

FAMILY VIOLENCE REPORT

INCIDENT DATE MM / DD / YY	AGENCY IDENTIFIER	COUNTY CODE	INCIDENT NUMBER
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VICTIM	AGE	SEX <input type="checkbox"/> MALE <input type="checkbox"/> FEMALE	RACE <input type="checkbox"/> WHITE <input type="checkbox"/> BLACK <input type="checkbox"/> AMERICAN INDIAN / ALASKAN NATIVE <input type="checkbox"/> ASIAN <input type="checkbox"/> NATIVE HAWAIIAN / PACIFIC ISLANDER	ETHNIC ORIGIN <input type="checkbox"/> HISPANIC <input type="checkbox"/> NON HISPANIC	NUMBER OF VICTIM(S) _____ (If more than 1 use additional forms)
OFFENDER	AGE	SEX <input type="checkbox"/> MALE <input type="checkbox"/> FEMALE	RACE <input type="checkbox"/> WHITE <input type="checkbox"/> BLACK <input type="checkbox"/> AMERICAN INDIAN / ALASKAN NATIVE <input type="checkbox"/> ASIAN <input type="checkbox"/> NATIVE HAWAIIAN / PACIFIC ISLANDER	ETHNIC ORIGIN <input type="checkbox"/> HISPANIC <input type="checkbox"/> NON HISPANIC	NUMBER OF OFFENDERS(S) _____ (If more than 1 use additional forms)

RELATIONSHIP (VICTIM TO OFFENDER)	(✓)	DATA ENTRY
VICTIM WAS SPOUSE		1
VICTIM WAS COMMON-LAW SPOUSE		2
VICTIM WAS PARENT		3
VICTIM WAS SIBLING		4
VICTIM WAS CHILD		5
VICTIM WAS GRANDPARENT		6
VICTIM WAS GRANDCHILD		7
VICTIM WAS IN-LAW		8
VICTIM WAS STEPPARENT		9
VICTIM WAS STEPCHILD		10
VICTIM WAS STEPSIBLING		11
VICTIM WAS OTHER FAMILY MEMBER		12
VICTIM WAS ROOMMATE		13
VICTIM WAS FOSTER PARENT		14
VICTIM WAS FOSTER CHILD		15
VICTIM WAS EX SPOUSE		16

INJURY	(✓)	DATA ENTRY
NONE		1
APPARENT BROKEN BONES		2
POSSIBLE INTERNAL INJURY		3
SEVERE LACERATION		4
APPARENT MINOR INJURY		5
OTHER MAJOR INJURY		6
LOSS OF TEETH		7
UNCONSCIOUSNESS		8

WEAPONS	(✓)	DATA ENTRY
NONE		1
FIREARM (type not stated)		2
HANDGUN		3
RIFLE		4
SHOTGUN		5
OTHER FIREARM		6
KNIFE/CUTTING INSTRUMENT		7
BLUNT OBJECT (club, baseball bat, pan, etc.)		8
MOTOR VEHICLE		9
PERSONAL WEAPONS (hands, feet, fist, teeth, etc.)		10
POISON		11
EXPLOSIVES		12
FIRE/INCENDIARY DEVICE		13
DRUGS/NARCOTICS/SLEEPING PILLS		14
OTHER (SPECIFY)		15
UNKNOWN		16

OFFENSES	(✓)	DATA ENTRY
ASSAULT OFFENSES		
AGGRAVATED ASSAULT		1
SIMPLE ASSAULT		2
INTIMIDATION		3
HOMICIDE OFFENSES		
MURDER & NON-NEGLIGENT MANSLAUGHTER		1
NEGLIGENT MANSLAUGHTER		2
JUSTIFIABLE HOMICIDE		3
KIDNAPPING/ABDUCTION		1
ROBBERY		1
SEX OFFENSES		
RAPE		1
SODOMY		2
SEX ASSAULT WITH AN OBJECT		3
FONDLING		4
INCEST		5
STATUTORY RAPE		6

WERE THERE ANY OFFICERS ASSAULTED? <input type="checkbox"/> YES <input type="checkbox"/> NO IF YES, HOW MANY? _____

AGENCY _____

PREPARED BY (INITIALS) _____

RETURN TO:

TEXAS DEPARTMENT OF PUBLIC SAFETY
UNIFORM CRIME REPORTING
 P.O. BOX 4143
 AUSTIN, TEXAS 78765-4143

INSTRUCTIONS FOR PREPARING REPORT

The Texas Department of Public Safety/Crime Records Service is mandated to collect information on family violence incidents. Uniform Crime Reporting is the section responsible for the collection of this information. In addition to the DPS requirements, all peace officers in Texas are mandated to report family violence to DPS. This report is the result of those mandates.

Section 411.042(b) of the Gov. Code states that the bureau of identification and records shall: (2) collect information concerning the number and nature of offenses reported or known to have been committed in the state and the legal steps taken in connection with the offenses, and other information useful in the study of crime and the administration of justice, including a statistical breakdown of those offenses in which family violence was involved.

According to Code of Criminal Procedures, Art. 5.05 Reports and Records (e) A peace officer who makes a report under Subsection (a) of this article shall provide information concerning the incident or disturbance to the bureau of identification and records of the Department of Public Safety for its record-keeping function under Section 411.042, Gov. Code. The bureau shall prescribe the form and nature of the information required to be reported to the bureau by this article.

INSTRUCTIONS:

1. **Incident Date** – Enter the month, day and year of incident.
2. **Agency Identifier** – This is your Agency ORI or TX number.
3. **County Code** – Enter the code for the county in which the incident took place.
4. **Incident Number** – Agency incident or case number assigned by your agency. If you have several victims and/or offenders per incident, use the same incident number but prepare a separate form for each victim/offender.
5. **Victim Information /**
6. **Offender Information**
Age – Enter two characters (01–99). Newborn up to one week use NB; If over one week, but less than one year enter BB; Unknown age, use 00; **Sex** – mark one; **Race** – mark one; **Ethnic Origin** – mark one; **Number of Victims/Offenders** – enter the number of victims/offenders involved in the incident – use one sheet for each victim/offender. If number of victims/offenders is more than ten, enter the number in the blocks provided.
7. **Relationship** – Victim to Offender – mark one.
8. **Weapons** – The type of weapon or force used (mark up to three).
9. **Injury** – Type of injury sustained by victim (mark up to five).
10. **Offenses** – Mark the offenses that apply to each incident (mark up to seven). See definitions listed below.
11. **Law Enforcement Officers Assaulted** – Mark whether any officers were assaulted during this incident. Mark block to show how many officers were assaulted. If more than ten officers assaulted, enter number in blocks provided.

STATUTORY TERMS

Family Code. Chapter 71. Definitions

Family Code. Section 71.004. FAMILY VIOLENCE.

“Family violence” means:

(1) an act by a member of a family or household against another member of the family or household that is intended to result in physical harm, bodily injury, assault, or sexual assault or that is a threat that reasonably places the member in fear of imminent physical harm, bodily injury, assault, or sexual assault, but does not include defensive measures to protect oneself; or

(2) abuse, as that term is defined by Sections 261.001 (1)(C), (E), and (G) by a member of a family or household toward a child of the family or household.

Family Code. Section 71.003. “Family” includes individuals related by consanguinity or affinity, as determined under Sections 573.022 and 573.024, Government Code, individuals who are former spouses of each other, individuals who are the biological parents of the same child, without regard to marriage, and a foster child and foster parent, without regard to whether those individuals reside together.

Family Code. Section 71.005 “Household” means a unit composed of persons living together in the same dwelling, without regard to whether they are related to each other.

Family Code. Section 71.006 “Member of a household” includes a person who previously lived in a household.

Family Code. Section 261.001 (1).

“Abuse” includes the following acts or omissions by a person:

(C) physical injury that results in substantial harm to the child, or the genuine threat of substantial harm from physical injury to the child, including an injury that is at variance with the history or explanation given and excluding an accident or reasonable discipline by a parent, guardian, or managing or possessory conservator that does not expose the child to a substantial risk of harm;

(E) sexual conduct harmful to a child’s mental, emotional, or physical welfare;

(G) compelling or encouraging the child to engage in sexual conduct as defined by Section 43.01, penal code;

Family Code. Section 82.001. APPLICATION.

A proceeding under this subtitle is begun by filing “An Application for a Protective Order” with the clerk of the court.

Family Code. Section 81.007. PROSECUTING ATTORNEY.

(a) The county attorney or the criminal district attorney is the prosecuting attorney responsible for filing applications under this subtitle unless the district attorney assumes the responsibility by giving notice of that assumption to the county attorney.

OFFENSE DEFINITIONS:

According to National Uniform Crime Reporting Guidelines

Aggravated Assault – an unlawful attack by one person upon another wherein the offender uses a weapon or displays it in a threatening manner, or the victim suffers obvious severe or aggravated bodily injury (i.e., broken bones, internal injury, stitches, etc.)

Simple Assault – an unlawful attack by one person upon another where neither the offender displays a weapon, nor the victim suffers serious injury.

Intimidation – to unlawfully place another person in reasonable fear of bodily harm through the use of threatening words and/or other conduct, but without displaying a weapon or subjecting the victim to actual physical attack.

Murder & Non-negligent Manslaughter – the willful killing of one human being by another.

Negligent Manslaughter – the killing of another person through negligence.

Justifiable Homicide – the killing of a Perpetrator of a serious criminal offense by a peace officer in the line of duty; or the killing, during the commission of a serious criminal offense, of the perpetrator by a private individual.

Kidnapping/Abduction – the unlawful seizure, transportation, and/or detention of a person against his/her will, or of a minor without the consent of his/her custodial parent(s) or legal guardian.

Robbery – the taking, or attempting to take, anything of value under confrontational circumstances from the control, custody, or care of another person by force or threat of force or violence and/or putting the victim in fear.

Rape – Penetration, no matter how slight, of the victim’s vagina or anus with any body part of object, or oral penetration by a sex organ of another person without the consent of the victim. This definition includes instances in which a person is incapable of giving consent because of permanent mental or physical incapacity to include incapacity due to the influence of drugs or alcohol. Physical resistance is not required on the part of the victim to demonstrate lack of consent. This definition include offenses such as Sodomy and Sex Assault with an object.

Fondling – the touching of the private body parts of another person for the purpose of sexual gratification, without the consent of the person where the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental or physical incapacity.

Incest – consensual sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.

Statutory Rape – consensual sexual intercourse with a person who is under the statutory age of consent.