

1-1 By: Ogden, Whitmire S.B. No. 756
1-2 (In the Senate - Filed February 25, 2005; March 10, 2005,
1-3 read first time and referred to Committee on Criminal Justice;
1-4 April 11, 2005, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 6, Nays 0; April 11, 2005,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 756 By: Ogden

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to providing notice to county law enforcement before a
1-11 parole panel considers the release of an inmate to that county.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 508.115, Government Code, is amended by
1-14 amending Subsection (a) and adding Subsection (a-1) to read as
1-15 follows:

1-16 (a) Before ~~Not later than the 11th day before the date~~ a
1-17 parole panel considers an inmate for ~~orders the~~ release on parole
1-18 or medically recommended intensive supervision ~~[of an inmate or not~~
1-19 ~~later than the 11th day after the date the board recommends that the~~
1-20 ~~governor grant executive clemency]~~, the division shall notify the
1-21 sheriffs, each chief of police, the prosecuting attorneys, and the
1-22 district judges in the county in which the inmate was convicted and
1-23 the county to which the inmate requests to be ~~is~~ released that a
1-24 parole panel is considering release on parole or medically
1-25 recommended intensive supervision and that the inmate may reside in
1-26 that county on release. Before the inmate is released, the division
1-27 shall provide the notice required by this subsection to the county
1-28 officials in the county in which the inmate is to be released if
1-29 that county is not the county to which the defendant requested
1-30 release [or the governor is considering clemency].

1-31 (a-1) Not later than the 11th day after the date the board
1-32 recommends that the governor grant executive clemency, the division
1-33 shall notify the sheriffs, each chief of police, the prosecuting
1-34 attorneys, and the district judges in the county in which the inmate
1-35 was convicted that the governor is considering clemency.

1-36 SECTION 2. The change in law made by this Act to Section
1-37 508.115, Government Code, applies to the consideration by a parole
1-38 panel of the release of an inmate that occurs on or after September
1-39 1, 2005, or to a recommendation that the governor grant executive
1-40 clemency that is made on or after that date.

1-41 SECTION 3. This Act takes effect September 1, 2005.

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