

PROBABLE CAUSE AFFIDAVIT FOR "SCHOOL OFFENSE"

Before me, the undersigned authority, on this day personally appeared, the undersigned affiant, who being dully sworn by me, on oath stated the following:

My name is _____.

I work as _____ (job position at school).

I am above 18 years of age, of sound mind, and capable of making this affidavit. This affidavit is based upon my personal knowledge of the facts provided below.

I have good reason to believe and I do believe that on or about _____ (date).

- 1) In the following location: _____,
which is within the territorial limits of Brownsboro ISD, Henderson County, Texas,
- 2) The person described as follows:

Full Name: _____

DOB: _____

Gender: M F

Brief Physical Description: _____

- 3) Did engage in the following conduct:

Said conduct is a violation of _____

(Please confer with Clerk regarding criminal offense title if unknown)

Against the peace and dignity of the State.

Affiant's Signature

Sworn to and subscribed before me this the ____ day of _____, 20 ____.

Notary Public for the State of Texas

STATE OF TEXAS

§

JUSTICE OF THE PEACE

VS.

§

PRECINCT 3

§

CHANDLER, HENDERSON COUNTY,
TEXAS

STATEMENT OF SCHOOL OFFICIAL IN SUPPORT OF PROBABLE CAUSE AFFIDAVIT

My name is _____ . I am
employed as _____ at _____ .

In accordance with Texas Education Code §§37.146 and 37.147, I make the following statements:

- 1) The person named and described in the attached Probable Cause Affidavit **DOES / DOES NOT** (circle one) receive special services under Texas Education Code, Chapter 29, Subchapter A.
- 2) Brownsboro ISD **DOES / DOES NOT** (circle one) utilize a program of graduated sanctions for certain school offenses under Texas Education Code §§ 37.144. If Brownsboro ISD does utilize a program of graduated sanctions, the following sanctions have been applied:

- a. _____
- b. _____
- c. _____
- d. _____

- 3) In my opinion, the person named and described in the attached Probable Cause Affidavit **HAS / DOES NOT HAVE** (circle one) sufficient capacity to understand and appreciate that the conduct described in the attached Probable Cause Affidavit was wrong at the time the person engaging in the conduct.
- 4) In my opinion, the person named and described in the attached Probable Cause Affidavit **HAS / DOES NOT HAVE** (circle one) sufficient capacity to conform the person's conduct to the requirement of the law.
- 5) In my opinion, the person named and described in the attached Probable Cause Affidavit **LACKS / DOES NOT LACK** (circle one) the capacity to understand the proceedings in criminal court and to assist in the person's defense.

The person has received the following remedial or disciplinary measures taken against him/her by the school:

Signature of School Official

Date

BROWNSBORO ISD

Notice of Intent to Refer "School Offense" to Justice of the Peace, Precinct 3, Chandler, TX

Event ID _____

Report # _____

Date of Violation: _____ Time Violation Observed: _____ # Violations Observed: _____

Full Name _____

(First)

(Middle)

(Last)

Mailing Address: _____

City: _____ State: _____ Zip Code: _____ Phone: _____

Race: African American White Hispanic Native American Asian / Pacific Islander Middle Eastern

Gender M F

Date of Birth: _____ Driver's License: _____ State: _____

Parent (s) / Legal Guardian (s) Name (s): _____

Location of Violation: _____

- Assault by Contact
- Assault by Threat
- Consumption of Alcohol (Minor)
- Criminal Mischief
- Disorderly Conduct: By Fighting By Abusive language By Public Threat
- Possession of Alcohol (Minor): Specify Type: _____
- Possession of Drug Paraphernalia: Specify Type: _____
- Possession of Tobacco (Minor) Specify Type: _____
- Public Intoxication
- Theft of Property (Value ≤ \$50)
- Other Violations:

This is not a citation. The matter will be referred to the County Prosecutor's Office for consideration of filing criminal charges in the Justice of the Peace, Precinct 3, Chandler, TX. If charges are filed, the Justice of the Peace, Pct 3 will send you and your parent(s)/legal guardian(s) a summons notifying you of a date and time at which you must appear in court. By signing this notice, you are only acknowledging receipt. You are not waiving any rights or entering any plea.

Student's Signature: _____

School Official's Signature: _____ Title _____