

By: Miles

S.B. No. 433

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the expunction of records and files related to certain  
3 conduct or offenses committed by a child.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. The heading to Subchapter C-1, Chapter 58,  
6 Family Code, is amended to read as follows:

7 SUBCHAPTER C-1. SEALING, EXPUNCTION, AND DESTRUCTION OF JUVENILE  
8 RECORDS

9 SECTION 2. Subchapter C-1, Chapter 58, Family Code, is  
10 amended by adding Section 58.2645 to read as follows:

11 Sec. 58.2645. EXPUNCTION OF CERTAIN RECORDS. (a)  
12 Notwithstanding any other law, a person who was adjudicated by a  
13 juvenile court for conduct constituting a misdemeanor may on or  
14 after the person's 18th birthday apply to the juvenile court to have  
15 the adjudication expunged.

16 (b) Not later than the 30th day after the date a juvenile  
17 court receives an application for expunction under Subsection (a),  
18 the juvenile court shall issue an order of expunction.

19 (c) The Texas Juvenile Justice Department by rule shall  
20 establish the application process for expunction under this  
21 section.

22 SECTION 3. Section 58.265, Family Code, is amended to read  
23 as follows:

24 Sec. 58.265. JUVENILE RECORDS NOT SUBJECT TO EXPUNCTION.

1 Except as provided by Section 58.2645, records [~~Records~~] to which  
2 this chapter applies are not subject to an order of expunction  
3 issued by any court.

4 SECTION 4. As soon as practicable after the effective date  
5 of this Act, the Texas Juvenile Justice Department shall establish  
6 the application process described by Section 58.2645, Family Code,  
7 as added by this Act.

8 SECTION 5. The changes in law made by this Act apply to the  
9 expunction of records and files relating to a criminal offense or  
10 conduct constituting a criminal offense regardless of whether the  
11 offense occurred before, on, or after the effective date of this  
12 Act.

13 SECTION 6. This Act takes effect September 1, 2025.