LEGAL PROTECTIONS - DOMESTIC VIOLENCE VICTIMSPC § 1037.7Definitions of “domestic violence victim” and “abused”PC § 1037.1Definition of “domestic violence counselor”PC § 1037.2Domestic violence counselor privilegeFamily Code § 6218Domestic Violence Protective Orders (Civil)PC § 136.2 & PC § 1203.097Criminal Court Protective OrdersPC § 273.5 (i)Criminal Court Protective Orders in cases involvingviolations of PC §273.5 up to 10 years, regardless ofwhether defendant is on probationPC § 646.9 (k)(1)Criminal Court Protective Orders in cases involvingviolations of PC §646.9 up to 10 years, regardless ofwhether defendant is on probationPC § 646.91Emergency Stalking Protective Orders PC § 1377Prohibits civil compromise in matters involving violations of protective orders involving domestic violence matters

PC § 868.5Right to two support people present in courtroom on certain cases

PC § 868.7Right to closed courtroom or secured courtroom if witness’ life would be subjected to a substantial risk in appearingbefore the general public

PC § 3003Prohibits an inmate convicted of stalking and other offenses from being released within 35 miles of the victim’sresidence or place of employmentPC § 12028.5Police permitted to take custody of a firearm at the scene of a domestic violenceLabor Code § 230.1Employers with 25 or more employees – domestic violence and sexual assault victims have right to time offLabor Code § 230.1Prohibits an employer from discharging, discriminating, or retaliating against a victim of domestic violence who takes take off to appear in court, attend counseling, make shelter arrangements, or undertake procedures for his/her safetyFamily Code § 6228Victim entitled to law enforcement report incident free of charge within five working days upon requestFamily Code § 6250Ex-parte telephonic emergency protective orders

Family Code §6321Order removing defendant from dwellingFamily Code § 6303Right to support person throughout appearances in courtincluding mediationFamily Code § 6342Court may order restitution for out-of-pocket expenseincurred as a result of abuseEC §755Right to interpreter to be present in any domestic violence proceeding in which a party to the proceeding does notspeak English

Evidence Code Section 1109 – Uncharged Domestic Violence

Health & Safety Code § 1374.75Prohibits a health care service plan from denying, refusing, canceling, or charging different rate for a person who is,has been, or may be a victim of domestic violence

Insurance Code § 10144.2Prohibits a disability insurer from denying, refusing,canceling, or charging different rate for a person who is,has been, or may be a victim of domestic violenceInsurance Code § 10144.3Prohibits an insurer from denying or canceling policybecause the victim is or has been a victim of domesticviolenceGovt. Code § 6205Address Confidentiality for Victims of Domestic Violence and Stalking Program (administered by the Secretary ofState)Govt. Code §6254Limitations on Public Records Act requests

California Secretary of State–Confidential Address Program for Victims of Domestic Violence

safeathome@sos.ca.govhttp://www.casafeathome.org/

**Common Charges**

Penal Code Section 187

Penal Code Section 273ab

Penal Code Section 192

Penal Code Section 273a(a)

Penal Code Section 273(d)

Penal Code Section 207(a)

Penal Code Section 273.5

Penal Code Section 243(e)(1)

Penal Code Section 261

Penal Code Sections 245(a)(1) and 245(a)(4)

Penal Code Section 422

Penal Code Section 136.1(c)(1)

Penal Code Section 459

Penal Code Section 646.9(a)

Penal Code Section 667.9(a) and (b)

Penal Code Section 12022.7(b)

Penal Code Section 12022.7(c)

Penal Code Section 12022.7(d)

Penal Code Section 12022.7(e)

Penal Code Section 12022.8

Penal Code Section 12022.95