

BILL ANALYSIS

Senate Research Center
81R1061 HLT-F

H.B. 93
By: Hodge, Guillen (Hinojosa)
Criminal Justice
5/8/2009
Engrossed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

Under current law, once an inmate's good conduct time has been revoked for a disciplinary offense, the inmate cannot gain the time back through cooperation or good behavior. Wardens would benefit from a tool to better ensure inmate cooperation and compliance.

H.B. 93 authorizes the restoration of good conduct time at the discretion of the Texas Department of Criminal Justice.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Reenacts and amends Section 498.004(a), Government Code, as amended by Chapters 249 and 321, Acts of the 74th Legislature, Regular Session, 1995, to authorize the Texas Department of Criminal Justice (TDCJ) to forfeit all or any part of the inmate's accrued good conduct time, if, during the actual term of imprisonment of an inmate in TDCJ, rather than in the institutional division, or in a transfer facility, the inmate commits an offense or violates a rule of TDCJ, rather than the division. Authorizes TDCJ to restore, rather than prohibiting TDCJ from restoring, good conduct time forfeited under this subsection.

SECTION 2. Effective date: upon passage or September 1, 2009.