



**TEXAS BOARD
OF
PARDONS AND PAROLES**

Number: BPP-DIR. 145.307

Date: June 30, 2025

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Supersedes: August 15, 2024

BOARD DIRECTIVE

SUBJECT: SEX OFFENDER EDUCATION PROGRAM (FI-4R) AND SEX OFFENDER TREATMENT PROGRAMS (FI-9R and FI-18R)

PURPOSE: To establish procedures for a further investigation-rehabilitation vote to transfer sex offenders to sex offender education or treatment programs.

AUTHORITY: Texas Government Code Sections 493.0053, 508.035(d), 508.0441, 508.045, and 508.152
Texas Administrative Code Title 37, Part 5, Chapter 145, Sections 145.12(4)(D), (I), and (J), 145.15(a)(2)(B), (C), and (D), and 145.18(a)(2)(B), (C), and (D)
Texas Department of Criminal Justice Administrative Directive AD-07.20 (rev. 4)

DISCUSSION: The Texas Department of Criminal Justice (TDCJ) is authorized by statute to administer rehabilitation and reintegration programs and services as designated by the Texas Board of Criminal Justice. The following eligibility criteria, as established by the TDCJ, will be utilized by the Texas Board of Pardons and Paroles (Board) for the selection of offenders who have been convicted of or have received a juvenile adjudication for a sex offense to participate in sex offender education or treatment programs.

The TDCJ Rehabilitation and Reentry Division established procedures and guidelines for offenders who are assessed as having needs that fall under the Americans with Disabilities Act. The procedures authorize the assessment of the level of accommodation needed for the offender to participate in a program [*See the TDCJ Operations 06.09 Accommodation for Offenders under the Americans with Disabilities Act (ADA)*].

DEFINITIONS: Full Board – the entire membership of the Board.

Parole panel – a three-member panel comprised of one (1) Board Member and two (2) Parole Commissioners as designated by the Presiding Officer pursuant to Section 508.045, Government Code.

PROCEDURE:

- I. To be eligible for sex offender education or sex offender treatment programs described in this directive, the offender may not:
 - A. Have an active felony or United States Immigration and Customs Enforcement (ICE) detainer;
 - B. Be enrolled in vocational or college courses (not computer screened);
 - C. Be enrolled in an intensive rehabilitation program;
 - D. Have consecutive sentences pending parole review; or
 - E. Have a major disciplinary action resulting in loss of time or class in the past six (6) months (not computer screened).
- II. Eligibility Criteria – FI-4R Sex Offender Education Program – A four (4) month educational program designed to address the needs of offenders assessed to pose a lower sexual re-offense risk upon their release from the TDCJ [*See the TDCJ Sex Offender Rehabilitation Programs, SOEP 01.013 Overview of the Sex Offender Education Program (SOEP), and the SOEP 01.03 Sex Offender Rehabilitation Programs, Eligibility Requirements for Sex Offender Education¹ Program (SOEP) Enrollment*]. The offender must be identified by TDCJ as a sex offender [*See the Sex Offender Identification Criteria and Methods of Recording Information, TDCJ AD-04.09 (rev. 5)*] and provided they are:
 - A. Within 10 months of release on parole, mandatory supervision, or discharge;
 - B. G2 or G3 custody; and
 - C. With no felony or ICE detainers.
- III. Eligibility Criteria – FI-9R Sex Offender Treatment Program – A nine (9) month moderate-intensity treatment program designed to assist sex offenders assessed to pose a moderate sexual re-offense risk upon their release from the TDCJ [*See the TDCJ Sex Offender Rehabilitation Programs, SOTP 01.013 Overview of the Sex Offender Treatment Program (SOTP-18 and SOTP-9) and SOTP 01.03 Eligibility Requirements for Sex Offender Treatment Program (SOTP) Enrollment*]. The offender must be identified by the TDCJ as a sex offender [*See the Sex Offender Identification Criteria and Methods of Recording Information, TDCJ AD-04.09 (rev. 5)*] and provided they are:
 - A. Within 15 months of release on parole, mandatory supervision, or discharge;
 - B. G2 or G3 custody; and

- C. With no felony or ICE detainees.
- IV. Eligibility Criteria – FI-18R Sex Offender Treatment Program – An 18-month high-intensity treatment program designed to assist sex offenders assessed to pose a higher sexual re-offense risk upon their release from the TDCJ [*See the TDCJ Sex Offender Rehabilitation Programs SOTP 01.01 Overview of the Sex Offender Treatment Program (SOTP-18 and SOTP-9) and SOTP 01.03 Eligibility Requirements for Sex Offender Treatment Program (SOTP) Enrollment*]. The offender must be identified by the TDCJ as a sex offender [*See the Sex Offender Identification Criteria and Methods of Recording Information, TDCJ AD-04.09 (rev. 5)*] and provided they are:
- A. Within 24 months of release on parole, mandatory supervision, or discharge;
 - B. G2 or G3 custody; and
 - C. With no felony or ICE detainees.
- V. Special Circumstances after the Further Investigations-Rehabilitation (FI-R) Vote – When TDCJ becomes aware of one of the following circumstances, they will immediately forward a transmittal to the full Board if the case requires an extraordinary vote, or, if the case does not require an extraordinary vote, to the original parole panel, to reconsider their FI-R vote pursuant to Title 37, Part 5, Chapter 145, Section 145.16, Texas Administrative Code.
- A. Ineligible to Participate – An offender may be ineligible to participate in the program recommended by the Board due to:
 - 1. Classification resulting from disciplinary actions; or
 - 2. A change in the projected release or discharge date which results in a projected release or discharge date less than 12 months after enrollment.
 - B. Program Refusal – An offender may initially agree to participate in the program but later refuse, or may initially refuse to participate in the program.
 - C. Program Termination – An offender may be eligible and placed in the program but due to unforeseen circumstances is removed from the program. An offender may be removed due to:
 - 1. A major disciplinary action;
 - 2. A release on a bench warrant; or
 - 3. An active felony detainer for a new offense from county or federal law enforcement.

- D. Program Completion Prior to Future Release Date – An offender may complete the program prior to the specified future release date.
- E. Innocence Claim – An offender may be ineligible to complete the FI-9R or FI-18R program when the TDCJ Office of the General Counsel has determined, after reviewing court documents, the offender has claimed their innocence prior to and since their conviction of the sex offense.

SIGNED THIS, THE 30TH DAY OF JUNE, 2025.

MARSHA MOBERLEY, PRESIDING OFFICER (CHAIR)

**Signature on file.*