

Cause No. _____

In the Matter of

§

In the

§

§

_____ County, Texas

Order of Nondisclosure
Under Section 411.0728
(Victims of Trafficking of Persons)

On this the _____, day of _____, 20____, the Court considered Petitioner’s petition for an order of nondisclosure under § 411.0728, Gov’t Code.

The State was given notice of the petition and an opportunity to request a hearing.
The State

- requested a hearing.
- did not request a hearing.

The Court

- conducted a hearing on _____, _____.
- did not conduct a hearing.

After consideration and a hearing, if a hearing was held, the Court **FINDS** that: (1) Petitioner was convicted of or placed on deferred adjudication for committing the offense of _____, as charged in Criminal Cause No. _____, an offense that Petitioner committed solely as a victim of the offense of trafficking of persons, continuous trafficking of persons, or compelling prostitution under § 20A.02, 20A.03, or 43.05, Penal Code, or as a victim of a similar federal offense; (2) if Petitioner previously submitted a petition for an order of nondisclosure under § 411.0728, Petitioner did not commit another offense described by § 411.0728(a)(1), Gov’t Code, on or after submitting his or her first petition under § 411.0728; and (3) issuance of an order of nondisclosure under § 411.0728 is in the best interest of justice.

Accordingly, **IT IS HEREBY ORDERED** that criminal justice agencies are prohibited from disclosing to the public criminal history record information related to the

offense for which Petitioner was convicted of or placed on deferred adjudication community supervision in the criminal cause number referenced above.

IT IS FURTHER ORDERED that the criminal history record information pertaining to the arrest and prosecution of Petitioner for the offense charged in the above-referenced criminal cause number shall be sealed and disclosed by the court only to individuals and agencies listed in § 411.076(a), Gov't Code.

IT IS FURTHER ORDERED that no later than the 15th business day after the date that this order issues, the clerk of the court (hereinafter "clerk") shall send all relevant criminal history record information contained in this order or a copy of this order to the Crime Records Service of the Texas Department of Public Safety (hereinafter "DPS") by certified mail (return receipt requested) or secure electronic mail, electronic transmission, or facsimile transmission, in accordance with Section 411.075(a), Gov't Code.

IT IS FURTHER ORDERED that no later than 10 business days after receipt of the relevant criminal history record information contained in this order or a copy of this order from the clerk, DPS shall seal the criminal history record information that is the subject of this order and forward the information or copy of the order to all state and federal agencies listed in § 411.075(b), Gov't Code, by certified mail (return receipt requested) or secure electronic mail, electronic transmission, or facsimile transmission, in accordance with § 411.075(b), Gov't Code.

IT IS FURTHER ORDERED that an agency or entity shall seal any criminal history record information maintained by that agency or entity that is the subject of this order no later than 30 business days after the date that the agency or entity received relevant criminal history record information contained in this order or a copy of this order from DPS or a clerk, in accordance with § 411.075(d), Gov't Code.

IT IS FURTHER ORDERED that the clerk shall seal all court records containing information that is the subject of this order as soon as practicable after the date that the clerk sends a copy of this order or all relevant criminal history record information contained in this order to DPS, in accordance with § 411.076(b), Gov't Code.

Signed on _____.

Judge Presiding

Court/County