

PROCLAMATION

BY THE

Governor of the State of Texas

41-2257

TO ALL TO WHOM THESE PRESENTS SHALL COME:

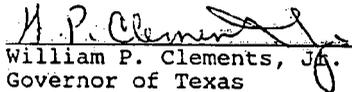
Pursuant to Article IV, Section 14 of the Texas Constitution, I, William P. Clements, Jr., Governor of Texas, do hereby veto H.B. 1701 because of the following objections:

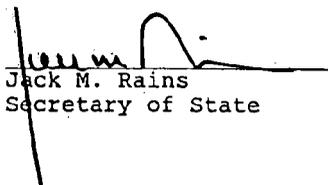
The bill would prohibit the disciplining of a peace officer or Texas Department of Corrections (TDC) employee who refuses to submit to a polygraph examination. These provisions of the bill are too broad. Under the agreement entered into by the state in the Ruiz litigation, the state has agreed to use polygraph examinations in investigating assaultive behavior within TDC. Use of a polygraph in these circumstances is not discretionary. This bill would therefore contravene the state's obligations in Ruiz.

The Secretary of State shall take notice of this action and notify the Legislature.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the seal of the State to be affixed hereto at Austin, this 18 day of June, 1989.




William P. Clements, Jr.
Governor of Texas


Jack M. Rains
Secretary of State

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Secretary of State
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Statutory Documents