



# Post-conviction Review under 37 TAC §344.430

TEXAS  
JUVENILE  
JUSTICE  
DEPARTMENT

|   |  |                               |                                    |  |  |
|---|--|-------------------------------|------------------------------------|--|--|
| Employing Entity                              |  | Name of Person Being Reviewed |                                    | Certification Held<br><input type="checkbox"/> JPO <input type="checkbox"/> JSO <input type="checkbox"/> CAO |  |
| Date TJJJ Received Notification of Conviction |  | Date of Review                | Names of Persons Conducting Review |  |  |

## SECTION 1

Yes  No Does the criminal history directly relate to the duties and responsibilities of the position for which certification is required or sought?

*When answering this, consider the nature and seriousness of all crimes; the relationship of the crimes to the purposes of requiring a certification; the extent to which a certification might offer an opportunity to engage in similar criminal activity in the future; the relationship of the crimes to the ability or capacity required to perform the duties and discharge the responsibilities of the position; and any correlation between the elements of the crimes and the duties and responsibilities of the position.*

Describe why or why not:

## SECTION 2 (Consider this section only if the answer in Section 1 is Yes.)

Consider the following and make a recommendation in Section 3 as to whether or not certification should be denied based on the criminal history:

- the extent and nature of past criminal activity;
- the age of the person when each crime was committed;
- how much time has passed since the person's last criminal activity;
- the conduct and work activity of the person before and after the criminal activity;
- evidence of the person's rehabilitation and rehabilitative effort while incarcerated or after release;
- evidence of the person's compliance with any conditions of probation, community supervision, parole, or mandatory supervision; and
- any other evidence of the person's fitness to perform the duties of the position requiring certification, including any letters of recommendation.

## SECTION 3

Select one:

The criminal history **directly relates** to the duties and responsibilities of the certified position, and TJJJ should seek to **revoke or suspend** certification based on a consideration of the factors in Section 2.

The criminal history **directly relates** to the duties and responsibilities of the certified position, but TJJJ should not seek to **revoke or suspend** certification based on a consideration of the factors in Section 2.

The criminal history **does not directly relate** to the duties and responsibilities of the certified position, so TJJJ should not seek to **revoke or suspend** certification.

Explain the recommendation:

## DECISION

TJJJ  WILL  WILL NOT seek revocation or active suspension of certification.

Date of decision:

\_\_\_\_\_  
Name of Person Making the Decision

\_\_\_\_\_  
Signature