



**TEXAS BOARD
OF
PARDONS AND PAROLES**

Number: BPP-POL. 145.270

Date: September 1, 2017

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Supersedes: None

BOARD POLICY

SUBJECT: POLICY STATEMENT ON IMPOSITION OF SPECIAL CONDITIONS

PURPOSE: To establish a policy statement of the Texas Board of Pardons and Paroles regarding the imposition of special conditions.

AUTHORITY: Texas Government Code Section 508.0441
Texas Government Code Subchapter F and G
Texas Code of Criminal Procedure Article 42A
Texas Administrative Code Sections 145.22

DISCUSSION: The 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 (Chair) 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: When the Board determines conditions of parole and mandatory supervision, the Board Members and Parole Commissioners may impose any reasonable condition that is not duplicative of another condition and that is designed to protect or restore the community, protect or restore the victim, or punish, rehabilitate, or reform the defendant. In determining the conditions, the Board Members and Parole Commissioners shall consider the extent to which the conditions impact the defendant's:

- (1) work, education, and community service schedule or obligations; and
- (2) ability to meet financial obligations.

The Board shall adhere to and impose the mandatory conditions under Subchapter F of the Teas Government Code; and consider the imposition of the discretionary conditions under Subchapter G of the Texas Government Code which includes imposing any conditions a court may impose on a

defendant placed on community supervision under Article 42A, Code of Criminal Procedure.

ADOPTED BY MAJORITY VOTE OF THE BOARD ON THE 20th DAY OF JULY, 2017.

DAVID GUTIÉRREZ, PRESIDING OFFICER (CHAIR)

**Signature on file.*