



SAN JOSE POLICE DEPARTMENT

TRAINING BULLETIN

TO: ALL DEPARTMENT PERSONNEL

FROM: Anthony Mata
Chief of Police

**SUBJECT: DOMESTIC VIOLENCE
RESOURCE CARD (FORM 204-31)**

DATE: December 2, 2021

BULLETIN #2021-025

In July 2021, a County-wide Domestic Violence Working Group revised the Domestic Violence Resource Card. The revised card will be printed in English, Spanish, Vietnamese, and Mandarin. All versions of the Domestic Violence Resource Card (Form 204-31) will be available at Central Supply.

Department members are to discard outdated Domestic Violence Resource Cards and use the updated version, labeled as "Form 204-31 Rev. 07/21." In addition to providing survivors of domestic violence a Domestic Violence Resource Card, Duty Manual Section L 7300 DOMESTIC VIOLENCE requires Department members to both offer and explain available resources.

A handwritten signature in black ink, appearing to read "A. Mata".

Anthony Mata
Chief of Police

AM:SD:MB

ATTACHMENT: Form 204-31 Domestic Violence Resource Card

ALL DEPARTMENT PERSONNEL FORM 204-31 DOMESTIC VIOLENCE RESOURCE CARD

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Form 204-31 Domestic Violence Resource Card

VICTIMS HAVE RIGHTS IN A CRIMINAL CASE

Along with the right to a protective order, victims in a criminal case have the right to:

- Have an advocate and a support person with them in any follow-up interview with law enforcement, prosecutors, or defense attorneys
- Receive a copy of the police report in their case
- Speak with the assigned prosecutor and receive information about the criminal case
- Attend any criminal court appearance and speak in court at sentencing
- Receive the assistance of an interpreter in any interview or court appearance

RESOURCES AND FINANCIAL SUPPORT ARE AVAILABLE TO VICTIMS OF DOMESTIC VIOLENCE REGARDLESS OF IMMIGRATION STATUS

- Victims can receive advocacy services at no cost to them
- Mental health counseling is available for victims and family members, including children
- Financial assistance is available for home security or relocation expenses
- Compensation is available for lost wages, medical expenses, funeral/burial services, and property damage caused by the crime

SUPPORT AGENCIES 24-HOUR HOTLINE

- AACI (Asian Americans for Community Involvement) (408) 975-2739
- Community Solutions (877) 363-7238
- Maitri (9 AM - 3 PM) (888) 662-4874
- Next Door Solutions to Domestic Violence (408) 279-2962
- YWCA Golden Gate Silicon Valley (800) 572-2782

FAMILY JUSTICE CENTERS FOR DOMESTIC VIOLENCE VICTIMS

SAN JOSE: (408) 975-2739
AACI
749 Story Road, Suite 50, San Jose
OPEN THURSDAYS
9:00 a.m. – 12:00 p.m.; 1:00 p.m. – 5:00 p.m.

NORTH COUNTY: (800) 572-2782
YWCA Golden Gate Silicon Valley
298 S. Sunnyvale Ave., Suite 105, Sunnyvale
OPEN FRIDAYS 9:00 a.m. – 5:00 p.m.

SOUTH COUNTY: (408) 779-2113
Community Solutions
16264 Church St., #103, Morgan Hill
OPEN WEDNESDAYS 9:00 a.m. – 5:00 p.m.

VICTIM SERVICES UNIT, DA'S OFFICE
(408) 295-2656
70 West Hedding Street, Suite 116, San Jose
victimservices@dao.sccgov.org
OPEN WEEKDAYS 8:00 a.m. – 5:00 p.m.

IF THERE HAS BEEN AN ARREST
To receive notification of an inmate's release from jail, call VINE at 1-800-464-3568.

Domestic Violence Resource Card

Information for Victims
of Domestic Violence

CASE INFORMATION

DATE: _____
POLICE DEPT: _____
OFFICER: _____
BADGE: _____
CASE NUMBER: _____
NON-EMERGENCY NUMBER: _____

ADDITIONAL INFORMATION:

IN AN EMERGENCY DIAL 911

Please scan for additional resources.



204-31
Rev. 07/21

DOMESTIC VIOLENCE AND SEXUAL ASSAULT ARE CRIMES

- Physical or sexual assault is a crime
- Even when committed by someone you know, even someone you love
- You are not responsible for a person "getting in trouble" if they commit a crime against you
- Their actions are their responsibility
- Your safety is the most important thing

WHEN YOU REPORT DOMESTIC VIOLENCE:

- The police will create a report and will bring it to the District Attorney's Office for review
- The District Attorney will determine whether charges will be filed
- If charges are filed, the defendant will appear in criminal court and will face prosecution
- Prosecution may result in jail time, probation, and other consequences

WHEN THE PERSON WHO COMMITTED THE ASSAULT IS ARRESTED:

- Not every person who commits assault will stay in custody
- A suspect may be released on bail or on a promise to appear later in court
- Anyone who is released must follow whatever terms the court imposes, including staying away from the victim in the case
- The Victim Notification (VINE) System can keep you informed about an inmate's custody status: 800-464-3568 or <https://www.vinelink.com>

PROTECTIVE ORDERS ARE AVAILABLE TO VICTIMS OF DOMESTIC VIOLENCE

A protective order can prevent the person who assaulted you from having contact with you; these orders can also protect children, pets, and property. Multiple types of protective court orders are available to victims of domestic violence including:

- **Emergency Protective Restraining Order (EPRO)** Issued by a judge when there is an immediate safety threat; this order lasts 5-7 days and requires the suspect to immediately leave. You may ask for an EPRO from an officer if you fear for your safety.
- **Criminal Protective Order (CPO)** Issued at a defendant's first appearance in criminal court; this order lasts as long as the criminal case is in progress and will be reissued for up to 10 years if the defendant is convicted.
- **Domestic Violence Restraining Order (DVRO)** Issued in Family Court when a victim requests it and a judge agrees that there is a risk to a victim's safety. If a case has not gone to criminal court, a victim should file for a DVRO in order to be protected when the EPRO expires.

It is a violation of the restraining order for the person who is restrained by any of these protective orders to contact you. Report any new contact to the police

"RED FLAG LAW" OR GUN VIOLENCE RESTRAINING ORDER (GVRO)

If someone who has a gun is saying things or doing things that make it seem like they are a danger to themselves, you, or others, call 911 and get police

help to request a court order to have their guns removed temporarily.

IMMIGRATION STATUS DOES NOT MATTER WHEN YOU REPORT A CRIME

- Santa Clara County law enforcement and child welfare agencies do not report victims, children, or suspects to immigration authorities
- Any victim of domestic violence or sexual assault is entitled to resources and support, regardless of immigration status
- A victim or suspect's immigration status does not matter to local police
- Local police do not work with federal immigration agents
- Local police do not report to ICE
- If you have immigration concerns, please contact an immigration attorney. Agencies listed in this card can assist in connecting you to legal assistance.

MEDICAL CARE AND STRANGULATION

You have the right to medical care. If someone has put their hands on your neck or made it hard for you to breathe, please call the SAFE Program to be connected to the appropriate care. 408-885-5000 (Dial 0 and ask for on-call SAFE Nurse).