

Police Action

If a crime has occurred or you feel that one may occur if the situation continues to escalate, call the police.

The police will respond to check the safety of all parties. They will take statements and gather evidence to determine if a crime has been committed. If the officer determines that there is probable cause to believe a crime has been committed, Utah law requires that officers take enforcement action. **YOU ARE NOT THE ONE PRESSING CHARGES.** If the officer determines that there is reason to believe that there will be continued violence, serious bodily injury was sustained, or a weapon was used, the officer is required to take the abusive party to jail.

The arrested person is to personally appear in court on the next day the court is open for business after the day of the arrest. No person shall be released from jail prior to the close of the next court day without agreeing in writing to, or a judge orders, the following conditions:

1. **The arrestee will have no personal contact with the victim.**
2. **The arrestee will not threaten or harass the victim.**
3. **The arrestee will not knowingly enter onto the premises of the alleged victim's residence, or any premises temporarily occupied by the victim.**

This Jail Release Agreement is in effect until midnight after the arrested person's initial appearance, and can be extended by the Court for no appearance at the arraignment or for good cause. There are criminal penalties if the arrestee violates the Jail Release Agreement. A violation of this agreement can be prosecuted as a Class A misdemeanor or a Third Degree Felony. Contact the police to report any violations.

Waiver

The victim may waive in writing parts 1 and 3 of the Jail Release Agreement. The waiver does not remove part 2 of the Jail Release Agreement. The waiver is available at the Bountiful Police Department during business hours. A minor may not sign a waiver. Under some circumstances, a victim that is the parent/guardian of a minor may sign the waiver on behalf of a minor.

Resource List

SHELTER (Available 24 hrs a day)
 Safe Harbor Crisis Center (Davis Co.).....801 444-9161
 Your Community Connection (Weber Co.).....801 394-9456
 YWCA (Salt Lake Co.).....801 537-8600

VICTIM ADVOCATE PROGRAMS
 (Assistance for Victims of Violent Crimes)
 Bountiful City Victim Advocate.....801 298-6137
 Davis County Attorney Victim801 451-4300
 of Crime Assistance Program
 Safe Harbor Victim Assistance Program.....801 444-9161
 801 660-6113, or 801 660-6115

COUNSELING SERVICES
 (Licensed Domestic Violence Treatment Programs)
Clinical Consultants
 391 South State St. #A Clearfield.....801 776-8670

Davis Behavioral Health
 934 S Main Layton801-773-7060
Intermountain Specialized
 189 South State St. #160, Clearfield.....801 773-2044

New Horizons
 360 South Fort Lane #1B Layton.....801 593-6129
Resolutions, Inc.
 70 North Main St. #103 Bountiful.....801-298-5222

Suncrest Counseling
 563 West 500 South, Suite 215 Bountiful.....801 255-1155

LEGAL
Utah Legal Services.....1-800-662-4245
 (Divorce, Child Custody, Identity Theft, etc)

2nd District Court
 800 West State St., Farmington801 447-3800
Bountiful City Attorney's Office
 790 South 100 East Bountiful.....801-298-6145

Davis County Attorney's Office
 800 West State St., Farmington.....801 451-4300

SEXUAL ASSAULT/RAPE
Safe Harbor Rape Crisis Line.....801 444-9161
Utah Coalition Against Sexual Assault.....1-888-421-1100

OTHER ABUSE RELATED RESOURCES
Safe Harbor Crisis Center.....801 444-9161
 (Shelter, victim advocates, support groups for domestic violence and sexual assault, and transitional housing program)

Family Connection Center
 1360 East 1450 South, Clearfield.....801 773-0712
 130 East 100 North, Bountiful.....801 773-0712
 (Crisis nursery, support groups and counseling)

Child Protective Services Hotline.....1-855-323-3237
Adult Protective Services Hotline.....1-800-371-7897
Crime Victim Reparations.....1-800-621-7444
 (Financial compensation for victims' of crime)

USCIS1-800-375-5283
 (Help with U-Visa and T-Visa)

UDV Victim Services Unit.....801-545-5658
UOVC.....1-800-621-7444

Victim Information and Notification Everyday (VINE)
 (Victim notification service).....1-877-884-8463



Bountiful City Victim Resources

Bountiful Police Dept
 805 S Main St
 Bountiful, Ut 84010
 Non Emergency 801-298-6000
 Emergency 911

Officer: _____

Case#: _____

Date: _____

Victims Rights can be found under Utah Code 77-37-3.

Utah Code 77-20-3.5(10) requires that when an arrest is made for a qualifying offense, the arresting officer provide the victim with the information contained within this pamphlet. Qualifying offenses include; domestic violence, an offense against a child or vulnerable adult, or a sexual offense as defined in Utah Law 76-5-4. Offenses against a child or a vulnerable adult include the commission or attempted commission of the following; child abuse, child abandonment, domestic violence in the presence of a child, abuse or neglect of a child with a disability and abuse, neglect, or exploitation of a vulnerable adult. For more information refer to Utah Code 77-20-3.5(f).

What is Domestic Violence?

Domestic Violence includes a variety of abusive behaviors and/or threats of abuse. It can be a combination of physical, sexual, and/or psychological abuse. A person has committed domestic violence if he/she physically harms, intimidates or causes fear in the person he/she cohabits with. A cohabitant is a person 16 years or older, who is or was a spouse, is or was living as a spouse, is related by blood or marriage, has one or more children in common or has resided in the same residence as the other party.

Different Types of Abuse

Physical abuse:

Hitting, punching, shoving, kicking, biting, choking, slapping, shaking, pinching, using weapons and objects that can cause harm, restraining or threatening to cause harm to partner.

Sexual Abuse:

Acting violently or physically causing pain while having sex, forcing unwanted sex, forcing sex after a violent action, raping or using objects to cause harm during sex.

Psychological:

Name calling, threatening, criticizing, ridiculing, placing blame, intimidation, manipulating, accusing partner of an affair or controlling partner's actions or friendships.

Cycle of Domestic Violence

Tension Building Phase

Honeymoon



Violent Episode

Phase 1 Tension Building:

Is a time of minor conflicts when threats of violence may increase. This phase may last a few hours to many months.

Phase 2 Violent Episode:

The violence erupts as the abusive partner throws objects at his or her partner, hits, slaps, kicks, strangles, abuses him or her sexually, or uses weapons. Once the attack starts, there's little the victim can do to stop it. There generally are no witnesses.

Phase 3 Honeymoon Phase:

A period of remorse may follow. This is often called the "Honeymoon" phase. The abusive partner may feel sorry for what happened. They may ask for forgiveness and promise to change. Domestic violence will not go away by itself; there are programs that can help.

Protective Order Information

A protective order is a court order designed to give victims of domestic violence protection by ordering the abusive partner to not to have contact with you, threaten you, or enter onto the property where you are residing and/or working. You do not need an attorney and there is no cost to obtain any of these orders.

Civil Protective Orders: The civil order is broken down in two parts. The first is called an ex parte protective order. This order may be issued the day of filing without the abusive partner being present. It is effective until a hearing is held, where the abusive partner is able to present their side. The second part of the civil protective order becomes effective after the hearing. The civil order may order the abusive partner to immediately vacate and remain away from the residence and refrain from further abusing you. This order may provide temporary custody of minor children, access to real property and deal with other temporary relief.

Criminal Protective Order: The criminal protective order may be issued only if criminal charges are filed. The abusive partner is immediately ordered to vacate the premises and not return to the residence and to refrain from all contact with you. Contact the prosecutor or victim advocate if you are interested in this order.

Protective Order on Behalf of a Child: Any interested person such as a parent, grandparent, other family member, etc., having first made a referral to the Department of Child and Family Services, may petition for a protective order on behalf of a child who has been physically or sexually abused, or is in imminent danger of being physically or sexually abused.

Civil Stalking Injunction: A civil stalking injunction may be issued to any person who believes they are a victim of stalking. The stalking petition requires supporting evidence be attached. A stalking injunction may order the perpetrator to stop stalking, refrain from any contact, and restrain he/she from coming near the place of residence, employment, etc.

There are criminal penalties if the respondent (abusive partner or party) violates any of the above orders. Contact the police to report any violations.

Take Action To Stop Abuse

Where to obtain a protective order:

Online Court Assistance Program:
utcourts.gov/ocap/
Bountiful Victim Services 801-298-6137
Safe Harbor Lifeline and Prevention Center
385-515-4044
Layton City Victim Services 801-336-3599

Take the First Step. The first step a victim can take is to tell someone: a friend, a co-worker, the police, or an abuse hotline.

Call Police. Dial 911 at the first incident of domestic violence. Physical and sexual abuse are crimes, even if you are living with or are married to the person.

Have a Safety Plan.

- Pack a bag and leave it with a friend or family member you can trust, include a change of clothes for you and your kids, medications, an extra set of car and house keys, and other essential items.
- Collect the following items: ID, birth and marriage certificates, social security cards, green card/work permit, extra cash, checkbooks, credit cards, protective order, divorce or custody orders, etc. Put them in a safe place where you can grab them quickly.
- Plan an escape route and practice it in case of a violent episode.
- Plan where you will go to be safe in an emergency and arrange for a friend or family member to help.
- Keep an emergency list of phone numbers hidden including the local domestic violence shelter.
- Document abuse even if you don't feel comfortable reporting it to police.
- Have a bank account in your name.
- Consider obtaining a protective order.
- Call police for assistance before returning to the home for property, etc.
- Use a code word with your children to go for help.
- Get support from your local victim assistance program.
- Seek counseling or a support groups in you area.

A person who has been arrested may be released on bail, bond, or some other form of release. Do not rely upon an arrest as a guarantee of safety, make a safety plan.

For resources in your area contact:

Utah Domestic Violence LINKLine
1-800-897-LINK (5465)

The call is free and confidential. Available 24 hours a day, 7 days a week.

Information and Referral.....Dial 211
(Resource and referral for employment, financial aid, child care, housing, medical, substance abuse, legal, etc)