

Juvenile Victim Impact Statement Packet

It is your right!

▶ **ATENCIÓN:** Si Ud. requiere asistencia en español o tiene preguntas sobre este documento, favor de llamar al # _____ ◀

JUVENILE VICTIM IMPACT STATEMENT PURPOSE AND IMPORTANCE

This Juvenile Victim Impact Statement (JVIS) will be used throughout the criminal justice system (by the prosecutor, the judge, the Juvenile probation departments, and the Texas Juvenile Justice Department) to better understand the emotional/psychological, physical, and financial impact of the crime.

The contact information you provide in this Victim Impact Statement is important and will be used to contact you if you wish to receive case information from:

- Juvenile Probation Departments;
- Texas Juvenile Justice Department (TJJD); and
- Texas Board of Pardons and Paroles if the offender has a determinate sentence.

*Please return
the **Confidential Victim Contact Information page** and
the **Juvenile Victim Impact Statement** to the
county or district attorney's office that is prosecuting your case.
Keep this page for your records.*

TO BE COMPLETED BY THE VICTIM ASSISTANCE COORDINATOR

Victim Assistance Coordinator:

Agency:

Address:

City:

ZIP:

Work Phone:

Fax:

Email:

Date Received:

Offender/Respondent(s) Name (Last, First MI)

Case/Cause No.

TDCJ/SID No.



DETAILED DESCRIPTION OF HOW THE JUVENILE VICTIM IMPACT STATEMENT IS USED THROUGHOUT THE CRIMINAL JUSTICE PROCESS

- 1. CRIME VICTIMS' RIGHTS:** You have crime victim rights if you are a:
 - Victim,
 - Parent/Guardian of a minor victim, or
 - Close relative of a deceased victim.
- 2. CONFIDENTIAL VICTIM CONTACT INFORMATION PAGE:**
 - Used by juvenile justice professionals to contact you throughout the process.
 - Used to select and exercise your rights to notification of court proceedings, probation, parole, release, and/or discharge.
 - Used by the Texas Juvenile Justice Department (TJJD) to add adults who request victim notification from the TJJD Victim Services Division regarding the status of the offender/respondent while he/she is incarcerated in a TJJD facility or on parole supervision.
 - By law, the confidential Victim Contact Information Sheet cannot be seen by the offender/respondent or the defense attorney.

To make sure you are kept informed, you **must** notify the following departments, as applicable, if any of your contact information changes:

 - Victim Assistance Coordinator (see previous page for contact information) during the trial/prosecution phase;
 - Juvenile Probation: The county's juvenile probation department. Contact information for all CSCDs are located here: <http://www.tjtd.texas.gov/index.php/facilities> if defendant is sentenced to community supervision; or
 - TJJD: TJJD Victim Services Division 888-850-7369 if defendant is convicted and sentenced to prison.
- 3. VICTIM IMPACT STATEMENT FORM:** Victims have the right to submit a Victim Impact Statement. The Victim Impact Statement is a written, detailed account of the emotional/psychological, physical, and financial impact of the crime on the victim(s) and/or family members. This document can be used to explain your feelings such as loss, frustration, fear, and/or anger, as well as any physical or monetary damages due to the crime. ***Only you can provide this vital information.***

KNOW HOW YOUR VICTIM IMPACT STATEMENT IS USED

Prosecutor:

- Considers your Juvenile Victim Impact Statement before entering into a plea bargain agreement.
- Considers your Juvenile Victim Impact Statement to assist with determining the restitution amount to request (if applicable).

Judge:

- Considers your Juvenile Victim Impact Statement before imposing a sentence; the Juvenile Victim Impact Statement is not considered by a jury.
- Considers your Juvenile Victim Impact Statement before a plea bargain agreement is accepted.
- Considers your Juvenile Victim Impact Statement to determine the restitution amount (if applicable).

Defense:

- May request to review your Juvenile Victim Impact Statement, excluding the Confidential Victim Contact Information page
- In certain circumstances, the defense attorney, with court approval, can introduce testimony or other information alleging a factual inaccuracy in the statement.

Juvenile Probation:

- Considers your Victim Impact Statement for notification purposes.

Texas Juvenile Justice Department:

- If the offender/respondent is committed to TJJD, your Juvenile Victim Impact Statement goes to the TJJD Victim Services to provide adults requesting notification with information regarding the offender/respondent. Adults can register for this service by completing the confidential Victim Contact Information Page, which is a part of the attached Juvenile Victim Impact Statement.
- The Juvenile Victim Impact Statement will be considered prior to the release of the offender/respondent back into the community.

Juvenile Victim Impact Statement

★★★CONFIDENTIAL★★★

The information on this page is CONFIDENTIAL and will be used by juvenile justice professionals to contact you throughout the process. This includes notifying you about court proceedings, juvenile probation, and, if the offender/respondent is committed to TJJD, parole, release, and/or discharge.

You may choose to complete only this page for notification purposes.

ATENCIÓN: Si Ud. requiere asistencia en español o tiene preguntas sobre este documento, favor de llamar al # _____.

TO BE COMPLETED BY THE VICTIM ASSISTANCE COORDINATOR

Victim Name:

Date of Birth: Male Female Other

Victim Pseudonym (if applicable):

Offense:

Offense Date:

Offender/Respondent(s) Name: (Last, First MI)	DPS State ID (SID)	DOB	Case/Cause No.	Court No.

SECTIONS 1 & 2 TO BE COMPLETED BY VICTIM, PARENT/GUARDIAN OR CLOSE RELATIVE (Please use dark ink.)

SECTION 1. NOTIFICATION/NO CONTACT If you are an adult (18 years of age or over):

Do you want to be notified about relevant court proceedings?	<input type="checkbox"/> YES	<input type="checkbox"/> NO
Do you want to be notified about the offender/respondent's status if the offender/respondent is placed on juvenile probation?	<input type="checkbox"/> YES	<input type="checkbox"/> NO
Do you want to be notified about the offender/respondent's status if the offender/respondent is sentenced to TJJD?	<input type="checkbox"/> YES	<input type="checkbox"/> NO
If the offender/respondent is sent to TJJD, do you want the offender/respondent to be prohibited from contacting you?	<input type="checkbox"/> YES	<input type="checkbox"/> NO
Do you have a protective order against the offender/respondent? If yes, provide issuing county, protective order (PO) number, and expiration date.	<input type="checkbox"/> YES	<input type="checkbox"/> NO

Issuing County:

PO No.:

Exp. Date:

★★★ IMPORTANT! ★★★

BEFORE RETURNING THE VICTIM IMPACT STATEMENT, BE SURE TO CHECK YOUR PREFERENCES IN SECTION 1 AND REVIEW AND SIGN THE FINAL DOCUMENT. IF YOU MOVE OR CHANGE ANY OF YOUR CONTACT INFORMATION, CONTACT YOUR VICTIM ASSISTANCE COORDINATOR, THE JUVENILE PROBATION DEPARTMENT, OR THE TEXAS JUVENILE JUSTICE DEPARTMENT VICTIM SERVICES.

SECTION 2. CONFIDENTIAL VICTIM CONTACT INFORMATION (Please use dark ink and print clearly.)

Name of Person Submitting this Statement:

Address: Date of Birth:

City: State: ZIP:

Home/Cell Phone: Work Phone: Alternate Phone:

Email Address: Relationship to Victim:

Valid Identification (Optional) Type: Number:

Please provide the contact information of someone who will know how to contact you.

Full Name:

Address:

City: State: ZIP:

Home/Cell Phone: Work Phone: Alternate Phone:

Email Address: Relationship to Victim:

DO NOT WRITE ON THIS PAGE

Juvenile Victim Impact Statement



JUVENILE VICTIM IMPACT STATEMENT

PHYSICAL INJURY. Use this section to discuss any physical injuries suffered as a result of the crime. You may want to write about the extent of the injuries and how long the injuries lasted. (Attach additional pages if necessary.)

- Treated at _____ (medical centers/clinics/physicians' offices)
- Hospitalized at _____ for _____ days

FINANCIAL LOSS. Losses you have incurred as a result of the crime may include medical and dental care, emergency transportation, property loss or damages, loss of income from work, counseling, crime scene cleanup, moving or changing residence, funeral costs, and other costs of this nature.

You may want to begin keeping a log of your financial loss as soon as possible after the crime occurred to include any receipts and records you have. In the event of a conviction, the prosecutor or judge **may** use this information to determine if any restitution – funds paid by the offender and owed to the victim – may be ordered or you may be contacted for more up-to-date information. PLEASE KEEP COPIES FOR YOUR OWN RECORDS.

Please provide the best estimate of your financial loss to date: _____ \$

Do you anticipate any future costs resulting from the crime? Yes No

Were any expenses covered by insurance or other sources? Yes No

Have you applied for Crime Victims' Compensation through the Attorney General's Office? Yes No

If you have not, call 800-983-9933 or apply at <https://www.texasattorneygeneral.gov/crime-victims/crime-victims-compensation-program/apply-crime-victims-compensation>

The information in this Victim Impact Statement is true and correct to the best of my knowledge.

Print Name

X _____
Signature

Date

Information submitted by: Victim Other _____

Juvenile Victim Impact Statement

CRIME VICTIMS' RIGHTS

Texas Family Code

Article 57.001 – DEFINITIONS

- (1) "Close relative of a deceased victim" means a person who was the spouse of a deceased victim at the time of the victim's death or who is a parent or adult brother, sister, or child of the deceased victim.
- (2) "Guardian of a victim" means a person who is the legal guardian of the victim, whether or not the legal relationship between the guardian and victim exists because of the age of the victim or the physical or mental incompetency of the victim.
- (3) "Victim" means a person who as the result of the delinquent conduct of a child suffers a pecuniary loss or personal injury or harm.

Article 57.002 - VICTIMS' RIGHTS

(a) A victim, guardian of a victim, or close relative of a deceased victim is entitled to the following rights within the juvenile justice system:

- (1) the right to receive from law enforcement agencies adequate protection from harm and threats of harm arising from cooperation with prosecution efforts;
- (2) the right to have the court or person appointed by the court take the safety of the victim or the victim's family into consideration as an element in determining whether the child should be detained before the child's conduct is adjudicated;
- (3) the right, if requested, to be informed of relevant court proceedings, including appellate proceedings, and to be informed in a timely manner if those court proceedings have been canceled or rescheduled;
- (4) the right to be informed, when requested, by the court or a person appointed by the court concerning the procedures in the juvenile justice system, including general procedures relating to:
 - (A) the preliminary investigation and deferred prosecution of a case; and
 - (B) the appeal of the case;
- (5) the right to provide pertinent information to a juvenile court conducting a disposition hearing concerning the impact of the offense on the victim and the victim's family by testimony, written statement, or any other manner before the court renders its disposition;
- (6) the right to receive information regarding compensation to victims as provided by Subchapter B, Chapter 56, Code of Criminal Procedure, including information related to the costs that may be compensated under that subchapter and

the amount of compensation, eligibility for compensation, and procedures for application for compensation under that subchapter, the payment of medical expenses under Section 56.06, Code of Criminal Procedure, for a victim of a sexual assault, and when requested, to referral to available social service agencies that may offer additional assistance;

- (7) the right to be informed, upon request, of procedures for release under supervision or transfer of the person to the custody of the Texas Department of Criminal Justice for parole, to participate in the release or transfer for parole process, to be notified, if requested, of the person's release, escape, or transfer for parole proceedings concerning the person, to provide to the Texas Juvenile Justice Department for inclusion in the person's file information to be considered by the department before the release under supervision or transfer for parole of the person, and to be notified, if requested, of the person's release or transfer for parole;
 - (8) the right to be provided with a waiting area, separate or secure from other witnesses, including the child alleged to have committed the conduct and relatives of the child, before testifying in any proceeding concerning the child, or, if a separate waiting area is not available, other safeguards should be taken to minimize the victim's contact with the child and the child's relatives and witnesses, before and during court proceedings;
 - (9) the right to prompt return of any property of the victim that is held by a law enforcement agency or the attorney for the state as evidence when the property is no longer required for that purpose;
 - (10) the right to have the attorney for the state notify the employer of the victim, if requested, of the necessity of the victim's cooperation and testimony in a proceeding that may necessitate the absence of the victim from work for good cause;
 - (11) the right to be present at all public court proceedings related to the conduct of the child as provided by Section 54.08, subject to that section; and
 - (12) any other right appropriate to the victim that a victim of criminal conduct has under Article 56.02 or 56.021, Code of Criminal Procedure.
- (b) In notifying a victim of the release or escape of a person, the Texas Juvenile Justice Department shall use the same procedure established for the notification of the release or escape of an adult offender under Article 56.11, Code of Criminal Procedure.

Notes:
