

Labette County Attorney's Office
Victim Impact Statement & Restitution Form

Rev. Aug 13, 2015

You have no obligation to complete this form; however, you do have the right. Kansas law allows for the participation of the victim in criminal matters. When you are willing to participate, it makes our job much easier and we greatly appreciate your participation. Accordingly we have created this Victim Impact Statement & Restitution Form to gather the initial information that we believe is important in the prosecution of all cases. Please feel free to contact our office if you need information, want to check the status or want to discuss this matter.

Kansas law allows for the recovery of restitution for victims of crimes. If you do not complete this form and return it to our office, we will be unable to recover restitution on your behalf.

Crime victims can be awarded restitution which can include money. Restitution is designed to bring a victim back to the position in which they would have been, if the crime never occurred. Restitution cannot be punitive or excessive. However, if the defendant is found guilty, we must still prove the amount of your damages to determine the amount of restitution you should receive. This form is the first step in this process. Please be as thorough as possible making sure to attach copies of any receipts, invoices or estimates as appropriate. Notice we ask for copies, you should retain your originals and bring them with you to trial or any restitution hearing that is set.

If the defendant is convicted of the crime(s) in this matter, a pre-sentence investigation report may be ordered by the court. As part of the pre-sentence investigation report the Court Services Office will be sending you an information packet asking for information regarding your court experience, how the crime affected you, and restitution information. Even though Court Services can request the information you supply us in this packet, it is necessary that you also reply to their requested information. This allows them to complete a full and accurate report for the Judge to review at sentencing.

Please return this completed form to:
Labette County Attorney
201 S. Central, Suite B
Parsons, KS 67357

Case Identifying Information

This information helps us associate this form with our records. You should write down the case number in your information as we will ask for it when communicating with you.

Name of Defendant(s): _____
Case Number(s): _____

Personal Information

This information allows us to keep in contact with you. If any of this information changes, please let us know as soon as possible.

My name is: _____

My address is: _____

Telephone information

Home: _____ Cell: _____

Work: _____ Other: _____

Notification

Your attendance at court, in this case, is only required when you are subpoenaed. However, there are many court dates that will be set for which you will not be subpoenaed. Most of these dates will be scheduling conferences that are set to ensure the case continues moving forward. We want to keep you informed to whatever extent you desire. Accordingly, you can select your desired level of attendance below.

Please select only one option:

I wish to be notified of all public hearings which will take place in this case including scheduling conferences

I wish to be notified of all public hearings where anyone will testify

I wish to be notified only when I need to testify

Punishment

The County Attorney’s office must follow the laws of the State of Kansas. These laws prescribe the punishment for crimes. However, we want to know what you believe is a fair punishment in this matter.

Jail or Prison

Fine

Probation

Community Service Work

Other: _____

Acknowledgement

I acknowledge the following:

- 1) I am under no legal obligation to complete this form;
- 2) As a victim, I have the right to retain an attorney at my own cost;
- 3) I understand that I might have a civil cause of action against the defendant and that the Labette County Attorney's office cannot give me legal advice, this means that the Labette County Attorney's office cannot tell me if I have a civil claim or not and that the duty to consult with a private attorney falls on me and me only; and
- 4) I understand that the ultimate decision regarding prosecution in this case is the decision of the County Attorney.

Victim (Signature)

Date