



**TEXAS BOARD
OF
PARDONS AND PAROLES**

Number: BPP-POL. 145.205

Date: January 19, 2017

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**Supersedes: BPP-POL. 145.205
Dated September 1, 2015**

BOARD POLICY

SUBJECT: DESIGNATION OF STANDARDIZED DISTANCE FOR CHILD SAFETY ZONES

PURPOSE: To establish a standardized distance for child safety zones while maintaining a parole panel's flexibility to modify the established distance on a case-by-case basis as authorized by the statute.

AUTHORITY: Texas Constitution, Article IV, Section 11
Texas Government Code, Sections 508.0441, 508.045, 508.187, 508.221 and 508.225
Texas Code of Criminal Procedure Article 42A.453(h)

DEFINITIONS: Child safety zone - the distance an offender shall not go in, on, or within premises where children commonly gather, including but not limited to: schools, day-care facilities, playgrounds, public or private youth centers, public swimming pools or video arcade facilities.

Playground, premises, school, video arcade facility, and youth center - as defined in the Health and Safety Code, Section 481.134, Drug-Free Zones.

Standardized distance - the Texas Board of Pardons and Paroles' (Board) established distance for child safety zones.

POLICY: The Board adopts the distance of five hundred (500) feet as its standardized distance for child safety zones for the purposes of a parole panel's designation as required by Sections 508.187 and 508.225. The Board adopts, by this policy, the statutory provisions in the Texas Code of Criminal Procedure Article 42A.453(h), which authorizes a defendant to travel through a child safety zone while the defendant is in or going immediately to or from specified locations.

ADOPTED BY MAJORITY VOTE OF THE BOARD ON 19TH DAY OF JANUARY, 2017.

DAVID GUTIÉRREZ, PRESIDING OFFICER (CHAIR)

** Signature on file.*