

1-1 By: Krause, et al. (Senate Sponsor - Whitmire) H.B. No. 3387
1-2 (In the Senate - Received from the House May 12, 2015;
1-3 May 13, 2015, read first time and referred to Committee on Criminal
1-4 Justice; May 22, 2015, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 7, Nays 0;
1-6 May 22, 2015, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	<u>Whitmire</u>	X		
1-10	<u>Huffman</u>	X		
1-11	<u>Burton</u>	X		
1-12	<u>Creighton</u>	X		
1-13	<u>Hinojosa</u>	X		
1-14	<u>Menéndez</u>	X		
1-15	<u>Perry</u>	X		

1-16 COMMITTEE SUBSTITUTE FOR H.B. No. 3387 By: Whitmire

1-17 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to sex offender treatment as a condition of parole or
1-20 mandatory supervision for certain releasees.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subchapter F, Chapter 508, Government Code, is
1-23 amended by adding Section 508.1862 to read as follows:

1-24 Sec. 508.1862. SEX OFFENDER TREATMENT. A parole panel
1-25 shall require as a condition of release on parole or to mandatory
1-26 supervision that a releasee participate in a sex offender treatment
1-27 program developed by the department if:

1-28 (1) the releasee:

1-29 (A) was serving a sentence for an offense under
1-30 Chapter 21, Penal Code; or

1-31 (B) is required to register as a sex offender
1-32 under Chapter 62, Code of Criminal Procedure; and

1-33 (2) immediately before release, the releasee is
1-34 participating in a sex offender treatment program established under
1-35 Section 499.054.

1-36 SECTION 2. Subchapter G, Chapter 508, Government Code, is
1-37 amended by adding Section 508.228 to read as follows:

1-38 Sec. 508.228. SEX OFFENDER TREATMENT. A parole panel may
1-39 require as a condition of release on parole or to mandatory
1-40 supervision that a releasee participate in a sex offender treatment
1-41 program as specified by the parole panel if:

1-42 (1) the releasee:

1-43 (A) was serving a sentence for an offense under
1-44 Chapter 21, Penal Code; or

1-45 (B) is required to register as a sex offender
1-46 under Chapter 62, Code of Criminal Procedure; or

1-47 (2) a designated agent of the board after conducting a
1-48 hearing that allows the releasee to contest the evidence, on
1-49 evidence that a sex offense occurred during the commission of the
1-50 offense for which the releasee was serving a sentence, makes an
1-51 affirmative finding that, regardless of the offense for which the
1-52 releasee was serving a sentence, the releasee constitutes a threat
1-53 to society because of the releasee's lack of sexual control.

1-54 SECTION 3. Sections 508.1862 and 508.228, Government Code,
1-55 as added by this Act, apply only to a decision of a parole panel made
1-56 on or after the effective date of this Act. A decision of a parole
1-57 panel made before the effective date of this Act is governed by the
1-58 law in effect on the date the decision was made, and the former law
1-59 is continued in effect for that purpose.

1-60 SECTION 4. This Act takes effect September 1, 2015.

1-61 * * * * *