



**TEXAS BOARD  
OF  
PARDONS AND PAROLES**

**Number: BPP-DIR. 07-09.01**

**Date: September 21, 2007**

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**Supersedes: 96-5.01**

## **BOARD DIRECTIVE**

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**SUBJECT: CONDITIONS OF PAROLE**

**PURPOSE:** To establish a procedure for imposing and/or modifying conditions of parole of a person transferred from the Texas Youth Commission to the Texas Department of Criminal Parole Division.

**AUTHORITY:** Government Code §508.156

**DISCUSSION:** When a person serving a determinate sentence in a Texas Youth Commission (TYC) facility or on TYC parole who reaches their 19<sup>th</sup> birthday, the person must be released on parole for supervision by the Texas Department of Criminal Justice Parole Division (TDCJ PD) or transferred to the TDCJ Correctional Institutions Division.

The Texas Youth Commission (TYC) Executive Director shall approve the parole of any person in a TYC facility for supervision by the TDCJ PD and the transfer of persons from TYC parole to TDCJ PD. And, in some instances, a juvenile court judge will order a persons release on parole for supervision by TDCJ PD. In either case, prior to the persons release on parole, a parole panel may impose any reasonable condition of parole that the panel may impose on an adult inmate.

**DEFINITIONS:**

**Victim:** As defined by Article 56.01(3) and entitled to notification pursuant to 56.02(a)(7), Texas Code of Criminal Procedure.

**Close Relative of a Deceased Victim:** As defined by Article 56.01(1) and entitled to notification pursuant to 56.02(a)(7), Texas Code of Criminal Procedure.

**Guardian of Victim:** As defined by Article 56.01(2) and entitled to notification pursuant to 56.02(a)(7), Texas Code of Criminal Procedure.

**Person from the Texas Youth Commission:** A child sentenced to commitment in the Texas Youth Commission with a possible transfer to the TDCJ in accordance with the provisions of the Texas Family Code.

**PROCEDURE:**

**A. Transmittals**

1. The TYC parole panel shall receive a transmittal request from the TDCJ PD requesting the imposition or modification of conditions of parole of a person from the TYC. The request will be accompanied by a TDCJ PD file. The parole panel may impose any condition of release as identified by the statute and/or board policy.
2. The TYC parole panel may receive a transmittal request from TDCJ Victim Services providing new and relevant information from correspondence or any communication that was not in the file at the time of the most recent parole panel action or not previously subject to review by the TYC.

New and relevant information shall be categorized and labeled as: Victim Information or Other Information.

- a. Victim Information-information from a victim, guardian of a victim or close relative of a deceased victim.
- b. Other Information - new and relevant information received from any source other than those identified in Section A.2.a. above.

**B. Transmittal Review**

The TYC parole panel shall review all transmittal requests to impose and/or modify conditions of parole of a person from the TYC. When the TYC parole panel completes their vote, the transmittal and the case file will be returned to TDCJ PD. The TYC will coordinate the release or transfer of the person from the TYC with the TDCJ PD.

**EFFECTIVE THE 21<sup>ST</sup> DAY OF SEPTEMBER 2007.**

**RISSIE OWENS, PRESIDING OFFICER CHAIR)**

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*\* Signature on file.*