



Council on Sex Offender Treatment

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Early Deregistration Step-By-Step Guide

The Council on Sex Offender Treatment (CSOT) may only consider **Texas convictions** for early deregistration under [Texas Code of Criminal Procedure \(CCP\) Chapter 62](#).¹ No out-of-state court or federal court convictions or adjudications are eligible for early deregistration, even if the person lives in Texas. Early deregistration is only available for a person who was convicted by a Texas court with one reportable conviction or adjudication as defined under [CCP Chapter 62.001\(5\)\(A\)-\(L\)](#).²

IF APPLICANTS HAVE A CONVICTION IN A TEXAS COURT, THEN
PROCEED TO STEP ONE.

Step One

Applicants seeking early termination of their obligation to register under [CCP Chapter 62](#)¹ must confirm they have only one reportable conviction or adjudication for a sexual offense as defined under [CCP Chapter 62.001\(5\)\(A\)-\(L\)](#).² If an applicant has more than one reportable conviction or adjudication for a sexual offense, then STOP. The applicant is ineligible to apply.

- Example: If an applicant has two or more separate reportable convictions or adjudications, the person is ineligible for early deregistration.
- Example: If an applicant's order of conviction or deferred adjudication order recites two or more separate counts for reportable convictions or adjudications, the person is ineligible for early deregistration.

CSOT may only consider a conviction or deferred adjudication issued by a Texas court.

¹ URL: statutes.capitol.texas.gov/Docs/CR/htm/CR.62.htm

² URL:

[statutes.capitol.texas.gov/Docs/CR/htm/CR.62.htm#:~:text=\(5\)%20%20%22Reportable%20conviction,of%20that%20code.](http://statutes.capitol.texas.gov/Docs/CR/htm/CR.62.htm#:~:text=(5)%20%20%22Reportable%20conviction,of%20that%20code.)

A deferred adjudication order is treated the same as a conviction pursuant to the federal [Adam Walsh Act](#).³

IF APPLICANTS HAVE ONLY ONE REPORTABLE TEXAS CONVICTION OR ADJUDICATION, THEN PROCEED TO STEP TWO.

Step Two

The Texas Department of Public Safety (DPS) provides the [Texas Length of Duty to Register Compared to the Minimum Required Registration Period Under Federal Law \(34 USC Section 20911\)](#)⁴ list for applicants to reference. This DPS list compares reportable convictions and adjudications under [Texas Penal Code Chapter 62, Subchapter I](#)⁵ to the minimum registration requirements under Texas and federal law.

On the DPS list, locate the specific Texas Penal Code citation relating to the applicant's reportable conviction or adjudication. The minimum registration period for the applicant's reportable conviction must EXCEED the minimum registration period under the federal law to move on to Step Three.

The reportable conviction or adjudication must also meet any other criteria required on the DPS list, such as the victim's age at the time of the offense, the difference in age between the victim and the offender, or a specific fact pattern where required.

Step Three

If an applicant meets the requirements above, the applicant must submit [Form 3246, Eligibility Determination Application for Early Termination of a Person's Obligation to Register](#)⁶ (linked under the "Deregistration" heading on the [CSOT Deregistration webpage](#)⁷), the required fee, and copies of the following documents:

- Order of conviction or order deferring adjudication
- Charging instrument (indictment or information)

³ URL: [justice.gov/archive/olp/pdf/adam_walsh_act.pdf](https://www.justice.gov/archive/olp/pdf/adam_walsh_act.pdf)

⁴ URL: publicsite.dps.texas.gov/SexOffenderRegistry/sor-public/SORNA.pdf

⁵ URL: statutes.capitol.texas.gov/Docs/CR/htm/CR.62.htm#I

⁶ URL: hhs.texas.gov/regulations/forms/3000-3999/form-3246-eligibility-determination-application-early-termination-a-persons-obligation-register

⁷ URL: hhs.texas.gov/business/licensing-credentialing-regulation/professional-licensing-certification-compliance/council-sex-offender-treatment/deregistration

- Additional documentation only for certain offenses:
 - Official documentation such as a court document, an offense report, or probable cause affidavit, indicating **the victim's age** in years at the time of the offense, **only if the conviction was for either of the following offenses:**
 - [Texas Penal Code Section 21.02, Continuous Sexual Abuse of Young Child or Disabled Individual](#); ⁸ or
 - [Texas Penal Code Section 21.11\(a\)\(1\), Indecency with a Child by Contact](#). ⁹
 - Official documentation, such as a court document, an offense report, or a probable cause affidavit, **indicating the offender was not more than four years older than the victim, only if the conviction was for [Texas Penal Code Section 22.011, Sexual Assault](#)**¹⁰ **and** the offense involved consensual sexual conduct **and** the offender was not more than four years older than the victim.
- Current, certified criminal history background checks conducted by both DPS and the Federal Bureau of Investigation (FBI).
 - Access the DPS instructions here: [Texas Department of Public Safety Fingerprinting Services](#). ¹¹
 - Access the FBI instructions here: [Federal Bureau of Investigation Identity History Summary Checks](#). ¹²
- Cashier's check or money order in the amount of \$50.00 made payable to: "Texas Council on Sex Offender Treatment."
 - The required fee is for the administrative review of an applicant's file and request for early termination of the applicant's obligation to register as a sex offender in Texas.
- A copy of the order discharging the applicant from community

⁸ URL: statutes.capitol.texas.gov/Docs/PE/htm/PE.21.htm#21.02

⁹ URL: statutes.capitol.texas.gov/docs/PE/htm/PE.21.htm#:~:text=Sec.%2021.11.%20%20INDECEN CY,sexual%20contact%3B

¹⁰ URL: statutes.capitol.texas.gov/Docs/PE/htm/PE.22.htm#22.011

¹¹ URL: dps.texas.gov/section/crime-records/fingerprinting-services

¹² URL: fbi.gov/how-we-can-help-you/more-fbi-services-and-information/identity-history-summary-checks

supervision, if the applicant was discharged from community supervision (probation or parole).

Mail Completed Documentation with Required Fee to:

CSOT, P.O. Box 149347
Mail Code 1982
Austin, Texas 78714-9347

The Council on Sex Offender Treatment will review this documentation. If CSOT determines the applicant eligible to proceed with the early deregistration process, CSOT will provide the applicant information on how to obtain a deregistration evaluation, at the applicant's expense, from a Council-approved deregistration specialist.