



## THE CRIME VICTIMS’ RIGHT TO SPEEDY TRIAL A State-by-State Comparison

STATE	GENERAL RIGHT RECOGNIZED?	RELEVANT LANGUAGE FOR GENERAL RIGHT	RIGHT RECOGNIZED ONLY FOR CERTAIN VICTIMS?	RELEVANT LANGUAGE FOR PARTICULARIZED RIGHT
ALABAMA	NO	N/A	YES – for victims of physical or sexual offenses (including sexual exploitation) who are under the age of 16.	<p>SPEEDY TRIAL</p> <p>“In all criminal cases and juvenile proceedings involving offenses set out in Section 15-25-1, wherein the victim hereof or a witness to the offense is under the age of 16 years, the court and the district attorney shall take appropriate action to ensure a speedy trial in order to minimize the length of time the child must endure the stress of involvement in the proceedings. In ruling on any motion or other request for a delay or continuance of proceedings, the court shall consider and give weight to any adverse impact the delay or continuance may have on the well-being of a child victim or witness.” ALA. CODE § 15-25-6 (2006).</p>
ALASKA	YES	<p>RIGHTS OF CRIME VICTIMS</p> <p>“Crime victims, as defined by law, shall have the following rights as provided by law...the right to timely disposition of the case following the arrest of the accused;... ALASKA CONST. art. I, § 24.</p>	N/A	N/A

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ARIZONA	YES	<p>VICTIMS' BILL OF RIGHTS  “(A) To preserve and protect victims' rights to justice and due process, a victim of crime has a right:...10. To a speedy trial or disposition and prompt and final conclusion of the case after the conviction and sentence...” ARIZ. CONST. art. II, § 2.1.  *****</p> <p>SPEEDY TRIAL  “A. In any criminal proceeding, the court, prosecutor and law enforcement officials shall take appropriate action to ensure a speedy trial for the victim.  B. In any criminal proceeding in which a continuance is requested, the court shall consider the victim's views and the victim's right to a speedy trial. If a continuance is granted, the court shall state on the record the reason for the continuance.” ARIZ. REV. STAT. § 13-4435 (LexisNexis 2006).  *****</p> <p>ACCELERATION OF TRIAL  “Where special circumstances relating to the victim so warrant, the court may accelerate the trial to the earliest possible date that is consistent with the defendant's right to a fair trial. If necessary, the presiding judge shall assign another judge of the court to preside at trial in order to insure that the trial commence as scheduled.” ARIZ. R. CRIM. P. 8.7 (2006).</p>	N/A	N/A
CALIFORNIA	YES	<p>STATUTORY RIGHTS  “(a) The following are hereby established as the statutory rights of victims and witnesses of crimes:... (10) To an expeditious disposition of the criminal action...” CAL. PENAL CODE § 679.02 (West 2007).</p>	N/A	N/A

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COLORADO	YES	RIGHTS AFFORDED TO VICTIMS “(1) In order to preserve and protect a victim’s rights to justice and due process, each victim of a crime shall have the following rights:...(o) The right to be assured that in any criminal proceeding the court, the prosecutor, and other law enforcement officials will take appropriate action to achieve a swift and fair resolution of the proceedings...” COLO. REV. STAT. § 24-4.1-302.5 (2006).	N/A	N/A
CONNECTICUT	YES	RIGHTS OF VICTIMS OF CRIME “...In all criminal prosecutions, a victim, as the general assembly may define by law, shall have the following rights:...(2) the right to timely disposition of the case following arrest of the accused, provided no right of the accused is abridged...” CONN. CONST. art. I, § 8(b).	N/A	N/A
DELAWARE	YES	VICTIM'S INTEREST IN SPEEDY PROSECUTION... “(a) The court shall consider the interest of the victim in a speedy prosecution....” DEL. CODE ANN. tit. 11, § 9404 (2007).	N/A	N/A
DISTRICT OF COLUMBIA	NO	N/A	YES – for child victims/witnesses.	CRIME VICTIM PRIVACY AND SECURITY “...(d) In a proceeding in which a child is called to give testimony, on motion by the attorney for the government or the victim's legal or court-appointed representative, or on its own motion, the court may designate the case as being of special public importance. In cases so designated, the court shall expedite the proceeding and ensure that it takes precedence over any other. The court shall ensure a speedy trial in order to minimize the length of time the child must be involved with the criminal justice system. When deciding whether to grant a continuance, the court shall take into consideration the age of the child and the potential adverse impact the delay may have on the child's well-being. The court shall make written findings of fact and conclusions of law when granting a continuance in cases involving a child witness.” D.C. CODE § 23-1903 (2006).

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FLORIDA	YES	<p>GUIDELINES FOR FAIR TREATMENT OF VICTIMS AND WITNESSES IN THE CRIMINAL JUSTICE AND JUVENILE JUSTICE SYSTEMS</p> <p>"...Law enforcement personnel shall ensure...that victims are given...information about:... 7. The right of a victim to a prompt and timely disposition of the case in order to minimize the period during which the victim must endure the responsibilities and stress involved to the extent that this right does not interfere with the constitutional rights of the accused." FLA. STAT. § 960.001 (2006).</p> <p>*****</p> <p>VICTIM'S RIGHT TO A SPEEDY TRIAL; SPEEDY TRIAL DEMAND BY THE STATE ATTORNEY</p> <p>"(1) The state attorney may file a demand for a speedy trial if the state has met its obligations under the rules of discovery, the charge is a felony or misdemeanor, the court has granted at least three continuances upon the request of the defendant over the objection of the state attorney...(2) Upon the filing of a demand for a speedy trial, the trial court shall schedule a calendar call within 5 days, at which time the court shall schedule the trial to commence no sooner than 5 days or later than 45 days following the date of the calendar call. The court may, however, grant whatever further extension may be required to prevent deprivation of the defendant's right to due process." FLA. STAT. § 960.0015 (2006).</p>	N/A	N/A

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HAWAII	NO	N/A	YES – for elderly or disabled victims.	REQUIRED FINDINGS CONCERNING POSTPONED HEARINGS “Except as otherwise provided, no hearing shall be delayed upon the grounds that a party other than the dependent adult is not present at the hearing or has not been served with a copy of the order for immediate protection or the petition, where reasonable efforts have been made to effect service and it would be detrimental to the dependent adult to postpone the proceedings until service can be made. Whenever a hearing is delayed or postponed under this section, the court shall enter a finding that it will not be detrimental to the dependent adult and shall also specify what additional measures shall be undertaken to effect service.” HAW. REV. STAT. § 346-239 (2006).
IDAHO	YES	RIGHTS OF CRIME VICTIMS “A crime victim, as defined by statute, has the following rights:...(2) To timely disposition of the case...” IDAHO CONST. art. I, § 22.	N/A	N/A
ILLINOIS	YES	CRIME VICTIM'S RIGHTS “(a) Crime victims, as defined by law, shall have the following rights as provided by law:...(6) The right to timely disposition of the case following the arrest of the accused.” ILL. CONST. art. 1, § 8.1. ***** RIGHTS OF CRIME VICTIMS “(a) Crime victims shall have the following rights:...(6) The right to the timely disposition of the case following the arrest of the accused.” 725 ILL. COMP. STAT. 120/4 (2007).	N/A	N/A
INDIANA	NO	N/A	YES – for victims under the age of 10.	ADVERSE IMPACT ON CHILD LESS THAN TEN. “...(b) If a motion is made to postpone a trial or other court proceeding that involves an offense listed in subsection (a), the court shall consider whether a postponement will have an adverse impact upon a child who is less than ten (10) years of age and who: (1) Is the alleged victim of an offense listed in subsection (a); or (2) Will be a witness in the trial.” IND. CODE. ANN. § 35-36-7-3 (LexisNexis 2006).

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IOWA	NO	N/A	YES – for child victims, and for victims of sexual offenses in the first, second, and third degree.	<p>TELEVISED, VIDEOTAPED, AND RECORDED EVIDENCE -- LIMITED COURT TESTIMONY -- MINORS AND OTHERS.</p> <p>"...4. A court may, upon its own motion or upon the motion of a party, order the court testimony of a child to be limited in duration in accordance with the developmental maturity of the child..." IOWA CODE § 915.38 (2005).</p> <p>*****</p> <p>TRIAL ASSIGNMENTS</p> <p>"...Prosecutions for violations of Iowa Code sections 709.2, 709.3, 709.4 and 726.2 shall, as practicable, be given priority on a court's criminal docket." IOWA R. CRIM. P. 2.9 (2006).</p>
KANSAS	YES	<p>BILL OF RIGHTS FOR VICTIMS OF CRIME.</p> <p>"(a) In order to ensure the fair and compassionate treatment of victims of crime and to increase the effectiveness of the criminal justice system by affording victims of crime certain basic rights and considerations, victims of crime shall have the following rights:...(2) Victims should receive, through formal and informal procedures, prompt and fair redress for the harm which they have suffered." KAN. STAT. ANN. § 74-7333 (2006).</p>	N/A	N/A

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KENTUCKY	NO	N/A	YES – for victims under the age of 16.	<p>SPEEDY TRIAL WHERE CHILD VICTIM IS INVOLVED.</p> <p>(1) Where the victim is less than sixteen (16) years old and the crime is a sexual offense including violations of KRS 510.040 to 510.150, 530.020, 530.064(1)(a), 530.070, 531.310, 531.320, and 531.370, a speedy trial may be scheduled as provided in subsection (2) of this section.</p> <p>(2) The court, upon motion by the attorney for the Commonwealth for a speedy trial, shall set a hearing date on the motion within ten (10) days of the date of the motion. If the motion is granted, the trial shall be scheduled within ninety (90) days from the hearing date.</p> <p>(3) In ruling on any motion or other request for a delay or continuance of the proceedings, the court shall consider and give weight to any adverse impact the delay or continuance may have on the well-being of a child victim or witness.” KY. REV. STAT. ANN. § 421.510 (LexisNexis 2006).</p>
LOUISIANA	YES	<p>RIGHTS OF A VICTIM  “Any person who is a victim of crime shall be treated with fairness, dignity, and respect, and shall be informed of the rights accorded under this Section. As defined by law, a victim of crime shall have the right...to a reasonably prompt conclusion of the case...” LA. CONST. art. I, § 25.  *****</p> <p>BASIC RIGHTS FOR VICTIM AND WITNESS  “...J. Speedy disposition. --The victim shall have the right to a speedy disposition and prompt and final conclusion of the case after conviction and sentencing. When ruling on a defense motion for continuance, the court shall consider the impact on the victim...” LA. REV. STAT. ANN. § 46:1844 (2006).</p>	N/A	N/A

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MARYLAND	YES	GUIDELINES FOR TREATMENT OF VICTIM OF CRIME, VICTIM'S REPRESENTATIVE, OR WITNESS "...(b) Guidelines. -- A victim of a crime, victim's representative, or witness:...(13) should be entitled to a speedy disposition of the case to minimize the length of time the person must endure responsibility and stress in connection with the case..." MD. CODE ANN., CRIM. PROC. § 11-1002 (LexisNexis 2006).	N/A	N/A
MASSACHUSETTS	YES	RIGHTS OF VICTIMS AND WITNESSES OF CRIME. "To provide victims a meaningful role in the criminal justice system, victims and witnesses of crime...shall be afforded the following basic and fundamental rights, to the greatest extent possible and subject to appropriation and to available resources.....(f) for victims and witnesses, to a prompt disposition of the case in which they are involved as a victim or a witness...." MASS. GEN. LAWS ch. 258B, § 3 (2007).	N/A	N/A
MICHIGAN	YES	RIGHTS OF CRIME VICTIMS; ENFORCEMENT; ASSESSMENT AGAINST CONVICTED DEFENDANTS. "(1) Crime victims, as defined by law, shall have the following rights, as provided by law:...The right to timely disposition of the case following arrest of the accused." MICH. CONST. art. I, § 24.	N/A	N/A
MINNESOTA	YES	SPEEDY TRIAL; NOTICE OF SCHEDULE CHANGE "(a) A victim has the right to request that the prosecutor make a demand under rule 11.10 of the Rules of Criminal Procedure that the trial be commenced within 60 days of the demand. The prosecutor shall make reasonable efforts to comply with the victim's request..." MINN. STAT. § 611A.033 (2005).	N/A	N/A

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MISSISSIPPI	YES	<p>FREEDOM FROM DELAY; CONTINUANCES</p> <p>“The victim shall have the right to a final disposition of the criminal proceeding free from unreasonable delay. To effectuate this right, the court, in determining whether to grant any continuance, should make every reasonable effort to consider whether granting such continuance shall be prejudicial to the victim.” Miss. CODE ANN. § 99-43-19 (2007).</p>	N/A	N/A
MISSOURI	YES	<p>CRIME VICTIMS' RIGHTS</p> <p>“1. Crime victims, as defined by law, shall have the following rights, as defined by law:...(5) The right to the speedy disposition and appellate review of their cases, provided that nothing in this subdivision shall prevent the defendant from having sufficient time to prepare his defense...” MO. CONST. art. I, § 32.</p> <p>*****</p> <p>RIGHTS OF VICTIMS AND WITNESSES -- WRITTEN NOTIFICATION, REQUIREMENTS</p> <p>“1. The following rights shall automatically be afforded to victims of dangerous felonies,...victims of murder in the first degree, ... victims of voluntary manslaughter...and victims of an attempt to commit one of the preceding crimes...; and, upon written request, the following rights shall be afforded to victims of all other crimes and witnesses of crimes:...(16) For victims and witnesses, the right to speedy disposition of their cases, and for victims, the right to speedy appellate review of their cases, provided that nothing in this subdivision shall prevent the defendant from having sufficient time to prepare such defendant's defense...” MO. REV. STAT. § 595.209 (2007).</p>	N/A	N/A

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NEBRASKA	YES	<p>VICTIMS AND WITNESSES OF CRIMES; RIGHTS; ENUMERATED</p> <p>“(1) Victims as defined in section 29-119 shall have the following rights:... (i) To be entitled to a speedy disposition of the case in which they are involved as a victim or witness in order to minimize the length of time they must endure the stress of their responsibilities in connection with the matter..” NEB. REV. STAT. § 81-1848 (2007).</p>	N/A	N/A
NEVADA	NO.	N/A	YES – for victims under the age of 16.	<p>POSTPONEMENT: WHEN AND HOW ORDERED; COURT MAY REQUIRE DEPOSITIONS OF AND UNDERTAKINGS BY WITNESSES; COURT MAY CONSIDER ADVERSE EFFECT UPON CHILD WHO IS VICTIM OR WITNESS.</p> <p>“...3. If the trial involves acts committed against a child less than 16 years of age...the court may consider any adverse effect a continuance or other postponement might have upon the mental or emotional health or well-being of the child. The court may deny a continuance or other postponement if the delay will adversely affect the mental or emotional health or well-being of the child.” NEV. REV. STAT. § 174.515 (2006). *****</p> <p>REQUEST FOR PREFERENCE IN SETTING DATE FOR TRIAL WHERE CHILD IS VICTIM OR WITNESS; COURT MAY CONSIDER EFFECT ON CHILD OF DELAY IN COMMENCEMENT OF TRIAL.</p> <p>“If the trial involves acts committed against a child less than 16 years of age...the prosecuting attorney shall request the court, in its discretion, to give preference in setting a date for the trial of the defendant. In making a ruling, the court may consider the effect a delay in the commencement of the trial might have on the mental or emotional health or well-being of the child.” NEV. REV. STAT. § 174.519 (2006).</p>

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NEW HAMPSHIRE	NO	N/A	YES - for victims aged 16 or younger and 65 or older.	<p>SPEEDY TRIAL.</p> <p>“In any action under this chapter involving a victim 16 years of age or under or a victim 65 years of age or older, the court and the department of justice shall take appropriate action to ensure a speedy trial to minimize the length of time the victim must endure the stress of involvement in the proceeding. In ruling on any motion or request for a delay or continuance of proceedings, the court shall consider any adverse impact the delay or continuance may have on the well-being of the victim or any witness who is 16 years of age or under or 65 years of age or older. This provision establishes a right to a speedy trial for the victim and shall not be construed as creating any additional rights for the defendant.” N.H. REV. STAT. ANN. § 632-A:9 (2007).</p>
NEW JERSEY	NO	N/A	YES – for child victims.	<p>SPEEDY TRIALS</p> <p>“In all criminal cases involving a child victim, the court shall take appropriate action to ensure a speedy trial in order to minimize the length of time the child must endure the stress of involvement in the proceedings. In ruling on any motion or other request for a delay or continuance of proceedings, the court shall consider and give weight to any adverse impact the delay or continuance may have on the well-being of a child victim.” N.J. STAT. ANN. § 2A:163-5 (West 2007).</p>

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NEW MEXICO	YES	<p>VICTIM'S RIGHTS.            "A. A victim of arson resulting in bodily injury, aggravated arson, aggravated assault, aggravated battery, dangerous use of explosives, negligent use of a deadly weapon, murder, voluntary manslaughter, involuntary manslaughter, kidnapping, criminal sexual penetration, criminal sexual contact of a minor, homicide by vehicle, great bodily injury by vehicle or abandonment or abuse of a child or that victim's representative shall have the following rights as provided by law:... (2) the right to timely disposition of the case..." N.M. CONST. art. II, § 24.            *****            VICTIM'S RIGHTS            "A victim shall have the right to:... B. timely disposition of the case..." N.M. STAT. ANN. § 31-26-4 (LexisNexis 2007).</p>	N/A	N/A
NEW YORK	NO	N/A	YES – for child victims.	<p>GUIDELINES FOR FAIR TREATMENT OF CHILD VICTIMS AS WITNESSES            "...3. To minimize the time during which a child victim must endure the stress of his involvement in the proceedings, the court should take appropriate action to ensure a speedy trial in all proceedings involving an alleged child victim. In ruling on any motion or request for a delay or continuance of a proceeding involving an alleged child victim, the court should consider and give weight to any potential adverse impact the delay or continuance may have on the well-being of the child..." N.Y. EXEC. LAW § 642-a (Consol. 2007).</p>
NORTH DAKOTA	YES	<p>FAIR TREATMENT STANDARDS FOR VICTIMS AND WITNESSES.            "Victims and witnesses of crime must be afforded the following rights where applicable:... 12. Prompt disposition of case. Victims and witnesses must be informed by the prosecuting attorney of their rights to a prompt disposition of the cases in which they are involved as victims or witnesses as defined by the docket currency standards of the North Dakota supreme court..." N.D. CENT. CODE § 12.1-34-02 (2006).</p>	N/A	N/A

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OHIO	YES	<p>NOTICE OF SUBSTANTIAL DELAY IN PROSECUTION; VICTIM'S OBJECTIONS</p> <p>"If a motion, request, or agreement between counsel is made in a case and the motion, request, or agreement might result in a substantial delay in the prosecution of the case, the prosecutor in the case, to the extent practicable and if the victim has requested notice pursuant to division (B) of section 2930.03 of the Revised Code, shall inform the victim that the motion, request, or agreement has been made and that it might result in a delay. If the victim objects to the delay, the prosecutor shall inform the court of the victim's objections, and the court shall consider the victim's objections in ruling on the motion, request, or agreement." OHIO REV. CODE ANN. § 2930.08 (LexisNexis 2006).</p>	N/A	N/A
OKLAHOMA	NO	N/A	YES – for victims of violent crimes or sexual offenses.	<p>VICTIMS AND WITNESSES RIGHTS</p> <p>"...D. In any felony case involving a violent crime or a sex offense, the victim-witness coordinator shall inform the victim, as soon as practicable, or an adult member of the immediate family of the victim if the victim is deceased, incapacitated, or incompetent, of the progress of pretrial proceedings which could substantially delay the prosecution of the case...." OKLA, STAT. tit. 19, § 215.33 (2006).</p>

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OREGON	NO	N/A	YES – for victims under the age of 18	EXPEDITING PROCEEDINGS. “(1) ...in any case where a child or a member of the family of the child is a victim of a crime and where a child under 18 years of age is called to give testimony, the court, consistent with the rules of civil or criminal procedure, shall expedite the action and insure that it takes precedence over any other. When determining whether or not to grant a continuance, the judge shall take into consideration the age of the child and the potential adverse impact the delay may have on the well-being of the child. The court shall make written findings of fact and conclusions of law when granting a continuance....” OR. REV. STAT. § 44.545 (2006).
RHODE ISLAND	NO	N/A	YES – for victims aged 14 or under, and 65 or older.	SPEEDY TRIAL “In any action under this chapter involving a child victim age fourteen (14) years or under or a victim sixty-five (65) years or older, the court and the attorney general's office shall take appropriate action to ensure a speedy trial to minimize the length of time the victim must endure the stress of involvement in the proceeding. In ruling on any motion or request for a delay or continuance of proceedings, the court shall consider any adverse impact the delay or continuance may have on the well-being of the victim or witness. This provision establishes a right to a speedy trial to the victim and shall not be construed as creating any additional rights to the defendant.” R.I. GEN. LAWS § 11-37-11.2 (2007).
SOUTH CAROLINA	YES	VICTIMS' BILL OF RIGHTS. “(A) To preserve and protect victims' rights to justice and due process regardless of race, sex, age, religion, or economic status, victims of crime have the right to: ... (11) a reasonable disposition and prompt and final conclusion of the case...” S.C. CONST. art. I, § 24; <i>see also</i> , S.C. CODE ANN. § 16-3-1510, <i>et seq.</i> (2006).	N/A	N/A

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TENNESSEE	YES	<p>RIGHTS OF VICTIMS OF CRIMES.            "To preserve and protect the rights of victims of crime to justice and due process, victims shall be entitled to the following basic rights:...6. The right to a speedy trial or disposition and a prompt and final conclusion of the case after the conviction or sentence." TENN. CONST. art. I, § 35.            *****</p> <p>CRIMINAL CASES - PROMPT DISPOSAL - PRIORITY OF CASES INVOLVING CRIMES AGAINST THE PERSON.            "(a) ...all persons involved in the criminal justice system shall make every effort to dispose of any charges against a defendant within one hundred eighty (180) days of the date of the defendant's indictment...If, for any reason, the case is not tried or otherwise disposed of in one hundred eighty (180) days of the indictment, the court shall set out in a certificate the reasons why the case is still pending before the court." TENN. CODE ANN. § 40-38-105 (2007).            *****</p> <p>VICTIM'S RIGHT TO A SPEEDY TRIAL.            "(a) In any criminal proceeding in which a continuance is requested, the court shall consider the victim's views and the victim's right to a speedy trial...(b) In determining a date for any criminal trial or other important criminal hearing, the court shall consider the interests of the victim's right to a speedy trial." TENN. CODE ANN. § 40-38-116 (2007).</p>	N/A	N/A

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TEXAS	NO	N/A	YES - to victims under 17.	<p>PRIMARY PRIORITIES</p> <p>“(a) The trial courts of this state shall regularly and frequently set hearings and trials of pending matters, giving preference to hearings and trials of the following:...(2) criminal actions, with the following actions given preference over other criminal actions:...</p> <p>(B) criminal actions involving a charge that a person committed an act of family violence, as defined by Section 71.004, Family Code; and C) an offense under: (i) Penal Code Section 21.11 [indecenty with a child]; (ii) Penal Code Chapter 22, if the victim of the alleged offense is younger than 17 years of age; (iii) Penal Code Section 25.02 [offenses against the family], if the victim of the alleged offense is younger than 17 years of age;...” TEX. GOV'T CODE ANN. § 23.101 (2006).</p>

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UTAH	YES	<p>BILL OF RIGHTS  “(1) The bill of rights for victims and witnesses is:… (h) Victims and witnesses, particularly children, should have a speedy disposition of the entire criminal justice process. All involved public agencies shall establish policies and procedures to encourage speedy disposition of criminal cases.” UTAH CODE ANN. § 77-37-3 (2006).</p> <p>*****</p> <p>VICTIM'S RIGHT TO A SPEEDY TRIAL  “(1) In determining a date for any criminal trial...the court shall consider the interests of the victim of a crime to a speedy resolution of the charges under the same standards that govern a defendant's or minor's right to a speedy trial. (2) The victim of a crime has the right to a speedy disposition of the charges free from unwarranted delay caused by or at the behest of the defendant...and to prompt and final conclusion of the case after the disposition or conviction and sentence.... (3) (a) In ruling on any motion by a defendant or minor to continue a previously established trial or other important criminal or juvenile justice hearing, the court shall inquire into the circumstances requiring the delay and consider the interests of the victim of a crime to a speedy disposition of the case....” UTAH CODE ANN. § 77-38-7 (2006).</p>	N/A	N/A
VERMONT	YES	<p>VICTIM'S INTEREST IN SPEEDY PROSECUTION  “(a) The prosecutor's office, if practicable, shall inform a victim of a listed crime of any pending motion that may substantially delay the prosecution. The prosecutor shall inform the court of the victim's position on the motion, if any.  (b) If a victim of a listed crime objects to a delay, the court shall consider the victim's objection.” VT. STAT. ANN. tit. 3, § 5312 (2007).</p>	N/A	N/A

STATE	GENERAL RIGHT RECOGNIZED?	RELEVANT LANGUAGE FOR GENERAL RIGHT	RIGHT RECOGNIZED ONLY FOR CERTAIN VICTIMS?	RELEVANT LANGUAGE FOR PARTICULARIZED RIGHT
WASHINGTON	NO	N/A	YES – for victims of incest, sexual offenses, or child pornography who are under the age of 18.	CONTINUANCES NOT PERMITTED IN CERTAIN CASES “When a defendant is charged with a crime which constitutes a violation of RCW 9A.64.020 [incest] or chapter 9.68 [obscenity and pornography], 9.68A [sexual exploitation of children] or 9A.44 [sexual offenses] RCW, and the alleged victim of the crime is a person under the age of eighteen years, neither the defendant nor the prosecuting attorney may agree to extend the originally scheduled trial date unless the court within its discretion finds that there are substantial and compelling reasons for a continuance of the trial date and that the benefit of the postponement outweighs the detriment to the victim. The court may consider the testimony of lay witnesses and of expert witnesses, if available, regarding the impact of the continuance on the victim.” WASH. REV. CODE § 10.46.085 (2007).
WISCONSIN	YES	VICTIMS OF CRIME. “ <i>This state shall treat crime victims, as defined by law, with fairness, dignity and respect for their privacy. This state shall ensure that crime victims have all of the following privileges and protections as provided by law: timely disposition of the case...</i> ” WIS. CONST. art. I, § 9m. <p style="text-align: center;">*****</p> BASIC BILL OF RIGHTS FOR VICTIMS AND WITNESSES. “ <i>Victims of crimes have the following rights:</i> (a) To have his or her interest considered when the court is deciding whether to grant a continuance in the case, as provided under ss. 938.315 (2) and 971.10 (3) (b) 3... (k) To a speedy disposition of the case in which they are involved as a victim in order to minimize the length of time they must endure the stress of their responsibilities in connection with the matter.” WIS. STAT. § 950.04 (2006).	N/A	N/A

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WYOMING	YES	VICTIMS; TIMING OF TRIAL OF ACCUSED. “(a) The court shall consider the victim's interest and circumstances when setting any date for trial or in granting or denying continuances. (b) Nothing in this section shall infringe upon any rights of the accused in a criminal case or inhibit the ability of the prosecution and defense from entering into any agreement as to trial setting or negotiated disposition of any charge or charges pending against the defendant.” WYO. STAT. ANN. § 1-40-207 (2006); <i>see also</i> , WYO. STAT. ANN. § 1-40-203, <i>et seq.</i> (2006).	N/A	N/A

Current through 2006.