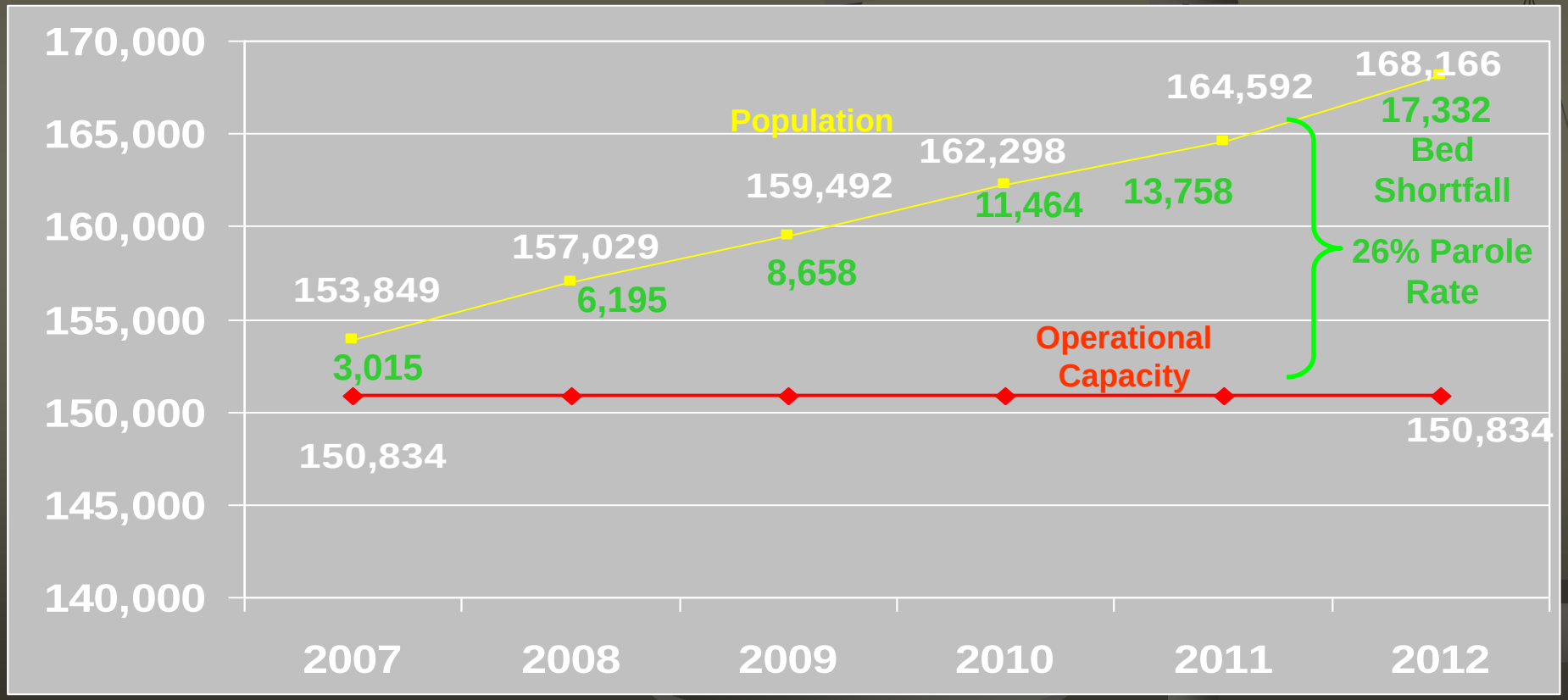
Legislating for Results: Evidence-based Corrections and Sentencing Policy

Representative Jerry A. Madden

October, 2011

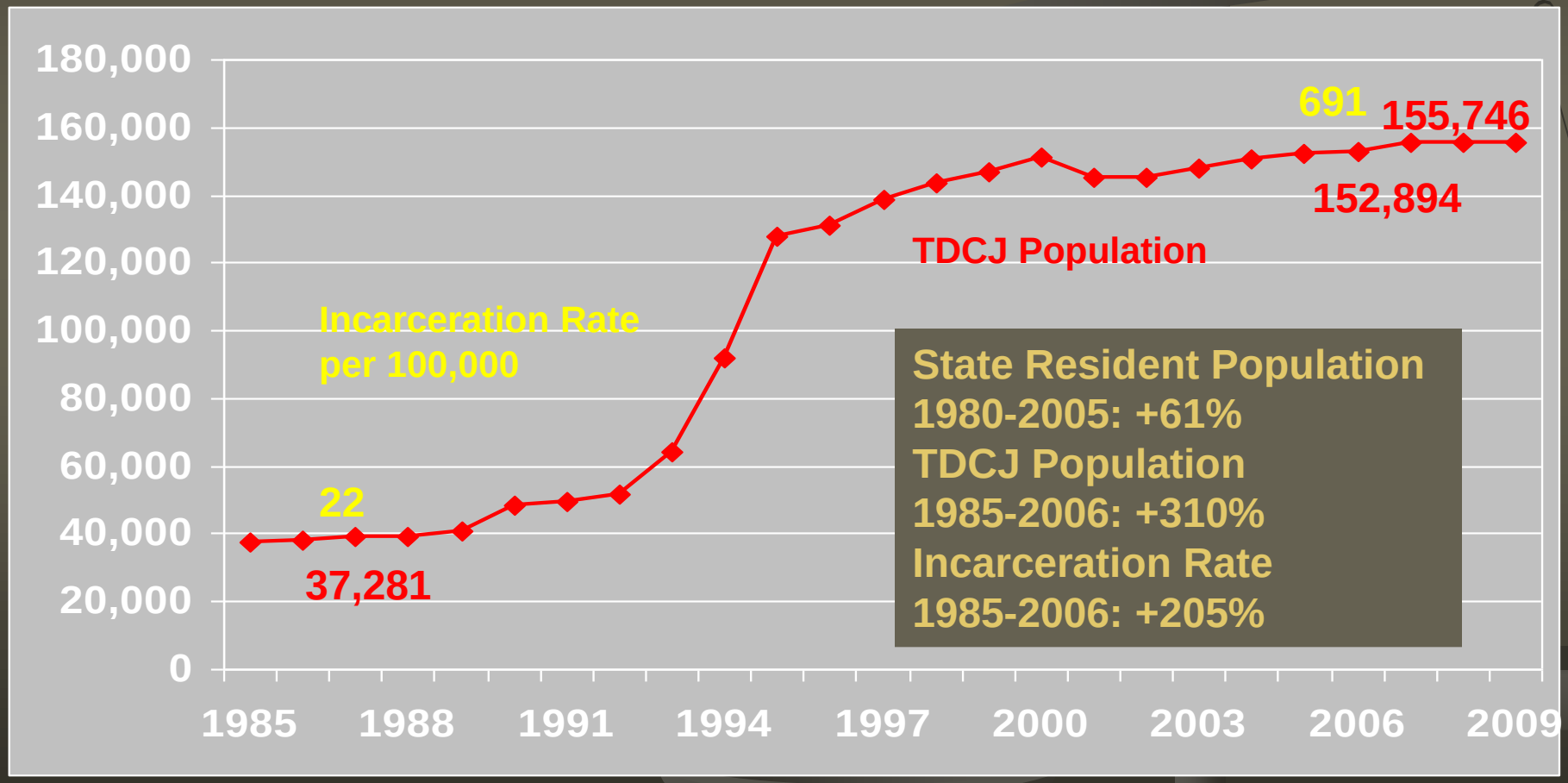
Projected Prison Bed Shortfall at Beginning of Legislative Session in January 2007

Projected TDCJ Population and Capacity 2007-2012, January 2007 LBB Projection



Source: Legislative Budget Board, June 06 and January 07, Adult and Juvenile Correctional Population Projections

Prison Population Expansion Has Outpaced State Population Growth



Sources: CJPC tables 1985-1998; LBB tables, 1998 to 2009

Policies Are Main Driver of Prison Population Growth

Low parole rates

Shortage of probation and parole alternative sanctions and prison treatment programs

Drug Addicts

Mentally Ill Persons

Unemployed Persons

Poor service delivery systems for prevention and re-entry services and failing schools in high stakes neighborhoods

Whitmire/Madden Plan Adds Capacity to Alternative Sanction System

Diversion/Treatment Plans
New Beds / New Program Slots

Probation/Parole Capacity
4,000 beds / 3,000 slots

In-Prison Therapeutic Treatment
500 beds / 1,000 slots

Other Program Capacity
2,700 slots

Other Capacity Adjustments
1,200 beds

Program and Alternative Capacity

Probation Programs

Probation Residential Treatment
Present Capacity: 2,045
800 beds $32.2M

Probation Intermediate Sanction Facilities
Present Capacity: 439
700 beds $17.0M

Substance Abuse Felony Punishments
(Mainly in lieu of revocation)
Present Capacity: 3,250
1,500 beds $63.1M

Probation Outpatient Treatment
Present Capacity: 3,563
3,000 slots $10.0M

Institutional Programs

Transfer Two TYC Units
1,200 beds $15.8M

In-Prison Therapeutic Treatment
Present Capacity:
537 beds/slots
1,000 slots $21.7M

DWI Treatment Facility
No Current Capacity
500 beds $22.2M

State Jail Therapeutic Treatment
No Current Capacity
1,200 slots $5.8M

Parole & Re-entry Programs

Halfway Houses
Present Capacity: 1,199
300 beds $5.6M

Parole Intermediate Sanction Facilities
Present Capacity: 1,802
700 beds $11.7M

Mental Health Pre-Trial Diversion
1,500 slots $10.0M

Cost of Treatment Diversion Initiatives

	# Online	# Beds / Slots	General Appropriations Act 2007	General Appropriations Act 2009
Probation Residential Treatment	672	800 Beds	$32.3	$36.0
Probation Outpatient Sub. Abuse Treatment			$10.0	$10.0
Medically Targeted Sub. Abuse Treatment			$2.0	$5.0
Mental Health – Pre Trial and Jail Diversions			$10.0	$5.0
Probation Intermediate Sanction Facility (ISF)	0	700 Beds	$17.1	$17.3
Parole ISF	273	700 Beds	$11.7	$17.3
In-Prison Therapeutic Community (IPTC)	1,000	1,000 Slots 2007 / 1,400 2009	$21.7	$24.1
Substance Abuse Felony Punishment (SAFP) Treatment	676	1,500 Beds	$63.1	$77.2
Driving While Intoxicated (DWI) Treatment	500	500 Beds	$22.2	$12.0
Marlin VA Hospital – TDCJ / CMHC	0	200 Beds	$10.3	$10.3
Parole Halfway House	200	300 Beds	$5.6	$7.0
Conversion of TYC Facilities	1,200	1,200 Beds	$15.9	
State Jail Substance Abuse Program	1,200	1,200 Slots	$5.8	$5.8
Transitional Treatment Centers (TTCs)	1,837			
TOTAL			**$227.7**	**$227.0**

Additional Attempt at Addressing Early Interventions with New Resources

SB 156 by Shapiro and Madden

$5.8 million in FY 09 and $8.9 million in FY 11 to intervene with 2,000 families in high risk neighborhoods

Nurse-Family Partnership

Helping First-Time Parents Succeed

Overview

Positive Program Effects Found in First Trial at Child Age 15:

Benefits to Children

- 48% reduction in child abuse and neglect
- 59% reduction in arrests
- 90% reduction in adjudications as PINS (person in need of supervision) for incorrigible behavior

Benefits to Mothers

- 61% fewer arrests
- 72% fewer convictions
- 98% fewer days in jail

Challenge of Program Implementation in a Nutshell

1. Program protocols effectively identify "swingers"

2. Program protocols effectively mix "treatment" "control" and "incentives"

Some Do OK "No Matter What"	Some "Swingers" "It Matters What"	Some NOT Do OK "No Matter What"

May Do OK

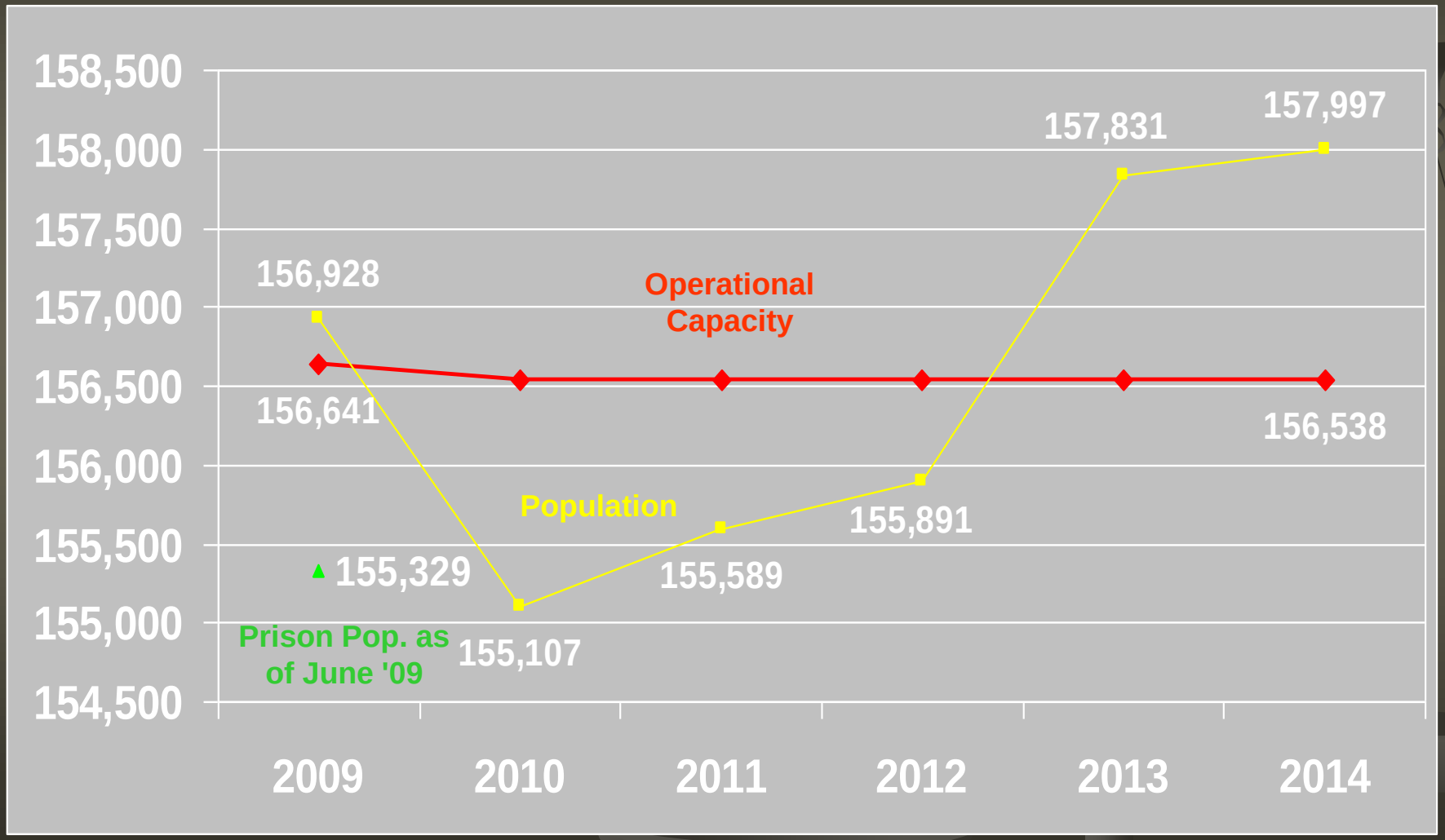
May Not Do OK

3. Program infrastructure and staff meets quality indicators

4. Community collaboration and partners reduce barriers to success

Prison Bed Projections January 2009

Projected TDCJ Population and Capacity 2009-2014, January 2009 LBB Projection



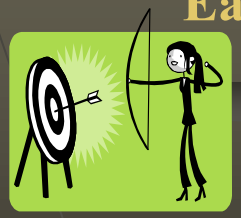
Source: Legislative Budget Board, January 09, Adult and Juvenile Correctional Population Projections

Need Strategy to Promote Program Effectiveness

Oversight to Identify Infrastructure Weaknesses

Invest in Strengthening Program Development and Accountability

Quickly Measure Early Effectiveness Indicators



Target Funding Enhancements in Key Program Areas

Hold Administrator Accountable for Best Practices and Long Term Program Effectiveness Indicators

Explosion of Program Resources