

Indiana State Rights for Victims

Alleged victims of sexual, relationship, domestic and family violence are provided the same rights as victims of other crimes and delinquent acts. These rights are cited under Indiana IC-35-40-5.

1. You have the right to be:
 - treated with fairness, dignity and respect; and
 - free from intimidation, harassment and abuse;
2. You have the right to be informed, upon request, when a person who is:
 - accused of committing; or
 - convicted of committing; a crime perpetrated directly against you is released from custody or has escaped.
3. You have the right to confer with a representative of the prosecuting attorney's office:
 - after a crime allegedly committed has been charged;
 - before the trial of a crime allegedly committed; and
 - before any disposition of a criminal case.

This right does not include the authority to direct the prosecution of a criminal case.
4. You have the right to have your safety considered when decisions are made concerning pre-trial release from custody of a person accused of committing a crime against you.
5. You have the right to be heard at any proceeding involving sentencing, a post-conviction release decision, or a pre-conviction release decision under a forensic diversion program.
6. If the accused criminal is convicted, you have the right to make a written or oral statement to be used in a pre-sentence report.
 - You have a right to read a Victim's Pre-sentence Report
 - You have a right to respond to the material included in the pre-sentence report.
7. You have a right to pursue restitution and other civil remedies against the perpetrator.
8. You have a right to information, upon request, about the disposition of a case, the conviction or sentence on a case, and release of a perpetrator from custody.
9. You have a right to be informed of your constitutional and statutory rights.

Legal Options

If you wish to exercise these rights, you must provide a current address and telephone number to your local County Prosecutor's Office. If charges are filed in your case, it is likely that the Judge will have a hearing on the defendant's bond within days of the arrest. It is important to stay in contact with the prosecutor's office to determine when this hearing, and other hearings will be held.

Protection Orders

If you need to file a Petition for an Order of Protection, you can do so at the Marion Superior Court Office.

**Marion Superior Criminal Court 21
Basement, Center Tower, Room G108 200
East Washington Street
317-327-2490**

Law Enforcement

**Indiana University Police Department (IUPD)
317-274-7911 or 911**

**Indianapolis Metropolitan Police Department
317-327-3811 or 911**

Campus Resources

Sexual Assault Prevention and Education Specialist

A confidential resource for those that have been the target of relationship violence or sexual assault. The Specialist provides information and support independently of your decision to report or not report the crime to law enforcement or the university disciplinary process.

**719 Indiana Avenue, Walker Plaza 220
Office: 317-274-2548 Direct: 317-274-2503**

IUPUI Counseling & Psychological Services (CAPS)

CAPS provides professional psychological services for IUPUI students at minimal charge.

**719 Indiana Avenue, Walker Plaza 220
317-274-2548 <http://caps.iupui.edu>**

IUPUI Student Health

The IUPUI Student Health Center offers services for general medical needs, such as annual exams, birth control, acute illnesses and injuries in two locations.

**Student Health
Campus Center, Suite 213
420 University Blvd
317-274-2274**

**Campus Health
Coleman Hall, Room 100
1140 West Michigan St
317-274-8214**

INDIANA UNIVERSITY PURDUE UNIVERSITY INDIANAPOLIS

SEXUAL ASSAULT, RELATIONSHIP VIOLENCE, AND STALKING: VICTIM RIGHTS AND REPORTING OPTIONS



*For Emergencies Dial 9-1-1
On Campus Dial 274-7911*

*For more information see:
<http://stopsexualviolence.iu.edu>*

Considering Reporting?

There are several reporting options including reporting to campus or local law enforcement, going through the student conduct system, and/or filing a Title IX complaint. Campus authorities will assist in notifying law enforcement if requested. Law enforcement involvement can also be declined.

Law Enforcement

Indiana University Police Department (IUPD)

Responds to incidents on campus

317-274-7911 or 911

Indianapolis Metropolitan Police Department

Responds to incidents in the Indianapolis metropolitan area

317-327-3811 or 911

IUPUI Office of Student Conduct

The IUPUI disciplinary process is a fair and informal educational process designed to promote a safe educational environment and develop students who are productive members of both the local and global communities.

Responds to reports of student misconduct.

317-274-4431

Title IX Coordination

Under Title IX of the Education Amendments of 1972, sexual violence is considered a form of sexual discrimination. You may file a Title IX sex discrimination complaint using one of the resources below:

University Title IX Coordinator

Emily Springston **812-855-7559**

Title IX Deputy Coordinator

Kim Kirkland, Director of the Office of Equal Opportunity **317-274-2306**

University Disciplinary Process

The university disciplinary process will include a prompt, fair, and impartial investigation and resolution process. Investigators and hearing board members are trained annually on the issues related to domestic violence, dating violence, sexual assault, and stalking, and taught how to conduct an investigation and hearing process that protects the safety of the complainant and promotes accountability. The process affirms:

- The complainant and the respondent each have the opportunity to be advised by an advisor of their choice, at their expense, at any stage of the process and to be accompanied by that advisor at any meeting or hearing.
- The complainant and the respondent will be notified in writing of the outcome and results of any disciplinary proceedings.
- The complainant and the respondent each have the right to appeal the outcome of the hearing and will be notified in writing of the final outcome after the appeal is resolved.

Sanctions

The University may impose sanctions on the respondent following a final determination of university disciplinary procedures for sexual assault, dating violence, domestic violence, or stalking.

- Possible sanctions range from educational outcomes to suspension or expulsion from the university.
- Employees may be subject to discipline, up to and including termination of employment.

Sexual assault, domestic violence, dating violence, and stalking may be found to be criminal acts which may also subject the respondent to criminal and civil penalties under federal and state law.

Protective Measures

The University can provide protective measures for the complainant, such as changes in academic or living situations, counseling, and no contact orders.

IU recognizes all valid orders of protection, no contact orders, restraining orders, or similar lawful orders. If you have a valid order, please inform IUPD to receive appropriate services. To learn more about protection orders contact the Indiana Coalition Against Domestic Violence (ICADV) hotline at 1-800-332-7385 (TTY 1-800-787-3224).

Confidentiality of Information

The University will work with you to protect your privacy by sharing information with only those who need to know. As such, your information may need to be shared with those involved in investigating the incident, those responsible for providing necessary resources and remedies and those responsible for ensuring the public's safety. You will be protected from retaliation.

Only specified University employees (licensed health care providers, identified advocates) are able to maintain your confidentiality and are not required to convey any information regarding your situation without your consent. Most other University employees are required to report names and details of any incident of sexual violence that has been brought to their attention to the Title IX Coordinator or designated Deputy Coordinators on their campus for further investigation. You should discuss your desires regarding the sharing of information with any University employee with whom you speak, to ensure you understand their reporting obligations and what information they may be required to share.

Please note that under Indiana law, any person that has a reason to believe a person under the age of 18 is a victim to abuse or neglect, including relationship violence or assault, must make a report to the University Superintendent of Public Safety. This information will be shared with the Indiana Department of Child Protective Services.