

who are serving as guards and are allowed to make these write-ups that lack merit and good time can be taken and when good time is taken a person's sentence that he actually serves is extended, that is what adds to the overcrowding. But nothing is said and the Legislature shows no concern about that internal disciplinary proceedings. There is no concern about the taking of good time and the circumstances under which it is taken; no concern about sentences being extended through the taking of good time. When a judge can sentence one person...two people standing before the judge committed basically the same crime, have basically the same criminal history and sentenced one to one to three years or three to nine years and the other to 16 2/3 years to 50 years, then you can see automatically what is going to happen in terms of the amount of time that must be served before one is even eligible to be considered for parole, let alone paroled. When you have been treated in this way that is obviously unjust you're not going to have the good, wholesome attitude they would like to have you have when you come to prison. You feel that you were unjustly treated anyway, then guards are allowed to pick at you, allowed to provoke you, allowed to take things from you that you have been given permission to have in your cell. Then when you react in a negative way you are written up and they say even though you were authorized to have that in your cell you shouldn't have gotten upset when the guard took it without authorization. You should just be quiet and wait till somebody comes along with whom you can file a complaint. These are desperate people. There is some degree of overcrowding. It is a highly stressful environment. Courts from the U.S. Supreme Court down to district courts have recognized the stressful environment of a prison setting. We continue to continue to increase the pressure that adds to the stressfulness, then our solution is to build a hole. But it's not going to relieve the overcrowding. The Director had to acknowledge that. By the time it's built, the problem hasn't been touched and the overcrowding is not due to people who need to go to the hole. The Director even mentioned the number of people who might come in because of the passage of LB 292...LB 592. The Parole Board may not let certain people out if they get a bad write-up near the time that they are to be paroled and that is another control that the institution has even on the Parole Board. The law requires them to consider these write-ups and if you want to keep people locked up, you give them bad write-ups. And if you give them enough write-ups, that in itself becomes a provocation and you have got the man right where you want him. You can look at him