

By: Krause

H.B. No. 3387

Substitute the following for H.B. No. 3387:

By: Tinderholt

C.S.H.B. No. 3387

A BILL TO BE ENTITLED

AN ACT

relating to sex offender treatment as a condition of parole or mandatory supervision for certain releasees.

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

SECTION 1. Subchapter F, Chapter 508, Government Code, is amended by adding Section 508.1862 to read as follows:

Sec. 508.1862. SEX OFFENDER TREATMENT. A parole panel shall require as a condition of release on parole or to mandatory supervision that a releasee participate in a sex offender treatment program developed by the department if:

(1) the releasee:

(A) was serving a sentence for an offense under Chapter 21, Penal Code; or

(B) is required to register as a sex offender under Chapter 62, Code of Criminal Procedure; and

(2) immediately before release, the releasee is participating in a sex offender treatment program established under Section 499.054.

SECTION 2. Subchapter G, Chapter 508, Government Code, is amended by adding Section 508.228 to read as follows:

Sec. 508.228. SEX OFFENDER TREATMENT. A parole panel may require as a condition of release on parole or to mandatory supervision that a releasee participate in a sex offender treatment program as specified by the parole panel if:

1           (1) the releasee:

2                   (A) was serving a sentence for an offense under  
3 Chapter 21, Penal Code; or

4                   (B) is required to register as a sex offender  
5 under Chapter 62, Code of Criminal Procedure; or

6           (2) a designated agent of the board, on evidence that a  
7 sex offense occurred during the commission of the offense for which  
8 the releasee was serving a sentence, makes an affirmative finding  
9 that, regardless of the offense for which the releasee was serving a  
10 sentence, the releasee constitutes a threat to society because of  
11 the releasee's lack of sexual control.

12           SECTION 3. Sections 508.1862 and 508.228, Government Code,  
13 as added by this Act, apply only to a decision of a parole panel made  
14 on or after the effective date of this Act. A decision of a parole  
15 panel made before the effective date of this Act is governed by the  
16 law in effect on the date the decision was made, and the former law  
17 is continued in effect for that purpose.

18           SECTION 4. This Act takes effect September 1, 2015.