



DEPARTMENT OF PUBLIC SAFETY OPERATING PROCEDURES MANUAL		
CHAPTER 228	VICTIM'S RIGHTS NOTIFICATION	
	Effective: 04/21/2011	Commissioner Approval: 
	Authorities: AS 18.67.175 ; AS 12.61.010 ; AS 47.17.020 ; AS 18.65.520	
	Applicability: OFFICER	
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228.100 INTRODUCTION

The Department has an obligation to inform victims of violent crimes, or their surviving dependents, of potential entitlements and protections.

228.300 VIOLENT CRIMES COMPENSATION NOTIFICATION

A. *Department is required notify crime victims.* Alaska law requires every law enforcement agency in the State to inform victims of violent crimes, or their surviving dependents, of the provisions of the violent crimes compensation act.

A victim, or a victim's surviving dependent, may be eligible for compensation if injury or death resulted from: an attempt on the part of the applicant to prevent a crime, capture a suspect, aid a police officer, or aid the victim of a crime; or resulted from the commission or attempt to commit the following crimes by someone other than the applicant:

1. murder in any degree;
2. manslaughter;
3. criminally negligent homicide;
4. assault in any degree;
5. kidnapping;
6. sexual assault in any degree;
7. sexual abuse of a minor;
8. robbery in any degree;
9. threats to do bodily harm;
10. any crime resulting from the operation of a motor vehicle, boat, or airplane when the offender was under the influence of an alcoholic beverage, inhalant, or controlled substance; and
11. arson in the first degree.

B. *Applications to be available from DPS offices.* Applications for violent crimes compensation shall be available at all department enforcement unit offices. Additional information is available at the Alaska [Violent Crimes Compensation Board](#) website.

C. Troopers to issue VCC cards to eligible victims. Troopers shall keep an adequate supply of Violent Crimes Compensation (VCC) Cards and shall issue them to victims as required. VCC Cards are available through the Violent Crimes Compensation Board.

228.310 OFFICE OF VICTIMS' RIGHTS NOTIFICATION

A. Department required notifying victims. AS 12.61.010 (a)(15) requires every law enforcement officer initially investigating a crime to provide to a victim, orally and in writing, the address, telephone number and Internet address of the [Office of Victims' Rights](#) (OVR).

This provision also applies to victims of felonies and to victims of class A misdemeanors if the class A misdemeanor is a crime involving domestic violence as defined in AS 18.66.990 or a crime against a person identified under AS 11.41.

Such notification to a victim must also be provided to the parent or guardian of a non-emancipated minor.

B. Satisfying notification requirement. The notification process is considered satisfied if, at initial contact with the crime victim, the investigating officer provides each crime victim with a brochure or other written material prepared by the OVR.

228.320 CHILD PROTECTION NOTIFICATION

A. Department required notifying DH&SS. AS 47.17.020 requires peace officers to immediately notify the Department of Health & Social Services if they have reasonable cause to suspect that a child has suffered harm as a result of child abuse or child neglect. (See OPM 235)

B. Report of harm and protection of child. A peace officer shall act on presenting a report of harm as a direct result of observations made in the course of carrying out their duties or as have been reported to them by a third party.

228.330 VICTIM OF DOMESTIC VIOLENCE NOTIFICATION

A. Department required notifying victims. AS 18.65.520 requires every law enforcement officer investigating a crime involving domestic violence to inform the victim, orally and in writing, of their rights as victims and the services available to them. (See OPM 212)

228.900 DEFINITIONS

Law Enforcement/Peace Officer – Trooper or Officer