

Article 6b Rights

Victims have the following rights under Article 6b, Uniform Code of Military Justice (UCMJ):

- (a) The right to be reasonably protected from the Accused.
- (b) The right to reasonable, accurate, and timely notice of any of the following: A public hearing concerning the pretrial confinement of the accused; A preliminary hearing under Article 32 relating to the offense; A court-martial relating to the offense; A public proceeding of the clemency and parole board relating to the offense; The release or escape of the accused, unless such notice may endanger the safety of any person; The right not to be excluded from any public hearing or proceeding described in paragraph (b) unless the military judge or investigating officer, as applicable, after receiving clear and convincing evidence, determines that testimony by the victim of an offense under this chapter would be materially altered if the victim heard other testimony at that hearing or proceeding.
- (c) The right to be reasonably heard at any of the following: A public hearing concerning the pretrial confinement prior to trial of the accused; A sentencing hearing relating to the offense; A public proceeding of the clemency and parole board relating to the offense; The reasonable right to confer with the counsel representing the Government at any proceeding described in paragraph (b).
- (d) The right to receive restitution as provided by law.
- (e) The right to proceedings free from unreasonable delay.
- (f) The right to be treated with fairness and with respect for your dignity and privacy.

Your SVC can:

- Advocate your voice and choice
- Advocate for your concerns
- Provide **confidential** legal advice
- Protect your rights & interests
- Advise you on the investigation and prosecution process
- Represent you in interviews, hearings, & military trials

Independent

Special Victims' Counsels are not part of the chain of command at their physical location; they have an independent chain of command in Washington, DC.

United States Air Force Special Victims' Counsel



Special Victims' Counsels are experienced military attorneys who represent **you** in the process of reporting a sexual assault or qualifying sexual or domestic violence offense, represent you throughout the investigations, and assert your rights in the military justice process.

Your relationship with your SVC is **confidential**, which allows you to ask questions and express concerns in a privileged environment.

Useful Numbers

DoD Safe Helpline 24/7

Crisis & Support Line

877-995-5247

Center for Sexual Assault

Survivors

757-599-9844

24/7 Crisis Hotline: 757-236-5260

www.visitthecenter.org

Types of Reports

⇒ Restricted Reporting

- Enables you to make a report of sexual assault without triggering a investigation.
- Allows access to medical care, counseling, victim advocate, Special Victims' Counsel, and additional resources.

⇒ Unrestricted Reporting

- The SARC, Command, and AFOSI will be notified and an investigation will be initiated.
- Allows access to medical care, counseling, a victim advocate, Special Victims' Counsel, and additional resources.

You can convert a Restricted Report to an Unrestricted one, but once a Report becomes Unrestricted, the Restricted option will no longer be available.

Guidelines for Reports

⇒ To make a Restricted report, you may **ONLY** contact the following:

- SARC
- Victim Advocate
- Healthcare Personnel
- Special Victims' Counsel

⇒ To make an Unrestricted Report, you may contact:

- Special Victims' Counsel
- SARC
- Victim Advocate
- Healthcare Personnel
- Law Enforcement
- Chain of Command
- Legal Office