



**TEXAS BOARD
OF
PARDONS AND PAROLES**

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Date: January 18, 2024
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Supersedes: January 19, 2023

BOARD POLICY

SUBJECT: SPECIAL CONDITION SISP (SUPER INTENSIVE SUPERVISION PROGRAM)

PURPOSE: To establish Special Condition SISP (Super Intensive Supervision Program) as a special condition of parole or mandatory supervision and to establish a procedure for imposing super intensive supervision restrictions as a condition of parole or mandatory supervision.

AUTHORITY: Texas Government Code Sections 508.0441, 508.045, and 508.317
Texas Code of Criminal Procedure Articles 42A. 001(3), 42A.301(b)(16), and 56A.504

POLICY: Special Condition SISP represents a cooperative effort between the Texas Board of Pardons and Paroles (Board) and the Texas Department of Criminal Justice (TDCJ) Parole Division (Division) to minimize the threat to the community from dangerous offenders released on parole or mandatory supervision.

At any time Special Condition SISP is in effect, the offender shall fully comply with state law governing the Super Intensive Supervision Program as well as Board and Division policies.

DISCUSSION: “The legislature intends by this measure, and by related appropriations, to enhance existing parole programs and to provide appropriate supervision, including electronic monitoring, under existing and future law for dangerous offenders released from the TDCJ. It is the legislature’s intention that the scope of allowable supervision under this measure and related statutes be construed in the broadest possible manner consistent with constitutional restraints.” H.B. 2918

The Board determines the 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. Any condition may be imposed before or after release and shall remain in effect until specifically removed by a parole panel, unless otherwise authorized by Board policy.

DEFINITIONS:

Bodily Injury – physical pain, illness, or any impairment of physical condition.

Electronic Monitoring – voice tracking systems, position tracking systems, position locations systems, biometric tracking systems, and any other electronic or telecommunications system that may be used to assist in the supervision of offenders.

IMPOSE-SISP – a vote by the SISP panel to impose Special Condition SISP.

REFER-SISP – a parole panel recommendation for super intensive supervision.

REFER-SISP/PER CRITERIA – a recommendation from the Director of the Division for super intensive supervision as per criteria only.

Serious Bodily Injury – bodily injury that creates a substantial risk of death or that causes death, serious permanent disfigurement, or protracted loss or impairment of the function of any bodily member or organ.

SISP – Super Intensive Supervision Program.

SISP Panel – the parole panel that will determine imposition, withdrawal, or violations of Special Condition SISP.

Victim – a person who is the victim of the offense of sexual assault, kidnapping, aggravated robbery, trafficking of persons, or injury to a child, elderly individual, or disabled individual or who has suffered personal injury or death as a result of the criminal conduct of another.

WITHDRAW-SISP – a vote by the SISP panel to withdraw Special Condition SISP.

COMPONENTS:

Mandatory

Special Condition SISP – At any time this condition is in effect, unless modified or withdrawn by the SISP panel, an offender shall:

- A. submit to electronic monitoring;
- B. comply with a daily activity schedule;
- C. not travel within or beyond county of residence without approval of supervising parole officer;
- D. not unlawfully use drugs, narcotics or controlled substances;
- E. not use intoxicating inhalants;
- F. not consume alcoholic beverages;

- G. submit to urinalysis testing; and
- H. obey all driving restrictions.

Discretionary

In addition, at any time Special Condition SISP is imposed, and to the extent directed in writing by the offender's supervising parole officer, an offender shall:

- A. reside in a community residential facility (halfway house) designated by the Division and comply with all facility rules and regulations in effect during their period of residence at the facility;
- B. attend adult basic education program;
- C. attend District Reentry Center (DRC) programming;
- D. actively seek employment;
- E. not enter an establishment where the primary function is the sale and dispensing of alcoholic beverages for on-premises consumption;
- F. submit to alcohol use testing;
- G. attend substance abuse counseling sessions;
- H. participate in substance abuse (alcohol/narcotics) treatment program;
- I. attend and participate in the Special Needs Offender Program;
- J. take prescribed medication as directed;
- K. participate in anger management or counseling program;
- L. participate in family counseling program;
- M. not contact, or cause to be contacted, in person, by telephone, correspondence, video or audio device, third person, media, or by any electronic means, the victim, or guardian of the victim of instant offense;
- N. pay restitution as instructed; or
- O. inform any prospective employer of supervision status.

PROCEDURE:

I. Criteria for Referral - Except as provided in Section II.C. of this policy, an offender recommended for super intensive supervision shall have a release to parole date or a release to mandatory supervision date later than the date of the recommendation; and has met the Division's criteria for SISP referral (reference TDCJ PD/POP-2.2.6 Section III).

II. Referral Process

- A. A parole panel, upon a majority vote, may recommend an offender for super intensive supervision provided that the recommendation is reflected as a REFER-SISP vote on the minute sheets of the offender's file.
- B. The Director of the Division, or their designee may recommend an offender for super intensive supervision provided that the offender meets the criteria.
- C. An offender whose release to parole date or release to mandatory supervision date precedes the date recommended for super intensive supervision can be recommended for super intensive supervision only on the recommendation of the Board's Presiding Officer and the Director of the Division.
- D. All files of offenders in release processing mode whose pre-release minute sheets reflect a REFER-SISP vote or REFER-SISP/PER CRITERIA recommendation and the files of offenders recommended for SISP pursuant to II.C. of this section shall be referred to the SISP panel.
- E. The SISP panel shall consider all recommendations for Special Condition SISP referred in accordance with this policy.

Upon considering a case for Special Condition SISP, the SISP panel, upon majority vote, may:

- 1. impose Special Condition SISP as a condition of parole or mandatory supervision; or
 - 2. continue action in effect.
- F. At any time that Special Condition SISP is in effect, an offender's supervising Parole Officer may require the offender to comply with any or all Special Condition SISP components to the extent directed in writing by the offender's supervising parole officer, provided that an acknowledgment form is properly executed each time compliance requisites are imposed, withdrawn, or modified.
 - G. Unless otherwise directed, any condition of parole or mandatory supervision imposed is effective on the date of the parole panel decision.

III. Withdrawal of Special Condition SISP

- A. The SISP panel shall consider all recommendations for withdrawal of Special Condition SISP from the RWD-SISP/Director or a designee of the Director.
 - B. When considering a case for withdrawal of Special Condition SISP, the SISP panel, upon majority vote, may:
 - 1. withdraw Special Condition SISP as a special condition of parole or mandatory supervision;
 - 2. continue action in effect; or
 - 3. impose any other special condition the panel deems appropriate.
 - C. When the parole panel withdraws Special Condition SISP, which includes electronic monitoring, the Division shall notify the victim in accordance with Article 56A.504, Code of Criminal Procedure, which references Article 56A.502.
- IV. Revocation for Violations of Special Condition SISP
- A. All hearing matters involving violations of Special Condition SISP shall be presented to the SISP panel.
 - B. The SISP panel shall determine all hearing matters involving violations of Special Condition SISP.

ADOPTED BY MAJORITY VOTE OF THE BOARD ON THE 18TH DAY OF JANUARY, 2024.

DAVID GUTIÉRREZ, PRESIDING OFFICER (CHAIR)

**Signature on file.*