

# SENATE AMENDMENTS

2<sup>nd</sup> Printing

By: Wilson

H.B. No. 721

A BILL TO BE ENTITLED

AN ACT

relating to the release to mandatory supervision of certain inmates confined in a county jail.

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

SECTION 1. Subchapter E, Chapter 508, Government Code, is amended by adding Section 508.1471 to read as follows:

Sec. 508.1471. RELEASE TO MANDATORY SUPERVISION OF CERTAIN INMATES CONFINED IN COUNTY JAIL. (a) This section applies only to an inmate who, at the time the inmate is sentenced to a term of imprisonment in the department, is:

(1) confined in a county jail; and

(2) eligible for immediate release to mandatory supervision.

(b) Notwithstanding any other law, the department must take custody of an inmate to whom this section applies before the inmate may be released to mandatory supervision.

(c) As soon as practicable after taking an inmate into custody under Subsection (b), the department shall provide notice to a victim, guardian of a victim, or close relative of a deceased victim that the inmate is eligible for release to mandatory supervision. The notice must be sent to the address provided in the victim impact statement or submitted under Section 508.117(b) and must state that the victim, guardian, or close relative may submit, not later than the 14th day after the date of the notice, a written

1 statement to the parole panel considering the inmate's release  
2 regarding:

3 (1) the offense;

4 (2) the inmate; and

5 (3) the effect of the offense on the victim, guardian,  
6 or close relative.

7 (d) Notwithstanding any other law, the parole panel may  
8 interview a victim, guardian of a victim, or close relative of a  
9 deceased victim regarding the release of the inmate to mandatory  
10 supervision.

11 (e) In this section, "victim," "guardian of a victim," and  
12 "close relative of a deceased victim" have the meanings assigned by  
13 Section 508.117.

14 SECTION 2. The change in law made by this Act applies to a  
15 defendant who is sentenced for an offense on or after the effective  
16 date of this Act, regardless of whether the offense is committed  
17 before, on, or after that date.

18 SECTION 3. This Act takes effect September 1, 2021.

ADOPTED

MAY 25 2021

*Lately Spaw*  
Secretary of the Senate

By: Schwertner

H.B. No. 721

Substitute the following for H.B. No. 721:

By: Whitmire

C.S. H.B. No. 721

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9 to an inmate who, at the time the inmate is sentenced to a term of  
10 imprisonment in the department, is:

11 (1) confined in a county jail; and

12 (2) eligible for immediate release to mandatory  
13 supervision.

14 (b) Before an inmate is released from a county jail to  
15 mandatory supervision, the department shall provide notice to a  
16 victim, guardian of a victim, or close relative of a deceased  
17 victim that the inmate is eligible for release to mandatory  
18 supervision. The notice must be sent to the address provided in  
19 the victim impact statement or submitted under Section 508.117(b)  
20 and must state that the victim, guardian, or close relative may  
21 submit, not later than the 14th day after the date of the notice,  
22 a written statement to the parole panel considering the inmate's  
23 release regarding:

24 (1) the offense;

1           (2) the inmate; and

2           (3) the effect of the offense on the victim, guardian,  
3 or close relative.

4           (c) Notwithstanding any other law, the parole panel may  
5 interview a victim, guardian of a victim, or close relative of a  
6 deceased victim regarding the release of the inmate to mandatory  
7 supervision.

8           (d) In this section, "victim," "guardian of a victim," and  
9 "close relative of a deceased victim" have the meanings assigned  
10 by Section 508.117.

11           SECTION 2. The change in law made by this Act applies to a  
12 defendant who is sentenced for an offense on or after the effective  
13 date of this Act, regardless of whether the offense is committed  
14 before, on, or after that date.

15           SECTION 3. This Act takes effect September 1, 2021.

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION**

**May 27, 2021**

**TO:** Honorable Dade Phelan, Speaker of the House, House of Representatives

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB721** by Wilson (Relating to the release to mandatory supervision of certain inmates confined in a county jail.), **As Passed 2nd House**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Government Code as it relates to the release of certain inmates confined in a county jail to mandatory supervision. According to the Texas Department of Criminal Justice and the Board of Pardons and Paroles, the costs associated with the bill's provisions could be absorbed using existing resources.

This analysis assumes implementing the provisions of the bill would not result in a significant impact on state correctional populations or on the demand for state correctional resources.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 696 Department of Criminal Justice, 697 Board of Pardons and Paroles

**LBB Staff:** JMc, LBO, DKN, KFB, KVEL

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION**

**May 23, 2021**

**TO:** Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB721** by Wilson (Relating to the release to mandatory supervision of certain inmates confined in a county jail.), **Committee Report 2nd House, Substituted**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Government Code as it relates to the release of certain inmates confined in a county jail to mandatory supervision. According to the Texas Department of Criminal Justice and the Board of Pardons and Paroles, the costs associated with the bill's provisions could be absorbed using existing resources.

This analysis assumes implementing the provisions of the bill would not result in a significant impact on state correctional populations or on the demand for state correctional resources.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 696 Department of Criminal Justice, 697 Board of Pardons and Paroles

**LBB Staff:** JMc, DKN, KFB, KVEL

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION**

**May 20, 2021**

**TO:** Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB721** by Wilson (Relating to the release to mandatory supervision of certain inmates confined in a county jail.), **As Engrossed**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Government Code as it relates to the release of certain inmates confined in a county jail to mandatory supervision. According to the Texas Department of Criminal Justice and the Board of Pardons and Paroles, the costs associated with the bill's provisions could be absorbed using existing resources.

This analysis assumes implementing the provisions of the bill would not result in a significant impact on state correctional populations or on the demand for state correctional resources.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 696 Department of Criminal Justice, 697 Board of Pardons and Paroles

**LBB Staff:** JMc, DKN, KFB, KVEL

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION**

**April 6, 2021**

**TO:** Honorable Andrew S. Murr, Chair, House Committee on Corrections

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB721** by Wilson (Relating to the release to mandatory supervision of certain inmates confined in a county jail.), **As Introduced**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Government Code as it relates to the release of certain inmates confined in a county jail to mandatory supervision. According to the Texas Department of Criminal Justice and the Board of Pardons and Paroles, the costs associated with the bill's provisions could be absorbed using existing resources.

This analysis assumes implementing the provisions of the bill would not result in a significant impact on state correctional populations or on the demand for state correctional resources.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 696 Department of Criminal Justice, 697 Board of Pardons and Paroles

**LBB Staff:** JMc, DKN, KFB, KVEL



**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**CRIMINAL JUSTICE IMPACT STATEMENT**

**87TH LEGISLATIVE REGULAR SESSION**

**April 6, 2021**

**TO:** Honorable Andrew S. Murr, Chair, House Committee on Corrections

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB721** by Wilson (Relating to the release to mandatory supervision of certain inmates confined in a county jail.), **As Introduced**

The provisions of the bill addressed by this analysis would amend the Government Code as it relates to the release to mandatory supervision of certain inmates confined in a county jail. Under the provisions of the bill, the Texas Department of Criminal Justice would be required to comply with certain requirements before an eligible individual could be released.

This analysis assumes implementing the provisions of the bill would not result in a significant impact on the demand for state correctional resources. The bill does not expressly create a felony offense, increase the punishment for an existing misdemeanor to that of a felony, increase the punishment for an existing felony offense or category of felony level offenses, or change the eligibility of a person for felony community supervision, parole, or mandatory supervision.

**Source**

**Agencies:**

**LBB Staff:** JMc, DKN, LM