

## **Jurisdiction & Procedure**

**100** – This is the location in which justice court a truant conduct case may be filed.

Answer: What is any precinct in the county where the child lives or attends school?

*Fam Code 65.006*

**200** – This is the age range for who is considered a child in a truant conduct case.

Answer: What is at least 12 years old and younger than 19 years old?

*Fam Code 65.002(1)*

**300** – This is when and how a summons must be served in a truant conduct case.

Answer: What is by personal delivery or registered/certified mail, return receipt requested, at least 5 days before the adjudication hearing?

*Fam Code 65.058(a)*

**400** – These are what are filed by the school district and the prosecutor, respectively, to initiate a truant conduct case.

Answer: What are a referral and a petition?

*Fam Code 65.051; 65.053(b)*

**500** – If the child's truancy is a result of any of these, the school district may not file a referral.

Answer: What are pregnancy; homelessness; being in the state foster program; severe or life-threatening illness or related treatment; or being the primary income earner for the child's family?

*Ed. Code 25.0915(a-3)*

## Case Records

**100** – This is the order the court must give the prosecutor if they elect not to file a truant conduct petition.

Answer: What is an order of destruction?

*Fam Code 65.203*

**200** – A truancy court may release truancy case records to any party having one of these.

Answer: What is a legitimate interest?

*Fam Code 65.202*

**300** – Counting from the top, this is what number in the list of TJCTC Truancy Forms that the notice of the right to seal records is.

Answer: What is 7th?

**400** – Sealed records are destroyed on this birthday of the child.

Answer: What is their 21st birthday?

*Fam Code 65.201(h)*

**500** – These are the two conditions necessary, in addition to the child filing an application, for the court to seal truancy records.

Answer: What are the child turning 18 and the child complying with the remedial order?

*Fam Code 65.201(a)*

## Remedial Orders

**100** – This is who determines the remedial order in a truant conduct jury trial.

Answer: Who is the court?

*Fam Code 65.101(h), 65.102*

**200** - The judge can order the child to take the GED if the child is at least this old.

Answer: What is 16?

*Fam Code 65.103(a)*

**300** – If the defendant is under the age of 25 and the offense is classified as this type of offense, then the judge must, as a condition of a deferral, require a driving safety course.

Answer: What is \$50?

*Fam Code 65.107(a)*

**400** – These are the two penalty options for the court on a first violation of a remedial order.

Answer: What are a fine of up to \$100 and a DL suspension/nonissuance until the child complies?

*Fam Code 65.251(a)*

**500** – This is when a remedial order expires.

Answer: What is the later of the 180th day after the order is entered or the last day of the school year in which the order was entered.

*Fam Code 65.104*

## **The Adjudication Hearing**

**100** – This is the first day that an adjudication hearing may be held.

Answer: What is the 11th day after the petition is filed?

*Fam Code 65.056(b)*

**200** – This is when a truancy court may proceed with an adjudication hearing without the child present.

Answer: What is never?

*Fam Code 65.060*

**300** – This is how likely the state must prove it is that the truancy occurred (the burden of proof) in a truant conduct adjudication hearing.

Answer: What is beyond a reasonable doubt?

*Fam Code 65.010*

**400** – These are the two possible answers that a child may give to a truant conduct allegation..

Answer: What are True and Not True?

*Fam Code 65.060*

**500** – These are the rights that must be explained to the child at the adjudication hearing.

Answer: What are: the allegations made against the child; the nature and possible consequences of the proceedings; the child's privilege against self-incrimination; the child's right to trial and to confront witnesses; the child's right to representation by an attorney if the child is not already represented; and the child's right to a jury trial.

*Fam Code 65.101(b)*

## Wild Card

**100** – A party has this many days to appeal a judgment in a truant conduct case.

Answer: What is 21?

*Fam Code 65.152*

**200** – Truant conduct is defined as this many absences in this long of a period of time.

Answer: What is 10 in a six-month period in the same school year?

*Fam Code 65.003(a)*

**300** – This is a person appointed by the court to represent the best interests of the child, who need not be an attorney.

Answer: Who is a guardian ad litem?

*Fam Code 107.001(5)*

**400** – This is the page of the Juvenile Deskbook that the Truancy Flowcharts are on.

Answer: What is 42?

**500** – In the style of the case, the child must be identified by this.

Answer: What are the child's initials?

*Fam Code 65.054(b)*