

and **Orders of Protection**Tina L. Fox, Director of Community Relations

Disclaimer

This project was supported by Grant No. 2015-WE-AX-0020 awarded by the Office on Violence Against Women, U.S. Department of Justice. The opinions, findings, conclusions, and recommendations expressed in this publication/program/ exhibition are those of the author (s) and do not necessarily reflect the views of the Department of Justice, Office on Violence Against Women or the State of Tennessee Office of Criminal Justice Programs.

Warning

TRIGGER WARNING

Make Comments!

COMMUNITY GUIDELINES

Ask Questions!

Learning Objectives

• Recognize signs of abusive behaviors

• Increase understanding of why victims stay in abusive relationships

• Explore tips to help survivors who are experiencing domestic violence

• Understand the Effectiveness of Domestic Violence



Domestic Violence: Crisis in Tennessee

YWCA Nashville - DV 101 Presentation (youtube.com)



Domestic Violence Statistics

Every 9 seconds in the US a woman is assaulted or beaten.

 Domestic violence is the leading cause of injury to women—more than car accidents, muggings, and rapes combined.

• Studies suggest that up to 10 million children witness some form of domestic violence annually.

Domestic Violence Statistics

 Nearly 1 in 5 teenage girls who have been in a relationship said a boyfriend threatened violence or self-harm if presented with a breakup.

• Everyday in the US, more than three women are murdered by their husbands or boyfriends.

• Ninety-two percent of women surveyed listed reducing domestic violence and sexual assault as their top concern.

Domestic Violence Statistics

- Domestic violence victims lose nearly 8 million days of paid work per year in the US alone—the equivalent of 32,000 full-time jobs.
- The costs of intimate partner violence in the US alone exceed \$5.8 billion per year: \$4.1 billion are for direct medical and health care services, while productivity losses account for nearly \$1.8 billion.
- Men who as children witnessed their parents' domestic violence were twice as likely to abuse their own wives than sons of nonviolent parents.





Everyone dese nestic violence!



Defining Domestic Violence

To prevent and end domestic violence, we all need to be part of the solution.

pattern of coercive, controlling behavior that take the form of phys sexual, financial, and emotional abuse; it has boundaries.



A community safety issue.

A public health epidemic.



Domestic Abuse Definition

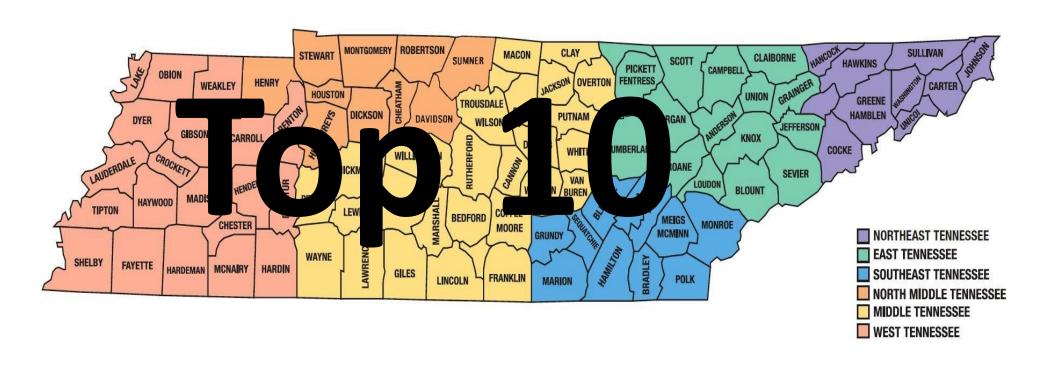
T.C.A. § 36-3-601 (4)

Adults or minors who:

- are current or former spouses
- live together or have done so
- are dating or have dated, or have or have had a sexual relationship
- are related by blood or adoption
- are related or were formerly related by marriage
- adult or minor children of persons involved with above five situations



TENNESSEE - ONE OF THE WORST STATES FOR DOMESTIC VIOLENCE





Healthy Relationships

People in healthy relationships love and support each other. They help each other practically as well as emotionally. They are there for each other in the good times and the bad times. Healthy relationships are commonly based on:





In 1994, Congress passed the *Violence Against Women Act* ("VAWA").

This Act recognizes that domestic violence is a national crime and that federal laws can help an overburdened state and local criminal justice system.



Domestic Cycle of Violence

Seduction/Making Peace -

characterized by gifts, reconciliation, physical affection, attention, promises, apologies. "I'm sorry." "It won't happen again." "It will be different this time."

Cycle of Violence Seduction Tension Making peace Love Building Hope Dreams Possibility Denial Fear Violation Explosion

<u>Tension Building</u> - a period of increasing pressure, mood swings, irritability, demands and emotional withdrawal. This phase may feel like "walking on eggshells."

<u>Violation/Explosion</u> - when the abusive outbursts occur, not always physical, but extremely painful all the same. Promises broken, threats carried out.



Debbie and Marie Domestic Violence Protection Act

Tennessee Code Annotated, Section 40-11-150, effective July 1, 2024

Prior to the defendant's release on bond, the court or magistrate shall:

- (i) Issue a no contact order containing all bond conditions set out in this section that are applicable to the protection of the domestic violence victim;
- (ii) Order the defendant to wear a global positioning monitoring system device as set forth in § 40-11-152(b)(2)



Debbie and Marie Domestic Violence Protection Act

https://www.cbsnews.com/news/tennessee-law-gps-tracking-for-domestic-abusers-debbie-sisco-marie-varsos/

Man accused of killing girlfriend never got a court ordered ankle monitor, here's why (wsmv.com)





Common Types of Violence and Abuse

 Physical Violence occurs when someone uses a part of their body or an object to control a person's actions.

- Sexual Violence occurs when a person is forced to unwillingly take part in sexual activity.
- Cultural Violence

occurs when an individual is harmed as a result of practices that are part of her or his culture, religion or tradition.

- Spiritual (or religious)
 violence occurs when
 someone uses an
 individual's spiritual beliefs
 to manipulate, dominate or
 control that person.
- Neglect occurs
 when someone has
 the responsibility to
 provide care or
 assistance for an
 individual but does
 not.

- e Emotional Violence occurs when someone says or does something to make a person feel stupid or worthless
 - Verbal Abuse occurs when someone uses language, whether spoken or written, to cause harm to an individual.
- Stalking Violence

occurs when unwanted and/or repeated surveillance by an individual or group toward another person.

Psychological Violence

occurs when someone uses threats and causes fear in an individual to gain control.

Financial Abuse
 occurs when
 someone controls an
 individual's financial
 resources without the
 person's consent or
 misuses those
 resources.







Generational Violence

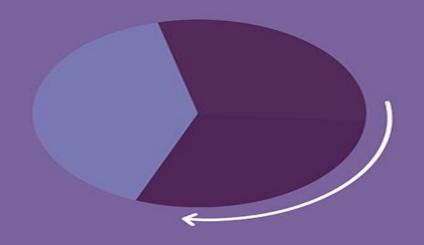
"Every single one of our participants has reported witnessing and or surviving violence before committing it for the first time, and most have reported ongoing experiences of surviving harm interwoven with their experience of causing it."

Vera Institute of Justice





DOMESTIC VIOLENCE IMPACTS THE ENTIRE FAMILY



30-60% of Intimate Partner Violence cases also include child abuse.

Children's Hospital of Philadelphia Research Institute American Academy of Pediatrics

275 MILLION CHILDREN

are currently exposed to domestic violence world-wide.

UNICEF - "Behind Closed Doors: The Impact of Domestic Violence on Children"





Generational Violence = Generational Trauma



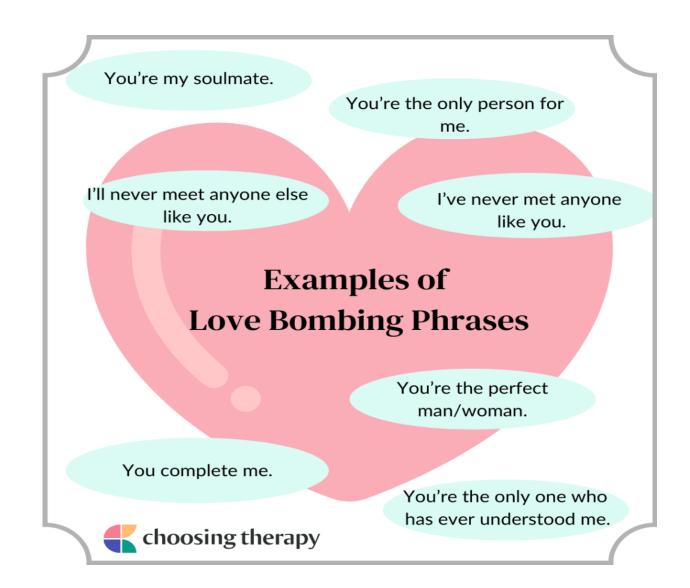
Domestic Violence Language

Love bombing

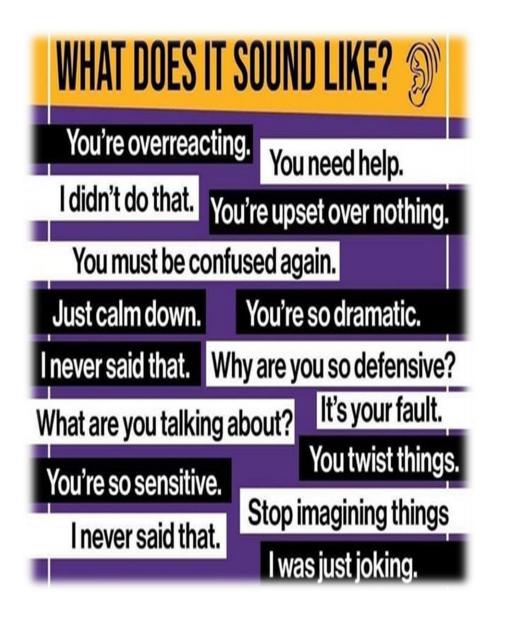
Love bombing is an attempt to influence a person by demonstrations of attention and affection.

It can be used in different ways and for either positive or negative purposes.

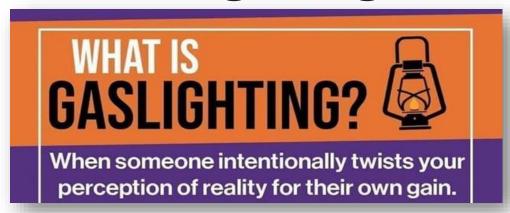
Psychologists have identified love bombing as a possible part of a cycle of abuse and have warned against it.



Domestic Violence Language



Gaslighting





...manipulating someone into questioning their own perception of reality.

The expression, which derives from the title of the 1944 film Gaslight became popular in the mid-2010s.



Can Domestic Violence be Prevented?

All forms of intimate partner violence are preventable.

Strategies to promote healthy, respectful, and nonviolent relationships are an important part of prevention.





Why Do Men Abuse Women?

 Learned Behavior: Home, Community, School, Culture

Because they can...risks do not outweigh the rewards

Male privilege



Why Abuse Happens

Society says its OK – Society has not held batterers accountable.

It Works – The victim is so terrorized that victim will say or do anything to survive.

It's a Choice – Batterer chooses to use violence to control intimate partners, children and other family members.





No action excuses a person hurting someone else.

Violence and abuse are never the victim's fault.

We are bombarded with victim-blaming myths and attitudes in our society, and they can sink in...deeply.

Most Dangerous Time for Victims

• 75% of domestic homicides occur when the victim is in the process of leaving or has left the batterer.



*On average, women make **seven** attempts to leave an abuser before permanently ending the relationship.

*Almost one-third of female homicide victims that are reported in police records are killed by an intimate partner.

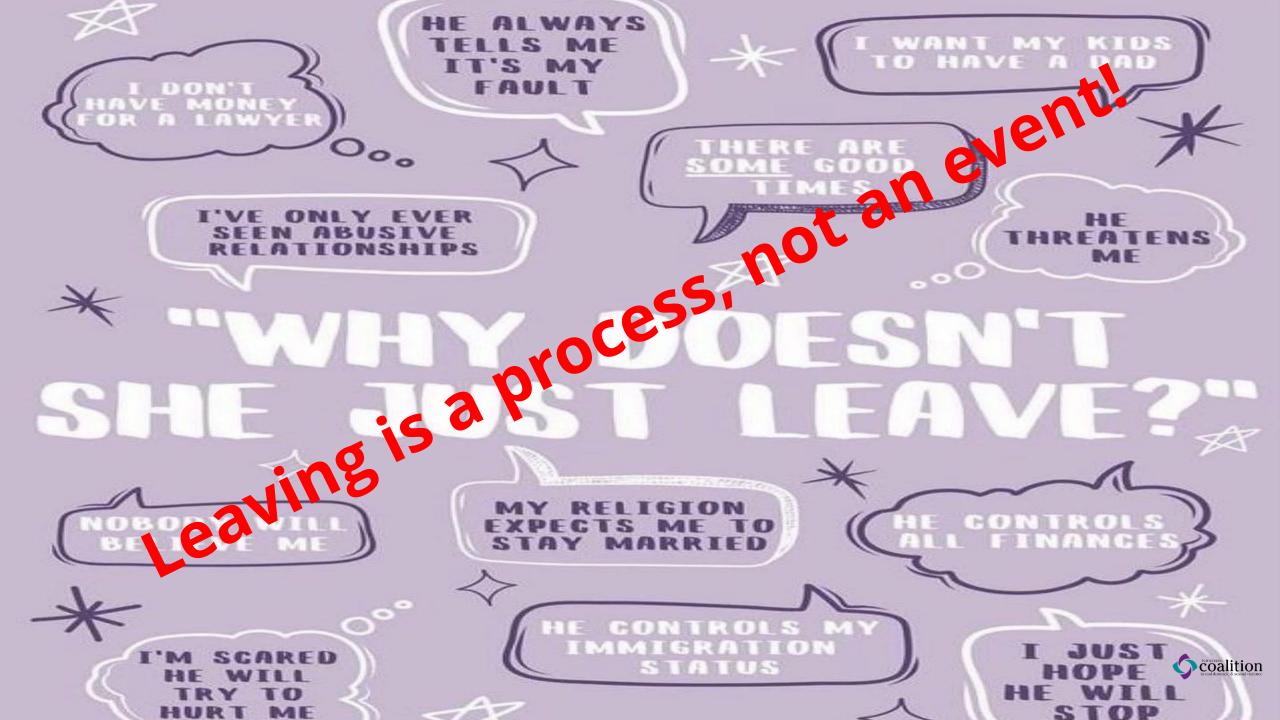


When are the Most Dangerous Times for Victims?

- When a victim is attempting to leave.
- When a victim is pregnant.
- When a victim is filing divorce papers, order of protection, etc.









- *One in every four women will experience domestic violence in her lifetime.
- *An estimated 5.3 million women are victims of physical assault by an intimate partner each year.
- *85% of domestic violence victims are women.
- *Historically, females have been most often victimized by someone they knew.
- *Females who are **20-24 years of age** are at the greatest risk of nonfatal intimate partner violence.
- *Most cases of domestic violence are never reported to the police.
- * 1 in 7 men have experienced severe physical violence by an intimate partner.



Domestic Violence Statistics in the LGBTQIA+ Community



Rape, physical assault, or stalking:

— Lesbian women: 43.8 %

Bisexual women: 61.1 % ->



26%:

Men who called the police after experiencing near-lethal partner violence



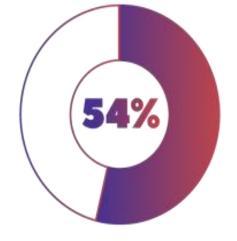
<5%:

LGBTQ+ domestic violence victims seek protective orders from the court

11% of reported LGBTQ+ intimate violence cases involved the use of a weapon





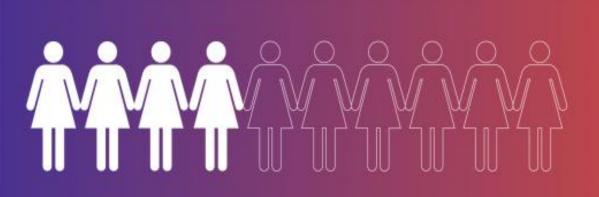


Black Women

have experience psychological abuse



have been raped



40% have experienced physical abuse

17%

have experienced **sexual abuse** (other than rape)



the rate of Black women being killed by a man compared to white women



91% of Black women killed by men knew their killers

DOMESTIC VIOLENCE IN THE HISPANIC COMMUNITY

34.4% of Latinas have experienced domestic violence at some point in their lives.





Why Do Women Stay in Abusive Relationships?

- Economic Dependence
- Children and Fear of Loss of Children
- Empty Promises of Change
- No Place to Go/Lack of Knowledge of Resources
- Societal Attitudes
- Traditional Value System
- Isolation
- Fear of Death



Why Do Women Stay in Abusive Relationships?

Beyond the physical risks of leaving an abusive relationship, there are countless other reasons why people stay in their relationships.

Survivors deserve to be supported in their decision-making and empowered to reclaim control over their own lives—no matter the circumstances.



• Domestic violence-related police calls make up the single largest category of calls received by police... more than 50%!

Responding to domestic calls are the most dangerous for Police Officers.

40% of police officers deaths are related to domestic violence calls



Why Domestic Violence Goes Unreported

Domestic violence often goes unreported due to emotional abuse, mental abuse, fear, and lack of financial resources.

When the domestic abuse goes unreported:

- The domestic violence continues without any consequences to the abuser
- The victim doesn't get any potential help and resources
- It becomes normalized



Economic Impact on DV in Tennessee

The tangible costs of domestic violence annually in Tennessee have been estimated to be as much as \$151 million: (conservative estimates, given that incidents often go unreported)

\$27M: Costs to social services system

\$50M: Costs to legal system

\$33M: Direct medical costs







What is an OP?

- A legal document signed by the court that forbids the Respondent from contacting or coming around the Petitioner for any reason
- A civil procedure
- Can result in immediate warrantless arrest/criminal charges for behavior that wouldn't normally be considered criminal
- Can be granted for up to 1 year and extended beyond that*

Who Can File for an OP?

- Parties who are dating, have dated, or have had sex
- Parties who are married, have been married, or have children together
- Parties who are related by blood, marriage, or adoption
- Parties who have lived together
- A person who has been sexually assaulted by the Respondent
- A person who has been stalked by the Respondent

OPs & Minors?

Who can file on behalf of a Minor:

A parent or guardian

Caseworker

Guardian ad litem

Dept. of Children's Services

Under an OP

An abuser can be ordered **not to**:



Threaten/frighten/abuse the victim, children, or pets



Interfere with the victim's utilities



Contact victim or children by any means



Own or possess firearms



Come around the victim or children



Under an OP

A Petitioner **can** request:



Temporary custody of the children and/or pets



For the Respondent to pay child support, alimony, and/or part or all of the household bills



For the Respondent to immediately move out of the shared home



Cell phone lines to be separated

OP Legal Rules

- No fee to file
- No statute of limitations on abuse, but should be filed ASAP
- Not required to file police report
- If divorce filed, OP will remain in effect through divorce proceedings and/or until court modifies or dissolves order
- OPs are valid and enforceable throughout entire US

Additional Information

Costs: No initial fee for a petition to the court for any action on an order of protection.

The court may only assess all court costs against the petitioner if the court finds:

- Petitioner is not a victim
- Determination is not based on petitioners request to dismiss the order; failure to attend hearing; incorrectly filling out the petition AND
- Petitioner knew that the allegations were false at the time petition was filed.



New Lifetime OP

- Still very new
- Can't be e-filed, must be filed in person with paper copies
- Would be in effect until the death of the Respondent
- "Victim" means either the person directly affected/targeted OR an immediate family member of a minor victim or homicide victim
- Qualifying felony offenses: assault, criminal homicide, kidnapping, sexual offenses

Temporary Order of Protection - Lifetime Case # (the clerk fills this in): (Ex Parte Order of Protection - Lifetime) Pursuant to T.C.A. § 36-3-627 Petitioner (person needing protection) Petitioner's Children Under 18 that Petitioner believes are in need of protection: Age Relationship to Respondent Age Relationship to Respondent Check All Applicable: ☐ Petitioner is under 18 and this Petition is being filed on behalf of an unemancipated person (someone under 18 years of age) pursuant to TCA §36-3-627(b). ☐ This request is being made by a parent or guardian of the Petitioner. ☐ This request is being made by caseworker at a not-for-profit organization that receives funds pursuant to TCA Title 71, Chapter 6, Part 2 for family violence and child abuse prevention and shelters and TCA § 36-3-627(b). Name: Respondent's Information (person you want to be protected from): date of birth (MM/DD/YYYY) street address Respondent's Employer:

This is a Court Order

Eyes

☐ Brown

☐ Hazel

☐ Blue

☐ Green

☐ Grey

☐ Other:

Employer's name

Hair

☐ Black

☐ Grey

☐ Blond

☐ Bald

☐ Brown

□Other:

Employer's phone #

Height - Weight - SSN - Other

(Provided to Clerk's office if known) Do not

list it here. XXXXXXXXXXXXXXXXXXXXX

Height

Scars/Special

Phone Number

Features

☐ Male

☐ Female

Describe Respondent:

☐ White

☐ Asian

□ Black

☐ Other:

☐ Hispanic

New Elder/Vulnerable Adult Abuse OP

- Cannot e-file, must be filed in person with paper copy
- Any relative/conservator/attorney/law enforcement can file on behalf of client

Protection) for I	der of Protection (Ex P. Elderly or Vulnerable <i>F</i> .C.A. §71-6-124		Case # (the clerk fills this in):
In the	Court of	County, TN	
Petitioner (person n	eeding protection)		
e e e e e e e e e e e e e e e e e e e			DOB:
first	middle	last	
Check if Applicab	le:		
☐ This request is b	eing made by a relative of the	Petitioner pursuant to TCA	§71-6-124(a)(1)(A)
Name:		Date of Birth:	
☐ This request is b	eing made by Conservator of	the Petitioner pursuant to T	CA §71-6-124(a)(1)(A)
Name:		Date of Birth:	
☐ This request is pursuant to TCA §7		Tennessee Commission of	on Aging and Disability (TCAD
Name:		Title:	
	peing made by a designated ac AD pursuant to TCA §71-6-12		lative, or the Conservator of the
Name:	_	Agency or Assignee:	
☐ This request is b	eing made by Attorney Ad Lite	m of the Petitioner pursuar	nt to TCA §71-6-124(a)(1)(A)
Name:		BPR #:	
☐ This request is b	eing made by a law enforceme	ent officer pursuant to TCA	§71-6-124(a)(1)(D)

This is a Court Orde



WARNING SIGNS of Abuser

Unpredictable Behavior

Accuses Victim of Cheating

Unrealistic Expectations

Pressures dating mate to move fast in a relationship or pushes for immediate commitment.

Sudden Mood Swings

Isolates Victim

Uses Force During an Argument

Past History of Battering

Minimizes or Denies Abuse



Uses Force During Sex

Controlling Behavior

Blames Others





Won't Allow Victim Have **Access to Finances**

Cruel to Children or Animals



WARNING SIGNS of Victim

Physical Signs of Injury

Feels Hopeless

Abusive Toward Others

Self-Medicates



Makes Excuses for Abuser

Doesn't have access to finances

Neglects Self or Children

Blames Self



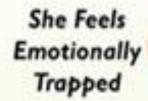
Isolated from Family and Friends

Depression

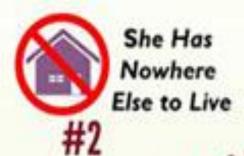
Low Self-Esteem

Suffers from PTS

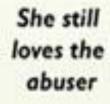














Why Abused
Women Stay in
Abusive



She Believes He'll Change

She is afraid to leave because of lack of money



#5 Fear

She Fears Her Abuser

She May Not Realize It's Abuse



ationships :···#67



She Lacks
Support of
Family
and Friends









It takes courage for a survivor of sexual assault or domestic violence to share their story with anyone.

Never underestimate your power to affect the course of a survivor's healing journey.

You don't have to be an expert—you just have to be yourself. Although you can't take away what happened to someone, you can be a source of comfort.

- 1. Listen Attentively
- 2. Validate
- 3. Ask what more you can do to help
- 4. Know where to point someone to for more help
- 5. Keep an open heart
- 6. Care for yourself



1. Listen Attentively

Sometimes you don't even need words (or at least not a lot of words), to be there for someone.

Many survivors share that being able to tell their story to someone else lessens the weight of isolation, secrecy, and self-blame.

Did you know listening is in and of itself an act of compassion?



2. Validate

•"The responsibility is on the person who hurt you."

•"I'm so sorry this happened to you."

•"I believe you."

•"You're not alone. I'm here for you and I'm glad you told me."

"This is not your fault."

•"No one ever has the right to hurt you."

- •"Nothing you did or could've done differently makes this your fault."
- •"I know that it can feel like you did something wrong, but you didn't."

•"I promise, you didn't ask for this."



3. Ask what more you can do to help

Remember, violence and abuse is about power and control.

It is vital for survivors to regain their sense of personal power.

Instead of pushing someone into taking actions for which they are not ready, ask how you can support them.

4. Know where to point someone to for more help

You can best help a survivor by offering options and leaving space for them to decide where to go from there.

- Rape, Abuse & Incest National Network Sexual Assault Hotline
 - 1.800.656.4673 | www.rainn.org
 - National Child Abuse Hotline
 - 1.800.422.4453 | www.childhelp.org
 - National Domestic Violence Hotline 1.800.799.7233 | www.ndvh.org
 - National Teen Dating Abuse Helpline
 1.866.331.9474 | www.loveisrespect.org



5. Keep an open heart

Remind a survivor you are available should they like to talk about their experiences further. The healing journey can be a long one.

It can be full of many challenging—but sometimes joyful and liberating—conversations.

It can make a big difference for a survivor to know you are there to support them along the way.

6. Care for yourself

The stories of someone else's hardships related to a traumatic event can impact or become a part of us.

You cannot be your best self in your supportive role if you find yourself too tired to listen with care and compassion or you are overfilled with your own emotions in response to another's trauma.

Hand Signal for Help





1. Palm to camera and tuck thumb

2. Trap thumb



HUHIME _ **









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Debbie and Marie Domestic Violence Protection Act

https://www.cbsnews.com/news/tennessee-law-gps-tracking-for-domestic-abusers-debbie-sisco-marie-varsos/

Man accused of killing girlfriend never got a court ordered ankle monitor, here's why (wsmv.com)





Tina L. Fox, Assistant Director of Programs Tfox@tncoalition.org



615.622.6613



1. Ask if they're safe or need someone to talk to.

2. Explain that free, confidential help is available help for victims and their children at local domestic violence programs.

- 3. Understand and respect that for various reasons some victims and survivors may not want the police to become involved.
- 4. Document. Keep good records of any and all dialogue with survivors.

Resources

There are 53 organizations in Tennessee that provide domestic violence services at some level.

Tennessee Coalition to End Domestic and Sexual Violence

615-386-9406



To prevent and end domestic violence, as a society we need to acknowledge and understand that victims never deserve, nor should be blamed for, the abuse they endure—abusers are skilled at using power and control over their victims.

We have a responsibility to speak up and out against unhealthy relationship behaviors and to support victims and survivors in restoring safety and autonomy.



Document. Keep good records of any and all dialogue with survivors.

Help with a Safety Plan



Most Dangerous Time for Victims

• 75% of domestic homicides occur when the victim is in the process of leaving or has left the batterer.



*On average, women make **seven** attempts to leave an abuser before permanently ending the relationship.

*Almost one-third of female homicide victims that are reported in police records are killed by an intimate partner.





Batterer Intervention Programs (BIPs)



Everyone deserves relationships free from domestic violence!



Understanding the Impact of COVID-19 on CHALLENGES

Almost half of law enforcement calls are related to domestic violence.

From March to July 2020, MNPD received more than 10,000 domestic violence calls.

The FBI reports that a woman is battered every 12 seconds in this country.

Three to four million women are physically abused each year. Many of the abused women are beaten as frequently as once a month, once a week, or even daily.



- signs of domestic violence,
- how we can support the person,
- how to engage when they are not open to admitting DV,
- How to assess and limited resources, etc.
- The seven counties we serve are Wayne, Marshall, Moore, Jackson, Fentress, Van Buren, and Warren.
- And then at the opposite side of that, we are struggling to support those participants who have been asked to complete batters intervention and where we can send them.

2019 Top 10 STATE RANKINGS Violence Policy Center

Ranking	State	Number of Female Homicide Victims	Homicide Rate per 100,000 Females
1	Alaska	18	5.14
2	New Mexico	20	2.64
3	Nevada		2.28
4	New Hampshire		2.19
5	Louisiana		2.18
6	South Carolina		2.15
7	Missouri		2.05
8	Oklahoma	37	1.85
9	Arkansas	28	1.82
10	Tennessee	60	1.72

WARNING SIGNS

Embarrass you with put-downs?

Control what you do, who you see or talk to or where you go?

Act in ways that scare you?

Push, slap, choke or hit you?

Control the money in your relationship?

Make all the decisions?

Prevent you from working or going to class?

Act like the abuse is no big deal, deny the abuse or tell you it's your fault?

Threaten to hurt himself or herself?

Destroy property, abuse or threaten to abuse or kill pets?



Time for a BREAK

How to Engage When Victims Do Not Admit Being Abused





Certificates will be available upon completion of the survey.



WARNING SIGNS

https://youtu.be/6iHCQMamcM8





Tennessee Bureau of Investigation 2020 Crime in TN Report

- 69,385 number of domestic calls responded to by police
- 98 domestic violence murders
- 45,854 Simple assaults
- 11,140 Aggravated Assaults
- 8,453 Intimidation Cases
- 856 Stalking Cases



- 2019 44,382 number of domestic calls responded to by police
- 85 domestic violence murders



