

How We Saved Texas Prison Chaplaincy 2011



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*A Resource for the Chaplaincy Profession and Its Defense
with Staff Chaplain Survival Guide and Audit History*


Michael G. Maness

TDCJ Senior Clinical Chaplain 20 Years

www.PreciousHeart.net/Saved



Appendices Contents

Appendix 1 – Emmett Solomon on Staff Chaplains	186
Appendix 2 – TDCJ Chaplaincy Statistics	195
Appendix 3 – TDCJ Prisoner Faith Statistics	209
Appendix 4 – COMISS Report on Georgia 1992	217
Appendix 5 – Texas and TDCJ Budget Conundrums	237
Appendix 6 – Maness’ Volunteer Poems	259
Appendix 7 – Hospitality Program Cancelled	261
Appendix 8 – Prison Staff Chaplain Survival Guide	265
Appendix 9 – Chaplain Professional Equity 2001 and Subsequent Cuts and Additions.....	279
Appendix 10 – First Chaplaincy Audit in TDCJ History—2000.....	301
Appendix 11 – TDCJ Annual and Statistical Reports and Record Retention of Chaplaincy and Their Volunteers 2000-2015	322
	
Bibliographies and Resources for Chaplaincy	337
Links Referenced in Text	365
Index to How We Saved Texas Prison Chaplaincy	374



Appendix 5 – Texas and TDCJ Budget Conundrums

www.PreciousHeart.net/Saved/Appendix-5-Budget-Conundrums.pdf



First Cut – TDCJ Summary by Brad Livingston – 1-20-11

www.PreciousHeart.net/chaplaincy/LBB-TDCJ-Recommendations-2012-13.pdf
created 1-20-12, 12:26 p.m. (see PDF's File > Properties)



Note the date—we were up and running hard for nearly three weeks when that was sent out. From the two-page summary at the link above, on page two, Chaplaincy is *cut* while TDCJ only “reduces funding for sex offender treatment.” Please, look at this closely, and Chaplaincy was cut without a look at the balance sheets of service of Chaplaincy’s contributions vis-à-vis sex treatment.

INCARCERATION & TREATMENT:

- Directs the agency to close the Central Unit no later than September 1, 2011
- Reduces staffing and funding for core operational areas within the incarceration function (such as correctional unit support staff, utilities, maintenance, and agriculture operations)
- Excludes funding required for the biennialization of the FY 2010-11 approved pay raise for correctional officers and unit staff
- Freezes the salaries of all correctional officers, ranking correctional officers, and food service and laundry managers, at a rate not to exceed their salary as of August 2011
- Reduces funding for over 1,100 substance abuse treatment slots
- Reduces funding for adult offender release payments by 50%
- Eliminates funding for approximately 2,000 beds in Contract Facilities
- Eliminates program funding for Academic/Vocational Training for offenders
- Eliminates staffing and funding for Project Re-Integration of Offenders (RIO), the chaplaincy program and reentry transitional coordinators and reduces funding for sex offender treatment program
- Reduces funding levels for offender Psychiatric Care, Unit Care, Hospital Care, and Pharmacy, and would eliminate staffing and program funding of the Correctional Managed Healthcare Committee.
- Provides no general obligation bond funding for major facility repairs in FY 2012-13



Brad Livingston’s statement is about a third of the two-page document, essentially saying all will be worked out in the legislature. I do not remember when I got this, but I believe it was late in February.²⁵⁴ TDCJ never sent this to the staff Chaplains, and though coming from far up the food chain, still, it should have come from *someone* to us, if they really cared about Chaplaincy or had truly considered how well Chaplains *care* for Volunteers, not to mention the multiplied cost savings and that *some* staffer

²⁵⁴ When you pull up the PDF, you can go to the Acrobat tab File > Properties to see the date “created” while “modified” was only the date it was last saved.

would have to manage the 20,000 Volunteers and religion on the units anyway. I apologize for not remembering who sent it to me, or if I got it myself from OR requests, or if my legislator sent it to me. Important—no other program got the exposure Chaplaincy did in 2011, another reason for giving Chaplaincy its own budget line exposure, to say nothing of the data and cost savings. The *budgetary* story follows, but does not make a lot of fair, equitable sense compared to the contributions of Chaplaincy.

A. HB 1 Chaplaincy Final for 2014-15 with recap 2012-13

Texas Budget - Article V - TDCJ C.2.3 TREATMENT SERVICES - 2012-13 and 2014-15			
Detail	CHAPLAINCY		
	DESCRIPTION: Religious and spiritual resources for offenders. Services are typically volunteer-based. Includes paid chaplains assigned to TDCJ incarceration units. Includes spiritual growth groups, family and life-skills, accountability, and mentoring.		
	LEGAL AUTHORITY: STATE: Government Code, Sec. 493.001, 493.024, and 501.001; Civil Practice and Remedies Code, Ch. 110 FEDERAL: NA		
Strategy			
Programs by Strategy Session 83R, Stage LBB Budget Recommendations - House State Budget by Program (SBP)			
05-PUBL SAFETY/CRIM JUSTICE			
696-Department of Criminal Justice			
	Estimated 2012	Budgeted 2013	Biennial Total 2012-13
C.2.3 - TREATMENT SERVICES			
CHAPLAINCY	\$5,264,632	\$4,822,841	\$10,087,473
CLASSIFICATION CASE MANAGERS	\$8,497,158	\$8,047,891	\$16,545,049
PAROLE SPECIAL NEEDS	\$1,751,944	\$1,347,590	\$3,099,534
REENTRY TRANSITIONAL COORDINATORS	\$2,636,726	\$2,459,850	\$5,096,576
SEX OFFENDER TREATMENT PROGRAM	\$2,820,311	\$2,345,532	\$5,165,843
Strategy Total, TREATMENT SERVICES:	\$20,970,771	\$19,023,704	\$39,994,475
	Recommended 2014	Recommended 2015	Biennial Total 2014-15
C.2.3 - TREATMENT SERVICES			
CHAPLAINCY	\$5,043,737	\$5,043,736	\$10,087,473
CLASSIFICATION CASE MANAGERS	\$8,272,526	\$8,272,523	\$16,545,049
PAROLE SPECIAL NEEDS	\$1,549,767	\$1,549,767	\$3,099,534
REENTRY TRANSITIONAL COORDINATORS	\$2,423,288	\$2,423,288	\$4,846,576
SEX OFFENDER TREATMENT PROGRAM	\$2,582,920	\$2,582,923	\$5,165,843
Strategy Total, TREATMENT SERVICES:	\$19,872,238	\$19,872,237	\$39,744,475
http://sbp.lbb.state.tx.us/PublicMain.aspx - how to access for 83rd Session			
For Description: use "Program Detail" - under Session: "83rd Regular Session 2014-15" under Bill choose Final Bill, under Reports choose Program Detail ... click Optional Filter, under Article/Agency expand Public Safety/Crim Justice, select Department of Criminal Justice, click Run Filtered Report - go to page 4 of 29, listed alphabetically for Chaplaincy Description			
For Budget: use "Program Strategy" - under Session: "83rd Regular Session 2014-15" under Bill choose Final Bill, under Reports choose Program Detail ... click Optional Filter, under Article/Agency expand Public Safety/Crim Justice, select Department of Criminal Justice, click Run Filtered Report - go to page 4 of 7, listed in budgeted order, see C.2.3			
LLB people were very helpful — email for question on any session or budget item prepared by Michael G. Maness - www.PreciousHeart.net/chaplaincy			

^see chart www.PreciousHeart.net/Saved/Treatment_Budgets_12-13_14-15.jpg
for live access > <http://sbp.lbb.state.tx.us/PublicMain.aspx>

This sophisticated online access tool is a grand piece of open government.

for live access > <http://sbp.lbb.state.tx.us/PublicMain.aspx>

MS Excel and Access could do nearly the same for Chaplaincy and Volunteer statistics. Every aspect of sociology has been touched but prison Chaplaincy.

HB 1 starts in every odd year in January. Chaplaincy is within the TREATMENT SERVICES line and not available to see, whether budgeted or not. Only after approval in May and months later when all is posted online can one see the breakdown online, and *only online*. Download the above chart here:

www.PreciousHeart.net/Saved/Treatment_Budgets_12-13_14-15.jpg



In Fiscal Year 2011

**120 TDCJ Chaplains Facilitated, Cared for 99.8% of
20,000 Volunteers in their 418,000 visits with
500,000 hours with an astounding
4,000,000 prisoners in attendance—plus
19,602 Critical Illness/Death Notices & more**

from Item 5 above²⁵⁵

the year they were cut and saved



²⁵⁵ Item 5, p.72, www.PreciousHeart.net/chaplaincy/RPD-Dunbar-08-2012.pdf.

B. Boilerplate—TDCJ “C.2.3 Treatment” vs. Chaplaincy

www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_2012-13.pdf²⁵⁶

The following introduces TDCJ’s “target levels” for the legislature’s “intent,” which are simple: Texas money should be used in the “**most efficient and effective manner possible**” to achieve the TDCJ’s mission. That might escape many as mere boilerplate, except is the *only* piece repeated 163 times—not *mere* boilerplate—and applies to Chaplaincy most of all, since Chaplaincy is the most cost-effective of all, but was killed without analysis of its own recent superhuman though inflated record (corrected in Item 5 above). Here is that boilerplate-*law* in the TDCJ’s portion of the 1,007-page Act of Congress:

1. Performance Measure Targets. The following is a listing of the key performance target levels for the Department of Criminal Justice. **It is the intent of the Legislature that appropriations made by this Act be utilized in the most efficient and effective manner possible to achieve the intended** mission of the Department of Criminal Justice. In order to achieve the objectives and service standards established by this Act, the Department of Criminal Justice shall make every effort to attain the following designated key performance target levels associated with each item of appropriation.²⁵⁷

163 Times to be Effective. The sentence in bold was repeated 163 times and originates from Article IX’s General Provisions, Part 6 General Limitations on Expenditures, Sec. 6.13(a), and repeated for another *162 more times* for every agency and state entity, the only sentence so repeated that I saw, emphasizing and so *ordering* the “**most efficient and effective manner**” performance. Look at the whole “Section 6.13(a) Performance Rewards and Penalties” which reads as follows:

(a): “It is the intent of the Legislature that appropriations made by this Act be utilized in the most efficient and effective manner possible to achieve the intended mission of **each state agency and institution**. In order to achieve the objectives and service standards established by this

²⁵⁶ See also the Legislative Budget Board www.LBB.state.tx.us and for *all* the budgets for 1986 to 2015: www.LBB.state.tx.us/StateBudgetsGAA.aspx

²⁵⁷ See www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_2012-13.pdf, p. V14 or PDF p. 573 of 1,007 pages, where when we got Chaplaincy back.

Act, agencies and institutions shall make every effort to attain the designated key performance target levels associated with each item of appropriation. (b) To support and encourage the achievement and maintenance of these appropriated annual performance levels, continued expenditure of any appropriations in this Act shall be contingent upon compliance with the following provisions....”²⁵⁸

That was the *law* repeated 163 times in HB 1 for the 2012-13 budget, it was repeated *another* 163 times for the *law* for 2014-15, and it was *repeated* in the *previous* budget. That certainly applies to Chaplaincy. If the State Law Library can have its own line with funding of \$1.9m for both years, \$948k each year, then Chaplaincy can too.²⁵⁹ Furthermore, I debated about adding this footnote, seeming a bit too nerdy, but then again—why not?—for it makes the point so very clear that the Appropriations Act has one single theme repeated verbatim 163 times—the *law* cannot be clearer.²⁶⁰

Maybe we need to look at what is truly meant by “Section 6.13(a) *Performance Rewards and Penalties*”: what does “rewards” and “penalties” *mean* in this context? Who will figure that? I should not be the only one

²⁵⁸ Ibid., 881, Article IX. General Provisions, Part 6 General Limitations on Expenditures, Sec. 6.13. Performance Rewards and Penalties, subsection (a) and (b).

²⁵⁹ Ibid., 545.

²⁶⁰ See www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_2012-13.pdf for the 163 times on pages 18, 22, 32, 33, 38, 43, 50, 53, 57, 60, 65, 69, 75, 83, 90, 98, 100, 102, 104, 108, 112, 126, 145, 157, 173, 202, 262, 282, 285, 288, 292, 302, 320, 322, 325, 328, 331, 333, 335, 337, 339, 343, 345, 347, 350, 352, 354, 357, 359, 361, 363, 365, 367, 371, 373, 375, 376, 378, 382, 384, 386, 389, 393, 395, 397, 400, 402, 404, 405, 407, 410, 412, 414, 416, 419, 424, 427, 431, 434, 437, 442, 446, 459, 461, 462, 464, 468, 471, 474, 476, 478, 481, 484, 516, 519, 522, 523, 524, 525, 526, 527, 529, 530, 531, 532, 533, 534, 535, 537, 539, 542, 543, 545, 546, 562, 568, **573 (TDCJ)**, 588, 590, 592, 602, 608, 612, 624, 641, 652, 657, 669, 678, 692, 699, 702, 719, 726, 730, 733, 740, 756, 774, 777, 779, 781, 783, 784, 786, 791, 799, 800, 803, 808, 811, 814, 816, 818, 820, 822, 824, 826, 830, 833, 836, 838, lastly on **881** where the order originated. A couple of other uses were as intriguing, as in “cost-effectiveness requirements” (252, 253), “maximize effectiveness of limited General Revenue Funds” (309), “University of Texas M.D. Anderson Cancer Center shall adopt appropriate measures to initiate the most cost-effective practices when delivering” (432), and “Texas A&M University System to use the appropriations in this Act in the most cost-effective extent with the goals of reducing administrative costs, increasing efficiencies, and capitalizing on economies of scale” (502). We can do few for Chaplaincy, too, and have.

See www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_2014-15.pdf for the same boilerplate appears *another* 163 times in the *smaller* 992-page HB 1 Act of Congress for 2014-15—making “efficient and effective” is the *law ... times 163*.

looking this in this way, and, well, the law is the *law*, and I challenge all to look at *rewarding* Chaplaincy accordingly for its most exquisite service, whose *corrected* statistics, downsized from superhuman to high-excellence, show it to be the most cost-effective department in TDCJ.

Now we are ready to look at the TDCJ budget itself, where we cannot find Chaplaincy in the 1,007, for it is *within* the single published line of TREATMENT SERVICES. Notice how TREATMENT line is listed below in the budget finished in 2011 for the biennium of 2012-14.

How We Saved Texas Prison Chaplaincy 2011

DEPARTMENT OF CRIMINAL JUSTICE		
	For the Years Ending	
	August 31, 2012	August 31, 2013
Total, Method of Financing	<u>\$ 3,043,732,009</u>	<u>\$ 3,058,518,261</u>
Number of Full-Time-Equivalents (FTE):	40,071.4	40,071.4
Average Number of Felony Offenders under Direct Supervision	173,558	173,810
C. Goal: INCARCERATE FELONS		
C.1.1. Strategy: CORRECTIONAL SECURITY OPERATIONS	\$ 1,061,814,681	\$ 1,061,814,682
C.1.2. Strategy: CORRECTIONAL SUPPORT OPERATIONS	\$ 83,429,981	\$ 83,429,978
C.1.3. Strategy: OFFENDER SERVICES	\$ 13,091,729	\$ 13,091,727
C.1.4. Strategy: INSTITUTIONAL GOODS	\$ 158,901,669	\$ 158,901,669
C.1.5. Strategy: INSTITUTIONAL SERVICES	\$ 173,584,637	\$ 173,584,637
C.1.6. Strategy: INST'L OPERATIONS & MAINTENANCE Institutional Operations and Maintenance.	\$ 194,013,201	\$ 194,013,201
C.1.7. Strategy: UNIT AND PSYCHIATRIC CARE³ Managed Health Care - Unit and Psychiatric Care.	\$ 244,922,500	\$ 244,280,350
C.1.8. Strategy: HOSPITAL AND CLINICAL CARE³ Managed Health Care-Hospital and Clinical Care.	\$ 137,877,407	\$ 137,235,256
C.1.9. Strategy: MANAGED HEALTH CARE-PHARMACY³	\$ 54,068,600	\$ 53,426,450
C.1.10. Strategy: HEALTH SERVICES	\$ 4,588,266	\$ 4,588,267
C.1.11. Strategy: CONTRACTED TEMPORARY CAPACITY Provide for Contract Correctional Beds.	\$ 15,000,000	\$ 0
C.1.12. Strategy: CONTRACT PRISONS/PRIVATE ST JAILS Contract Prisons and Privately Operated State Jails.	\$ 120,434,291	\$ 122,675,776
C.1.13. Strategy: RESIDENTIAL PRE-PAROLE FACILITIES	\$ 36,102,192	\$ 36,903,915
C.2.1. Strategy: TEXAS CORRECTIONAL INDUSTRIES	\$ 66,206,252	\$ 66,206,250
C.2.2. Strategy: ACADEMIC/VOCATIONAL TRAINING Academic and Vocational Training.	\$ 1,363,883	\$ 1,363,883
C.2.3. Strategy: PROJECT RIO	\$ 0	\$ 0
C.2.4. Strategy: TREATMENT SERVICES	\$ 18,987,142	\$ 18,987,142
C.2.5. Strategy: SUBSTANCE ABUSE FELONY PUNISHMENT Substance Abuse Treatmt - Substance Abuse Felony Punishment Facilities.	\$ 57,418,787	\$ 57,418,789
C.2.6. Strategy: IN-PRISON SA TREATMT & COORDINATION Substance Abuse Treatment - In-Prison Treatment and Coordination.	<u>\$ 34,943,615</u>	<u>\$ 34,943,615</u>
Total, Goal C: INCARCERATE FELONS	<u>\$ 2,476,748,833</u>	<u>\$ 2,462,865,587</u>
C.2.4. Strategy: TREATMENT SERVICES Output (Volume): Number of Sex Offenders Receiving Subsidized Psychological Counseling While on Parole/Mandatory Supervision	2,627	2,627

www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_2012-13.pdf

TDCJ is in Article V, Dept. of Criminal Justice (p. V.11, or PDF p. 571) for that single line there is another section that shows “Output Volume.” Before we look into that line, notice the “Output” projections for 2012-13 above. Now look below at “Output” projections for a couple of prior bienniums.

C.2.3. Strategy: INMATE TREATMENT SERVICES	
Provide screening during the diagnostic/intake process that identifies special needs.	
Output (Volume):	
Number of Sex Offenders Receiving Psychological Counseling	2,600

< 2000-01

C.2.3. Strategy: TREATMENT SERVICES	
Output (Volume):	
Number of Sex Offenders Receiving Subsidized Psychological Counseling While on Parole/Mandatory Supervision	
	3,500

< 2014-15

Notice the “Output” for the *entire* TREATMENT SERVICES line and for all the five entities within that single line goes up and down in a bizarre twist that confuses more than clarifies:

2000-01: **2,600** 2002-03: **1,300** 2012-13: **2,627** 2014-15: **3,500**

My lands that is *small!* What is this on sex offenders? Now let us look inside that TREATMENT line:

Programs by Strategy		
Session 83R, Stage FISCAL SIZE UP		
State Budget by Program (SBP)		
<u>C.2.3 - TREATMENT SERVICES</u>	Biennial Total 2012-13	Biennial Total 2014-15
CHAPLAINCY	\$10,087,473	\$10,087,473
CLASSIFICATION CASE MANAGERS	\$16,545,049	\$16,545,049
PAROLE SPECIAL NEEDS	\$3,099,534	\$3,099,534
REENTRY TRANSITIONAL COORDINATORS	\$5,096,576	\$10,971,760
SEX OFFENDER TREATMENT PROGRAM	\$5,165,843	\$5,165,843
Strategy Total, TREATMENT SERVICES:	\$39,994,475	\$45,869,659

Why does the “Output” in the published budget exclude *all* the others? What is that? Oh, do see the full budget here:

www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_2012-13.pdf

page V14 or PDF page 574 of 1,007 pages – *when we got Chaplaincy back*



Whatever does “Output” mean in the public line? Whatever it means, it does *not* reflect the excluded four entities at all. Nor does the “Output” even give a hint or clue or wisp of smoke that Chaplaincy even exists or intends to accomplish a droplet of work, very much as though the entire Chaplaincy and their precious Volunteers will do *nothing!*

Look closer over the course of *ten years*, where that “Output” *volume* for TREATMENT only increased by 1,000 inmates to the squinting 3,500 today in 2015. What does this mean in the budget? Without clarity in itself, one wonders why keep this line item at all—is that *all* the treatment? TDCJ

spends \$45m on 3,500 sex offenders, equaling \$13,500 of “treatment” to each for two years. That’s a tidy sum, on top of everything else the sex offenders receive. For what? Furthermore, what of the other four groups under Treatment.

Offensive. This “Treatment” is obscure, at best, until you see what is actually there under the breakdown, where it gets more confusing—to us non-expert folks anyway. On first blush, there is no outstanding bang for your buck. When one finds out that the entire Chaplaincy with its entire constituency of 20,000 co-laboring Volunteers was tucked away with the sex offenders, it becomes more offensive. Even nonsense. Almost like someone was purposely hiding Chaplaincy. But hiding the entire work of Chaplaincy with sex offenders is offensive, counterproductive ... even distracting and hints at covert degradation.

I recall from Item 5 above how in fact Chaplaincy facilitates 99.8% of all of TDCJ’s good Volunteers, which is just part of their magnificent story, but at least means this:

In Fiscal Year 2011

**120 TDCJ Chaplains Facilitated, Cared for 99.8% of
20,000 Volunteers in their 418,000 visits with
500,000 hours with an astounding
4,000,000 prisoners in attendance—plus
19,602 Critical Illness/Death Notices & more**

from Item 5 above²⁶¹

That is a lot of *documented beans* and work left behind, obscured, hidden, etc., and still does not include all of the counseling, management, serving, caring, leadership, networking, etc.—*caring*—and more *caring*. Ah, I think we can do better on “Output” and, if Chaplaincy is allowed to shine, it will make TDCJ and its good board of directors look good too.

Just remember, someone *attempted* to assassinate 100% of Chaplaincy in 2011, and also that it took a *hard* fight to recover it—never forget!

From Appendix 2 above, what number of offenders could be “targeted” for “efficient” use of funds? 50,000? Oh well, who’s looking anyway? While there is no place for a spreadsheet on Chaplaincy in the TDCJ budget,

²⁶¹ Item 5, p.72, www.PreciousHeart.net/chaplaincy/RPD-Dunbar-08-2012.pdf.

there *is* room for *some* “Output Volume” from Chaplaincy’s horde of stats. What could be determined from Appendix 2? What “Output Volume” can be ascertained from how 100+ Chaplains facilitated 20,000 Volunteers with 27,083 worship services, 124,507 Volunteer visits for a monthly average of 10,376, and more in 9,819 Volunteer Chaplains, 7,746 prisoner mentors, 502 marriage meetings, 10,008 family death messages and 35,461 counseling interviews of over 15 minutes each? What of the 1,546,055 attendance in 2004? And, when all was added up, 120 Chaplains facilitated the attendance of 4,000,000 prisoners! What is that? But for the last 20 years, no “Output Volume” on Chaplaincy has been reported anywhere in any meaningful way—not in *any* way or *anywhere*.

That is not merely ignorant, that is just terribly wrong!

Every which way one looks at TDCJ Chaplaincy it shines bright with the most human dimensions of rehabilitation and transformation; that is, when it is pulled out of the cave and put upon the public table. Chaplaincy shines for those who believe in religion anyway and most of all for those who believe God is alive and still works.

Chaplaincy Line Item. Compare what is actually in the Treatment Services line item. The actual budget of “Chaplaincy” is not in any public versions of the huge *working* or in the *final* Texas budget that starts out as House Bill 1. There are five lines *under* the Treatment Services line, and those five are not made available to the public until well after the full budget is approved late in the year and posted online. See:

<http://sbp.lbb.state.tx.us/PublicMain.aspx> ²⁶²

One must navigate through the LBB’s robust and sophisticated (and a tad complicated) online “State Budget by Program” database to *open* the Treatment Services’ five line items. Take heart, the LBB will guide you, if you email them. Further, if you look around, you’ll see items listed in “C.2” *above* and *below* TREATMENT SERVICES that are much less important and make much, much less of an impact upon TDCJ’s mission-critical functions than Chaplaincy, to say nothing of cost savings.

²⁶² After the fact, at <http://sbp.lbb.state.tx.us/PublicMain.aspx>, you can see inside those line items at by going to the “Bill Section,” using the drop-down menu to choose “Final Bill”; under “Report,” choose “Programs by Strategy” and then “Run Statewide Report.” At the top, in 2015, chose p. 264, or otherwise navigate to C.2.3. to see full breakdown.

Programs by Strategy		
Session 83R, Stage FISCAL SIZE UP		
State Budget by Program (SBP)		
	Biennial Total 2012-13	Biennial Total 2014-15
C.2.3 - TREATMENT SERVICES		
CHAPLAINCY	\$10,087,473	\$10,087,473
CLASSIFICATION CASE MANAGERS	\$16,545,049	\$16,545,049
PAROLE SPECIAL NEEDS	\$3,099,534	\$3,099,534
REENTRY TRANSITIONAL COORDINATORS	\$5,096,576	\$10,971,760
SEX OFFENDER TREATMENT PROGRAM	\$5,165,843	\$5,165,843
Strategy Total, TREATMENT SERVICES:	\$39,994,475	\$45,869,659

The items above were pasted together from a larger spreadsheet that contained the annual as well as the biennial totals and more.

Chaplaincy Is Not Treatment! Why is Chaplaincy inside the “Treatment Services”? Who views religion as “treatment” when it is voluntary? If freedom of religion means anything, it means that any kind of coercion is counterproductive: if it is not sincere, it is useless. Religion is not like Aspirin. Forget that such applies in *all* “treatment” to a degree, but for religion it is the *law* and it is TDCJ policy. Nothing about Chaplaincy should be viewed as “treatment.” Religion is a category of entitlement *above* both treatment and education. Furthermore, there is no reason for Chaplaincy to be hidden away. It is not treatment. There are other line items of lesser dollars in the larger C.2. budget lines, and Chaplaincy should have its own place to shine.

Common Sense. Yet for us common folks looking in from the outside, the real quandary remains to be seen in the “Output Volume” figures that do not make any *common* sense, especially when only sex offenders are mentioned under the entire “Treatment Services” line. Chaplaincy affects tens of thousands in many ways in its diversity of programs. Also, *common* sense.

Clarity. What of the Classification Case Managers? Surely Treatment Services is not merely meant to be a catch-all for things one does not know what to do with—certainly not. Surely the great state of Texas has meaning behind this \$45m line item. Yet, it is clear that the “Output Volume” in C.2.3 does not mean a thing to anyone. These are beans without a crockpot. Most of the “Output Volumes” do not mean anything much to anyone. This is part of a biennial \$211 billion budget in 2015—the 21st century—in Texas—and of all things *output* should be clear to most normal citizens.

Shining Star. Still, the 100-plus staff Chaplains in the \$8m biennial budget is a pittance compared to the kind of services the Chaplains facilitate

with Volunteers. Yet, when we talk about the nature of the TDCJ budget, the Output Volumes are indicators of how Texas citizens' monies are *claimed* to be used in a "most efficient and effective manner possible," then, line C.2.3 actually covers up Chaplaincy, a shining star of both effective programing, huge cost savings the common person can see, and in extraordinary contributions to every mission-critical function of the agency.

Let Shine Chaplaincy. No other department *deserves* its own *public* line item like Chaplaincy (C.2), for there is no better bang for one's buck. Chaplains do facilitate religion and religious Volunteers, together collaborating in religion with the greatest source for change in human history *and* in TDCJ. With Christianity at the top.

Honesty. Yet, there is more. It is more honest and transparent. The testimony of 2011 proved that a hundredfold: no other department under \$5m a year got such support in 2011 uptown in Austin. Nuff said? If Chaplaincy had its own line in this TDCJ C.2 group, then *everyone* of thousands of constituents could follow it from the first LBB presentation in January. That would alleviate a lot of worry for thousands of good Texas citizens, including those who Volunteer and the families of so many thousands of prisoners.

Regardless that few will ever look—*really*—except perhaps a few Chaplains, the issue is that anyone concerned *could* look at the funding of this most public part of TDCJ. Invisibility does not service anyone. Being transparent on Chaplaincy would also help all those looking at the C.2 line and whatever splendid "Output Level" TDCJ would conceive—and it is time to conceive something.

Heart. I'd like to think of Chaplaincy as the *heart* of TDCJ, even the *soul* of TDCJ. I agree with Rabbi David Goldstein, TDCJ contract Chaplain for Jewish affairs, who testified before the Senate Finance Committee on February 21 at its public hearing that Chaplaincy is the soul of TDCJ and "a **Body without a Soul is dead meat.**"²⁶³ Hardly any other department could get support like Chaplaincy did in 2011. God forbid that it would ever be needed again. Nevertheless, *because* of the fight in 2011, let the people see the heart of TDCJ—Chaplaincy—as it goes through the legislative budget process.

²⁶³ See www.ChabadOutreach.org, for Chabad Outreach Jewish Inmate Services. See www.PreciousHeart.net/pdf/Save_Chaplaincy_Up-Date_22_2-22-11.pdf, pg. 3.

Output?—let’s figure it. Not figuring is irresponsible. Vision is good.

Powerful Texas Interest. Transparency on faith is a powerful Texas interest and predominate constituent value. None of the other four C.2.3 items would be missed as much, as needful as they are, but if push came to shove—show the fight card and compare the balance sheets. Show what Chaplaincy has done and accomplished, *guess* on the immeasurable. Thousands of Texas citizens have a far greater interest in Chaplaincy’s survival *and* belief in Chaplaincy’s efficacy, far, far more than those thousands believe in or even understand the efficacy of the other four items in the “Treatment Services” line.

Ah ... Texas values Chaplaincy and religion *more than* sex offenders, though, truth be told, Chaplaincy helps them, too—yes, it does.

Clearest? Look at all five—who can avoid seeing a disparate hodgepodge, three of which hardly qualify as “Treatment” of anything. Goodness, “Treatment” ought to be the clearest of all!

Chaplaincy Line Item. Change the budget renditions, where all of Texas can see the vast cost savings of its mere 100-plus Chaplains in its far-reaching diversity of programs. Let it have its own line item straight out of the LBB’s first offerings in January with a few of its “Output Volumes” to shine. Should anyone ever “zero budget” again, at least it will be front and center and not hidden away in the dark. Yet, on the other hand, with Chaplaincy’s star shining so brilliantly for so little cost and with its work measures out in the open, who would want to zero budget?

Chaplaincy’s gargantuan statistics can make TDCJ itself shine like a \$50 Golden Eagle coin. Rare and worth much more than its face value. Chaplaincy should have its own line item for the value so well proven in 2011 and intuitively, and once again, in that it does facilitate the greatest source for change in human history—religion. In Texas, nearly everyone values religion, and there ought to be someone on staff that champions the value cherished by nearly everyone in Texas.

Notice in FULL Budget available in PDF

See the Legislative Budget Board www.LBB.state.tx.us

All budgets 1986 to 2015: www.LBB.state.tx.us/StateBudgetsGAA.aspx



C. 2012-13 Texas Budget—Whole Enchilada

www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_2012-13.pdf
when we got Chaplaincy back

The \$173B budget was signed on May 26, 2011 (signed by Perry on July 19) and is 1,007 pages long. Once downloaded, you can save it to your laptop. Article V: Public Safety and Criminal Justice is \$9.8B, composed of 15 lines. Within Article V, TDCJ is third, pages V11-26, or PDF page 571-586, and C.2.3 Treatment Service line is on page V14 or PDF page 574.



	For the Years Ending	
	August 31, 2012	August 31, 2013
RECAPITULATION - ALL ARTICLES (All Funds)^{1,2}		
ARTICLE I - General Government	\$ 2,523,840,617	\$ 1,945,179,070
ARTICLE II - Health and Human Services	32,244,698,000	23,181,682,431
ARTICLE III - Agencies of Education	38,365,776,495	34,505,571,865
ARTICLE IV - The Judiciary	321,254,842	321,877,770
ARTICLE V - Public Safety and Criminal Justice	5,763,120,271	5,744,311,531
ARTICLE VI - Natural Resources	2,136,382,030	1,751,915,801
ARTICLE VII - Business and Economic Development	12,442,252,159	11,218,569,473
ARTICLE VIII - Regulatory	339,937,885	337,904,568
ARTICLE IX - General Provisions	0	0
ARTICLE X - The Legislature	<u>162,168,923</u>	<u>177,756,950</u>
GRAND TOTAL, All Funds	<u>\$ 94,299,431,222</u>	<u>\$ 79,184,769,459</u>
Number of Full-Time-Equivalents (FTE)- Appropriated Funds	235,238.2	235,046.7

D. Texas and TDCJ Budget Documents Online

1. Texas Budgets – Open Government at Its Best!

Legislative Budget Board: www.LBB.state.tx.us

All the full budgets are available in downloadable PDFs, as in the 1,007-page 2014-15 budget. TDCJ Chaplaincy is *within* the TREATMENT SERVICES line and *not* present. One has to go online to see the breakdown of TREATMENT SERVICES at the LBB's sophisticated <http://sbp.lbb.state.tx.us/PublicMain.aspx> – *seen on next page.*

See the full Texas Budget for each Biennium below

See Texas budgets 1986 to 2015: www.LBB.state.tx.us/StateBudgetsGAA.aspx
www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_2014-15.pdf
www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_2012-13.pdf
^ where Chaplaincy was deleted in Jan. 2011, and saved in March 2011 ^
www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_2010-11.pdf
www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_2008-09.pdf
^ where I led the reinstatement of 25 Chaplains not previously budgeted ^
www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_2006-07.pdf
www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_2004-05.pdf
www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_2002-03.pdf
^ where TDCJ cut 1/3 or 60 Chaplains from budget ^
www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_2000-01.pdf
^ where Chaplain Professional Equity got first pay-group raise in 40+ years ^
www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_1998-99.pdf
www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_1996-97.pdf

For complete access to FULL parts of EACH budget line see
<http://sbp.lbb.state.tx.us/PublicMain.aspx>
TDCJ TREATMENT SERVICES given on following page
see Appendix 5.B.1 for detailed instructions

A Guide to How the Budget Process Works in Texas - a downloadable PDF
www.Senate.state.tx.us/SRC/pdf/Budget101WebsiteSecured_2013.pdf



2. 2000-01 FY TDCJ Budget – Treatment – Output

Budget finished in 1999 for the biennium of 2001-02, which for TDCJ is in Article V, Dept. of Criminal Justice, p. V.9, or pdf p. 508:

www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_2000-01.pdf

DEPARTMENT OF CRIMINAL JUSTICE		
	For the Years Ending	
	August 31, 2000	August 31, 2001
Total, Method of Financing	<u>\$ 2,315,748,901</u>	<u>\$ 2,281,486,725</u>
Number of Full-time Equivalent Positions (FTE)	42,689.5	42,841.0
Output (Volume):		
Total Felony Offenders Under Direct Supervision	166,617	165,069
.....		
C.2.3. Strategy: INMATE TREATMENT SERVICES	\$ 13,046,615	\$ 13,112,197
Provide screening during the diagnostic/intake process that identifies special needs.		
Output (Volume):		
Number of Sex Offenders Receiving Psychological Counseling	2,600	2,600

3. 2002-03 FY TDCJ Budget – Treatment – Output

Budget finished in 2001 for the biennium of 2002-03, which for TDCJ is in Article V, Dept. of Criminal Justice, p. V.9, or pdf p. 508:

www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_2002-03.pdf

DEPARTMENT OF CRIMINAL JUSTICE		
	For the Years Ending	
	August 31, 2002	August 31, 2003
Total, Method of Financing	<u>\$ 2,495,757,542</u>	<u>\$ 2,583,153,647</u>
Number of Full-Time-Equivalent Positions (FTE):	42,678.2	42,723.2
Output (Volume):		
Total Felony Offenders under Direct Supervision	162,540	164,263
.....		
C.2.3. Strategy: TREATMENT SERVICES	\$ 15,860,641	\$ 15,860,642
Provide screening during the diagnostic/intake process that identifies special needs and appropriate services as needed.		
Output (Volume):		
Number of Sex Offenders Receiving Psychological Counseling while on Parole/Mandatory Supervision	1,300	1,300

4. 2012-13 FY TDCJ Budget – Treatment – Output Context

Budget finished in 2011 for the biennium of 2012-14, which for TDCJ is in Article V, Dept. of Criminal Justice, p. V.11, or PDF p. 571:

www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_2012-13.pdf

DEPARTMENT OF CRIMINAL JUSTICE		
	For the Years Ending	
	August 31, 2012	August 31, 2013
Total, Method of Financing	<u>\$ 3,043,732,009</u>	<u>\$ 3,058,518,261</u>
Number of Full-Time-Equivalents (FTE):	40,071.4	40,071.4
Average Number of Felony Offenders under Direct Supervision	173,558	173,810
C. Goal: INCARCERATE FELONS		
C.1.1. Strategy: CORRECTIONAL SECURITY OPERATIONS	\$ 1,061,814,681	\$ 1,061,814,682
C.1.2. Strategy: CORRECTIONAL SUPPORT OPERATIONS	\$ 83,429,981	\$ 83,429,978
C.1.3. Strategy: OFFENDER SERVICES	\$ 13,091,729	\$ 13,091,727
C.1.4. Strategy: INSTITUTIONAL GOODS	\$ 158,901,669	\$ 158,901,669
C.1.5. Strategy: INSTITUTIONAL SERVICES	\$ 173,584,637	\$ 173,584,637
C.1.6. Strategy: INST'L OPERATIONS & MAINTENANCE Institutional Operations and Maintenance.	\$ 194,013,201	\$ 194,013,201
C.1.7. Strategy: UNIT AND PSYCHIATRIC CARE³ Managed Health Care - Unit and Psychiatric Care.	\$ 244,922,500	\$ 244,280,350
C.1.8. Strategy: HOSPITAL AND CLINICAL CARE³ Managed Health Care-Hospital and Clinical Care.	\$ 137,877,407	\$ 137,235,256
C.1.9. Strategy: MANAGED HEALTH CARE-PHARMACY³	\$ 54,068,600	\$ 53,426,450
C.1.10. Strategy: HEALTH SERVICES	\$ 4,588,266	\$ 4,588,267
C.1.11. Strategy: CONTRACTED TEMPORARY CAPACITY Provide for Contract Correctional Beds.	\$ 15,000,000	\$ 0
C.1.12. Strategy: CONTRACT PRISONS/PRIVATE ST JAILS Contract Prisons and Privately Operated State Jails.	\$ 120,434,291	\$ 122,675,776
C.1.13. Strategy: RESIDENTIAL PRE-PAROLE FACILITIES	\$ 36,102,192	\$ 36,903,915
C.2.1. Strategy: TEXAS CORRECTIONAL INDUSTRIES	\$ 66,206,252	\$ 66,206,250
C.2.2. Strategy: ACADEMIC/VOCATIONAL TRAINING Academic and Vocational Training.	\$ 1,363,883	\$ 1,363,883
C.2.3. Strategy: PROJECT RIO	\$ 0	\$ 0
C.2.4. Strategy: TREATMENT SERVICES	\$ 18,987,142	\$ 18,987,142
C.2.5. Strategy: SUBSTANCE ABUSE FELONY PUNISHMENT Substance Abuse Treatmt - Substance Abuse Felony Punishment Facilities.	\$ 57,418,787	\$ 57,418,789
C.2.6. Strategy: IN-PRISON SA TREATMT & COORDINATION Substance Abuse Treatment - In-Prison Treatment and Coordination.	<u>\$ 34,943,615</u>	<u>\$ 34,943,615</u>
Total, Goal C: INCARCERATE FELONS	<u>\$ 2,476,748,833</u>	<u>\$ 2,462,865,587</u>
C.2.4. Strategy: TREATMENT SERVICES Output (Volume): Number of Sex Offenders Receiving Subsidized Psychological Counseling While on Parole/Mandatory Supervision	2,627	2,627

5. 2014-15 FY TDCJ Budget – Treatment – Output Context

Budget finished in 2013 for the biennium of 2014-15, which for TDCJ is in Article V, Dept. of Criminal Justice, p. V.5, or pdf p. 588:

www.LBB.state.tx.us/Documents/GAA/General_Appropriations_Act_2014-15.pdf

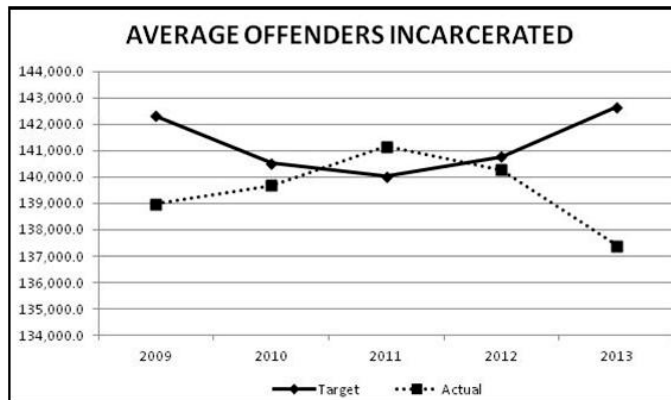
DEPARTMENT OF CRIMINAL JUSTICE¹		
	For the Years Ending	
	August 31, 2014	August 31, 2015
Total, Method of Financing	<u>\$ 3,178,775,739</u>	<u>\$ 3,121,721,072</u>
Number of Full-Time-Equivalents (FTE):	40,295.4	40,306.4
Output (Volume):		
Average Number of Felony Offenders under Direct Supervision	165,378	165,225
C. Goal: INCARCERATE FELONS		
Outcome (Results/Impact):		
Three-year Recidivism Rate	23%	23%
Number of Offenders Who Have Escaped from Incarceration	0	0
Turnover Rate of Correctional Officers	25%	25%
Average Number of Offenders Receiving Medical Services from Health Care Providers	149,484	150,669
Medical Care Cost Per Offender Day	8.75	8.83
C.1.1. Strategy: CORRECTIONAL SECURITY OPERATIONS		
Output (Volume):		
Average Number of Offenders Incarcerated	141,915	143,100
C.1.7. Strategy: UNIT AND PSYCHIATRIC CARE		
Output (Volume):		
Psychiatric Inpatient Average Daily Census	1,803	1,803
C.1.11. Strategy: CONTRACT PRISONS/PRIVATE ST JAILS		
Output (Volume):		
Average Number of Offenders in Contract Prisons and Privately Operated State Jails	9,674	9,674
C.1.12. Strategy: RESIDENTIAL PRE-PAROLE FACILITIES		
Output (Volume):		
Average Number of Pre-parole Transferees in Pre-parole Transfer Facilities	200	200
Average Number of Offenders in Work Program Facilities	500	500
C.2.1. Strategy: TEXAS CORRECTIONAL INDUSTRIES		
Output (Volume):		
Number of Offenders Assigned to the Texas Correctional Industries Program	5,100	5,100
C.2.3. Strategy: TREATMENT SERVICES		
Output (Volume):		
Number of Sex Offenders Receiving Subsidized Psychological Counseling While on Parole/Mandatory Supervision	3,500	3,500
C.2.4. Strategy: SUBSTANCE ABUSE FELONY PUNISHMENT		
Output (Volume):		
Number of Offenders Completing Treatment in Substance Abuse Felony Punishment Facilities	6,906	6,906
C.2.3. Strategy: TREATMENT SERVICES		
Output (Volume):		
Number of Sex Offenders Receiving Subsidized Psychological Counseling While on Parole/Mandatory Supervision	3,500	3,500

**6. 2016-17 FY TDCJ Budget offered by LBB in January 2015—
Treatment Context**

Working Budget by LBB in January 2015 for biennium of 2016-17, for TDCJ is in Article V, Dept. of Criminal Justice, p. V.5, or pdf p. 595—accessed 5-14-1515:
www.Capitol.state.tx.us/tlodocs/84R/billtext/pdf/HB000011.pdf#navpanes=0

DEPARTMENT OF CRIMINAL JUSTICE		
	For the Years Ending	
	August 31, 2016	August 31, 2017
Total, Method of Financing	<u>\$ 3,145,169,210</u>	<u>\$ 3,146,113,533</u>
Number of Full-Time-Equivalents (FTE):	39,392.4	39,392.4
Output (Volume):		
Average Number of Felony Offenders under Direct Supervision	160,948	160,895
C. Goal: INCARCERATE FELONS		
C.1.1. Strategy: CORRECTIONAL SECURITY OPERATIONS	\$ 1,105,704,360	\$ 1,105,704,360
C.1.2. Strategy: CORRECTIONAL SUPPORT OPERATIONS	\$ 82,507,504	\$ 82,507,503
C.1.3. Strategy: CORRECTIONAL TRAINING	\$ 4,882,388	\$ 4,882,388
C.1.4. Strategy: OFFENDER SERVICES	\$ 13,951,782	\$ 13,951,783
C.1.5. Strategy: INSTITUTIONAL GOODS	\$ 161,976,782	\$ 161,976,781
C.1.6. Strategy: INSTITUTIONAL SERVICES	\$ 204,163,295	\$ 204,163,296
C.1.7. Strategy: INST'L OPERATIONS & MAINTENANCE Institutional Operations and Maintenance.	\$ 196,634,599	\$ 196,634,597
C.1.8. Strategy: UNIT AND PSYCHIATRIC CARE Managed Health Care - Unit and Psychiatric Care.	\$ 257,437,128	\$ 257,437,129
C.1.9. Strategy: HOSPITAL AND CLINICAL CARE Managed Health Care-Hospital and Clinical Care.	\$ 167,598,089	\$ 167,598,089
C.1.10. Strategy: MANAGED HEALTH CARE-PHARMACY	\$ 56,518,571	\$ 56,518,571
C.1.11. Strategy: HEALTH SERVICES	\$ 4,991,175	\$ 4,991,176
C.1.12. Strategy: CONTRACT PRISONS/PRIVATE ST JAILS Contract Prisons and Privately Operated State Jails.	\$ 106,868,051	\$ 108,596,468
C.1.13. Strategy: RESIDENTIAL PRE-PAROLE FACILITIES	\$ 9,350,704	\$ 9,548,766
C.2.1. Strategy: TEXAS CORRECTIONAL INDUSTRIES	\$ 68,469,227	\$ 68,469,225
C.2.2. Strategy: ACADEMIC/VOCATIONAL TRAINING Academic and Vocational Training.	\$ 1,919,044	\$ 1,919,044
➤ C.2.3. Strategy: TREATMENT SERVICES	\$ 24,701,200	\$ 24,701,199
C.2.4. Strategy: SUBSTANCE ABUSE FELONY PUNISHMENT Substance Abuse Treatmt - Substance Abuse Felony Punishment Facilities.	\$ 49,718,310	\$ 49,718,310
C.2.5. Strategy: IN-PRISON SA TREATMT & COORDINATION Substance Abuse Treatment - In-Prison Treatment and Coordination.	<u>\$ 31,246,606</u>	<u>\$ 31,246,605</u>
Total, Goal C: INCARCERATE FELONS	<u>\$ 2,548,638,815</u>	<u>\$ 2,550,565,290</u>
➤ C.2.3. Strategy: TREATMENT SERVICES		
Output (Volume):		
Number of Sex Offenders Receiving Subsidized Psychological Counseling While on Parole/Mandatory Supervision	4,747	4,747

7. 2009-13 – TDCJ Statistics on Prisoners as Reported



source: <http://bapm.lbb.state.tx.us/main.aspx?FiscalYear=2013>
this web page hosts statistical charts for 2009-13 on several groups like:

approx. # of prisoners

- 11,000 in contract prisons
- 5-6,000 in industry
- 2-4,500 sex offender counseling
- 79-88,000 under parole supervision
- 94-100,000 parole cases considered

Put Chaplaincy’s statistics up—Why Not? Compare the balance sheet on Chaplaincy statistics in the most cost-effective department in the Texas budget and in TDCJ—let outstanding performance shine. See Appendix 2.

D. Non-expert Budget Conclusions –

Make Chaplaincy Its Own Line Item

I believe the TDCJ budget presentation can be improved, and I am not convinced that its growth over the last ten years by over \$1 billion dollars is entirely justified. Regardless, Chaplaincy deserves a pride of place, at least its own C.2 line item, so good people can track it if they wish. Where is the Program Division seen? Where is the rehabilitation side of TDCJ’s mission in the budget? Regardless, there is a way to present Chaplaincy’s “Output Volume” from its horde of hitherto unseen yet outstanding work measures, not the least of which is its honorable love in facilitating some of the finest super-achieving Volunteers in Texas, all together facilitating the greatest source for change in human history—*Religion!* ... It’s called VISION.





In Fiscal Year 2011

**120 TDCJ Chaplains Facilitated, Cared for 99.8% of
20,000 Volunteers in their 418,000 visits with
500,000 hours with an astounding
4,000,000 prisoners in attendance—plus
19,602 Critical Illness/Death Notices & more**

from Item 5 above¹

the year they were cut and saved

Regarding this precious and immeasurably valuable record—a treasure—TDCJ staff Chaplains have been in the *center* of that miracle of human transformation for over a *century* as they help and facilitate and love Volunteers, helping all persons in the Vital Issues of life, laboring *with* the Volunteers to minister and care for *all* inside the prison, even of all faiths, with Christianity by a whopping margin, in that most exquisite of enterprises in Care for the Soul while facilitating the greatest resource for change in human history—*religion*.

Is Chaplain Professional Equity too much ask for these few humble servants?



¹ Item 5, p.72, www.PreciousHeart.net/chaplaincy/RPD-Dunbar-08-2012.pdf.
