



**TEXAS BOARD
OF
PARDONS AND PAROLES**

Number: BPP-DIR. 145.350

Date: February 19, 2019

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Supersedes: October 8, 2013

BOARD DIRECTIVE

SUBJECT: CONDITIONS OF PAROLE

PURPOSE: To establish a procedure for the Texas Board of Pardons and Paroles to impose and/or modify conditions of parole for a person transferred from the Texas Juvenile Justice Department to the Texas Department of Criminal Justice Parole Division.

AUTHORITY: Texas Government Code Sections 508.035(d) and 508.156
Human Resource Code Sections 245.051(c) and 245.151(e)
Board Directive BPP-DIR.141.304

DISCUSSION: When a person serving a determinate sentence in a Texas Juvenile Justice Department (TJJD) facility or on TJJD parole reaches their 19th birthday, the person must be released on parole for supervision by the Texas Department of Criminal Justice Parole Division (Division) or transferred to the Texas Department of Criminal Justice Correctional Institutions Division (TDCJ CID).

The TJJD shall approve the parole of any person in a TJJD facility for supervision by the Division and the transfer of persons from TJJD parole to the Division. And, in some instances, a juvenile court judge will order a person's release on parole for supervision by the Division. In either case, prior to the person's release on parole, a parole panel may impose any reasonable condition of parole that the parole panel may impose on an adult inmate.

DEFINITIONS: Victim – As defined by Articles 56.01(2a) and 56.01(3), and entitled to notification pursuant to Article 56.02(a)(7), Texas Code of Criminal Procedure.

Close Relative of a Deceased Victim – As defined by Article 56.01(1) and entitled to notification pursuant to Article 56.02(a)(7), Texas Code of Criminal Procedure.

Guardian of Victim – As defined by Article 56.01(2) and entitled to notification pursuant to Article 56.02(a)(7), Texas Code of Criminal Procedure.

Person from the Texas Juvenile Justice Department – A child sentenced to commitment in a TJJD facility with a possible transfer to the TDCJ in accordance with the provisions of the Texas Family Code.

TJJD Parole Panel – A panel of the Texas Board of Pardons and Paroles (Board) as designated by the Presiding Officer to serve as the TJJD panel.

PROCEDURE:

I. Transmittals

- A. The TJJD parole panel shall receive a transmittal request from the Division requesting the imposition or modification of conditions of parole for a person from the TJJD. The request will be accompanied by a Division file. The parole panel may impose any condition of release as identified by the statute and/or Board policy.
- B. The TJJD parole panel may receive a transmittal request from TDCJ Victim Services Division providing new and relevant information from correspondence or any communication that was not in the file at the time of the most recent parole panel action or not previously subject to review by the TJJD.
- C. New and relevant information shall be categorized and labeled as: Victim Information or Other Information.
 - 1. Victim Information – information from a victim, guardian of a victim, or close relative of a deceased victim.
 - 2. Other Information – new and relevant information received from any source other than those identified in Section B.1. above.

- II. Transmittal Review – The TJJD parole panel shall review all transmittal requests to impose and/or modify conditions of parole for a person from the TJJD. When the TJJD parole panel completes their vote, the transmittal and the case file will be returned to the Division. The TJJD will coordinate the release or transfer of the person from the TJJD with the Division.

SIGNED THIS, THE 19TH DAY OF FEBRUARY, 2019.

DAVID GUTIÉRREZ, PRESIDING OFFICER (CHAIR)

**Signature on file.*