

By: Hinojosa

S.B. No. 1948

Substitute the following for S.B. No. 1948:

By: Madden

C.S.S.B. No. 1948

A BILL TO BE ENTITLED

1 AN ACT

2 relating to a study regarding a supervised reentry program for  
3 certain inmates nearing their date of discharge from the Texas  
4 Department of Criminal Justice.

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

6 SECTION 1. DEFINITIONS. In this Act:

7 (1) "Board" means the Board of Pardons and Paroles.

8 (2) "Department" means the Texas Department of  
9 Criminal Justice.

10 SECTION 2. STUDY. The board and the department shall  
11 jointly conduct a study regarding the implementation of a  
12 supervised reentry program for inmates nearing their date of  
13 discharge from the department. In conducting the study, the board  
14 and the department shall examine whether:

15 (1) a parole panel should be statutorily required to  
16 order the release of an inmate to a supervised reentry program if  
17 the inmate is eligible for release on parole but has not been  
18 released on parole or to mandatory supervision on the later of the  
19 following dates, as determined by the actual calendar time the  
20 inmate has served, without consideration of good conduct time:

21 (A) one year before the date on which the inmate  
22 will discharge the inmate's sentence; or

23 (B) the date on which the inmate will have served  
24 90 percent of the inmate's sentence;

1           (2) the department should be required to make  
2 arrangements, to the extent practicable and before an inmate is  
3 discharged, for the inmate's supervised reentry into the community;

4           (3) the inmate's supervised reentry program should  
5 provide the inmate with skills necessary to make a transition from  
6 incarceration to the community, including providing the inmate with  
7 appropriate substance abuse treatment, counseling, and other  
8 social service programs;

9           (4) a parole panel releasing an inmate to a supervised  
10 reentry program should require the inmate as a condition of that  
11 release to participate fully in all treatment and counseling  
12 programs provided by the department;

13           (5) an inmate who fails to comply with a condition of  
14 release to a supervised reentry program should be subject to  
15 revocation or other sanctions in the same manner and under the same  
16 procedures as an inmate who fails to comply with conditions of  
17 release on parole or to mandatory supervision;

18           (6) the inmate's period of supervised reentry should  
19 be computed by subtracting from the term for which the inmate was  
20 sentenced the calendar time the inmate served on the sentence  
21 before the inmate's release to a supervised reentry program;

22           (7) the time served by the inmate on supervised  
23 reentry should be computed as additional calendar time the inmate  
24 served on the sentence; and

25           (8) an inmate released to a supervised reentry program  
26 should be monitored through a super-intensive supervision program.

27           SECTION 3. REPORT. Not later than May 1, 2010, the board

1 and the department shall jointly report the results of the study  
2 conducted under this Act to the governor, the lieutenant governor,  
3 the speaker of the house of representatives, the Criminal Justice  
4 Legislative Oversight Committee, and the standing committees in the  
5 senate and the house of representatives that have primary  
6 jurisdiction over corrections.

7 SECTION 4. EXPIRATION. This Act expires September 1, 2010.

8 SECTION 5. EFFECTIVE DATE. This Act takes effect  
9 immediately if it receives a vote of two-thirds of all the members  
10 elected to each house, as provided by Section 39, Article III, Texas  
11 Constitution. If this Act does not receive the vote necessary for  
12 immediate effect, this Act takes effect September 1, 2009.