

By: Whitmire

S.R. No. 969

SENATE RESOLUTION

BE IT RESOLVED by the Senate of the State of Texas, 78th Legislature, Regular Session, 2003, That Senate Rule 12.03 be suspended in part as provided by Senate Rule 12.08 to enable the conference committee appointed to resolve the differences on Senate Bill No. 880, relating to the time allowed for disposition of certain charges regarding a violation of parole or other forms of release from prison, to consider and take action on the following matter:

Senate Rule 12.03(1) is suspended to permit the committee to change text that is not in disagreement by substituting "41st" for "31st" in two places in Subsection (a), Section 508.282, Government Code, to read as follows:

(a) Except as provided by Subsection (b), a parole panel, a designee of the board, or the department shall dispose of the charges against an inmate or person described by Section 508.281(a):

(1) before the 41st [~~61st~~] day after the date on which:

(A) a warrant issued as provided by Section 508.251 is executed, if the inmate or person is arrested only on a charge that the inmate or person has committed an administrative violation of a condition of release, and the inmate or person is not charged before the 41st [~~61st~~] day with the commission of an offense described by Section 508.2811(2)(B); or

(B) the sheriff having custody of an inmate or person alleged to have committed an offense after release notifies the department that:

(i) the inmate or person has discharged the sentence for the offense; or

(ii) the prosecution of the alleged offense has been dismissed by the attorney representing the state in the manner provided by Article 32.02, Code of Criminal Procedure; or

(2) within a reasonable time after the date on which the inmate or person is returned to the custody of the department, if:

(A) immediately before the return the inmate or person was in custody in another state or in a federal correctional system; or

(B) the inmate or person is transferred to the custody of the department under Section 508.284.

Explanation: This change is necessary to provide adequate time for the disposition of certain charges for the violation of parole or other forms of release from prison.

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President of the Senate

I hereby certify that the above Resolution was adopted by the Senate on May 29, 2003, by the following vote: Yeas 31, Nays 0.

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Secretary of the Senate