

## STATE OF NORTH CAROLINA

\_\_\_\_\_ County

File No.

Incident/Arrest No. (for LEA use only)

In The General Court Of Justice

## STATE VERSUS

CRIME VICTIMS' RIGHTS ACT  
VICTIM INFORMATION SHEET  
(LAW ENFORCEMENT)

(For Offenses Committed On Or After Aug. 31, 2019)

G.S. 15A-831(c) and 15A-832

Defendant Name

**NOTE TO JUDICIAL OFFICIALS:** This form is for law enforcement use, only. To collect victim information required by G.S. 15A-832.1 when issuing a criminal pleading for a misdemeanor offense covered by the Crime Victims' Rights Act and committed on or after Aug. 31, 2019, based on evidence from a complaining witness other than a law enforcement officer, use form AOC-CR-181B.

**NOTE TO INVESTIGATING LAW ENFORCEMENT AGENCY:** G.S. 15A-831(c) provides that for any offense covered by the Crime Victims' Rights Act (see Side Two for a list), "Within 72 hours after receiving notification from the arresting law enforcement agency that the accused has been arrested, the investigating law enforcement agency shall also forward to the district attorney's office that will be responsible for prosecuting the case the defendant's name and the victim's name, address, and telephone number or other contact information, unless the victim refuses to disclose any or all of the information, in which case, the investigating law enforcement agency shall so inform the district attorney's office." **DO NOT send this form to the office of the clerk of superior court.** G.S. 15A-831(c) requires that it be delivered to the office of the district attorney.

## VICTIM INFORMATION

Name	Telephone No.	<input type="checkbox"/> Refused to Disclose
Address	<input type="checkbox"/> Refused to Disclose	Other Contact Information
		<input type="checkbox"/> Refused to Disclose
Name Of Collecting Law Enforcement Personnel (type or print)	Signature	Date
Title	Agency	

## VICTIM NOTIFICATION REQUEST

**NOTE TO LAW ENFORCEMENT AGENCY AND VICTIM:** Do not complete this section at the beginning of the case. This section will be completed when the victim meets with staff of the district attorney's office.

**NOTE TO VICTIM:** Indicate below whether or not you want to receive notice from the State about proceedings involving the defendant. For trial proceedings, notice will come from the district attorney's office. For post-trial proceedings, any notice(s) will be provided by the Attorney General's office and/or correctional officials. If you elect to receive any notices, you must notify the relevant office of any change in your address or telephone number. You can change this request at any time by filing an updated copy of this form with your changed preference marked.

I do wish to receive notice of the following (check all that apply):  trial proceedings.  post-trial proceedings.

I do not wish to receive notice of further proceedings.

(NOTE: You still might be subpoenaed as a witness or otherwise required to appear when needed for certain proceedings.)

Signature	Date
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**NOTE TO DISTRICT ATTORNEY:** This form might be provided to your office in addition to a separate form submitted by the investigating law enforcement agency under G.S. 15A-831(d), regarding the victim's preference for notification during the pretrial process. If the defendant is convicted of an offense covered by the Crime Victims' Rights Act (CVRA), meaning any offense identified in G.S. 15A-830 (see Side Two for a list), provide this form to the court at the time of sentencing. G.S. 15A-832(g). If defendant appeals to the appellate division, forward a copy of this form to the Attorney General. G.S. 15A-835(b). **DO NOT file this form with the clerk for a defendant not convicted of an offense covered by the CVRA.**

**NOTE TO CLERK:** If defendant is convicted, forward this form along with the judgment of conviction to the agency that will have custody of the defendant. The custodial agency will maintain this information as a confidential file. G.S. 15A-832(g). If defendant is sentenced to unsupervised probation only, return this form to the district attorney. **DO NOT retain a copy in the case file.**

## CRIME VICTIMS' RIGHTS ACT OFFENSES

For offenses committed on or after Aug. 31, 2019, the provisions of G.S. 15A, Article 46 (the Crime Victims' Rights Act, or CVRA) apply only to victims of offenses listed in G.S. 15A-830. The list below identifies those offenses.

For offenses committed before Aug. 31, 2019, see forms AOC-CR-180A and AOC-CR-181A.

### CVRA Offenses Committed On Or After Aug. 31, 2019

For offenses committed on or after Aug. 31, 2019, the CVRA applies to victims of offenses listed in G.S. 15A-830(a)(3b) (felony property crime) or 15A-830(a)(6a) (offense against the person).

- A **felony property crime** is any felony set out in:
  - Subchapter IV of Chapter 14 of the General Statutes (G.S. 14-51 through 14-69.3); or
  - Subchapter V of Chapter 14 of the General Statutes (G.S. 14-70 through 14-125).
  
- An **offense against the person** is an offense involving the person of the victim which constitutes a violation of:
  - Subchapter III of Chapter 14 of the General Statutes (G.S. 14-17 through 14-50.43);
  - Subchapter VII of Chapter 14 of the General Statutes (G.S. 14-177 through 14-208.45);
  - Article 39 of Chapter 14 of the General Statutes (G.S. 14-313 through 14-321.2);
  - Chapter 20 of the General Statutes, if an element of the offense involves impairment of the defendant, or injury or death to the victim;
  - A valid protective order under G.S. 50B-4.1, including, but not limited to, G.S. 14-134.3 and G.S. 14-269.8;
  - Article 35 of Chapter 14 of the General Statutes (G.S. 14-269 through 14-277.5), if the elements of the offense involve communicating a threat or stalking; or
  - An offense that triggers the enumerated victims' rights, as required by the North Carolina Constitution.\*

*\* This final category of offenses against the person, set out in G.S. 15A-830(a)(6a)g., appears to apply the CVRA to offenses that fit the constitutional criterion of Article I, § 37(a), a "crime ... against or involving the person of the victim," but are not otherwise enumerated in the list above. Which additional offenses satisfy that criterion would appear to be a case-by-case determination by the officials with assigned duties under the CVRA.*