

Board declares Dallas laborer 'public fraud'

DALLAS — A 34-year-old Dallas laborer who has filed 12 workmen's compensation claims with 11 different employers during a seven-year period has become the first Texan to be officially declared a "public fraud" by the Texas Industrial Acci-

dent Board.

The declaration followed the board's ruling that Carl Edward Williams had misrepresented injuries, medical history and prior claims, and received \$6,180.54 in compensation and insurance settle-

ments.

The designation carries no criminal penalty, but board staffer Richard A. Fulcher said it was "doubtful that any future injury claims by Williams would be honored."

Briscoe, senator say jurors need to learn parole laws

United Press International

AUSTIN — A Dallas jury sentenced a man to 500 years in prison for stealing \$10 from a woman's bra. About the same time, a jury in Amarillo sentenced a man to 999 years behind bars for the murder of a service station attendant.

In each case the defendant could have been eligible for parole under Texas law as soon as he received credit for 20 years in the penitentiary — which in some circumstances could be slightly more than 10 years.

Now Gov. Dolph Briscoe and a Fort Worth area senator want to change the law to let jurors know how long a defendant would spend behind bars before the sentence is set.

"I believe juries should have full knowledge of the effect of their judgments, and justice is served when a jury is not placed in the dark about the number of years a defendant would serve behind bars according to their sentence," said Sen. Bill Meier, D-El Paso.

Meier's 1977 proposal to permit juries to be informed about parole laws died in a House committee, and was the only one of 11 anticrime proposals backed by Briscoe which failed to pass.

Meier said he will be back before the 1979 Legislature attempting

once again to pass the bill which some prosecutors say will take the blindfold off jurors.

Current parole laws permit a defendant in most felony cases to be paroled after receiving credit for one-third of his sentence, or for 20 years, whichever is less. Through a complex series of credits for good behavior, blood donations and trustee status, the ideal inmate could earn up to 60 days credit for each 30 days incarcerated.

Legislation passed in 1977 requires that persons convicted of capital murder, aggravated kidnapping, aggravated rape, aggravated sexual abuse or aggravated robbery, and those who use a deadly weapon in the commission of a felony, must serve actual calendar time of one-third their sentence before being eligible for parole.

Chief opponents of Meier's legislation are members of the Texas Criminal Defense Attorneys Association.

Meier contends the defense lawyers are concerned that if juries know a defendant can be paroled after serving only one-third of his

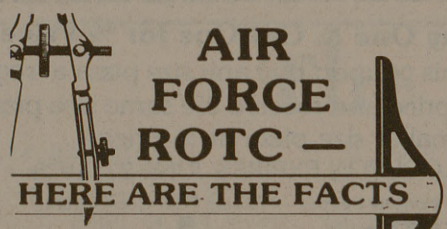
sentence, the result will be long sentences.

Steve Capelle, general counsel for the Criminal Defense Attorneys Association, contends however, group's strongest objection to Meier's bill is that the system of terminating "good time credit" parole laws are too complex to tempt to explain to jurors.

Capelle said under current law a judge can declare a mistrial in a jury during deliberations on an incorrect statement about parole laws and other jurors rely on a statement.

"If you instruct the jury on the parole laws and they disagree and misfigure it, you're in the same problem," he said.

"In principle we don't object to telling the jury everything about parole laws. In other words, we aren't hiding anything from the jury. But we felt there were problems that would come in what instructions you gave the jury because parole laws are so complicated."



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