

What is Domestic Violence?

Domestic violence includes physical, sexual, emotional, and controlling behaviors.

What is a Domestic Violence Abuser?

An abuser is any person who you are related to or whom you have resided who physically harms, controls, intimidates or causes fear in another person.

Who is a Victim?

Victims can be wives, husbands, adult children, adult step-children, step-parents, girlfriends, boyfriends, roommates, an emancipated person, or an individual 16 years of age or older.

What is abuse?

Physical, sexual, emotional abuse, and controlling behavior are not normal. Domestic violence is chronic abuse of power. It includes acts of hitting, biting, strangulation (often called choking), sexual assault, pushing, kicking, having things thrown at you, and other forms of physical abuse. Emotional abuse includes intimidation, isolation, manipulation, threats, name calling, public and private humiliation, etc. The abuser tortures the victim by calculated threats of intimidation and physical violence. Physical violence is often the end result of months or years of intimidation.

UTAH VICTIM BILL OF RIGHTS

- The right to privacy
- The right to be heard at sentencing
- The right to be informed and assisted
- The right to a speedy resolution of their case
- The right to be free from threats and intimidation
- The right to restitution and reparations
- The right to notice of all important criminal justice proceedings
- The right to be present in the courtroom for all important hearings
- The right to be treated with dignity, respect, courtesy, and sensitivity
- The right to an explanation of the legal proceedings & plea negotiations

Services

You do not have to go through this difficult time alone. There are individuals and organizations who want you to be safe and thrive. There are many services in Utah created to assist survivors of domestic violence. There are shelters for survivors and their children. Advocates at these shelters can assist with applying for a protective order through a District Court. There are legal aid programs to assist in filing protective orders as well as other issues relating to divorce/child custody. Many police departments and prosecutor's offices have victim advocates who can help you through the court process, petition for types of protective orders, restitution, and many other services. The Department of Work Force Services can assist survivors with employment referral, job training, emergency assistance, Medicaid, CHIP, food stamps, child care, and other financial assistance.

Protective Orders

Protective Orders are issued by the District Court when an act or threat of physical abuse has occurred. A Protective Order may require an abuser to not have contact with you, stay away from your residence, place of employment, schools, and other important addresses. The court is also able to temporarily address civil issues related to child custody and visitation. There is no cost for a Protective Order and if you qualify for a protective order through legal aid, their attorneys will assist you at the court hearing. You can apply for a protective order through a legal aid at these District Courts;

Cohabitant Eligibility Requirements

- To qualify for a protective order, you must be 16 years of age or older and are not a parent, step- parent or guardian of the abuser, and least one of the following must apply:
 - Are married or have been married.
 - Have a child in common.
 - Are related by blood marriage.
 - Have resided together at some point in time.
 - Or expect experiencing physical abuse or threats of physical abuse.

What you need to obtain a protection order:

When applying for a protective order take the following information with you:

- Names and addresses of places you want the abuser ordered to stay away from (work, home, schools, daycare, and family member's homes)
- Addresses where officers may locate and serve the abuser.
- Police report case numbers and police departments that you are currently working with and have worked with in the past. This helps legal aid in requesting police reports for your protective order.
- Driver's license or identification card so legal aid is able to notarize your signature on the petition. This process can take up to four hours.

*It is best to arrange for childcare if possible.

Places where you can apply for an order of protection:

Second District Court (**Ogden**)- 2525 Grant Ave.
(801) 395-1079

Second District Court (**Farmington**)- 800 W State St
(801) 447-3800

Third District Court (**Salt Lake City**)- 450 S State St
(801) 238-7170

Third District Court (**Tooele**)- 74 S 100 East #14
(435) 833-8000

Third District Court (**Park City**)- (6300 Justice Center Rd
(435) 615-4300

Fourth District Court (**Provo**)- 137 Freedom Blvd 200 West
Suite 150
(801) 429-1000

Safety Planning

Call the Police!

The following strategies are intended as guidelines ONLY.

THE BEST ACTION IS TO PLAN AHEAD
KEEP A COPY OF YOUR PROTECTIVE ORDER
WITH YOU AT ALL TIMES.

If you are living with your abuser:

Know how to GET OUT! Make sure you always have a way to get outside. Never go into a kitchen or a bathroom. There may be dangerous items in these rooms which abuser abusers can access to harm you.

Decide where you will go. Make arrangements with a safe friend, neighbor, or family member. Do not tell your abuser where you are going.

Pack a bag. Have a bag packed and keep it in a safe place and ready to go or keep it at the place where you will go when you leave. Include the following:

- Necessities- clothing, toiletries, medications, any baby needs, car keys, and house keys.
- Important Documents- identification cards, birth certificates, marriage licenses, custody orders, divorce orders, social security cards, and this pamphlet.
- Financial materials- checkbooks, credit cards, debit cards, cash, and bank information.

If you are not living with your abuser:

Have your phone number unlisted. Any contact with the abuser should be through legal means, such as an attorney.

Notify schools and daycares. Tell them that ONLY YOU are authorized to pick up your children.

Inform your neighbors. Tell them to call the police if they see anything suspicious. Tell them to call the police if they see your abuser or their vehicle. Show them a picture of your abuser.

Resources- Jail and Shelter Phone Numbers

Weber County Resources

Weber County Jail- (801) 778-6700

YCC Family Crisis Center (Ogden)- (801) 394-9456

Davis County Resources

Davis County Jail- (801) 451-4200

Safe Harbor (Kaysville)- (801) 444-9161

Salt Lake County Resources

Salt Lake County Jail- (385) 468- 8400

YWCA (Salt Lake City)- (801) 537- 8600

Tooele County Resources

Tooele County Jail- (435) 832-5600

Pathways- (435) 843-1677

Summit County Resources

Summit County Jail- (435) 615-3600

Peace House (Park City)- (435) 658-4739

Utah County Resources

Utah County Jail- (801) 851-4200

The Refuge Utah (Orem)- (801) 377-5500

Other Community Resources:

VINE (Jail Release Information)- 1 (877) 884-8463

Work Force Services/ Salt Lake County- (801) 526-0950

Information Referral Center- (801) 978-3333 ext. 211

Legal Aid Society- (801) 328-7170

Utah Legal Services- (801) 328- 8891

Crisis Lines:

Domestic Violence Hotline- 1 (800) 897- LINK

Utah Crisis Line/ Crisis Intervention- (801) 587-3000

Suicide Hotline- (800) 273-8255

If a Law Enforcement Officer takes no action, you still have the right to initiate criminal proceedings.

Jail Release Agreement

The suspect in this case has been arrested for domestic violence. The suspect will not be released from jail unless he/she signs a Jail Release Agreement. The suspect must agree in writing that until further order of the court,

- He/She will have no personal contact with you;
- Not threaten or harass you; and
- Not knowingly enter onto the premises of your residence or any residence temporarily occupied by you.

A jail release agreement expires at midnight on the day the suspect appears in court. You may have the opportunity to speak with the prosecutor to request a pre-trial protective order if you would like the terms of the Jail Release Agreement to continue through sentencing. Contact the court handling this case for more information.

Violation of this Jail Release Agreement is a separate crime.

You have the right to waive certain parts of the Jail Release Agreement. Call the arresting agency for more information on a waiver.

Child Protective Orders can be filed on behalf of a child who has been abused or is in imminent danger of being abused. Any interested person may file a child protective order on behalf of a child after making a referral to The Division of Child and Family Services (DCFS). DCFS will also be able to direct you to the correct Juvenile Court where the Child Protective Order can be filed.

DCFS Salt Lake City- (801) 488-2620

Utah Transit Authority Police Department



Domestic Violence Resources

Case Number _____

Court Name, Phone Number, and Address

Court to Petition for a Protective Order

There is no excuse for abusive behavior. If you are the victim of abusive behavior, you are not alone and you have options. There are services to support and help you.

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