THE STATE OF TEXAS
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
AUSTIN, TEXAS

December 15, 1981

EXECUTIVE ORDER

WPC - 39

ESTABLISHING THE GOVERNOR'S TASK FORCE ON THE INCARCERATION OF INMATES PENDING APPEAL

WHEREAS, the Texas Department of Corrections (TDC) inmate housing conditions have been found to be overcrowded; and

WHEREAS, because of the complexity of the problem, numerous possible courses of action should be explored; and

WHEREAS, one possible course of action is the remanding of inmates, whose cases are currently on appeal, back to the county or city facilities from which they were originally sent to TDC; and

WHEREAS, it is fully understood that if implemented this plan may create an added burden for the respective local facilities involved, it is believed that the geographical distribution of these inmates throughout the state would not overly burden any one single facility, and yet in turn would help to alleviate the inmate housing problem within TDC.

NOW, THEREFORE, I, William P. Clements, Jr., Governor of Texas, under the authority vested in me do hereby create and establish the Governor's Task Force on the Incarceration of Inmates Pending Appeal, hereinafter referred to as TASK FORCE.

The TASK FORCE will consist of not more than 20 members appointed by the Governor who shall serve for one year terms and at the pleasure of the Governor. The Governor shall designate a Chairman and Vice-Chairman from the membership who shall serve in those positions at the pleasure of the Governor.

The TASK FORCE is charged with the following responsibilities:

a. Study the negative impact on city and county facilities if inmates whose cases are on appeal are remanded back to the facility from which they were originally sent.

b. Study the positive impact on Texas Department of Corrections facilities of remanding such inmates.

c. Make recommendations to the Governor of necessary legislation or action by the Governor's Office which will promote the purpose of the TASK FORCE and which may alleviate any overcrowding at TDC.

d. Perform other duties as may be requested by the Governor.

As soon as possible, the TASK FORCE shall make a complete written report of its activities, findings, and recommendations to the Governor.

The TASK FORCE shall meet regularly at the call of the Chairman. A majority of the membership shall constitute a quorum. The Chairman shall, with the consultation of the Governor, establish the agenda for TASK FORCE meetings.
The members of the TASK FORCE shall serve without compensation and without reimbursement for their travel and expenses.

All agencies of State and local governments are hereby directed to cooperate with and assist the TASK FORCE in the performance of its duties.

This Executive Order shall be effective immediately and shall remain in full force and effect until modified, amended, or rescinded by me.

Given under my hand this 15th day of December, 1981.

WILLIAM P. CLEMENTS, JR.
Governor of Texas

ATTEST:

Secretary of State