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TEXAS REGISTER

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Texas Register



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How to Use the Texas Register

Information Available: The 11 sections of the Texas Register represent various facets of state government. Documents contained within them include:

Governor - Appointments, executive orders, and proclamations.

Attorney General - summaries of requests for opinions, opinions, and open records decisions

Secretary of State - opinions based on the election laws.

Texas Ethics Commission - summaries of requests for opinions and opinions.

Emergency Rules- sections adopted by state agencies on an emergency basis.

Proposed Rules - sections proposed for adoption

Withdrawn Rules - sections withdrawn by state agencies from consideration for adoption, or automatically withdrawn by the Texas Register six months after the proposal publication date.

Adopted Rules - sections adopted following a 30-day public comment period.

Tables and Graphics - graphic material from the proposed, emergency and adopted sections.

Open Meetings - notices of open meetings.

In Addition - miscellaneous information required to be published by statute or provided as a public service.

Specific explanation on the contents of each section can be found on the beginning page of the section. The division also publishes cumulative quarterly and annual indexes to aid in researching material published

How to Cite: Material published in the Texas Register is referenced by citing the volume in which the document appears, the words "TexReg" and the beginning page number on which that document was published. For example, a document published on page 2402 of Volume 19 (1994) is cited as follows: 19 TexReg 2402.

In order that readers may cite material more easily, page numbers are now written as citations. Example: on page 2 in the lower-left hand corner of the page, would be written "19 TexReg 2 issue date," while on the opposite page, page 3, in the lower right-hand corner, would be written "issue date 19 TexReg 3."

How to Research: The public is invited to research rules and information of interest between 8 a.m. and 5 p.m. weekdays at the Texas Register office, Room 245, James Earl Rudder Building, 1019 Brazos, Austin. Material can be found using Texas Register indexes, the Texas Administrative Code, section numbers, or TRD number.

Texas Administrative Code

The Texas Administrative Code (TAC) is the official compilation of all final state agency rules published in the Texas Register. Following its effective date, a rule is entered into the Texas Administrative Code. Emergency rules, which may be adopted by an agency on an interim basis, are not codified within the TAC. West Publishing Company, the official publisher of the TAC, publishes on an annual basis.

The TAC volumes are arranged into Titles (using Arabic numerals) and Parts (using Roman numerals)

The Titles are broad subject categories into which the agencies are grouped as a matter of convenience. Each Part represents an individual state agency. The Official TAC also is available on WESTLAW, West's computerized legal research service, in the TX-ADC database.

To purchase printed volumes of the TAC or to inquire about WESTLAW access to the TAC call West: 1-800-328-9352.

The Titles of the TAC, and their respective Title numbers are:

- 1. Administration
4. Agriculture
7. Banking and Securities
10. Community Development
13. Cultural Resources
16. Economic Regulation
19. Education
22. Examining Boards
25. Health Services
28. Insurance
30. Environmental Quality
31. Natural Resources and Conservation
34. Public Finance
37. Public Safety and Corrections
40. Social Services and Assistance
43. Transportation

How to Cite. Under the TAC scheme, each section is designated by a TAC number. For example in the citation 1 TAC §27.15:

1 indicates the title under which the agency appears in the Texas Administrative Code; TAC stands for the Texas Administrative Code; §27.15 is the section number of the rule (27 indicates that the section is under Chapter 27 of Title 1; 15 represents the individual section within the chapter).

How to update: To find out if a rule has changed since the publication of the current supplement to the Texas Administrative Code, please look at the Table of TAC Titles Affected. The table is published cumulatively in the blue-cover quarterly indexes to the Texas Register (January 21, April 15, July 12, and October 11, 1994). In its second issue each month the Texas Register contains a cumulative Table of TAC Titles Affected for the preceding month. If a rule has changed during the time period covered by the table, the rule's TAC number will be printed with one or more Texas Register page numbers, as shown in the following example.

TITLE 40. SOCIAL SERVICES AND ASSISTANCE
Part I. Texas Department of Human Services
40 TAC §3.704.....950, 1820

The Table of TAC Titles Affected is cumulative for each volume of the Texas Register (calendar year).

Update by FAX: An up-to-date Table of TAC Titles Affected is available by FAX upon request. Please specify the state agency and the TAC number(s) you wish to update. This service is free to Texas Register subscribers. Please have your subscription number ready when you make your request. For non-subscribers there will be a fee of \$2.00 per page (VISA, MasterCard). (512) 463-5561.

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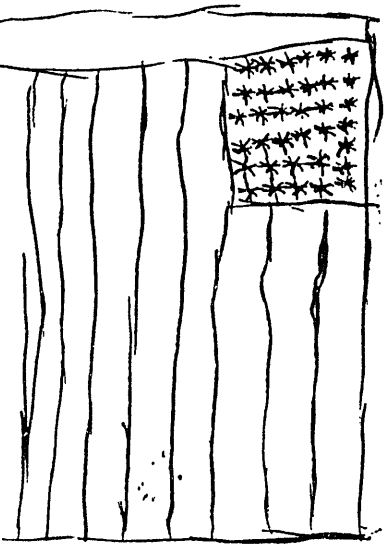
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Name: Joseph Lizalde
Grade: 12
School: Harlandale High School, Harlandale ISD



TABLES AND GRAPHICS

Graphic material from the emergency, proposed, and adopted sections is published separately in this tables and graphics section. Graphic material is arranged in this section in the following order: Title Number, Part Number, Chapter Number and Section Number.

Graphic material is indicated in the text of the emergency, proposed, and adopted rules by the following tag: the word "Figure" followed by the TAC citation, rule number, and the appropriate subsection, paragraph, subparagraph and so on. Multiple graphics in a rule are designated as "Figure 1" followed by the TAC citation, "Figure 2" followed by the TAC citation.

MEMORANDUM OF UNDERSTANDING

between the
Texas Department of Criminal Justice

and the
Texas Department of Mental Health and Mental Retardation

and
Community Mental Health/Mental Retardation Authorities/Centers

For the purpose of establishing a CONTINUITY OF CARE SYSTEM for offenders with mental illnesses or mental retardation, as those terms are defined by the Texas Department of Mental Health and Mental Retardation (TDMHMR), the TEXAS DEPARTMENT OF CRIMINAL JUSTICE (TDCJ), TDMHMR, and local MENTAL HEALTH AND MENTAL RETARDATION AUTHORITIES (The Entities) agree to the following:

1. AUTHORITY AND PURPOSE

(a) Senate Bill 252, Acts 1993, 73rd Leg., Ch.488, 1, codified as Texas Health & Safety Code, §614.013, authorizes TDCJ, TDMHMR, and local MHMR authorities to establish a memorandum of understanding that identifies methods for:

- identifying persons with mental illness or mental retardation involved in the criminal justice system;
- developing interagency rules, policies and procedures for the coordination of the care of and exchange of information concerning persons with mental illness or mental retardation by local and state criminal justice agencies, TDMHMR, and local mental health and mental retardation authorities; and
- identifying services needed by persons with mental illness or mental retardation to re-enter the community successfully.

- (b) This memorandum of understanding is intended to implement a continuity of care system for offenders with mental illness or mental retardation in the criminal justice system using funds appropriated for that purpose.

2 ALL ENTITIES AGREE TO THE EXTENT POSSIBLE TO:

- (a) seek a statutory change in current statutes to allow for the exchange of information (including electronic) about offenders with mental illness or mental retardation for the purpose of providing or coordinating services among the entities;
- (b) develop a system that provides pre-release and post-release planning for persons with mental illness or mental retardation;
- (c) develop a system that provides for necessary assessments or diagnostics prior to the imposition of community supervision, incarceration, or parole;
- (d) submit to the Texas Council on Offenders with Mental Impairments (Council) a list of contact staff who are responsible for responding to referrals and/or issues regarding persons with mental illness or mental retardation;
- (e) distribute relevant training seminar and/or educational information toward improving each agency's knowledge and understanding of the criminal justice and mental health/mental retardation systems' roles and responsibilities;
- (f) develop and implement a standardized release of information form that can facilitate the exchange of information about persons receiving mental health and mental retardation services;
- (g) inform each other of any proposed rule or standards changes which could affect the continuity of care system. Each agency shall be afforded thirty (30) days after receipt of proposed change(s) to respond to the recommendations prior to the adoption;
- (h) provide on-going status reports to the Council on the implementation of initiatives outlined in this memorandum of understanding;

- (i) provide opportunities for cross-training for each other's staff;
- (j) actively seek federal grants or funds to operate and expand the program;
- (k) ensure that inmates have medications and appointments at local MHMR authorities prior to release from incarceration: and
- (l) provide technical assistance and professional consultation regarding their services and eligibility requirements.

3. **TO THE EXTENT POSSIBLE, CONSISTENT WITH THE RECEIPT OF CONSENT TO RELEASE INFORMATION FROM THE INDIVIDUALS INVOLVED, OR A CHANGE IN STATE LAW THAT PERMITS RELEASE WITHOUT CONSENT, SHALL:**

- (a) design an information base for exchange purposes, that provides the following information:
 - the number of offenders with mental illness or mental retardation who are on community supervision, incarcerated, or on parole;
 - the county of residence to which these individuals reside or will return to upon release from incarceration;
 - the type and level of offense with which the offender has been charged and convicted;
 - the diagnoses including psychiatric, medical, and mental retardation diagnoses;
 - any other information deemed necessary to be consistent with the intent of this agreement.
- (b) track the number of referrals and the number of individuals served, denied services, and not served, with reasons given; and
- (c) establish a system for identifying inmates with mental illness or mental retardation prior to

their release date who are in need of aftercare treatment services.

4. TDMHMR TO THE EXTENT POSSIBLE, CONSISTENT WITH THE RECEIPT OF CONSENT TO RELEASE INFORMATION FROM THE INDIVIDUALS INVOLVED, OR A CHANGE IN STATE LAW THAT PERMITS RELEASE WITHOUT CONSENT, SHALL:
 - (a) track the number of persons receiving mental health and/or mental retardation services who are arrested or incarcerated in local jails or state jails/prisons;
 - (b) provide statistical information on arrest/incarceration rates to local and/or state criminal justice or mental health/mental retardation authorities;
 - (c) participate in any relevant research or studies specific to persons receiving mental health and/or mental retardation services who are involved in the criminal justice system;
 - (d) amend any relevant departmental policies and/or rules to facilitate the collection and analysis of data concerning persons receiving mental health and/or mental retardation services who are or have become involved with the criminal justice system;
 - (e) conduct on-going analysis of persons receiving mental health or mental retardation services who become involved in the criminal justice system who are formally listed on any waiting list for MHMR services; and
 - (f) clarify in contracts with community MHMR authorities and/or centers, and in department rules, as appropriate, that state funding can include screening and assessment within the local jails.

5. COMMUNITY MHMR AUTHORITIES OR CENTERS, TO THE EXTENT POSSIBLE, CONSISTENT WITH THE RECEIPT OF CONSENT TO RELEASE SUCH INFORMATION FROM THE INDIVIDUALS INVOLVED, OR A CHANGE IN STATE LAW THAT PERMITS RELEASE WITHOUT CONSENT, SHALL:

- (a) provide information to TDCJ and TDMHMR concerning persons who are served by authorities who are arrested, incarcerated, placed on community supervision, and/or released on parole;
- (b) track the number of referrals, number of offenders served, number of offenders not served and reasons for denial;
- (c) track the number of persons on their waiting lists who become involved in the criminal justice system;
- (d) participate in any relevant research and/or studies subject to Institutional Review Board guidelines (such as needs assessment, prevalence rates) conducted on persons receiving mental health and/or mental retardation services who are involved in the criminal justice system;
- (e) receive referrals on any person with mental illness or mental retardation who meets the priority population definition and is in need of MHMR treatment services, with the understanding that if no funding exists they would be on a waiting list until services are available; and
- (f) enter into good faith negotiations with local and state criminal justice entities to contract for the provision of criminal justice system funding for services to persons with mental illness and mental retardation who, because of the lack of priority population status, are not included in the TDMHMR funding strategy.

6. REVIEW AND MONITORING

- (a) TDMHMR, TDCJ, and the community MHMR centers shall jointly monitor implementation of the continuity of care system as outlined in this memorandum of understanding. The intent of all agencies is to provide timely communication, discussion, and resolution of transitional problems should any occur.
- (b) This memorandum of understanding shall be adopted by the Texas Department of Mental Health and Mental Retardation, the Texas Department of Criminal Justice, and the boards

of trustees of community MHMR centers. Subsequent to adoption, all parties to this memorandum shall annually review this memorandum and provide status reports to the Council. Amendments to this memorandum of understanding may be made at anytime by mutual agreement of the parties.

- (c) The Council will serve as the dispute resolution mechanism for conflicts at both the local and statewide level.

CERTIFICATION

This Memorandum of Understanding is adopted to be effective _____, 1994.

Karen F. Hale, Acting Commissioner, TDMHMR

James A. Collins, Executive Director, TDCJ

Chair, (name of MHMR Authority/Center) Board of Trustees

Figure 1: 31 TAC §65.72(c)(4)(A)

Species	Daily Bag	Possession	Minimum Length (Inches)	Maximum Length (Inches)
Amberjack, greater.	3	6	32	No limit
Black Basses	5	10		
Largemouth and smallmouth bass, their hybrids, and subspecies.	(in aggregate)	(in aggregate)	14	No limit
Spotted and Guadalupe bass.			12	No limit
Bass, striped, its hybrids, and subspecies.	5	15	18	No limit
	(in aggregate)	(in aggregate)		
Bass, white	25	50	10	No limit
Catfish: channel and blue catfish, their hybrids, and subspecies.	25	50	12	No limit
	(in aggregate)	(in aggregate)		
Catfish, flathead.	5	10	18	No limit
Catfish, gafftopsail.	No limit	No limit	14	No limit
Cobia.	2	4	37	No limit
Crappie: white and black crappie, their hybrids, and subspecies.	25	50	10	No limit
	(in aggregate)	(in aggregate)		
Drum, black.	5	10	14	30
Drum, red.	3*	6	20	28*
<p>*Special Regulation: During a license year, one red drum over the stated maximum size limit may be retained when affixed with a properly executed Red Drum Tag, a properly executed Exempt Red Drum Tag or with a properly executed Duplicate Exempt Red Drum Tag and one red drum over the stated maximum size limit may be retained when affixed with a properly executed Bonus Red Drum Tag. Any fish retained under authority of a Red Drum Tag, an Exempt Red Drum Tag, a Duplicate Exempt Red Drum Tag, or a Bonus Red Drum Tag may be retained in addition to the daily bag and possession limit as stated in this section.</p>				
Flounder: all species, their hybrids, and subspecies.	20	40	12	No limit
Jewfish.	0	0		
Mackerel, king.	2	4	23	No limit
Mackerel, Spanish.	7	14	14	No limit
Marlin, blue.	No limit	No limit	114	No limit

Species	Daily Bag	Possession	Minimum Length (Inches)	Maximum Length (Inches)
Marlin, white.	No limit	No limit	81	No limit
Mullet: all species, their hybrids, and subspecies.	No limit	No limit	No limit	*
*Special regulation: During the period October through January, no mullet more than 12 inches in length may be taken from public waters or possessed on board a vessel.				
Pompano, Florida.	No limit	No limit	9	No limit
Sailfish.	No limit	No limit	76	No limit
Saugeye	3	6	18	No limit
Seatrout, spotted.	10	20	15	No limit
Shark: all species, their hybrids, and subspecies.	5 (in aggregate)	10 (in aggregate)	No limit	No limit
Sheepshead.	5	10	12	No limit
Snapper, lane.	No limit	No limit	8	No limit
Snapper, red.	7	14	14	No limit
Snapper, vermilion.	No limit	No limit	8	No limit
Snook.	1	2	24	28
Tarpon.	0	0		Catch and release only*.
*Special Regulation: One tarpon 80 inches in total length or larger may be retained during a license year when affixed with a properly executed Tarpon Tag.				
Trout: rainbow and brown trout, their hybrids, and subspecies.	5 (in aggregate)	10 (in aggregate)	No limit	No limit
Walleye.	5	10	16	No limit

Figure 2: 31 TAC §65.72(c)(4)(B)(i)

(i)

Location (County)	Daily Bag	Minimum Length (Inches)	Special Regulation
Bass: largemouth, smallmouth, spotted and Guadalupe bass, their hybrids, and subspecies.			
Lake Texoma (Cooke and Grayson)	5 (in aggregate)	14	
In all waters in the Lost Maples State Natural Area (Bandera)	0	No Limit	Catch and release only.
Lake Toledo Bend (Newton, Sabine and Shelby).	8 (in aggregate)	14	
Bass: largemouth.			
Lakes Brownwood (Brown), Coleman (Coleman), Conroe (Montgomery and Walker), Fort Phantom Hill (Jones), Granbury (Hood), Lost Creek (Jack) and Champion Creek (Mitchell).	5	16	
Lakes Fairfield (Freestone), San Augustine City (San Augustine), Ray Roberts (Denton, Cooke, and Grayson), Calaveras (Bexar), O.H. Ivie (Coleman, Concho, and Runnels), Raven (Walker), Madisonville (Madison), Bright (Williamson), Cooper (Delta and Hopkins), Alan Henry (Garza), Aquilla (Hill), Athens (Henderson), Bellwood (Smith), Casa Blanca (Webb), Old Mount Pleasant City (Titus) Rusk State Park (Cherokee), Welsh (Titus), and Braunig (Bexar).	5	18	
Nelson Park Lake (Taylor) and Buck Lake (Kimble).	0	No Limit	Catch and release only.

Location (County)	Daily Bag	Minimum Length (Inches)	Special Regulation
Purtis Creek State Park Lake (Henderson and Van Zandt) and Gibbons Creek Reservoir (Grimes).	0	No Limit	Catch and release only except that any bass 22 inches or greater in length may be retained in a live well or other aerated holding device and immediately transported to the Purtis Creek State Park or Gibbons Creek Park weigh station. After weighing, the bass must be released immediately back into the lake or donated to the Lone Star Lunger Program.
Lakes Pinkston (Shelby), Waxahachie (Ellis), Bridgeport (Jack and Wise), Weatherford (Parker), Georgetown (Williamson), Tyler State Park (Smith), Striker (Rusk), Caddo Marion and Harrison), Burke-Crenshaw (Harris), and Grapevine (Denton and Tarrant).	5	14-18 Inch Slot Limit	It is unlawful to retain largemouth bass between 14 and 18 inches in length.
Lakes Bastrop (Bastrop), Houston County (Houston) Nacogdoches (Nacogdoches), Fork (Wood, Rains and Hopkins), Monticello (Titus), Mill Creek (Van Zandt), Joe Pool (Dallas, Ellis, and Tarrant), Walter E. Long (Travis), and Timpson (Shelby).	5	14-21 Inch Slot Limit	It is unlawful to retain largemouth bass between 14 and 21 inches in length. No more than 1 bass 21 inches or greater in length may be retained each day.
Fayette County (Fayette)	5	14-24 Inch Slot Limit	It is unlawful to retain largemouth bass between 14 and 24 inches in length. No more than 1 bass 24 inches or greater in length may be retained each day.

Location (County)	Daily Bag	Minimum Length (Inches)	Special Regulation
Bass: smallmouth.			
Lakes O. H. Ivie (Coleman, Concho, and Runnels), Belton (Bell and Coryell), Cisco (Eastland), Greenbelt (Donley), Oak Creek (Coke), Stillhouse Hollow (Bell), White River (Crosby), Whitney (Bosque, Hill and Johnson), and Devils River (Val Verde) from State Highway 163 bridge crossing near Juno downstream to Dolan Falls.	3	18	
Lake Meredith (Hutchinson, Moore, and Potter).	3	12-15 Inch Slot Limit	It is unlawful to retain smallmouth bass between 12 and 15 inches in length.
Bass: striped, its hybrids, and subspecies.			
Lake Toledo Bend (Newton, Sabine and Shelby).	5 (in aggregate)	No Limit	No more than 2 striped bass 30 inches or greater in length may be retained each day.
Lake Texoma (Cooke and Grayson).	15 (in aggregate)	No Limit	No more than 1 striped bass 20 inches or greater in length may be retained each day. Striped bass caught and placed on a stringer, in a live well or any other holding device become part of the daily bag limit and may not be released.
Red River (Grayson) from Denison Dam downstream to and including Shawnee Creek (Grayson).	5 (in aggregate)	No Limit	Striped bass caught and placed on a stringer, in a live well or any other holding device become part of the daily bag limit and may not be released.

Location (County)	Daily Bag	Minimum Length (Inches)	Special Regulation
Bass, white.			
Lakes (As defined in §65.71(b) of this title) Conroe, Livingston, Limestone, Palestine, Somerville, Buchanan, Canyon, Georgetown, Inks, Lyndon B. Johnson, Marble Falls, and Travis.	25	12	
Catfish: blue.			
Lakes E. V. Spence (Coke) and Fort Phantom Hill (Jones)	5	18	
Catfish: channel and blue catfish, their hybrids, and subspecies.			
Lake Livingston (Polk, San Jacinto, Trinity, and Walker).	50 (in aggregate)	12	The holder of a commercial fishing license may not retain channel or blue catfish less than 14 inches in length.
Community fishing lakes (As defined in §65.71(a) of this title) and in reservoirs lying totally within the boundaries of a state park.	5 in aggregate	12	
Catfish: flathead			
Lake Texoma (Cooke and Grayson) and the Red River (Grayson) from Denison Dam to and including Shawnee Creek (Grayson).	5	20	
Crappie: black and white crappie, their hybrids and subspecies.			
Lake Toledo Bend (Newton, Sabine, and Shelby).	50 (in aggregate)	No Limit	
Lake Fork (Wood, Rains, and Hopkins) and Lake O'The Pines (Camp, Harrison, Marion, Morris, and Upshur).	25 (in aggregate)	10	From December 1, through the last day in February, there is no minimum length limit. All crappie caught during this period must be retained.

Location (County)	Daily Bag	Minimum Length (Inches)	Special Regulation
Drum, red.			
Lakes Braunig and Calaveras (Bexar), Colorado City (Mitchell), Fairfield (Freestone), Nasworthy (Tom Green), and Trading-house Creek (McLennan).	3	20	No maximum size limit.
Shad: gizzard and threadfin shad.			
The Trinity River below Lake Livingston between Polk and San Jacinto Counties.	500 (in aggregate)	No Limit	Possession Limit 1,000 in aggregate.
Sunfish: Bluegill, redear, green, warmouth, and longear sunfish, their hybrids and subspecies.			
Purtis Creek State Park Lake (Henderson and Van Zandt).	25 (in aggregate)	7	

EXHIBIT A

APPLICATION RULES

A. Required General Information

Forty copies of an application shall be filed with the Texas Water Development Board ("Board"). The following information is required on all applications to the Board for financial assistance:

- (1) legal name(s) of applicant and authority of law under which created;
- (2) name, title and address of official correspondent or representative for applicant;
- (3) names and titles, of principal officers, including the applicant's managing official;
- (4) name and address of project engineer; or if engineering will be performed by a federal agency, the name and address of the office of the federal agency performing such work;
- (5) name and address of legal counsel for applicant;
- (6) brief description of project including, but not limited to, the following:
 - (A) location;
 - (B) a comprehensive statement clearly demonstrating the project need and timing of need in sufficient detail to support and justify the project;
 - (C) the total estimated cost and allocation of cost to each purpose such as water supply or sewage treatment;
 - (D) proposed allocation and source of project cost to each party;
 - (E) proposed division of the total ownership interest in the project for each participating party;
 - (F) source and availability of project's water supply;
- (7) The name of the federal agency and the extent to which federal planning has progressed. If a federal grant/appropriation is involved, the amount of the total federal grant/appropriation and the status of the application for the federal grant/appropriation;

- (8) with respect to each participating party, the legal procedures required to enable the applicant to assume its obligations with respect to the project, including the stage to which any such procedures have progressed;
- (9) status of any proceedings to obtain authorization from the Texas Water Commission or any other state or federal agency;
- (10) Any other information requested by the Board which is necessary to an understanding of the project.

B. Required Engineering Feasibility Data for Wastewater Projects

The applicant shall submit for approval four copies of a facilities plan. The facilities plan will document the feasibility and cost effectiveness of the project and describe the project being applied for. The facilities planning document will generally follow the requirements of the Clean Water Act, including, but not limited to, the following:

- (1) legal name of applicant;
- (2) name and address of the project engineer;
- (3) a cost effectiveness analysis of alternative methods of transport and treatment of the collected wastewater. The analysis of waste treatment methods shall, as a minimum, include conventional activated sludge alternatives and non-conventional alternatives including land treatment of wastewater and at least one innovative process such as an artificial wetland or rock reed filter.
- (4) A detailed cost estimate for all project work shall be submitted, including annual operation and maintenance costs. The project engineer's most current estimate of project cost itemized as to major facilities or items including land and right-of-way costs, fees of engineers, all legal fees, fees of financial advisors and/or consultants, contingencies, and interest during construction. The facilities plan shall include the amount each entity will contribute to the project and shall also include the total estimated cost and allocation of cost of each of the project purposes.
- (5) a construction schedule and a target date for when the state funds will need to be delivered.
- (6) evidence that the project is designed to meet Federal and State-approved water quality standards.

C. Required Legal Data

- (1) An accounting will be made to the Board of the total cost of the project upon its completion. If the Board disapproves construction of any portion of the project

as not being in accordance with the plans and specifications, the Board may delay payment on that portion and dependent portions of the project until the required corrections are made.

- (2) The applicant shall submit an affidavit executed by the official representative stating that the information provided to the Board in the application is true and correct to the best knowledge and belief.
- (3) The applicant shall submit a copy of any existing or proposed construction contract(s) which are provided to the section.
- (4) The participating parties shall be represented by a registered professional engineer who shall inspect the project at each phase of construction to assure construction is in substantial compliance with the plans and specifications and is in accordance with sound engineering principles and the terms and provisions of the construction contracts.
- (5) The applicant shall submit one copy each of any proposed or existing contracts for consultant services necessary for construction of the proposed project and included as part of the total cost of the project.
- (6) The applicant shall submit a certification by the designated representative of the applicant in a form acceptable to the Board which warrants compliance by the participating parties with the applicable Board rules.

INTERNATIONAL BOUNDARY AND WATER COMMISSION**UNITED STATES AND MEXICO**

Minute No. 279

Laredo, Texas and
Nuevo Laredo, Tamaulipas
August 28, 1989**JOINT MEASURES TO IMPROVE THE QUALITY
OF THE WATERS OF THE RIO GRANDE
AT LAREDO, TEXAS/NUEVO LAREDO, TAMAULIPAS**

The Commission met in the cities of Laredo, Texas and Nuevo Laredo, Tamaulipas on August 28, 1989, to consider the border sanitation problem at Laredo, Texas and Nuevo Laredo, Tamaulipas and to recommend to the two Governments joint measures to improve the quality of the waters of the Rio Grande.

The Commission then noted the interest in concluding, a Commission agreement as early as possible, for jointly financed measures that should be adopted to improve the quality of the waters of the Rio Grande in the Laredo, Tex./Nuevo Laredo, Tam. area, expressed by the United States Secretary of State and the Mexican Secretary of Foreign Relations in their diplomatic notes No. 3522 and 2487, respectively, at the Seventh Meeting of the United States/Mexico Binational Commission in Mexico City on August 7, 1989.

The Commission referred to the last paragraph in Article No. 3 of the Water Treaty signed February 3, 1944, which stipulates that the two Governments "agree to give preferential attention to the solution of all border sanitation problems". The Commission also referred to the spirit of cooperation exhibited by the two Governments in the "Agreement Between the United States of America and the United Mexican States on Cooperation for the Protection and Improvement of the Environment in the Border Area," signed by Presidents Ronald W. Reagan and Miguel de la Madrid Hurtado on August 14, 1983.

The Commission then referred to Recommendation No. 4 of Commission Minute No. 261 dated September 24, 1979, approved by the two Governments, which stipulates, "That for each of the border sanitation problems, the Commission prepare a Minute for the approval of the two Governments, in which there would be included, identification of the problem, definition of conditions which require solution, specific quality standards that should be applied, the course of action that should be followed for its solution, and the specific time schedule for its implementation."

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The Commissioners also noted the provisions in Point 6 of the recommendations of Minute No. 261, "That in each case where the approved course of action provides that a border sanitation problem be jointly corrected by the two Governments, the Commission develop the plans and designs for the works necessary therefore, as well as the division of work and costs between the two countries, submit them for approval of the two Governments, and upon such approval, each Government through its Section of the Commission proceed to carry out the construction, operation and maintenance, with the greatest speed and timeliness possible."

The Commissioners reviewed the report of Principal Engineers Jose S. Valdez of the United States Section and J. Arturo Herrera Solis of the Mexican Section entitled "Joint Report of the Principal Engineers Concerning Measures that Should be Undertaken to Improve the Quality of the Waters of the Rio Grande at Laredo, Texas/Nuevo Laredo, Tamaulipas", dated August 25, 1989, which describes the border sanitation problem in the waters of the Rio Grande in the area of Laredo, Tex./Nuevo Laredo, Tam., and conditions expected in case that no corrective action of any kind is taken.

The Commissioners then noted that the Principal Engineers in their report recommend works in Nuevo Laredo, Tam. that could be jointly financed by the United States and Mexican Governments to improve the quality of the waters of the Rio Grande in this reach. The Commissioners further noted that the works recommended by the Principal Engineers for the city of Nuevo Laredo, Tam. described in Exhibit 4 of their Joint Report, consist of six principal elements: a) Construction of a riverside collector; b) Construction of the Coyote I collector as an extension of the riverside collector; c) Expansion of the sewage collection system to collect and convey to the riverside and Coyote I collectors, sewage generated in areas not currently served and which are presently discharged into the Rio Grande; d) Rehabilitation of the sewage collection system at specific points to intercept and convey to the riverside and Coyote I collectors those uncontrolled sewage flows that presently discharge into the Rio Grande through existing storm drains; e) Construction of a pumping plant that would convey the sewage from the riverside collector to a treatment plant; and f) Construction of a secondary treatment plant with an estimated capacity of 31 mgd (1,358 lps) located 7 miles (11 kilometers) downstream of the Juarez/Lincoln International Bridge.

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The Commissioners then joined in the conclusion of the Principal Engineers in their Report that the border sanitation problem in the vicinity of Laredo, Tex./Nuevo Laredo Tam., would be resolved, if: 1) the proposed jointly financed works consisting of the principal elements described in Exhibit 4 of the Joint Report are constructed, operated and maintained in a manner that meets the joint sanitation project conditions described in Section III, Part D, Point 1 of the Joint Report of the Principal Engineers and 2) the Governments of Mexico and of the State of Tamaulipas construct and operate and maintain those sewage management works not included in the principal elements of this joint project in a manner to also meet conditions required in the Principal Engineers' report. The Commissioners observed, that it is in the interest of both Governments to assure that the effluent standards from a treatment plant in Nuevo Laredo, Tam. are achieved by the joint financing of the construction, operation and maintenance of the six principal elements described in the Principal Engineers' report.

The Commission then noted the information of the United States Commissioner that the Government of the United States is willing and able to participate with the Government of Mexico in the construction, operation and maintenance of the six principal elements of the proposed joint sanitation project.

The Commissioners analyzed the possibility of applying to this proposed joint sanitation project the provisions in Articles 2, 3, 20, 24 and 25 of the 1944 Water Treaty and provisions in Minute No. 261 of the Commission. They also recognized that execution of the joint sanitation project, recommended by the Principal Engineers, could comply with the referenced provisions concluding that this project is of an international nature. Therefore, the construction and operation and maintenance of the six principal elements of the international joint sanitation project will be under the supervision of the Commission and under the jurisdiction of the Mexican Section.

Based on the above, the Commission agreed to submit for the approval of the two Governments, the following resolutions:

1. The report of Principal Engineers Jose S. Valdez of the United States Section and J. Arturo Herrera Solis of the Mexican Section, entitled "Joint Report of the Principal Engineers Concerning Measures that Should be

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Undertaken to Improve the Quality of the Waters of the Rio Grande at Laredo, Texas/Nuevo Laredo, Tamaulipas", dated August 25, 1989, which with its Exhibits 1-6 forms a part of this Minute, is approved. The report proposes a sanitation project for the City of Nuevo Laredo, Tam., to be jointly financed by the Governments of the United States and Mexico.

2. That the Commission continue its intensive water quality monitoring in the Rio Grande preparatory to recommending to the two Governments surface water quality standards that should be applied to the solution of border sanitation problems.

3. That the effluent from the proposed jointly financed wastewater treatment plant in Nuevo Laredo, Tam. meet the effluent standards described in Section III, Part B of the report of the Principal Engineers, with the understanding that each country, in accordance with its legislation, could establish more restrictive limits on discharges into the Rio Grande emanating in its respective territory.

4. That the Governments of the United States and Mexico participate in the joint financing of the construction, and operation and maintenance of the six principal elements that make up the international sanitation project, described in Exhibit 4 of the report of the Principal Engineers.

5. That in accordance with the provisions in Articles 2, 3, 20, 24 and 25 of the 1944 Water Treaty, the construction, operation and maintenance of the six principal elements of the joint international sanitation project described in Exhibit 4 of the Principal Engineers' report be considered works constructed and used in fulfillment of the provisions of the 1944 Water Treaty and are therefore, under the supervision of the Commission, and under the jurisdiction of the Mexican Section.

6. That the actual costs of construction of the principal elements of the proposed jointly financed sanitation project be divided equally between the United States and Mexican Governments. The cost corresponding to the United States, in no case, shall exceed 50 percent of the total cost estimated at \$35 million United States dollars. The costs corresponding to Mexico will be covered in Mexican pesos.

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7. That in the event that construction costs exceed the amount in Resolution No. 6, above, the Government of Mexico assure at its expense, completion of construction of all the principal elements described in Exhibit 4 of the Principal Engineers' report.

8. That for the costs of the operation and maintenance of the principal elements of the proposed jointly financed sanitation project described in Exhibit 4 of the Principal Engineers' report, the Commission reach an agreement on the division of these costs before operation of the proposed project begins.

9. That the design, construction and operation and maintenance of the principal elements described in Exhibit 4 of the Principal Engineers' report be under the supervision of the Commission and be under the direct control of the Mexican Section. Also, that the operation and maintenance of the principal elements be in accordance with an operations and maintenance manual and a specific program recommended by the Commission and approved by both Governments.

10. That the Government of Mexico immediately start the construction of the expansion and rehabilitation of the city of Nuevo Laredo, Tam. sewage collection system works, and that the construction schedule proposed by the Government of Mexico, described in Exhibit 6 of the Principal Engineers' report be accepted.

11. That the Commission recognizing that Mexico has initiated works contemplated in this joint sanitation project, Mexico should be given credit for this work towards part of the financing of an international project. That to evaluate these works in order to provide this credit, the engineers of the Commission, immediately but no later than 90 days after the Minute enters into force, should make an evaluation of the works to determine the amount provided by Mexico in the costs associated with the expansion and rehabilitation of the collection system and the works associated as part of the riverside collector performed since 1988 and are part of this international project.

12. That the Governments of the United States and Mexico make arrangements necessary to provide sufficient funds to achieve the construction schedule also described in Exhibit 6 of the Principal Engineers' report, with the understanding that the funds for 1990 and subsequent

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years would be provided once each Government, through its appropriate mechanism, appropriates the proposed specific amounts.

13. That the funds provided by the Government of Mexico for this joint sanitation project be utilized primarily in construction of the six principal elements, including the acquisition of required lands and right-of-ways. That the funds provided by the United States Government for this international project be utilized primarily in acquisition of materials and equipment.

14. That to the extent possible, construction of the principal elements described in Exhibit 4 of the Principal Engineers' report be performed by Mexican contractors under the supervision of the Commission, and that the materials and equipment used in the construction of this international project be those manufactured in the United States.

15. That the Mexican Section with approval of the Commission and, in accordance with applicable laws in Mexico, directly administer the funds provided by the United States Government to be utilized in Mexico.

16. That the Commission, through the Mexican Section, be able to contract for professional services using financial or other resources provided by the United States or Mexico. Such services would be for supervision or engineering that the Commission may consider necessary for the proper administration of this project.

17. That the administration by the Mexican Section of United States funds include: a) Development of contracts necessary for construction of facilities, purchase and installation of materials and equipment; b) Review of construction plans, including characterization of treatment plant inflows for compliance with Resolution 3, above; c) Daily supervision by Commission engineers of all the international project works in their execution for compliance with the design approved by the Commissioners; and d) the transfer of United States Government funds for payment to the contractor.

18. That the Commission engineers charged with the supervision of the project, based on the daily supervision in Resolution 17 above, present each month to the Commissioners a detailed progress report of construction and expenditures.

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19. That the Commission, at the end of the construction of each principal element make a joint inspection of the work performed and approve an accounting of United States funds utilized in the construction of that element. Upon completion of construction of the international project the Commissioners shall make a joint inspection of all work performed and approve a final accounting of all United States funds utilized.

20. That the Government of Mexico require all industries discharging wastewater to the joint sanitation project facilities to provide appropriate pretreatment to assure efficient operation of the proposed treatment plant.

21. That before the start of the construction of the treatment plant proposed for Nuevo Laredo, Tam. the Principal Engineers of the two Sections, jointly develop an appropriate program for monitoring of the water quality in the Rio Grande and discharges to the river for the reach of the river whose quality would be improved by the works proposed in this international sanitation project.

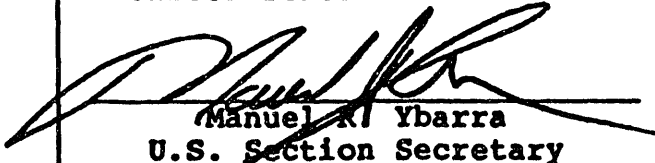
22. That the Governments of the United States and Mexico recognize that Mexico reserves the right to dispose in Mexico all or part of the sewage from Nuevo Laredo, Tam., consistent with the desire of the two Governments, in the context of Minute No. 261 of the Commission, to prevent border sanitation problems. Also, Mexico reserves the right to return for reuse in Mexican territory the effluent from the Nuevo Laredo, Tam. international sewage treatment plant.

23. That this Minute requires the specific approval of the two Governments.

The meeting was adjourned.


Narendra N. Gupta

United States Commissioner


Manuel R. Ybarra
U.S. Section Secretary


Carlos Santibanez Mata
Commissioner for Mexico


Javier Gonzalez Toussaint
Mexican Section Secretary

Figure 1: 34 TAC 9.4011(f)(4).

Year	Tax Paid	Tax on Market Value	Difference
2000	\$50	\$500	\$450
2001	\$50	\$520	\$470
2002	\$50	\$500	\$450
2003	\$50	\$480	\$430
2004	\$50	\$420	\$370
TAX	= \$2,170		

Figure 2: 34 TAC 9.4011(f)(4)(B).

\$450.00	= Tax
\$ 31.50	= \$450 x .07 = one year's interest
<u>\$ 2.76</u>	= \$450 x .07 x (32 + 365) = 32 days' interest
\$484.26	= Total 1998 tax and interest

Figure 3: 34 TAC 9.4011(f)(4)(B)(i).

\$470.00	= Tax
\$ 65.80	= \$470 x .07 x 2 = two year's interest
<u>\$ 2.76</u>	= \$470 x .07 x (32 + 365) = 32 days' interest
\$484.26	= Total 1997 tax and interest

Figure 4: 34 TAC 9.4011(f)(4)(B)(ii).

\$450.00	= Tax
\$ 94.50	= $\$450 \times .07 \times 3$ = three year's interest
<u>\$ 2.76</u>	= $\$450 \times .07 \times (32 + 365)$ = 32 days' interest
\$547.26	= Total 1996 tax and interest

Figure 5: 34 TAC 9.4011(f)(4)(B)(iii).

\$430.00	= Tax
\$120.40	= $\$430 \times .07 \times 4$ = four year's interest
<u>\$ 2.64</u>	= $\$430 \times .07 \times (32 + 365)$ = 32 days' interest
\$553.04	= Total 1995 tax and interest

Figure 6: 34 TAC 9.4011(f)(4)(B)(iv).

\$370.00	= Tax
\$120.40	= $\$370 \times .07 \times 5$ = five year's interest
<u>\$ 2.27</u>	= $\$370 \times .07 \times (32 + 365)$ = 32 days' interest
\$501.77	= Total 1994 tax and interest

Figure 7: 34 TAC 9.4011(g)(4)(C)(ii).

Types	Forest Service Soil	SCS Soil Types
	Over 120 cu. ft	Over 95 ft. tall
	85-120 cu. ft.	80-95 ft. tall
	50-84 cu. ft	60-79 ft. tall
	Under 50 cu. ft.	Under 60 ft. tall

Figure 8: 34 TAC 9.4011(g)(8)(D).

Soil Type Ranges	Soil Productivity Type
Over 95	Class I
80-95	Class II
60-79	Class III
Lowest	Class IV

Figure 9: 34 TAC 9.4011(g)(8)(E).

Soil Productivity Class	Potential Timber Growth Per Acre Per Year
Class I	maximum of 163 cubic feet
Class II	123 cubic feet
Class III	85 cubic feet
Class IV	60 cubic feet

Figure 10: 34 TAC 9.4011(g)(9)(D)(ii).

Productivity Classes				
Forest Type	I	II	III	IV
Hardwood	0.75	0.60	0.45	0.30
Pine	1.20	1.10	1.00	0.90
Mixed	1.00	0.90	0.80	0.70

Figure 1. Forest Regions in Texas

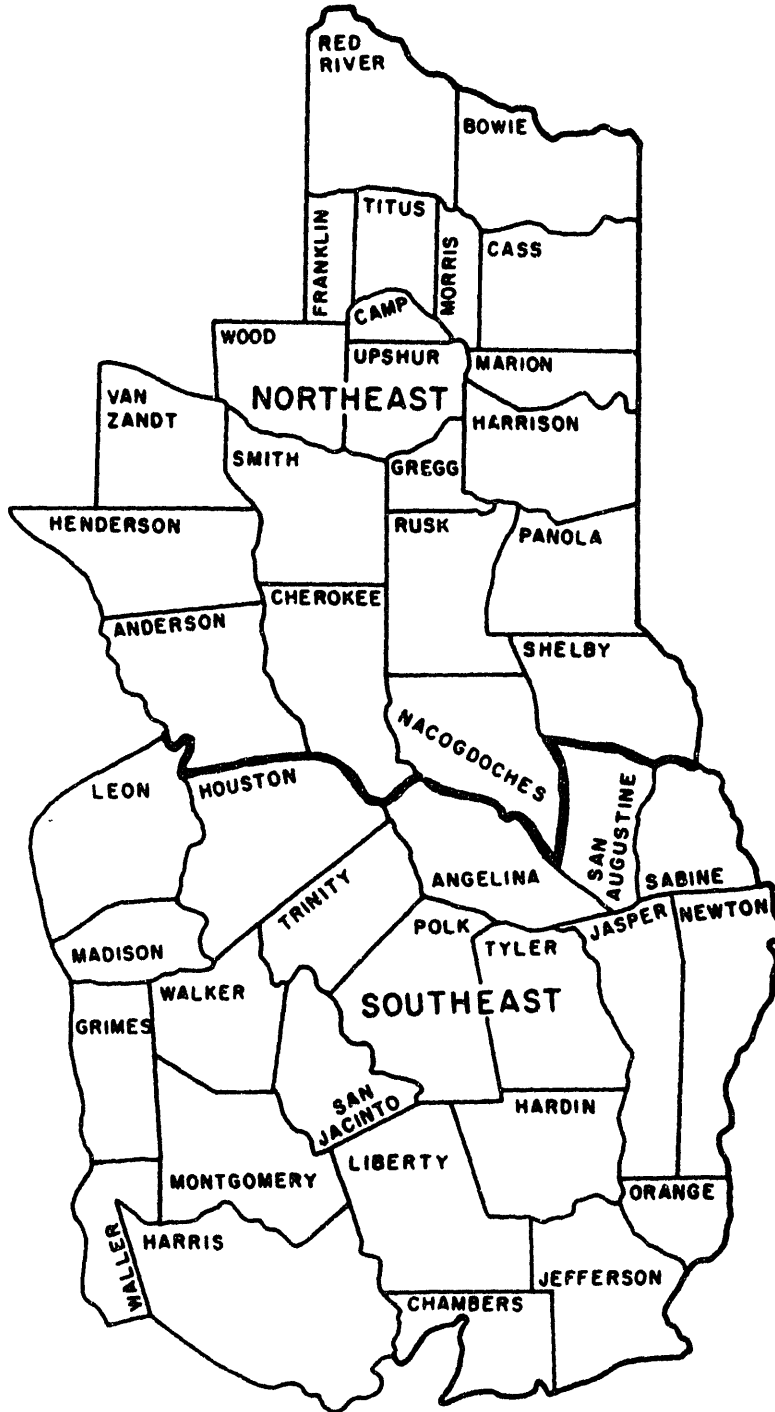


Table 1.

PERIODIC NET ANNUAL GROWTH PER ACRE BY REGION, FOREST TYPE, AND SITE, TEXAS FOREST SURVEY, 1992.

REGION	FOREST TYPE	SITE CLASS	NUMBER OF PLOTS	ACRES	AVG PINE SAWTIMBER GROWTH/ACRE (BOARD FT)	AVG HARDWOOD SAWTIMBER GROWTH/ACRE (BOARD FT)	AVG PINE PULPWOOD GROWTH/ACRE (CUBIC FT)	AVG HARDWOOD PULPWOOD GROWTH/ACRE (CUBIC FT)
NORTHEAST	PINE	120+	85	488,014.18	473.96	20.61	19.15	3.63
		85-120	59	350,427.91	269.60	28.35	34.22	6.62
		50-85	18	111,956.74	254.73	13.59	26.30	4.84
		<50	1	0.00	0.00	0.00	0.00	0.00
MIXED		120+	74	461,165.99	274.82	70.79	7.72	8.46
		85-120	35	196,486.10	223.61	70.85	8.03	4.40
		50-85	24	147,648.43	101.89	46.93	13.01	6.26
		<50	1	6,893.22	0.00	42.93	(3.78)	34.08
HARDWOOD		120+	113	681,968.66	86.95	119.03	0.94	9.53
		85-120	110	635,872.32	53.53	123.19	2.15	9.28
		50-85	133	731,631.01	16.13	91.23	1.63	11.87
		<50	54	299,396.34	2.03	66.26	0.77	12.24
			295	1,614,781.82	410.05	22.70	17.96	3.19
SOUTHEAST	PINE	120+	242	1,379,414.23	245.02	12.95	39.44	1.72
		85-120	65	375,689.63	174.64	3.27	22.23	0.82
		50-85	4	24,400.85	75.84	9.16	14.40	0.89
		<50	147	847,263.22	235.36	63.72	6.90	1.67
			122	735,935.28	145.37	37.52	12.49	5.55
MIXED		120+	28	161,279.58	164.31	23.88	10.66	0.66
		85-120	1	5,475.62	41.92	(41.86)	5.77	4.34
		<50	205	1,227,296.26	121.80	148.28	3.73	2.25
HARDWOOD		120+	128	711,276.77	78.74	93.82	3.53	10.04
		85-120	100	534,776.74	26.63	77.29	4.76	5.18
		<50	12	74,536.31	3.47	66.46	(0.24)	(0.29)
		2056	11,803,589.41					

BOARD FOOT VOLUMES ARE IN INTERNATIONAL-1/4 INCH SCALE

Figure 13: 34 TAC 9.4011(i).

Table 2. How To Calculate Average Annual Growth of Pine Sawtimber Per Acre of Pine Forest, Southeast Texas

Site Class	Number of Plots *	x	Average Softwood Sawtimber Growth/Acre (Board Feet) *	=	Total Volume Per Site Class
120+	295	x	410.05	=	120,964.75
85-120	242	x	245.02	=	59,294.84
50-84	65	x	174.64	=	11,351.60
<50	4	x	75.84	=	303.36
Totals =	606				191,914.55

191,914.55/606 = 316.69 Board Feet Per Acre Per Year (International 1/4" Log Rule)

* From Table 1, Region - Southeast, Forest Type - Pine

**Table 3. Average Annual Growth of Timber on an Average Acre of Pine in Southeast Texas,
Measured in Terms of Forest Products**

Forest Type	Pine Sawtimber * International 1/4" Log Rule Board Ft/Acre/Yr	Hardwood Sawtimber ** International 1/4" Log Rule Board Ft/Acre/Yr	Pine Pulpwood ** Cubic Feet/Acre/Yr	Hardwood Pulpwood ** Cubic Feet/Acre/Yr
Pine	316.69	16.63	26.98	2.34

* From Table 2

** See Text

Table 4. Calculation of the Weighted Conversion Factors Used to Change the Volume of Sawtimber Measured in International 1/4 Inch Log Rule to Doyle Log Rule, Southeast Texas (See Text)

PINE

<u>Diameter Class</u>	<u>Volume Measured in International 1/4" Log Rule</u>	<u>Percent of Total Volume</u>	<u>Conversion Factor</u>	<u>Weighted Contribution</u>
9 - 10.9	2,654.10 / 22,166.50	0.1197	x 0.39 =	0.04668
11 - 12.9	3,422.40 / 22,166.50	0.1544	x 0.48 =	0.07411
13 - 14.9	3,680.40 / 22,166.50	0.1660	x 0.57 =	0.09462
15 - 16.9	3,888.80 / 22,166.50	0.1754	x 0.63 =	0.11050
17 - 18.9	3,117.40 / 22,166.50	0.1406	x 0.69 =	0.09701
19 - 20.9	2,033.50 / 22,166.50	0.0917	x 0.73 =	0.06694
21 - 28.9	3,031.30 / 22,166.50	0.1368	x 0.85 =	0.11628
29 +	338.60 / 22,166.50	0.0153	x 0.95 =	0.01454
	<u>22,166.50</u>	<u>0.9999</u>		<u>0.62068</u>

Weighted Conversion Factor for Pine = .62068

HARDWOOD

<u>Diameter Class</u>	<u>Volume Measured in International 1/4" Log Rule</u>	<u>Percent of Total Volume</u>	<u>Conversion Factor</u>	<u>Weighted Contribution</u>
9 - 10.9	0.00 / 8,199.60 =	0.0000	x 0.39 =	0.00000
11 - 12.9	1,217.50 / 8,199.60 =	0.1487	x 0.48 =	0.07138
13 - 14.9	1,566.10 / 8,199.60 =	0.1900	x 0.57 =	0.10830
15 - 16.9	1,341.40 / 8,199.60 =	0.1638	x 0.63 =	0.10319
17 - 18.9	1,127.60 / 8,199.60 =	0.1377	x 0.69 =	0.09501
19 - 20.9	884.20 / 8,199.60 =	0.1080	x 0.73 =	0.07884
21 - 28.9	1,658.00 / 8,199.60 =	0.2025	x 0.85 =	0.17213
29 +	404.80 / 8,199.60 =	0.0494	x 0.95 =	0.04693
	<u>8,199.60</u>	<u>1.0001</u>		<u>0.67578</u>

Weighted Conversion Factor for Hardwood = .67578

Table 5. Converting Sawtimber Volumes Measured in International 1/4" Log Rule to Doyle Log Rule and Pulpwood Cubic Foot Volumes to Cords, Southeast Texas

Product	International 1/4" *	x	Weighted Conversion Factor **	=	Board Feet	/	MBF Conversion	=	MBF (Thousands of Board Feet)
Pine Sawtimber	316.69	x	0.62068	=	196.56	/	1,000	=	0.197
Hardwood Sawtimber	16.63	x	0.67578	=	11.24	/	1,000	=	0.011

Product	Cubic Feet *	/	Cord Conversion Factor ***	=	Cords
Pine Pulpwood	26.98	/	81	=	0.33
Hardwood Pulpwood	2.34	/	80	=	0.03

* From Table 3
 ** From Table 4
 *** See Text

Figure 18: 34 TAC 9.4011(i).

Table 7. Unweighted Average Annual Stumpage Prices for a Five-Year Period, Southeast Texas

Year	Sawtimber		Pulpwood	
	Pine \$/MBF	Hardwood \$/MBF	Pine \$/Cord	Hardwood \$/Cord
1988	143.00	66.73	15.32	7.19
1989	150.75	70.21	18.53	6.51
1990	161.57	70.23	22.01	4.54
1991	172.90	45.07	21.31	6.81
1992	234.87	57.94	25.47	8.99

Figure 17: 34 TAC 9.4011(i).

Table 6. Average Annual Volume of Pine and Hardwood Sawtimber and Pine and Hardwood Pulpwood Grown on the Average Acre of Pine Forest in Southeast Texas

Forest Type	Pine		Hardwood	
	MBF*	Cords	MBF*	Cords
Pine	0.197	0.330	0.011	0.030

*MBF is the abbreviation for thousands of board feet.

**Table 8. Calculation of the Annual Average Potential Gross Income of
Timber Grown on the Average Acre of Pine Forest
in Southeast Texas for a 5-Year Period**

Year	Growth Pine Sawtimber		Growth Pine Pulp		Growth Hardwood Sawtimber		Growth Hardwood Pulp		Average Annual Potential Gross Income			
	(MBF) *	x Price **	+	x Price **	+	x Price **	+	x Price **	x	Price ** =		
1988	(.197	x 143.00	) + (	.33	x 15.32	) + (	.011	x 66.73	) + (	.03	x 7.19	) = \$34.18
1989	(.197	x 150.75	) + (	.33	x 18.53	) + (	.011	x 70.21	) + (	.03	x 6.51	) = \$36.78
1990	(.197	x 161.57	) + (	.33	x 22.01	) + (	.011	x 70.23	) + (	.03	x 4.54	) = \$40.00
1991	(.197	x 172.90	) + (	.33	x 21.31	) + (	.011	x 45.07	) + (	.03	x 6.81	) = \$41.79
1992	(.197	x 234.87	) + (	.33	x 25.47	) + (	.011	x 57.94	) + (	.03	x 8.99	) = \$55.58

* From Table 5

** From Table 7

Table 9. Calculation of the Maximum Potential Growth of the Average Acre of Pine, Southeast Texas

County / Soil Type	Number of Acres by Soil Type					All Soil Types
	165+	120-165	85-120	50-85	< 50	
Angelina	25.8	174.7	143.5	26.2		370.2
Chambers		4.3	8.6			12.9
Grimes	6.2	30.8	30.8	80.1	6.2	154.1
Hardin	23.1	138.3	201.7	74.9	11.5	449.5
Harris	17.4	40.6	110.3	98.7		267.0
Houston	29.0	141.0	143.4	62.4	5.4	381.2
Jasper	55.9	166.2	212.3	68.3	6.2	508.9
Jefferson	5.6	11.1	44.5	11.1		72.3
Leon	5.5	11.0	44.1	77.2	148.8	286.6
Liberty	69.6	101.7	74.9	123.1	16.1	385.4
Madison		13.4	20.1	53.5		87.0
Montgomery	54.8	172.8	165.9	47.4	15.8	456.7
Newton	84.3	207.3	168.6	68.5	5.3	534.0
Orange	11.0	55.2	49.7	11.0		126.9
Polk	28.9	173.3	277.3	57.8		537.3
Sabine	51.4	132.6	66.8	14.4		265.2
San Augustine	36.8	126.9	104.4	10.2		278.3
San Jacinto	22.8	96.1	114.1	43.6	6.2	282.8
Trinity	42.1	79.8	172.8	57.6		352.3
Tyler	35.1	222.1	198.7	46.7		502.6
Walker	8.5	140.7	112.6	47.9	11.3	321.0
Waller		11.9	35.6	23.8		71.3
All Counties	613.6	2,251.8	2,500.7	1,104.4	232.8	6,703.5

County / Soil Type	Potential Cu. Ft. Growth (from Boyce Study) x Number of Acres					Total
	200	163	123	85	60	
Angelina	5,160.0	28,476.1	17,650.5	2,227.0	0.0	53,513.6
Chambers	0.0	700.9	1,057.8	0.0	0.0	1,758.7
Grimes	1,240.0	5,020.4	3,788.4	6,808.5	372.0	17,229.3
Hardin	4,620.0	22,542.9	24,809.1	6,366.5	690.0	59,028.5
Harris	3,480.0	6,617.8	13,566.9	8,389.5	0.0	32,054.2
Houston	5,800.0	22,983.0	17,638.2	5,304.0	324.0	52,049.2
Jasper	11,180.0	27,090.6	26,112.9	5,805.5	372.0	70,561.0
Jefferson	1,120.0	1,809.3	5,473.5	943.5	0.0	9,346.3
Leon	1,100.0	1,793.0	5,424.3	6,562.0	8,928.0	23,807.3
Liberty	13,920.0	16,577.1	9,212.7	10,463.5	966.0	51,139.3
Madison	0.0	2,184.2	2,472.3	4,547.5	0.0	9,204.0
Montgomery	10,960.0	28,166.4	20,405.7	4,029.0	948.0	64,509.1
Newton	16,860.0	33,789.9	20,737.8	5,822.5	318.0	77,528.2
Orange	2,200.0	8,997.6	6,113.1	935.0	0.0	18,245.7
Polk	5,780.0	28,247.9	34,107.9	4,913.0	0.0	73,048.8
Sabine	10,280.0	21,613.8	8,216.4	1,224.0	0.0	41,334.2
San Augustine	7,360.0	20,684.7	12,841.2	867.0	0.0	41,752.9
San Jacinto	4,560.0	15,664.3	14,034.3	3,706.0	372.0	38,336.6
Trinity	8,420.0	13,007.4	21,254.4	4,896.0	0.0	47,577.8
Tyler	7,020.0	36,202.3	24,440.1	3,969.5	0.0	71,631.9
Walker	1,700.0	22,934.1	13,849.8	4,071.5	678.0	43,233.4
Waller	0.0	1,939.7	4,378.8	2,023.0	0.0	8,341.5
All Counties	122,760.0	367,043.4	307,586.1	93,874.0	13,968.0	905,231.5

905,231.5	=	135.0386 cu.ft. per acre per year
6,703.5		

Figure 21: 34 TAC 9.4011(f).

Table 10. Calculation of Productivity Multipliers for the Four Soil Productivity Classes For Southeast Texas

Soil Productivity Class	Maximum Average Potential Productivity in Southern United States (cubic feet)	Average Maximum Potential Growth in Southeast Texas (cubic feet)	Productivity Multiplier
I	163	135	1.21
II	123	135	.91
III	85	135	.63
IV	60	135	.44

Table 12. Average Annual Timber Production Costs Per Acre For a Hypothetical County, Southeast Texas

Year	Industrial			Yearly Average For Three Companies	
	Non-Industrial	Company X	Company Y		Company Z
1988	\$11.61	\$14.72	\$14.72	\$11.00	\$13.48
1989	\$12.41	\$14.82	\$15.01	\$12.54	\$14.12
1990	\$14.52	\$15.87	\$16.07	\$12.58	\$14.84
1991	\$13.19	\$13.38	\$15.54	\$11.25	\$13.39
1992	\$10.76	\$13.45	\$16.86	\$12.49	\$14.27

Soil Productivity Class	Acres by Ownership Class in the County			Total
	Non-Industrial	Industrial	Total	
I	20,000	78,900	98,900	
II	50,000	200,000	250,000	
III	35,600	100,000	135,600	
IV	0	0	0	
	105,600	378,900	484,500	

Table 13. Results of Multiplying Average Annual Costs by the Appropriate Cost Proration Factors for a Hypothetical County, Southeast Texas

Soil Productivity Classes - Industrial				
Year	I	II	III	IV
1988	\$13.48 x 1.20 = \$16.18	\$13.48 x 1.10 = \$14.83	\$13.48 x 1.00 = \$13.48	\$13.48 x 0.90 = \$12.13
1989	\$14.12 x 1.20 = \$16.94	\$14.12 x 1.10 = \$15.53	\$14.12 x 1.00 = \$14.12	\$14.12 x 0.90 = \$12.71
1990	\$14.84 x 1.20 = \$17.81	\$14.84 x 1.10 = \$16.32	\$14.84 x 1.00 = \$14.84	\$14.84 x 0.90 = \$13.36
1991	\$13.39 x 1.20 = \$16.07	\$13.39 x 1.10 = \$14.73	\$13.39 x 1.00 = \$13.39	\$13.39 x 0.90 = \$12.05
1992	\$14.27 x 1.20 = \$17.12	\$14.27 x 1.10 = \$15.70	\$14.27 x 1.00 = \$14.27	\$14.27 x 0.90 = \$12.84

Soil Productivity Classes - Non-Industrial				
Year	I	II	III	IV
1988	\$11.61 x 1.20 = \$13.93	\$11.61 x 1.10 = \$12.77	\$11.61 x 1.00 = \$11.61	\$11.61 x 0.90 = \$10.45
1989	\$12.41 x 1.20 = \$14.89	\$12.41 x 1.10 = \$13.65	\$12.41 x 1.00 = \$12.41	\$12.41 x 0.90 = \$11.17
1990	\$14.52 x 1.20 = \$17.42	\$14.52 x 1.10 = \$15.97	\$14.52 x 1.00 = \$14.52	\$14.52 x 0.90 = \$13.07
1991	\$13.19 x 1.20 = \$15.83	\$13.19 x 1.10 = \$14.51	\$13.19 x 1.00 = \$13.19	\$13.19 x 0.90 = \$11.87
1992	\$10.76 x 1.20 = \$12.91	\$10.76 x 1.10 = \$11.84	\$10.76 x 1.00 = \$10.76	\$10.76 x 0.90 = \$9.68

Table 14. Calculation of Average Annual Maximum Potential Net Income for Each of Four Soil Productivity Classes for a Hypothetical County, Southeast Texas

Soil Productivity Classes - Industrial				
Year	I	II	III	IV
1988	\$41.36 - 16.18 = \$25.18	\$31.10 - 14.83 = \$16.27	\$21.53 - 13.48 = \$8.05	\$15.04 - 12.13 = \$2.91
1989	\$44.50 - 16.94 = \$27.56	\$33.47 - 15.53 = \$17.94	\$23.17 - 14.12 = \$9.05	\$16.18 - 12.71 = \$3.47
1990	\$48.40 - 17.81 = \$30.59	\$36.40 - 16.32 = \$20.08	\$25.20 - 14.84 = \$10.36	\$17.60 - 13.36 = \$4.24
1991	\$50.57 - 16.07 = \$34.50	\$38.03 - 14.73 = \$23.30	\$26.33 - 13.39 = \$12.94	\$18.39 - 12.05 = \$6.34
1992	\$67.25 - 17.12 = \$50.13	\$50.58 - 15.70 = \$34.88	\$35.02 - 14.27 = \$20.75	\$24.46 - 12.84 = \$11.62
5 Year Average	\$33.59	\$22.49	\$12.23	\$5.72

Soil Productivity Classes - Non-Industrial				
Year	I	II	III	IV
1988	\$41.36 - 13.93 = \$27.43	\$31.10 - 12.77 = \$18.33	\$21.53 - 11.61 = \$9.92	\$15.04 - 10.45 = \$4.59
1989	\$44.50 - 14.89 = \$29.61	\$33.47 - 13.65 = \$19.82	\$23.17 - 12.41 = \$10.76	\$16.18 - 11.17 = \$5.01
1990	\$48.40 - 17.42 = \$30.98	\$36.40 - 15.97 = \$20.43	\$25.20 - 14.52 = \$10.68	\$17.60 - 13.07 = \$4.53
1991	\$50.57 - 15.83 = \$34.74	\$38.03 - 14.51 = \$23.52	\$26.33 - 13.19 = \$13.14	\$18.39 - 11.87 = \$6.52
1992	\$67.25 - 12.91 = \$54.34	\$50.58 - 11.84 = \$38.74	\$35.02 - 10.76 = \$24.26	\$24.46 - 9.68 = \$14.78
5 Year Average	\$35.42	\$24.17	\$13.75	\$7.09

Figure 26: 34 TAC 9.4011(i).

Table 15. Calculation of the Per Acre Productivity Value for Each of the Four Soil Productivity Classes for a Hypothetical County, Southeast Texas

Soil Productivity Class	INDUSTRIAL		NON-INDUSTRIAL		Total Net Income by Class
	Acres *	Net Income Per Acre **	Acres *	Net Income Per Acre **	
I	(78,900 *	\$33.59) +	20,000 *	\$35.42) =	\$3,358,651
II	(200,000 *	\$22.49) +	50,000 *	\$24.17) =	\$5,706,500
III	(100,000 *	\$12.23) +	35,600 *	\$13.75) =	\$1,712,500
IV	(0 *	\$5.72) +	0 *	\$7.09) =	\$0



Soil Productivity Class	Total Net Income by Class	Total Acres by Class *	Weighted Net Income Per Acre	Capitalization Rate ***	Productivity Value Per Acre
I	\$3,358,651 /	98,900 =	\$33.96 /	0.1100 =	\$308.73
II	\$5,706,500 /	250,000 =	\$22.83 /	0.1100 =	\$207.51
III	\$1,712,500 /	135,600 =	\$12.63 /	0.1100 =	\$114.81
IV	\$0 /	0 =	\$0.00 /	0.1100 =	\$0.00



Soil Productivity Class	Productivity Value Per Acre	Total Acres by Class *	Total Productivity Value
I	\$308.73 *	98,900 =	\$30,533,397
II	\$207.51 *	250,000 =	\$51,877,500
III	\$114.81 *	135,600 =	\$15,568,236
IV	\$0.00 *	0 =	\$0
			\$97,979,133

* From Table 12
 ** From Table 14
 *** See Text

Figure 1: 40 TAC 27.413(e)(1)

Item	Qualifying Score
51	5
53	4
55	3, 4, or 5
56	3, 4, or 5
59	3, 4, or 5
60	4 or 5

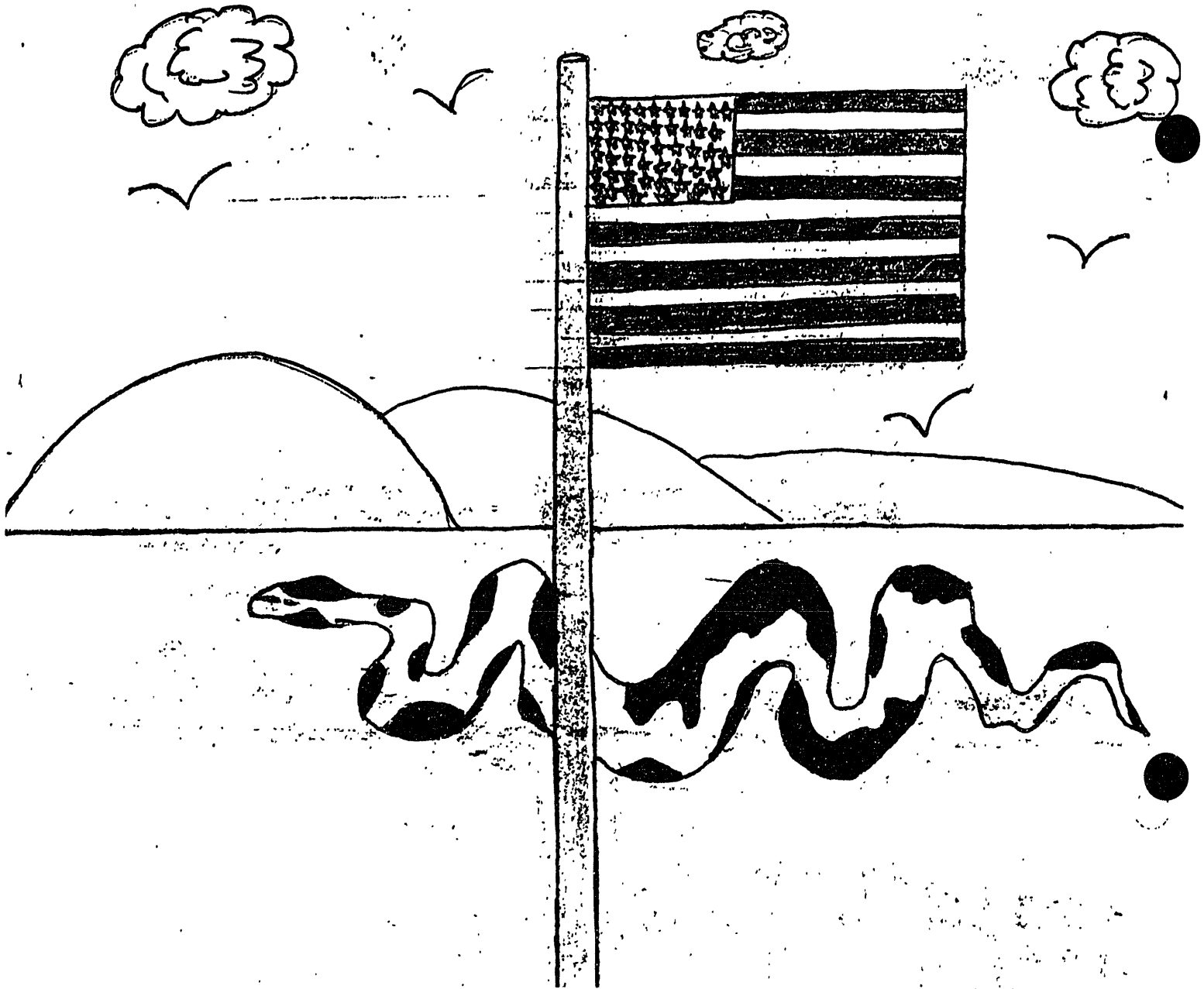
FIGURE 1: §3.1608(b)(6)

The impact of unanticipated events subsequent to the date of this opinion is beyond the scope of this opinion. The analysis of asset adequacy portion of this opinion should be viewed recognizing that the company's future experience may not follow all the assumptions used in the analysis.

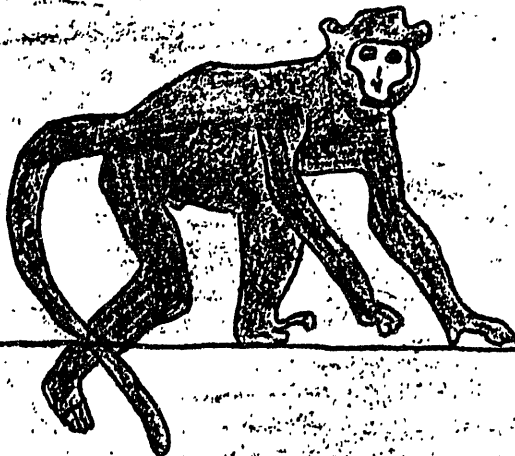
Signature of Appointed Actuary

Address of Appointed Actuary

Telephone Number of Appointed Actuary



Name: Ralph Holguin
Grade: 12
School: Harlandale High School, Harlandale ISD



OPEN MEETINGS

Agencies with statewide jurisdiction must give at least seven days notice before an impending meeting. Institutions of higher education or political subdivisions covering all or part of four or more counties (regional agencies) must post notice at least 72 hours before a scheduled meeting time. Some notices may be received too late to be published before the meeting is held, but all notices are published in the **Texas Register**.

Emergency meetings and agendas. Any of the governmental entities listed above must have notice of an emergency meeting, an emergency revision to an agenda, and the reason for such emergency posted for at least two hours before the meeting is convened. All emergency meeting notices filed by governmental agencies will be published.

Posting of open meeting notices. All notices are posted on the bulletin board at the main office of the Secretary of State in lobby of the James Earl Rudder Building, 1019 Brazos, Austin. These notices may contain a more detailed agenda than what is published in the **Texas Register**.

Meeting Accessibility. Under the Americans with Disabilities Act, an individual with a disability must have an equal opportunity for effective communication and participation in public meetings. Upon request, agencies must provide auxiliary aids and services, such as interpreters for the deaf and hearing impaired, readers, large print or braille documents. In determining type of auxiliary aid or service, agencies must give primary consideration to the individual's request. Those requesting auxiliary aids or services should notify the contact person listed on the meeting summary several days prior to the meeting by mail, telephone, or RELAY Texas (1-800-735-2989).

Texas State Affordable Housing

Thursday, February 23, 1995, 2:00 p.m.

100 East Cano, Hidalgo County Commissioners Court, 1st Floor

Edinburg

Board

AGENDA:

The Board of the Texas State Affordable Housing Corporation will meet to consider and possibly act on the following: minutes of meeting of January 13, 1995; letter of agreement between the Texas Department of Housing and Community Affairs and the Texas State Affordable Housing Corporation; approval of selection of legal counsel for El Cenizo project; adjourn.

Contact: Henry Flores, 811 Barton Springs Road, Suite 500, Austin, Texas 78704, (512) 475-3934.

Filed: February 10, 1995, 5:20 p.m.

TRD-9501795

Texas Department of Agriculture

Wednesday, March 8, 1:00 p.m.

801 Avenue Q, Holiday Inn Civic Center Lubbock

Texas Grain Sorghum Producers Board

AGENDA:

Call to order

Discussion and action: Minutes; financial reports; supplement to the budget; treasury bills and reserve funds; redistricting request; funding considerations; research proposals; GSP operating agreement amendment.

Discussion: Research updates; other business.

Adjourn

Contact: Jack Eberspacher, P.O. Box 560, Abernathy, Texas 79311-0560, (806) 298-4501.

Filed: February 10, 1995, 10:08 p.m.

TRD-9501727

Texas Commission on Alcohol and Drug Abuse

Wednesday, February 15, 1995, 1:30 p.m.

710 Brazos, Eighth Floor Conference Room

Austin

Emergency Meeting

Grants and Contracts Review Committee

AGENDA:

Call to order; approval of meeting minutes from January 23, 1995; fiscal year 1995 prevention services; fiscal year 1995 treatment services; fiscal year 1995 special projects; fiscal year 1995 Court Committed Services (CCS); unsolicited proposals; fiscal year 1995 gambling treatment; informa-

tion items; and adjourn.

Reason for emergency: To make immediate funding decisions affecting providers of substance abuse treatment throughout the state.

Contact: Pam Salinas, 710 Brazos, Suite 428, Austin, Texas 78701, (512) 867-8121.

Filed: February 9, 1995, 10:17 a.m.

TRD-9501675

Wednesday, February 15, 1995, 1:30 p.m.

710 Brazos, Fourth Floor Conference Room

Austin

Emergency Revised Agenda

Grants and Contracts Review Committee

AGENDA:

Call to order; approval of meeting minutes from January 23, 1995; new business; prevention services; treatment services; special projects; unsolicited proposals; gambling treatment; information items; and adjourn.

Reason for Emergency: To correct a previously published notice.

Contact: Pam Salinas, 710 Brazos, Suite 428, Austin, Texas 78701, (512) 867-8121.

Filed: February 9, 1995, 4:13 p.m.

TRD-9501703

Texas Alcoholic Beverage Commission

Monday, February 20, 1995, 8:30 a.m.

5806 Mesa Drive

Austin

AGENDA:

8:30 a.m.—Call to order

Convene in open meeting.

Announcement of executive session.

1. Executive session to discuss pending litigation and briefing regarding operations of the general counsel's office and §61.75 of the Alcoholic Beverage Code.

9:30 a.m.—Continue open meeting.

2. Take action, including a vote, if appropriate on topics listed for discussion under executive session.

3. Approval of minutes of November 28, 1994, meeting.

4. Recognition of TABC employees with 20 and above years of service.

5. Administrator's report.

6. Amendment 16 TAC §31.1 (Powers Delegated to the Administrator).

7. New 16 TAC §37.60 (Standard Penalty Chart).

8. Public comment.

Contact: Doyne Bailey, P.O. Box 13127, Austin, Texas 78711, (512) 206-3217.

Filed: February 10, 1995, 11:17 a.m.

TRD-9501735

Texas Cancer Council

Wednesday, March 1, 1995, 12:30 p.m.

Hobby Hilton Airport, 8181 Airport Boulevard

Houston

Strategic Planning Committee

AGENDA:

Call to order

Review and approve fiscal year 1996 application parameters for continuing projects, and new initiatives.

Status report on the Texas Cancer Data Center by its director, Dr. Lewis Foxhall; determine funding level and focus for fiscal 1996 application.

Review and approve fiscal year 1995 projects.

Other business

Adjourn

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, large print or braille, are requested to contact Debra Perkins at (512) 463-3190 five working days prior to the meeting so that appropriate arrangements can be made.

Contact: Emily F. Untermeyer, P.O. Box 12097, Austin, Texas 78711, (512) 463-3190.

Filed: February 10, 1995, 9:17 a.m.

TRD-9501711

Texas State Board of Examiners of Professional Counselors

Friday, February 17, 1995, 8:30 a.m.

Room S-402, The Exchange Building, 8407 Wall Street

Austin

Revised Agenda

Rules Committee

AGENDA:

The committee will discuss and possibly act on board policy relating to result of an administrative hearing held before the State Office of Administrative Hearings (SOAH).

Contact: Dr. Jim Zukowski, 1100 West 49th Street, Austin, Texas 78756, (512) 834-6628. For ADA assistance, call Richard Butler (512) 458-7695 or T.D.D. (512) 458-7708 at least two days prior to the meeting.

Filed: February 9, 1995, 3:12 p.m.

TRD-9501691

Saturday, February 18, 1995, 9:00 a.m.

Room N-218, The Exchange Building, 8407 Wall Street

Austin

Revised Agenda

AGENDA:

The board will discuss and possibly act on the rules committee report (board policy relating to results of an administrative hearing held before the State Office of Administrative Hearings (SOAH)).

Contact: Kathy Craft, 1100 West 49th Street, Austin, Texas 78756, (512) 834-6658. For ADA assistance, call Richard Butler (512) 458-7695 or T.D. D. (512) 458-7708 at least two days prior to the meeting.

Filed: February 9, 1995, 3:13 p.m.

TRD-9501692

Texas Education Agency

Saturday, February 18, 1995, 10:00 a.m.

Room 1-104, William B. Travis Building, 1701 North Congress Avenue

Austin

State Board of Education (SBOE)

AGENDA:

The SBOE will review candidates for the position of Commissioner of Education and identify individuals to be interviewed for the position. This discussion will be held in executive session in accordance with the Texas Government Code, §551.074, in Room 2-170 of the William B. Travis Building.

Contact: Criss Cloudt, 1701 North Congress Avenue, Austin, Texas 78701, (512) 463-9701.

Filed: February 10, 1995, 9:22 a.m.

TRD-9501712

Thursday, February 23, 1995, 10:00 a.m.

Room 1.104, William B. Travis, 17th and Congress Avenue

Austin

Public Committee on Public Education Information

AGENDA:

1. Call to order

2. Old business

Review of minutes from November meeting

Status of accounting system project

Discussion of Previous Policy Committee recommendation: district information management training

3. New business

Open forum

Agency activities: Organization of the Enterprise Information Steering Committee structure, charter and membership

Accountability system update

Improving America's Schools Act: Data collection implications

Contact: Criss Cloudt, 1701 North Congress Avenue, Austin, Texas (512) 463-9701.

Filed: February 9, 1995, 3:33 p.m.

TRD-9501694

Saturday, February 25, 1995, 9:00 a.m.

Texas PTA Headquarters, 408 West 11th Street, Board Room

Austin

Texas Environmental Education Advisory Committee Instructional Materials Review Subcommittee

AGENDA:

The Texas Environmental Education Advisory Committee Instructional Materials Review Subcommittee will review and describe submitted instructional materials for a listing in a handout to teachers.

Contact: Irene Pickhardt, 1701 North Congress Avenue, Austin, Texas, (512) 463-9566.

Filed: February 14, 1995, 9:16 a.m.

TRD-9501863

◆ ◆ ◆
Texas Employment Commission

Tuesday, February 21, 1995, 9:00 a.m.

Room 644, TEC Building, 101 East 15th Street

Austin

AGENDA:

Prior meeting notes; staff reports; internal procedures of commission appeals; consideration and action on higher level appeals in unemployment compensation cases listed on Commission Docket 8; and set date of next meeting.

Contact: C. Ed Davis, 101 East 15th Street, Austin, Texas 78778, (512) 463-2291.

Filed: February 13, 1995, 4:03 p.m.

TRD-9501842

◆ ◆ ◆
Texas Energy Coordination Council

Tuesday, February 21, 1995, 10:30 a.m.

JJ Pickle Research Campus, 10100 Burnet Road, Building 133, Room 1.202

Austin

AGENDA:

Approval of minutes

Update on building Energy institute

Update/review of Energy storage technology institute

Update on Energy legislation

Discussion of legislative recommendations

Discussion of TECC handbook

Discussion of proposed Energy recovery collaborations

Discussion of renewable Energy projects

Proposal on Energy Efficiency Standards by Dr. Walt Patterson

Proposal on the Texas Project/Alternative Fuels by Dr. Ron Matthews

Discussion of items of pertinence to TECC mission and goals

Contact: Lowry Crook, CES-R7100, 10100 Burnet Road, Austin, Texas 78758, (512) 475-6774.

Filed: February 13, 1995, 2:39 p.m.

TRD-9501832

◆ ◆ ◆
Finance Commission of Texas

Thursday, February 23, 1995, 9:00 a.m.

Finance Commission Building, 2601 North Lamar Boulevard, First Floor

Austin

AGENDA:

1. Call the meeting together, Finance Commission matters: discussion of and possible vote on the hiring of a Consumer Credit Commissioner.

2. Executive session, discussion of the hiring of a Consumer Credit Commissioner, and adjourn.

Contact: Everette D. Jobe, 2601 North Lamar Boulevard, Austin, Texas 78705, (512) 475-1300.

Filed: February 9, 1995, 4:12 p.m.

TRD-9501701

◆ ◆ ◆
Texas Commission on Fire Protection

Thursday, February 23, 1995, 3:00 p.m.

211 East Pleasant Run Road

DeSoto

Fire Alarm Advisory Council

AGENDA:

I. Discussion and possible action regarding the need for amendments to 37 TAC Chapter 520, relating to approval of testing laboratories which approve extinguisher, alarm, and sprinkler equipment, as they relate to 37 TAC Chapter 531, concerning fire alarm systems.

II. Discussion and possible action regarding proposed rule amendments, new sections, or repeals to 37 TAC Chapter 531, concerning fire sprinkler systems.

III. New matters from the public, not included in preceding agenda items which may be discussed in future meeting dates.

IV. General discussion regarding fire alarm statute and rules.

V. Discussion and possible action on future meeting dates.

Contact: Carol Menchu, 12675 North Research, Austin, Texas 78759, (512) 918-7100.

Filed: February 14, 1995, 8:56 a.m.

TRD-9501857

Thursday, February 23, 1995, 3:00 p.m.

211 East Pleasant Run Road

DeSoto

Fire Extinguisher Advisory Council

AGENDA:

I. Discussion and possible action regarding the need for amendments to 37 TAC Chapter 520, relating to approval of testing laboratories which approve extinguisher, alarm, and sprinkler equipment as they related to 37 TAC Chapter 521, concerning fire extinguisher systems.

II. Discussion and possible action regarding proposed rule amendments, new sections, or repeals to 37 TAC Chapter 521, concerning fire sprinkler systems.

III. New matters from the public, not included in preceding agenda items which may be discussed in future meeting dates.

IV. Discussion and possible action on future meeting dates.

Contact: Carol Menchu, 12675 North Research, Austin, Texas 78759, (512) 918-7100.

Filed: February 14, 1995, 8:56 a.m.

TRD-9501856

Friday, February 24, 1995, 9:00 a.m.

12675 North Research

Austin

Fire Protection (Sprinkler) Advisory Council

AGENDA:

I. Discussion and possible action regarding the need for amendments to 37 TAC Chapter 520, relating to approval of testing laboratories which approve extinguisher, alarm, and sprinkler equipment as they related to 37 TAC Chapter 531, concerning fire extinguisher systems.

II. Discussion and possible action regarding proposed rule amendments, new sections, or repeals to 37 TAC Chapter 531, concerning fire sprinkler systems.

III. New matters from the public, not included in preceding agenda items which may be discussed in future meeting dates.

IV. Discussion and possible action on future meeting dates.

Contact: Carol Menchu, 12675 North Research, Austin, Texas 78759, (512) 918-7100.

Filed: February 14, 1995, 8:56 a.m.

TRD-9501858

General Land Office

Tuesday, February 21, 1995, 10:00 a.m.

Stephen F. Austin Building, Room 831, 1700 North Congress Avenue

Austin

School Land Board

AGENDA:

Approval of previous board meeting minutes; pooling applications, Morgan Field (Lower Morrow), Lipscomb County; Millard, North (Soma) Field, Crockett and Pecos counties; Tiger Bend Field, Lavaca County; Conn Brown Harbor Field, Nueces County; coastal public lands, lease applications and amendments, Sabine Lake, Jefferson County; Laguna Madre, Kleberg County; easement applications and renewals, Alligator Slough, Brazoria County; Copano Bay, Aransas County; Caney Creek, Matagorda County; West Bay, Galveston County; structure (cabin) permit renewals, amendments, terminations and requests, Chocolate Bay, Brazoria County; Laguna Madre, Kleberg County; Guyton Cut, Brazoria County; Laguna Madre, Kleberg County; Corpus Christi Bay, Nueces County; Espiritu Santo Bay, Calhoun County; Laguna Madre, Kleberg County; commercial lease applications, Arroyo Colorado, Cameron County; Taylor Bayou, Jefferson County; commercial lease renewals, San Bernard River, Brazoria County; Keller Bay, Calhoun County; Neches River, Jefferson County; Old Brazos River, Brazoria County; Clear Lake, Harris County; Double Bayou, Chambers County; Sabine Lake, Orange County; commercial lease amendment, Jarboe Bayou, Galveston County; commercial lease applications, Kennedy Causeway, Nueces County; briefing on cabin management plan; consideration of ratification of agreed final judgment and settlement agreement in Cause Number 438,554 *State of Texas v. Nationsbank of Texas N.A. as Independent Executor of estate of Grace Cantey, Deceased et al*; executive session—pending and proposed litigation.

Contact: Linda K. Fisher, Stephen F. Austin Building, Room 836, 1700 North Congress Avenue, Austin, Texas 78701, (512) 463-5016.

Filed: February 13, 1995, 3:48 p.m.

TRD-9501841

Texas Department of Health

Friday, February 17, 1995, 1:00 p.m.

Room M-739, Texas Department of Health, 1100 West 49th Street

Austin

Texas Board of Health

AGENDA:

The board will meet to discuss the approval of the minutes from the January 13, 1995 meeting, and discuss and possibly act on: commissioner's report; Resolution in Memoriam—The Honorable John F. Traeger; presentation on Texas Radiation Advisory Board report and recommendations; proposed rules (Scientific Advisory Committee on Birth Defects in Texas; determination of Medicaid and medically needy program eligibility prior to receiving benefits under the Chronically Ill and Disabled Children's Services Program; Texas Regulation for Control of Radiation (TRCR) rule concerning inspector training; TRCR rule concerning notification of incidents and physician training; care plans and competency of providers for home and community support services agencies; and licensure and regulation of licensed fitters and dispensers of hearing instruments); proposed repeal and new rules (warning signs for the sale or provision of tobacco products to a minor; licensure of medically physicists; certification of medical radiologic technologists; and licensing general and special hospitals under Health and Safety Code, Chapter 241); final adoption of rules (establishing criteria and instructions for the issuance of certified copies of vital records; HIV/STD Medication Program to expand the formulary to include Ganciclovir, Megestrol Acetate and Azithromycin; Community Oriented Primary Care Advisory Committee; Indigent Health Care Advisory Committee; Respiratory Care Practitioners Advisory Committee; Medical Radiologic Technologist Advisory Committee; Home and Community Support Services Advisory Committee and the Texas Department of Health/Board of Nurse Examiners Memorandum of Understanding Advisory Committee; and transportation of dead animals and meat and poultry inspection); adoption under federal mandate of fiscal year 1995 State Plan of operation for the Women, Infants, and Children's Program; recommendation to the State Medicaid Director to adopt rules concerning Medicaid policies governing ambulance services for clients and providers; committee reports (strategic management; health financing; health and clinical services; human resources; and regulatory); announcements and comments not requiring board action; and meeting date for March 1995.

Contact: Kris Lloyd, 1100 West 49th Street, Austin, Texas 78756, (512)

458-7484. For ADA assistance, call Richard Butler (512) 458-7695 or T.D. D. (512) 458-7708 at least two days prior to the meeting.

Filed: February 9, 1995, 3:13 p.m.

TRD-9501693

Health and Human Services Commission

Tuesday, February 21, 1995, 1:30 p.m.

1100 West 49th Street, Tower Building, Room T-607

Austin

Hospital Payment Advisory Subcommittee

AGENDA:

Opening comments; State Medicaid Director's comments; approval of minutes; selective contracting update, Medicaid disproportionate share update on conditions of participation; change in trauma condition of participation (ACTION); OBRA 1993 changes to Medicaid disproportionate share (ACTION); open discussion; next meeting/adjournment.

Contact: Geri Willems, 4807 Spicewood Springs Road, Building 4, Austin, Texas 78758, (512) 502-3256.

Filed: February 13, 1995, 3:25 p.m.

TRD-9501839

Texas Historical Commission

Saturday, February 25, 1995, 9:00 a.m.

Stephen F. Austin Building, Room 118, 1700 North Congress Avenue

Austin

State Board of Review

AGENDA:

I. Announcements

II. Discussion of bylaws

III. Approval of minutes from previous meeting

IV. Review of nominations to the National Register

Contact: Marlene Casarez, P.O. Box 12276, Austin, Texas 78711, (512) 463-6094.

Filed: February 10, 1995, 10:09

TRD-9501728

Texas Department of Housing and Community Affairs

Tuesday, February 21, 1995, 3:00 p.m.

1701 North Congress Avenue, Room 1.100,
William B. Travis Building

Austin

Low Income Housing Tax Credit Committee

AGENDA:

The Low Income Housing Tax Credit Committee will meet to consider and possibly act on the following: Recommendation for the adoption of the final order amending the tax credit rules and 1995A Qualified Allocation Plan which allows the Department to allocate up to 45% of the State's 1995 per capita credits to 1994 applicants. Adjourn.

Contact: Henry Flores, 811 Barton Springs Road, Suite 500, Austin, Texas 78704, (512) 475-3934.

Filed: February 10, 1995, 4:32 p.m.

TRD-9501792

Tuesday, February 21, 1995, 5:00 p.m.

1701 North Congress Avenue, Room 1.100,
William B. Travis Building

Austin

Programs Committee

AGENDA:

The Programs Committee will meet to consider and possibly act on the following: GNMA and FNMA applications; HOME Program awards-Funding Recommendations Fiscal Year 1993 Program, Funding Recommendations Fiscal Year 1994 Program, Contract Amendments Fiscal Year 1992 Program, Border Housing Initiative Fund NOFA; selection of non-profits/public agencies for the acquisition of RTC/HUD multi-family properties; recommendation to amend Program 47 to be approved for low and very low income; authorization of \$200,000 for capacity building according to priorities set in state low income housing plan; approval of Sparks Community Project; report item on Section 8 Program Community Action Demonstration; adjourn.

Contact: Henry Flores, 811 Barton Springs Road, Suite 500, Austin, Texas 78704, (512) 475-3934.

Filed: February 13, 1995, 1:30 p.m.

TRD-9501829

Thursday-Friday, February 23-24, 1995, 9:30 a.m.

100 East Cano, Hidalgo County Commissioners Court, First Floor

Hidalgo

Board Meeting

AGENDA:

The Board of the Texas Department of Housing and Community Affairs will meet to consider and possibly act on the following: minutes of meetings of December 4, 1994 and January 13, 1995; election of officers and appointments of members to board committees; GNMA and FNMA applications; resolution amending Program 47 to be approved for low/very low income borrowers; authorization of \$200,000 for capacity building according to priorities set in state low income housing plan; letter of agreement between department and Texas State Affordable Housing Corporation; recommendation for adoption of final order amending Tax Credit rules and 1995A qualified allocation plan which allows the department to allocate up to 45% of state's per capita credits to 1994 applicants; HOME Program awards-Funding Recommendations Fiscal Year 1993 Program and Fiscal Year 1994 Program, Contract Amendments Fiscal Year 1992 Program, Border Housing Initiative Fund NOFA; selection of non-profits/public agencies for the acquisition of RTC/HUD multi-family properties; resolution on signature authority on letters of instructions/other documents approved at January 13, 1995 board meeting; Sparks Community Project; executive director report on contract for deed, homeless survey, community development block grant proposed final statement; Las Americas, Houston, Texas HUD Property, other items. Tour of projects in Hidalgo County on February 24, 1995; adjourn.

Contact: Henry Flores, 811 Barton Springs Road, Suite 500, Austin, Texas 78704, (512) 475-3934.

Filed: February 13, 1995, 1:30 p.m.

TRD-9501830

Texas Juvenile Probation Commission/Department of Protective and Regulatory Services

Thursday, February 23, 1995, 10:00 a.m.

2015 South IH-35

Austin

Subcommittee Meeting

AGENDA:

Call to order; introduction of committee members; overview of TJPC, DPRS, and an article for reducing youth violence; staff work group report; LAR for DPRS and TJPC; specific topics for discussion; schedule next meeting; public comments; and adjourn.

Contact: Vicki Wright, P.O. Box 13547,
Austin, Texas 78741, (512) 443-2001.

Filed: February 10, 1995, 10:22 a.m.

TRD-9501730

Texas Natural Resource Conservation Commission

Thursday, February 16, 1995, 10:00 a.m.

12118 North IH-35, Park 35 Complex,
Building A, Room 202

Austin

Petroleum Storage Task Advisory Committee

AGENDA:

Call to order.

Approval of previous meeting minutes.

Discussion of TNRCC Subchapter M, PST Reimbursement Cost Guidelines.

Discussion of strategy to privatize PST pollution liability insurance.

Discussion of items tabled from previous meeting.

Schedule future meetings.

Contact: Dwight C. Russell, 7801 North Lamar Boulevard, Suite D-77, Austin, Texas 78752, (512) 452-8834.

Filed: February 9, 1995, 2:36 p.m.

TRD-9501686

Wednesday, February 22, 1995, 9:30 a.m.

12118 North Interstate 35, Building E,
Room 201S

Austin

AGENDA:

The commission will consider approving the following matters: amendment to Class I underground injection well; district matters; water utility matter; settled hearings; municipal waste discharge enforcement; industrial hazardous waste enforcement; wastewater operator certificate enforcement; public water supply enforcement; agency enforcement report; municipal solid waste advisory council; motion for rehearing; rules; executive session; in addition, the commission will consider items previously posted for open meeting and at such meeting verbally postponed or continued to this date. With regard to any item, the commission may take various actions, including but not limited to rescheduling an item in its entirety or for particular action at a future date or time.

(Registration begins at 8:45 a.m. until 9:30 a.m.)

Contact: Doug Kitts, 12100 Park 35 Circle,
Austin, Texas 78753, (512) 239-3317.

Filed: February 13, 1995, 1:29 p.m.

TRD-9501827

Thursday-Friday, February 23-24, 1995, 8:30 a.m., 9:00 a.m. respectively.

12015 Park 35 Circle, Building E, Room 201S

Austin

Municipal Solid Waste Management and Resource Recovery Advisory Council

AGENDA:

The Municipal Solid Waste Management and Resource Recovery Advisory Council will hold its next meeting on February 23 and 24, 1994, at the Texas Natural Resource Conservation Commission's complex, located at 12015 Park 35 Circle, Building E, Room 201S.

On Thursday, February 23rd, the Advisory Council will hold the following committee meetings:

8:30 a.m.-10:30 a.m. Border Affairs Committee

10:45 a.m.-12:00 Waste Minimization/Recycling/Composting Committee

10:45 a.m.-12:00 Education Committee (Room 254S, located next door)

10:45 a.m.-2:45 p.m. Conference Planning Committee

3:00 p.m.-5:00 p.m. Regulatory Oversight Committee

On Friday, February 24th, the meeting will begin at 9:00 a.m. with opening remarks from Council President Judge Bob Davenport; approve minutes of previous meetings; hear a presentation by Dan Pearson, TNRCC Executive Director; legislative update by David Duncan, TNRCC, Municipal Solid Waste Division report; report by Patti Everitt, Office of Pollution Prevention and Recycling; report by Dan Eden, Waste Planning and Assessment; public comments; and committee reports.

Contact: Gary W. Trim, 12015 Park 35 Circle, Building E, Room 201S, Austin, Texas 78711-3087, (512) 239-6708.

Filed: February 14, 1995, 9:55 a.m.

TRD-9501865



Thursday, February 23, 1995, 10:00 a.m.

Building F, Room 31034, 12015 Park 35 Circle

Austin

AGENDA:

Notice of public hearing on assessment of administrative penalties and requiring certain actions of Jack H. Kempenaar doing business as Still Meadow Dairy, TNRCC

Docket Number 95-0263-AGR-E.

Contact: Bill Zukauckas, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-4100.

Filed: February 9, 1995, 3:12 p.m.

TRD-9501690

Monday, February 27, 1995, 10:00 a.m.

Building F, Room 31034, 12015 Park 35 Circle

Austin

AGENDA:

Notice of public hearing on a request for reimbursement from the petroleum storage tank remediation fund by B. K. Lim, TNRCC Docket Number 94-0763-PST.

Contact: Bill Zukauckas, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-4100.

Filed: February 9, 1995, 3:33 p.m.

TRD-9501695



State Pension Review Board

Tuesday, February 21, 1995, 9:00 a.m.

300 West 15th, Room 406, Clements Building

Austin

Derivative Study Committee

AGENDA:

1. Introduction of members
2. Discussion of committee charge
3. Review of available information
4. Plan of action and committee schedule

Contact: Lynda Baker, P.O. Box 13498, Austin, Texas 78711, (512) 463-1736.

Filed: February 13, 1995, 8:52 a.m.

TRD-9501799



Texas Board of Physical Therapy Examiners

Friday, February 24, 1995, 9:00 a.m.

3001 South Lamar Boulevard, Suite 101

Austin

Investigation Committee

AGENDA:

- I. Call to order
- II. Discussion and possible action on Case Numbers: 93130, 94015, 94171, 95009, 95011, 95012, 95018, 95030, 95034, 95047
- III. Discussion and possible action on felony applicants
- IV. Discussion of procedures involving coordinator involvement in investigations

V. Adjourn

Contact: Gerard Swain, 3001 South Lamar Boulevard, Suite 101, Austin, Texas 78704, (512) 443-8202.

Filed: February 13, 1995, 1:30 p.m.

TRD-9501828



Texas Department of Protective and Regulatory Services

Friday, February 24, 1995, 10:00 a.m.

701 West 51st Street, Fifth Floor, West Tower, Conference Room 5W

Austin

Strategic Directions Advisory Committee

AGENDA:

According to the complete agenda, the Strategic Directions Advisory Committee will make introductions; elect officers; hear update on LAR; discuss goals for the committee; and adjourn.

Contact: Lucy Todd, P.O. Box 149030, Mail Code Y-962, Austin, Texas 78714-9030, (512) 719-6128.

Filed: February 13, 1995, 11:12 a.m.

TRD-9501814



Public Utility Commission of Texas

Tuesday, February 21, 1995, 10:00 a.m.

7800 Shoal Creek Boulevard

Austin

Hearings Division

AGENDA:

A joint prehearing conference will be held at the above date and time in Docket Numbers 13814 and 13815:

Docket Number 13814-application of Sugar Land Telephone Company to revise tariff Section 5, Table of Contents, Sheet Numbers 1-4.

Docket Number 18815-Application of Sugar Land Telephone Company to revise tariff Section 8, Sheet Number 2.

Contact: John M. Renfrow, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: February 10, 1995, 10:08 a.m.

TRD-9501725

Thursday, February 23, 1995, 10:00 a.m.

7800 Shoal Creek Boulevard

Austin

Hearings Division

AGENDA:

A prehearing conference is scheduled for the above date and time in Docket Number 13126: inquiry of the General Counsel into the operation and management of the South Texas Nuclear Project.

Contact: John M. Renfrow, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: February 10, 1995, 9:03 a.m.

TRD-9501709

Monday, February 27, 1995, 10:00 a.m.

7800 Shoal Creek Boulevard

Austin

Hearings Division

AGENDA:

A prehearing conference will be held at the above date and time in Docket Number 7952-complaint of Metro-Link Telecom, Inc. against Southwestern Bell Telephone Company.

Contact: John M. Renfrow, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: February 9, 1995, 1:23 p.m.

TRD-9501682

Wednesday, March 1, 1995, 9:00 a.m.

7800 Shoal Creek Boulevard

Austin

Hearings Division

AGENDA:

A prehearing conference is scheduled for the above date and time in Docket Number 13910: application of Kaufman County Electric Cooperative, Inc. for authority to change rates.

Contact: John M. Renfrow, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: February 13, 1995, 3:02 p.m.

TRD-9501835

◆ ◆ ◆
Council on Sex Offender Treatment

Friday, February 17, 1995, 11:00 a.m.

Texas Youth Commission, Brown Heatly Building, 4900 North Lamar Boulevard, Room 2291

Austin

AGENDA:

I. Convene, Dr. Collier Cole, chairperson.

II. Adoption of the minutes.

III. Final report from the Clinical Polygraph Committee.

IV. Presentation from the Polygraph Examiners Board.

V. Discussion and possible action on sex offender polygraph examiner legislation and the Texas Association of Polygraph Examiners.

VI. Discussion and possible action on sex offender legislation proposals introduced.

VII. Report from the Clinical Issues Committee.

VIII. Adjourn.

Contact: Al Montes, P.O. Box 12546, Austin, Texas 78711, (512) 463-2323.

Filed: February 9, 1995, 10:17 a.m.

TRD-9501676

◆ ◆ ◆
Teacher Retirement System of Texas

Friday, February 17, 1995, 9:00 a.m.

1000 Red River Street, Fifth Floor Board Room

Austin

Board of Trustees

AGENDA:

Roll call of Board members; public comments; approval of minutes of January 20, 1995, meeting; consideration of designation of interim executive director; report of Budget Committee; consideration of mission statement of Board of Trustees; consideration of resolution relating to dissolution of corporations when assets are sold; consideration of signature authorization to approval and sign vouchers; consideration of signature authorization to approve benefit settlements; consideration of proposed changes to approved common stock list; report of executive director; and comments by Board members.

Contact: Mary Godzik, 1000 Red River, Austin, Texas 78701-2698, (512) 397-6400.

Filed: February 9, 1995, 4:32 p.m.

TRD-9501708

Friday, February 17, 1995, 11:00 a.m.

1000 Red River Street, Room 514E

Austin

Board of Trustees Budget Committee

AGENDA:

Consideration of procedures for development of 1995-1996 operating budget.

Contact: Mary Godzik, 1000 Red River, Austin, Texas 78701-2698, (512) 397-6400.

Filed: February 9, 1995, 4:32 p.m.

TRD-9501707

Friday, February 17, 1995, 11:00 a.m.

1000 Red River Street, Room 514E

Austin

Board of Trustees Real Estate Committee

AGENDA:

Approval of minutes of January 20, 1995, meeting; consideration of the proposed sale of Eight Penn Center; and update on risk rated mortgages.

Contact: Mary Godzik, 1000 Red River, Austin, Texas 78701-2698, (512) 397-6400.

Filed: February 9, 1995, 4:32 p.m.

TRD-9501706

Friday, February 17, 1995, Noon.

1000 Red River Street, Room 514E

Austin

Board of Trustees Search Committee

AGENDA:

Approval of minutes of February 8, 1995, meeting and update and review of request for the proposal for search firm to identify candidates for executive director position.

Contact: Mary Godzik, 1000 Red River, Austin, Texas 78701-2698, (512) 397-6400.

Filed: February 9, 1995, 4:32 p.m.

TRD-9501705

◆ ◆ ◆
University of Houston System

Thursday, February 16, 1995, 8:00 a.m.

Shamrock Room, Conrad Hilton College Building, 4800 Calhoun, University of Houston

Houston

Board of Regents

AGENDA:

To discuss and/or approve the following: minutes; executive session; open forum; Public Broadcasting Building; student recruitment and retention; appreciation and memorial resolutions; appointment to Art Committee; various reports; organizational review; distinguished professorship; Teacher Education Program; Pay Equity Program; equity-merit adjustments; Association for Community Television Agreement; personnel recommendations; request to close streets; engagement of an investment manager; endowment assessment for fund raising; amendment to contract with investment manager; easement for sewer

main; award of contract for central plant expansion; schematic design for Academic/Student Service Building; campus development plan; contract with the Wyatt; amendment to Barns and Noble contract; purchase order with CD Plus; printing contracts; consolidated revenue bonds; tuition and fee changes; consultant contracts; amendment to banking resolution; closure of bank accounts; State Comptroller's resolution; selection of external reviewer; Strategic Plan for 1995-1999; new human resource/payroll system; audited financial statement for KUHT-TV and KUHF-FM; and consent docket.

Contact: Peggy Cervenka, 1600 Smith, Suite 3400, Houston, Texas 77002, (713) 754-7440.

Filed: February 9, 1995, 3:59 p.m.

TRD-9501699

Thursday, February 16, 1995, 8:00 a.m.

Waldorf Astoria Room, Conrad Hilton College Building, 4800 Calhoun, University of Houston

Houston

Revised Agenda

Board of Regents

AGENDA:

To discuss and/or approve the following: Minutes; executive session; open forum; Public Broadcasting Building; student recruitment and retention; appreciation and memorial resolutions; appointment to Art Committee; various reports; organizational review; distinguished professorship; Teacher Education Program; Pay Equity Program; equity-merit adjustments; Association for Community Television Agreement; personnel recommendations; request to close streets; engagement of an investment manager; endowment assessment for fund raising; amendment to contract with investment manager; easement for sewer main; award of contract for central plant expansion; schematic design for Academic/Student Service Building; campus development plan; contract with the Wyatt; amendment to Barns and Noble contract; purchase order with CD Plus; printing contracts; consolidated revenue bonds; tuition and fee changes; consultant contracts; amendment to banking resolution; closure of bank accounts; State Comptroller's resolution; selection of external reviewer; Strategic Plan for 1995-1999; new human resource/payroll system; audited financial statement for KUHT-TV and KUHF-FM; and consent docket.

Contact: Peggy Cervenka, 1600 Smith, Suite 3400, Houston, Texas 77002, (713) 754-7440.

Filed: February 10, 1995, 10:08 a.m.

TRD-9501726

Monday, February 20, 1995, 2:00 p.m.

SRII Building, Room 201, University of Houston, 4800 Calhoun Boulevard

Houston

Animal Care Committee

AGENDA:

To discuss and/or act upon the following:

Approval of January minutes

Renewal protocols

New protocol forms

AAALAC site visit

Meeting for March

Contact: Rosemary Grimmet, 4800 Calhoun Boulevard, Houston, Texas 77204, (713) 743-9222.

Filed: February 13, 1995, 1:29 p.m.

TRD-9501826

University Interscholastic League

Tuesday, February 14, 1995, 8:30 a.m.

Sheraton Hotel, IH-35 at Fifth Street

Austin

Emergency Meeting

State Executive Committee

AGENDA:

AA. Appeal of decision of District 21 AAAAA executive committee ruling an Aldine High School student ineligible and causing Aldine High School to forfeit district basketball games.

Reason for Emergency: Appeal just received. District certification deadline is February 18. Whether Aldine High School has to forfeit games will alter outcome of district representatives.

Contact: C. Ray Daniel, 3001 Lake Austin Boulevard, Austin, Texas 78713, (512) 471-5883.

Filed: February 13, 1995, 3:16 p.m.

TRD-9501838

Tuesday, February 14, 1995, 9:00 a.m.

Thompson Conference Center, 26th and Red River

Austin

AGENDA:

AA. Request for retroactive waiver of Temiki Marquis Murray, representing Austin Reagan High School, of the Parent Residence Rule.

Contact: Sam Harper, 23001 Lake Austin

Boulevard, Austin, Texas 78713, (512) 471-5883.

Filed: February 10, 1995, 2:42 p.m.

TRD-9501753

University of Texas Health Science Center at San Antonio

Wednesday, February 22, 1995, 3:00 p.m.

7703 Floyd Curl Drive, Room 422A

San Antonio

Institutional Animal Care and Use Committee

AGENDA:

1. Approval of minutes

2. Protocols for review

3. Subcommittee reports/semi-annual review of programs

4. Other business

Contact: Molly Greene, 7703 Floyd Curl Drive, San Antonio, Texas 78284-7822, (210) 567-3717.

Filed: February 13, 1995, 3:03 p.m.

TRD-9501837

Regional Meetings

Meetings Filed February 9, 1995

The Blanco County Appraisal District 1995 Board of Directors met at Avenue G and Seventh Street, Johnson City, February 14, 1995, at 5:00 p.m. Information may be obtained from Hollis Boatright, P.O. Box 338, Johnson City, Texas 78636, (210) 868-4013. TRD-9501678.

The Cass County Appraisal District Board of Directors met at 502 North Main Street, Linden, February 14, 1995, 7:00 p.m. Information may be obtained from Janelle Clements, P.O. Box 1150, Linden, Texas 75563, (903) 756-7545. TRD-9501700.

The Central Texas Council of Governments Criminal Justice Advisory Board met at the Courtyard Square, Lampasas, February 15, 1995, at 9:00 a.m. Information may be obtained from A. C. Johnson, P.O. Box 729, Belton, Texas 76513, (817) 939-1801. TRD-9501702.

The Grayson Appraisal District Board of Directors will meet at 205 North Travis, Sherman, February 22, 1995, at Noon. Information may be obtained from Angie Keeton, 205 North Travis, Sherman, Texas 75090, (903) 893-9673. TRD-9501687.

The Harris County Appraisal District Board of Directors met at 2800 North Loop West, Eighth Floor, Houston, February 15, 1995, at 9:30 a.m. Information may be obtained from Margie Hilliard, P.O. Box 920975, Houston, Texas 77292, (713) 957-5291. TRD-9501679.

The Houston-Galveston Area Council Transportation Department will meet at 3555 Timmons Lane, Houston, February 28, 1995, at 6:30 p.m. Information may be obtained from Kathy H. Lang, 3555 Timmons Lane, Suite 500, Houston, Texas 77227, (713) 993-4501.

The Lampasas County Appraisal District Board of Directors met at 109 East Fifth Street, Lampasas, February 16, 1995, at 7:00 p.m. Information may be obtained from Tommy L. Watson, P.O. Box 175, Lampasas, Texas 76550, (512) 556-8058. TRD-9501677.

The Lometa Rural Water Supply Corporation Board of Directors met at 506 West Main Street, Lometa, February 16, 1995, at 7:00 p.m. Information may be obtained from Levi G. Cash or Tina L. Hodge, P.O. Box 158, Lometa, Texas 76853, (512) 752-3505. TRD-9501681.

The Lower Colorado River Authority Planning and Public Policy Committee met at 3701 Lake Austin Boulevard, Hancock Building, Board Conference Room, Austin, February 14, 1995, at 10:00 a.m. Information may be obtained from Glen E. Taylor, P.O. Box 220, Austin, Texas 78767, (512) 473-3287. TRD-9501698.

The Lower Colorado River Authority Board of Trustees met at 3701 Lake Austin Boulevard, Hancock Building, Board, Austin, February 14, at 1:00 p.m. Information may be obtained from Glen E. Taylor, P.O. Box 220, Austin, Texas 78767, (512) 473-4043. TRD-9501697.

The Lower Colorado River Authority Board of Trustees Investment Subcommittee will meet at 3701 Lake Austin Boulevard, Hancock Building, Board Room, Austin, February 14, 1995, at 1:00 p.m. Information may be obtained from Glen E. Taylor, P.O. Box 220, Austin, Texas 78767, (512) 473-4043. TRD-9501696.

The Texas Municipal Power Agency (TMPA) Board of Directors (Workshop) met at the Greenville Electric Utility System Offices, 6000 Joe Ramsey, Highway 69 South, Greenville, February 13, 1995, at 10:00 a.m. Information may be obtained from Carl Shahady, P.O. Box 7000, Bryan, Texas 77805, (409) 873-2013. TRD-9501689.

The Sharon Water Supply Corporation Board of Directors met at the Office of Sharon Water Supply Corporation, Route 5, Box 50361, Winnsboro, February 13, 1995,

at 7:00 p.m. Information may be obtained from Gerald Brewer, Route 5, Box 50361, Winnsboro, Texas 75494, (903) 342-3525. TRD-9501685.

The Tarrant Appraisal District (Revised Agenda.) Tarrant Appraisal Review Board will meet at 2329 Gravel Road, Fort Worth, February 20-23, 1995, at 8:00 a.m. Information may be obtained from Linda G. Smith, 2329 Gravel Road, Fort Worth, Texas 76118-6984, (817) 284-8884. TRD-9501683.

◆ ◆ ◆ Meetings Filed February 10, 1995

The Austin-Travis County MHRM Center Planning and Operations Committee will meet at 1430 Collier Street, Board Room, Austin, February 17, 1995, at Noon. Information may be obtained from Sharon Taylor, 1430 Collier Street, Austin, Texas 78704, (512) 447-4141. TRD-9501787.

The Bastrop Central Appraisal District Board of Directors met at 1200 Cedar Street, Bastrop, February 16, 1995, at 7:30 p.m. Information may be obtained from Dana Ripley, 1200 Cedar Street, Bastrop, Texas 78602, (512) 321-3925. TRD-9501756.

The Blanco County Appraisal District 1995 Board of Directors met at Avenue G and Seventh Street, Johnson City, February 14, 1995, at 5:00 p.m. Information may be obtained from Hollis Boatright, P.O. Box 338, Johnson City, Texas 78636, (210) 868-4013. TRD-9501743.

The Brazos Valley Development Council Executive Committee met in the BVDC Conference Room, 1706 East 29th Street, Bryan, February 15, 1995, at 1:30 p.m. Information may be obtained from Tom Wilkinson, Jr., P.O. Drawer 4128, Bryan, Texas 77805-4128, (409) 775-4244. TRD-9501750.

The Burnet County Appraisal District Board of Directors met at 223 South Pierce Street, Burnet, February 16, 1995, at Noon. Information may be obtained from Barbara Ratliff, P.O. Drawer E, Burnet, Texas 78611, (512) 756-8291. TRD-9501734.

The Dallas Area Rapid Transit Committee-of-the-Whole met in Conference Room C, 1401 Pacific Avenue, Dallas, February 14, 1995, at 1:00 p.m. Information may be obtained from Vanessa A. Knight, P.O. Box 660163, Dallas, Texas 75266-0163. TRD-9501740.

The Dallas Area Rapid Transit Board met in the Board Room, First Floor, 1401 Pacific, Dallas, February 14, 1995, at 6:30 p.m. Information may be obtained from Vanessa A. Knight, P.O. Box 660163, Dallas, Texas 75266-0163, (214) 749-3371. TRD-9501741.

The Dewitt County Appraisal District Board of Directors will meet at 103 Bailey Street, Cuero, February 21, 1995, at 7:30 p.m. Information may be obtained from Kay Rath, P.O. Box 4, Cuero, Texas 77954, (512) 275-5753. TRD-9501729.

The East Texas Council of Governments Private Industry Council will meet at the ETCOG Office, 3800 Stone Road, Kilgore, February 26, 1995, at 9:30 a.m. Information may be obtained from Glynn Knight, 3800 Stone Road, Kilgore, Texas 75662, (903) 984-8641. TRD-9501737.

The Education Service Center, Region I Region I ESC Board met at 1900 West Schunior, Edinburg, February 14, 1995, at 7:00 p.m. Information may be obtained from Dr. Roberto Zamora, 1900 West Schunior, Edinburg, Texas (210) 383-5611. TRD-9501739.

The Education Service Center, Region I Region I ESC Board met at 1900 West Schunior, Edinburg, February 14, 1995, at 7:00 p.m. Information may be obtained from Dr. Roberto Zamora, 1900 West Schunior, Edinburg, Texas (210) 383-5611. TRD-9501747.

The Education Service Center, Region IV Board of Directors met at 7145 West Tidwell, Houston, February 14, 1995, at 6:00 p.m. Information may be obtained from W. L. McKinney, 7145 West Tidwell, Houston, Texas 77092-2096, (713) 744-6534, Fax: (713) 744-6537. TRD-9501733.

The El Oso Water Supply Corporation Board of Directors met at FM 99, Karnes City, February 14, 1995, at 7:00 p.m. Information may be obtained from Judith Zimmermann, P.O. Box 309, Karnes City, Texas 78118, (210) 780-3539. TRD-9501736.

The Golden Crescent Private Industry Council Oversight Committee met at 2401 Houston Highway, Victoria, February 13, 1995, at 6:30 p.m. Information may be obtained from Sandy Heiermann, 2401 Houston Highway, Victoria, Texas 77901, (512) 576-5872. TRD-9501794.

The Golden Crescent Private Industry Council Executive Committee met at 2401 Houston Highway, Victoria, February 15, 1995, at 6:30 p.m. Information may be obtained from Sandy Heiermann, 2401 Houston Highway, Victoria, Texas 77901, (512) 576-5872. TRD-9501793.

The Gonzales County Appraisal District Board of Directors met at 928 St. Paul Street, Gonzales, February 16, 1995, at 6:00 p.m. Information may be obtained from Sherian Cleveland, P.O. Box 867, Gonzales, Texas 78629, (210) 672-2879. TRD-9501782.

The Heart of Texas Council of Governments Private Industry Council met at 300 Franklin Avenue, Waco, February 16, 1995, at 5:30 p.m. Information may be obtained from Donna Teat, 300 Franklin Avenue, Waco, Texas 76701, (817) 756-7822.

The Heart of Texas Council of Governments Executive Committee will meet at 300 Franklin Avenue, Waco, February 23, 1995, at 10:00 a.m. Information may be obtained from Donna Teat, 300 Franklin Avenue, Waco, Texas 76701, (817) 756-7822. TRD-9501754.

The Hockley County Appraisal District Board of Directors met at 1103 Houston, Levelland, February 13, 1995, at 7:00 p.m. Information may be obtained from Nick Williams, P.O. Box 1090, Levelland, Texas 79336, (806) 894-9654. TRD-9501768.

The Johnson County Central Appraisal District Appraisal Review Board will meet at 109 North Main, Suite 201, Room 202, Cleburne, March 3, 1995, at 9:00 a.m. Information may be obtained from Don Gilmore, 109 North Main, Cleburne, Texas 76031, (817) 645-3986. TRD-9501751.

The Johnson County Rural Water Supply Corporation Public Relations Committee met at 1849 Corporation Office, Highway 171 South, Cleburne, February 16, 1995, at 6:00 p.m. Information may be obtained from Peggy Johnson, P.O. Box 509, Cleburne, Texas 76033, (817) 645-6646. TRD-9501744.

The Manville Water Supply Corporation Members (Annual Meeting) met at the Junior/Senior High Cafeteria, Manor, February 14, 1995, 6:30 p.m. Information may be obtained from Tony Graf, P.O. Box 248, Coupland, Texas 78615, (512) 272-4044. TRD-9501774.

The North Texas Municipal Water District Board of Directors will meet at 505 East Brown Street, Wylie, February 23, 1995, at 4:00 p.m. Information may be obtained from Carl W. Riehn, P.O. Box 2408, Wylie, Texas 75098, (214) 442-5405. TRD-9501749.

The Riceland Regional Mental Health Authority Joint Hospital Committee met at 3007 North Richmond Road, Wharton, February 16, 1995, at 10:30 a.m. Information may be obtained from Marjorie Dornak, P.O. Box 869, Wharton, Texas 77488, (409) 532-3098. TRD-9501745.

The Riceland Regional Mental Health Authority Board of Trustees met at 3007 North Richmond Road, Wharton, February 16, 1995, at Noon. Information may be obtained from Marjorie Dornak, P.O. Box 869, Wharton, Texas 77488, (409) 532-3098. TRD-9501746.

The San Antonio-Bexar County Metropolitan Planning Organization Fiscal Year

1996-1998 Transportation Improvement Program met at 8601 Midcrown, Windcrest, February 15, 1995, at 7:00 p.m. Information may be obtained from Janet A. Kennison, 434 South Main, Suite 205, San Antonio, Texas 78204, (210) 227-8651. TRD-9501788.

The San Antonio-Bexar County Metropolitan Planning Organization Fiscal Year 1996-1998 Transportation Improvement Program will meet at 535 Laredo Highway, San Antonio, February 21, 1995, at 7:00 p.m. Information may be obtained from Janet A. Kennison, 434 South Main, Suite 205, San Antonio, Texas 78204, (210) 227-8651. TRD-9501789.

The San Antonio-Bexar County Metropolitan Planning Organization Fiscal Year 1996-1998 Transportation Improvement Program will meet at the University of Texas Health Science Center Medical Building, Room 309L, 7703 Floyd Curl Drive, February 28, 1995, at 7:00 p.m. Information may be obtained from Janet A. Kennison, 434 South Main, Suite 205, San Antonio, Texas 78204, (210) 227-8651. TRD-9501790.

The San Antonio-Bexar County Metropolitan Planning Organization Fiscal Year 1996-1998 Transportation Improvement Program will meet at 1215 Fair Avenue, San Antonio, March 7, 1995, at 7:00 p.m. Information may be obtained from Janet A. Kennison, 434 South Main, Suite 205, San Antonio, Texas 78204, (210) 227-8651. TRD-9501791.

The Swisher County Appraisal District Board of Directors met at 130 North Armstrong, Tulia, February 16, 1995, at 7:00 p.m. Information may be obtained from Rose Lee Powell, P.O. Box 8, Tulia, Texas 79088, (806) 995-4118. TRD-9501713.

The Tarrant Appraisal District Board of Directors will meet at 2301 Gravel Road, Fort Worth, February 17, 1995, at 9:00 a.m. Information may be obtained from Mary McCoy, 2315 Gravel Road, Fort Worth, Texas 76120, (817) 284-0024. TRD-9501742.

The Texas Rural Communities, Inc. Grant Committee will meet at 1016 LaPosada Drive, Suite 200, Austin, February 24, 1995, at 10:00 a.m. Information may be obtained from Leslie Janca, 1016 LaPosada Drive, Suite 200, Austin, Texas 78752, (512) 458-1016. TRD-9501773.

The 222nd Judicial District Community Justice Council will meet at 235 East Third, Third Floor Courthouse, Hereford, February 21, 1995, at 7:00 p.m. Information may be obtained from Larry Sheffield, 235 East Third, Room 204, Hereford, Texas 79045, (806) 364-3791. TRD-9501748.

The West Central Texas Council of Governments West Central Economic Develop-

ment District Board met at 1025 East North Tenth Street, Abilene, February 15, 1995, at 10:00 a.m. Information may be obtained from Brad Helbert, P.O. Box 3195, Abilene, Texas 79604-3195, (915) 672-8544. TRD-9501770.

Meetings Filed February 13, 1995

The Bell County Tax Appraisal District Appraisal Review Board will meet at 411 East Central Avenue, Belton, February 22, 1995, at 8:30 a.m. Information may be obtained from Mike Watson, P.O. Box 390, Belton, Texas 76513, (817) 939-5841. TRD-9501834.

The Bosque County Central Appraisal District Board of Directors met at 202 South Highway 6, Meridian, February 16, 1995, at 7:00 p.m. Information may be obtained from Janice Henry, P.O. Box 393, Meridian, Texas 76665-0393, (817) 435-2304. TRD-9501801.

The Coryell City Water Supply District Board of Directors met at FM 929, Coryell, February 16, 1995, at 7:00 p.m. Information may be obtained from Helen Swift, Route 2, Box 93, Gatesville, Texas 76528, (817) 865-6089. TRD-9501804.

The Deep East Texas Private Industry Council, Inc. Planning Committee will meet at 118 South First Street, Lufkin, February 21, 1995, at 9:30 a.m. Information may be obtained from Charlene Meadows, P.O. Box 1423, Lufkin, Texas 75901, (409) 634-4432. TRD-9501831.

The Education Service Center, Region VII Board of Directors will meet at 2344 Old Longview Road, Henderson, February 23, 1995, at Noon. Information may be obtained from Eddie J. Little, 818 East Main Street, Kilgore, Texas 75662, (903) 948-3071. TRD-9501797.

The Education Service Center, Region VIII Board of Directors will meet at 2501 Ferguson Road (Hot Biscuit Restaurant), Mt. Pleasant, February 23, 1995, at 6:30 p.m. Information may be obtained from Scott Ferguson, P.O. Box 1894, Mt. Pleasant, Texas 75456-1894, (903) 572-8551. TRD-9501813.

The Education Service Center, Region IX Board of Directors will meet at 301 Loop 11, Wichita Falls, February 22, 1995, at 12:30 p.m. Information may be obtained from Jim O. Rogers, 301 Loop 11, Wichita Falls, Texas 76305, (817) 322-6928. TRD-9501825.

The Education Service Center, Region XX Board of Directors will meet at 1314 Hines Avenue, San Antonio, February 22, 1995, at 2:00 p.m. Information may be obtained from Dr. Judy M. Castleberry, 1314 Hines Avenue, San Antonio, Texas 78208-1899, (210) 299-2471. TRD-9501798.

The Gray County Appraisal District Appraisal Review Board met at 815 North Sumner, Pampa, February 16, 1995, at 3:00 p.m. Information may be obtained from Sherri Schaible, P.O. Box 836, Pampa, Texas 79066-0836, (806) 665-0791. TRD-9501836.

The Grayson Appraisal District (Revised Agenda) Board of Directors will meet at 205 North Travis, Sherman, February 22, 1995, at Noon. Information may be obtained from Angie Keeton, 205 North Travis, Sherman, Texas 75090, (903) 893-9673. TRD-9501833.

The Lamb County Appraisal District Appraisal Review Board will meet at 331 LFD Drive, Littlefield, March 7, 1995, at 8:00 a.m. Information may be obtained from Vaughn E. McKee, P.O. Box 950, Littlefield, Texas 79339-0950, (806) 385-6474. TRD-9501796.

The Liberty County Central Appraisal District Board of Directors will meet at 315 Main Street, Liberty, February 22, 1995, at 9:30 a.m. Information may be obtained from Sherry Greak, P.O. Box 10016, Liberty, Texas 77575, (409) 336-5722. TRD-9501840.

The Middle Rio Grande Development Council Private Industry Council will meet at 1915 Avenue F, Del Rio Civic Center, Del Rio, February 17, 1995, at 10:00 a.m. Information may be obtained from Leodoro Martinez, Jr., P. O. Box 1199, Carrizo

Springs, Texas 78834, (210) 876-3533. TRD-9501817.

The Middle Rio Grande Development Council Board of Directors will meet at the Del Rio Civic Center, Kennedy Room, Del Rio, February 17, 1995, at 1:00 p.m. Information may be obtained from Leodoro Martinez, Jr., P.O. Box 1199, Carrizo Springs, Texas 78834, (210) 876-3533. TRD-9501815.

The Middle Rio Grande Development Foundation, Inc. Board of Directors will meet at the Del Rio Civic Center, Kennedy Room, Del Rio, February 17, 1995, at 9:45 a.m. Information may be obtained from Leodoro Martinez, Jr., P.O. Box 1199, Carrizo Springs, Texas 78834, (210) 876-3533. TRD-9501816.

The Nueces-Jim Wells-Kleberg-Kenedy-SWCD Board of Director's will meet at 548 South Highway 77, Suite B, Robstown, February 21, 1995, at 2: 00 p.m. Information may be obtained from Denise Lawhon, 548 South Highway 77, Suite B, Robstown, Texas 78380. TRD-9501806.

The San Antonio River Authority San Antonio River Basin Steering Committee will meet at 100 East Guenther Street, Boardroom, San Antonio, February 21, 1995, at 2:00 p.m. Information may be obtained from Fred N. Pfeiffer, P.O. Box 830027, San Antonio, Texas 78283-0027, (210) 227-1373. TRD-9501802.

Meetings Filed February 14, 1995

The Barton Springs/Edwards Aquifer Conservation District (Called Meeting) Board of Directors met at 1124A Regal Row, Austin, February 15, 1995, at 3:00 p.m. Information may be obtained from Bill E. Couch, 1124A Regal Row, Austin, Texas 78748, (512) 282-8441, Fax (512) 282-7016. TRD-9501861.

The Dallas Central Appraisal District Appraisal Review Board will meet at 2949 North Stemmons Freeway, Second Floor, Community Room, Dallas, February 20, 1995, at 10:00 a.m. Information may be obtained from Rick Kuehler, 2949 North Stemmons Freeway, Dallas, Texas 75247, (214) 631-0520. TRD-9501854.

The Denton Central Appraisal District Board of Directors will meet at 3911 Morse Street, Denton, February 23, 1995, at 4:00 p.m. Information may be obtained from Kathy Pierson, P.O. Box 2816, Denton, Texas 76202-2816, (817) 566-0904. TRD-9501848.

The Hays County Appraisal District Appraisal Review Board will meet at 21001 North IH 35, Kyle, February 21, 1995, at 9:00 a.m. Information may be obtained from Lynnell Sedlar, 21001 Norht IH 35, Kyle, Texas 78640, (512) 268-2522. TRD-9501855.





Name: Erick Pina
Grade: 12
School: Harlandale High School, Harlandale ISD

IN ADDITION

The *Texas Register* is required by statute to publish certain documents, including applications to purchase control of state banks, notices of rate ceilings, changes in interest rate and applications to install remote service units, and consultant proposal requests and awards.

To aid agencies in communicating information quickly and effectively, other information of general interest to the public is published as space allows.

Texas School for the Blind and Visually Impaired

Notice of Contract Extension

The Texas School for the Blind and Visually Impaired (TSBVI) provides this notice of an extension of a consulting services contract awarded to San Jose State University Foundation, P.O. Box 720130, San Jose, California 95172-0130 for the Social Network Pilot Project for Students with Visual Impairments. The notice of award was published in the December 6, 1994, issue of the *Texas Register* (19 TexReg 9683).

The contract ending date has been extended from March 31, 1995 to June 30, 1995.

Issued in Austin, Texas, on February 8, 1995.

TRD-9501807

Dr. Phil Hatten
Superintendent
Texas School for the Blind and Visually
Impaired

Filed: February 13, 1995

Texas Bond Review Board

Bi-Weekly Report on the 1995 Allocation of the State Ceiling on Certain Private Activity Bonds

The information that follows is a report of the allocation activity for the period of January 13-February 3, 1995.

Total amount of state ceiling remaining unreserved for the \$257,292,000 subceiling for qualified mortgage bonds under the Act as of February 3, 1995: \$96,451,325.

Total amount of state ceiling remaining unreserved for the \$160,807,500 subceiling for state-voted issues under the Act as of February 3, 1995: \$160,807,500.

Total amount of state ceiling remaining unreserved for the \$68,917,500 subceiling for qualified small issues under the Act as of February 3, 1995: \$50,167,500.

Total amount of state ceiling remaining unreserved for the \$45,945,000 subceiling for residential rental project issues under the Act as of February 3, 1995: \$29,945,000.

Total amount of state ceiling remaining unreserved for the \$385,938,000 subceiling for all other bonds requiring an allocation under the Act as of February 3, 1995: \$21,938,000.

Total amount of the \$918,900,000 state ceiling remaining unreserved as of February 3, 1995: \$359,309,325.

Following is a comprehensive listing of applications which have received a reservation date pursuant to the Act from January 13-February 3, 1995:

- 1) San Antonio HFC; Baily's Landing 1995, Limited; Residential Rental-Baily's Landing Apartments; \$13,500,000.
- 2) San Antonio HFC; Dwelling Managers, Inc.; Residential Rental-Santa Fe Apartments; \$2,500,000.
- 3) Jefferson County HFC; Eligible Borrowers; MRBs; \$17,954,775.
- 4) Capital Area HFC; Eligible Borrowers; MRBs; \$15,253,700.
- 5) Denton County HFC; Eligible Borrowers; MRBs; \$19,106,800.
- 6) Panhandle Regional HFC; Eligible Borrowers; MRBs; \$18,600,000.
- 7) Haltom City IDC; Molded Products, Inc.; IRBs; \$3,750,000.
- 8) City of San Marcos IDC; Butler Manufacturing Company; IRBs; \$7,500,000.
- 9) Garland EDA; Karlee Company, Inc.; IRBs; \$5,000,000.
- 10) Angelina and Neches River Authority; Champion International; Solid Waste Disposal Facilities; \$8,000,000.
- 11) Sabine River Authority; TUEC-Monticello Station; Solid Waste Disposal Facilities; \$20,000,000.
- 12) Lower Neches Valley Authority IDC; Mobil Oil Corporation; Wastewater Conveyance Sewage Facilities; \$49,000,000.
- 13) Greater East Texas Higher Education Authority; Eligible Borrowers; Student Loan Bonds; \$50,000,000.
- 14) Lower Neches Valley Authority IDC; Mobil Oil Corporation; Wastewater Treatment Sewage Facilities; \$37,000,000.
- 15) Gulf Coast Waste Disposal Authority; CITGO Petroleum Corporation; Solid Waste Disposal Facilities; \$50,000,000.

Following is a comprehensive listing of applications which have issued and delivered the bonds and received a Certificate of Allocation pursuant to the Act from January 13-February 3, 1995: None.

Following is a comprehensive listing of applications which were either withdrawn or cancelled pursuant to the Act from January 13-February 3, 1995: None.

Following is a comprehensive listing of applications which released a portion or their reserved amount pursuant to the

Act from July 16-29, 1994: None.

Issued in Austin, Texas, on February 6, 1995.

TRD-9501704 Albert L. Bacarisse
 Executive Director
 Texas Bond Review Board

Filed: February 9, 1995

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Comptroller of Public Accounts
Notice of Request for Proposals

Pursuant to Chapter 2254, Subchapter B, Texas Government Code, the Comptroller of Public Accounts (Comptroller) announces the issuance of a Request for Proposals (RFP) for the purpose of hiring a consultant to conduct a management and performance review of the Beaumont Independent School District. From this review, findings and recommendations should be developed for containing costs, improving management strategies, and ultimately promoting better education for Texas children through school district management efficiency. The successful proposer will be expected to begin performance of the contract on or about April 17, 1995.

Contact: Parties interested in submitting a proposal should contact the Comptroller of Public Accounts, Senior Legal Counsel's Office, 111 East 17th Street, Room 113, Austin, Texas 78774, (512) 475-0866, to obtain a complete copy of the RFP. The RFP will be available for pick-up at the previously referenced address on Friday, February 17, 1995, between 4:00 p.m. and 5:00 p.m. Central Zone Time (CZT), and during normal business hours thereafter. All written inquiries and mandatory letters of intent to propose must be received at the previously-referenced address prior to 4:00 p.m. (CZT) on Monday, February 27, 1995.

Closing Date: Proposals must be received in the Senior Legal Counsel's Office no later than 4:00 p.m. (CZT), on Wednesday, March 15, 1995. Proposals received after this time and date will not be considered.

Award Procedure: All proposals will be subject to evaluation by a committee based on the evaluation criteria set forth in the RFP. The committee will determine which proposal best meets these criteria and will make a recommendation to the Deputy Comptroller, who will then make a recommendation to the Comptroller. The Comptroller will make the final decision. A proposer may be asked to clarify its proposal, which may include an oral presentation prior to final selection.

The Comptroller reserves the right to accept or reject any or all proposals submitted. The Comptroller is under no legal or other obligation to execute a contract on the basis of this notice or the distribution of an RFP. Neither this notice nor the RFP commits the Comptroller to pay for any costs incurred prior to the execution of a contract.

The anticipated schedule of events is as follows: Issuance of RFP—February 17, 1995, 4:00 p. m. (CZT); Mandatory Letter of Intent and Questions Due—February 27, 1995, 4:00 p.m. (CZT); Proposals Due—March 15, 1995, 4:00 p.m. (CZT); and Contract Execution—April 15, 1995, or as soon thereafter as possible.

Issued in Austin, Texas, on February 10, 1995.

TRD-9501810 Arthur F. Lorton
 Senior Legal Counsel
 Comptroller of Public Accounts

Filed: February 13, 1995

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Texas Education Agency
Correction of Errors

The State Board of Education (SBOE) Committee of the Whole submitted an open notice, which appeared in the February 7, 1995, issue of the *Texas Register* (20 TexReg 900).

The notice as submitted incorrectly stated that the agenda was being revised.

The State Board of Education (SBOE) Committee on Students submitted an open notice, which appeared in the February 7, 1995, issue of the *Texas Register* (20 TexReg 900).

Due to submission error the phrase "effective for the" should replace the word "effect" in the phrase "...contest rules to be effect 1995-1996 school year..."

The Texas Education Agency submitted a Request for Applications Concerning Academics 2000: First Things First, the Texas Goals 2000 Initiative, which appeared in the February 7, 1995, issue of the *Texas Register* (20 TexReg 907).

Due to submission error the RFA states incorrectly that the deadline for receiving applications is April 3, 1995. The deadline is April 7, 1995.

◆ ◆ ◆
The Texas Education Agency (TEA) proposed new §§33.1, 33.10, 33.15, 33.20, 33.25, 33.30, 33.35, 33.40, 33.45, 33.50, 33.55, 33.60, and 33.65, concerning the Texas Permanent School Fund (PSF). The rules appeared in the January 31, 1995, issue of the *Texas Register* (20 TexReg 533).

An error as submitted appeared in the text of the preamble to proposed new 19 TAC Chapter 33. The preamble stated incorrectly that there will be fiscal implications as a result of enforcing or administering the section. The preamble should state that there will be no fiscal implications.

◆ ◆ ◆
Employees Retirement System of Texas
Fiscal Report

The Government Code Title 8, Subtitle B, §815.108, requires that the Employees Retirement System of Texas (System) publish a report in the *Texas Register* containing the balance sheet of the System as of August 31 of the preceding fiscal year and an actuarial valuation of the System's assets and liabilities.

The report consists of an explanation of fund structure, combining balance sheets by fund type, and an actuarial valuation of the System's pension funds.

The balance sheets are presented by fund within fund type. They present more detailed information than would be

required by Generally Accepted Accounting Principles (GAAP), and they do not include the note disclosures required by GAAP. They are presented in the following order, preceded by an explanation of the fund structure:

Combining Balance Sheets

Schedule 1: Pension Trust Funds

Schedule 2: Expendable Trust Funds

Schedule 3: Special Revenue Funds

Schedule 4: Agency Funds

The actuarial valuation consists of the following:

Actuary's Opinion

Actuarial Valuation Balance Sheets and Summary of Actuarial Valuation Results

Actuarial Cost Method and Assumptions

Glossary of Actuarial Terminology

Questions about the reports should be directed to Darrell J. Leslie, Director of Accounting, Employees Retirement System of Texas, P.O. Box 13207, Austin, Texas 78711-3207, (512) 867-3224, WATS number 1-800-252-3645.

Employees Retirement System of Texas

FUND STRUCTURE

The financial statements are organized on the basis of funds, each of which is considered to be a separate accounting entity. The operations of each fund are accounted for with a separate set of self-balancing accounts. These accounts are segregated for the purpose of carrying on specific activities or attaining certain objectives in accordance with applicable statutory guidelines or restrictions. The System's accounts fall under two basic fund types: Governmental Funds and Fiduciary Funds. The following is a brief description of the primary activity of each fund.

1. Governmental Funds

Governmental funds are used to account for the acquisition, use and balances of expendable financial resources and the related current liabilities.

Special Revenue Funds

Special Revenue Funds are used to account for the System's proceeds from specific revenue sources that are legally restricted to expenditures for specified purposes. The System, as a component unit of the State of Texas, displays general funds/accounts of the State of Texas as special revenue funds, except for the Judicial Retirement System Plan One Fund which is a pay-as-you-go pension plan shown under the Pension Trust Funds.

(i) Social Security Administration Fund

The Social Security Administration Fund is the operating fund from which the expenditures of administration and maintenance of the Social Security Program are paid.

(ii) Death Benefits Program for Commissioned Peace Officers, Firemen, etc. Fund (General Revenue Fund)

The Death Benefits Program for Commissioned Peace Officers, Firemen, etc. Fund is used to account for payments of death benefits and administrative fees funded by appropriations from the State's General Revenue Fund.

(iii) Judicial Return to Work Fund (General Revenue Fund)

The Judicial Return to Work Fund is used to account for salaries and salary related costs for retired judges and justices called to service which are funded by an appropriation from the State's General Revenue Fund.

2. Fiduciary Funds

Fiduciary funds are used to account for assets held by a governmental unit in a trustee capacity or as an agent for individuals, other government units and/or other funds.

(a) Pension Trust Funds

Pension Trust Funds are used to account for public employee retirement system funds.

(i) Employees Retirement Fund and Judicial Retirement System Plan Two Fund

The Employees Retirement Fund is used to account for the accumulation of resources for pension benefit payments to qualified state employees, or beneficiaries. The Judicial Retirement System Plan Two Fund is used to account for the accumulation of resources for pension benefit payments to eligible Judicial employees.

The following accounts of the Employees Retirement Fund and the Judicial Retirement System Plan Two Fund hold the reserves for future and current benefit payments. These reserves are included in the fund balance reserved for retirement trust funds.

o Employees Savings Account

The Employees Savings Account is the account in which members' contributions and interest credited to those contributions are accumulated.

Employees Retirement System of Texas

FUND STRUCTURE *(continued)*

o State Accumulation Account

The State Accumulation Account is the account in which retirement and death benefits contributions made by the State are accumulated.

o Retirement Annuity Reserve Account

The Retirement Annuity Reserve Account is the account in which reserves for annuities granted and in force are held as determined by the System's actuarial consultants, and from which annuities are paid.

o Interest Account

The Interest Account is the account in which interest, dividends, and gains and losses derived from investments of the System's funds are accumulated. At the close of each fiscal year, the investment revenues are transferred to the other accounts as provided by statute.

o Investment Account

The Investment Account is the account through which available assets and monies of the Retirement Systems are invested. Effective February, 1994, the System pooled the investment assets of the Employees Retirement Fund, the Law Enforcement and Custodial Officer Supplemental Retirement Fund, and the Judicial Retirement System Plan Two Fund into the Pension Investment Pool Trust Fund. Assets and income of the pool are allocated to the individual funds.

o Expense Account

The Expense Account is the account from which the expenses of administration and maintenance of the Retirement System Programs are paid.

(ii) Law Enforcement and Custodial Officer Supplemental Retirement Fund

The Law Enforcement and Custodial Officer Supplemental Retirement Fund was created for the purpose of facilitating the payment of benefits as provided by the Commissioned Law Enforcement and Custodial Officer Supplemental Retirement Benefit Act. Available cash is transferred into the Pension Investment Pool Trust Fund for investing. Revenues accruing from these investments are allocated to the proper funds.

A retirement annuity reserve account has been established to reserve the benefits payable for annuities granted and currently in force as determined by the System's actuarial consultants.

(iii) Judicial Retirement System Plan One Fund (General Revenue Fund)

The Judicial Retirement System Plan One Fund receives appropriations from the State's General Revenue Fund for annuity and refund payments to judges who are members of this program.

(iv) Deferred Compensation Administrative Trust Fund

The Deferred Compensation Administrative Trust Fund includes an operating expense account from which administrative expenses are paid. The tax-deferred contributions are accounted for as an Agency Fund.

(v) TexaSaver Administrative Trust Fund

The TexaSaver Administrative Trust Fund includes an operating expense account from which administrative expenses are paid. The tax-deferred contributions are accounted for as an Agency Fund.

Employees Retirement System of Texas

FUND STRUCTURE
(continued)

(b) Expendable Trust Funds

Expendable Trust Funds are used to account for trust funds whose principal and interest may be expended in the course of their designated operations.

(i) Employees Life, Accident and Health Insurance and Benefits Fund (Group Insurance Fund)

This fund is used to account for contributions received by participating employees, annuitants, and the State of Texas; for claim payments to the self-insurance plan administrator, and to the indemnity plan insurance carrier; and for premium payments to Health Maintenance Organizations (HMOs). This fund also accounts for the operational expenditures incurred to maintain the program and for investment income realized from the cash received from premiums pending disbursement to the carriers.

This fund is composed of two sub-accounts:

o Group Insurance Benefits Account

This account receives contributions of participating employees, participating annuitants and the State of Texas; and makes payments to the self-insurance plan administrator and to insurance carriers under the Group Insurance Program.

o Group Insurance Administration Account

This account functions as an operating account from which the expenditures for administration are paid.

The Group Insurance Fund retains risk of loss for health claims. The fund does not retain risk of loss for disability claims, life claims and HMO payments; the risk is transferred to the insurance carrier.

(ii) State Employees Cafeteria Plan Trust Fund (Flexible Benefits Fund)

This fund is used to account for the before-tax salary reduction contributions from state employees and employees of Texas higher education institutions, and reimbursements for health care and dependent care. This fund also accounts for the operational expenditures incurred to maintain the program.

This fund is composed of two sub-accounts:

o Cafeteria Plan Benefits Account

This account receives before-tax salary reduction payments for benefits included in the Cafeteria Plan. This account also makes benefit reimbursement payments.

o Cafeteria Plan Administration Account

This account functions as an operating account from which the expenditures for administration of the Program are paid.

Employees Retirement System of Texas

FUND STRUCTURE
(concluded)

(c) **Agency Funds**

Agency Funds are used to account for assets held by a governmental unit in an agency capacity for individuals, other governmental entities, other funds, etc. Agency Funds are custodial in nature (assets equal liabilities) and do not measure results of operations.

(i) **Unappropriated Receipts (General Revenue Fund)**

This fund accounts for member contributions received from Judicial Retirement System Plan One members. The member contributions are deposited directly into the General Revenue Fund as unappropriated receipts.

(ii) **Employees Savings Bond Fund**

The Employees Savings Bond Fund is used to accumulate payroll deductions for U. S. Savings Bonds. Bonds are purchased for each participating employee when the employee's account balance equals the purchase price of the specified bond.

(iii) **Deferred Compensation Trust Fund**

The Deferred Compensation Trust Fund accounts for tax-deferred portions of salaries of State employees in accordance with the provisions of Internal Revenue Code Section 457. The assets in the plan are the property of the State of Texas, and are recorded at market value.

(iv) **TexaSaver Trust Fund**

The TexaSaver Trust Fund accounts for tax-deferred portions of salaries of State employees in accordance with the provisions of Internal Revenue Code Section 401(k). The assets in the plan are solely the property of the employee.

EMPLOYEES RETIREMENT SYSTEM OF TEXAS

SCHEDULE 1

COMBINING BALANCE SHEET - PENSION TRUST FUNDS
August 31, 1994

	Employees Retirement Fund (955)	Law Enforcement and Custodial Officer Supplemental Retirement Fund (977)	Judicial Retirement System Plan One (001)	Judicial Retirement System Plus Two (993)	Deferred Compensation Administrative Trust Fund (945)	TexasSaver Administrative Trust Fund (946)	Totals August 31, 1994
ASSETS							
Current Assets							
Cash and Temporary Investments:							
Cash on Hand	703,917						703,917
Cash in Bank	10,000						10,000
Cash in State Treasury	41,724,322	602,479	1,758,805	50,907	980,216	49,950	45,166,679
Investment in Pool Cash	224,391,858	9,283,806		625,370			234,301,034
Receivables:							
Accounts Receivable	39,448,215	160,861		160,860			39,769,936
Interest and Dividends Receivable	84,139,171	4,959,506	3,270	82,885	3,986	172	89,185,720
Due From Other Funds	1,222,376				33,844		1,259,490
Due From Other Component Units	305,982						305,982
Prepaid Expenses	97,623				162		97,785
Total Current Assets	392,043,464	15,006,652	1,762,075	920,022	1,018,208	50,122	410,800,543
Long-Term Investments							
At Cost (Total Market, 1994 \$9,901,849,548)	8,777,940,967	363,161,302		16,801,577			9,177,903,846
Fixed Assets							
Motor Vehicle	20,123						20,123
Land and Land Improvements	874,889						874,889
Building	8,800,315						8,800,315
Office Furniture and Equipment	6,091,165				19,007		6,110,172
Subtotal Fixed Assets	15,786,492				19,007		15,805,499
Less Accumulated Depreciation	(6,234,247)				(6,177)		(6,240,424)
Net Fixed Assets	9,552,245				12,830		9,565,075
Total Assets	9,179,556,676	398,167,954	1,762,075	17,721,599	1,031,038	50,122	9,598,259,464

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EMPLOYEES RETIREMENT SYSTEM OF TEXAS

SCHEDULE 1

COMBINING BALANCE SHEET - PENSION TRUST FUNDS

August 31, 1994

(concluded)

	Employees Retirement Fund (955)	Law Enforcement and Custodial Officer Supplemental Retirement Fund (977)	Judicial Retirement System Plan One (001)	Judicial Retirement System Plan Two (993)	Deferred Compensation Administrative Trust Fund (945)	TexasSaver Administrative Trust Fund (946)	Totals August 31, 1994
LIABILITIES AND FUND BALANCES							
Current Liabilities							
Payables:							
Accounts Payable	17,871,794	190,889	1,747,706	17,996	30,777	4,670	19,859,162
Due To Other Funds	174,150	123,539	14,369	20,952	3,812		341,492
Due To Other Component Units	70,645						70,645
Deferred Revenue	909,098						909,098
Compensable Leave Payable	439,992				15,684		455,676
Total Current Liabilities	19,465,679	314,428	1,762,075	38,948	50,273	4,670	21,636,073
Total Liabilities	19,465,679	314,428	1,762,075	38,948	50,273	4,670	21,636,073
Fund Balances							
Reserved:							
For Annuity Reserves	3,531,921,680	40,135,862		278,335			3,572,335,877
For Retirement Trust Funds	5,628,149,317	357,717,664		17,404,316	980,765	45,452	6,004,297,514
Total Fund Balances	9,160,070,997	397,853,526	-	17,682,651	980,765	45,452	9,576,633,391
Total Liabilities and Fund Balances	9,179,536,676	398,167,954	1,762,075	17,721,599	1,031,038	50,122	9,598,269,464

EMPLOYEES RETIREMENT SYSTEM OF TEXAS

Unaudited

SCHEDULE 2

COMBINING BALANCE SHEET – EXPENDABLE TRUST FUNDS

August 31, 1994

	<i>Employees Life, Accident and Health Insurance and Benefits Fund (973)</i>	<i>State Employees Cafeteria Plan Trust Fund (943)</i>	<i>Totals August 31, 1994</i>
	\$	\$	\$
ASSETS			
Current Assets			
Cash and Temporary Investments:			
Cash on Hand	74,879		74,879
Cash in State Treasury	311,462,565	3,774,915	315,237,480
Receivables:			
Accounts Receivable	44,443,562	1,238,533	45,682,095
Interest Receivable	1,386,779	16,488	1,403,267
Due From Other Funds	92,867	1,777	94,644
Consumable Inventories	21,967	3,623	25,590
Total Assets	<u>357,482,619</u>	<u>5,035,336</u>	<u>362,517,955</u>
LIABILITIES AND FUND BALANCES			
Current Liabilities			
Payables:			
Accounts Payable	180,807,536	2,782,338	183,589,874
Due To Other Funds	997,951	3,853	1,001,804
Deferred Revenue	414,498	7,777	422,275
Total Liabilities	<u>182,219,985</u>	<u>2,793,968</u>	<u>185,013,953</u>

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EMPLOYEES RETIREMENT SYSTEM OF TEXAS
Unaudited

SCHEDULE 2

COMBINING BALANCE SHEET – EXPENDABLE TRUST FUNDS
August 31, 1994
(concluded)

	<i>Employees Life, Accident and Health Insurance and Benefits Fund (973)</i>	<i>State Employees Cafeteria Plan Trust Fund (943)</i>	<i>Totals August 31, 1994</i>
	\$	\$	\$
Fund Balances			
Reserved:			
For Encumbrances	19,702	5,414	25,116
For Consumable Inventories	21,967	3,623	25,590
For Contingency Reserves	76,116,065		76,116,065
For Statutory Premium Payment	72,000,000		72,000,000
Unreserved, Designated:			
For Premium Rate Supplementation	19,829,000		19,829,000
For Group Insurance Administration	7,275,900		7,275,900
For Cafeteria Plan Administration		2,232,331	2,232,331
Total Fund Balances	175,262,634	2,241,368	177,504,002
Total Liabilities and Fund Balances	357,482,619	5,035,336	362,517,955

EMPLOYEES RETIREMENT SYSTEM OF TEXAS

SCHEDULE 3

COMBINING BALANCE SHEET – SPECIAL REVENUE FUNDS
August 31, 1994

	<i>Social Security Administration Fund (929)</i>	<i>Death Benefits Program for Commissioned Peace Officers, Firemen, etc. (001)</i>	<i>Judicial Return To Work Fund (001)</i>	<i>Totals August 31, 1994</i>
	\$	\$	\$	\$
ASSETS				
Current Assets				
Cash and Temporary Investments:				
Cash in State Treasury	165,741			165,741
Legislative Appropriations		844,434	645,723	1,490,157
Receivables:				
Accounts Receivable			391,000	391,000
Total Assets	<u>165,741</u>	<u>844,434</u>	<u>1,036,723</u>	<u>2,046,898</u>
LIABILITIES AND FUND BALANCES				
Current Liabilities				
Payables:				
Accounts Payable		103,501	659,494	762,995
Due To Other Funds	10,766	3,046		13,812
Total Liabilities	<u>10,766</u>	<u>106,547</u>	<u>659,494</u>	<u>776,807</u>
Fund Balances				
Reserved:				
For Lapsing – Unencumbered General Revenue Fund Appropriations		737,887	377,229	1,115,116
Unreserved:				
Undesignated:				
Available for Subsequent Years' Expenditures	154,975			154,975
Total Fund Balances	<u>154,975</u>	<u>737,887</u>	<u>377,229</u>	<u>1,270,091</u>
Total Liabilities and Fund Balances	<u>165,741</u>	<u>844,434</u>	<u>1,036,723</u>	<u>2,046,898</u>

EMPLOYEES RETIREMENT SYSTEM OF TEXAS

SCHEDULE 4

COMBINING BALANCE SHEET - AGENCY FUNDS
August 31, 1994

	<i>Unappropriated Receipts General Revenue Fund (001)</i>	<i>Employee Savings Bond Fund (901)</i>	<i>Deferred Compensation Trust Fund (945)</i>	<i>TexasSaver Trust Fund (946)</i>	<i>Totals August 31, 1994</i>
	\$	\$	\$	\$	\$
ASSETS					
Current Assets					
Cash on Hand	926				926
Cash in Bank				61,726	61,726
Cash in State Treasury	12,350	75			12,425
Investments - Deferred Compensation Plan 457 At Market Value			213,604,305		213,604,305
Accounts Receivable	118,292				118,292
Due From Other Funds	2,994				2,994
Total Assets	134,562	75	213,604,305	61,726	213,800,668
LIABILITIES					
Current Liabilities					
Accounts Payable	134,542	75			134,617
Due To Other Funds	20				20
Deferred Compensation Benefits Payable			213,604,305	61,726	213,666,031
Total Liabilities	134,562	75	213,604,305	61,726	213,800,668

Towers Perrin

January 4, 1995

Board of Trustees
Employees Retirement System of Texas

ACTUARIAL CERTIFICATION FOR FUNDED PROGRAMS

Towers Perrin performed actuarial valuations of the Employees Retirement Fund (ERF) of the Employees Retirement System of Texas (ERS) including a separate valuation of the Law Enforcement and Custodial Officer Supplemental Retirement Fund (LECOSRF) of the ERS, and the Judicial Retirement System of Texas Plan Two (JRSII). No actuarial valuation was performed for the Judicial Retirement System of Texas Plan One because it is not advance funded.

This letter with attachments represents Towers Perrin's certification as required for the financial report for the fiscal year ended August 31, 1994 for the Employees Retirement System and the Judicial Retirement System of Texas Plan Two. This certification reflects the valuations approved by the Board on December 15, 1994. This is the fifth set of valuations completed by Towers Perrin. For fiscal years prior to 1990, all calculations were completed by another actuary representing another actuarial firm.

EMPLOYEES RETIREMENT FUND

The following information follows the format for the Actuary's Certification Letter as outlined in the *Guidelines for the Preparation of a Public Employee Retirement System Comprehensive Annual Financial Report*.

The contribution levels of the ERF are set by legislation. Most members contribute 6% of pay and the State is contributing 6.45% of payroll through August 31, 1995 and 7.4% thereafter. The actuarial valuation was completed using the entry age actuarial cost method which generates a normal cost expected to remain level as a percent of payroll. To the extent that an unfunded actuarial accrued liability (UAAL) exists, it is amortized as a level percent of projected payroll.

The following "Actuarial Balance Sheet" and "Summary of Actuarial Valuation Results" exhibits indicate the level of funding for the Fund. Both August 31, 1994 and August 31, 1993 results are shown. The August 31, 1994 results are shown both before and after the changes in the actuarial assumptions and methods discussed below. The effect of these changes can be determined by examining the differences in results between these two columns.

Towers Perrin

Since the 1993 actuarial valuation was performed, there have been no changes in the benefits provided. As of the August 31, 1994 valuation, the actuarial assumptions and the method to determine the actuarial value of plan assets have been modified. The primary changes in the actuarial assumptions were decreases in the interest rate, the salary increase rate and the payroll growth rate. Other changes were made to the rates of termination, service retirement, disability retirement and active mortality, and to assumed sick leave service and option selections. The attached "Actuarial Cost Method and Assumptions" exhibit describes these changes in more detail.

The actuarial valuation is completed annually with the most recent conducted as of August 31, 1994.

The method used to value plan assets for actuarial valuation purposes is based on the market-related value of plan assets, with five-year smoothing of unexpected returns. The market-related value is equal to the market value of equities plus the amortized value of long-term fixed income investments plus the carrying value (net of depreciation) of other assets and liabilities as of the valuation date. The actuarial value of assets is determined as the expected value of plan assets as of the valuation date plus 20% of the difference between the market-related value and the expected value. The expected value equals the actuarial value of plan assets as of the prior valuation date, plus contributions, less benefit payments and administrative expenses, all accumulated at the assumed rate of interest to the current valuation date.

We relied upon the participant data and assets provided by the staff of the ERS. The active member valuation data and retiree and beneficiary data exhibits following this certification provide a summary of the data. This data was compared to information provided in the 1993 actuarial valuation for reasonableness. Otherwise, the data provided was assumed to be correct.

The actuarial assumptions used for this valuation are discussed in the following "Actuarial Cost Method and Assumptions" exhibit and are also outlined in the "Summary of Actuarial Assumptions and Methods." These assumptions are based on an experience investigation which reviewed data from 1989 to 1993. The assumptions were adopted by the ERS Board of Trustees on December 15, 1994. In our opinion, these assumptions generate valuation results which in the aggregate relate reasonably to the past and anticipated experience of the Fund.

The valuation shows that the normal cost is 12.224% of payroll and there is an overfunded actuarial accrued liability of \$619.4 million. The funded ratio is 1.069 as of August 31, 1994. Total contributions of 12.45% of payroll are available through August 31, 1995 with 13.4% thereafter to finance the liabilities of the Fund. We are of the opinion that the financing of the Employees Retirement Fund is adequate and the Fund is actuarially sound.

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LAW ENFORCEMENT AND CUSTODIAL OFFICER SUPPLEMENTAL RETIREMENT FUND

Information regarding the Employees Retirement Fund is also applicable for the Law Enforcement and Custodial Officer Supplemental Retirement Fund. The following paragraphs provide information specifically for the LECOSRF.

The contribution levels of the LECOSRF are set by legislation. No State contributions will be made through August 31, 1995, then the State will contribute 2.13% of covered payroll. The actuarial valuation was completed using the entry age actuarial cost method which generates a normal cost expected to remain level as a percent of payroll. To the extent that an unfunded actuarial accrued liability exists, it is amortized as a level percent of projected payroll.

Since the 1993 actuarial valuation was performed, there have been no changes in the benefits provided. As of the August 31, 1994 valuation, the actuarial assumptions and the method to determine the actuarial value of plan assets have been modified. The primary assumption changes were decreases in the interest rate, the salary increase rate and the payroll growth rate. Other changes were made to the rates of termination, service retirement and active mortality, and to assumed administrative expenses and option selections. The attached "Actuarial Cost Method and Assumptions" exhibit describes these changes in more detail.

The valuation shows that the normal cost is 1.457% of payroll and there is an overfunded actuarial accrued liability of \$246.6 million. The funded ratio has increased to 2.646 as of August 31, 1994. Total contributions of 2.13% of payroll are available after August 31, 1995 to finance the liabilities of the LECOSRF. We are of the opinion that the financing of the Law Enforcement and Custodial Officer Supplemental Retirement Fund is adequate and the Fund is actuarially sound.

JUDICIAL RETIREMENT SYSTEM OF TEXAS PLAN TWO

Information regarding the Employees Retirement Fund is also applicable for the Judicial Retirement System of Texas Plan Two. The following paragraphs provide information specifically for the JRSII.

The contribution levels of the JRSII are set by legislation. Members contribute 6% of pay and the State is currently contributing 14.73% of payroll. The actuarial valuation was completed using the entry age actuarial cost method which generates a normal cost expected to remain level as a percent of payroll. To the extent that an unfunded actuarial accrued liability exists, it is amortized as a level percent of projected payroll.

Board of Trustees
Employees Retirement System of Texas
January 4, 1995
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Towers Perrin

Since the 1993 actuarial valuation was performed, there have been no changes in the benefits provided. As of the August 31, 1994 valuation, the actuarial assumptions and the method to determine the actuarial value of plan assets have been modified. The primary assumption changes were decreases in the interest rate, the salary increase rate and the payroll growth rate. Other changes were made to the rates of termination, service retirement and disability retirement and to assumed administrative expenses and option selections. The attached "Actuarial Cost Method and Assumptions" exhibit describes these changes in more detail.

The valuation shows that the normal cost is 21.76% of payroll and there is an unfunded actuarial accrued liability of \$4.1 million. The funded ratio has increased to 0.817 as of August 31, 1994. Total contributions of 20.73% of payroll are currently available to finance the liabilities of the JRSII, which is not sufficient to fund the normal cost. We are of the opinion that the financing of the Judicial Retirement System of Texas Plan Two would be adequate and the System would be actuarially sound if the contribution were increased to 22.54% of payroll, so that it funds the normal cost and amortizes the unfunded liability over 31.0 years.

Leslie P. Finertie

Leslie P. Finertie
Fellow of the Society of Actuaries
Member of the American Academy of Actuaries
Enrolled Actuary

Steven R. Rusher

Steven R. Rusher
Fellow of the Society of Actuaries
Member of the American Academy of Actuaries
Enrolled Actuary

LPF.SRR:ak

Enclosures

EMPLOYEES RETIREMENT FUND

ACTUARIAL BALANCE SHEET

	<u>August 31, 1994</u>		<u>August 31, 1993</u>
	<u>After Changes</u>	<u>Before Changes</u>	
Actuarial Assets:			
Actuarial Value of Assets	\$9,602,372,263	\$9,621,580,529	\$8,792,449,314
Actuarial Present Value of Future Contributions			
By current members	2,560,116,211	2,593,052,068	2,374,112,894
Employer normal costs	2,491,419,759	2,548,105,833	2,326,630,636
Unfunded/(overfunded) actuarial accrued liability	<u>(619,391,251)</u>	<u>(574,639,921)</u>	<u>(302,317,235)</u>
Total	<u>\$4,432,144,719</u>	<u>\$4,566,517,980</u>	<u>\$4,398,426,295</u>
Total	\$14,034,516,982	\$14,188,098,509	\$13,190,875,609
Actuarial Liability:			
Actuarial Present Value of Benefits:			
Active Members			
— service retirement	\$9,070,378,523	\$9,464,847,365	\$9,379,105,842
— nonoccupational disability	355,751,971	342,763,523	318,634,001
— occupational disability	68,398,277	63,700,917	58,135,591
— preretirement death	282,748,472	279,718,323	267,555,531
— termination	<u>595,310,696</u>	<u>491,832,535</u>	<u>453,924,023</u>
— total	<u>\$10,372,587,939</u>	<u>\$10,642,862,663</u>	<u>\$10,477,354,988</u>
Inactive Members			
Annuitants	<u>3,509,989,729</u>	<u>3,397,416,981</u>	<u>2,567,234,736</u>
Total	\$14,034,516,982	\$14,188,098,509	\$13,190,875,609

SUMMARY OF ACTUARIAL VALUATION RESULTS

Total Contribution Rate			
— fiscal years 1994 and 1995	12.450%	12.450%	12.450%
— thereafter	13.400%	13.400%	13.400%
Normal Cost			
— dollars	\$475,170,006	\$478,135,592	\$434,890,474
— percent of payroll	12.224%	12.282%	12.268%
Contribution Available to Amortize UAAL			
— fiscal years 1994 and 1995	0.226%	0.168%	0.182%
— thereafter	1.176%	1.118%	1.132%
Actuarial Accrued Liability	\$8,982,981,012	\$9,046,940,608	\$8,490,132,079
Amortization Period in Years	0.0	0.0	0.0
Funded Ratio	1.069	1.064	1.036
Valuation Payroll	\$3,887,356,125	\$3,892,784,508	\$2,544,900,174
Contributing Members	153,920	153,920	145,506

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LAW ENFORCEMENT AND CUSTODIAL OFFICERS SUPPLEMENTAL RETIREMENT FUND

ACTUARIAL BALANCE SHEET

	<u>August 31, 1994</u>		<u>August 31, 1993</u>
	<u>After Changes</u>	<u>Before Changes</u>	
<u>Actuarial Assets:</u>			
Actuarial Value of Assets	\$396,338,976	\$397,853,526	\$371,530,918
Actuarial Present Value of Future Contributions			
Employer normal costs	150,873,023	197,331,036	161,735,202
Unfunded/(overfunded) actuarial accrued liability	<u>(246,552,659)</u>	<u>(230,488,905)</u>	<u>(221,259,977)</u>
Total	<u>(95,679,636)</u>	<u>(33,157,869)</u>	<u>(59,524,775)</u>
Total	\$300,659,340	\$364,695,657	\$312,006,143
<u>Actuarial Liability:</u>			
Actuarial Present Value of Benefits:			
Active Members			
— service retirement	\$249,980,841	\$314,459,744	\$276,555,220
— death benefit plan	5,477,125	5,610,122	4,940,104
— occupational disability	<u>4,940,548</u>	<u>5,212,289</u>	<u>4,260,847</u>
— total	\$260,398,514	\$325,282,155	\$285,756,171
Inactive Vested Members	124,964	121,726	64,870
Annuitants	<u>40,135,862</u>	<u>39,291,776</u>	<u>26,185,102</u>
Total	\$300,659,340	\$364,695,657	\$312,006,143

SUMMARY OF ACTUARIAL VALUATION RESULTS

Total Contribution Rate			
— fiscal years 1994 and 1995	0.00%	0.00%	0.00%
— thereafter	2.13%	2.13%	2.13%
Normal Cost			
— dollars	\$12,750,898	\$15,524,752	\$12,820,051
— percent of payroll	1.457%	1.775%	1.789%
Contribution Available to Amortize UAAL			
— fiscal years 1994 and 1995	(1.457%)	(1.775%)	(1.789%)
— thereafter	0.673%	0.355%	0.341%
Actuarial Accrued Liability	\$149,786,317	\$167,364,621	\$150,270,941
Amortization Period in Years	0.0	0.0	0.0
Funded Ratio	2.646	2.377	2.472
Valuation Payroll	\$875,015,281	\$874,431,498	\$716,804,343
Contributing Members	33,294	33,294	26,341

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JUDICIAL RETIREMENT SYSTEM OF TEXAS PLAN TWO

ACTUARIAL BALANCE SHEET

	<u>August 31, 1994</u>		<u>August 31, 1993</u>
	<u>After Changes</u>	<u>Before Changes</u>	
Actuarial Assets:			
Actuarial Value of Assets	\$18,141,615	\$17,709,857	\$12,714,330
Actuarial Present Value of Future Contributions			
By current members	14,760,852	13,783,974	13,854,828
Employer normal costs	32,530,872	26,687,228	26,728,770
Unfunded/(overfunded) actuarial accrued liability	<u>4,056,364</u>	<u>3,718,645</u>	<u>4,205,953</u>
Total	<u>\$61,348,088</u>	<u>\$44,189,847</u>	<u>\$44,789,551</u>
Total	\$69,489,703	\$61,899,704	\$57,503,881
Actuarial Liability:			
Actuarial Present Value of Benefits:			
Active Members			
— service retirement	\$59,721,366	\$51,581,459	\$47,483,698
— disability	2,939,194	2,883,860	3,016,022
— preretirement death	2,732,089	2,293,996	2,192,182
— termination	<u>3,592,161</u>	<u>4,643,670</u>	<u>4,372,472</u>
— total	<u>\$68,984,810</u>	<u>\$61,402,985</u>	<u>\$57,064,374</u>
Inactive Members			
— total	226,558	226,558	162,162
Annuitants			
— total	<u>278,335</u>	<u>270,161</u>	<u>277,345</u>
Total	\$69,489,703	\$61,899,704	\$57,503,881

SUMMARY OF ACTUARIAL VALUATION RESULTS

Total Contribution Rate	20.73%	20.73%	20.73%
Normal Cost			
— dollars	\$4,581,673	\$4,131,284	\$3,923,690
— percent of payroll	21.76%	19.62%	19.31%
Contribution Available to Amortize UAAL	(1.03%)	1.11%	1.42%
Actuarial Accrued Liability	\$22,197,979	\$21,428,502	\$16,920,283
Amortization Period in Years	N/A	17.2	16.0
Funded Ratio	0.817	0.826	0.751
Valuation Payroll	\$21,057,348	\$21,057,348	\$20,324,608
Contributing Members	246	246	239

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ACTUARIAL COST METHOD AND ASSUMPTIONS

EMPLOYEES RETIREMENT FUND

The actuarial cost method used was the entry age actuarial cost method. The calculation of the years required to amortize the unfunded actuarial accrued liability assumes that the unfunded actuarial accrued liability is amortized as a level percent of payroll which is the total contribution rate minus the normal cost contribution rate. The total contribution rate is set by statute, so the variable from year to year is the amortization period. The payroll is assumed to increase 5.0% annually. As of the valuation date, the Fund had an overfunded actuarial accrued liability. Therefore, there is no amortization period. Actuarial gains and losses are recognized as they occur each year, and they increase or decrease the overfunded actuarial accrued liability.

Included in the actuarial assumptions are an assumed rate of investment return of 8.0% per year and assumed rates of salary increase. The salary increase assumption is for individual members and includes expected inflationary increases of 4.0% per year plus merit, promotion and longevity increases. This assumption differs from the payroll increase assumption of 5.0% per year, which is for the aggregate payroll of all contributing members and which consists of 4.0% for inflationary salary increases plus 1.0% for the aggregate effect of changes in salary distribution and of merit, promotion and longevity increases.

Changes In Actuarial Assumptions and Methods

The actuarial assumptions for the Employees Retirement Fund were modified effective August 31, 1994. A summary of those changes follows.

	<u>After Changes</u>	<u>Before Changes</u>
■ Interest Rate	8.0%	8.5%
■ Across-the-Board Salary Increases	4.0%	5.0%
■ Payroll Growth	5.0%	7.0%
■ Merit, Promotion and Longevity	Modified to recognize larger increases in early years. Also, different rates adopted for LECOs	Rates vary with entry age and service
■ Termination		
— Regular State Employees	Modified to recognize recent experience	Rates vary with gender, entry age, and service
— LECO Members	Modified to recognize recent experience	Rates vary with gender, entry age, and service
— Elected Class Members	Higher flat rate	Flat rate
■ Active Mortality		
— Regular State Employees	Lower rates for occupational	Rates vary with gender, attained age and occupational/nonoccupational
— LECO Members	Lower rates for nonoccupational	Rates vary with gender, attained age and occupational/nonoccupational

Towers Perrin

	<u>After Changes</u>	<u>Before Changes</u>
<ul style="list-style-type: none"> ■ Disability Retirement <ul style="list-style-type: none"> — Regular State Employees 	Higher occupational and nonoccupational rates	Rates vary with gender, attained age and occupational/nonoccupational
<ul style="list-style-type: none"> ■ Service Retirement <ul style="list-style-type: none"> — Regular State Employees — LECO Members — Elected Class Members 	Lower rates	Rates vary with gender, entry age, and service
<ul style="list-style-type: none"> ■ Sick Leave Accruals 	Lower accrual rates	Expected accrual rates tied to years of service
<ul style="list-style-type: none"> ■ Death Benefit Factor 	Slight changes	Explicit factors
<ul style="list-style-type: none"> ■ Optional Disability Retirement 	Slight changes	Expected elections vary by gender
<ul style="list-style-type: none"> ■ ERS/TRS Transfer 	New procedure: Former ERS members currently contributing to TRS assumed to retire when first eligible with annual pay increases of 5.5% under TRS	N/A

In addition to the changes in actuarial assumptions summarized above, the actuarial methodology for valuing assets changed.

	<u>After Changes</u>	<u>Before Changes</u>
<ul style="list-style-type: none"> ■ Actuarial Valuation of Assets 	5-year smoothing of market value of equities, amortized value of bonds, and carrying value (net of depreciation) of other assets and liabilities	24-month average of market value of equities, plus amortized value of bonds, plus market value of cash equivalents, plus depreciated value of fixed assets

LAW ENFORCEMENT AND CUSTODIAL OFFICER SUPPLEMENTAL RETIREMENT FUND

The actuarial cost method used was the entry age actuarial cost method. The calculation of the years required to amortize the unfunded actuarial accrued liability assumes that the unfunded actuarial accrued liability is amortized as a level percent of payroll which is the total contribution rate minus the normal cost contribution rate. The total contribution rate is set by statute, so the variable from year to year is the amortization period. The payroll is assumed to increase 4.5% annually. As of the valuation date, the Fund had an overfunded actuarial accrued liability. Therefore, there is no amortization period. Actuarial gains and losses are recognized as they occur each year, and they increase or decrease the overfunded actuarial accrued liability.

Towers Perrin

The actuarial assumptions include an assumed rate of investment return of 8.0%. The other actuarial assumptions are the same as those used for the law enforcement and custodial officers in the actuarial valuation of the ERF. They include assumed rates of salary increase of 4.0% for inflation plus adjustments for merit, promotion and longevity.

The actuarial assumptions were modified effective August 31, 1994. Except for the variations indicated below, the same changes in actuarial assumptions and methods were made for the LECOSRF Program and the ERS Program.

	<u>After Changes</u>	<u>Before Changes</u>
■ Administrative Expense	0.15% of Assets	0.10% of Assets
■ Payroll Growth Assumption	4.50%	7.00%

JUDICIAL RETIREMENT SYSTEM OF TEXAS PLAN TWO

The actuarial cost method used was the entry age actuarial cost method. The calculation of the years required to amortize the unfunded actuarial accrued liability assumes that the unfunded actuarial accrued liability is amortized as a level percent of payroll which is the total contribution rate minus the normal cost contribution rate. The total contribution rate is set by statute, so the variable from year to year is the amortization period. The payroll is assumed to increase 6.5% annually. Actuarial gains and losses are recognized as they occur each year, and they decrease or increase the unfunded actuarial accrued liability.

Included in the actuarial assumptions are an assumed rate of investment return of 8.0% per year and assumed across-the-board salary increases of 6.0% plus expected increases averaging 0.5% due to movement to a higher court. The payroll growth assumption is 6.5% per year.

The actuarial assumptions were modified effective August 31, 1994. Except for the variations indicated below, the same actuarial assumption changes and methods were made for JRSII and ERS members.

	<u>After Changes</u>	<u>Before Changes</u>
■ Across-the-Board Salary Increases	6.00%	6.75%
■ Merit, Promotion and Longevity (movement to a higher court)	0.50%	0.25%
■ Payroll Growth	6.50%	7.75%
■ Administrative Expense	0.50% of Assets	0.25% of Assets
■ Termination	Reduced flat rate	Flat rate
■ Service Retirement	Higher rates below age 65 and lower rates from 65 to 69	Rates vary only with age, applied to members eligible to retire

Towers Perrin

Glossary of Actuarial Terminology

Selected items from the Actuarial Balance Sheets have been defined in this section.

Employees Retirement System (ERS) Fund

1. *Actuarial Value of Assets* represents the actuarial value of the assets held by the System as of the valuation date, as shown in the annual report for the year ended with the valuation date. Schedule 1 shows the distribution of the assets of the System by type. The actuarial value of assets is adjusted market value for corporate stocks, cost for commercial notes, and adjusted cost for bonds (original cost adjusted for amortization of premium or accrual of discount).
2. *Actuarial Present Value of Future Contributions:*
 - a. *Actuarial Present Value by Current Members* is equal to the actuarial present value of future contributions (6% of pay) to be made by present members of the System and represents the value of future normal cost contributions to be borne by present members. Actuarial present value is the value of an amount or series of amounts payable or receivable at various times in the future, determined as of a given date (the valuation date) by the application of the actuarial assumptions.
 - b. *Actuarial Present Value of Employer Normal Costs* is equal to the actuarial present value of that portion of the future normal cost contributions to be made by the State of Texas on behalf of present members of the System. The sum of 2(a) and 2(b) is the total actuarial present value of future normal cost contributions for present members.
 - c. *Unfunded (Overfunded) Actuarial Accrued Liability* is equal to the excess (deficit) of the total actuarial present value of benefits (Item 3) over (under) the sum of the assets (Item 1) and the actuarial present value of future normal cost contributions [Items 2(a) and 2(b)].
3. *Actuarial Present Value of Benefits:*
 - a. *Active Members* represents the actuarial present value of future benefits to be paid to present contributing members who will become beneficiaries in the future. The actuarial present values are shown for each of five types of benefits for the Employees Retirement System (ERS).
 - b. *Inactive Members* represents the actuarial present value of future benefits to be paid to members who were inactive as of the valuation date and who will become beneficiaries in the future. The liability for inactive vested members includes prospective service retirement and death benefits. The liability for inactive nonvested members is equal to the members' accumulated contributions.
 - c. *Annuitants* represents the actuarial present value of future benefit payments on account of retirees, survivors of a retiree, and survivors of a deceased member.

Employees Retirement System of Texas

*Glossary of Actuarial Terminology
(continued)*

Employees Retirement System (ERS) Fund

Total Contribution Rate consists of an employee contribution rate of 6% of compensation and a state contribution rate of 6.45% of the compensation of all members, as called for in the state law governing the System.

Normal Cost is that portion of the actuarial present value of benefits which is allocated to a valuation year by the Entry Age Actuarial Cost Method. It is expressed as both a percent of compensation and in total dollars. When expressed as a percent of compensation, it is equal to the actuarial present value at hire of projected benefits divided by the actuarial present value at hire of anticipated future compensation. It is calculated for each entry age group, and the average is determined for all members, weighted by compensation.

Refer to the table at the end of this glossary of terms for the distribution of the normal cost by type of benefit, expressed as a percent of pay for each System.

Contribution Available to Amortize the Unfunded Actuarial Accrued Liability represents the difference between the total contribution rate and the normal cost which goes toward amortizing the unfunded actuarial accrued liability, if any exists.

Actuarial Accrued Liability equals the total actuarial present value of future benefits (Item 3) minus the actuarial present value of future normal cost contributions [Items 2(a) and 2(b)]. Actuarial accrued liability is that portion, as determined by the Entry Age Actuarial Cost Method, of the actuarial present value of benefits which is not provided for by future normal cost contributions.

Amortization Period in Years represents the number of years that the percent of payroll available to amortize the unfunded actuarial accrued liability would have to be applied against any unfunded liability before it would be fully amortized. The amortization period assumes that contribution rates remain the same and the actuarial assumptions prove to be reasonable in the aggregate over the period of years. When the fund has an overfunded actuarial accrued liability, there is no amortization period.

Funded Ratio is the ratio of assets (Item 1) to the actuarial accrued liability.

Valuation Payroll represents the payroll of the members as of the valuation date multiplied by 12 months. The payroll is involved only in the determination of the period required to amortize any unfunded actuarial accrued liability.

Contributing Members excludes those members who retired on August 31, 1994, because they were included as retirees in the valuation.

Employees Retirement System of Texas

Glossary of Actuarial Terminology
(continued)

Law Enforcement and Custodial Officer Supplemental Retirement (LECOS) Fund
(Includes only those items which are different from the ERS Fund)

2. *Actuarial Present Value of Future Contributions:*

Item 2(a) under the ERS does not apply to the LECOS because the LECOS members do not contribute to the plan. For the biennium beginning September 1, 1993 and ending August 31, 1995, the State ceased funding the plan with motor vehicle inspection fees. On September 1, 1995 the State will begin contributing 2.13% of the payroll of LECOS Plan Members.

- a. *Actuarial Present Value of Employer Normal Costs* is equal to the actuarial present value of that portion of the future normal cost contributions to be made by the State of Texas on behalf of the present active LECOS members.
- b. *Unfunded (Overfunded) Actuarial Accrued Liability* is equal to the excess (deficit) of the total actuarial present value of benefits (Item 3) over (under) the sum of the assets (Item 1) and the actuarial present value of future normal cost contributions [Item 2(a)].

3. *Actuarial Present Value of Benefits:*

- a. *Active Members* portion of the actuarial present values of benefits are shown for each of three types of benefits in the LECOS Fund.
- b. *Inactive Vested Members* represents the actuarial present value of future benefits to be paid to members who were inactive as of the valuation date and who will become beneficiaries in the future. The liability for inactive vested members includes prospective service retirement and death benefits. The LECOS does not have any Inactive Nonvested Members.

Expected Contribution is based on estimated motor vehicle inspections.

Normal Cost - Refer to the table at the end of this glossary of terms for the distribution of the normal cost by type of benefit expressed as a percent of pay for each System.

Contribution Available to Amortize the Unfunded Actuarial Accrued Liability represents the difference between the total expected contribution and the normal cost (expressed in dollars) which goes toward amortizing the unfunded actuarial accrued liability, if any exists.

Actuarial Accrued Liability equals the total actuarial present value of future benefits (Item 3) minus the actuarial present value of future normal cost contributions [Item 2(a)].

*Glossary of Actuarial Terminology
(concluded)*

Judicial Retirement System of Texas Plan Two (JRS II) Fund
(Includes only those items which are different from the ERS Fund)

3. *Actuarial Present Value of Benefits:*

- a. *Active Members* represents the actuarial present value of future benefits to be paid to present contributing members who will become beneficiaries in the future. The actuarial present values are shown for each of four types of benefits.
- c. *Annuitants* represents the actuarial present value of future benefit payments on account of retirees, survivors of a retiree, and survivors of a deceased member. The JRS II had one retiree as of the August 31, 1994 valuation date.

Total Contribution Rate consists of an employee contribution rate of 6% of compensation and a state contribution rate that is actuarially redetermined for each biennium.

Normal Cost - Refer to the table at the end of this glossary of terms for the distribution of the normal cost by type of benefit expressed as a percent of pay for each System.

Distribution of Normal Cost as a percent of payroll for each System as of August 31, 1994:

<u>Benefit</u>	<u>System</u>		
	<u>ERS</u>	<u>LECOS</u>	<u>JRS II</u>
	%	%	%
Service Retirement	9.534	1.309	18.61
Nonoccupational Disability	0.412	-	0.82
Occupational Disability	0.116	0.050	-
Death	0.336	0.027	0.81
Termination	1.441	-	1.06
Expenses	0.385	0.071	0.46
Total	12.224	1.457	21.76

Issued in Austin, Texas, on February 13, 1995.

TRD-9501803 Charles D. Travis
Executive Director
Employees Retirement System of Texas

Filed: February 13, 1995

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Texas Employment Commission
Announcement of Available Funds and
Request for Proposals

Summary: The Texas Employment Commission is pleased to announce the availability of One-Stop Career Center System funds from the U.S. Department of Labor (DOL). The purpose of the funds is to assist local areas in establishing a system that organizes DOL and other employment and training programs into settings that provide

universal access, integrate program functions, offer choices to job seekers as well as employers and use outcome-based performance measures. The minimum services that must be available through the system include labor market information, common intake and eligibility determination, independent assessment, case management and counseling, referral for services, supportive services and extensive services for employers. At the end of the first year of operation, the following programs must be included within the one-stop system: Employment Service, Veterans Employment Service, Job Training Partnership Act (JTPA), Senior Community Service Employment Program, Unemployment Insurance Program, Food Stamp Employment and Training, JOBS, Adult Education, Literacy, Perkins Act post-secondary programs, Trade Adjustment Assistance and School-to-Work.

Funds will be awarded on a competitive basis to public or private agencies which can demonstrate the capability to administer federal funds and perform services and which

meet the criteria established by the Texas Council on Workforce and Economic Competitiveness (TCWEC). Minimum criteria include developing a three year plan for the workforce development area, demonstrating community support, separating the role of administrative entity and/or center operator from the role of education and training provider, securing partnership agreements between the Texas Employment Commission and the Service Delivery Area of the JTPA, demonstrating support of the chief elected officials, submitting plans that reflect integration of service and information that goes beyond collocation, being reviewed at the local level by local workforce advisory bodies, having a direct or in-kind funding base for multiple sources, include employer services and being submitted from a designated workforce development area or, if the area is undesignated, being submitted by a JTPA Service Delivery Area or a consortium of Service Delivery Areas.

Application Deadline: Proposals must be received by March 29, 1995 at 5:00 p.m. or postmarked not later than March 27, 1995. Request for Proposals may be mailed to One-Stop Systems, Room 458-T, Texas Employment Commission, 101 East 15th Street, Austin, Texas 78778-0001, (512) 463-7750.

Proposal Funding Awards: It is anticipated that awards will be in the range of \$150,000 to \$250,000 and that up to seven areas of the state will be funded. Complete applications from eligible entities will be evaluated by a team of inter-agency state staff members utilizing criteria established by TCWEC. A bidders conference will be held from 1:30-3:30 p.m. on February 17, 1995 in Room 302T, 1117 Trinity, Austin, Texas, but attendance is not mandated in order to submit an application. Additional funding may be provided for two subsequent years contingent upon satisfactory performance and availability of funds from the federal level.

Issued in Austin, Texas, on February 3, 1995.

TRD-9501684 C. Ed Davis
Deputy Administrator for Legal Affairs
Texas Employment Commission

Filed: February 9, 1995

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**Texas Department of Human Services
Consultant Contract Award Amendment**

In accordance with the Government Code, Chapter 2254, Subchapter B, the Texas Department of Human Services (TDHS) announces an amendment to a consultant contract award. The invitation for consultant proposals was published in the October 28, 1994, issue of the *Texas Register* (19 TexReg 8642). The notice of consultant contract award was published in the February 7, 1995, issue of the *Texas Register* (20 TexReg 910). TDHS publishes herein an amendment to the contract start and end date. **Amount and Duration of Contract:** The total amount of the contract will not exceed \$130,000. The contract begins on February 15, 1995, and expires on June 15, 1995.

Issued in Austin, Texas, on February 10, 1995.

TRD-9501752 Nancy Murphy
Section Manager, Media and Policy
Services
Texas Department of Human Services

Filed: February 10, 1995

**Texas Natural Resource Conservation
Commission**

Enforcement Orders

An agreed enforcement order was entered regarding Jesse H. Bain, Docket Number 95-0209-WWD-E (Water Well Drillers License Number 1487WPK) on February 3, 1995, assessing \$1,000 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Kathy Keils, Staff Attorney, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-0678.

An agreed enforcement order was entered regarding Claude Davis, Docket Number 95-0210-WWD-E (Water Well Drillers License Number 2983W) on February 3, 1995, assessing \$500 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Kathy Keils, Staff Attorney, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-0678.

An agreed enforcement order was entered regarding Everhart Park Limited, Docket Number 95-0191-PST-E/Enforce ID E10619 (TNRCC Facility I.D. 61540) on February 3, 1995, assessing \$600 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Raymond Winter, Staff Attorney, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-0600.

An agreed enforcement order was entered regarding Hill Country Utilities, Docket Number 94-0162-IWD-E (Permit Number 11402-01) on February 3, 1995, assessing \$15,000 in administrative penalties with \$7,500 deferred.

Information concerning any aspect of this order may be obtained by contacting Bill Zukauckas, Hearings Examiner, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-4100.

An agreed enforcement order was entered regarding Russell D. Johnson doing business as Johnson Pump Company, Docket Number 94-0596-SLG-E (TNRCC Registration Number 20432) on February 3, 1995, assessing \$4,760 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Kathy Keils, Staff Attorney, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-0678.

An agreed enforcement order was entered regarding Richard Keenar, Docket Number 95-0212-WWD-E (Water Well Drillers License Number 1789W) on February 3, 1995, assessing \$1,000 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Kathy Keils, Staff Attorney, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-0678.

An agreed enforcement order was entered regarding John W. Kraatz, Jr., Docket Number 95-0211-WWD-E (Water Well Drillers License Number 1986W) on February 3, 1995, assessing \$250 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Kathy Keils, Staff Attorney, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-0678.

An agreed enforcement order was entered regarding Doyle Murphee, Docket Number 95-0222-WWD-E (No Water Well Drillers License Number) on February 3, 1995, assessing \$500 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Kathy Keils, Staff Attorney, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-0678.

An agreed enforcement order was entered regarding Larry Nance, Docket Number 95-0213-WWD-E (No Water Well Drillers License Number) on February 3, 1995, assessing \$250 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Kathy Keils, Staff Attorney, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-0678.

An agreed enforcement order was entered regarding J. D. and K. B. Patel doing business as Budget Inn, Docket Number 95-0153-MWD-E (No Permit) on February 3, 1995, assessing \$8,400 in administrative penalties with \$7,900 deferred.

Information concerning any aspect of this order may be obtained by contacting Gene Snelson, Staff Attorney, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-0581.

An agreed enforcement order was entered regarding Tray Phelps, Docket Number 95-0214-WWD-E (Water Well Drillers License Number 2739WP) on February 3, 1995, assessing \$7,000 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Kathy Keils, Staff Attorney, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-0678.

An agreed enforcement order was entered regarding the Southland Corporation, Docket Number 95-0225-PST-E/Enforce I.D. E10704 (TNRCC Facility I. D. 55615) on February 3, 1995, assessing \$86,400 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Raymond Winter, Staff Attorney, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-0477.

An agreed enforcement order was entered regarding Joe Vernor, Docket Number 95-0216-WWD-E (Water Well Drillers License Number 1867W) on February 3, 1995, assessing \$250 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Kathy Keils, Staff Attorney, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-0678.

An agreed enforcement order was entered regarding T-B Soils, Inc., Docket Number 95-0147-MSW-E (MSW Unauthorized Site Number 31177) on February 3, 1995, assessing \$9,200 in administrative penalties with \$8,200 deferred.

Information concerning any aspect of this order may be obtained by contacting Margaret Ligarde, Staff Attorney, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-0668.

Issued in Austin, Texas, on February 10, 1995.

TRD-9501758
Gloria A Vasquez
Chief Clerk
Texas Natural Resource Conservation
Commission

Filed: February 10, 1995

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**Extension of Deadline for Written
Comments**

The Texas Natural Resource Conservation Commission (TNRCC) has extended its deadline to receive written comments for the proposed amendments to §§307.2-307.10, concerning the Texas Surface Water Quality Standards, as published in the December 30, 1994, issue of the *Texas Register* (19 TexReg 10479) and the proposed amendments to §§279.1-279.13, concerning water quality certification of federal licenses and permits pursuant to §401 of the Federal Clean Water Act, as published in the December 27, 1994, issue of the *Texas Register* (19 TexReg 10309). The deadline for receipt of written comments to the proposed changes was originally published as 30 days after the date of their respective publication but has been extended to February 28, 1995 for both proposed rule packages.

For further information contact Charles Bayer or Mark Fischer, TNRCC, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-4606.

Issued in Austin, Texas, on February 13, 1995.

TRD-9501800
Kevin McCalla
Acting Director, Legal Division
Texas Natural Resource Conservation
Commission

Filed: February 13, 1995
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Notice of Applications for Waste Disposal Permits

Notices of Applications for waste disposal permits were issued during the period of January 30-February 10, 1995.

These applications are subject to a Commission resolution adopted August 18, 1993, which directs the Commission's Executive Director to act on behalf of the Commission and issue final approval of certain permit matters. The Executive Director will issue these permits unless one or more persons file written protests and/or a request for a hearing within 30 days after newspaper publication of this notice.

If you wish to request a public hearing, you must submit your request in writing. You must state your name, mailing address, and daytime phone number; the permit number or other recognizable reference to this application; the statement "I/we request a public hearing;" a brief description of how you, or the persons you represent, would be adversely affected by the granting of the application; a description of the location of your property relative to the applicant's operations; and your proposed adjustment to the application/permit which would satisfy your concerns and cause you to withdraw your request for hearing. If one or more protests and/or requests for hearing are filed, the Executive Director will not issue the permit and will forward the application to the Office of Hearings Examiners where a hearing may be held. In the event a hearing is held, the Office of Hearings Examiners will submit a recommendation to the Commission for final decision. If no protests or requests for hearing are filed, the Executive Director will sign the permit 30 days after newspaper publication of this notice or thereafter. If you wish to appeal a permit issued by the Executive Director, you may do so by filing a written Motion for Reconsideration with the Chief Clerk of the Commission no later than 20 days after the date the Executive Director signs the permit.

Information concerning any aspect of these applications may be obtained by contacting the Texas Natural Resource Conservation Commission, Chief Clerks Office-MC105, P.O. Box 13087, Austin, Texas 78711, (512) 239-3300.

Listed are the name of the applicant and the city in which the facility is located, type of facility, location of the facility, permit number and type of application-new permit, amendment, or renewal.

City of Arp; the wastewater treatment facilities; are approximately 0.5 mile south of the intersection of State Highway 135 and State Highway Spur 80 and approximately one mile northeast of the intersection of State Highway 135 and FM Road 345 in Smith County, Texas; 10511-01; renewal.

Al Gallo, Gallo Feeders; a cattle feedlot; the cattle feedlot is on the north side of Highway 87 approximately 4.5 miles northwest of the City of Dalhart, in Dallam County, Texas; amendment; 01687.

City of Athens; the North Wastewater Treatment Facilities; are east of One Mile Creek and approximately 3,100 feet northwest of the intersection of Prairieville, Street and State Highway 19 in the City of Athens in Henderson County, Texas; amendment; 10143-01.

Bethlehem Steel Corporation; a floating drydock and marine vessel repair facility; the plant site is on FM Road 82 approximately one mile south of the intersection of FM Road 87 and FM Road 82, on Pleasure Island, in the City of Port Arthur, Jefferson County, Texas; new; 03753.

City of Cameron; the Cameron Wastewater Treatment Facilities; the plant site is approximately 1,300 feet south-southeast of the intersection of U.S. Highways 190 and 77, State Highway 36 and Adams Street; and approximately one-half mile east of the intersection of Oak Street and Gillis Street in Milam County, Texas; renewal; 10004-01.

City of Celina; the wastewater treatment facilities; are on the North Westway Drive, approximately 2,500 feet north of the intersection of Westway Drive and FM Road 455 in Collin County, Texas; renewal; 10041-01.

Chevron Chemical Company Cedar Bayou Plant; the applicant operates the Cedar Bayou Chemical Plant; the plant site is at 9500 I-10 East in the City of Baytown, Harris County, Texas; renewal; 01006.

Chevron USA, Inc. doing business as Warren Petroleum Company; a liquid petroleum gas transport terminal; the plant site is approximately three miles west of Bridgeport and one mile north of Highway 380 in the City of Bridgeport, Wise County, Texas; new; 03732.

Chevron USA, Inc. doing business as Warren Petroleum Company; a liquid petroleum gas transport terminal; the plant site is approximately 2.5 miles northeast of Gladewater at the end of Barrow Lane off Highway 2275 in the City of Gladewater, Gregg County, Texas; new; 03732.

Chevron USA, Inc. doing business as Warren Petroleum Company; a liquid petroleum gas transport terminal; the plant site is approximately 2.5 miles northeast of Gladewater at the end of Barrow Lane off Highway 2275 in the City of Gladewater, Gregg County, Texas; new; 03733.

Chevron USA, Inc. doing business as Warren Petroleum Company; a liquid petroleum gas transport terminal; the plant site is south of Loop 322 at 4903 Eagle Pass Road in the City of Abilene, Taylor County, Texas; new; 03734.

Coastal Chemical Company, Inc.; a bulk storage facility for distribution of organic chemicals; the plant site is on the west side of Floerke Road (County Road 81-A), approximately 1,700 feet north of the intersection of Floerke Road and Lang Road in the City of Portland, San Patricio County, Texas; new; 03780.

City of Crockett; the North Wastewater Treatment Facilities; are on the west bank of Town Branch, approximately 2,000 feet north of the intersection of the Missouri-Pacific Railroad with State Loop 304 in Houston County, Texas; amendment; 10154-01.

Dean Cluck Cattle Company, Limited; a feedlot operation; the feedlot is three miles north and one and a half miles west of the intersection of FM Road 1060 and FM Road 1573 in Sherman County, Texas; new; 03795.

City of Del Rio Utility Commission; the San Felipe Wastewater Treatment Facilities; the plant site is approximately 3,500 feet southeast of the intersection of Hudson Street and Guylar Lane southeast of the City of Del Rio in Val Verde County, Texas; renewal; 10159-01.

City of Driscoll; the wastewater treatment facilities; are northeast of Driscoll, approximately 2,400 feet northeast of the intersection of FM Road 665 and U.S. Highway 77, approximately 2,600 feet southeast of the U.S. Highway 77 crossing of Petronilla Creek in Nueces County, Texas; renewal; 11541-01.

Harris County Fresh Water Supply District Number 61; the Barwood Wastewater Treatment Facilities; the wastewater facilities are approximately 3,500 feet south of Cypress-North Houston Road and 3,000 feet east of Huffmeister Road in Harris County, Texas; renewal; 10876-01.

Harris County Municipal Utility District Number 157; the wastewater treatment facilities are at 19355 Aspen Trail on the northern bank of Dinner Creek and approximately 2,000 feet south of FM Road 529 (Freeman Road) in Harris County, Texas; renewal; 11906-01.

Harris County Municipal Utility District Number 230; the wastewater treatment facilities are approximately 3,000 feet west of FM Road 149 (State Highway 249) and approximately 4,000 feet south of Cypress Creek in Harris County, Texas; renewal; 12877-01.

Lawrence Henry Homan, Jr.; the Lake Estates Wastewater Treatment Facilities; the plant site is approximately 1,000 feet west of the Red Bluff Road crossing of Taylor Lake; and 2,000 feet east of the intersection of Red Bluff Road and Kirby Road in Harris County, Texas; renewal; 13382-01.

Ingleside Properties, Inc.; the Enprotech Plant, which is presently inactive; the facility is designed for the treatment of oil field drilling muds; the facility is 1/2 mile south of FM Road 2725 on Bishop Road in the City of Ingleside, San Patricio County, Texas; renewal; 02717.

Nickey Lane Jones; a dairy; the dairy is on the west side of FM Road 1476, approximately three miles south of the Community of Proctor in Comanche County, Texas; new; 03773.

John Hancock Life Insurance Company and Cooperative Centrale Raiffeisen-Boerenleen Bank B.A. "Robobank Nederland"; the applicant operates Harborside Refrigerated Services, a cold storage warehouse; the plant site is at 16398 Jacintoport Boulevard approximately one mile northeast of the intersection of Jacintoport Boulevard and Sheldon Road in the City of Houston, Harris County, Texas; new; 03765.

City of Lytle; the wastewater treatment facilities; are approximately 2,300 feet southeast of the intersection of FM Road 3175 and Interstate Highway 35 in Atascosa County, Texas; renewal; 10096-01.

MBMS, Inc.; the wastewater facilities are approximately 0.5 mile northeast of Lake Conroe Dam and 0.75 mile west of Longmire Road in Montgomery County, Texas; new; 13766-01.

City of Mullin; the wastewater treatment facility; the plant site is approximately 3,100 feet south of the intersection of State Highway 183 and FM Road 573 and approximately 1,900 feet east of the FM Road 573 in the City of Mullin in Mills County, Texas; new; 13758-01.

North Alamo Water Supply Corporation; the wastewater treatment facility is to be approximately 1/3 mile south of State Highway 186 and 1/2 mile west of FM Road 1015 in Willacy County, Texas; new; 13747-01.

Orange County Water Control and Improvement District Number 1; the Oak Lane Wastewater Treatment Facilities; the wastewater treatment facilities are approximately 300 feet northwest of the intersection of Oak Lane and Ferndale Street in the City of Vidor in Orange County, Texas; renewal; 10875-01.

Poly-America, Inc. doing business as Polyco; a plastic reclamation facility; the plant site is at 8902 Broussard Road in extraterritorial jurisdiction of the City of Beaumont, Jefferson County, Texas; renewal; 03079.

City of Riesel; the wastewater treatment facilities; are approximately one half mile west of State Highway 6 on West Charles Street and on the east bank of West Sandy Creek in the City of Riesel in McLennan County, Texas; renewal; 11015-01.

Rontex, Inc.; a wastewater treatment facility; the plant site is approximately 0.5 mile northwest of the intersection of County Road 531 and County Road 603A in Johnson County, Texas; new; 13769-01.

River Bend Resort, Inc. and Valley Municipal Utility District Number 2; the waste treatment facility and irrigation site are approximately 4-1/2 miles northwest of the intersection of State Highway Spur 415 and State Highway 48 in Cameron County, Texas; renewal; 11348-02.

City of San Antonio; the Alamodome multi-purpose stadium; the plant site is at 101 Montana Street in the City of San Antonio, Bexar County, Texas; new; 03724.

Texas A&M University; the Brayton Firemen Training Field; the plant site is located on Nuclear Science Road, adjacent to Easterwood Airport and approximately two miles southwest of the main campus of Texas A&M University in the City of College Station, Brazos County, Texas; amendment; 02585.

Estate of Larry Thompson doing business as Thompson Water and Construction; the wastewater treatment facilities are approximately 0.2 mile east-northeast of the intersection of U.S. Highway 84 and FM Road 1580 in Freestone County, Texas; renewal; 11508-01.

City of Waller; the wastewater treatment facility; is at 102 Walnut Street, approximately 4,500 feet southeast of the intersection of U.S. Highway 290 and FM Road 362 in Waller County, Texas; amendment; 10310-01.

Quint Waggoner; a feedlot operation; the feedlot is on the east side of U.S. Highway 385, approximately 1.25 miles north of the intersection of U.S. Highway 385 and FM Road 145 in Castro County, Texas; new; 03754.

Wes-Tex Feed Yards, Inc.; cattle feedlot; the feedlot is on the south side of FM Road 1760 and approximately one mile west and one mile south of the intersection of U.S. Highway 84 and FM Road 1760 in Bailey County, Texas; amendment; 02371.

Issued in Austin, Texas, on February 10, 1995.

TRD-9501759 Gloria A. Vasquez
Chief Clerk
Texas Natural Resource Conservation
Commission

Filed: February 10, 1995

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**Notice of Opportunity to Comment on
Permitting Actions**

For the week ending February 10, 1995.

United States Department of the Army for renewal of Permit Number 02206 which authorizes the discharge of treated combined (industrial process and domestic) wastewater at a volume not to exceed an average flow of 1,500,000 gallons per day via Outfall 001 and a discharge

of domestic wastewater, film rinse, and cooling tower blowdown at a volume not to exceed an average flow of 50,000 gallons per day via Outfall 002. Plus, the discharge of industrial process wastewater, washdown water and stormwater at a volume not to exceed an average flow of 900,000 gallons per day via Outfall 003. The plant site is within the Red River Arsenal area which encompasses 19,000 acres and which is approximately 18 miles west of the City of Texarkana, Bowie County, Texas.

Approval of Golf Real Estate, Inc. doing business as The Woodlands Utility System to Transfer Water CCN Number 12402 from Midwest Links Corporation doing business as Woodlands at Canyon Lake in Comal County, Texas (Application Number 30649-S, Vera Poe).

Brazos River Authority for a minor amendment to Permit Number 11071-01 to authorize marketing and distribution and the application of Class "A" sludge on-site on property under the permittee's control. The existing permit authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 37,800,000 gallons per day, which will remain the same. The wastewater treatment facilities are on the southwest bank of the Brazos River approximately 4.5 miles downstream from the crossing Interstate Highway 35 and the Brazos River in McLennan County, Texas.

San Jacinto River Authority for a minor amendment to Permit Number 12597-01 in order to add an Interim II phase to discharge treated domestic wastewater effluent at a volume not to exceed an average flow of 2,600,000 gallons per day via Outfall 001. The proposed amendment also authorizes changing the method of disinfection from chlorination to ultraviolet radiation disinfection in accordance with 30 TAC §317.6(c)(2). The permit currently authorizes the discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 100,000 gallons per day in the Interim I phase and a final phase volume not to exceed an average flow of 3,250,000 gallons per day via Outfall 001, which will remain the same. The proposed amendment will enforce more stringent effluent limitations as needed, in order to meet existing applicable rules and regulations. The wastewater treatment plant is approximately 3.5 miles south of the intersection of FM Road 1488 and Interstate Highway 45 and approximately 2,000 feet northwest of the confluence of Bear Branch with Panther Branch in Montgomery County, Texas.

Brazos River Authority for a minor amendment to Permit Number 11318-01 to request the removal of the requirement of aerobically digest sludge prior to dewatering and composting, and is proposing to use the aerated static pile/windrow compost method after dewatering to comply with class "A" sludge requirements. The existing permit authorizes a discharge of treated domestic wastewater effluent at volume not to exceed an average flow of 10,000,000 gallons per day, which will remain the same. The plant site is approximately 3,000 feet south of FM Road 93 and 1 1/2 miles east of the intersection of FM Road 93 and Interstate Highway 35 in Bell County, Texas.

Approval of Great Western Utilities Company to amend Water CCN Number 11798 in Montgomery County, Texas (Application Number 30576-C, Albert Holck).

Approval of Great Western Utilities Company to amend Sewer CCN Number 20601 in Montgomery County, Texas (Application Number 30577-C, Albert Holck).

Approval of Hill County Water Supply Corporation to Transfer Water CCN Number 11925 from Kemp Hills Utility Corporation; Amend Water CCN Number 12485; Cancel Water CCN Number 11925 in Hays County, Texas (Application Number 30637-S, Albert Holck).

Application Number 21-3215A By the City of Three Rivers for a Texas Water Code, §11.122, Water Use Permit Application. Amendment to Certificate Number 21-3215 to change the purpose of use of 600 acre-feet of municipal water rights authorized by Certificate of Adjudication 21-3215 to industrial use, Frio River, Nueces River Basin, Live Oak County, Texas (Kellye Rila).

Approval of McBride and Toepich Properties, Inc. doing business as Arrowhead Water for a Water Certificate of Convenience and Necessity in Wilson County, Texas (Application Number 30497-C, Guillermo Zevallos).

Approval of Picoso Water Supply Corporation for a Water Certificate of Convenience and Necessity in Wilson County, Texas (Application Number 30644-C, Guillermo Zevallos).

Approval of Dr. M. A. Soliman doing business as Willowbrook Water System to Transfer Water CCN Number 12568 from Resolution Trust Corporation as Receiver for First Savings Bank of Hempstead, F.S.B. doing business as Willowbrook Water System in Waller County, Texas (Application Number 30528-S, Albert Holck).

Approval of Bexar Metropolitan Water District to Transfer Water CCN Number 11392 from Chaparral Water Utility Company, Inc.; Amend Water CCN Number 10675; and Cancel Water CCN Number 11392 in Bexar County, Texas (Application Number 30667-S, Guillermo Zevallos).

Issued in Austin, Texas, on February 10, 1995.

TRD-9501757
Gloria A. Vasquez
Chief Clerk
Texas Natural Resource Conservation
Commission

Filed: February 10, 1995

Provisionally-Issued Temporary Permits to Appropriate State Water

Listed below are permits issued during the period of February 6-10, 1995.

Application Number TA-7391 by Diamond Shamrock, Inc. also known as Sigmor Pipeline Company, for diversion of one acre-foot of water for a one-year period for industrial use (hydrostatic testing and directional drilling). Water may be diverted from the stream crossing at US 281, approximately six miles south of San Antonio, Bexar County, Texas, San Antonio River Basin.

Application Number TA-7392 by Houston Pipe Line Company for diversion of two acre-feet of water in a six-month period for industrial use (hydrostatic test). Water may be diverted from near the Highway 37 crossing of the Nueces River, approximately 15 miles northwest of Corpus Christi, Nueces County, Texas, Nueces River Basin.

Provisionally-Issued Temporary permits to appropriate state water are issued for a period of not more than one year and authorize the use of not more than ten acre-feet of water. The Executive Director of the TNRCC has reviewed each application for the permits listed and determined that sufficient water is available at the proposed

point of diversion to satisfy the requirements of the application as well as all existing water rights. Any person or persons who own water rights or who are lawful users of water on a stream affected by the temporary permits listed above and who believe that the diversion of water under the temporary permit will impair their rights may file a complaint with the TNRCC. The complaint can be filed at any point after the application has been filed with the TNRCC and the time the permit expires. The Executive Director shall make an immediate investigation to determine whether there is a reasonable basis for such a complaint. If a preliminary investigation determines that diversion under the temporary permit will cause injury to the complainant the commission shall notify the holder that the permit shall be cancelled without notice and hearing. No further diversions may be made pending a full hearing as provided in 30 TAC §295.174. Complaints should be addressed to Water Rights Permitting Section, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711, (512) 239-4433. Information concerning these applications may be obtained by contacting the Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711, (512) 239-3300.

Issued in Austin, Texas, on February 10, 1995

TRD-9501760 Gloria A Vasquez
Chief Clerk
Texas Natural Resource Conservation
Commission

Filed: February 10, 1995

Public Utility Commission of Texas

Notice of Application to Amend Certificate of Convenience and Necessity

Notice is given to the public of the filing with the Public Utility Commission of Texas of an application on January 26, 1995, to amend a Certificate of Convenience and Necessity pursuant to Sections 16(a), 17(e), 50, 52 and 54 of the Public Utility Regulatory Act. A summary of the application follows.

Docket Title and Number: APPLICATION OF PUBLIC UTILITIES BOARD OF BROWNSVILLE TO AMEND CERTIFICATED SERVICE AREA BOUNDARIES WITHIN CAMERON COUNTY, Docket Number 13881 before the Public Utility Commission of Texas

The Application: In Docket Number 13881, Public Utilities Board of Brownsville requests approval of its application to revise current certificated service area boundaries with Central Power and Light Company in Cameron County.

Persons who wish to intervene in the proceeding or comment upon action sought, should contact the Public Utility Commission of Texas, at 7800 Shoal Creek Boulevard, Suite 400N, Austin, Texas 78757, or call the Public Utility Commission Consumer Affairs Division at (512) 458-0256, or (512) 458-0221 for teletypewriter for the deaf within 15 days of this notice.

Issued in Austin, Texas, on February 8, 1995.

TRD-9501631 John M. Renfrow
Secretary of the Commission
Public Utility Commission of Texas

Filed: February 8, 1995

Notices of Intent to File Pursuant to Public Utility Commission Substantive Rule 23.27

Notice is given to the public of the intent to file with the Public Utility Commission of Texas an application pursuant to Public Utility Commission Substantive Rule 23.27 for approval of customer-specific PLEXAR-Custom Service for American Airlines, Fort Worth, Texas.

Docket Title and Number. Application of Southwestern Bell Telephone Company for PLEXAR-Custom Service for American Airlines pursuant to Public Utility Commission Substantive Rule. Docket Number 13915.

The Application. Southwestern Bell Telephone Company is requesting approval of an optional feature addition to the existing PLEXAR-Custom service for American Airlines. The geographic service market for this specific service is the Fort Worth, Texas area.

Persons who wish to comment upon the action sought should contact the Public Utility Commission of Texas, at 7800 Shoal Creek Boulevard, Austin, Texas 78757, or call the Public Utility Commission Consumer Affairs Division at (512) 458-0256, or (512) 458-0221 for teletypewriter for the deaf.

Issued in Austin, Texas, on February 8, 1995.

TRD-9501630 John M. Renfrow
Secretary of the Commission
Public Utility Commission of Texas

Filed: February 8, 1995

Notice is given to the public of the intent to file with the Public Utility Commission of Texas an application pursuant to Public Utility Commission Substantive Rule 23.27 for approval of customer-specific PLEXAR-Custom Service for NationsBanc Services, Inc., Houston, Texas.

Docket Title and Number. Application of Southwestern Bell Telephone Company for PLEXAR-Custom Service for NationsBanc Services, Inc. pursuant to Public Utility Commission Substantive Rule. Docket Number 13916.

The Application. Southwestern Bell Telephone Company is requesting approval of a 683-station addition to the existing PLEXAR-Custom service for NationsBanc Services, Inc. The geographic service market for this specific service is the Houston, Texas area.

Persons who wish to comment upon the action sought should contact the Public Utility Commission of Texas, at 7800 Shoal Creek Boulevard, Austin, Texas 78757, or call the Public Utility Commission Consumer Affairs Division at (512) 458-0256, or (512) 458-0221 for teletypewriter for the deaf.

Issued in Austin, Texas, on February 8, 1995.

TRD-8501629 John M. Renfrow
Secretary of the Commission
Public Utility Commission of Texas

Filed: February 8, 1995

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Texas Structural Pest Control Board
Correction of Error

The Texas Structural Pest Control Board adopted new §595.14. The rule appeared in the February 7, 1995, issue of the *Texas Register* (20 TexReg 893).

In §595.14(e), line 16, the word "substituted" was in error, it should read "...and which can be substantiated by the..."

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Texas Water Development Board
Applications Received

Pursuant to the Texas Water Code, §6.195, the Texas Water Development Board provides notice of the following applications received by the Board.

South Plains Underground Water Conservation District, HCR 4, Box 79, Brownfield, Texas 79316, received January, 19, 1995, application for additional financial assistance in the amount of \$55,000 from the Agricultural Water Conservation Fund.

City of Willis, P.O. Box 436, Willis, Texas 77378, received January 3, 1995, application for application for assistance in the amount \$1,280,000 from the Water Supply Account of the Texas Water Development Fund and the State Water Pollution Control Revolving Fund.

City of Crandall, P.O. Box 277, Crandall, Texas 75114-0277, received December 29, 1994, application for financial assistance in the amount of \$1,965,000 from the State Water Pollution Control Revolving Fund.

City of Needville, P.O. Box 527, Needville, Texas 77461, received August, 3, 1994, application for financial assistance in the amount of \$1,000,000 from the State Water Pollution Control Revolving Fund.

City of Mission, 900 Doherty, Mission, Texas 78572, received January 31, 1995, application for an increase in financial assistance in the amount of \$650,000 from the State Water Pollution Control Revolving Fund.

City of El Paso, Public Service Board, 1154 Hawkins Boulevard, El Paso, Texas 79925, received December 21, 1994, application for financial assistance in the amount of \$750,000 from the Border Regionalization Fund of the Water Loan Assistance Fund, which will require transfer of funds from the Water Assistance Fund to the Water Loan Assistance Fund.

Fort Bend Flood Control Water Supply Corporation, received December 23, 1994, application for additional fi-

ancial assistance in an amount of \$6,850,000 from the Flood Control Account of the Texas Water Development Fund.

Zapata County, P.O. Box 99, Zapata, Texas 78076, received December 7, 1994, application for financial assistance in an amount not to exceed \$51,000 from the Research and Planning Fund.

City of Rio Hondo, P.O. Box 389, Rio Hondo, Texas 78583, received January 18, 1995, application for financial assistance in an amount not to exceed \$39,375 from the Research and Planning Fund.

Additional information concerning this matter may be obtained from Craig D. Pedersen, Executive Administrator, P.O. Box 13231, Austin, Texas 78711.

Issued in Austin, Texas, on February 9, 1995.

TRD-9501671 Suzanne Schwartz
General Counsel
Texas Water Development Board

Filed: February 9, 1995

Notice of Meeting

The Trans-Texas Water Program Policy Management Committee will meet at the Marriott at the Capitol, Atrium Room, 701 East 11th Street, Austin, Texas, on March 1, 1995, at 9:00 a.m. Information may be obtained from Dennis Crowley, P. O. Box 13231, Austin, Texas 78711-3231, (512) 463-7976.

Issued in Austin, Texas, on February 10, 1995.

TRD-9501710 Suzanne Schwartz
General Counsel
Texas Water Development Board

Filed: February 10, 1995

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Texas Council on Workforce and
Economic Competitiveness

Review and Comment of the U.S.
Department of Labor One-Stop Career
Center Local Learning Laboratories
Local Grant Proposals

The Texas Council on Workforce and Economic Competitiveness is coordinating the state review and comment process regarding the U.S. Department of Labor One-Stop "Local Learning Laboratories" Grant Proposals. Please call John Fuller at (512) 912-7164 or Gala Gibler at (512) 912-7162 for more information.

Issued in Austin, Texas, on February 6, 1995.

TRD-9501640 Joe H. Thrash
General Counsel
Texas Council on Workforce and Economic
Competitiveness

Filed: February 8, 1995