

SELECTED JUSTICE COURT ADMONISHMENTS TO JUVENILES RIGHT TO EXPUNCTION

RIGHT TO EXPUNCTION FOR CONVICTION FOR MOST CRIMINAL OFFENSES

You have the right to have records of a conviction for a criminal offense expunged if you meet the following criteria:

- While you were 10 years of age or older but younger than 17 years of age, you were convicted of not more than one offense punishable by fine only, or you received deferred disposition for such an offense.

If your record is expunged, you are released from all disabilities resulting from the conviction and the conviction may not be shown or made known for any purpose.

If you wish to have your record expunged, on or after your 17th birthday, you may submit a written request under oath, to the court in which you were convicted. The request must include the following statement:

“I have not been convicted while a child of a misdemeanor punishable by fine only, or a violation of a penal ordinance of a political subdivision, other than the offense which I am requesting to have expunged.”

A fee of \$30 must be paid when the application for expunction is filed.

RIGHT TO EXPUNCTION FOR CONVICTION OF CIGARETTE AND TOBACCO PRODUCT VIOLATIONS

If you are convicted of possessing, purchasing, consuming, or accepting cigarettes or tobacco products, or falsely representing your age, you may apply to the court to have the conviction expunged. If the court finds that you satisfactorily completed the tobacco awareness program as ordered by the court, the court will grant the expunction and the conviction may not be shown or made known for any purpose.

A fee of \$30 must be paid when the application for expunction is filed.

RIGHT TO EXPUNCTION FOR CONVICTION OF ALCOHOLIC BEVERAGE CODE VIOLATIONS

If you were convicted of not more than one (1) violation for possessing, purchasing, or consuming alcohol, or driving under the influence of alcohol by minor, committed while you were under 21 years of age, on attaining the age of 21, you may apply to the court in which you were convicted to have the conviction expunged. If the court finds that you were not convicted of any other violation of the Alcoholic Beverage Code, the court will grant the expunction and you will be released from all disabilities resulting from the conviction.

A fee of \$30 must be paid when the application for expunction is filed.

RIGHT TO EXPUNCTION FOR CONVICTION FOR FAILURE TO ATTEND SCHOOL

You have the right to have records of a conviction for the offense of failure to attend school expunged if you have only one conviction for this offense.

If your record is expunged, you are released from all disabilities resulting from the conviction and the conviction may not be shown or made known for any purpose.

If you wish to have your record expunged, on or after your 18th birthday, you may submit a written request under oath, to the court in which you were convicted. The request must include the following statement:

“I have not been convicted of more than one violation of Failure to Attend School, 25.094 of the Texas Education.”

A fee of \$30 must be paid when the application for expunction is filed.

**Application for Expunction
Code of Criminal Procedure Art. 45.0216 (9/1/2005)**

**IN THE JUSTICE COURT, PRECINCT _____ PLACE _____
NO. _____**

IN RE: _____ Defendant

Offense: _____

APPLICATION FOR EXPUNCTION OF CRIMINAL RECORDS OF A CHILD

Applicant requests the Court to order the expunction of a conviction while a child, as follows:

Applicant's **Name:** _____
 Sex: _____
 Race: _____
 Date of Birth: _____
 Driver's License or ID Number: _____
 Social Security Number: _____

Conviction: **Offense:** _____
 Court: _____
 Case Number: _____
 Date of Conviction: _____

Agencies having records relating to the conviction:

_____ School District

_____ County Sheriff

_____ County District Attorney

_____ County Constable, Precinct _____

_____ County Auditor

Texas Department of Public Safety, Crime Records Service
P.O. Box 4087, Austin, Texas 78773

Other: _____
