

By: Menendez

H.B. No. 221

A BILL TO BE ENTITLED

AN ACT

relating to delaying parole eligibility for an individual convicted of certain violent offenses who evades arrest.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 508.145, Government Code, is amended by adding Subsection (d-1) to read as follows:

(d-1) Notwithstanding Subsection (d), for every 12 months that elapse between the date an arrest warrant is issued for the inmate following an indictment for the offense and the date the inmate is arrested for the offense, the earliest date on which an inmate is eligible for parole is delayed as follows:

(1) six years from the date otherwise provided by Subsection (d), if the inmate is serving a sentence for an offense under Section 22.011 or 22.021, Penal Code, that is committed against a victim younger than 14 years of age; and

(2) three years from the date otherwise provided by Subsection (d), if the inmate is serving a sentence for any other offense under Section 22.011 or 22.021, Penal Code, or for an offense under Section 19.02 of that code.

SECTION 2. This Act applies only to the parole eligibility of an inmate serving a sentence for an offense under Section 19.02, 22.011, or 22.021, Penal Code, committed on or after the effective date of this Act. The parole eligibility of an inmate serving a sentence for an offense under Section 19.02, 22.011, or 22.021,

1 Penal Code, committed before the effective date of this Act is
2 governed by the law in effect at the time the offense was committed,
3 and the former law is continued in effect for that purpose. For
4 purposes of this section, an offense was committed before the
5 effective date of this Act if any element of the offense was
6 committed before that date.

7 SECTION 3. This Act takes effect September 1, 2009.