

INTAKE SCREENING FOR VICTIM-RELATED CIVIL LEGAL SERVICES

For all crime victim-related legal services provided, **grantees must fully complete, collect, and retain sections I-IV of the following intake checklist information in the client file for audit purposes.** The checklist must show the recipient eligibility for legal services as a victim (or claimant or immediate family member of a victim) and a nexus between legal services, criminal activity, and specific injury suffered. Services provided must be to persons eligible under Article I, Section 31 of the Texas Constitution and Texas Code of Criminal Procedure, Chapter 56A.

CHECKLIST

- I. In order to be eligible as a **victim** under article 56A.001 of the Texas Code of Criminal Procedure, an individual must qualify under one of the three situations listed below. An individual must:
 - A.
 - Be a resident of this state, another state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, or a possession or territory of the United States; and
 - Suffer personal injury or death as a result of criminally injurious conduct, or as a result of actions taken by the individual as an intervener, if the conduct or actions occurred in this state.
 - B.
 - Be a resident of this state; and
 - Suffer personal injury or death as a result of criminally injurious conduct or as a result of actions taken by the individual as an intervener, if the conduct or actions occurred in a state or country that does not have a crime victims' compensation program that meets the requirements of Section 1403(b), Crime Victims Compensation Act of 1984 (42 U.S.C. Section 10602(b)); and
 - Would be entitled to compensation under this subchapter [article 56A.001] if the criminally injurious conduct or actions had occurred in this state.
 - C.
 - Be a resident of this state; and
 - Suffer personal injury or death as a result of criminally injurious conduct caused by an act of international terrorism as defined by 18 U.S.C. Section 2331 committed outside of the United States.

- II. In order to be eligible as a **claimant** under article 56A.001, an individual must be:
 - An authorized individual acting on behalf of a victim, or
 - An individual who legally assumes the obligation or who voluntarily pays medical or burial expenses of a victim incurred as a result of the criminally injurious conduct of another; or
 - A dependent of a victim who died as a result of criminally injurious conduct; or
 - An immediate family member or household member of a victim who requires psychiatric care or counseling as a result of the criminally injurious conduct; or
 - An authorized individual acting on behalf of an individual who is a child and who is also either a dependent of a victim who died as a result of criminally injurious conduct or an immediate family member or household member of a victim who requires psychiatric care or counseling as a result of the criminally injurious conduct.

- III. In order to be eligible as an **immediate family member of a victim** under article 56A.001, an individual must be related to a victim (as defined above) within the second degree by affinity or consanguinity.

IV. In order to be eligible for legal services, there must be a relationship between the type of criminal activity involved, the specific injury suffered by the victim, and the legal service to be rendered.

To show eligibility for legal services, please complete the following and attach any documentation which verifies that the injury was the result of criminally injurious conduct.

Criminally Injurious Conduct:

Injury:

Connection of legal services to the criminal injury:
