

## POPULATION DEMOGRAPHICS DEFINITIONS

### A. VICTIMIZATION TYPE

Not all victimization types are on this VOCA list. In an effort to minimize the use of the “Other” line item CVSSD has tried to add further clarification following many of the victimization type definitions. Here are some tips.

#### Use of “other” victimization type: [STARTING OCTOBER 1, 2018]

- Use of “other” victimization type will be reserved for property crimes
- If not a property crime, read all victimization type definitions and find a type that most closely relates to the crime you’re trying to categorize. Just make your best efforts and be consistent.

#### Tips for designating victimization types:

- If a crime is associated with a particular victimization type, that crime could be designated as that victimization type. For example:
  - Assault, menacing, harassment, burglary, property crime etc. that occur in the context of domestic violence could be categorized as domestic violence.
  - Violation of a FAPA (Family Abuse Prevention Act) order= DV
  - Recklessly Endangering Another Person resulting from someone driving under the influence = DUIL
  - Violation of a SAPO (Sexual Abuse Protective Order) = Adult Sexual Assault or Child Sexual Abuse (depending on age of victim)
  - Violation of an EPPDAPA (Elderly Persons and Persons with Disabilities Abuse Prevention Act) Protective Order = Elder Abuse if victim is elder
  - Violation of a Stalking Order = Stalking
- Read the description provided and make best efforts to fit it into a victimization type that is relevant.

**Adult Physical Assault *Aggravated Assault*:** An unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury. This type of assault usually is accompanied by the use of a weapon or by means likely to produce death or great bodily harm.

- Could also include crimes such as: Unlawful Use of a Weapon, Assault 1, 2 or 3 (or attempted), Strangulation, Attempted Murder

***Simple Assault*:** Assaults and attempted assaults where no weapon was used or no serious or aggravated injury resulted to the victim. Intimidation, coercion, and hazing are included.

- Could also include crimes such as: Recklessly Endangering Another Person, Coercion, Tampering with a Witness, Menacing, Harassment (non-stalking), Assault 4

### **Adult Sexual Assault**

Includes a wide range of victimizations; crimes that include attacks or attempted attacks generally involving unwanted sexual contact between victim and offender. Sexual assaults may or may not involve force and include such things as grabbing, fondling, and verbal threats. Also included is rape, which is defined as penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration of a sex organ by another person, without the consent of the victim; may also include penetration of the mouth by a sex organ by another person.

- Could also include crimes such as: Rape, Sexual Abuse, Violation of a SAPO, Invasion of Personal Privacy, Public Indecency, Private Indecency, Unlawful Dissemination of Intimate Image

### **Adults Sexually Abused/Assaulted as Children**

Adult survivors of sexual abuse and/or assault suffered while they were children.

### **Arson**

Any willful or malicious burning or attempting to burn, with or without intent to defraud, a dwelling house, public building, motor vehicle or aircraft, personal property of another, and so on.

### **Bullying (Verbal, Cyber or Physical)**

Repeated, negative acts committed by one or more children against another. These negative acts may be physical or verbal in nature – for example, hitting or kicking, teasing or taunting – or they may involve indirect actions such as manipulating friendships or purposely excluding other children from activities. Implicit in this definition is an imbalance in real or perceived power between the bully and victim. Examples of cyber bullying include mean text messages or emails, rumors sent by email or posted on social networking sites, and embarrassing pictures, videos, websites, or fake profiles.

### **Burglary**

The unlawful entry of a structure to commit a felony or theft. The FBI's Uniform Crime Reporting (UCR) program includes three sub classifications: forcible entry, unlawful entry where no force is used, and attempted forcible entry. The UCR definition of "structure" includes apartment, barn, house trailer or houseboat when used as a permanent dwelling, office, railroad car (but not automobile), stable, and vessel (i.e., ship).

**Child Physical Abuse and Neglect** This may include physical abuse that is nonaccidental physical injury (ranging from minor bruises to severe fractures or death) as a result of punching, beating, kicking, biting, shaking, throwing, stabbing, choking, hitting (with a hand, stick, strap, or other object), burning, or otherwise harming a child, that is inflicted by a parent, caregiver, or other person. Such injury is considered abuse regardless of whether the caregiver intended to hurt the child. Physical discipline, such as spanking or paddling, is not considered abuse as long as it is reasonable and causes no bodily injury to the child. Also includes child emotional abuse, child witness/exposure to violence, child exposure to drugs (drug endangered children), medical child neglect and medical child abuse (Munchausen by proxy).

- Could also include crimes such as: Assault, Criminal Mistreatment, Endangering the Welfare of a Minor, Failing to Supervise, Providing Liquor to Person under 21 (if the person is under 18)

**Child Pornography** Any visual depiction, including any photograph, film, video, picture, drawing, or computer or computer-generated image or picture, which is produced by electronic, mechanical, or other means, of sexually explicit conduct, where: (1) its production involved the use of a minor engaging in sexually explicit conduct; (2) such visual depiction is, or appears to be, of a minor engaging in sexually explicit conduct; (3) such visual depiction has been created, adapted, or modified to appear that an identifiable minor is engaging in sexually explicit conduct; or (4) it is advertised, distributed, promoted, or presented in such a manner as to convey the impression that it is a visual depiction of a minor engaging in sexually explicit conduct.

- Could also include crimes such as: Encouraging Child Sex Abuse, Using Child in Display of Sexually Explicit Conduct

### **Child Sexual Abuse and Assault**

This may include activities such as fondling a child's genitals, penetration, incest, rape, sodomy, indecent exposure, and exploitation through prostitution by a parent, caregiver, or other person. Includes teen sexual assault.

- Violation of a SAPO could fit here if the petitioner is a minor

### **Domestic and/or Family Violence**

A crime in which there is a past or present familial, household, or other intimate relationship between the victim and the offender, including spouses, ex-spouses, boyfriends and girlfriends, ex-boyfriends and ex-girlfriends, and any family members or persons residing in the same household as the victim. Involves a pattern of abusive behavior in any relationship that is used by one partner to gain or maintain power and control over another intimate partner. Domestic violence can be physical, sexual, emotional, economic, or psychological actions or threats of actions that influence another person. This includes any behaviors that intimidate, manipulate, humiliate, isolate, frighten, terrorize, coerce, threaten, blame, hurt, injure, or wound someone.

- If the circumstances of the crime constitutes domestic violence situation, any crime could fit here
- Violation of a FAPA could fit here

**DUI/DWI Incidents** Driving or operating a motor vehicle or common carrier while mentally or physically impaired as the result of consuming an alcoholic beverage or using a drug or narcotic.

- Could also include crimes associated with driving under the influence such as: Recklessly Endanger Another Person, any property damage crimes, Failure to Perform the Duties of a Driver (hit and run)

### **Elder Abuse or Neglect**

Also known as elder mistreatment generally refers to any knowing, intentional, or negligent act by a family member, caregiver, or other person in a trust relationship that causes harm or creates a serious risk of harm to an older person. Elder abuse may include abuse that is

physical, emotional/psychological (including threats), or sexual; neglect (including abandonment); and financial exploitation. ORS 124.005(2) defines an elderly person as any person 65 years of age or older who is not subject to the provisions of ORS 441.640 to 441.665 (related to residents of a long term care facility).

- Could also include Violation of an EPPDAPA protective order if victim is elder

### **Hate Crime: Racial/Religious/Gender/Sexual Orientation/Other (Explanation Required)**

A criminal offense against a person or property motivated in whole or in part by an offender's bias against a race, religion, disability, ethnic origin, or sexual orientation.

### **Human Trafficking: Labor**

Obtaining a person through recruitment, harboring, transportation, or provision, and subjecting such a person by force, fraud, or coercion into involuntary servitude, peonage, debt bondage, or slavery (not to include commercial sex acts).

### **Human Trafficking: Sex**

Inducing a person by force, fraud, or coercion to participate in commercial sex acts, or the person induced to perform such act(s) has not attained 18 years of age.

**Identity Theft/Fraud/Financial Crimes** Identity theft occurs when someone wrongfully obtains another's personal information without their knowledge to commit theft or fraud. Fraud and financial crimes include illegal acts characterized by deceit, concealment, or violation of trust and that are not dependent upon the application or threat of physical force or violence. Individuals and organizations commit these acts to obtain money, property, or services; to avoid the payment or loss of money or services; or to secure personal or business advantage.

### **Kidnapping (non-custodial)**

Occurs when someone unlawfully seizes, confines, inveigles, decoys, abducts, or carries away and holds for ransom or reward, by any person, except in the case of a minor by the parent thereof.

### **Kidnapping (custodial)**

Occurs when one parent or guardian deprives another of his or her legal right to custody or visitation of a minor by unlawfully taking the child. The definition and penalties of custodial kidnapping vary by state. In some states, kidnapping occurs only if a child is taken outside of the state and/or if an existing custody order is intentionally violated. In all cases, international custodial kidnapping is a federal offense.

### **Mass Violence (Domestic/International)**

An intentional violent criminal act, for which a formal investigation has been opened by the FBI or other law enforcement agency, that results in physical, emotional, or psychological injury to a sufficiently large number of people to significantly increase the burden of victim assistance and compensation for the responding jurisdiction as determined by the OVC Director.

### **Other Vehicular Victimization**

May include hit-and-run crimes, carjacking, and other vehicular assault.

- Could also include crimes such as: Failure to Perform Duties of a Driver, Unlawful Use of a Vehicle, Unlawful Entry into a Motor Vehicle

### **Robbery**

Taking or attempting to take anything of value from the care, custody, or control of a person or persons by force or threat of force or violence and/or by putting the victim in fear.

### **Stalking/Harassment**

Individuals are classified as victims of stalking or harassment if they experienced at least one of the behaviors listed below on at least two separate occasions. In addition, the individuals must have feared for their safety or that of a family member as a result of the course of conduct, or have experienced additional threatening behaviors that would cause a reasonable person to feel fear. Stalking behaviors include making unwanted phone calls; sending unsolicited or unwanted letters or e-mails; following or spying on the victim; showing up at places without a legitimate reason; waiting at places for the victim; leaving unwanted items, presents, or flowers; and posting information or spreading rumors about the victim on the Internet/social media, in a public place, or by word of mouth.

- Could also include violation of a stalking order

### **Survivors of Homicide Victims**

Survivors of victims of murder and voluntary manslaughter, which are the willful (intent is present) killing of one human being by another.

- Could also include crimes such as: Aggravated Murder, Murder, Manslaughter, Criminally Negligent Homicide

### **Teen Dating Victimization**

Teen dating violence is defined as the physical, sexual, psychological, or emotional violence within a teen dating relationship, including stalking. It can occur in person or electronically and might occur between a current or former dating partner.

- If the circumstances of the crime constitute a teen dating violence situation, any crime could fit here

### **Terrorism (Domestic/International)**

**Domestic** The term terrorism means an activity that...(1) involves a violent act or an act dangerous to human life that is a violation of the criminal laws of the United States or of any State, or that would be a criminal violation if committed within the jurisdiction of the United States or any State; and (2) appears to be intended...(a) to intimidate or coerce a civilian population, (b) to influence the policy of a government by intimidation or coercion or (c) to affect the conduct of a government by assassination or kidnapping (18 U.S.C. 3077).

**International** The *antiterrorism and Emergency Reserve Fund Guidelines for Terrorism and Mass Violence Crimes* refers to the term terrorism, when occurring outside of the United States, as international terrorism to mean an activity that...(1) involves a violent act or an act dangerous to human life that is a violation of the criminal laws of the United States of any State or that would be a criminal violation if committed within the jurisdiction of the United States or of any State; (2) appears to be intended...(a) to intimidate or coerce a civilian population; (b) to influence the policy of a government by intimidation or coercion; or (c) to affect the conduct of

a government by assassination or kidnapping; and (3) occur primarily outside the territorial jurisdiction of the United States, or transcend national boundaries in terms of the means by which they are accomplished, the persons they appear intended to intimidate or coerce, or the locale in which their perpetrators operate or seek asylum (18 U.S.C. 2331).

#### **Other - PROPERTY CRIMES ONLY**

Victimization that involves damage or intrusion to property.

- Could also include crimes such as: Animal Abuse, Theft, Criminal Trespass, Criminal Mischief, Unlawful Disposal of Solid Waste, Graffiti, Unlawful Tree Spiking
- REMINDER: if any crime occurs in the context of domestic violence or teen dating violence the crime can be categorized within those victim types.

### **B. SPECIAL CLASSIFICATION OF INDIVIDUALS**

#### **Deaf/Hard of Hearing**

**Deaf** usually refers to a hearing loss so severe that there is very little or no functional hearing.

**Hard of hearing** refers to a hearing loss where there may be enough residual hearing that an auditory device (hearing aid or FM system) provides adequate assistance to process speech.

#### **Homeless**

An individual who lacks housing (without regard to whether the individual is a member of a family), including an individual whose primary residence during the night is a supervised public or private facility (e.g., shelters) that provides temporary living accommodations, and an individual who is a resident in transitional housing. A homeless person is an individual without permanent housing who may live on the streets; stay in a shelter, mission, single room occupancy facilities, abandoned building or vehicle; or in any other unstable or non-permanent situation.

#### **Immigrants/Refugees/Asylum Seekers**

**Immigrants:** Immigrants are person who have settled permanently in another country; immigrants choose to move, whereas refugees are forced to flee.

**Refugees:** Refugees are generally people outside of their country who are unable or unwilling to return home because they fear serious harm.

**Asylum Seekers:** Asylum status is a form of protection available to people who meet the definition of a refugee, are already in the United States, and are seeking admission at a port of entry.

#### **LGBTQ**

Any person who identifies as lesbian, gay, bisexual, transgender, queer, pansexual, two-spirit, or other gender/sexual minority.

#### **Veterans**

Any person who has served honorably on active duty in the armed forces of the United States.

### **Victims with Disabilities: Cognitive/Physical/Mental**

A person is considered disabled if he/she has a physical or mental impairment which substantially limits one or more major life activities, has a record of such impairment, or is regarded as having such impairment. *Major life activities* are activities that an average person can perform with little or no difficulty, such as eating, walking, breathing, seeing, hearing, speaking, learning, reading, sitting, caring for oneself, working, performing manual tasks, standing, or lifting. *Substantially limits* means the individual must be unable to perform, or be significantly limited in the ability to perform an activity compared to an average person in the general population.

### **Victims with Limited English Proficiency**

Individuals who do not speak English as their primary language and who have a limited ability to read, speak, write, or understand English can be limited English proficient, or "LEP." These individuals may be entitled language assistance with respect to a particular type or service, benefit, or encounter.

## **DIRECT SERVICE DEFINITIONS**

### **A. INFORMATION & REFERRAL**

Refers to all types of contacts (in-person, telephone, email, etc.) with victims during which time services and available support are identified. Informational contacts should be reported in A1 and A2 and referral contacts should be reported in A3 and A4.

#### **A1. Information about the criminal justice process**

Includes information about investigation, interrogation, arrest, preliminary hearing, grand jury, arraignment, bail, plea negotiations, trial, verdict, sentencing, appeal, post-conviction, etc. May also include information about preparing to appear in court, protection orders, restitution, victim impact statements, etc.

#### **A2. Information about victim rights, how to obtain notifications, etc.**

Includes distribution of Victims' Rights Request Form, information on VINE, information on victims' rights in the post-conviction process, information on enforcement of victims' rights, etc.

#### **A3. Referral to other victim service programs**

Includes referrals to domestic violence and sexual assault programs, District Attorney Victim Assistance Programs, CAIC programs, CASA programs, and other programs specifically designed to deliver services to victims of crime.

#### **A4. Referral to other services, supports, and resources (includes legal, medical, faith-based organizations, address confidentiality programs, etc.)**

Includes referrals to any external resource offered by an entity not specifically designed to deliver services to victims of crime.

### **B. PERSONAL ADVOCACY/ ACCOMPANIMENT**

Refers to actions taken in-person, on the telephone, or in writing, by an advocate on behalf of a victim, to secure rights and benefits, to provide a supporting presence during visits to other agencies, and to follow-up to ensure appropriate actions have been taken by these agencies.

**B1. Victim advocacy/accompaniment to emergency medical care**

**B2. Victim advocacy/accompaniment to medical forensic exam**

**B3. Law enforcement interview advocacy/accompaniment**

*Do not record any services in this category if these services have already been reported in the E9 under Criminal/Civil Justice System Assistance. If an agency provides both Personal Advocacy/Accompaniment services and Criminal/Civil Justice System Assistance services, it should report on "Law enforcement interview advocacy/accompaniment" only once, in whichever category best applies.*

**B4. Individual advocacy**

Securing rights, remedies, and services from other agencies including assisting in applying for public benefits, filing for losses covered by public and private insurance companies, filing for workers' compensation, filing for unemployment benefits, applying to welfare benefits, securing return of personal property or effects, etc.

**B5. Performance of medical forensic exam or interview, or medical evidence collection**

**B6. Immigration assistance**

Includes assistance with special visas, continued presence application, and other immigration relief.

**B7. Intervention with employer, creditor, landlord, or academic institution**

**B8. Child or dependent care assistance (includes coordination of services)**

Includes agency staff, volunteers or subcontractors providing child or dependent care assistance to enable victims to participate in criminal justice proceedings or victim service program activities. Also includes services that are arranged to be provided by another organization, for example, scheduling child care for a victim. Note that coordination of services suggests a level of coordination that goes above and beyond an activity that would be included in the Information and Referral category. *Any cash outlays for external child or dependent care assistance should be reported in C7.*

**B9. Transportation assistance (includes coordination of services)**

Includes agency staff or volunteers providing transportation to enable victims to participate in the criminal justice proceedings and access program services. Also includes services that are arranged to be provided by another organization, for example, making an appointment for a taxi for a victim. Note that coordination of services suggests a level of coordination that goes above and beyond an activity that would be included in the Information and Referral category. *Any cash outlays for external transportation (taxi, bus passes, etc.) should be reported in C7.*

**B10. Interpreter services**

Includes agency staff, volunteers or subcontractors providing interpretation services to enable victims to participate in criminal justice proceedings and access program services. Also includes use of the Language Line, other over-the-phone language assistance services, or the use of other adaptive technology.

**C. EMOTIONAL SUPPORT OR SAFETY SERVICES**

Refers to in-person contacts, telephone and email contacts, and written communications with the victim to offer emotional support, provide empathetic listening, check on a victim's progress, etc.

### **C1. Crisis intervention**

Refers to in-person crisis intervention, emotional support, and guidance and counseling provided by advocates, counselors, mental health professionals, or peers immediately after a crime. This service includes safety planning and in-person, telephone and email follow-up contacts to check on a victim's progress.

### **C2. Hotline/crisis line counseling**

Refers to the operation of a 24-hour telephone service, 7 days a week, which provides counseling, and information and referral to victims and survivors.

### **C3. On-scene crisis response (e.g., community crisis response)**

Refers to in-person crisis intervention, emotional support, and guidance and counseling provided by advocates, counselors, mental health professionals, or peers at the scene of the crime.

### **C4. Individual counseling**

Refers to intensive psychological, psychiatric, or other professional counseling-related treatment for individuals, couples, and family members to provide emotional support in crisis arising from the occurrence of crime. This includes the evaluation of mental health needs.

### **C5. Support groups (facilitated or peer)**

Refers to the coordination and provision of supportive group activities and includes self-help, peer, social support, drop-in groups, etc. Refers to any support provided to adult and child victims of crime.

### **C6. Other Therapy**

Other therapy is limited to alternative healing therapies including art therapy, writing therapy, play therapy, yoga, etc. Do not include any counseling services reported in other categories.

### **C7. Emergency financial assistance**

Refers to cash outlays of VOCA or VOCA match funds for items such as food, clothing, changing windows and/or locks, transportation, emergency housing (hotel, rent assistance costs), relocation costs, emergency legal services, counseling services, child care, emergency medical needs such as non-prescription and prescription medicine, prophylactic and other treatment to prevent HIV/AIDS infection and other infectious diseases, wheelchairs, crutches, hearing aids, eyeglasses and other durable medical equipment, and other healthcare items (*only allowed if other available health care funding, included CVCP, is not available, or cannot meet the emergency need within 48 hours*).

## **D. SHELTER/ HOUSING SERVICES**

### **D1. Emergency shelter or safe house**

Refers to an agency-operated facility to provide short-term shelter (usually not longer than 90 days) and related support services to victims and members of their family following victimization. Related support services includes meals, clothing, toiletries, and other supplies provided to victims and family members in shelter. *Services in this category should be reported as the number of bed nights.* Referrals to shelter or safe house should be reported in A3 or A4, as appropriate, unless the services meet the definition of "coordination of services" as described in D3. Emergency, short-term nursing home shelter for elder abuse victims for whom no other safe short-term residence is available is allowed; however, such costs should be reported in C7.

## **D2. Transitional housing**

Refers to temporary housing, up to 24 months, to support victims and members of their family following victimization. May be provided through individual apartment units in the community, one or a group of apartments within a Grantee-owned building, or communal living similar to, but in a distinct separate space from, that of a shelter. Costs may include rental assistance, security deposits, utilities and other incidental costs related to the housing. Related support services may include child care and counseling. *Services in this category should be reported as the number of bed nights.* Referrals to transitional housing should be reported in A3 or A4, as appropriate.

## **D3. Relocation assistance (includes assistance with obtaining housing)**

Refers to the relocation of victims and members of their family where necessary for their safety and well-being following victimization. Costs may include reasonable moving expenses (cost to prepare personal effects and household items for transport, cost to transport personal effects and household items, cost to rent a storage unit for up to 30 days, cost of traveling to the new location using personal or public transportation, cost of food or lodging during the trip to the new location, and other related expenses), security deposits on housing, rental expenses, and utility startup.

May include staff or volunteer time assisting victims with obtaining housing. May include services that are arranged to be provided by another organization, for example, arranging a bed for a victim in a shelter. Note that coordination of services suggests a level of coordination that goes above and beyond an activity that would be included in the Information and Referral category.

## **E. CRIMINAL/CIVIL JUSTICE SYSTEM ASSISTANCE**

Refers to actions taken in-person, on the telephone, or in writing, to support, assist, and advocate for victims at any stage of the criminal justice process.

### **E1. Notification of criminal justice events**

Victim notifications includes notifying victims of hearings and appearances, a defendant's release from jail, the status of a case, grand jury decisions, disposition decisions, etc.

### **E2. Victim impact statement assistance**

#### **E2. Assistance with restitution**

#### **E4. Civil legal assistance in obtaining protection or restraining order**

Assistance in obtaining protection or restraining orders provided by an advocate or an attorney, including court accompaniment for issues pertaining to protection or restraining orders.

#### **E5. Civil legal assistance with family law issues**

Assistance with family law issues (custody, visitation, support, etc.) provided by an advocate or an attorney, including court accompaniment for issues pertaining to family law issues.

#### **E6. Other emergency justice-related assistance**

Use this category to report civil legal assistance and advocacy services not listed elsewhere, including those provided by advocates. Services may include civil court accompaniment, civil court preparation, etc.

#### **E7. Immigration assistance**

Assistance related to immigration matters provided by an advocate or an attorney including issues related to special visas, continued presence applications, and other immigration relief.

**E8. Prosecution interview advocacy/accompaniment**

Includes accompaniment with prosecuting attorney and with victim/witness.

**E9. Law enforcement interview advocacy/accompaniment**

*Do not record any services in this category if these services have already been reported in the B3 under Personal Advocacy/Accompaniment.* If an agency provides both Personal Advocacy/Accompaniment services and Criminal/Civil Justice System Assistance services, it should report on “Law enforcement interview advocacy/accompaniment” only once, in whichever category best applies, B3 or E9.

**E10. Criminal advocacy/accompaniment**

Use this category to report criminal advocacy and accompaniment services provided by advocates and not listed elsewhere. Services may include criminal court accompaniment, criminal court preparation, post-conviction advocacy, etc.

**E11. Other legal advice and/or counsel**

Use this category to report civil and criminal legal advice and counsel not listed elsewhere. Services reported in this category must be performed by an attorney.