

1-1 By: Carona S.B. No. 1003
 1-2 (In the Senate - Filed March 1, 2013; March 12, 2013, read
 1-3 first time and referred to Committee on Criminal Justice;
 1-4 April 22, 2013, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 5, Nays 1; April 22, 2013,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13			X	
1-14	X			
1-15		X		

1-16 COMMITTEE SUBSTITUTE FOR S.B. No. 1003 By: Carona

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

1-19 relating to a review of and report regarding the use of adult and
 1-20 juvenile administrative segregation in facilities in this state.

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

1-22 SECTION 1. DEFINITION. In this Act, "facility" means:

1-23 (1) a facility operated by or under contract with the
 1-24 Texas Department of Criminal Justice;

1-25 (2) a facility operated by a county, a municipality,
 1-26 or a private vendor for the confinement of a person arrested for,
 1-27 charged with, or convicted of a criminal offense; or

1-28 (3) a public or private juvenile secure detention
 1-29 facility.

1-30 SECTION 2. REVIEW OF ADMINISTRATIVE SEGREGATION POLICIES.

1-31 The governor shall appoint an independent third party to conduct a
 1-32 review of facilities in this state regarding the facilities' use of
 1-33 adult and juvenile administrative segregation and related
 1-34 statistics, including:

1-35 (1) classification to administrative segregation and
 1-36 release from administrative segregation;

1-37 (2) security threat group classification;

1-38 (3) notification of release and release procedures;

1-39 (4) access of adults and juveniles confined in
 1-40 administrative segregation to:

1-41 (A) mental health services;

1-42 (B) health care services;

1-43 (C) substance abuse programs and services;

1-44 (D) reentry resources and transitional programs
 1-45 and services; and

1-46 (E) other programs and services that are
 1-47 available to the general adult and juvenile population;

1-48 (5) access of adults confined in administrative
 1-49 segregation to programs and services for adults who are veterans;

1-50 (6) the number of adults and juveniles confined in
 1-51 administrative segregation who were referred to mental health
 1-52 professionals;

1-53 (7) the average length of time adults and juveniles
 1-54 were continuously confined in administrative segregation; and

1-55 (8) the rate of recidivism among adults and juveniles
 1-56 who were confined in administrative segregation at any time.

1-57 SECTION 3. REPORT. Not later than December 31, 2014, the
 1-58 independent third party shall provide a report of the third party's
 1-59 findings and recommendations to the governor, the lieutenant
 1-60 governor, the speaker of the house of representatives, and the

2-1 standing legislative committees with primary jurisdiction over
2-2 criminal justice matters. At a minimum, the report must contain
2-3 detailed recommendations to:

2-4 (1) reduce the administrative segregation population
2-5 in facilities in this state;

2-6 (2) divert adults and juveniles with mental illness
2-7 from administrative segregation; and

2-8 (3) decrease the length of time adults and juveniles
2-9 are confined in administrative segregation in facilities in this
2-10 state.

2-11 SECTION 4. PUBLIC INFORMATION. Chapter 552, Government
2-12 Code, applies to:

2-13 (1) the review conducted by the independent third
2-14 party under this Act and all information gathered and analyzed for
2-15 that review, including background research and any report or
2-16 summary; and

2-17 (2) the report submitted by the independent third
2-18 party under Section 3 of this Act.

2-19 SECTION 5. EXPIRATION. This Act expires February 1, 2015.

2-20 SECTION 6. EFFECTIVE DATE. This Act takes effect September
2-21 1, 2013.

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