



**TEXAS BOARD
OF
PARDONS AND PAROLES**

Number: BPP-POL. 04-01.04

Date: January 8, 2004

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Supersedes: BPP-POL. 00-04.07

BOARD POLICY

SUBJECT: SPECIAL CONDITION "Z" (NOT TO ENTER A SPECIFIED COUNTY)

PURPOSE: To establish "Z" as a special condition of parole or mandatory supervision and to establish a procedure for imposing special condition "Z" as a condition of parole or mandatory supervision.

AUTHORITY: §§508.0441, 508.045, 508.181 and 508.221, Government Code.

POLICY: Members of the Texas Board of Pardons and Paroles and parole commissioners determine conditions of parole and mandatory supervision. Members and commissioners act in panels comprised of three persons, and panel decisions are made by majority vote. The board presiding officer (chair) designates the composition of the respective 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:

Special condition "Z" is intended to prohibit an offender from entering a specified county or counties without prior written approval by the parole panel.

A parole panel, by majority vote, may impose special condition "Z" when it is determined that entry into a specified county may not be in the best interest of the offender or the residents in the specified county or counties.

At any time special condition "Z" is in effect, and to the extent directed in writing by the offender's supervising officer, an offender shall not enter the county or counties specified.

In the event the county specified is the offender's LCOR, a parole panel may impose special condition "Z" provided such condition is in compliance with §508.181 of the Government Code.

DEFINITIONS:

LCOR—Legal County of Residence—the county in which offender resided at the time of committing the offense for which the offender was sentenced to the TDCJ Correctional Institutions Division; or the county in which the offender was sentenced to the Correctional Institutions Division, if the offender was not a resident of this state at the time of committing the offense.

PROCEDURE:

- I. Imposition of Special Condition
 - A. A parole panel, upon a majority vote, may impose special condition "Z" as a special condition of parole or mandatory supervision.
 - B. Unless otherwise directed, any special condition of parole or mandatory supervision is effective on the date of the parole panel decision.
- II. Withdrawal of Special Condition
 - A. Once imposed, special condition "Z" shall continue to govern the offender for the duration of the supervision period.
 - B. A parole panel may, by majority vote, withdraw special condition "Z" as a special condition of parole or mandatory supervision.

ADOPTED BY MAJORITY VOTE OF THE BOARD ON THE 8th DAY OF JANUARY, 2004.

RISSIE OWENS, PRESIDING OFFICER (CHAIR)

** Signature on file.*