

- SUBJECT:** Sex offender treatment as a parole condition for certain sex offenders
- COMMITTEE:** Corrections — committee substitute recommended
- VOTE:** 7 ayes — Murphy, J. White, Allen, Keough, Krause, Schubert, Tinderholt
0 nays
- WITNESSES:** For — Andy Kahan, City of Houston; Michelle Heinz; Rikki Robbins; Laurie Thompson; (*Registered, but did not testify*: Jessica Anderson, Houston Police Department)

Against — None

On — Rissie Owens, Texas Board of Pardons and Paroles; Patricia Cummings, Texas Criminal Defense Lawyers Association; (*Registered, but did not testify*: Bettie Wells, Board of Pardons and Paroles; Stuart Jenkins, Texas Department of Criminal Justice)
- BACKGROUND:** Government Code, ch. 508 governs parole and mandatory supervision, a type of release for inmates being released from state correctional facilities. Ch. 508, subch. F governs required conditions of parole and mandatory supervision, and subch. G governs discretionary conditions of the two.
- DIGEST:** CSHB 3387 would require parole panels to mandate that offenders released on parole or mandatory supervision participate in a sex offender treatment program if:
- the offender was serving a sentence for a sex offense listed in Penal Code, ch. 21 or was required to register under the state's sex offender registration laws in Code of Criminal Procedure, ch. 62; and
 - immediately before the release the offender was participating in a sex offender treatment program while incarcerated.

Parole panels would be authorized to require as a condition of release on

parole or mandatory supervision that offenders participate in a sex offender treatment programs if:

- the offender was serving a sentence for a sex offense listed in Penal Code, ch. 21 or was required to register under the state's sex offender registration laws in Code of Criminal Procedure, ch. 62; or
- an agent of the Board of Pardons and Paroles made an affirmative finding that the offender constituted a threat to society because of the offender's lack of sexual control, regardless of the crime for which the individual was convicted.

The affirmative finding would have to be made on evidence that a sex offense occurred during the offense for which the individual was incarcerated.

The bill would take effect September 1, 2015, and would apply only to parole panel decisions made on or after that date.