

AN ACT

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

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

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

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

(1) the releasee:

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

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

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

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

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

1           (1) the releasee:

2                   (A) was serving a sentence for an offense under  
3 Chapter 21, Penal Code; or

4                   (B) is required to register as a sex offender  
5 under Chapter 62, Code of Criminal Procedure; or

6           (2) a designated agent of the board after conducting a  
7 hearing that allows the releasee to contest the evidence, on  
8 evidence that a sex offense occurred during the commission of the  
9 offense for which the releasee was serving a sentence, makes an  
10 affirmative finding that, regardless of the offense for which the  
11 releasee was serving a sentence, the releasee constitutes a threat  
12 to society because of the releasee's lack of sexual control.

13           SECTION 3. Sections 508.1862 and 508.228, Government Code,  
14 as added by this Act, apply only to a decision of a parole panel made  
15 on or after the effective date of this Act. A decision of a parole  
16 panel made before the effective date of this Act is governed by the  
17 law in effect on the date the decision was made, and the former law  
18 is continued in effect for that purpose.

19           SECTION 4. This Act takes effect September 1, 2015.

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President of the Senate

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Speaker of the House

I certify that H.B. No. 3387 was passed by the House on May 11, 2015, by the following vote: Yeas 137, Nays 1, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 3387 on May 29, 2015, by the following vote: Yeas 143, Nays 0, 2 present, not voting.

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Chief Clerk of the House

I certify that H.B. No. 3387 was passed by the Senate, with amendments, on May 26, 2015, by the following vote: Yeas 31, Nays 0.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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Governor