



# Juvenile Victim Impact Statement

## *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 will be used throughout the juvenile justice and criminal justice systems to better understand the emotional/psychological, physical, and financial impact of the delinquent conduct.

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

- **Juvenile Probation Departments**  
(juvenile probation, juvenile detention, and county-level juvenile correctional facilities)
- **Texas Juvenile Justice Department**  
(state-level juvenile correctional facilities and juvenile parole)
- **Texas Department of Criminal Justice**  
(prison and adult parole)

*Please return  
the Confidential Victim Contact Information page and  
the Juvenile Victim Impact Statement to the Victim Assistance  
Coordinator at the agency assisting you.*

*Keep this page for your records.*

#### TO BE COMPLETED BY VICTIM ASSISTANCE COORDINATOR

Victim Assistance Coordinator: \_\_\_\_\_

Agency: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_

ZIP: \_\_\_\_\_

Work Phone: \_\_\_\_\_

Fax: \_\_\_\_\_

Email: \_\_\_\_\_

Date Received: \_\_\_\_\_

Juvenile Name (Last, First MI)

Case/Cause No.

TJJD/SID No.

Juvenile Name (Last, First MI)	Case/Cause No.	TJJD/SID No.

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

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1. **CRIME VICTIMS' RIGHTS:** You have crime victim rights if you are a:
  - Victim of delinquent conduct who has suffered a pecuniary loss or personal injury or harm,
  - Parent/Guardian of a minor victim, or
  - Close relative of a deceased victim.
2. **CONFIDENTIAL VICTIM CONTACT INFORMATION PAGE:**
  - Used by juvenile justice and criminal justice professionals to contact you throughout the process.
  - Used to elect and exercise your right to be notified of court proceedings, probation, parole, release, and/or discharge.
  - Used by the Texas Juvenile Justice Department (TJJD) to register victims of juvenile crime who request notification from the TJJD Victim Services Division regarding the juvenile's status while the juvenile is housed in a TJJD facility or is on TJJD parole supervision.

By law, the Confidential Victim Contact Information page cannot be seen by the juvenile 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 or if juvenile is adjudicated and placed on probation;
  - TJJD Victim Services Division (888-850-7369 or [victimservices@tjjd.texas.gov](mailto:victimservices@tjjd.texas.gov)) if juvenile is adjudicated and committed to a TJJD juvenile facility.
3. **JUVENILE VICTIM IMPACT STATEMENT FORM:** Victims have the right to submit a Juvenile Victim Impact Statement. This statement is a written, detailed account of the emotional/psychological, physical, and financial impact of the delinquent conduct 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 resulting from the delinquent conduct. **Only you can provide this vital information.**

## KNOW HOW YOUR JUVENILE VICTIM IMPACT STATEMENT IS USED

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### 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 disposition; the 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, may introduce testimony or other information alleging a factual inaccuracy in the statement.

### Juvenile Probation:

- Considers your Juvenile Victim Impact Statement for notification purposes.

### Texas Juvenile Justice Department (TJJD) or Texas Department of Criminal Justice (TDCJ):

- Uses your Juvenile Victim Impact Statement to provide you with notifications and information if the juvenile is committed to TJJD.
- Victims may register for this service by completing the Confidential Victim Contact Information page, which is a part of the attached Juvenile Victim Impact Statement.
- Victims may also use the form to indicate their preference for TJJD to prohibit the juvenile from contacting them.

**Note about your information that is sent to TJJD or TDCJ** -- With few exceptions, you are entitled upon request: (1) to be informed about the information a state agency collects about you; and (2) under Sections 552.021 and 552.023 of the Government Code, to receive and review the collected information. Under Section 559.004 of the Government Code, you are also entitled to request, in accordance with agency procedures, that incorrect information that the agency has collected about you be corrected.

# Juvenile Victim Impact Statement

★★★ CONFIDENTIAL ★★★

The information on this page is CONFIDENTIAL and will be used by juvenile justice and criminal justice professionals to contact you throughout the process. This includes notifying you about court proceedings, probation, and, if the juvenile is committed to TJJ, the juvenile's release, parole, and 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:

Age at time of offense:

Male

Female

Other

Victim Pseudonym (if applicable):

Juvenile Name(s): (Last, First MI)	DPS State ID (SID)	DOB	Cause No.	TJJ No.	Offense

## 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?

YES

NO

Do you want to be notified about the juvenile's status if the juvenile is placed on probation?

YES

NO

Do you want to be notified about the juvenile's status if the juvenile is committed to the Texas Juvenile Justice Department (TJJ)?

YES

NO

If the juvenile is sent to TJJ, do you want the juvenile to be prohibited from contacting you?

YES

NO

Do you have a protective order against the juvenile?

YES

NO

If yes, provide issuing county, protective order (PO) number, and expiration date.

Issuing County:

PO No.:

Exp. Date:

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

Name of Person Submitting this Statement:

Relationship to Victim:

Address:

Date of Birth:

City:

State:

ZIP:

Home/Cell Phone:

Work Phone:

Alternate Phone:

Email Address:

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:

Signature of Person Submitting this Statement: X Date: \_\_\_\_\_

★★★ IMPORTANT! ★★★

- If you choose to complete this page only, be sure to sign above and submit this page to your victim assistance coordinator. If you choose to complete any questions on pages 2 or 3, be sure to submit all three pages.
- If you move or change any of your contact information, notify your victim assistance coordinator, the Juvenile Probation Department, or the TJJ Victim Services Division, as applicable.

RETURN TO YOUR

★★★ VICTIM ASSISTANCE COORDINATOR ★★★

CONFIDENTIAL VICTIM CONTACT INFORMATION

**DO NOT WRITE ON THIS PAGE**



# Juvenile Victim Impact Statement



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

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Treated at: \_\_\_\_\_ (medical centers/clinics/physicians' offices)

Hospitalized at: \_\_\_\_\_ for \_\_\_\_\_ days

**FINANCIAL LOSS.** Losses you have incurred as a result of the delinquent conduct 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 delinquent conduct occurred, to include any receipts and records you have. In the event of an adjudication, the prosecutor or judge **may** use this information to determine if any restitution – funds paid by the juvenile 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 delinquent conduct?  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 applied, 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 Juvenile 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

# Juvenile Victim Impact Statement

## VICTIMS' RIGHTS

### Texas Family Code Chapter 57. Rights of Victims

#### Sec. 57.001. DEFINITIONS.

In this chapter:

(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.

#### Sec. 57.002. VICTIM'S 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 Chapter [56B](#), Code of Criminal Procedure, including information related to the costs that may be compensated under that chapter and the amount of compensation, eligibility for compensation, and procedures for application for compensation under that chapter, the payment of medical expenses under Subchapter [F](#), Chapter [56A](#), 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 Subchapter [B](#), Chapter [56A](#), 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 Subchapter [K](#), Chapter [56A](#), Code of Criminal Procedure.

### **Sec. 57.003. DUTIES OF JUVENILE BOARD AND VICTIM ASSISTANCE COORDINATOR.**

(a) The juvenile board shall ensure to the extent practicable that a victim, guardian of a victim, or close relative of a deceased victim is afforded the rights granted by Section [57.002](#) and, on request, an explanation of those rights.

(b) The juvenile board may designate a person to serve as victim assistance coordinator in the juvenile board's jurisdiction for victims of juvenile offenders.

(c) The victim assistance coordinator shall ensure that a victim, or close relative of a deceased victim, is afforded the rights granted victims, guardians, and relatives by Section [57.002](#) and, on request, an explanation of those rights. The victim assistance coordinator shall work closely with appropriate law enforcement agencies, prosecuting attorneys, and the Texas Juvenile Justice Department in carrying out that duty.

(d) The victim assistance coordinator shall ensure that at a minimum, a victim, guardian of a victim, or close relative of a deceased victim receives:

(1) a written notice of the rights outlined in Section [57.002](#);

(2) an application for compensation under the Crime Victims' Compensation Act (Chapter [56B](#), Code of Criminal Procedure); and

(3) a victim impact statement with information explaining the possible use and consideration of the victim impact statement at detention, adjudication, and release proceedings involving the juvenile.

(e) The victim assistance coordinator shall, on request, offer to assist a person receiving a form under Subsection (d) to complete the form.

(f) The victim assistance coordinator shall send a copy of the victim impact statement to the court conducting a disposition hearing involving the juvenile.

(g) The juvenile board, with the approval of the commissioners court of the county, may approve a program in which the victim assistance coordinator may offer not more than 10 hours of posttrial psychological counseling for a person who serves as a juror or an alternate juror in an adjudication hearing involving graphic evidence or testimony and who requests the posttrial psychological counseling not later than the 180th day after the date on which the jury in the adjudication hearing is dismissed. The victim assistance coordinator may provide the counseling using a provider that assists local juvenile justice agencies in providing similar services to victims.

### **Sec. 57.0031. NOTIFICATION OF RIGHTS OF VICTIMS OF JUVENILES.**

At the initial contact or at the earliest possible time after the initial contact between the victim of a reported crime and the juvenile probation office having the responsibility for the disposition of the juvenile, the office shall provide the victim a written notice:

(1) containing information about the availability of emergency and medical services, if applicable;

(2) stating that the victim has the right to receive information regarding compensation to victims of crime as provided by the Crime Victims' Compensation Act (Chapter [56B](#), Code of Criminal Procedure), including information about:

(A) the costs that may be compensated and the amount of compensation, eligibility for compensation, and procedures for application for compensation;

(B) the payment for a medical examination for a victim of a sexual assault; and

(C) referral to available social service agencies that may offer additional assistance;

(3) stating the name, address, and phone number of the victim assistance coordinator for victims of juveniles;

(4) containing the following statement: "You may call the crime victim assistance coordinator for the status of the case and information about victims' rights.";

(5) stating the rights of victims of crime under Section [57.002](#);

(6) summarizing each procedural stage in the processing of a juvenile case, including preliminary investigation, detention, informal adjustment of a case,



disposition hearings, release proceedings, restitution, and appeals;

(7) suggesting steps the victim may take if the victim is subjected to threats or intimidation;

(8) stating the case number and assigned court for the case; and

(9) stating that the victim has the right to file a victim impact statement and to have it considered in juvenile proceedings.

**Sec. 57.004. NOTIFICATION.**

A court, a person appointed by the court, or the Texas Juvenile Justice Department is responsible for notifying a victim, guardian of a victim, or close relative of a deceased victim of a proceeding under this chapter only if the victim, guardian of a victim, or close relative of a deceased victim requests the notification in writing and provides a current address to which the notification is to be sent.

**Sec. 57.005. LIABILITY.**

The Texas Juvenile Justice Department, a juvenile board, a court, a person appointed by a court, an attorney for the state, a peace officer, or a law enforcement agency is not liable for a failure or inability to provide a right listed under Section [57.002](#).

**Sec. 57.006. APPEAL.**

The failure or inability of any person to provide a right or service listed under Section [57.002](#) of this code may not be used by a child as a ground for appeal or for a post conviction writ of habeas corpus.

**Sec. 57.007. STANDING.**

A victim, guardian of a victim, or close relative of a victim does not have standing to participate as a party in a juvenile proceeding or to contest the disposition of any case.

**Sec. 57.008. COURT ORDER FOR PROTECTION FROM JUVENILES.**

(a) A court may issue an order for protection from juveniles directed against a child to protect a victim of the child's conduct who, because of the victim's participation in the juvenile justice system, risks further harm by the child.

(b) In the order, the court may prohibit the child from doing specified acts or require the child to do specified acts necessary or appropriate to prevent or reduce the likelihood of further harm to the victim by the child.

