

Hoop Valley Tribe Survivors of Crime Advocacy Program

Information on Survivor Rights and Available Programs



The Hoopa Valley Tribe Survivors of Crime Advocacy Program provides free services for eligible individuals that have experienced crime. This document provides basic information about the program and explains survivors' and clients' rights.

Important Contact Information

HOOPA VALLEY TRIBE

Hoopa Valley Tribal Advocate Program

Open Monday – Friday (8:00 am - 5:00 pm)

Hoopa Valley Court House, 12530 State Hwy 96, Post Office Box 1389, Hoopa, CA 95546

(707) 606-9145 or (530) 625-4305 x. 309 or x. 304

hoopacourt.advocate@gmail.com or hvtcap3@gmail.com

K'ima:w Medical Center Clinic, 535 Airport Road, Hoopa CA 95546, 530-625-4261

Hoopa Valley Tribal TANF: (530) 625-4186

Hoopa Valley Tribe ICWA: (530) 625-4211

YUOK TRIBE

Klamath Office: (707) 482-1350

Eureka Office: (707) 444-0433

Weitchpec Office: (530) 625-4130

Clerks Office: (707) 482-1350 X.406

Legal Access Center (707) 951-6813

Youth At-Risk (707) 951-9372

Hey-wech-ek' Program (888) 225-8720 (Domestic Violence, sexual assault)

Yurok Elder Advocacy: (707) 485-8208

Batterers Intervention (707) 951-5747

Reentry Program: (707) 954-2374

Veteran's Wellness: (800) 273-8255

Yurok Tribal Public Safety: (707) 482-8185

Yurok Tribal TANF (707) 445-2422

Yurok Tribe ICWA: (707) 482-1350

Yurok Tribal Court: (707) 482-8185, 230 Klamath Blvd., Suite A, Klamath, CA 95548

KARUK TRIBE

Karuk Tribal TANF (530) 493-1440

Karuk Tribal Court: (530) 625-4305

HUMBOLDT COUNTY

Humboldt County Superior Court, 825 5th St., Eureka, CA 95501

Humboldt Domestic Violence Services (707) 443-6042

Humboldt Domestic Violence Services 24/7 Support Line (toll free): (866) 668-6543

If you are a victim or a witness to a crime and need help, call District Attorney Victim Witness: 707-445-7417

Child Welfare Services (24 Hour Hotline) (707) 445-6180

Humboldt County Mental Health (707) 445-7715

Adult Protection Services (707) 476-2100

Community Access and Resource Center (707)443-7077
Humboldt Family Services Center, Eureka (707)443-7358
Breaking the Cycle Domestic Counseling (707)442-7806
Betty's Annex (707)407-3833, 133 7th Street, Eureka, CA 95501
Two Feathers, Native American Family Services: Crisis Phone Line (707)382-0629,
24 Hour Youth Crisis Hotline (707)444-2273

DEL NORTE COUNTY

Del Norte Superior Court, 450 H St. #209, Crescent City, CA 95531
Harrington House (707)465-3013, 286 M ST.#A, Crescent City, CA 95531
Victim/Witness Assistance Center: (707)464-7273
Child Abuse/Neglect Hotline: (707)464-3191
Adult Protection Services: (707)464-3191
North Coast Rape Crisis Team: (707)445-2851

REDDING

One Safe Place: (530)244-0117, 2250 Benton Dr, Redding, CA 96003, P.O. Box 991060, Redding, CA 96099
24 Hour Crisis Hotline (530)244-0117

ADULT IHS-FUNDED RESIDENTIAL PROGRAMS IN CALIFORNIA

Skyway House, 392 Connors Court Ste C, Chico, CA 95926, 530-898-9424
Friendship House Association of American Indians, 56 Julian Ave., San Francisco, CA 94103, 415-865-0964,
info@friendshiphousesf.org
Native Directions, Inc., 13505 N. Union Rd., Manteca, CA 95336, 209-858-2421, rvaladez@natedirections.org
Sierra Tribal Consortium, 610 W. McKinley Ave., Fresno, CA 93728, 559-445-2691, director@sierratribal.org
Tule River Alcohol Program, 340 N. Reservation Rd., PO Box 589, Porterville, CA 93257, 559-781-8797,
trapdirector@tulerivertribe-NSN.gov

OTHER RESOURCES

Strong Hearts Hotline: (844) 762-8483
California Victims' Compensation Program: (800) 777-9229, www.victims.ca.gov
United Indian Health Services 707-825-5000
CA Dept. of Corrections and Rehabilitation: 877-256-6877, www.cdcr.ca.gov/victim_services
McGeorge School of Law – Victims of Crime Resource Center: 800-842-8467, www.1800victims.org
National Domestic Violence Hotline: 800-799-7233, www.thehotline.org
National Child Abuse Hotline: 800-422-4453, www.childhelp.org
Rape, Abuse & Incest National Network: 800-656-4673, www.rainn.org
National Human Trafficking Resource Center Hotline: 888-373-7888, www.humantraffickinghotline.org
For local Human Trafficking information, visit: www.oag.ca.gov/human-trafficking
The California Relay Service for speech impaired, deaf or hard-of-hearing callers: Dial 711.
TTY/HCO/VCO to Voice for English: 1-800-735-2929 and for Spanish: 1-800-855-3000.
Speech to Speech – English and Spanish: 1-800-854-7784.
Attorney General's Victims' Services Unit: 877-433-9069, www.oag.ca.gov/victimservices
California Tribal TANF Partnership: (707) 476-0344
California Indian Legal Services: (707) 443-8397
Northern California Indian Development Council (707) 445-8451
Safe at Home Confidential Address Program (mail-forwarding program for survivors): (877) 322-5227
Wiyot Tribe ICWA: (707)733-5055
Blue Lake Rancheria: (707) 668-5101

What kind of direct services may the Program provide?

The Program Provides services to all survivors of crimes committed within the jurisdiction of Hoopa Tribal Court, regardless of age, ethnicity/race, gender, religious preference, ability, disability, gender identity, sexual orientation or income, so long as the survivors were not the perpetrators of the crime.

Advocacy

- On the scene crisis intervention
- Confidential emotional and moral support
- Liaising between the survivor, police officers, investigators, and service providers
- Information and referrals
- Accompaniment to medical services
- Safety planning

Emergency Support

- Transportation and gas
- Shelter, food, clothing, cell phone
- Eyeglass repair
- Child care
- Home repair support such as lock and window replacement

Legal Assistance (certain cases)

- Court preparation, advocacy, and accompaniment, notification on cases
- Restraining orders
- Attorney representation in court case related to the crime and emergency custody

What other resources are available?

The Program provides referrals to other services and helps survivors exercise their rights as follows:

- Referrals to medical/psychological or substance use disorder treatment and counseling
- Assistance with seeking compensation through California Victim Compensation Program
- Youth prevention wellness services
- Cultural wellness services
- Low income housing
- Family resource centers
- Adult protective services
- Health and Human Services
- Alcoholics/Narcotics Anonymous

The Program may also sponsor support and wellness groups.

What are my rights as a survivor of crime?

The following rights are based on California State law (including the Survivors' Bill of Rights in Article I, § 28 of the state constitution), federal law (including 18 USC § 3771 and 42 U.S.C. § 10607), and Hoopa Tribal law (including Title 14).

Right to Attend

Survivors have the right to attend proceedings criminal proceedings related to the crime that was committed against them.

Right to Compensation

Survivors have the right to be financially compensated for certain injuries or damage caused by the crime, provided that they file an application with California Victims' Compensation Program and meet any eligibility requirements.

Right to be Heard

Survivors have a right to be heard at any proceeding in which the survivors' rights are at issue. Survivors can submit a "victim impact statement" at sentencing and make a statement at bail hearings. Further, survivors have the right to confer with the prosecuting agency and with the probation department regarding the prosecution of an offender and sentencing (must put in a request to confer for state cases).

Right to be Informed

Survivors have the right to be informed of events and proceedings in the justice process, including arrests, hearings, sentence, and the release of an offender from custody. They have the right to receive a pre-sentencing report.

Right to Privacy

Survivors have the right to prevent the disclosure of confidential information or records to a criminal defendant (or those acting on behalf of the defendant) that could be used to locate or harass the survivor or the survivor's family or which disclose confidential communications made in the course of medical or counseling treatment, or which are otherwise privileged or confidential by law. Survivors can refuse to speak with a defendant and the defendant's attorneys.

Right to Protection

Survivors have the right for themselves and families to be reasonably protected from an offender the defendant and persons acting on behalf of the defendant. Survivors have a right to obtain protective orders either from the Tribe or the State and to have them enforced. A survivor need not have a certified copy of an order, any copy or photo can be shown to a law enforcement officer to seek assistance.¹ The safety of survivors and their families must be considered before any parole or other post-judgment release decision is made.

Right to Restitution

Survivors have the right to seek restitution and court-ordered reimbursement from offenders who have caused financial harm.

Right to Return of Property

Survivors have the right to the return of their personal property being held as evidence.

Right to a Speedy Trial

Survivors have the right to have the case resolved within a reasonable amount of time.

¹ Memo from Kamala Harris re Enforcement of tribal court protection orders, DLE-2016-03 (Nov. 29, 2016).

Other Rights

- *Domestic violence survivors* cannot lose their job within the Hoopa Valley because they missed work due to experiencing domestic violence. The employer may require proof the violence caused the absence from work (Tribal Code 14d.5.19)
- *Foster children* have the rights to live in a safe, healthy and comfortable home with respectful treatment; to have contact with family members unless prohibited by court order; to make confidential phone calls and receive unopened mail unless prohibited by court order; and to attend court hearings and speak to the judge (Tribal Code 14.19. 06 of Title 14).
- *Survivors of Sexual Assault* have the choice to get a physical exam, be part of a criminal case, and report the assault (Cal. Penal Code section 680.2).

What do I do if I feel threatened or intimidated?

Document what happened (time/date) to show patterns of abuse or risk of imminent harm. Prepare an emergency get-away bag (including important documents, essential items, clothes for a few days, and medication) that you can keep outside or at a friend's house in case you need to leave quickly. Call 911 if there is an immediate threat and let them know that your life is being threatened. Document any case number or police report number you receive. The Program does not do emergency response, but you can get to a secure place and then contact the Program. You can work with the Program on having a safety plan to address future threats. The Program is not available 24-7 but endeavors to make time for those in need of help.

What rights do I have as a client of the Program?

- The right to be treated with respect
- The right to privacy and confidentiality, except in limited cases that require mandatory reporting
- The right to make your own decisions about how you live your life and who you live it with
- The right to choose your own treatment and safety plans
- The right to terminate services
- The right to a copy of case files and all documents therein