

The Governor

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Executive Order

WPC 88-9

WHEREAS, the Texas Department of Corrections has notified the Texas Attorney General in writing that the inmate population of the Texas Department of Corrections has reached 95% of capacity, as defined by statute and as imposed by the agreed order in **Ruiz v. McCotter**; and

WHEREAS, the Attorney General has certified, in writing, that the inmate population has reached 95% of the capacity, as defined above, of the Texas Department of Corrections; and

WHEREAS, by Senate Bill 215, 70th Legislature, Regular Session, amending the Texas Prison Management Act, Article 6184o, Texas Revised Civil Statutes, the legislature has required that under these circumstances that Governor shall certify that an emergency overcrowding situation exists and shall take certain steps to resolve the certified overcrowding condition.

WHEREAS, the Texas Board of Pardons and Paroles has met in a called session and has recommended, in writing, an award of 90 days of administrative good conduct time to alleviate the certified over-crowding condition in the Texas Department of Corrections.

NOW, THEREFORE, I, William P. Clements, Jr., Governor of Texas, do hereby certify that an emergency overcrowding situation exists among the inmate population of the Texas Department of Corrections.

FURTHERMORE, under the authority vested in me, I do hereby order the Director of the Texas Department of Corrections to credit to all eligible inmates, as defined by Senate Bill 215, 90 total days of administrative good conduct time.

This Executive Order shall be effective immediately and shall apply to all inmates in the Texas Department of Corrections population as of the midnight population count on Wednesday, July 20, 1988, and shall be binding as authorized by law. This Executive Order may be modified or amended from time to time, as required to carry out the intent of the legislature, until the emergency overcrowding condition no longer exists.

Issued in Austin, Texas on July 21, 1988.

TRD-8807539

William P. Clements, Jr.
Governor of Texas

