

Westlaw Delivery Summary Report for TERRY,DAVID ARTH

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Effective:[See Text Amendments]

Vernon's Texas Statutes and Codes Annotated [Currentness](#)

Family Code ([Refs & Annos](#))

Title 3. Juvenile Justice Code ([Refs & Annos](#))

▾ [Chapter 58](#). Records; Juvenile Justice Information System

▾ [Subchapter A](#). Records

→ **§ 58.001. Collection of Records of Children**

(a) Law enforcement officers and other juvenile justice personnel shall collect information described by [Section 58.104](#) as a part of the juvenile justice information system created under Subchapter B. [\[FN1\]](#)

(b) The information is available as provided by Subchapter B.

(c) A law enforcement agency shall forward information, including fingerprints, relating to a child who has been taken into custody under [Section 52.01](#) by the agency to the Department of Public Safety for inclusion in the juvenile justice information system created under Subchapter B, but only if the child is referred to juvenile court on or before the 10th day after the date the child is taken into custody under [Section 52.01](#). If the child is not referred to juvenile court within that time, the law enforcement agency shall destroy all information, including photographs and fingerprints, relating to the child unless the child is placed in a first offender program under [Section 52.031](#) or on informal disposition under [Section 52.03](#). The law enforcement agency may not forward any information to the Department of Public Safety relating to the child while the child is in a first offender program under [Section 52.031](#), or during the 90 days following successful completion of the program or while the child is on informal disposition under [Section 52.03](#). Except as provided by Subsection (f), after the date the child completes an informal disposition under [Section 52.03](#) or after the 90th day after the date the child successfully completes a first offender program under [Section 52.031](#), the law enforcement agency shall destroy all information, including photographs and fingerprints, relating to the child.

(d) If information relating to a child is contained in a document that also contains information relating to an adult and a law enforcement agency is required to destroy all information relating to the child under this section, the agency shall alter the document so that the information relating to the child is destroyed and the information relating to the adult is preserved.

(e) The deletion of a computer entry constitutes destruction of the information contained in the entry.

(f) A law enforcement agency may maintain information relating to a child after the 90th day after the date the

child successfully completes a first offender program under [Section 52.031](#) only to determine the child's eligibility to participate in a first offender program.

CREDIT(S)

Added by [Acts 1995, 74th Leg., ch. 262, § 53, eff. Jan. 1, 1996](#). Amended by [Acts 1997, 75th Leg., ch. 1086, § 16, eff. Sept. 1, 1997](#); [Acts 1999, 76th Leg., ch. 1477, § 16, eff. Sept. 1, 1999](#).

[\[FN1\] V.T.C.A., Family Code § 58.101 et seq.](#)

Current through Chapters effective immediately through Ch. 87 of the 2009 Regular Session of the 81st Legislature.

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