



**TEXAS BOARD  
OF  
PARDONS AND PAROLES**

**Number:** BPP POL. 145.252

**Date:** October 20, 2017

**Page:** 1 of 3

**Supersedes:** August 17, 2016

## **BOARD POLICY**

---

**SUBJECT:** SPECIAL CONDITION “E” (EDUCATIONAL SKILL LEVEL AND VOCATIONAL TRAINING)

**PURPOSE:** To establish Special Condition “E” (Educational Skill Level and Vocational Training) as a special condition of parole or mandatory supervision.

**AUTHORITY:** Texas Government Code, Sections 508.183, 508.0441, 508.221, and 508.319

**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 “E” represents a cooperative effort between the Board, the Texas Department of Criminal Justice Parole Division (Division) and Texas Education Agency to effect a successful reintegration of the offender into society.

The goal of the Board is to encourage each offender to attain the maximum level of educational skill possible while on parole or mandatory supervision.

Special Condition “E” is not intended for offenders who lack the intellectual capacity or learning ability to earn a GED or attain an EA score of 6.9, nor is it intended for offenders with an official diagnosis of an intellectual disability unless proper resources are available.

**COMPONENTS:** Special Condition “E” is intended to afford the offender’s supervising parole officer the flexibility to structure the requisites according to supervision needs. 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. When required, participate in educational achievement testing in order to ascertain educational skill level, intellectual capacity, or learning ability

- B. Participate in any appropriate educational or vocational programs as instructed by offender's supervising officer.

**DEFINITIONS:** Adult Basic Education Programs may include, but are not restricted to:

- ESL – English as a Second Language
- Literacy classes for students below first grade functioning level
- ABE – Adult Basic Education classes for students at grades 1-8

Vocational Classes may include, but are not restricted to:

- Accredited and Licensed Vocational Trade School
- Vocational training through community college programs
- Other appropriate training as instructed by offender's supervising parole officer

**PROCEDURES:**

- I. Criteria for Imposition of Special Condition "E" - Special Condition "E" is intended for offenders with an educational achievement ("EA") score below 6.9 or who do not have a high school diploma or GED.
- A. When a parole panel determines that an offender has an educational skill level that is not equal to or greater than the average skill level of students who have completed the sixth grade in a public school, the parole panel shall impose Special Condition "E."
- B. The condition shall remain in effect until the offender achieves the required educational skill level.
- C. Special Condition "E" is intended for offenders to acquire employment while in the custody of the Division to lessen the likelihood that the offender will return to the TDCJ Correctional Institutions Division.
- II. Imposition of Special Condition
- A. A parole panel, upon a majority vote, may impose Special Condition "E" as a condition of parole or mandatory supervision.
- B. Unless otherwise directed, any condition of parole or mandatory supervision imposed is effective on the date of the parole panel decision.
- C. At any time that Special Condition "E" is in effect, an offender's supervising officer may require the offender to comply with any or all Special Condition "E" components to the extent directed in writing by the offender's supervising officer,

provided that an acknowledgment form is executed every time compliance requisites are imposed or modified.

III. Withdrawal of Special Condition

- A. Once Special Condition “E” is imposed, it shall continue to govern the offender for the duration of the supervision period or until appropriate certification is completed.
- B. A parole panel, upon majority vote, may withdraw Special Condition “E” as a condition of parole or mandatory supervision.

**ADOPTED BY MAJORITY VOTE OF THE BOARD ON THE 20<sup>TH</sup> DAY OF OCTOBER, 2017.**

**DAVID GUTIÉRREZ, PRESIDING OFFICER (CHAIR)**

*\*Signature on file.*