



**TEXAS BOARD
OF
PARDONS AND PAROLES**

Number: BPP-POL. 145.255

Date: January 21, 2021

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Supersedes: May 21, 2020

BOARD POLICY

SUBJECT: SPECIAL CONDITION “L” (MAXIMUM LEVEL OF SUPERVISION)

PURPOSE: To establish Special Condition “L” (Maximum Level of Supervision) as a special condition of parole or mandatory supervision and to establish a procedure for imposing a maximum level of supervision as a condition of parole or mandatory supervision.

AUTHORITY: Texas Government Code Sections 508.0441, 508.045, and 508.317

POLICY: Special Condition “L” is appropriate for imposition when a higher level of supervision is warranted upon release or after violations of parole or mandatory supervision.

Special Condition “L” represents a cooperative effort between the Board and the Texas Department of Criminal Justice Parole Division (Division) to ensure the successful compliance by an offender while minimizing the potential threat to the community. Whereas parole panels are vested with the authority to impose conditions of parole or mandatory supervision, the Division is responsible for determining the level of supervision assigned to an offender.

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 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.

COMPONENTS: When Special Condition “L” is imposed by a parole panel, an offender is placed on the maximum level of regular supervision and remains at that level of supervision until an objective reassessment by the Division indicates another level of supervision is warranted.

PROCEDURE:

I. Imposition of Special Condition

- A. A parole panel, upon majority vote, may impose Special Condition “L” as a 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.

II. Removal of Special Condition

Special Condition “L” shall remain in effect until the offender’s next scheduled reassessment. The offender’s supervising Parole Officer may assign the offender to a lower level of supervision (medium or minimum) provided the reassignment is based on the Texas Risk Assessment System, which assesses the offender’s risk and needs. At that point in time, Special Condition “L” as a condition of release shall no longer be enforced.

ADOPTED BY MAJORITY VOTE OF THE BOARD ON THE 21ST DAY OF JANUARY, 2021.

DAVID GUTIÉRREZ, PRESIDING OFFICER (CHAIR)

**Signature on file.*