

CAUSE NO. _____

IN THE MATTER OF _____,
CHILD

§
§
§
§
§

IN THE TRUANCY COURT
PRECINCT NO. _____
_____ COUNTY, TEXAS

STATE'S ORIGINAL PETITION FOR ADJUDICATION OF A CHILD FOR TRUANT CONDUCT

TO THE HONORABLE JUDGE OF SAID COURT:

Comes now the State of Texas ("Petitioner") by and through its attorney _____, and upon information and belief, presents to the Court that, in _____ County, Texas, _____ ("Respondent") engaged in truant conduct as specified below.

ALLEGED TRUANT CONDUCT

Petitioner alleges that, in _____ County, Texas, Respondent did then and there fail to attend school as required by §25.085 Texas Education Code on ten or more days or parts of days within a six-month period in the same school year, to-wit: _____

Said absences occurred during the _____ school year of _____ in which Respondent was enrolled at the time of the alleged truant conduct.

PARTIES

Respondent _____ is a child at least 12 years of age or older and younger than 19 years of age at the time of the alleged truant conduct, whose date-of-birth is _____. Respondent's address is _____. Respondent's parent, guardian, or custodian is _____, whose address is _____. Said information is to the best of the knowledge and belief of Petitioner.

VENUE

- Respondent is or was enrolled in _____ at the time of the alleged truant conduct which is located in _____ County, Texas. As such, venue is proper in said county pursuant to §65.006 Texas Family Code.
- Respondent resides in _____ County, Texas. As such, venue is proper in said county pursuant to §65.006 Texas Family Code.

CERTIFICATION BY SCHOOL UNDER §25.0915(b)

Prior to the filing of this Petition, the referring school certified that the school applied the truancy prevention measures adopted under §25.0915(a) or (a-4) Texas Education Code to Respondent, that said truancy prevention measures failed to meaningfully address Respondent's school attendance, and that the school specified whether Respondent is eligible for or receives special education services under Subchapter A, Chapter 29 Texas Education Code (see Exhibit "A" attached hereto).

LIMITATIONS PERIOD

Petitioner has filed said petition in the truancy court within forty-five days of the date of the last absence giving rise to the act of truant conduct alleged above.

PRAYER FOR RELIEF

Petitioner prays that an adjudication hearing be set no earlier than the eleventh day from the date this Petition is filed, and that summons issue for the Respondent and the Respondent's parent, guardian, or custodian alleged above. Upon conclusion of the adjudication hearing, Petitioner prays that the Court enter a judgment finding Respondent engaged in truant conduct and order appropriate remedial actions pursuant to §65.103 Texas Family Code.

Respectfully submitted,

Truant Conduct Prosecutor
_____ County, Texas

State Bar No. _____