



**TEXAS BOARD
OF
PARDONS AND PAROLES**

Number: BPP-POL. 145.257
Date: July 16, 2015
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Supersedes: BPP-POL. 04-01.24
Dated January 8, 2004

BOARD POLICY

SUBJECT: SPECIAL CONDITION “P” (SPECIAL NEEDS OFFENDER PROGRAM CASELOAD)

PURPOSE: To establish special condition “P” (Special Needs Offender Program – SNOP Caseload) as a special condition of parole or mandatory supervision.

AUTHORITY: Texas Government Code, Sections 508.0441, 508.045 and 508.221

DISCUSSION: Texas Board of Pardons and Paroles (Board) determine conditions of parole and mandatory supervision. Except in special circumstances, Board Members and Parole Commissioners act in panels comprised of three persons, and panel decisions are made by majority vote. The Presiding Officer designates the composition of the parole panels. Special conditions are conditions imposed in addition to the standard conditions of parole or mandatory supervision. Unless otherwise provided, any condition may be imposed before or after release and shall remain in effect until specifically removed by a parole panel.

POLICY: Special condition “P” represents a cooperative effort between the Board, the Texas Department of Criminal Justice Parole Division (Division) and State Health Services Department and local and community health organizations to ensure the successful reintegration into society of those offenders with special needs.

At any time special condition “P” is in effect, the offender shall fully comply with the requirements and instructions related to the assessment, evaluation, counseling and medication prescribed by medical and therapeutic professionals, as well as Board and Division policies governing the SNOP conditions and supervision.

COMPONENTS: “P”—At any time that this condition is in effect, and to the extent directed in writing by the offender’s supervising parole officer, an offender shall:

- A. Participate in mental health assessment and evaluation as instructed by the offender’s supervising officer;
- B. Participate in Intellectual Developmental Disorder assessment and evaluation as instructed by the offender’s supervising officer;
- C. Participate in a mental health/Intellectual Developmental Disorder treatment or counseling/case management/rehabilitation training program;
- D. Participate in mental health counseling/rehabilitation training for other reasons as instructed by the offender’s supervising officer; or
- E. Use medication as prescribed by the attending physician or psychiatrist.

DEFINITIONS: Mentally Impaired (MI) - a SNOP caseload category designed to provide offenders with mental illness community-based treatment alternatives when released to parole or mandatory supervision, ideally through the coordination of existing resources.

Intellectual Developmental Disorder (IDD) - a SNOP caseload category that seeks to maximize the potential of offenders with a diagnosis of Intellectual Disability (ID) when released to parole or mandatory supervision, ideally through the coordination of existing resources.

PROCEDURE:

- I. Criteria for Imposition - Special Condition “P” is intended for offenders who have a history of MI or ID.
 - A. When a parole panel determines that MI or ID contributed to the commission of the instant offense(s) or may adversely affect an offender’s potential for success after release, Special Condition “P” may be imposed by a parole panel.
 - B. As such, once imposed, it is a condition that should continue to govern the offender for the duration of the supervision period.
- II. Imposition of Special Condition
 - A. A parole panel, upon a majority vote, may impose Special Condition "P" as a condition of parole or mandatory supervision.

- B. Unless otherwise directed, any condition imposed becomes effective the date of the parole panel decision.
- C. At any time that Special Condition “P” is in effect, an offender’s supervising officer may require the offender to comply with any or all Special Condition “P” components to the extent directed in writing by the offender’s supervising officer, provided that an acknowledgement form is executed every time compliance requisites are imposed or modified.

III. Withdrawal of Special Condition

- A. The latitude created under Procedure II. C is intended to afford the offender’s supervising parole officer the flexibility to develop the supervision and treatment strategies for the offender.
- B. A parole panel, upon majority vote, may withdraw Special Condition “P” as a condition of parole or mandatory supervision.

ADOPTED BY MAJORITY VOTE OF THE BOARD ON THE 16th DAY OF JULY, 2015.

RISSIE OWENS, PRESIDING OFFICER (CHAIR)

** Signature on file.*