

CAUSE NO. _____

IN THE MATTER OF § IN THE _____ COURT
§
§ OF _____ COUNTY TEXAS
§
§ SITTING AS A JUVENILE COURT

**SEX OFFENDER REGISTRATION ORDER
(REGISTRATION EXCUSED)**

On this ____ day of _____, 200____, came on to be heard
_____, hereinafter “Respondent”, by and through his/her
attorney of record, _____, upon Respondent’s Motion
requesting that sex offender registration be excused, made non public, or deferred.

Appearing for the State of Texas was _____.

Appearing as the Respondent’s parent[s] or guardian[s] was/were _____
_____, who
either appeared in open court with counsel or waived the same.

All parties announced ready. The Court, after reviewing the pleadings and
considering any exhibits and/or social history report admitted, and hearing the evidence
and arguments of the parties and counsel makes the following findings:

A disposition in the above case has been made under Section 54.04 of the Texas
Family Code, or successor statute.

Respondent has been adjudicated for an offense for which registration is required
under Chapter 62 CCP.

However, the Respondent has presented the proper motion to the Court with timely service on all parties seeking a determination as to whether the interest of the public require registration under Chapter 62 CCP.

As to that determination, the Court further finds:

1. The interest of the public do not require registration of the Respondent as a sex offender under Chapter 62 CCP.
2. The protection of the public would not be increased by registration of Respondent as a sex offender under Chapter 62 CCP; or
3. Any potential increase in protection of the public resulting from registration is clearly outweighed by any anticipated substantial harm to the Respondent and the Respondent's family that would result from registration under Chapter 62 CCP.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Respondent shall be EXCUSED from all registration in this or any other state that would otherwise be required under Chapter 62 of the Texas Code of Criminal Procedure.

IT IS FURTHER ORDERED that the clerk of this Court shall send a copy of this Order to each public and private agency or organization that the Court determines may be in possession of sex offender registration information about the above-named Respondent. Those public and private agencies or organizations are set forth in Exhibit "A", attached hereto and incorporated herein as if fully set forth below.

IT IS FURTHER ORDERED that the recipient of this Order that possesses sex offender registration information about the above-named Respondent shall conform its records to this Order either by deleting the information or changing its status to nonpublic, as this Order requires.

NOTICE: A private agency or organization that possesses sex offender registration information it obtained from a state, county, or local governmental entity is required to confirm its records to this Court's Order on or before the 30th day after the

date of this Order's entry. Failure to comply in that period automatically bars the agency or organization from obtaining sex offender registration information from any state, county, or local governmental entity in the State of Texas in the future. See Article 62.13(r) of the Texas Code of Criminal Procedure.

Signed this ____ day of _____, 200__.

Judge Presiding

CAUSE NO. _____

IN THE MATTER OF § IN THE _____ COURT
§
§ OF _____ COUNTY TEXAS
§
_____ § SITTING AS A JUVENILE COURT

**SEX OFFENDER REGISTRATION ORDER
(REGISTRATION EXCUSED RETROACTIVELY [de-registration])**

On this ____ day of _____, 200____, came on to be heard
_____, hereinafter “Respondent”, by and through his/her
attorney of record, _____, upon Respondent’s Motion
requesting that sex offender registration be retroactively excused or made non public.

Appearing for the State of Texas was _____.

Appearing as the Respondent’s parent[s] or guardian[s] was/were _____

_____, who
either appeared in open court with counsel or waived the same.

All parties announced ready. The Court, after reviewing the pleadings and
considering any exhibits and/or social history report admitted, and hearing the evidence
and arguments of the parties and counsel makes the following findings:

Respondent has registered as a sex offender due to an adjudication of delinquent
conduct for a “registerable” offense.

Respondent has filed a motion in this, the adjudicating court, for a hearing
seeking either excusal from registration under CCP §62.13(e) or non-pubic registration
under CCC §62.13(k).

Respondent has not previously filed a motion under CCP §62.13 concerning this case.

As to the requested relief, the Court further finds:

4. The interest of the public do not require registration of the Respondent as a sex offender under Chapter 62 CCP.
5. The protection of the public would not be increased by registration of Respondent as a sex offender under Chapter 62 CCP; or
6. Any potential increase in protection of the public resulting from registration is clearly outweighed by any anticipated substantial harm to the Respondent and the Respondent's family that would result from registration under Chapter 62 CCP.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Respondent shall be EXCUSED from all registration in this or any other state that would otherwise be required under Chapter 62 of the Texas Code of Criminal Procedure.

IT IS FURTHER ORDERED that the clerk of this Court shall send a copy of this Order to each public and private agency or organization that the Court determines may be in possession of sex offender registration information about the above-named Respondent. Those public and private agencies or organizations are set forth in Exhibit "A", attached hereto and incorporated herein as if fully set forth below.

IT IS FURTHER ORDERED that the recipient of this Order that possesses sex offender registration information about the above-named Respondent shall conform its records to this Order by deleting the sex offender registration information, as this Order requires.

NOTICE: A private agency or organization that possesses sex offender registration information it obtained from a state, county, or local governmental entity is required to confirm its records to this Court's Order on or before the 30th day after the date of this Order's entry. Failure to comply in that period automatically bars the agency

or organization from obtaining sex offender registration information from any state, county, or local governmental entity in the State of Texas in the future. See Article 62.13(r) of the Texas Code of Criminal Procedure.

Signed this ____ day of _____, 200__.

Judge Presiding

CAUSE NO. _____

IN THE MATTER OF § IN THE _____ COURT
§
§ OF _____ COUNTY TEXAS
§
_____ § SITTING AS A JUVENILE COURT

**SEX OFFENDER REGISTRATION ORDER
REGISTRATION EXCUSED**

On the ____ day of _____, 2005, came on to be heard _____
_____, hereinafter "Respondent", by and through his/her attorney of
record, _____, upon the State's motion seeking Respondent's
registration as a sex offender after his successful completion of sex offender counseling.

Appearing for the State of Texas was _____.

Appearing as the Respondent's parent[s] or guardian[s] was/were _____
_____, who either appeared in open court with counsel or
waived the same.

All parties announced ready. The Court, after reviewing the pleadings and
considering any exhibits and/or social history report admitted, and hearing the evidence
and arguments of the parties and counsel makes the following findings:

1. A disposition in the above case has been made under Section 54.04 of the
Texas Family Code, or successor statute.
2. Respondent has been adjudicated for an offense for which registration is
required under Chapter 62 CCP.
3. However, the Respondent had previously presented the proper motion to
the Court with timely service on all parties seeking a determination as to whether the

interest of the public require registration under Chapter 62 CCP. The Court deferred that decision until after the completion of Respondent's sex offender counseling.

4. Respondent successfully completed his sex offender counseling.
5. The State timely filed a motion seeking to have Respondent registered as a sex offender.

The evidence demonstrated to the Court that the interests of the public do not require registration and, accordingly, Respondent should not be required to register as a sex offender.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Respondent shall be EXCUSED from all registration in this or any other state that would otherwise be required under Chapter 62 of the Texas Code of Criminal Procedure.

IT IS FURTHER ORDERED that the clerk of this Court shall send a copy of this Order to each public and private agency or organization that the Court determines may be in possession of sex offender registration information about the above-named Respondent. Those public and private agencies or organizations are set forth in Exhibit "A", attached hereto and incorporated herein as if fully set forth below.

IT IS FURTHER ORDERED that the recipient of this Order that possesses sex offender registration information about the above-named Respondent shall conform its records to this Order either by deleting the information or changing its status to nonpublic, as this Order requires.

NOTICE: A private agency or organization that possesses sex offender registration information it obtained from a state, county, or local governmental entity is required to confirm its records to this Court's Order on or before the 30th day after the

date of this Order's entry. Failure to comply in that period automatically bars the agency or organization from obtaining sex offender registration information from any state, county, or local governmental entity in the State of Texas in the future. See Article 62.13(r) of the Texas Code of Criminal Procedure.

Signed this _____ day of _____, 200__.

Judge Presiding

CAUSE NO. _____

IN THE MATTER OF § IN THE _____ COURT
§
§ OF _____ COUNTY TEXAS
§
_____ § SITTING AS A JUVENILE COURT

**SEX OFFENDER REGISTRATION ORDER
(NON PUBLIC REGISTRATION)**

On this ____ day of _____, 200____, came on to be heard
_____, hereinafter “Respondent”, by and through his/her
attorney of record, _____, upon Respondent’s Motion
requesting that sex offender registration be excused, made non public, or deferred.

Appearing for the State of Texas was _____.

Appearing as the Respondent’s parent[s] or guardian[s] was/were _____
_____, who
either appeared in open court with counsel or waived the same.

All parties announced ready. The Court, after reviewing the pleadings and
considering any exhibits and/or social history report admitted, and hearing the evidence
and arguments of the parties and counsel makes the following findings:

A disposition in the above case has been made under Section 54.04 of the Texas
Family Code, or successor statute.

Respondent has been adjudicated for an offense for which registration is required
under Chapter 62 CCP.

However, the Respondent has presented the proper motion to the Court with timely service on all parties seeking a determination as to whether the interest of the public require registration under Chapter 62 CCP.

As to that determination, the Court further finds:

7. The interest of the public do not require public registration of the Respondent as a sex offender under Chapter 62 CCP.
8. The protection of the public would not be increased by public registration of Respondent as a sex offender under Chapter 62 CCP; or
9. Any potential increase in protection of the public resulting from public registration is clearly outweighed by any anticipated substantial harm to the Respondent and the Respondent's family that would result from public registration under Chapter 62 CCP.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Respondent shall be required to register as a sex offender pursuant to Chapter 62 CCP; **BUT THAT** such registration shall be made **NONPUBLIC**.

IT IS FURTHER ORDERED that Respondent's sex offender registration information required under Chapter 62 CCP is restricted to use by law enforcement and criminal justice agencies and public or private institutions of higher education.

IT IS FURTHER ORDERED that Respondent's sex offender registration information required under Chapter 62 CCP shall not be posted on the Internet or released to the public.

IT IS FURTHER ORDERED that the clerk of this Court shall send a copy of this Order to each public and private agency or organization that the Court determines may be in possession of sex offender registration information about the above-named

Respondent. Those public and private agencies or organizations are set forth in Exhibit “A”, attached hereto and incorporated herein as if fully set forth below.

IT IS FURTHER ORDERED that the recipient of this Order that possesses sex offender registration information about the above-named Respondent shall conform its records to this Order either by deleting the information or changing its status to nonpublic, as this Order requires.

NOTICE: A private agency or organization that possesses sex offender registration information it obtained from a state, county, or local governmental entity is required to confirm its records to this Court’s Order on or before the 30th day after the date of this Order’s entry. Failure to comply in that period automatically bars the agency or organization from obtaining sex offender registration information from any state, county, or local governmental entity in the State of Texas in the future. See Article 62.13(r) of the Texas Code of Criminal Procedure.

Respondent is notified of his/her right to appeal this decision, under Chapter 56.01 of the Texas Family Code, in the same manner as the appeal of any other legal issue in the case.

Signed this ____ day of _____, 200__.

Judge Presiding

CAUSE NO. _____

IN THE MATTER OF § IN THE _____ COURT
§
§ OF _____ COUNTY TEXAS
§
_____ § SITTING AS A JUVENILE COURT

**SEX OFFENDER REGISTRATION ORDER
(RETROACTIVE NON PUBLIC REGISTRATION)**

On this ____ day of _____, 200____, came on to be heard
_____, date birth _____, social security number
_____ hereinafter “Respondent”, by and through his/her attorney of
record, _____, upon Respondent’s Motion requesting
that sex offender registration be retroactively excused or made non public.

Appearing for the State of Texas was _____.

Appearing as the Respondent’s parent[s] or guardian[s] was/were _____
_____, who
either appeared in open court with counsel or waived the same.

All parties announced ready. The Court, after reviewing the pleadings and
considering any exhibits and/or social history report admitted, and hearing the evidence
and arguments of the parties and counsel makes the following findings:

Respondent has registered as a sex offender due to an adjudication of delinquent
conduct for a “registerable” offense.

Respondent has filed a motion in this, the adjudicating court, for a hearing seeking either excusal from registration under the Texas Code of Criminal Procedure, hereinafter “CCP”, §62.13(e) or non-public registration under CCP §62.13(k).

Respondent has not previously filed a motion under CCP §62.13 concerning this case.

As to the requested relief, the Court further finds:

10. The interest of the public do not require public registration of the Respondent as a sex offender under Chapter 62 CCP.
11. The protection of the public would not be increased by public registration of Respondent as a sex offender under Chapter 62 CCP; or
12. Any potential increase in protection of the public resulting from public registration is clearly outweighed by any anticipated substantial harm to the Respondent and the Respondent’s family that would result from public registration under Chapter 62 CCP.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED

IT IS FURTHER ORDERED that the clerk of this Court shall send a copy of this Order to each public and private agency or organization that the Court determines may be in possession of sex offender registration information about the above-named Respondent. Those public and private agencies or organizations are set forth in Exhibit “A”, attached hereto and incorporated herein as if fully set forth below.

IT IS FURTHER ORDERED that the recipient of this Order that possesses sex offender registration information about the above-named Respondent shall conform its records to this Order either by deleting the information or changing its status to nonpublic, as this Order requires.

NOTICE: A private agency or organization that possesses sex offender registration information it obtained from a state, county, or local governmental entity is required to confirm its records to this Court’s Order on or before the 30th day after the date of this Order’s entry. Failure to comply in that period automatically bars the agency or organization from obtaining sex offender registration information from any state, county, or local governmental entity in the State of Texas in the future. See Article 62.13(r) of the Texas Code of Criminal Procedure.

Respondent is notified of his/her right to appeal this decision, under Chapter 56.01 of the Texas Family Code, in the same manner as the appeal of any other legal issue in the case.

Signed this ____ day of _____, 200__.

Judge Presiding

CAUSE NO. _____

IN THE MATTER OF § IN THE _____ COURT
§
§ OF DENTON COUNTY TEXAS
§
§ SITTING AS A JUVENILE COURT

**SEX OFFENDER REGISTRATION ORDER
(DENIAL OF MOTION TO EXCUSE, MODIFY OR DEFER REGISTRATION)**

On this ____ day of _____, 200____, came on to be heard _____, hereinafter “Respondent”, by and through his/her attorney of record, _____, upon Respondent’s Motion requesting that sex offender registration be excused, made non public, or deferred.

Appearing for the State of Texas was _____.

Appearing as the Respondent’s parent[s] or guardian[s] was/were _____, who either appeared in open court with counsel or waived the same.

All parties announced ready. The Court, after reviewing the pleadings and considering any exhibits and/or social history report admitted, and hearing the evidence and arguments of the parties and counsel makes the following findings:

A disposition in the above case has been made under Section 54.04 of the Texas Family Code, or successor statute.

Respondent has been adjudicated for an offense for which registration is required under Chapter 62 CCP, to wit _____.

However, the Respondent has presented the proper motion to the Court with timely service on all parties seeking a determination as to whether the interest of the public require registration under Chapter 62 CCP.

As to that determination, the Court further finds:

1. The interest of the public require registration under Chapter 62 of the Texas Code of Criminal Procedure; and
2. The protection of the public would be increased by registration of the Respondent under Chapter 62 of the Texas Code of Criminal Procedure, hereinafter "CCP"; and
3. Any potential increase in protection of the public resulting from registration is not clearly outweighed by any anticipated substantial harm to the Respondent and the Respondent's family that would result from registration under Chapter 62 CCP.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that

Respondent's Motion be and is hereby **DENIED**. Accordingly, Respondent is **ORDERED** to register as a sex offender as required by Chapter 62 CCP. The expiration of the duty to register is as follows: on the 10th anniversary of the date on which the disposition is made or the person completes the terms of disposition, whichever is later. See CCP §62.12(b)(1) or successor statute.

Respondent is notified of his/her right to appeal this decision, under Chapter 56.01 of the Texas Family Code, in the same manner as the appeal of any other legal issue in the case.

IT IS FURTHER ORDERED that the clerk of this Court shall send a certified copy of this Order to each public and private agency or organization set forth in Exhibit "A", attached hereto and incorporated herein as if fully set forth below.

Signed this ____ day of _____, 200__.

Judge Presiding

CAUSE NO. _____

IN THE MATTER OF § IN THE _____ COURT
§
§ OF _____ COUNTY TEXAS
§
_____ § SITTING AS A JUVENILE COURT

**SEX OFFENDER REGISTRATION ORDER
(DENIAL OF MOTION TO EXCUSE OR
MODIFY REGISTRATION RETROACTIVELY)**

On this ____ day of _____, 200____, came on to be heard
_____, hereinafter “Respondent”, by and through his/her
attorney of record, _____, upon Respondent’s Motion
requesting that sex offender registration be excused or made non public.

Appearing for the State of Texas was _____.

Appearing as the Respondent’s parent[s] or guardian[s] was/were _____
_____, who
either appeared in open court with counsel or waived the same.

All parties announced ready. The Court, after reviewing the pleadings and
considering any exhibits and/or social history report admitted, and hearing the evidence
and arguments of the parties and counsel makes the following findings:

Respondent has registered as a sex offender due to an adjudication of delinquent
conduct for a “registerable” offense.

Respondent has filed a motion in this, the adjudicating court, for a hearing
seeking either excusal from registration under CCP §62.13(e) or non-pubic registration
under CCC §62.13(k).

Respondent has not previously filed a motion under CCP §62.13 concerning this case.

As to the requested relief, the Court further finds:

4. The interest of the public require registration under Chapter 62 of the Texas Code of Criminal Procedure; and
5. The protection of the public would be increased by registration of the Respondent under Chapter 62 of the Texas Code of Criminal Procedure, hereinafter “CCP”; and
6. Any potential increase in protection of the public resulting from registration is not clearly outweighed by any anticipated substantial harm to the Respondent and the Respondent’s family that would result from registration under Chapter 62 CCP.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Respondent’s Motion be and is hereby **DENIED**. Accordingly, Respondent is **ORDERED** to continue to register as a sex offender as required by Chapter 62 CCP.

Respondent is notified of his/her right to appeal this decision, under Chapter 56.01 of the Texas Family Code, in the same manner as the appeal of any other legal issue in the case.

Signed this ____ day of _____, 200____.

Judge Presiding

CAUSE NO. _____

IN THE MATTER OF _____ § IN THE _____ COURT
§
§ OF _____ COUNTY TEXAS
§
§ SITTING AS A JUVENILE COURT

DEFERENTIAL OF REGISTRATION
*(During period of deferral, Respondent SHALL NOT
be required to register as a sex offender)*

On _____, 2005, came on to be heard _____
_____, hereinafter "Respondent", by and through his/her attorney of record
_____ upon Respondent's Motion requesting
that sex offender registration be excused, made non public, or deferred.

Appearing for the State of Texas was _____.

Appearing as the Respondent's parent[s] or guardian[s] was/were _____
_____, who either appeared in open court with
counsel or waived the same.

All parties announced ready. The Court, after reviewing the pleadings and
considering any exhibits and/or social history report admitted, and hearing the evidence
and arguments of the parties and counsel makes the following findings:

A disposition in the above case has been made under Section 54.04 of the Texas
Family Code, or successor statute.

Respondent has been adjudicated for an offense for which registration is required
under Chapter 62 CCP.

However, the Respondent has presented the proper motion to the Court with timely service on all parties seeking a determination as to whether the interest of the public requires registration under Chapter 62 of the Code of Criminal Procedure (CCP).

As to that determination, the Court further finds that:

The interests of the public required that a decision on the issue of whether Respondent should be required to register as a sex offender pursuant to Chapter 62 of the Texas Code of Criminal Procedure be DEFERRED until Respondent has completed a sex offender treatment program as a condition of probation or while committed to the Texas Youth Commission.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that, during this period of deferral, Respondent SHALL NOT be required to register as a sex offender pursuant to Chapter 62 CCP.

Following successful completion of treatment, registration is excused unless a hearing under Article 62.13 of the Texas Code of Criminal Procedure is held on motion of the state and the court determines the interest of the public require registration.

Not later than the tenth (10th) day after the date of Respondent's successful completion of treatment, the treatment provider shall notify the juvenile court and the prosecuting attorney of the completion.

IT IS FURTHER ORDERED that the clerk of this Court shall send a copy of this Order to each public and private agency or organization that the Court determines may be in possession of sex offender registration information about the above-named Respondent. Those public and private agencies or organizations are set forth in Exhibit "A", attached hereto and incorporated herein as if fully set forth below.

IT IS ACKNOWLEDGED that this Court retains jurisdiction over this case to excuse or require registration at any time during the treatment program or on its successful or unsuccessful completion.

Signed this ____ day of _____, 2005.

Judge Presiding

CAUSE NO. _____

IN THE MATTER OF § IN THE _____ COURT
§
§ OF _____ COUNTY, TEXAS
§
_____, §
RESPONDENT § SITTING AS A JUVENILE COURT

**NOTICE OF RESPONDENT’S EXHIBIT(S)AND
REPRESENTATION(S)OF COUNSEL**

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW the above-named Respondent, by and through his/her attorney of record, _____, and respectfully tenders to the Court and opposing counsel the attached exhibit(s) and representation(s) of counsel to be considered as evidence in Respondent’s Motion for Sex Offender De-Registration.

Hearings to determine the need and extent of sex offender registration are governed by § 62.13 of the Texas Code of Criminal Procedure, hereinafter “CCP”. Article 62.13(c) CCP allows for the Court to make its determination of the necessity and extent of sex offender registration on, amongst other things, the receipt of exhibits and representations of counsel. See §62.13(c)(1) and (3) CCP.

The attached documents are to be considered as Respondent’s exhibits and the representations of his/her counsel for purposes of evidence in Respondent’s Motion for Sex Offender De-Registration.

This Notice is intended to comply with §62.13(d) of the Texas Code of Criminal Procedure in that it puts all parties on notice of written matter which Respondent will request that the Court consider.

Respectfully submitted,

Attorney for Respondent

SBN _____

ADDRESS

Lewisville, Texas

Phone-

Fax-

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the above and foregoing has been served on the assistant district attorney representing the State of Texas herein on this _____ day of _____, 2005, via _____.

CAUSE NO. _____

IN THE MATTER OF § IN THE _____ COURT
§
§ OF _____ COUNTY
TEXAS §
_____ § SITTING AS A JUVENILE COURT

MOTION TO EXCUSE SEX OFFENDER REGISTRATION

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW _____, hereinafter "Respondent", by and through his or her attorney of record, _____, and respectfully files this Motion to Excuse Sex Offender Registration. In support of this Motion, Respondent would respectfully show unto the Court as follows:

I.

On or about the ____ day of _____, 2005, Respondent was found to have engaged in delinquent conduct by having committed the offense of _____ as prohibited by §_____ of the Texas Penal Code, an offense covered under the Texas sex offender registration laws of Article 62.01 of the Texas Code of Criminal Procedure, (hereinafter sometimes referred to as just "registration"). The trier of fact was the Court.

II.

Respondent has not yet been required by law or Order of this Court to register as a sex offender as a result of his adjudication herein.

Respondent is a suitable candidate for an Order excusing registration for the following reasons: (1) that the protection of the public would not be increased by registration of the Respondent, (2) that any potential increase in protection of the public resulting from registration is clearly outweighed by the anticipated substantial harm to the Respondent and his family that would result from his registration; (3) based on the facts of this particular case, (4) based on Respondent's lack of any history of criminal conduct, including conduct of a prohibited sexual nature, (5) based on Respondent's positive behavior since the date of the offense, and (6) for other good cause.

Respondent moves this Court to appoint or otherwise provide an expert in sex offender risks of re-offending and sex offender treatment to examine Respondent and report to the Court the suitability of Respondent for sex offender un-registration.

Respondent moves this Court to consider per §62.13(d) of the Texas Code of Criminal Procedure; take judicial notice of; or consider as a learned treatise under Rule 803 of the Texas Rules of Evidence, the pamphlet entitled "Juveniles Who Have Sexually Offended, A Review of the Professional Literature", published by the U. S. Department of Justice, Office of Justice Programs, Office of Juvenile Justice and Delinquency Prevention, which may be obtained through the Juvenile Justice Clearinghouse, Publication Reprint/Feedback, P.O. Box 6000, Rockville, MD 20849-6000, 800/638-8736, fax no. 301/519-5600, askncjrs@ncjrs.org. This paragraph is intended to comply with §62.13(d) of the Texas Code of Criminal Procedure in that it puts all parties on notice of written matter which Respondent will request that the Court consider.

Respondent prays that this court conduct a hearing on this Motion to Excuse Registration and to then further excuse the same.

Respondent generally requests that the Court grant the relief requested in this Motion and to order such other relief as may be deemed equitable and necessary.

Respectfully submitted,

Attorney for Respondent

SBN _____

_____, Texas

Phone-

Fax-

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the above and foregoing has been served on the assistant district attorney representing the State of Texas and on the _____ County Juvenile Probation Department on this _____ day of _____, 2005.

CAUSE NO. _____

IN THE MATTER OF
COURT

§

IN _____

TEXAS

§

OF _____ COUNTY,

COURT

§

SITTING AS A JUVENILE

MOTION TO REQUIRE RESPONDENT TO REGISTER AS A SEX OFFENDER

Now comes the State of Texas by and through her Assistant District Attorney, John R. Moore and files this Motion to Require Respondent to Register as a Sex Offender in this cause, and in support of such motion shows:

I.

The Respondent was adjudicated TRUE on the _____ day of _____, 200_, for the offense of _____, an offense that requires the Respondent to register as a sex offender under Article 62.01 of the Texas Code of Criminal Procedure.

II.

The Court deferred its decision on sex offender registration on the _____ day of _____, 200_, in order for the Respondent to complete sex offender counseling/therapy. The Respondent has now completed sex offender counseling/therapy with a registered sex offender counselor/therapist.

III.

WHEREFORE, the State respectfully prays that the Court grant the Motion, and require the Respondent to register as a sex offender with the proper authorities.

Respectfully submitted,

Assistant Criminal District Attorney
_____ County,

Texas

SBN:

ADDRESS

_____, Texas

Phone-

Fax-

Sworn To By: _____

Notary Public

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that an original copy of the above Motion has been delivered to _____ on this _____ day of _____, 20____.

Assistant Criminal District Attorney
_____ County, Texas

ORDER SETTING HEARING

The foregoing Motion to Require Respondent to Register as a Sex Offender is hereby set for a hearing on _____, 20____ at _____ o'clock ____m.

JUDGE PRESIDING

CAUSE NO. _____

IN THE MATTER OF

§

IN _____ COURT

§

OF _____ COUNTY, TEXAS

§

SITTING AS A JUVENILE

COURT

ORDER

On this _____ day of _____, 20____, came on to be heard the State's Motion to Require Respondent to Register as a Sex Offender, and said Motion is hereby GRANTED / DENIED.

JUDGE PRESIDING

CAUSE NO. _____

IN THE MATTER
COURT

X

IN THE _____

COUNTY, TEXAS

X

OF _____

COURT

X

SITTING AS A JUVENILE

SEX OFFENDER REGISTRATION ORDER
(DENIAL OF MOTION TO EXCUSE REGISTRATION)

On this the ____ day of _____ 200_, in this Court sitting as a Juvenile Court, came on to be heard Respondent's Motion requesting that sex offender registration be excused, made nonpublic or deferred.

After due notice had been served on all parties, came and appeared the Respondent _____, Respondent's attorney, the Respondent's parents, as well as a representative of the _____ County Criminal District Attorney's Office. All parties announced ready; and thereupon the Court after hearing the pleadings of all parties and hearing the evidence and argument of counsel, makes the following findings:

- 1) The protection of the public would be increased by registration of the Respondent under Chapter 62 of the Texas Code of Criminal Procedure;
and
- 2) Any potential increase in protection of the public resulting from registration is not clearly outweighed by any anticipated substantial harm to the Respondent and the Respondent's family that would result from registration under Chapter 62 of the Texas Code of Criminal Procedure.

3) The following information identifies the Respondent in this cause.

NAME:

SEX:

RACE:

DATE OF BIRTH:

DRIVER'S LICENSE NUMBER:

PERSONAL IDENTIFICATION NUMBER:

SOCIAL SECURITY NUMBER:

TRN:

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that

Respondent's Motion be and is hereby **DENIED**. Respondent is **ORDERED** to register as a sex offender as required by Chapter 62 of the Texas Code of Criminal Procedure.

IT IS FURTHER ORDERED that the County Clerk send a certified copy of this order to:

1. Sex Offender Registration, Texas Department of Public Safety MSC 0231,
P.O. Box 4143, Austin, Texas 78765-4143, and
2. Texas Juvenile Probation Commission, P.O. Box 13457, Austin, Texas
78765-4143, and
3. Texas Youth Commission, Attention Melissa Headrick, 6400 East Hwy.
290, Ste. 202, Austin, Texas 78723

SIGNED AND ENTERED this the _____ day of _____, 200_.

Judge Presiding
_____ Court
_____ County, Texas
Sitting as a Juvenile Court

Texas Government Code

§ 493.017. Reports on Sex Offender Treatment

(a) A sex offender correction program that provides counseling sessions for a sex offender under Section 13B, Article 42.12, Code of Criminal Procedure, shall report to the community supervision and corrections department officer supervising the offender, not later than the 15th day of each month, the following information about the offender:

- (1) the total number of counseling sessions attended by the sex offender during the preceding month; and
- (2) if during the preceding month the sex offender terminates participation in the program before completing counseling, the reason for the sex offender's termination of counseling.

(b) A sex offender correction program that provides counseling sessions for a sex offender under Section 508.187 shall report to the parole officer supervising the offender, not later than the 15th day of each month, the following information about the offender:

- (1) the total number of counseling sessions attended by the sex offender during the preceding month; and
- (2) if during the preceding month the sex offender terminates participation in the program before completing counseling, the reason for the sex offender's termination of counseling.

(c) A sex offender correction program that provides counseling sessions for a child under Section 54.0405, Family Code, shall report to the local juvenile probation department supervising the child, not later than the 15th day of each month, the following information about the child:

- (1) the total number of counseling sessions attended by the child during the preceding month; and
- (2) if during the preceding month the child terminates participation in the program before completing counseling, the reason for the child's termination of counseling or that the reason for the termination of counseling is unknown.

(d) A sex offender correction program that provides counseling sessions for a child who is released under supervision under Section 61.0813, Human Resources Code, shall report to the Texas Youth Commission, not later than the 15th day of each month, the following information about the child:

- (1) the total number of counseling sessions attended by the child during the preceding month; and
- (2) if during the preceding month the child terminates participation in the program before completing counseling, the reason for the child's termination of counseling or that the reason for the termination of counseling is unknown.

Added by Acts 1995, 74th Leg., ch. 256, § 5, eff. Sept. 1, 1995. Amended by Acts 1997, 75th Leg., ch. 165, § 12.09, eff. Sept. 1, 1997; Acts 1997, 75th Leg., ch. 669, § 4, eff. Sept. 1, 1997.