

1-1 By: Hughes S.B. No. 1725  
1-2 (In the Senate - Filed March 7, 2023; March 16, 2023, read  
1-3 first time and referred to Committee on State Affairs;  
1-4 April 12, 2023, reported favorably by the following vote: Yeas 11,  
1-5 Nays 0; April 12, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	Hughes	X		
1-9	Paxton	X		
1-10	Bettencourt	X		
1-11	Birdwell	X		
1-12	LaMantia	X		
1-13	Menéndez	X		
1-14	Middleton	X		
1-15	Parker	X		
1-16	Perry	X		
1-17	Schwertner	X		
1-18	Zaffirini	X		

1-19 A BILL TO BE ENTITLED  
1-20 AN ACT

1-21 relating to the expunction of certain convictions or arrests of a  
1-22 minor for certain alcohol-related offenses.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. The heading to Section 106.12, Alcoholic  
1-25 Beverage Code, is amended to read as follows:

1-26 Sec. 106.12. EXPUNCTION OF CONVICTION OR ARREST RECORDS OF  
1-27 A MINOR.

1-28 SECTION 2. Section 106.12, Alcoholic Beverage Code, is  
1-29 amended by amending Subsections (c), (d), (e), and (f) to read as  
1-30 follows:

1-31 (c) If the court finds that the applicant was not convicted  
1-32 of any other violation of this code while he was a minor, the court  
1-33 shall order the conviction, together with all complaints, verdicts,  
1-34 sentences, prosecutorial and law enforcement records, and other  
1-35 documents relating to the offense, to be expunged from the  
1-36 applicant's record. After entry of the order, the applicant shall  
1-37 be released from all disabilities resulting from the conviction,  
1-38 and the conviction may not be shown or made known for any purpose.

1-39 (d) Any person placed under a custodial or noncustodial  
1-40 arrest for not more than one incident in violation of this code  
1-41 while a minor and who was not convicted of the violation may apply  
1-42 to the court in which the person was charged to have the records of  
1-43 the arrest expunged. The application must contain the applicant's  
1-44 sworn statement that the applicant was not arrested for an event  
1-45 leading to a violation of this code other than the arrest the  
1-46 applicant seeks to expunge. If the court finds the applicant was  
1-47 not arrested for any other event leading to a violation of this code  
1-48 while a minor, the court shall order all complaints, verdicts,  
1-49 prosecutorial and law enforcement records, and other documents  
1-50 relating to the violation to be expunged from the applicant's  
1-51 record. If the event leading to a violation of this code included  
1-52 multiple violations during this event all violations from this  
1-53 event are eligible for expungement.

1-54 (e) The court shall charge an applicant a [~~reimbursement~~]  
1-55 fee in the amount of \$30 for each application for expunction filed  
1-56 under this section to defray the cost of notifying state agencies of  
1-57 orders of expunction under this section.

1-58 (f) The procedures for expunction provided under this  
1-59 section are separate and distinct from the expunction procedures  
1-60 under Chapter 55, Code of Criminal Procedure.

1-61 SECTION 3. The change in law made by this Act to Section

2-1 [106.12](#), Alcoholic Beverage Code, applies to the expunction of  
2-2 records of a conviction or arrest made before, on, or after the  
2-3 effective date of this Act.

2-4 SECTION 4. This Act takes effect September 1, 2023.

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