

**TEXAS-  
BOARD OF PARDONS  
AND PAROLES-**

**TWENTY-SIXTH  
ANNUAL  
STATISTICAL REPORT**



014522

September 1, 1972 through August 31, 1973

Stephen F. Austin Building  
Room 711 — Austin, Texas

# **TWENTY-SIXTH ANNUAL STATISTICAL REPORT**

September 1, 1972 through August 31, 1973



**Of The  
BOARD OF PARDONS  
AND PAROLES**

**Stephen F. Austin Building  
Room 711 — Austin, Texas 78701**

## ACKNOWLEDGEMENT

To Governor Dolph Briscoe and his staff, the Board expresses its sincere appreciation for the cooperation, understanding and assistance given to the Board in maintaining a progressive parole system based upon meritorious selection, and on professional supervision of parolees.

To Chief Justice of the Supreme Court, Honorable Joe R. Greenhill, and Honorable John F. Onion, Jr., Presiding Judge of the Court of Criminal Appeals for their faith, confidence and support.

To the distinguished Members of the Senate and the House of Representatives of the State for their understanding, legislative and budget support we are indeed grateful.

To each member of the Texas Board of Corrections, the Director of the Texas Department of Corrections, and each member of his staff, we express our deep appreciation for the assistance and complete cooperation given to the Board in creating a responsible parole program in Texas. We recognize and appreciate the outstanding facilities and treatment programs which produce the materials from which successful parolees are made.

The Board of Pardons and Paroles also takes this opportunity to acknowledge with deepest appreciation the support, assistance and cooperation of the Judiciary, the Secretary of State, the District and County Attorneys, the Texas Department of Public Safety, the Sheriffs and other law enforcement officers and related agencies, the news media, the Chairman and Members of all Volunteer County Parole Boards, and interested citizens, both public and private, too numerous to name.

Their efforts, assistance and constructive criticisms have made valuable contributions to our efforts in a professional career service dedicated to the adjustment of social relationship for the protection of the public and the reformation of its criminal offenders.

CLYDE WHITESIDE, ADMINISTRATOR  
INTERSTATE PAROLE COMPACT  
RICHARD FORTENBERRY, DIRECTOR  
PAROLE SUPERVISION



BOARD OF PARDONS AND PAROLES  
DIVISION OF PAROLE SUPERVISION  
ROOM 501 JOHN H. REAGAN BUILDING  
AUSTIN, TEXAS  
78701

BOARD MEMBERS:  
WILLIAM H. SKELTON, CHAIRMAN  
CHARLES G. SHANDERA, MEMBER  
CLYDE WHITESIDE, MEMBER  
TELEPHONE: (512) 475-4525

Honorable Dolph Briscoe, Governor

Honorable Joe R. Greenhill, Chief Justice  
of the Supreme Court

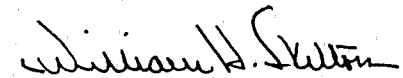
Honorable John F. Onion, Jr., Presiding Judge  
of the Court of Criminal Appeals

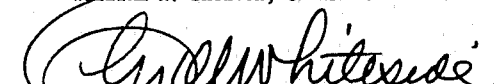
Members of the Senate and House of Representatives  
of the State of Texas


Gentlemen:

In compliance with the provisions of Article 42.12, Section 13 of the Code of Criminal Procedure of Texas, we respectfully submit the Annual Report with Statistical and other data relating to the work of the Board of Pardons and Paroles for the fiscal year ending August 31, 1973.

Sincerely,

  
William H. Skelton, Chairman

  
Clyde Whiteside, Member

  
Charles G. Shandera, Member

## TABLE OF CONTENTS

Appointing Authority .....	6
Present Board Members .....	7
The Board in Session .....	8
Staff .....	8
Board Interviewing Inmate .....	9
Board Conducting Violation Hearing .....	10
Administrator's General Statement .....	11
Parole Review .....	13
Inmate Notice of Review Letter .....	13
Legal Eligibility .....	14
Parole Consideration Procedure .....	15
Selection for Parole .....	15
Executive Officers .....	16
Central Office Administrative Staff .....	18
Division of Parole Supervision Central Office Staff .....	19
Area Parole Supervisors .....	20
Division of Board Services Central Office Staff .....	21
Parole Supervision .....	22
Interstate Supervision of Parolees .....	22
Climate of Parole Fluctuates .....	23
Board Activity During 26 Year Period .....	24
Factual Summary of Board's Activities During Fiscal 1973 .....	26
A Close-Up of Board Activity Relating to Fiscal 1973 .....	27
Parole Revocations .....	30
Persons Under Supervision .....	31
Explanation and Statistical Chart .....	32, 33
Statistical Tables I through XX .....	34
Appropriation and Expenditures .....	55

## FOREWORD

The Board's report for the fiscal year 1973 pictorially and narratively presents personnel and descriptions in the text of the more outstanding facts and figures of its work-load which are meant to offer the reader a quick over-all view of the activities for the year, in addition to the detailed statistical data itemized in multiple tables for those who desire a more complete and thorough understanding of these same operations.

## APPOINTING AUTHORITY



HONORABLE JOE R. GREENHILL  
Chief Justice of the Supreme Court



HONORABLE DOLPH BRISCOE  
Governor, State of Texas



HONORABLE JOHN F. ONION, JR.  
Presiding Judge of the  
Court of Criminal Appeals

### The Board

The Board of Pardons and Paroles is a constitutionally created state agency consisting of three full-time members. The Governor, Chief Justice of the Supreme Court and the Presiding Judge of the Court of Criminal Appeals each appoints one member of the Board to serve a term of six years. These terms are so staggered that every two years one of them expires. The appointment of Board Members is subject to the advice and consent of two-thirds of the Senate present of the State of Texas.

### Parole and Executive Clemency

This State's system for the administration of justice provides for Paroles and Executive Clemency. Both require the affirmative action of the Board of Pardons and Paroles and of the Governor of Texas, with only a few exceptions. Parole is permitted by the Constitution of Texas, is made operative by act of the legislature and is administered by the Board of Pardons and Paroles. Executive Clemency is based upon the Constitution and Article 48.01 (952) C.C.P. which places the duty upon the Board to recommend to the Governor those cases which appear worthy of executive clemency.

## PRESENT BOARD MEMBERS



WILLIAM H. SKELTON  
Chairman

Mr. Skelton was appointed on June 1, 1971 by Chief Justice of the Supreme Court, Honorable Robert W. Calvert for the term ending February 1, 1975, following the retirement of Mr. Pat Bullock.



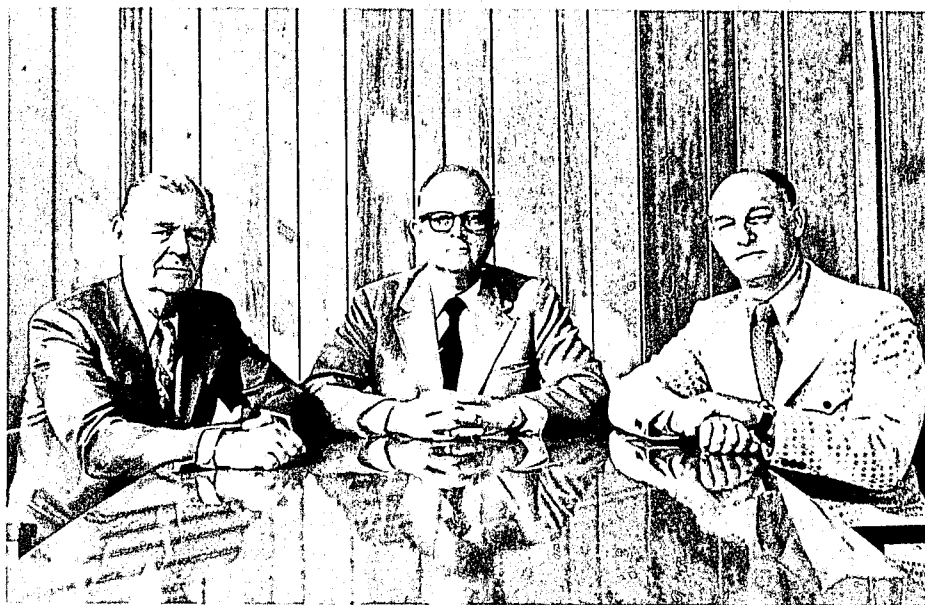
CLYDE WHITESIDE  
Member

Mr. Whiteside was appointed by Governor Preston Smith for the term 1971-1977 following the expiration of the term on February 1, 1971 of Mr. Jack Ross. He was also appointed as the Interstate Parole Compact Administrator by the Governor.



CHARLES G. SHANDERA  
Member

Mr. Shandera was appointed on February 1, 1972 by the Presiding Judge of the Court of Criminal Appeals, Honorable John F. Onion, Jr., for the term ending February 1, 1973, following the retirement of Mr. A. C. Turner. He was reappointed on February 1, 1973 for the term 1973-1979



William H. Skelton  
Chairman

Clyde Whiteside  
Member

Charles G. Shandera  
Member

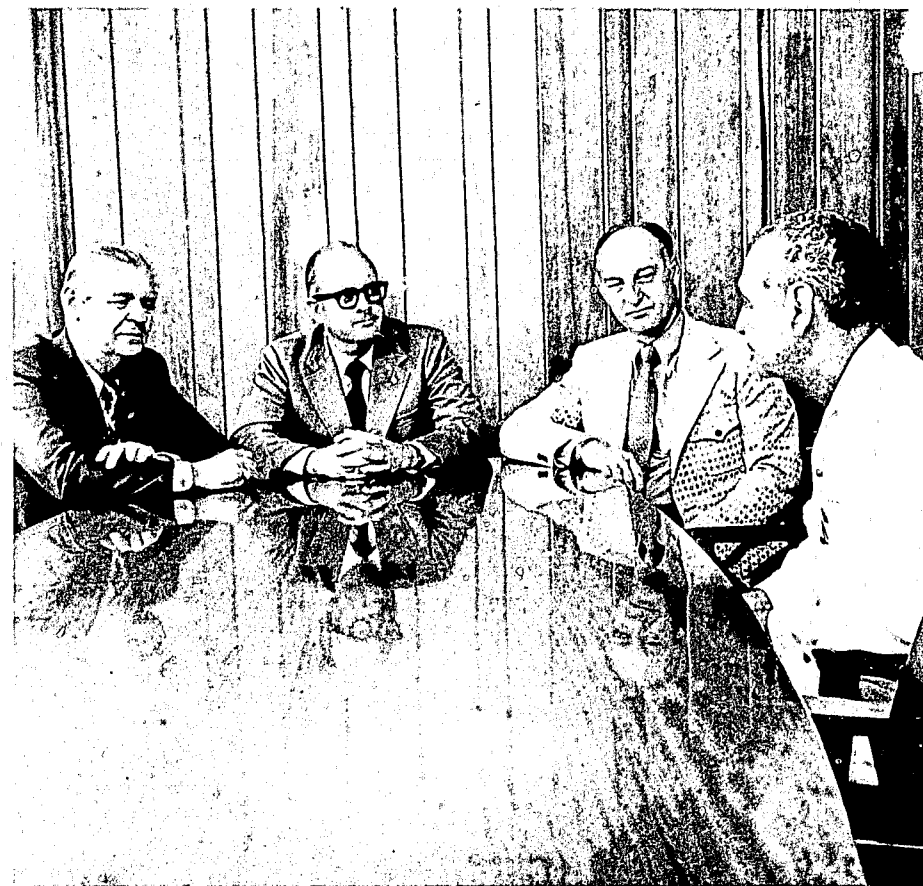
### THE BOARD IN SESSION

While decisions on parole cases are made by each Board Member individually, the Full Board meets as a group to hear cases requested of it, to formulate policies and to discuss matters related to its duties and responsibilities. Full Board hearings are scheduled for requested conferences on revocations, death penalty case reviews and many other clemency cases.

Since September 1, 1971, the Board has visited each unit of the Texas Department of Corrections once or more. The Board has conducted 2,237 personal interviews with inmates selected by the Board and those selected by the Wardens and their staff. The Members of the Board have spoken to groups of 50 to 100 inmates at various times during the fiscal year.

### STAFF

Besides the three Board Members, who are employed full time, the staff is composed of one hundred eighty-six employees. The business hours of the Board are from 8:00 a.m. to 5:00 p.m. all days except Saturdays, Sundays and holidays. The last three working days of each month members of the Board are out of the Central Office in Austin, personally interviewing selected inmates on prison units, conducting Parole Violation Hearings at the prison, visiting Parole Offices over the State and meeting with various law enforcement groups.



Members of the Board of Pardons and Paroles are shown interviewing an inmate of the Texas Department of Corrections under the Board's policy which enables inmates eligible for parole to meet directly with the Board during its monthly visit to the prison units. This procedure allows the inmate to present his own case and learn of the dispensation of his appeal, thus improving inmate morale and expediting paroles. Left to right are: William H. Skelton, Chairman; Clyde Whiteside, Member; and Charles G. Shandera, Member.



Pictured are the Members of the Board of Pardons and Paroles conducting a Parole Violation Hearing at the Diagnostic Unit of the Texas Department of Corrections. Left to right, back row: Hon. Clyde Whiteside, Member; Hon. William H. Skelton, Board Chairman; Hon. Charles G. Shandera, Member.

## ADMINISTRATOR'S GENERAL STATEMENT

The Board of Pardons and Paroles was created in 1936 by Article 4, Section 11 of the Constitution of the State of Texas. The Board performs two functions; (1) The administration of the parole system under Article 42.12, Code of Criminal Procedure; (2) The duty of investigating and recommending acts of executive clemency by the Governor, as provided in the Constitution (Article 4, Section 11) and Articles 48.01 and 48.04 of the Code of Criminal Procedure. Both parole and executive clemency require affirmative action by the Governor and the Board if relief is given.

Executive clemency includes reprieves resulting in the Reprieve of Execution of the Death Penalty; Commutation of Sentence from Death to lesser punishment; Commutation of imprisonment or fine, or both; Full Pardon, Restoration of Civil Rights lost as a result of felony convictions; Conditional Pardons, Trial Reprieves of all jail sentences; Medical Emergency Reprieves from penal institutions; Emergency Reprieves from penal institutions; Remission of Bond Forfeiture, and Restoration of Right to Drive and Operate a Motor Vehicle. Each of the above require investigations, several Board decisions, and from ten to fifty clerical acts.

The Board maintains 30,000 active files and makes approximately 2,800 preliminary and final case connected decisions each month and is in session each working day of the year.

Parole in principle and practice is the final, and most delicate phase in the Correctional process. By professional assistance in the transition period, the tremendously difficult adjustment from prison life to free society is achieved more readily with the assistance and guidance of properly qualified full-time professional parole officers. Parole isn't easy. If a parolee has been convicted of at least one felony, he has a serious handicap to overcome. Professional parole in Texas is, in fact, preventative law enforcement. Through careful selection, release planning and supervision, the Board program makes it possible for thousands of inmates to experience the dignity of work in decent jobs and provide for their families.

The success of the Board's program rests squarely upon the proper selection of inmates for parole based upon **valid information of quality**, and the efficient performance of an adequately and completely trained staff. Each inmate who is eligible and has received a favorable Prison Committee Recommendation is interviewed in person by the Board and/or a Parole Hearing Officer. The result of the review in each case is made known to the inmate together with the reasons for the action taken.

This parole interview and complete parole investigation on each case is made during the month prior to the Board's review, and the reports and materials are in the file at the time the Board acts on the case.

The cost of keeping an inmate in the Texas Department of Corrections during this fiscal year was \$1,420 per year, while the cost of parole supervision was \$287 for one parolee supervised for one year. This average per day is 78 cents per parolee and \$3.89 per inmate. The saving multiplied by thousands of parolees results in savings of \$7,422,640 of tax dollars each year.

which is almost double the amount requested for the Board's biennial budget. Included in parole cost is the supervision of parolees from other states, cost of executive clemency and a total of all other Board functions.

Released parolees contribute to the state's economy. At least 90% of the people on parole have been employed gainfully earning over \$44,280,000 per year, paying taxes, supporting minor children, purchasing homes, automobiles, appliances and other products.

Parole supervision is not the "watchdog" over the parolee, but is intended to assist the parolee to successfully complete the parole program through counseling, guidance and support with minimum risk to society. The parolee must be gainfully employed if he is physically and mentally capable and must also support his dependents.

Success of the parole system does not "just happen." Each administrative step in the program must be planned from the clerical work to the mail clerk to the top administrator. A slow down or break in the chain at any point will cause a resulting slow down in other operations of the department.

A United States Supreme Court Ruling on June 29, 1972, *Morrissey vs. Brewer*, calls for an On-Site Hearing for each parolee who is alleged to have violated the terms of the parole. In essence, this ruling states that parole should not be revoked prior to an On-Site Hearing (Preliminary Investigation) being offered to the accused parolee. This Hearing provides an opportunity for the parolee to be advised as to how he is alleged to have violated the terms of the parole, and he has the opportunity for confrontation of his accusers. The parolee may be represented by counsel, at this hearing, if he secures one. The parolee, and all concerned, are notified, in writing, as to the date, place and time of the hearing at least ten days prior to the date set.

Prior to this decision the Board initiated certain hearing procedures and was well able to make such adjustments to meet the Federal standards for On-Site Hearings. After the On-Site Hearing the Hearing Officer submits his report to the Board for review. The Board may at this point (1) withdraw the Pre-Revocation Warrant that was issued prior to the On-Site Hearing and continue parole, (2) Revoke Parole, or (3) set a Board Hearing at the Texas Department of Corrections.

Should the Board set a Hearing at the Texas Department of Corrections the accused parolee, along with all concerned, are notified in writing of the date, time, and place for the Hearing, well in advance, to the Hearing being held.

All concerned are notified of the Board's decision in writing within ten (10) days after the Hearing. Should the Board's decision be "Revoke", the reasons for such action are given.

In fiscal year 1972-73, the Board conducted 246 Parole Violation Hearings at the Diagnostic Unit, Texas Department of Corrections.

## PAROLE REVIEW

During the fiscal year 1971-1972, the Board adopted new procedures of review designated to upgrade the parole system. The new plan provides personal interviews by Institutional Parole Officers on all monthly cases, except those inmates with unfavorable Prison Committee Recommendations, with each inmate to be notified of the Board's decision after Board review during the month the inmate's case is set, and reasons given for the action taken. (See Inmate Notice of Review Date)

While the Board's standardized criteria for selection will remain restrictive and selective, it is felt that this progressive step will benefit all concerned. With the Institutional Parole examiners interviewing each eligible inmate the Board can better evaluate each case.

This parole interview and complete parole investigation on each case is made during the month prior to the Board's review, and the reports and materials will be in the file at the time the Board acts on the case.

The Board estimates that this plan has reduced the processing time of parole (where favorable decision is reached) to a six to eight weeks period rather than the ten to twelve week period previously required.

Parole investigations and personal interviews are made by Institutional Parole Officers on approximately 1200 inmates each month.



### BOARD OF PARDONS AND PAROLES

STATE OF TEXAS

AUSTIN

INMATE NOTICE OF REVIEW DATE

DATE: 

MO	DAY	YR
----	-----	----

IN RE:

DEAR SIR:

AFTER RECENT EVALUATION, THE NEXT REVIEW OF THE ABOVE INMATE'S CASE IS 

MO	DAY	YR
----	-----	----

 • "SA" MEANS SERVE ALL OF SENTENCE

After careful and thorough review of all the facts in your file, the Board's decision shown by this notice is based on some forty factors used in our policy for criteria for parole selection. Most significant reasons for this decision are circled below, which may be of help to you for some understanding of the action taken.



1. Short calendar time served on sentence imposed
2. Criminal behavior pattern or repetition of similar offense
3. Nature and seriousness of offense (s)
4. Number of offenses compared to sentence assessed
5. Lengthy involvement with or habitual use of narcotics, or alcohol
6. Multi-offender ( ) felony convictions--repetition of similar offenses
7. Lengthy criminal history--numerous arrests
8. Probation revoked on present offense
9. Poor adjustment in institution--low ratings
10. Parole violation on previous sentence, or this sentence
11. Lost overtime not restored
12. Disciplinary reports in file
13. Unfavorable Prison Committee Recommendation
14. Protests and/or detainers
15. Other \_\_\_\_\_
16. Delinquent sex behavior history
17. Medical reasons--physical and/or mental
18. Request of Inmate
19. INITIAL FAVORABLE ACTION - FURTHER INVESTIGATION BEING PROCESSED

These reasons for the Board's decision are made a part of your file, and since they have been indicated to you through this notice, the Board will not reply to letters asking for an explanation of the evaluation. Each time your case is reviewed both the favorable and unfavorable factors are carefully weighed, and the Board's discretion and judgment are applied.

### LEGAL ELIGIBILITY

Under Senate Bill 145, effective August 28, 1967, the Board is authorized to release on parole, with the approval of the Governor, any person confined in any penal or correctional institution of this State, except persons under sentence of death, who has served one-third of the maximum sentence imposed provided in any case he may be paroled after serving twenty calendar years. The time served shall be a total calendar time served and all credits allowed under the laws governing the operation of the Department of Corrections, and executive clemency. "One third of the maximum sentence imposed or twenty calendar years" will be time allowed for good conduct." A prisoner must be physically in the custody of and confined in the Texas Department of Corrections before he is eligible for parole.

Under a ruling on April 9, 1971, by the Texas Court of Criminal Appeals, on cases where the "conviction date" is shown to be prior to August 28, 1967, the Board is authorized to release on parole, with the approval of the Governor, any person confined in any penal or correctional institution of this State, except persons under sentence of death, who has credit for one-fourth of the maximum sentence imposed, provided that in any case he may be paroled after serving fifteen years.

The above ruling was superseded by the Attorney General's Opinion H-53 on June 26, 1973, which states "the sentence to be imposed upon and the manner in which it is to be served by a person convicted of a crime is to be determined by the statutes existing at the time of the commission of the crime, and any

effort to invoke statutes later enacted is the imposition of an ex post facto law prohibited both by the Constitution of the State of Texas and by the Constitution of the United States." Since the date of this ruling, the Board has computed the initial eligibility date for parole consideration under the parole law in effect on the date the offense was committed. All cases, which had not been reviewed by the Board for parole consideration when this ruling was issued, were pulled and the parole eligibility date was recomputed under the parole law that was in effect at the time of the commission of the offense.

All paroles issue upon order of the Board when duly adopted and approved by the Governor.

No offender should be paroled until it can be shown that it is for the best interest of the community to have him back than to keep him in prison. Release should be effected as soon as possible, but only if it is in the public interest. The Texas parole law recognizes this in these words, "A prisoner shall be placed on parole only when arrangements have been made for his proper employment or for his maintenance and care, and when the Board believes that he is able and willing to fulfill the obligations of a law-abiding citizen."

### Parole Consideration Procedure

The use of the term "eligibility for parole consideration" should not be construed to mean that the inmate as a matter of right is entitled to, or will be granted parole nor should the word "consideration" be confused with final decision. Whenever an inmate is legally eligible to be considered for parole, each

member of the Board, acting individually and independently votes his opinion as the file reaches his desk. One of the following three actions may be taken at this time by each member separately:

1. The inmate should be required to serve all of his sentence;
2. Any action should be deferred to a specific future date; and
3. The total situation seems to favor an inmate's release on parole, and his case should be further considered for parole.

Many cases fall within each of the above categories. The decision of the Board is reached by either a majority or unanimous opinion.

When the Board, or a majority thereof, is of the opinion that an inmate is entitled to further consideration for a parole, the case is investigated. The trial officials of each county in which the inmate is convicted, and also the prison officials, are notified that the inmate's case is being considered. Replies to the notification forms are requested in order that the Board may know, and the Board's recommendation will reflect, the attitude of both the trial officials and the prison officials.

### Selection for Parole

For a number of years, the Board of Pardons and Paroles as a unit, and each member individually, has been making every effort to improve and standardize the decisions of the Board. The ultimate aim is a system that will allow the consideration of every inmate for Parole measured by the exact same standards, rules, and criteria; a system not based upon pressure, money, nor whom the inmate may know, but

based upon merit and a proper application of standardized criteria for selection.

In Texas the following are specifically mentioned; criminal history, drug addiction, excessive use of alcohol, attitude towards the crime committed and the future, adjustment and improvement while in prison, physical ability to earn a reasonable wage commensurate with his experience, educational and mental capacity, family background and marital history, psychological evaluation, point incentive plan ratings, educational achievement, age, military record and time served. Other elements are the kind of offense committed, the manner in which it was committed and the readiness of the community, particularly the family, to receive the prisoner. The decision is guided by the rule that no inmate should be released on parole if there is a high assaultive potential or substantial risk he will not conform to the conditions of parole, adverse effect on prison discipline, disrespect for the law, or the system of parole or continued need for physical or mental care or continued vocational training.

#### **EXECUTIVE OFFICERS 1972-1973**

There are **three executive officers**, who are responsible to the Board for the administration, hiring, budgeting and purchasing for the Administrative Division, the Division of Parole Supervision, and the Director of Board Services. Each is the executive officer of the division indicated and they are of equal rank.

**The Administrative Assistant to Board - Mrs. Gladys Sommers**

This employee performs highly responsible technical and administrative work. She has full charge of the Central Office Staff which is responsible for receiving visitors for Board hearings, screening and answering incoming mail and telephone calls as well as preparing and maintaining approximately **30,000** active files for the Board's consideration. She is responsible for testing and hiring all Central Office personnel, subject to Board approval; developing new procedures, interpreting existing procedures to supervisory Central Office Staff and has daily contact with numerous other related State Departments.

This employee is the Chief Budget Officer for the Department, attends special Board meetings and Staff meetings. She is directly responsible to the Board for the proficient operation of the Central Office, and the co-ordination of Board, Central Office, Field Staff, Governor's Office and Texas Department of Corrections parole procedural operations.

**The Director of Parole Supervision - Mr. Richard Fortenberry**

This employee performs highly responsible administrative work directing the Division of Parole Supervision, under the general direction of the Board. He is responsible for the development and operation of the Parole Supervision Program, including institutional personnel. His work is performed with virtually no reference of detail to the Board. The Director establishes work procedures and performance standards in conformance with Board policy. He is one of the two budget officers for the Board. It is his responsibility to hire

field personnel and carry out in-service training programs and he must give general supervision of all field personnel whose responsibilities require the exercise of continuous independent judgment.

**The Director of Board Services - Mr. Burlie Bradford**

Due to the increased number of cases to be reviewed by the Board, number of prison visits for Parole Violation Hearings and interviewing inmates, the Board found it necessary in fiscal year 1972-73, to name a Director of Board Services for the purpose of interviewing inmate's families and other interested persons in the Board's Central Office at Austin.

This employee is responsible for conducting interviews with the

families and other interested persons. Six (6) months after the initial review of a case by the Board, this employee is responsible for the review of cases with sentences greater than three (3) years which were set-off or marked serve-all at the initial review. If evidence of sufficient improvement is found, the case is referred to the Board for further parole consideration. He is responsible for hiring and training the Parole Analyst and a Parole Supervisor to assist him with his duties.

#### **Re-Organization**

In October, 1973, the Board re-organized the staff by placing all personnel under the Director of the Division of Parole Supervision with the exception of the Administrative Assistant who is directly responsible to the Board.

CENTRAL OFFICE ADMINISTRATIVE STAFF



MRS. DELORIS FILLIS  
Statistician; Data  
Processing Supervisor



MRS. MURIEL (DICKIE) CRIDER  
Accountant



MRS. GLADYS SOMMERS  
Administrative Assistant



MRS. HELOH WHITTENBERG  
Clerical Supervisor



MISS RITA PETREE  
Clerical Supervisor

DIVISION OF PAROLE SUPERVISION  
CENTRAL OFFICE



GEORGE YOUNG  
Parole Staff Supervisor



ROBERT J. TAPSCOTT  
Parole Supervisor



RICHARD FORTENBERRY  
Director, Division of  
Parole Supervision



CECIL SIMPSON  
Parole Supervisor



ALFRED TULEY  
Training Supervisor &  
Personnel Officer

AREA PAROLE SUPERVISORS



GEORGE C. EVANS  
South-East Area



LOUIS SCHOENFELD  
North-East Area



JOHN M. LAWSON  
Institutional Area



TERRY CROMWELL  
South-Central Area



EDWARD BARKLEY  
North-West Area

DIVISION OF BOARD SERVICES  
CENTRAL OFFICE



BURLIE BRADFORD  
Director



RICHARD W. NOTTER  
Parole Analyst



NELSON FAYETTE  
Parole Supervisor

## PAROLE SUPERVISION

The Board determines which inmates incarcerated in the Texas Department of Corrections should be granted parole subject to the approval of the Governor, and when released are under the jurisdiction of the Board. The parolees are supervised by Texas parole officers, if released within the state, and those who are released out-of-state are supervised by officers of the receiving state, if accepted by that state through the Interstate Parole Compact.

Texas has five geographical supervisory areas consisting of twenty-seven field offices and the Institutional Office, all directed by the

State Director of Parole Supervision. Each of the 4 offices is headed by an Area Supervisor, and there are 89 field parole officers. In addition, 20 employees do clerical and office work in these area offices. The 16 institutional parole officers and 11 clerical employees are under the Institutional Supervisor who compiles data, investigates and personally interviews all inmates for the Board when legally eligible, or when their names are on the current monthly lists.

In the Central Office, the Parole Staff Supervisor and his staff check all reports concerning persons under parole supervision.

## INTERSTATE SUPERVISION OF PAROLEES

All of the fifty states of the Union are signatories to a compact for out-of-state parole supervision. The compact was entered into by and among the contracting states, with the consent of the Congress of the United States of America granted by an Act entitled "An Act granting the consent of Congress to any two or more states to enter into agreements or compacts for cooperative effort and mutual assistance in the prevention of crime and for other purposes".

The compact provides a method of granting probationers and parolees

the privilege of moving outside the state in which they were sentenced, and into other states, so that they may have better opportunities for adjustment with full protection for society. Through the use of the interstate Compact Administrator", who, by conference and agreement with his fellow state administrators, provides rules and regulations for carrying out the provisions of the Compact. Mr. Clyde Whiteside, appointed by the Governor, serves as Compact Administrator for Texas, assisted by two deputy members of the parole staff.

## CLIMATE OF PAROLE FLUCTUATES

As the state's crime rate rises, and with the commission of a few violent and shocking crimes, there was an inevitable response that crime-control be strengthened and parole policy be tightened, resulting in raising minimum legal eligibility requirements by the 60th Legislature.

The interest of society can be best served by a fair study of the present parole system; and, an understanding of the current parole statistics, both as to releases and revocations.

The Board of Pardons and Paroles will always be under constant pressure from two segments of society. (1) Those who believe the Board is not paroling quickly enough, nor in sufficient quantity.

(2) Those who believe every offender should serve every calendar day of his sentence for the sake of punishment alone. It has taken many years to build the Texas parole system to its present standard.

Both of these views are extremes—all offenders are not alike, nor should they all be treated alike. Adherence to either of the extremes will result in eventual failure of the parole system. Therefore, the Board will attempt to avoid extremes and will operate within sound principles of rehabilitation and parole, to the end that society may be better protected.

The greatest function of the individual Board Member is making decisions. People want decisions of certainty. All that can be done is compute likelihoods.

# BOARD ACTIVITY DURING THE TWENTY-SIX YEAR PERIOD ENDING AUGUST 31, 1973

	Fiscal Year 1973	Twenty-Six Year Total
Visitors Appearing Before Board .....	2,040	58,587
Mail Received .....	59,664	1,038,186
Mail Sent .....	64,077	1,098,009
Total Mail Handled .....	123,741	2,136,195
Total Cases Considered .....	29,213	569,684
Total Recommendations Sent to Governor .....	8,951	192,813
Total Recommendations Granted by Governor .....	8,456 a)	183,498
Death Penalty Cases Considered .....	55	552
Death Sentences Commuted to Life Imprisonment or 99 Yr. Sentence .....	55	121
Penitentiary Cases Considered by Board .....	27,289	520,121
Paroles and Conditional Pardons Recommended by Board .....	3,840	53,470
Inmates Released on Parole and Conditional Pardon .....	3,770	47,410
Full Pardons:		
Considered by Board .....	765	12,178
Recommended by Board .....	222	3,903
Granted by Governor .....	212	3,655
Emergency Reprieves:		
Considered by Board .....	1,027	14,621
Recommended by Board .....	736	9,006
Granted by Governor .....	726	8,855
Violations for Emergency Reprieves During Twenty-Six Year Period .....	3	304
Emergency Arrest Warrants:		
Considered by Board .....	15	2,099
Recommended by Board .....	15	2,099
Approved by Governor .....	15 b)	2,099
Pre-Revocation Warrants:		
Considered by Board .....	838	926
Recommended by Board .....	838	926
Granted By Governor .....	828 c)	916
Revocations of:		
Paroles and Conditional Pardons .....	506 d)	13,615
Emergency Reprieves .....	3	138
Releases of Reporting to Parole Supervision .....	0	6
Restoration of Operator's License:		
Considered by Board .....	24	14,605
Recommended by Board .....	14	7,781
Granted by Governor .....	10	7,158
Restoration of Hunting and Fishing Rights:		
Considered by Board .....	0	1,604
Recommended by Board .....	0	1,299
Granted by Governor .....	0	1,275
Remission of Jail Sentences:		
Considered by Board .....	45	4,602
Recommended by Board .....	2	622
Granted by Governor .....	2	568
Remission of Bond Forfeiture Judgments:		
Considered by Board .....	0	206
Recommended by Board .....	0	96
Granted by Governor .....	0	89

a) In addition, 427 recommendations sent to Governor in the prior year were granted in this year. Therefore, the Twenty-Six Year total would be 183,925.

b) Included in this figure are 448 Emergency Arrest Warrants on which information was received of a nature resulting in the withdrawal of the Arrest Warrant. Therefore, only 1,651 became effective during the Twenty-Six Year period.

c) There were 92 Pre-Revocation Warrants withdrawn after an On Site and/or Board Hearing, therefore 824 became effective.

d) Many of these revocations have been reinstated to parole.

# FACTUAL SUMMARY OF BOARD'S ACTIVITIES DURING FISCAL YEAR ENDING AUGUST 31, 1973

EXECUTIVE CLEMENCY .....	5,993	applications considered
Death Cases .....	63	considerations of Death Penalty Cases
Full Pardons .....	765	applications considered
	212	were granted Full Pardons with Restoration of their Civil Rights
Emergency Reprieves .....	1,027	requests were received for cases involving medical reasons, critical illness, or deaths in in- mates families
	726	were granted
Restoration of Drivers License .....	24	applications made
	13	licenses were restored
Remission of Jail Cases .....	45	applications considered
	2	were granted
Commutation of Sentence .....	2,680	were considered by Board (of which 2,548 were 30 days for blood donations as provided by law)
	2,679	were granted
Revocations .....	509	Revocations granted
	506	were Parole Revocations
	3	were Emergency Reprieve
Emergency Arrest Warrants .....	15	requests were made and granted
Pre-Revocation Warrants .....	838	requests were made
	828	were granted
	10	are pending
Reinstatement of Parole .....	27	applications considered
	27	were granted
PAROLES .....	13,831	cases were considered
	3,390	were granted by the Governor
In both types of Clemency, Executive and Parole .....	8,951	recommendations were made to the Governor
	8,456	were granted by the Governor

See Table III for additional cases approved by the Governor.

## A CLOSE-UP OF BOARD ACTIVITY Relating to Fiscal Year Ending August 31, 1973

The Board's central office operations include the clerical and supervisory functions necessary to perform the administrative duties on all clemency and parole services. Also of major importance is the handling of 30,000 files of inmates, parolees, and other individual applicants for some form of Executive Clemency. Contracts relating to these files must be recorded, and the flow of correspondence concerning

these files must be recorded, and the flow of correspondence concerning these cases including current reports, interviews, and other related data must be filed for ready use.

Appointments are scheduled on request for conferences with the members of the Board; interviews are arranged for those concerned with Board decisions, and/or with applicants for reconsideration of Executive Clemency matters.

### BOARD RECEIVED 2,040 VISITORS DURING THE YEAR

The above figure represents an average of 170 monthly interviews with members of the Board, or be-

fore the Full Board on parole cases and Executive Clemency.

### CENTRAL OFFICE HANDLED 123,741 PIECES OF MAIL

In-coming and out-going correspondence averaged 10,312 pieces monthly.

Visitors Interviewed ..... 2,040 (Table I)  
Mail Handled ..... 123,741 (Table I)  
Cases Considered ..... 29,213 (Table II)  
Number Recommended ..... 8,951

### 29,213 CASES CONSIDERED BY BOARD IN 1973

This is an average of 2,434 reviews each month. Cases evaluated included 1,924 applications for Exe-

cutive Clemency, and 27,289 penitentiary cases. (Table II)

### DEATH PENALTY CASES

There were 23 Death Penalty Cases pending from the fiscal year ending August 31, 1972 and 35 came before the Board for the first time

this fiscal year. The Board reviewed these cases during the year a total of 63 times. (Table V)

### FULL PARDONS WITH CIVIL RIGHTS RESTORED

765 applications for Full Pardon were considered by the Board during

this fiscal year. (See Table VI)

### EMERGENCY REPRIEVES

1,027 requests for Emergency Reprieves were considered by the Board this year. Of this number, 736 were

recommended to the Governor and he granted 726. (See Table VII)

## OTHER EXECUTIVE CLEMENCY CASES

There were 69 applications for other types of Executive Clemency. 45 Jail Cases, and 24 Drivers License cases. (See Table II & VIII)

### 13,831 Cases Considered for Parole in Fiscal Year Ending August 31, 1973

Of the 13,831 cases evaluated for possible parole, investigation was ordered in 752 special review cases, in 3,767 further investigations, and in 52 preliminary investigations. The Board's initial action in these cases were favorable toward parole. After due consideration of the total cases, guided by the Board's criteria for selection of parole, 6,380 cases were reset for further review, and 2,880 cases marked to serve the remainder of their sentences. In addition, 5,536 cases were reviewed for various reasons but no change was made in their status. (See Table II-a)

### 6,563 INITIAL REVIEW CASES HAVING MINIMUM LEGAL ELIGIBILITY

Of the total first parole consideration cases, 1,394 were favorably considered initially, 3,855 were set off for a later review, and 1,314 made to serve the remainder of the sentence. Only 662 inmates were recommended for parole at less than 40% time accredited to their sentence. (See Table XIX for parole release classified according to time accredited on sentence.)

### 8,951 RECOMMENDATIONS SENT TO THE GOVERNOR THIS YEAR

In addition to the 8,951 recommendations sent to the Governor this year, there were 445 cases pending from the prior year. (See Table III & IV) The Governor took action on 8,936 of the 9,396 recommendations sent to him by the Board. He granted clemency on 8,883 and refused 53. The Board withdrew 93 and the Governor took no action on 367. (See Table X for an explanation of those 367 on which he took no action.)

### PAROLES AND CONDITIONAL PARDONS APPROVED TOTAL 3,803

Recommendations sent to Governor last year and granted by him this year. (See Table III) ..... 413

Recommendations sent to Governor and granted by him this year. (See Table IV) ... 3,390

## 3,770 INMATES RELEASED TO PAROLE SUPERVISION

The Board sent 4,270 parole and conditional Pardon recommendations to the Governor but 82 cases were withdrawn by the Board prior to the Governor's final action due to rule violations or non-acceptable requirements for parole. The Governor did not concur in 46 cases and 339 cases submitted just prior to the close of the year were not acted on by August 31, 1973. 33 cases were voided due to reasons given in Tables III and IV. Of the 3,770 parolees actually released, 3,611 were male and 159 were female.

### 53% of the Inmates Released from Texas Department of Corrections were by Parole; 47% by Discharge of Sentence from Texas Department of Corrections.

7,125 New inmates admitted to Texas Department of Corrections during this fiscal year.	3,287 released by discharge of sentence from Texas Department of Corrections
7,057 Inmates released from Texas Department of Corrections during this fiscal year.	3,770 released by parole from Texas Department of Corrections.

### 96 Percent of Inmates Released on Paroles or Conditional Pardons During the Year are Making Satisfactory Progress Toward Rehabilitation

Of the 3,803 Paroles and Conditional Pardons granted during the year, 3,770 inmates were actually released from the penitentiary. (See Table III and Table IV for explanation.) Of the 3,770 inmates released, 3,616 or 96 percent have remained on good behavior as of August 31, 1973. This would indicate that 4 percent of those paroled in 1973 have been declared parole violators.

### PAROLEES:

#### Active Reporting Status:

Texas Parolees Out-of-State .....	594
Texas Parolees in Texas Reporting to Parole Officers .....	4,748
Out-of-State Parolees in Texas Reporting to Parole Officers .....	687
<b>Total Active Reporting Status .....</b>	<b>6,029</b>

#### Inactive Reporting Status:

Parolees on Annual Reporting Status .....	881
Parolees Released to Immigration Authorities .....	904
Parolees Released from Reporting to Parole Officers .....	153
Parolees Released to United States Marshall .....	63



Parolees Released to  
Out-of-State Detainers .....23

Parolees Released to  
Detainers in Texas .....2

Parolees Released to  
Special Supervision .....3

**Total Inactive  
reporting Status .....2,029**

# **PROBATIONERS:**

Texas Probationers  
Out-of-State .....1,895

Out-of-State Probationers  
in Texas Reporting to Pro-  
bation or Voluntary Parole  
Officers .....1,020

**Total Probationers .....2,915**

**Total Parolees and  
Probationers .....10,973**

## **10,106 Individuals under Board Jurisdiction During All or Part of 1972-1973 Year**

There were 7,006 parolees under supervision at the beginning of this fiscal year as shown in the 25th Annual Report as August 31, 1972, 6,336 of this number were Texas Parolees as of that date and this

figure added to the 3,770 Texas inmates paroled this year total 10,106 parolees under supervision of the Board during all or part of the fiscal year 1973.

## **1,707 Cooperative Cases Under Supervision During Fiscal Year Ending August 31, 1973**

In addition to the Texas parolees and probationers under supervision during this year, there were 687 parolees and 1,020 probationers

under jurisdiction of other states, supervised on a cooperative basis in Texas.

## **5% is Revocation Rate for 72-73 Year.**

During all or part of the fiscal year, 10,106 inmates were under parole supervision, and 510 were

officially revoked as parole violators, which establishes the rate heretofore mentioned.

## **PAROLE REVOCATIONS**

### **510 Individuals Revoked as Parole Violators During the Fiscal Year Ending August 31, 1973.**

510 Revocations of Parole and Conditional Pardons became effective during the fiscal year ending August 31, 1973. Only 154 of the 506 were revocations of Parole or Conditional Pardons granted during this fiscal year. Of the 510 violations there were 419 or 82% revoked for techni-

cal parole violations, and 1 parole was revoked without prejudice. 90 paroles were revoked because of a new felony conviction, 77 to Texas Department of Corrections and 13 to other States, representing approximately 18 percent.

## **154 Parolees Released in 1972-73 Declared Parole Violators**

Of the 3,770 parolees released within the fiscal year ending August 31, 1973, 154 were revoked. A revocation rate of 4% would apply to this period of time.

**PREVIOUS TERMS SERVED:** Of the 47,410 inmates released on Parole or Conditional Pardons during the Twenty-Six Year Period ending August 31, 1973, 13,326 or 28 per-

cent have served previous terms. Of the 13,326, 8,829 or 66 percent have completed or are making satisfactory progress toward rehabilitation; 2,875 are still on active parole; 5,546 have been discharged from their sentences, 145 have been given Full Pardons and 263 have died. Of the 13,326, 4,497 or 34 percent have violated and clemency has been revoked.

## **10,973 PERSONS UNDER SUPERVISION ON AUGUST 31, 1973**

There was 8,058 parolees under supervision as of August 31, 1973. In addition, there were 2,915 probationers under supervision. 6,029 of the 8,058 were making reports to Parole Supervisors. 5,342 of the 6,029 were parolees from the Texas Department of Corrections. 594 of the 5,342 Texas Parolees were under supervision in other states and the remaining 4,748 were under supervision in Texas. In addition to the 4,748 Texas Parolees under supervision in Texas there were 687 parolees from other state prisons making a total of 5,435 persons under active supervision in Texas as of August 31, 1973. 1,020 of the 2,915 probationers under supervision were from other states. Supervision of these probationers has now been turned over to the probation officers in those counties which have probation departments. Voluntary Parole

Officers are supervising probationers in those counties where there are no probation officials. 1,895 of the 2,915 probationers are Texas probationers being supervised in other states. In addition to the parolees under supervision by Parole Officers within the various counties of Texas there were 2,029 persons not assigned to counties. Although still under supervision, these 2,029 were not on an active reporting status. 881 had been placed on an Annual Reporting Status.

153 were parolees released from reporting to parole Supervisors. 904 were parolees released to Immigration Authorities. 2 parolees were released to Detainers in Texas. 86 parolees were released to Federal Officials or released to Detainers by other states. 3 parolees were released as Special Supervision cases.

### EXPLANATION

The chart on the opposite page shows the present status of inmates released from the Texas Department of Corrections on Paroles or Conditional Pardons during the Twenty-Six Year period beginning September 1, 1947 and ending August 31, 1973.

A total of the Number 1 Column (which gives the total number released each year) shows that 47,410 inmates were released during the entire Twenty-Six Year period. A total of the Number 2 Column (which gives the number still on Active Parole out of the total released each year) shows that 7,073 inmates released over the Twenty-Six Year period are still serving satisfactorily on Paroles or Conditional Pardons. Many inmates have already completed their Paroles or Conditional Pardons and have been discharged from their sentences. A total of the Number 3 Column (which gives those terminated satisfactorily out of the total released each year) shows that 27,240 released during the Twenty-Six Year Period have already satisfactorily terminated their Paroles or Conditional Pardons. Some Parolees have violated their Paroles or Conditional Pardons, and clemency has been revoked. A total of the Number 4 Column (which gives those revoked out of the total released each year) shows that 13,097 over the Twenty-Six Year period have violated and clemency has been revoked. Many of these were revoked because of new convictions. The term technical violation is applied in cases where parolees did not maintain proper conduct while on parole.

As can be seen, Columns 2, 3, and 4 are constantly changing from year to year as parolees terminate their sentences or violate and clemency is revoked. For instance, there are at present only 111 parolees out of the 2,787 released in 1963 who are still on active parole (still making reports to parole supervisors). The others have either been discharged from their sentences or have violated and clemency has been revoked. On the other hand, there are 3,236 out of the 3,770 released in 1973 who are still on active parole. The explanation for this is that those released in 1963 have had 10 years or more to serve on their paroles or Conditional Pardons, while those released in 1973 have had one year or less to serve. By keeping a constant check on those inmates released during the Twenty-Six Year period, we are able to have an up-to-date picture of their present status.

#### As of August 31, 1973:

**7,073** or 15 percent, were serving satisfactorily on Paroles or Conditional Pardons.  
**27,240** or 57 percent, had satisfactorily completed Paroles or Conditional Pardons.  
**13,097** or 28 percent, had violated Paroles or Conditional Pardons.  
**47,410** inmates were released on Parole or Conditional Pardons from the Texas Department of Corrections during the Twenty-Six Year period ending August 31, 1973.

### PRESENT STATUS OF 47,410 INMATES RELEASED FROM THE TEXAS DEPARTMENT OF CORRECTIONS DURING TWENTY-SIX YEAR PERIOD ENDING AUGUST 31, 1973

YEARS	COLUMN I Released	COLUMN II Active	COLUMN III Terminated	COLUMN IV Revoked
1948	747	7	644	96
1949	761	8	628	125
1950	913	25	724	164
1951	1,125	10	860	255
1952	913	23	656	234
1953	759	37	530	192
1954	837	90	539	208
1955	1,247	111	803	333
1956	1,191	71	768	352
1957	894	46	540	308
1958	1,186	55	728	403
1959	1,759	56	1,136	567
1960	2,336	88	1,430	818
1961	2,552	76	1,590	886
1962	2,548	64	1,645	839
1963	2,787	111	1,713	963
1964	3,166	104	1,899	1,163
1965	2,407	69	1,451	887
1966	2,200	107	1,398	695
1967	1,737	144	1,109	484
1968	1,921	136	1,155	630
1969	1,943	220	1,038	685
1970	2,058	272	1,140	646
1971	2,278	467	1,259	552
1972	3,375	1,440	1,477	458
1973	3,770	3,236	380	154
TOTALS	47,410	7,073	27,240	13,097

NOTE: Revocation after Reinstatement of Parole is not shown in Column IV.

TABLE I

ACTIVITY OF THE BOARD DURING THE FISCAL YEAR  
ENDING AUGUST 31, 1973

	Year's Totals	Approx. Monthly Average
Visitors Before the Board .....	2,040	170
Case Connected .....	1,912	162
Miscellaneous .....	98	8
Total Mail Handled by Board .....	123,741	10,312
Mail Received .....	59,664	4,972
Mail Sent .....	64,077	5,340
Cases Considered by Board .....	29,213	2,434
Recommendations Sent to the Governor .....	8,951	746

TABLE II

TYPES OF CASES CONSIDERED BY THE BOARD  
DURING THE FISCAL YEAR ENDING AUGUST 31, 1973

	Year's Totals	Approx. Monthly Average
Penitentiary Cases .....	27,289	2,274
Death Penalty Cases .....	63	5
Full Pardon Cases .....	765	64
Requests for Emergency Reprieves .....	1,027	85
Jail and/or Fine Cases .....	15	1
Drivers License Cases .....	21	2
Bond Forfeiture Cases .....	0	0
Revocation of Jail Case .....	0	0
Total Cases Considered by the Board .....	29,213	2,434

a) Included in this figure are:

- 52 cases on which a preliminary investigation was conducted
- 3,767 cases investigated for Parole
- 752 cases on which a Special Report was requested from the Institutional Parole Office
- 5,536 cases reviewed, but no change was made in status
- 2,880 cases marked "serve-all" of sentence
- 6,380 cases reset for further review
- 19,367
- 7,922 recommendations for clemency made to the Governor on these cases

27,289

- b) This figure indicates the number of times Death Penalty Cases were considered by the Board; however, there were only Fifty five (55) Death Penalty Cases during the fiscal year.

TABLE III

ACTION TAKEN DURING THE FISCAL YEAR ENDING  
AUGUST 31, 1973, ON 445 BOARD RECOMMENDATIONS  
SUBMITTED PRIOR TO THIS YEAR

Types	Number Recom- mended	Granted By Gov- ernor	Refused By Gov- ernor	With- drawn By The Board
Paroles:				
Within-the-State .....a)	392	378	2	12
Out-of-State .....b)	38	35	0	3
Revocation of Parole .....	4	4	0	0
Emergency Reprieve .....	1	0	0	1
Commutation of Sentence ...	1	1	0	0
Execution Case .....	1	1	0	0
Drivers License Case .....	2	2	0	0
Full Pardon and Restoration of Full Civil Rights .....	3	3	0	0
Total Prior Recommendations Acted on by the Governor				
This Year .....	445	427	2	16

a & b) In the Board's Twenty-Fifth Annual Report, there were 386 Paroles designated as In-State and 44 were designated as Out-of State. Six (6) of those designated as Out-of- State Pa-roles ultimately became In-State Paroles, after an ac-ceptable alternate plan was developed.

Out of the 413 granted Paroles and Conditional Pardons, 410 were ac-tually released.

Three (3) were not effective for the following reasons:

- 2 proclamations were voided because the inmates chose to complete their sentences in the Texas Department of Cor-rections.
- 1 proclamation was voided because the Prison Committee Recommendation was not favorable.

The Granted figures from this table should be added to the Granted figures of Table IV for a complete total of cases approved by the Gov-ernor.

TABLE IV

8,951 CASES RECOMMENDED TO THE GOVERNOR  
AND HIS ACTION THEREON DURING THE FISCAL  
YEAR ENDING AUGUST 31, 1973

Types	Number Recom- mended	Granted By Gov- ernor	Refused By Gov- ernor	With- drawn By the Board	Pending Final Action By Gov- ernor
Paroles:					
Within-the-State .....	3,475	3,076	40	57	302
Out-of-State .....	337	287	4	9	37
Conditional Pardons:					
Out-of-Country .....	28	27	0	1	0
Other Clemency:					
Reinstate Paroles .....	27	27	0	0	0
Commutation of Sentence; 30-day for Blood Donation .....	2,548	2,548	0	0	0
Other Commutations .....	132	131	0	0	1
Emergency Arrest Warrants .....	15	15	0	0	0
Pre-Revocation Warrants .....	838	828	0	0	10
Emergency Reprieves .....	736	726	2	8	0
Full Pardons .....	222	212	4	0	6
Remission of Jail Sentence .....	2	2	0	0	0
Drivers License .....	14	13	1	0	0
Bond Forfeiture .....	0	0	0	0	0
Execution Cases .....	55	55	0	0	0
Revocation of Parole .....	519	506	0	2	11
Revocation of Emergency Reprieve .....	3	3	0	0	0
Total Recommendations .....	8,951	8,456	51	77	367

Out of the 3,390 granted Paroles and Conditional Pardons, 3,360 were actually released.

The other thirty (30) were not effective for the following reasons:

- 3 proclamations were voided due to a detainer being cancelled.
- 8 proclamations were voided because the inmates chose to complete their sentences in the Texas Department of Corrections.
- 7 proclamations were voided because the inmates received new convictions.
- 6 proclamations were voided because the Prison Committee Recommendations were not favorable.
- 3 proclamations were voided because of unacceptable release plans.
- 3 proclamations were voided due to Death of the inmate.

Other Clemency:

There was one (1) Reinstatement and one (1) Emergency Reprieve proclamations voided. See the remaining tables for more information on these cases.

**TABLE V**

**DEATH CASES RECOMMENDED TO THE GOVERNOR  
AND HIS ACTION THEREON DURING THE FISCAL  
YEAR ENDING AUGUST 31, 1973**

Types	Number Recommended	Granted by Governor	Pending
Death Penalty Cases:			
Commute Death Sentence to Life Imprisonment (In Texas Department of Corrections) .....	19	19	0
Commute Death Sentence to Ninety-nine (99) Years (In Texas Department of Corrections) .....	1	1	0
Commute Death Sentence to Life Imprisonment (not received in Texas Department of Corrections) ...	33	33	0
Commute Death Sentence to Ninety-nine (99) Years (not received in Texas Department of Corrections) .....	2	2	0
Total Recommendations on Death Penalty Cases .....	55	55	0

There were two (2) cases re-sentenced by the courts to a term less than Death. Therefore, there were no Execution Cases confined in the Texas Department of Corrections at the end of this fiscal year.

**TABLE VI**

**FULL PARDON CASES RECOMMENDED TO THE  
GOVERNOR AND HIS ACTION THEREON DURING THE  
FISCAL YEAR ENDING AUGUST 31, 1973**

TYPES	Number Recom- mended	Granted By Gov- ernor	Refused By Gov- ernor	Pending Final Action By Gover- nor (See Table X)
Full Pardon and Restore Civil Rights .....	222	212	4	6
Total Full Pardon Recommendations .....	222	212	4	6

The Governor also granted three (3) cases pending from the prior year.  
(See Table III)

The Board considered 765 applications for Full Pardon this year.

TABLE VII

EMERGENCY REPRIEVES RECOMMENDED TO THE  
GOVERNOR AND HIS ACTION THEREON DURING THE  
FISCAL YEAR ENDING AUGUST 31, 1973

TYPES	Number Recom- mended	Granted By Gov- ernor	Refused By Gov- ernor	With- drawn By The Board
Emergency Reprieves .....	707	697	2	8
Extension of Emergency Reprieves .....	17	17	0	0
Jail Case Reprieves .....	12	12	0	0
Total Emergency Reprieves .....	736	726	2	8
Revocation of Emergency Reprieves .....	3	3	0	0
Total Recommendations of Emergency Reprieves .....	739	729	2	8

The Board considered 1,027 cases for Reprieve this year. Of the 726 granted by the Governor, 725 became effective during the year. One (1) Jail Case was voided due to release of inmate. Of the 725 released, two (2) died while on Reprieve.

There were three (3) Texas Department of Corrections Reprieves revoked this year.

TABLE VIII

ADDITIONAL RECOMMENDATIONS SUBMITTED TO THE  
GOVERNOR AND HIS ACTION THEREON DURING THE  
FISCAL YEAR ENDING AUGUST 31, 1973

TYPES	Number Recom- mended	Granted By Gov- ernor	Refused By Gov- ernor	With- drawn By the Board
Remission of Jail Sentence and/or Fine .....	2	2	0	0
Drivers License Cases .....	14	13	1	0
Reinstatement of Parole .....	27	27	0	0
Total Recommendations .....	43	42	1	0

Of the 27 granted Reinstatement Paroles, 26 became effective due to one (1) request being withdrawn.

The Board considered 45 Jail Cases, and 24 Drivers License cases during this year.

TABLE IX

PREVIOUS CRIMINAL RECORD OF 3,770 INMATES  
RELEASED DURING THIS FISCAL YEAR ENDING  
AUGUST 31, 1973, CLASSIFIED ACCORDING TO RACE

PREVIOUS CRIMINAL RECORD	Race			
	White	Negro	Other	Total
Texas Conviction:				
Penitentiaries:				
One .....	120	146	58	324
Two .....	49	39	11	99
Three .....	17	15	3	35
Four .....	6	3	0	9
Five .....	5	2	0	7
Six .....	0	0	0	0
Reformatories:				
One .....	66	71	27	164
Two .....	21	26	10	57
Three .....	3	10	4	17
Four .....	1	4	1	6
Five .....	0	1	0	1
Penitentiaries and Reformatories:				
One Penitentiary and One Reformatory .....	17	20	13	50
One Penitentiary and Two Reformatories .....	10	9	5	24
One Penitentiary and Three Reformatories .....	4	7	0	11
One Penitentiary and Four Reformatories .....	0	1	0	1
Two Penitentiaries and One Reformatory .....	9	7	2	18
Two Penitentiaries and Two Reformatories .....	6	2	4	12
Two Penitentiaries and Three Reformatories .....	2	1	1	4
Three Penitentiaries and One Reformatory .....	4	2	2	8
Three Penitentiaries and Two Reformatories .....	3	2	0	5
Three Penitentiaries and Four Reformatories .....	1	0	0	1
Five Penitentiaries and Two Reformatories .....	1	0	0	1
Six Penitentiaries and Three Reformatories .....	0	1	0	1
Two Penitentiaries and Four Reformatories .....	0	1	0	1
Four Penitentiaries and One Reformatory .....	0	2	0	2
Total Texas Convictions .....	345	372	141	858
Out-of-State Convictions:				
Penitentiaries:				
One .....	70	29	18	117
Two .....	9	6	4	19
Three .....	12	3	0	15
Four .....	1	1	0	2

TABLE IX - Continued

PREVIOUS CRIMINAL RECORD OF 3,770 INMATES  
RELEASED DURING THE FISCAL YEAR ENDING  
AUGUST 31, 1973, CLASSIFIED ACCORDING TO RACE

PREVIOUS CRIMINAL RECORD	Race			
	White	Negro	Other	Total
Reformatories:				
One .....	21	13	0	35
Two .....	7	2	0	9
Three .....	3	0	0	3
Four .....	1	0	0	1
Out-of-State Penitentiaries and Reformatories:				
One Penitentiary and One Reformatory .....	16	3	0	19
One Penitentiary and Two Reformatories .....	3	0	1	4
One Penitentiary and Three Reformatories .....	1	0	0	1
Two Penitentiaries and One Reformatory .....	3	1	0	4
Two Penitentiaries and Two Reformatories .....	1	1	0	2
Six Penitentiaries and One Reformatory .....	1	0	0	1
Total Out-of-State Convictions .....	149	59	23	232
Texas and Out-of-State Convictions:				
Penitentiaries:				
One Texas; One Out-of-State .....	19	17	6	42
One Texas; Two Out-of-State .....	8	2	4	14
One Texas; Three Out-of-State .....	3	0	0	3
One Texas; Four Out-of-State .....	1	1	1	3
Two Texas; One Out-of-State .....	10	6	5	21
Two Texas; Two Out-of-State .....	3	1	1	5
Two Texas; Four Out-of-State .....	1	0	0	1
Three Texas; One Out-of-State .....	5	6	1	12
Three Texas; Two Out-of-State .....	2	0	0	2
Four Texas; One Out-of-State .....	1	1	0	2
Four Texas; Four Out-of-State .....	0	0	0	0
Three Texas; Three Out-of-State .....	0	2	0	2
Seven Texas; One Out-of-State .....	0	1	0	1
Penitentiaries and Reformatories .....	46	18	7	71
Total Texas and Out-of-State Convictions .....	99	57	23	179
Total Inmates Released with Previous Convictions ....	593	488	187	1,268
Total Inmates Released with No Previous Convictions .	1,120	1,019	363	2,502
Total Inmates Released .....	1,713	1,507	550	3,770

**TABLE X**

**DISPOSITION OF BOARD RECOMMENDATIONS NOT  
ACTED UPON BY THE GOVERNOR DURING THE  
FISCAL YEAR ENDING AUGUST 31, 1973**

<b>TYPES</b>	<b>Number Recommended</b>	<b>Pending Final Action By Gov. 8-31-73</b>
Paroles:		
Within-the-State .....	302	302
Out-of-State .....	37	37
Revocation of Parole .....	11	11
Pre-Revocation Warrant .....	10	10
Commutation of Sentence .....	1	1
Full Pardon and Restoration of Full Civil Rights .....	6	6
Total Recommendations Not Acted on by the Governor .....	367	367

The final disposition of these cases will be shown in the next Annual Report published by this Board.

**TABLE XI**

**AGE OF 3,770 INMATES RELEASED DURING THE  
FISCAL YEAR ENDING AUGUST 31, 1973  
CLASSIFIED ACCORDING TO RACE**

<b>AGE GROUPS</b>	<b>Race</b>			<b>Total</b>
	<b>White</b>	<b>Negro</b>	<b>Other</b>	
17 to 20 Inclusive .....	247	174	80	501
21 to 25 Inclusive .....	599	562	164	1,325
26 to 30 Inclusive .....	306	332	138	776
31 to 40 Inclusive .....	310	256	114	680
41 to 50 Inclusive .....	156	130	41	327
51 to 60 Inclusive .....	67	44	10	121
61 to 70 Inclusive .....	27	8	2	37
71 to 80 Inclusive .....	1	1	1	3
81 to 90 Inclusive .....	0	0	0	0
<b>TOTAL INMATES RELEASED ....</b>	<b>1,713</b>	<b>1,507</b>	<b>550</b>	<b>3,770</b>



TABLE XII

SEX OF 3,770 INMATES RELEASED DURING THE  
FISCAL YEAR ENDING AUGUST 31, 1973  
CLASSIFIED ACCORDING TO RACE

SEX	Race			Total
	White	Negro	Other	
Male .....	1,641	1,440	530	3,611
Female .....	72	67	20	159
TOTAL INMATES RELEASED ....	1,713	1,507	550	3,770

TABLE XIII

EDUCATION OF 3,770 INMATES RELEASED DURING  
THE FISCAL YEAR ENDING AUGUST 31, 1973  
CLASSIFIED ACCORDING TO RACE

GRADE COMPLETED*	Race			Total
	White	Negro	Other	
None .....	6	15	38	59
First .....	4	5	6	15
Second .....	4	0	1	5
Third .....	14	32	22	68
Fourth .....	24	28	24	76
Fifth .....	52	35	41	128
Sixth .....	56	72	68	196
Seventh .....	123	104	79	306
Eighth .....	192	193	72	457
Ninth .....	169	203	54	426
Tenth .....	109	217	28	354
Eleventh .....	59	171	15	245
Twelfth .....	666	364	89	1,119
First Year of College .....	134	46	8	188
Second Year of College .....	63	13	3	79
Third Year of College .....	21	4	2	27
Fourth Year of College .....	17	5	0	22
Total whose education is known .....	1,713	1,507	550	3,770

\*Authenticity questionable, since information was obtained from inmates own statements

**TABLE XIV**  
**EMERGENCY ARREST WARRANTS RECOMMENDED TO**  
**THE GOVERNOR AND HIS ACTION THEREON DURING**  
**THE FISCAL YEAR ENDING AUGUST 31, 1973**

	Number Recommended	Approved By Governor
Emergency Arrest Warrants .....	15	15
Total Emergency Arrest Warrants ...	15	15

Eight (8) of the above Warrants were withdrawn at a later date. Therefore, seven (7) Emergency Arrest Warrants became effective.

**TABLE XV**  
**PRE-REVOCATION WARRANTS RECOMMENDED TO THE**  
**GOVERNOR AND HIS ACTION THEREON DURING THE**  
**FISCAL YEAR ENDING AUGUST 31, 1973**

	Number Recommended	Approved By Governor	Pending Final Action By Gov- ernor (See Table X)
Pre-Revocation Warrants ...	838	828	10
Total Pre-Revocation Warrants .....	838	828	10

After an On Site and/or Board Hearing, 92 Warrants were withdrawn by the Board.

There were 246 On Site Hearings and 124 Board Hearings during this fiscal year.

TABLE XVI

## CAUSES FOR 510 REVOCATIONS THIS FISCAL YEAR AND LENGTH OF TIME INMATES HAD REMAINED ON CLEMENCY BEFORE REVOCATION

	Number Violations Revoked W/O Prejudice	Received New Conviction To Texas Prison	To Other Prison	Other Violations No Conviction	Total
Less than 1 year .....	1	41	8	288	a) 338
More than 1 year, Less than 2 years .....		26	3	95	124
More than 2 years, Less than 3 years .....		5	1	25	31
More than 3 years, Less than 4 years .....		2		3	5
More than 4 years, Less than 5 years .....		1	1	2	4
More than 5 years, Less than 6 years .....		1		1	2
More than 6 years, Less than 7 years .....				3	3
More than 7 years, Less than 8 years .....		1			1
More than 8 years, Less than 9 years .....					0
More than 9 years, Less than 10 years .....				1	1
More than 10 years .....				1	1
<b>TOTAL PAROLES AND CONDITIONAL PARDONS REVOKED .....</b>	<b>1</b>	<b>77</b>	<b>13</b>	<b>419</b>	<b>b) 510</b>
<b>TOTAL EMERGENCY REPRIEVES REVOKED .....</b>					<b>c) 3</b>
<b>TOTAL REVOCATIONS .....</b>					<b>513</b>

- a) 154 Revocations of Parole and Conditional Pardons granted this fiscal year.  
b) 1 of these have been Reinstated.  
c) There were 3 Revocation of Emergency Reprieve from the Texas Department of Corrections.

TABLE XVII  
3,770 INMATES RELEASED DURING THE FISCAL YEAR  
ENDING AUGUST 31, 1973,  
CLASSIFIED ACCORDING TO TYPE OF CRIME COMMITTED  
AND LENGTH OF SENTENCE RECEIVED

CRIME	LENGTH OF SENTENCE																LIFE	TOTAL
	1 to 2	2 to 3	3 to 4	4 to 5	5 to 6	6 to 7	7 to 8	8 to 9	9 to 10	10 to 15	15 to 20	20 to 30	30 to 40	40 to 50	50 to 60	60 & UP		
Anson	1	2	1	4													5	
Assault		3	1	1													5	
Assault Murder	9	8	3	9		1	3	7	5	3		1					49	
Assault Rape	1	2	3	1		1	1	1	2	3	1	2	6	1			24	
Assault Rob	9	10	2	4		3	1	1	2								32	
Attempted Robbery	1	1		4													6	
B&E Coin Operated Machine		3	6	1													10	
B&E Motor Vehicle	2	9	10							1							22	
Burglary	142	215	123	253	57	40	36	11	96	5	5	1	2				986	
Burglary PRNT	1	1	2	21	1	2	2		6	5	7	2		2			52	
Carrying F.A.	7	5	1	2													15	
Driving W/O Owners Consent	5	4															9	
DWI	2	26	13	4	11		1										57	
Embezzlement	7	5	1	5		1	1	1									21	
Escape				1	1		2										4	
Failure to Stop Tender Aid	1	1	1														3	
Forgery or Forgery & Passing	1	67	79	36	69	7	10	1	5	2							277	
Habitual Criminal														36			36	
Injuring Property	1	2		1						1							5	
Kidnapping										1	1						2	
Murder	6	9	11	51		2	8	1	34	18	29	11	7	9	13	45	254	
Narcotics & Drugs	1	127	102	58	166	15	32	27	6	69	15	18	5	1	1		647	
Rape				19	5	3	17	9	13	5	2	2	8	17	103			
Robbery	1			38	2	9	5	2	38	12	16	8	5	4	2	8	150	
Robbery by Assault				1	99	7	22	21	2	92	38	34	5	2	1	2	337	
Robbery with F.A.				25	1	5	7		29	16	13	2	5	1	2		106	
Sex Offenses (excluding Rape)	4	4	1	8	2	2	2		7	7	3						40	
Swindling	5	7	3	4	1	2											22	
Theft	97	122	67	104	24	18	11	1	23		3	2		2			474	
Miscellaneous	1	2	4	5	1												13	
TOTAL	6 531	616	325	905	119	153	132	26	428	136	148	41	23	24	35	122	3770	

TABLE XVIII

510 INMATES WHOSE PAROLES OR CONDITIONAL PARDONS  
WERE REVOKED DURING THE FISCAL YEAR ENDING  
AUGUST 31, 1973, CLASSIFIED ACCORDING TO CRIME  
COMMITTED AND LENGTH OF SENTENCE RECEIVED

CRIME	YEARS	LENGTH OF SENTENCE																LIFE	TOTAL
		1 to 2	2 to 3	3 to 4	4 to 5	5 to 6	6 to 7	7 to 8	8 to 9	9 to 10	10 to 15	15 to 20	20 to 30	30 to 40	40 to 50	50 to 60	60 & UP		
Arson					1														1
Assault						1													1
Assault W/I Murder								1			1	1	1						4
Assault W/I Rape				1									1						2
Attempted Robbery		2							1	1									4
B&E Coin Machine		1																	1
B&E Motor Vehicle		1	2																3
Burglary		15	40	26	42	12	6	5	2	19	2	2							171
Burglary PRNT						9		1			2	1							13
DWI		8	2	1	3														14
Escape											1								1
Forgery or Forgery and Passing		6	7	5	13	1	3	1											36
Habitual Criminal																	2		2
Injuring Property						1													1
Murder						2					2	2	2	1	3			5	17
Narcotics & Drugs		6	7	4	15	1	4	2			6	2	2						49
Rape						1	1				2	1						1	6
Robbery						10		3			2	3	4		1			4	27
Robbery by Assault						10			1	1	7	2	6	1				1	29
Robbery W/FA						3	1	2	2	1	6	3	2	2					22
Sex Offenses (Excluding Rape)					1	1													2
Swindling		4					1	1											6
Theft		8	23	12	24	6	6	6		9	2				2				98
TOTAL		51	82	50	136	23	26	17	5	58	19	19	3	2	6	0	13		510

TABLE XIX

3,770 INMATES RELEASED DURING THE FISCAL YEAR ENDING  
AUGUST 31, 1973, CLASSIFIED ACCORDING TO LENGTH OF  
SENTENCE RECEIVED AND PERCENTAGE OF TIME  
ACCREDITED TO SENTENCE AT TIME OF RELEASE

	YEARS	LENGTH OF SENTENCE																LIFE	TOTAL
		1 to 2	2 to 3	3 to 4	4 to 5	5 to 6	6 to 7	7 to 8	8 to 9	9 to 10	10 to 15	15 to 20	20 to 30	30 to 40	40 to 50	50 to 60	60 & UP		
33% - 40%		2	94	175	46	142	18	24	26	4	68	18	14	10	11	10			662
40% - 50%		1	214	119	48	157	15	17	7	3	32	28	32	9	7	6			695
50% - 60%		1	153	25	30	48	11	20	18	8	128	22	40	5	1	1			511
60% - 70%		2	32	124	65	184	34	47	35	4	33	23	19	6	3	3			614
70% - 80%			34	135	78	288	28	19	17	3	81	18	21	7		2			731
80% - 90%			4	36	41	95	11	22	27	3	64	22	7	1	2	1			336
90% - 100%				1	1	7	2	3	2	1	22	5	15	2					61
15 years time credit or more																	1	1	2
20 years time credit or more																	37	121	158
TOTAL		6	531	615	309	921	119	152	132	26	428	136	148	40	24	23	38	122	3,770

**TABLE XX**

**DISPOSITION OF OUT-OF-STATE APPLICATION FOR  
ACCEPTANCE OF PAROLEE SUPERVISION IN TEXAS  
CLASSIFIED ACCORDING TO REQUESTING STATE**

	Appli- cations Made	Appli- cations Accepted	Appli- cations Refused	Appli- cations Withdrawn	Appli- cations Pending	Special Investi- gations
Alabama	19	13	4	0	0	2
Alaska	1	0	1	0	0	0
Arizona	19	15	3	0	0	1
Arkansas	16	15	1	0	0	0
California	150	92	43	5	0	10
Colorado	25	18	6	0	0	1
Connecticut	3	2	1	0	0	0
Delaware	0	0	0	0	0	0
District of Columbia	0	0	0	0	0	0
Florida	55	19	8	0	0	28
Georgia	26	14	1	2	0	9
Hawaii	0	0	0	0	0	0
Idaho	4	4	0	0	0	0
Illinois	29	23	6	0	0	0
Indiana	9	6	1	1	0	1
Iowa	0	0	0	0	0	0
Kansas	24	14	5	2	0	3
Kentucky	10	7	3	0	0	0
Louisiana	108	70	21	4	0	13
Maine	0	0	0	0	0	0
Maryland	4	3	1	0	0	0
Massachusetts	7	6	0	0	0	1
Michigan	12	9	1	1	0	1
Minnesota	2	1	1	0	0	0
Mississippi	8	6	1	0	0	1
Missouri	13	9	1	1	0	2
Montana	2	1	1	0	0	0
Nebraska	1	1	0	0	0	0
Nevada	0	0	0	0	0	0
New Hampshire	1	0	0	0	0	1
New Jersey	1	1	0	0	0	0
New Mexico	45	24	16	0	0	5
New York	18	13	1	0	0	4
North Carolina	12	8	2	1	0	1
North Dakota	0	0	0	0	0	0
Ohio	26	15	10	0	0	1
Oklahoma	77	58	5	4	0	10
Oregon	4	2	2	0	0	0
Pennsylvania	15	8	4	0	0	3
Rhode Island	1	1	0	0	0	0
South Carolina	8	2	1	0	0	5
South Dakota	3	3	0	0	0	0
Tennessee	11	11	0	0	0	0
Utah	4	3	1	0	0	0
Vermont	0	0	0	0	0	0
Virginia	9	3	1	0	0	5
Washington	18	10	2	0	0	6
West Virginia	3	2	0	0	0	1
Wisconsin	10	4	6	0	0	0
Wyoming	0	0	0	0	0	0
<b>TOTAL</b>	<b>813</b>	<b>516</b>	<b>161</b>	<b>21</b>	<b>0</b>	<b>115</b>

**APPROPRIATION AND EXPENDITURES  
AS OF AUGUST 31, 1973  
BOARD OF PARDONS AND PAROLES**

APPROPRIATION — Administrative Division and Parole Supervisory Division .....	\$1,688,541.00
Sale of Surplus Equipment .....	209.76
	<u><u>\$1,688,750.76</u></u>

<b>EXPENDITURES — Administrative Division</b>		
Salaries .....	\$ 270,272.38	
Stationery, Printing, Con- sumable Supplies and Etc. ...	7,558.10	
Postage and Box Rent .....	10,615.17	
Telephone and Telegraph .....	5,426.35	
Transportation .....	104.30	
Travel Expenses .....	3,459.95	
Rental of Office Equipment .....	8,344.80	
Office Equipment and Law Books .....	2,955.60	
Insurance, State's Part .....	20,194.09	
	<u>\$ 328,930.74</u>	
Estimated Encumbrances .....	11,996.15	\$ 340,926.89

<b>EXPENDITURES — Parole Supervisory Division</b>		
Salaries .....	\$1,078,691.49	
Stationery, Printing, Con- sumable Supplies and Etc. ...	11,538.84	
Postage and Box Rent .....	7,493.81	
Telephone and Telegraph .....	11,079.89	
Transportation .....	6.45	
Travel Expenses .....	139,396.23	
Rental of Office Equipment .....	564.00	
Office Space Rentals .....	26,591.96	
Office Equipment .....	2,952.17	
	<u>\$1,278,314.84</u>	
Estimated Encumbrances .....	19,126.69	\$1,297,441.53

<b>BALANCE OF ADMINISTRATIVE DIVISION AND PAROLE SUPERVISORY DIVISION .....</b>	<b>50,382.34</b>	<b>\$1,688,750.76</b>
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### CRIMINAL JUSTICE COUNCIL GRANT

NO. 72-F6-1024

#### FUNDS RECEIVED DURING FISCAL YEAR 1973

Transferred from Appropriation No. 2-10110 to Appropriation No. 3-18010	\$ 6,199.18
Funds Received from Criminal Justice Council	14,320.00
	<u>\$20,519.19</u>

#### EXPENDITURES FROM September 1, 1973 THROUGH August 31, 1973

Miscellaneous Supplies, Etc.	\$ 231.20	
Services	1,815.96	
Travel	13,490.78	
*Capital Equipment	797.75	\$16,335.69
Encumbrances as of August 31, 1973		1,590.00
Unencumbered Balance as of August 31, 1973		2,593.49
<b>TOTAL OF EXPENDITURES AND ENCUMBRANCES</b>	<b>\$20,519.18</b>	
<b>TOTAL AMOUNT IN APPROPRIATION 3-18010 AS OF AUGUST 31, 1973</b>	<b>\$ 4,183.49</b>	

\*Included in Capital Equipment shown on Balance Sheet as Assets

### CRIMINAL JUSTICE COUNCIL GRANT

NO. 72-F6-1271

<u>TOTAL AMOUNT OF GRANT</u>	<u>\$192,555.00</u>
Total Amount Deposited to Appropriation No. 3-18054	186,359.00
Unrequested Balance	6,196.00
	<u>192,555.00</u>
<u>TOTAL FUNDS AVAILABLE FOR 1973 FISCAL YEAR</u>	<u>186,359.00</u>

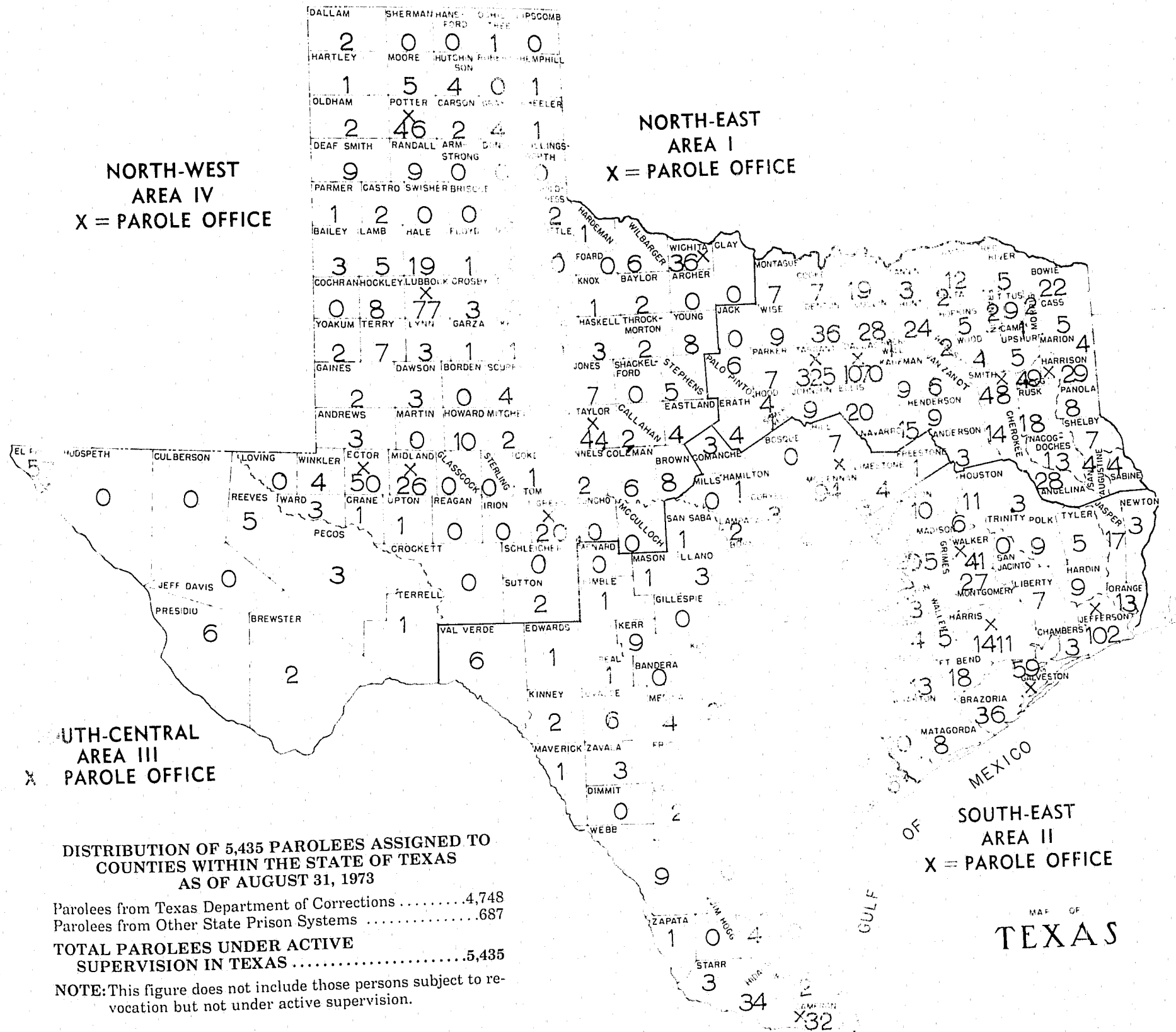
#### FUNDS EXPENDED THROUGH 8-31-73

Salaries .....	\$143,961.22	
Miscellaneous Supplies .....	2,874.71	
Machine Rentals .....	2,612.83	
*Capital Equipment .....	16,186.74	
Total Expenditures Through 8-31-73 .....	\$165,635.50	
Encumbered Amounts as of 8-31-73 .....	3,442.89	
Reservice for State's Match for Social Security and Employee Retirement .....	15,950.71	
Unencumbered funds .....	1,319.90	
	<u>186,359.00</u>	

\*Included in Capital Equipment shown on Balance Sheet as Assets.

**NORTH-WEST  
AREA IV  
X = PAROLE OFFICE**

**NORTH-EAST  
AREA I  
X = PAROLE OFFICE**



**END**