.

## JACKSON COUNTY DIRECTORY OF SERVICES

Aging & Adult Services 850-482-9568

C.A.R.E 850-526-3133

Career Service Chipola 850-845-0739

Catholic Charities NW Florida 850-763-0475

Chipola Baptist 850-526-4050

Clerk of Court 850-482-9552 www.jacksonclerk.com

Crime Stoppers of Jackson County 850-526-5000 www.crimestoppersofjacksoncounty.com

DCF/Abuse Line 800-962-2873

Dept. Of Children & Families 850-718-0529 www.dcf.state.fl.us

Elder Care Abuse 800-677-1116

Graceville Police Department 850-263-3944

Gulf Coast Sexual Assault Program 1-866-218-4738

Guardian Ad Litem 850-482-9127

Habilitative Services 850-482-5391

Habitat for Humanity 850-482-7997

Jackson County Chamber of Commerce 850-482-8060 www.jacksoncounty.com Jackson County Hospital 850-526-2200

Jackson County Senior Citizens 850-482-5028

Jackson County Sheriff's Office 850-482-9624 www.jcsheriff.com

Life Management 850-482-7441 www.lifemanagementcenter.com

Legal Services of North Florida 850-875-9881

Marianna Police Department 850-526-3125

Salvation Army Domestic Violence Hotline 800-252-2597 or 850-415-5999

Sneads Police Department850-593-6403

Victim Compensation Program Office of the Attorney General 800-226-6667 www.myfloridalegal.com

V.I.N.E. Victim Information Notification Everyday 877-846-3435 www.vinelink.com

Vocational Rehabilitation Dept. of Education 800-451-4327 www.rehabworks.org

#### HOLMES COUNTY DIRECTORY OF SERVICES

Bonifay Police Department 850-547-3661

C.A.R.E 850-526-3133

Circuit Court Judge 850-547-1106

City Hall 850-547-4238

Clerk of Court 850-547-1100 www.holmesclerk.com

DCF/Abuse Registry 800-962-2873 850-547-3641

Doctor's Memorial Hospital 850-547-1120

Fire Department 850-547-2861

Gulf Coast Sexual Assault Program 1-866-218-4738

Holmes County Sheriff's Office 850-547-3681

Holmes County Sheriff's Office Victim Advocate 850-547-4421

Legal Services of North Florida 850-875-9881

Life Management Center 850-547-2472

Salvation Army Domestic Violence Program 800-252-2597 Local Office of SADV 850-415-5999

Tri-County Community Council 850-547-3688

Victim Compensation Program Office of the Attorney General 850-488-0848 800-226-6667 www.myfloridalegal.com

V.I.N.E. Victim Information Notification Everyday 877-846-3435 www.vinelink.com

Vocational Rehabilitation Dept. of Education 800-451-4327 www.rehabworks.org

#### FILING FORMAL CRIMINAL CHARGES

Once the Office of the State Attorney receives a formal complaint from law enforcement, an assistant state attorney (ASA) is assigned to handle the case. He or she reviews the case and interviews the victims and witnesses in the case. It is important that you cooperate with the ASA to ensure that all the information about the crime is provided.

After the case has been reviewed by the ASA, he or she will determine if any criminal charges will be filed. The formal charging document is called an "Information." The information is then filed with the Court.

The ASA may determine that the case cannot be prosecuted for any number of reasons (e.g., a lack of evidence, witnesses who cannot be located, problems with the evidence). Whenever possible, the ASA will make every attempt to contact the victim prior to this decision being filed with the Court. The paperwork filed with the Court stating that the State will not prosecute is known as a "No Information," or "no action." If an information has already been filed by the State and new evidence is submitted which leads the State to decide that the case cannot be prosecuted, paperwork is then filed with the Court, known as a "Nolle Prosequi."

If an information has been filed and the defendant has not yet been arrested, an order for the defendant to appear in Court, or an order for the arrest of the defendant may be issued.

#### **FIRST APPEARANCE**

If an arrest is made, within 24 hours the Court holds a hearing called the "First Appearance Hearing." At this hearing, the Judge decides whether or not the defendant can be released and if there are any special conditions necessary to protect the victim. The Judge must also ensure that the accused will appear in Court if released. The bond is set by the Judge at this time.

Frequently, the Judge will include a special condition ordering the defendant to have no contact with the victim or witnesses of the case. If you are contacted or harassed by the defendant, you should contact the arresting agency and the Office of the State Attorney immediately. If you wish to attend the First Appearance Hearing, you should contact the Office of the State Attorney to confirm the date and time.

Once the bond amount is set by the Judge, if the defendant is able to post the bond amount, he or she may be released pending trial. If you would like to be advised of the release of the defendant, you must contact the arresting agency, or the jail facility. If the defendant is unable to post bond, the defendant's attorney may request a bond reduction hearing to lessen the original bond amount for the defendant to be released prior to the trial.

#### THE ARRAIGNMENT

Following the First Appearance Hearing, the defendant is required to appear in Court to state whether he or she is guilty or not guilty of the charges filed. As a victim, you have the right to be present at the arraignment; however, your presence is not required. Sometimes, the defendant will be allowed to enter a PLEA to the charge(s) at ARRAIGNMENT if he or she enters a guilty plea. By entering a PLEA, the defendant is able to avoid a trial on the charges but will face consequences for the crime he or she committed.

#### SUBPOENAS

Once a case has been set for trial and the prosecution has begun, you may receive a subpoena, which is a Court order requiring your presence at a certain time and place. Your failure to appear could result in a contempt of Court charge against you. If you have any conflict resulting from any subpoenas which has been issued, contact the Office of the State Attorney immediately.

#### DEPOSITIONS

Florida law allows the defendant's attorney to interview all witnesses in a case after formal charges have been filed and prior to a trial. You may receive a subpoena from the defendant's attorney requiring you to appear to have your deposition taken. You have the right to request that a Victim Advocate accompany you to a deposition. Please make your request known to the ASA handling your case. Victims who are not incarcerated shall not be required to attend depositions in any correctional facility.

You are NOT required to talk to the defendant, his/her attorney, or a representative of the defendant, such as a private investigator regarding your case, without a subpoena. Should you have questions concerning this matter, please contact the ASA assigned to your case.

#### CONTINUANCES

It is not unusual for a case to be continued or postponed. Every attempt is made to try a case as quickly as possible; however, there are circumstances that cannot be controlled which may make a continuance necessary. It is extremely important that you contact the ASA at least one day prior to your scheduled appearance to make sure that the case not been continued!

#### PLEA NEGOTIATIONS

Sometimes the defendant may plead guilty to all or some of the charges prior to trial. This plea may be the result of discussions between the ASA and the defendant's attorney. You may want to contact the Office of the State Attorney to inquire about a defendant's plea.

#### THE TRIAL

In a trial, the ASA presents the witnesses and evidence for the State and the defense attorney presents the witnesses and evidence for the accused. The State has the burden of proving that the defendant did commit the alleged crime. Following presentation of evidence by the State and the defense, each attorney summarizes his or her side of the case, called the "Closing Argument." Following the closing arguments, the Jury is sent out of the Courtroom to decide whether or not the defendant is guilty. The jury's decision is called the "Verdict." When the jury has made their decision, they are then brought back into the Courtroom where the Foreman of the Jury hands down the verdict to the Judge. The verdict is then read aloud by the Deputy Clerk of the Court.

#### CHANGING YOUR MIND ABOUT PROSECUTING OR TESTIFYING

The ASA will discuss any problems, doubts or questions you may have about your testimony. If you should decide that you do not want to prosecute the defendant, you may be asked to sign paperwork stating why you want to dismiss the charges. The ASA has the responsibility of deciding whether or not to continue with the prosecution of the case.

#### **PRE-SENTENCE INVESTIGATION**

When the Judge schedules the sentencing, he or she also orders the Department of Corrections to complete a report on the defendant which includes such items like his/her prior criminal history, personal background, etc. It also includes a section for input from the victim of the crime which provides the Court with information regarding restitution due to the victim, as well as his/her recommendation as to the sentence.

Crime victims or their designees have the right to review a copy of the pre-sentence investigation if one is completed. The Office of the State Attorney will facilitate the review, if requested. Upon completion of a signed agreement by the victim to abide by the limitations placed by law on the use of the information gained in the pre-sentence report, a properly redacted copy will be supplied.

#### **GULF COUNTY DIRECTORY OF SERVICES**

C.A.R.E. 850-872-7676

C.A.R.E Detox 850-769-1632

Department of Children and Families Child Protective Services 850-872-7600 www.state.fl.us/cf-web

Gulf Coast Sexual Assault Program 1-866-218-4738

Gulf County Courthouse 850-229-6112 (Port St. Joe) 850-639-2175 (Wewahitchka) www.gulfclerk.com

Gulf County Health Department 850-227-1276 www.gulfchd.com

Gulf County Sheriff's Office 850-227-1115

Legal Services of North Florida 850-875-9881

Life Management Center 850-769-9481

Port St. Joe Police Department 850-229-8265

Sacred Heart Hospital 850-229-5600

Salvation Army Domestic Violence Program 850-763-0706 800-252-2597

Victim Compensation Program Office of the Attorney General's Office 800-226-6667 www.myfloridalegal.com

V.I.N.E. Victim Information Notification Everyday 877-846-3435 www.vinelink.com

Vocational Rehabilitation Dept. of Education 800-451-4327 www.rehabworks.org

#### CALHOUN COUNTY DIRECTORY OF SERVICES

Big Bend Community Based Care 850-482-9568 www.bigbendcbc.org

Blountstown Police Department 850-674-5987

C.A.R.E. 850-526-3133

Calhoun County Chamber of Commerce 850-674-4519 www.calhounco.org

Calhoun County Liberty Hospital 850-674-5411

Calhoun County Sheriff's Office 850-674-5049 www.calhounsheriff.com

Gulf Coast Sexual Assault Program 1-866-218-4738

Health Department 850-674-5645

Legal Services of North Florida 850-875-9881

Life Management 850-674-8790 www.lifemanagementcenter.org

Salvation Army Domestic Violence 800-252-2597 850-229-2901 Victim Compensation Program Office of Attorney General 800-226-6667 www.myfloridalegal.com

V.I.N.E. Victim Information Notification Everyday 877-846-3435 www.vinelink.com

Vocational Rehabilitation Dept. of Education 800-451-4327 www.rehabworks.org

#### THE SENTENCING

A defendant who has been found guilty or has plead guilty is brought back before the Judge at a scheduled hearing call the "Sentencing." The Judge, using sentencing guidelines, sentences the defendant in a manner appropriate to the crime. The defendant may be sentenced to a term of probation or ordered to make restitution, pay Court costs and a fine, community control supervision, or incarceration in jail or prison.

As the victim, you have the right to be present at the sentencing of the defendant and to appear before the Court to personally state your feelings and recommendations to the Judge. This is done prior to the sentence being imposed. If you wish to be present and speak at the sentencing, contact the ASA or your Victim Advocate so that arrangements can be made. If you do not wish to personally appear before the Court, you may submit a statement in writing to the Court prior to the sentencing.

At the sentencing the Court can order the defendant to pay restitution for damages caused by the crime. If the defendant is also sentenced to prison or jail, the restitution may not be paid until his or her release. The decision on whether to order restitution is strictly up to the Judge; however, if restitution figures are provided and the Court fails to order restitution, the Court must give reasons for not ordering the restitution. If an order of restitution is converted to a civil lien or civil judgment against the defendant, the clerks shall make available at their office, as well as on their website, information provided by the Secretary of State, the Court, and the Florida Bar on enforcing the civil lien or judgment. If you have questions regarding this matter, please contact the Office of the State Attorney.

#### DOMESTIC VIOLENCE VICTIMS

If you have been the victim or are afraid you will become a victim of domestic violence, you have the right to request an Injunction for Protection. An Injunction is a Court order signed by a Judge that orders the abuser to have no further contact with you personally or at your place of employment, residence or by telephone. It may also give you temporary custody of your children, sole use of your home, temporary child support and Court ordered counseling for the abuser.

To obtain an Injunction for Protection, visit the Clerk of Circuit Court in your county Courthouse and complete the forms. You must present a picture I.D. when filing for the injunction. Once completed a Judge will review your request for Injunction and either grant or deny it. If granted, you will be given a Temporary Injunction along with a Court date to appear before the Judge. You must attend this hearing, otherwise the Judge could dismiss your injunction! The Sheriff's Department in your county will serve the abuser with the injunction. You must contact your local sheriff's office to verify service. Keep a copy of the injunction with you at all times.

If you are a victim of domestic violence and would like to complete an application for the Address Confidentiality Program, please contact one of the state attorney victim advocates in your local state attorney's office. They have been certified by the Office of the Attorney General to complete these applications and will be happy to assist you. You may also contact directly the Attorney General's Office or your local domestic violence center.

#### JUVENILE CASES

A juvenile arrested and charged with a misdemeanor or non-violent felony may be released immediately into the custody of the parent or legal guardian. Juveniles charged with more serious crimes may go to a detention center. You have the right to attend any crucial hearing concerning your case; however, you should be advised that information gained by the victim, including the next of kin of a homicide victim regarding any case handled in juvenile Court, must not be revealed to any outside party except as is reasonably necessary in pursuit of legal remedies. You also have the right to request, in certain circumstances, that the offender be required to attend a different school than the victim or siblings of the victim.

#### The Juvenile Justice Process consists of the following steps:

**INTAKE:** The process of determining where a child under the age of 18 will be placed until the case is resolved. There are three forms of detention status: home, non-secure or secure.

**DIVERSION PROGRAMS:** An alternative to trial where the juvenile is placed in a community-based program such as juvenile arbitration, juvenile alternative sanction program (JASP), or treatment plans. If a juvenile successfully completes the diversion program, then the charges are generally dismissed.

**FORMAL CHARGES:** The filing of a petition in Court by the Office of the State Attorney. Charges may be filed in juvenile or adult Court, depending upon the crime and the age of the offender.

ARRAIGNMENT: The accused is formally charged and enters a plea of guilty, not guilty, or no contest.

**ADJUDICATORY HEARING:** The trial of the juvenile held before a judge. The judge decides whether the juvenile committed the charged offense.

**SENTENCING:** When a juvenile is found to have committed a delinquent act, the Court holds a dispositional hearing to determine which sanctions to impose on the juvenile. These sanctions range from community-based sanctions like probation or community services, up to residential commitment.

**JUVENILES TRIED AS ADULTS:** Juveniles who commit very serious crimes may be tried as adults. Those who are prosecuted as adults may be sentenced to adult or juvenile sanctions.

You may contact our office for additional information regarding the stages of the criminal and juvenile justice process.

## THE DEFENDANT'S RELEASE OR ESCAPE FROM INCARCERATION

The Department of Corrections or the Jail Administrator makes every effort to advise victims, witnesses, parents or legal guardians of the escape or release of a defendant. The Office of the State Attorney victim advocates are also available to assist victims with the Victim Notification Program. The Department of Corrections may be reached at the following:

## ADMISSION & RELEASE AUTHORITY VICTIM ASSISTANCE PROGRAM 2601 BLAIRSTONE RD. TALLAHASSEE, FL 32399-2500 (850)488-9166 OR TOLL-FREE (877)884-2846

#### **HIV TESTING**

When you, your minor children, or a person for whom you are the legal guardian is the victim of certain crimes, you have the right to request that the person charged be tested for the HIV virus and have the results disclosed to you. Victims who are under the age of 18, disabled, or elderly have the right to request the Court to order the accused to undergo HIV testing regardless of whether the offense involves the transmission of bodily fluids. Upon request, the victim has the right to receive the results of the testing within two weeks of the Court's receipt of the results.

If you have questions about this right or the proper way to request the testing, contact your State Attorney Victim Advocate.

Goodwill 850-769-8723

Guardian Ad Litem Program 850-747-5180 www.gal14.org

Gulf Coast Children's Advocacy Center 850-872-7760

Gulf Coast Sexual Assault Program 1-866-218-4738

HCA Gulf Coast Hospital 850-769-8341 www.egulfcoastmedical.com

Hidle House 850-784-1020 www.anchoragechildrenshome.org

Housing Authority of Panama City 850 769-2358

Housing Authority of Springfield 850-769-1596

Kid's Court 850-872-7760

Legal Services of North Florida 850-875-9881

Life Management Center of Northwest Florida 850-522-4485 www.lifemanagementcenter.org

Panama City Beach Police 850-233-5000

Panama City Police Department 850-872-3100

Panama City Rescue Mission 850-769-0783

Residential Substance Abuse 800-737-0933 www.genesishouse.ne

Salvation Army Domestic Violence Program 24 hr. 850-763-0706 or 800-252-2597 Daytime - 850-769-7989

Second Chance of NW FL, Inc. 850-769-7779 secondchance@hotmail.com

Social Security Administration 800-772-1213

United Way 850-785-7521 www.unitedwaynwfl.org

V.I.N.E. Victim Information Notification Everyday 877-846-3435 www.vinelink.com

Victim Compensation Program Office of the Attorney General 800-226-6667 www.myfloridalegal.com

Vocational Rehabilitation Department. of Education 800-451-4327 www.rehabworks.org

WIC Program Department of Health 850-872-4666

#### **BAY COUNTY DIRECTORY OF SERVICES**

Abuse Registry 800-962-2873

Alcoholics Anonymous 850-784-7431

Anchorage Children's Home 850-763-7102 www.anchoragechildrenshome.org

Agency for Persons w/ Disabilities 850-872-7652 www.apd.myflorida.com

B.A.S.I.C. of NW Florida 850-785-1088 www.BASICNWFL.org

Bay County Council on Aging 850-769-3468 www.baycouncilonaging.org

Bay County Courthouse 850-763-9061 www.baycoclerk.com

Bay County Health Department 850-872-4455 www.baycountyhealthdepartment.com

Bay County Public Library 850-522-2138 www.NWRLS.com

Bay County Sheriff's Office Victim Advocacy Program 850-747-4700 Ext. 2611 www.bayso.org

Bay County Veterans Service 850-784-4044

Bay Medical Center 850-769-1511 www.baymedical.org Bay Town Trolley 850-769-0557 or 800-342-5557 www.baytowntrolley.org

Big Bend Community Based Care 850-747-5755 www.biabendcbc.org/index.php

Blind Services Education Dept. 850-872-4181 www.dbs.myflorida.com

C.A.R.E. 850-872-7676 www.care4000.com

Catholic Social Services of Panama City 850-763-0475 www.catholiccharitiesNWFL.org

Children's Medical Services 850-872-4700 www.doh.state.fl.us/cms

Department of Corrections State Probation 850-872-4139 www.dc.state.fl.us

Department of Children and Families Child Protection Services 850-872-7600 www.state.fl.us/cf-web

Department of Children and Families Economic Assistance - Access 850-872-4185 www.myflorida.com/accessflorida

D.U.I. Program 850-872-7730 www.PCDUI.com

Early Education & Care, Inc 850-872-7550

#### PHYSICAL INJURY AS A RESULT OF A CRIME

The Bureau of Victim Compensation offers financial assistance to innocent victims of violent crime who have suffered death or physical injury as a direct result of a crime. To be eligible, the death or physical injury must have resulted in a financial hardship to the victim or his/her dependents. Victim Compensation does not cover property loss unless you are elderly (60 or over) or disabled. This amount is limited to \$500. Funeral expenses, medical expenses, professional counseling and loss of wages are items covered by Victim's Compensation.

Applications can be obtained through your local Victim/Witness Assistance Program. All applications are forwarded to Tallahassee where the claim is thoroughly investigated and processed. You may contact the Bureau directly by calling toll-free (800)226-6667, or (850)414-3300.

Victims of violent crimes where physical injury has occurred in which a suspect has not been identified nor charged may still be eligible for compensation. However, if criminal charges have been filed, the victim must cooperate fully with the prosecution of the case in order to remain eligible.

#### **PROPERTY RETURN**

If your property has been stolen in a crime, and it has been recovered, it may be necessary to hold it until the case goes to trial. Once the case is closed, any property being held will be returned to its owner unless there is compelling reason to hold it. If you need assistance with return of your property, please contact the Office of the State Attorney.

#### **GLOSSARY OF LEGAL TERMS**

**ACQUITTAL:** A judgment of Court, based on the decision of either a Judge or Jury that a person accused of a crime is not guilty.

**ADJUDICATION:** The judicial decision that ends a criminal proceeding by a judgment of acquittal, conviction, or dismissal of the case.

**ADJUDICATION HEARING:** A hearing by a judicial officer in the Juvenile Court to determine if there is enough evidence to support the claims made in the petition.

AFFIDAVIT: A written statement which the writer swears is true.

**APPEAL:** A request by either the defense or the prosecution that the results of a decision on certain motions or of a completed trial be reviewed by a higher Court.

**ARRAIGNMENT:** The appearance in Court of an accused person at which time the Court may inform the accused of the charges against him, advise him of his rights, appoint a lawyer for him, and hear his plea.

**COMPLAINANT:** The person who makes a formal criminal complaint; also the victim of the crimes described in the complaint.

**COMPLAINT AFFIDAVIT:** A formal written statement made by a person and filed in the Court to accuse a specific person with committing a specific crime.

**CONTINUANCE:** A delay or postponement of a Court hearing; the case is said to be "continued" when it has been delayed or postponed.

COUNT: Each separate offense listed in a complaint.

**CRIMINAL JUSTICE SYSTEM:** The government agencies charged with law enforcement, prosecution of alleged violations of the criminal law, the Court hearing of charges against accused, and the punishment and supervision of the convicted.

DEFENDANT: A person who has been formally charged with committing a crime.

**DISPOSITION:** The final decision which ends a criminal proceeding by a judgment of acquittal or dismissal, or which states the sentence if the accused is convicted.

**FELONY:** A serious crime for which the punishment may be imprisonment, usually in a state or federal prison.

**GRAND JURY HEARING:** A legal process where citizens are randomly selected and sworn to investigate criminal activity and to hear the evidence against accused persons, sit as a jury to decide if there is enough evidence to bring the accused to trial. Unlike Court trials, grand jury hearings are usually closed to the public and their proceedings, by law, are kept secret.

**HABEAS CORPUS:** A written order challenging, on constitutional grounds, the right of the state to continue to detain or imprison a person.

**INDICTMENT:** A formal written accusation made by a grand jury and filed in Court alleging that a specific person committed a specific crime.

**INFORMATION:** An accusation for some criminal offense in the nature if the indictment, but which is presented by a competent public officer instead of a grand jury.

**MISDEMEANOR:** A crime that is less serious than a felony and for which the punishment may be imprisonment for one year or less.

**MOTION:** A verbal or written request made by the prosecutor or the defense attorney before, during, or after a trial that the Court issues a rule or an order.

**NOLO CONTENDERE:** A defendant's formal answer to the Court, to the charge, in which he states that he does not contest the charges against him. It is not an admission of guilt, but it carries the same legal consequences as a guilty plea.

NOTICE: A written order to appear in Court at a certain time and place.

OFFENDER: An adult that has been convicted of a crime.

OFFENSE: A crime, technically, in some jurisdictions.

**PAROLE:** The conditional release of a convicted offender from a confinement facility before the end of his sentence with requirements for his behavior set and supervised by a parole agency.

PERJURY: Deliberate false testimony under oath.

**PERSONAL RECOGNIZANCE:** The promise of an accused person to the Court that he will return to Court when ordered to do so, given in exchange for release before and during the trial.

PLEA: A defendant's formal answer in Court to the charges against him.

**PRE-SENTENCE INVESTIGATION:** A document that details the past behavior, prior criminal history/convictions, family circumstances, and personality of an adult and gives information about the crime he committed. It is prepared by the Department of Corrections in order to assist the Court in determining the most appropriate sentence.

**PROBATION:** Conditional freedom granted to an offender by the Court after conviction or guilty plea with requirements for the offender's behavior set and supervised by the Court through the Department of Corrections.

**RELEASE ON BAIL:** The release of an accused person by a judicial officer before or during the trial of the accused upon the promise of the accused that he will pay a sum of money if he fails to return to Court when ordered to do so.

**RELEASE ON OWN RECOGNIZANCE:** The release of an accused person by a judicial officer before or during the trial of the accused upon the promise of the accused that he will return to Court when ordered to do so.

**RELEASE TO THIRD PARTY:** The release of an accused person by a judicial officer, before or during the trial of a juvenile, upon the promise of a third party that the accused will return to Court when ordered to do so.

**SUBPOENA:** A written order by a judicial officer requiring a specific person to appear in a designated Court at a specific time and place in order to serve as a witness in a case or to bring material to Court.

**SUMMONS:** A written order by a judicial officer requiring a person accused of a criminal offense to appear in a designated Court at a specific time and place to answer the charges against him.

**SUSPENDED SENTENCE:** A Court decision to postpone the pronouncing of a sentence on a convicted person or to postpone the execution of a sentence that has been pronounced by the Court.