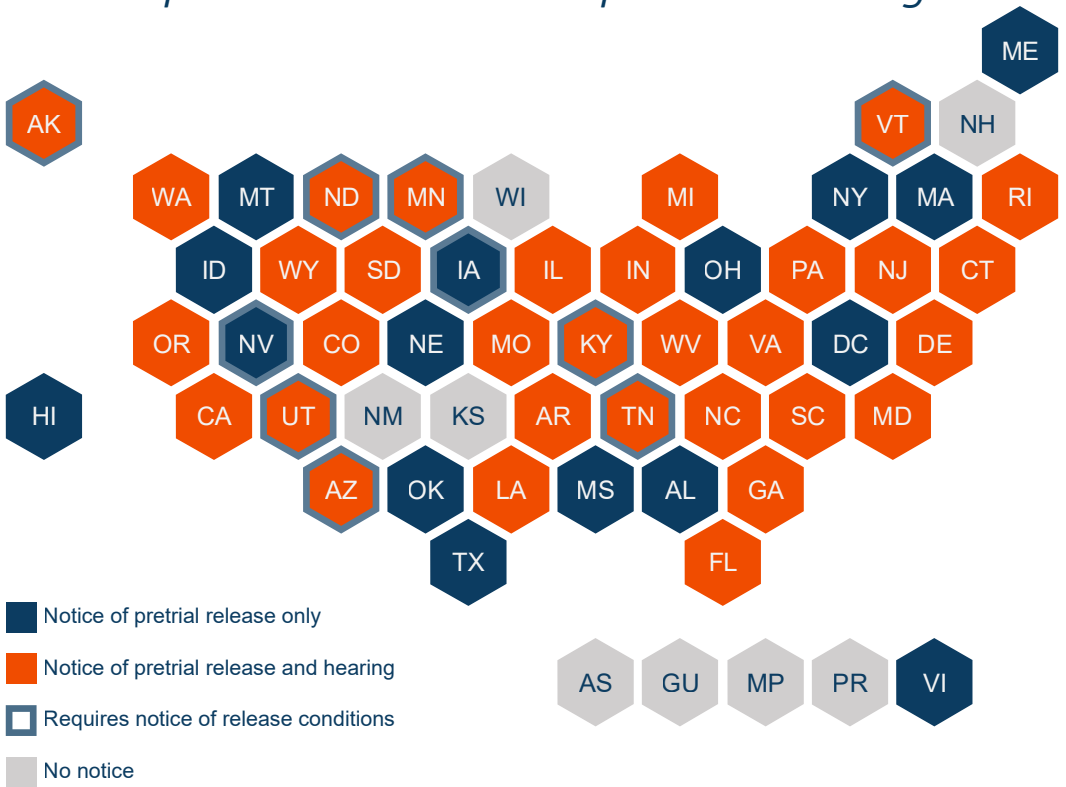


# VICTIMS' PRETRIAL RELEASE RIGHTS AND PROTECTIONS

Laws in every state provide rights and services for victims. Most states have laws that specifically address victim interests related to pretrial release. Victims' rights laws in **California, Delaware, Illinois, Louisiana, Mississippi, Missouri, Oklahoma, Oregon** and **Texas** specifically instruct judges to consider the safety of victims when determining conditions of pretrial release. Laws in other states address various victim-specific rights and protections at the pretrial stage.

*Does your state grant victims a right to notification of pretrial release or of pretrial hearing?*

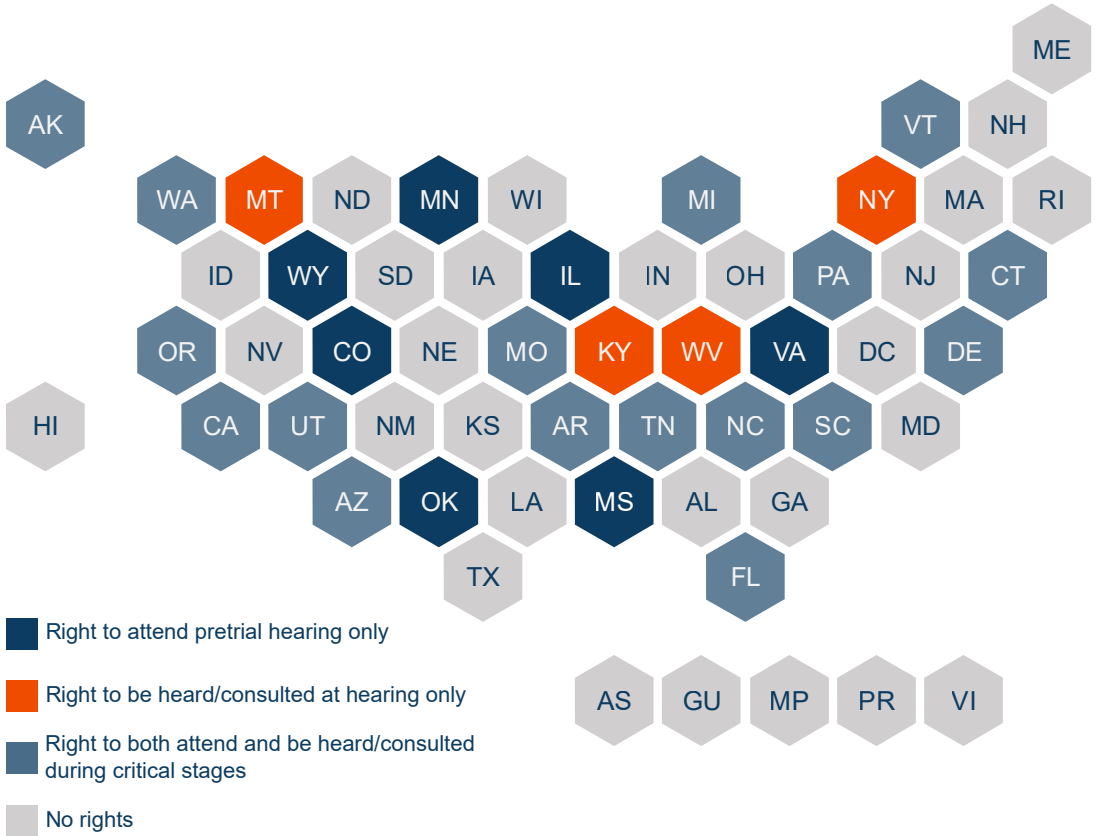


Notice and participation rights laws afford the victim the choice to actively participate in criminal proceedings or stay removed.

**Forty-six states** and the **District of Columbia** provide a victim with the right to be notified when a defendant is released prior to trial. In at least **10** of these states, the victim must be notified of the release conditions. **Thirty-two states** require that the victim be notified of the pretrial release hearing. **The Virgin Islands** (34 V.I.C. § 203a, 2022) similarly requires notice to the victim of pretrial release.

# VICTIMS' PRETRIAL RELEASE RIGHTS AND PROTECTIONS

*Does your state grant victims a right to attend pretrial hearing and/or be heard or consulted during critical stages?*



Most states provide victims the right to participate in the criminal justice process. This can include the right to attend and be heard at all “critical” stages of criminal justice proceedings. Laws in **28 states** address participation in hearings related to pretrial release and conditions. Victim participation can include consultation about the possibility of release or appropriate release conditions, the right to attend release hearings and the opportunity to be heard during the hearing.

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