

# The Governor

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## Executive Order

WPC 89-4

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, after such certification the Governor certified that an emergency overcrowding situation existed and has subsequently on four separate occasions ordered the Director of the Texas Department of Corrections to credit to all eligible inmates awards of administrative good conduct time; and

Whereas, the Attorney General has determined and certified to the Governor that the prison overcrowding crisis has not been resolved and is continuing; and

Whereas, by Senate Bill 215, 70th Legislature, Regular Session, amending the Texas Prison Management Act, Article 6184a, Texas Revised Civil Statutes, the Legislature has required that under these circumstances the Governor shall take certain actions to resolve the certified overcrowding condition.

Now, therefore, I, William P. Clements, Jr., Governor of Texas, under the authority vested in me, do hereby order the Director of the Texas Department of Corrections to credit to all eligible inmates, as defined by Senate Bill 215, 30 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, March 1, 1989, 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.

This executive order shall be effective immediately and shall remain in full force and effect until modified, amended, or rescinded by me. Issued in Austin, Texas on January 9, 1988.

TRD-8902024

William P. Clements, Jr.  
Governor of Texas

