



**TEXAS BOARD
OF
PARDONS AND PAROLES**

Number: BPP-POL. 145.264

Date: January 17, 2019

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Supersedes: July 21, 2016

BOARD POLICY

SUBJECT: SPECIAL CONDITION "Z" (NOT TO ENTER A SPECIFIED COUNTY)

PURPOSE: To establish Special Condition "Z" (Not to Enter a Specified County) as a special condition of parole or mandatory supervision and to establish a procedure for imposing restrictions on entering a specified county as a condition of parole or mandatory supervision.

AUTHORITY: Texas Government Code Sections 508.0441, 508.045, 508.181, and 508.221

DISCUSSION: The Texas Board of Pardons and Paroles (Board) determines 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 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 "Z" is intended to prohibit an offender from entering a specified county without prior written approval by the parole panel.

A parole panel, by majority vote, may impose Special Condition "Z" to protect the life or safety of a victim of the offender's offense, the offender, a witness in the case or any other person; or increase the likelihood of the offender's successful completion of parole or mandatory supervision.

At any time Special Condition "Z" is in effect, and to the extent directed in writing by the offender's supervising Parole Officer, the offender shall not enter the specified county.

DEFINITIONS: Legal County of Residence (LCOR) – the county in which the offender resided at the time of committing the offense for which the offender was sentenced to the Texas Department of Criminal Justice Correctional Institutions Division (TDCJ CID); or the county in which the offender was sentenced to the TDCJ CID, if the offender was not a resident of this state at the time of committing the offense.

PROCEDURE:

I. Imposition of Special Condition

- A. A parole panel, upon majority vote, may impose Special Condition “Z” as a special condition of parole or mandatory supervision.
- B. Unless otherwise directed, any special condition of parole or mandatory supervision becomes effective on the date of the parole panel decision.
- C. In the event the county specified is the offender’s LCOR, a parole panel may impose Special Condition “Z” provided such condition is in compliance with Texas Government Code Section 508.181.

II. Withdrawal of Special Condition

- A. Once imposed, Special Condition “Z” shall continue to govern the offender for the duration of the supervision period.
- B. A parole panel may, by majority vote, withdraw Special Condition “Z” as a special condition of parole or mandatory supervision.

ADOPTED BY MAJORITY VOTE OF THE BOARD ON THE 17TH DAY OF JANUARY, 2019.

DAVID GUTIÉRREZ, PRESIDING OFFICER (CHAIR)

**Signature on file.*