

Texas SOR

Removal from the Sex Offender Registry

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TOPICS

Unit 1.00

- Ending Registration Date
- Requesting a Removal
 - ERD
 - Supervision Terminated
 - Orders of the Court
 - Special Circumstances
 - Deceased
- Questions

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ENDING REGISTRATION DATE

Unit 1.00

- Post-10
- Registrants with juvenile offense(s)
- Extra-Jurisdictional (Tier I or Tier II)
- Registered as a condition of supervision:
 - Parole Board Ordered while on Parole
 - Court Ordered while on Probation
 - Interstate Compact Condition

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POST-10 ENHANCED TO LIFETIME

Unit 1.01

8-Digit Code	Texas Penal Code Offense Literal	Texas PC Statute(s)
10992004	Aggravated Kidnapping (affirmative finding victim under 17 yoa)	20.04
10992003	Kidnapping (affirmative finding victim under 17 yoa)	20.03
10202002	Unlawful Restraint (affirmative finding victim under 17 yoa)	20.02
361411a2	Indecency with a Child / Exposure	21.11(a)(2)
36062109	Burglary	21.09
40084305	Compelling Prostitution (by force / threat / coercion / fraud)	43.05(a)(1)
36052108	Indecent Exposure	1.08
6408021c	Online Solicitation	3.021(c)
+ enhanced to LIFETIME if another reportable conviction / deferred exists		the offenses below
3707021b	Online Solicitation	3.021(b)
TX Offense Occurred or SSO Determination Made on or after dates indicated for the statutes below		
40044302	Prostitution (solicit person under 18 yoa)	43.02(c)(3) (9/1/2015-8/31/17) 43.02(c-1)(3) (9/1/2017-8/31/19) 43.02(c-1)(2) (9/1/2019-8/31/21)
40043021	Solicitation of Prostitution (solicit person under 18 yoa)	43.021(b)(2) (after 9/1/2021)
TX Offense Occurred or SSO Determination Made on or after 09/01/2019 applies to the offenses below		
40044304	Aggravated Promotion of Prostitution	43.04

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LIFETIME REDUCED TO POST-10

Unit 1.02

8-Digit Code	Texas Penal Code Offense Literal	Texas PC Statute(s)
109904a4	Aggravated Kidnapping (intent to violate or abuse the victim sexually)	20.04(a)(4)
11992021	Aggravated Sexual Assault	22.021
11991a1B	Aggravated Sexual Assault	22.021(a)(1)(B)
22993002	Burglary of a Home	30.02(d)
360111a1	Indecency with a Child	21.11(a)(1)
11992011	Sexual Assault	22.011
119911a2	Sexual Assault	22.011(a)(2)
64054325	Sexual Performance	43.25
400705a2	Compelling Prostitution	43.05(a)(2)
37044326	Possession or Promotion of Child Pornography	43.26
3704326a	Possession of Child Pornography	43.26(a)
3705326e	Promotion of Child Pornography	43.26(e)
36042502	Prohibited Sexual Conduct	25.02
TX Offense Occurred or SSO Determination Made on or after 09/01/2007 applies to the offenses below		
11992102	Continuous Sexual Abuse of a Child or Disabled Individual	21.02
TX Offense Occurred or SSO Determination Made on or after 09/01/2011 applies to the offenses below		
649902a3	Trafficking Persons (engage in sexual conduct)	20A.02(a)(3)

With a GOC, reduced to Post-10

- ✓ Attempt
- ✓ Conspiracy
- ✓ Solicitation
- ✓ Criminal Solicitation of a Minor

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JUVENILE OFFENSE(S)


Unit 1.03

Adjudication of Delinquent Conduct: **Post 10 Years**, whether Texas or non-Texas §62.101(c)(1)

Juvenile certified as an adult*: **Post 10 Years**, whether Texas or non-Texas §62.101(b)

*Maximum juvenile age varies by state

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EXTRA-JURISDICTIONAL (TIER I or TIER II)


§62.001(10)

Offense is not SSO; however, required to register under:

- The laws of another state which DPS has entered into a reciprocal registration agreement;
- Federal law or the Uniform Code of Military Justice; OR
- The laws of a foreign country

Unit 1.04

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EXTRA-JURISDICTIONAL (TIER I or TIER II)

§62.052


- ✓ Registration expires based on the other jurisdiction
- ✓ Annual Verification

Federal and Military EJOs:
Tier I – 15 Years; Tier II – 25 Years

EJO time counts down while on community supervision

Unit 1.04

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CONDITION OF SUPERVISION (BOO/COO/ICC)

Unit 1.05

Offense is not SSO or EJO; however, required to register if:

- Board ordered to register while on parole (BOO)
- Court ordered to register while on probation (COO)
- Interstate Compact Condition requiring registration while on supervision (ICC), also known as Interstate Compact Offender Tracking System (ICOTS)

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REQUESTING A REMOVAL

Unit 2.00

Prior to an ERD:

- ✓ Confirm correctly registered
- ✓ Obtain discharge documents

After the ERD:

- ✓ Complete an SOR-33 Request for Removal and send to TxSOR@dps.Texas.gov with supporting documentation

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SEX OFFENDER REGISTRATION PROGRAM REQUEST FOR REMOVAL FROM THE SEX OFFENDER REGISTRY

Failure to follow instructions will result in the rejection of this form and delay a determination of removal from the registry.

SID: TX _____


NAME OF REGISTRANT: Last _____ First _____ Middle _____ DOB: _____

- Requester must complete both Steps 1 and 2. Failure to complete all three parts within Step 1 will result in this request being denied and delay removal from the registry. All requests for removal will require supporting documentation. Obtain and attach all documents as instructed. A new request must be submitted if the request is denied.
- Before completing this form, the registrant may be asked to provide all documents required to confirm no duty for registration exists, but the documentation must be certified if provided by someone other than law enforcement.
- Additional instructions are available on the other side of this page.

Step 1: Verify This Person Should be Removed from the Registry

- 1) Confirm no ~~other~~ conditions require registration for this person. (See back for directions)
 - a) All possible registerable offenses have complete dispositions in TCIC/NCIC criminal histories and no other registerable offense(s) exists in TCIC/NCIC. (TCIC/NCIC are Texas and national criminal histories.)
 - b) No extrajudicial registration (federal, military, or foreign law) requirements exist.
 - c) No current probation or parole conditions require registration.
- 2) Prove the offense reported on the registry is correct.
 - a) Provide the charging instrument and judgment from the court of adjudication.
- 3) Provide proof of discharge from all registerable offense sentences. (Attach one type of documentation from the list below.)
 - a) Order of discharge from the court of conviction, deferred adjudication, or adjudication of delinquent conduct.
 - b) Certificate of release from the penal institution.

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CONFIRM ELIGIBILITY

Unit 2.01

Run a National Criminal History check to confirm no other possible reportable offenses from:

- ✓ Texas
- ✓ Other states
- ✓ Federal
- ✓ Military
- ✓ Foreign law

Review if registrant is currently on probation or parole (for any offense) and confirm there is no condition of supervision requiring registration

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NAME OF REGISTRANT: Last First Middle DOB:

- Requester must complete both Steps 1 and 2. Failure to complete all three parts within Step 1 will result in this request being denied and delay removal from the registry. All requests for removal will require supporting documentation. Obtain and attach all documents as instructed. A new request must be submitted if the request is denied.
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- Additional instructions are available on the other side of this page.

Step 1: Verify This Person Should be Removed from the Registry

1) Confirm no situations require registration for this person. (See back for directions)

a) All possible registerable offenses have complete dispositions in TCIC/NCIC criminal histories and no other registerable offense(s) exists in TCIC/NCIC. (TCIC/NCIC are Texas and national criminal histories.)

b) No extrajudicial registration (federal, military, or foreign law) requirements exist.

c) No current probation or parole conditions require registration.

2) **Prove the offense reported on the registry is correct.**

a) Provide the charging instrument and judgment from the court of adjudication.

3) **Provide proof of discharge from all registerable offense sentences. (Attach one type of documentation from the list below.)**


a) Order of discharge from the court of conviction, deferred adjudication, or adjudication of delinquent conduct.

b) Certificate of release from the penal institution.

c) Statement provided on agency letterhead by supervising officer or discharging agency.

Comments (Please Print Legibly):

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 **CONFIRM OFFENSE(S)** Unit 2.02

Compare SOR with Criminal History and Court Documents

Example:
 SOR: Individual has 1 count of Attempted Sexual Assault
 CCH: He was indicted for 2 counts of Sexual Assault.

- Count 1: Convicted of amended offense, Attempted Sexual Assault
- Count 2: No disposition

This individual also has a Louisiana offense of Burglary

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NAME OF REGISTRANT: Last First Middle DOB:

- Requester must complete both Steps 1 and 2. Failure to complete all three parts within Step 1 will result in this request being denied and delay removal from the registry. All requests for removal will require supporting documentation. Obtain and attach all documents as instructed. A new request must be submitted if the request is denied.
- Before completing this form, the registrant may be asked to provide all documents required to confirm no duty for registration exists, but the documentation must be certified if provided by someone other than law enforcement.
- Additional instructions are available on the other side of this page.

Step 1: Verify This Person Should be Removed from the Registry

1) Confirm no situations require registration for this person. (See back for directions)

a) All possible registerable offenses have complete dispositions in TCIC/NCIC criminal histories and no other registerable offense(s) exists in TCIC/NCIC. (TCIC/NCIC are Texas and national criminal histories.)

b) No extrajudicial registration (federal, military, or foreign law) requirements exist.

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a) Order of discharge from the court of conviction, deferred adjudication, or adjudication of delinquent conduct.

b) Certificate of release from the penal institution.

c) Statement provided on agency letterhead by supervising officer or discharging agency.

Comments (Please Print Legibly):

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 **CONFIRM DISCHARGE DATE** Unit 2.03

Texas Probation – order from the court
 non-Texas Probation – letter from supervising officer

Incarcerated and released (even if released to Parole) – discharge paperwork from TDCJ or TJJD

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Case # CR12345

THE STATE OF TEXAS §
 IN THE 38th Judicial District Court
 v. §
 John M. Doe, Defendant §
 OF ANY COUNTY, TEXAS §

ORDER OF DISCHARGE FROM COMMUNITY SUPERVISION

Defendant has satisfactorily fulfilled the conditions of his/her community supervision (hereinafter "probation"), and the term of Defendant's probation has expired.

Accordingly, the Court hereby **ORDERS:**

Defendant discharged from probation on 03/28/2013.

Respectfully submitted,
 George Lane
 George Lane

SIGNED and ENTERED on 27 day of June, 2023

Harold G. Burr
 Honorable Harold G. Burr
 38th Judicial District Judge

If no discharge date is indicated within the Order, the date signed is used as the discharge date

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Deferred Adjudication

This "Dismissal and Discharge" (TX CCP §42A.111) does not relieve the registrant of the duty to register

ORDER DISMISSING CAUSE
 ORDER TERMINATING PROBATION
 CAUSE NO. CR12345

STATE OF TEXAS IN THE 38TH JUDICIAL DISTRICT COURT
 VS. OF
 JOHN M. DOE ANY COUNTY, TEXAS

It appearing to the Court, after considering the recommendation of the probation officer and other evidence, that said defendant has not satisfactorily fulfilled the conditions of probation heretofore imposed by the Court pursuant to the Texas Code of Criminal Procedure or Sec. 4.12, Art. 447G-13 V.A.T.S.; and that defendant has not satisfactorily fulfilled the conditions of probation.

Defendant pled guilty to Cause No. CR54321

THEREFORE, the probationary period is terminated.
 And it is **ORDERED, ADJUDGED, and DECREED:**

That the defendant's probation be and the same is here now terminated and the proceedings pending against the defendant are dismissed and defendant is discharged.

SIGNED THIS 27TH DAY OF JUNE, 2023

George Lane
 Asst. Dist. Attorney
 George Lane
 Probation Officer

Harold G. Burr
 Judge Presiding
 38th Judicial District Court

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ENDING REGISTRATION DATE Unit 2.04

Select **EXPIRED** for Post-10, Juvenile, or EJO offenses

Step 2: Indicate Why the Person Should be Removed

ORDERS OF THE COURT

- Art. 62.352 Exemption from registration for certain juveniles (Attach order)
- Art. 62.301 Exemption from registration for certain young adults (Attach order)
- Art. 62.407 Early termination from registration (Attach order)
- Art. 62.002 Set aside on appeal (Attach appellate court's opinion and mandate)
- Art. 62.002 Pardon received on the basis of subsequent proof of innocence (Attach pardon)

COURT ORDERED OR BOARD IMPOSED CONDITION OF SUPERVISION TERMINATED

- Probation/Parole revoked (Attach the court order or parole revocation)
- Condition of supervision modified (Attach the court order or parole notification amending the conditions of supervision.)
- Probation/Parole expired (Attach the court order or proof of parole discharge)

EXPIRED

- Duty to Register has Expired (Attach proof of discharge for registrable offense or appropriate deceased documentation.)

OTHER

- Special Circumstance Reason: _____

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SUPERVISION TERMINATED Unit 2.05

Select **CONDITION OF SUPERVISION TERMINATED** if registered as BOO/COO/ICC

Step 2: Indicate Why the Person Should be Removed

ORDERS OF THE COURT

- Art. 62.352 Exemption from registration for certain juveniles (Attach order)
- Art. 62.301 Exemption from registration for certain young adults (Attach order)
- Art. 62.407 Early termination from registration (Attach order)
- Art. 62.002 Set aside on appeal (Attach appellate court's opinion and mandate)
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- Probation/Parole expired (Attach the court order or proof of parole discharge)

EXPIRED

- Duty to Register has Expired (Attach proof of discharge for registrable offense or appropriate deceased documentation.)

OTHER

- Special Circumstance Reason: _____

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ORDERS OF THE COURT Unit 2.06

Select **ORDERS OF THE COURT** if granted

Step 2: Indicate Why the Person Should be Removed

ORDERS OF THE COURT

- Art. 62.352 Exemption from registration for certain juveniles (Attach order)
- Art. 62.301 Exemption from registration for certain young adults (Attach order)
- Art. 62.407 Early termination from registration (Attach order)
- Art. 62.002 Set aside on appeal (Attach appellate court's opinion and mandate)
- Art. 62.002 Pardon received on the basis of subsequent proof of innocence (Attach pardon)

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- Probation/Parole revoked (Attach the court order or parole revocation)
- Condition of supervision modified (Attach the court order or parole notification amending the conditions of supervision.)
- Probation/Parole expired (Attach the court order or proof of parole discharge)

EXPIRED

- Duty to Register has Expired (Attach proof of discharge for registrable offense or appropriate deceased documentation.)

OTHER

- Special Circumstance Reason: _____

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Case # CRI2345

THE STATE OF TEXAS § IN THE 38th Judicial District Court
v. §
John M. Doe, Defendant § OF ANY COUNTY, TEXAS §

ORDER OF DEFERRED ADJUDICATION

Judge Presiding: HON. HAROLD BURR Date Order Entered: 07/06/2015
Attorney for State: DAVID BEVINSOLDS Attorney for Defendant: GEORGE LANE

Offense: INDECENCY WITH A CHILD BY EXPOSURE

Charging Instrument: Statute for Offense:
INDICTMENT §21.11(a)(2)

Date of Offense: 03/02/2014

Terms of Plea Bargain:
STATE MOVES TO REDUCE OFFENSE FROM SEX ASSLT CHILD 14-120.2)
ADJUDICATION OF GUILT DEFERRED
DEFENDANT PLACED ON COMMUNITY SUPERVISION.
PERIOD OF COMMUNITY SUPERVISION: 8 YEARS

Sex Offender Registration Requirements do not apply to the Defendant. TEX. CODE. CRIM. PROC. chapter 62
The age of the victim at the time of the offense was N/A

NOT a court order exempting registration requirements

The statutory requirements of Ch. 62 apply regardless of what the Judgment states.

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SPECIAL CIRCUMSTANCES Unit 2.07

Select **CONDITION OF SUPERVISION TERMINATED** for Board/Court Ordered or ICC

Step 2: Indicate Why the Person Should be Removed

ORDERS OF THE COURT

- Art. 62.352 Exemption from registration for certain juveniles (Attach order)
- Art. 62.301 Exemption from registration for certain young adults (Attach order)
- Art. 62.407 Early termination from registration (Attach order)
- Art. 62.002 Set aside on appeal (Attach appellate court's opinion and mandate)
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COURT ORDERED OR BOARD IMPOSED CONDITION OF SUPERVISION TERMINATED

- Probation/Parole revoked (Attach the court order or parole revocation)
- Condition of supervision modified (Attach the court order or parole notification amending the conditions of supervision.)
- Probation/Parole expired (Attach the court order or proof of parole discharge)

EXPIRED

- Duty to Register has Expired (Attach proof of discharge for registrable offense or appropriate deceased documentation.)

OTHER

- Special Circumstance Reason: _____

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DECEASED REGISTRANT Unit 2.08


Removed from SOR:

- ✓ Post-Mortem Prints
Any ten-print card (except SOR-36) or CR-26 Death Notice prints

Stays on SOR as "Reported Deceased", Non-Public, and continue to receive Validations:

- ✓ Original Certified Death Certificate
- ✓ Copy of Death Certificate with State File Number
- ✓ Certified Death Verification letter from County Clerk's Office
- ✓ "Reported Deceased" response from Texas Driver License System
- ✓ Court Order Terminating Probation due to being deceased

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REVIEW


When confirming Post-10 registration, what are some things to look for?

- A. Offender was a juvenile at the time of the offense
- B. Lifetime offense with a GOC
- C. If offense with "+", there is no other reportable offense either before or after
- D. All of the above

Discharge documents should be obtained soon after discharge rather than wait until 10 or more years after discharge.

- A. True
- B. False

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REVIEW

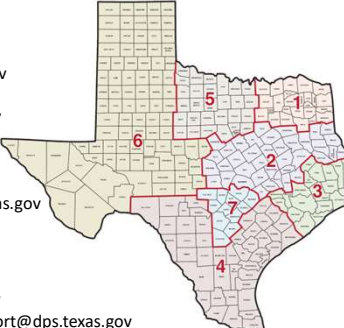
Which supporting document should be provided with a SOR-33 Request for Removal for a deceased registrant to be removed from SOR (not just updated as "Reported Deceased" and made non-public)?

- A. Newspaper obituary
- B. Death Verification letter from County Clerk
- C. Original Death Certificate with seal
- D. Post-Mortem fingerprints
- E. "Reported Deceased" in Driver License System report

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SOR Training and Development Specialists

Region 1: Tyon.Cooper@dps.texas.gov	
Region 2: Charles.Francis@dps.texas.gov	
Region 3: Barry.Ives@dps.texas.gov	
Region 4: Lindsey.Simon@dps.texas.gov	
Region 5: Irene.Munoz@dps.texas.gov	
Region 6: Rodney.Hall@dps.texas.gov	
Region 7: Michael.Holm@dps.texas.gov	

Asst. Coord. Christine.Eltgroth@dps.texas.gov

Sex Offender Registration Unit
 General Number: (512) 424-2800
 General Fax: (512) 424-7702
 General Email: TxSOR@dps.texas.gov
 Secure Site Support Email: TxSOR-Support@dps.texas.gov

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