

## Disposition Category Definitions

The primary disposition categories designated in the TJJD Electronic Data Interchange (EDI) Specifications are listed below, with the valid codes in parentheses.

### Department Actions

**Dismissed or Withdrawn (010)** - An alleged offense against the juvenile will not be pursued and no disposition will be imposed.

**Supervisory Caution (020)** - This is a non-judicial summary disposition made by a probation officer or other authorized intake personnel. This informal disposition option may include counseling the juvenile about the consequences of his or her conduct, contacting the juvenile's parents to inform them of the juvenile's behavior or referring the juvenile to a social service agency or a community-based first offender program run by law enforcement. See Texas Family Code Sections 52.03, 52.031, 52.032, 59.004 and 264.302.

**Deferred Prosecution (030)** - This is a voluntary disposition alternative to adjudication in which the juvenile, parent/guardian(s) and the department agree upon supervision conditions. As amended during the 78th Legislative Session in 2003, Texas Family Code Section 53.03(i) and (j) authorize the juvenile court to place a juvenile on deferred prosecution. The provisions also allow a juvenile to be supervised for up to one year or a combined period not to exceed one year if the time is added to a previous order of deferred prosecution.

### Prosecutor Actions

**No Probable Cause/Dismissed (040)** - The prosecuting attorney reviews the circumstances and allegations of a referral for legal sufficiency and the desirability of prosecution and determines that no probable cause exists.

**Refused (050)** - The prosecuting attorney reviews the circumstances and allegations of a referral for legal sufficiency and the desirability of prosecution; however, the prosecuting attorney refuses to prosecute the case due to insufficient evidence, unavailable witnesses, etc. The case is closed without a petition being filed or sanctions imposed.

**Non-Suited (051)** - The prosecuting attorney reviews the circumstances and allegations of a referral for legal sufficiency and the desirability of prosecution and files a petition with the juvenile court. The petition is subsequently dismissed with or without prejudice.

**Supervisory Caution (060)** - This is a non-judicial summary disposition made by a prosecuting attorney or other authorized person. This informal disposition option may include counseling the juvenile about the consequences of his or her conduct, contacting the juvenile's parents to inform them of the juvenile's behavior or referring the juvenile to a social service agency or a community-based first offender program run by law enforcement. See Texas Family Code Sections 52.03, 52.031, 52.032, 59.004 and 264.302.

**Deferred Prosecution (070)** - This is a voluntary dispositional alternative to adjudication in which the juvenile, parent/guardian(s) and the prosecutor agree upon supervision conditions. As amended during the 78<sup>th</sup> Legislative Session in 2003, Texas Family Code Section 53.03(i) and (j) authorize the juvenile court to place a juvenile on deferred prosecution. The provisions also allow a juvenile to be supervised for up to one year or a combined period not to exceed one year if the time is added to a previous order of deferred prosecution.

### Court Actions

**Dismissed (080)** - "Dismissed" means the court reviews the circumstances and allegations of a referral for prosecution and determines there is lack of evidence, thereby terminating all proceedings.

**Not Guilty (081)** - "Not Guilty" means the court or jury finds the child did not engage in delinquent conduct or conduct indicating a need for supervision (CINS) and the court terminates the case.

**Adjudicated with No Disposition (082)** - "Adjudicated with No Disposition" means a child was given an adjudication hearing and allegations were found to be true; however, no disposition or sanction was imposed.

**Supervisory Caution (090)** - This is a judicial summary disposition made by the court or other authorized person. This informal disposition option may include counseling the juvenile about the consequences of his or her conduct, contacting the juvenile's parents to inform them of the juvenile's behavior or referring the juvenile to a social service agency or a community-based first offender program run by law enforcement. See Texas Family Code Sections 52.03, 52.031, 52.032, 59.004 and 264.302.

**Deferred Prosecution (100)** - This is a voluntary dispositional alternative to adjudication in which the juvenile, parent/guardian(s) and the court agree upon supervision conditions. As amended during the 78th Legislative Session in 2003, Texas Family Code Section 53.03(i) and (j) authorize the juvenile court to place a juvenile on deferred prosecution. The provisions also allow a juvenile to be supervised for up to one year or a combined period not to exceed one year if the time is added to a previous order of deferred prosecution.

**Adjudicated and Placed on Probation (110)** - This is a disposition option set forth in Texas Family Code Section 54.04(d)(1) in which a juvenile who has been found to have engaged in delinquent conduct and/or child in need of supervision is formally placed on probation under the supervision of the juvenile court for a specified period of time. The juvenile has been adjudicated and placed on probation in the child's own home, or in the custody of a relative or other fit person. The juvenile may be required to participate in a variety of appropriate programmatic services (e.g., counseling, community services, etc.) and may also be subject to other reasonable court-ordered restrictions or conditions.

**Determinate Sentence Probation (111)** - Authorized by the Texas Family Code Section 54.04(q), a child may be ordered to determinate sentence probation by a court or jury for a period of up to ten (10) years for specific violent or habitual conduct.

**Adjudicated to Probation with Placement (115)** - This is a disposition option set forth in Texas Family Code Section 54.04(d)(1) in which a juvenile who has been found to have engaged in delinquent conduct and/or child in need of supervision is formally placed on probation under the supervision of the juvenile court for a specified period of time. The adjudicated juvenile is placed on probation and ordered to placement in a special facility. The juvenile may be required to participate in a variety of appropriate programmatic services (e.g., counseling, treatments, programs, etc.), and may also be subject to other reasonable court-ordered restrictions or conditions.

**Determinate Sentence Probation with Placement (116)** – This is a disposition set forth in Texas Family Code Section 54.04(q) in which a child may be ordered to determinate sentence probation by a court or jury for a period of up to ten (10) years for specific violent or habitual conduct. The juvenile is placed on determinate sentence probation and ordered to placement in a special facility. The juvenile may be required to participate in a variety of appropriate programmatic services (e.g., counseling, treatments, programs, etc.), and may also be subject to other reasonable court-ordered restrictions or conditions.

**Modified and/or Extended Probation (120)** - This is an extension or revision of a prior court order, in which the juvenile continues probation in the child's home, or in the custody of a relative or other fit person. This extension may result in additional supervision time or other programmatic sanctions and/or services (e.g., community service restitution, intensive supervision programs, drug rehabilitation program, electronic monitoring, etc.).

**Modified/Extended Probation with Placement (125)** - Authorized by the Texas Family Code Section 54.05(m)(1), this is an extension or revision of a prior court order in which the juvenile continues probation and is ordered to placement in a special facility. This extension may result in additional supervision time or other programmatic sanctions and/or services (e.g., counseling, drug rehabilitation program, mental health treatment, etc.).

**Indeterminate Commitment to the Texas Juvenile Justice Department (130)** - This is a disposition in which a juvenile who has been found to have engaged in delinquent conduct is eligible for commitment to the Texas Juvenile Justice Department (TJJD) for an indeterminate or unspecified term not to exceed his or her 19th birthday. In order to meet the statutory commitment criteria, a juvenile's offense history shall match one of the felony or misdemeanor offense adjudication patterns set forth in Texas Family Code Sections 54.04(d)(2), (k), (s) and (t).

**SPU Commitment Sentence to TJJD (135)** – This disposition code is used to account for juveniles that have received a subsequent disposition to TJJD for an offense that occurred in a TJJD facility. These commitments would be processed through TJJD's Special Prosecution Unit (SPU). This disposition should only be used by probation departments where the offense occurred and was disposed (i.e. in a county where a TJJD facility is located). The Special Prosecution Unit (SPU) Juvenile Division was established in Senate Bill 103 to assist District and County Attorney offices in the prosecution of criminal investigations conducted by the Office of Inspector General (OIG) involving Texas Juvenile Justice Department (TJJD) interests.

**Determinate Commitment to the Texas Juvenile Justice Department (140)** - This is a disposition in which a juvenile is adjudicated for delinquent conduct that violates a penal law listed in Texas Family Code Section 53.045(a) as alleged in a determinate sentence petition that has been approved by a grand jury. Under determinate sentencing provisions of the Texas Family Code Section 54.04(q), a juvenile may be committed to the Texas Juvenile Justice Department (TJJD) for a specified term of up to 40 years with a possible transfer to the institution division of the Texas Department of Criminal Justice. TJJD has established minimum lengths of stay for all determinant sentenced offenders. Refer to Texas Human Resources Code Section 61.081.

**Certified as an Adult (150)** - A discretionary procedural action described in Texas Family Code Section 54.02 in which the juvenile court transfers its jurisdiction to the criminal court in order to allow a juvenile to be prosecuted as an adult. Depending on the type of felony conduct alleged, a juvenile as young as fourteen (14) years of age may be certified to stand trial as an adult.

**Consolidated Case and Disposed in Another Case (910)** - A situation wherein multiple offenses are alleged in one petition or in multiple petitions. The offenses are disposed of in one disposition event.

**Transferred with No Disposition (920)** - "Transferred with No Disposition" means the referral was reassigned from one jurisdiction to another. The receiving jurisdiction renders a disposition to the case.