

By: Allen

H.B. No. 1477

A BILL TO BE ENTITLED

1 AN ACT
2 relating to awarding credit to certain inmates for time between
3 release on and revocation of parole, mandatory supervision, or
4 conditional pardon.

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

6 SECTION 1. Section 508.283, Government Code, is amended by
7 amending Subsection (c) and adding Subsection (c-1) to read as
8 follows:

9 (c) If the parole, mandatory supervision, or conditional
10 pardon of a person other than a person described by Section
11 508.149(a) is revoked, the person may be required to serve the
12 remaining portion of the sentence on which the person was released.
13 Except as provided by Subsection (c-1), for [~~For~~] a person who on
14 the date of issuance of a warrant or summons initiating the
15 revocation process is subject to a sentence the remaining portion
16 of which is greater than the amount of time from the date of the
17 person's release to the date of issuance of the warrant or summons,
18 the remaining portion is to be served without credit for the time
19 from the date of the person's release to the date of revocation.
20 Except as provided by Subsection (c-1), for [~~For~~] a person who on
21 the date of issuance of the warrant or summons is subject to a
22 sentence the remaining portion of which is less than the amount of
23 time from the date of the person's release to the date of issuance
24 of the warrant or summons, the remaining portion is to be served

1 without credit for an amount of time equal to the remaining portion
2 of the sentence on the date of issuance of the warrant or citation.

3 (c-1) If the parole, mandatory supervision, or conditional
4 pardon of a person other than a person described by Section
5 508.149(a) is revoked and the person is required to serve the
6 remaining portion of the sentence on which the person was released,
7 the remaining portion of the sentence is to be served with credit
8 for the time from the date of the person's release to the date of the
9 revocation if:

10 (1) the date of the issuance of the warrant or summons
11 is on or after the first anniversary of the date of the person's
12 release; and

13 (2) the person's parole, mandatory supervision, or
14 conditional pardon is revoked solely because the person committed
15 an administrative violation of a condition of release.

16 SECTION 2. The change in law made by this Act applies only
17 to the calculation of the remaining sentence for an inmate whose
18 release on parole, mandatory supervision, or conditional pardon is
19 revoked on or after the effective date of this Act. The calculation
20 of the remaining sentence for an inmate whose release on parole,
21 mandatory supervision, or conditional pardon is revoked before the
22 effective date of this Act is governed by the law in effect
23 immediately before the effective date of this Act, and the former
24 law is continued in effect for that purpose.

25 SECTION 3. This Act takes effect September 1, 2011.