

Texas Register

Volume 18, Number 23, March 23, 1993

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How to Use the Texas Register

Information Available: The 10 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 Sections - sections adopted by state agencies on an emergency basis.

Proposed Sections - sections proposed for adoption.

Withdrawn Sections - sections withdrawn by state agencies from consideration for adoption, or automatically withdrawn by the Texas Register six months after the proposal publication date.

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

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 18 (1993) is cited as follows: 18 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 "18 TexReg 2 issue date," while on the opposite page, page 3, in the lower right-hand corner, would be written "issue date 18 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, releases cumulative supplements to each printed volume of the TAC twice each year.

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
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 22, April 16, July 13, and October 12, 1993). 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
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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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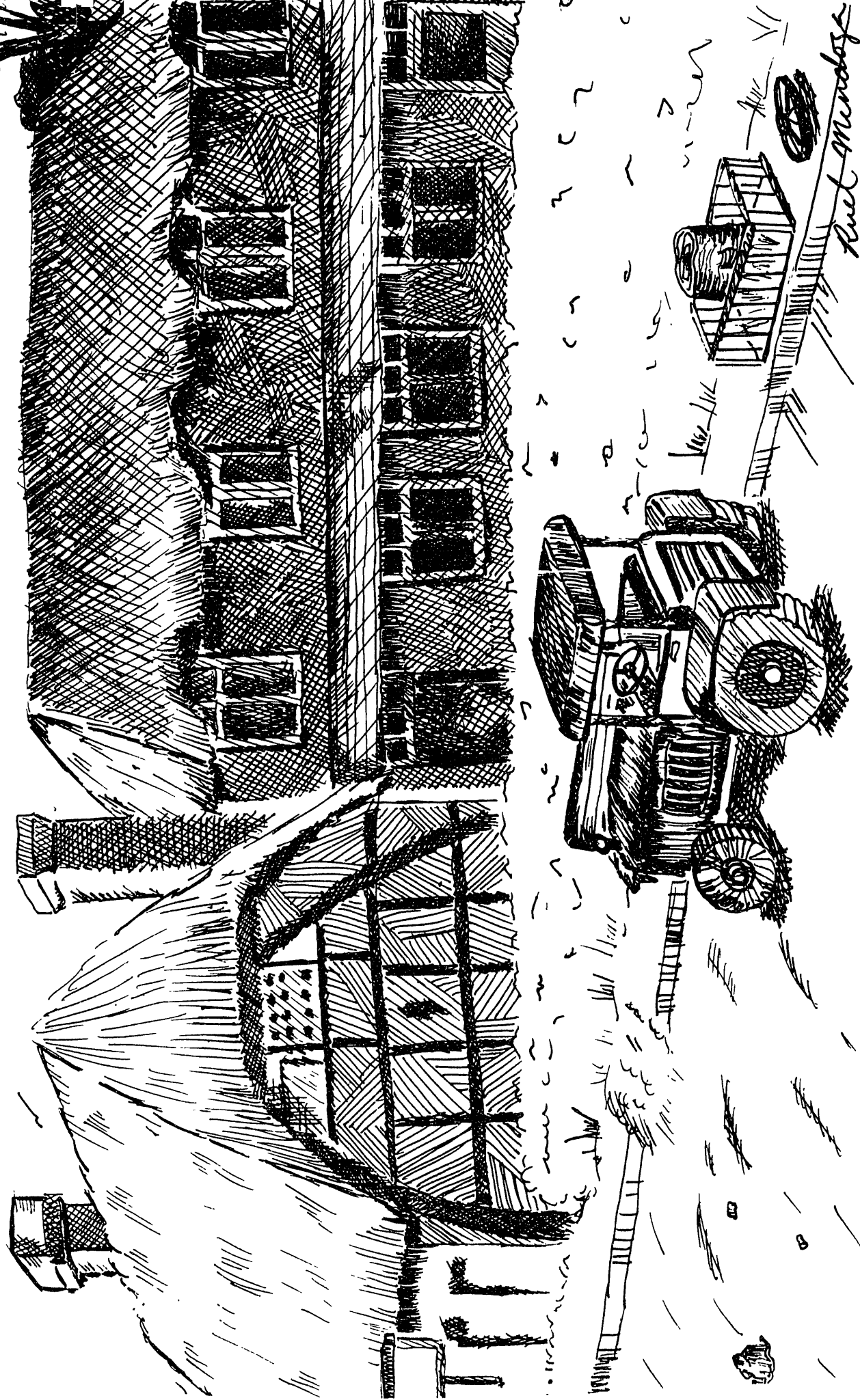
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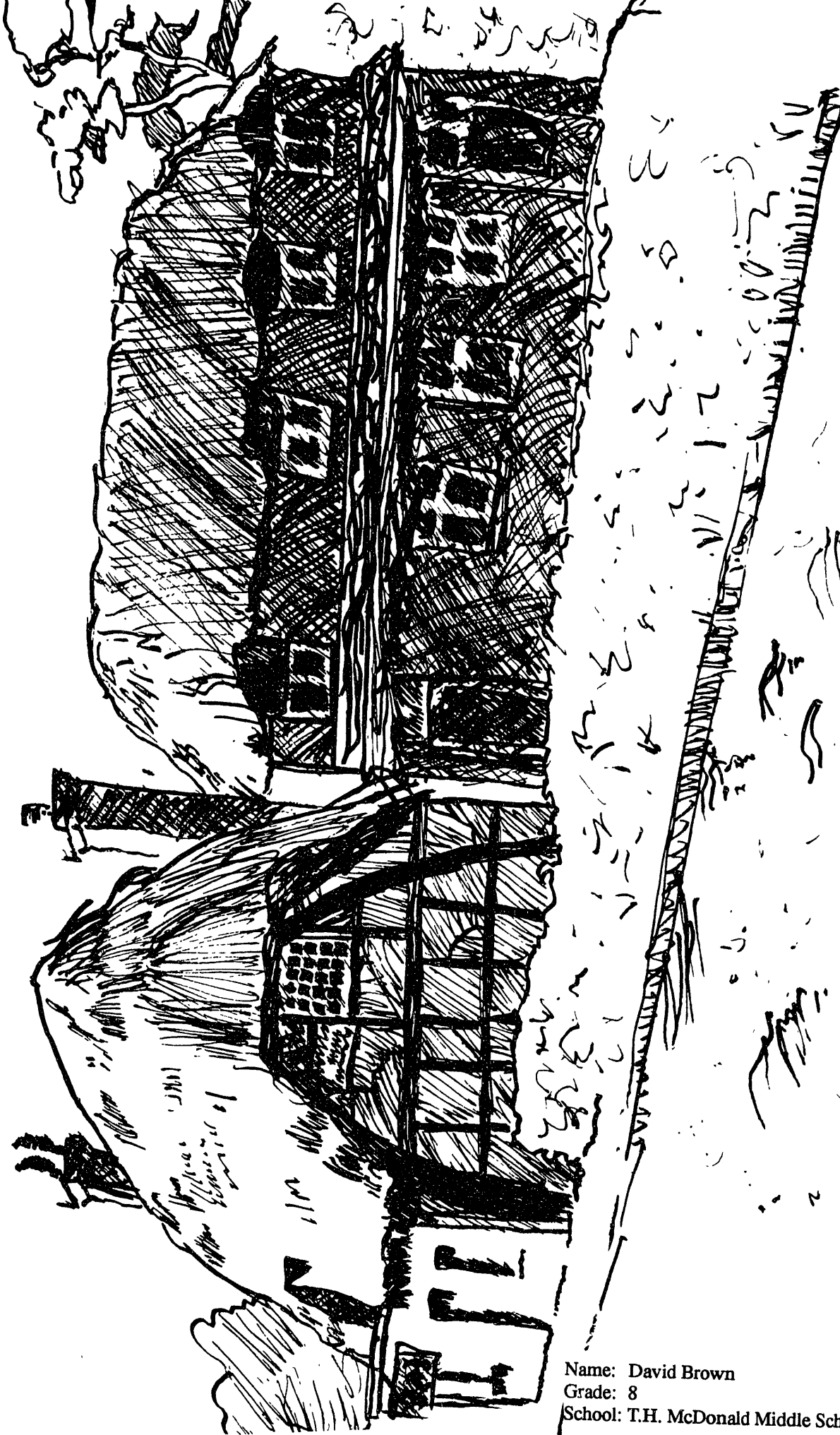
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Name: Ruel Mendoza
Grade: 8
School: T.H. McDonald Middle School, Mesquite ISD





D. Brown

Name: David Brown
Grade: 8
School: T.H. McDonald Middle School, Mesquite ISD

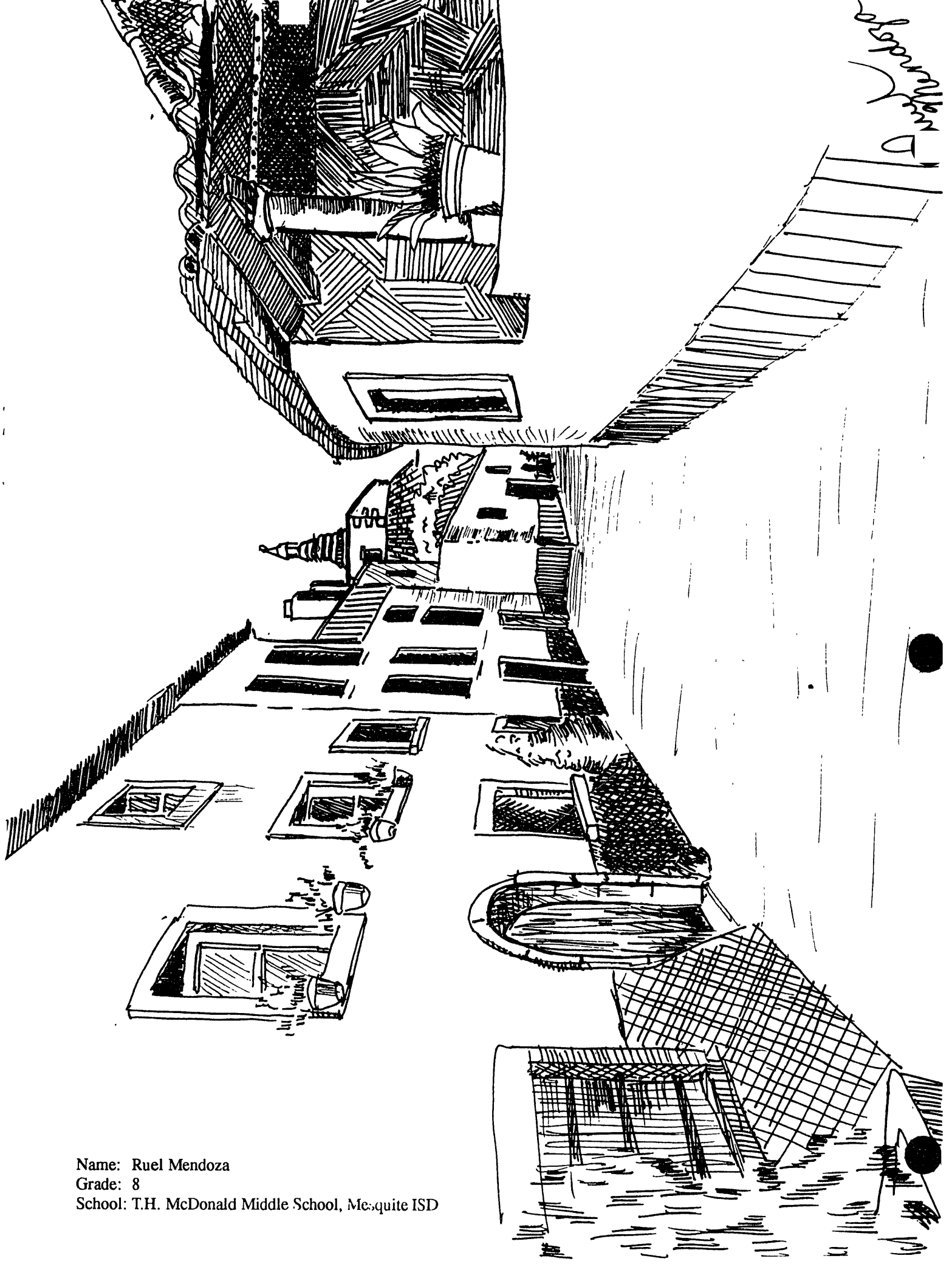
Name: Bryan Sterling

Grade: 8

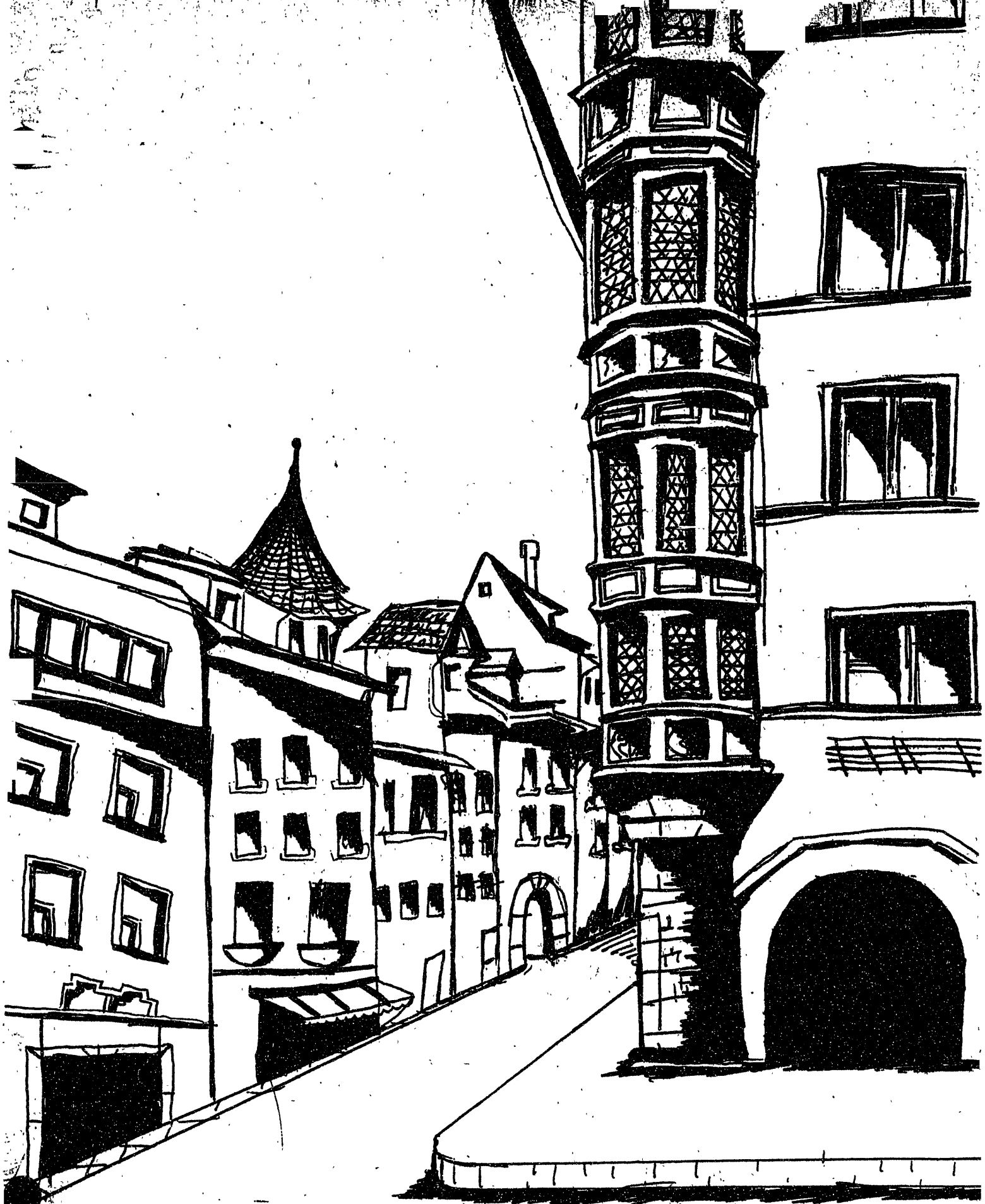
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John Mullen D



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Mapua



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Grade: 8
School: T.H. McDonald Middle School, Mesquite ISD

The Governor

As required by Texas Civil Statutes, Article 6252-13a, §6, the *Texas Register* publishes executive orders issued by the Governor of Texas. Appointments and proclamations are also published. Appointments are published in Chronological order. Additional information on documents submitted for publication by the Governor's Office can be obtained by calling (512) 463-1828.

Appointments Made March 16, 1993

To be chief Justice of the Court of Appeals, Fifth Supreme Judicial District until the next General Election and until his successor shall be duly elected and qualified: Charles W. McGarry, 612 Brookhaven Drive, Irving, Texas 75061. Mr. McGarry will be replacing the Honorable Craig Enoch, who was elected to the Supreme Court of Texas.

To be Judge of the 231st Judicial District, Tarrant County until the next General Election and until his successor shall be duly elected and qualified: C. R. Catterton, 3705 Clayton Road West, Fort Worth, Texas 76116. Mr. Catterton will be replacing the Honorable Maryellen Hicks of Fort Worth, who was elevated to the position of Justice of the Second Court of Appeals.

To be a member of the Texas Department of Commerce Policy Board for a term to expire February 1, 1999: Vanessa Diane Gilmore, 1211 Post Oak Park, Houston, Texas 77027. Ms. Gilmore is being reappointed.

To be a member of the Texas Department of Commerce Policy Board for a term to

expire February 1, 1995: Kenneth Q. Carlile, 703 Bergstrom, Marshall, Texas 75670. Mr. Carlile will be filling the unexpired term of Tom C. Frost of San Antonio, who resigned.

To be a member of the Veterans Land Board for a term to expire December 29, 1996: Jesse D. Martin, 3403 92nd Street, Lubbock, Texas 79423. Mr. Martin is being reappointed.

To be a member of the Trinity River Authority of Texas Board of Directors for a term to expire March 15, 1997: Percy Howard, Jr., 614 Sixth Street, Huntsville, Texas 77340. Mr. Howard will be replacing Michael Cummings of Fort Worth, whose term expired.

To be a member of the Texas State University System Board of Regents for a term to expire February 1, 1999: Elizabeth Topper Nash, 109 East Mimosa Circle, San Marcos, Texas 78666. Ms. Nash will be replacing W. C. Perry of Waco, whose term expired.

To be a member of the Texas State University System Board of Regents for a term to expire February 1, 1999: Craig H. Vittitoe, 2810 Becky Lane, Harlingen, Texas 78550. Mr. Vittitoe will be replacing

Norman D. Elder of Del Rio, whose term expired.

To be a member of the Texas State University System Board of Regents for a term to expire February 1, 1999: Ray Zapata, P.O. Box 132, Christoval, Texas 76935. Mr. Zapata will be replacing Clyde C. Waddell, Jr. of Lubbock, whose term expired.

To be a member of the General Services Commission for a term to expire January 31, 1999: Ofelia De Los Santos, 1111 Susan, Edinburg, Texas 78539. Ms. Santos will be replacing Phillip A. Aronoff of Houston, whose term expired.

To be a member of the General Services Commission for a term to expire January 31, 1999: Ramiro Guzman, 10216 Buckwood Drive, El Paso, Texas 79925. Mr. Guzman will be replacing Nora W. Chavez of San Antonio, who resigned.

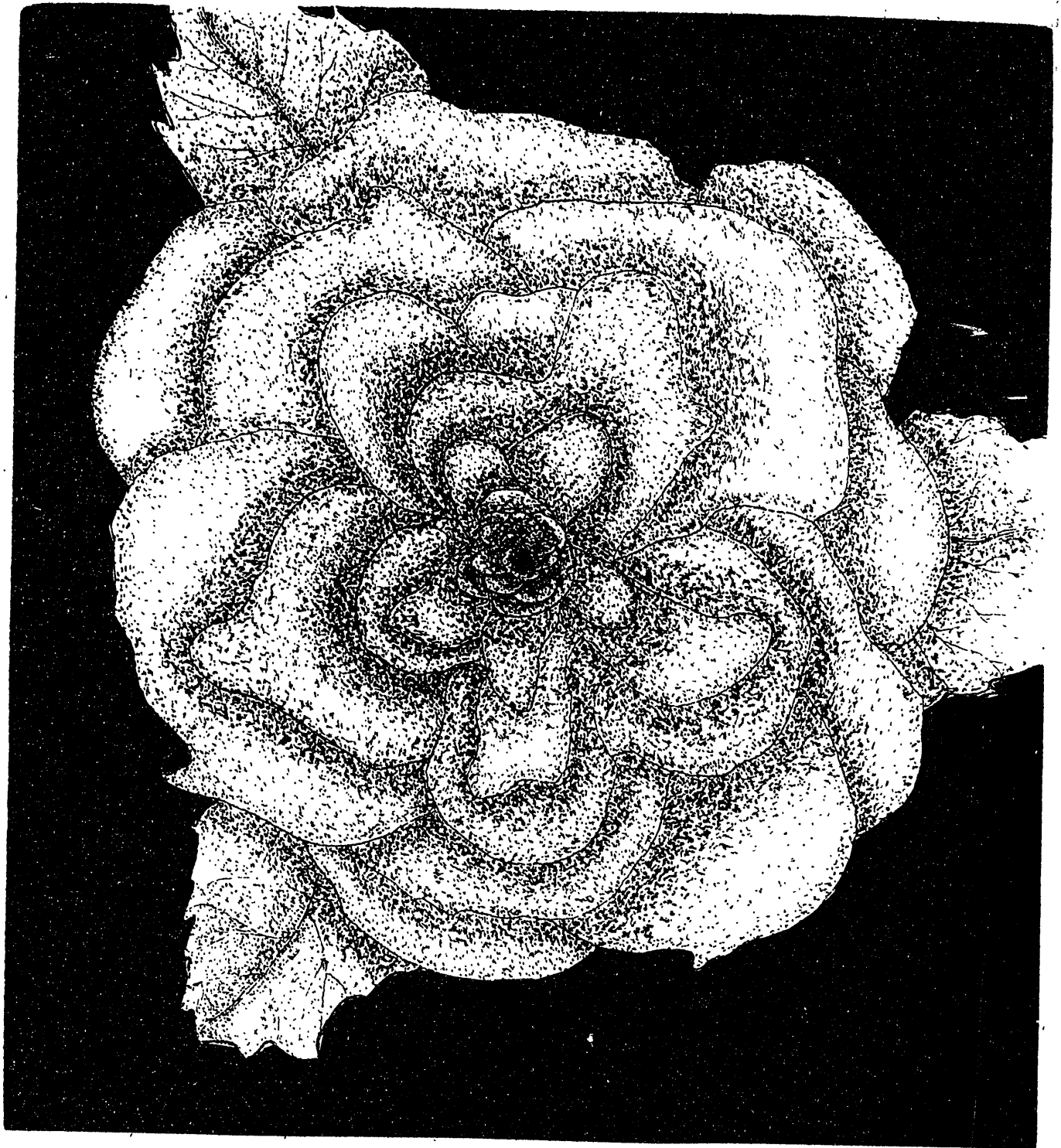
To be a member of the General Services Commission for a term to expire January 31, 1997: Parker C. Folse, III, 5317 Cherokee, Houston, Texas 77005. Mr. Folse will be filling the unexpired term of Anne Wynne of Austin, who resigned.

Issued in Austin, Texas, on March 16, 1993.

TRD-9320339

Ann W. Richards
Governor of Texas





Name: Valerie Wittkop
Grade: 8
School: Hendrick Middle School, Plano ISD

The Governor

As required by Texas Civil Statutes, Article 6252-13a, §6, the *Texas Register* publishes executive orders issued by the Governor of Texas. Appointments and proclamations are also published. Appointments are published in Chronological order. Additional information on documents submitted for publication by the Governor's Office can be obtained by calling (512) 463-1828.

Executive Orders

AWR 93-6

ESTABLISHING THE TEXAS SUSTAINABLE ENERGY DEVELOPMENT COUNCIL

WHEREAS, Texas has historically relied almost exclusively upon non-renewable fossil fuel resources as its primary energy supply; and

WHEREAS, Texas faces an era of competitiveness in the coming century that will require development of diverse renewable and non-renewable energy sources that are clean, affordable, and efficient; and

WHEREAS, Texas has abundant, largely untapped supplies of renewable and efficiency resources for providing energy to fuel its economic growth; and

WHEREAS, exploration of the feasibility, efficacy, and power of renewable energy resources will help Texas prepare for future energy challenges in a manner that optimizes the protection of our environment while maintaining energy self-sufficiency and enhancing competitiveness; and

WHEREAS, the formation of a new sustainable energy industry in Texas will place our State in the forefront of energy innovation nationwide and will provide a lasting legacy for our States's residents;

NOW, THEREFORE, I, Ann W. Richards, Governor of the State of Texas, by virtue of the power vested in me, do hereby establish the Texas Sustainable Energy Development Council, hereinafter referred to as the Council.

I. Organization

A. The Council is to be composed of representatives of the Governor's Office, Texas Air Control Board or its successor agency, Comptroller's Office, Department of Commerce, General Land Office, Public Utilities Commission, Railroad Commission, Water Development Board, businesses, utilities, educators, consumer advocates, and environmental groups.

B. The Governor shall designate two co-chairpersons, who shall serve at the direction of the Governor.

C. The Council will meet at the call of the co-chairpersons.

II. Purpose

The Council will develop a strategic plan to ensure the optimum utilization of Texas' renewable and efficiency resource base. In developing such a plan, the Council will:

A. Conduct resource studies of the renewable and efficiency resource base;

B. Model how these resources interact with each other and with the existing energy production and consumption infrastructure;

C. Assess renewable energy technologies and their costs;

D. Apply these costs in cost/benefit analyses;

E. Integrate these models, assessments, and analyses into a strategic plan so that realistic goals and timetables for the utilization of these resources can be established;

F. Coordinate demonstration projects and other sustainable energy activities on public lands; and

G. Develop the structure and strategy necessary to secure federal funds for sustainable energy development.

This executive order shall be effective immediately and shall remain in full force and effect until modified, amended, or rescinded by me. Issued in Austin, Texas, on March 14, 1993.

TRD-9320327

Ann W. Richards
Governor of
Texas

AWR 93-9

ESTABLISHING THE GOVERNOR'S TASK FORCE ON EDUCATION AND ECONOMIC COMPETITIVENESS

WHEREAS, the increasingly competitive and interdependent global economy is placing in jeopardy our nation's and our state's status as high wage economies;

WHEREAS, the survival and growth of our industries will depend upon their ability improve productivity continually through the use of new

technology and improved forms of work organization;

WHEREAS, these improvements in productivity depend upon new and greater levels of workplace knowledge and skill from the workers;

WHEREAS, the quality of the workforce in Texas is of paramount importance in the decisions of businesses on whether or not to locate or expand in Texas;

WHEREAS, job training and adult education are an integral part of assuring the quality of the workforce in Texas;

WHEREAS, Texas in the past has received low marks for how well it is investing in educating all of its people;

WHEREAS, current efforts in this area are divided among several agencies of the state with little coordination among them;

WHEREAS, we must maximize the use of our limited work force development resources; and

WHEREAS, Title VI, §701, of the Job Training Partnership Act, 29 United States Code, §1501 et seq., authorizes the creation of Human Resource Investment Councils to coordinate the use of funds and the provision of services for the following federal programs: Job Training Partnership Act Carl Perkins Federal Vocational Education Act, National and Community Service Act, Wagner-Peyser Act, Food Stamp Employment and Training Act, Jobs Opportunity and Basic Skills (JOBS) program, and the Adult Education Act;

NOW, THEREFORE, I, Ann W. Richards, Governor of Texas, by the authority vested in me, do hereby establish the Governor's Task Force on Education and Economic Competitiveness (Task Force) to plan for the establishment of a human resources investment council to coordinate the use of funds and the provision of services for the above mentioned programs.

The Task Force shall review various current studies to improve the work force development programs in Texas and advise the Governor and the Legislature on the creation and organization of a council to achieve the goals of improving coordination in the use of funds and provision of services; the development and implementation of state and local measures of performance; identifying organizational and functional changes for meeting human investment needs in the state; recommending methods for the development of the state's human resource system; and preparing a strategic plan to accomplish human resource goals.

The Task Force shall report to the Governor, Lieutenant Governor, and Speaker of the House of Representatives not later than April 1, 1993.

The Task Force shall be composed of the following members:

The Honorable John Sharp, Comptroller of Public Accounts

The Honorable Rodney Ellis, Texas Senate;

The Honorable Elizabeth Linebarger, Texas House of Representatives;

The Chair of the Texas Literacy Council;

The Chair of the Texas Employment Commission;

The Chair of the State Board of Education;

The Chair of the Department of Human Services Board;

The Chair of the State Job Training Coordinating Council;

The Chair of the Higher Education Coordinating Board;

The Chair of the Texas Department of Commerce Board;

The Chair of the Texas Council on Vocational Education;

The Executive Director of the Texas Department of Commerce;

The Commissioner of Higher Education;

The Commissioner of Education;

The Administrator of the Texas Employment Commission;

The Commissioner of Health and Human Services;

Ms. Martha Hinojosa Nadler, private sector member of the Texas Council on Vocational Education;

Mr. Paul Ellis, private sector member of the Texas Council on Vocational Education;

The following representative of the educational community and community-based organizations: Mr. Ernesto Cortes; and

The following representative of organized labor: Mr. Joe Gunn.

Ms. Martha Hinojosa Nadler is designated as chair of the Task Force and shall coordinate the work of the Task Force.

The member of the Task Force is not entitled to compensation but is entitled to reimbursement for travel expenses incurred in performing duties of the Task Force as provided for members of state boards and commissions in the General Appropriations Act (unless otherwise provided by the state employee's agency, in the case of a state employee or member of a board or commission). State employees and members of boards and commissions shall be reimbursed through their respective agencies. Private sector members shall be reimbursed through the office of the Governor.

Staff support shall be provided by the Texas Department of Commerce, State Job Training Coordinating Council, the Texas Council on Vocational Education, and the office of the Governor.

Issued in Austin, Texas, on March 9, 1993.

AWR 93-4

CREATING THE INTERAGENCY ABANDONED RAIL COORIDOR COMMITTEE

WHEREAS, cooridors and right-of-way containing railroad trackage are an important part of the transportation infrastructure in Texas; and

WHEREAS, many miles of active railroad line are abandoned and revert to private, non-railroad use in Texas each year; and

WHEREAS, once abandoned, these painstakingly assembled rights-of-way are fragmented and lost to public use; and

WHEREAS, public uses of abandoned rail cooridors include: recreation trails, utility cooridors, roadways, light rail, wildlife habitat and other uses; and

WHEREAS, the railbanking provision of the National Trails System Act Amendment of 1983 provides a legal means of preserving these important cooridors; and

WHEREAS, no mechanism exists to ensure that the needs and concerns of all parties affected by railroad abandonments are heard and considered; and

WHEREAS, no central clearinghouse exists for the purposes of maintaining and providing information on the status of rail cooridors, alternate uses, funding sources and legal procedures; and

WHEREAS, no mechanism currently exists for the resolution of use conflicts arising from rail cooridor abandonments; and

WHEREAS, a strong need exists for timely notification of all affected parties upon commencement of abandonment procedures;

NOW, THEREFORE, I, Ann W. Richards, Governor of Texas, under the authority vested in me, do hereby create the Interagency Abandoned Rail Cooridor Committee. The Committee is composed for designated staff from the following agencies: General Land Office, Office of the Attorney General, Public Utility Commission, Railroad Commission of Texas, Texas Department of Agriculture, Texas Department of Commerce, Texas Department of Transportation, Texas Historical Commission, Texas Parks and Wildlife Department, and the Governor's Office.

The Committee shall meet quarterly or the call of the co-chairs.

The goals of the Committee are:

1. To preserve abandoned rights-of-way intact, at least long enough to give interested parties time to determine if the cooridors have value for other uses.
2. To improve the notification process informing state agencies, local officials, and citizens of upcoming abandonments, their on-going status, and proposals for future uses.
3. To develop a process to evaluate abandoned cooridors for various uses, including railbanking for future rail service.
4. To support rural communities in their efforts to enhance their economies and consider the interests of communities and adjacent landowners in determining future uses of abandoned cooridors.
5. To identify possible sources of funding for acquiring, developing, managing, and operating cooridors.
6. To develop appropriate management strategies for railbanked cooridors that have been identified for needed current and future public uses.

The Texas Department of Transportation and the Texas Parks and Wildlife Department are authorized, on the recommendation of the Committee, to jointly file with the Interstate Commerce Commission for Interim Trail Use/Railbanking and Public Use Condition on behalf of and in the name of the State of Texas on each cooridor proposed for abandonment, thus providing a 180-day study period, and shall make sure affected parties are notified and full public input is assured.

The Texas Department of Transportation and the Texas Parks and Wildlife Department shall provide staff persons to co-chair the Committee.

The participating agencies shall absorb the costs of the Committee activities within their respective agencies.

Issued in Austin, Texas, on March 8, 1993.

TRD-9320138

Ann W. Richards
Governor of Texas

AWR 93-5

CREATING THE TEXAS MOST WANTED FUGITIVE TEAM

WHEREAS, in the interest of public safety and to remove violent parole violators from the streets, immediate measures are required to apprehend them; and

WHEREAS, such a major effort requires nothing less than statewide cooperation among agencies of the Texas criminal justice system;

NOW, THEREFORE, I, Ann W. Richards, Governor of Texas, do hereby create the Texas Most Wanted Fugitive Team, hereinafter referred

to as the Team, to assist in efforts to return such offenders to prison:

I. Organization

A. The Team is to be composed of:

- (1) one or more peace officer from the Texas Rangers;
- (2) one crime analyst from the Texas Department of Public Safety; and
- (3) two or more peace officer from the Texas Department of Criminal Justice.

B. Working in cooperation with the Team will be:

- (1) the chiefs of police of Dallas, Houston, Fort Worth, El Paso, San Antonio, and Austin, representing the six largest urban police departments in Texas; and
- (2) the Parole Division of the Texas Department of Criminal Justice, to provide identification of most wanted fugitives.

C. Federal law enforcement agencies will be invited to work in cooperation with the team.

D. Texas Crime Stoppers will support the efforts of the Team by coordinating the Most Wanted list and managing a system of rewards for assistance in apprehension of most wanted fugitives.

E. Direction and general support for the Team will be the responsibility of the Criminal Justice Division, Office of the Governor.

F. A member of the Team is entitled to reimbursement for travel and incidental expenses incurred in performing duties of the Team, as provided for member of state boards and commissions in the General Appropriations Act. Expenses shall be paid by the Governor's Office, the Department of Public Safety, and the Texas Department of Criminal Justice.

II. Duties

The Team shall coordinate statewide cooperative efforts to identify, locate, arrest, and return to custody paroled offenders convicted of violent offenses who have violated the terms of their parole.

This executive order shall be effective immediately and shall remain in full effect and force until August 31, 1993.

Issued in Austin, Texas, on March 9, 1993.

TRD-8320138 Ann W. Richards
Governor of Texas



AWR 93-2

WHEREAS, the Secretary of State, Chief Election Officer of Texas, has been contacted by the Presidential Designee under the Uniformed and Overseas Citizens Absentee Voting Act, 42 United States Code 1973ff, concerning the short period of time to mail ballots to overseas voters in the May 1, 1993 Special Election to fill the vacancy in the U.S. Senate; and

WHEREAS, the Presidential Designee has suggested that voters under that Act vote by special Federal write-in absentee ballot procedures; and

WHEREAS, the Secretary of State has informed me that the special Federal write-in absentee ballot procedures will allow overseas voters to cast ballots in a timely fashion in the May 1, 1993 Special Election;

NOW THEREFORE, I, Ann W. Richards, Governor of the State of Texas, by virtue of the power vested in me, do hereby order the Secretary of State to cooperate with the Presidential Designee to ensure that overseas citizens of Texas who are currently living or stationed overseas are able to vote in the May 1, 1993 Special Election.

The Secretary of State is hereby directed to notify the appropriate county officials and to prescribe such rules, regulations, or directives as necessary to ensure the proper acceptance of ballots of citizens covered by the Uniformed and Overseas Citizens Absentee Voting Act for the May 1, 1993 Special Election and any subsequent runoff election.

This executive order shall be effective immediately and shall remain in full force and effect until modified, amended, or rescinded by me.

Issued in Austin, Texas, on March 10, 1993.

TRD-8320138 Ann W. Richards
Governor of Texas



Texas Ethics Commission

The Texas Ethics Commission is authorized by Texas Civil Statutes, Article 6252-9d.1, §1.29, to issue advisory opinions in regard to the following statutes: Texas Civil Statutes, Article 6252-9b; the Government Code, Chapter 302; the Government Code, Chapter 305; the Election Code, Title 15; the Penal Code, Chapter 36; and the Penal Code, Chapter 39.

Requests for copies of the full text of opinions or questions on particular submissions should be addressed to the Office of the Texas Ethics Commission, P.O. Box 12070, Austin, Texas 78711-2070, (512) 463-5800.

Texas Ethics Commission Notice

The Texas Ethics Commission will present an Ethics Seminar for Agency Directors and Board Members on April 6, 1993, at the William B. Travis Building, Conference Room Number 111 in Austin.

The morning session will be conducted by Dr. Alexander B. Horniman of the University of Virginia. Dr. Horniman has been a featured and extremely popular speaker in the Governor's Executive Development Program. Dr. Horniman earned his doctorate at the Harvard Graduate School of Business Administration in the area of Organizational Behavior. Currently Dr. Horniman is Director of the Center for Applied Ethics and the Signe Olsson Professor of Business

Administration of and Psychology at the University of Virginia. His interests are in the areas of values and ethics as influence executive behavior, management, and organizational change.

The afternoon session will feature a panel discussion on establishing an ethics program in a state agency. The panel will be moderated by Max Sherman, Dean of the L.B.J. School of Public Affairs at the University of Texas. Panel members will include agency directors and board members. Panel members will share their experience on such questions as:

"What does ethics have to do with our agency mission?"

"How can we best communicate the importance of ethics to our employees?"

"How much of this will the Ethics Commission do for us?"

"How much will all of this cost?"

In addition, Ethics Commission staff will provide a brief overview of relevant Texas law, with an emphasis on the practical considerations faced by a manager of a state agency. To register or receive an agenda please contact Lucy Dodson at (512) 463-5800.

Issued in Austin, Texas, on March 22, 1993.

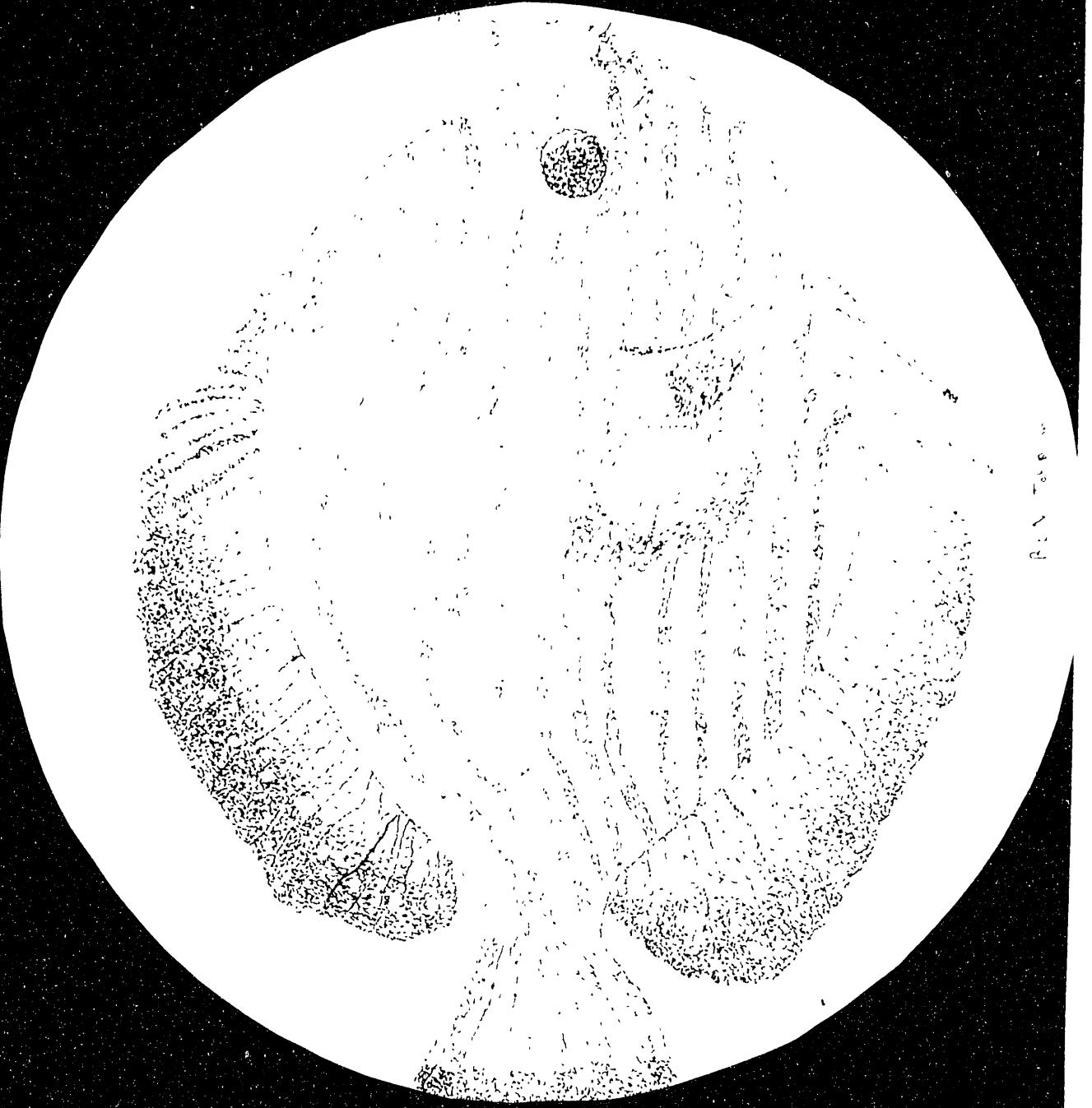
TRD-9320268

John Steiner
Executive Director
Texas Ethics Commission

Filed: March 15, 1993

For further information, please call: (512) 463-5800





Name: Ben Johnson
Grade: 8
School: Hendrick Middle School, Plano ISD

Proposed Sections

Before an agency may permanently adopt a new or amended section, or repeal an existing section, a proposal detailing the action must be published in the *Texas Register* at least 30 days before any action may be taken. The 30-day time period gives interested persons an opportunity to review and make oral or written comments on the section. Also, in the case of substantive sections, a public hearing must be granted if requested by at least 25 persons, a governmental subdivision or agency, or an association having at least 25 members.

Symbology in proposed amendments. New language added to an existing section is indicated by the use of bold text. [Brackets] indicate deletion of existing material within a section.

TITLE 16. ECONOMIC REGULATION

Part III. Texas Alcoholic Beverage Commission

Chapter 55. Bingo Regulation and Tax

• 16 TAC §55.550

The Texas Alcoholic Beverage Commission proposes an amendment to §55.550, concerning bingo reports. The amendment amends subsection (f) to extend the change in the reporting period for and the payment of the bingo gross receipts tax and the bingo prize fee from monthly to semi-monthly, from June 1, 1993 through August 31, 1993.

Diana Gonzalez, assistant director of bingo, has determined that for the first five-year period the section is in effect there will be fiscal implications for state and local government as a result of enforcing or administering the section. This determination is based upon an assumption that the existing taxpayer base would not change whether or not this proposed amendment is adopted. This assumption and the resulting estimates are disputed, and therefore subject to revision either way if public comment or other input demonstrates that revision is warranted.

For the state government for the first year, the estimated additional cost is \$3,000, the estimated reduction in cost is \$0.00, and the estimated loss in revenue is \$4.2 million. For each of the following four years, the estimated cost is \$0.00, the estimated reduction in cost is \$0.00, and the estimated loss in revenue is \$0.00.

For local governments, for each of the first five years there is no estimated additional cost and no estimated reduction in cost. For the first year the estimated loss in revenue is \$1.7 million. For each of the following four years the estimated loss in revenue is \$0.00.

Diana Gonzalez, also has determined that for each of the first five years the section is in effect the public benefit anticipated as a result of enforcing the section will be increased money available to licensed organizations or charitable purposes. There will be no effect on small businesses. There is no anticipated economic cost to persons who are required to comply with the section as proposed.

Comments on the proposal may be submitted to Jeannene Fox, Director, Bingo Division, P.O. Box 13127, Austin, Texas 78711, (512) 206-3275.

This amendment is proposed under Texas Civil Statutes, Article 179d, §16(a) and §23(e) which provide the commission with the authority to adopt rules relating to the enforcement and administration of the Bingo Enabling Act.

§55.550. Bingo Reports.

(a)-(e) (No change.)

(f) Effective date. This amendment is effective October 16, 1992, and shall expire on [May] August 31, 1993.

This agency hereby certifies that the proposal has been reviewed by legal counsel and found to be within the agency's authority to adopt.

Issued in Austin, Texas, on March 16, 1993.

TRD-9320323

Gayle Gordon
General Counsel
Texas Alcoholic Beverage
Commission

Earliest possible date of adoption: April 23, 1993

For further information, please call: (512) 206-3204

TITLE 37. PUBLIC SAFETY AND CORRECTIONS

Part III. Texas Youth Commission

Chapter 85. Admission and Placement

Placement Planning

• 37 TAC §85.31

The Texas Youth Commission (TYC) proposes an amendment to §85.31, concerning evaluation of a youth's home to determine whether the home is approved or disapproved for placement. The amendment describes criteria for reintegration of documented sex offenders returning home when the offender's victim or a potential victim lives in the home.

John Franks, director of fiscal affairs, has determined that for the first five-year period the section is in effect there will be no fiscal implications for state or local government as a result of enforcing or administering the section.

Mr. Franks also has determined that for each year of the first five years the section is in effect the public benefit anticipated as a result of enforcing the section will be more efficient procedures for home placement. There will be no effect on small businesses. There is no anticipated economic cost to persons who are required to comply with the section as proposed.

Comments on the proposal may be submitted to Gail Graham, Policy and Manuals Coordinator, Texas Youth Commission, 4900 North Lamar, P.O. Box 4260, Austin, Texas 78765.

The amendment is proposed under the Human Resources Code, §61.034, which provides the Texas Youth Commission with the authority to make rules appropriate to the proper accomplishment of its functions.

§85.31. Home Placement.

(a) Policy.

(1) The Texas Youth Commission (TYC) staff evaluates each youth's home to determine whether the home is approved or disapproved for placement and whether the youth will be returned to his or her home upon release from residential placement. A youth's home is considered approved for placement unless one or more of the following disapproval criteria exists, and can be documented:

(A)-(E) (No change.)

(F) the Youth is a sex offender and criteria/requirements in subsection (b)(4) of this section have not been met.

(2)-(3) (No change.)

(b) Rules.

(1) When a Home Evaluation is Conducted.

(A) Immediately upon admission, [the mobile diagnostic team or] reception center staff sends the home parole officer:

(i)-(iv) (No change.)

(v) notification when there is documented evidence that the youth sexually abused a person living in his/her household whether adjudicated

for the offense or not, provide specifics including whether the victim and/or a potential victim remains in the household. Reception Center will notify the youth's parents that the home is automatically disapproved and will remain disapproved until treatment requirements are met.

(B)-(F) (No change.)

(2)-(3) (No change.)

(4) Home Evaluation of Sex Offenders. An automatic home disapproval occurs when there is documented evidence that the TYC youth sexually abused a person living in his or her home:

(A) the victim continues to live in the home; or

(B) a potential victim or victim whose profile is similar to that of the victim(s) in the committing offense and/or documented history currently lives in the home.

(5) [(4)] Supervision in Placement.

(A)-(B) (No change.)

(6) [(5)] Disapproved Home Placement.

(A)-(B) (No change.)

(7) [(6)] Documentation.

(A)-(G) (No change.)

This agency hereby certifies that the proposal has been reviewed by legal counsel and found to be within the agency's authority to adopt.

Issued in Austin, Texas, on March 3, 1993.

TRD-9320355

Ron Jackson
Executive Director
Texas Youth Commission

Earliest possible date of adoption: April 23, 1993

For further information, please call: (512) 483-5244

Chapter 87. Treatment

Program Planning

• 37 TAC §§87.27, 87.29, 87.30

The Texas Youth Commission (TYC) proposes new §87.27, concerning family reintegration of sex offenders; §87.29, concerning independent living preparation; and §87.30, concerning subsidized independent living. Section 87.27 will describe criteria for reintegration of documented sex offenders re-

turning home when the offender's victim or a potential victim lives in the home. Section 87.29 and §87.30 allow for the experience and financial subsidies necessary to promote a successful transition to self-sufficiency.

John Franks, director of fiscal affairs, has determined that for the first five-year period the sections are in effect there will be no fiscal implications for state or local government as a result of enforcing or administering the sections.

Mr. Franks also has determined that for each year of the first five years the sections are in effect the public benefit anticipated as a result of enforcing the sections will be a more effective transition to self-sufficiency programs. There will be no effect on small businesses. There is no anticipated economic cost to persons who are required to comply with the sections as proposed.

Comments on the proposal may be submitted to Gail Graham, Policy and Manuals Coordinator, Texas Youth Commission, 4900 North Lamar Boulevard, P.O. Box 4280, Austin, Texas 78765.

The new sections are proposed under the Human Resources Code, §61.076, which provides the Texas Youth Commission with the authority to place youth in programs it deems appropriate.

§87.27. Family Reintegration of Sex Offenders.

(a) Policy. The Texas Youth Commission follows a specific procedure for reintegration of documented sex offenders who return home when the offender's victim or a potential victim lives in the home.

(b) Rules.

(1) The offender and the victim and offender's family must have received treatment specific to the sexual offense prior to the youth's return to his/her home such that:

(A) the family demonstrates knowledge and understanding of the sex offender's behavior;

(B) the family agrees to implement specific strategies to ensure the ongoing safety of the victim or potential victims;

(C) the victim has demonstrated sufficient progress in therapy to be ready for the offender to return home. See GOP.47.10, §85.30 of this title (relating to Sentenced Offender Disposition);

(D) the offender has demonstrated sufficient progress in therapy to be ready for the offender to return home. See GOP.47.10, §85.30 of this title.

(2) Direct contact must occur between the therapists in which a specific

reintegration plan is defined and mutually agreed upon.

(3) At a minimum, the reintegration plan must include at least one face-to-face contact between offender and victim facilitated by one or both therapists and not in the home.

(4) Based upon a successful initial meeting between offender and victim, an overnight furlough is arranged.

(5) Actual home placement should occur only after mutual agreement between PSW(s), therapists, victim, and offender that trial visits have been successful.

(6) There must be a specific plan for continued treatment and supervision for the offender in the community.

§87.29. Independent Living Preparation.

(a) Policy. The Texas Youth Commission (TYC) provides independent living preparation for all youth who enter subsidized independent living. The purpose of independent living preparation is to give youth the skills and practical experience necessary to attain self-sufficiency.

(b) Rules.

(1) Requirements for Admission.

(A) Youth are admitted to independent living preparation based on the following criteria:

(i) youth must be at least 16.10 years of age; if not the youth must be at least 17 years of age at program completion;

(ii) has had no incidents of assault within 60 days prior to admission;

(iii) has had no escapes or attempted escapes within 30 days prior to admission; and

(iv) has had no suicidal ideation within six months prior to admission.

(B) All youth accepted into independent living preparation programs sign Conditions of Placement prior to movement to independent living preparation program.

(2) Requirements for Individual Case Plan. The Individual Case Plan (ICP) is developed and maintained according to the rules in GOP.49.01, §87.1 of this title (relating to Case Planning).

(3) Requirements for Program Completion. Youth successfully complete independent living preparation when the minimum performance requirements, as outlined in the case management standards

for independent living preparation program, have been met.

(4) Documentation.

(A) Participation in independent living preparation by youth is documented on Form CCF-120, Supplemental Services.

(B) Completion of independent living preparation by youth is documented on the Independent Living Preparation Completion Checklist form as required by the case management standard for independent living preparation programs.

§87.30. Subsidized Independent Living.

(a) Policy. The Texas Youth Commission (TYC) provides financial subsidies to youth completing independent living preparation to promote successful transition to self-sufficiency.

(b) Rules.

(1) Requirements for Subsidy.

(A) Youth must complete independent living preparation according to the rules in *GOP.49.29, §87.29* of this title (relating to Independent Living Preparation).

(B) Youth participating in subsidized independent living must have a signed Independent Living Subsidy Program Contract before receiving subsidy assistance.

(C) Youth participating in subsidized independent living must comply with the case management standards.

(D) Youth must be on parole status at an independent living location to receive subsidy assistance.

(2) Requirements for Individual Case Plan. The Individual Case Plan (ICP) is developed and maintained according to the rules in *GOP.49.01, §87.1* of this title (relating to Case Planning).

(3) Subsidy Description.

(A) Youth are eligible to receive subsidy assistance for a period of six months. Any extensions beyond this length of time requires the approval of the regional director.

(B) Youth subsidy is limited to the following items:

- (i) rent;

- (ii) household goods;
- (iii) food;
- (iv) transportation;
- (v) clothing (employment related);
- (vi) emergency medical;
- (vii) temporary housing;
- (viii) counseling;
- (ix) college expenses; and
- (x) technical school/training.

(C) Exceptions to the youth subsidy assistance list require the approval of the chief of independent living.

(4) Requirement for Successful Completion of Subsidy Period. Youth are considered to have successfully completed independent living subsidy assistance when all the requirements outlined in the Independent Living Subsidy Program Contract have been met.

(5) Documentation. Participation of youth in subsidized independent living is documented on Form CCF-120, Supplemental Services.

This agency hereby certifies that the proposal has been reviewed by legal counsel and found to be within the agency's authority to adopt.

Issued in Austin, Texas, on March 3, 1993.

TRD-9320354

Ron Jackson
Executive Director
Texas Youth Commission

Earliest possible date of adoption: April 23, 1993

For further information, please call: (512) 483-5244

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TITLE 40. SOCIAL SERVICES AND ASSISTANCE

Part I. Texas Department of Human Services

Chapter 15. Medicaid Eligibility

Subchapter D. Resources

• 40 TAC §15.415, §15.433

The Texas Department of Human Services (DHS) proposes amendments to §15.415 and §15.433, concerning the exclusion of a Medicaid-qualifying trust for the purpose of Medicaid eligibility and the revision of the resource transfer penalty period. The purpose of the amendment to §15.415 is to include the Medicaid eligibility resource exclusion of a Medicaid-qualifying trust established for minor children as a result of the Zebly vs.

Sullivan court decision. The purpose of the amendment to §15.433 is to revise the transfer of resources penalty period when a client has manipulated the transfer to reduce the penalty period and to change Type Program (TP) 19 clients to "home/community-based waiver" clients to allow for future program expansion beyond TP 19.

Burton F. Raiford, commissioner, has determined that for the first five-year period the proposed §15.415, regarding the Medicaid-qualifying trust, will be in effect there will be no fiscal implications for state or local governments as a result of enforcing or administering the section.

Mr. Raiford has determined that for the first five-year period the proposed §15.433, regarding the resource transfer penalty period, will be in effect there will be fiscal implications for state government. The effect on state government will be an estimated reduction in costs of \$0.00 in 1993, \$225,123 in 1994, \$417,515 in 1995, \$435,814 in 1996, and \$454,299 in 1997. There will be no effect on local government as a result of enforcing or administering the section.

Mr. Raiford also has determined that for each year of the first five years the sections are in effect the public benefit anticipated as a result of enforcing §15.415 will be the preservation of settlement funds to cover medical needs once Zebly clients reach majority. The public benefit of the amendment to §15.433, regarding the transfer of resource policy, will be the prevention of the misuse of resource transfers. There will be no effect on small businesses. There is no anticipated economic cost to persons who are required to comply with the proposed sections.

Questions about the content of the proposal may be directed to Judy Coker at (512) 450-3227 in DHS's Long Term Care Division. Comments on the proposal may be submitted to Nancy Murphy, Agency Liaison, Policy and Document Support-058, Texas Department of Human Services E-503, P.O. Box 149030, Austin, Texas 78714-9030, within 30 days of publication in the *Texas Register*.

The amendments are proposed under the Human Resources Code, Title 2, Chapters 22 and 32, which provides the department with the authority to administer public and medical assistance programs and under Texas Civil Statutes, Article 4413 (502), §16, which provide the Health and Human Services Commission with the authority to administer federal medical assistance funds.

§15.415. Ownership and Accessibility.

(a)-(g) (No change.)

(h) The following applies when considering Medicaid-qualifying trusts.

(1) Public Law 99-272 states that distributions from Medicaid-qualifying trusts are considered available to the client whether or not distributions are actually made. The amount available is the maximum amount the trustee could disburse if he used his full discretion under terms of the trust. If distribution is not made, the

maximum amount the trustee may distribute if he used his full discretion under terms of the trust is considered an available resource. If trusts do not specify an amount for distribution, and if the trustee has access to and use of the principal or the income from the trust, then the entire amount is considered an available resource that may be used for the client's benefit.

(2) A Medicaid-qualifying trust established for a minor child using the lump sum payment received in settlement of *Zebley vs. Sullivan* is excluded from all consideration of eligibility under undue hardship provisions. Undue hardship exists because the client would otherwise be forced to spend the settlement funds on services now covered by Medicaid when the funds will be needed once the client reaches majority. Undue hardship provisions apply only to *Zebley* settlement clients.

(i) (No change.)

§15.433. Transfer of Resources Penalty Period.

(a) The penalty period begins with the month the transfer occurred. For resources transferred in different months, penalty periods run concurrently. If a client uses multiple or sequential transfers to reduce the penalty period when the transfer could have been accomplished in a single transaction, the penalty period is assessed to reflect the total value of the resource transferred. The penalty period for multiple or sequential transfers begins with the first month in which a transfer occurred. The penalty applies only to nursing facility care and home/community-based waiver services [(Type Program 19)]. If a transfer occurred with the client's knowledge and consent, the department considers the fair market value of the resource at the time of transfer in order to determine the penalty period. The client remains eligible for all other Medicaid benefits and continues to receive a monthly identification form. Both the client and the service provider are notified of the penalty period. SSI clients or clients in the community who are eligible under Type Program 03, 11, 18, or 22 or 1929(b) may transfer resources without penalty provided they do not become institutionalized. For community-based MAO clients, except home/community-based waiver clients [Type Program 19], the department gathers information about transfers occurring on or after July 1, 1988, and notifies the client of

potential penalty if he is institutionalized. Home/community-based waiver [Type Program 19] clients may be ineligible for [home/community-based waiver] services for up to 30 months if the transfer results in any uncompensated value.

(b) (No change.)

This agency hereby certifies that the proposal has been reviewed by legal counsel and found to be within the agency's authority to adopt.

Issued in Austin, Texas, on March 17, 1993.

TRD-8320343

Nancy Murphy
Agency Liaison, Policy and
Document Support
Texas Department of
Human Services

Proposed date of adoption: July 1, 1993

For further information, please call: (512) 450-3765

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Part 19. Texas Department of Protective and Regulatory Services

Chapter 725. General Licensing Procedures

Subchapter U. Day Care Li- censing Procedures

• 40 TAC §725.2046

The Texas Department of Protective and Regulatory Services (PRS) proposes an amendment to §725.2046, concerning the regulation of family day care homes. The purpose of the amendments is to increase the likelihood that registered family homes in Texas are complying with minimum standards through increased regulation and inspection of these homes.

Jerry Able, chief fiscal officer, has determined that for the first five-year period the proposed section will be in effect there will be no fiscal implications for state or local governments as a result of enforcing or administering the section.

Mr. Able also has determined that for each year of the first five years the section is in effect the public benefit anticipated as a result of enforcing the section will be that family day homes in Texas are regulated to provide a minimal level of health and safety for children. There will be no effect on small businesses. There is no anticipated economic cost to persons who are required to comply with the proposed section.

Questions about the content of the proposal may be directed to Paul Grubb at (512)

450-3736 in PRS's Child Care Licensing Division. Comments on the proposal may be submitted to Nancy Murphy, Agency Liaison, Policy and Document Support-057, MC E-503, P.O. Box 149030, Austin, Texas 78714-9030, within 30 days of publication in the *Texas Register*.

The amendment is proposed under Texas Civil Statutes, Article 4413 (503) historical note (Vernon Supplement 1993) [House Bill 7, Article 1, §106, 72nd Legislature], which transferred all functions, programs, and activities related to the child protective services program from the Texas Department of Human Services (DHS) to the Texas Department of Protective and Regulatory Services; and under the Human Resources Code, Title 2, Chapter 42, which provides the department with the authority to administer general child-placing and child care licensing programs.

§725.2046. Regulation of Family Homes.

(a) The department inspects family day care homes prior to issuing a registration to establish compliance with minimum standards. The department also inspects a random sample of registered family homes every year to establish compliance with minimum standards. [The department does not routinely inspect registered family homes.]

(b)-(d) (No change.)

(e) A registered family home caregiver using any public advertisement for a registered family home which uses the term "registered family home" may substitute the following provision (in bold type) in place of the provision specified in Chapter 42 of the Human Resources Code, Regulation of Child-Care Facilities: **"THIS HOME IS REGISTERED WITH THE TEXAS DEPARTMENT OF PROTECTIVE AND REGULATORY SERVICES."**

This agency hereby certifies that the proposal has been reviewed by legal counsel and found to be within the agency's authority to adopt.

Issued in Austin, Texas, on March 17, 1993.

TRD-8320344

Nancy Murphy
Agency Liaison
Texas Department of
Protective and
Regulatory Services

Proposed date of adoption: June 1, 1993

For further information, please call: (512) 450-3765

Withdrawn Sections

An agency may withdraw proposed action or the remaining effectiveness of emergency action on a section by filing a notice of withdrawal with the *Texas Register*. The notice is effective immediately upon filing or 20 days after filing. If a proposal is not adopted or withdrawn six months after the date of publication in the *Texas Register*, it will automatically be withdrawn by the office of the Texas Register and a notice of the withdrawal will appear in the *Texas Register*.

TITLE 19. EDUCATION

Part II. Texas Education Agency

Chapter 137. Professional Educator Preparation and Certification

Subchapter C. Teachers' Professional Practices Commission

- 19 TAC §§137.62-137.65

The Texas Education Agency has withdrawn from consideration for permanent adoption a proposed new §§137.62-137.65 which appeared in the January 26, 1993, issue of the *Texas Register* (18 TexReg 406). The effective date of this withdrawal is March 17, 1993.

Issued in Austin, Texas, on March 17, 1993.

TRD-9320358

Cris Cloudt
Director of Policy Planning
and Evaluation
Texas Education Agency

Effective date: March 17, 1993

For further information, please call: (512) 463-9701



Adopted Sections

An agency may take final action on a section 30 days after a proposal has been published in the *Texas Register*. The section becomes effective 20 days after the agency files the correct document with the *Texas Register*, unless a later date is specified or unless a federal statute or regulation requires implementation of the action on shorter notice.

If an agency adopts the section without any changes to the proposed text, only the preamble of the notice and statement of legal authority will be published. If an agency adopts the section with changes to the proposed text, the proposal will be republished with the changes.

TITLE 19. EDUCATION Part II. Texas Education Agency

Chapter 75. Curriculum

Subchapter B. Essential Elements—Prekindergarten- Grade 6

• 19 TAC §75.32

The Texas Education Agency (TEA) adopts an amendment to §75.32, concerning essential curriculum elements, without changes to the proposed text as published in the January 26, 1993, issue of the *Texas Register* (18 TexReg 402).

In the July 24, 1992, issue of the *Texas Register* (17 TexReg 5197), TEA adopted an amendment to §75.32 with changes, including a change to the Grade 4 social studies curriculum that added to the essential elements a requirement that students be provided an opportunity to identify major historical documents. In that submission, an identical change was made inadvertently to the Grade 1 social studies curriculum. This amendment deletes the requirement for Grade 1.

No comments were received regarding adoption of the amendment.

The amendment is adopted under the Texas Education Code, §21.101(c), which authorizes the State Board of Education to promulgate rules designating the essential elements of each subject and course in the state curriculum.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas, on March 17, 1993.

TRD-9320357
Cris Cloudt
Director of Policy Planning
and Evaluation
Texas Education Agency

Effective date: April 7, 1993

Proposal publication date: January 26, 1993

For further information, please call: (512) 463-9701

Chapter 137. Teacher Education

Subchapter A. Teacher Educa- tion Review Process

The Texas Education Agency (TEA) adopts the repeal of §§137.1, 137. 21-137.29, 137.41, 137.61-137.72, 137.91, 137.111-137.158, 137.171-137.176, 137.191, 137.192, 137.201-137.205, 137.211-137.216, 137.231-137.236, 137.251, 137.271, 137.281-137.285, 137.291-137.297, 137.301-137.304, 137.311-137.315, 137.321, 137.331-137.343, 137.351-137.358, 137.371, 137.381-137.384, 137. 391-137.393, 137.401-137.406, 137.421-137.427, 137.501-137.511, 137.531-137. 541, and 137.551-137.559, concerning teacher education, without changes to the proposed text as published in the January 26, 1993, issue of the *Texas Register* (18 TexReg 402).

The chapter is being repealed in accordance with the sunset review process mandated by Senate Bill 1, 71st Legislature. A new Chapter 137 is being adopted in a separate submission. The review process will result in a clearer, more concise statement of the rules relating to teacher education.

No comments were received regarding adoption of the repeals.

• 19 TAC §137.1

The repeals are adopted under Senate Bill 1, §2.25, 71st Legislature, Sixth Called Session, which authorizes the State Board of Education to review all rules, other than portions of Chapter 75, under Title 19, Texas Administrative Code, relating to public education.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas, on March 17, 1993.

TRD-9320359
Cris Cloudt
Director of Policy Planning
and Evaluation
Texas Education Agency

Effective date: April 7, 1993

Proposal publication date: January 26, 1993

For further information, please call: (512) 463-9701

Chapter 137. Professional Educator Preparation and Certification

Subchapter A. Educator Preparation Accountability System

The Texas Education Agency (TEA) adopts new §§137.1-137.6, 137.31, 137.61-137.65, 137.91, 137.121, 137.151-137.161, 137.191-137.199, 137.231, 137. 261-137.271, 137.301-137.318, 137.361, and 137.391, concerning professional educator preparation and certification. Section 137.231 is adopted with changes to the proposed text as published in the January 26, 1993, issue of the *Texas Register* (18 TexReg 403). Sections 137.1-137.6, 137.31, 137. 61, 137.91, 137.121, 137.151-137.161, 137.191-137.199, 137.261-137.271, 137. 301-137.318, 137.361, and 137.391 are adopted without changes and will not be republished. Sections 137.62-137.65, which were proposed as new with these sections in the January 26, 1993, issue of the *Texas Register*, are being simultaneously withdrawn.

The new sections are adopted in accordance with the sunset review process mandated by Senate Bill 1, 71st Legislature. The sections establish standards and an accountability system for outcome-based educator preparation and training programs. The sections also establish the Commission on Standards for the Teaching Profession.

The change to §137.231(b)(5) substitutes the word "supervision" for the word "mentorship" and the word "supervisors" for the word "mentors" to clarify the supervisory nature of work performed by program staff. Also in §137.231, the phrase "Grades prekindergarten-six" was changed to "Grades prekindergarten-6" for editorial consistency.

The sunset review process will result in a clearer, more concise statement of the rules relating to teacher education.

No comments were received regarding adoption of the sections.

• 19 TAC §§137.1-137.6

The new sections are adopted under the Texas Education Code, §§13. 032-13.038, 13.049-13.051, and 13.201-13.218, which authorizes the State Board of Education to promulgate rules regarding teacher preparation and certification. The sections also provide for the establishment and operation of the Commission on Standards for the Teaching Profession.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

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Chapter 137. Teacher Education

Subchapter B. Commission on Standards For the Teaching Profession

• 19 TAC §§137.21-137.29

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Chapter 137. Professional Educator Preparation and Certification

Subchapter B. Commission on Standards for the Teaching Profession

• 19 TAC §137.31

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This agency hereby certifies that the rule as adopted has been reviewed by legal counsel

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Chapter 137. Teacher Education

Subchapter C. Standards For Teacher Education Institutions

• 19 TAC §137.41

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Subchapter D. Institutional Review Process

• 19 TAC §§137.61-137.72

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Chapter 137. Professional Educator Preparation and Certification

Subchapter C. Teachers' Professional Practices Commission

• 19 TAC §137.61

The new sections are adopted under the Texas Education Code, §§13.032-13.038, 13.049-13.051, and 13.201-13.218, which authorize the State Board of Education to promulgate rules regarding teacher preparation and certification. The sections also provide for the establishment and operation of the Commission on Standards for the Teaching Profession.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

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Chapter 137. Teacher Education

Subchapter E. Local Cooperative Teacher Education Centers

• 19 TAC §137.91

The repeal is adopted under Senate Bill 1, §2.25, 71st Legislature, Sixth Called Session, which authorizes the State Board of Education to review all rules, other than portions of Chapter 75, under Title 19, Texas Administrative Code, relating to public education.

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Chapter 137. Professional Educator Preparation and Certification

Subchapter D. Local Cooperative Teacher Education Centers

• 19 TAC §137.91

The new sections are adopted under the Texas Education Code, §§13.032-13.038, 13.049-13.051, and 13.201-13.218, which authorize the State Board of Education to promulgate rules regarding teacher preparation and certification. The sections also provide for the establishment and operation of the Commission on Standards for the Teaching Profession.

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Chapter 137. Teacher Education

Subchapter F. Hearings Before the Commissioner of Education For Contested Cases Arising From the Commission on Standards For the Teaching Profession

• 19 TAC §§137.111-137.156

The repeals are adopted under Senate Bill 1, §2.25, 71st Legislature, Sixth Called Session, which authorizes the State Board of Education to review all rules, other than portions of Chapter 75, under Title 19, Texas Administrative Code, relating to public education.

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Chapter 137. Professional Educator Preparation and Certification

Subchapter E. Centers for Professional Development and Technology

• 19 TAC §137.121

The new sections are adopted under the Texas Education Code, §§13.032-13.038, 13.049-13.051, and 13.201-13.218, which authorize the State Board of Education to promulgate rules regarding teacher preparation and certification. The sections also provide for the establishment and operation of the Commission on Standards for the Teaching Profession.

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Subchapter F. Professional Educator Preparation

• 19 TAC §§137.151-137.161

The new sections are adopted under the Texas Education Code, §§13.032-13.038, 13.049-13.051, and 13.201-13.218, which authorize the State Board of Education to promulgate rules regarding teacher preparation and certification. The sections also provide for the establishment and operation of the Commission on Standards for the Teaching Profession.

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Chapter 137. Teacher Education

Subchapter G. Appeals to the State Board of Education For Contested Cases Arising From the Commission on Standards For the Teaching Profession

• 19 TAC §§137.171-137.176

The repeals are adopted under Senate Bill 1, §2.25, 71st Legislature, Sixth Called Session, which authorizes the State Board of Education to review all rules, other than portions of Chapter 75, under Title 19, Texas Administrative Code, relating to public education.

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Subchapter H. Teacher Education Programs and Institutions

Organization and Standards

• 19 TAC §137.191, §137.192

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Standards For Teacher Education in Texas, 1955 as Amended in 1961

• 19 TAC §§137.201-137.205

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Standards For Institutional Approval For Undergraduate Level Teacher Education in Texas-1972

• 19 TAC §§137.211-137.216

The repeals are adopted under Senate Bill 1, §2.25, 71st Legislature, Sixth Called Session, which authorizes the State Board of Education to review all rules, other than portions of Chapter 75, under Title 19, Texas Administrative Code, relating to public education.

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Standards For Institutional Approval For Graduate Level Preparation of School Personnel-1972

• 19 TAC §§137.231-137.236

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Standards For Field Experiences

• 19 TAC §137.251

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Chapter 137. Professional Educator Preparation and Certification

Subchapter G. 1987 Program Requirements for Preparation of School Personnel for Initial Certificates and Endorsements

• 19 TAC §§137.191-137.199

The new sections are adopted under the Texas Education Code, §§13.032-13.038, 13.049-13.051, and 13.201-13.218, which authorizes the State Board of Education to promulgate rules regarding teacher preparation and certification. The sections also provide for the establishment and operation of the Commission on Standards for the Teaching Profession.

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Chapter 137. Professional Educator Preparation and Certification

Subchapter H. Alternative Certification of Teachers

• 19 TAC §137.231

The new sections are adopted under the Texas Education Code, §§13.032-13.038, 13.049-13.051, and 13.201-13.218, which authorize the State Board of Education to promulgate rules regarding teacher preparation and certification. The sections also provide for the establishment and operation of the Commission on Standards for the Teaching Profession.

§137.231. Requirements for the Alternative Certification of Teachers.

(a) General provisions. Approval of alternative certification of teachers by the State Board of Education (SBOE) is based on the following requirements.

(1) Alternative certification of teachers is to be a local education agency program or a cooperative program between local education agencies and institutions of higher education and delivered through Texas public schools.

(2) An individual may be recommended to the commissioner of education by the program administrator and/or the district superintendent for teacher certification based on satisfactory completion of requirements of the approved program.

(3) Certificates that may be earned through an alternative certification program include any certificate or endorsement for a teacher that may be earned through the completion of an approved teacher education program for which a bachelor's degree is required. The following additional certificate areas are unique to alternative certification: Grades prekindergarten-6, prekindergarten-6 bilingual/English as a second language (ESL), prekindergarten-12 English as a second language, and prekindergarten-12 generic special education.

(4) An individual admitted into an alternative teacher certification program that has been approved in accordance with the requirements of this section is issued a probationary certificate that is valid for one calendar year. The probationary certificate may be extended for one additional year only in accordance with provisions set forth in the Texas Education Code, §13.306.

(b) Requirements for an approved plan. Local education agencies or cooperatives as described in subsection (a)(1) of this section that choose to staff positions via the alternative certification process are required to submit a collaboratively developed plan for approval by the SBOE before implementation. The plan must cover the following.

(1) Participating school districts, colleges, or universities must be accredited.

(2) The alternative certification program must be developed collaboratively with all the major stakeholders, including teachers in the areas of certification being developed.

(3) A committee consisting of the major stakeholders must assist in the design, delivery, and evaluation of the program.

(4) The plan must include an approved program budget that indicates commitment to the program through adequate funding.

(5) The plan must designate a program administration with adequate, qualified staff to assure appropriate screening; training, as indicated by vitae of personnel delivering this component; and supervision, as indicated in a ratio of supervisors to interns.

(6) The plan must include a calendar of program activities for the duration of each school year for which the program is approved. The calendar must include a timeline for accepting candidates into a cycle to assure adequate time for preassignment screening and training, scheduled training for interns, and orientation and training for mentor teachers.

(7) The alternative certification plan must include, but need not be limited to, training for the intern in:

(A) teaching methods and classroom management;

(B) instructional methods and strategies that emphasize practical applications of the teaching learning process;

(C) curriculum organization, planning, and evaluation that focus on the

curriculum to be taught, especially the essential elements to be included;

(D) legal and ethical aspects of teaching, including special responsibilities in recognizing and responding to signs of abuse and neglect in students and to dyslexia and related disorders;

(E) knowledge and skills concerning the unique needs of all students, including emphasis on special learners, such as the impact of culture, ethnicity, language, and social differences upon the instructional processes; the characteristics, assessment, least restrictive alternatives, and admission, review, and dismissal processes for students requiring individualized or specialized education programs; characteristics and needs of gifted and talented students, especially at-risk gifted and talented learners; and growth and development of learners; and

(F) use of technology in the management and delivery of instruction.

(8) The program must include an internship of at least one calendar year under the mentorship of a teacher or teachers in the subject area or areas and/or at the level for which the intern is to be certified. Provisions shall be made for each intern to have scheduled time provided during the internship to observe the teaching of the mentor teacher and/or other teachers and to confer with the mentor teacher.

(9) Selection, training, and support for the mentor teacher must include the following.

(A) The mentor teacher must have attained level two or higher on the career ladder or have met all minimum requirements for placement on level two of the career ladder.

(B) Mentor training must begin before assignment and continue throughout the internship period. The training program includes best practices for supporting and assisting beginning teachers, in addition to any other requirement the collaborative committee designing the program deems appropriate.

(C) The mentor teacher must have scheduled time on a periodic, regular basis to observe, coach, and assess the actual teaching of the intern.

(10) The program must include preassignment training and a minimum of 20 clock hours of student contact experiences in a classroom setting supervised by the program staff before assignment as a teacher of record.

(11) Preassignment screening, including a criminal record review, must be initiated for interns.

(12) A procedure must be developed for program monitoring, review, and evaluation.

(13) Ongoing counseling, guidance, and remedial preparation must be provided as needed.

(14) Follow-up data that attest to program and intern effectiveness must be maintained.

(c) Admission, assignment, and certification. Each applicant must meet the following minimum requirements for admission as an intern to the alternative teacher certification program.

(1) Each applicant must hold a bachelor's degree or higher degree from an institution of higher education that was accredited or otherwise approved by a state department of education, a recognized governmental entity, or a recognized regional accrediting organization at the time the degree was conferred. Each applicant must have maintained a grade point average of no less than 2.5 on a four-point system on all semester hours attempted and on semester hours required for the certificate as specified in paragraph (3)(A)-(F) of this subsection.

(2) Applicants must possess basic skills in mathematics, reading, and writing as evidenced by acceptable scores on the state-mandated basic skills test or its equivalent.

(3) Applicants must have appropriate semester hours in a subject or combination of subjects to be taught and related to the certificate to be earned.

(A) For Grades 6-12 certificate applicants must have 24 semester hours in a subject included in Chapter 75 of this title (relating to Curriculum) for the secondary level of assignment. Twelve semester hours must be upper division.

(B) For Grades prekindergarten-6 certificate applicants must have 24 semester hours in a combination of subjects taught in the elementary school that must include English, mathematics, a natural science, and a subject in the social studies.

(C) For Grades prekindergarten-6 bilingual/English as a second language (ESL) certificate applicants must have evidence of oral and written proficiency in the language of the target population for bilingual education assignments and 24 semester hours in a combina-

tion of subjects taught in the elementary school that must include English, mathematics, a natural science, and a subject in the social studies.

(D) For Grades prekindergarten-12 ESL certificate applicants must have 18 semester hours in English, six of which must be upper division.

(E) For Grades prekindergarten-12 generic special education certificate applicants must have 24 semester hours in a combination of subjects taught in the elementary school that must include English, mathematics, a natural science, and a subject in the social studies.

(F) Courses that focus on topics closely related to the semester hour requirements listed in subparagraphs (A)-(E) of this paragraph may be accepted for admission to the alternative certification program; however, such substitutions shall not exceed six hours for the Grades 6-12 certificate or three semester hours for all other certificates.

(4) The following requirements for the certificate must be earned before assignment as a teacher of record. These requirements may be delivered through the following semester hours of course work or through a combination of semester hours and equivalent contact hours.

(A) For Grades 6-12 certificate applicants must have six semester hours including, but not limited to, reading in the content areas and classroom discipline and management.

(B) For Grades prekindergarten-6 certificate applicants must have six semester hours including, but not limited to, reading, early childhood-elementary curriculum, and methods.

(C) For Grades prekindergarten-6 bilingual/ESL certificate applicants must have six semester hours including, but not limited to, foundations of bilingual education, culture (concepts, patterns, contributions) of the target population, language acquisition and development in childhood, bilingual teaching methods (dual language instruction of language arts and reading, mathematics, science, and social studies), and methods of teaching ESL.

(D) For Grades prekindergarten-12 ESL certificate applicants must have six semester hours including, but not limited to, awareness of cultural diversity and its effect on the teaching-learning process, language acquisition and

development, methods of teaching ESL and applied linguistics.

(E) For Grades prekindergarten-12 generic special education certificate applicants must have six semester hours including the concepts of the child-centered process, infant/child development, task analysis, parental involvement, language development, survey of special education, classroom management and organization, behavior management, and development reading.

(5) Additional requirements must be completed before certification. These requirements may be delivered through the following semester hours of course work or through a combination of semester hours and equivalent contact hours.

(A) For Grades 6-12 certificate applicants must complete six additional hours including, but not limited to, the teaching-learning process and secondary teaching methods.

(B) For Grades prekindergarten-6 certificate applicants must complete six additional semester hours including, but not limited to, reading and early childhood-elementary curriculum and methods.

(C) For Grades prekindergarten-6 bilingual/ESL certificate applicants must complete six additional semester hours inclusive of topics listed in paragraph (4)(C) of this subsection.

(D) For Grades prekindergarten-12 English as a second language certificate applicants must complete six additional semester hours inclusive of topics in paragraph (4)(D) of this subsection.

(E) For Grades prekindergarten-12 generic special education certificate applicants must complete six additional semester hours emphasizing child/adolescent psychology, the teaching-learning process, measurement and evaluation, least restrictive alternative, vocational assessment, adaptive devices and adaptive physical education, transition, grading, curriculum adaptations to meet the unique needs of special learners, and reading across the curriculum.

(F) Applicants must possess acceptable scores on appropriate state-adopted examination(s) of content knowledge in the teaching field(s) or delivery

systems related to the certificate sought and the level of assignment.

(G) Applicants must meet full appraisal requirements of the state and the local district in accordance with §149.41 of this title (relating to General Provisions).

(d) Procedures for approval, review, and reapproval.

(1) School districts choosing to staff positions by means of the alternative certification process must direct the program administrator to submit to the commissioner of education, before implementing a program, a collaboratively developed plan that specifies its means of fulfilling requirements for school district plans in accordance with subsections (b) and (c) of this section.

(2) The commissioner of education may approve plans for alternative teacher certification. Initial approval of alternative teacher certification plans will not extend more than one year. In subsequent years, after evaluation of the program by the SBOE, plans may be approved for a period not to exceed three years and shall be reviewed annually.

(3) The administrator of an approved alternative teacher certification program must submit to the commissioner of education an annual report that includes the names of candidates in the program and other information that may be required, including results of internal monitoring, review, and evaluation of the program.

(4) Programs for alternative teacher certification are subject to review by the Texas Education Agency (TEA).

(5) Requests for reapproval of alternative teacher certification programs must include the percentage of interns receiving acceptable scores by test on the state-mandated tests for content specialization(s) and at least meets expectations on performance appraisals. The SBOE considers these program results when granting reapproval requests.

(e) Alternative certification program options.

(1) During the internship, the intern may pursue an additional alternative certificate at the same level of assignment or to additional subject areas at the level of assignment to the certificate by taking the appropriate state-mandated test for certification when the requirements stated in paragraph (3)(A)-(D) of this subsection are met for the certificate or subject area to be added.

(2) If an intern fails to complete all program requirements within the internship year or wishes to add other areas of certification, the superintendent or a design-

nee may apply to retain the intern in the alternative certification program for an additional year.

(3) If the sponsor of an alternative certification program chooses not to seek reapproval or the SBOE does not grant a reapproval request, interns currently enrolled in the program are provided an opportunity to complete requirements within a reasonable time.

(4) If local conditions prevent the assignment of an intern as a teacher of record as provided in the approved program, the commissioner of education may recognize an alternative teaching assignment at the level and in the area appropriate for the certificate sought that fulfills internship requirements, so long as all requirements for supervision and appraisals are met.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

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Subchapter I. Standards for Approval of Institutions Offering Graduate Education Programs for Professional Certification

• 19 TAC §§137.261-137.271

The new sections are adopted under the Texas Education Code, §§13.032-13.038; 13.049-13.051, and 13.201-13.218, which authorize the State Board of Education to promulgate rules regarding teacher preparation and certification. The sections also provide for the establishment and operation of the Commission on Standards for the Teaching Profession.

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Subchapter I. Program Requirements For Preparation of School Personnel: Standard VII-Instructional Patterns

Teacher Education Programs at the Undergraduate Level

• 19 TAC §137.271

The repeal is adopted under Senate Bill 1, §2.25, 71st Legislature, Sixth Called Session, which authorizes the State Board of Education to review all rules, other than portions of Chapter 75, under Title 19, Texas Administrative Code, relating to public education.

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Preparation in Areas of Specialization

• 19 TAC §§137.281-137.285

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Special Service Position or Area Provided in the Minimum Foundation Program Act

• 19 TAC §§137.291-137.297

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Requirements For Selected Persons With Bachelor's Degrees Seeking Certification as a Classroom Teacher Through Special Accelerated Programs (House Bill 664, "The Jamison Bill")

• 19 TAC §§137.301-137.304

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Vocational Education

• 19 TAC §§137.311-137.315

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For further information, please call: (512) 463-9701

**Requirements For Persons
With Bachelor's Degrees
Seeking Initial Teacher Cer-
tification Through Approved
Texas Colleges and Univer-
sities**

• 19 TAC §137.321

The repeal is adopted under Senate Bill 1, §2.25, 71st Legislature, Sixth Called Session, which authorizes the State Board of Education to review all rules, other than portions of Chapter 75, under Title 19, Texas Administrative Code, relating to public education.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas, on March 17, 1993.

TRD-9320376

Cris Cloudt
Director of Policy Planning
and Evaluation
Texas Education Agency

Effective date: April 7, 1993

Proposal publication date: January 26, 1993

For further information, please call: (512) 463-9701

**Chapter 137. Professional
Educator Preparation and
Certification**

**Subchapter J. Graduate Educa-
tion Programs for Profes-
sional Certification**

• 19 TAC §§137.301-137.318

The new sections are adopted under the Texas Education Code, §§13.032-13.038, 13.049-13.051, and 13.201-13.218, which authorize the State Board of Education to promulgate rules regarding teacher preparation and certification. The sections also provide for the establishment and operation of the Commission on Standards for the Teaching Profession.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas, on March 17, 1993.

TRD-9320385

Cris Cloudt
Director of Policy Planning
and Evaluation
Texas Education Agency

Effective date: April 7, 1993

Proposal publication date: January 26, 1993

For further information, please call: (512) 463-9701

**Chapter 137. Teacher
Education**

**Subchapter J. Program Re-
quirements For Preparation
of School Personnel: Stan-
dard VIII-Graduate Programs
General Requirements in Addi-
tion to Undergraduate Crite-
ria**

• 19 TAC §§137.331-137.343

The repeals are adopted under Senate Bill 1, §2.25, 71st Legislature, Sixth Called Session, which authorizes the State Board of Education to review all rules, other than portions of Chapter 75, under Title 19, Texas Administrative Code, relating to public education.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas, on March 17, 1993.

TRD-9320377

Cris Cloudt
Director of Policy Planning
and Evaluation
Texas Education Agency

Effective date: April 7, 1993

Proposal publication date: January 26, 1993

For further information, please call: (512) 463-9701

**Programs For Professional Cer-
tificates**

• 19 TAC §§137.351-137.358

The repeals are adopted under Senate Bill 1, §2.25, 71st Legislature, Sixth Called Session, which authorizes the State Board of Education to review all rules, other than portions of Chapter 75, under Title 19, Texas Administrative Code, relating to public education.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas, on March 17, 1993.

TRD-9320378

Cris Cloudt
Director of Policy Planning
and Evaluation
Texas Education Agency

Effective date: April 7, 1993

Proposal publication date: January 26, 1993

For further information, please call: (512) 463-9701

**Elements of the Approved
Professional Certificate Pro-
gram For Teachers of Cer-
tain Fields or Levels**

• 19 TAC §137.371

The repeal is adopted under Senate Bill 1, §2.25, 71st Legislature, Sixth Called Session, which authorizes the State Board of Education to review all rules, other than portions of Chapter 75, under Title 19, Texas Administrative Code, relating to public education.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas, on March 17, 1993.

TRD-9320379

Cris Cloudt
Director of Policy Planning
and Evaluation
Texas Education Agency

Effective date: April 7, 1993

Proposal publication date: January 26, 1993

For further information, please call: (512) 463-9701

**Preparation of School Admin-
istrators: Elementary Princi-
pal, Secondary Principal,
and Superintendent**

• 19 TAC §§137.381-137.384

The repeals are adopted under Senate Bill 1, §2.25, 71st Legislature, Sixth Called Session, which authorizes the State Board of Education to review all rules, other than portions of Chapter 75, under Title 19, Texas Administrative Code, relating to public education.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas, on March 17, 1993.

TRD-9320380

Cris Cloudt
Director of Policy Planning
and Evaluation
Texas Education Agency

Effective date: April 7, 1993

Proposal publication date: January 26, 1993

For further information, please call: (512) 463-9701

Preparation and Certification of School Administrators

• 19 TAC §§137.391-137.393

The repeals are adopted under Senate Bill 1, §2.25, 71st Legislature, Sixth Called Session, which authorizes the State Board of Education to review all rules, other than portions of Chapter 75, under Title 19, Texas Administrative Code, relating to public education.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas, on March 17, 1993.

TRD-9320381 Criss Cloutd
Director of Policy Planning
and Evaluation
Texas Education Agency

Effective date: April 7, 1993

Proposal publication date: January 26, 1993

For further information, please call: (512) 463-9701

Elements of the Approved Program For a Supervisor, Counselor, Visiting Teacher, School Nurse, Reading Specialist, and Learning Resources Specialist

• 19 TAC §§137.401-137.406

The repeals are adopted under Senate Bill 1, §2.25, 71st Legislature, Sixth Called Session, which authorizes the State Board of Education to review all rules, other than portions of Chapter 75, under Title 19, Texas Administrative Code, relating to public education.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas, on March 17, 1993.

TRD-9320382 Criss Cloutd
Director of Policy Planning
and Evaluation
Texas Education Agency

Effective date: April 7, 1993

Proposal publication date: January 26, 1993

For further information, please call: (512) 463-9701

Certification Standards For Special Education Supportive Professional Personnel

• 19 TAC §§137.421-137.427

The repeals are adopted under Senate Bill 1, §2.25, 71st Legislature, Sixth Called Session, which authorizes the State Board of Education to review all rules, other than portions of

Chapter 75, under Title 19, Texas Administrative Code, relating to public education.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas, on March 17, 1993.

TRD-9320383 Criss Cloutd
Director of Policy Planning
and Evaluation
Texas Education Agency

Effective date: April 7, 1993

Proposal publication date: January 26, 1993

For further information, please call: (512) 463-9701

Chapter 137. Professional Educator Preparation and Certification

Subchapter K. Alternative Certification of Administrators

• 19 TAC §137.361

The new section is adopted under the Texas Education Code, §§13.032-13.038, 13.049-13.051, and 13.201-13.218, which authorize the State Board of Education to promulgate rules regarding teacher preparation and certification. The sections also provide for the establishment and operation of the Commission on Standards for the Teaching Profession.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas, on March 17, 1993.

TRD-9320396 Criss Cloutd
Director of Policy Planning
and Evaluation
Texas Education Agency

Effective date: April 7, 1993

Proposal publication date: January 26, 1993

For further information, please call: (512) 463-9701

Subchapter L. Postbaccalaureate Requirements for Persons Seeking Initial Teacher Certification through Approved Texas Colleges and Universities

• 19 TAC §137.391

The new sections are adopted under the Texas Education Code, §§13.032-13.038, 13.049-13.051, and 13.201-13.218, which authorize the State Board of Education to promulgate rules regarding teacher preparation and certification. The sections also provide for the establishment and operation of the

Commission on Standards for the Teaching Profession.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas, on March 17, 1993.

TRD-9320397 Criss Cloutd
Director of Policy Planning
and Evaluation
Texas Education Agency

Effective date: April 7, 1993

Proposal publication date: January 26, 1993

For further information, please call: (512) 463-9701

Subchapter K. 1987 Standards For Approval of Institutions Offering Teacher Education Programs For Initial Certification

• 19 TAC §§137.501-137.511

The repeals are adopted under Senate Bill 1, §2.25, 71st Legislature, Sixth Called Session, which authorizes the State Board of Education to review all rules, other than portions of Chapter 75, under Title 19, Texas Administrative Code, relating to public education.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas, on March 17, 1993.

TRD-9320384 Criss Cloutd
Director of Policy Planning
and Evaluation
Texas Education Agency

Effective date: April 7, 1993

Proposal publication date: January 26, 1993

For further information, please call: (512) 463-9701

Subchapter L. 1987 Standards For Approval of Institutions Offering Graduate Education Programs For Professional Certification

• 19 TAC §§137.531-137.541

The repeals are adopted under Senate Bill 1, §2.25, 71st Legislature, Sixth Called Session, which authorizes the State Board of Education to review all rules, other than portions of Chapter 75, under Title 19, Texas Administrative Code, relating to public education.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas, on March 17, 1993.

TRD-9320385

Cris Cloud
Director of Policy Planning
and Evaluation
Texas Education Agency

Effective date: April 7, 1993

Proposal publication date: January 26, 1993

For further information, please call: (512)
463-9701

◆ ◆ ◆
**Subchapter M. 1987 Program
Requirements For
Preparation of School Per-
sonnel For Initial Certificates
and Endorsements**

◆ ◆ ◆
• 19 TAC §§137.551-137.559

The repeals are adopted under Senate Bill 1, §2.25, 71st Legislature, Sixth Called Session, which authorizes the State Board of Education to review all rules, other than portions of Chapter 75, under Title 19, Texas Administrative Code, relating to public education.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas, on March 17, 1993.

TRD-9320399

Cris Cloud
Director of Policy Planning
and Evaluation
Texas Education Agency

Effective date: April 7, 1993

Proposal publication date: January 26, 1993

For further information, please call: (512)
463-9701

**Title 34. PUBLIC FI-
NANCE**

**Part I. Comptroller of
Public Accounts**

Chapter 3. Tax Administration

Subchapter V. Franchise Tax

◆ ◆ ◆
• 34 TAC §3.572

The Comptroller of Public Accounts adopts an amendment to §3.572, concerning 1992 transition, without changes to the proposed text as published in the January 29, 1993, issue of the *Texas Register* (18 TexReg 573).

The subsection concerning mergers, reorganizations, or transfers of assets occurring after August 13, 1991, and on or before December 31, 1991, has been deleted, because the subsection is not necessary. The period to which it related expired more than a year ago.

No comments were received regarding adoption of the amendment.

The amendment is adopted under the Tax Code, §111.002, which provides the comptroller with the authority to prescribe, adopt, and enforce rules relating to the administration and enforcement of the provisions of the Tax Code, Title 2.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas, on March 15, 1993.

TRD-9320264

Martin Cherry
Chief, General Law
Section
Comptroller of Public
Accounts

Effective date: April 5, 1993

Proposal publication date: January 29, 1993

For further information, please call: (512)
463-4028

**TITLE 37. PUBLIC
SAFETY AND CORREC-
TIONS**

**Part I. Texas Department
of Public Safety**

**Chapter 3. Traffic Law
Enforcement**

Accident Investigation

◆ ◆ ◆
• 37 TAC §3.10

The Texas Department of Public Safety adopts new §3.10, concerning DWI accident response cost recovery-billing for services, without changes to the proposed text as published in the February 2, 1993, issue of the *Texas Register* (18 TexReg 634).

The adoption of this section will ensure the public that the department complies with statutory requirements to bill for services in DWI accident responses.

Texas Civil Statutes, Article 67011-1, §(n), require the department to bill for services in response to an accident involving driving while intoxicated (DWI). Members of the department charging a DWI offense where the offense directly resulted in an accident requiring DPS response shall initiate billing for services.

No comments were received regarding adoption of the new section.

The new section is adopted under Texas Government Code, §411.004(3) and §411.006(4), which provides the director with the authority to adopt rules necessary for the control of the department, subject to the Public Safety Commission's approval.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas, on March 8, 1993.

TRD-9320283

James R. Wilson
Director
Texas Department of
Public Safety

Effective date: April 5, 1993

Proposal publication date: February 2, 1993

For further information, please call: (512)
465-2000

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 prior to 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 named 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. Emergency meeting notices filed by all governmental agencies will be published.

Posting of open meeting notices. All notices are posted on the bulletin board at the Office of the Secretary of State in lobby of 221 East 11th Street, Austin. These notices may contain more detailed agenda than what is published in the *Texas Register*.

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

Texas Department on Aging

Thursday, March 25, 1993, noon. The Texas Board on Aging's Ombudsman Advisory Committee of the Texas Department on Aging will meet at the Texas Department on Aging, 1949 South IH-35, Third Floor Large Conference Room, Austin. According to the agenda summary, the committee will call the meeting to order; consider and possibly act on: discuss approval of the minutes of the July 8, 1992 meeting; elect a chairperson; discuss March 1, 1993 Attorney General's opinion and status of changes to enabling legislation; report on "Adopt a Nursing home" project; discuss ombudsman standards, program performance reports and monitoring tools; review progress on certification training modules; report from Texas Department of Health Consumer Advocate; update on resident rights promotional material; briefing on Health and Human Services Commission's efforts to revise pre-admission screening/annual resident review (PASARR) process; discuss recommended changes to nursing facility requirements; other issues identified by the committee; and adjourn.

Contact: Mary Sapp, P.O. Box 12786, Austin, Texas 78711, (512) 444-2727.

Filed: March 17, 1993, 12:12 p.m.

TRD-9320401

Texas Department of Agriculture

Friday, March 26, 1993, 8 a.m. The Texas Peanut Producers Board of the Texas Department of Agriculture will meet at the Howard Johnson Plaza Hotel, 7800 North IH-35, Austin. According to the complete agenda, the board will introduce guests; dis-

cuss and act on minutes; discuss activities; meet in executive session to discuss personnel evaluation and salaries in accordance with Texas Civil Statutes Annotated 6252-17, §2(g); discuss and possibly act on annual budget Fiscal Year 1993-1994; and discuss other business.

Contact: Mary Webb, P.O. Box 398, Gorman, Texas 76454, (512) 463-7583.

Filed: March 17, 1993, 9:38 a.m.

TRD-9320351

Wednesday, March 31, 1993, 10 a.m. The Fire Ant Advisory Board of the Texas Department of Agriculture will meet at the Texas Department of Agriculture, 1700 North Congress Avenue, Stephen F. Austin Building, Room 924-A, Austin. According to the complete agenda, the board will discuss pending legislation pertinent to activities of the board; act on legislative recommendations; report on research and regulatory activities of TDA; report on fundraising activities of TDA; and discuss other business.

Contact: Craig Casselberry, P.O. Box 12847, Austin, Texas 78711, (512) 463-7432.

Filed: March 17, 1993, 9:32 a.m.

TRD-9320349

The State Bar of Texas

Thursday, March 18, 1993, 1:30 p.m. The Executive Committee of the State Bar of Texas met at the Texas Law Center, 1414 Colorado Street, Rooms 206-207, Austin. According to the complete emergency revised agenda, the committee met in executive session to discuss potential and/or pending litigation pursuant to Article

6252-17(2)(e); discussed appropriate action in SBOT versus Texas Lawyer Referral Service; and reconvened in open session to discuss appropriate action in SBOT versus Texas Lawyer Referral Service. The emergency status was necessary as an item required action prior to next scheduled meeting of the executive committee.

Contact: Pat Hiller, 1414 Colorado Street, Austin, Texas 78701, (512) 463-1451.

Filed: March 17, 1993, 4:28 p.m.

TRD-9320470

Texas Bond Review Board

Thursday, March 18, 1993, 10 a.m. The Texas Bond Review Board met at 300 West 15th Street, Clements Building, Committee Room Three, Fifth Floor, Austin. According to the emergency revised agenda summary, the board discussed long term care program; and Texas Department of Human Services lease purchase of computer equipment-client self support services. The emergency status was necessary to allow consideration of pending applications that were timely filed.

Contact: Jim Thomassen, 300 West 15th Street, Suite 409, Austin, Texas 78701, (512) 463-1741.

Filed: March 16, 1993, 11:50 a.m.

TRD-9320312

Texas Department of Commerce

Thursday, March 18, 1993, 10 a.m. The State Job Training Coordinating Council of the Texas Department of Commerce held an

emergency meeting at 816 Congress Avenue, 11th Floor Board Room, Austin. According to the complete agenda, the council's telephone conference called the meeting to order; heard public comment; acted on the proposal by the Governor's Task Force on Education and Economic Competitiveness to form a Human Resource Investment Council-the Work Force and Economic Competitiveness Council. Notice: Persons with disabilities who planned to attend this meeting and who may have needed auxiliary aids or services, or persons who needed assistance in having English translated into Spanish, should contact Kevin Faulkner at (512) 320-9885 (TDD 320-9698 or Relay Texas 1 (800) 735-2988) so that appropriate arrangements could be made. The emergency status was necessary as action was required by the Governor's Task Force on Education and Economic Competitiveness pursuant to Governor's Executive Order AWP 93-3 prior to their final meeting on March 22, 1993.

Contact: Alexa Ray, P.O. Box 12728, Austin, Texas 78748, (512) 320-9884.

Filed: March 16, 1993, 4:10 p.m.

TRD-9320337

Friday, March 26, 1993, 10 a.m. The Capital Certified Development Board of Directors of the Texas Department of Commerce will meet at 333 Guadalupe, Tower I, Room 1250, Austin. According to the agenda summary, the board will call the meeting to order, discuss approval of June 24, 1992 meeting, CCDC briefing, adopt resolutions for appointment for additional offices, to set quarterly board meeting, for funds management agreement for the establishment of the loan review committee, for conflict of interest, and to amend the articles of incorporation, discuss policy relating to processing SBA 504 applications in covered areas, to set up annual members' meeting hosted by the board of directors, for new membership, to discuss a financing proposal from Bank of America, and review memorandum of understanding with other CDCs, present program marketing strategies, and adjourn. NOTICE: Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services are requested to contact Eileen Kelley at (512) 320-9649 at least two days before this meeting so that appropriate arrangements can be made. Please also contact Eileen Kelley (512) 320-9649 if you need assistance in having English translated into Spanish.

Contact: Armando Ruiz, 410 East Fifth Street, Austin, Texas 78701, (512) 320-9575.

Filed: March 17, 1993, 3:33 p.m.

TRD-9320437

Texas Cosmetology Commission

Monday, March 29, 1993, 2 p.m. The Texas Cosmetology Commission will meet at the Frank Joseph Cosmetology Building, 5717 Balcones Drive, Austin. According to the complete agenda, the commission will call the meeting to order; make introductions; meet in executive session to narrow candidates for executive director position to fifteen; and adjourn.

Contact: Alicia Ayers, 5717 Balcones Drive, Austin, Texas 78731, (512) 454-4674.

Filed: March 17, 1993, 2:16 p.m.

TRD-9320421

Texas Department of Criminal Justice

Friday, March 19, 1993, 9 a.m. The Texas Board of Criminal Justice of the Texas Department of Criminal Justice met at the Wyndham Warwick Hotel, 5701 Main Street, Houston. According to the complete emergency revised agenda, the board discussed modification of two poultry houses at Darrington to ensure the proper egg requirements; conversion of dairy barns to pig feeder slabs at Eastham Unit; replacement of gas mains and distribution piping at Jester III Unit; and renovation of area maintenance facility. The emergency status was necessary due to accelerated construction and maintenance schedules to accommodate construction of 10,000 beds before December, 1993.

Contact: Jackee Cox, 816 Congress Avenue, Suite 500, Austin, Texas 78701, (512) 463-9988.

Filed: March 17, 1993, 9:43 a.m.

TRD-9320356

Texas State Board of Dental Examiners

Saturday, March 27, 1993, 9 a.m. The Texas State Board of Dental Examiners will meet at the TSBDE Offices, 333 Guadalupe Street, Tower Three, Suite 800, Austin. According to the complete agenda, the board will call the meeting to order; take roll call; discuss approval of nitrous/anesthesia permits; discuss Rule 101.1 (b)(3), Foreign Trained Dentists; discuss Rule 101.1 (8)(B), Proof of training in specialty; discuss criteria for credentialing; make announcements; and adjourn.

Contact: C. Thomas Camp, 333 Guadalupe Street, Tower Three, Suite 3800, Austin, Texas 78701, (512) 463-6400.

Filed: March 17, 1993, 1:45 p.m.

TRD-9320411

Texas Education Agency

Thursday-Friday, April 1-2, 1993, 1 p.m. and 8:30 a.m. respectively. The Texas Successful Schools Award System (TSSAS) Advisory Committee of the Texas Education Agency will meet at 1701 North Congress Avenue, William B. Travis Building, Room 6-101, Austin. According to the agenda summary, the committee will discuss approval of the minutes; give overview of TSSAS in review and current status-general process and timeline used in previous year; 1992 award categories, criteria, and outcomes; report on results from survey of 1992 award expenditures; update on relevant legislative proposals and actions; commissioner's viewpoint and request for recommendations; major 1993 TSSAS issues for advisory committee consideration and recommendation-issues identified by staff/commissioner; and issues identified by advisory committee; 1993 projected timeline, future meetings, and scheduling committee review of applications from eligible schools; consideration of plans for 1993 award ceremony; committee recommendations for TSSAS in the next biennium-timeline, procedures, approach; closing business; and adjourn.

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

Filed: March 17, 1993, 8:11 a.m.

TRD-9320342

Statewide Health Coordinating Council

Friday, March 19, 1993, 10:30 a.m. The Nominating Committee of the Statewide Health Coordinating Council held an emergency meeting at the Texas Department of Health, 1100 West 49th Street, Room M-652, Austin. According to the complete agenda, the committee possibly discussed approval of the minutes of the February 24, 1993 meeting; discussed and possibly acted on bureau chief's report; preventative health care block grant update; legislative committee report; Texas diabetes plan presentation; and possibly reported on meeting with the Texas Education Agency. The emergency status was necessary due to unforeseeable circumstances.

Contact: Don Kretsinger, 1100 West 49th Street, Austin, Texas 78756 (512) 458-7261. For ADA assistance, call Richard Butler (512) 458-7488 or T.D.D. (512) 458-7708 at least two days prior to the meeting.

Filed: March 17, 1993, 1:53 p.m.

TRD-9320412

Texas Department of Health

Thursday, March 25, 1993, 9 a.m. The Family Planning Interagency Advisory Council of the Texas Department of Health will meet at the Texas Department of Health, Room T-607, 1100 West 49th Street, Austin. According to the complete agenda, the council will discuss approval of the minutes of previous meeting; discuss and possibly act on: legislative budget board recommended budget (Titles XIX-XX); Titles V and X funding increases; report update on "Family Planning Services and Funding in Texas: 1989-1992"; coordinated allocation plan (CAP) Fiscal Year 1994; coordinated care project; update on the Texas Department of Health (TDH)/Department of Human Services (DHS) transition planning; advisory committee report; ad hoc medical subcommittee report; and TDH/DHS program update.

Contact: Patti Patterson, M.D., 1100 West 49th Street, Austin, Texas 78756, (512) 458-7700. For ADA assistance, call Richard Butler (512) 458-7488 or T.D.D. at (512) 458-7708 at least two days prior to the meeting.

Filed: March 17, 1993, 4:35 p.m.

TRD-9320476

Texas Appraiser Licensing and Certification Board

Friday, March 26, 1993, 10 a.m. The Texas Appraiser Licensing and Certification Board will meet at the TREC Headquarters, Conference Room 235, Second Floor, 1101 Camino La Costa, Austin. According to the agenda summary, the board will call the meeting to order; discuss approval of minutes; comments from visitors; interpretations of board policies and procedures; request from Shelia L. Osbourne, application of Jerrell W. Fleming; discuss and possibly act concerning complaint filed against Belva Henderson and Maxine S. Scott; discuss and possibly respond to the appraisal subcommittee field review and audit; discuss House Bill 2644 and other legislative matters; hear staff reports; discuss selection of meeting dates; operating budget and appropriation requests for Fiscal Year 1994-1995; discuss and possible action concerning contracting for qualifying examinations, and other education related matters; meet in executive session concerning commissioner's job performance pursuant to Texas Civil Statutes, Article 6252-17, §2(g); and adjourn. For ADA assistance, call Nancy Guevremont (512) 465-3923 at least two days prior to meeting.

Contact: Renil C. Liner, 1101 Camino La Costa, Austin, Texas 78752, (512) 465-3950.

Filed: March 17, 1993, 12:48 p.m.

TRD-9320404

Texas State Board of Medical Examiners

Thursday, March 25, 1993, 8:30 a.m. The Disciplinary Process Review Committee of the Texas State Board of Medical Examiners will meet at 1812 Centre Creek Drive, Suite 300, Austin. According to the complete agenda, the committee will call the meeting to order; discuss approval of the minutes of February 25, 1993 meeting; discuss February 1993 enforcement report; and meet in executive session to review selected files, two year old cases, and cases dismissed by Informal Settlement Conferences. (Executive session under authority of Article 6252-17, as related to Article 4495b, 2.07, 3.05(d), 4.05(d), 5.06(s)(1) and Opinion of Attorney General 1974, Number H-484).

Contact: Pat Wood, P.O. Box 149134, Austin, Texas 78714-9134, (512) 834-4502.

Filed: March 17, 1993, 4:30 p.m.

TRD-9320473

Thursday, March 25, 1993, 1 p.m. The Reciprocity Committee of the Texas State Board of Medical Examiners will meet at 1812 Centre Creek Drive, Suite 300, Austin. According to the complete agenda, the committee will call the meeting to order; take roll call; review of: reciprocal endorsement applicants; application questions; SPEX examination statistics; discuss proposed change to Board Rule 163.9(g)(1); and meet in executive session, under authority of Article 6252-17, §2(e) to discuss pending litigation. (Executive session under authority of Article 6252-17, as related to Article 4495b, 2.07, 3.05(d), 4.05(d), 5.06(s)(1) and Opinion of Attorney General 1974, Number H-484).

Contact: Pat Wood, P.O. Box 149134, Austin, Texas 78714-9134, (512) 834-4502.

Filed: March 17, 1993, 4:30 p.m.

TRD-9320472

Thursday, March 25, 1993, 1 p.m. The Examination Committee of the Texas State Board of Medical Examiners will meet at 1812 Centre Creek Drive, Suite 300, Austin. According to the complete agenda, the committee will call the meeting to order; take roll call; and review of examination applicants. (Executive session under authority of Article 6252-17, as related to Article 4495b, 2.07, 3.05(d), 4.05(d), 5.06(s)(1) and Opinion of Attorney General 1974, Number H-484).

Contact: Pat Wood, P.O. Box 149134, Austin, Texas 78714-9134, (512) 834-4502.

Filed: March 17, 1993, 4:29 p.m.

TRD-9320471

Thursday, March 25, 1993, 3 p.m. The Long Range Planning Committee of the Texas State Board of Medical Examiners will meet at 1812 Centre Creek Drive, Suite 300, Austin. According to the complete agenda, the committee will call the meeting to order; take roll call; discuss proposed changes in board rules; discuss Sunset issues/impact of proposed legislation; and adjourn. (Executive session under authority of Article 6252-17, as related to Article 4495b, 2.07, 3.05(d), 4.05(d), 5.06(s)(1) and Opinion of Attorney General 1974, Number H-484).

Contact: Pat Wood, P.O. Box 149134, Austin, Texas 78714-9134, (512) 834-4502.

Filed: March 17, 1993, 4:24 p.m.

TRD-9320465

Friday, March 26, 1993, 8:30 a.m. The Finance Committee of the Texas State Board of Medical Examiners will meet at 1812 Centre Creek Drive, Suite 300, Austin. According to the complete agenda, the committee will report on revenues and expenditures; report on legislative bills and impacts; and report on fiscal notes. (Executive session under authority of Article 6252-17, as related to Article 4495b, 2.07, 3.05(d), 4.05(d), 5.06(s)(1) and Opinion of Attorney General 1974, Number H-484).

Contact: Pat Wood, P.O. Box 149134, Austin, Texas 78714-9134, (512) 834-4502.

Filed: March 17, 1993, 4:28 p.m.

TRD-9320469

Friday, March 26, 1993, 8:30 a.m. The Standing Orders Committee of the Texas State Board of Medical Examiners will meet at 1812 Centre Creek Drive, Suite 300, Austin. According to the complete agenda, the committee will call the meeting to order; take roll call; and discuss proposed rule changes for Acupuncture: rules proposed by Acupuncture Advisory Committee; and rules proposed by staff attorney, Sandra Fitzpatrick. (Executive session under authority of Article 6252-17, as related to Article 4495b, 2.07, 3.05(d), 4.05(d), 5.06(s)(1) and Opinion of Attorney General 1974, Number H-484).

Contact: Pat Wood, P.O. Box 149134, Austin, Texas 78714-9134, (512) 834-4502.

Filed: March 17, 1993, 4:28 p.m.

TRD-9320468

Friday, March 26, 1993, 3 p.m. The Ad Hoc Committee for Ethical Issues of the Texas State Board of Medical Examiners will meet at 1812 Centre Creek Drive, Suite

300, Austin. According to the complete agenda, the committee will call the meeting to order; take roll call; discuss ethical issues to be pursued by the committee; and adjourn. (Executive session under authority of Article 6252-17, as related to Article 4495b, 2.07, 3.05(d), 4.05(d), 5.06(s)(1) and Opinion of Attorney General 1974, Number H-484).

Contact: Pat Wood, P.O. Box 149134, Austin, Texas 78714-9134, (512) 834-4502.

Filed: March 17, 1993, 4:26 p.m.

TRD-9320467

Friday, March 26, 1993, 3 p.m. The Legislative Committee of the Texas State Board of Medical Examiners will meet at 1812 Centre Creek Drive, Suite 300, Austin. According to the complete agenda, the committee will call the meeting to order; take roll call; give update on Sunset Review and proposed legislation; update on board members' contacts with legislators; and adjourn. (Executive session under authority of Article 6252-17, as related to Article 4495b, 2.07, 3.05(d), 4.05(d), 5.06(s)(1) and Opinion of Attorney General 1974, Number H-484).

Contact: Pat Wood, P.O. Box 149134, Austin, Texas 78714-9134, (512) 834-4502.

Filed: March 17, 1993, 4:24 p.m.

TRD-9320466

Friday-Saturday, March 26-27, 1993, 10 a.m. and 8:30 a.m. respectively. The Texas State Board of Medical Examiners will meet at 1812 Centre Creek Drive, Suite 300, Austin. According to the agenda summary, the board will hear a speaker on chelation therapy; hold a public hearing for rule change; approve board orders and minutes; hear proposals for decision; have probation appearances; hear a request for termination of probation and a request for modification of probation; approve a compliance manual; and hear the executive director's report which will include discussion of the upcoming federation meeting, enforcement, licensure, information services, and Sunset Review; and go into executive session to discuss personnel matters. (Executive session under authority of Article 6252-17, as related to Article 4495b, 2.07, 3.05(d), 4.05(d), 5.06(s)(1) and Opinion of Attorney General 1974, Number H-484).

Contact: Pat Wood, P.O. Box 149134, Austin, Texas 78714-9134, (512) 834-4502.

Filed: March 17, 1993, 4:30 p.m.

TRD-9320474

Texas National Guard Armory Board

Friday, March 26, 1993, 3 p.m. The Texas National Guard Armory Board will meet at the Hyatt Regency DFW (Saturn Room),

Dallas/Fort Worth Airport. According to the agenda summary, the board will discuss approval of the minutes of previous meetings; discuss administrative matters; construction/renovation/maintenance update; property/leases; and establish date and location of next meeting.

Contact: Sandra Hille, P.O. Box 5426, Austin, Texas 78763; (512) 406-6907.

Filed: March 18, 1993, 8:18 a.m.

TRD-9320477

Texas Parks and Wildlife Department

Wednesday, March 24, 1993, 9:30 a.m. The Land Acquisition and Development Committee of the Texas Parks and Wildlife Commission of the Texas Parks and Wildlife Department will meet at the Bastrop State Park Refectory, Bastrop State Park, Bastrop. According to the agenda summary, the committee will discuss approval of minutes from January 20, 1993, meeting; State Park policy briefing; staff update; and briefing and tour of Bastrop State Park.

Contact: Andrew Sansom, 4200 Smith School Road, Austin, Texas 78744, (512) 389-4802.

Filed: March 16, 1993, 2:25 p.m.

TRD-9320317

Wednesday, March 24, 1993, 9:30 a.m. The Land Acquisition and Development Committee of the Texas Parks and Wildlife Department will meet at the Bastrop State Park Refectory, Bastrop State Park, Bastrop. According to the agenda summary, the committee will meet in executive session; discuss approval of the minutes from January 20, 1993 meeting; land acquisitions-Cameron County and Hidalgo County; and briefing on Bexar County.

Contact: Andrew Sansom, 4200 Smith School Road, Austin, Texas 78744, (512) 389-4802.

Filed: March 16, 1993, 2:25 p.m.

TRD-9320318

Wednesday, March 24, 1993, 2 p.m. The Regulations Committee of the Texas Parks and Wildlife Commission of the Texas Parks and Wildlife Department will meet at the Parks and Wildlife Headquarters, Complex Building B, 4200 Smith School Road, Austin. According to the agenda summary, the committee will discuss approval of committee minutes from the January 20, 1993 meeting; briefing on proposed 1993-1994 hunting and fishing regulations; briefing on 1992 white-tailed deer herd management tag program; discuss proposed amendments to the harmful fish or potentially harmful exotic fish, shellfish, and aquatic plants

proclamation; briefing on proposed 1993-1994 early season migratory game bird proclamation; and briefing on proposed rule change for use of aircraft to control depredating animals or manage wildlife.

Contact: Andrew Sansom, 4200 Smith School Road, Austin, Texas 78744, (512) 389-4802.

Filed: March 16, 1993, 2:26 p.m.

TRD-9320319

Wednesday, March 24, 1993, 6 p.m. The Texas Parks and Wildlife Commission of the Texas Parks and Wildlife Department will meet at Ruth's Chris Steakhouse, 3010 Guadalupe Street, Austin. According to the agenda summary, the commission plan to have dinner at 6 p.m., March 24, 1993. Although this function is primarily a social event and no formal action is planned, the commission may discuss items on the public hearing scheduled for 9 a.m., March 25, 1993.

Contact: Andrew Sansom, 4200 Smith School Road, Austin, Texas 78744, (512) 389-4802.

Filed: March 16, 1993, 2:26 p.m.

TRD-9320320

Thursday, March 25, 1993, 9 a.m. The Texas Parks and Wildlife Commission of the Parks and Wildlife Headquarters, Complex Building B, 4200 Smith School Road, Austin. According to the agenda summary, the commission will discuss approval of the minutes from January 21, 1993; presentation of retirement certificates and service awards; presentation of preservation award for Battleship Texas restoration; resolution-Galveston Bay Weekend; review and discuss shooting range program; statewide hunting and fishing proclamation; petition for rulemaking concerning redefinition of nursery area; and land acquisitions-Donley County, Hidalgo County, and Cameron County.

Contact: Andrew Sansom, 4200 Smith School Road, Austin, Texas 78744, (512) 389-4802.

Filed: March 16, 1993, 2:26 p.m.

TRD-9320321

Thursday, March 25, 1993, 9 a.m. The Texas Parks and Wildlife Commission of the Texas Parks and Wildlife Department will meet at the Parks and Wildlife Headquarters, Complex Building B, 4200 Smith School Road, Austin. According to the agenda summary, the commission will meet in executive session; discuss approval of minutes from January 21, 1993 executive session; and land acquisitions-Donley County, Hidalgo County and Cameron County.

Contact: Andrew Sansom, 4200 Smith School Road, Austin, Texas 78744, (512) 389-4802.

Filed: March 16, 1993, 2:26 p.m.

TRD-9320322

Polygraph Examiners Board

Thursday-Friday, April 1-2, 1993, 3 p.m. and 9 a.m. respectively. The Polygraph Examiners Board will meet at the Seven Oaks Resort, 1400 Austin Highway, San Antonio. According to the complete agenda, on Thursday, the board will hold a public meeting to discuss approval of the January 1993 meeting minutes; consideration of applications for licensure; close meeting to administer/grade licensing examination; on Friday, reconvene in open meeting; appearance of Gerald Lee Tolbert; agency update; and meeting will be closed to administer Phase III of licensing examination.

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

Filed: March 17, 1993, 7:46 a.m.

TRD-9320340

Public Utility Commission of Texas

Wednesday, March 24, 1993, 9 a.m. The Public Utility Commission of Texas will meet at 7800 Shoal Creek Boulevard, Suite 450, Austin. According to the agenda summary, the commission will consider the following dockets: 11505, 11599, 11612, 11288, 11498, 11247, 11364, 11483, 11649, P-9075, P-11125, P-11399, P-11680, P-11785, P-11833, 10955, 10440, 11685, 11719, 10824, 11270, and 9655.

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

Filed: March 16, 1993, 3:20 p.m.

TRD-9320329

Wednesday, March 24, 1993, 9 a.m. The Public Utility Commission of Texas will meet at 7800 Shoal Creek Boulevard, Austin. According to the complete revised agenda, the commission will consider the appeal of the Examiner's oral ruling at the final prehearing conference on Docket Number 11292-application of Entergy Corporation and Gulf States Utilities Company for approval of sale, transfer, or merger and rate relief resulting therefrom.

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

Filed: March 16, 1993, 4:22 p.m.

TRD-9320338

Wednesday, March 24, 1993, 9:05 a.m. The Administrative Division of the Public Utility Commission of Texas will meet at 7800 Shoal Creek Boulevard, Suite 450, Austin. According to the agenda summary, the division will discuss reports; possibly discuss and act on consideration of a PUC inquiry on telecommunications public access and operator service provider issues; PUC inquiry on electric transmission pricing and access issues; consider and discuss approval of Economic and Regulatory Policy Division project which prepares comments for the SEC NOPRM relating to exempt wholesale generators and foreign utility companies; discussion of and possible intervention regarding TU's filing with the SEC for approval by the SEC of TU's acquisition of Southwestern Electric Service Company; staff action plan regarding federal energy act; integrated resource planning regional hearing; proposed or pending legislation and possible action with respect thereto; discuss budget and fiscal matters; adjourn for executive session to consider litigation and personnel matters; reconvene for discussion and decisions on matters considered in executive session; set time and place for next meeting; and adjourn.

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

Filed: March 16, 1993, 3:21 p.m.

TRD-9320331

Thursday, April 1, 1993, 9:30 a.m. The Public Utility Commission of Texas will meet at 7800 Shoal Creek Boulevard, Suite 450, Austin. According to the complete agenda, the commission will have a presentation by Houston Lighting and Power Company of information on a new media campaign for encouraging energy efficiency in its service territory.

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

Filed: March 16, 1993, 3:20 p.m.

TRD-9320330

Monday, June 7, 1993, 10 a.m. (Rescheduled from Monday, March 22, 1993, 10 a.m.). The Hearings Division of the Public Utility Commission of Texas will meet at 7800 Shoal Creek Boulevard, Suite 450, Austin. According to the complete agenda, the division will hold a hearing on the merits in Docket Number 11109-request of Southwestern Bell Telephone Company to obsolete and grandfather Centrex Services and joint application of the parties to determine if the restrictions, terms, and conditions associated with the sharing of Centrex and Plexar Services are unreasonable as a matter of regulatory policy or in violation of any law.

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

Filed: March 16, 1993, 3:21 p.m.

TRD-9320332

Railroad Commission of Texas

Wednesday, March 24, 1993, 10 a.m. The Railroad Commission of Texas will meet at the City Club, 301 Commerce Street, Fourth Floor, Fort Worth. According to the complete agenda, the commission will meet with area citizens and may discuss matters relating to the commission. No deliberation will be held and no decisions will be taken by the commission on any pending cases or regular business.

Contact: Brenda Loudermilk, 1701 North Congress Avenue, Austin, Texas 78701, (512) 463-7149.

Filed: March 16, 1993, 11:32 a.m.

TRD-9320310

Texas Rehabilitation Commission

Thursday, March 25, 1993, 9:30 a.m. The Board of the Texas Rehabilitation Commission will meet at the Brown-Healy Building, 4900 North Lamar Boulevard, Public Hearing Room, Austin. According to the complete agenda, the board will take roll call; introduce guests; give invocation; discuss approval of board minutes of December 2, 1992; hear commissioner's comments; updates on: legislative issues; disability determination services program; authorization of approval to discontinue disability determinations for the Social Security Administration; update on management audit; review and approval of revised audit charter; updates on: rehabilitation services; and administrative services; meet in executive session; and adjourn. NOTE: If all agenda items have been completed, the board will adjourn. If all agenda items have not been completed, the board will recess until 9:30 a.m., Friday, March 26, 1993, to reconvene in the Public Hearing Room, 4900 North Lamar Boulevard, Austin.

Contact: Charles Schiesser, 4900 North Lamar Boulevard, Austin, Texas 78751, (512) 483-4051.

Filed: March 17, 1993, 2:17 p.m.

TRD-9320425

Friday, March 26, 1993, 9:30 a.m. The Board of the Texas Rehabilitation Commission will meet at the Brown-Healy Building, 4900 North Lamar Boulevard, Public

Hearing Room, Austin. According to the complete agenda, the board will take roll call; introduce guests; hear commissioner's comments; viewing of disability awareness training video; update on compliance with the Americans with Disabilities Act and related costs; independent audit status—Article V, Section 32—Fiscal Year 1992 annual report presentation; meet in executive session; and adjourn.

Contact: Charles Schiesser, 4900 North Lamar Boulevard, Austin, Texas 78751, (512) 483-4051.

Filed: March 17, 1993, 2:19 p.m.

TRD-9320426

Texas County and District Retirement System

Thursday, March 25, 1993, 1:30 p.m. The Board of Trustees of the Texas County and District Retirement System will meet at the TCDRS Office Building, 400 West 14th Street, Austin. According to the revised agenda summary, the board chairman will open the meeting; discuss approval of minutes of the December 10-11, 1992 board meeting; applications for service and disability retirement benefits; financial statements; receive reports from director, actuary, legal and investment counsel; discuss approval of applications for TCDRS participation; approval of new rule regarding trustee transfers and several amendments to existing rules; approval of reduction/increase ratios for inactive subdivisions; consider pending legislation; approval of bank depository agreement; discuss other business; hear chairman's report; set date for June 1993 meeting; and adjourn.

Contact: Terry Horton, 400 West 14th Street, Austin, Texas 78701, (512) 476-6651.

Filed: March 16, 1993, 2:47 p.m.

TRD-9320325

Friday, March 26, 1993, 9 a.m. The Board of Trustees of the Texas County and District Retirement System will meet at the Guest Quarters Hotel, 303 West 15th Street, Austin. According to the revised agenda summary, the board chairman will open the meeting; discuss approval of the minutes of the December 10-11, 1992 board meeting; applications for service and disability retirement benefits; financial statements; receive reports from director, actuary, legal and investment counsel; discuss approval of applications for TCDRS participation; approval of new rule regarding trustee to trustee transfers and several amendments to existing rules; approval of reduction/increase ratios for inactive subdivisions; consider pending legislation; approval of bank de-

pository agreement; discuss other business; hear chairman's report; set date for June 1993 meeting; and adjourn.

Contact: Terry Horton, 400 West 14th Street, Austin, Texas 78701, (512) 476-6651.

Filed: March 16, 1993, 2:47 p.m.

TRD-9320326

The Texas A&M University System, Board of Regents

Thursday-Friday, March 25-26, 1993, 8:30 a.m. and 8 a.m. respectively. The Board of Regents of the Texas A&M University System will meet at the Board of Regents Meeting Room, College Station. According to the agenda summary, the board will discuss initiation of construction projects; construction matters for the system parts; selection of architects/engineers; correction and approval of minutes; resolutions; establishment of centers; revision of mission statement; license agreements; establish fees, charges and deposits; appropriation and expenditure of funds; establishment of revolving funds; approval of pay telephones; quasi-endowments; vending machine contracts; right-of-way easements; authorization to change the titles of executive positions; acquisition and disposition of real estate; emeritus titles; appointments and promotions; budget and fiscal transfers, salary increases and new positions; terminations; tenure; gifts, grants, loans and bequests; reduction in AUF support for TAMU, PVAM and system offices; transfer of funding for system offices to special mineral fund; naming of facilities; reports from system administration; and reorganization of the board.

Contact: Vickie Running, The Texas A&M University System, College Station, Texas 77843, (409) 845-9600.

Filed: March 17, 1993, 2:14 p.m.

TRD-9320418

Texas State Technical College

Friday, March 26, 1993, 9:30 a.m. The Board of Regents of Texas State Technical College will meet at the TSTC Waco IDEAS Center, 3801 Campus Drive, Waco. According to the agenda summary, the board will convene into executive session in accordance with Article 6252-17, Section 2, Subsection (e), (g), and (f).

Contact: Sandra J. Krumnow, 3801 Campus Drive, Waco, Texas 76705, (817) 867-4890.

Filed: March 17, 1993, 3:36 p.m.

TRD-9320439

Friday, March 26, 1993, 1:30 p.m. The Board of Regents of Texas State Technical College will meet at the TSTC Waco IDEAS Center, 3801 Campus Drive, Waco. According to the agenda summary, the board will discuss and review the following TSTC Policy Committee minute orders and reports: Committee of the Whole; Policy Committee for Instruction and Student Services; Policy Committee for Human Resources and Development; Policy Committee for Fiscal Affairs; Policy Committee for Facilities; and Committee of the Whole

Contact: Sandra J. Krumnow, 3801 Campus Drive, Waco, Texas 76705, (817) 867-4890.

Filed: March 17, 1993, 3:36 p.m.

TRD-9320438

Saturday, March 27, 1993, 9 a.m. The Board of Regents of Texas State Technical College will meet at the TSTC Waco IDEAS Center, 3801 Campus Drive, Waco. According to the agenda summary, the board will discuss and possibly act on the following minute orders: classes meeting with less than ten students; waste water treatment certificate program; AAS in: solid waste management; asbestos waste management; software engineering technology; telecommunications technology; requests for budget change; signature authorizations; sale miscellaneous surplus equipment; lease with Texas AMC, Inc.; contract for construction of Student Recreation Complex; approve plans and specifications for Aviation Technology Building construction; advertise and accept bids for construction of Aviation Technology Building; conveyance of title to Wayne Chemical Company; easement for use of public streets from Wayne Chemical site to public highway; easement for use of railroad trackage from Wayne Chemical site to main spur of MKT Railroad; policy on nepotism; policy on dissemination of information and news to the public; and expression of sympathy to the family of Mollie Straten.

Contact: Sandra J. Krumnow, 3801 Campus Drive, Waco, Texas 76705, (817) 867-4890.

Filed: March 17, 1993, 3:37 p.m.

TRD-9320440

Texas Tech University

Thursday, March 25, 1993, 10:30 a.m. The Academic and Student Affairs Committee of the Board of Regents of the Texas Tech University will meet in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the committee will discuss approval of the January 27, 1993, committee meeting

minutes; consider granting of academic tenure; changes in academic rank; granting of emeritus status; approval of faculty member to receive partial salary from another entity while on Faculty Development leave; ratification: faculty development leave, and leaves of absence; and reports.

Contact: Donna R. Rampy, Box 42011, Lubbock, Texas 79409-2011, (806) 742-2161.

Filed: March 17, 1993, 3:51 p.m.

TRD-9320448

Thursday, March 25, 1993, 10:30 a.m. The Finance and Administration Committee of the Board of Regents of the Texas Tech University will meet in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the committee will discuss approval of the January 27, 1993, committee meeting minutes; consider award of a natural gas contract and revision of natural gas transportation contract; and reports.

Contact: Donna R. Rampy, Box 42011, Lubbock, Texas 79409-2011, (806) 742-2161.

Filed: March 17, 1993, 3:51 p.m.

TRD-9320447

Thursday, March 25, 1993, 10:30 a.m. The Development Committee of the Board of Regents of the Texas Tech University will meet in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the committee will discuss approval of the January 27, 1993, committee meeting minutes; and reports.

Contact: Donna R. Rampy, Box 42011, Lubbock, Texas 79409-2011, (806) 742-2161.

Filed: March 17, 1993, 3:50 p.m.

TRD-9320446

Thursday, March 25, 1993, 10:30 a.m. The Public Affairs and University Relations of the Board of Regents of the Texas Tech University will meet in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the committee will discuss approval of the December 17, 1992, committee meeting minutes; and reports.

Contact: Donna R. Rampy, Box 42011, Lubbock, Texas 79409-2011, (806) 742-2161.

Filed: March 17, 1993, 3:50 p.m.

TRD-9320443

Thursday, March 25, 1993, 10:30 a.m. The Research Committee of the Board of Regents of the Texas Tech University will meet in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According

to the complete agenda, the committee will discuss approval of the January 27, 1993, committee meeting minutes; and reports.

Contact: Donna R. Rampy, Box 42011, Lubbock, Texas 79409-2011, (806) 742-2161.

Filed: March 17, 1993, 3:50 p.m.

TRD-9320444

Thursday, March 25, 1993, 10:30 a.m. The Campus and Building Committee of the Board of Regents of the Texas Tech University will meet in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the committee will discuss approval of the January 27, 1993, committee meeting minutes; consider authorization for president to proceed with planning, establishing project budget, appoint project architect, approve schematic design, and proceed with contract documents for renovation of auditorium in Agricultural Education and Communications Building and for Fiscal Year 1993 bus system accessibility improvements for the campus; authorization for president to award construction contract for partial replacement and repair of the roofs on Wall/Gates and Hulen/Clement Residence Halls, for the Phase III renovation of Fisheries and Wildlife Research Building and the renovation of existing offices in the Physical Plant; approval of 1993-1994 Traffic and Parking Regulations; ratification of: acceptance date for University Center, Coronado room and acceptance date for the Physical Plant, Phase II addition; and reports.

Contact: Donna R. Rampy, Box 42011, Lubbock, Texas 79409-2011, (806) 742-2161.

Filed: March 17, 1993, 3:50 p.m.

TRD-9320445

Thursday, March 25, 1993, 10:30 a.m. The Athletic Affairs Committee of the Board of Regents of the Texas Tech University will meet in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the committee will discuss reports.

Contact: Donna R. Rampy, Box 42011, Lubbock, Texas 79409-2011, (806) 742-2161.

Filed: March 17, 1993, 3:49 p.m.

TRD-9320442

Thursday, March 25, 1993, 10:30 a.m. The Committee of the Whole of the Board of Regents of the Texas Tech University will meet in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the committee will meet in executive session to discuss agenda: Texas Civil Statutes, Article 6252-17; consultation with president and

general counsel regarding pending and contemplated litigation, settlement offers, settlement negotiation, and matters confidential pursuant to Code of Professional Responsibility of State Bar of Texas; discussion prospective gifts to the University and Health Sciences Center and contractual negotiations contemplated and those in progress; discussion concerning evaluation and duties of Texas Tech University and Texas Tech University Health Sciences Center officers and employees; and conference with various employees for the purpose of receiving information and asking questions of employees.

Contact: Donna R. Rampy, Box 42011, Lubbock, Texas 79409-2011, (806) 742-2161.

Filed: March 17, 1993, 3:49 p.m.

TRD-9320441

Friday, March 26, 1993, 9:40 a.m. The Board of Regents of the Texas Tech University will meet in the Board Suite, Administration Building, Campus, Lubbock. According to the agenda summary, the board will report and act on approval of the minutes; Academic and Student Affairs; Finance and Administration; Campus and Building; Development; and Committee of the Whole.

Contact: Donna R. Rampy, Box 42011, Lubbock, Texas 79409-2011, (806) 742-2161.

Filed: March 17, 1993, 3:51 p.m.

TRD-9320449

Texas Tech University Health Sciences Center

Thursday, March 25, 1993, 10:30 a.m. The Academic, Clinical and Student Affairs Committee of the Board of Regents of the Texas Tech University Health Sciences Center will meet in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the committee will discuss approval of the January 27, 1993, minutes; consider granting of academic tenure; changes in academic rank; delegation of supervisory authority and governance of Quality Assurance and Staff Credentialing Program; approval of amendment to agreement between Texas Tech University Health Sciences Center and City of El Paso doing business as R. E. Thomason General Hospital, to provide emergency medical services; approval to renew agreement between Texas Tech University Health Sciences Center and Life Management Center, El Paso, to provide psychiatric crisis stabilization to patients of the Center; and approval to renew agreement between Texas Tech University Health Sciences Center and Jim

L. Reed, M.D., Lubbock, to provide Locum Tenens coverage for the Department of Radiology in the School of Medicine; and reports.

Contact: Donna R. Rampy, Box 42011, Lubbock, Texas 79409-2011, (806) 742-2161.

Filed: March 17, 1993, 3:53 p.m.

TRD-9320456

Thursday, March 25, 1993, 10:30 a.m. The Finance and Administration Committee of the Board of Regents of the Texas Tech University Health Sciences Center will meet in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the committee will discuss approval of the January 27, 1993, committee meeting minutes; and reports.

Contact: Donna R. Rampy, Box 42011, Lubbock, Texas 79409-2011, (806) 742-2161.

Filed: March 17, 1993, 3:53 p.m.

TRD-9320455

Thursday, March 25, 1993, 10:30 a.m. The Development Committee of the Board of Regents of the Texas Tech University Health Sciences Center will meet in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the committee will discuss approval of the January 27, 1993, committee meeting minutes; and reports.

Contact: Donna R. Rampy, Box 42011, Lubbock, Texas 79409-2011, (806) 742-2161.

Filed: March 17, 1993, 3:53 p.m.

TRD-9320454

Thursday, March 25, 1993, 10:30 a.m. The Public Affairs and University Relations Committee of the Board of Regents of the Texas Tech University Health Sciences Center will meet in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the committee will discuss approval of the December 17, 1992, committee meeting minutes; and reports.

Contact: Donna R. Rampy, Box 42011, Lubbock, Texas 79409-2011, (806) 742-2161.

Filed: March 17, 1993, 3:52 p.m.

TRD-9320453

Thursday, March 25, 1993, 10:30 a.m. The Research Committee of the Board of Regents of the Texas Tech University Health Sciences Center will meet in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the committee will discuss approval of the January 27, 1993, committee meeting minutes; and reports.

Contact: Donna R. Rampy, Box 42011, Lubbock, Texas 79409-2011, (806) 742-2161.

Filed: March 17, 1993, 3:52 p.m.

TRD-9320452

Thursday, March 25, 1993, 10:30 a.m. The Campus and Building Committee of the Board of Regents of the Texas Tech University Health Sciences Center will meet in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the committee will discuss approval of the January 27, 1993, committee meeting minutes; and reports.

Contact: Donna R. Rampy, Box 42011, Lubbock, Texas 79409-2011, (806) 742-2161.

Filed: March 17, 1993, 3:52 p.m.

TRD-9320451

Thursday, March 25, 1993, 10:30 a.m. The Committee of the Whole of the Board of Regents of the Texas Tech University Health Sciences Center will meet in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the committee will meet in executive session to discuss agenda: Texas Civil Statutes, Article 6252-17; consultation with president and general counsel regarding pending and contemplated litigation, settlement offers, settlement negotiation, and matters confidential pursuant to Code of Professional Responsibility of State Bar of Texas; discussion prospective gifts to the University and Health Sciences Center and contractual negotiations contemplated and those in progress; discussion concerning evaluation and duties of Texas Tech University and Texas Tech University Health Sciences Center officers and employees; and conference with various employees for the purpose of receiving information and asking questions of employees.

Contact: Donna R. Rampy, Box 42011, Lubbock, Texas 79409-2011, (806) 742-2161.

Filed: March 17, 1993, 3:52 p.m.

TRD-9320450

Friday, March 26, 1993, 9 a.m. The Board of Regents of the Texas Tech University Health Sciences Center will meet in the Board Suite, Administration Building, Campus, Lubbock. According to the agenda summary, the board will report and act on approval of the minutes; President's report; Academic, Clinical and Student Affairs; Finance and Administration; Development; and Committee of the Whole.

Contact: Donna R. Rampy, Box 42011, Lubbock, Texas 79409-2011, (806) 742-2161.

Filed: March 17, 1993, 3:53 p.m.

TRD-9320457

Texas Department of Transportation

Wednesday, March 24, 1993, 9:30 a.m. The Texas Transportation Commission of the Texas Department of Transportation will meet at the Dewitt C. Greer Building, 125 East 11th Street, First Floor, Austin. According to the agenda summary, the commission will hold a public hearing on Gulf Intracoastal Waterway matters in Galveston County; delegation appearances from Williamson, Hays, El Paso, Bexar, and Smith Counties; authorize IH, US, SH and FM Road projects; exception to Department right-of-way policy; consider revision to Statewide Transportation Improvement Program (STIP); previous delegation matters; meet in executive session with legal counsel and for realty matters; discuss rulemaking, 43 TAC Part 1, Chapter 1, 23, and 25; resolution, briefing and report on public transportation; hear staff reports; and hold open comment period.

Contact: Myrna Klipple, 125 East 11th Street, Austin, Texas 78701, (512) 463-8576.

Filed: March 16, 1993, 2:40 p.m.

TRD-9320324

Texas Turnpike Authority

Friday-Saturday, March 26-27, 1993, noon. The Board of Directors of the Texas Turnpike Authority will meet at the Stouffer Austin Hotel, 9721 Arboretum Boulevard, Austin. According to the complete agenda, the board will review and discuss missions and goals; organizational structure; and operational policies.

Contact: Harry Kabler, P.O. Box 190369, Dallas, Texas 75219, (214) 522-6200.

Filed: March 16, 1993, 2:49 p.m.

TRD-9320328

University of Houston System

Monday, March 22, 1993, 2 p.m. The Board of Regents of the University of Houston System met at 1600 Smith Street, 34th Floor, Conference Room One, University of Houston System Offices, Houston. According to the complete agenda, the board possibly discussed and or approved the following: met in executive session to discuss purchase, exchange, lease or value of real property; negotiated contracts for prospective gifts or donations; presentation of master plan-University of Houston; and disposition of real property-Sandringham House and Lawndale Annex.

Contact: Peggy Cervenka, 1600 Smith Street, 34th Floor, Houston, Texas 77002, (713) 754-7442.

Filed: March 16, 1993, 10:40 a.m.

TRD-9320305

Texas Water Commission

Tuesday, April 27, 1993, at 10 a.m. The Office of Hearings Examiners of the Texas Water Commission will meet at the Stephen F. Austin State Office Building, Room 1149B, 1700 North Congress Avenue, Austin. According to the agenda summary, the commission will hold a hearing on Harris County Municipal Utility District Number 359's application for creation of the municipal utility district.

Contact: Carol Wood, P.O. Box 13087, Austin, Texas 78711, (512) 463-7875.

Filed: March 18, 1993, 9:35 a.m.

TRD-9320492

Wednesday, May 5, 1993, at 9 a.m. The commission will meet at the Stephen F. Austin State Office Building, Room 118, 1700 North Congress Avenue, Austin. According to the agenda summary, the commission will hold a hearing on Challenge Development, Inc. Application Number 5451 for a permit to construct and maintain a dam creating a 9.0 acre-foot reservoir, with a surface area of 1.83 acres, on an unnamed tributary of Walker Branch, tributary of the West Fork Trinity River, tributary of the Trinity River, Trinity River Basin. The dam and reservoir will be used for in-place recreational purposes and storm water detention in a subdivision located approximately 9.7 miles northeast of Fort Worth in Tarrant County, Texas.

Contact: Arlette Capehart, P.O. Box 13087, Austin, Texas 78711, (512) 465-2347.

Filed: March 18, 1993, 9:35 a.m.

TRD-9320491

Wednesday, June 23, 1993, at 9 a.m. The commission will meet at the Stephen F. Austin State Office Building, Room 118, 1700 North Congress Avenue, Austin. According to the agenda summary, the commission will hold a hearing on Richard William Walton's Application Number 5453 to divert and use 50 acre-feet of water per annum from Bear Creek, tributary of Red Oak Creek, tributary of the Trinity River, Trinity River Basin. Water diverted from Bear Creek will be used to irrigate 30 acres of land out of three tracts totaling 34.04 acres located approximately 12 1/2 miles northeast of Waxahachie in Ellis County, Texas.

Contact: Mark Evans, P.O. Box 13087,

Austin, Texas 78711, (512) 465-4584.

Filed: March 18, 1993, 9:35 a.m.

TRD-9320493

Committee of the Whole Senate on Redistricting, Ethics and Elections

Thursday, March 25, 1993, 4 p.m. The Subcommittee on Elections and Ethics of the Committee of the Whole Senate on Redistricting, Ethics and Elections will meet at the Stephen F. Austin State University, Room 133, McGee Business Building, 1836 North Street, Nacogdoches. According to the complete agenda, the subcommittee is meeting to take testimony related to reapportioning judicial districts as provided by Article V, §7a, Texas Constitution. Although the subcommittee will take testimony at other meetings in Austin related to districts for appellate courts, testimony is welcome on this subject at this hearing. Information about judicial selection reform is also welcome however, it is outside the direct responsibility of the subcommittee.

Contact: Kim Herry, 415 William P. Clements Building, Austin, Texas 78701. (512) 463-0067.

Filed: March 18, 1993, 9:58 a.m.

TRD-9320497

Thursday, April 1, 1993, 3 p.m. The Subcommittee on Elections and Ethics of the Committee of the Whole Senate on Redistricting, Ethics and Elections will meet at the Henry B. Gonzales Convention Center, 200 East Market Street, San Antonio. According to the complete agenda, the subcommittee is meeting to take testimony related to reapportioning judicial districts as provided by Article V, §7a, Texas Constitution. Although the subcommittee will take testimony at other meetings in Austin related to districts for appellate courts, testimony is welcome on this subject at this hearing. Information about judicial selection reform is also welcome however, it is outside the direct responsibility of the subcommittee.

Contact: Kim Herry, 415 William P. Clements Building, Austin, Texas 78701. (512) 463-0067.

Filed: March 18, 1993, 9:58 a.m.

TRD-9320496

Texas Workers' Compensation Commission

Thursday, March 25, 1993, 9 a.m. The Texas Certified Self-Insurer Guaranty Association of the Texas Workers' Compensation

Commission will meet at the Southfield Building, Rooms 910-911, 4000 South IH-35, Austin. According to the agenda summary, the association will call the meeting to order; discuss approval of minutes; discuss and possibly act on the following applicants: Tyson Foods, Inc., Albertson's Inc., Cooper Industries, Inc., Weyerhaeuser Company, Dillard Department Stores, Inc., The Folger Coffee Company and Affiliated Companies and Louisiana-Pacific Corporation; general reports including but not limited to: appointment of self-insured representatives and adoption of TCSIGA Board of Directors' Procedure #1: set public meetings; discuss future public meetings; and adjourn.

Contact: Todd K. Brown, 4000 South IH-35, Austin, Texas 78704, (512) 440-3592.

Filed: March 17, 1993, 11:58 a.m.

TRD-9320400

Texas Youth Commission

Thursday, March 25, 1993, 9:30 a.m. The Board of the Texas Youth Commission will meet at 4900 North Lamar, Room 2301, Austin. According to the agenda summary, the board will report on initiative with Travis County (information), report on meetings of the juvenile justice workgroup (information), report on the overrepresentation of minorities in the juvenile justice system (information), possibly approve the lease of the Parrie Haynes Ranch (action), report on the agency affirmative action plan (information) and review alleged mistreatment investigations (information).

Contact: Ron Jackson, P.O. Box 4260, Austin, Texas 78765, (512) 483-5001.

Filed: March 17, 1993, 4:08 p.m.

TRD-9320464

Regional Meetings Meetings Filed March 16, 1993

The Bastrop Central Appraisal District Board of Directors will meet at the Bastrop Central Appraisal District, 1200 Cedar Street, Bastrop, March 24, 1993, at 7:30 p.m. Information may be obtained from Dana Ripley, P.O. Drawer 578, Bastrop, Texas 78602, (512) 321-3925. TRD-9320303.

The County Education District Number 14 met at the Pampa Middle School Library, 2401 Charles Street, Pampa, March 22, 1993, at 7 p.m. Information may be obtained from Dawson Orr, 321 West Albert, Pampa, Texas 79065, (806) 669-4700. TRD-9320306.

The Greater Austin-San Antonio Corridor Council, Inc. Executive Committee met at the Corridor Council Offices, the Riverhouse, 304 C. M. Allen Parkway, San Marcos, March 19, 1993, at 9 a.m. Information may be obtained from Dolores Sullivan, P.O. Box 1618, San Marcos, Texas 78667-1618. TRD-9320313.

The Greater Austin-San Antonio Corridor Council, Inc. Board of Directors met at the Corridor Council Offices, the Riverhouse, 304 C. M. Allen Parkway, San Marcos, March 19, 1993, at 10 a.m. Information may be obtained from Dolores Sullivan, P.O. Box 1618, San Marcos, Texas 78667-1618. TRD-9320314.

The San Antonio-Bexar County Metropolitan Planning Organization Transportation Steering Committee met at the San Antonio Convention Center (Alamo and Market), Second Floor Conference Room, Administration Office, San Antonio, March 22, 1993, at 1:30 p.m. Information may be obtained from Charlotte Roszelle, 434 South Main, Suite 205, San Antonio, Texas 78204, (210) 227-8651. TRD-9320336.

The Southwest Milam Water Supply Corporation Board met at 114 East Cameron, Rockdale, March 22, 1993, at 7 p.m. Information may be obtained from Dwayne Jelke, P.O. Box 232, Rockdale, Texas 76567, (512) 446-2604. TRD-9320341.

The Surplus Lines Stamping Office of Texas Board of Directors will meet at the Surplus Lines Stamping Office of Texas, 5914 West Courtyard Drive, Suite 150, Austin, March 25, 1993, at 10 a.m. Information may be obtained from Mary Matott or Deborah Mosebar, P.O. Box 9906, Austin, Texas 78766, (512) 346-3274. TRD-9320307.

The Swisher County Appraisal District Board of Directors met at the Conestoga Restaurant, North Highway 87, Tulia, March 18, 1993, at 7:30 a.m. Information may be obtained from Rose Lee Powell, P.O. Box 8, Tulia, Texas 79088, (806) 995-4118. TRD-9320316.

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**Meetings Filed March 17,
1993**

The Austin-Travis County Mental Health and Mental Retardation Center Board of Trustees will meet at 1430 Collier Street, Board Room, Austin, March 25, 1993, at 7 a.m. Information may be obtained from Sharon Taylor, P.O. Box 3548, Austin, Texas 78764-3548, (512) 447-4141. TRD-9320475.

The Brazos River Authority Joint Meeting of Water Quality and Water Utilization Committees, Board of Directors met at the

Omni Austin Hotel, 700 San Jacinto, Executive Boardroom, Austin, March 22, 1993, at 10 a.m. Information may be obtained from Mike Bukala, P.O. Box 7555, Waco, Texas 76714-7555, (817) 776-1441. TRD-9320416.

The Brazos River Authority Board of Directors met at the Omni Austin Hotel, 700 San Jacinto, Executive Boardroom, Austin, March 22, 1993, at 11 a.m. Information may be obtained from Mike Bukala, P.O. Box 7555, Waco, Texas 76714-7555, (817) 776-1441. TRD-9320417.

The Dallas Central Appraisal District Appraisal Review Board will meet at 2949 North Stemmons Freeway, Dallas, March 31, 1993, at 10 a.m. Information may be obtained from Rick L. Kuehler, 2949 North Stemmons Freeway, Dallas, Texas 75247, (214) 631-0520. TRD-9320414.

The Deep East Texas Council of Governments Grants Application Review Committee will meet at the Cape Royale, FM 224, San Jacinto County, Coldspring, March 25, 1993, at 11 a.m. Information may be obtained from Rusty Phillips, 274 East Lamar Street, Jasper, Texas 75951, (409) 384-5704. TRD-9320415.

The Deep East Texas Council of Governments Board of Directors will meet at the Cape Royale, FM 224, Coldspring, March 25, 1993, at 1 p.m. Information may be obtained from Walter G. Diggles, 274 East Lamar, Jasper, Texas 75951, (409) 384-5704. TRD-9320352.

The Jack County Appraisal District Board of Directors met at 210 North Church Street, Jacksboro, March 22, 1992, at 7 p.m. Information may be obtained from Gary L. Zeitler or Vicky K. Easter, P.O. Box 958, Jacksboro, Texas 76458, (817) 567-6301. TRD-9320460.

The Jack County Appraisal District Agriculture Advisory Committee will meet at 210 North Church Street, Jacksboro, March 23, 1992, at 6:30 p.m. Information may be obtained from Gary L. Zeitler or Vicky K. Easter, P.O. Box 958, Jacksboro, Texas 76458, (817) 567-6301. TRD-9320461.

Leon County Central Appraisal District Board of Directors met at the Leon County Central Appraisal District Office, Gresham Building, Corner of Highway 75 and Highway 7, Centerville. Information may be obtained from Donald Gillum, P.O. Box 536, Centerville, Texas 75883, (903) 536-2252. TRD-9320458.

The Middle Rio Grande Development Council (Revised Agenda.) Board of Directors met at the Fort Clark Springs Restaurant, Highway 90 West, Brackettville, March 22, 1993, at 1 p.m. Information may be obtained from Michael Patterson, P.O. Box 1199, Carrizo Springs, Texas 78834, (210) 876-3533. TRD-9320398.

The Tarrant Appraisal District Board of Directors will meet at 2329 Gravel Road, Fort Worth, March 26, 1993, at 9 a.m. Information may be obtained from Mary McCoy, 2315 Gravel Road, Fort Worth, Texas 76118, (817) 595-6005. TRD-9320350.

The Tax Appraisal District of Bell County Board of Directors will meet at the Tax Appraisal District Building, 411 East Central Avenue, Belton, March 24, 1993, at 7 p.m. Information may be obtained from Mike Watson, P.O. Box 390, Belton, Texas 76513-0390, (817) 939-5841, Extension 29. TRD-9320420.

The West Central Texas Council of Governments Ombudsman Task Force Quarterly Training will meet in the WCTCOG Large Conference Room, Abilene, March 26, 1993, at 10 a.m. Information may be obtained from Brad Helbert, 1025 East North 10, Abilene, Texas 79601, (915) 672-8544. TRD-9320413.

The West Central Texas Council of Governments Executive Committee will meet at 1025 Eastnorth 10th Street, Abilene, March 24, 1993, at 12:45 p.m. Information may be obtained from Brad Helbert, P.O. Box 3195, Abilene, Texas 79604, (915) 672-8544. TRD-9320459.

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**Meetings Filed March 18,
1993**

The Central Texas Council of Governments Transportation Planning Policy Group will meet at 302 East Central, Belton, April 6, 1993, at 10 a.m. Information may be obtained from Gerald B. Bunker, P.O. Box 729, Belton, Texas 76513, (817) 939-1801. TRD-9320490.

Central Texas Mental Health and Mental Retardation Board of Trustees met at 408 Mulberry Drive, Brownwood, March 22, 1993, at 5 p.m. Information may be obtained from Saul Pullman, P.O. Box 250, Brownwood, Texas 76804, (915) 646-9574, extension 102. TRD-9320478.

The Coastal Bend Council of Governments Membership will meet at the Nueces County Courthouse, Commissioners Courtroom, Third Floor, 901 Leopard Street, Corpus Christi, March 26, 1993, at 2 p.m. Information may be obtained from John P. Buckner, P.O. Box 9909, Corpus Christi, Texas 78469, (512) 883-5743. TRD-9320489.

The Lubbock Regional Mental Health and Mental Retardation Center Board of Trustees met at 3801 Avenue J, Board Room, Lubbock, March 22, 1993, at noon. Information may be obtained from Gene Menefee, 1210 Texas Avenue, Lubbock, Texas 79401, (806) 766-0202. TRD-9320479.

Upper Leon River Municipal Water District Board of Directors will meet at the General Office of the Filter Plant, Lake Proctor, Comanche County, March 25, 1993, at 6:30 p.m. Information may be obtained from Gary D. Lacy, P.O. Box 607, Comanche, Texas 76442, (817) 879-2258. TRD-9320488.





Name: Travis Groff
Grade: 7
School: Hendrick Middle School, Plano ISD

In Addition

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

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

Texas Air Control Board

Modification of the Agreement Between Texas Air Control Board and E. H. Pechan

The Agreement between the Texas Air Control Board and E. H. Pechan and Associates, Inc., approved, signed, and accepted on September 3, 1992, in Austin, Texas, Travis County is modified as follows:

I. Introduction. 1.01. This modification is in accordance with Section VIII, MODIFICATION OF AGREEMENT, subsection 8.02, Major Modifications, of the agreement between the Texas Air Control Board, hereinafter called the TACB, the air pollution control agency of the State of Texas, located at 12124 Park 35 Circle, Austin, Texas 78753, and E. H. Pechan and Associates, Inc., hereinafter called the Contractor, an independent contractor located at 5537 Hempstead Way, Springfield, Virginia 22151.

III. Duty of Contractor. Compensation-Deliverables. 3.02. For the deliverables described in Schedule A of this Agreement satisfactorily performed by the Contractor and accepted by the TACB in accordance with the Terms of this Agreement, the TACB agrees to pay the Contractor the amount specified in accordance with the provisions of paragraph 3.04. The additional cost of the services provided under this modification shall not exceed \$10,000, for a total contract amount of \$49,927.

IX. General Provisions. Signatures. 9.11. Contractor, by signing below, agrees that the TACB shall have the right of final approval of this Agreement, its modifications, and terminations. This Agreement shall be deemed accepted when and where signed by the Executive Director of the TACB.

Statement of Work-Deliverables. All work described in Schedule A of the original Low Emission Vehicle (LEV) Contract and in this Modified Schedule shall be completed and delivered to the Texas Air Control Board (TACB) no later than February 15, 1993. The Contractor will be required to accomplish the following tasks as defined below: completion of the Final Report as defined in the original Contract and its attached Schedule A. The terms and conditions of the original Contract continue to be in effect for all work done. The Final Report shall conform to the conditions in the letters from Russell Baier to E. H. Pechan, dated January 12, 1993, and from Al Giles to James H. Wilson, Jr., dated December 9, 1992, true and correct copies of which are attached as Attachments 1 and 2. With respect to Item Number 19 in the January 12, 1993, letter, your use of actual measured Reid Vapor Pressure (RVP) values are acceptable; contractor agrees to use the most recent version of MOBILE5 to update all of the scenarios outlined in Task 2 of the original Schedule A and the maximum vehicle inspection/maintenance (I/M) scenarios recommended by the TACB LEV Study Advi-

sory Committee. The latter will be done for each of the nonattainment areas and for the state as a whole; all results should be presented in tons per year, as well as, tons per day; the Final Report should be written and structured so that any reader with a basic knowledge of this subject should be able to understand and assess the methodologies and results presented.

The duration of the contract will be extended through February 26, 1993. The expected date of acceptance of project deliverables is also February 26, 1993. If the project deliverables are not accepted by February 26, 1993, a contract amendment providing for a specific payment schedule for work completed will be negotiated. The changes described herein are the only changes to the original contract as executed by the parties and all other provisions of said contract remain in full force and effect.

Issued in Austin, Texas, on March 4, 1993.

TRD-9320301

Lane Hartsok
Deputy Director, Air Quality Planning
Texas Air Control Board

Filed: March 16, 1993

Texas Bond Review Board

Bi-Weekly Report on the 1993 Allocation of the State Ceiling on Certain Private Activity Bonds

The information that follows is a report of the allocation activity for the period of February 27, 1993-March 12, 1993. Since Congress did not act by March 1, 1993, to extend the provisions of the tax code which allow Mortgage Bonds and Small Issue Bonds to qualify for tax-exempt financing, the amount of state ceiling remaining for those purposes has been proportionately redistributed to the other categories, pursuant to Article 5190.9a, §2(e). Currently, there are three categories within the allocation program.

Total amount of state ceiling remaining unreserved for the \$239,513,792 subceiling for state-voted issues under the Act as of March 12, 1993: \$129,513,792.

Total amount of state ceiling remaining unreserved for the \$68,428,035 subceiling for residential rental project issues under the Act as of March 12, 1993: \$3,699,035.

Total amount of state ceiling remaining unreserved for the \$574,858,173 subceiling for all other bonds requiring an allocation under the Act as of March 12, 1993: \$14,858,173.

Total amount of the \$882,800,000 state ceiling remaining unreserved as of March 12, 1993: \$148,071,000.

Following is a comprehensive listing of applications which have received a reservation date pursuant to the Act from February 27, 1993-March 12, 1993: Southeast Texas HFC,

MAGI, Inc. Park Hollow/Concord Apartments, Residential Rental, \$3,715,000; San Antonio HFC, MAGI, Inc. Hutchins Palms Apartments, Residential Rental, \$1,750,000; San Antonio HFC, MAGI, Inc. Gillette Square Apartments, Residential Rental, \$1,750,000; Galveston County HFC, MAGI, Inc. East Beach Apartments, Residential Rental, \$13,800,000; Brazos River Harbor, Dow Chemical, Pollution Control Waste Water Project, \$50,000,000; West Side Calhoun County Navigation District, Union Carbide, Sewage and Solid Waste Disposal, \$30,000,000; Gulf Coast WDA, Amoco Corporation, Pollution control, \$50,000,000; Greater East Texas Higher Education Authority, Eligible Borrowers, Student Loans, \$50,000,000; San Antonio HFC, Sofistar I, L.P. River Oaks Apartments, Residential Rental, \$8,000,000; Brazos River Authority, TUEC-Unit 1 Comanche Peak, Water pollution Control and Solid waste, \$50,000,000; Brazos River Authority, TUEC-Twin Oak, Air and Water pollution Control and Solid waste, \$50,000,000.

Following is a comprehensive listing of applications which have issued and delivered the bonds and received a Certificate of Allocation pursuant to the Act from February 27, 1993-March 12, 1993: None.

Following is a comprehensive listing of applications which were either withdrawn or cancelled pursuant to the Act from February 27, 1993-March 12, 1993: San Antonio HFC, MAGI, Inc. River Oaks Apartments, Residential Rental, \$8,000,000; Gulf Coast Waste Disposal Authority, Union Carbide, All Other Bonds, \$50,000,000; Gulf Coast IDA, Amoco Corporation, All Other Bonds, \$5,000,000.

Issued in Austin, Texas, on March 15, 1993.

TRD-9320295 Jim Thomassen
Executive Director
Texas Bond Review Board

Filed: March 15, 1993

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Comptroller of Public Accounts
Request For Proposals

Notice of Request for Proposals: Pursuant to the State Lottery Act, the Lottery Division of the Comptroller of Public Accounts announces its Request for Proposals (RFP) for a Lottery Security Audit. The Purpose of the RFP is for the Lottery to obtain proposals for a comprehensive study and evaluation of all aspects of the Lottery's security systems and procedures. The Successful Proposer will be expected to commence the security audit on May 10, 1993.

Contact: Parties interested in submitting a proposal should contact the General Counsel's Office, Comptroller of Public Accounts, 111 East 17th Street, Room 113, Austin, Texas 78774, (512) 463-4820 for a complete copy of the RFP. The RFP will be available for pickup at the above address on Thursday, March 25, 1993, between 1 p.m. and 5 p.m. (CZT) and during normal business hours thereafter.

Closing Date: Proposals must be received in the General Counsel's Office no later than 2 p.m. (CZT) on April 26, 1993. Proposals received after this date and time will not be considered.

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

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

The anticipated schedule of events is as follows: RFP available-March 25, 1993; Letter of Intent to propose due-April 5, 1993, by 4 p.m. (CZT); Deadline for written questions-April 5, 1993, by 4 p.m. (CZT); Proposals due-April 26, 1993, by 2 p.m. (CZT); Contract award-May 3, 1993, or as soon as possible thereafter.

Issued in Austin, Texas, on March 16, 1993.

TRD-9320311 Trea Lorton
Senior Legal Counsel
Comptroller of Public Accounts

Filed: March 16, 1993

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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 Texas Civil Statutes, Title 79, Article 1.04, as amended (Texas Civil Statutes, Articles 5069-1.04).

<u>Types of Rate Ceilings</u>	<u>Effective Period</u> <u>(Dates are Inclusive)</u>	<u>Consumer (1)/Agricultural/</u> <u>Commercial (2) thru \$250,000</u>	<u>Commercial(2)</u> <u>over \$250,000</u>
Indicated (Weekly) Rate - Art. 1.04(a)(1)	03/22/93-03/28/93	18.00%	18.00%

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

[graphic]

Issued in Austin, Texas, on March 15, 1993.

TRD-9320348 Al Endsley
Consumer Credit Commissioner

Filed: March 17, 1993

Employees Retirement System of Texas Contract Awards

This award for legal counsel is being filed pursuant to Texas Civil Statutes, Article 6252-11(c). The counsel will provide advice on an as needed basis to the Employees Retirement System of Texas on matters concerning the deferred compensation plans and defined benefit plan administered by the Employees Retirement System of Texas. This is the second renewal of the original contract for such services, which was effective January 1, 1991.

The legal counsel is Clark, Thomas, Winters and Newton, a Professional Corporation; 1200 Texas Commerce Bank Building; 700 Lavaca Street, Austin, Texas 78701.

The total cost of the contract will not exceed \$50,000, and the term of the contract is January 1, 1993-December 31, 1993.

Issued in Austin, Texas, on March 15, 1993.

TRD-9320304 Charles D. Travis
Executive Director
Employees Retirement System of Texas

Filed: March 16, 1993

The Employees Retirement System of Texas published a Request for Proposals in the December 18, 1992, issue of the *Texas Register* (17 TexReg 8045) to enter into a contract for the Texas Employees Uniform Group Insurance Program Annual Audit of the Insurance Carrier's Claims Operations for the period of September 1, 1991-August 31, 1992. The audit will include, but not be limited to, claims administration, contract compliance, gross and net costs, administration costs, benefits, utilization of benefits, and the annual accounting. The proposal selected was that of Wolcott and Associates, Inc.; 7800 West 110th Street; Suite 100; Overland Park, Kansas 66210.

The effective date of the contract is March 8, 1993, and all reports are to be filed within 90 days of that date. The total cost of the project will not exceed \$25,000.

Issued in Austin, Texas, on March 15, 1993.

TRD-9320335 Charles D. Travis
Executive Director
Employees Retirement System of Texas

Filed: March 16, 1993

Texas Employment Commission Notice

The Texas Work and Family Clearinghouse of the Texas Employment Commission invites written comment and testimony regarding the federal Dependent Care Development Block Grant Program. The Clearinghouse will take into consideration any comments received in preparing the Request for Proposals (RFP) for the next funding cycle. RFPs for the next funding cycle will be available in early May, 1993. Written remarks should be received in the Clearinghouse office, 3520 Executive Center Drive, Travis Building, Room 209, by 5 p.m. on Friday, April 16, 1993.

Comments may also be faxed to (512) 502-3777.

Issued in Austin, Texas, on March 16, 1993.

TRD-9320309 C. Ed Davis
Deputy Administrator for Legal Affairs
Texas Employment Commission

Filed: March 16, 1993

Texas Department of Human Services Notice of Public Hearing

The Texas Department of Human Services (TDHS) will conduct a public hearing to receive comments on the department's proposed reimbursement rates for the following programs: Day Activity and Health Services (DAHS) program; and the Primary Home Care program. The hearing is held in compliance with 40 TAC §24.102(j), which requires a public hearing on proposed reimbursement rates for medical assistance programs. The public hearing will be held on April 8, 1993 at 9 a.m. in Room 560W (5W) of the John H. Winters Center (701 West 51st Street, Austin, Fifth Floor, West Tower). Interested parties may request to have mailed to them or may pick up a briefing package concerning the proposed reimbursement rates on or after March 25, 1993, by contacting Sherri Williams, MC E-601, P.O. Box 149030, Austin, Texas 78714-9030, (512) 450-4817.

Issued in Austin, Texas, on March 17, 1993.

TRD-9320345 Nancy Murphy
Agency Liaison, Policy and Document
Support
Texas Department of Human Services

Filed: March 17, 1993

North Central Texas Council of Governments Request for Proposals

This request by the North Central Texas Council of Governments (NCTCOG) for consultant services is filed under the provisions of Texas Civil Statutes, Article 6252-11c.

NCTCOG is requesting proposals to analyze five congested nonfreeway corridors and evaluate low-cost, existing Intelligent Vehicle Highway System (IVHS) technology as a potential congestion management strategy in these corridors.

Contract Award Procedures. The firm selected to perform this study will be recommended by the Project Review Committee (PRC). The PRC will use evaluation criteria and methodology consistent with the scope of services contained in the Request for Proposals. The NCTCOG Executive Board will review the PRC's recommendation, and if found acceptable, will issue an award of contract.

Regulations. NCTCOG, in accordance with Title VI of the Civil Rights Act of 1964, 78 Statute 252, 41 United States Code 2000d-4; and Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 1, Nondiscrimination in Federally Assisted Programs of the Department of Transportation issued pursuant to such act, hereby notifies all bidders that it will affirmatively assure that in regard to any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of

race, color, sex, age, or national origin in consideration of an award.

Due Date. Proposals must be submitted no later than noon, Friday, April 2, 1993, to Dan Lamers, Principal Transportation Planner, North Central Texas Council of Governments, 616 Six Flags Drive, Second Floor, or P.O. Box 5888, Arlington, Texas 76005-5888. For more information and copies of the Request for Proposals, contact Sh. ley Henry, (817) 640-3300.

Issued in Arlington, Texas, on March 15, 1993.

TRD-9320353

Mike Eastland
Executive Director
North Central Texas Council of
Governments

Filed: March 17, 1993

◆ ◆ ◆
Public Utility Commission of Texas
Notice of Application to Amend
Certificate of Convenience and
Necessity

Notice is given to the public of the filing with the Public Utility Commission of Texas an application on March 4, 1993, to amend a certificate of convenience and necessity pursuant to the Public Utility Regulatory Act, §§16(a), 18(b), 50, 52, and 54. A summary of the application follows.

Docket and Title Number. Application of Contel of Texas, Inc. to amend Certificate of Convenience and Necessity within Leon County, Docket Number 11838, before the Public Utility Commission of Texas.

The Application. In Docket Number 11838, Contel of Texas, Inc. seeks approval of its application to amend the exchange area boundary between its Marquez and Hilltop Lakes exchanges in order to provide Hilltop Lakes exchange service to thirteen subscribers, at their request. Contel of Texas, Inc.'s proposed amendment will enable the subscribers to place toll-free calls to their community of interest.

Persons who wish to intervene in the proceeding or comment upon action sought, should contact the Public Utility Commission of Texas, at 7800 Shoal Creek Boulevard, Suite 400N, Austin, Texas 78757, or call the Public Utility Commission Public Information Office at (512) 458-0256, or (512) 458-0221 teletypewriter for the deaf on or before April 28, 1993.

Issued in Austin, Texas, on March 15, 1993.

TRD-9320334

John M. Renfrow
Secretary of the Commission
Public Utility Commission of Texas

Filed: March 16, 1993

◆ ◆ ◆
Notice of Intent to File Pursuant to
Public Utility Commission Substantive
Rule 23.27

Notice is given to the public of the intent to file with the Public Utility Commission of Texas an application pursuant to Public Utility Commission Substantive Rule 23.27 for approval of customer-specific PLEXAR-Custom

Service for the Texas Commission on Fire Protection, Austin.

Tariff Title and Number. Application of Southwestern Bell Telephone Company for Approval of Plexar-Custom Service for the Texas Commission on Fire Protection Pursuant to Public Utility Commission Substantive Rule 23.27(k). Tariff Control Number 11856.

The Application. Southwestern Bell Telephone Company is requesting approval of Plexar-Custom Service for the Texas Commission on Fire Protection. The geographic service market for this specific service is the Austin 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 Public Information Section at (512) 458-0256, or (512) 458-0221 for teletypewriter for the deaf.

Issued in Austin, Texas, on March 16, 1993.

TRD-9320333

John M. Renfrow
Secretary of the Commission
Public Utility Commission of Texas

Filed: March 16, 1993

◆ ◆ ◆
Texas Water Commission
Enforcement Order

Pursuant to the Texas Water Code, which states that if the commission finds that a violation has occurred and a civil penalty is assessed, the commission shall file notice of its decision in the *Texas Register* not later than the 10th day after the date on which the decision is adopted, the following information is submitted.

An enforcement order was issued to James C. Whelan doing business as W-W Services Utilities (Case Number 9543-E) (CCN Number 11494) on March 5, 1993, assessing \$7,500 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Irene Montelongo, Staff Attorney, Texas Water Commission, P.O. Box 13087, Austin, Texas 78711-3087, (512) 463-8080.

Issued in Austin, Texas, on March 15, 1993.

TRD-9320315

Gloria A. Vasquez
Notices Coordinator
Texas Water Commission

Filed: March 16, 1993

◆ ◆ ◆
Notice of Receipt of Application For
Municipal Solid Waste Permits

Attached are Notices of Receipt of Applications and Declaration of Administrative Completeness for municipal solid waste permits issued during the period of March 8-12, 1993.

These applications have been determined to be administratively complete, and will now be subject to a technical evaluation by the staff of the Texas Water Commission. Persons should be advised that these applications are subject to change based on such evaluation.

These notices are issued pursuant to the Texas Health and Safety Code, §361.0665. Any person who may be affected by the facility is entitled to request a hearing from the Commission. The Commission will issue further notice of the application and the terms of any proposed draft permit once the technical evaluation is completed.

Information concerning these applications may be obtained by contacting the Texas Water Commission, P.O. Box 13087, Austin, Texas 78711, (512) 463-7898.

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.

Williamson County; Type I (landfill); located 3,300 feet north of the intersection of County Road 130 and FM 1660 in Williamson County; amendment; MSW1405-A.

Issued in Austin, Texas, on March 12, 1993.

TRD-9320278

Gloria A. Vaequez
Chief Clerk
Texas Water Commission

Filed: March 12, 1993



1993 Publication Schedule for the *Texas Register*

Listed below are the deadline dates for the January-December 1993 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 30, November 5, November 30, and December 28. A 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.
1 Friday, January 1	Monday, December 28	Tuesday, December 29
2 Tuesday, January 5	Wednesday, December 30	Thursday, December 31
3 Friday, January 8	Monday, January 4	Tuesday, January 5
4 Tuesday, January 12	Wednesday, January 6	Thursday, January 7
5 Friday, January 15	Monday, January 11	Tuesday, January 12
6 Tuesday, January 19	Wednesday, January 13	Thursday, January 14
Friday, January 22	1992 ANNUAL INDEX	
7 Tuesday, January 26	Wednesday, January 20	Thursday, January 21
8 Friday, January 29	Monday, January 25	Tuesday, January 26
9 Tuesday, February 2	Wednesday, January 27	Thursday, January 28
10 Friday, February 5	Monday, February 1	Tuesday, February 2
11 Tuesday, February 9	Wednesday, February 3	Thursday, February 4
12 Friday, February 12	Monday, February 8	Tuesday, February 9
13 Tuesday, February 16	Wednesday, February 10	Thursday, February 11
14 *Friday, February 19	Friday, February 12	Tuesday, February 16
15 Tuesday, February 23	Wednesday, February 17	Thursday, February 18
16 Friday, February 26	Monday, February 22	Tuesday, February 23
17 Tuesday, March 2	Wednesday, February 24	Thursday, February 25
18 Friday, March 5	Monday, March 1	Tuesday, March 2
19 Tuesday, March 9	Wednesday, March 3	Thursday, March 4
20 Friday, March 12	Monday, March 8	Tuesday, March 9
21 Tuesday, March 16	Wednesday, March 10	Thursday, March 11
22 Friday, March 19	Monday, March 15	Tuesday, March 16
23 Tuesday, March 23	Wednesday, March 17	Thursday, March 18
24 Friday, March 26	Monday, March 22	Tuesday, March 23
25 Tuesday, March 30	Wednesday, March 24	Thursday, March 25
26 Friday, April 2	Monday, March 29	Tuesday, March 30
27 Tuesday, April 6	Wednesday, March 31	Thursday, April 1
28 Friday, April 9	Monday, April 5	Tuesday, April 6
29 Tuesday, April 13	Wednesday, April 7	Thursday, April 8
Friday, April 16	FIRST QUARTERLY INDEX	
30 Tuesday, April 20	Wednesday, April 14	Thursday, April 15

31 Friday, April 23	Monday, April 19	Tuesday, April 20
32 Tuesday, April 27	Wednesday, April 21	Thursday, April 22
33 Friday, April 30	Monday, April 26	Tuesday, April 27
34 Tuesday, May 4	Wednesday, April 28	Thursday, April 29
35 Friday, May 7	Monday, May 3	Tuesday, May 4
36 Tuesday, May 11	Wednesday, May 5	Thursday, May 6
37 Friday, May 14	Monday, May 10	Tuesday, May 11
38 Tuesday, May 18	Wednesday, May 12	Thursday, May 13
39 Friday, May 21	Monday, May 17	Tuesday, May 18
40 Tuesday, May 25	Wednesday, May 19	Thursday, May 20
41 Friday, May 28	Monday, May 24	Tuesday, May 25
42 Tuesday, June 1	Wednesday, May 26	Thursday, May 27
43 *Friday, June 4	Friday, May 28	Tuesday, June 1
44 Tuesday, June 8	Wednesday, June 2	Thursday, June 3
45 Friday, June 11	Monday, June 7	Tuesday, June 8
46 Tuesday, June 15	Wednesday, June 9	Thursday, June 10
47 Friday, June 18	Monday, June 14	Tuesday, June 15
48 Tuesday, June 22	Wednesday, June 16	Thursday, June 17
49 Friday, June 25	Monday, June 21	Tuesday, June 22
50 Tuesday, June 29	Wednesday, June 23	Thursday, June 24
51 Friday, July 2	Monday, June 28	Tuesday, June 29
52 Tuesday, July 6	Wednesday, June 30	Thursday, July 1
53 Friday, July 9	Monday, July 5	Tuesday, July 6
Tuesday, July 13	SECOND QUARTERLY ININDEX	
54 Friday, July 16	Monday, July 12	Tuesday, July 13
55 Tuesday, July 20	Wednesday, July 14	Thursday, July 15
56 Friday, July 23	Monday, July 19	Tuesday, July 20
57 Tuesday, July 27	Wednesday, July 21	Thursday, July 22
Friday, July 30	NO ISSUE PUBLISHED	
58 Tuesday, August 3	Wednesday, July 28	Thursday, July 29
59 Friday, August 6	Monday, August 2	Tuesday, August 3
60 Tuesday, August 10	Wednesday, August 4	Thursday, August 5
61 Friday, August 13	Monday, August 9	Tuesday, August 10
62 Tuesday, August 17	Wednesday, August 11	Thursday, August 12
63 Friday, August 20	Monday, August 16	Tuesday, August 17
64 Tuesday, August 24	Wednesday, August 18	Thursday, August 19
65 Friday, August 27	Monday, August 23	Tuesday, August 24
66 Tuesday, August 31	Wednesday, August 25	Thursday, August 26
67 Friday, September 3	Monday, August 30	Tuesday, August 31
68 Tuesday, September 7	Wednesday, September 1	Thursday, September 2
69 *Friday, September 10	Friday, September 3	Tuesday, September 7

70 Tuesday, September 14	Wednesday, September 8	Thursday, September 9
71 Friday, September 17	Monday, September 13	Tuesday, September 14
72 Tuesday, September 21	Wednesday, September 15	Thursday, September 16
73 Friday, September 24	Monday, September 20	Tuesday, September 21
74 Tuesday, September 28	Wednesday, September 22	Thursday, September 23
75 Friday, October 1	Monday, September 27	Tuesday, September 28
76 Tuesday, October 5	Wednesday, September 29	Thursday, September 30
77 Friday, October 8	Monday, October 4	Tuesday, October 5
Tuesday, October 12	THIRD QUARTERLY INDEX	
78 Friday, October 15	Monday, October 11	Tuesday, October 12
79 Tuesday, October 19	Wednesday, October 13	Thursday, October 14
80 Friday, October 22	Monday, October 18	Tuesday, October 19
81 Tuesday, October 26	Wednesday, October 20	Thursday, October 21
82 Friday, October 29	Monday, October 25	Tuesday, October 26
83 Tuesday, November 2	Wednesday, October 27	Thursday, October 28
Friday, November 5	NO ISSUE PUBLISHED	
84 Tuesday, November 9	Wednesday, November 3	Thursday, November 4
85 Friday, November 12	Monday, November 8	Tuesday, November 9
86 Tuesday, November 16	Wednesday, November 10	Thursday, November 11
87 Friday, November 19	Monday, November 15	Tuesday, November 16
88 Tuesday, November 23	Wednesday, November 17	Thursday, November 18
89 Friday, November 26	Monday, November 22	Tuesday, November 23
Tuesday, November 30	NO ISSUE PUBLISHED	
90 Friday, December 3	Monday, November 29	Tuesday, November 30
91 Tuesday, December 7	Wednesday, December 1	Thursday, December 2
92 Friday, December 10	Monday, December 6	Tuesday, December 7
93 Tuesday, December 14	Wednesday, December 8	Thursday, December 9
94 Friday, December 17	Monday, December 13	Tuesday, December 14
95 Tuesday, December 21	Wednesday, December 15	Thursday, December 16
96 Friday, December 24	Monday, December 20	Tuesday, December 21
Tuesday, December 28	NO ISSUE PUBLISHED	

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