

CHAPTER 926

H.B. No. 1196

AN ACT

relating to requiring the Board of Pardons and Paroles to notify certain local officials before transferring a prisoner to a halfway house.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Section 8(k), Article 42.18, Code of Criminal Procedure, as added by Chapter 427, Acts of the 69th Legislature, Regular Session, 1985, is amended to read as follows:

(k) It shall be the duty of the board at least 10 days before ordering the parole of any prisoner or upon the granting of executive clemency by the governor to notify the sheriff, the prosecuting attorney, and the district judge in the county where such person was convicted *and the county to which the prisoner is released* that such parole or clemency is being considered by the board or by the governor. *Additionally, no later than the 10th day after the board orders the transfer of a prisoner to a halfway house under this article, the board shall notify the sheriff of the county in which the prisoner was convicted and shall notify the sheriff of the county in which the halfway house is located and the attorney who represents the state in the prosecution of felonies in that county. The notice must state the prisoner's name, the county in which the prisoner was convicted, and the offense for which the prisoner was convicted.*

SECTION 2. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the

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constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on April 21, 1987, by the following vote: Yeas 137, Nays 0, 1 present, not voting; that the House refused to concur in Senate amendments to H.B. No. 1196 on May 30, 1987, and requested the appointment of a conference committee to consider the differences between the two houses; and that the House adopted the conference committee report on H.B. No. 1196 on June 1, 1987, by the following vote: Yeas 140, Nays 0, 1 present, not voting. Passed by the Senate, with amendments, on May 28, 1987, by the following vote: Yeas 30, Nays 0; at the request of the House, the Senate appointed a conference committee to consider the differences between the two houses; and that the Senate adopted the conference committee report on H.B. No. 1196 on June 1, 1987, by the following vote: Yeas 31, Nays 0.

Approved June 20, 1987.

Effective June 20, 1987.