

Texas Register

Volume 18, Number 61, August 13, 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Withdrawn Sections - sections withdrawn by state agencies from consideration for adoption, or automatically withdrawn by the Texas Register six months after the proposal publication date.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
Part I. Texas Department of Human Services
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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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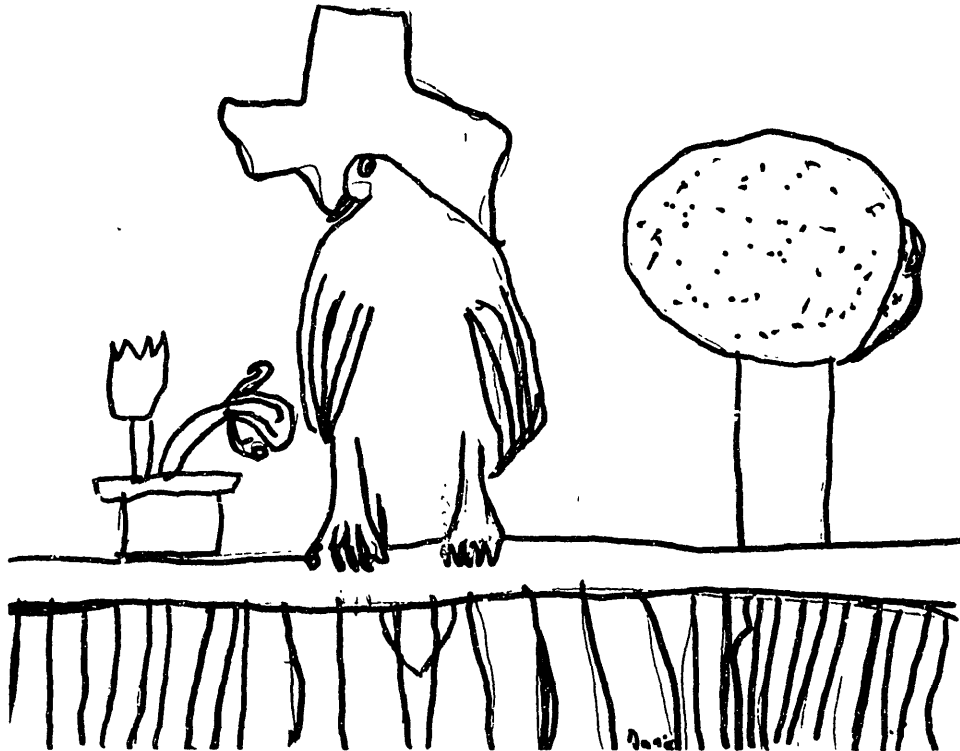
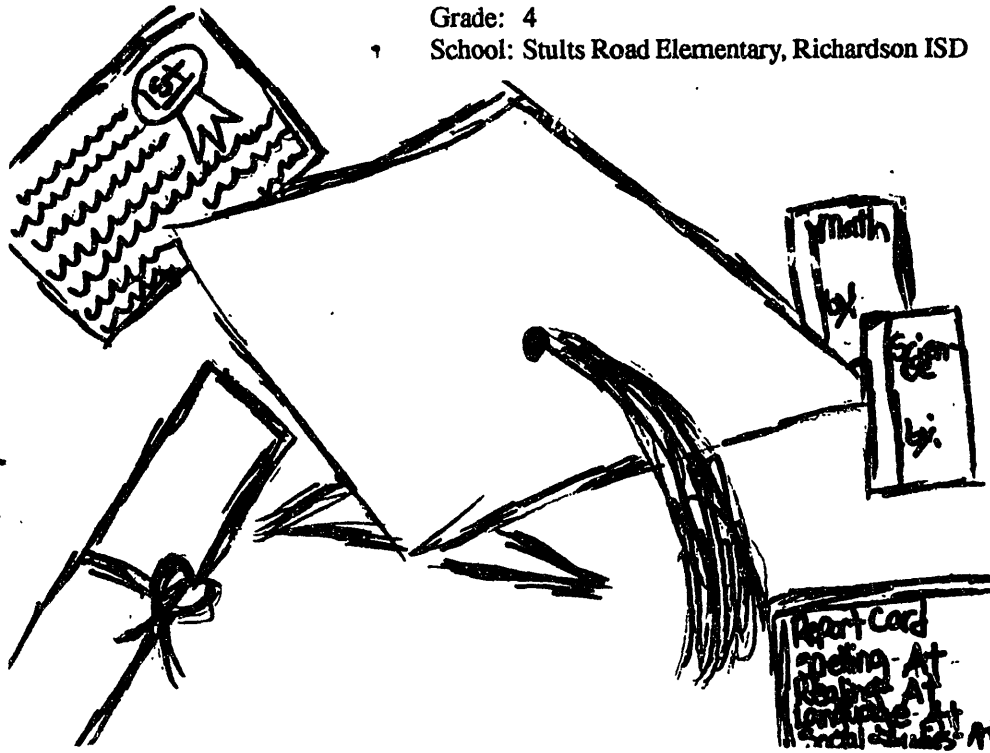
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Grade: 4

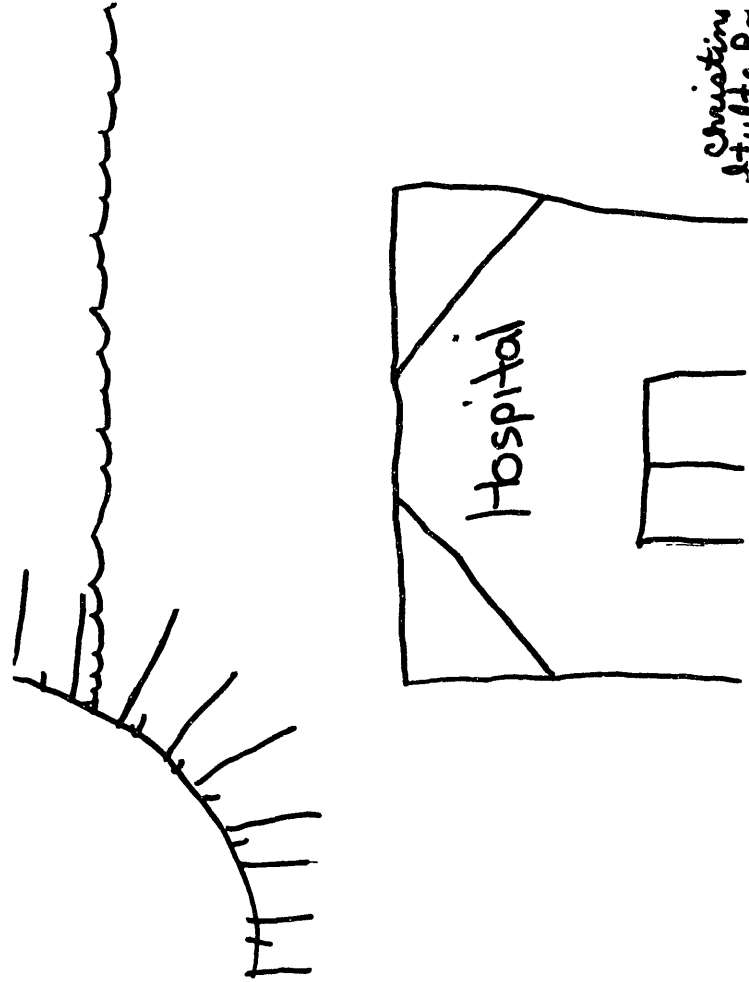
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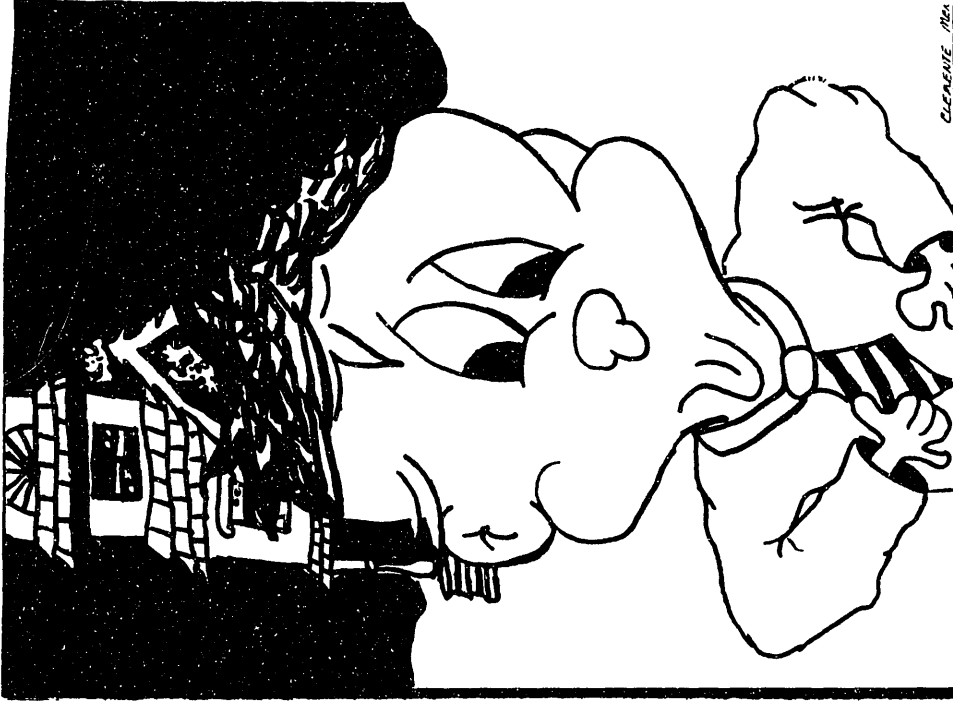
Name: Daniel Valdez

Grade: 2

School: Montgomery Elementary, Carrollton-Farmers Branch ISD



Name: Christina Kemp
Grade: 4
School: Stults Road Elementary, Richardson ISD



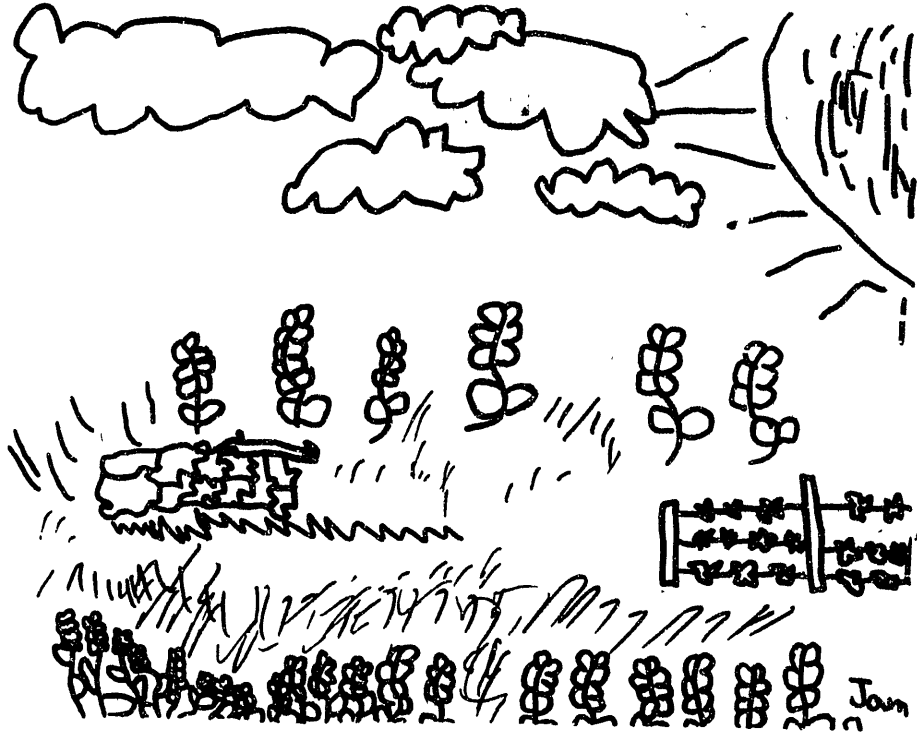
Name: Clemente Mena
Grade: 6
School: Cuellar Middle School, Westlaco ISD



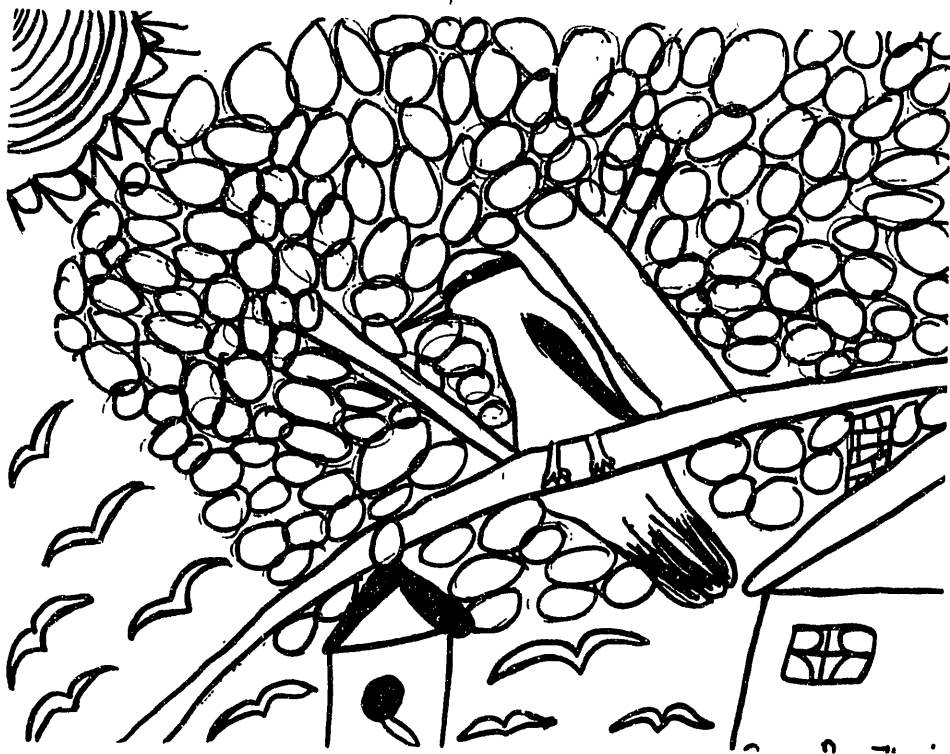
SCOTT HIGGINBOTHAM
GRADE 6 WOODCARVING
RICHARDSON HEIGHTS ELEM.
RICHARDSON, TEXAS

ERICA JOHNSON
GRADE 6 WOODCARVING
RICHARDSON HEIGHTS ELEM.
RICHARDSON, TEXAS





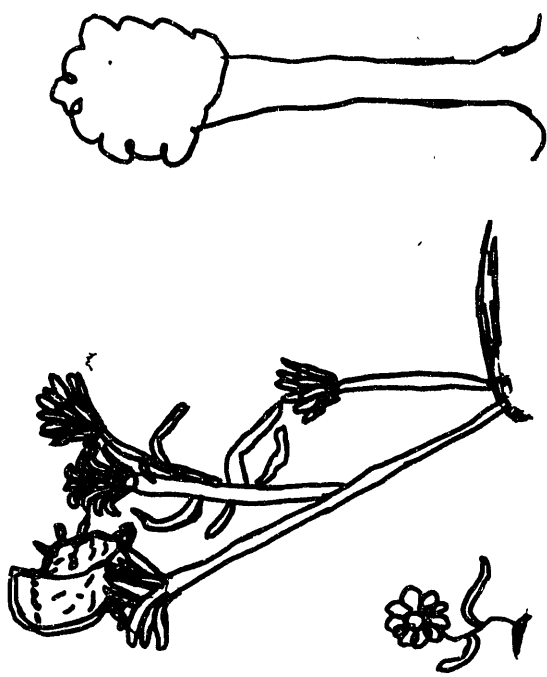
Name: James Stephens
Grade: 2
School: Montgomery Elementary, Carrollton-Farmers Branch ISD



Name: Cassandra Harris
Grade: 2
School: Montgomery Elementary, Carrollton-Farmers Branch ISD

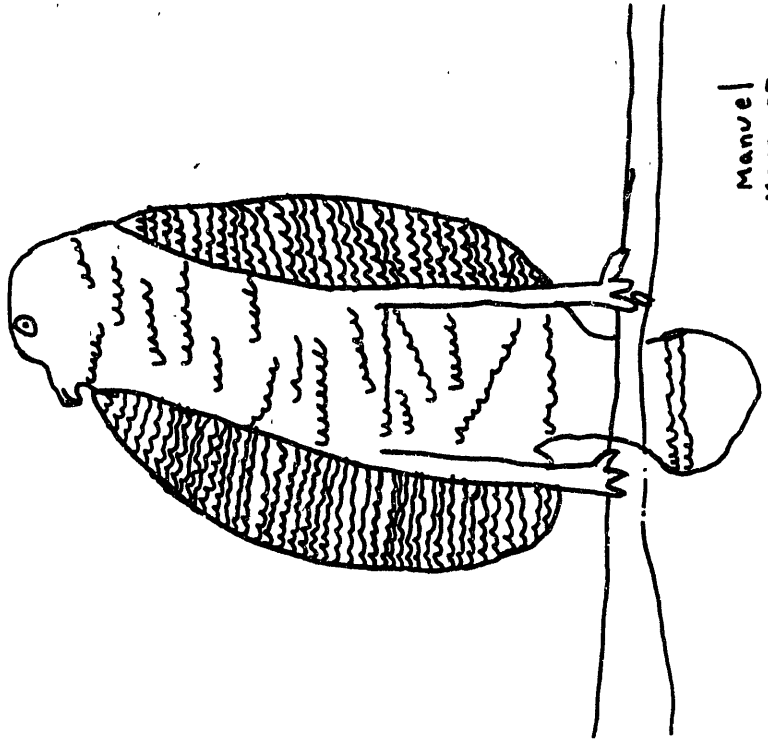


Stephanie Woolf



Name: Stephanie Woolf
Grade: 2

School: Montgomery Elementary, Carrollton-Farmers Branch ISD



Name: Manuel Marquez
Grade: 2

School: Montgomery Elementary, Carrollton-Farmers Branch 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 1. ADMINISTRATION

Part XII. Advisory Commission on State Emergency Communications

Chapter 255. Finance

• 1 TAC §255.1

The Advisory Commission on State Emergency Communications proposes an amendment to §255.1, concerning the establishment of a statewide 911 equalization surcharge. The amendment reflects appropriate statute reference in the language that establishes the statewide 911 equalization surcharge.

Mary A. Boyd, executive director, has determined that there will be fiscal implications as a result of enforcing or administering the rule. During the first five-year period the rule is in effect there will be no effect on state government; however, the commission has no historical data and is unable to estimate an exact fiscal impact on local government other than the 911 surcharge will be assessed at a rate of 3/10 of 1.0% to each customer receiving intrastate long-distance. The cost of compliance with the rule for small businesses will be the assessment of 911 surcharge fee at a rate of 3/10 of 1.0% to each customer receiving intrastate long-distance service in 911 participating counties. The Commission has no historical data and is unable to estimate an exact fiscal impact. Small and large businesses will be impacted at the same rate of 3/10 of 1.0% to each customer receiving intrastate long-distance service in 911 participating counties.

Ms. Boyd also has determined that for each year of the first five years the rule is in effect the public benefit anticipated as a result of enforcing the rule will be to better expedite the reporting of police, fire, or medical emergencies by the implementation of 911 systems, which will allow faster access and better response. The Commission has no historical data and is unable to estimate an anticipated economic costs to persons who are required to comply with the rule as proposed.

Comments on the proposal may be submitted to Mary A. Boyd, Executive Director, Advisory Commission on State Emergency Communications, 1101 Capital of Texas Highway, South B-100, Austin, Texas 78746, (512) 327-1911.

The amendment is proposed under the Health and Safety Code, Chapter 771, which provides the Advisory Commission on State Emergency Communications with the authority to administer the implementation of statewide 911 emergency telephone service

§255.1. Statewide 911 Equalization Surcharge. An equalization surcharge is established in the amount of 3/10 of 1.0% (0.30%), the amount to be rounded up to the next whole one cent (\$0.01) in the case of fractions. This surcharge will be assessed to each customer receiving intrastate long-distance service, except those exempted by the Health and Safety Code, §771.001, or Commission rule. The surcharge shall be applied to the total amount for intrastate long-distance service charged by the customer's long-distance service provider, but such amount shall not include taxes charged by local, state, and federal authorities, nor shall local, state, or federal taxes be applied to this surcharge unless otherwise required by law.

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 August 9, 1993.

TRD-9326991

Mary A. Boyd
Executive Director
Advisory Commission on
State Emergency
Communications

Earliest possible date of adoption: September 13, 1993

For further information, please call: (512) 327-1911

• 1 TAC §255.9

The Advisory Commission on State Emergency Communications proposes new §255.9, concerning the establishment of a statewide poison control surcharge. This new section implements amendments to 911 statutes in order to provide for the funding of poison control centers throughout Texas.

Mary A. Boyd, executive director, has determined that there will be fiscal implications as a result of enforcing or administering the rule. During the first five-year period the rule is in effect there will be no effect on state government; however the commission has no historical data and is unable to estimate an exact

fiscal implication on local government other than the poison control 1.0% to each customer receiving intrastate long-distance service. The cost of compliance with the rule for small business will be the assessment of a poison control surcharge at a rate of 3/10 of 1.0% to each customer receiving intrastate long-distance service. Small and large businesses will be impacted at the same rate of 3/10 of 1.0% to each customer receiving intrastate long-distance service.

Ms. Boyd also has determined that for each year of the first five years the rule is in effect the public benefit anticipated as a result of enforcing the rule will be to ease and expedite the reporting of and emergency response to poisonings and exposure to toxic substances. The commission has no historical data and is unable to estimate an anticipated economic cost to persons who are required to comply with the rule other than a poison control surcharge will be assessed at a rate of 3/10 of 1.0% to each customer receiving intrastate long-distance service

Comments on the proposal may be submitted to Mary A. Boyd, Executive Director, Advisory Commission on State Emergency Communications, 1101 Capital of Texas Highway, South B-100, Austin, Texas 78746, (512) 327-1911

The new section is proposed under the Health and Safety Code, §771.001, which provides the Advisory Commission on State Emergency Communications with the authority to administer the implementation of statewide 911 emergency telephone service.

§255.9. Statewide Poison Control Surcharge. A statewide poison control surcharge is established in the amount of 3/10 of 1.0% (0.30%), the amount to be rounded up to the next whole one cent (\$0.01) in the case of fractions. This surcharge will be assessed to each customer receiving intrastate long-distance service, except those exempted by the Health and Safety Code, §771.001, or Commission rule. The surcharge shall be applied to the total amount for intrastate long-distance service charged by the customer's long-distance service provider, but such amount shall not include taxes charged by local, state, and federal authorities, nor shall local, state, or federal taxes be applied to this surcharge unless otherwise required by law.

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 August 9, 1993.

TRD-9326990

Mary A. Boyd
Executive Director
Advisory Commission on
State Emergency
Communications

Earliest possible date of adoption: September 13, 1993

For further information, please call: (512) 327-1911

◆ ◆ ◆
**TITLE 31. NATURAL RE-
SOURCES AND CON-
SERVATION**

**Part XI. Texas Water
Commission**

**Chapter 330. Municipal Solid
Waste**

**Subchapter A. General Infor-
mation**

• **31 TAC §330.15**

The Texas Water Commission (TWC) proposes new §330.15, concerning the effective date of the federally mandated 40 Code of Federal Regulations (CFR), Parts 257 and 258 and the equivalent state requirements. The new section contains language that clarifies that the federally mandated requirements of 40 Code of Federal Regulations, Parts 257 and 258 and the equivalent state requirements are effective on the same date(s).

By publication in the June 18, 1993, *Texas Register* (18 TexReg 4023), the TWC adopted new Chapter 330, Subchapters A-L, in order to incorporate the federal requirements which were adopted by the Environmental Protection Agency (EPA) on October 9, 1993, (Volume 58, Number 196 FedReg). These new federal requirements set forth revised minimum federal criteria for municipal solid waste landfills. Both the federal rules and the TWC's newly adopted rules are effective on October 9, 1993, excluding a delayed implementation date for financial assurance requirements in Subchapter K.

However, on July 28, 1993 (Volume 58, Number 143 FedReg), the Environmental Protection Agency proposed a delay of the effective date of 40 CFR Part 258. It is the intention of the TWC that the equivalent state requirements become effective on the same date as the federal requirements. Therefore, proposed §330.15 has been added to clarify this intent. The proposed rule is not intended to change the Municipal Solid Waste Landfills (MSWLF) criteria, but would provide certain owners/operators with additional time to come into compliance with the MSWLF criteria requirements.

Stephen Minick, Division of Budget and Planning, has determined that for the first five-year period the rule is in effect there will be no fiscal implications for state or local government as a result of enforcing or administering

the rule, or change expected, since the amendment does not change the MSWLF criteria but merely extends the effective date of compliance with the criteria.

Mr. Minick also has determined that for each year of the first five years the rule is in effect the public benefit anticipated will not change as a result of enforcing the rule since the MSWLF criteria remain unchanged. There will be no effect on small business. There are no known cost to persons required to comply with the rule as proposed.

Comments on the new section may be submitted to Hector Mendieta, Municipal Solid Waste Division, Texas Water Commission, P.O. Box 13087, Austin, Texas 78711-3087. Comments will be accepted for a period of 30 days following the date of this publication.

A public hearing for comments has been scheduled for 1:30 p.m., September 13, 1993, in Room 563 of the Colonnade Building, 12015 IH-35 North, Austin.

The new section is proposed under the authority of the Texas Water Code, §5.103, which provides the Texas Water Commission with the authority to adopt rules necessary to carry out the powers and duties under the provisions of the Texas Water Code and other laws of the state. Additionally, they are promulgated pursuant to the Texas Solid Waste Disposal Act, the Texas Health and Safety Code, §381.024, which provides the Texas Water Commission with the authority to regulate municipal solid waste and adopt rules as necessary to regulate the operation, management, and control of solid waste under its jurisdiction.

§330.15. Effective Date. For those federally mandated requirements and the equivalent state requirements, the effective dates listed in 40 CFR Parts 257 and 258, as amended, shall apply. For those federally mandated requirements, the permittee is under an obligation to apply for a change to his permit in accordance with §305.62 of this title (relating to Amendment) or §305.70 of this title (relating to Municipal Solid Waste Permit Modification), as applicable, to incorporate the required standard. The application shall be submitted no later than six months from the effective date of the required standard.

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 August 9, 1993.

TRD-9326985

Mary Ruth Holder
Director, Legal Division
Texas Water Commission

Earliest possible date of adoption: September 13, 1993

For further information, please call: (512) 908-6694

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

**Part VI. Texas Department
of Criminal Justice**

**Chapter 157. State Jail Felony
Facilities**

• **37 TAC §§157.1, 157.3, 157.4,
157.11-157.13**

The Texas Board of Criminal Justice proposes new §§157.1, 157.3, 157.4, and 157.11-157.13, concerning the designation of regions in the state for the purpose of providing regional state jail felony facilities; the allocation of state jail felony facilities and beds to each region; and the allocation of state jail felony facilities and beds within a region to the community supervision and corrections departments in that region.

Under the Texas Government Code, §507.003, as added by Acts of the 73rd Legislature, 1993, the Texas Board of Criminal Justice is required to designate not fewer than nine regions in the state for the purpose of providing regional state jail felony facilities. The board is required to designate the regions so as to ensure that community supervision and corrections departments are served as efficiently as possible. The board may not designate a region that contains a part of an area served by a community supervision and corrections department. The board may designate a region that contains only one judicial district if the judicial district serves a municipality with a population of 400,000 or more. Any other provision of law requiring the board to designate regions based on uniform service regions does not apply to the establishment of regions under §157.4 of this title.

Under the proposed rule, the state is divided into a total of 13 regions, with the six largest judicial districts (each of which serves a municipality of 400,000 or more) being designated as separate regions.

Under the Texas Government Code, §507.004(1), as added by Acts of the 73rd Legislature, 1993, the Texas Board of Criminal Justice is required to adopt and enforce a regional allocation policy for the purpose of allocating the number of facilities and beds to each region established under §157.3 of this title. The allocation policy adopted by the board will become effective when state jail felony facilities are located in all regions.

Under the proposed rule, the board policy allocates state jail felony facility capacity to a region based on the sum of the fixed percentages established by the allocation formula for admissions to the institutional division as adopted by the board in §152.3(f) of this title in July 1993 (to be effective September 1, 1993) for the counties located in that region, multiplied by the total number of state jail felony facility beds authorized by the 73rd Legislature, 1993, for construction (22,000). The actual number of facilities and beds allocated to a particular region is equal to the

number of beds derived using the formula, with a range of plus or minus 500 beds.

Under the Texas Government Code §507.004(2), as added by Acts of the 73rd Legislature, 1993, the Texas Board of Criminal Justice is also required to adopt and enforce an intra-regional allocation policy for each region for the purpose of allocating the number of facilities and beds within a region to the community supervision and corrections departments in that region, unless those departments by their own agreement establish the allocation of beds in the region. The allocation policy adopted by the board or by the community supervision and corrections departments within a region, as applicable, will become effective when state jail felony facilities are located in all regions.

Under the proposed rule, the intra-regional allocation policy established by the board allocates state jail felony facility capacity to a community supervision and corrections department based on their proportionate share of the beds allocated to the region in §157.12 of this title using the fixed percentage established by the allocation formula for admissions to the institutional division as adopted by the board in §152.3(f) of this title in July 1993 (to be effective September 1, 1993) for the county or counties served by the community supervision and corrections department, multiplied by the available capacity for the region as established in §157.12 of this title. The intra-regional allocation policy as it applies to a particular region will be in effect only if the community supervision and corrections departments in that region are unable by their own agreement to establish the allocation of beds in the region. The board must receive written notice on or before September 1, 1994, of the intra-regional allocation policy for a region if one is established by the community supervision and corrections departments by their own agreement. The agreement must be documented in a form to be prescribed by the director of the community justice assistance division.

David McNutt, assistant director of budget and management services for the Texas Department of Criminal Justice, has determined that for the first five-year period the rules are in effect there will be no fiscal implications for state or local government as a result of enforcing or administering the rules.

Mr. McNutt also has determined that for each year of the first five years the rules are in effect the public benefit anticipated as a result

of enforcing the rules as proposed are the placement of state jail felony facilities at locations across the state that are sufficiently geographically diverse to serve the needs of each region as efficiently as possible; and the fair and equitable allocation of state jail felony beds to each region and within each region to meet the needs of the community supervision and corrections departments. There will be no effect on small businesses. There is no anticipated economic cost to persons who are required to comply with the rules as proposed.

Comments on the proposal may be submitted to Carl Jeffries, Classification and Treatment Department, Texas Department of Criminal Justice, P.O. Box 99, Huntsville, Texas, 77342-0099, (409) 294-6231.

The new rules are proposed under the Texas Government Code, §507.003 and §507.004, as added by Acts of the 73rd Legislature, 1993, which provides the Texas Board of Criminal Justice with the authority to establish regions in the state for the purpose of providing regional state jail felony facilities; and to establish policies for the allocation of facilities and beds to each region and within a region to the community supervision and corrections departments.

§157.1. Definitions.

(a) The following words and terms, when used in this chapter, shall have the following meanings, unless the context clearly indicates otherwise.

(1) Available admissions—The total number of beds available within each region for intake of defendants required by a judge to serve a term of confinement in a state jail felony facility. Until such time as state jail felony facilities are located in all regions, the available admissions will be equal to the sum of the available admissions for all facilities, irrespective of the region in which the facility is located.

(2) Available capacity—The total number of state jail felony facility beds available for use by the community supervision and corrections departments within a region.

(3) Region—A geographical area of the state which is designated by the Texas Board of Criminal Justice for the

purpose of providing regional state jail felony facilities.

(b) Sections 157.11-157.13 of this title become effective when state jail felony facilities are located in all regions.

§157.3. Regions. The Texas Government Code, §507.003, et seq requires the Texas Board of Criminal Justice to designate not fewer than nine regions in the state for the purpose of providing regional state jail felony facilities. The regions are to be designed to ensure that community supervision and corrections departments are served as efficiently as possible.

§157.4. Designation of Regions.

(a) By law the board may not designate a region which subdivides a geographical area served by a community supervision and corrections department. The board may designate a region that contains only one judicial district if that district serves a municipality with a population of 400,000 or more. The board considers the following factors to be of significance in ensuring that community supervision and corrections departments are served as efficiently as possible:

(1) the number and size of municipalities being served by the community supervision and corrections departments;

(2) geographical distances between municipalities;

(3) the need for state jail felony facility capacity as determined by the anticipated number of defendants who will be convicted of offenses punishable as state jail felonies and required by a judge to serve a term of confinement in a state jail felony facility following conviction.

(b) Based on these factors and any other factors deemed relevant by the board, the board designates a total of 13 regions in the state for the purpose of providing regional state jail felony facilities, with the six largest judicial districts (each of which serves a municipality of 400,000 or more) being designated as separate regions.

PROPOSED REGIONS FOR STATE JAIL FELONY FACILITIES

<u>REGION 1</u> <u>COUNTIES</u>	<u>REGION 1a</u> <u>COUNTIES</u>	<u>REGION 2</u> <u>COUNTIES</u>	<u>REGION 2a</u> <u>COUNTIES</u>	<u>REGION 3</u> <u>COUNTIES</u>	<u>REGION 3a</u> <u>COUNTIES</u>
ANDERSON	DALLAS	ANGELINA	HARRIS	AUSTIN	TRAVIS
BOWIE		BRAZORIA		BANDERA	
CAMP		CHAMBERS		BASTROP	
CASS		FORT BEND		BLANCO	
CHEROKEE		GALVESTON		BRAZOS	
COLLIN		GRIMES		BURLESON	
DELTA		HARDIN		BURNETT	
ELLIS		JASPER		CALDWELL	
FANNIN		JEFFERSON		CALHOUN	
FRANKLIN		LIBERTY		COLORADO	
FREESTONE		MADISON		COMAL	
GRAYSON		MONTGOMERY		DEWITT	
GREGG		NEWTON		FAYETTE	
HARRISON		ORANGE		GILLESPIE	
HENDERSON		POLK		GOLIAD	
HOPKINS		SABINE		GONZALES	
HOUSTON		SAN AUGUSTINE		GUADALUPE	
HUNT		SAN JACINTO		HAYS	
KAUFMAN		TRINITY		JACKSON	
LAMAR		TYLER		KENDALL	
LEON		WALKER		KERR	
LIMESTONE				KIMBLE	
MARION				LAVACA	
MORRIS				LEE	
NACOGDOCHES				LLANO	
NAVARRO				MASON	
PANOLA				MATAGORDA	
RAINS				MCCULLOCH	
RED RIVER				MEDINA	
ROCKWALL				MENARD	
RUSK				MILAM	
SHELBY				REAL	
SMITH				REFUGIO	
TITUS				SAN SABA	
UPSHUR				UVALDE	
VAN ZANDT				VICTORIA	
WOOD				WALLER	
				WASHINGTON	
				WHARTON	
				WILLIAMSON	

PROPOSED REGIONS FOR STATE JAIL FELONY FACILITIES

<u>REGION 4</u> <u>COUNTIES</u>	<u>REGION 4a</u> <u>COUNTIES</u>	<u>REGION 5</u> <u>COUNTIES</u>	<u>REGION 6</u> <u>COUNTIES</u>	<u>REG. 6 (CONT)</u> <u>COUNTIES</u>
ARANSAS	BEXAR	ANDREWS	ARMSTRONG	STONEWALL
ATASCOSA		BREWSTER	BAILEY	SWISHER
BEE		COKE	BAYLOR	TERRY
BROOKS		CONCHO	BORDEN	THROCKMORTON
CAMERON		CRANE	BRISCOE	WHEELER
DIMITT		CROCKETT	CARSON	WILBARGER
DUVAL		ECTOR	CASTRO	YOAKUM
FRIO		EDWARDS	CHILDRESS	
HIDALGO		FISHER	COCHRAN	
JIM HOGG		GLASSCOCK	COLLINGSWORTH	
JIM WELLS		HOWARD	COTTLE	
KARNES		IRION	CROSBY	
KENEDY		JEFF DAVIS	DALLAM	
KLEBERG		KINNEY	DAWSON	
LA SALLE		LOVING	DEAF SMITH	
LIVE OAK		MARTIN	DICKENS	
MAVERICK		MIDLAND	DONLEY	
MCMULLEN		MITCHELL	FLOYD	
NUECES		NOLAN	FOARD	
SAN PATRICIO		PECOS	GAINES	
STARR		PRESIDIO	GARZA	
WEBB		REAGAN	GRAY	
WILLACY		REEVES	HALE	
WILSON		RUNNELS	HALL	
ZAPATA		SCHLEICHER	HANSFORD	
ZAVALA		STERLING	HARDEMAN	
		SUTTON	HARTLEY	
		TERELL	HASKELL	
		TOM GREEN	HEMPHILL	
		UPTON	HOCKLEY	
		VAL VERDE	HUTCHISON	
		WARD	KENT	
		WINKLER	KING	
			KNOX	
			LAMB	
			LIPSCOMB	
			LUBBOCK	
			LYNN	
			MOORE	
			MOTLEY	
			OCHILTREE	
			OLDHAM	
			PARMER	
			POTTER	
			RANDALL	
			ROBERTS	
			SCURRY	
			SHERMAN	

PROPOSED REGIONS FOR STATE JAIL FELONY FACILITIES

REGION 7 COUNTIES

ARCHER
BELL
BOSQUE
BROWN
CALLAHAN
CLAY
COLEMAN
COMANCHE
COOKE
CORYELL
DENTON
EASTLAND
ERATH
FALLS
HAMILTON
HILL
HOOD
JACK
JOHNSON
JONES
LAMPASAS
MCLENNAN
MILLS
MONTAGUE
PALO PINTO
PARKER
ROBERTSON
SHACKELFORD
SOMERVELL
STEPHENS
TAYLOR
WICHITA
WISE
YOUNG

REGION 7a COUNTIES TARRANT

REGION 8 COUNTIES CULBERSON EL PASO HUDSPETH

§157.11. Allocation Policies. The Texas Government Code, §507.004(1), requires the board to adopt and enforce a regional allocation policy to allocate the number of state jail felony facilities and beds to each region established under the Texas Government Code, §507.003. The board is also required under the Texas Government Code, §507.004(2), to adopt and enforce an intra-regional allocation policy to allocate the number of facilities and beds within a region established under the Texas Government Code, §507.003, to the community supervision and corrections departments in that region, unless those departments by their own agreement establish the allocation

of beds in the region. The board is required to consider the regions and to attempt to place state jail felony facilities at locations that are sufficiently geographically diverse to serve the needs of each of the regions.

§157.12. Regional Allocation Policy.

(a) After consideration of the factors used to determine the regions, the board allocates state jail felony facility capacity to a region based on the sum of the fixed percentages established by the allocation formula for admissions to the institutional division as adopted by the board in §152.3(f) of this title (relating to Allocation

Formula) in July 1993 (to be effective September 1, 1993) for the counties located in that region, multiplied by the total number of state jail felony facility beds authorized by the 73rd Legislature, 1993, for construction (22,000). The actual number of facilities and beds allocated to a particular region is equal to the number of beds derived using the formula, with a range of plus or minus 500 beds. The percentage of allocation to each region will be as follows:

**PROPOSED REGIONAL ALLOCATION
STATE JAIL FELONY FACILITIES**

<u>REGION</u>	<u>PERCENTAGE</u>
1 (NORTHEAST)	0.0751871596
1a (DALLAS)	0.1663003963
2 (EAST)	0.0774117403
2a (HARRIS)	0.2032160132
3 (SOUTH CENTRAL)	0.0460412861
3a (TRAVIS)	0.0441298347
4 (VALLEY)	0.0786911670
4a (BEXAR)	0.0685075666
5 (WEST)	0.0278934379
6 (PANHANDLE)	0.0365304042
7 (NORTH CENTRAL)	0.0624845506
7a (TARRANT)	0.0796031314
8 (EL PASO)	0.0340033119

(b) The board will designate state jail felony facilities to serve each region.

(c) A state jail felony facility may be designated to serve multiple regions at the same time. Conversely, a state jail felony facility does not have to be located within a region to be designated to serve that region.

§157.13. Intra-Regional Allocation Policy.

(a) After consideration of the factors used to determine the regions, and any other factors deemed relevant by the board, the board allocates state jail felony facility capacity to a community supervision and corrections department within a region based on their proportionate share of the beds allocated to the region in §157.12 of this title (relating to Regional Allocation Policy) using the fixed percentage established by the allocation formula for admissions to the institutional division as adopted by the board in §152.3(f) of this title (relating to Allocation Formula) in July 1993 (to be effective September 1, 1993) for the county or counties served by the community supervision and corrections department, multiplied by the available capacity for the region as established in §157.12 of this title.

(b) The intra-regional allocation policy as it applies to a particular region will be in effect only if the community supervision and corrections departments in that region are unable by their own agreement to establish the allocation of beds in

the region. The board must receive written notice on or before September 1, 1994, of the intra-regional allocation policy for a region if one is established by the community supervision and corrections departments by their own agreement. The agreement must be documented in a form to be prescribed by the director of the community justice assistance division.

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 August 5, 1993.

TRD-9326942
Cynthia Milne
General Counsel
Texas Department of
Criminal Justice

Earliest possible date of adoption: September 13, 1993

For further information, please call: (409) 294-2142

◆ ◆ ◆
**Part IX. Commission on
Jail Standards**

**Chapter 300. Fees and
Payments**

Emergency Overcrowding Relief

• 37 TAC §300.24

The Commission on Jail Standards proposes an amendment to §300.24, concerning Fees and Payments, to clarify use of the mandated statewide identification number.

Jack E. Crump, executive director, has determined that for the first five-year period the rule is in effect there will be no fiscal implications as a result of enforcing or administering the rule.

Mr. Crump also has determined that for each year of the first five years the rule is in effect the public benefit anticipated as a result of enforcing the rule will be to provide administrative rules which are consistent with statutes and to provide accurate information to sheriffs regarding reporting criteria. There will be no effect on small businesses. There is no anticipated economic cost to persons who are required to comply with the rule as proposed.

Comments on the proposal may be submitted to Wayne Gondeck, P.O. Box 12985, Austin, Texas, 78711, (512) 463-5505.

The amendment is proposed under the Government Code, Chapter 511, which provides the Texas Commission on Jail Standards with the authority to adopt, amend, and rescind rules for the conduct of its proceedings.

The statute that is affected by this rule is the Government Code, Chapter 499.

§300.24. Reports.

(a) (No change.)

(b) Each sheriff shall submit to the commission a list with the name, state identification number (when such number has been issued), date of confinement, date paper ready, and date transferred to TDCJ-ID or released for each inmate counted on the monthly report required by paragraph (a).

(c) (No change.)

(d) (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 July 22, 1993.

TRD-9326910

Jack E. Crump
Executive Director
Texas Commission on Jail
Standards

Earliest possible date of adoption: September 13, 1993

For further information, please call: (512) 463-5505

TITLE 40. SOCIAL SERVICES AND ASSISTANCE

Part I. Texas Department of Human Services

Chapter 29. Purchased Health Services

Subchapter L. General Administration

• 40 TAC §§29.1104, 29.1126, 29.1127

The Texas Department of Human Services (DHS) proposes amendments to §29.1104, concerning the Texas Medicaid Reimbursement Methodology, §29.1126, concerning reimbursement for in-home total parenteral hyperalimentation services; and §29.1127, concerning reimbursement for in-home respiratory therapy services for ventilator-dependent persons.

The amendments are required to eliminate any cost-of-living adjustment for these services for the 1994-1995 biennium as mandated in the appropriations act effective September 1, 1993. In addition, the rules are being revised to state that future cost-of-living adjustments are dependent on available funding.

Burton F. Raiford, commissioner, has determined that for the first five-year period the rules are in effect there will be fiscal implications as a result of enforcing or administering the rules. The effect on state government for the first five year period the rules will be in effect is an estimated reduction in cost of \$18,733,629, for fiscal year 1994, and \$45,123,388, for fiscal year 1995. For fiscal years 1996, 1997, and 1998, DHS cannot determine at this time if funding will be available to allow a cost-of-living adjustment, since such an adjustment is dependent on the appropriations bill passed by the Texas Legislature. There will be no fiscal implications for local government.

Mr. Raiford also has determined that for each year of the first five years the rules are in effect the public benefit anticipated as a result of enforcing the rules will be the continuation of Medicaid services at the current level. There will be no effect on small businesses. There is no anticipated economic cost to per-

sons who are required to comply with the rule as proposed.

Questions about the content of the proposal may be directed to Genie DeKneef at (512) 338-6509 in DHS's Purchased Health Services. Comments on the proposal may be submitted to Nancy Murphy, Agency Liaison, Policy and Document Support-193, Texas Department of Human Services E-503, P.O. Box 149030, Austin, Texas 78714-9030, within 30 days of publication in the *Texas Register*.

DHS will hold a public hearing on the proposal at 1:00 p.m. Wednesday, August 25, 1993, in the public hearing room of the John H. Winters Building, First Floor, East Tower, 701 West 51st Street, Austin. A copy of the proposal will be available for review in DHS local offices.

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.

§29.1104. Texas Medicaid Reimbursement Methodology (TMRM).

(a) Reimbursement for physicians and certain other practitioners.

(1) (No change.)

(2) Definitions.

(A)-(C) (No change.)

(D) Conversion Factor-The dollar amount by which the sum of the three cost component RVUs is multiplied in order to obtain a reimbursement fee for each individual service. The initial value of the conversion factor is \$26.873 for fiscal year 1992 and 1993. If funding is available, the [The] conversion factor will be updated based on the adjustments described in subparagraph (E) of this paragraph at the beginning of each state fiscal year biennium. Unless the cost savings specified in the Appropriations Act for the 1994-1995 biennium are realized, there will be no adjustment of the conversion factor for the 1994-1995 biennium. DHS may, at its discretion, develop and apply multiple conversion factors for various classes of service such as obstetrics, pediatrics, general surgeries, and/or primary care services.

(E) (No change.)

(3) (No change.)

(b)-(c) (No change.)

§29.1126. In-Home Total Parenteral Hyperalimentation Services.

(a)-(d) (No change.)

(e) The Texas Department of Human Services (DHS) or its designee reimburses each provider on a monthly basis. Reimbursement is based on one-twelfth of the maximum yearly fee established by DHS. If funding is available, DHS will adjust the allowable fees or rates each state fiscal year by applying the projected rate of change of the implicit price deflator for personal consumption expenditures (IPD-PCE). DHS uses the lowest feasible IPD-PCE forecast consistent with the forecasts of nationally-recognized sources available to DHS at the time rates are prepared. The first adjustment will be effective January 1, 1993. Unless the cost savings specified in the Appropriations Act for the 1994-1995 biennium are realized, there will be no adjustment for the 1994 and 1995 fiscal years. [Subsequent adjustments will occur at the beginning of each state fiscal year.] DHS or its designee does not reimburse more than a one-week supply of solutions and additives if the solutions and additives are shipped and not used because of the recipient's loss of eligibility, change in treatment, or inpatient hospitalization. The provider must exclude from its monthly billing any days that the recipient is an inpatient in a hospital or other medical facility or institution. Payment for partial months will be prorated based upon actual days of administration. Hospital outpatient departments furnishing in-home total parenteral nutrition must be separately enrolled as a provider meeting all requirements stipulated in subsection (d) of this section. Reimbursement to hospital outpatient departments furnishing in-home total parenteral nutrition may not exceed the maximum yearly fee established by DHS.

§29.1127. In-Home Respiratory Therapy Services for Ventilator-Dependent Persons.

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

(f) The department or its designee reimburses each respiratory therapy provider on a per-visit basis. Reimbursement for the visit is based on the lesser of the provider's customary charge or the maximum allowable fee or rate established by the department or its designee. Reimbursement for supplies furnished by the respiratory care practitioner is the lesser of the provider's customary charges or the maximum allowable fees or rates established by the department or its designee. If funding is available, the [The] department updates its allowable fees or rates each state fiscal year by applying the implicit price deflator for personal consumption expenditures. Unless the cost savings specified in the Appropriations Act for the 1994-1995 biennium are realized, there will be no adjustment for the 1994 and 1995 state fiscal years.

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 August 4, 1993.

TRD-9326797 Nancy Murphy
Section Manager, Policy
and Document Support
Texas Department of
Human Services

Proposed date of adoption: October 15, 1993

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

Chapter 79. Legal Services

Subchapter K. Informal Hearings

• 40 TAC §§79.1001-79.1007

The Texas Department of Human Services (DHS) proposes new §§79.1001-79.1007, concerning informal hearings conducted by DHS fair hearing officers. The purpose of the new sections is to provide an alleged perpetrator of abuse or neglect in a nursing facility with an opportunity for a hearing which affords rights of due process. Previously, DHS had no provisions for informal hearings conducted by fair hearing officers concerning non-client benefit cases. The rules are being proposed under new Subchapter K.

Burton F. Raiford, commissioner, has determined that for the first five-year period the proposed rules will be in effect there will be no fiscal implications for state or local government as a result of enforcing or administering the rules.

Mr. Raiford also has determined that for each year of the first five years the rules are in effect the public benefit anticipated as a result of enforcing the rules will be easy access to persons accused of abuse, neglect, or misappropriation in long-term care facilities of an appeal process prior to entry of findings in public records. 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 Elmo Johnson at (512) 450-3092 in DHS's Office of the General Counsel. Comments on the proposal may be submitted to Nancy Murphy, Agency Liaison, Policy and Document Support-199, 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 new sections are proposed under the Human Resources Code, Title 2, Chapter 22, which provides the department with the authority to administer public assistance programs.

§79.1001. Informal Hearings.

(a) Various state and federal laws provide persons affected by an action or

decision of the Texas Department of Human Services (DHS) the right to have that action or decision reviewed by a process which ensures that the appellant receives a fair and impartial review.

(b) DHS provides an informal hearing in cases not covered under Subchapters M and Q of this title (relating to Appeals Process and Contract Appeals) but which affect the rights, duties, or privileges of a party.

(c) Informal hearings are conducted by a regional hearing officer, as provided under §79.1203 of this title (relating to Hearing Officer), after DHS notifies all parties. The regional hearing officer is responsible for setting the hearing, providing notice, conducting the hearing, preparing the record, and rendering a final decision in the case, including findings of fact and conclusions of law.

§79.1002. Request for Hearing.

(a) The party seeking review of an action by the Texas Department of Human Services (DHS) under this section must request review of DHS's decision within 20 days of the date notice of the action was mailed to the party. The request must be addressed as provided in DHS's notice of decision or action and state in plain language the nature of the action, the name and identifying information of the requesting party, and a request that the action be reviewed.

(b) After receipt, the request is sent to the appropriate regional attorney for assignment to a hearing officer. The hearing officer enters the request for review in the docket of pending hearings and sends a notice to the requesting party.

§79.1003. Setting for Hearing.

(a) Notice. The notice must include a statement of the time, place, and nature of the hearing; a statement of the legal authority under which the hearing is to be held; a reference to the particular section of the statutes and rules involved; and a short and plain statement of the matters asserted and to be proved. The notice must be sent to the requesting party by certified mail-return receipt requested, at least 10 days before the date of the hearing, with a copy to the DHS program area concerned with the action.

(b) Postponement. The hearing officer may grant a postponement for good cause at either party's request. Except in emergencies or unusual circumstances confirmed by a telephone call, no postponements are granted within two days of the scheduled hearing.

§79.1004. Conduct of Hearing.

(a) Representatives. The requesting party may be represented by counsel or by an authorized representative designated in writing.

(b) Cross-examination. The parties and witnesses are subject to cross-examination by the other party.

(c) Briefs and arguments. Each party has the right to submit written briefs or argument in support of its position and to respond to the documents or arguments presented by the other party.

(d) Oath. The hearing officer must take testimony under oath and must make an audiotape recording of all the testimony.

(e) Documents. The party or his representative has the right to review any documentary materials to be presented at the hearing and to submit to the hearing officer any documents or written evidence, affidavits, or statements which they wish to have considered. All documents accepted into evidence must be plainly marked and filed in the case file.

(f) Evidence. The hearing officer is guided by the rules of evidence as they are applied in a civil court in a trial without a jury. When necessary to ascertain facts not reasonably susceptible of proof under those rules, evidence not admissible under those rules may be admitted, unless precluded by statute, if it is of a type commonly relied upon by reasonably prudent persons in the conduct of their affairs. The hearing officer has the authority to exclude irrelevant, immaterial, or repetitious evidence; to note any objections to offers of evidence in the record; and to specify and enforce maximum time limits on all phases of the hearing.

(g) Telephonic testimony.

(1) Testimony may be taken by telephonic means, if:

(A) the party offering the testimony has shown good cause for the nonappearance of the witness (residence more than 100 miles from place of hearing constitutes good cause); and

(B) the equipment permits all parties present at the hearing to hear the testimony simultaneously and examine and cross-examine with questions and answers audible to all parties.

(2) The hearing officer must satisfy himself as to the identity of the witnesses and administer the oath to the witnesses.

(h) Oath. The hearing officer must administer the oath to all witnesses, and may, if Texas Rules of Civil Procedure,

Number 267, is invoked, excuse all witnesses from the hearing (except when they are called to testify), instructing them not to confer with one another concerning their testimony. The appellant, his representative, and the DHS representative may remain in the hearing.

(i) Burden of proof. The party seeking an affirmative action or imposition of a sanction or penalty has the burden of proof by a preponderance of the evidence and is granted the right to open the presentation of the case and close with rebuttal evidence or argument.

(j) Record.

(1) The record of a proceeding must include:

(A) all pleadings, notices, motions, and rulings;

(B) all evidence received or considered;

(C) a statement of matters officially noticed;

(D) questions and offers of proof and objections and rulings on them;

(E) proposed findings and exceptions; and

(F) the decision of the hearing officer.

(2) A transcript of the proceeding may be prepared upon request. The cost of the transcript is assessed against the requesting party.

§79.1005. Decision.

(a) The decision of the hearing officer must be in writing and must include:

(1) a statement of appearances at the hearing by the parties and their representatives;

(2) a brief summary of the written and oral evidence offered by the parties;

(3) a brief summary of the arguments made for or against the parties; and

(4) the findings of the hearing officer as to the facts of the case and the conclusions of law reached on the issues.

(b) The decision must also advise the parties of their right to request a rehearing.

(c) The final decision must be made within 60 days of the close of the hearing.

§79.1006. Rehearing. A request for rehearing must be filed with the hearing officer within 20 days of the date the final decision is mailed. The hearing officer must grant or deny the motion within 10 days of receipt. If the motion for rehearing is not granted within 10 days, it is considered denied, and the party may seek a de novo hearing as provided in §79.1007 of this title (relating to Administrative Appeal).

§79.1007. Administrative Appeal.

(a) Within 10 days of the date of the denial of a motion for rehearing, or within 20 days of the date of mailing of the final decision, if no action is taken on the motion for rehearing, a request for administrative appeal may be filed with the hearing officer. Upon receipt of a request for administrative appeal, the hearing officer must acknowledge by mail receipt of the request and must forward the file and all supporting documentation and records to the director of DHS's Hearings Department, state office. Upon receipt in the Hearings Department, the case is docketed and the director of the Hearings Department assigns the case to an administrative law judge. The administrative law judge notifies the parties of the date, time, and place of the hearing.

(b) Upon appeal, DHS is represented by the regional attorney for the region from which the appeal is taken. The appeal is de novo on all issues of law and fact and is conducted under DHS's rules for formal hearings and the Administrative Procedure and Texas Register Act.

(c) The decision of the administrative law judge is final.

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 August 9, 1993.

TRD-9326984

Nancy Murphy
Section Manager, Policy
and Document Support
Texas Department of
Human Services

Proposed date of adoption: November 1, 1993

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

Part II. Texas Rehabilitation Commission

Chapter 113. Comprehensive Rehabilitation Services

• 40 TAC §113.4

The Texas Rehabilitation Commission proposes an amendment to §113.4, concerning

Comprehensive Rehabilitation Services. A comment was received recommending that "speech therapy" be changed to "speech-language pathology", and the Commission agrees. This comment will be incorporated in §113.4(a)(3).

Charles Harrison, controller, has determined that there will be fiscal implications as a result of enforcing or administering the rule. The effect on state government for the first five-year period the rule is in effect will be an estimated additional cost of \$1,875,000 in 1993; \$7,500,000 in 1994; \$7,500,000 in 1995; \$7,500,000 in 1996; and \$7,500,000 in 1997. There will be no effect on local government for the first five-year period the rule is in effect.

Joellen Flores Simmons, deputy commissioner, Rehabilitation Services, has determined that for each year of the first five years the rule is in effect the public benefits anticipated as a result of enforcing the rule as proposed will be to increase public awareness of the purposes and use of the Comprehensive Rehabilitation Services programs. There will be no effect on small businesses. There is no anticipated economic costs to persons required to comply with the rule as proposed.

Comments on the proposal may be submitted to Joellen Flores Simmons, Deputy Commissioner, Rehabilitation Services, 4900 North Lamar Boulevard, Suite 7320, Austin, Texas 78751.

The amendment is proposed under the Texas Human Resources Code, §111.060, which provides the Texas Rehabilitation Commission with the authority to make regulations governing personnel standards, the protection of records and confidential information, the manner and form of the filing applications, eligibility, investigation, and determination for rehabilitation and other services, procedures for hearings, and other regulations subject to this section; as necessary to carry out the purposes of this chapter.

§113.4. Services Provided.

(a) Inpatient Hospitalization at a Comprehensive Rehabilitation Facility. Services may include:

(1)-(2) (No change.)

(3) physical, occupations, and speech-language pathology [therapy].

(4)-(16) (No change.)

(b)-(c) (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 August 4, 1993.

TRD-9326811

Charles W. Schlessler
Associate Commissioner
for Legal Services
Division
Texas Rehabilitation
Commission

Earliest possible date of adoption: September 13, 1993

For further information, please call: (512) 483-4051

◆ ◆ ◆
**Part X. Texas
Employment Commission**
**Chapter 301. Unemployment
Insurance**

◆ ◆ ◆
• **40 TAC §301.1**

The Texas Employment Commission proposes an amendment to §301.1, concerning Definitions, adding definition of a "Landman."

J. Ferris Duhon, legal counsel has determined that for the first five-year period the rule is in effect there will be no fiscal implications for state or local government as a result of enforcing or administering the rule.

Mr. Duhon also has determined that for each year of the first five years the rule is in effect the public benefit anticipated as a result of enforcing the rule will be to provide guidance to those affected by a recent statutory amendment by setting out the agency's interpretation of that amendment. There is no anticipated economic cost to persons who are required to comply with the rule as proposed.

Comments on the proposal may be submitted to Carolyn Calhoun, Office of the Deputy Administrator for Legal Affairs, Texas Employment Commission Building, 101 East 15th Street, Room 660, Austin, Texas 78778, (512) 463-2291.

The amendment is proposed under Texas Civil Statutes, Article 5221b, which provide the Texas Employment Commission with the authority to adopt, amend, or rescind such rules as it deems necessary for the effective administration of this Act.

The following is the statute that is affected by this rule: Texas Civil Statutes, Article 5221b-17(g)(5)(CC).

§301.1. Definitions. As used in this chapter, the following words and terms shall have the following meanings unless the context clearly indicates otherwise.

Act—The Texas Unemployment Compensation Act (being Chapter 482, General and Special Laws, 44th Legislature, Third Called Session, 1936, codified as Texas Civil Statutes, Article 5221b), as amended.

Additional claim—A notice of new unemployment filed at the beginning of a second or subsequent series of claims within a benefit year or within a period of eligibility when a break of one week or more has occurred in the claim series with intervening employment. The employer named on an additional claim will have 12 days from the date notice of the claim is mailed to reply to the notice. The additional claim reopens a claim series and is not a payable claim since it is not a claim for seven days of compensable unemployment.

Base period with respect to an individual—The first four consecutive completed calendar quarters within the last five completed calendar quarters immediately preceding the first day of such individual's benefit year.

Benefit period—The period of seven consecutive calendar days, ending at midnight on Saturday, with respect to which entitlement to benefits is claimed, measured, computed or determined.

Commission—The Texas Employment Commission.

Day—A calendar day.

Landman—An individual who is qualified to do field work in the purchasing of right-of-way and leases of mineral interests, record, searches, and related real property title determinations, and who is primarily engaged in performing such field work.

Reopened claim—The first claim filed following a break in claim series during a benefit year which was caused by other than intervening employment, i.e., illness, disqualification, unavailability, or failure to report for any reason other than job attachment. The reopened claim reopens a claim series and is not payable claim since it is not a claim for seven days of compensable unemployment.

Week—A period of seven consecutive calendar days ending at midnight on Saturday.

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 August 5, 1993.

TRD-9328902 J. Ferris Duhon
Legal Counsel
Texas Employment
Commission

Earliest possible date of adoption: September 13, 1993

For further information, please call: (512) 463-2291

◆ ◆ ◆
• **40 TAC §301.30**

(Editor's note: The text of the following section proposed for repeal will not be published. The section may be examined in the offices of the Texas Employment Commission or in the Texas Register office, Room 245, James Earl Rudder Building, 1019 Brazos Street, Austin.)

The Texas Employment Commission proposes the repeal of §301.30, concerning eligibility of employees of educational service agencies for unemployment compensation benefits.

The repeal removes an obsolete rule that has been replaced by §3(f)(4) of the Texas Unemployment Compensation Act.

J. Ferris Duhon, legal counsel, has determined that for the first five-year period the repeal is in effect there will be no fiscal impli-

cations for state or local government as a result of enforcing or administering the repeal.

Mr. Duhon also has determined that for each year of the first five years the repeal is in effect the public benefit anticipated as a result of enforcing the repeal will be the removal of an obsolete rule. There will be no effect on small businesses. There is no anticipated economic cost to persons who are required to comply with the repeal as proposed.

Comments on the proposal may be submitted to Carolyn Calhoun, Office of the Deputy Administrator for Legal Affairs, Texas Employment Commission Building, 101 East 15th Street, Room 660, Austin, Texas 78778, (512) 463-2291.

The repeal is proposed under Texas Civil Statutes, Article 5221b, which provide the Texas Employment Commission with the authority to adopt, amend, or rescind such rules as it deems necessary for the effective administration of this Act.

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 August 5, 1993.

TRD-9328900 J. Ferris Duhon
Legal Counsel
Texas Employment
Commission

Earliest possible date of adoption: September 13, 1993

For further information, please call: (512) 463-2291

◆ ◆ ◆
The Texas Employment Commission proposes new §301.30, concerning exclusion from coverage under the Texas Unemployment Compensation Act of services performed by certain Landmen.

J. Ferris Duhon, legal counsel, has determined that for the first five-year period the rule is in effect there will be no fiscal implications for state or local government as a result of enforcing or administering the rule.

Mr. Duhon also has determined that for each year of the first five years the rule is in effect the public benefit anticipated as a result of enforcing the rule will be to provide guidance to those affected by a recent statutory amendment by setting out the agency's interpretation of that amendment. There will be no effect on small businesses. There is no anticipated economic cost to persons who are required to comply with the rule as proposed.

Comments on the proposal may be submitted to Carolyn Calhoun, Office of the Deputy Administrator for Legal Affairs, Texas Employment Commission Building, 101 East 15th Street, Room 660, Austin, Texas 78778, (512) 463-2291.

The new section is proposed under Texas Civil Statutes, Article 5221b, which provide the Texas Employment Commission with the authority to adopt, amend, or rescind such rules as it deems necessary for the effective administration of this Act.

The following is the statute that is affected by this rule: Texas Civil Statutes, Article 5221b-17(g)(5)(CC).

§301.30. Landmen Contracts. For purposes of the Texas Unemployment Compensation Act, §19(g)(5)(CC) a contract covering services by a landman must contain significant, specific provisions which would support a finding that the landman is to be treated as an independent contractor. This would be necessary for the Commission to find that the contract provides that

the landman is to be treated as an independent contractor. A simple statement that the landman is to be treated as an independent contractor, without more, will not be sufficient. If the Commission determines that a written contract has been replaced, through the actions of the parties, by some other agreement, the Commission will look to the actual agreement as the contract between the parties for purposes of applying this exemption.

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 August 5, 1993.

TRD-9326901

J Ferris Duhon
Legal Counsel
Texas Employment
Commission

Earliest possible date of adoption: September 13, 1993

For further information, please call: (512) 463-2291

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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 1. ADMINISTRATION

Part XII. Advisory Commission on State Emergency Communications

Chapter 251. Regional Plans—Standards

• 1 TAC §251.3

The Advisory Commission on State Emergency Communications adopts an amendment to §251.3, without changes to the proposed text as published in the June 4, 1993, issue of the *Texas Register* (18 TexReg 3544).

The amendment provides procedures for revisions to plan amendments for the utilization of funds toward the completion of rural address assignments, which allow for the Automatic Location Identifier (ALI) feature to display the location of 911 callers. It will enable improved effectiveness of 911 call delivery.

The rule serves as a guide for the distribution of addressing funds to local governments for the purpose of establishing addresses, essential to a 911 system utilizing ALI.

No comments were received regarding the adoption of the rule.

The amendment is adopted under the Health and Safety Code, §§771.055, 771.056, 771.057, and 771.072, which provide the Advisory Commission on State Emergency Communications with the authority to develop and amend regional plans for the establishment and operation of efficient 911 emergency service that meet Commission standards and procedures.

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 August 9, 1993.

TRD-9326992

Mary A. Boyd
Executive Director
Advisory Commission on
State Emergency
Communications

Effective date: August 30, 1993

Proposal publication date: June 4, 1993

For further information, please call: (512) 327-1911

TITLE 4. AGRICULTURE

Part I. Texas Department of Agriculture

Chapter 6. Boll Weevil Control

• 4 TAC §§6.2-6.5

The Texas Department of Agriculture adopts amendments to §§6.2-6.4 and new §6.5, without changes to the proposed text as published in the June 29, 1993, issue of the *Texas Register* (18 TexReg 4229). The amendments are adopted to clarify the extension request procedure and destruction methodology to be utilized by farmers. New §6.5 is adopted to clarify responsibilities for compliance with Chapter 6.

The amendments to §§6.2-6.4 define mechanical destruction and establish rules for requesting extensions to the planting and destruction deadlines. New §6.5 provides for joint and/or several responsibility of the land owner and farm operator for compliance with Chapter 6.

One comment was received regarding the mechanical destruction definition. The South Texas Grain Association was concerned that the definition would preclude the use of chemicals for the destruction of cotton, making the definition too restrictive. The department disagrees that this language should be changed and feels that the definition as set forth is necessary to insure complete cotton destruction.

The amendment is adopted under the Texas Agriculture Code, §74.004, which provides the Texas Department of Agriculture with the authority to adopt rules for regulated areas, dates, and methods of destruction; and §74.006 which provides the department with the authority to adopt rules necessary for the efficient enforcement and administration of Chapter 74.

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 August 4, 1993.

TRD-9326943

Dolores Alvarado Hibbs
Chief Administrative Law
Judge
Texas Department of
Agriculture

Effective date: August 27, 1993

Proposal publication date: June 29, 1993

For further information, please call: (512) 463-7583

TITLE 7. BANKING AND SECURITIES

Part VI. Credit Union Department

Chapter 97. Commission Policies and Administrative Rules

Fees

• 7 TAC §97.113

The Credit Union Commission adopts an amendment to §97.113, providing for the combination of supervision and examination fees into an annual operating fee, with changes to the proposed text as published in the June 4, 1993, issue of the *Texas Register* (18 TexReg 3545). The amendment assures that funding will be available at the beginning of the state's fiscal year to enable the department to carry out its supervisory and examination functions.

A change was made to the text by substituting the word "with" for the word "without" in the last sentence of §97.113(b).

Community Credit Union commented against the amendment, reasoning that fees should not be increased without a credit union's consent and that the Commission should approve all fee increases.

The commission agrees in part with this comment. Fee increases should be approved by the Commission. Accordingly, the word "without" is changed to "with" in the last sentence of subsection (b).

The commission disagrees that credit unions should be allowed to consent to all fee increases. The commission is required by the Credit Union Act to adopt reasonable rules to prescribe fees that are required for the administration of the Act. The Act does not require that credit unions consent to the amount of the fees.

The amendment is adopted under the provision of Texas Civil Statutes, Article 2481-11.07, which provides the Credit Union Commission with the authority to adopt reasonable rules necessary for the administration of the Act.

§97.113. Operating Fees.

(a) Remittance of fees. Effective September 1, 1991, each credit union authorized to do business under the Act shall remit to the Credit Union Department its annual operating fee prior to October 1 of each year. Such fees received after Septem-

ber 30 of each year will be subject to a monthly 10% late fee unless waived by the commissioner for good cause.

(b) Calculation of operating fees. The schedule provided in this section shall serve as the basis for calculating operating fees. The base date shall be June 30 of the

year in which operating fees are calculated. The asset base may be reduced by the amount of reverse-repurchase balances extant on the June 30 base date. The commissioner is authorized to increase or decrease the fee schedule annually by amounts not to exceed 10% per year with prior approval of the commission, as needed to match revenue with appropriations.

For Credit Unions with Total Assets Of: The Operating Fee is:

Less than \$200,000	\$0
\$200,000 but less than \$500,000	\$490 + \$2.45 per \$1,000 of the amount over \$200,000
\$500,000 but less than \$1M	\$1,225 + \$.93 per \$1,000 of the amount over \$500,000
\$1M but less than \$5M	\$1,690 + \$.38 per \$1,000 of the amount over \$1M
\$5M but less than \$10M	\$3,210 + \$.33 per \$1,000 of the amount over \$5M
\$10M but less than \$25M	\$4,860 + \$.13 per \$1,000 of the amount over \$10M
\$25M but less than \$50M	\$6,810 + \$.16 per \$1,000 of the amount over \$25M
\$50M but less than \$100M	\$10,810 + \$.17 per \$1,000 of the amount over \$50M
\$100M and over	\$19,310 + \$.07 per \$1,000 of the amount over \$100M

(c) (No change.)

(d) Liquidations. Credit unions in liquidation shall pay an annual operating fee of \$100.

(e) (No change.)

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 August 4, 1993.

TRD-9326848

Robert W. Rogers
Deputy Commissioner
Credit Union Department

Effective date: August 26, 1993

Proposal publication date: June 4, 1993

For further information, please call: (512) 837-9236



**TITLE 16. ECONOMIC
REGULATION**

**Part VIII. Texas Racing
Commission**

**Chapter 303. General
Provisions**

**Subchapter B. Powers and Du-
ties of the Commission**

• 16 TAC §303.41

The Texas Racing Commission adopts an amendment to §303.41, concerning allocation of race dates, without changes to the proposed text as published in the June 25, 1993, issue of the *Texas Register* (18 TexReg 4170).

The amendment is adopted to streamline the race date allocation process.

The amendment clarifies the application procedure for race dates.

No comments were received regarding adoption of the amendment.

The amendment is adopted under Texas Civil Statutes, Article 179e, §3.02, which authorize the commission to adopt rules for conducting racing with wagering and for administering the Texas Racing Act; §8.01 and §11.01 which authorize the commission to allocate race dates to horse racetracks and greyhound racetracks; and Texas Civil Statutes, Article 6252-13a, §4, which authorizes the commission to adopt rules of practice and procedure.

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 August 4, 1993.

TRD-9326827

Paula Cochran Carter
General Counsel
Texas Racing Commission

Effective date: September 1, 1993

Proposal publication date: June 25, 1993

For further information, please call: (512) 794-8461

Chapter 309. Operation of Racetracks

Subchapter C. Greyhound Racetracks

Facilities and Equipment

• 16 TAC §309.302

The Texas Racing Commission adopts an amendment to §309.302, concerning Track Specifications, without changes to the proposed text as published in the June 25, 1993, issue of the *Texas Register* (18 TexReg 4172).

The amendment is adopted to ensure that pari-mutuel racing will be safe and humane for racing greyhounds.

The amendment authorizes the executive secretary to approve the degree of banking at a greyhound racetrack.

No comments were received regarding the proposal.

The amendment is adopted under Texas Civil Statutes, Article 179e, §3.02, which authorize the commission to adopt rules for conducting racing with wagering and for administering the Texas Racing Act; and §6.06 which authorizes the commission to adopt rules relating to the operation of racetracks.

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 August 4, 1993.

TRD-9326828 Paula Cochran Carter
General Counsel
Texas Racing Commission

Effective date: September 1, 1993

Proposal publication date: June 25, 1993

For further information, please call: (512) 794-8461

Chapter 311. Conduct and Duties of Individual Licensees

Subchapter A. General Provisions

• 16 TAC §311.1

The Texas Racing Commission adopts an amendment to §311.1, concerning Applicability, without changes to the proposed text as published in the June 25, 1993, issue of the *Texas Register* (18 TexReg 4172).

The amendment is adopted to ensure all of the commission's licensees behave in a manner that upholds the integrity of racing.

The amendment extends the applicability of the commission's rules regarding conduct of licensees who participate in pari-mutuel racing to all persons holding individual licenses.

No comments were received regarding adoption of the amendment.

The amendment is adopted under Texas Civil Statutes, Article 179e, §3.02, which authorize the commission to adopt rules for conducting racing with wagering and for administering the Texas Racing Act; and §7.02, which authorizes the commission to adopt rules specifying the qualifications and experience necessary for licensing.

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 August 4, 1993.

TRD-9326829 Paula Cochran Carter
General Counsel
Texas Racing Commission

Effective date: September 1, 1993

Proposal publication date: June 25, 1993

For further information, please call: (512) 794-8461

Subchapter B. Specific Licensees

General Provisions

• 16 TAC §311.106

The Texas Racing Commission adopts an amendment to §311.106, concerning Stable or Kennel Names, without changes to the proposed text as published in the June 25, 1993, issue of the *Texas Register* (18 TexReg 4172).

The amendment is adopted to ensure that pari-mutuel racing is of the highest integrity.

The amendment prohibits a licensee who has registered a stable or kennel name from using the licensee's real name for racing purposes except with the approval of the stewards or racing judges.

No comments were received regarding adoption of the amendment.

The amendment is adopted under Texas Civil Statutes, Article 179e, §3.02, which authorize the commission to adopt rules for conducting racing with wagering and for administering the Texas Racing Act; and §7.02, which authorizes the commission to adopt rules specifying the qualifications and experience necessary for licensing.

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 August 4, 1993.

TRD-9326830 Paula Cochran Carter
General Counsel
Texas Racing Commission

Effective date: September 1, 1993

Proposal publication date: June 25, 1993

For further information, please call: (512) 794-8461

Chapter 313. Officials and Rules of Horse Racing

Subchapter B. Entries, Declarations, and Allowances

Entries

• 16 TAC §313.103

The Texas Racing Commission adopts an amendment to §313.103, concerning Eligibility Requirements, without changes to the proposed text as published in the June 25, 1993, issue of the *Texas Register* (18 TexReg 4173).

The amendment is adopted to ensure that pari-mutuel racing is safe and humane for the race animals.

The amendment clarifies the workout requirements for eligibility to start in a pari-mutuel race.

No comments were received regarding adoption of the amendment.

The amendment is proposed under Texas Civil Statutes, Article 179e, §3.02, which authorize the commission to adopt rules for conducting racing with wagering and for administering the Texas Racing Act; and §6.06, which authorizes the commission to adopt rules relating to the operation of racetracks.

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 August 4, 1993.

TRD-9326831 Paula Cochran Carter
General Counsel
Texas Racing Commission

Effective date: September 1, 1993

Proposal publication date: June 25, 1993

For further information, please call: (512) 794-8461

• 16 TAC §313.112

The Texas Racing Commission adopts the repeal of §313.112, concerning official workouts, without changes to the proposed text as published in the February 23, 1993, issue of the *Texas Register* (18 TexReg 1125).

The repeal is adopted to ensure that wagerers have accurate workout information on

horses on which they are wagering and that race horses participating in pari-mutuel racing are fit and ready to compete.

The repeal eliminates the authority for facilities other than pari-mutuel racetracks to provide official workouts for purposes of eligibility to enter a pari-mutuel horse race.

No comments were received regarding adoption of the repeal.

The repeal is adopted under Texas Civil Statutes, Article 179e, §3.02, which authorize the commission to adopt rules for conducting racing with wagering and for administering the Texas Racing Act.

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 August 4, 1993.

TRD-9326836 Paula Cochran Carter
General Counsel
Texas Racing Commission

Effective date: September 1, 1993

Proposal publication date: February 23, 1993

For further information, please call: (512) 794-8461

Subchapter D. Running of the Race

Jockeys

• 16 TAC §313.404

The Texas Racing Commission adopts an amendment to §313.404, concerning Items Included In Weight, without changes to the proposed text as published in the June 25, 1993, issue of the *Texas Register* (18 TexReg 4173).

The amendment is adopted to encourage the use of safety vests by jockeys, thereby reducing the risk of injury by jockeys.

The amendment clarifies which items of equipment are not to be included in a jockey's weight.

No comments were received regarding adoption of the amendment.

The amendment is proposed under Texas Civil Statutes, Article 179e, §3.02, which authorize the commission to adopt rules for conducting racing with wagering and for administering the Texas Racing Act; and §6.06, which authorizes the commission to adopt rules relating to the operation of racetracks.

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 August 4, 1993.

TRD-9326832 Paula Cochran Carter
General Counsel
Texas Racing Commission

Effective date: September 1, 1993

Proposal publication date: June 25, 1993

For further information, please call: (512) 794-8461

• 16 TAC §313.405

The Texas Racing Commission adopts an amendment to §313.405, concerning Whips And Other Equipment, without changes to the proposed text as published in the June 25, 1993, issue of the *Texas Register* (18 TexReg 4173).

The amendment is adopted to encourage the use of safety vests by jockeys, thereby reducing the risk of injury by jockeys.

The amendment authorizes a jockey to wear a safety vest and provides the specifications for a permitted vest.

No comments were received regarding adoption of the amendment.

The amendment is proposed under Texas Civil Statutes, Article 179e, §3.02, which authorize the commission to adopt rules for conducting racing with wagering and for administering the Texas Racing Act; and §6.06, which authorizes the commission to adopt rules relating to the operation of racetracks.

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 August 4, 1993.

TRD-9326833 Paula Cochran Carter
General Counsel
Texas Racing Commission

Effective date: September 1, 1993

Proposal publication date: June 25, 1993

For further information, please call: (512) 794-8461

Chapter 321. Pari-mutuel Wagering

Subchapter C. Simulcast Wagering

General Provisions

• 16 TAC §321.205

The Texas Racing Commission adopts an amendment to §321.205, concerning Simulcasting Contract, without changes to the proposed text as published in the June 25, 1993, issue of the *Texas Register* (18 TexReg 4176).

The amendment is adopted to ensure the process for applying for and obtaining approval of simulcasting contracts will be more efficient and effective.

The amendment clarifies the procedure for obtaining commission approval of simulcasting contracts.

No comments were received regarding adoption of the amendment.

The amendment is proposed under Texas Civil Statutes, Article 179e, §3.02, which authorize the commission to adopt rules for conducting racing with wagering and for administering the Texas Racing Act; §11.011 which authorizes the commission to adopt rules to regulate simulcasting; and Texas Civil Statutes, Article 6252-13a, §4, which authorizes the commission to adopt rules of practice and procedure.

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, August 4, 1993.

TRD-9326834 Paula Cochran Carter
General Counsel
Texas Racing Commission

Effective date: September 1, 1993

Proposal publication date: June 25, 1993

For further information, please call: (512) 794-8461

Simulcasting at Horse Race-tracks

• 16 TAC §321.231

The Texas Racing Commission adopts an amendment to §321.231, concerning Approval of Wagering on Simulcast Races, without changes to the proposed text as published in the June 25, 1993, issue of the *Texas Register* (18 TexReg 4176).

The amendment is adopted to ensure the calculation of fees for simulcasting is more clearly understood.

The amendment deletes the \$3,500 initial simulcast license fee and clarifies the amount of daily simulcast fees.

No comments were received regarding adoption of the amendments.

The amendment is proposed under Texas Civil Statutes, Article 179e, §3.02, which authorize the commission to adopt rules for conducting racing with wagering and for administering the Texas Racing Act; §11.011 which authorizes the commission to adopt rules to regulate simulcasting; and §6.18 which authorizes the commission to impose an annual fee for racetrack licensees.

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 August 4, 1993.

TRD-9326835 Paula Cochran Carter
General Counsel
Texas Racing Commission

Effective date: September 1, 1993

Proposal publication date: June 25, 1993

For further information, please call: (512) 794-8461

TITLE 22. EXAMINING BOARDS

Part XVII. Texas State Board of Plumbing Examiners

Chapter 361: Administration

General Provisions

- 22 TAC §§361.1, 361.5, 361.6, 361.8

The Texas State Board of Plumbing Examiners adopts amendments to §§361.1, 361.5, 361.6, and 361.8, concerning General Provisions, without changes to the proposed text as published in the May 14, 1993, issue of the *Texas Register* (18 TexReg 3089).

The adoption of the amendments is justified because the health and safety of Texas citizens will be enhanced by ensuring each person has access to clean water and clean air through quality plumbing installed and maintained by competent plumbers.

The amendments concerning operational definitions of types of plumbers and related occupations, plumber licenses, and plumbing work; administrative procedures for collection of plumber examination and licensing fees by the Board.

No comments were received regarding adoption of the amendments.

The amendments are adopted under Texas Civil Statutes, Article 6243-101, which provide the Board with the authority to prescribe, amend, and enforce all rules necessary to carry out the Plumbing License Law.

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 May 6, 1993.

TRD-9326826 Gilbert Kissing
Administrator
Texas State Board of
Plumbing Examiners

Effective date: August 25, 1993

Proposal publication date: May 14, 1993

For further information, please call: (512) 458-2145

Petition for Adoption of Rules

- 22 TAC §§361.21-361.26

The Texas State Board of Plumbing Examiners adopts amendments to §§361.21-361.25, and new §361.26, concerning Petition for Adoption of Rules, without changes to the proposed text as published in the May 14, 1993, issue of the *Texas Register* (18 TexReg 3091).

The adoption of the amendments and new section are justified because the health and safety of Texas citizens will be enhanced by ensuring each person has access to clean

water and clean air through quality plumbing installed and maintained by competent plumbers.

The amendments and new section concern procedures to petition the Board to adopt a rule; Board procedures for conducting hearings of contested cases; establishment of the Board's Law Enforcement Committee and its duties regarding complaint investigations, citations, contested cases, and settlements; requirement that a licensed plumber's written contract for services contain the licensee's name and mailing address and the telephone number of the Board.

No comments were received regarding adoption of the amendments and new section.

The amendments and new section are adopted under Texas Civil Statutes, Article 6243-101, which provide the Board with the authority to prescribe, amend, and enforce all rules necessary to carry out the Plumbing License Law.

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 May 6, 1993.

TRD-9326825 Gilbert Kissing
Administrator
Texas State Board of
Plumbing Examiners

Effective date: August 25, 1993

Proposal publication date: May 14, 1993

For further information, please call: (512) 458-2145

Chapter 363. Examinations

- 22 TAC §§363.1-363.10

The Texas State Board of Plumbing Examiners adopts amendments to §§363.1-363.10, concerning Examinations, without changes to the proposed text as published in the June 18, 1993, issue of the *Texas Register* (18 TexReg 4008).

The adoption of the amendments is justified because the health and safety of Texas citizens will be enhanced by ensuring each person has access to clean water and clean air through quality plumbing installed and maintained by competent plumbers and inspected by competent plumbing inspectors.

The amendments concern criteria to be met for a master or journeyman plumber and a plumbing inspector.

In summary, the comments against §363.1(c) contended the amendment would increase the cost of plumbing inspections and smaller municipalities in particular would be unable to compete in the job market to employ plumbing inspectors with the amended qualifications. In summary, the comments for §363.1(c) contended the amendment will help assure proper installation of plumbing systems meeting minimal safety standards due to better qualified inspectors.

The following submitted comments against

§363.1(c): Building Officials Association of Texas, Code Enforcement Association of Texas, the Texas Municipal League and the cities of Odessa, Sugar Land, Fort Stockton, Port Neches, West University Place, Arlington, and Austin.

The following submitted comments in favor of §363.1(c): the Texas Department of Licensing and Regulation; the Texas Water Commission; the cities of Longview, Houston, Pasadena, Humble, San Antonio; Plumbing Contractors, Inc.; American Society of Sanitary Engineering; Plumbers and Steamfitters Local Union Number 100; Houston Area Plumbing Joint Apprenticeship Committee; nine plumbing companies; numerous master and journeyman plumbers.

The Board disagrees with the comments against amendment §363.1(c) because of the assurance that plumbing work will be properly installed due to better qualified plumbing inspectors, the overwhelming support submitted verbally and in writing to the Board, and the lack of evidence supporting increased costs.

The amendments are adopted under Texas Civil Statutes, Article 6243-101, which provide the Board with the authority to prescribe, amend, and enforce all rules necessary to carry out the Plumbing License Law.

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 June 8, 1993.

TRD-9326824 Gilbert Kissing
Administrator
Texas State Board of
Plumbing Examiners

Effective date: August 25, 1993

Proposal publication date: June 18, 1993

For further information, please call: (512) 458-2145

Chapter 365. Licensing

License Categories; Description; Scope of Work Permitted

- 22 TAC §§365.1, 365.2, 365.5-365.13

The Texas State Board of Plumbing Examiners adopts amendments to §§365.1, 365.2, and 365.5-365.13, concerning License Categories; Description; Scope of Work Permitted, without changes to the proposed text as published in the June 18, 1993, issue of the *Texas Register* (18 TexReg 4010).

The adoption of the amendments is justified because the health and safety of Texas citizens will be enhanced by ensuring each person has access to clean water and clean air through quality plumbing installed and maintained by competent plumbers.

The amendments concern the following: plumbing work that could subject a master

plumber to disciplinary action by the Board; establishment of 16 years of age for apprentice registration; plumbing inspector eligibility criteria; timelines, procedures, and fees for renewal of current licenses and expired licenses; the Board's privileges (e.g., requirements for licensees' examinations) and individual's privileges (e.g., hearings before the Board) regarding reprimands, suspensions, and revocations of licenses; plumbing work exempted [but subject to local ordinances] from performance by a licensed plumber; licensing of individuals with criminal backgrounds; procedures regarding initial licensing and renewal for individuals who have defaulted on Guaranteed Student Loans and their rights to hearings before the Board.

No comments were received regarding adoption of the amendments.

The amendments are adopted under Texas Civil Statutes, Article 6243-101, which provide the Board with the authority to prescribe, amend, and enforce all rules necessary to carry out the Plumbing License Law.

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 June 8, 1993.

TRD-9326822 Gilbert Kissling
 Administrator
 Texas State Board of
 Plumbing Examiners

Effective date: August 25, 1993

Proposal publication date: June 18, 1993

For further information, please call: (512) 458-2145

Chapter 367. Enforcement

General Provisions

• 22 TAC §§367.1-367.5

The Texas State Board of Plumbing Examiners adopts the repeal of §§367.1-367.5, concerning General Provisions, without changes to the proposed text as published in the June 18, 1993, issue of the *Texas Register* (18 TexReg 4012).

The adoption of the repeals is justified because the health and safety of Texas citizens will be enhanced by ensuring each person has access to clean water and clean air through quality plumbing installed and maintained by competent plumbers.

The repeals are replaced by new §§367.1-367.7, which provides authority for Board field personnel and local plumbing inspectors jointly or individually to enforce compliance with Plumbing License law; authority for field personnel to issue citations; display of plumbing license; accuracy of bids; violations that could precipitate disciplinary action by the Board; penalty fees; requirement that a plumbing company employ at least one master plumber to contract for plumbing work.

No comments were received regarding adoption of the repeals.

The repeals are adopted under Texas Civil Statutes, Article 6243-101, which provide the Board with the authority to prescribe, amend, and enforce all rules necessary to carry out the Plumbing License Law.

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 June 8, 1993.

TRD-9326823 Gilbert Kissling
 Administrator
 Texas State Board of
 Plumbing Examiners

Effective date: August 25, 1993

Proposal publication date: June 18, 1993

For further information, please call: (512) 458-2145

• 22 TAC §§367.1-367.7

The Texas State Board of Plumbing Examiners adopts new §§367.1-367.7, concerning General Provisions, without changes to the proposed text as published in the June 18, 1993, issue of the *Texas Register* (18 TexReg 4012).

The adoption of the new rules is justified because the health and safety of Texas citizens will be enhanced by ensuring each person has access to clean water and clean air through quality plumbing installed and maintained by competent plumbers.

The new sections replace the repeal of §§367.1-367.5. The new rules provide authority for Board field personnel and local plumbing inspectors jointly or individually to enforce compliance with Plumbing License law; authority for field personnel to issue citations; display of plumbing license; accuracy of bids; violations that could precipitate disciplinary actions by the Board; penalty fees; requirement that a plumbing company employ at least one master plumber to contract for plumbing work.

No comments were received regarding adoption of the new sections.

The new sections are adopted under Texas Civil Statutes, Article 6243-101, which provide the Board with the authority to prescribe, amend, and enforce all rules necessary to carry out the Plumbing License Law.

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 June 8, 1993.

TRD-9326821 Gilbert Kissling
 Administrator
 Texas State Board of
 Plumbing Examiners

Effective date: August 25, 1993

Proposal publication date: June 18, 1993

For further information, please call: (512) 458-2145

TITLE 37. PUBLIC SAFETY AND CORRECTIONS

Part VI. Texas Department of Criminal Justice

Chapter 163. Community Justice Assistance Division Rules

Subchapter C. Programs and Services

• 37 TAC §163.45

The Texas Board of Criminal Justice adopts new §163.45, with changes to the proposed text as published in the June 11, 1993, issue of the *Texas Register* (18 TexReg 3672).

The allocation formula is designed to fairly and equitably allocate community corrections program (CCP) funding to each community supervision and corrections department (CSCD) in accordance with the Texas Government Code, §499.071 and the Texas Code of Criminal Procedure, Article 42.13, §10(a)(3), as amended by Senate Bill 532, Acts of the 73rd Legislature, 1993.

The adopted formula allocates to each CSCD a pro rata share of available CCP funding.

The Department of Criminal Justice received written comments on the proposed rule from seven individuals. Comments from two of the individuals were for the proposed rule and five were against. Four of the comments against the proposed rule expressed concern over decreases in funding for urban CSCDs. One of the comments against expressed concern that the formula was not based on misdemeanants as well as felons. Recommendations included a heavier weight for the population variable; heavier weights for the total and violent index crime variables; the inclusion of misdemeanor probationers in the discretionary probation supervision variable; a limitation on decreases in funding between fiscal years of \$100,000 maximum; and continued use of the prison admissions allocation formula for the allocation of CCP funds.

Those commenting against the adoption of the rule were: James Allison, General Counsel, County Judges and Commissioners Association of Texas; and Dan Beto, Director, Walker Co. CSCD. Those commenting against the adoption of the rule were: Bill Aleshire, Travis County Judge; Stephen Enders, Director, El Paso Co. CSCD; Ron Goethals, Director, Dallas Co. CSCD; Jon Lindsay, Harris County Judge; and Chris Semos, Chairman, Conference of Urban Counties.

No changes to the proposed rules were adopted as a result of the public comments submitted. The felony probation supervision variable serves as a direct measure of community corrections' workload and efforts. It provides an incentive and support structure for counties that utilize community corrections programs. It is measured uniformly in urban

and rural counties. Limiting the probation supervision variable to felons is consistent with the statutory variables for the allocation formula and efforts to focus limited resources on areas with the greatest need. The proposed formula represents a gradual transition from the previous formula by placing only a 35% weight on the probation supervision variable and incorporating percentage change limits.

One change was made due to a change in the underlying statute. Based on Senate Bill 532, Article 2, §2.01, the reference to Article 42.13, §11(a) (3) in §163.45(e) of the proposed rule has been changed to Article 42.13, §10(a)(3).

The rules are adopted by the Texas Board of Criminal Justice pursuant to the Texas Government Code §499.071 and the Texas Code of Criminal Procedure, Article 42.13, §10(a)(3) as amended by Senate Bill 532, Acts of the 73rd Legislature, 1993.

§163.45. Allocation Formula for Community Corrections Program.

(a) Purpose. The Texas Government Code, §499.071(b) requires the Texas Board of Criminal Justice (TBCJ) to adopt and enforce an allocation formula to fairly and equitably allocate community corrections funding to each community supervision and corrections department (CSCD). The statute further requires the TBCJ to use all of the factors listed in the Texas Government Code, §499.071(a) in the funding formula, while giving the TBCJ discretion to add other factors, and to assign weights to each of the statutory and discretionary factors.

(b) Statutory formula factors. In creating the allocation formula for Community Corrections Program funding, the board is required to consider and weigh each of the following factors:

(1) the percentage of prison admissions for the entire state that were allocated to the county in the preceding 12 months;

(2) the percentage of the state's violent index crime that occurred in the county in the preceding 12 months;

(3) the percentage of the state's total index crime that occurred in the county in the preceding 12 months;

(4) the percentage of the state's total arrests under the Texas Controlled Substances Act, the Health and Safety Code, Chapter 481, that occurred in the county or counties in the preceding 12 months;

(5) the percentage of the state's population residing in the county or counties;

(6) the percentage of the state's total unemployment in the county or counties; and

(7) the percentage of all defendants serving sentences for felonies who were paroled from the institutional division, a jail in this state, or a jail or correctional institution in another state in the preceding 12 months and who were released to reside in the county or counties.

(c) Discretionary factors. The board has discretion to add other factors which are not mandated by the legislature. In the exercise of that discretion, the board adds as a factor the county's percentage of all felony probationers under direct supervision in the state during the preceding 12 months.

(d) Factor weights. The board assigns the following weight to each statutory and discretionary factor.

STATUTORY FACTORS

(1) §163.45(b)(1)-(historical admissions) 10.

(2) §163.45(b)(2)-(violent index crime) 10.

(3) §163.45(b)(3)-(total index crime) 15.

(4) §163.45(b) (4)-(drug crime arrests) 10.

(5) §163.45(b)(5)-(population) 10.

(6) §163.45(b)(6)-(unemployment) 5.

(7) §163.45(b)(7) -(parole releases) 5.

DISCRETIONARY FACTORS

(8) §163.45(c)-(probation supervision) 35.
TOTAL 100

(e) These weighted statutory and discretionary factors shall be applied to determine the percentage of total funds appropriated by the Legislature for distribution to each county pursuant to the provisions of the current appropriations bill and the provisions of the Texas Code of Criminal Procedure Article 42.13, §10(a)(3). No CSCD may obtain a funding increase of more than 17% in any fiscal year as a result of this formula amendment. Nor may any CSCD suffer a funding cut of more than 8.0% in any fiscal year as a result of this formula amendment. Eligibility for participation in such funding shall be contingent upon a county's compliance with other rules of the Department as published Chapter 163 of this title (relating to Standards).

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 Huntsville, Texas, on August 4, 1993.

TRD-9326955

Cynthia Milne
General Counsel
Texas Department of
Criminal Justice

Effective date: September 1, 1993

Proposal publication date: June 11, 1993

For further information, please call: (409) 294-2140

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TITLE 40. SOCIAL SERVICES AND ASSISTANCE

Part I. Texas Department of Human Services

Chapter 29. Purchased Health Services

Subchapter BB, Coordinated Care

• 40 TAC §29.2701

The Texas Department of Human Services (DHS) adopts new §29.2701 concerning DHS's Coordinated Care Pilot Project, in its Purchased Health Services rule chapter. The section is adopted without changes to the proposed text as published in the June 29, 1993, issue of the *Texas Register* (18 TexReg 4233).

The justification for the rule is to comply with the Human Resources Code, §32.041, which was adopted by the 72nd Texas Legislature in 1991. This legislation mandates that DHS develop an innovative and cost effective approach for delivery of health care services to Medicaid clients. In response to the adoption of §32.041, DHS developed the LoneSTAR (State of Texas Access Reform) Health Initiative. New §29.2701 states the objectives of this initiative, which will be tested in a pilot project in Travis county beginning August 1, 1993, and in Chambers, Jefferson, and Galveston counties beginning December 1, 1993. The pilot test will conclude in 1995.

The new rule will function by improving quality of health care coverage to eligible individuals without increasing overall health-care expenditures in the Texas Medicaid Program.

No comments were received regarding the adoption of the proposal.

The new rule is adopted under the Human Resources Code, Title 2, Chapter 22, which provides the department with the authority to administer public assistance programs, and §32.041, which provides the department with the authority to conduct a Medicaid Managed Care Demonstration Project, 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.

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 August 4, 1993.

TRD-9326814

Nancy Murphy
Section Manager, Policy
and Document Support
Texas Department of
Human Services

Effective date: August 31, 1993

Proposal publication date: June 29, 1993

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



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 of Agriculture

Tuesday, August 17, 1993, 11:00 a.m. The Texas Agricultural Finance Authority of the Texas Department of Agriculture will meet at the Texas Department of Agriculture, 1700 North Congress Avenue, Room 924A, Austin. According to the complete agenda, the department will discuss and possibly act on: minutes of previous meeting; contract with Senior Managing Underwriter; rules for linked deposit program; rules for Texas Agricultural Diversification Grant Program; and discuss other business.

Contact: Robert Kennedy, P.O. Box 12847, Austin, Texas 78711, (512) 463-7639.

Filed: August 9, 1993, 10:12 a.m.

TRD-9326995

Thursday, September 23, 1993, 9:00 a.m. The Office of Hearings of the Texas Department of Agriculture will meet at the Texas Department of Agriculture, 1700 North Congress Avenue, Room 928B, Austin. According to the complete agenda, the department will hold an administrative hearing to review alleged violation of Texas Agriculture Code, §74.001 et seq. (Vernon 1992), and 4 TAC §§6.1-6.4 by Julius M. Rufeno.

Contact: Barbara B. Deane, P.O. Box 12847, Austin, Texas 78711, (512) 463-7448.

Filed: August 9, 1993, 2:42 p.m.

TRD-9327013

Texas Air Control Board

Monday, August 16, 1993, 10:00 a.m. The Texas Air Control Board will meet at 12118

North IH-35, Room 201S, Park 35 Technology Center, Austin. According to the agenda summary, the board will call the meeting to order; hear public testimony; consider and possibly act on adoption of revisions to the General Rules, Regulation VI and the State Implementation Plan (SIP), consider and possibly act on reports: development of NOx Reasonable Available Control Technology, and Regulation XII and submittal of Title V operating permit program to the United States Environmental Protection Agency, approval for public hearings on proposed revisions to Regulation IV and SIP; amendment of Agreed Administrative Orders relating to Mobil Oil Corporation, Travis County and Chevron, U.S.A., Inc., Travis County; funding of mechanisms to streamline permit system; further development of the Rate of progress SIP, including 15% reduction in volatile organic compounds; intervention into lawsuit reviewing the 40 Code of Federal Regulation, Part 70 Rules regarding federal operating permits; Star Task Force; discuss new business; and adjourn.

Contact: Lane Hartsock, 12124 Park 35 Circle, Austin, Texas 78753, (512) 908-1451.

Filed: August 6, 1993, 3:37 p.m.

TRD-9326957

Texas Animal Health Commission

Thursday, August 19, 1993, 2:00 p.m. The Committee to Review Duties of the Internal Auditor of the Texas Animal Health Commission will meet at 210 Barton Springs Road, Austin. According to the complete agenda, the committee will discuss reports

on Computer Information System, EIA and annual audit plan for Fiscal Year 1994.

Contact: Jo Anne Conner, 210 Barton Springs Road, Austin, Texas 78711, (512) 479-6697.

Filed: August 9, 1993, 2:19 p.m.

TRD-9327011

Thursday, August 19, 1993, 3:00 p.m. The Regulation Rewrite Committee of the Internal Auditor of the Texas Animal Health Commission will meet at 210 Barton Springs Road, Austin. According to the complete agenda, the committee will consider non-substantive changes to rules in Chapters 33 and 37.

Contact: Jo Anne Conner, 210 Barton Springs Road, Austin, Texas 78711, (512) 479-6697.

Filed: August 9, 1993, 2:18 p.m.

TRD-9327010

Friday, August 20, 1993, 8:30 a.m. The Texas Animal Health Commission will meet at 210 Barton Springs Road, Austin. According to the agenda summary, the commission will discuss approval of the June 18, 1993 meeting; actions of executive director; presentation of awards; discussion on per diem; travel reimbursement; post-audit authority; final operating report of DIR; hear reports: committee that supervises duties of Internal Auditor; brucellosis program status; avian influenza; public hearings concerning EIA; Regulation Rewrite Committee; consider adopting rules to Chapters 35.41 and 43; consider proposing amendments to Chapter 35.1 and consideration for proposing new rules and repeal of old rules to Chapters 33 and 37; set date for next commission meeting; and meet in executive session.

Contact: Jo Anne Cenner, 210 Barton Springs Road, Austin, Texas 78711, (512) 479-6697.

Filed: August 9, 1993, 2:18 p.m.

TRD-9327009

The State Bar of Texas

Thursday-Friday, August 12-13, 1993, 10:00 a.m. and 8:00 a.m. respectively. The Commission for Lawyer Discipline of the State Bar of Texas will meet at the Texas Law Center, Room 206, 1414 Colorado Street, Austin. According to the complete emergency revised agenda, the commission will review and discuss the case of State Bar of Texas versus Ronald Tonkin to Exhibit #1-Part A for discussion and/or action under items II. (13) and III. (17). CORRECTION: Correct the spelling of the name Nazaano Salaana to Nazario Saldana listed on Exhibit #1-Part A for discussion and/or action under Items II. (13) and III. (17). The emergency status is necessary as case requires action prior to the next scheduled meeting of the Commission for Lawyer Discipline.

Contact: Anne Dorris, P.O. Box 12487, Austin, Texas 78711, (512) 463-1463.

Filed: August 6, 1993, 3:18 p.m.

TRD-9326956

Texas Child Care Development Board

Thursday, August 26, 1993, 10:00 a.m. The Texas Child Care Development Board will meet at the Sam Houston Building, Room 710, 201 East 14th Street, Austin. According to the complete agenda, the board will welcome guests; make introductory remarks; discuss role of CCDB for new members; hear report on Capitol Complex Child Care Center; discuss new business; and adjourn.

Contact: Lynn Leverty, 201 East 14th Street, Room 606F, Austin, Texas 78701, (512) 475-2615.

Filed: August 6, 1993, 4:15 p.m.

TRD-9326960

Texas Commission for the Deaf and Hearing Impaired

Friday, August 20, 1993, 8:30 a.m. The Board of the Texas Commission for the Deaf and Hearing Impaired will meet at the Criss Cole Auditorium, 4800 North Lamar Boulevard, Austin. According to the com-

plete agenda, the board will call the meeting to order; hear public comment; discuss approval of minutes of June 18 and July 23, 1993 meetings; hear executive director's report including contract with the Texas Commission for the Blind; discuss budget/financial report; direct services report including Camp Sign; public expressions of thanks; amendments to Fiscal Year 1993 contract for El Paso; allocations to service providers for Fiscal Year 1994; early intervention prevention program; recommended fee schedule and council audits; Board for Evaluations of Interpreters report including minutes of the July 2 and July 31 meeting; recommendations for certifications and revocations; and guidelines for paying evaluators and multi-test sites; election of officers; meet in executive session for selection of finalists for position of executive director pursuant to Article 6252-17, §2(g) of the Open Meetings Act; sharing of information items; scheduling of next commission meeting; and adjourn.

Contact: Loyce Kessler, 1524 South IH-35, #200, Austin, Texas 78704, (512) 444-3323.

Filed: August 9, 1993, 2:32 p.m.

TRD-9327012

Texas Office for Prevention of Developmental Disabilities

Tuesday, August 17, 1993, 10:00 a.m. The Executive Committee of the Texas Office for Prevention of Developmental Disabilities will meet at 401 West 15th Street, Tenth Floor, Austin. According to the agenda summary, the committee will call the meeting to order; take roll call; make introductions; call for changes/corrections to June 30, 1993 meeting notes; hear Task Force reports: Teenage Pregnancy; presentations: "Reducing the Risk" and Fetal Alcohol Syndrome; hear TOP administrative reports: Buddy Matthijetz Memorial Status, Exhibit and §501(c)3 status; conference/network activity; advisory committee and state plan status; newsletter and Spanish brochure status and submission of TOP candidates to the Governor.

Contact: Jerry Ann Robinson, 4900 North Lamar Boulevard, Austin, Texas 78756, (512) 483-5042.

Filed: August 9, 1993, 12:08 p.m.

TRD-9327005

Texas Employment Commission

Tuesday, August 17, 1993, 9:00 a.m. The Texas Employment Commission will meet

in Room 644, TEC Building, 101 East 15th Street, Austin. According to the agenda summary, the commission will approve prior meeting notes; meet in executive session to consider relocation of agency headquarters; actions, if any, resulting from executive session; hear staff reports; discuss internal procedures of commission appeals; consider and possibly act on higher level appeals in unemployment compensation cases listed on Commission Docket 33; and set date of next meeting.

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

Filed: August 9, 1993, 3:59 p.m.

TRD-9327024

Texas Commission on Human Rights

Tuesday, August 17, 1993, 9:00 a.m. The Texas Commission on Human Rights will meet at the Wyndham Hotel at Southpark, Room 102, 4140 Governor's Row, Austin. According to the agenda summary, the commission will discuss and vote on agenda item(s) covered in executive session as necessary or required; welcoming of guests; discuss approval of minutes; hear administrative reports; discuss cash flow statement; hear report on IAOHRA annual conference; evaluation of commission's annual EEO Conference; EEO compliance training; HUD Administrative Enforcement Project; communications between the Texas Department of Housing and Community Affairs and the TCHR; Young versus Cisneros East Texas Project; HUD annual policy conference; review of third quarter measure report; 1194-95 appropriations act riders; approval of letter to the Comptroller to designate persons authorized to approve vouchers; commissioner issues; and unfinished business.

Contact: William M. Hale, P.O. Box 13493, Austin, Texas 78711, (512) 837-8534.

Filed: August 9, 1993, 2:52 p.m.

TRD-9327017

Texas Department of Human Services

Tuesday, August 17, 1993, 10:00 a.m. The Adolescent Pregnancy and Parenthood Advisory Council of the Texas Department of Human Services will meet at 701 West 51st Street, First Floor, West Tower, Austin. According to the complete agenda, the council will call the meeting to order; make opening remarks; discuss approval of minutes; follow-up and debriefing of legislative session; House Bill 779 presentation; House

Bill 54 presentation; state agency council member presentations; APPAC evaluation; and certificates of appreciation.

Contact: Bill Pace, P.O. Box 149030, Austin, Texas 78714-9030, (512) 450-5330.

Filed: August 5, 1993, 4:47 p.m.

TRD-9326916

Texas Department of Insurance

Tuesday, August 17, 1993, 9:30 a.m. The Commissioner's Hearing Section of the Texas Department of Insurance will meet at 333 Guadalupe Street, Hobby II, Fourth Floor, Austin. According to the complete agenda, the section will conduct a public hearing to consider whether disciplinary action should be taken against Benford Thomas Bennett, Jr., Groves, for a Group I, Legal Reserve Life Insurance Agent's license, a Group II, Insurance Agent's license, and a Health Maintenance Organization Insurance Agent's license.

Contact: Melissa Slusher, 333 Guadalupe Street, Hobby II, Austin, Texas 78701, (512) 475-2983.

Filed: August 6, 1993, 1:26 p.m.

TRD-9326937

Wednesday, August 25, 1993, 9:00 a.m. (Rescheduled from Monday, August 23, 1993, 9:00 a.m.) The State Board of Insurance of the Texas Department of Insurance will meet at 333 Guadalupe Street, Room 100, Austin. According to the complete agenda, the board will reopen Docket Number 1996 to consider adoption of an amendment to the petition filed by staff of the Workers' Compensation Division proposing a revision to the experience rating plan to allow a reduction of the experience modifier by the insurance company. (Reference Number W-0493-07).

Contact: Angelia Johnson, 333 Guadalupe Street, Mail Code 113-2A, Austin, Texas 78701, (512) 463-6328.

Filed: August 5, 1993, 4:47 p.m.

TRD-9326914

Wednesday, August 25, 1993, 9:00 a.m. (Rescheduled from Thursday, August 19, 1993, 1:30 p.m.) The State Board of Insurance of the Texas Department of Insurance will meet at 333 Guadalupe Street, Room 100, Austin. According to the complete agenda, the board will consider a public hearing under Docket Number 2050 concerning adoption of amendments to the Texas General Basis Schedules and the Texas Personal Lines Manual consisting of elimination of rules governing the method of determining a fire record for individual cities and towns in Texas and the applica-

tion of a fire record to risks insured under a residential policy.

Contact: Angelia Johnson, 333 Guadalupe Street, Mail Code 113-2A, Austin, Texas 78701, (512) 463-6328.

Filed: August 5, 1993, 4:47 p.m.

TRD-9326915

Wednesday, August 25, 1993, 9:00 a.m. (Rescheduled from Thursday, August 19, 1993, 1:30 p.m.) The State Board of Insurance of the Texas Department of Insurance will meet at 333 Guadalupe Street, Room 100, Austin. According to the complete agenda, the board will consider a public hearing under Docket Number 2050 concerning adoption of amendments to the Texas General Basis Schedules and the Texas Personal Lines Manual consisting of elimination of rules governing the method of determining a fire record for individual cities and towns in Texas and the application of a fire record to risks insured under a residential policy.

Contact: Angelia Johnson, 333 Guadalupe Street, Mail Code 113-2A, Austin, Texas 78701, (512) 463-6328.

Filed: August 5, 1993, 3:32 p.m.

TRD-9326909

Wednesday, August 25, 1993, 9:00 a.m. (Rescheduled from Monday, August 23, 1993, 9:00 a.m.) The State Board of Insurance of the Texas Department of Insurance will meet at 333 Guadalupe Street, Room 100, Austin. According to the complete agenda, the board will reconvene Docket Number 1996 to consider adoption of an amendment to the petition filed by staff of the Workers' Compensation Division proposing a revision to the experience rating plan to allow a reduction of the experience modifier by the insurance company. (Reference Number W-0493-07).

Contact: Angelia Johnson, 333 Guadalupe Street, Mail Code 113-2A, Austin, Texas 78701, (512) 463-6328.

Filed: August 5, 1993, 3:32 p.m.

TRD-9326908

Wednesday, August 25, 1993, 9:00 a.m. (Rescheduled from Monday, August 23, 1993, 10:00 a.m.) The State Board of Insurance of the Texas Department of Insurance will meet at 333 Guadalupe Street, Room 100, Austin. According to the agenda summary, the board will consider personnel; solvency; litigation; commissioner's orders; hear staff reports; legislative implementation; consider adoption of the repeal of the following 28 TAC rules: §§5.1001-5.1002 relating to approval of general liability (a) rate or individual risk filings; §5.3102 relating to rate deviation regulations for fire, extended coverage, homeowners, and farm and ranch owners insurance; §5.3103 relat-

ing to rate deviation regulations for commercial multiperil insurance; §5.8002 relating to notice requirements for advisory organizations on matters filed with the State Board of Insurance pursuant to Articles 5.96 and 5.97; and §§5.6702-5.6707 concerning workers' compensation subscriber notices.

Contact: Angelia Johnson, 333 Guadalupe Street, Mail Code 113-2A, Austin, Texas 78701, (512) 463-6328.

Filed: August 5, 1993, 4:47 p.m.

TRD-9326911

Wednesday, August 25, 1993, 1:30 p.m. (Rescheduled from Monday, August 23, 1993, 1:30 p.m.) The State Board of Insurance of the Texas Department of Insurance will meet at 333 Guadalupe Street, Room 100, Austin. According to the complete agenda, the board will consider a reconvening of Docket Number 2001 concerning the appeal from Commissioner's Order Number 93-0218 in the matter of Robert L. Bennett, including, but not limited to, any waivers and stipulations and entry of a final order.

Contact: Angelia Johnson, 333 Guadalupe Street, Mail Code 113-2A, Austin, Texas 78701, (512) 463-6328.

Filed: August 5, 1993, 4:47 p.m.

TRD-9326912

Thursday, August 26, 1993, 9:00 a.m. (Rescheduled from Tuesday, August 24, 1993, 9:00 a.m.) The State Board of Insurance of the Texas Department of Insurance will meet at 333 Guadalupe Street, Room 100, Austin. According to the agenda summary, the board will consider public hearings under Docket Number 2027 concerning adoption of 28 TAC §§31.101-31.107 relating to the requirements for, and audit coverage's applicable to, the receiver and any special deputy receiver appointed under the Insurance Code, Article 21.28; Docket Number 2028 concerning adoption of 28 TAC §§31.201-31.207 relating to requirements for, and audit coverage's applicable to, each guaranty association established under Article 9.48, 21.28-C, or 21.28-D of the Texas Insurance Code; Docket Number 2032 concerning adoption of amendments to 28 TAC §§5.9001-5.9004 and new 5.9005-5.9014 relating to amusement ride safety inspection and insurance act; Docket Number 2033 concerning adoption of the repeal of 28 TAC §§5.9005-5.9008 relating to requirements for the amusement ride safety inspection and insurance act; Docket Number 2034 concerning adoption of the repeal of 28 TAC §§19.1001-19.1011 relating to continuing education requirements for agents; and Docket Number 2035 for adoption of amendment to 28 TAC §9.1 concerning the adoption by reference of the Basic Manual of Rules, Rates, and Forms for the Writing of Title Insurance in the

State of Texas. The board may also consider personnel; solvency; litigation; hear staff reports; commissioner's orders and legislative implementation.

Contact: Angelia Johnson, 333 Guadalupe Street, Mail Code 113-2A, Austin, Texas 78701, (512) 463-6328.

Filed: August 5, 1993, 4:47 p.m.

TRD-9326913

Thursday, August 26, 1993, 9:00 a.m. The State Board of Insurance of the Texas Department of Insurance will meet at 333 Guadalupe Street, Room 100, Austin. According to the agenda summary, the board will consider public hearings under Docket Number 2027 concerning adoption of 28 TAC §§31.101-31.107 relating to the requirements for, and audit coverage's applicable to, the receiver and any special deputy receiver appointed under the Insurance Code, Article 21.28; Docket Number 2028 concerning adoption of 28 TAC §§31.201-31.207 relating to requirements for, and audit coverage's applicable to, each guaranty association established under Article 9.48, 21.28-C, or 21.28-D of the Texas Insurance Code; Docket Number 2032 concerning adoption of amendments to 28 TAC §§5.9001-5.9004 and new §§5.9005-5.9014 relating to amusement ride safety inspection and insurance act; Docket Number 2033 concerning adoption of the repeal of 28 TAC §§5.9005-5.9008 relating to requirements for the amusement ride safety inspection and insurance act; Docket Number 2034 concerning adoption of the repeal of 28 TAC §§19.1001-19.1011 relating to continuing education requirements for agents; and Docket Number 2035 for adoption of amendment to 28 TAC §9.1 concerning the adoption by reference of the Basic Manual of Rules, Rates, and Forms for the Writing of Title Insurance in the State of Texas. The board may also consider personnel; solvency; litigation; hear staff reports; commissioner's orders; and legislative implementation.

Contact: Angelia Johnson, 333 Guadalupe Street, Mail Code 113-2A, Austin, Texas 78701, (512) 463-6328.

Filed: August 5, 1993, 3:25 p.m.

TRD-9326904

Lamar University System

Thursday, August 12, 1993, 9:30 a.m. The Board of Regents of Lamar University System met at the John Gray Institute, Map Room, 855 Florida, Beaumont. According to the agenda summary, the board will call the meeting to order; give invocation; discuss approval of minutes; hear chair and chancellor's reports; meet in executive session, under Article 6252-17, Paragraph 2(e)

and 2(g); hold committee meetings: Committee of the Whole; Academic Affairs Committee; Advancement Committee; Personnel Committee; Finance and Audit Committee; Building and Grounds Committee; reconvene for Board of Regents meeting; consider approval of consent agendas; and consider approval of committee reports.

Contact: James A. (Dolph) Norton, Lamar University System, P.O. Box 11900, Beaumont, Texas 77710, (409) 880-2304.

Filed: August 6, 1993, 4:14 p.m.

TRD-9326959

Texas Department of Licensing and Regulation

Tuesday, August 17, 1993, 10:00 a.m. The Inspections and Investigations: Air Conditioning of the Texas Department of Licensing and Regulation will meet at 920 Colorado, E. O. Thompson Building, Tenth Floor, Austin. According to the complete agenda, the department will hold an administrative hearing to consider the possible assessment of an administrative penalty and denial, suspension or revocation of the license for Kenneth E. Morris doing business as Modern Mechanical for violation of Texas Civil Statutes, Article 8861, 16 TAC §§75.40(b), (d), (e), and (f), 75.90(a) and (h) and 75.70(c), Article 6252-13a, and Article 9100.

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

Filed: August 6, 1993, 4:22 p.m.

TRD-9326966

Tuesday, August 24, 1993, 10:30 a.m. The Inspections and Investigations: Air Conditioning of the Texas Department of Licensing and Regulation will meet at 920 Colorado, E.O. Thompson Building, Tenth Floor, Austin. According to the complete agenda, the department will hold an administrative hearing to consider the possible assessment of an administrative penalty and denial, suspension or revocation of the license for Ken Eubanks doing business as Ken Eubanks Plumbing for violation of Texas Civil Statutes, Article 8861, 16 TAC §§75.1 and §75.70(c), Article 6252-13a, and Article 9100.

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

Filed: August 6, 1993, 4:22 p.m.

TRD-9326965

Texas State Board of Medical Examiners

Friday, August 6, 1993, 3:30 p.m. The Executive Committee of the Texas State

Board of Medical Examiners met in an emergency meeting at 1812 Centre Creek Drive, Suite 300, Austin. According to the agenda summary, the committee considered the temporary suspension of two licensees: Brandt H. McCorkle, D.O., Mineola, and Searle B. Rees, M.D., Gilmer. The executive committee met under the authority of Article 4495b, §4.13. Executive session under the authority of Article 6252-17, as related to Article 4495b, 2.07(b), 3.05(d), 4.05(d), 5.06(s)(1) and Opinion of Attorney General 1974, Number H-484. The emergency status was necessary as information had come to the attention of the agency and required prompt consideration.

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

Filed: August 5, 1993, 2:52 p.m.

TRD-9326893

Saturday, August 14, 1993, 9:00 a.m. The Search Committee of the Texas State Board of Medical Examiners will meet at the Houstonian Conference Center, 111 North Post Oak Road, Houston. According to the complete agenda, the committee will call the meeting to order; take roll call; discussion regarding the search for a new executive director; review applications; and adjourn.

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

Filed: August 5, 1993, 2:52 p.m.

TRD-9326892

Texas Council on Offenders with Mental Impairments

Wednesday, August 25, 1993, 8:30 a.m. The Planning Committee of the Texas Council on Offenders with Mental Impairments will meet at the Texas Department of Pardons and Paroles, 8610 Shoal Creek Boulevard, Austin. According to the complete agenda, the committee will call the meeting to order; hear introductions; public comments; discuss strategies for implementation of Senate Bill 252; discuss organizational issues; and adjourn.

Contact: Dee Kifowit, 8610 Shoal Creek Boulevard, Austin, Texas 78757, (512) 406-5406.

Filed: August 9, 1993, 10:11 a.m.

TRD-9326994

Texas Board of Licensure for Nursing Home Administrators

Thursday, August 19, 1993, 6:00 p.m. The Education Committee of the Texas Board of

Licensure for Nursing Home Administrators will meet at 4800 North Lamar Boulevard, Suite 310, Austin. According to the complete agenda, the committee will call the meeting to order; take roll call; discuss approval of minutes; review requests from Cole Hilsabeck, and Associates, J. Bearden Associates, and Texas Department of Human Services, regarding continuing education approval; review and discuss waiver requests from applicants currently on file with the agency; current rules under consideration; new rules to consider; current status of state standards exam revisions; and results of the July 8, 1993 exams.

Contact: Sandra M. Guyn, 4800 North Lamar Boulevard, Suite 310, Austin, Texas 78756, (512) 458-1955.

Filed: August 9, 1993, 3:39 p.m.

TRD-9327022

Friday, August 20, 1993, 9:00 a.m. The Texas Board of Licensure for Nursing Home Administrators will meet at 4800 North Lamar Boulevard, Suite 310, Austin. According to the complete agenda, the board will call the meeting to order; take roll call; discuss agenda approval; minutes approval; welcome new board member and guests; receive public comment; hear and possibly act on Education, Finance, Attorney General's, Acting Executive Director of Investigations, board chair staff, ex-officio, and Texas Department of Health reports; review and act on proposals for decision; enter into executive session under Texas Civil Statutes, Article 6252-17, §2(g); final action decision or vote on personnel matters; announcements and suggested meeting dates for new board; and adjourn.

Contact: Sandra M. Guyn, 4800 North Lamar Boulevard, Suite 310, Austin, Texas 78756, (512) 458-1955.

Filed: August 9, 1993, 3:09 p.m.

TRD-9327019

Friday, August 20, 1993, 9:00 a.m. The Texas Board of Licensure for Nursing Home Administrators will meet at 4800 North Lamar Boulevard, Suite 310, Austin. According to the complete agenda, the board will call the meeting to order; take roll call; agenda approval; discuss approval of minutes; welcome new board member and guests; receive public comment; hear and possibly act on education, finance, Attorney General's, executive director, investigations, board chair, staff, ex-officio, and Texas Department of Health reports; review and act on proposals for decision; enter into executive session under Texas Civil Statutes, Article 6252-17, §2(g); final action decision or vote on personnel matters, announcements and suggested meeting dates for new board; and adjourn.

Contact: Sandra M. Guyn, 4800 North Lamar Boulevard, Suite 310, Austin, Texas 78756, (512) 458-1955.

Filed: August 9, 1993, 3:43 p.m.

TRD-9327023

Texas Board of Pardons and Paroles

Monday-Tuesday, August 16-17, 1993, 9:30 a.m. The Parole Board Panel(s) of the Texas Board of Pardons and Paroles will meet at 2821 Guadalupe, Suite 106, San Antonio. According to the agenda summary, the panel(s) composed of three board member(s) will receive, review, and consider information and reports concerning prisoners/inmates and administrative releasees subject to the board's jurisdiction and initiate and carry through with appropriate actions to include decisions involving the withdrawal of warrants, issuing of subpoenas, the imposition of special conditions of parole and requests for parole services.

Contact: Juanita Llamas, 8610 Shoal Creek Boulevard, Austin, Texas 78758, (512) 406-5407.

Filed: August 6, 1993, 9:45 a.m.

TRD-9326925

Monday-Friday, August 16-20, 1993, 1:30 p.m. The Parole Board Panel(s) of the Texas Board of Pardons and Paroles will meet at 2503 Lake Road, Suite 2, Huntsville. According to the agenda summary, the panel(s) composed of three board member(s) will receive, review, and consider information and reports concerning prisoners/inmates and administrative releasees subject to the board's jurisdiction and initiate and carry through with appropriate actions to include decisions involving the withdrawal of warrants, issuing of subpoenas, the imposition of special conditions of parole and requests for parole services.

Contact: Juanita Llamas, 8610 Shoal Creek Boulevard, Austin, Texas 78758, (512) 406-5407.

Filed: August 6, 1993, 9:46 a.m.

TRD-9326929

Tuesday-Wednesday, August 17-18, 1993, 9:00 a.m. The Parole Board Panel(s) of the Texas Board of Pardons and Paroles will meet at 202 Airport Plaza, Midland. According to the agenda summary, the panel(s) composed of three board member(s) will receive, review, and consider information and reports concerning prisoners/inmates and administrative releasees subject to the board's jurisdiction and initiate and carry through with appropriate actions to include decisions involving the withdrawal of warrants, issuing of subpoenas, the im-

sition of special conditions of parole and requests for parole services.

Contact: Juanita Llamas, 8610 Shoal Creek Boulevard, Austin, Texas 78758, (512) 406-5407.

Filed: August 6, 1993, 9:45 a.m.

TRD-9326926

Tuesday-Wednesday, August 17-18, 1993, 1:30 p.m. The Parole Board Panel(s) of the Texas Board of Pardons and Paroles will meet at 1550 East Palestine, Suite 100, Palestine. According to the agenda summary, the panel(s) composed of three board member(s) will receive, review, and consider information and reports concerning prisoners/inmates and administrative releasees subject to the board's jurisdiction and initiate and carry through with appropriate actions to include decisions involving the withdrawal of warrants, issuing of subpoenas, the imposition of special conditions of parole and requests for parole services.

Contact: Juanita Llamas, 8610 Shoal Creek Boulevard, Austin, Texas 78758, (512) 406-5407.

Filed: August 6, 1993, 9:46 a.m.

TRD-9326927

Thursday, August 19, 1993, 9:00 a.m. The Parole Board Panel(s) of the Texas Board of Pardons and Paroles will meet at 1212 North Velasco, Suite 201, Angleton. According to the agenda summary, the panel(s) composed of three board member(s) will receive, review, and consider information and reports concerning prisoners/inmates and administrative releasees subject to the board's jurisdiction and initiate and carry through with appropriate actions to include decisions involving the withdrawal of warrants, issuing of subpoenas, the imposition of special conditions of parole and requests for parole services.

Contact: Juanita Llamas, 8610 Shoal Creek Boulevard, Austin, Texas 78758, (512) 406-5407.

Filed: August 6, 1993, 9:47 a.m.

TRD-9326931

Thursday-Friday, August 19-20, 1993, 9:00 a.m. The Parole Board Panel(s) of the Texas Board of Pardons and Paroles will meet at 1550 East Palestine, Suite 100, Palestine. According to the agenda summary, the panel(s) composed of three board member(s) will receive, review, and consider information and reports concerning prisoners/inmates and administrative releasees subject to the board's jurisdiction and initiate and carry through with appropriate actions to include decisions involving the withdrawal of warrants, issuing of subpoenas, the imposition of special conditions of parole and requests for parole services.

Contact: Juanita Llamas, 8610 Shoal Creek Boulevard, Austin, Texas 78758, (512) 406-5407.

Filed: August 6, 1993, 9:46 a.m.

TRD-9326928

Friday, August 20, 1993, 9:00 a.m. The Parole Board Panel(s) of the Texas Board of Pardons and Paroles will meet at Route 5, Box 258-A, Gatesville. According to the agenda summary, the panel(s) composed of three board member(s) will receive, review, and consider information and reports concerning prisoners/inmates and administrative releases subject to the board's jurisdiction and initiate and carry through with appropriate actions to include decisions involving the withdrawal of warrants, issuing of subpoenas, the imposition of special conditions of parole and requests for parole services.

Contact: Juanita Llamas, 8610 Shoal Creek Boulevard, Austin, Texas 78758, (512) 406-5407.

Filed: August 6, 1993, 9:46 a.m.

TRD-9326930

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Texas State Board of Podiatry Examiners

Wednesday, August 18, 1993, 8:00 a.m. The Executive Director Search Committee of the Texas State Board of Podiatry Examiners will meet at 3420 Executive Center Drive, Suite 305, Austin. According to the complete agenda, the committee will convene in open session and then go into executive session §2(g) to screen applicants for the executive director position. The executive session is held in accordance with Article 6252-172(g).

Contact: Janie Alonzo, 3420 Executive Center Drive, Suite 305, Austin, Texas 78731, (512) 794-0145.

Filed: August 9, 1993, 9:43 a.m.

TRD-9326983

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Texas Department of Protective and Regulatory Services

Friday, August 13, 1993, 8:30 a.m. and 10:45 a.m. The Texas Board of Protective and Regulatory Services of the Texas Department of Protective and Regulatory Services will meet at 701 West 51st Street, Austin. According to the complete agenda, the board will conduct a work session on child placing agency standards beginning at 8:30 a.m. in the first floor conference room, west tower; following work session the board will move to the public hearing room,

Room 125-E, at 10:45 a.m. to consider approval of minutes of July 9, 1993, meeting; excused absences of board members; hear public testimony; chair's comments and announcements; comments and announcements from the board; executive director's report; approval of Fiscal Year 1994 operating budget and level of care rates; adoption of minimum standards for child-placing agencies; board review of advisory committees; report on securing the services of a consultant for policy review and possible changes in the PRS policy review process; deletion of reference to the Office of Youth Care Investigations in CPS's rules for release hearings; report on proposed rule changes for implementation of intensive family preservation services and revision of family preservation services policies; revised guidelines for selecting adoptive homes; and automation project update.

Contact: Michael Gee, P.O. Box 149030, Mail Code W-639, Austin, Texas 78714-9030, (512) 450-3645.

Filed: August 5, 1993, 1:15 p.m.

TRD-9326886

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Texas Department of Public Safety

Friday, August 20, 1993, 2:00 p.m. The Division of Emergency Management of the State Emergency Management Council of the Texas Department of Public Safety will meet at the EOC Council Room, 5805 North Lamar Boulevard, Austin. According to the complete agenda, the division will hold LEPC nominations; discuss Hazardous Material Transportation Act-Hazmat Planning Grant Program; and review operating procedures for the SERC.

Contact: Ray Quijano, 5805 North Lamar Boulevard, Austin, Texas 78752, (512) 465-2429.

Filed: August 10, 1993, 9:48 a.m.

TRD-9327043

◆ ◆ ◆
Public Utility Commission of Texas

Monday, August 16, 1993, 1:30 p.m. The Hearings Division of the Public Utility Commission of Texas will meet at 7800 Shoal Creek Boulevard, Austin. According to the complete agenda, the division will hold a prehearing conference in Docket Number 11926-application of Southwestern Bell Telephone Company to offer Signaling System "7" ("SS7") signaling as a new common switching feature available with Group D ("FGD") switched access.

Contact: John M. Renfrow, 7800 Shoal

Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: August 5, 1993, 3:26 p.m.

TRD-9326905

Tuesday, August 17, 1993, 10:00 a.m. The Hearings Division of the Public Utility Commission of Texas will meet at 7800 Shoal Creek Boulevard, Austin. According to the complete agenda, the division will hold a prehearing conference in Docket Number 12185-application for sale, transfer, or merger of Southwestern Electric Service Company, Texas Utilities Company, and TUA, Inc.

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

Filed: August 6, 1993, 3:53 p.m.

TRD-9326958

Wednesday, August 18, 1993, 10:00 a.m. The Hearings Division of the Public Utility Commission of Texas will meet at 7800 Shoal Creek Boulevard, Austin. According to the complete agenda, the division will hold a hearing in Docket Number 10831-application of Southwestern Bell Telephone Company to revise its tariff to redefine the Point of Demarcation ("DEMARC") and the location of the Network Interface (NI).

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

Filed: August 5, 1993, 3:26 p.m.

TRD-9326906

Thursday, August 19, 1993, 10:00 a.m. The Hearings Division of the Public Utility Commission of Texas will meet at 7800 Shoal Creek Boulevard, Austin. According to the complete agenda, the division will hold a prehearing conference in Docket Number 10962-application of Southwestern Bell Telephone Company to revise access service tariff to provide access open network architecture (ONA) service and to revise intrastate digital link service tariff.

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

Filed: August 9, 1993, 3:23 p.m.

TRD-9327020

Monday, September 13, 1993, 9:00 a.m. The Hearings Division of the Public Utility Commission of Texas will meet at 7800 Shoal Creek Boulevard, Austin. According to the complete agenda, the division will hold a hearing on the merits in Docket Number 12014-application of Deaf Smith Electric Cooperative, Inc., for approval of revised tariffs.

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

Filed: August 9, 1993, 3:23 p.m.

TRD-9327021

Monday, December 13, 1993, 10:00 a.m. The Hearings Division of the Public Utility Commission of Texas will meet at 7800 Shoal Creek Boulevard, Austin. According to the complete agenda, the division will hold a hearing in Docket Number 11840-joint petition of Southwestern Bell Telephone Company and GTE Southwest, Inc. to provide extended area service to certain communities in the Lower Rio Grande Valley.

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

Filed: August 5, 1993, 3:27 p.m.

TRD-9326907

Railroad Commission of Texas

Friday, August 20, 1993, 2:00 p.m. The Railroad Commission of Texas will meet at 1701 North Congress Avenue, 12th Floor Conference Room 12-126, Austin. According to the agenda summary, the commission will hold its monthly statewide hearing on oil and gas to determine the lawful market demand for oil and gas and to consider and/or take action on other matters.

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

Filed: August 6, 1993, 9:27 a.m.

TRD-9326921

Texas Real Estate Commission

Wednesday-Thursday, August 25-26, 1993, 9:00 a.m. The Search Committee of the Texas Real Estate Commission will meet at TREC Headquarters, 1101 Camino La Costa, Room 235A, Second Floor, Austin. According to the complete agenda, the committee will call the meeting to order; meet in executive session to review applications for the position of administrator under Texas Civil Statutes, Article 6252-17, §2(g); and discuss and possibly schedule interviews or other action relating to selection of administrator. On Thursday, the committee will discuss and possibly act on any agenda item not completed in previous session.

Contact: Mark Moseley, P.O. Box 12188, Austin, Texas 78711-2188, (512) 465-3900.

Filed: August 9, 1993, 9:42 a.m.

TRD-9326982

Teacher Retirement System of Texas

Friday, August 6, 1993, 9:00 a.m. The Board of Trustees of the Teacher Retirement System of Texas met at 1000 Red River Street, Fifth Floor Board Room, Austin. According to the complete emergency revised agenda, the board considered amendment and extension of Coopers and Lybrand Forensic Audit contract; and board may have entered into closed session for a portion of the discussion as provided by the Texas Open Meetings Act, §2(e). The emergency status was necessary because the consultant on August 4, 1993, advised that current contractual cap would soon be reached, and uninterrupted services of the consultant might be needed to meet statutory deadline.

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

Filed: August 5, 1993, 3:03 p.m.

TRD-9326895

Texas Tech University

Thursday, August 12, 1993, 10:30 a.m. The Academic and Student Affairs Committee/Board of Regents of the Texas Tech University met in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the board discussed approval of May 14, 1993 committee meeting minutes; considered: approval of purchase/resale agreement with Apple Computer, Inc.; granting of academic tenure with appointment; finding of fact regarding the appointment of an employee to another position of honor, trust, or profit; approval of application for dual employment by Arthur N. Glick, Campus Landscape Architect; ratification of administrative actions related to academic and student affairs: leaves of absence; and discussed reports.

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

Filed: August 5, 1993, 10:57 a.m.

TRD-9326871

Thursday, August 12, 1993, 10:30 a.m. The Finance and Administration Committee/Board of Regents of the Texas Tech University met in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the board discussed approval of May 14, 1993 committee meeting minutes; considered:

Texas Tech University operating budget for fiscal year 1994; approval of an Interagency Cooperation contract between Texas Tech University and Texas Tech University Health Sciences Center to provide for various categories of support during the 1994-1995 biennium; approval of an agreement between Texas Tech University and the Comptroller of Public Accounts of the State of Texas to provide for the post-payment audit of claims; approval of the Student Deposit Scholarship Fund Quasi Endowment; budget adjustments for the period of April 1-May 31, 1993; ratification of administrative actions relating to Finance: delegation of officers and administrators to approve travel, officers and/or employees to approve official travel reimbursements from appropriated funds, to authorize and approve expenditures from appropriated funds, specification of officers and/or employees to sign checks, to sign cashier's checks only, to authorize wire transfers, and delegation of officers and/or employees to approve and sign documents for the sale and transfer of securities owned or controlled by the University; approval of employment contracts with increase in salary for two coaches; and discussed reports.

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

Filed: August 5, 1993, 10:57 a.m.

TRD-9326872

Thursday, August 12, 1993, 10:30 a.m. The Campus and Building Committee/Board of Regents of the Texas Tech University met in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the board discussed approval of May 14, 1993 committee meeting minutes; considered: approval of changes to Board of Regents Policy, Building Program, 03.01; authorization for the President to proceed with planning, establish a project budget, and appoint a project engineer for the refrigerant upgrade at Central Heating and Cooling Plant I; authorization for the President to proceed with planning, establish a project budget, and appoint a project engineer for the refrigerant upgrade at Central Heating and Cooling Plant II; ratification of award of contract for the fiscal year 1993 bus system accessibility improvements for the campus; and discussed reports.

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

Filed: August 5, 1993, 10:58 a.m.

TRD-9326873

Thursday, August 12, 1993, 10:30 a.m. The Research Committee/Board of Regents of the Texas Tech University met in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the board discussed approval

of May 14, 1993 committee meeting minutes; considered: approval of changes to Texas Tech Research Foundation By-Laws; and discussed reports.

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

Filed: August 5, 1993, 10:58 a.m.

TRD-9326874

Thursday, August 12, 1993, 10:30 a.m. The Development Committee/Board of Regents of the Texas Tech University met in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the board discussed approval of May 14, 1993 committee meeting minutes; considered: acceptance of gift-in-kind with value in excess of \$25,000; appointment of members to the Board of Directors of the Texas Tech University Foundation; approval of agreements between the Ex-Students Association and Texas Tech University in regards to the record keeping responsibilities and operational funding; authorization for the Ex-Students Association to serve alcoholic beverages in the new alumni center; and discussed reports.

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

Filed: August 5, 1993, 10:58 a.m.

TRD-9326875

Thursday, August 12, 1993, 10:30 a.m. The Public Affairs and University Relations Committee/Board of Regents of the Texas Tech University met in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the board discussed reports.

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

Filed: August 5, 1993, 10:58 a.m.

TRD-9326876

Friday, August 13, 1993, 10:00 a.m. The Board of Regents of the Texas Tech University will meet at the Board Suite, Administration Building, Campus, Lubbock. According to the agenda summary, the board will discuss reports; and discuss and possibly act on approval of the minutes; Academic and Student Affairs; Campus and Building; Development; Public Affairs and University Relations; Research; and Finance and Administration.

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

Filed: August 5, 1993, 10:57 a.m.

TRD-9326870



Texas Tech University Health Sciences Center

Thursday, August 12, 1993, 10:30 a.m. The Academic, Clinical, and Student Affairs Committee/Board of Regents of the Texas Tech University Health Sciences Center met in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the board discussed approval of May 14, 1993 committee meeting minutes; considered: approval of the Addendum to the Master Coordinating Agreement between Texas Tech University Health Sciences Center and University Medical Center (Lubbock) for funding of resident services; approval of the Family Practice program agreement between Texas Tech University Health Sciences Center and Saint Anthony's Hospital (Amarillo) for funding of resident and faculty services; approval of the Interagency Cooperation Contract between Texas Tech University Health Sciences Center and Texas Department of Criminal Justice (Huntsville) to provide medical care to inmates in the Amarillo, Snyder, Childress, Lamesa, Pampa, and Abilene prisons-also, approval to establish the subcontracts with local hospitals and health care providers; approval of the agreements between Texas Tech University Health Sciences Center and University Medical Center (Lubbock) to sublease space in the Medical Office Plaza for Suites G10, G80, 130, 270, and 400; granting of academic tenure with appointment; change in academic rank; ratification: Faculty Development Leave; and discussed reports.

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

Filed: August 5, 1993, 10:50 a.m.

TRD-9326878

Thursday, August 12, 1993, 10:30 a.m. The Finance and Administration Committee/Board of Regents of the Texas Tech University Health Sciences Center met in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the board discussed approval of May 14, 1993 committee meeting minutes; considered: Texas Tech University Health Sciences Center operating budget for fiscal year 1994; approval of an Interagency Cooperation contract between Texas Tech University and Texas Tech University Health Sciences Center to provide for various categories of support during the 1994-1995 biennium; approval of an agreement between Texas Tech University Health Sciences Center and the Comptroller of Public Accounts of the State of Texas to provide for the post-payment audit of claims; approval of the establishment of a quasi-endowment for a School of Nursing Faculty Development Endowment; approval of the concession contract for canned soft

drinks at the Texas Tech University Health Sciences Center Regional Academic Health Center, El Paso; approval of the concession contract for candy, chips, and pastries at the Texas Tech University Health Sciences Center Regional Academic Health Center, El Paso; approval of the concession contract for canned soft drinks at the Texas Tech University Health Sciences Center Regional Academic Health Center, Amarillo; approval of the concession contract for candy, chips, and pastries at the Texas Tech University Health Sciences Center Regional Academic Health Center, Amarillo; ratification of administrative actions relating to Finance: delegation of officers and administrators to approve travel, officers and/or employees to approve official travel reimbursements from appropriated funds, to authorize and approve expenditures from appropriated funds, specification of officers and/or employees to sign checks, to sign cashier's checks only, to authorize wire transfers, and delegation of officers and/or employees to approve and sign documents for the sale and transfer of securities owned or controlled by the Health Sciences Center; ratification of salary adjustments to be effective September 1, 1993; and discussed reports.

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

Filed: August 5, 1993, 10:58 a.m.

TRD-9326879

Thursday, August 12, 1993, 10:30 a.m. The Campus and Building Committee/Board of Regents of the Texas Tech University Health Sciences Center met in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the board discussed approval of May 14, 1993 committee meeting minutes; considered: approval of changes to Board of Regents Policy, Building Program, 03.01; authorization for the President to proceed with planning, establish a project budget, appoint architects/engineers, approve the schematic designs and proceed with contract documents and bids for Phase III development of research laboratories and faculty offices on fifth level, Pod C, of the Health Sciences Center building, Lubbock; and discussed reports.

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

Filed: August 5, 1993, 10:59 a.m.

TRD-9326880

Thursday, August 12, 1993, 10:30 a.m. The Research Committee/Board of Regents of the Texas Tech University Health Sciences Center met in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the board discussed approval of May 14, 1993 committee meeting minutes; considered: approval of changes to Texas Tech

Research Foundation By-Laws; and discussed reports.

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

Filed: August 5, 1993, 10:59 a.m.

TRD-9326881

Thursday, August 12, 1993, 10:30 a.m. The Development Committee/Board of Regents of the Texas Tech University Health Sciences Center met in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the board discussed approval of May 14, 1993 committee meeting minutes; considered: acceptance of gift-in-kind with value in excess of \$25,000; and discussed reports.

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

Filed: August 5, 1993, 10:59 a.m.

TRD-9326882

Thursday, August 12, 1993, 10:30 a.m. The Public Affairs and University Relations Committee/Board of Regents of the Texas Tech University Health Sciences Center met in Room 2B152, Health Sciences Center Building, Campus, Lubbock. According to the complete agenda, the board discussed reports.

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

Filed: August 5, 1993, 10:59 a.m.

TRD-9326883

Friday, August 13, 1993, 10:00 a.m. The Board of Regents of the Texas Tech University Health Sciences Center will meet at the Board Suite, Administration Building, Campus, Lubbock. According to the agenda summary, the board will discuss reports; and possibly take action on the minutes; President's report; Academic, Clinical, and Student Affairs; Campus and Building; Development; Public Affairs and University Relations; Research; and Finance and Administration.

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

Filed: August 5, 1993, 10:58 a.m.

TRD-9326877

Friday, August 13, 1993, 10:00 a.m. The Board of Regents of Texas Tech University Health Sciences Center will meet at the Board Suite, Administration Building, Campus, Lubbock. According to the revised agenda summary, the board will discuss approval of minutes; hear president's report; discuss academic, clinical and student affairs; campus building; development; public affairs and university relations; research; and finance and Administration.

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

Filed: August 10, 1993, 9:13 a.m.

TRD-9327036

Texas Department of Transportation

Monday, August 23, 1993, 10:00 a.m. The Aviation Advisory Committee of the Texas Department of Transportation will meet at the Anson Jones Building, 410 East Fifth Street, Room 221, Austin. According to the agenda summary, the committee will discuss approval of minutes; hear report of Fiscal Year 1994 funding; review of aviation facility development program; discuss Senate Bill 383 concerning advisory committees; preview of division presentation to commission; and election of officers. The committee will meet at Louie's 106 Restaurant, 106 East Sixth Street, Austin, at 11:30 or upon adjournment; and no formal action is planned, but members may discuss items concerning the meeting.

Contact: Suetta Murray, 410 East Fifth Street, Austin, Texas 78711, (512) 476-9262.

Filed: August 10, 1993, 9:30 a.m.

TRD-9327039

Tuesday, August 24, 1993, 9:00 a.m. The Environmental Advisory Committee of the Texas Department of Transportation will meet at 200 East Riverside Drive, Building 200, Room 102, Austin. According to the agenda summary, the committee will discuss approval of minutes; final review of proposed rulemaking concerning verification of vehicle emissions inspection and advisory committees; briefing on fireguard policy development and current status of rules previously reviewed by committee; staff presentations of TxDOT concerning vegetation management in planning, design, and construction and on the Dallas North-Central Expressway project.

Contact: Roland Gamble, 125 East 11th Street, Austin, Texas 78701, (512) 475-0701.

Filed: August 5, 1993, 11:01 a.m.

TRD-9326884

Wednesday, August 25, 1993, 1:00 p.m. The Public Transportation Advisory Committee of the Texas Department of Transportation will meet at 150 East Riverside Drive, #309C, Austin. According to the agenda summary, the committee will discuss approval of minutes; briefing on July commission meeting and August commission items; discuss small urban funding issues and briefing of federal appropriations; final review of proposed rulemaking relat-

ing to Section 18 program; status report of Section 9 funding; and final review of proposed rulemaking concerning advisory committees.

Contact: Richard Christie, 125 East 11th Street, Austin, Texas 78701, (512) 483-3650.

Filed: August 10, 1993, 9:30 a.m.

TRD-9327040

Texas Water Commission

Wednesday, August 18, 1993, 9:00 a.m. The Texas Water Commission will meet at the Stephen F. Austin Building, 1700 North Congress Avenue, Room 118, Austin. According to the agenda summary, the commission will consider approving the following matters: Class 2 Modifications to hazardous waste permits; minor amendment to waste disposal wells; new water quality permits; amendment to water quality permits; minor amendment to water quality permits; water quality permit renewals; water right permits; water district matters; water utility matters; resolution; budget matter; settled hearings; in addition, the commission will consider items previously posted for open meeting and at such meeting verbally postponed or continued to this date. With regard to any item, the commission may take various actions, including, but not limited to, rescheduling an item in its entirety for particular action at a future date or time.

Contact: Doug Kitts, P.O. Box 13087, Austin, Texas 78711, (512) 463-7905.

Filed: August 6, 1993, 4:19 p.m.

TRD-9326962

Wednesday, August 18, 1993, 9:00 a.m. The Texas Water Commission will meet at the Stephen F. Austin Building, 1700 North Congress Avenue, Room 118, Austin. According to the agenda summary, the commission will consider approving the following matters: water quality enforcements; solid waste enforcements; municipal solid waste enforcement; petroleum storage tank enforcement; water utility matters; examiner's proposal for decision; meet in executive session; in addition, the commission will consider items previously posted for open meeting and at such meeting verbally postponed or continued to this date. With regard to any item, the commission may take various actions, including, but not limited to, rescheduling an item in its entirety for particular action at a future date or time.

Contact: Doug Kitts, P.O. Box 13087, Austin, Texas 78711, (512) 463-7905.

Filed: August 6, 1993, 4:19 p.m.

TRD-9326961

Wednesday, August 18, 1993, 9:00 a.m. The Texas Water Commission will meet at the Stephen F. Austin Building, 1700 North Congress Avenue, Room 118, Austin. According to the revised agenda summary, the commission will consider a Class 3 Modification to a hazardous waste permit.

Contact: Doug Kitts, P.O. Box 13087, Austin, Texas 78711, (512) 463-7905.

Filed: August 10, 1993, 7:34 a.m.

TRD-9327029

Thursday, August 19, 1993, 8:30 a.m. The Municipal Solid Waste Management and Resource Recovery Advisory Council of the Texas Water Commission will meet at 1700 Congress Avenue, Austin. According to the agenda summary, the council will discuss border affairs; solid waste conference; budgets; and education.

Contact: Gary W. Trim, P.O. Box 13087, Austin, Texas 78711-3087, (512) 908-6708.

Filed: August 9, 1993, 9:49 a.m.

TRD-9326987

Friday, August 20, 1993, 8:30 a.m. The Municipal Solid Waste Management and Resource Recovery Advisory Council, Regulatory Oversight Committee, and Subtitle D Advisory Panel of the Texas Water Commission will meet at 1700 Congress Avenue, Austin. According to the agenda summary, the council will vote on minutes of the July 15-16 meeting; hear reports from the Directors of the Municipal Solid Waste Division and the Waste Policy Management Division; council will break and the Regulatory Oversight Committee and the Subtitle D Advisory Panel will vote on minutes of the May 20, and July 15, 1993 meetings; and committees will discuss the status of the Texas Subtitle D program application to the Environmental Protection Agency, Region Six and the impact expected from a one to three month delay in EPA's approval of the Texas program beyond October 9, 1993. They will discuss EPA's extension of effective dates for MSW landfills accepting less than 100 tons per day, arid area exempt landfills, final cover application, and financial assurance requirements. The status of a handbook/guidance for performance-based liners and cover design will be covered. Coordination of TWC staff with landfill operators to assist in compliance with the new regulations after October 9, 1993 and with Federal Subtitle D regulations from October 9, 1993, to the day sections of the new Texas program are approved by the Environmental Protection Agency, will be discussed. Public comments are encouraged. The council will break for lunch and reconvene at 1:00 p.m. for a report from the Office of Pollution Prevention and Conservation/Clean Texas 2000 Division and a meeting to discuss recycling and/or composting.

Contact: Gary W. Trim, P.O. Box 13087, Austin, Texas 78711-3087, (512) 908-6708.

Filed: August 9, 1993, 9:49 a.m.

TRD-9326986

Tuesday, August 31, 1993, 3:30 p.m. The Texas Groundwater Protection Committee of the Texas Water Commission will meet at the Stephen F. Austin Building, 1700 North Congress Avenue, Room 1149, Austin. According to the agenda summary, the commission will discuss and take action on the following: subcommittee reports presented from Agricultural Chemicals, Ground Water Classification, and Data Management Subcommittee; presentations from Bureau of Economic Geology, Texas Agricultural Experiment Station, and Texas Water Development Board Water Plan; discussion on Committee Public Education Outreach Efforts, state ground-water protection program; core program assessment, and update; state management plan for agricultural chemicals in groundwater; and status update on joint groundwater monitoring and contamination report.

Contact: Mary Ambrose, 1700 North Congress Avenue, Austin, Texas 78711-3087, (512) 463-8308.

Filed: August 10, 1993, 9:40 a.m.

TRD-9327042

Thursday, September 16, 1993, 9:00 a.m. The Office of Hearings Examiner of the Texas Water Commission will meet at the Texas A&M Research and Extension Service Auditorium, Highway 44, Two Miles West of Corpus Christi. According to the agenda summary, the commission will hold a public hearing to consider an application for waste discharge permit amendment by Javelina Company, Permit Number 03137. The permit authorizes discharges through an unnamed ditch under Up River Road; thence to a concrete ditch across the Coastal Refining and Marketing Quintana Refinery; thence to the Tule Lake Channel (the Corpus Christi Inner Harbor) in Segment Number 2484 of the Bays and Estuaries.

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

Filed: August 10, 1993, 7:34 a.m.

TRD-9327030

Thursday, September 23, 1993, 9:00 a.m. The Office of Hearings Examiner of the Texas Water Commission will meet at 7411 Park Place, Environmental Pollution Control Classroom, One Mile South of Loop 610 at the intersection of Telephone Road, Houston. According to the agenda summary, the commission will hold a public hearing to consider an application by Coastal States Crude Gathering Company for a new Permit Number 03556 for autho-

rization to discharge treated tank-bottom water and stormwater.

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

Filed: August 6, 1993, 4:20 p.m.

TRD-9326963

Thursday, September 23, 1993, 1:00 p.m. The Office of Hearings Examiner of the Texas Water Commission will meet at 7411 Park Place, Environmental Pollution Control Classroom, One Mile South of Loop 610 at the intersection of Telephone Road, Houston. According to the agenda summary, the commission will consider an application by G. Karbalai for renewal of Permit Number 12399-01 which authorizes the discharge of treated domestic wastewater effluent into Halls Bayou; thence to Greens Bayou; thence to the Houston Ship Channel in Segment Number 1006 of the San Jacinto River Basin.

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

Filed: August 6, 1993, 4:20 p.m.

TRD-9326964

Wednesday, September 29, 1993, 1:00 p.m. The Office of Hearings Examiner of the Texas Water Commission will meet at the Palestine City Hall, Council Chambers, 504 North Queen, Palestine. According to the agenda summary, the commission will consider an application by Wal-Mart Stores, Inc. for a proposed Permit Number 03597 to authorize the discharge of treated wastewater effluent into an unnamed tributary of Town Creek; thence to Town Creek; thence to Keechi Creek; thence to the Trinity River in Segment Number 0804 of the Trinity River Basin.

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

Filed: August 9, 1993, 2:53 p.m.

TRD-9327018

Regional Meetings

Meetings Filed August 5, 1993

The Angelina and Neches River Authority Board of Directors met in the Tejas Room, Stephen F. Austin State University, University Center Building on Vista Drive, Nacogdoches, August 12, 1993, at 4:00 p.m. (Revised agenda). Information may be obtained from Gary L. Neighbors, P.O. Box 387, Lufkin, Texas 75902-0387, (409) 632-7795, Fax (409) 632-2564. TRD-9326868.

The Archer County Appraisal District Board of Directors met at the Appraisal District Office, 101 South Center, Archer

City, August 11, 1993, at 5:00 p.m. Information may be obtained from Edward H. Trigg, III, P.O. Box 1141, Archer City, Texas 76351, (817) 574-2172. TRD-9326894.

The Austin Transportation Study Policy Advisory Committee met at the Joe C. Thompson Conference Center, Room 2.102, 26th and Red River Streets, Austin, August 10, 1993, at 6:00 p.m. Information may be obtained from Michael R. Aulick, P.O. Box 1088, Austin, Texas 78767, (512) 499-6441. TRD-9326891.

The Denton Central Appraisal District Appraisal Review Board will meet at 3911 Morse Street, Denton, August 18, 1993, at 9:00 a.m. Information may be obtained from Joe Rogers, 3911 Morse Street, Denton, Texas 76202, (817) 566-0904. TRD-9326887.

The Erath County Appraisal District Board of Directors will meet at 1390 Harbin Drive, Board Room, Stephenville, August 17, 1993, at 7:00 a.m. (Rescheduled from Tuesday, August 10, 1993, at 7:00 a.m.). Information may be obtained from Jerry Lee, 1390 Harbin Drive, Stephenville, Texas 76401, (817) 965-5434. TRD-9326888.

The Lee County Appraisal District Board of Directors met at 218 East Richmond Street, Giddings, August 12, 1993, at 9:00 a.m. Information may be obtained from Roy L. Holcomb, 218 East Richmond Street, Giddings, Texas 78942, (409) 542-9618. TRD-9326889.

The Lower Colorado River Authority Agenda Review Committee met at 3701 Lake Austin Boulevard, Hancock Building, Austin, August 10, 1993, at 10:00 a.m. Information may be obtained from Glen E. Taylor, P.O. Box 220, Austin, Texas 78767, (512) 473-3283. TRD-9326897.

The Lower Colorado River Authority Retirement Benefits Committee met at 3701 Lake Austin Boulevard, Hancock Building, Board Room, Austin, August 10, 1993, at 1:00 p.m. Information may be obtained from Glen E. Taylor, P.O. Box 220, Austin, Texas 78767, (512) 473-3283. TRD-9326898.

The Region IV Education Service Center Board of Directors met at the Region IV Education Service Center, Board Room, 7145 West Tidwell, Houston, August 10, 1993, at 6:00 p.m. Information may be obtained from W. L. McKinney, 7145 West Tidwell, Houston, Texas 77092-2096, (713) 744-6534. TRD-9326903.

The Region VII Education Service Center Board of Directors met at the Region VII Education Service Center, 818 East Main Street, Kilgore, Room 107, August 11, 1993, at 1:00 p.m. Information may be obtained from Don J. Peters, 818 East Main

Street, Kilgore, Texas 75662, (903) 984-3071. TRD-9326869.

Meetings Filed August 6, 1993

The Blanco County Central Appraisal District Board of Directors met at the Courthouse Annex, Avenue G and Seventh Street, Johnson City, July 10, 1993, at 5:00 p.m. Information may be obtained from Hollis Boatright, P.O. Box 338, Johnson City, Texas 78636, (210) 868-4013. TRD-9326935.

The Burnet County Appraisal District Board of Directors will meet at 223 South Pierce, Burnet, August 19, 1993, at noon. Information may be obtained from Barbara Ratliff, P.O. Drawer E, Burnet, Texas 78611, (512) 756-8291. TRD-9326918.

The Callahan County Appraisal District Board of Directors will meet at 130-A West Fourth Street, Callahan County Appraisal District Office, Baird, August 16, 1993, at 8:00 p.m. Information may be obtained from Jane Ringhoffer, P.O. Box 806, Baird, Texas 79504, (915) 854-1165. TRD-9326945.

The Carson County Appraisal District Board of Directors met at 102 Main Street, Panhandle, August 12, 1993, at 9:00 a.m. Information may be obtained from Donita Herber, P.O. Box 970, Panhandle, Texas 79068, (806) 537-3569. TRD-9326939.

The Carson County Appraisal District Board of Directors met at 102 Main Street, Panhandle, August 12, 1993, at 9:15 a.m. Information may be obtained from Donita Herber, P.O. Box 970, Panhandle, Texas 79068, (806) 537-3569. TRD-9326938.

The Coleman County Water Supply Corporation Board of Directors met at the Corporation Office, 214 Santa Anna Avenue, Coleman, August 11, 1993, at 1:30 p.m. Information may be obtained from Davey Thweatt, 214 Santa Anna Avenue, Coleman, Texas 76834, (915) 625-2133. TRD-9326924.

The Dallas Area Rapid Transit Committee of the Whole met at 1401 Pacific Avenue, Conference Room C, Dallas, August 10, 1993, at 1:00 p.m. Information may be obtained from Nancy McKethan, 1401 Pacific Avenue, Dallas, Texas 75202, (214) 749-3347. TRD-9326922.

The Dallas Area Rapid Transit Board of Directors met at 1401 Pacific Avenue, Board Room, Dallas, August 10, 1993, at 6:30 p.m. Information may be obtained from Nancy McKethan, 1401 Pacific Avenue, Dallas, Texas 75202, (214) 749-3347. TRD-9326923.

The Denton Central Appraisal District Board of Directors will meet at 3911 Morse

Street, Denton, August 26, 1993, at 5:00 p.m. Information may be obtained from Joe Rogers, 3911 Morse Street, Denton, Texas 76202, (817) 566-0904. TRD-9326952.

The East Texas Council of Governments Executive Committee met at the ETCOG Offices, Kilgore, August 12, 1993, at 2:00 p.m. Information may be obtained from Glynn Knight, 3800 Stone Road, Kilgore, Texas 75662, (903) 984-8641. TRD-9326951.

The Ellis County Appraisal District Board of Directors met at 406 Sycamore Street, Waxahachie, August 12, 1993, at 7:00 p.m. Information may be obtained from R. Richard Rhodes, Jr., P.O. Box 878, Waxahachie, Texas 75165, (214) 937-3552. TRD-9326970.

The Ellis County Appraisal District Board of Directors met at 406 Sycamore Street, Waxahachie, August 12, 1993, at 7:30 p.m. Information may be obtained from R. Richard Rhodes, Jr., P.O. Box 878, Waxahachie, Texas 75165, (214) 937-3552. TRD-9326969.

The Golden Crescent Private Industry Council Planning Committee met at 2401 Houston Highway, Victoria, August 10, 1993, at 6:00 p.m. Information may be obtained from Sandy Heiermann, 2401 Houston Highway, Victoria, Texas 77901, (512) 576-5872. TRD-9326920.

The Gonzales County Appraisal District Board of Directors met at 928 St. Paul Street, Gonzales, August 12, 1993, at 6:00 p.m. Information may be obtained from Glenda Strackbein, P.O. Box 867, Gonzales, Texas 78629, (210) 672-2879. TRD-9326967.

The Gonzales County Appraisal District Board of Directors met at 928 St. Paul Street, Gonzales, August 12, 1993, at 7:00 p.m. Information may be obtained from Glenda Strackbein, P.O. Box 867, Gonzales, Texas 78629, (210) 672-2879. TRD-9326968.

The Hickory Underground Water Conservation District Number One Board and Advisors met at 2005 South Bridge Street, Brady, August 12, 1993, at 6:30 p.m. Information may be obtained from Lorna Moore, P.O. Box 1214, Brady, Texas 76825, (915) 597-2785. TRD-9326933.

The Hickory Underground Water Conservation District Number One Board and Advisors met at 2005 South Bridge Street, Brady, August 12, 1993, at 7:00 p.m. Information may be obtained from Lorna Moore, P.O. Box 1214, Brady, Texas 76825, (915) 597-2785. TRD-9326934.

The Lavaca County Central Appraisal District Appraisal Review Board will meet at 113 North Main Street, Hallettsville, August 24, 1993, at 9:00 a.m. Information

may be obtained from Diane Munson, P.O. Box 386, Hallettsville, Texas 77964, (512) 798-4396. TRD-9326954.

The Lometa Rural Water Supply Corporation Board of Directors met at 506 West Main Street, Rural Water Office, Lometa, August 9, 1993, at 7:00 p. m. Information may be obtained from Levi G. Cash, P.O. Box 158, Lometa, Texas 76853, (512) 752-3505. TRD-9326940.

The Manville Water Supply Corporation Board of Directors met at the Manville Office, on Spur 277, Coupland, August 12, 1993, at 7:00 p.m. Information may be obtained from LaVerne Rohlack, P.O. Box 248, Coupland, Texas 78615, (512) 272-4044. TRD-9326944.

The Nortex Regional Planning Commission Executive Committee will meet at the Nortex Regional Planning Commission, The Galaxy Center, Suite 200, Conference Room, 4309 Jacksboro Highway, Wichita Falls, August 19, 1993, at noon. Information may be obtained from Dennis Wilde, P.O. Box 5144, Wichita Falls, Texas 76307-5144, (817) 322-5281. TRD-9326917.

The Panhandle Quality Work Force Planning Committee will meet at the SW Bell Building, Third Floor Board Room, 815 South Tyler Street, Amarillo, August 18, 1993, at 3:00 p.m. Information may be obtained from David T. McReynolds, Suite 1020, Plaza II, Amarillo, Texas 79101, (806) 371-7577, Fax (806) 371-9519. TRD-9326946.

The Red River Boundary Commission will meet at Union Square Credit Union, 1401 Holliday, Wichita Falls, August 16, 1993, at 7:00 p.m. Information may be obtained from M'Lou Bell, 1700 North Congress Avenue, Austin, Texas 78701, (512) 463-5007. TRD-9326919.

The South Plains Association of Governments Executive Committee met at 1323 58th Street, Lubbock, August 10, 1993, at 9:00 a.m. Information may be obtained from Jerry D. Casstevens, P.O. Box 3730, Lubbock, Texas 79452-3730. TRD-9326947.

The South Plains Association of Governments Board of Directors met at 1323 58th Street, Lubbock, August 10, 1993, at 10:00 a.m. Information may be obtained from Jerry D. Casstevens, P.O. Box 3730, Lubbock, Texas 79452-3730. TRD-9326948.

The Trinity River Authority of Texas Executive Committee met at 5300 South Collins, Arlington, August 12, 1993, at 10:00 a.m. Information may be obtained from James L. Murphy, 5300 South Collins, Arlington, Texas 76018, (817) 467-4343. TRD-9326953.

The Wood County Appraisal District Appraisal Review Board met at 217 North

Main Street, Conference Room, Wood County Appraisal District, Quitman, August 10, 1993, at 10 a.m. Information may be obtained from W. Carson Wages or Lou Brooke, P.O. Box 518, Quitman, Texas 75783-0518, (903) 763-4891. TRD-9326936.

Meetings Filed August 9, 1993

The Appraisal District of Jones County Board of Directors will meet at the District's office at 1137 East Court Plaza, Anson, August 19, 1993, at 8:30 a.m. Information may be obtained from Susan Holloway, 1137 East Court Plaza, Anson, Texas 79501, (915) 823-2422. TRD-9326977.

The Bexar-Medina-Atascosa Counties Water Control and Improvement District Number One Board of Directors will meet at 226 Highway 132, Natalia, August 16, 1993, at 8:00 a.m. Information may be obtained from John W. Ward III, P.O. Box 170, Natalia, Texas 78059, (210) 663-2132. TRD-9326975.

The Cass County Appraisal District Board of Directors will meet at the Cass County Appraisal District Office, 502 North Main Street, Linden, August 16, 1993, at 7:00 p.m. Information may be obtained from Janelle Clements, P.O. Box 1150, Linden, Texas 75563, (903) 756-7545. TRD-93267004.

The Central Appraisal District of Johnson County Board of Directors met at 109 North Main Street, Suite 201, Room 202, Cleburne, August 12, 1993, at 8:30 a.m. Information may be obtained from Don Gilmore, 109 North Main Street, Cleburne, Texas 76031, (817) 645-3987. TRD-9327014.

The Central Appraisal District of Nolan County Board of Directors will meet at the Nolan Courthouse, Third Floor, Sweetwater, August 13, 1993, at 7:00 a.m. Information may be obtained from Steven G. Beck, P.O. Box 1256, Sweetwater, Texas 79556, (915) 235-8421. TRD-9326976.

The Comal Appraisal District met at 430 West Mill Street, New Braunfels, August 12, 1993, at 3:00 p.m. Information may be obtained from Lynn E. Rodgers, P.O. Box 311222, New Braunfels, Texas 78131-1222, (210) 625-8597. TRD-9327008.

The Galveston Bay National Estuary Program Management Committee will meet at the University of Houston/Clear Lake Bayou Building Forest Room, 2700 Bay Area Boulevard, Houston, August 18, 1993, at 9:30 a.m. Information may be obtained from Judy Eernisse, 711 West Bay Area Boulevard, Suite 210, Webster, Texas 77598, (713) 332-9937. TRD-9326978.

The Golden Crescent Quality Work Force Planning Full-Committee will meet at the Student Union Building, The Victoria College, Victoria, August 17, 1993, at 3:30 p.m. Information may be obtained from Carol Matula, 2401 Houston Highway, Victoria, Texas 77901, (512) 576-5872. TRD-9326993.

The Lower Neches Valley Authority Board of Directors will meet at the LNVA Office Building, 7850 Eastex Freeway, Beaumont, August 17, 1993, at 10:30 a.m. Information may be obtained from A. T. Hebert, Jr., P.O. Drawer 3464, Beaumont, Texas 77704, (409) 892-4011. TRD-9327015.

The Montague County Tax Appraisal District Board of Directors held an emergency meeting at the Appraisal District Office, 312 Rush Street, Montague, August 11, 1993, at 5:00 p.m. The emergency status was necessary as the meeting could not be rescheduled because Chief Appraiser was out of town. Information may be obtained from Wanda Russell, 312 Rusk Street, Montague, Texas 76251, (817) 894-6011. TRD-9327003.

The Palo Pinto Appraisal District Board of Directors (Budget Hearing) will meet at the Palo Pinto County Courthouse, Palo Pinto, August 18, 1993, at 3:00 p.m. Information may be obtained from Jackie F. Samford, P.O. Box 250, Palo Pinto, Texas 76484-0250, (817) 659-1234. TRD-9326974.

The Palo Pinto Appraisal District Board of Directors will meet at the Palo Pinto County Courthouse, Palo Pinto, August 18, 1993, at 3:15 p.m. Information may be obtained from Jackie F. Samford, P.O. Box 250, Palo Pinto, Texas 76484-0250, (817) 659-1234. TRD-9326973.

The Red River Boundary Commission will meet at the Wichita Falls Activity Center, 607 Tenth Street, Second Floor, Wichita Falls, August 16, 1993, at 7:00 p.m. The emergency status was necessary due to change in location for meeting. Information may be obtained from M'Lou Bell, 1700 North Congress Avenue, Austin, Texas 78701, (512) 463-5007. TRD-9326997.

The Region VII Education Service Center Board of Directors met at the Region VII Education Service Center, Room 107, 818 East Main Street, Kilgore, August 11, 1993, at 1:00 p.m. The emergency status was necessary as a need to add this item to the agenda as a separate items concerning personnel. Information may be obtained from Don J. Peters, 818 East Main Street, Kilgore, Texas 75662, (903) 984-3071. TRD-9326999.

The Region 14 Education Service Center Board of Directors will meet at 1850 Highway 351, Abilene, August 19, 1993, at 5:30

p.m. Information may be obtained from Taressa Huey, 1850 Highway 351, Abilene, Texas 79601, (915) 675-8608. TRD-9326979.

The Region 18 Education Service Center Board of Directors will meet at 2811 La Force Boulevard, Midland, August 19, 1993, at 7:00 p.m. Information may be obtained from Dr. Vernon Stokes, P.O. Box 60580, Midland, Texas 79711, (915) 563-2380. TRD-9326972.

The San Antonio River Authority Board of Directors will meet at the SARA General Office, Boardroom, 100 East Guenther Street, San Antonio, August 18, 1993, at 2:00 p.m. Information may be obtained from Fred N. Pfeiffer, P.O. Box 830027, San Antonio, Texas 78283-0027, (210) 227-1373. TRD-9326980.

The Sulphur-Cypress Soil and Water Conservation District #419 met at 1809 West Ferguson, Suite B, Mount Pleasant, August 12, 1993, at 8:30 a.m. Information may be obtained from Beverly Amerson, 1809 West Ferguson, Suite B, Mount Pleasant, Texas 75455-2921, (903) 572-5411. TRD-9326971.

The Tax Appraisal District of Bell County Board of Directors will meet at the Tax Appraisal District Building, 411 East Central Avenue, Belton, August 18, 1993, at 7:00 p.m. Information may be obtained from Mike Watson, P.O. Box 390, Belton, Texas 76513-0390, (817) 939-5841, Ext. 29. TRD-9327016.

The Texas Municipal Asset Pool Board of Directors will meet at the Riverway Bank, Board Room, Second Floor, Five Riverway, Houston, August 18, 1993, at 8:00 a.m. Information may be obtained from Debra Wallace, P.O. Box 56572, Houston, Texas 77256, (713) 552-2618. TRD-9326996.

The Trinity River Authority of Texas Resources Development Committee will meet at 5300 South Collins, Arlington, August 16, 1993, at 10:30 a.m. Information may be obtained from James L. Murphy, 5300 South Collins, Arlington, Texas 76018, (817) 467-4343. TRD-9326998.

◆ ◆ ◆
**Meetings Filed August 10,
1993**

The Bosque County Central Appraisal District Appraisal Review Board will meet at 104 West Morgan Street, Meridian, August 13, 1993, at 9:00 a.m. Information may be obtained from Billye L. McGehee, 104 West Morgan Street, Meridian, Texas 76665-0393, (817) 435-2304. TRD-9327033.

The Education Service Center, Region XVI Board of Directors will meet at the Education Service Center, Region XVI, Board Room, 1601 South Cleveland, Amarillo, August 27, 1993, at 1:00 p.m. Information may be obtained from Jim Holmes, P.O. Box 30600, Amarillo, Texas

79120-0600, (806) 376-5521. TRD-9327038.

The Hood County Appraisal District Board of Directors will meet at 1902 West Pearl Street, District Office, Granbury, August 17, 1993, at 7:30 p.m. Information may be obtained from Harold Chesnut, P.O. Box 819, Granbury, Texas 76048, (817) 573-2471. TRD-9327032.

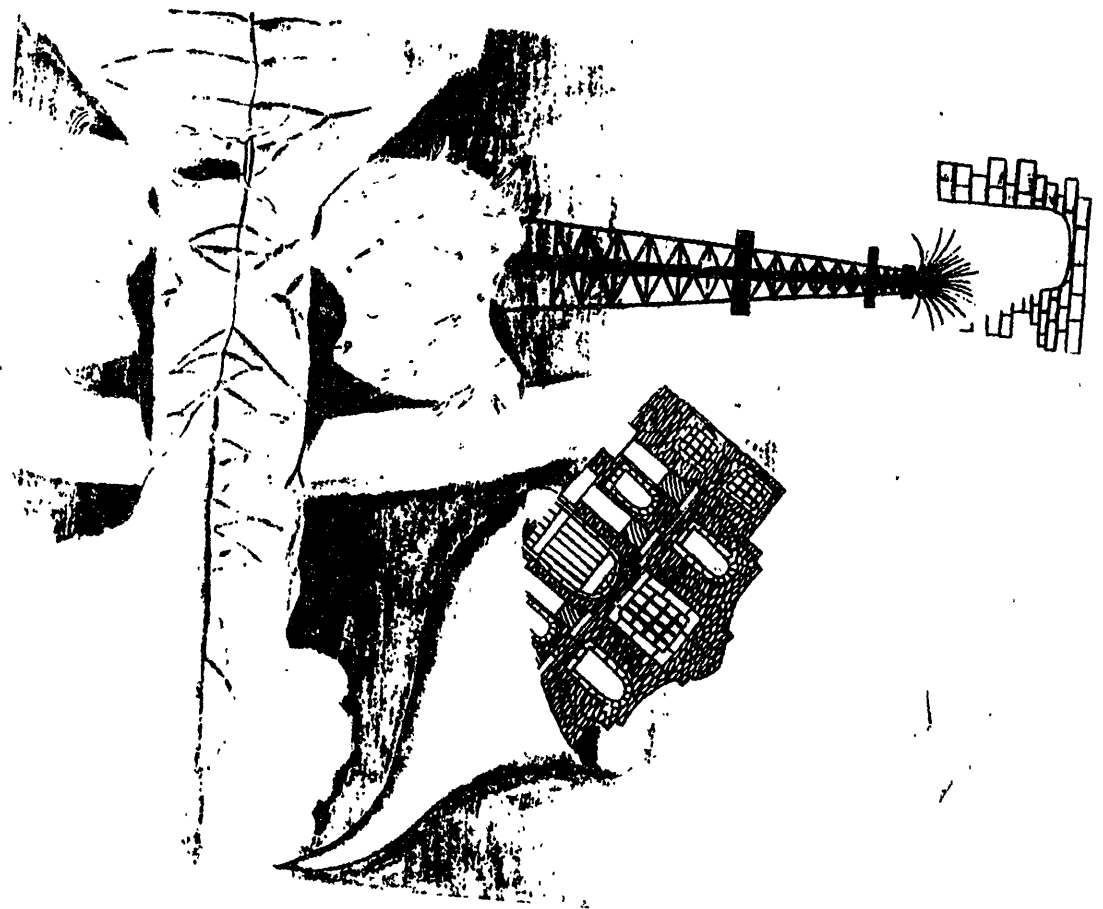
The Jasper County Appraisal District Board of Directors will meet at the Buna Administrative Offices-ISD, Highway 62 at Highway 253, Buna, August 16, 1993, at 7:00 p.m. Information may be obtained from David W. Luther, 137 North Main Street, Jasper, Texas 75951, (409) 384-2544. TRD-9327041.

The South East Texas Regional Planning Commission Executive Committee will meet at the City of Beaumont Council Chambers, Beaumont, August 18, 1993, at 7:00 p.m. Information may be obtained from Jackie Vice, P.O. Drawer 1387, Nederland, Texas 77627, (409) 727-2384. TRD-9327037.

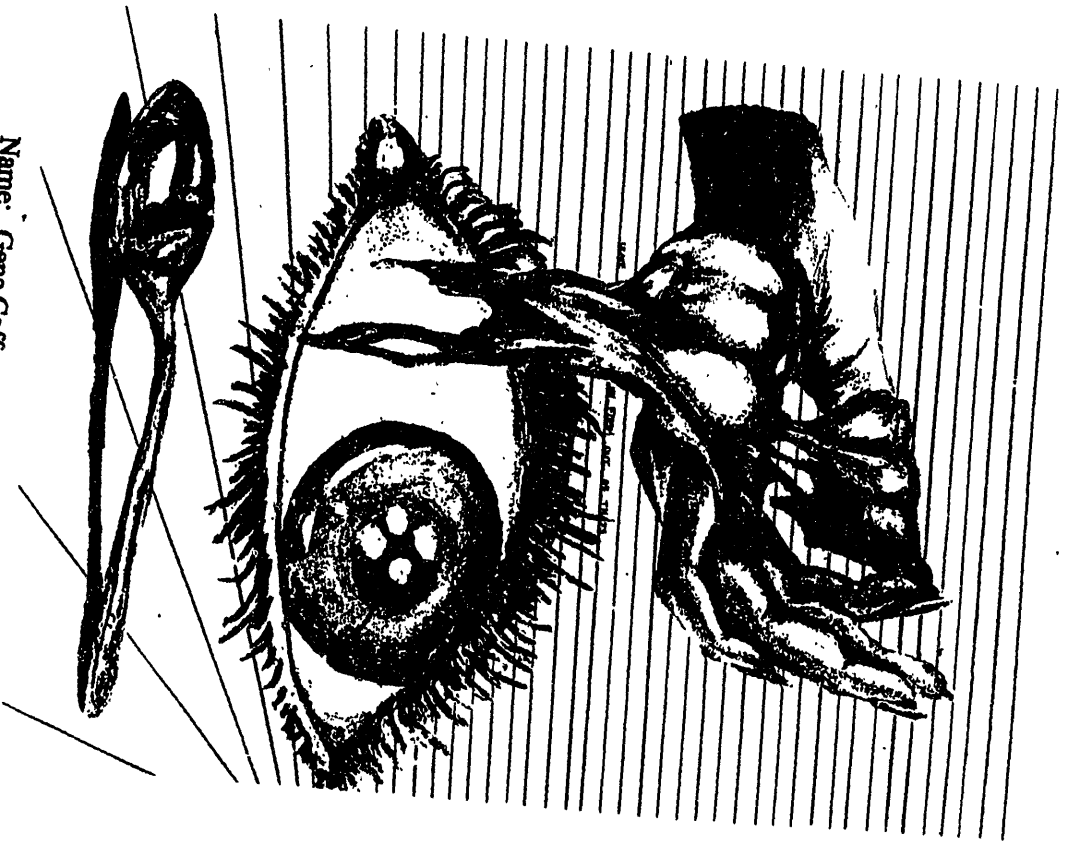
The Texas Political Subdivisions Joint Self-Insurance Funds Board of Trustees will meet at the Radisson Resort, 500 Padre Boulevard, South Padre, August 13-14, 1993, at 8:00 a.m. Information may be obtained from Jim Gresham, P.O. Box 803356, Dallas, Texas 75380, (214) 392-9430. TRD-9327034.

◆ ◆ ◆

Name: Bryan Cannon
Grade: 11
School: Plano East Senior High, Plano ISD



Name: Gene Coffey
Grade: 11
School: Plano East Senior High, 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 Department of Agriculture Request for Proposals

Pursuant to the Texas Agriculture Code, §12.002, and §12.007; the General Appropriations Act, Senate Bill 5, Article I, pages I-9 to I-15, Acts 1993, 73rd Legislature Regular Session; and Senate Bill 1089, §1, pages 1-2, Acts 1993, 73rd Legislature Regular Session, the Texas Department of Agriculture (TDA) is authorized to contract with producer organizations to provide statewide integrated pest management (IPM) programs.

TDA has entered into a cooperative agreement with the Texas Pest Management Association (TPMA) to administer TDA's IPM grant program and TPMA, through TDA, hereby requests proposals for 1994 fiscal year projects that use and expand the use of integrated pest management in agriculture. A total of \$280,000 will be awarded, with no more than \$50,000 being awarded per grantee.

The projects should be for implementing and carrying out biologically intensive IPM programs for farmer/rancher groups, on-farm/ranch demonstration trials and education programs developed from state-of-the-art IPM systems. Proposals must come from producer or education or research organizations involved in integrated pest management programs. Preference will be given to: proposals that emphasize use of new, previously untested technologies; proposals that seek implementation of IPM practices in Texas counties where such practices have either not been used, or used only on a small scale; and to multi-county IPM proposals.

Each proposal should include a project summary, rationale/justification, project objectives, project work, plan/duration, description of anticipated impact on agriculture and a project budget. Total proposal cannot exceed six pages. Upon completion of the project, a project report will be due within two weeks. The quality of this report may be used to evaluate further funding requests. All awards will be subject to audit.

Proposals should be submitted to Mike Wallace, Executive Director, Texas Pest Management Association, 8000 Centre Park Drive, Suite 340, Austin, Texas 78754. Mr. Wallace may be contacted at (512) 834-8762 for additional information about preparing the proposal. Proposals must be received no later than 5:00 p.m., September 30, 1993.

All proposals will be subject to evaluation by a proposal review committee made up of persons knowledgeable and experienced in IPM programs and practices. Proposals will be evaluated based on the requirements set forth above. The announcement of the grant awards will be made by November 1, 1993.

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

TRD-9326932

Dolores Alvarado Hibbs
Chief Administrative Law Judge
Texas Department of Agriculture

Filed: August 6, 1993

Texas Education Agency

Bids for Large Type Textbooks for the Visually Handicapped

The Texas Education Agency invites bids for the large type reproduction of textbooks. All companies are required to submit a sample textbook which has been constructed within specifications. Specifications may be obtained from the Texas Education Agency, Curriculum Development and Textbooks Division. The book to be enlarged will be designated in the specifications.

Bids should be submitted in two parts: a cost per page basis which should include the cost of the book being enlarged and the cost of page reproduction and a per volume binding cost.

Bids are to be filed with the Curriculum Development and Textbooks Division on or before 4:00 p.m., September 3, 1993. Bids will be opened at approximately 4:01 p.m., September 3, 1993, in Room 6-125, William B. Travis Building, 1701 North Congress Avenue, Austin.

Inquiries or requests for specifications for production of large type textbooks should be addressed to Charles E. Mayo or Deanna Marotz, Curriculum Development and Textbooks Division, 1701 North Congress Avenue, Austin, Texas 78701, (512) 463-9601.

Issued in Austin, Texas, on August 5, 1993.

TRD-9326865

Lionel R. Meno
Commissioner of Education
Texas Education Agency

Filed: August 5, 1993

Texas Department of Health Licensing Actions for Radioactive Materials

The Texas Department of Health has taken actions regarding licenses for the possession and use of radioactive materials as listed in the table below. The subheading labeled "Location" indicates the city in which the radioactive material may be possessed and/or used. The location

listing "Throughout Texas" indicates that the radioactive material may be used on a temporary basis at job sites throughout the state.

NEW LICENSES ISSUED:

Location	Name	License#	City	Amend- ment #	Date of Action
-----	----	-----	----	-----	-----
McAllen	Valley Cardiology, P.A.	L04692	McAllen	0	07/23/93

AMENDMENTS TO EXISTING LICENSES ISSUED:

Location	Name	License#	City	Amend- ment #	Date of Action
-----	----	-----	----	-----	-----
Amarillo	St. Anthony's Hospital	L01242	Amarillo	43	07/21/93
Amarillo	Northwest Texas Hospital	L02054	Amarillo	38	07/22/93
Arlington	In Vitro Technologies, Inc.	L03971	Arlington	8	07/20/93
Arlington	Arlington Memorial Hospital	L02217	Arlington	32	07/28/93
Austin	St. David's Community Hospital	L00740	Austin	53	07/23/93
Baytown	Exxon Chemical Company	L02722	Baytown	19	07/26/93
Baytown	San Jacinto Methodist Hospital	L02388	Baytown	16	07/23/93
Beaumont	Baptist Hospital of Southeast Texas	L00358	Beaumont	68	07/22/93
Bellville	Bellville General Hospital	L03295	Bellville	11	07/15/93
Corpus Christi	Spohn Hospital	L02495	Corpus Christi	38	07/23/93
Dallas	R. H. D. Memorial Medical Center	L02314	Dallas	27	07/21/93
Dallas	Doctors Hospital	L01366	Dallas	31	07/22/93
Dallas	St. Paul Medical Center	L01065	Dallas	34	07/22/93
Dallas	Dallas Diagnostic Imaging Center	L03989	Dallas	8	07/26/93
Fort Worth	All Saints Episcopal Hospital	L02212	Fort Worth	29	07/23/93
Houston	Rosewood Medical Center	L01239	Houston	39	07/16/93
Houston	University of Houston	L01886	Houston	37	07/26/93
Midland	The Imaging Center	L03850	Midland	8	07/15/93
Orange	James River II, Inc.	L01081	Orange	17	07/16/93
Orange	E.I. DuPont de Nemours & Company	L00005	Orange	59	07/20/93
Pasadena	Lyondell Polymers Corporation	L02153	Pasadena	16	07/26/93
Phillips	Phillips Petroleum Company	L02480	Borger	22	07/19/93
Port Arthur	Manske-Sheffield Radiology	L04054	Port Arthur	5	07/15/93
Port Arthur	Texaco USA	L00227	Port Arthur	23	07/15/93
San Antonio	St. Luke's Lutheran Hospital	L03309	San Antonio	24	07/15/93
San Antonio	Cancer Therapy and Research Foundation of South Texas	L03350	San Antonio	10	07/16/93
San Antonio	Cancer Therapy and Research Center	L01922	San Antonio	33	07/16/93

AMENDMENTS TO EXISTING LICENSES ISSUED CONTINUED:

San Antonio	Diagnostic Clinic of San Antonio	L04258	San Antonio	4	07/20/93
San Antonio	Southwest Texas Methodist Hospital	L00594	San Antonio	106	07/27/93
Sherman	Johnson & Johnson Medical Inc.	L01870	Sherman	15	07/23/93
Temple	Scott and White Memorial Hospital	L00331	Temple	46	07/23/93
Texas City	Union Carbide Chemicals and Plastics Company, Inc.	L00495	Texas City	42	07/22/93
Throughout Texas	City of Weatherford	L04571	Weatherford	2	07/16/93
Throughout Texas	High Plains Underground Water Conservation	L02598	Lubbock	13	07/16/93
Throughout Texas	GCT Inspection, Inc.	L02378	South Houston	43	07/15/93
Throughout Texas	Mobile-Lab, Inc.	L04650	Houston	6	07/16/93
Throughout Texas	Ebasco Services Inc.	L02662	Houston	35	07/16/93
Throughout Texas	X-Cel Group, Inc.	L03548	Odessa	26	07/15/93
Throughout Texas	Terra Engineers Inc.	L02464	Lubbock	20	07/19/93
Throughout Texas	Wilson Inspection X-Ray Services, Inc.	L04469	Corpus Christi	16	07/20/93
Throughout Texas	Tru-Tag Systems, Inc.	L03783	Houston	16	07/20/93
Throughout Texas	Technical Welding Laboratory, Inc.	L02187	Pasadena	81	07/21/93
Throughout Texas	Midland Inspection and Engineering, Inc.	L03724	Odessa	41	07/21/93
Throughout Texas	Suntrac Services, Inc.	L03062	Webster	11	07/22/93
Throughout Texas	Martin K. Eby Construction	L04400	Wichita, Kansas	3	07/21/93
Throughout Texas	American Inspection Company Inc.	L04073	Port Neches	24	07/26/93
Throughout Texas	Phillips Petroleum Company	L02480	Borger	23	07/26/93
Tyler	East Texas Medical Center	L00977	Tyler	57	07/23/93
Webster	Diagnostic Systems Laboratories, Inc.	L03084	Webster	16	07/20/93

RENEWALS OF EXISTING LICENSES ISSUED:

Location	Name	License#	City	Amend- ment #	Date of Action
-----	----	-----	----	-----	-----
Eagle Lake	Eagle Lake Community Hospital	L03408	Eagle Lake	6	07/23/93
El Paso	Rudolph Miles & Son, Inc.	L04203	El Paso	1	07/26/93
Groesbeck	Limestone Medical Center	L03426	Groesbeck	4	07/15/93
Morton	Cochran Memorial Hospital	L04215	Morton	2	07/21/93
Navasota	Navasota Regional Hospital	L03324	Navasota	3	07/21/93
Throughout Texas	City of Fort Worth	L01928	Fort Worth	14	07/20/93
Throughout Texas	McBride-Ratcliff & Associates, Inc.	L02346	Houston	11	07/26/93
Wadsworth	Houston Lighting and Power Company	L04222	Wadsworth	6	07/23/93
Waller	Progressive Metals	L02831	Waller	31	07/21/93

TERMINATIONS OF LICENSES ISSUED:

Location	Name	License#	City	Amend- ment #	Date of Action
-----	----	-----	----	-----	-----
Irving	Nichols Institute Laboratories North Texas Ltd.	L04525	Irving	3	07/21/93
Throughout Texas	Outokumpu Electronics, Inc.	L04389	Bend, Oregon	2	07/21/93

AMENDMENTS TO EXISTING LICENSES DENIED:

Location	Name	License#	City	Amend- ment #	Date of Action
-----	----	-----	----	-----	-----
Mauriceville	S & T International, Inc.	L03652	Mauriceville	0	07/14/93

In issuing new licenses and amending and renewing existing licenses, the Texas Department of Health, Bureau of Radiation Control, has determined that the applicants are qualified by reason of training and experience to use the material in question for the purposes requested in accordance with Texas Regulations for Control of Radiation in such a manner as to minimize danger to public health and safety or property and the environment; the applicants' proposed equipment, facilities, and procedures are adequate to minimize danger to public health and safety or property and the environment; the issuance of the license(s) will not be inimical to the health and safety of the public or the environment; and the applicants satisfy any applicable special requirements in the Texas Regulations for Control of Radiation.

This notice affords the opportunity for a hearing on written request of a licensee, applicant, or person affected within 30 days of the date of publication of this notice. A person affected is defined as a person who is resident of a county, or a county adjacent to the county, in which the radioactive materials are or will be located, including any person who is doing business or who has a legal interest in land in the county or adjacent county, and any local government in the county; and who can demonstrate that he has suffered or will suffer actual injury or economic damage due to emissions of radiation. A licensee, applicant, or person affected may request a hearing by writing David K. Lacker, Chief, Bureau of Radiation Control (Director, Radiation Control Program), 1100 West 49th Street, Austin, Texas, 78756-3189.

Any request for a hearing must contain the name and address of the person who considers himself affected by agency action, identify the subject license, specify the reasons why the person considers himself affected, and state the relief sought. If the person is represented by an agent, the name and address of the agent must be stated.

Copies of these documents and supporting materials are available for inspection and copying at the office of the Bureau of Radiation Control, Texas Department of Health, The Exchange Building, 8407 Wall Street, Austin, Texas, from 8:00 a.m. to 5:00 p.m. Monday-Friday (except holidays).

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

TRD-9326849 Susan K. Steeg
General Counsel
Texas Department of Health

Filed: August 5, 1993

Texas Health and Human Services Commission Public Notice

The Health and Human Services Commission State Medicaid Office has received approval from the Health Care Financing Administration to amend the Title XIX Medical Assistance Plan by Transmittal Number 93-09, Amendment Number 394.

The amendment provides for a supplement payment to nursing facility residents dependent on ventilators. The amendment is effective June 1, 1993.

If additional information is needed, please contact Pam McDonald at (512) 450-4086.

Issued in Austin, Texas, on July 20, 1993.

TRD-9326981 Bryan P. Sperry
Deputy Commissioner
Texas Health and Human Services
Commission

Filed: August 9, 1993

Texas Department of Housing and Community Affairs Notice of Requests for Proposals

The Texas Department of Housing and Community Affairs (TDHCA), administering agency for the Texas Weatherization Assistance Program, announces a request for proposals (RFP) to solicit service provider(s) to render related weatherization assistance to all or a portion of the service area comprised of the following counties: Brown, Callahan, Coleman, Comanche, Eastland, McCulloch, and Runnels.

Total funding for the seven-county service area through March 31, 1994, is an estimated \$225,934.

County

Estimated Funds

Brown	\$54,325
Callahan	\$22,270
Coleman	\$28,260
Comanche	\$31,670
Eastland	\$40,320
McCulloch	\$25,412
Runnels	\$23,677

Preference will be given to Community Action Agencies established pursuant to the Economic Opportunity Act of 1964, or other public or non-profit entities which have administered or are currently administering an effective weatherization program under 10 Code of Federal Regulation Part 440.15 or under Title II of the Economic Opportunity Act of 1964.

Deadline. Proposals must be received by TDHCA by 5:00 p.m., August 27, 1993, at 811 Barton Springs Road, Suite 100, Austin, Texas 78704.

To obtain an RFP packet or additional information regarding this notice, contact J. Al Almaguer at (512) 475-3866 or fax (12) 475-3935. You may also send your request to J. Al Almaguer at the Texas Department of Housing and Community Affairs, 811 Barton Springs Road, Suite 100, Austin, Texas 78704.

Note. Copies of the RFP will not be faxed.

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

TRD-9326989 Henry Flores
Executive Director
Texas Department of Housing and
Community Affairs

Filed: August 9, 1993

The Texas Department of Housing and Community Affairs (TDHCA), administering agency for the Texas Weatherization Assistance Program, announces a request for proposals (RFP) to solicit service provider(s) to render related weatherization assistance to the service area comprised of the following counties: Kleberg and Kenedy.

Total funding for the two-county service area through March 31, 1994, is an estimated \$32,553.

Preference will be given to Community Action Agencies established pursuant to the Economic Opportunity Act of 1964, or other public or non-profit entities which have administered or are currently administering an effective weatherization program under 10 Code of Federal Regulation Part 440 440.15 or under Title II of Economic Opportunity Act of 1964.

Deadline. Proposals must be received by TDHCA by 5:00 p.m., August 27, 1993, at 811 Barton Springs Road, Suite 100, Austin, Texas 78704.

To obtain an RFP packet or additional information regard-

ing this notice, contact J. Al Almaguer at (512) 475-3866 or fax (512) 475-3935. You may also send your request to J. Al Almaguer at the Texas Department of Housing and Community Affairs, 811 Barton Springs Road, Suite 100, Austin, Texas 78704.

Note. Copies of the RFP will not be faxed.

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

TRD-9326988 Henry Flores
Executive Director
Texas Department of Housing and
Community Affairs

Filed: August 9, 1993

North Central Texas Council of Governments

Radio Frequency Applications

The Region 40 Regional Review Committee will receive applications for radio frequencies in the 821-824/866-869 MHz Band through November 1, 1993. Agencies in the following councils of governments (COGs) are eligible to apply: ARKTEX COG, East Texas COG, North Central Texas COG, Texoma COG. Applications will be received through 5:00 p.m., November 1, 1993; send to: Frederic W. Keithley, Director of Human Services and Regional Training, P.O. Box 5888, 616 Six Flags Drive, Arlington, Texas 76005-5888.

Issued in Arlington, Texas, on July 27, 1993.

TRD-9326890 Edwina J. Shires
Director of Public Affairs
North Central Texas Council of
Governments

Filed: August 5, 1993

State Occupational Information Coordinating Committee

Notice of Award of Subcontract

Dr. Jim F. Reed, doing business as the Texas Student Information System (TEXSIS), has been awarded the subcontract for conducting an employer survey on behalf of the automated student and adult learner follow-up project being administered by the Texas State Occupational Infor-

month of July, 1993, the SOICC invited proposals through the *Texas Register* regarding the conduct of the employer survey. Deadline for submission of proposals was at the close of business on August 2, 1993. The proposal in the amount of \$101,927 submitted by Dr. Jim Reed was the only proposal received. Dr. Reed has performed comparable services for the SOICC in the past and has always met his contractual obligations. A review of the proposal indicates that all anticipated costs are reasonable and necessary and that the proposed statement of work meets the requirements set forth in the invitation for proposals. Based on Dr. Reed's prior performance and the soundness of his proposal, TEXSIS will be awarded a contract by SOICC in the amount of \$101,927 to conduct an employer survey.

Issued in Austin, Texas, on August 6, 1993.

TRD-9326941 Richard C. Froeschle
Executive Director
State Occupational Information Coordinating
Committee

Filed: August 6, 1993

Texas Parks and Wildlife Department Notice of Public Meetings

Marl Dredging-Brazos River. Notice of Public Comment Hearing for Permit to Remove Sand, Shell, Gravel, or Marl from the Public Waters of the State of Texas. Revenue Permit Number SR79-004.

Notice is hereby given that Texas Utilities Electric Company, whose address is 400 North Olive Street L.B. 81, Dallas, Texas, 75201, on July 21, 1993, filed an administratively complete renewal application with the Texas Parks and Wildlife Department for a permit to remove up to 400 cubic yards of marl per year from the Brazos River approximately two and one-half miles west of Harrison, McLennan County, Texas starting in front of the Tradinghouse Creek Steam Electric Station river pump intake structure and covering an area approximately thirty-five feet wide by forty feet long, adjacent to the properties of Wilhelm Koenigs, Wesley Robinson, and Swirl Investments, Inc.

This permit is requested under the authority granted to the Texas Parks and Wildlife Commission in the Parks and Wildlife Code, Chapter 86, and will not authorize the crossing of any private property.

The hearing to receive public comment on this application will be conducted September 14, 1993, 3:00 p.m., Conference Room A-200, Texas Parks and Wildlife Department, 4200 Smith School Road, Austin, at which time all interested persons may appear and be heard. Comments may be mailed to the Department at the listed address, or presented orally or in writing at the hearing.

In addition, any person who can demonstrate a justiciable interest may request a formal contested case hearing pursuant to the Administrative Procedure and Texas Register Act, Article 6252.13a, §18(a). Any person wishing to request such a hearing should submit a written request to Catherine Livingston at the following address. Such a request should include a short statement of the nature of

any objections to the requested permit and a description of the potential adverse impact that may be suffered by the requestor. Requests for formal contested case hearings must be received by the Department no later than 30 days after the date of issuance of this notice as listed below.

Further information concerning any aspect of the application or hearing may be obtained by contacting Catherine Livingston, Environmental Counsel, Legal Services Division, Texas Parks and Wildlife Department, 4200 Smith School Road, Austin, Texas 78744, (512) 444-0160, (512) 444-0274, or Fax (512) 448-4766.

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

TRD-9326950 Catherine Livingston
Legal Services Division
Texas Parks and Wildlife Department

Filed: August 6, 1993

Marl Dredging-Brazos River. Notice of Public Comment Hearing for Permit to Remove Sand, Shell, Gravel, or Marl from the Public Waters of the State of Texas. Revenue Permit Number SR81-014.

Notice is hereby given that Texas Utilities Electric Company, whose address is 400 North Olive Street L.B. 81, Dallas, Texas, 75201, on July 21, 1993, filed an administratively complete renewal application with the Texas Parks and Wildlife Department for a permit to remove up to 600 Cubic yards of marl per year from the Brazos River approximately four and one-half miles southwest of Riesel, McLennan County, Texas starting in front of the Lake Creek Steam Electric Station river pump intake structure and covering tow channels, each approximately 10 feet wide by 280 feet long, adjacent to the properties of Annie Howlett Smith, Pat White, and Joe Reisting Estates.

This permit is requested under the authority granted to the Texas Parks and Wildlife Commission in the Parks and Wildlife Code, Chapter 86, and will not authorize the crossing of any private property.

The hearing to receive public comment on this application will be conducted September 14, 1993, 3:00 p.m., Conference Room A-200, Texas Parks and Wildlife Department, 4200 Smith School Road, Austin, at which time all interested persons may appear and be heard. Comments may be mailed to the Department at the listed address, or presented orally or in writing at the hearing.

In addition, any person who can demonstrate a justiciable interest may request a formal contested case hearing pursuant to the Administrative Procedure and Texas Register Act, Article 6252.13a, §18(a). Any person wishing to request such a hearing should submit a written request to Catherine Livingston at the following address. Such a request should include a short statement of the nature of any objections to the requested permit and a description of the potential adverse impact that may be suffered by the requestor. Requests for formal contested case hearings must be received by the Department no later than 30 days after the date of issuance of this notice as listed below.

Further information concerning any aspect of the application or hearing may be obtained by contacting Catherine Livingston, Environmental Counsel, Legal Services Divi-

sion, Texas Parks and Wildlife Department, 4200 Smith School Road, Austin, Texas 78744, (512) 444-0160, (512) 444-0274, or Fax (512) 448-4766.

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

TRD-9326949 Catherine Livingston
Legal Services Division
Texas Parks and Wildlife Department

Filed: August 6, 1993

Teacher Retirement System of Texas Consultant Contract Award

This consultant contract information is filed in compliance with the notice requirement under Texas Civil Statutes, Article 6252-11c, §2(a)(6) and §6.

The Teacher Retirement System of Texas (TRS) has contracted with a private consultant to assist its legal counsel in connection with valuation and appraisal work for a Chicago office building which secures a mortgage loan held by TRS and another lender.

On July 27, 1993, TRS executed a contract with Clarion Associates, Inc., 75 East Wacker Drive, Suite 1600, Chicago, Illinois 60601 to provide the above services.

The agreed compensation set forth in the contract depends upon the scope of the services to be provided and ranges from \$23,000 to \$35,000 plus reimbursement for reasonable expenses.

The contract beginning date is June 1, 1993, and there is no specific contract ending date, but the work must be performed in a timely manner to accommodate TRS needs. The contract may be terminated by TRS at anytime.

Issued in Austin, Texas, on August 5, 1993.

TRD-9326896 Wayne Blevins
Executive Secretary
Teacher Retirement System of Texas

Filed: August 5, 1993

The Texas A&M University System, Board of Regents

Public Notice

Pursuant to Texas Civil Statutes, Article 6252-17a, §3(a)(23), the following candidate is the finalist for the position of Chancellor of the Texas A&M University System and upon the expiration of 21 days, final action is to be taken by the Board of Regents of The Texas A&M University System: Dr. William H. Mobley.

Issued in College Station, Texas, on August 4, 1993.

TRD-9326800 Vickie Running
Secretary of the Board of Regents
The Texas A&M University System, Board
of Regents

Filed: August 4, 1993

Texas Department of Transportation Notice of Intent

Pursuant to Title 43, Texas Administrative Code, §11.88, concerning Environmental Impact Statements (EIS), the Texas Department of Transportation (TxDOT) is issuing this notice to advise the public that a draft environmental impact statement will be prepared for a proposed highway project (State Highway 99) in Harris County. TxDOT, in cooperation with the Federal Highway Administration (FHWA) and the Grand Parkway Association, will prepare a draft EIS on a proposal to construct Segment E of State Highway 99 in Harris County. The proposed improvements will involve the construction of a limited access freeway between IH 10 and US 290, a distance of approximately 14.7 miles.

This roadway is considered necessary to provide for existing and projected traffic demand, and to provide additional northbound capacity for hurricane evacuation. Ultimate construction will produce a six-lane facility with overpasses at major thoroughfares and direct connection ramps at US 290.

Reasonable alternative routes for Segment E of SH 99 will be evaluated in the draft EIS, including the no action alternative. The build alternatives include the use of new location right-of-way, which will be primarily donated right-of-way. The majority of this corridor crosses relatively undeveloped properties in western Harris County. Impacts caused by the construction and operation of SH 99 will vary according to the alternative alignment utilized.

Letters describing the proposed action and soliciting comments will be sent to appropriate federal, state, and local agencies, and to private organizations and citizens who have previously expressed or are known to have interest in this proposal.

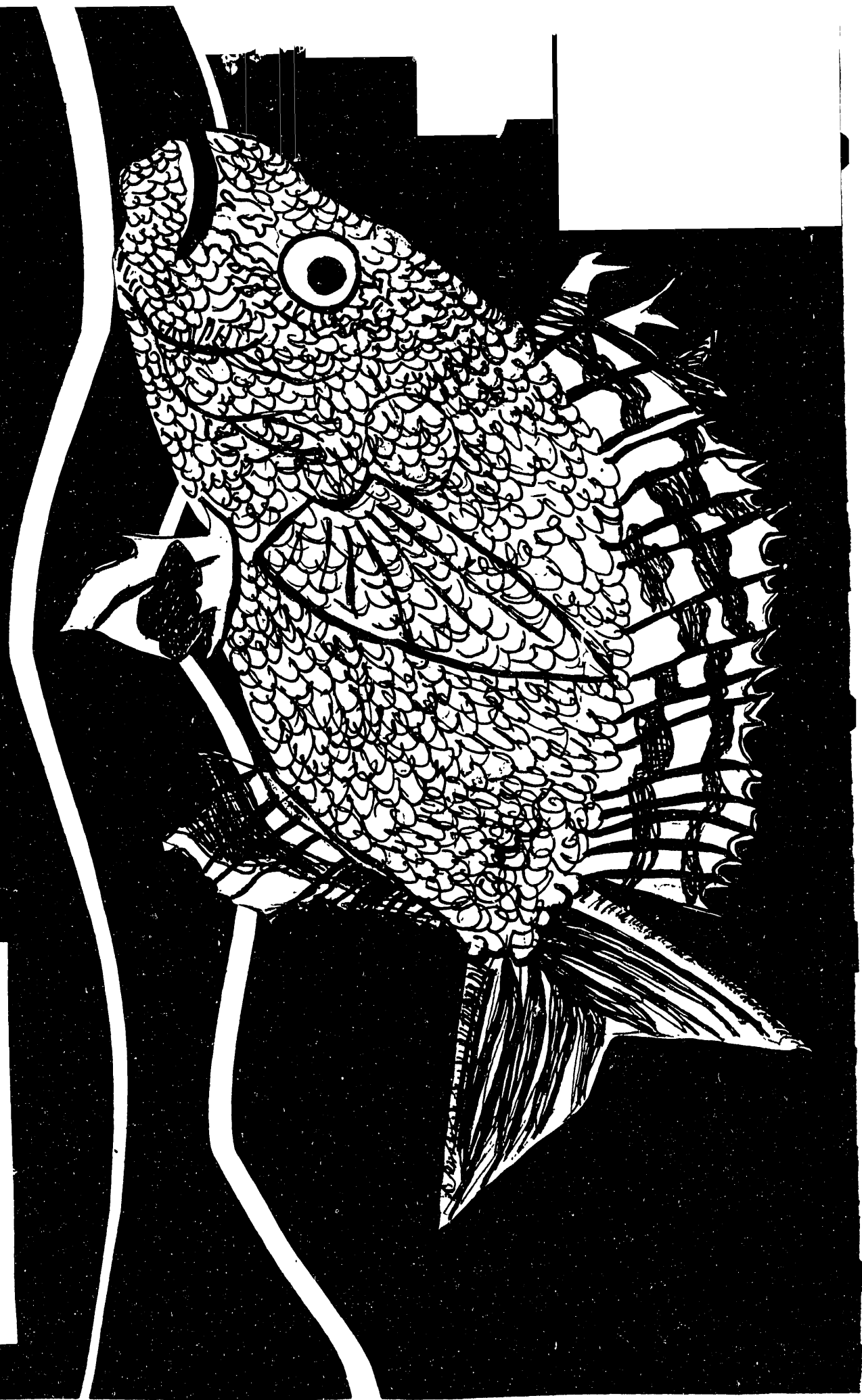
A public scoping meeting will be held to explain the proposal and to provide an opportunity for the public and agencies to help identify significant issues that should be focussed upon in the EIS. A public hearing will be held after the draft EIS is completed. Public notice will be given of the time and place of the scoping meeting and the public hearing. The draft EIS will be available for public and agency review and comment prior to the public hearing.

To insure that the full range of issues related to this proposed action are addressed and all significant issues identified, comments and suggestions are invited from all interested parties. Comments or questions concerning this proposed action, the draft EA, and the EIS should be directed to Kenneth Bohuslav, P.E., Texas Department of Transportation, Division of Highway Design, 125 East 11th Street, Austin, Texas 78701, (512) 416-2606.

Issued in Austin, Texas, on August 2, 1993.

TRD-9326885 Diane L. Northam
Legal Administrative Assistant
Texas Department of Transportation

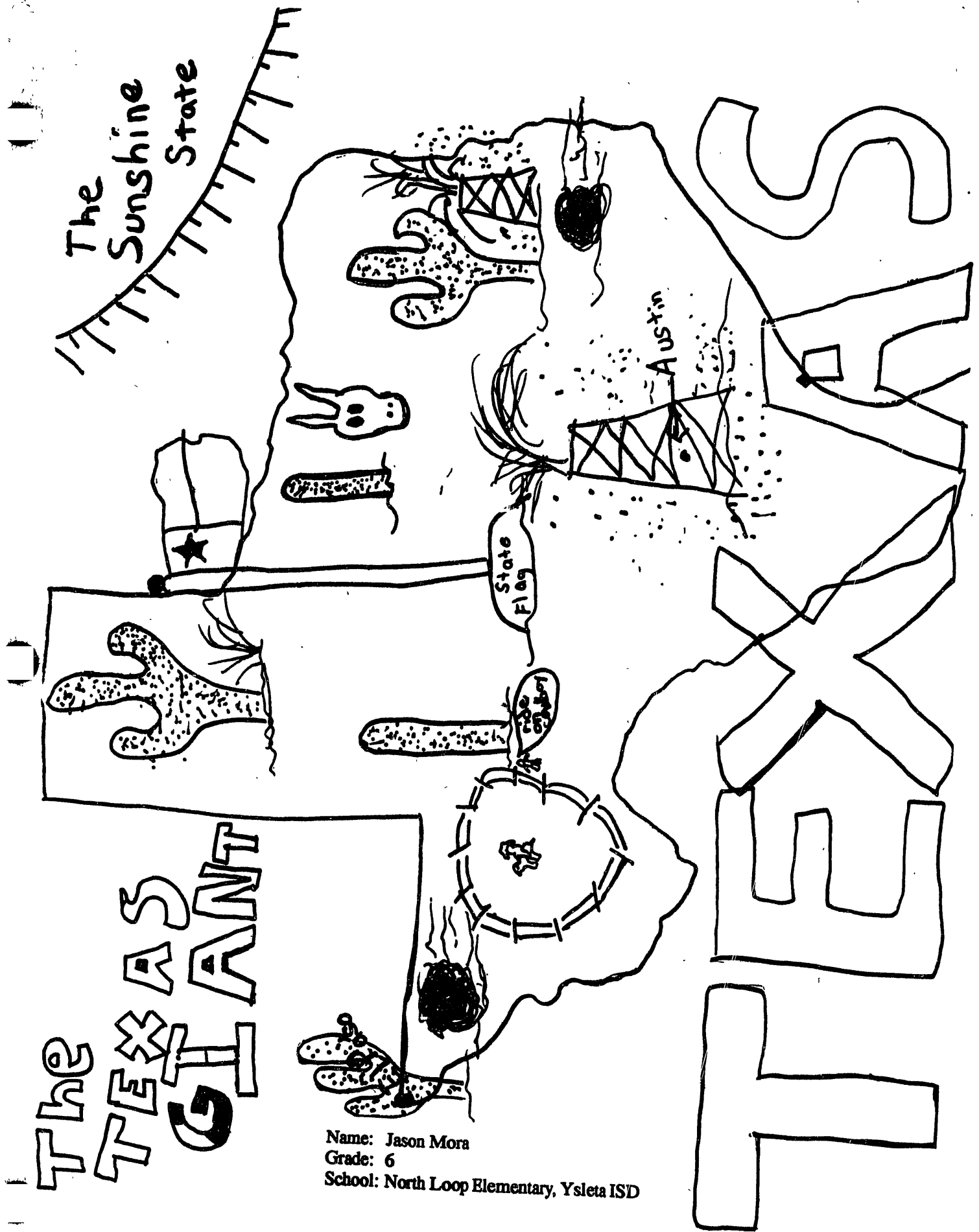
Filed: August 5, 1993



Name: Lilly Torres
Grade: 6
School: Cuellar Middle School, Westlaco ISD

THE
TEXAS
GIANT

The
Sunshine
State



Name: Jason Mora
Grade: 6
School: North Loop Elementary, Ysleta ISD

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 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 preceding 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.
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 INDEX	
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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