

(b) *"Crime victim" defined.* For purposes of this rule, a crime victim is a person who has suffered direct physical, emotional, or pecuniary harm as a result of the commission of an offense of which the accused was found guilty, and on which the convening authority is taking action under R.C.M. 1107. When a victim is under 18 years of age, incompetent, incapacitated, or deceased, the term includes one of the following (in order of precedence): a spouse, legal guardian, parent, child, sibling, or similarly situated family member. For a victim that is an institutional entity, the term includes an authorized representative of the entity.

(c) *Format of statement.* The statement shall be in writing, and signed by the crime victim. Statements may include photographs, but shall not include video, audio, or other media.

(d) *Timing of statement.*

(1) *General and special courts-martial.* The crime victim shall submit the statement to the convening authority's staff judge advocate or legal officer no later than 10 days after the later of:

(A) if the victim is entitled to a copy of the record of proceedings in accordance with Article 54(e), UCMJ, the date on which the victim receives an authenticated copy of the record of trial or waives the right to receive such a copy; or

(B) the date on which the recommendation of the staff judge advocate or legal officer is served on the victim.

(2) *Summary courts-martial.* The crime victim shall submit the statement to the summary court-martial officer no later than 7 days after the sentence is announced.

(3) *Extensions.* If a victim shows that additional time is required for submission of matters, the convening authority or other person taking action, for good cause, may extend the submission period for not more than an additional 20 days.

(e) *Notice.* Subject to such regulations as the Secretary concerned may prescribe, trial counsel or the summary court-martial officer shall make reasonable efforts to inform crime victims of their rights under this rule, and shall advise such crime victims on the manner in which their statements may be submitted.

(f) *Waiver.*

(1) *Failure to submit a statement.* Failure to submit a statement within the time prescribed by this rule shall be deemed a waiver of the right to submit such a statement.

(2) *Submission of a statement.* Submission of a statement under this rule shall be deemed a waiver of the right to submit an additional statement.