

## Domestic Abuse No Contact Orders (DANCO)

*It is recommended that you keep a copy of your DANCO with you at all times.*

<b>What type of order is a DANCO?</b>	<ul style="list-style-type: none"> <li>• A DANCO is an order attached to a criminal court case.</li> </ul>
<b>What are the requirements for a DANCO?</b>	<ul style="list-style-type: none"> <li>• DANCOs can be issued against a defendant charged or convicted with:             <ul style="list-style-type: none"> <li>○ <i>Domestic abuse</i>, including physical harm or assault, infliction of fear of physical harm or assault, terroristic threats, criminal sexual conduct, and interference with an emergency call;</li> <li>○ <i>Stalking</i>, defined as conduct which would cause the victim to feel frightened, threatened, oppressed, persecuted, or intimidated;</li> <li>○ <i>Violation of an order for protection</i>;</li> <li>○ <i>Violation of a previous DANCO</i>.</li> </ul> </li> </ul>
<b>Who is protected by a DANCO?</b>	<ul style="list-style-type: none"> <li>• A person can be protected by a DANCO if they are both:             <ul style="list-style-type: none"> <li>○ the victim of the crime committed by the defendant, AND</li> <li>○ a family or household member:                 <ul style="list-style-type: none"> <li>◇ People who live together or have lived together in the past;</li> <li>◇ People who have a child together or are pregnant;</li> <li>◇ Persons involved in a significant romantic or sexual relationship;</li> <li>◇ Spouses and former spouses;</li> <li>◇ Parents and children;</li> <li>◇ Blood relatives.</li> </ul> </li> </ul> </li> </ul>
<b>Who seeks the order?</b>	<ul style="list-style-type: none"> <li>• The prosecutor may seek a DANCO. The victim is often consulted, but sometimes a DANCO is issued even though the victim does not want a DANCO.</li> </ul>
<b>When is a DANCO issued?</b>	<ul style="list-style-type: none"> <li>• A DANCO is issued in a proceeding that is separate from but held immediately after a proceeding in which any pretrial release or sentencing issues are decided.</li> </ul>
<b>What relief does a DANCO provide?</b>	<ul style="list-style-type: none"> <li>• The terms of a DANCO are up to the judge. DANCOs can provide that a person cannot contact you, whether in person, by telephone, mail, or electronic mail or messaging, through a third party, or by any other means. DANCOs do not necessarily include all of those provisions.</li> </ul>
<b>What happens when a DANCO is violated?</b>	<ul style="list-style-type: none"> <li>• Violating a DANCO is a crime that can range from a misdemeanor to a felony, depending on previous domestic violence convictions and if a weapon was involved.</li> <li>• Police do not need a warrant to take a person into custody if they have probable cause to believe that person violated a DANCO, even if they weren't there when the violation happened, as long as they can confirm that the DANCO exists.</li> <li>• Police can access DANCOs in a database, however it is recommended that you keep a copy of your DANCO with you.</li> <li>• A person taken into custody for violating a DANCO can be held in custody for at least 36 hours, unless a judge or judicial officer releases the person earlier.</li> </ul>
<b>How Long is a DANCO in effect?</b>	<ul style="list-style-type: none"> <li>• A pretrial DANCO usually lasts until the end of the case.</li> <li>• A probationary DANCO is set after sentencing and remains in place during the probationary period</li> <li>• If the defendant is remanded to the custody of the Department of Corrections, the DANCO expires.</li> </ul>
<b>How do I request information or changes to a DANCO?</b>	<ul style="list-style-type: none"> <li>• Contact the prosecutor, probation officer, victim-witness advocate or community advocate.</li> <li>• Request a copy of your DANCO from the prosecutor if you have not been given one.</li> <li>• Civil orders like HROs and OFPs can be issued regardless of the criminal order.</li> </ul>