

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Withdrawn Rules - sections withdrawn by state agencies from consideration for adoption, or automatically withdrawn by the Texas Register six months after the proposal publication date.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 20 (1995) is cited as follows: 20 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 "20 TexReg 2 issue date," while on the opposite page, page 3, in the lower right-hand corner, would be written "issue date 20 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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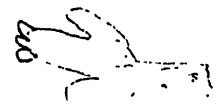
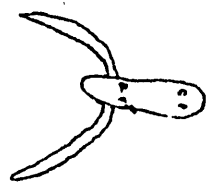
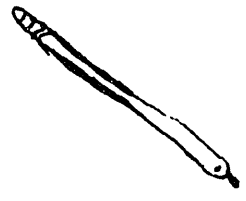
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Name: Jessica Raabe
Grade: 5
School: Moulton Elementary School, Moulton ISD



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.

FIGURE NO. 1: 28 TAC §3.20

Form Number	Figure No.	Description
CERT - FR	1	Certification Form for use with certain submission types
GEN REV	2	Transmittal Checklist for Regular and General Review Process
EXP REV	3	Transmittal Checklist for Expedited Review Process

TEXAS POLICY FORM CERTIFICATIONS

Figure No. 1

Multi - Use Form

This certification is on behalf of and is binding to [Provide Insurance Company Name Here]. The person, a duly authorized agent of the company, certifies they have reviewed the filing as indicated by their initials to the left of the type(s) of filing to which this certification applies:

[File and Use under Article 3.42, paragraph (c)] To the best of my knowledge and belief, such filed form, contract, or policy complies in all respects with the provisions of the Texas Insurance Code and the adopted rules and regulations that are applicable to such policy contract, certificate, application, rider, endorsement, or other form being filed.

[Exempt Form] Such filed form, contract, or policy complies in all respects with all applicable laws and rules. I certify that none of these forms is deceptive or misleading and none contains exceptions or conditions that unreasonably or deceptively affect the risk purported to be assumed in the general coverages of the policy. I also certify that the use of these forms will be discontinued in the event of future change in laws or rules which would prohibit the use of such forms.

[Corrections] No changes have been made to the forms previously submitted other than those identified and marked. A summary of changes, including a description of any deleted text, is attached.

[Resubmission] No changes have been made to the forms previously submitted other than those identified and marked. A summary of changes, including a description of any deleted text, is attached.

[Exact Copy] The form is an exact copy of Form [insert form number] for [insert company name] which was approved for use in the State of Texas on [insert date of approval]. No changes or modifications have been made to this form other than the company information. Additionally, I certify that the form complies with all applicable laws and rules.

[Similar to Previously Approved Form] The form is an exact copy of Form [insert form number] for [insert Company Name] for use in the State of Texas on [insert date of approval]. No changes have been made to this form other than those identified and marked. A summary of changes, including a description of any deleted text, is attached. Additionally, I certify that, other than the noted changes, the form complies in all respects with all applicable laws and rules.

[Substitution] The form is a substitution for Form [insert form number] which was approved or filed as exempt in the State of Texas on [insert date]. A summary of changes, including a description of any deleted text, is attached. No changes or modifications have been made to the form other than those identified and marked. The original version of this form has not been issued or otherwise used in Texas and will not be used in Texas at anytime.

Signature of President, Actuary, Attorney or other Designated Representative

Please type or print the name and title of the signature appearing above.

Name

Title

Date

Other certifications required for filings made under the Small Employer Health Insurance Availability Act are addressed under Section 26.19, (relating to Small Employer Health Insurance/Filing Requirements), Texas Administrative Code.

CERT FR

FIGURE NO. 2 : 28 FAC 3.20

TEXAS DEPARTMENT OF INSURANCE
Life/Health Group Regular and General Review Transmittal Checklist

INSURANCE COMPANY NAME:
INSURANCE COMPANY ADDRESS:
CONTACT PERSON NAME:
LETTER OF AUTHORIZATION ATTACHED IF USING CONSULTANT
TELEPHONE NUMBER: () -
FAX NUMBER: ()
CONTACT PERSON ADDRESS:
(PROVIDE IF DIFFERENT FROM COMPANY ADDRESS.)

1. FORM NUMBER/S:
IF SPACING IS NOT SUFFICIENT, A LISTING OF ALL FORMS SUBMITTED IS ATTACHED.

2. FILING IS:
New
Informational

3. FORMS ARE SUBMITTED FOR REVIEW UNDER TEXAS INSURANCE CODE:
Article 3.42, §(c) - Certification Attached
Article 3.42, §(d)
Article 3.53

4. TYPE OF PRODUCT:
a) GROUP INDIVIDUAL CREDIT
b) Accident & Health Long Term Care
Annuity Medicare Supplement
Annuity Form Includes:
market value adjustment two-tier values
persistence bonuses waiver of surrender charges
Conversion Prepaid Funeral
Life Chapter 26 (2055)
Life, Accident & Health Rate Filing

5. RATE FILING IS:
Increase % of Increase
Decrease % of Decrease
Annual Rate Report Filing (Medicare & Long Term Care Products)
Cost of Insurance
Credit Life, Accident & Health
Prepaid Legal

RATE FILING IS FOR FORM NUMBER/S & APPROVAL DATE/S:
RATE HISTORY:

GEN REV

6. INDICATE THE INTENDED USE OF THE FORM/S.
 The form/s will be used on a general use basis.
 The form/s will be used with the following policy/certificate approved on : _____

7. SPECIFY TYPE OF GROUP TO WHICH FORMS WILL BE ISSUED:
 Article 3.50, Section _____, Paragraph _____
 Article 3.51-6, Section _____, Paragraph _____
SIZE OF GROUP: _____
 Trust agreement included if issued to a Trust
 Bylaws included if issued to an Association

8. CHAPTER 26 FILING IS AN:
 Alternate to Prototype Plans
 Additional Plan/s
THE FOLLOWING CERTIFICATIONS ARE INCLUDED IN THE FILING:
 Figure 63 Figure 65 Figure 68
 Figure 64 Figure 66 Figure 69 Figure 70

9. READABILITY SCORE IS PROVIDED FOR EACH FORM, IF APPLICABLE

10. ACTUARIAL INFORMATION IS INCLUDED

11. FILING FEE INCLUDED AMOUNT OF FEE : \$ _____
REASON FEE NOT INCLUDED: _____

12. DUPLICATE SET OF FORMS INCLUDED AND AN APPROPRIATELY SIZED SELF-ADDRESSED STAMPED ENVELOPE

GEN REV

**TEXAS DEPARTMENT OF INSURANCE
EXPEDITED REVIEW FILING TRANSMITTAL CHECKLIST**

FIGURE NO. 3

INSURANCE COMPANY NAME: _____
 INSURANCE COMPANY ADDRESS: _____
 CONTACT PERSON NAME: _____ TELEPHONE NUMBER: () _____ FAX NUMBER: () _____
 LETTER OF AUTHORIZATION ATTACHED IF USING CONSULTANT
 CONTACT PERSON ADDRESS: _____
 (PROVIDE IF DIFFERENT FROM COMPANY ADDRESS.)

1. TYPE OF PRODUCT Individual Credit Life, A & H Long Term Care Medicare Supplement
- a) Group A & H Annuity Conversion Life Prepaid Funeral 2055 Prototype Medicare Supplement
2. SUBMISSION IS FILED UNDER TEXAS INSURANCE CODE: Article 3.42, §(c) - Certification Attached Article 3.42, §(d)

3. FORM NUMBER OF SUBMITTED FORM:			
4. READABILITY SCORE, IF APPLICABLE:			
5. FORM IS SIMILAR TO PREVIOUSLY APPROVED FORM: <input type="checkbox"/> Summary of Changes Attached <input type="checkbox"/> Certification Attached	Company Name: Form Number: Approval Date:	Form Number: Approval Date:	Form Number: Approval Date:
6. FORM IS A CORRECTION FOR FORM NUMBER: <input type="checkbox"/> Summary of Changes Provided <input type="checkbox"/> Certification Attached	Form Number:	Form Number:	Form Number:
7. FORM IS A RESUBMISSION OF FORM NUMBER: <input type="checkbox"/> Summary of Corrections Provided <input type="checkbox"/> Certification Attached	Form Number:	Form Number:	Form Number:
8. FORM IS EXEMPT FROM REVIEW UNDER SUBCHAPTER 2, §3.4004 <input type="checkbox"/> Certification Attached	Subsection _____ Paragraph _____ Description of Benefits _____	Subsection _____ Paragraph _____ Description of Benefits _____	Subsection _____ Paragraph _____ Description of Benefits _____
NOTE: Any annuity form which includes a persistency bonus, market value adjustment, waiver of surrender charge, or two-tier values is NOT exempt from review.			
9. FORM IS AN EXACT COPY OF: <input type="checkbox"/> Certification Attached	Company Name: Form Number & Approval Date:	Form Number: Approval Date:	Form Number: Approval Date:
10. FORM IS A SUBSTITUTION FOR: <input type="checkbox"/> Summary of Changes Attached <input type="checkbox"/> Certification Attached	Form Number: Approval Date:	Form Number: Approval Date:	Form Number: Approval Date:

EXP REV

FIGURE NO. 4 : 28 TAC 3.20

11. FORM WAS PREVIOUSLY APPROVED AND WILL BE USED IN CONJUNCTION WITH SUBMITTED FORMS.	Approval Date: _____	Approval Date: _____
--	----------------------	----------------------

12. INDICATE THE INTENDED USE OF THE FORMS.

- The form/s will be used on a general use basis.
- The form/s will be used with the following policy/certificate approved on : _____

13. SPECIFY TYPE OF GROUP TO WHICH FORMS WILL BE ISSUED:

- Article 3.50, Section _____, Paragraph _____
- Article 3.51-6, Section _____, Paragraph _____

SIZE OF GROUP:

- Trust agreement included if issued to a Trust.
- Bylaws included if issued to an Association

14. CHECK THE CERTIFICATIONS INCLUDED IN THE PROTOTYPE SUBMISSION:

- Figure 63 Figure 65 Figure 68
- Figure 64 Figure 66 Figure 69 Figure 70

15. ACTUARIAL INFORMATION IS INCLUDED

16. FILING FEE INCLUDED REASON FEE NOT INCLUDED: AMOUNT OF FEE: \$ _____

17. DUPLICATE SET OF FORMS AND AN APPROPRIATELY SIZED SELF-ADDRESSED STAMPED ENVELOPE INCLUDED.

Article _____. *Workers' Compensation Insurance Coverage.*

A. *Definitions:*

Certificate of coverage ("certificate")- A copy of a certificate of insurance, a certificate of authority to self-insure issued by the commission, or a coverage agreement (TWCC-81, TWCC-82, TWCC-83, or TWCC-84), showing statutory workers' compensation insurance coverage for the person's or entity's employees providing services on a project, for the duration of the project.

Duration of the project - includes the time from the beginning of the work on the project until the contractor's/person's work on the project has been completed and accepted by the governmental entity.

Persons providing services on the project ("subcontractor" in §406.096) - includes all persons or entities performing all or part of the services the contractor has undertaken to perform on the project, regardless of whether that person contracted directly with the contractor and regardless of whether that person has employees. This includes, without limitation, independent contractors, subcontractors, leasing companies, motor carriers, owner-operators, employees of any such entity, or employees of any entity which furnishes persons to provide services on the project. "Services" include, without limitation, providing, hauling, or delivering equipment or materials, or providing labor, transportation, or other service related to a project. "Services" does not include activities unrelated to the project, such as food/beverage vendors, office supply deliveries, and delivery of portable toilets.

B. The contractor shall provide coverage, based on proper reporting of classification codes and payroll amounts and filing of any coverage agreements, which meets the statutory requirements of Texas Labor Code, Section 401.011(44) for all employees of the contractor providing services on the project, for the duration of the project.

C. The Contractor must provide a certificate of coverage to the governmental entity prior to being awarded the contract.

D. If the coverage period shown on the contractor's current certificate of coverage ends during the duration of the project, the contractor must, prior to the end of the coverage period, file a new certificate of coverage with the governmental entity showing that coverage has been extended.

Texas Workers' Compensation Commission 28 TAC §110.110(c)(7) Figure 1 continued:

E. The contractor shall obtain from each person providing services on a project, and provide to the governmental entity:

(1) a certificate of coverage, prior to that person beginning work on the project, so the governmental entity will have on file certificates of coverage showing coverage for all persons providing services on the project; and

(2) no later than seven days after receipt by the contractor, a new certificate of coverage showing extension of coverage, if the coverage period shown on the current certificate of coverage ends during the duration of the project.

F. The contractor shall retain all required certificates of coverage for the duration of the project and for one year thereafter.

G. The contractor shall notify the governmental entity in writing by certified mail or personal delivery, within 10 days after the contractor knew or should have known, of any change that materially affects the provision of coverage of any person providing services on the project.

H. The contractor shall post on each project site a notice, in the text, form and manner prescribed by the Texas Workers' Compensation Commission, informing all persons providing services on the project that they are required to be covered, and stating how a person may verify coverage and report lack of coverage.

I. The contractor shall contractually require each person with whom it contracts to provide services on a project, to:

(1) provide coverage, based on proper reporting of classification codes and payroll amounts and filing of any coverage agreements, which meets the statutory requirements of Texas Labor Code, Section 401.011(44) for all of its employees providing services on the project, for the duration of the project;

(2) provide to the contractor, prior to that person beginning work on the project, a certificate of coverage showing that coverage is being provided for all employees of the person providing services on the project, for the duration of the project;

(3) provide the contractor, prior to the end of the coverage period, a new certificate of coverage showing extension of coverage, if the coverage period shown on the current certificate of coverage ends during the duration of the project;

(4) obtain from each other person with whom it contracts, and provide to the contractor:

Texas Workers' Compensation Commission 28 TAC §110.110(c)(7) Figure 1 continued:

(a) a certificate of coverage, prior to the other person beginning work on the project; and

(b) a new certificate of coverage showing extension of coverage, prior to the end of the coverage period, if the coverage period shown on the current certificate of coverage ends during the duration of the project;

(5) retain all required certificates of coverage on file for the duration of the project and for one year thereafter;

(6) notify the governmental entity in writing by certified mail or personal delivery, within 10 days after the person knew or should have known, of any change that materially affects the provision of coverage of any person providing services on the project; and

(7) contractually require each person with whom it contracts, to perform as required by paragraphs (1) - (7), with the certificates of coverage to be provided to the person for whom they are providing services.

J. By signing this contract or providing or causing to be provided a certificate of coverage, the contractor is representing to the governmental entity that all employees of the contractor who will provide services on the project will be covered by workers' compensation coverage for the duration of the project, that the coverage will be based on proper reporting of classification codes and payroll amounts, and that all coverage agreements will be filed with the appropriate insurance carrier or, in the case of a self-insured, with the commission's Division of Self-Insurance Regulation. Providing false or misleading information may subject the contractor to administrative penalties, criminal penalties, civil penalties, or other civil actions.

K. The contractor's failure to comply with any of these provisions is a breach of contract by the contractor which entitles the governmental entity to declare the contract void if the contractor does not remedy the breach within ten days after receipt of notice of breach from the governmental entity.

REQUIRED WORKERS' COMPENSATION COVERAGE

"The law requires that each person working on this site or providing services related to this construction project must be covered by workers' compensation insurance. This includes persons providing, hauling, or delivering equipment or materials, or providing labor or transportation or other service related to the project, regardless of the identity of their employer or status as an employee."

"Call the Texas Workers' Compensation Commission at 512-440-3789 to receive information on the legal requirement for coverage, to verify whether your employer has provided the required coverage, or to report an employer's failure to provide coverage."

Figure 1: 30 TAC §290.42(d) (12)

<u>LETTERS</u>	<u>COLOR OF PIPE</u>
Potable Water	Light Blue
Compressed Air	Light Green
Instrument Air	Light Green with Dark Green Bands
Chlorine (gas, liquid, or vent)	Yellow
Chlorine (solution)	Yellow with Red Bands
Liquid Alum	Yellow with Orange Bands
Alum (solution)	Yellow with Green Bands
Ammonia	Yellow with Brown Bands
Settled Water	Green
Filter Effluent	Light Blue
Backwash	Light Blue
Drain	Dark Grey
Raw Water	Tan

STANDARD CODES FOR THE STATE OF TEXAS

Figure 1: 30 TAC §290.44(c)

Maximum Number of Connections	Minimum Line Size (inches)
10	2
25	2.5
50	3
100	4
150	5
250	6
>250	8 and larger

Figure 1: 30 TAC §290.47(a)

Appendix A. Recognition as a Superior or Approved Public Water System.

(a) **Requirements.** Public water supply systems which achieve and maintain recognition must exceed the minimum acceptable standards of the commission in these sections.

(1) To attain recognition as a "Superior Public Water System", the following additional requirements must be met:

- (A) Physical facilities shall comply with the requirements in these sections.
- (B) There shall be a minimum of two certified operators with additional operators required for larger systems.
- (C) The system's microbiological record for the previous 24 months period shall indicate no violations (frequency, number or MCL) of the drinking water standards.
- (D) The quality of the water shall comply with all primary water quality parameters listed in the drinking water standards.
- (E) The chemical quality of the water shall comply with all secondary constituent levels listed in the drinking water standards.
- (F) The system's operation shall comply with applicable state statutes and minimum acceptable operating practices set forth in §290.46 of this title (relating to Minimum Acceptable Operating Practices for Public Drinking Water Supplies).
- (G) The system's capacities shall meet or exceed minimum water system capacity requirements set forth in §290.45 of this title (relating to Minimum Water System Capacity Requirements).
- (H) The system shall have at least two wells, two raw water pumps or a combination of these with enough capacity to provide average daily consumption with the largest well or pump out of service. This requirement shall also apply to treatment plant pumps necessary for

operation in accordance with §290.42 of this title (relating to Water Treatment).

- (I) The water system shall be well maintained and the facilities shall present a pleasing appearance to the public.
- (2) To attain recognition as an "Approved Public Water System," all additional requirements listed under subsection (a)(1) of this section with exception of secondary constituents, subsection (a)(1)(E) of this section must be met. Public water systems which provide water quality that exceeds the secondary chemical standards may be excluded from this recognition program at the discretion of the Executive Director.
- (b) **Signs.** Systems which have met the requirements for recognition as a superior or approved system may erect signs denoting this honor.
- (c) **Inspections.** To receive or maintain recognition as a superior or approved water system, the system must be inspected and evaluated by commission personnel as to physical facilities, appearance and operation. Systems which fail to meet the above requirements in this section will be denied recognition or will have their recognition revoked. The signs shall be immediately removed on notice from the Executive Director.

Figure 2: 30 TAC §290.47(b)

Appendix B: Sample Service Agreement

SERVICE AGREEMENT

- I. **PURPOSE.** The **NAME OF WATER SYSTEM** is responsible for protecting the drinking water supply from contamination or pollution which could result from improper plumbing practices. The purpose of this service agreement is to notify each customer of the plumbing restrictions which are in place to provide this protection. The utility enforces these restrictions to ensure the public health and welfare. Each customer must sign this agreement before the **NAME OF WATER SYSTEM** will begin service. In addition, when service to an existing connection has been suspended or terminated, the water system will not re-establish service unless it has a signed copy of this agreement.
- II. **PLUMBING RESTRICTIONS.** The following unacceptable plumbing practices are prohibited by State regulations.
- A. No direct connection between the public drinking water supply and a potential source of contamination is permitted. Potential sources of contamination shall be isolated from the public water system by an air-gap or an appropriate backflow prevention device.
 - B. No cross-connection between the public drinking water supply and a private water system is permitted. These potential threats to the public drinking water supply shall be eliminated at the service connection by the installation of an air-gap or a reduced pressure-zone backflow prevention device.
 - C. No connection which allows water to be returned to the public drinking water supply is permitted.
 - D. No pipe or pipe fitting which contains more than 8.0% lead may be used for the installation or repair of plumbing at any connection which provides water for human use.
 - E. No solder or flux which contains more than 0.2 percent lead can be used for the installation or repair of plumbing at any connection which

provides water for human use.

III. **SERVICE AGREEMENT.** The following are the terms of the service agreement between the **NAME OF WATER SYSTEM** (the Water System) and **NAME OF CUSTOMER** (the Customer).

- A. The Water System will maintain a copy of this agreement as long as the Customer and/or the premises is connected to the Water System.
- B. The Customer shall allow his property to be inspected for possible cross-connections and other unacceptable plumbing practices. These inspections shall be conducted by the Water System or its designated agent prior to initiating new water service; when there is reason to believe that cross-connections or other unacceptable plumbing practices exist; or after any major changes to the private plumbing facilities. The inspections shall be conducted during the Water System's normal business hours.
- C. The Water System shall notify the Customer in writing of any cross-connection or other unacceptable plumbing practice which has been identified during the initial inspection or the periodic reinspection.
- D. The Customer shall immediately correct any unacceptable plumbing practice on his premises.
- E. The Customer shall, at his expense, properly install, test, and maintain any backflow prevention device required by the Water System. Copies of all testing and maintenance records shall be provided to the Water System.

IV. **ENFORCEMENT.** If the Customer fails to comply with the terms of the Service Agreement, the Water System shall, at its option, either terminate service or properly install, test, and maintain an appropriate backflow prevention device at the service connection. Any expenses associated with the enforcement of this agreement shall be billed to the Customer.

CUSTOMER'S SIGNATURE: _____

DATE: _____

Sample Sanitary Control Easement Document for a Public Water Well

SANITARY CONTROL EASEMENT

DATE: _____, 19_____

GRANTOR:

GRANTOR'S ADDRESS:

GRANTEE:

GRANTEE'S ADDRESS:

SANITARY CONTROL EASEMENT:

Purpose, Restrictions, and Uses of Easement:

1. The purpose of this easement is to protect the water supply of the well described and located below by means of sanitary control.
2. The construction and operation of underground petroleum and chemical storage tanks and liquid transmission pipelines, storage tanks, pens, feedlots, dump grounds, privies, cesspools, septic tank or sewage treatment drainfields, improperly constructed water wells of any depth, and all other construction or operation that could create an insanitary condition within, upon, or across the property subject to this easement are prohibited within this easement. For the purpose of the easement, improperly constructed water wells are those wells which do not meet the surface and subsurface construction standards for a public water supply well.
3. The construction of tile or concrete sanitary sewers, sewer appurtenances, septic tanks, storm sewers, and cemeteries is specifically prohibited within a 50-foot radius of the water well described and located below.
4. This easement permits the construction of homes or buildings upon the Grantor's property as long as all items in Restrictions Nos. 2 and 3 are recognized and followed.
5. This easement permits normal farming and ranching operations, except that livestock shall not be allowed within 50 feet of the water well.

The Grantor's property subject to this Easement is described in the documents recorded at:

Volume _____, Pages _____ of the Real Property Records of _____ County, Texas.

Property Subject to Easement: _____

All of that area within a 150 foot radius of the water well located _____ feet at a radial of _____ degrees from the _____ corner of Lot _____, of _____ a Subdivision of Record in Book _____, Page _____ of the _____ County Plat Records, _____ County, Texas.

TERM:

This easement shall run with the land and shall be binding on all parties and persons claiming under the Grantor for a period of two years from the date that this easement is recorded; after which time, this easement shall be automatically extended until the use of the subject water well as a source of water for public water systems ceases.

ENFORCEMENT:

Enforcement of this easement shall be proceedings at law or in equity against any person or persons violating or attempting to violate the restrictions in this easement, either to restrain the violation or to recover damages.

INVALIDATION:

Invalidation of any one of these restrictions or uses (covenants) by a judgement or court order shall not affect any of the other provisions of this easement, which shall remain in full force and effect.

FOR AND IN CONSIDERATION, of the sum of One Dollar (\$1.00) and for other good and valuable consideration paid by the Grantee to the Grantor, the receipt of which is hereby acknowledged, the Grantor does hereby grant and convey to Grantee and to its successors and assigns the sanitary control easement described in this easement.

GRANTOR

By: _____

INDIVIDUAL ACKNOWLEDGEMENT

STATE OF TEXAS

§
§
§

COUNTY OF _____

BEFORE ME, the undersigned authority, on the _____ day of _____, 19____, personally appeared _____ known to me to be the person(s) whose name(s) is(are) subscribed to the foregoing instrument and acknowledged to me that _____ executed the same for the purposes and consideration therein expressed.

Notary Public in and for
THE STATE OF TEXAS
My Commission Expires: _____

Typed or Printed Name of Notary

HUSBAND AND WIFE ACKNOWLEDGEMENT

STATE OF TEXAS §
 §
COUNTY OF _____ §

BEFORE ME, the undersigned authority, on the ____ day of _____, 19 ____, personally appeared _____
_____, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument and
acknowledged to me that they executed the same for the purposes and consideration therein expressed.

Notary Public in and for
The State of Texas
My Commission Expires: _____

Typed or Printed Name of Notary

Recorded in _____ Courthouse, _____, Texas on _____, 19__.

(7) Statement of owner or operator. The following document shall be signed, notarized, and submitted with the notification form:

(A) I, _____, state that I have knowledge of the facts set forth in the plans and that these facts are true and correct, to the best of my knowledge and belief. I further state that, to my knowledge and belief, the project does not in any way violate any law, rule, ordinance, or decree of the duly authorized governmental entity having jurisdiction. I further state that I am the facility owner or operator or am authorized to act for the owner or operator.

(Signature)

(Type Name and Title)

(Date)

(B) Notary public's certificate: Subscribed and sworn to before me, by the said _____, this ____ day of _____ 19____, to certify which witness my hand and seal of office. _____

Notary Public in and for _____ County, Texas.

My commission expires on _____.

Appendix D. Sample Service Inspection Certification.

Service Inspection Certification

Name of PWS _____

PWS I.D.# _____

Location of Service _____

I _____, upon inspection of the private plumbing facilities connected to the aforementioned public water supply do hereby certify that, to the best of my knowledge:

	Compliance	Non-Compliance
(1) No direct connection between the public drinking water supply and a potential source of contamination exists. Potential sources of contamination are isolated from the public water system by an air gap or an appropriate backflow prevention assembly in accordance with state plumbing regulations. Additionally, all pressure relief valves and thermal expansion devices are in compliance with state plumbing codes.	<input type="checkbox"/>	<input type="checkbox"/>
(2) No cross-connection between the public drinking water supply and a private water system exists. Where an actual air gap is not maintained between the public water supply and a private water supply, an approved reduced pressure-zone backflow prevention assembly is properly installed and a service agreement exists for annual inspection and testing by a certified backflow prevention device tester. No connection exists which would allow the return of water used for condensing, cooling or industrial processes back to the public water supply.	<input type="checkbox"/>	<input type="checkbox"/>
(3) No pipe or pipe fitting which contains more than 8.0% lead exists in private plumbing facilities installed on or after July 1, 1988.	<input type="checkbox"/>	<input type="checkbox"/>
(4) No solder or flux which contains more than 0.2% lead exists in private plumbing facilities installed on or after July 1, 1988.	<input type="checkbox"/>	<input type="checkbox"/>
(5) No plumbing fixture is installed which is not in compliance with a state approved plumbing code.	<input type="checkbox"/>	<input type="checkbox"/>

Water service shall not be provided or restored to the private plumbing facilities until the above conditions are determined to be in compliance.

I further certify that the following materials were used in the installation of the plumbing facilities:

Service lines	Lead <input type="checkbox"/>	Copper	<input type="checkbox"/>	PVC	<input type="checkbox"/>	Other	<input type="checkbox"/>
Solder	Lead <input type="checkbox"/>	Lead Free	<input type="checkbox"/>	Solvent Weld	<input type="checkbox"/>	Other	<input type="checkbox"/>

I recognize that this document shall become a permanent record of the aforementioned Public Water System and that I am legally responsible for the validity of the information I have provided.

Signature of Inspector

Registration Number

Title

Type of Registration

Date

Appendix E. Boil Water Notification

BOIL WATER NOTIFICATION

Due to conditions which have occurred recently in the water system, the Texas Natural Resource Conservation Commission has required the system to notify all customers to boil their water prior to consumption.

To ensure destruction of all harmful bacteria and other microbes, water for drinking, cooking, and ice making should be boiled and cooled prior to consumption. The water should be brought to a vigorous rolling boil and then boiled for two minutes. In lieu of boiling, you may purchase bottled water or obtain water from some other suitable source. When it is no longer necessary to boil the water, water system officials will notify you.

If you have questions regarding this matter you may contact (a) _____ at (b) _____.

(a) Utility Official(s) (b) Phone Number(s)

INSTRUCTIONS:

List more than one utility official and phone number. Do not list the Commission as the primary contact. If a customer wishes to call the Commission, please have them call 512/239-6020.

Figure 6: 30 TAC §290.47(f)

Appendix F. Sample Backflow Prevention Assembly Test and Maintenance Report

The following form must be completed for each assembly tested. A signed and dated original must be submitted to the public water supplier for recordkeeping purposes:

BACKFLOW PREVENTION ASSEMBLY TEST AND MAINTENANCE REPORT

NAME OF PWS: _____

PWS I.D. # _____

LOCATION OF SERVICE: _____

The backflow prevention assembly detailed below has been tested and maintained as required by TNRCC regulations and is certified to be operating within acceptable parameters.

TYPE OF ASSEMBLY

- Reduced Pressure Principle
- Double Check Valve
- Pressure Vacuum Breaker
- Atmosphere Vacuum Breaker

Manufacturer _____ Size _____

Model Number _____ Located At _____

Serial Number _____

	Reduced Pressure Principle Assembly			Pressure Vacuum Breaker	
	Double Check Valve Assembly		Relief Valve	Air Inlet	Check Valve
	1st Check	2nd Check		Opened at _____psid	_____psid
Initial Test	DC-Closed Tight <input type="checkbox"/> RP- _____psid Leaked <input type="checkbox"/>	Closed Tight <input type="checkbox"/> Leaked <input type="checkbox"/>	Opened at _____psid	Did not Open <input type="checkbox"/>	Leaked <input type="checkbox"/>
Repairs and Materials Used					

Test After Repair	DC-Closed Tight <input type="checkbox"/> RP _____ psid	Closed Tight <input type="checkbox"/>	Opened at _____ psid	Opened at _____ psid	_____ psid
----------------------	--	---------------------------------------	-------------------------	-------------------------	------------

The above is certified to be true.

Firm Name _____ Certified Tester _____

Firm Address _____ Cert. Tester No. _____ Date _____

Appendix G. Operator and/or Employment Notice

Section 290.46(e), Operation by Certified Personnel, paragraph 4, requires certified operators to provide a written, dated, and signed notice listing the public water systems which they operate or are employed. This is required when applying for, renewing, or upgrading a certificate of competency. This notice must be amended in writing within 10 days of any change in responsibility.

SYSTEM NAME	I.D. #	COUNTY
1.		
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		

Signature of Operator

Social Security Number

Grade of Certificate

Expiration Date

This notice should be submitted to the Occupational Certification Section, Environmental Training Division, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087.

FIGURE 1: 30 TAC 335.1(D) (iv)

TABLE 1

	Use Constituting Disposal	Energy Recovery/Fuel	Reclamation Accumulation	Speculative
	(1)	(2)	(3)	(4)
Spent materials (listed hazardous & non-listed characteristically hazardous)	*	*	*	*
Spent materials (Class I non-hazardous and Class II) ¹	*	*	*	*
Sludges (listed hazardous in 40 CFR \$261.31 or \$261.32)	*	*	*	*
Sludges (non-listed characteristically hazardous)	*	*	*	*
Sludges (Class I non-hazardous and Class II) ¹	*	*	*	*
By-products (listed hazardous in 40 CFR \$261.31 or \$261.32)	*	*	*	*
By-products (non-listed characteristically hazardous)	*	*	*	*
By-products (Class I non-hazardous and Class II) ¹	*	*	[*]	*
Commercial chemical products (unused, listed & non-listed characteristically hazardous) (in 40 CFR \$261.33)	*	*	[*]	*
Scrap metal (hazardous)	*	*	*	*
Scrap metal (Class I non-hazardous and Class II) ¹	*	*	*	*

NOTE: The terms "spent materials", "sludges", "by-products", and "scrap metal" are defined in §335.17 of this title (relating to Special Definitions for Recyclable Materials and Nonhazardous Recyclable Materials).
¹These materials are governed by the provisions of §335.24(h) only.

TEXAS GENERAL LAND OFFICE
Austin, Texas



GABBY MAURO
Commissioner
October 1995



- Coastal Zone Boundary
- Coastal Wetlands Only
- County Boundary
- Stream, Shoreline
- Lake, Bay
- Urban Area

SCALE 1:50,000
 One inch = 2.5 miles
 0 10 20 30 40 50 60 70 80 90 100
 Feet Miles Kilometers

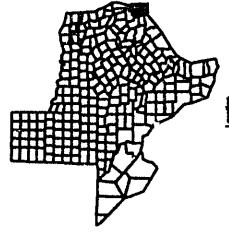
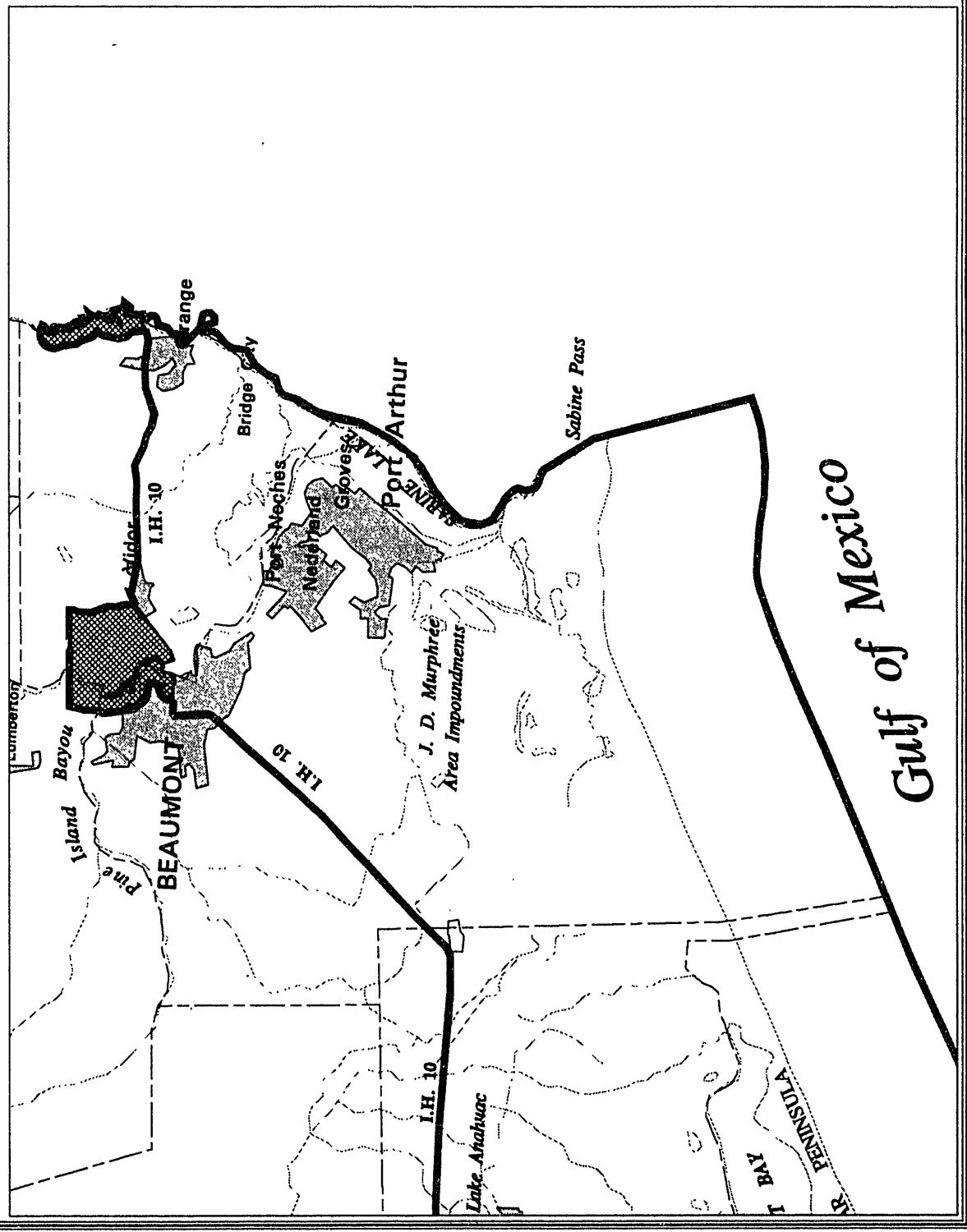


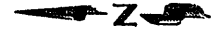
Figure: 31 TAC 503.1(a)
Beaumont - Port Arthur Area



TEXAS GENERAL LAND OFFICE
Austin, Texas



GARRY MALINO
Commissioner
October 1986



- Coastal Zone Boundary
- Coastal Wetlands Only
- County Boundary
- Stream, Shoreline
- Lake, Bay
- Urban Area

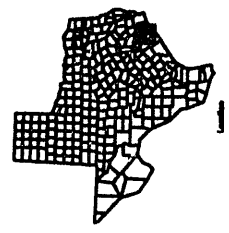
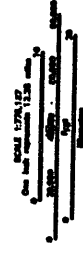
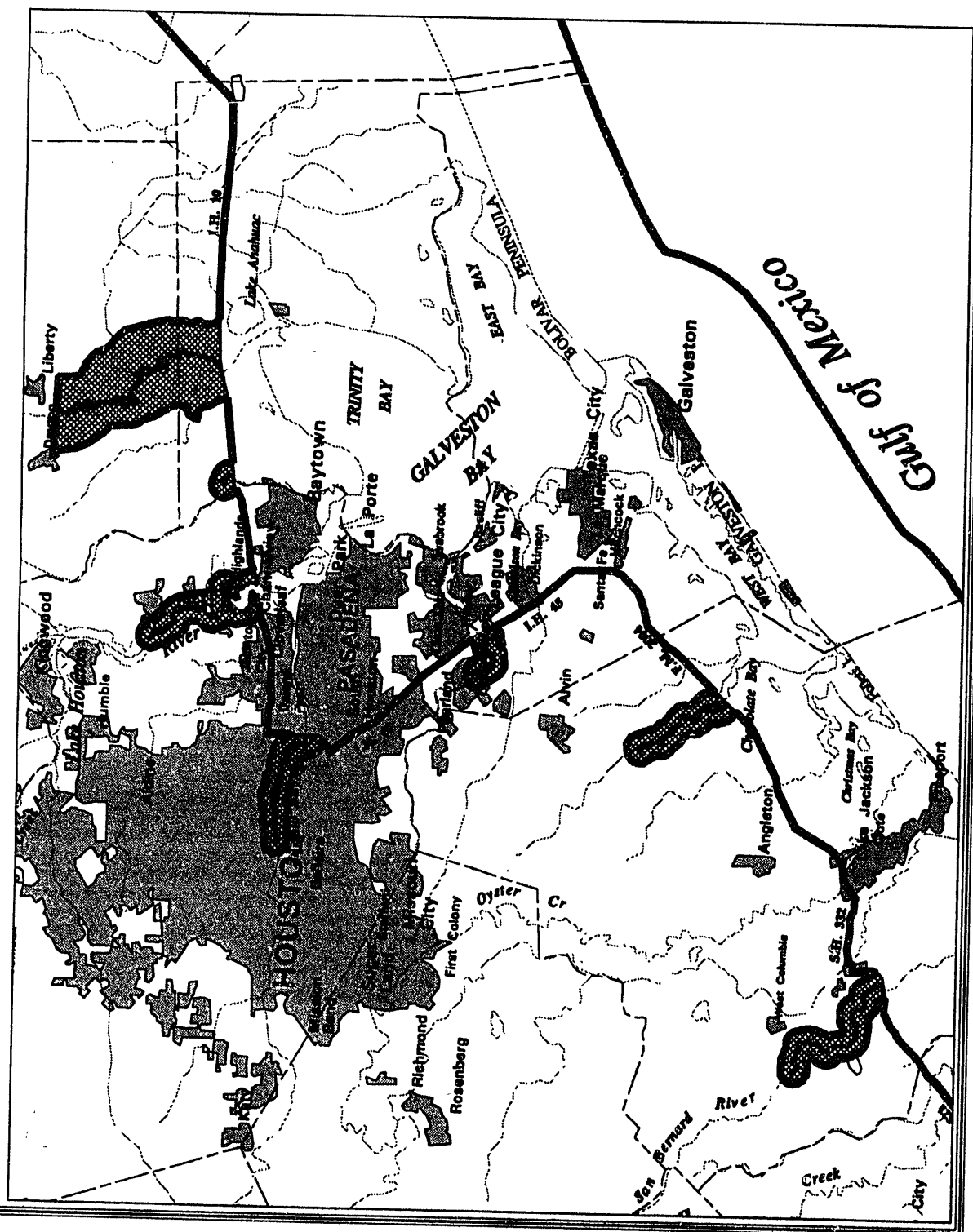
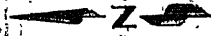


Figure: 31 TAC 503.1(a)
Galveston - Houston Area





GARRY MAURO
Commissioner
October 1986



- Coastal Zone Boundary
- Coastal Wetlands Only
- County Boundary
- Stream, Shoreline
- Lake, Bay
- Urban Area

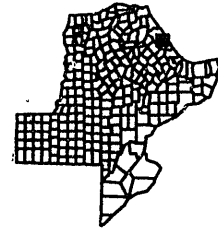
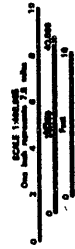
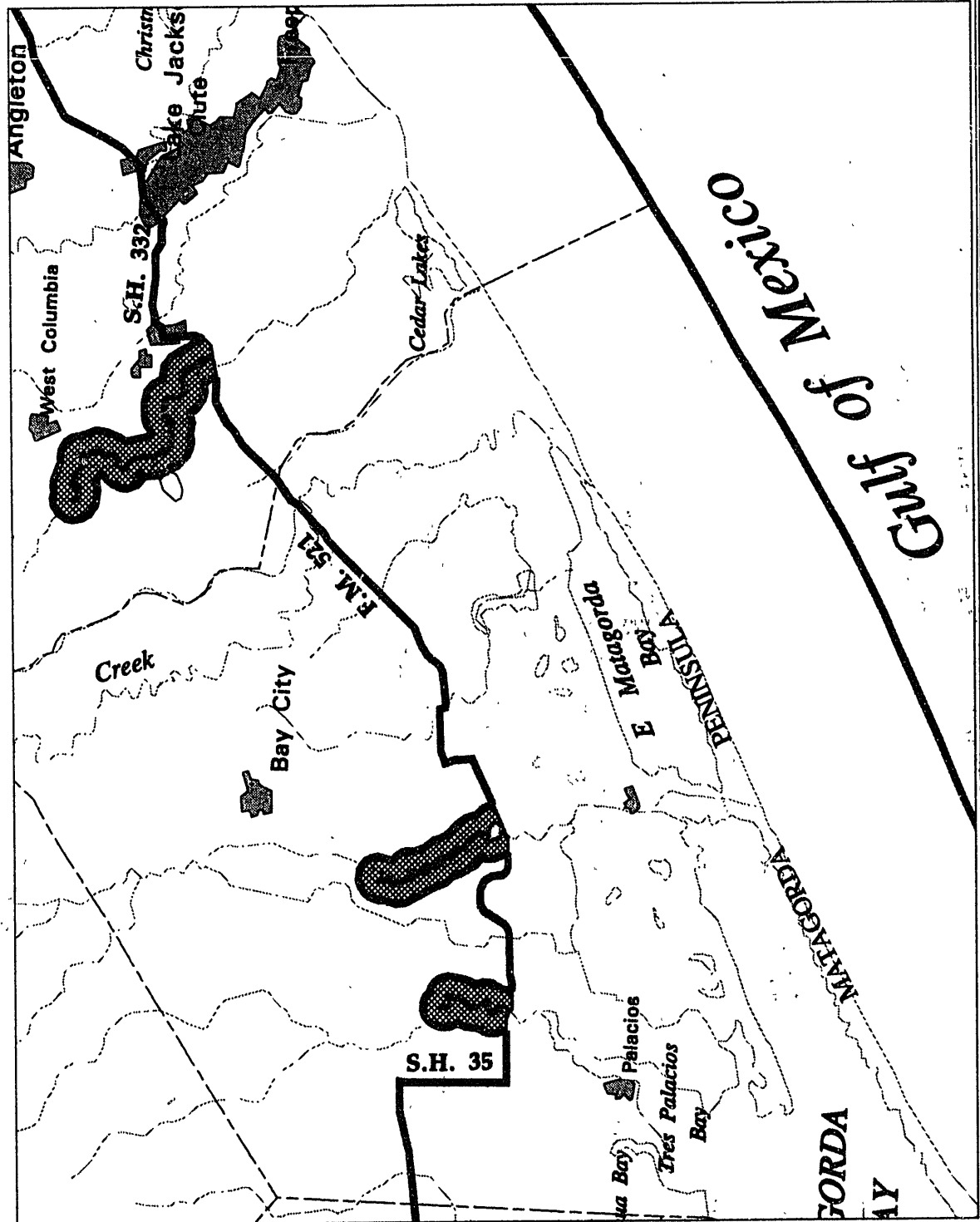


Figure: 31 TAC 503.1(a)
Bay City - Freeport Area





GARRY MAURO
Commissioner
October 1986



- Coastal Zone Boundary
- ▨ Coastal Wetlands Only
- County Boundary
- Stream, Sheraline
- Lake, Bay
- Urban Area

SCALE 1:62,500
One Inch = 1.625 Miles
0 1 2 Miles
0 1 2 Kilometers

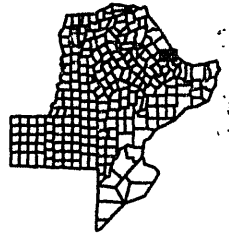
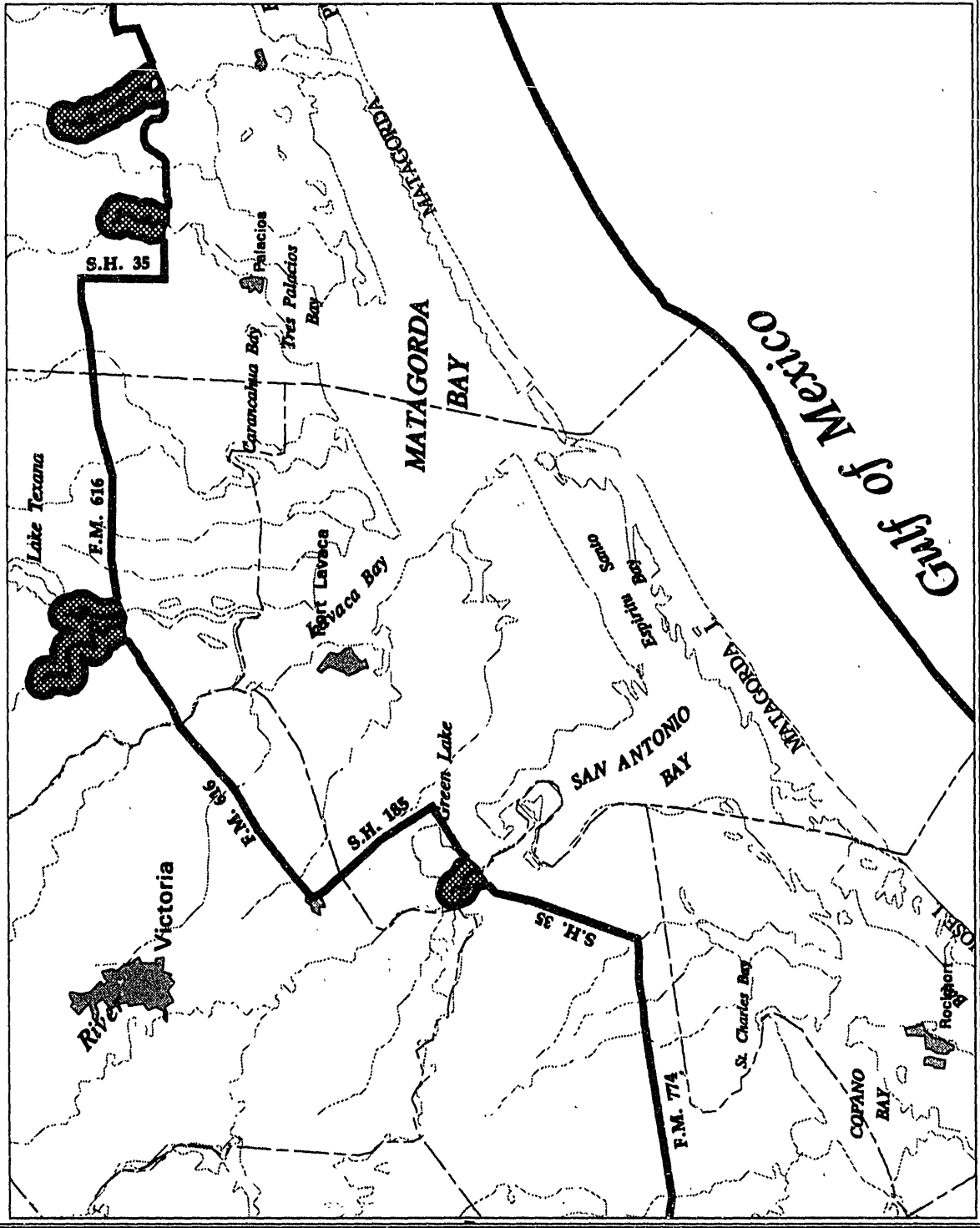


Figure: 31 TAC 503.1(a)

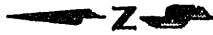
Port Lavaca Area



TEXAS GENERAL LAND OFFICE
Austin, Texas



GARRY MALUSO
Commissioner
October 1995



- Coastal Zone Boundary
- Coastal Wetlands Only
- County Boundary
- Stream, Shoreline
- Lake, Bay
- Urban Area

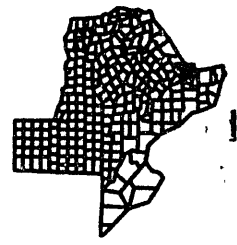
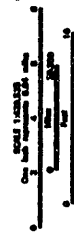
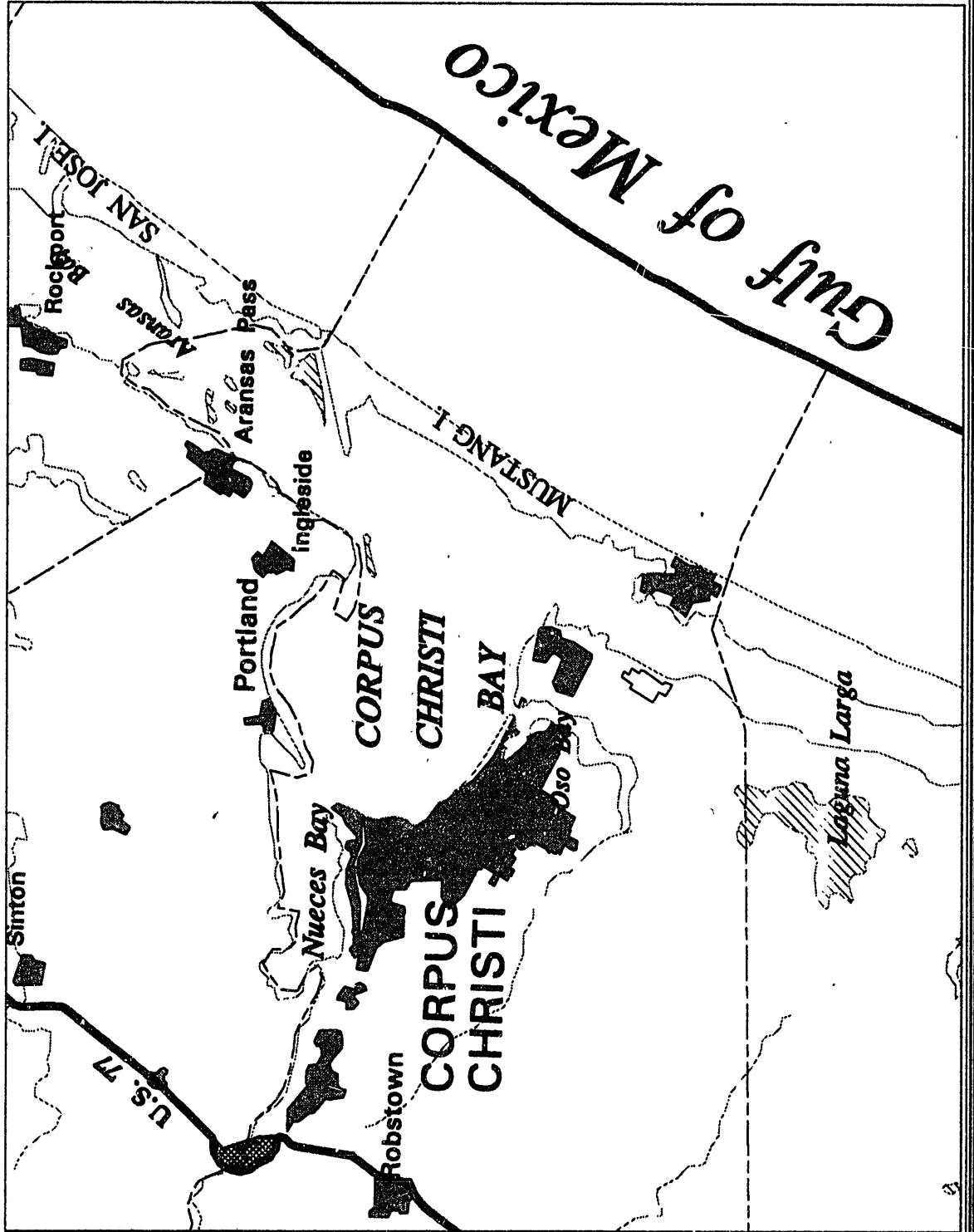


Figure: 31 TAC 503.1(a)







Corpus Christi Area





GARRY MALURO
Commissioner
October 1995



-  Coastal Zone Boundary
-  Coastal Wetlands Only
-  County Boundary
-  Stream, Shoreline
-  Lake, Bay
-  Urban Area

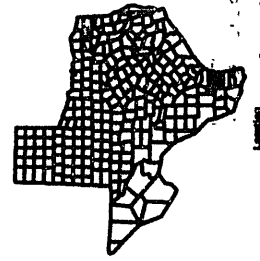
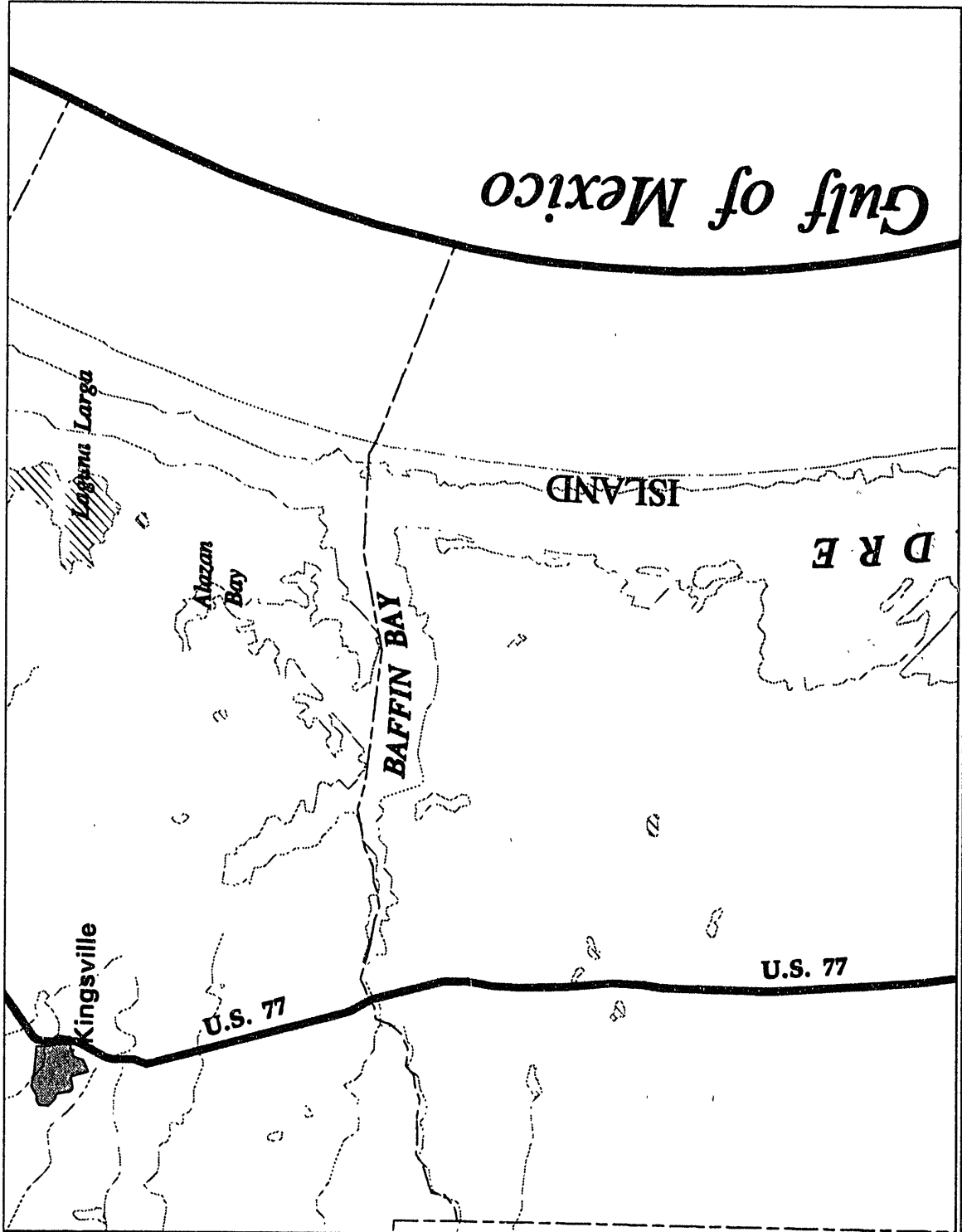


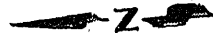
Figure: 31 TAC 503.1(a)

Kingsville Area





GARRY MAURO
Commissioner
October 1985



- Coastal Zone Boundary
- Central Wetlands Only
- County Boundary
- Stream, Shoreline
- Lake, Bay
- Urban Area

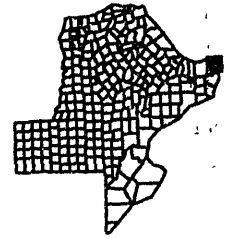
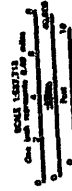


Figure: 31 TAC 503.1(a)
Brownsville - Harlingen Area

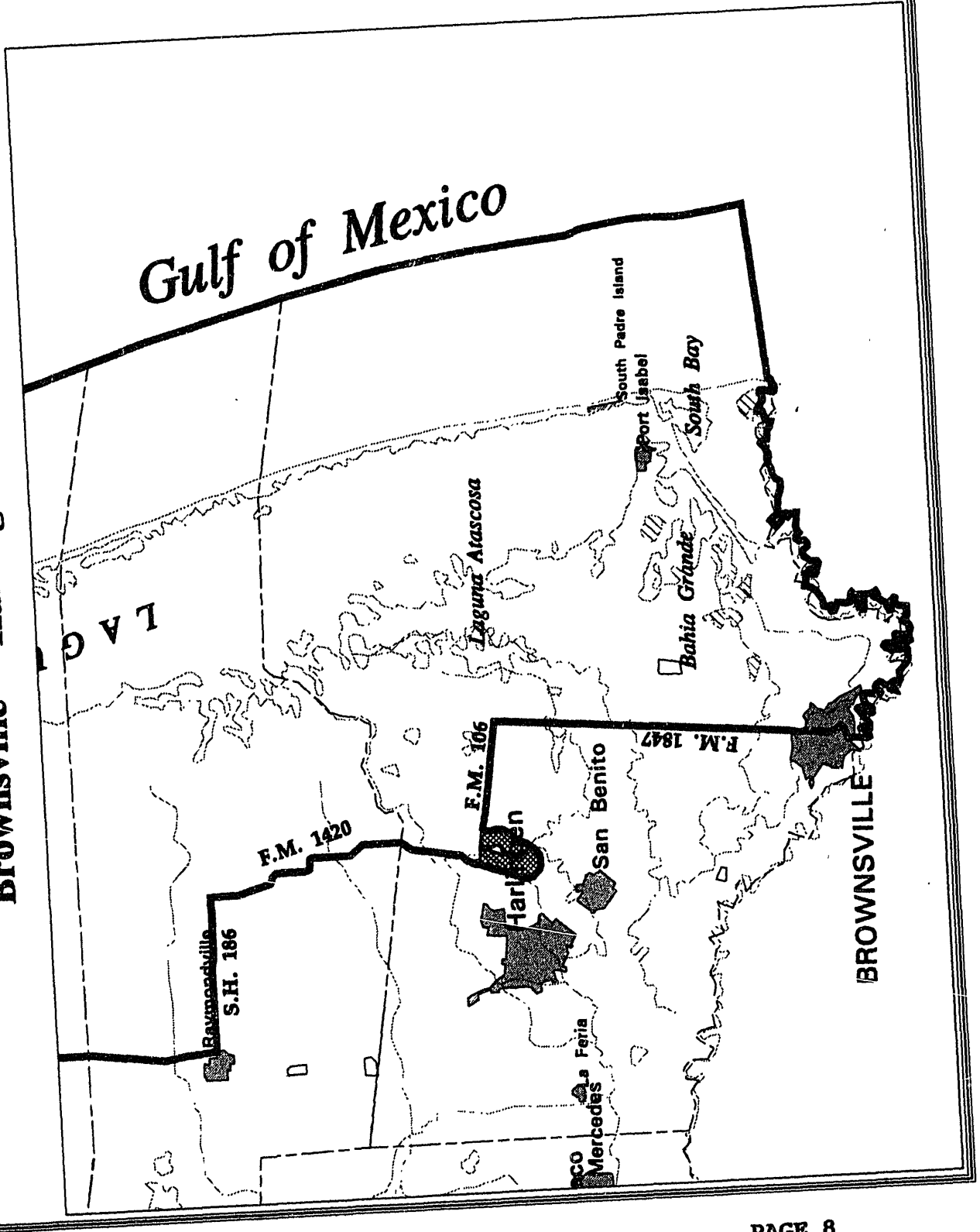
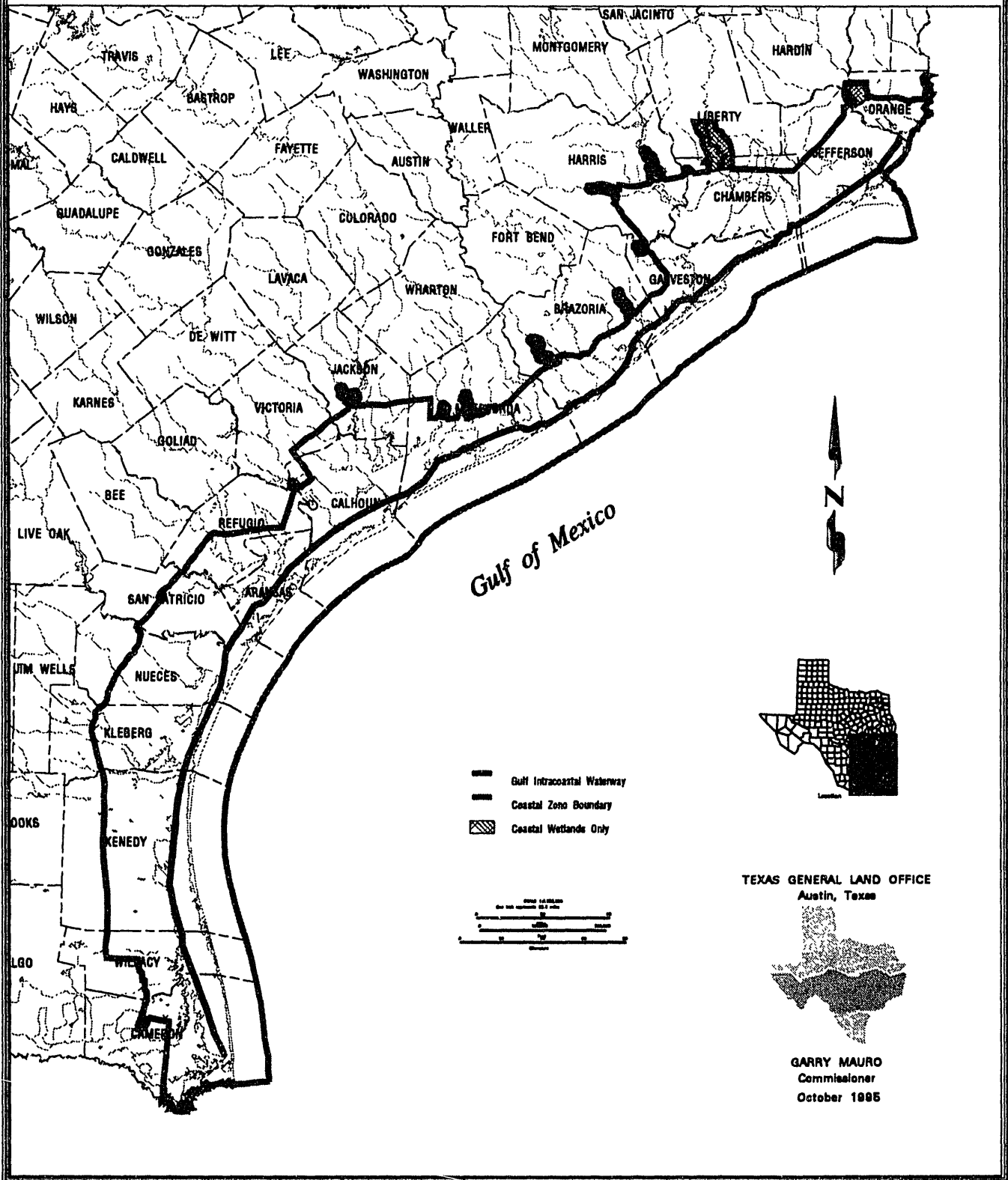


Figure: 31 TAC 503.1(a)

Texas Gulf Intracoastal Waterway



TEXAS GENERAL LAND OFFICE
Austin, Texas

GARRY MAURO
Commissioner
October 1995

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).

State Office of Administrative Hearings

Monday, December 11, 1995, 10:00 a.m.

7800 Shoal Creek Boulevard

Austin

Utility Division

AGENDA:

A joint hearing on the merits is scheduled for the above date and time in the following dockets:

SOAH Docket Numbers 473-95-1207, -1208, -1209, and 1210, PUC Docket Numbers 14654, 14836, 14655, 14658, and 14659

Application of Contel of Texas, Inc. to develop a resale tariff pursuant to PURA 1995, §3.2532

Application of GTE Southwest, Inc. to develop a resale tariff pursuant to PURA 1995, §3.2532

Application of GTE Southwest, Inc. to develop a usage sensitive loop resale tariff pursuant to PURA 1995, §3.453

Application of Southwestern Bell Telephone Company for local access service tariff including resale services pursuant to PURA 1995, §3.2532

Application of Southwestern Bell Telephone Company for usage sensitive local connection pursuant to PURA 1995, §3.453

Contact: J. Kay Trostle, 7800 Shoal Creek

Boulevard, Austin, Texas 78757, (512) 458-0233.

Filed: October 13, 1995, 3:49 p.m.

TRD-9513207

State Aircraft Pooling Board

Thursday, October 26, 1995, 1:30 p.m.

4900 Old Manor Road

Austin

AGENDA:

1. Call to order
2. Introductions
3. Approval of minutes of board meetings, June 28, 1995 and August 25, 1995
4. Parks and Wildlife Department request
5. Return to work policy
6. Executive director's report
7. Setting of time and place for next meeting
8. Final adjournment

Contact: Gladys Hillyer, 4900 Old Manor Road, Austin, Texas 78723, (512) 477-4900.

Filed: October 16, 1995, 9:29 a.m.

TRD-9513237

Texas Department of Commerce

Friday, October 20, 1995, 9:30 a.m.

1700 North Congress Avenue, Room 118
Austin

International Trade Commission

AGENDA:

9:30 a.m. Call to order; introduction; report from executive director; review of FY 1995 international program; overview of international's internal structure; presentation of FY 1996 international business plan; report on foreign investment; report on FY 1996 tourism marketing plan; update from Protocol Officer for the Governor; ITC Committee assignments and focus for FY 1996; public comments; adjourn.

Contact: Shirley Zimmerman, 1700 North Congress Avenue, Austin, Texas 78701, (512) 936-0158.

Filed: October 12, 1995, 2:57 p.m.

TRD-9513075

Community Nutritional Task Force

Thursday, October 26, 1995, 10:00 a.m.

1700 North Congress Avenue, Stephen F. Austin Building, Room 835

Austin

AGENDA:

I. Call to order

II. Agency reports

III. Discuss general developments of proposed projects

IV. Public comment

V. Adjourn

Contact: Leda Roselle, 1700 North Congress Avenue, Room 837, Austin, Texas 78701, (512) 463-6279.

Filed: October 13, 1995, 3:28 p.m.

TRD-9513204

Conservatorship Board

Monday, October 23, 1995, 2:00 p.m.

710 Brazos, Perry Brooks Building

Austin

AGENDA:

Call to order; approval of October 9, 1995 minutes; action on administrative hearing decisions: in the matter of the license of Ronald V. Whittington (517-95-0710), in the matter of the license of Palmer Black (517-95-0711), in the matter of the license of Leroy Thomas (517-95-0712), in the matter of the license of Markus C. Bertsch (517-95-0919), in the matter of the license of David M. Park (517-95-0697); executive session to discuss personnel matters; reconvene and adjournment.

Contact: Conrad Alexander, 710 Brazos, Austin, Texas 78701, (512) 867-8147.

Filed: October 12, 1995, 11:05 a.m.

TRD-9513050

Texas Court Reporters Certification Board

Friday, October 27, 1995, 2:30 p.m.

Joe C. Thompson Conference Center, Dining Room, 26th and Red River

Austin

Continuing Education Committee

AGENDA:

According to the complete agenda, the Continuing Education Committee will call the meeting to order; take attendance; formulate rules for court reporter continuing education pursuant to the Government Code, §52.015 for consideration by the Court Reporters Certification Board at meeting on October 28, 1995; and adjourn.

Contact: Peg Liedtke, 205 West 14th Street, Suite 101, Austin, Texas 78701, (512) 463-1624.

Filed: October 13, 1995, 2:59 p.m.

TRD-9513190

Saturday, October 28, 1995, 8:00 a.m.

Texas Law Center, 1414 Colorado, Suite 202

Austin

Testing Committee

AGENDA:

According to the complete agenda, the Testing Committee will call the meeting to order; take attendance; review 1996 test material in executive session pursuant to Government Code, §552.122(b); return to open session for vote on adoption of 1996 tests; discuss and possibly act on the length of time a Statement of Proficiency is valid; discuss and possibly act on cancelling 1996 practice sessions; discuss and possibly act on providing access to testing forms; and 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 Peg Liedtke at (512) 463-1624 two work days prior to the meeting so that appropriate arrangements can be made.

Contact: Peg Liedtke, 205 West 14th Street, Suite 101, Austin, Texas 78701, (512) 463-1624.

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

TRD-9513214

Texas Department of Criminal Justice

Monday, October 23, 1995, 9:00 a.m.

San Antonio City Council Chambers, 103 Main Plaza, Municipal Plaza Room B

San Antonio

Special Committee on Board Policies

AGENDA:

I. Overview of revision project

II. Review of policy drafts

Persons with disabilities who plan to attend this meeting and who need auxiliary aids or services as interpreters for persons who are deaf or hearing impaired, readers, large print or braille, are required to contact Amanda Ogden (512) 463-9472 at least two work days prior to the meeting so that appropriate arrangements can be made.

Contact: Meredith Johnson, P.O. Box 13084, Austin, Texas 78711, (512) 475-3250.

Filed: October 13, 1995, 3:28 p.m.

TRD-9513203

Tuesday, October 24, 1995, 8:45 a.m.

San Antonio City Council Chambers, 103 Main Plaza, Municipal Plaza Room C

San Antonio

Facilities Liaison Meeting

AGENDA:

I. Authorization for construction/remodeling

A. Retrofit area for SATF at Stiles Unit change order (increase)-\$41,645.92

B. Coffield Unit Wastewater Treatment Plant-\$4,615,028

II. Items furnished for information

A. Reallocate dollars from following Mode II State Jails: \$1,238,600

1. Willacy County-\$247,720

2. Williamson County-\$247,720

3. Dallas County-\$247,720

4. Jack County-\$247,720

5. Travis County-\$247,720

These dollars find a change order to assist in constructing the Western Region Medical Facility in Lubbock, Texas addressed at the special August 28th meeting.

III. Architectural Section

Persons with disabilities who plan to attend this meeting and who need auxiliary aids or services as interpreters for persons who are deaf or hearing impaired, readers, large print or braille, are required to contact Amanda Ogden (512) 463-9472 at least two work days prior to the meeting so that appropriate arrangements can be made.

Contact: Meredith Johnson, P.O. Box 13084, Austin, Texas 78711, (512) 475-3250.

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

TRD-9513215

Tuesday, October 24, 1995, 9:00 a.m.

San Antonio City Council Chambers, 103 Main Plaza, Municipal Plaza Room C

San Antonio

Texas Board of Criminal Justice

AGENDA:

I. Executive session

A. Deliberation on the employment and duties of the Executive Director position (closed in accordance with Government Code, §551.074).

Persons with disabilities who plan to attend this meeting and who need auxiliary aids or services as interpreters for persons who are deaf or hearing impaired, readers, large print or braille, are required to contact

Amanda Ogden (512) 463-9472 at least two work days prior to the meeting so that appropriate arrangements can be made.

Contact: Meredith Johnson, P.O. Box 13084, Austin, Texas 78711, (512) 475-3250.

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

TRD-9513216

Tuesday, October 24, 1995, 2:30 p.m.

San Antonio City Council Chambers, 103 Main Plaza

San Antonio

Texas Board of Criminal Justice

AGENDA:

I. Regular session

A. Discussion of position or selection process and possible action

1. Executive Director

Persons with disabilities who plan to attend this meeting and who need auxiliary aids or services as interpreters for persons who are deaf or hearing impaired, readers, large print or braille, are required to contact Amanda Ogden (512) 463-9472 at least two work days prior to the meeting so that appropriate arrangements can be made.

Contact: Meredith Johnson, P.O. Box 13084, Austin, Texas 78711, (512) 475-3250.

Filed: October 16, 1995, 9:15 a.m.

TRD-9513217

Texas Commission for the Deaf and Hard of Hearing

Saturday, November 4, 1995, Noon

4800 North Lamar Boulevard, Suite 250

Austin

Board for Evaluation of Interpreters (BEI)

AGENDA:

Call to order; determination of quorum; reading of minutes; public comments; reports; officers/committees/staff: 1. Chair, 2. Vice Chair, 3. Secretary, 4. Staff, 5. TSID Representative; election of officers; executive session: a. Review of candidate testing materials, b. Recommendations for new board members, c. Oral evaluation/materials development; new business: 1. Certification/recertification/revocation, 2. Calendar; unfinished business: 1. Level V-V intermediary materials, 2. Rule revisions; announcements; adjournment-5:00 p.m.

Contact: Loyce Kessler, 4800 North Lamar Boulevard, #310, Austin, Texas 78756, (512) 451-8494.

Filed: October 17, 1995, 9:26 a.m.

TRD-9513303

Interagency Council on Early Childhood Intervention

Thursday, October 26, 1995, 9:00 a.m.

909 West 45th Street

Austin

AGENDA:

Public comment. Discussion and approval of minutes from the September 14, 1995 meeting. Discussion and approval of the early childhood intervention advisory committee and director's forum report. Discussion and approval of staff recommendation to establish an 800 line. Discussion and approval to issue a request for proposal to coordinate a statewide publicity campaign. Discussion and update on the interagency agreement with the Texas Education Agency on the coordination of auditorially handicapped and visually handicapped services. Discussion and approval of staff recommendation to expand Milestones projects. Discussion and update on the selection of new provider(s) in Liberty, Montgomery, and Walker counties. Discussion and approval of Fiscal Year 1996 internal audit plan. Discussion and approval of staff recommendation on obtaining internal audit services in Fiscal Year 1996. Discussion and approval of internal audit charter. Discussion and update on status of State Auditor's report. Discussion and approval of staff recommendation to award a contract to conduct training. Executive session completion of the performance evaluation of the executive director. FYI.

Contact: Linda Hill, 1100 West 49th Street, Austin, Texas 78756-3199, (512) 502-4900.

Filed: October 13, 1995, 4:33 p.m.

TRD-9513212

State Employee Charitable Campaign

Friday, October 20, 1995, 9:00 a.m.

210 East Ninth Street

Fort Worth

Local Employee Committee-Fort Worth

AGENDA:

Approve minutes of previous meeting

Review campaign results-to-date

Review expenses-to-date

Discuss plans for recognition and appreciation

Discuss plans for 1996 campaign

Discuss input to State Policy Committee and State Campaign Manager

Discuss additional committee members for 1996

Make recommendations regarding 1996 campaign

Contact: Sara Marshall, 210 East Ninth Street, Fort Worth, Texas 76102, (817) 878-0000 or Fax: (817) 878-0005.

Filed: October 12, 1995, 4:54 p.m.

TRD-9513100

Finance Commission of Texas

Friday, October 27, 1995, 8:30 a.m.

Capitol Extension Building, Senate Committee Room, E1.016

Austin

AGENDA:

A. Call the meeting to order; review and approval of minutes of previous meeting;

B. Discussion and review of Finance Commission matters, hear update on Finance Commission building repairs, discussion of and vote on proposed new Chapter 9, Finance Commission hearings rules, update and possible vote on project to fulfill Finance Commission responsibility under §1.011(f) of the Texas Banking Act of 1995; discussion of and vote on performance appraisal of Finance Commission Administrative Law Judge; discussion of and vote on discussion of and vote on Finance Commission Salary Administration Program; Discussion of and vote on contract between Finance Commission and the three agencies for Administrative Law Judge; discussion of and possible vote on the purchase of director and officer liability policies for Finance Commission members and the three agencies; discussion of and vote on resolution to authorize approval of vouchers for the Finance Commission agencies; and discussion of and vote to approve operating budgets of the Finance Commission agencies;

C. Hear report from the Banking Department regarding industry status, departmental operations from all department divisions; discussion of and vote to publish for comment, repeal or adoption, existing, proposed and amended rules and chapters regarding Texas Banking Act procedures throughout 7 TAC;

D. Hear report from the Savings and Loan Department regarding industry status, departmental operations, discussion of and vote to publish for comment, repeal or adoption, existing, proposed and amended

rules regarding savings and loan procedures throughout 7 TAC;

E. Hear report from the Office of Consumer Credit Commissioner regarding industry status, departmental operations, presentation and possible vote on proposal for decision of appeal of commissioner's cease and desist order served upon Odilon Hidalgo, El Paso, discussion of and vote on credit code interpretation concerning the proper disclosure language for documentary fees in retail installment transactions under Title 79;

F. Convene into executive session, and adjourn.

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

Filed: October 17, 1995, 9:30 a.m.

TRD-9513304

◆ ◆ ◆
State Committee of Examiners in the Fitting and Dispensing of Hearing Instruments

Saturday, November 4, 1995, 10:00 a.m.

Acacia Room, Dallas Medallion, 4099 Valley View Lane

Dallas

Ethics Subcommittee

AGENDA:

The subcommittee will discuss and possibly act on draft of code of ethics.

Contact: Bobby Schmidt, 1100 West 49th Street, Austin, Texas 78756, (512) 834-6484. For ADA assistance, contact Richard Butler (512) 458-6410 or T.D.D. (512) 458-7708 at least two days prior to the meeting.

Filed: October 12, 1995, 10:40 a.m.

TRD-9513045

Saturday, November 4, 1995, 10:00 a.m.

Acacia Room, Dallas Medallion, 4099 Valley View Lane

Dallas

Examination Subcommittee

AGENDA:

The subcommittee will discuss and possibly act on new procedures/format for practical examination.

Contact: Bobby Schmidt, 1100 West 49th Street, Austin, Texas 78756, (512) 834-6484. For ADA assistance, contact Richard Butler (512) 458-6410 or T.D.D. (512) 458-7708 at least two days prior to the meeting.

Filed: October 12, 1995, 10:40 a.m.

TRD-9513046

Saturday, November 4, 1995, 10:00 a.m.

Acacia Room, Dallas Medallion, 4099 Valley View Lane

Dallas

Complaints Subcommittee

AGENDA:

The subcommittee will discuss and possibly act on the following complaints: FD/94-0019A; FD/94-0029A; FD/94-0029B; FD/94-0061; FD/95-0015; FD/95-0018; FD/95-0024; FD/95-0029; FD/95-0030; FD/95-0031; FD/95-0032; FD/95-0033; FD/95-0034; FD/95-0035; FD/96-0001; FD/96-0002; FD/96-0003; and FD/96-0004.

Contact: Bobby Schmidt, 1100 West 49th Street, Austin, Texas 78756, (512) 834-6484. For ADA assistance, contact Richard Butler (512) 458-6410 or T.D.D. (512) 458-7708 at least two days prior to the meeting.

Filed: October 12, 1995, 10:40 a.m.

TRD-9513047

Saturday, November 4, 1995, 10 a.m.

Acacia Room, Dallas Medallion, 4099 Valley View Lane

Dallas

Applications Subcommittee

AGENDA:

The subcommittee will discuss and possibly act on the approval or denial of applications of James Cobb and Gary Smith.

Contact: Bobby Schmidt, 1100 West 49th Street, Austin, Texas 78756, (512) 834-6484. For ADA assistance, contact Richard Butler (512) 458-6410 or T.D.D. (512) 458-7708 at least two days prior to the meeting.

Filed: October 12, 1995, 10:40 a.m.

TRD-9513048

◆ ◆ ◆
Texas General Land Office

Wednesday, October 25, 1995, 4:30 p.m.

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

Austin

Veterans Land Board

AGENDA:

123. Approval of the August 30, 1995, VLB minutes.

124. Award high bids from the forfeited land sale of October 24, 1995.

125. Request of Joyce Smith to restore her Veteran eligibility.

126. Review of Forward Swap and State of Texas Veteran's Housing Assistance Refunding Bonds, Series 1995 transaction.

127. Consideration and action on resolution to amend title of \$88,490,000 State of Texas Veteran's Housing Assistance Refunding Bonds, Series 1995.

128. Consideration of and action on resolutions.

129. Consideration and action on resolution authorizing amendment of the confirmation dated November 17, 1994.

130. Consideration of loan rates in the Housing Assistance Program.

131. Consideration and action on resolutions amending the investment authority provisions of resolutions.

132. Consideration of request by William O. Nesmith that the VLB purchase a vacancy in Navarro County.

133. Consideration of request by Michael E. and Heidi Tiller, that the board allow a reinstatement and transfer.

Contact: Karen Pratt, 1700 North Congress Avenue, Room 700, Austin, Texas 78711, (512) 463-5171.

Filed: October 16, 1995, 11:37 a.m.

TRD-9513274

◆ ◆ ◆
Office of the Governor

Wednesday, October 18, 1995, 10:00 a.m.

1100 Congress Avenue, State Capitol Extension, Room E1.004, Extension Auditorium

Austin

Transition Oversight Committee on Workforce Development-Working Group

AGENDA:

I. Call to order

II. Agency reports

III. Public testimony

IV. Adjourn

Contact: Richard Evans, 201 East 14th Street, Austin, Texas 78701, (512) 463-1823.

Filed: October 13, 1995, 1:28 p.m.

TRD-9513158

◆ ◆ ◆
Texas Department of Health

Friday, October 20, 1995, 8:00 a.m.

St. Anthony Hotel, St. Anthony Club Room, 300 East Travis Street

San Antonio

Texas Board of Health, Board Briefing Meeting

AGENDA:

The board will receive a briefing on the current activities of the Texas Department of Health by the Commissioner.

Contact: Kris Lloyd, 1100 West 49th Street, Austin, Texas 78756, (512) 458-7484. For ADA assistance, contact Richard Butler at (512) 458-6410 or T.D.D. (512) 458-7708 at least two days prior to the meeting.

Filed: October 12, 1995, 4:27 p.m.

TRD-9513096

Friday, October 20, 1995, 9:30 a.m.

St. Anthony Hotel, St. Anthony Club Room, 300 East Travis Street

San Antonio

Texas Board of Health, Health and Clinical Services Committee

AGENDA:

The committee will discuss and possibly act on: approval of the minutes of the September 14, 1995 meeting; proposed rules concerning training of animal shelter personnel; proposed rules concerning rabies control and eradication; proposed rules concerning mother-friendly business program supporting breastfeeding; proposed rule to establish standards for the performance of mandatory testing for HIV during pregnancy and delivery; final repeal of rules and final adoption of rule concerning the HIV medication program; final adoption of rules concerning a memorandum of understanding between the Texas Department of Health, Texas Department of Criminal Justice, and other agencies regarding the disabled ill in the criminal justice system; and Title V futures project update.

Contact: Kris Lloyd, 1100 West 49th Street, Austin, Texas 78756, (512) 458-7484. For ADA assistance, contact Richard Butler at (512) 458-6410 or T.D.D. (512) 458-7708 at least two days prior to the meeting.

Filed: October 12, 1995, 4:27 p.m.

TRD-9513097

Friday, October 20, 1995, 11:00 a.m.

St. Anthony Hotel, St. Anthony Club Room, Lobby Level, 300 East Travis

San Antonio

AGENDA:

The board will meet to discuss approval of the minutes of the September 15, 1995 meeting; and discuss and possibly act on: commissioner's report; Public Health Region 8 update; strategic management committee report; health financing committee report (recommendations to the State Medicaid director (to withdraw proposed rules

concerning the Medicaid vendor drug program reimbursement methodology for the pharmacy dispensing fee; to propose amendments to the Medicaid utilization and review procedures rules, and to repeal the attestation statement for Texas medical review program hospitals; to adopt rules regarding Medicaid utilization review procedures; to adopt rules regarding Medicaid selective contracting; to adopt rules relating to provider reimbursement rate in the Medicaid medical transportation program; and to adopt rules relating to cost-of-living adjustments to hospital services, Texas Medicaid reimbursement methodology, in-home total parenteral hyperalimentation services, and in-home services, and in-home respiratory therapy services for ventilator-dependent persons); health and clinical services committee report (proposed rules concerning training of animal shelter personnel; proposed rules concerning rabies control and eradication; proposed rules concerning mother-friendly business program supporting breastfeeding; proposed rule to establish standards for the performance of mandatory testing for HIV during pregnancy and delivery; final adoption of repeal of rules and final adoption of rule concerning the HIV Medication Program; final adoption of rules concerning a memorandum of understanding between the Texas Department of Health, Texas Department of Criminal Justice, and other agencies regarding the disabled ill in the criminal justice system); human resources committee report (appointments to the Hospital Data Advisory Committee; proposed rules concerning Device Distributors and Manufacturers Advisory Committee; proposed rules concerning the Prostate Cancer Advisory Committee; and final adoption of rules concerning hospital and medical staff bylaws for the Texas Center for Infectious Disease and South Texas Hospital); regulatory committee report (proposed rules concerning licensure and regulation of fitting and dispensing of hearing instruments; proposed rules concerning reporting of charity care and community benefits data by nonprofit hospitals; final adoption of rules concerning investigations of abuse, neglect, or exploitation of children, elderly, or disabled persons in facilities regulated by the Texas Department of Health; final adoption of rules concerning meat safety assurance inspection fees); announcements and comments not requiring Board of Health action; meeting date for November/December 1995; and executive session (pending litigation-Texas Pharmaceutical Association, et al., vs. Texas Department of Health regarding interim vendor drug incentive factor adjustment and Texas Medicaid vendor drug program reimbursement rates.

Contact: Kris Lloyd, 1100 West 49th Street, Austin, Texas 78756, (512) 458-7484. For ADA assistance, contact Richard Butler at (512) 458-6410 or T.D.D. (512) 458-7708 at least two days prior to the meeting.

Filed: October 12, 1995, 4:34 p.m.

TRD-9513099

Tuesday, October 24, 1995, 10:00 a.m.

Room G-107, Texas Department of Health, 1100 West 49th Street

Austin

Oral Health Services Advisory Committee Telephone Conference Call

AGENDA:

The committee will discuss and possibly act on revisions to plan of operation for professional review of the Early and Periodic Screening, Diagnosis and Treatment Dental Program.

NOTE: The telephone conference call will be audible to the public at the location indicated above.

Contact: Dr. Nana Lopez, 1100 West 49th Street, Austin, Texas 78756, (512) 458-7323. For ADA assistance, call Richard Butler at (512) 458-6410 or T.D.D. (512) 458-7708 at least two days prior to the meeting.

Filed: October 13, 1995, 8:47 a.m.

TRD-9513104

Monday, October 30, 1995, 9:30 a.m.

Room M-618, Texas Department of Health, 1100 West 49th Street

Austin

Midwifery Board, Legislative Committee

AGENDA:

The committee will begin by introducing members of the legislative committee and discuss and possibly act on: history of previous laws and outcomes; discussion on how to start a new law; procedures that need to be done and timelines set; set date and place for next legislative committee meeting; and review draft of Midwifery Act.

Contact: Cecilia Nobles, 1100 West 49th Street, Austin, Texas 78756, (512) 458-7700. For ADA assistance, contact Richard Butler (512) 458-7695 or T.D.D. (512) 458-7708 at least two days prior to the meeting.

Filed: October 16, 1995, 9:13 a.m.

TRD-9513213

◆ ◆ ◆
Texas Higher Education Coordinating Board

Thursday, October 26, 1995, 9:00 a.m.

Chevy Chase Office Complex Building One, Room 1.100, 7700 Chevy Chase Drive

Austin

Research Committee

AGENDA:

Consideration of grants to be awarded under the 1995 Advanced Research Program and Advanced Technology Program.

Contact: Kenneth H. Ashworth, P.O. Box 12788, Austin, Texas 78711, (512) 483-6101.

Filed: October 12, 1995, 2:58 p.m.

TRD-9513078

Thursday, October 26, 1995, 9:30 a.m.

Chevy Chase Office Complex Building One, Room 1.100, 7700 Chevy Chase Drive Austin

Universities Committee

AGENDA:

Consideration of matters relating to universities.

Contact: Kenneth H. Ashworth, P.O. Box 12788, Austin, Texas 78711, (512) 483-6101.

Filed: October 12, 1995, 2:59 p.m.

TRD-9513079

Thursday, October 26, 1995, 10:15 a.m.

Chevy Chase Office Complex Building One, Room 1.100, 7700 Chevy Chase Drive Austin

Health Affairs Committee

AGENDA:

Consideration of approval and certification of adequacy of financing for new degree programs-The University of Texas Health Science Center at Houston-Doctor of Science in Nursing (DSN) degree with major in Nursing (final reading); The University of Texas Health Science Center at San Antonio-Master of Science in Clinical Laboratory Sciences (MSCLS) degree with major in Clinical Laboratory Sciences and programs in Immunohematology and Toxicology; consideration of recommendation by the Family Practice Residency Advisory Committee for allocation of Fiscal Year 1996 pilot project funds to support three new programs.

Contact: Kenneth H. Ashworth, P.O. Box 12788, Austin, Texas 78711, (512) 483-6101.

Filed: October 12, 1995, 2:59 p.m.

TRD-9513080

Thursday, October 26, 1995, 10:45 a.m.

Chevy Chase Office Complex Building One, Room 1.100, 7700 Chevy Chase Drive Austin

Access and Equity Committee

AGENDA:

Consideration of proposing amendments to the rules for the Minority Doctoral Incentive Program (§§21.970-21.983); report from Advisory Committee on Women and Minority Faculty and Professional Staff; and report on the Youth Opportunities Unlimited Program and discontinuance of its funding.

Contact: Kenneth H. Ashworth, P.O. Box 12788, Austin, Texas 78711, (512) 483-6101.

Filed: October 12, 1995, 2:59 p.m.

TRD-9513081

Thursday, October 26, 1995, 11:15 a.m.

Chevy Chase Office Complex Building One, Room 1.100, 7700 Chevy Chase Drive Austin

Community and Technical Colleges Committee

AGENDA:

Consideration of matters relating to community and technical colleges.

Contact: Kenneth H. Ashworth, P.O. Box 12788, Austin, Texas 78711, (512) 483-6101.

Filed: October 12, 1995, 3:00 p.m.

TRD-9513082

Thursday, October 26, 1995, Noon.

Chevy Chase Office Complex Building One, Room 1.100, 7700 Chevy Chase Drive Austin

Committee of the Whole

AGENDA:

Consideration of the Whole will meet in executive session to discuss pending or contemplated litigation and personnel matters.

Contact: Kenneth H. Ashworth, P.O. Box 12788, Austin, Texas 78711, (512) 483-6101.

Filed: October 12, 1995, 3:00 p.m.

TRD-9513083

Thursday, October 26, 1995, 1:00 p.m.

Chevy Chase Office Complex Building One, Room 1.100, 7700 Chevy Chase Drive Austin

Joint Advisory Committee, Coordinating Board/State Board of Education

AGENDA:

Report of the planned October meeting of the Joint Advisory Committee.

Contact: Kenneth H. Ashworth, P.O. Box 12788, Austin, Texas 78711, (512) 483-6101.

Filed: October 12, 1995, 3:00 p.m.

TRD-9513084

Thursday, October 26, 1995, 1:15 p.m.

Chevy Chase Office Complex Building One, Room 1.100, 7700 Chevy Chase Drive Austin

Campus Planning Committee

AGENDA:

Consideration of matters relating to campus planning.

Contact: Kenneth H. Ashworth, P.O. Box 12788, Austin, Texas 78711, (512) 483-6101.

Filed: October 12, 1995, 3:00 p.m.

TRD-9513085

Thursday, October 26, 1995, Noon.

Chevy Chase Office Complex Building One, Room 1.100, 7700 Chevy Chase Drive Austin

Student Services Committee

AGENDA:

Consideration of matters relating to student services.

Contact: Kenneth H. Ashworth, P.O. Box 12788, Austin, Texas 78711, (512) 483-6101.

Filed: October 12, 1995, 3:00 p.m.

TRD-9513086

Thursday, October 26, 1995, 2:30 p.m.

Chevy Chase Office Complex Building One, Room 1.100, 7700 Chevy Chase Drive Austin

Administration and Financial Planning Committee

AGENDA:

Consideration of proposing amendment to rule for training governing board members to allow as alternative training program for members of governing boards for whom attendance at a seminar in Austin would be a hardship; report on commissioner's policy for elimination of duplicate funding for students enrolled in courses for which both high school and community college credit are given; consideration of amendment of the Coordinating Board budget for fiscal year 1996; consideration of approval of the Texas Higher Education Coordinating Board Information Resource Biennial Operation Plan for Fiscal Years 1996 and 1997; and consideration of authorizing bond counsel, financial advisor, and staff to proceed with all necessary steps to issue up to \$75 million in student loan bonds at the January 1996 meeting of the board, contingent upon the voters approving such bonds in November 1995.

Contact: Kenneth H. Ashworth, P.O. Box 12788, Austin, Texas 78711, (512) 483-6101.

Filed: October 12, 1995, 3:01 p.m.

TRD-9513087

Friday, October 27, 1995, 8:30 a.m.

Chevy Chase Office Complex Building One, Room 1.100, 7700 Chevy Chase Drive
Austin

Coordinating Board Meeting

AGENDA:

Consideration of meetings relating the Committee on Research; the Committee on Universities; the Committee on Health Affairs; the Committee on Access and Equity; the Committee on Community and Technical Colleges; the Joint Advisory Committee, Coordinating Board/State Board of Education; the Committee on Campus Planning; the Committee on Student Services; the Committee on Administrative and Financial Planning; and reports to the Board.

Contact: Kenneth H. Ashworth, P.O. Box 12788, Austin, Texas 78711, (512) 483-6101.

Filed: October 12, 1995, 3:01 p.m.

TRD-9513088

Texas Department of Human Services

Friday, October 20, 1995, 9:00 a.m.

701 West 51st Street, First Floor, East Tower, Public Hearing Room

Austin

Texas Board of Human Services

AGENDA:

1. Approval of the minutes of September 15, 1995.
2. Chair's comments and announcements.
3. Amendments to Nursing Facility Requirements for Licensure and Medicaid Certification regarding withholding vendor payment.
4. Amendments to policies and procedures.
5. Commissioner's report: a. Advisory Committee appointments; b. status report on affirmative action program; c. announcements and comments; and d. tracking of board action items.

After concluding its regular agenda, the board will reconvene at the Lyndon B. Johnson School of Public Affairs (Sid Richardson Hall, the University of Texas at Austin), Room 3.109, for a board work session on health and human services issues and the agency's strategic planning process.

Contact: Sherron Heinemann, P.O. Box 149030, Austin, Texas 78714-9030, (512) 438-3048.

Filed: October 12, 1995, 12:45 p.m.

TRD-9513071

Texas Incentive and Productivity Commission

Monday, October 30, 1995, 8:00 a.m.

Clements Building, Fifth Floor, Committee Room #5, 15th and Lavaca

Austin

AGENDA:

- I. Call to order and roll call
- II. Approval of minutes of previous meeting
- III. Consideration of employee suggestions for approval
- IV. Consideration of 1995 Productivity Bonus applications for approval
- V. Consideration of possible changes to the administration of the State Employee Incentive Program and the Productivity Bonus Program
- VI. Report on administrative matters
- VII. Adjournment

Contact: M. Elaine Powell, P.O. Box 12482, Austin, Texas 78711, (512) 475-2393.

Filed: October 17, 1995, 9:21 a.m.

TRD-9513302

Legislative Budget Board

Wednesday, October 25, 1995, 9:00 a.m.

Capitol Extension, 1400 Congress Avenue, Room E2.014

Austin

Public Education Team

AGENDA:

Round Table discussion on interim financial studies.

Contact: Debra Haas, 105 West 15th Street, Austin, Texas 78701, (512) 463-1200.

Filed: October 12, 1995, 11:23 a.m.

TRD-9513065

Texas Department of Licensing and Regulation

Tuesday, October 24, 1995, 9:00 a.m.

920 Colorado, E. O. Thompson Building, Fourth Floor, Room 420

Austin

Enforcement Division, Air Conditioning

AGENDA:

According to the complete agenda, the department will hold an administrative hearing to consider the possible assessment of administrative penalties for the respondent, J. D. Morris doing business as Eagle Air Conditioning and Heating for advertising as a person, partnership, firm or corporation that engages in the business of air conditioning and refrigeration contracting without first obtaining a license, a violation of 16 TAC §75.22(a); Texas Civil Statutes, Articles 8861 (the Act) and 9100; and the Texas Government Code, Chapter 2001.

Contact: Paula Hamje, 920 Colorado, E. O. Thompson Building, Austin, Texas 78701, (512) 463-3192.

Filed: October 16, 1995, 3:38 p.m.

TRD-9513292

Wednesday, October 25, 1995, 9:00 a.m.

920 Colorado, E. O. Thompson Building, Fourth Floor, Room 420

Austin

Enforcement Division, Air Conditioning

AGENDA:

According to the complete agenda, the department will hold an administrative hearing to consider the possible assessment of administrative penalties against the respondent, Alvaro Martinez doing business as Martinez and Sons Service Company, for engaging in air conditioning and refrigeration contracting without a license in violation of Texas Civil Statutes, Article 8861 (the Act), §3B, and for advertising air conditioning and refrigeration contracting services without a license in violation of 16 TAC §75.22(a), pursuant to the Act, Articles 8861 and 9100; and the Texas Government Code, Chapter 2001 (APA); and 16 TAC, Chapter 75.

Contact: Paula Hamje, 920 Colorado, E. O. Thompson Building, Austin, Texas 78701, (512) 463-3192.

Filed: October 16, 1995, 3:38 p.m.

TRD-9513291

Texas Lottery Commission

Wednesday, October 25, 1995, 9:00 a.m.

6937 North IH-35, American Founders Building, First Floor Auditorium

Austin

AGENDA:

According to the agenda summary, the Texas Lottery Commission will call the

meeting to order; approval of minutes of the September 12, 1995 meeting; consideration and possible action regarding policy on the Commission receiving public comment at commission meetings and on the receipt of public comment by individual commissioners; consideration and possible action, including proposal of a new rule, 16 TAC §401.309 relating to assignability of prizes; consideration and possible action on the renewal of the lottery operator contract; consideration and possible action on the appointment, employment or duties of the internal auditor; consideration and possible action on Americans with Disabilities Act complaints by the commission; commission will meet in executive session with its attorneys to receive legal advice regarding pending litigation pursuant to §551.071(1) of the Texas Government Code, including but not limited to Wolverine Council Auxiliary v. Texas Lottery Commission, Scott Wenner v. Texas Lottery Commission, Frances Vaughn v. Texas Lottery Commission and Nora Linares, in the interest of April Jo Flores, a child, Headrick et al v. Texas Lottery Commission, in re LRN, First Approach Financial, Inc. and Western United Life Assurance Company v. Texas Lottery Commission, Linda Stewart v. Texas Lottery Commission, et al, Founders Trust v. Texas Lottery Commission, Natalie Gutierrez v. The Kroger Company, and Gifford Thomas Riney v. Hilda Arlene Riney (Stanley) et al; to deliberate the evaluation of the executive director pursuant to §551.074 of the Texas Government Code; to receive legal advice from its attorneys pursuant to §551.071(2) of the Texas Government Code regarding the assignability of lottery prize winnings; and to deliberate the appointment, employment, or duties of the internal auditor pursuant to §551.074 of the Texas Government Code, return to open session for further deliberation and possible action on any matter discussed in executive session; consideration of the status and possible entry of an order in any contested case if a proposal for decision has been received from the assigned Administrative Law Judge and the time period has lapsed for the filing of exceptions and replies; report by the executive director and possible discussion on the financial status of the agency and the operation of the agency, including but not limited to discussion of the new HUB rules.

Beginning at 1:00 p.m., report by the Bingo Advisory Committee and possible action on its activities; report by the executive director and possible deliberation and/or action regarding the Texas Lottery Commission's regulation and administration of charitable bingo; and adjournment.

For ADA assistance, call Michelle Guerrero at (512) 323-3791 at least two days prior to meeting.

Contact: Michelle Guerrero, 6937 North IH-35, Austin, Texas 78752, (512) 323-3791.

Filed: October 17, 1995, 9:07 a.m.

TRD-9513301

Texas State Board of Medical Examiners

Saturday, October 14, 1995, Noon
1812 Centre Creek Drive, Suite 300

Austin

Emergency Agenda

Disciplinary Panel

AGENDA:

1. Call to order
2. Roll call
3. Consideration of the application for temporary suspension of the license of Roberto A. Ticas, M.D., License H-8865.
4. Consideration of the application for temporary suspension of the license of Carlos H. Hidalgo, M.D., License F-7782.
5. Consideration of the application for temporary suspension of the license of Johnston Stewart Cox, M.D., License F-6546.
6. Adjourn

Executive session under the authority of the Open Meetings Act, §551.071 of the Government Code, and Article 4495b, §2.07(b) and §2.09(o), Texas Civil Statutes, to consult with counsel regarding pending or contemplated litigation.

Reason for Emergency: Information has been received by the agency and requires prompt consideration.

Contact: Pat Wood, P.O. Box 149134, Austin, Texas 78714-9134, (512) 834-7728, Ext. 402.

Filed: October 12, 1995, 5:10 p.m.

TRD-9513102

Tuesday, October 17, 1995, 9:00 a.m.
1812 Centre Creek Drive, Suite 300

Austin

Emergency Agenda

Hearings Division

AGENDA:

Probation appearance, 2:30 p.m.—Robert L. Gardner, M.D., Duncanville, Texas.

Termination request, 10:00 a.m.—Alan A. Dobson, M.D., Grand Prairie, Texas.

Executive session under the authority of the Open Meetings Act, §551.071 of the Government Code, and Article 4495b, §2.07(b) and §2.09(o), Texas Civil Statutes, regarding pending or contemplated litigation.

Reason for Emergency: Information has come to the attention of the agency requires prompt consideration.

Contact: Pat Wood, P.O. Box 149134, Austin, Texas 78714-9134, (512) 834-7728, Ext. 402.

Filed: October 12, 1995, 10:28 a.m.

TRD-9513043

Thursday, October 19, 1995, 9:00 a.m.

1812 Centre Creek Drive, Suite 300

Austin

Hearings Division

AGENDA:

Probation appearance, 12:30 p.m.—Bernice Anderson, D.O., Corpus Christi, Texas.

Probation appearance, 12:30 p.m.—Edward A. Balli, M.D., Seguin, Texas.

Probation appearance, 1:00 p.m.—Ramiro De Los Santos, M.D., Eagle Pass, Texas.

Probation appearance, 1:00 p.m.—John D. Duncan, M.D., Del Rio, Texas.

Probation appearance, 1:00 p.m.—William J. Head III, M.D., Harlingen, Texas.

Modification request, 2:00 p.m.—Debra K. Epps, M.D., Kerrville, Texas.

Executive session under the authority of the Open Meetings Act, §551.071 of the Government Code, and Article 4495b, §2.07(b) and §2.09(o), Texas Civil Statutes, regarding pending or contemplated litigation.

Contact: Pat Wood, P.O. Box 149134, Austin, Texas 78714-9134, (512) 834-7728, Ext. 402.

Filed: October 12, 1995, 10:28 a.m.

TRD-9513044

Texas Natural Resource Conservation Commission

Wednesday, October 25, 1995, 9:30 a.m.

12118 North Interstate 35, Building E, Room 201S

Austin

AGENDA:

The commission will consider approving the following matters on the agenda: Class 3 modification; district matter; report; municipal solid waste management plan; contract; air quality enforcement; rules; municipal solid waste enforcement; administrative law judge's proposal for decision; executive session; 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 for 9:30 agenda starts 8:45 until 9:25)

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

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

TRD-9513162

Tuesday, November 7, 1995, 10:00 a.m.

12015 Park 35 Circle

Austin

AGENDA:

Notice of public hearing on an appeal of notice to revoke waste tire mobile processor and waste tire facility registrations of Envirotech Industries, Inc. The TNRCC commissioners have referred the matter to the State Office of Administrative Hearings (SOAH) for a hearing. The matter has been docketed as SOAH Docket Number: 582-95-1073.

Contact: SOAH Docket Clerk, Mail Code 102, P.O. Box 13087, Austin, Texas 78711, (512) 239-4100.

Filed: October 16, 1995, 9:20 a.m.

TRD-9513232

Board of Nurse Examiners

Friday, October 13, 1995, 9:00 a.m.

9101 Burnet Road, #104

Austin

Emergency Meeting

Search Committee

AGENDA:

The Search Committee of the Board of Nurse Examiners will meet in executive session via teleconference call beginning at 9:00 a.m. on Friday, October 13, 1995, for the purpose of discussing personnel matters.

Reason for Emergency: Action is required prior to the next regularly scheduled meeting in November.

Contact: Erlene Fisher, Box 140466, Austin, Texas 78714, (512) 835-8675.

Filed: October 12, 1995, 12:45 p.m.

TRD-9513072

Texas State Board of Perfusionists

Friday, October 27, 1995, 9:30 a.m.

Room N-456, the Exchange Building, 8407 Wall Street

Austin

Rule Committee

AGENDA:

The committee will discuss and possible act on continuing education requirements; and setting of the next meeting date.

Contact: Jo Whittenberg, 1100 West 49th Street, Austin, Texas 78756, (512) 834-6751. For ADA assistance, contact Richard Butler at (512) 458-6410 or T.D.D. (512) 458-7708 at least two days prior to the meeting.

Filed: October 12, 1995, 10:41 a.m.

TRD-9513049

Texas Board of Physical Therapy Examiners

Monday, October 23, 1995, 2:00 p.m.

333 Guadalupe, Suite 2-510

Austin

Investigations Committee

AGENDA:

I. Call to order

II. Review and possible action regarding the following cases: 95132, 95154, 95159, 95170, 95171, 95172, 95173, 95176, 95183, 95184, 95190, 96003.

III. Adjourn

Contact: Gerard Swain, 333 Guadalupe, Suite 2-510, Austin, Texas 78701, (512) 305-6900.

Filed: October 13, 1995, 2:34 p.m.

TRD-9513179

Tuesday, October 24, 1995, 9:30 a.m.

333 Guadalupe, Suite 2-510

Austin

Rules Committee

AGENDA:

I. Call to order

II. Review and possible recommendations related to Chapter 321

III. Review and possible recommendations related to Chapter 329

IV. Consideration and possible recommendations relating to requiring applicants to take a board exam covering rules of the Texas Board of Physical Therapy Examiners

V. Consideration and possible recommendations related to Chapter 347

VI. Consideration and possible recommendations related to Chapter 343

VII. Adjourn

Contact: Gerard Swain, 333 Guadalupe, Suite 2-510, Austin, Texas 78701, (512) 305-6900.

Filed: October 16, 1995, 10:15 a.m.

TRD-9513262

Executive Council of Physical Therapy and Occupational Therapy Examiners

Monday, October 23, 1995, 10:00 a.m.

333 Guadalupe, Suite 2-510

Austin

AGENDA:

I. Call to order

II. Public comment

III. Approval of minutes of July 24, 1995 Executive Council meeting

IV. Executive session pursuant to §551.071 of the Government Code, consultation with attorney regarding pending or contemplated litigation

V. Review and possible action on rules proposed by the Texas Board of Physical Therapy Examiners as follows: Chapters 321, 323, 329, 341, 343

VI. Review and possible action on rules proposed by the Texas Board of Occupational Therapy Examiners as follows: Chapters 362, 364, 365, 372, 373, 374

VII. Discussion and possible action on setting fees for the Texas Board of Physical Therapy Examiners regarding an inactive status-§651.2

VIII. Executive director's report

IX. Presiding officer's report

X. Items for future consideration

XI. Next meeting date

XII. Adjournment

Contact: Nina Hurter, 333 Guadalupe, Suite 2-510, Austin, Texas 78701, (512) 305-6900.

Filed: October 13, 1995, 1:25 p.m.

TRD-9513156

Polygraph Examiners Board

Thursday, October 26, 1995, 9:00 a.m.

The Harvey Hotel, 7815 LBJ Freeway

Dallas

AGENDA:

Open meeting; approval of June 1995 board meeting minutes; consideration of applications for licensure; discussion and possible action on the approval of the Western Oregon State College School of Polygraphy; discussion and possible action on the consideration of the request for reciprocity from the State of Alabama; progress report on revision of licensing examination; establish fees for 1996; approval of 1996 renewal forms; establish 1996 board meeting dates; appointment of new chairman for Board Investigative Policy Committee; progress report on clinical polygraph examinations of sex offenders by Eric Holden; agency update.

Contact: Bryan M. Perot, P.O. Box 4087, Austin, Texas 78773, (512) 465-2058.

Filed: October 16, 1995, 11:37 a.m.

TRD-9513271

Texas Department of Public Safety

Wednesday, October 25, 1995, 10:30 a.m.

DPS Headquarters, 5805 North Lamar Boulevard

Austin

Public Safety Commission

AGENDA:

Approval of minutes

Budget matters

Internal audit report

Personnel matters

Pending and contemplated litigation

Real estate matters

Public comment

Miscellaneous and other unfinished business

Discharge appeal hearing of DPS employee Michael Lewis Young

Discharge appeal hearing of DPS employee George Kevin Kennedy

Contact: James Wilson, 5805 North Lamar Boulevard, Austin, Texas 78752, (512) 465-2000, Ext. 3700.

Filed: October 16, 1995, 1:25 p.m.

TRD-9513279

Public Utility Commission of Texas

Tuesday, October 24, 1995, 9:00 a.m.

7800 Shoal Creek Boulevard

Austin

Legal Administration

AGENDA:

A prehearing conference has been scheduled for the above date and time in Docket Number 14818-petition of Northeast Texas Electric Cooperative, Inc. for authority to reconcile fuel expenses for the period of December 1, 1992-June 30, 1995.

Contact: Paula Mueller, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: October 12, 1995, 3:05 p.m.

TRD-9513089

Tuesday, October 24, 1995, 2:00 p.m.

7800 Shoal Creek Boulevard

Austin

Legal Administration

AGENDA:

A prehearing conference has been scheduled for the above date and time in Docket Number 14819-application of Southwestern Electric Power Company to revise fixed fuel factors and to make an interim refund of fuel cost over-recoveries.

Contact: Paula Mueller, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: October 12, 1995, 4:28 p.m.

TRD-9513098

Railroad Commission of Texas

Tuesday, October 24, 1995, 9:30 a.m.

1701 North Congress Avenue, First Floor Conference Room 1-111

Austin

Revised Agenda

AGENDA:

The commission will consider Oil and Gas Docket Number 08-0210161: the joint application of Pennzoil Exploration and Production Company, Bass Enterprises Production Company, and Arch Petroleum, Inc. to amend the temporary field rules in the Keystone (Ellenburger) Field, Winkler County, Texas.

Contact: Donna Chandler, P.O. Box 12967, Austin, Texas 78711-2967, (512) 463-6924.

Filed: October 16, 1995, 1:26 p.m.

TRD-9513281

Tuesday, October 24, 1995, 9:30 a.m.

1701 North Congress Avenue, First Floor Conference Room 1-111

Austin

AGENDA:

The commission will consider and act on agency administration, budget, policy and procedures, and personnel matters for all divisions. The commission may meet in executive session to consider the appointment, employment, evaluation, re-assignment, duties, discipline and/or dismissal of personnel.

Contact: Mark Bogan, P.O. Box 12967, Austin, Texas 78711-2967, (512) 463-6981.

Filed: October 13, 1995, 11:14 a.m.

TRD-9513123

Tuesday, October 24, 1995, 9:30 a.m.

1701 North Congress Avenue, First Floor Conference Room 1-111

Austin

AGENDA:

The commission will consider and act on Automatic Data Processing Division Director's report on division administration, budget, procedures, equipment acquisitions, and personnel matters.

Contact: Bob Kmetz, P.O. Box 12967, Austin, Texas 78701, (512) 463-7251.

Filed: October 13, 1995, 11:14 a.m.

TRD-9513124

Tuesday, October 24, 1995, 9:30 a.m.

1701 North Congress Avenue, First Floor Conference Room 1-111

Austin

AGENDA:

The commission will consider and act on the Information Resource Manager's report on information resource planning documents.

The Commission will consider and act on the Information Resource Manager's report on the administration, budget, procedures, equipment acquisitions, contracts, work schedules and quarterly updates associated with the Department of Energy-RRC Area of Review (AOR) Data Management Enhancements Grant Status Review.

Contact: Mel Mireles, P.O. Box 12967, Austin, Texas 78701, (512) 463-7249.

Filed: October 13, 1995, 11:14 a.m.

TRD-9513125

Tuesday, October 24, 1995, 9:30 a.m.

1701 North Congress Avenue, First Floor Conference Room 1-111

Austin

AGENDA:

The commission will consider and act on the Office of Information Services Director's Report on Division Administration,

Budget, Procedures, and Personnel Matters.

Contact: Brian W. Schaible, P.O. Box 12967, Austin, Texas 78701, (512) 463-6710.

Filed: October 13, 1995, 11:14 a.m.

TRD-9513126

Tuesday, October 24, 1995, 9:30 a.m.

1701 North Congress Avenue, First Floor Conference Room 1-111

Austin

AGENDA:

The commission will consider and act on the Division Director's report on division administration, budget, procedures, and personnel matters.

Contact: Melvin B. Hodgkiss, P.E., P.O. Box 12967, Austin, Texas 78711, (512) 463-6901.

Filed: October 13, 1995, 11:15 a.m.

TRD-9513128

Tuesday, October 24, 1995, 9:30 a.m.

1701 North Congress Avenue, First Floor Conference Room 1-111

Austin

AGENDA:

The commission will consider and act on agency budget, fiscal and administrative matters and the Administrative Services Division Director's report on division administration, budget, procedures and personnel matters.

Contact: Roger Dillon, P.O. Box 12967, Austin, Texas 78711-2967, (512) 463-7257.

Filed: October 13, 1995, 11:15 a.m.

TRD-9513129

Tuesday, October 24, 1995, 9:30 a.m.

1701 North Congress Avenue, First Floor Conference Room 1-111

Austin

AGENDA:

According to the complete agenda, the Railroad Commission of Texas will consider various applications and other matters within the jurisdiction of the agency including oral arguments at the time specified on the agenda. The Railroad Commission of Texas may consider the procedural status of any contested case if 60 days or more have elapsed from the date the hearing was closed or from the date the transcript was received.

The Commission may meet in Executive Session on any items listed above as authorized by the Open Meetings Act.

Contact: Mary Ross McDonald, P.O. Box 12967, Austin, Texas 78711, (512)

463-7033.

Filed: October 13, 1995, 11:15 a.m.

TRD-9513130

Tuesday, October 24, 1995, 9:30 a.m.

1701 North Congress Avenue, 12th Floor Conference Room 12-126

Austin

AGENDA:

The Commission will hold its monthly statewide hearing on oil and gas to determine the lawful market demand for oil and gas and to consider and/or take action on matters listed on the agenda posted with the Secretary of State's Office.

Contact: Paula Middleton, P.O. Box 12967, Austin, Texas 78711, (512) 463-6729.

Filed: October 13, 1995, 11:14 a.m.

TRD-9513127

Texas Senate

Wednesday, November 1, 1995, 10:00 a.m.

1100 Congress Avenue, Lt. Governor's Committee Room

Austin

International Relations, Trade and Technology

AGENDA:

I. Call to order

II. Discussion of interim charges

A. Monitor enforcement of House Bill 1001 (Colonias Bill)

B. Assess Economically Distressed Areas Program (EDAP)

C. Assess effects of NAFTA on Texas' infrastructure

III. Briefing on international trucking regulations (Senate Bill 3, Senate Bill 981, and Senate Bill 1420)

IV. Adjourn

Contact: Sarah Acosta, P.O. Box 12068, Austin, Texas 78711, (512) 463-0989.

Filed: October 12, 1995, 4:54 p.m.

TRD-9513101

The Texas State University System

Monday, October 16, 1995, 10:30 a.m.

Speaker Phone available in Conference Room, The Texas State University System,

333 Guadalupe, Tower III, Suite 810

Austin

Emergency Meeting

Board of Regents

AGENDA:

Review of matters of the board, the system administrative office and the universities in the system including: the resignation of Dr. Martin J. Anisman, President of Sam Houston State University and the appointment of an Interim President at Sam Houston State University. (Where appropriate and permitted by law, executive sessions may be held for the above listed subjects.)

Reason for Emergency: To respond to the resignation of an agency head.

Contact: Lamar Urbanovsky, 333 Guadalupe, Tower III, Suite 810, Austin, Texas 78701, (512) 463-1808.

Filed: October 16, 1995, 9:15 a.m.

TRD-9513221

University of Houston System

Thursday, October 19, 1995, 8:00 a.m.

Shamrock Room, Conrad Hilton College Hotel, 4800 Calhoun Boulevard, University of Houston

Houston

Board of Regents

AGENDA:

To discuss and/or approve the following: minutes; executive session; report from state auditor's office; support for UHS Fort Bend Multi-Institution Teaching Center; Merit Increase Program; personal service agreement with Women's Basketball Head Coach; personnel recommendations; various reports; renewal of lease agreements; amendment to contracts; systemwide marketing initiative; appointment of architects; various revised budgets; award of various contracts; appointment of project manager; coordinating board campus master plan update; increase scope and budget for renovation; extension of contract; purchase order renewal; expand of various services; extension of contract with Entex; Fiscal Year 1996 fee changes; computer and communications operating plans; reductions in capital assets; various banking resolutions; reconciliation of student receivables; timekeeping system; committee recommendations; and consent docket.

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

Filed: October 13, 1995, 2:35 p.m.

TRD-9513181

Monday, October 23, 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 September minutes
Renewal protocols
Election of a new chairperson

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

Filed: October 12, 1995, 3:29 p.m.

TRD-9513091

**University Interscholastic
League**

Monday, October 16, 1995, 1:30 p.m.

University Interscholastic League, 3001
Lake Austin Boulevard, Suite 3.200

Austin

Emergency Meeting

Waiver Review Board

AGENDA:

AA. Request for retroactive waiver of Par-
ent Residence Rule by Kory Clayton Uni-
versity High School, Waco

Reason for Emergency: Student cannot par-
ticipate until eligibility is determined.

Contact: Sam Harper, 23001 Lake Austin
Boulevard, Austin, Texas 78713, (512)
471-5883.

Filed: October 13, 1995, 1:21 p.m.

TRD-9513153

**University of North Tex-
as/University of North
Texas Health Science Cen-
ter**

Monday, October 23, 1995, 4:00 p.m.

3838 Oak Lawn Avenue, Suite 812

Dallas

Advancement Committee

AGENDA:

UNT: Capital campaign issues

Contact: Jana Dean, P.O. Box 13737, Den-
ton, Texas 76203, (817) 369-8515.

Filed: October 13, 1995, 1:28 p.m.

TRD-9513159

**The University of Texas at
Austin**

Friday, October 20, 1995, 1:00 p.m. (Ex-
ecutive Session)

Conference Room, Belmont Hall 232, 21st
and San Jacinto

Austin

Intercollegiate Athletics for Men

AGENDA:

Convene into open session, recess into ex-
ecutive session, reconvene into open ses-
sion, approve minutes of August 23, 1995,
items from executive session, academics,
schedules/schedule changes, tickets/ticket
policy, budget/budget items, construction,
new business, old business, and adjourn.

Contact: Betty Corley, P.O. Box 7399,
Austin, Texas 78713, (512) 471-5757.

Filed: October 16, 1995, 3:45 p.m.

TRD-9513293

**University of Texas Health
Science Center at San An-
tonio**

Wednesday, October 25, 1995, 3:00 p.m.

7703 Floyd Curl Drive, Room 422A

San Antonio

Institutional Animal Care and Use Commit-
tee

AGENDA:

1. Approval of minutes
2. Protocols for review
3. Subcommittee reports
4. Other business

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

Filed: October 16, 1995, 1:25 p.m.

TRD-9513280

**University of Texas M. D.
Anderson Cancer Center**

Tuesday, October 24, 1995, 9:00 a.m.

1515 Holcombe Boulevard, Room
AW7.707

Houston

Institutional Animal Care and Use Commit-
tee

AGENDA:

Review of protocols for animal care and use
and modifications thereof

Contact: Anthony Mastromarino, Box 101,
Houston, Texas 77030, (713) 792-3220.

Filed: October 16, 1995, 9:16 a.m.

TRD-9513222

Texas Workforce Commission

Tuesday, October 24, 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; consid-
eration and action on tax liability cases
listed on Texas Employment Commission
Docket 43; executive session to discuss
qualifications and duties of executive direc-
tor; actions, if any, resulting from executive
session; consideration and action on higher
level appeals in unemployment compensa-
tion cases listed on Texas Employment
Commission Docket 43; and set date of next
meeting.

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

Filed: October 16, 1995, 4:06 p.m.

TRD-9513294

**Texas Council on Workforce
and Economic Competitive-
ness**

Wednesday, October 25, 1995, 10:30 a.m.

Southwest Tower, First Floor Conference
Room, 211 East Seventh Street

Austin

Full Council

AGENDA:

10:30 a.m.-Call to order, introductions,
opening remarks by chair, introduction of
governor's office representative; 11:00
a.m.-Building a system for educating and
training the Texas Workforce; Noon-
Overview of authorizing legislation and
council responsibilities/House Bill 1863 and
Senate Bill 642; 12:30 p.m.-Lunch; 1:30
p.m.-Continuation of authorizing legislation
and council responsibilities/House Bill 1863
and Senate Bill 642; 2:00 p.m.-Council's
role in local delivery system and workforce
development boards; 3:00 p.m.-Federal
legislative update; 3:15 p.m.-Break; 3:45
p.m.-Legislative intent for a state/local
workforce development system; 4:15 p.m.-

Performance and evaluation system; 4:45 p.m.-Vocational education and school-to-work; 5:15 p.m.-One-stop career center grant; 5:45 p.m.-Procedural information and proposed committee structure; 6:00 p.m.-Adjourn.

Notice: Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services, or persons who need assistance in having English translated into Spanish, should contact Val Blaschke, (512) 912-7158 (or Relay Texas (800) 735-2988), at least two days before this meeting so that appropriate arrangements can be made.

Contact: Val Blaschke, P.O. Box 2241, Austin, Texas 78768, (512) 912-7158

Filed: October 13, 1995, 3:49 p.m.

TRD-9513209

Thursday, October 26, 1995, 8:30 a.m.

Doubletree Hotel, 6505 North IH-35, Phoenix South Room

Austin

Full Council

AGENDA:

8:30 a.m.-Call to order, announcements, public comment; 9:00 a.m. -Governor's address to the council (invited); 10:00 a.m. -Break; 10:30 a.m. -Policy briefing item: council bylaws and proposed committee structure; 11:00 a.m.-Briefing item: strategic plan for workforce development/core performance measures; Noon-Policy briefing item: criteria for the established of workforce development boards and council's role in the waiver approval; 1:00 p.m. -Adjourn.

Notice: Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services, or persons who need assistance in having English translated into Spanish, should contact Val Blaschke, (512) 912-7158 (or Relay Texas (800) 735-2988), at least two days before the meeting so that appropriate arrangements can be made.

Contact: Val Blaschke, P.O. Box 2241, Austin, Texas 78768, (512) 912-7158.

Filed: October 13, 1995, 3.49 p.m.

TRD-9513208



Regional Meetings

Meetings Filed October 12, 1995

The Alamo Area Council of Governments Management Committee met at 118 Broadway, Suite 400, San Antonio, October 17, 1995, at 10:00 a.m. Information may be obtained from Al J. Notzon, III, 118 Broadway, Suite 400, San Antonio, Texas 78205, (210) 225-5201. TRD-9513068.

The Burke Center Board of Trustees will meet at 4101 South Medford Drive, Lufkin, October 24, 1995, at 1:00 p.m. Information may be obtained from Sandra J. Vann, 4101 South Medford Drive, Lufkin, Texas 75901, (409) 639-1141. TRD-9513067

The Dallas Area Rapid Transit Transit System Plan Task Force met at 1401 Pacific Avenue, Conference Room B, Dallas, October 16, 1995, at 11:00 a.m. Information may be obtained from Paula J. Bailey, P.O. Box 660163, Dallas, Texas 75266-0163, (214) 749-3256. TRD-9513092.

The Education Service Center, Region II Board of Directors met at 209 North Water (Board Room), Corpus Christi, October 19, 1995, at 6:30 p.m. Information may be obtained from Dr. Ernest Zamora, 209 North Water, Corpus Christi, Texas 78401, (512) 883-9288, Ext. 2200. TRD-9513066.

The 50th Judicial District Juvenile Board met in the District Courtroom, Cottle County Courthouse, Paducah, October 17, 1995, at Noon. Information may be obtained from David W. Hajek, P.O. Box 508, Seymour, Texas 76380, (817) 888-2852. TRD-9513063.

The Harris County Appraisal District Board of Directors met at 2800 North Loop West, Eighth Floor, Houston, October 18, 1995, at 9:30 a.m. Information may be obtained from Margie Hilliard, P.O. Box 920975, Houston, Texas 77292, (713) 957-5291 TRD-9513069.

The Henderson County Appraisal District Board of Directors met at 1751 Enterprise Street, Athens, October 17, 1995, at 5:30 p.m. Information may be obtained from Lori Fetterman, 1751 Enterprise, Athens, Texas 75751, (903) 675-9296. TRD-9513064.

The Middle Rio Grande Development Council Private Industry Council met in the Sage Room, Holiday Inn, East Main Street, Uvalde, October 18, 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 or FAX (210) 876-9415. TRD-9513090.

The Nueces-Jim Wells-Kleberg-Kenedy-SWCD Board of Directors met at NRCS Office, 548 South Highway 77, Suite B, Robstown, October 17, 1995, at 2:00 p.m. Information may be obtained from Denise Lawhon, 548 South Highway 77, Suite B, Robstown, Texas 78380. TRD-9513074.

The Tarrant Appraisal District Board of Directors will meet at 2301 Gravel Road, Fort Worth, October 20, 1995, at 9:00 a.m. Information may be obtained from Mary McCoy, 2315 Gravel Road, Fort Worth, Texas 76118, (817) 284-0024. TRD-9513073.



Meetings Filed October 13, 1995

The Austin Transportation Study Governance Review Committee met at 301 West Second Street, Second Floor, Large Conference Room, Austin, October 16, 1995, at 1:30 p.m. Information may be obtained from Michael R. Aulick, 301 West Second Street, Austin, Texas 78701, (512) 499-2275. 9513112.

The Bastrop Central Appraisal District Board of Directors met at 1200 Cedar Street, Bastrop, October 19, 1995, at 7:30 p.m. Information may be obtained from Dana Ripley, 1200 Cedar Street, Bastrop, Texas 78602, (512) 303-3536. TRD-9513180.

The Burnet County Appraisal District (Revised Agenda.) Board of Directors met at 110 Avenue H, Suite 106, Marble Falls, October 19, 1995, at Noon. Information may be obtained from Barbara Ratliff, P.O. Drawer E, Burnet, Texas 78611, (512) 756-8291. TRD-9513121.

The Comal Appraisal District Board of Directors met at 178 East Mill Street, #102, New Braunfels, October 16, 1995, at 5:30 p.m. Information may be obtained from Lynn E. Rodgers, P.O. Box 311222, New Braunfels, Texas 78131-1222, (210) 625-8597. TRD-9513113.

The Coryell City Water Supply District Board of Directors met at FM 929, Coryell City, October 19, 1995, at 7:30 p.m. Information may be obtained from Helen Swift, Route 2, Box 93, Gatesville, Texas 76528, (817) 865-6089. TRD-9513161.

The Dallas Area Rapid Transit Committee of the Whole met in Conference Room "C", 1401 Pacific Avenue, Dallas, October 17, 1995, at 1:00 p.m. Information may be obtained from Paula Bailey, P.O. Box 660163, Dallas, Texas 75266-0163, (214) 749-3371. TRD-9513206.

The Dallas Area Rapid Transit Board met in the Board Room-First Floor, 1401 Pacific Avenue, Dallas, October 17, 1995, at 6:30 p.m. Information may be obtained from Paula Bailey, P.O. Box 660163, Dallas, Texas 75266-0163, (214) 749-3371. TRD-9513206.

The Dallas Housing Authority Board of Commissioners met at the Melrose Hotel, Dallas, October 19, 1995, at 10:00 a.m. Information may be obtained from Elizabeth S. Horn, 3939 North Hampton Road, Dallas, Texas 75212, (214) 951-8301. TRD-9513178.

The Deep East Texas Council of Governments Grants Application Review Committee will meet at the Iris and Anne Howard Civic Center, Court Street, Newton, October 23, 1995, at 11:00 a.m. Information may be obtained from Rusty Phillips, 274

East Lamar Street, Jasper, Texas, (409) 384-5704. TRD-9513157.

The Denton County Appraisal District Board of Directors will meet at 3911 Morse Street, Denton, October 26, 1995, at 4:00 p.m. Information may be obtained from Kathy Williams, P.O. Box 2816, Denton, Texas 76202-2816, (817) 566-0904. TRD-9513189.

The East Texas Council of Governments Private Industry Council met at 3800 Stone Road, Kilgore, October 19, 1995, at 9:30 a.m. Information may be obtained from Glynn Knight, 3800 Stone Road, Kilgore, Texas 75662, (903) 984-8641. TRD-9513175.

The Education Service Center, Region XIV Board of Directors met at 1850 Highway 351, Abilene, October 19, 1995, at 5:30 p.m. Information may be obtained from Taressa Huey, 1850 Highway 351, Abilene, Texas 79601, (915) 675-8608. TRD-9513211.

The Golden Crescent Private Industry Council Oversight Committee met at 2401 Houston Highway, Victoria, October 16, 1995, at 6:30 p.m. Information may be obtained from Sandy Heiermann, 2401 Houston Highway, Victoria, Texas 77901, (512) 576-5872. TRD-9513164.

The Golden Crescent Private Industry Council Executive Committee met at 2401 Houston Highway, Victoria, October 18, 1995, at 6:30 p.m. Information may be obtained from Sandy Heiermann, 2401 Houston Highway, Victoria, Texas 77901, (512) 576-5872. TRD-9513165.

The Gonzales County Appraisal District Board of Directors met at 928 St. Paul, Gonzales, October 19, 1995, at 6:00 p.m. Information may be obtained from Connie Barfield or Glenda Strackbein, 928 St. Paul, Gonzales, Texas 78629, (210) 672-2879 or Fax: (210) 672-8345. TRD-9513188.

The Grayson Appraisal District Board of Directors will meet at 205 North Travis, Sherman, October 25, 1995, at Noon. Information may be obtained from Angie Keeton, 205 North Travis, Sherman, Texas 75090, (903) 893-9673. TRD-9513210.

The Hays County Appraisal District Board of Directors met at 21001 North IH-35, Kyle, October 19, 1995, at 3:00 p.m. Information may be obtained from Lynnell Sedlar, 21001 North IH-35, Kyle, Texas 78640, (512) 268-2522. TRD-9513154.

The Hays County Appraisal District Board of Directors met at 21001 North IH-35, Kyle, October 19, 1995, at 3:30 p.m. Information may be obtained from Lynnell Sedlar, 21001 North IH-35, Kyle, Texas 78640, (512) 268-2522. TRD-9513155.

The Jack County Appraisal District (Revised Agenda.) Board of Directors met at

210 North Church Street, Jacksboro, October 16, 1995, at 7:00 p.m. Information may be obtained from Gary L. Zeidler or Vicky L. Easter, P.O. Box 958, Jacksboro, Texas 76458, (817) 567-6301. TRD-9513192.

The Johnson County Rural Water Supply Corporation Finance Committee met at the Corporation Office, 2849 Highway 171 South, Cleburne, October 16, 1995, at 4:00 p.m. Information may be obtained from Peggy Johnson, P.O. Box 509, Cleburne, Texas 76033, (817) 645-6646. TRD-9513105.

The Johnson County Rural Water Supply Corporation Tariff Committee met at the Corporation Office, 2849 Highway 171 South, Cleburne, October 16, 1995, at 5:00 p.m. Information may be obtained from Peggy Johnson, P.O. Box 509, Cleburne, Texas 76033, (817) 645-6646. TRD-9513105.

The Johnson County Rural Water Supply Corporation Personnel Committee met at the Corporation Office, 2849 Highway 171 South, Cleburne, October 17, 1995, at 5:40 p.m. Information may be obtained from Peggy Johnson, P.O. Box 509, Cleburne, Texas 76033, (817) 645-6646. TRD-9513107.

The Johnson County Rural Water Supply Corporation Credentials Committee met at the Corporation Office, 2849 Highway 171 South, Cleburne, October 17, 1995, at 5:45 p.m. Information may be obtained from Peggy Johnson, P.O. Box 509, Cleburne, Texas 76033, (817) 645-6646. TRD-9513108.

The Johnson County Rural Water Supply Corporation Regular Board met at the Corporation Office, 2849 Highway 171 South, Cleburne, October 17, 1995, at 6:00 p.m. Information may be obtained from Peggy Johnson, P.O. Box 509, Cleburne, Texas 76033, (817) 645-6646. TRD-9513109.

The Lampasas County Appraisal District Board of Directors met at 109 East Fifth Street, Lampasas, October 18, 1995, at 7:00 p.m. Information may be obtained from Tommy L. Watson, P.O. Box 175, Lampasas, Texas 76650, (512) 556-8058. TRD-9513103.

The Lower Colorado River Authority Audit Committee met at 1405 Willow Street, Riverside Conference Center, Texas Building, Bastrop, October 17, 1995, at 8:30 a.m. and reconvening, if necessary, on October 18, 1995, at 8:00 a.m., and on October 19, 1995, at 8:00 a.m. Information may be obtained from Glen E. Taylor, P.O. Box 220, Austin, Texas 78767, (512) 473-3283. TRD-9513200.

The Lower Colorado River Authority Board of Directors met at 1405 Willow Street, Riverside Conference Center, Texas

Building, Bastrop, October 17, 1995, at 8:30 a.m. and reconvening, if necessary, on October 18, 1995, at 8:00 a.m., and on October 19, 1995, at 8:00 a.m. Information may be obtained from Glen E. Taylor, P.O. Box 220, Austin, Texas 78767, (512) 473-3283. TRD-9513194.

The Lower Colorado River Authority Community Resources and Development Committee met at 1405 Willow Street, Riverside Conference Center, Texas Building, Bastrop, October 17, 1995, at 8:30 a.m. and reconvening, if necessary, on October 18, 1995, at 8:00 a.m., and on October 19, 1995, at 8:00 a.m. Information may be obtained from Glen E. Taylor, P.O. Box 220, Austin, Texas 78767, (512) 473-3283. TRD-9513201.

The Lower Colorado River Authority Conservation and Environmental Protection Committee met at 1405 Willow Street, Riverside Conference Center, Texas Building, Bastrop, October 17, 1995, at 8:30 a.m. and reconvening, if necessary, on October 18, 1995, at 8:00 a.m., and on October 19, 1995, at 8:00 a.m. Information may be obtained from Glen E. Taylor, P.O. Box 220, Austin, Texas 78767, (512) 473-3283. TRD-9513198.

The Lower Colorado River Authority Energy Operations Committee met at 1405 Willow Street, Riverside Conference Center, Texas Building, Bastrop, October 17, 1995, at 8:30 a.m. and reconvening, if necessary, on October 18, 1995, at 8:00 a.m., and on October 19, 1995, at 8:00 a.m. Information may be obtained from Glen E. Taylor, P.O. Box 220, Austin, Texas 78767, (512) 473-3283. TRD-9513196.

The Lower Colorado River Authority Finance and Administration Committee met at 1405 Willow Street, Riverside Conference Center, Texas Building, Bastrop, October 17, 1995, at 8:30 a.m. and reconvening, if necessary, on October 18, 1995, at 8:00 a.m., and on October 19, 1995, at 8:00 a.m. Information may be obtained from Glen E. Taylor, P.O. Box 220, Austin, Texas 78767, (512) 473-3283. TRD-9513199.

The Lower Colorado River Authority Natural Resources Committee met at 1405 Willow Street, Riverside Conference Center, Texas Building, Bastrop, October 17, 1995, at 8:30 a.m. and reconvening, if necessary, on October 18, 1995, at 8:00 a.m., and on October 19, 1995, at 8:00 a.m. Information may be obtained from Glen E. Taylor, P.O. Box 220, Austin, Texas 78767, (512) 473-3283. TRD-9513197.

The Lower Colorado River Authority Planning and Public Policy Committee met at 1405 Willow Street, Riverside Conference Center, Texas Building, Bastrop, October 17, 1995, at 8:30 a.m. and reconvening, if necessary, on October 18, 1995, at 8:00 a.m., and on October 19, 1995, at 8:00 a.m.

Information may be obtained from Glen E. Taylor, P.O. Box 220, Austin, Texas 78767, (512) 473-3283. TRD-9513195.

The Lower Rio Grande Valley Tech Prep Associate Degree Consortium, Lower Rio Grande Valley School-to-Work Consortium (also known as Tech Prep of the Rio Grande Valley, Inc.) Consortium met at Area C, Conference Center, Texas State Technical College, Corner of Loop 499 and Oak Street, Harlingen, October 19, 1995, at 9:00 a.m. Information may be obtained from Pat Bubb, TSTC Conference Center, Harlingen, Texas 78550-3697, (210) 425-0729. TRD-9513191.

The North Central Texas Council of Governments (NCTCOG) Transportation Department Regional Transportation Council will meet at the Dallas County Commissioner's Court, 411 Elm Street, Dallas, October 30, 1995, at 4:00 p.m. Information may be obtained from Michael Morris, P.O. Box 5888, Arlington, Texas 76005-5888, (817) 695-9240. TRD-9513110.

The North Central Texas Council of Governments (NCTCOG) Transportation Department Regional Transportation Council will meet at the Arlington City County Chambers, 101 West Abram, Arlington, October 31, 1995, at 9:30 a.m. Information may be obtained from Michael Morris, P.O. Box 5888, Arlington, Texas 76005-5888, (817) 695-9240. TRD-9513111.

The San Antonio-Bexar County Metropolitan Planning Organization Transportation Steering Committee will meet in the International Conference Center of the Convention Center Complex, San Antonio, October 23, 1995, at 1:30 p.m. Information may be obtained from Charlotte A. Roszelle, 434 South Main, Suite 205, San Antonio, Texas 78204, (210) 227-8651. TRD-9513122.

The Swisher County Appraisal District Board of Directors met at the Conestoga Restaurant, North Highway 87, Tulia, October 19, 1995, at 7:30 a.m. Information may

be obtained from Rose Lee Powell, P.O. Box 8, Tulia, Texas 79088, (806) 995-4118. TRD-9513160.

The Wood County Appraisal District Board of Directors met at 210 Clark Street, Quitman, October 19, 1995, at 1:30 p.m. Information may be obtained from W. Carson Wages or Lou Brooke, P.O. Box 518, Quitman, Texas 75783-0518, (903) 763-4891. TRD-9513163.

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**Meetings Filed October 16,
1995**

The Atascosa County Appraisal District (Revised Agenda) Board of Directors met at Fourth and Avenue J, Poteet, October 19, 1995, at 1:30 p.m. Information may be obtained from Vernon A. Warren, P.O. Box 139, Poteet, Texas 78065, (210) 742-3591. TRD-9513272.

The Austin-Travis County MHMR Center Planning and Operations Committee will meet at 1430 Collier Street, Board Room, Austin, October 20, 1995, at Noon. Information may be obtained from Sharon Taylor, 1430 Collier Street, Austin, Texas 78704, (512) 447-4141. TRD-9513223.

The Coryell City Water Supply District (Revised Agenda) Board of Directors met at FM 929, Coryell City, October 19, 1995, at 7:30 p.m. Information may be obtained from Helen Swift, Route 2, Box 93, Gatesville, Texas 76528, (817) 865-6089. TRD-9513238.

The Deep East Texas Council of Governments Grants Application Review Committee will meet at the Iris and Anne Howard Civic Center, Court Street, Newton, October 23, 1995, at 11:00 a.m. Information may be obtained from Rusty Phillips, 274 East Lamar Street, Jasper, Texas, (409) 384-5704. TRD-9513275.

The Education Service Center, Region IX Board of Directors will meet at 301 Loop 11, Wichita Falls, October 25, 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-9513282.

The Liberty County Central Appraisal District Board of Directors will meet at 315 Main Street, Liberty, October 25, 1995, at 9:30 a.m. Information may be obtained from Sherry Greak, P.O. Box 10016, Liberty, Texas 77575, (409) 336-5722. TRD-9513286.

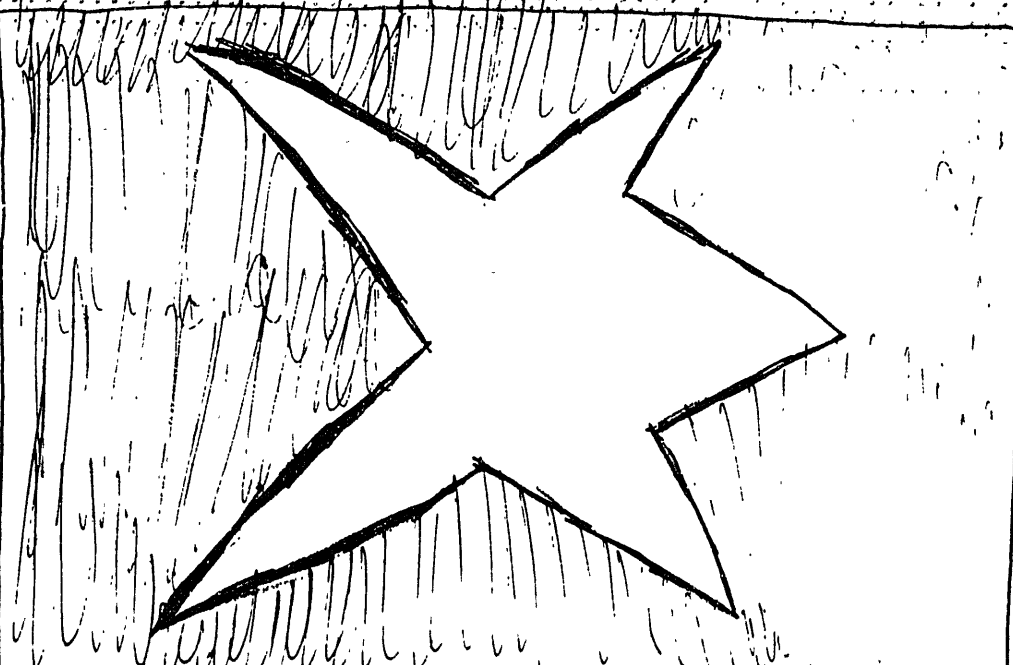
The Lower Rio Grande Valley Development Council Hidalgo County Metropolitan Planning Organization will meet at the Fairway Resort, 2105 South Tenth Street, McAllen, October 24, 1995, at 7:00 p.m. Information may be obtained from Edward L. Molitor, 4900 North 23rd Street, McAllen, Texas 78503, (210) 682-3481. TRD-9513256.

The North Texas Municipal Water District Board of Directors will meet at the Administration Office, 505 East Brown, Wylie, October 26, 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-9513278.

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**Meetings Filed October 17,
1995**

The Education Service Center, Region III Board of Directors will meet at 1905 Leary Lane, Victoria, October 23, 1995, at 11:30 a.m. Information may be obtained from Julius D. Cano, 1905 Leary Lane, Victoria, Texas 77901, (512) 573-0731. TRD-9513299.

The Education Service Center, Region III Board of Directors will meet at 1905 Leary Lane, Victoria, October 23, 1995, at 1:30 p.m. Information may be obtained from Julius D. Cano, 1905 Leary Lane, Victoria, Texas 77901, (512) 573-0731. TRD-9513300.

	
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Name: Joshua Moeller
Grade: 5
School: Moulton Elementary School, Moulton 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.

Comptroller of Public Accounts Notice of Consultant Contract Award

In accordance with the provisions of Chapter 2254, Subchapter B, Texas Government Code, the Comptroller of Public Accounts announces this notice of consultant contract award.

The consultant proposal request was published in the August 29, 1995, issue of the *Texas Register* (20 TexReg 6763).

The consultant will assist the Comptroller with actuarial and related consulting services in connection with the establishment of a prepaid higher education tuition program. The successful proposer will be expected to begin performance of the contract on or about October 16, 1995.

Subject to ratification by the Board at its next meeting, the contract is awarded to Ernst and Young LLP, 600 Peachtree Street, Suite 2800, Atlanta, Georgia 30308-2215. The total dollar value of the contract is not to exceed \$99,186 in the aggregate. The contract was executed October 13, 1995, and extends through December 31, 1996. Ernst and Young LLP, is to assist the Comptroller in preparing various deliverables, the first of which will be presented to the Board on or about November 15, 1995, or as soon thereafter as practicable.

Issued in Austin, Texas, on October 16, 1995.

TRD-9513253

Arthur F. Lorton
Senior Legal Counsel
Comptroller of Public Accounts

Filed: October 16, 1995

Office of Consumer Credit Commissioner

Notice of Rate Ceilings

The Consumer Credit Commissioner of Texas has ascertained the following rate ceilings by use of the formulas and methods described in Title 79, Texas Civil Statutes, Article 1.04, as amended (Texas Civil Statutes, Article 5069-1. 04).

<u>Types of Rate Ceilings</u>	<u>Effective Period (Dates are Inclusive)</u>	<u>Consumer (1)/Agricultural/ Commercial (2) thru \$250,000</u>	<u>Commercial(2) over \$250,000</u>
Indicated (Weekly) Rate - Art. 1.04(a)(1)	10/16/95-10/22/95	18.00%	18.00%

(1)Credit for personal, family or household use. (2)Credit for business, commercial, investment or other similar purpose.

Issued in Austin, Texas, on October 11, 1995.

TRD-9513042

Leslie L. Pettijohn
Commissioner
Office of Consumer Credit Commissioner

Filed: October 12, 1995

Texas Department of Health Notice of Emergency Cease and Desist Order

Notice is hereby given that the Bureau of Radiation Control (bureau) ordered Bellaire Cancer Treatment Center, formerly known as Houston Cancer Care Center (registrant-R20769) of Houston to cease and desist from performing electron beam radiation therapy until the electron beam for all therapy systems has been properly calibrated. The bureau determined that the application of radiation therapy electron beam doses to patients by a system that has not been adequately calibrated may result

in the patient receiving radiation in excess of that required for treatment. This constitutes an immediate threat to public health and safety, and the existence of an emergency. The registrant is further required to provide evidence satisfactory to the bureau regarding the actions taken to perform the calibrations.

A copy of all relevant material is available for public inspection at the Bureau of Radiation Control, Exchange Building, 8407 Wall Street, Austin, Monday-Friday, 8:00 a.m. to 5:00 p.m. (except holidays).

Issued in Austin, Texas, on October 12, 1995.

TRD-9513040 Susan K. Steeg
General Counsel
Texas Department of Health

Filed: October 12, 1995

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**Requests for Proposals—Public Health
Nutrition Program**

The Texas Department of Health (TDH), Public Health Nutrition Program, is requesting proposals (RFP) to develop community intervention or environmental change initiatives which address the issue of weight control through proper nutrition and/or physical activity.

Eligible applicants for this project are community-based organizations such as community health centers, local health departments, educational service centers, schools, hospitals, and small community organizations. Preference will be given to community-based organizations connected with a community coalition or group and whose proposal reflects a demonstrated ability to organize grass-roots projects.

The department will fund approximately eight projects with a total budget not to exceed \$5,000 per project. These awards are based on a nine-month budget period to begin January 1, 1996, and end on September 30, 1996.

These funds must be used to expand or establish initiatives that promote improved nutrition and/or physical activity through environmental change or community intervention. The RFP includes examples of community interventions and environmental changes which would be eligible for funding.

A RFP packet is available to all eligible applicants upon request from the Texas Department of Health, Public Health Nutrition Program, 1100 West 49th Street, Austin, Texas 78756, or by calling (512) 458-7785.

The department reserved the right to reject any and all offers received in response to the RFP and cancel the RFP if it is deemed in the best interest of the department.

All proposals must be received by 5:00 p.m. on Thursday, November 30, 1995. Questions should be directed to Barbara Keir or Claire Heiser at the Public Health Nutrition Program Office at (512) 458-7785.

Issued in Austin, Texas, on October 12, 1995.

TRD-9513041 Susan K. Steeg
General Counsel
Texas Department of Health

Filed: October 12, 1995

**Texas Department of Housing and
Community Affairs
Administrative Hearings**

According to the complete agenda, the Department will hold Administrative Hearings to consider the possible assessment of an administrative penalty and denial, suspension or revocation of certificate of registration/license for violations of the Texas Civil Statutes, Article 5221f; Texas Government Code, Chapter 2001; Texas Government Code, Chapter 2306 (formally Article 9100); and 10 Texas Administrative Code (TAC), Chapter 80, at 9:00 a.m., Docket Call on Tuesday, October 24, 1995 for the following: Patrick Downey doing business as Admiral Homes, Inc., Michael A. Jackson, HJH Inc., doing business as All Star Mobile Homes, Juan Cardenas, Raul Ramirez, Dale Evans.

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

TRD-9513234 Larry Paul Manley
Executive Director
Texas Department of Housing and
Community Affairs

Filed: October 16, 1995

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According to the complete agenda, the Department will hold Administrative Hearings to consider the possible assessment of an administrative penalty and denial, suspension or revocation of certificate of registration/license for violations of the Texas Civil Statutes, Article 5221f; Texas Government Code, Chapter 2001; Texas Government Code, Chapter 2306 (formally Article 9100); and 10 Texas Administrative Code (TAC), Chapter 80, at 9:00 a.m., Docket Call on Tuesday, October 31, 1995 for the following: Nicholas St. George, President, Oakwood Homes, Inc., Sandra D. Vandergriff, doing business as Big's D's Mobile Home Services, Forest R. Lee doing business as Ike's Mobile Home Services.

Issued in Austin, Texas, on October 11, 1995.

TRD-9513233 Larry Paul Manley
Executive Director
Texas Department of Housing and
Community Affairs

Filed: October 16, 1995

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Public Notice of Grant Hearings (CSBG)

The Texas Department of Housing and Community Affairs (TDHCA) will conduct a public hearing to receive comments on proposed Case Management Standards as part of the public information consultation and public hearings requirement for the federal Community Services Block Grant program. These standards, once finalized, will be released in an issuance to TDHCA's Community Services Block Grant contractors. The public hearing has been scheduled as follows:

Wednesday, November 1, 1995 at 1:30 p.m. at the General Services Commission Building, 1711 San Jacinto, Fourth Floor, Room 402.

A representative from TDHCA's Community Services Section will be present to receive comments on the Case Management Standards from interested citizens and affected groups. A copy of the Case Management Standards

may be obtained by contacting the Texas Department of Housing and Community Affairs, Community Services Section, P.O. Box 13941, Austin, Texas 78711-3941 or calling (512) 475-3889.

Comments on the Case Management Standards may be in the form of written comments or oral testimony at the hearing. Written comments may be submitted to TDHCA at the time of the hearing or by mail no later than November 9, 1995.

Individuals who require auxiliary aids or services for this meeting should contact Aurora Carvajal, at (512) 475-3822 or Relay Texas at 1-800-735-2989 at least two days before the meeting so that appropriate arrangements can be made.

Issued in Austin, Texas on October 12, 1995.

TRD-8513255

Larry Paul Manley
Executive Director
Texas Department of Housing and
Community Affairs

Filed: October 16, 1995

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Texas Department of Insurance
Insurer Services

The following applications have been filed with the Texas Department of Insurance and are under consideration:

Application for admission in Texas for NORCAL Mutual Insurance Company, a foreign fire and casualty company. The home office is in San Francisco, California.

Application for a name change in Texas for Saint Louis Reinsurance Company, a foreign life, accident and health company. The proposed new name is RGA Reinsurance Company. The home office is in St. Louis, Missouri.

Application for a name change in Texas for American Mutual Life Insurance Company, a foreign life, accident and health company. The proposed new name is AmerUs Life Insurance Company. The home office is in Des Moines, Iowa.

Application for a name change in Texas for Chilton Insurance Company, a domestic fire and casualty company. The proposed new name is TIG Vantage Insurance Company. The home office is in Irving, Texas.

Application for a name change in Texas for Alaska Pacific Assurance Company, a foreign fire and casualty company. The proposed new name is CIGNA Indemnity Insurance Company. The home office is in West Des Moines, Iowa.

Any objections must be filed within 20 days after this notice was filed with the Texas Department of Insurance, addressed to the attention of Cindy Thurman, 333 Guadalupe Street, M/C 305-2C, Austin, Texas 78701.

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

TRD-9513182

Alicia M. Fechtel
General Counsel and Chief Clerk
Texas Department of Insurance

Filed: October 13, 1995

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Notices of Public Hearing

The Commissioner of Insurance will hold a public hearing under Docket Number 2185 on November 28, 1995, at

1:30 p.m., in Room 100 of the Texas Department of Insurance Building, 333 Guadalupe Street in Austin, Texas, to consider a petition by the staff of the Texas Department of Insurance proposing amendments to the Dwelling Section and the Farm and Ranch Section of the Texas Personal Lines Manual. The petition requests consideration of a proposal to add a new rule to these two sections to provide optional large deductibles for coverage afforded under a dwelling policy and a farm and ranch policy. The proposed rule (Rule 5 in the Dwelling Section under the General Requirements Section V, Deductibles Subsection D and Rule 6 in the Farm and Ranch Section under General Requirements Section V, Deductibles Subsection D) provides for optional large deductibles of 1 1/2%, 2.0%, 2 1/2%, 3.0%, 4.0% or 5.0% of the limit of liability for each item of insurance shown on the declarations page of Texas Dwelling Policy Forms TDP-1, TDP-2, and TDP-3 and for each item of insurance shown on the declarations page of Texas Farm and Ranch Policy Forms TFR-1, TFR-2, and TFR-3 and on the declarations page of any endorsement attached to Texas Farm and Ranch Policy Forms TFR-1, TFR-2, and TFR-3. The proposed rule provides that the large deductible may be selected at the option of the insured, with an appropriate reduction in premium, subject to certain requirements and conditions: (1) the minimum deductible amount may not be less than \$100; (2) the optional large deductible may not be applied to a loss caused by the perils of fire and lightning; (3) the actual deductible amount in dollars must be shown on the declarations page, and the premium credit for the optional large deductible must also be shown on the declarations page of the policy (and of any endorsements attached to Texas Farm and Ranch Policy Forms TFR-1, TFR-2, and TFR-3) after the dollar amount of the deductible; and (4) the option of the large deductibles may only be provided under the policy if the insured is offered, in addition to an optional large deductible, at least one of the other deductible options promulgated by the Department for use in Texas. The proposed rule also references the optional large deductible adjustment chart, which will be included in the Manual, for the appropriate credits.

The staff petition requests that applicable premium credits for the optional large deductibles be determined at the next residential property insurance benchmark rate hearing held pursuant to Articles 5.101 and 1.33B of the Insurance Code. The petition further requests that the effective date of the new rules be the effective date of the residential property insurance benchmark rates determined at such hearing.

The Association of Fire and Casualty Companies (AFACT), a trade association composed of 37 property and casualty insurance companies licensed to do business in Texas, has also petitioned the Commissioner to allow the large deductible endorsements adopted for Homeowners and Farm and Ranch Owners policies to be used for Dwelling and Farm and Ranch policies. Also, National Lloyds Insurance Company has petitioned the Commissioner to permit the use of the optional higher deductibles for Dwelling policies.

Currently, insureds may select varying deductibles of zero, \$100, \$250, \$500, \$1,000, or 1.0% of the limit of liability of each item of insurance shown on the declarations page of the policy and of any endorsement attached thereto. The proposed rules are necessary to provide insureds with the option of selecting a larger deductible for their dwelling and farm and ranch coverage for a reduced premium. In addition, the availability of large deductibles may encour-

age insurers to write dwelling and farm and ranch insurance in areas in which insurers have in the past restricted such writings.

The Commissioner has jurisdiction of this matter pursuant to the Insurance Code, Articles 5.35, 5.101, 5.96, and 5.98.

Copies of the full text of the staff petition and the proposed rules are available for review in the Office of the Chief Clerk of the Texas Department of Insurance, 333 Guadalupe Street, Austin, Texas, 78714-9104. For further information or to request copies of the petition and proposed amendments, please contact Angie Arizpe at (512) 322-4147 (refer to Reference Number P-1095-38-I).

Comments on the proposed changes must be submitted in writing within 30 days after publication of the proposal in the *Texas Register* to the Office of the Chief Clerk, P.O. Box 149104, MC113-2A, Austin, Texas 78714-9104. An additional copy of the comment should be submitted to Lyndon Anderson, Associate Commissioner for Property and Casualty Division, P.O. Box 149104, MC103-1A, Austin, Texas 78714-9104.

This notification is made pursuant to the Insurance Code, Article 5.96, which exempts action taken under this article from the requirements of the Administrative Procedure Act (Government Code, Title 10, Chapter 2001).

Issued in Austin, Texas, on October 16, 1995.

TRD-9513258

Allida M. Fechtel
General Counsel and Chief Clerk
Texas Department of Insurance

Filed: October 16, 1995

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The Commissioner of Insurance will hold a public hearing under Docket Number 2186 on November 28, 1995, at 1:30 p.m., in Room 100 of the Texas Department of Insurance Building, 333 Guadalupe Street in Austin, Texas, to consider a petition by the staff of the Texas Department of Insurance proposing the adoption of optional endorsements to certain residential property insurance policies; an amendment to Endorsement Number HO-170, which may be attached to a Texas Homeowners Form HO-A; and amendments to the Homeowners, Dwelling, Farm and Ranch, and Farm and Ranch Owners sections of the Texas Personal Lines Manual (Manual) to modify current coverage for tear out and replacement of building and land necessary to access, repair, or replace that part of a plumbing drain system located within or under the slab or foundation of the dwelling in the event of accidental discharge or leakage of water from such plumbing drain system.

The petition requests consideration of six optional endorsements which may be attached to certain residential property insurance policies: (1) Endorsement Number HO-155 which may be attached to a Texas Homeowners Form HO-B, (2) Endorsement Number TDP-054 which may be attached to a Texas Dwelling Form TDP-2, (3) Endorsement Number TDP-055 which may be attached to a Texas Dwelling Form TDP-3, (4) Endorsement Number FRO-455 which may be attached to a Texas Farm and Ranch Owners Form FRO-B, (5) Endorsement Number TFR-054 which may be attached to a Texas Farm and Ranch Form TFR-2, and (6) Endorsement Number TFR-055 which may be attached to a Texas Farm and Ranch Form TFR-3. Staff is also proposing an amendment to Endorsement Number

HO-170 (Additional Extended Coverage), which may be attached to a Texas Homeowners Form HO-A.

The petition requests that the proposed endorsements be optional and that with the attachment of such endorsements, there be a reduction in the applicable premium for the residential property insurance policy.

The staff proposal includes four Manual rules: (1) Rule IV-A-20 in the Homeowner's Section, (2) Rule IV-O in the Dwelling Section, (3) Rule IV-A-22 in the Farm and Ranch Owners Section, and (4) Rule IV-S in the Farm and Ranch Section. These rules provide for the limitation in coverage for tear out and replacement of building and land when the proposed endorsements are attached and reference the appropriate rate chart for determining the applicable credit for the limit in coverage.

Staff also proposes that the applicable premium credits for the tear out and replacement limitation in coverage be determined at the next residential property insurance benchmark rate hearing held pursuant to Articles 5.101 and 1.33B of the Insurance Code and that the effective date of the proposed endorsements and Manual rules be the effective date of the residential property insurance benchmark rates determined pursuant to such hearing.

Under the staff proposal, the attachment of the proposed endorsements to Texas Homeowners Form HO-B, Texas Dwelling Form TDP-3, Texas Farm and Ranch Owners Form FRO-B and Texas Farm and Ranch Form TFR-3 would add a new limitation to the Property Coverage, Extensions of Coverage portion of the policy to provide that during the policy period stated on the declarations page, the insurer will pay no more than a total amount of 5.0% of Coverage A (Dwelling) limit of liability or \$2,500, whichever is greater, of the cost of tearing out and replacing any part of the building and land necessary to access, repair, or replace that part of a plumbing drain system located within or under the slab or foundation of the dwelling. This extension of coverage would apply only in the event of accidental discharge or leakage of water from a plumbing drain system located within or under the slab or foundation of the dwelling and would not affect any coverage provided elsewhere in the policy in the event of accidental discharge or leakage of water from a plumbing supply system. The extension of coverage does not include loss to the plumbing drain system or appliance from which water escapes. This coverage is not additional insurance and does not increase the Coverage A (Dwelling) limit of liability. The attachment of these proposed endorsements would also amend item 9 in the Perils Insured Against, Coverage B (Personal Property) portion of these four policies to delete the current language concerning tearing out and replacing any part of the building and would amend the non-applicability of exclusions provision in item 9 to remove the reference to the exclusion on settling, cracking, bulging, shrinkage, or expansion of foundations, walls, floors, and other specified structures. The attachment of these endorsements would also amend the Section I-Exclusions or General Exclusions portions of these four policies to add a provision to provide that the insurer does not cover as part of any loss the cost of tearing out any part of the building and land necessary to access, repair, or replace that part of a plumbing drain system located within or under the slab or foundation of the dwelling, except as provided under the Extensions of Coverage part of the policy.

The attachment of the proposed endorsements to Texas Dwelling Form TDP-2 and Texas Farm and Ranch Form

TFR-2 would amend item 8 in the Perils Insured Against portion of the policy to delete the current language concerning tearing out and replacing any part of the building and to provide that the insurer will cover the cost of tearing out and replacing any part of the building and land necessary to repair or replace the heating system, air conditioning system, plumbing supply system, or household appliance. This coverage does not include loss to the heating system, air conditioning system, plumbing supply systems, or household appliance from which the water or steam escaped. The proposed endorsement provides that in the event of accidental discharge or leakage of water from a plumbing drain system located within or under the slab or foundation of the dwelling, the insurer will pay, during the policy period stated on the declarations page, no more than a total amount of 5.0% of Coverage A (Dwelling) limit of liability or \$2,500, whichever is greater, of the cost of tearing out and replacing any part of the building and land necessary to access, repair, or replace that part of such plumbing drain system. This coverage does not include loss to the plumbing drain system from which the water or steam escaped. The proposed endorsement retains the provision that Exclusion 1 under the General Exclusions part of the policy does not apply to loss caused by this peril.

The proposed amendment to Endorsement Number HO-170 (Additional Extended Coverage), which may be attached to a Texas Homeowners Form HO-A, amends item 1 in the Perils Insured Against portion of the endorsement to provide the tear-out and replacement coverage provided on the other proposed endorsements.

The 73rd Legislature in 1993 enacted Article 5.35-2 of the Insurance Code to require the Commissioner to adopt endorsements to residential property policies that restricted coverage for damage to foundations or slabs of insured dwellings more than ten years old, including the exclusion of damage caused by leakage from a plumbing system. These endorsements were adopted pursuant to Commissioner's Order Number 94-0840 (August 2, 1994) to be effective for all applicable policies issued on and after the effective date of the 1994 residential property insurance benchmark rate. However, because premium credits were not considered during the 1994 benchmark rate hearing, the endorsements never became effective. The 74th Legislature enacted House Bill 347 (Acts 1995, 74th Legislature, Chapter 413, §1, Page 2987, June 8, 1995) which repealed Article 5.35-2 of the Insurance Code but did not otherwise affect the authority of the Commissioner under other provisions of the Insurance Code to promulgate policy and endorsement provisions regarding the foundation or slab of an insured dwelling. These proposed endorsements were developed by staff in consultation with insurer, consumer, and legislative representatives following this repeal.

These endorsements and Manual rules are necessary to clarify the coverage provided under certain residential property insurance policies (Homeowners Form HO-A with Endorsement Number 170 attached; Homeowners Form HO-B; Dwelling Forms TDP-2 and TDP-3; Farm and Ranch Owners Form FRO-B; and Farm and Ranch Forms TFR-2 and TFR-3) for tear out and replacement of building and land in the event of accidental discharge or leakage of water from a plumbing drain system located within or under the slab or foundation of the insured dwelling. The current policy language contained in these

forms is ambiguous and unclear as to coverage for the cost of tear out and replacement of building or land in the event of accidental discharge or leakage of water from a plumbing drain system located within or under the slab or foundation of the insured dwelling. The existence of such ambiguous language has caused a major disruption in the claims paying process leading to excessive payments of claims by some insurers, denial of claims by other insurers, and litigation for the settlement of water damage claims. In addition, the unclear language in the current policy forms has resulted in major restrictions in the writing of residential property insurance by licensed property and casualty insurers in certain areas of the state. Thus, insureds in these areas are faced with either purchasing policies issued by unlicensed surplus lines insurers that provide less coverage at a much greater cost or going without coverage.

Staff is requesting that the proposed endorsements be optional to allow more flexibility and competition in the marketplace. Staff is proposing that the attachment of these endorsements require a reduction in the applicable premium for the residential property insurance policy because the endorsements modify or limit current coverage. In addition, staff recommends that insurers be allowed to provide greater premium reductions than those determined pursuant to the benchmark rate hearings. Under this proposal, insurers could make rate filings, with supporting actuarial justification, to the Department indicating the greater premium reductions. Staff recommends that the Commissioner adopt this procedure at the time the premium reduction determined pursuant to the benchmark rate hearing is adopted.

The proposed Manual rules are necessary to explain that the attachment of the proposed endorsements modifies the residential property insurance policy to provide limited tear out and replacement coverage in the event of discharge or leakage of water from a plumbing drain system located within or under the slab or foundation of the insured dwelling. The proposed rules reference the appropriate rate chart for determining the applicable credit for the limit in coverage.

The Commissioner has jurisdiction of this matter pursuant to the Insurance Code, Articles 5.35, 5.101, 5.96, and 5.98.

Copies of the full text of the staff petition and the proposed endorsements and Manual rules are available for review in the Office of the Chief Clerk of the Texas Department of Insurance, 333 Guadalupe Street, Austin, Texas, 78714-9104. For further information or to request copies of the petition and proposed amendments, please contact Angie Arizpe at (512) 322-4147 (refer to Reference Number P-1095-39-I).

Comments on the proposed changes must be submitted in writing within 30 days after publication of the proposal in the *Texas Register* to the Office of the Chief Clerk, P.O. Box 149104, MC113-2A, Austin, Texas 78714-9104. An additional copy of the comment should be submitted to Lyndon Anderson, Associate Commissioner for Property and Casualty Division, P.O. Box 149104, MC103-1A, Austin, Texas 78714-9104.

This notification is made pursuant to the Insurance Code, Article 5.96, which exempts action taken under this article from the requirements of the Administrative Procedure Act (Government Code, Title 10, Chapter 2001).

Issued in Austin, Texas on October 16, 1995.

TRD-9513257

Alicia M. Fechtel
General Counsel and Chief Clerk
Texas Department of Insurance

Filed: October 16, 1995

Notice of Rescheduled Hearing

The Commissioner of Insurance previously published notice of a hearing on November 9, 1995, for Docket Number 2179. The subject matter of Docket Number 2179 is a filing made by the Texas Workers' Compensation Insurance Fund (Fund) pertaining to an amendment to Rule VII-Premium Discount in the Texas Basic Manual of Rules, Classifications and Experience Rating Plan for Workers' Compensation and Employers' Liability Insurance (Manual). The Fund requested in its original filing that Rule VII be amended to provide that premium discounts do not apply to risks written through the Fund, and that this amendment be retroactive to January 1, 1994, the date the Fund assumed the role of insurer of last resort.

This notice is being amended by deleting the reference to retroactivity contained in the Fund's original filing. The Fund's amended filing requests that the amendment read, "This rule does not apply to risks written through the Texas Workers' Compensation Insurance Fund pursuant to Article 5.76-4, Texas Insurance Code."

Notice is further provided that the hearing on Docket Number 2179, originally scheduled for November 9, 1995 at 1:30 p.m., has been rescheduled for November 28, 1995 at 1:30 p.m. The hearing room for Docket Number 2179 remains Room 100 of the Texas Department of Insurance Building, 333 Guadalupe Street in Austin, Texas.

The Commissioner has jurisdiction of this matter pursuant to the Insurance Code, Articles 5.76-3, 5.76-4 and 5.96.

A copy of the petition containing the full text of the proposed changes Rule VII of the manual is available for review in the Office of the Chief Clerk of the Texas Department of Insurance, 333 Guadalupe Street, Austin, Texas 78714-9104. For further information or to request copies of the petition, please contact Angie Arizpe at (512) 322-4147, (refer to Reference Number W-0995-30).

This notification is made pursuant to the Texas Insurance Code, Article 5.96, which exempts it from the requirements of the Administrative Procedures Act.

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

TRD-9513185

Alicia M. Fechtel
General Counsel and Chief Clerk
Texas Department of Insurance

Filed: October 13, 1995

Third Party Administrator Applications

The following third party administrator (TPA) applications have been filed with the Texas Department of Insurance and are under consideration.

Application for admission to Texas of Near North Insurance Brokerage, Inc., (doing business as Settlement Planning Associates), a foreign third party administrator. The home office is Chicago, Illinois.

Any objections must be filed within 20 days after this notice was filed with the Secretary of State, addressed to the attention of Charles M. Waits, MC 107-5A, 333 Guadalupe, Austin, Texas 78714-9104.

Issued in Austin, Texas, on October 16, 1995.

TRD-9513261

Alicia M. Fechtel
General Counsel and Chief Clerk
Texas Department of Insurance

Filed: October 16, 1995

Withdrawal of Proposed Notification

The Texas Department of Insurance is withdrawing two submissions that were published in the September 29, 1995, issue of the *Texas Register*. The first is a "Notice of Public Hearing" (20 TexReg 8012) and the second is an "Exempt Notification" (20 TexReg 7968).

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

TRD-9513193

Alicia M. Fechtel
General Counsel and Chief Clerk
Texas Department of Insurance

Filed: October 13, 1995

Texas Juvenile Probation Commission Request for Proposals

Pursuant to Texas Civil Statutes, Article 664-4, the Texas Juvenile Probation Commission invites proposals to provide internal auditing services as described.

Description of Work. The selected accounting firm will perform internal auditing meetings as per the requirements of the Texas Internal Auditing Act. The internal auditor shall report directly to the Texas Juvenile Probation Commission's executive director and board and be free of any operational or management responsibilities.

Person to Contact. Detailed specifications are contained in request for proposal available October 11, 1995 from the office of the deputy executive director, First Floor, 2015 South IH-35, Austin, Texas between the hours of 8:00 a.m. and 5:00 p.m., Monday-Friday. For additional information contact Steve Bonnell, Deputy Executive Director, at (512) 443-2001.

Closing Date. Responses will be accepted only if actually received in writing by the deputy executive director no later than 5:00 p.m. on November 10, 1995. Proposals should be submitted with an original and three copies. Fax submissions will not be accepted. The Texas Juvenile Probation Commission reserves the right to reject any or all proposals.

Procedures for Selection. The Texas Juvenile Probation Commission will consider the approach for providing the required services, knowledge of governmental agencies and experience in providing internal auditing services, reasonableness of fee and work-hour estimate, and other factors such as financial stability of the firm. The Texas Juvenile Probation Commission has the sole discretion and reserves the right to cancel the request for proposals if it is considered to be in the best interest of the agency to do so.

Issued in Austin, Texas, on October 11, 1995.

TRD-9513008

Rosa Tapia
Executive Secretary
Texas Juvenile Probation Commission

Filed: October 11, 1995

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**Texas Natural Resource Conservation
Commission**

Applications for Standby Fees

Attached are Notices of Applications to Levy Standby Fees issued during the period of October 2 through October 13, 1995.

Application by Harris County Municipal Utility District Number 130 (the "District") for the authority to adopt and impose standby fees on undeveloped property. The application has been executed by the Board of Directors of the District. Any revenues collected from the standby fees shall be used to pay operation and maintenance expenses and debt service on the bonds. The amount of the standby fee requested is \$477 per acre for operation and maintenance and \$2,255 per acre for debt service on the 220.24 undeveloped commercial acres in the Westland and Westland Park Subdivisions within the District for the calendar years 1995 through 1997.

Application by Harris County Municipal Utility District Number 153 (the "District") for the authority to adopt and impose standby fees on undeveloped property. The application has been executed by the Board of Directors of the District. The District received approval from the Commission for authority to impose standby fees for the calendar years 1992 through 1994. Any revenues collected from the standby fees shall be used to pay operation and maintenance expenses and debt service on the bonds. The non-uniform annual debt service standby fee totaling \$386,384 on undeveloped property within the District. The non-uniform annual operations and maintenance standby fee totaling \$130,870 on undeveloped property within the District. The standby fee is to be levied against undeveloped property in the District for which water and/or wastewater and/or stormwater drainage facilities have been constructed and financed by the District. The fee structure for Golfers Village; Olympic Village, Sections 1 and 2; Sportsman Village; and Sprinters Village is \$246 for debt service and \$81 for operation and maintenance. The fee structure for Olympic Village, Section 2, Reserve "C"; Sprinters Village; Champions Village; Marathon Village; Trophy Village; Atascocita Office Park; and Reserve West Lake Houston and Farmingham is \$90 for debt service and \$32 for operation and maintenance. The fee structure for Olympic Village, Section 2, Reserve "D"; Sportsman Village, Reserve "D"; Champions Village; Pines of Atascocita, Section 3, Reserve "B" Partial; Reserve "C" Partial; Reserve "D" Partial; Reserve "E"; Reserve South of Middle School; Reserve North of Sun Pipeline; Reserve Farmingham Drive & Drainage Easement is \$60 for debt service and \$21 for operation and maintenance.

The Commission may approve the standby fee as requested or it may approve a lower standby fee, but it will not approve a standby fee greater than that requested. The standby fee is a personal obligation of the person owning the undeveloped property on January 1 of the year for which the fee is assessed. A person is not relieved of the obligation on transfer of title to the property. On January 1

of each year, a lien attaches to the undeveloped property to secure payment of any standby fee imposed and the interest or penalty, if any, on the fee. The lien has the same priority as a lien for taxes of the District.

The Executive Director is authorized to act on behalf of the TNRCC and issue final approval on certain applications. The Executive Director will act on this application unless a written hearing request that includes the following information is filed within the 30 days after newspaper publication of this notice: (1) the name, mailing address and daytime phone number of the person requesting the hearing; (2) the name of the District; (3) the statement "I/we request a public hearing"; and (4) a brief description of how the person for whom the hearing is being requested would be adversely affected by the approval of the application in a way not common to the public. A hearing request by a group or association must meet certain additional requirements that may be obtained from the Chief Clerk at the address and telephone number listed.

If a hearing request is filed, the Executive Director will not act on the application and will forward the application and hearing request to the TNRCC Commissioners for consideration at a scheduled Commission meeting.

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.

Requests for a public hearing or questions concerning procedures should be submitted in writing to the Office of the Chief Clerk-Mail Code 105, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-3315.

Issued in Austin, Texas on October 13, 1995.

TRD-9513169

Gloria A. Vasquez
Chief Clerk
Texas Natural Resource Conservation
Commission

Filed: October 13, 1995

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**Enforcement Orders, Week of October
2-6, 1995**

An agreed enforcement order was entered regarding CHEVRON USA INC, Docket Number 94-0204-SWR-E (Registration Number DR09290) on September 26, 1995, assessing \$56,250 in administrative penalties with \$26,250 deferred.

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.

A default enforcement order was entered regarding BISCAMP WILLIAM AND ANNETTE BUTLER, Docket Number 94-0269-PST-E (Not Registered; Enforcement I.D. E10224) on September 26, 1995, assessing \$1,200 in administrative penalties.

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

An enforcement order was entered regarding RAINEY BILL, Docket Number 95-0305-PST-E (Not Registered; Enforcement I.D. E10575) on September 29, 1995, assessing \$67,200 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Raymond C. 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 SWANEE INTERNATIONAL CORPORATION, Docket Number 95-0899-PST-E (TNRCC Facility ID05434; Enforcement I.D. 120004) on September 26, 1995, assessing \$1,500 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Craig Carson, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

A default enforcement order was entered regarding LYNCH DANIEL F Doing Buiseness As VALLEY RIDGE ESTATES MOBILE HOME PARK, Docket Number 95-0926-MWD-E (No Permit) on September 26, 1995, assessing \$9,200 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.

A default enforcement order was entered regarding AQUILA REALTY FUND I INC AND ERWIN HERBST, Docket Number 95-1114-MWD-E (Permit Number 13617-01) on September 26, 1995, assessing \$5,779 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 BOLM ESTATE, Docket Number 95-1204-PST-E (TNRCC Facility ID03517; Enforcement I.D. E10961) on September 26, 1995, assessing \$1,200 in administrative penalties with \$600 deferred.

Information concerning any aspect of this order may be obtained by contacting Sushil Modak, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

An agreed enforcement order was entered regarding LASATER MAYOLA E, Docket Number 95-1205-PST-E (TNRCC Facility ID42121; Enforcement I.D. E11171) on September 26, 1995, assessing \$500 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Sushil Modak, Enforcement Coor-

dinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

An agreed enforcement order was entered regarding QUINROGA JR SERAFIN, Docket Number 95-1206-PST-E (TNRCC Facility ID28522; Enforcement I.D. E11088) on September 26, 1995, assessing \$1,200 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Sushil Modak, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

An agreed enforcement order was entered regarding QUINROGA SERAFIN, Docket Number 95-1207-PST-E (TNRCC Facility ID48716; Enforcement I.D. E11087) on September 26, 1995, assessing \$600 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Sushil Modak, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

An agreed enforcement order was entered regarding JAYFIELD INVESTMENTS CORPORATION, Docket Number 95-1208-PST-E (TNRCC Facility ID59562; Enforcement I.D. E11102) on September 26, 1995, assessing \$1,200 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Sushil Modak, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

An agreed enforcement order was entered regarding U-SERVE ENTERPRISES, Docket Number 95-1209-PST-E (TNRCC Facility ID56814; Enforcement I.D. E11092) on September 26, 1995, assessing \$600 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Sushil Modak, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

An agreed enforcement order was entered regarding SOIL SOLUTIONS LLP, Docket Number 95-1211-PST-E (STID Number 81114; Enforcement I.D. E11022) on September 26, 1995, assessing \$600 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Mark D. Norman, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

An agreed enforcement order was entered regarding SAC-N-PAC STORES, Docket Number 95-1213-PST-E (TNRCC Facility ID18184; Enforcement I.D. E10456) on September 26, 1995, assessing \$960 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Srimi R. Kusumanchi, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

An agreed enforcement order was entered regarding L & F DISTRIBUTORS, Docket Number 95-1214-PST-E (TNRCC Facility ID28077; Enforcement I.D. E10979) on September 26, 1995, assessing \$1,200 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Mark D. Norman, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

An agreed enforcement order was entered regarding DAREZIA FRANK, Docket Number 95-1215-PST-E (TNRCC Facility ID03025; Enforcement I.D. E11063) on September 26, 1995, assessing \$1,200 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Sushil Modak, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

An agreed enforcement order was entered regarding U S BUSINESS INC, Docket Number 95-1216-PST-E (TNRCC Facility ID08912; Enforcement I.D. E10977) on September 26, 1995, assessing \$1,080 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Srimi R. Kusumanchi, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

An agreed enforcement order was entered regarding SHELL OIL COMPANY, Docket Number 95-1217-PST-E (TNRCC Facility ID33105; Enforcement I.D. 1200005) on September 26, 1995, assessing \$400 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Craig Carson, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

An agreed enforcement order was entered regarding DANNY'S ENTERPRISES INC, Docket Number 95-1218-PST-E (TNRCC Facility ID06746; Enforcement I.D. 1200001) on September 26, 1995, assessing \$1,200 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Craig Carson, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

An agreed enforcement order was entered regarding FM EXPRESS FOOD MART INCORPORATED, Docket Number 95-1219-PST-E (TNRCC Facility ID47079; Enforcement I.D. 1200002) on September 26, 1995, assessing \$300 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Craig Carson, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

An agreed enforcement order was entered regarding SHELL OIL COMPANY, Docket Number 95-1220-PST-E (TNRCC Facility ID17739; Enforcement I.D. 1200003) on September 26, 1995, assessing \$300 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Craig Carson, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

An agreed enforcement order was entered regarding GROZIER AND MANN, Docket Number 95-1221-PST-E (TNRCC Facility ID44603; Enforcement I.D. E11137) on September 26, 1995, assessing \$1,000 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Jaime Lopez, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

An agreed enforcement order was entered regarding BOULOS CHEHADE, Docket Number 95-1222-PST-E (TNRCC Facility ID24088; Enforcement I.D. 1200006) on September 26, 1995, assessing \$1,500 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Craig Carson, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

An agreed enforcement order was entered regarding MIGL FRANK, Docket Number 95-1246-PST-E (TNRCC Facility ID14598; Enforcement I.D. E11060) on September 26, 1995, assessing \$750 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Srimi R. Kusumanchi, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

An agreed enforcement order was entered regarding HORKEY OIL COMPANY INC, Docket Number 95-1247-PST-E (TNRCC Facility ID01078; Enforcement I.D. E10944) on September 26, 1995, assessing \$3,200 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Mark D. Norman, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

An agreed enforcement order was entered regarding FEDERAL EXPRESS CORPORATION, Docket Number 95-1248-PST-E (TNRCC Facility ID35710; Enforcement I.D. E10984) on September 26, 1995, assessing \$600 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Mark D. Norman, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

An agreed enforcement order was entered regarding MERCER ROY, Docket Number 95-1263-PST-E (TNRCC Facility ID14089; Enforcement I.D. E10930) on September 26, 1995, assessing \$510 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Mark D. Norman, Enforcement Coordinator, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2126.

Issued in Austin, Texas on October 6, 1995.

TRD-9513176 Gloria A. Vasquez
Chief Clerk
Texas Natural Resource Conservation
Commission

Filed: October 13, 1995, 2:28 p.m.

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Notice of Application for Waste Disposal Permits

Attached are Notices of Applications for waste disposal permits issued during the period of October 2, thru October 13, 1995.

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 (1) your name, mailing address and daytime phone number; (2) the permit number or other recognizable reference to this application; (3) the statement "I/we request a public hearing;" (4) a brief description of how you, or the persons you represent, would be adversely affected by the granting of the application; (5) a description of the location of your property relative to the applicant's operations; and (6) 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.

AUSTIN MUNICIPAL UTILITY DISTRICTS Numbers 1, 2 & 3; the wastewater treatment facilities are approximately 1 3/4 miles north of U.S. Highway 290 east and 1/4 mile west of the intersection of Giles Road and Boyce Lane in Travis County, Texas; 13318-01; renewal.

CITY OF ELECTRA; the wastewater treatment plant is approximately two miles southeast of the intersection of Farm-to-Market Road 1739 and State Highway Loop 477 in Wichita County, Texas; renewal; 10020-01.

GALVESTON COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT Number 8; the plant site is on the north side of 11th Street approximately 0.75 mile east of the intersection of 11th Street and Farm-to-Market Road 646 in the City of Santa Fe in Galveston County, Texas; amendment; 10174-01.

HARRIS COUNTY MUNICIPAL UTILITY DISTRICT Number 86; the wastewater treatment facilities are approximately 0.4 mile south of the intersection of Farm-to-Market Road 1960 and Ella Road (formerly Medberry Road) in Harris County, Texas; renewal; 12065-01.

HARRIS COUNTY UTILITY DISTRICT NUMBER 5; the Kingwood Central Sewage Treatment Plant is north of the West Fork Arm of Lake Houston, approximately 4 1/2 miles east of U. S. Highway 59 between Bear Branch and Bens Branch, approximately 7 3/4 miles northeast of the intersection of U. S. Highway 59 and Farm-to-Market Road 1960 in Harris County, Texas; amendment; 11872-01.

HOUSTON LIGHTING AND POWER COMPANY; the P. H. Robinson Electric Generating Station; the plant site is at 5501 Highway 146 in the City of Bacliff, Galveston County, Texas; renewal; 01050

ISK MAGNETICS INC; The facility which produces magnetic iron oxide for use in the manufacturing of video tapes is at 2239 Haden Road, south of I-10, and north of Greens Bayou within the extraterritorial jurisdiction of the City of Houston, Harris County, Texas; new; 03834.

KOPPERS INDUSTRIES, INC.; the facility which produces coal tar chemicals, creosote and coal tar pitches is east of Federal Road, south of Old Industrial Road and adjacent to the Port Terminal Railway in the City of Galena Park, Harris County, Texas; amendment; 01034.

CITY OF LEXINGTON; the wastewater treatment facilities are west of the City of Lexington, approximately one

mile south and 0.5 mile west of the intersection of Farm-to-Market Road 112 and State Highway Spur 123 in Lee County, Texas; amendment; 10016-01.

CITY OF LOTT; the City of Lott Wastewater Treatment Facilities; the wastewater treatment facilities are on the northwest side of the City of Lott on Avenue "G" between Bone Branch and the Southern Pacific Railroad in the City of Lott in Falls, Texas; renewal; 10017-01.

PRESBYTERIAN MO RANCH ASSEMBLY; the wastewater treatment facilities and the disposal site are approximately ten miles west of the City of Hunt, at the crossing of the north Fork of the Guadalupe River and Farm-to-Market Road 1340 in Kerr County, Texas; amendment; 10768-01.

RICHARDS INDEPENDENT SCHOOL DISTRICT; the wastewater treatment facilities are approximately 550 feet north of Farm-to-Market Road 149 and 1,800 feet west of the Chicago, Rock Island and Pacific Railroad in Grimes County, Texas; renewal; 13527-01.

SIMPSON PASADENA PAPER COMPANY; the Pasadena Mill is on the south bank of the Houston Ship Channel immediately west of the Washburn Tunnel (North Saver Street) in the City of Pasadena, Harris County, Texas; renewal; 02286.

U.S. DEPARTMENT OF THE INTERIOR; the Panther Junction Wastewater Treatment Facilities are within the Panther Junction area of Big Bend National Park, approximately 1,000 feet east of the intersection of State Highway 118 and U.S. Highway 385 in Brewster County, Texas; renewal; 12865-03.

WARREN INDEPENDENT SCHOOL DISTRICT; the wastewater treatment facilities are approximately 0.7 mile southwest of the intersection of U.S. Highway 69 and Farm-to-Market Road 1943 in Tyler County, Texas; renewal; 11308-01.

FRED WOODLEY; the swine operation is on the west side of Ranch-to-Market Road 187 approximately 13 miles south of the intersection of U.S. Highway 90 and Ranch-to-Market Road 187 in Sabinal, Uvalde County, Texas; renewal; 02327.

COGEMA Mining, Inc.; these non-commercial, non-hazardous Class I underground injection control permits authorize the subsurface disposal of uranium mining wastes generated by the permittee's Holiday-El Mesquite and O'Hern facilities; the six permitted injection wells are located at the Holiday-El Mesquite facility Near Bruni, Texas; WDW-198, WDW-199, WDW-200 are not yet drilled; the waste disposal wells are on company property at the following locations of the Santa Maria de Los de Abajo Trinidad Vela Survey, A-612, Duval County, Texas; to renew and amend Permit Numbers WDW-150, WDW-151 and to renew Permit Numbers WDW-197, WDW-198, WDW-199, WDW-200.

AGRIUM U.S. INC.; authorizes the subsurface disposal of non-hazardous industrial wastes generated by the permittee's facility during the manufacture of anhydrous ammonia and urea for use in agricultural fertilizers. The permit amendments will add a non-hazardous component (recovered groundwater) to the permitted waste stream and will change the name of the permittee from Cominco Fertilizers (U.S.) Inc. to Agrium U.S. Inc.; the waste disposal wells are located as follows in Section 25, Block Y of the Arnold and Barrett Survey, Abstract Number 5, approximately two miles southwest of the City of Borger,

Hutchinson County, Texas: to amend Permit Numbers WDW-115 and WDW-274.

Issued in Austin, Texas on October 13, 1995.

TRD-9513170

Gloria A Vasquez
Chief Clerk
Texas Natural Resource Conservation
Commission

Filed: October 13, 1995

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

Application for Permits to Appropriate Public Waters of the State

The following notices of application for permits to appropriate Public Waters of the State of Texas were issued during the period of October 2, 1995 through October 13, 1995.

SAN ANTONIO WATER SYSTEM; Application Number 19-2153B to amend Certificate of Adjudication Number 19-2153, as amended, pursuant to §11.122, Texas Water Code, and Texas Natural Resource Conservation Commission Rules 30 TAC §§295.1, et seq. Certificate of Adjudication Number 19-2153, as amended, includes authorization for the San Antonio Water System, with a year 1900 time priority, to maintain an existing dam and 2,640 acre-foot capacity reservoir (referred to as Mitchell Lake) on Rincon Creek, tributary of the Medina River, tributary of the San Antonio River, San Antonio River Basin, in Bexar County approximately 12 miles south of the Bexar County Courthouse in San Antonio, Texas. The certificate, as amended, also authorizes the diversion and use of not to exceed 400 acre-feet of water per annum from the reservoir at a maximum rate of 2.0 cfs to irrigate 150 acres of land. The certificate includes a special condition requiring that water diverted from the lake be replenished with groundwater based wastewater effluent from the Leon Creek Wastewater Treatment Plant. Applicant seeks to amend Certificate of Adjudication 19-2153, as amended, by: 1) Increasing the amount of water authorized for diversion and use per annum from Mitchell Lake from 400 acre-feet per annum to 13,400 acre-feet per annum, 2) Authorizing diversion of the additional water to a pumphouse located at the outlet of the proposed San Antonio River (SAR) Tunnel and subsequent diversion at a maximum rate of 18.0 cfs to the San Antonio River or to the proposed tunnel, 3) Authorizing use of 4,900 acre-feet of the additional 13,000 acre-feet per year requested for irrigation, the remaining 8, 100 acre-feet per year for stream augmentation, 4) Increasing the maximum diversion rate from Mitchell Lake from 2 cfs to 32 cfs, 5) Authorizing construction and maintenance of a dam ("SAR Tunnel Outlet In-Channel Dam") within flood control channel of the river, 6) Authorizing the maintenance of an existing dam ("South Alamo Street Gate, or Gate 6") within the San Antonio River flood control channel, 7) Authorizing the maintenance of an existing dam ("Nueva Street Gate, or Gate 5") within the San Antonio River flood control channel, 8) Authorizing construction and maintenance of a dam ("SAR Tunnel Inlet In-Channel Dam") within the San Antonio River flood control channel, 9) Authorizing that when flow of San Antonio River exceeds 33 cfs of water at a proposed measuring device at U. S. Highway 281, the diversion and use from the San Antonio River at the SAR Tunnel Inlet at a maximum rate

of 18.0 cfs and not to exceed 4,900 acre-feet of water per year for irrigation purposes and not to exceed 850 acre-feet of water per year for stream augmentation, 10) Authorizing the following "circulation/recirculation" of water for the tunnel operation: a) when the streamflow of the San Antonio River equals or exceeds 53 cfs, the diversion of water from the SAR Tunnel Inlet In-Channel Dam at a maximum rate of 20 cfs by gravity to the Tunnel Inlet Pumphouse, b) when the streamflow of the San Antonio River is less than 53 cfs, the diversion of water from the SAR Tunnel Outlet In-Channel Dam at a maximum rate of 30 cfs by gravity to the Tunnel Outlet Pumphouse for recirculation via the tunnel to the Tunnel Inlet Pumphouse.

THORNTREE COUNTRY CLUB, INC.; Application Number 4066A for an amendment to Water Use Permit Number 4066 pursuant to §11.122, Texas Water Code, and Texas Natural Resource Conservation Commission Rules 30 TAC §§295.1, et seq. Water Right Permit Number 4066 authorized the diversion and use of 105 acre-feet of water per annum into a 20 acre-foot existing off-channel reservoir on Ten Mile Creek, tributary of the Trinity River, Trinity River Basin, to subsequently irrigate 70 acres of land out of a 220.5544-acre tract in Dallas County, Texas, to expire on December 31, 1994. Applicant seeks to amend Permit Number 4066 by 1) extending the expiration date of the water right for an additional term of years, and 2) adding 43 acres of land to the existing 70 acres currently authorized.

CUERO HYDROELECTRIC, INC.; Application Number 18-3583A to amend Certificate of Adjudication Number 18-3853, pursuant to §11.122, Texas Water Code, and Texas Natural Resource Conservation Commission Rules 30 TAC §§295.1, et seq. Certificate of Adjudication Number 18-3853 authorized Cuero Hydroelectric, Inc. to maintain an existing dam and reservoir on the Guadalupe River in DeWitt County approximately three miles northwest of Cuero, Texas and to impound therein not to exceed 608 acre-feet of water, and the used of the reservoir for in-place recreational purposes and diversion of water through the dam of not to exceed 538,560 acre-feet of water per annum to be used for hydroelectric energy generation purposes at a maximum diversion rate of 1,200 cfs. The certificate includes a time priority of September 25, 1967, for the reservoir and use of the impoundment for recreational purposes and a time priority of May 17, 1982 for the use of water for generation of hydroelectric energy. Applicant seeks to amend this certificate by increasing the authorized capacity of the reservoir from 608 acre-feet to 808 acre-feet by raising the dam three feet.

NORTHEAST TEXAS MUNICIPAL WATER DISTRICT; Application Number 04-4590A, to amend Certificate of Adjudication Number 04-4590 pursuant to §11.122, Texas Water Code, and Texas Natural Resource Conservation Commission Rules 30 TAC §§295.1, et seq. Certificate of Adjudication Number 04-4590 authorized (1) storage of 251,000 acre-feet of water in an existing dam and reservoir (Lake O the Pines) on Cypress Creek, Cypress Basin in Marion County, 2) diversion and use not to exceed 42,000 acre-feet of water per annum from the aforesaid reservoir and from Lake Bob Sandlin (immediately upstream of Lake O the Pines) for municipal and domestic purposes, 3) diversion and use not to exceed 161,800 acre-feet of water per annum to be diverted from Lake Bob Sandlin, 4) release of sufficient amounts of industrial use water from Lake O the Pines to provide for the transwatershed diversion of 18,000 acre-feet of water per annum to the Sabine River Basin, and 5) use of the

impounded water of Lake O the Pines for recreational purposes. Applicant seeks to amend the certificate by authorizing transbasin diversion of 20,000 acre-feet of water per annum from Lake O the Pines into the Sabine River Basin for municipal and industrial use by the City of Longview. Water will be diverted from the perimeter of the reservoir on the south shore of Lake O the Pines with the rate of diversion not to exceed 100 cfs (44,883 gpm).

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 the permits unless one or more persons file written protests and/or requests for hearing within 30 days of the date of newspaper publication of notice concerning the application(s).

If you wish to request a public hearing, you must submit your request in writing. You must state (1) your name, mailing address and daytime phone number; (2) the application number or other recognizable reference to the application; (3) the statement "I/we request an evidentiary public hearing"; (4) a brief description of how you, or the persons you represent, would be adversely affected by the granting of the application; and (5) a description of the location of your property relative to the applicant's operations.

If one or more protests and/or requests for hearing are filed on an application, the Executive Director will not issue the permit and will forward the application to the Office of Hearings Examiners where an evidentiary hearing may be held. If no protests or requests for hearing are filed, the Executive Director will approve the application 30 days after newspaper publication of the notice of application, 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.

Requests for a public hearing or questions concerning procedures should be submitted in writing to the Chief Clerk's Office, Park 35 TNRCC Complex, Building F, Room 4301, Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711, (512) 239-3300.

Issued in Austin, Texas on January 27, 1995.

TRD-9513174
Gloria A. Vasquez
Chief Clerk
Texas Natural Resource Conservation
Commission

Filed: October 13, 1995

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FOR THE WEEK ENDING OCTOBER 13, 1995

The following applications are subject to a Commission resolution adopted August 30, 1995, 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 the permits unless one or more persons file written protests and/or requests for hearing within ten days of the date notice concerning the application(s) is published in the *Texas Register*.

If you wish to request a public hearing, you must submit your request in writing. You must state (1) your name,

mailing address and daytime phone number; (2) the permit number or other recognizable reference to this application; (3) the statement "I/we request a public hearing"; (4) a brief description of how you, or the persons you represent, would be adversely affected by the granting of the application; (5) a description of the location of your property relative to the applicant's operations; and (6) 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. If no protests or requests for hearing are filed, the Executive Director will sign the permit ten days after 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.

Requests for a public hearing on this application should be submitted in writing to the Chief Clerk's Office (Mailcode 105), Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711, (512) 239-3300.

Consideration of the application of West Beach Utilities, Inc. to Cancel Water Certificate of Convenience and Necessity Number 12019 in Denton and Tarrant Counties, Texas. (Application #30689-Q)

Consideration of the application of West Beach Utilities, Inc. to Cancel Sewer Certificate of Convenience and Necessity Number 20664 in Denton and Tarrant Counties, Texas. (Application #30690-Q)

Consideration of the application of Barry Sanderson doing business as R.C.R. R. Water Company to Transfer Water CCN Number 12267 from Willard Gilbreath doing business as Loch Ness Cove Subdivision; Amend Water CCN Number 11474; Cancel Water CCN Number 12267 in Montgomery County, Texas (Application #30859-S)

Consideration of the application of Richard Billings doing business as Oak Hill Ranch Estates Water Company to Transfer Water CCN Number 12051 from Hugo A. Gutierrez, Jr., doing business as Oak Hill Ranch Estates Water Company in Guadalupe County, Texas. (Application #30786-S)

Consideration of the application of Richard Billings doing business as Oak Hill Ranch Estates Water Company to Amend CCN Number 12051 in Guadalupe County, Texas. (Application #30787-C)

Consideration of Proposed Order Approving the Application by Nottingham Country Municipal Utility District of Harris County for Approval of a \$1,260,000 Unlimited Tax Bonds, Fourth Issue, 7.33% Net Effective Interest Rate, Series 1995. For Executive Director Consideration. Applicant requests approval of a bond issue to finance costs of a new 1,500 gpm water well and a 320,000 gallon ground storage tank

Consideration of a Proposed Order Acting on the Application by Fort Bend County Municipal Utility District Number 42 for Approval of a \$3,825,000 Unlimited Tax Bond Issue; 8.16% Net Effective Interest Rate, Third Issue. The District's application requests Commission approval of a bond issue to finance utilities in Brightwater Estates, Lakeshore Point, Lakeside Meadow Section 1, future wastewater treatment capacity, lift station site, and drainage impact fees

Application by the City of Cleburne to regulate on-site sewage facilities within their jurisdiction

Application by Comal County to regulate on-site sewage facilities within their jurisdiction.

Issued in Austin, Texas on October 13, 1995.

TRD-9513173

Gloria A. Vasquez
Chief Clerk
Texas Natural Resource Conservation
Commission

Filed: October 13, 1995

Application for Temporary Permits to Appropriate Public Waters of the State

Notice of application was issued on October 13, 1995 as follows:

TOUR 18, INC. APPLICATION NUMBER TA-7549 for a temporary water use permit pursuant to Texas Water Code 11.138 to divert and use 50 acre-feet of water for an 18-month period from a point on Lake Grapevine on Denton Creek, tributary of Elm Fork Trinity River, tributary of the Trinity River, Trinity River Basin, for irrigation purposes in Denton County, Texas. The point of diversion is approximately 27 miles south of Denton, Denton County, Texas.

LIVING WATER RANCH APPLICATION NUMBER TA-7558 for a temporary water use permit pursuant to 11.138 to divert and use ten acre-feet of water for a 3-year period from a point on Knott Branch, tributary of Klein Branch, tributary of the Pedernales River, tributary of the Colorado River, Colorado River basin, for irrigation purposes in Gillespie County, Texas. The proposed point of diversion is approximately 22 miles west of Fredricksburg, Gillespie County, also being approximately six miles south of the City of Harper, Texas.

The Executive Director will issue the permit unless a written hearing request is filed within 30 days after newspaper publication of this notice. To request a hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) the name of the applicant and the permit number; (3) the statement "I/we request a public hearing;" (4) a brief description of how you would be adversely affected by the granting of the application in a way not common to the general public; (5) the location of your property relative to the applicant's operations; and (6) your proposed adjustments to the application/permit which would satisfy your concerns and cause you to withdraw your request for hearing.

If a hearing request is filed, the Executive Director will not issue the permit and will forward the application and hearing request to the TNRCC Commissioners for their consideration at a scheduled Commission meeting. If a hearing is held, it will be a legal proceeding similar to civil trials in state district court.

If no protests or requests for hearing are filed, the Executive Director will sign the permit ten days after *Texas Register* 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 Office of the Chief Clerk (Mail Code 105) no later than 20 days after the date the Executive Director signs the permit.

Requests for hearing on this application must be submitted in writing during the ten-day notice period to the Chief Clerk's Office, MC 105, TNRCC, P. O. Box 13087, Austin, Texas 78711-3087, (512) 239-3315. Written public comments may also be submitted to the Chief Clerk's Office during the notice period.

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

TRD-9513172 Gloria A. Vasquez
Chief Clerk
Texas Natural Resource Conservation
Commission

Filed: October 13, 1995

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FOR THE WEEK ENDING OCTOBER 6, 1995

The following applications are subject to a Commission resolution adopted August 30, 1995, 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 the permits unless one or more persons file written protests and/or requests for hearing within ten days of the date notice concerning the application(s) is published in the *Texas Register*.

If you wish to request a public hearing, you must submit your request in writing. You must state (1) your name, mailing address and daytime phone number; (2) the permit number or other recognizable reference to this application; (3) the statement "I/we request a public hearing"; (4) a brief description of how you, or the persons you represent, would be adversely affected by the granting of the application; (5) a description of the location of your property relative to the applicant's operations; and (6) 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. If no protests or requests for hearing are filed, the Executive Director will sign the permit ten days after 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.

Requests for a public hearing on this application should be submitted in writing to the Chief Clerk's Office (Mailcode 105), Texas Natural Resource Conservation Commission, P.O. Box 13087, Austin, Texas 78711, (512) 239-3300.

Consideration of the application of City of La Villa for a Sewer Certificate of Convenience and Necessity in Hidalgo County, Texas. (Application #30851-C, Doug Holcomb)

Consideration of the application of Rocket Water Co., Inc. for a Water Certificate of Convenience and Necessity in Hays County, Texas. (Application #30862-C, Doug Holcomb)

Consideration of a proposed order acting on the application by Harris County Municipal Utility District Number

278 for approval of \$1,275,000 Unlimited Tax Bonds, Second Issue, 7.66% Net Effective Interest Rate, Series 1995. Applicant requests approval of a bond issue to finance costs of water, wastewater and drainage facilities for Timber Forest, Sections 2 and 3; engineering for water supply and storage.

Consideration of a proposed order acting on the application by Fort Bend County Municipal Utility District Number 23 for approval of \$43,085,000 Unlimited Tax and Revenue Bonds, Second Issue, 8.17% Net Effective Interest Rate, Series 1995. The District's application requests Commission approval of a bond issue to finance subdivision utilities, detention ponds, land purchases, lift station, interim wastewater treatment plant, a new water well, drainage ditch improvements, chlorination system replacement, repairs to the District's water plant and wastewater collection system, and an expansion of the interim wastewater treatment.

Issued in Austin, Texas on October 6, 1995.

TRD-9513177 Gloria A. Vasquez
Chief Clerk
Texas Natural Resource Conservation
Commission

Filed: October 13, 1995, 2:28 p.m.

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Notice of Opportunity to Comment on Settlement Agreements of Administrative Enforcement Actions

The Texas Natural Resource Conservation Commission (TNRCC) Staff is providing an opportunity for written public comment on the listed Agreed Orders (AOs) pursuant to the Texas Clean Air Act (the Act), §382.096, Health and Safety Code, Chapter 382. The Act, §382.096, requires that the TNRCC may not approve these AOs unless the public has been provided an opportunity to submit written comments. Section 382.096 requires that notice of the proposed orders and of the opportunity to comment must be published in the *Texas Register* no later than the 30th day before the date on which the public comment period closes, which in this case is November 18, 1995. Section 382.096 also requires that the TNRCC promptly consider any written comments received and that the TNRCC may withhold approval of an AO if a comment indicates the proposed AO is inappropriate, improper, inadequate or inconsistent with the requirements of the Texas Clean Air Act. Additional notice is not required if changes to an AO are made in response to written comments.

A copy of each of the proposed AOs is available for public inspection at both the TNRCC's Central Office, located at 12100 Park 35 Circle, Building A, Third Floor, Austin, Texas 78753, (512) 239-3400 and at the applicable Regional Office listed. Written comments about these AOs should be sent to the Staff Attorney designated for each AO at the TNRCC's Central Office at P.O. Box 13087 Austin, Texas 78711-3087 and must be received by 5:00 p.m. on November 18, 1995. Written comments may also be sent by facsimile machine to the Staff Attorney at (512) 239-3434. The TNRCC Staff Attorneys are available to discuss the AOs and/or the comment procedure at the listed phone numbers; however, §382.096, provides that

comments on the AOs should be submitted to the TNRCC in writing.

(1) COMPANY: All States Auto; DOCKET NUMBER: 95-1521-AIR-E; ACCOUNT NUMBER: EE-0782-D; LOCATION: EL PASO, El Paso County, Texas; TYPE OF FACILITY: used car dealership; RULE VIOLATED: The following violations were received by the company on August 1, 1995. TNRCC Rule 30 TAC §114.1 and the Texas Clean Air Act (TCAA), §382.085(b), offering for sale in the State of Texas motor vehicles with faulty or missing emission control equipment or devices with which the vehicles were originally equipped. PENALTY: \$250; STAFF ATTORNEY: Peter Gregg, (512) 239-0450; REGIONAL OFFICE: 7500 Viscount Boulevard, Suite 147, El Paso, Texas 79925, (915) 778-9634.

(2) COMPANY: Artco-Bell; DOCKET NUMBER: 95-1566-AIR-E; ACCOUNT NUMBER: BF-0003-I; LOCATION: Temple, Bell County, Texas; TYPE OF FACILITY: furniture manufacturing plant; RULE VIOLATED: TNRCC Rule 30 TAC §116.110 and the Texas Clean Air Act, §382.085(b) and §382.0518(a), by operating chrome plating line #2 at the plant, which may emit air contaminants into the air of the state, without first obtaining a permit or qualifying for a standard exemption. PENALTY: \$0; STAFF ATTORNEY: Walter Ehresman, (512) 239-0573; REGIONAL OFFICE: 6801 Sanger Avenue, Suite 2500, Waco, Texas 76710-7807, (817) 751-0335.

(3) COMPANY: Elf Atochem North America; DOCKET NUMBER: 95-1567-AIR-E; ACCOUNT NUMBER: HG-0461-W; LOCATION: Crosby, Harris County, Texas; TYPE OF FACILITY: fine chemical manufacturing plant; RULE VIOLATED: Alleged to have violated TNRCC Rule 30 TAC §101.4 and the Texas Clean Air Act, §382.085(a) and (b), by emitting one or more air contaminants (odors). PENALTY: \$8,000; STAFF ATTORNEY: Thomas Corwin, 239-5915; REGIONAL OFFICE: 4150 Westheimer, Houston, Texas 77027-4417, (713) 625-7900.

(4) COMPANY: Enterprise Products Company, Inc.; DOCKET NUMBER: 95-1523-AIR-E; ACCOUNT NUMBER: CI-0008-R; LOCATION: Mount Belvieu, Chambers County, Texas; TYPE OF FACILITY: Petrochemical Plant; RULE VIOLATED: The following violations were received by the company on APRIL 5, 1995. TNRCC Rule 30 TAC §101.7(a) and the Texas Clean Air Act (TCAA), §382.085(b), by failing to maintain the plant's LH flare in good working order and operating properly from September 17, 1992-September 20, 1993. PENALTY: \$27,500; STAFF ATTORNEY: Peter Gregg, (512) 239-0450; REGIONAL OFFICE: 4150 Westheimer, Houston, Texas 77027-4417, (713) 625-7900.

(5) COMPANY: Fina Oil and Chemical Company; DOCKET NUMBER: 95-1524-AIR-E; ACCOUNT NUMBER: JE-0005-H; LOCATION: Port Arthur, Jefferson County, Texas; TYPE OF FACILITY: a petroleum refinery; RULE VIOLATED: TNRCC Rule 30 TAC §101.20(1) and the Texas Clean Air Act (the Act), §382.085(b), by violating federal NSPS regulations by: failing to conduct the required inspections for liquid and vapor leaks at the VCS, the vapor processing system and/or each loading rack handling gasoline during the loading of tank trucks from 24 months prior to the 1993 SIP inspection through February 14, 1995; and failing to equip eight lines in volatile organic compound (VOC) service with a second valve, a blind flange, a plug, or a cap. TNRCC Rule 30 TAC §101.20(2), TACB ABO Number 93-05(n), and the Act, §382.085(b), by violating fede-

ral NESHAP regulations by: failing to tag six valves in benzene service at Storage Tank 928; and failing to equip two lines in benzene service with a second valve, a blind flange, a plug, or a cap. TNRCC Rule 30 TAC §115.214(a)(1) and the Act, §382.085(b), by failing to have plant personnel check for visible liquid leaks, visible fumes, or significant odors resulting from VOC dispensing operations while those operations were ongoing. TNRCC Rule 30 TAC §116.115, TACB ABO Number 93-05(n), and the Act, §382.085(b), at Benzene Storage Tank Number 930 by failing to comply with General Provision 7D of TNRCC Permit Number C-20381 which requires annual inspections of all floating roof seals in benzene service and that records of these inspections be maintained. TNRCC Rule 30 TAC §115.212(a)(5)(B) and the Act, §382.085(b), by having a procedure in place whereby, when the Skully overfill protection system activates and shuts down loading, gasoline is drained onto the ground (to be later drained into a sump and pumped to a product recovery tank). This procedure allows gasoline vapors to be emitted directly to the atmosphere. PENALTY: \$62,000; STAFF ATTORNEY: Walter Ehresman, (512) 239-0573; REGIONAL OFFICE: 3870 Eastex Freeway, Suite 110, Beaumont, Texas 77703-1830, (409) 898-3838.

(6) COMPANY: Greenbelt Farmers Cooperative; DOCKET NUMBER: 95-1525-AIR-E; ACCOUNT NUMBER: CK-0005-G; LOCATION: Childress, Childress County, Texas; TYPE OF FACILITY: farmers cooperative; RULE VIOLATED: TNRCC Rule 30 TAC §116.110(a) and the Texas Clean Air Act (TCAA), §382.0518(a) and §382.085(b), by constructing and operating ammonia storage tanks without first obtaining a permit or qualifying for a standard exemption. PENALTY: \$0; STAFF ATTORNEY: Lisa Uselton Dyar, (512) 239-5692; REGIONAL OFFICE: 3918 Canyon Drive, Amarillo, Texas 79109-4996, (806) 353-9251.

(7) COMPANY: Huizar Motors; DOCKET NUMBER: 95-1526-AIR-E; ACCOUNT NUMBER: EE-0685-C; LOCATION: El Paso, El Paso County, Texas; TYPE OF FACILITY: motor vehicle sales; RULE VIOLATED: The following violation was received by the company on September 6, 1995. TNRCC Rule 30 TAC §114.1(c)(1) and the Texas Clean Air Act (TCAA), §382.085(b), offering for sale in the State of Texas a motor vehicle with faulty or missing emission control equipment or devices with which the vehicle was originally equipped. PENALTY: \$250; STAFF ATTORNEY: Peter Gregg, (512) 239-0450; REGIONAL OFFICE: 7500 Viscount Boulevard, Suite 147, El Paso, Texas 79925, (915) 778-9634.

(8) COMPANY: Kalyn-Siebert, Incorporated; DOCKET NUMBER: 95-1527-AIR-E; ACCOUNT NUMBER: CW-0032-D; LOCATION: Gatesville, Coryell County, Texas; TYPE OF FACILITY: trailer manufacturing plant; RULE VIOLATED: TNRCC Rule 30 TAC §116.110(a) and the Texas Clean Air Act, §382.0518(a) and §382.085(b), by constructing and operating a trailer manufacturing plant, which may emit air contaminants into the air of the state, without first obtaining a permit or qualifying for a standard exemption. PENALTY: \$500; STAFF ATTORNEY: Walter Ehresman, (512) 239-0573; REGIONAL OFFICE: 6801 Sanger Avenue, Suite 2500, Waco, Texas 76710-7807, (817) 751-0335.

(9) COMPANY: Hien Thi Le (Helen) Nguyen; DOCKET NUMBER: 95-1401-PST-E; ENFORCEMENT NUMBER: E10748; LOCATION: Plano, Collin County, Texas; TYPE OF FACILITY: a motor vehicle fuel dispensing facility; RULE VIOLATED: TNRCC Rule 30 TAC

§115.249(a)(1) and the Texas Clean Air Act, §382.085(b), by failing to provide a Stage II vapor recovery system at the referenced gasoline fueling facility by the required deadline; TNRCC Rule 30 TAC §334.10(b)(1)(B), by failing to maintain required underground storage tank installation and inventory records on site, immediately available for inspection by Commission personnel; and TNRCC Rule 30 TAC §334.50(a)(1)(A), by failing to provide adequate release detection for the UST system. PENALTY: \$35,000; STAFF ATTORNEY: Walter Ehresman, (512) 239-0573, REGIONAL OFFICE: 1019 North Duncanville Road, Duncanville, Texas 75116-2201, (214) 298-6171

(10) COMPANY: North Dallas Auto Works; DOCKET NUMBER: 95-1568-AIR-E; ACCOUNT NUMBER: CP-0328-Q; LOCATION: Plano, Collin County, Texas; TYPE OF FACILITY: Auto paint and body shop; RULE VIOLATED: The following violations were received by the company on June 9, 1995. TNRCC Rule 30 TAC §116.115 and the Texas Clean Air Act (TCAA), §382.085(b), by violating condition (e) of TNRCC Standard Exemption Number 124 of the April 5, 1995 exemption list. PENALTY: \$0; STAFF ATTORNEY: Peter Gregg, (512) 239-0450; REGIONAL OFFICE: 6421 Camp Bowie Boulevard, Suite 312, Fort Worth, Texas 76116, (817) 732-5531.

(11) COMPANY: Southern Manufacturing Company; DOCKET NUMBER: 95-1569-AIR-E; ACCOUNT NUMBER: JE-0168-B; LOCATION: Port Arthur, Jefferson County, Texas; TYPE OF FACILITY: fiberglass manufacturing plant; RULES VIOLATED: TNRCC Rule 30 TAC §116.110(a) and the Texas Clean Air Act (TCAA), §382.0518(a) and 382.085(b), by failing to obtain a permit or qualify for a standard exemption prior to the increase in material usage of resin and acetone in 1993 and 1994, and prior to installation and operation of a third chopper gun in 1994 which may emit air contaminants into the air of the state; and TNRCC Rule 30 TAC §101.4 and the Act, §382.085(a) and (b), on four separate occasions by emitting one or more air contaminants, or combinations thereof, in such concentration and of such duration as were or tended to be injurious to or to adversely affect human health or welfare, animal life, vegetation or property, or as to interfere with the normal use and enjoyment of animal life, vegetation or property. PENALTY: \$4,000; STAFF ATTORNEY: Lisa Uselton Dyar, (512) 239-5692; REGIONAL OFFICE: 3870 Eastex Freeway, Suite 110, Beaumont, Texas 77703-1830, (409) 898-3838.

(12) COMPANY: Temple-Inland Forest Products Corporation; DOCKET NUMBER: 95-1579-AIR-E; ACCOUNT NUMBER: JC-0003-K; LOCATION: Evadale, Jasper County, Texas; TYPE OF FACILITY: kraft papermill; RULE VIOLATED: TNRCC Rule 30 TAC §101.4 and the Act, §382.085(a) and (b), and Texas Air Control Board (TACB) Agreed Board Order (ABO) Number 92-02(gg) by emitting Total Reduced Sulfur (TRS) emissions in such concentration and of such duration as were or tended to cause alleged nuisance conditions in a residential area; TNRCC Rule 30 TAC §101.4 and the Act, §382.085(a) and (b), by emitting particulate matter in such concentration and of such duration as were or tended to cause alleged nuisance conditions in a residential area; TNRCC Rule 30 TAC §116.115 and the Act, §382.085(b), by: (1) failing to submit for approval quarterly quality assurance reports of audits of all continuous emissions monitors (CEMs) required by Special Provision 2B of TNRCC Permit C-20365; (2) emitting TRS emissions from Recov-

ery Boiler Number 4 in concentrations in excess of the permitted limits of five parts per million averaged over 12 hours as specified in Special Provision 4 of TNRCC Permit C-20365 from October 21, 1991, to June 1, 1992; (3) failing to keep permanent records of all adjustments and maintenance to any CEM for two years on site, as required by Special Provision 5 of TNRCC Permit C-20365 and 40 Code of Federal Regulations (CFR), §60.7(e); (4) failing to report several exceedances of the sulfur dioxide and TRS concentration limits to TNRCC Region 10 as soon as possible, as required by Special Provision 6 of TNRCC Permit C-20365; and (5) failing to submit complete monthly reports of CEM operations, including periods of malfunction and repair for 12 months prior to March 25, 1992, as required by Special Provisions 6C and 6D of TNRCC Permit C-20365 and 40 CFR §60.7(c); (6) exceeding the particulate matter (PM) limits on Power Boiler Number 6 as specified in Special Provision 23 of TNRCC Permit Number C-20365, from July 13, 1992, to February 9, 1993; (7) exceeding the PM limits on Lime Kiln Number 3 as specified in Special Provision 1 of TNRCC Permit Number C-20365 from August 31, 1993, to May 6, 1994; and (8) exceeding the carbon monoxide (CO) limits on the noncondensable gas incinerator as specified in Special Provision 1 of TNRCC Permit Number 20365 from May 16, 1994, to June 15, 1995; TNRCC Rule 30 TAC §101.20(1) and the Act, §382.085(b), from March 1991-March 25, 1992, by failing to submit quarterly monitoring reports of excess emissions and CEM malfunctions as well as records of all maintenance and adjustments to the CEMs, as required by 40 CFR §60.13(a); and TNRCC Rule 30 TAC §101.20(3) and the Act, §382.085(b), by exceeding the PM emissions limit on Power Boiler Number 6 as specified in Permit Number PSD-TX-785M1 from July 13, 1992, to February 9, 1993. PENALTY: \$318,650; STAFF ATTORNEY: Lisa Uselton Dyar, (512) 239-5692; REGIONAL OFFICE: 3870 Eastex Freeway, Suite 110, Beaumont, Texas 77703-1830, (409) 898-3838.

(13) COMPANY: Tomball Ford; DOCKET NUMBER: 95-1528-AIR-E; ACCOUNT NUMBER: HG-3177-B; LOCATION: Tomball, Harris County, Texas; TYPE OF FACILITY: used car lot; RULE VIOLATED: TNRCC Rule 30 TAC §114.1(c)(1), TACB ABO Number 91-04(bb), and the Texas Clean Air Act, §382.085(b), by offering for sale a motor vehicle with faulty or missing emission control systems or devices. PENALTY: \$750; STAFF ATTORNEY: Walter Ehresman, (512) 239-0573; REGIONAL OFFICE: 4150 Westheimer, Houston, Texas 77027-4417, (713) 625-7900.

(14) COMPANY: Ventex Plastics, Inc. Company; DOCKET NUMBER: 95-1529-AIR-E; ACCOUNT NUMBER: LH-0116-W; LOCATION: Raywood, Liberty County, Texas; TYPE OF FACILITY: plastics recycling plant; RULE VIOLATED: TNRCC Rule 30 TAC §111.101 and the Texas Clean Air Act, §382.085(b), by conducting unauthorized outdoor burning on three occasions. PENALTY: \$1,000; STAFF ATTORNEY: Walter Ehresman, (512) 239-0573; REGIONAL OFFICE: 4150 Westheimer, Houston, Texas 77027-4417, (713) 625-7900.

(15) COMPANY: Vicom, Incorporated; DOCKET NUMBER: 95-1570-AIR-E; ACCOUNT NUMBER: DB-1893-N; LOCATION: Duncanville, Dallas County, Texas; TYPE OF FACILITY: structured steel fabrication and painting plant; RULE VIOLATED: Alleged to have violated TNRCC Rule 30 TAC §116.110(a) and the Texas Clean Air Act, §382.0518(a) and 382.085(b), by operating

the Plant's outdoor paint spraying operation without obtaining a permit or meeting the conditions of a Standard Exemption. PENALTY: \$0; STAFF ATTORNEY: Greg Warmink, 239-0612; REGIONAL OFFICE: 6421 Camp Bowie Boulevard, Suite 312, Fort Worth, Texas 76116, (817) 732-5531.

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

TRD-9513227 Kevin McCalla
Director, Legal Services Division
Texas Natural Resource Conservation
Commission

Filed: October 16, 1995

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**Notices of Receipt of Application and
Declaration of Administrative
Completeness for Municipal Solid
Waste Management Facilities for the
Week Ending October 13, 1995**

APPLICATION BY THE CITY OF EDINBURG; Proposed Permit Amendment Number MSW956-A, authorizing an amendment to their Type I (Landfill) municipal solid waste facility permit. The site covers approximately 100 acres of land and is to receive approximately 725 tons of municipal solid waste daily. The site is located on Encinito Road, 2,000 feet east of Highway 281 and 4,000 feet southeast of Faysville in Hidalgo County, Texas.

APPLICATION BY LAIDLAW WASTE SYSTEMS (TEXAS), INC.; Proposed Permit Amendment Number 1327-B, authorizing an amendment to their Type I (Landfill) municipal solid waste management facility permit. The amendment authorizes the vertical expansion of their existing facility. The site covers approximately 221 acres of land and is to receive approximately 1,000 tons of solid waste per day. The site is located 1.0 mile northwest of the intersection of Texas Highway 31 and Interstate Highway 20 near Kilgore in Gregg County, Texas.

APPLICATION BY WASTE MANAGEMENT OF TEXAS, Proposed Permit Amendment Number MSW 1279-A, authorizing an amendment to their Type I (Landfill) municipal solid waste management facility permit. The amendment authorizes the facility to vertically expand to receive municipal solid waste for disposal and other processing. The site covers approximately 137.99 acres of land and is to receive approximately 600 tons of municipal solid waste per day. The site is located on the south side of U.S. Highway 90-A, 1.0 mile east of the Interstate Highway 610 in Houston, Harris County, Texas.

If you wish to request a public hearing, you must submit your request in writing. You must state (1) your name, mailing address and daytime phone number; (2) the application number, TNRCC docket number or other recognizable reference to the application; (3) the statement "I/we request an evidentiary public hearing."; (4) a brief description of how you, or the persons you represent, would be adversely affected by the granting of the application; and (5) a description of the location of your property relative to the applicant's operations.

Requests for a public hearing or questions concerning procedures should be submitted in writing to the Chief Clerk's Office, Park 35 TNRCC Complex, Building F,

Room 4301, Texas Natural Resource Conservation Commission, Mail Code 105, P.O. Box 13087, Austin, Texas 78711, (512) 239-3300

Issued in Austin, Texas on October 13, 1995.

TRD-9513171 Gloria A. Vasquez
Chief Clerk
Texas Natural Resource Conservation
Commission

Filed October 13, 1995

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Public Utility Commission of Texas
**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 (Commission) an application pursuant to Public Utility Substantive Rule 23.94 for approval of an increase in the rate for public and semi-public pay telephone service.

Tariff Title and Number: Application of Brazoria Telephone Company for approval of an increase in the rate for public and semi-public pay telephone service pursuant to Public Utility Commission Substantive Rule 23.94. Tariff Number 14813.

The Application: Brazoria Telephone Company is requesting approval to increase the rate for public and semi-public telephone service. Public and semi-public pay telephone services are services whereby customers may make local or long distance calls from telephone instruments that are equipped with coin collecting devices. Customers pay for each chargeable local call placed from the instrument. All customers who choose to use company owned public and semi-public pay telephones to complete a local call will be affected by this proposal.

Persons who wish to intervene or otherwise participate in this proceeding should notify the Commission as soon as possible but no later than December 15, 1995. A request to intervene, participate, or for further information should be mailed to the Public Utility Commission of Texas (Commission), 7800 Shoal Creek Boulevard, Austin, Texas 78757, or call the Public Utility Commission Consumer Affairs Section at (512) 458-0233 or (512) 458-0221 for teletypewriter for the deaf.

Issued in Austin, Texas, on October 12, 1995.

TRD-9513070 Paula Mueller
Secretary of the Commission
Public Utility Commission of Texas

Filed: October 12, 1995

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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 Spring Branch ISD in Houston, Texas.

Tariff Title and Number: Application of Southwestern Bell Telephone Company for PLEXAR-Custom Service for Spring Branch ISD pursuant to Public Utility Commission Substantive Rule 23.27. Tariff Control Number 14672.

The Application. Southwestern Bell Telephone Company is requesting approval of a 334-station addition to the existing PLEXAR-Custom service for Spring Branch ISD. 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 September 7, 1995.

TRD-9513095 Paula Mueller
Secretary of the Commission
Public Utility Commission of Texas

Filed: October 12, 1995

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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 Cypress-Fairbanks ISD in Houston, Texas.

Tariff Title and Number. Application of Southwestern Bell Telephone Company for PLEXAR-Custom Service for Cypress-Fairbanks pursuant to Public Utility Commission Substantive Rule 23.27. Tariff Control Number 14670.

The Application. Southwestern Bell Telephone Company is requesting approval of a 2346 station addition to the existing PLEXAR-Custom service for Cypress-Fairbanks ISD. 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 September 7, 1995.

TRD-9513094 Paula Mueller
Secretary of the Commission
Public Utility Commission of Texas

Filed: October 12, 1995

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Notices of Intent to File Pursuant to Public Utility Commission Substantive Rule 23.94

Notice is given to the public of the intent to file with the Public Utility Commission of Texas (Commission) an application pursuant to Public Utility Substantive Rule 23.94 for approval of an increase in the rate for public and semi-public pay telephone service.

Tariff Title and Number: Application of Brazoria Telephone Company for approval of an increase in the rate for public and semi-public pay telephone service pursuant to Public Utility Commission Substantive Rule 23.94. Tariff Number 14813.

The Application: Brazoria Telephone Company is requesting approval to increase the rate for public and semi-public telephone service. Public and semi-public pay telephone

services are services whereby customers may make local or long distance calls from telephone instruments that are equipped with coin collecting devices. Customers pay for each chargeable local call placed from the instrument. All customers who choose to use company owned public and semi-public pay telephones to complete a local call will be affected by this proposal.

Persons who wish to intervene or otherwise participate in this proceeding should notify the Commission as soon as possible but no later than December 15, 1995. A request to intervene, participate, or for further information should be mailed to the Public Utility Commission of Texas (Commission), 7800 Shoal Creek Boulevard, Austin, Texas 78757, or call the Public Utility Commission Consumer Affairs Section at (512) 458-0233 or (512) 458-0221 for teletypewriter for the deaf.

Issued in Austin, Texas, on October 12, 1995.

TRD-9513070 Paula Mueller
Secretary of the Commission
Public Utility Commission of Texas

Filed: October 12, 1995

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Texas Department of Transportation Request for Proposals

Notice of Invitation. The Texas Department of Transportation (TxDOT) intends to engage an engineer, pursuant to Texas Government Code, Chapter 2254, Subchapter A, and 43 TAC, §§9.30-9.40, to provide the following services. The engineer selected must perform a minimum of 30% of the actual contract work to qualify for contract award.

Contract Number 11-645P5004—engineering services for the surveying, aerial photogrammetry, environmental impact statement, traffic engineering, schematic development, public involvement, soils and geologic studies, and right of way determination, map and field notes on a relief route for US 59 in Corrigan, Polk County.

Deadline. A letter of interest notifying TxDOT of the provider's intent to submit a proposal shall be either hand-delivered or mailed to TxDOT Lufkin District Office, 1805 North Timberland Drive, Lufkin, Texas 75901. Letters of interest will be received until 5:00 p.m. on Monday, November 6, 1995. The letter of interest must include the engineer's firm's name, address, telephone number, name of engineer's contact person and number of TxDOT contract. Upon receipt of the letter of interest a Request for Proposal packet will be issued.

Pre-proposal Meeting. A pre-proposal meeting will be held on Wednesday, November 8, 1995, at the Park Inn International, 2500 US 59 South, Livingston, Texas at 10:30 a.m. (TxDOT will not accept a proposal from an engineer who has failed for any reason to attend the mandatory pre-proposal meeting.)

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 Tina Walker at (409) 633-4329 at least two work days prior to the meeting so that appropriate arrangements can be made.

Proposal Submittal Deadline. Proposals for contract number 11-645P5004 will be accepted until 5:00 p.m. on

Friday, December 1, 1995 at the TxDOT, Lufkin District Office mentioned address.

Agency Contact. Requests for additional information regarding this notice of invitation should be addressed to Tina L. Walker, P.E. at (409) 633-4329 or Fax (409) 633-4374.

Issued in Austin, Texas on October 13, 1995.

TRD-9513202 Robert E. Shaddock
General Counsel
Texas Department of Transportation

Filed: October 13, 1995

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Texas Turnpike Authority
Notices of Public Meeting

The Texas Turnpike Authority will conduct a public meeting on Monday, October 30, 1995, at 7:00 p.m., at the Carrollton City Hall, City Council Chambers, Second Floor, 1945 Jackson Road, Carrollton, Texas. The purpose of the meeting is to discuss the planned construction of State Highway 190 (President George Bush Highway) as a toll road from IH-35E in Carrollton to State Highway 78 in Garland. All interested citizens are invited to attend this meeting to express their views.

Issued in Austin, Texas, on October 11, 1995.

TRD-9513051 Jimmie Newton
Secretary to the Board of Directors
Texas Turnpike Authority

Filed: October 12, 1995

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The Texas Turnpike Authority will conduct a public meeting on Tuesday, November 2, 1995, at 7:00 p.m., at the Naaman Forest Highway School Auditorium, 4843 Naaman Forest Boulevard, Garland, Texas. The purpose of the meeting is to discuss the planned construction of State Highway 190 (President George Bush Highway) as a toll road from IH-35E in Carrollton to State Highway 78 in Garland. All interested citizens are invited to attend this meeting to express their views.

Issued in Austin, Texas, on October 11, 1995.

TRD-9513052 Jimmie Newton
Secretary to the Board of Directors
Texas Turnpike Authority

Filed: October 12, 1995

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The University of Texas System
Consultant Request for Proposal

The University of Texas Health Science Center at San Antonio (UTHSCSA) requests, pursuant to the provisions of the Government Code, Chapter 2254, the submission of proposals for a compensation study on its administrative and professional positions. The purpose of this study is to assist the UTHSCSA Office of Human Resources in the development and implementation of a job evaluation and compensation program for administrative and professional job classifications, excluding executive officers. The results of the compensation study should produce a methodology to provide competitive salaries to recruit and retain

qualified employees to support the strategic mission of the institution.

The objectives of this study include but are not limited to the following:

- * Development of a UTHSCSA compensation philosophy that is consistent with the institution's mission and strategic plan
- * Development of job description for the administrative and professional positions
- * Development of a job evaluation methodology
- * Development of a plan and guidelines for administering the recommended compensation program
- * Recommendations on an automated system to support the administration of the program
- * Development of cost estimates to implement the recommended program
- * Assistance in implementing the program

Firms responding to the Request for Proposal (RFP) must have substantial experience, analytical and technical skills, and an in-depth knowledge of job evaluation and compensation practices.

Firms must comply with the specifications as outlined in the RFP. The firm awarded the contract, if any, will be the respondent whose proposal conforming to the RFP, is deemed to be the most advantageous by UTHSCSA. Factors in awarding a contract will include, but not limited to, demonstrated competence, knowledge, experience and reasonableness of cost. Proposals must remain valid for acceptance and may not be withdrawn for a period of 90 days after the proposal closing date.

UTHSCSA reserves the right to accept or reject any or all proposals submitted.

Each firm interested in responding to this RFP must attend the Pre-Bid Conference scheduled for October 24, 1995, 10:00 a.m. Central Daylight Time (CDT) in the UTHSCSA Nursing School Conference Room 1.206. Attendance at this Pre-Bid Conference is mandatory. Proposals will not be considered or accepted from firms who do not attend.

An original plus three copies of the full proposal must be submitted to the UTHSCSA Purchasing Office no later than November 16, 1995, at 3:00 p.m. CDT. Proposals received thereafter will not be considered and will be returned unopened. Proposals must be sent to the address listed.

For further information or to obtain a complete RFP package (RFP Number 745-6-77833), contact The University of Texas Health Science Center at San Antonio, Purchasing Department, Administration Building Room 314, 7703 Floyd Curl Drive, San Antonio, Texas 78284-7962, (210) 567-6030.

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

TRD-9512962 Arthur H. Dilly
Executive Secretary to the Board of Regents
The University of Texas System

Filed: October 10, 1995

PUBLICATION SCHEDULE

The following is the 1995 Publication Schedule for the Texas Register. Listed below are the deadline dates for the June-December 1995 issues of the Texas Register. Because of printing schedules, material received after the deadline for an issue cannot be published until the next issue. Generally, deadlines for a Tuesday edition of the Texas Register are Wednesday and Thursday of the week preceding publication, and deadlines for a Friday edition are Monday and Tuesday of the week of publication. No issues will be published on July 7, November 10, November 28, and December 29. An asterisk beside a publication date indicates that the deadlines have been moved because of state holidays.

FOR ISSUE PUBLISHED ON	ALL COPY EXCEPT NOTICES OF OPEN MEETINGS BY 10 A.M.	ALL NOTICES OF OPEN MEETINGS BY 10 A.M.
75 Tuesday, October 3	Wednesday, September 27	Thursday, September 28
76 Friday, October 6	Monday, October 2	Tuesday, October 3
Tuesday, October 10	Wednesday, October 4	Thursday, October 5
77 Friday, October 13	THIRD QUARTERLY INDEX	
78 Tuesday, October 17	Wednesday, October 11	Thursday, October 12
79 Friday, October 20	Monday, October 16	Tuesday, October 17
80 Tuesday, October 24	Wednesday, October 18	Thursday, October 19
81 Friday, October 27	Monday, October 23	Tuesday, October 24
82 Tuesday, October 31	Wednesday, October 25	Thursday, October 26
83 Friday, November 3	Monday, October 30	Tuesday, October 31
84 Tuesday, November 7	Wednesday, November 1	Thursday, November 2
Friday, November 10	No Issue Published	
85 Tuesday, November 14	Wednesday, November 8	Thursday, November 9
86 Friday, November 17	Monday, November 13	Tuesday, November 14
87 Tuesday, November 21	Wednesday, November 15	Thursday, November 16
88 Friday, November 24	Monday, November 20	Tuesday, November 21
Tuesday, November 28	NO ISSUE PUBLISHED	
89 Friday, December 1	Monday, November 27	Tuesday, November 28
90 Tuesday, December 5	Wednesday, November 29	Thursday, November 30
91 Friday, December 8	Monday, December 4	Tuesday, December 5
92 Tuesday, December 12	Wednesday, December 6	Thursday, December 7
93 Friday, December 15	Monday, December 11	Tuesday, December 12
94 Tuesday, December 19	Wednesday, December 13	Thursday, December 14
95 Friday, December 22	Monday, December 18	Tuesday, December 19
96 Tuesday, December 26	Wednesday, December 20	Thursday, December 21
Friday, December 29	NO ISSUE PUBLISHED	