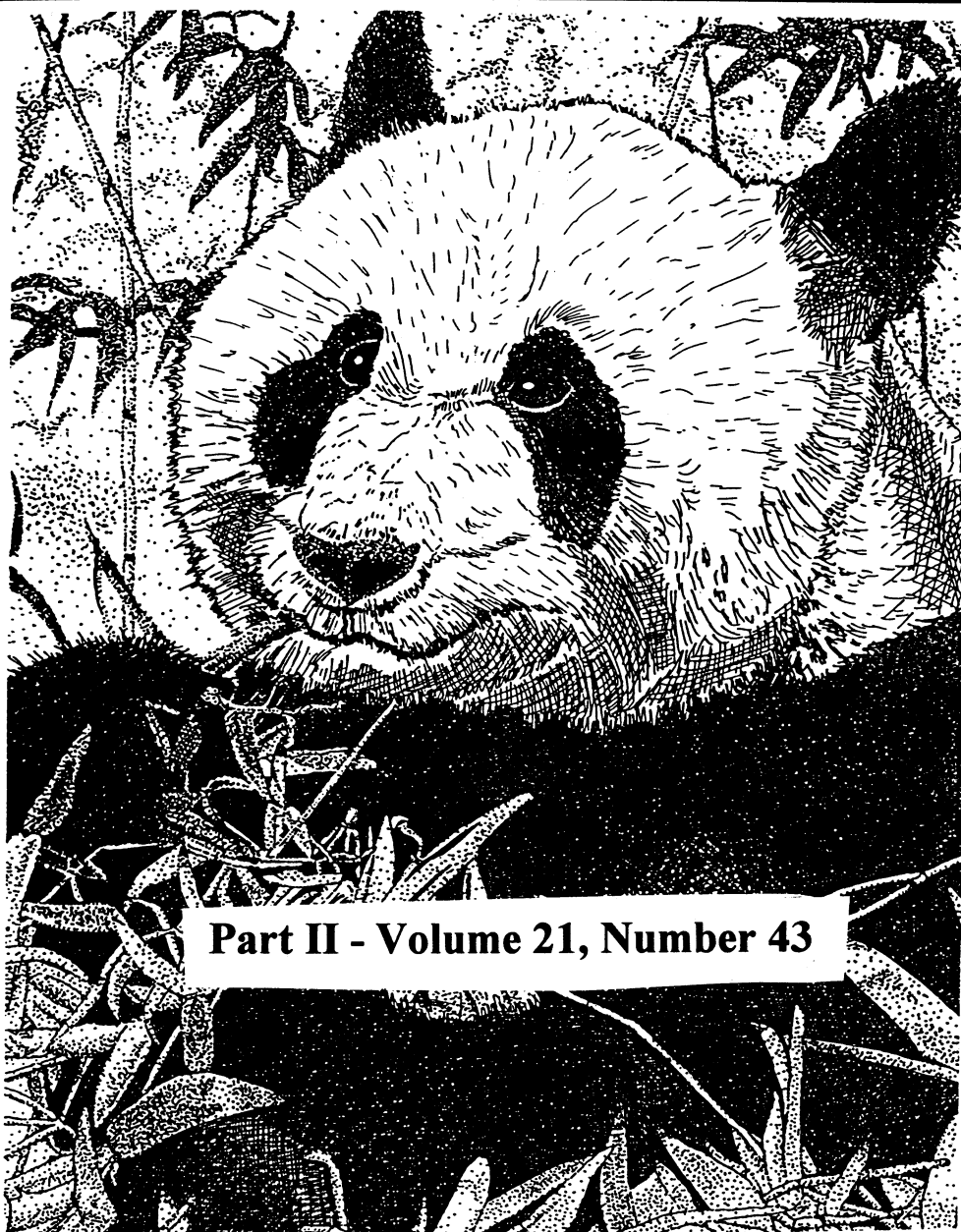


JUN 26 1996

# TEXAS REGISTER

Volume 21 Number 43 June 11, 1996

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Part II - Volume 21, Number 43

***This month's front cover artwork:***

***Artist: Wendy Phan***

*11th grade*

*Clear Creek High School, Clear Creek ISD*

School children's artwork has decorated the blank filler pages of the *Texas Register* since 1987. Teachers throughout the state submit the drawings for students in grades K-12. The drawings dress up the otherwise gray pages of the *Texas Register* and introduce students to this obscure but important facet of state government.

Starting with the February 27, 1996 issue, we will display artwork on the cover of each *Texas Register*. The artwork featured on the front cover is chosen at random.

The artwork is published on what would otherwise be blank pages in the *Texas Register*. These blank pages are caused by the production process used to print the *Texas Register*. The artwork does not add additional pages to each issue and does not increase the cost of the *Texas Register*.

For more information about the student art project, please call (800) 226-7199.

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

Figure 1: 31 TAC §65.72(b)(2)(B)

Species	Daily Bag	Possession	Minimum Length (Inches)	Maximum Length (Inches)
Amberjack, greater.	3		32	No limit
Bass: Largemouth, smallmouth, spotted and Guadalupe bass,	5 (in any combination)			
Largemouth and Smallmouth bass.			14	No limit
Spotted and Guadalupe bass.			12	No limit
Bass, striped, its hybrids, and subspecies.	5 (in any combination)		18	No limit
Bass, white	25		10	No limit
Catfish: channel and blue catfish, their hybrids, and subspecies.	25 (in any combination)		12	No limit
Catfish, flathead.	5		18	No limit
Catfish, gafftopsail.	No limit		14	No limit
Cobia.	2		37	No limit
Crappie: white and black crappie, their hybrids, and subspecies.	25 (in any combination)		10	No limit
Drum, black.	5		14	30
Drum, red.	3*		20	28*
<p>*Special Regulation: During a license year, one red drum over the stated maximum length limit may be retained when affixed with a properly executed Red Drum Tag, a properly executed Exempt Red Drum Tag or with a properly executed Duplicate Exempt Red Drum Tag and one red drum over the stated maximum length limit may be retained when affixed with a properly executed Bonus Red Drum Tag. Any fish retained under authority of a Red Drum Tag, an Exempt Red Drum Tag, a Duplicate Exempt Red Drum Tag, or a Bonus Red Drum Tag may be retained in addition to the daily bag and possession limit as stated in this section.</p>				
Flounder: all species, their hybrids, and subspecies.	10*		14	No limit
<p>*Special Regulation: The daily bag and possession limit for the holder of a valid Commercial Finfish Fisherman's license is 60 flounder, except on board a licensed commercial shrimp boat.</p>				
Jewfish.	0			
Mackerel, king.	2		23	No limit

Species	Daily Bag	Minimum Length (Inches)	Maximum Length (Inches)
Mackerel, Spanish.	7	14	No limit
Marlin, blue.	No limit	114	No limit
Marlin, white.	No limit	81	No limit
Mullet: all species, their hybrids, and subspecies.	No limit	No limit	*
*Special regulation: During the period October through January, no mullet more than 12 inches in length may be taken from public waters or possessed on board a vessel.			
Sailfish.	No limit	76	No limit
Saugeye	3	18	No limit
Seatrout, spotted.	10	15	No limit
Shark: all species, their hybrids, and subspecies.	5 (in any combination)	No limit	No limit
Sheepshead.	5	12	No limit
Snapper, lane.	No limit	8	No limit
Snapper, red.	5	15	No limit
Snapper, vermilion.	No limit	8	No limit
Snook.	1	24	28
Tarpon.	0		Catch and release only*.
*Special Regulation: One tarpon 80 inches in length or larger may be retained during a license year when affixed with a properly executed Tarpon Tag.			
Trout: rainbow and brown trout, their hybrids, and subspecies.	5 (in any combination)	No limit	No limit
Walleye.	5	16	No limit

Figure 2: 31 TAC §65.72(b)(2)(C)(i)

Location (County)	Daily Bag	Minimum Length (Inches)	Special Regulation
Bass: largemouth, smallmouth, spotted and Guadalupe bass, their hybrids, and subspecies.			
Lake Texoma (Cooke and Grayson)	5 (in any combination)	14	
In all waters in the Lost Maples State Natural Area (Bandera)	0	No Limit	Catch and release only.
Lake Toledo Bend (Newton, Sabine and Shelby).	8 (in any combination)	14	Possession Limit is 10.
Bass: largemouth.			
Lakes Brownwood (Brown), Coleman (Coleman), Conroe (Montgomery and Walker), Fort Phantom Hill (Jones), Granbury (Hood), Lost Creek (Jack), Champion Creek (Mitchell), and Ratcliff (Houston).	5	16	
Lakes Fairfield (Freestone), San Augustine City (San Augustine), Ray Roberts (Denton, Cooke, and Grayson), Calaveras (Bexar), O.H. Ivie (Coleman, Concho, and Runnels), Madisonville (Madison), Bright (Williamson), Cooper (Delta and Hopkins), Alan Henry (Garza), Aquilla (Hill), Athens (Henderson), Bellwood (Smith), Casa Blanca (Webb), Old Mount Pleasant City (Titus), Rusk State Park (Cherokee), Welsh (Titus), and Braunig, (Bexar).	5	18	
Nelson Park Lake (Taylor) and Buck Lake (Kimble).	0	No Limit	Catch and release only.



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

Location (County)	Daily Bag	Minimum Length (Inches)	Special Regulation
Bass: smallmouth.			
Lakes O. H. Ivie (Coleman, Concho, and Runnels), Belton (Bell and Coryell), Cisco (Eastland), Greenbelt (Donley), Oak Creek (Coke), Stillhouse Hollow (Bell), White River (Crosby), Whitney (Bosque, Hill and Johnson), and Devil's River (Val Verde) from State Highway 163 bridge crossing near Juno downstream to Dolan Falls.	3	18	
Lake Meredith (Hutchinson, Moore, and Potter).	3	12-15 Inch Slot Limit	It is unlawful to retain smallmouth bass between 12 and 15 inches in length.
Bass: striped, its hybrids, and subspecies.			
Lake Toledo Bend (Newton, Sabine and Shelby).	5 (in any combination)	No Limit	No more than 2 striped bass 30 inches or greater in length may be retained each day.
Lake Texoma (Cooke and Grayson).	10 (in any combination)	No Limit	No more than 2 striped bass 20 inches or greater in length may be retained each day. Striped bass caught and placed on a stringer, in a live well or any other holding device become part of the daily bag limit and may not be released. Possession limit is 10.
Red River (Grayson) from Denison Dam downstream to and including Shawnee Creek (Grayson).	5 (in any combination)	No Limit	Striped bass caught and placed on a stringer, in a live well or any other holding device become part of the daily bag limit and may not be released.

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

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



General Comments: \_\_\_\_\_

CHECK HERE IF NOT QUALIFIED Reason for Disqualification: \_\_\_\_\_

Physician's Name (PRINT): \_\_\_\_\_ Physician's Signature: \_\_\_\_\_

Date of Exam: \_\_\_\_\_ Physician's Phone #: \_\_\_\_\_

**COMPLETE ONLY IF DRIVER FOUND QUALIFIED  
MEDICAL EXAMINER'S CERTIFICATE**

I certify that I have examined:

\_\_\_\_\_

Driver's Name (Print)

In accordance with applicable State and Federal Motor Carrier Safety Regulations 49 CFR 40 and 49 CFR 382 and with the knowledge of his/her duties, I find him/her qualified under these regulations:

- Qualified only when wearing corrective lenses
- Qualified only when wearing a hearing aid
- Qualified only when transporting hearing impaired persons
- Medically unqualified unless accompanied by a waiver

A complete examination form for this person is on file in my office at:

\_\_\_\_\_

Address

\_\_\_\_\_

Date of Exam      Printed Name of Examining Doctor

\_\_\_\_\_

License and State      Signature of Examining Doctor

\_\_\_\_\_

Signature of Driver

\_\_\_\_\_

Address of Driver

**COMPLETE ONLY IF VISION TEST NOT PERFORMED  
BY EXAMINING DOCTOR  
VERIFICATION OF VISION EXAMINATION**

\_\_\_\_\_

Date of Examination

\_\_\_\_\_

Name of Ophthalmologist or Optometrist (Print)

\_\_\_\_\_

Address of Ophthalmologist or Optometrist

\_\_\_\_\_

Signature of Ophthalmologist or Optometrist

<b>Return completed and signed form to:</b>		
_____		
Employing Institution / Company		
_____		
Employer's Address		
City	State	Zip

SEE INSTRUCTIONS ON NEXT PAGE

### PHYSICAL QUALIFICATIONS FOR DRIVERS

A person is physically qualified to drive a motor vehicle if that person---

- (1) Has no loss of a foot, a leg, a hand, or an arm;
  - (2) Has no impairment in the use of a hand, an arm, a foot, a leg or any other structural defect or other limitation which is likely to interfere with his/her ability to control and safely operate a motor vehicle;
  - (3) Has no established medical history or clinical diagnosis of diabetes mellitus currently requiring insulin for control;
  - (4) Has no current clinical diagnosis of myocardial infarction, angina pectoris, coronary insufficiency, thrombosis, or any other cardiovascular disease of a variety known to be accompanied by syncope, dyspnea, collapse, or congestive cardiac failure;
  - (5) Has no established medical history or clinical diagnosis of a respiratory dysfunction likely to interfere with his/her ability to drive a motor vehicle safely ;
  - (6) Has no current clinical diagnosis of high blood pressure likely to interfere with his/her ability to operate a motor vehicle safely;
  - (7) Has no established medical history or clinical diagnosis of rheumatic, arthritic, orthopedic, muscular, neuromuscular or vascular disease which interferes with his/her ability to control and operate a motor vehicle safely;
  - (8) Has no established medical history or clinical diagnosis of epilepsy or any other condition which is likely to cause loss of consciousness or any loss of ability to control a motor vehicle;
  - (9) Has no mental, nervous, organic, or functional disease or psychiatric disorder likely to interfere with his/her ability to safely operate a motor vehicle safely;
  - (10) Has distant visual acuity of at least 20/40 (Snellen) in each eye without corrective lenses or visual acuity separately corrected to 20/40 (Snellen) or better with corrective lenses, distant binocular acuity of at least 20/40 (Snellen) in both eyes with or without corrective lenses, field of vision of at least 70° in the horizontal meridian in each eye and the ability to recognize the colors of traffic signals and devices showing standard red, green, and amber;
  - (11) First perceives a forced whispered voice in the better ear at not less than 5 feet with or without the use of hearing aid or, if tested by use of an audiometric device, does not have an average hearing loss in the better ear greater than 40 decibels at 500 Hz, 1,000 Hz, and 2,000 Hz with or without a hearing aid when the audiometric device is calibrated to American National Standard (formerly ASA Standard) Z24.5-1951. (This requirement does not apply to an otherwise qualified person with a hearing disability to be employed as a bus driver for vehicles used to transport hearing impaired students or persons.);
  - (12) Does not use a drug or other substance identified in the Drug Enforcement Administration's Schedule 1--Controlled Substances, an amphetamine, narcotic, or any other habit-forming drug; and
  - (13) Has no current clinical diagnosis of alcoholism.
- Drivers subject to 49 CFR Part 40 and Texas Motor Carrier Safety Reg. Part 382 shall be tested in compliance with the requirements of that part.

### INSTRUCTIONS FOR PERFORMING AND RECORDING PHYSICAL EXAMINATIONS

The examining physician should review these instructions before performing the physical examination. Answer each question yes or no where appropriate.

The examining physician should be aware of the rigorous physical demands and mental and emotional responsibilities placed on the driver of a commercial motor vehicle. In the interest of public safety, the examining physician is required to certify that the driver does not have any physical, mental or organic defect of such a nature as to affect the driver's ability to safely operate a commercial motor vehicle.

The medical examination shall be performed by a doctor of medicine or osteopathy currently licensed to practice medicine by the Texas Board of Medical Examiners or the correlating state authority designated by statute to license, regulate, and discipline physicians in another state of the United States. A licensed ophthalmologist or optometrist may perform only that portion of examinations pertaining to visual acuity, field of vision and ability to recognize colors.

The physician must date and sign his/her findings upon completion of the examination and furnish the original to the motor carrier employer.

**General information.** The purpose of this medical examination is to detect the presence of physical, mental or organic defects of such a character and extent as to affect the applicant's ability to operate a motor vehicle safely. The examination should be made carefully and at least as completely as indicated on the attached form. History of certain defects may be cause for rejection, or indicate the need for making certain laboratory tests, or a further and more stringent examination. Defects may be recorded which do not, because of their character or degree, indicate that certification of physical fitness should be denied. However, these defects should be discussed with the applicant and he/she should be advised to take the necessary steps to ensure correction, particularly of those which if neglected, might lead to a condition likely to affect his/her ability to drive safely.

**General appearance and development.** Note marked overweight. Note any posture defect, perceptible limp, tremor, or other defects that might be caused by alcoholism, thyroid intoxication, or other illness. Both State and Federal Motor Carrier Safety Regulations provide that no driver shall use a narcotic or other habit-forming drug.

**Head-eyes.** When other than the Snellen chart is used, the results of such test must be expressed in values comparable to the standard Snellen test. If the applicant wears corrective lenses, these should be worn while the applicant's visual acuity is being tested. If appropriate, indicate on the *Medical Examiner's Certificate* by checking the box, "Qualified only when wearing corrective lenses." In testing distance vision use 20 feet as normal. Record all vision as a fraction with 20 feet as the numerator and the smallest type read at 20 feet as the denominator. Note ptosis, discharge, visual fields, ocular muscle imbalance, color blindness, corneal scar, exophthalmos, or strabismus, uncorrected by corrective lenses. Monocular drivers are not qualified to operate commercial motor vehicles under existing State

of Texas Motor Carrier Safety Regulations, unless granted a waiver.

If the driver habitually wears contact lenses or intends to do so while driving, there should be sufficient evidence to indicate that he/she has good tolerance and is well adapted to their use. The use of contact lenses should be noted on the record.

**Ears.** Note evidence of mastoid or middle ear disease, discharge, symptoms of aural vertigo, or Meniere's Syndrome. When recording hearing, record distance from patient at which a forced whispered voice can first be heard. If audiometer is used to test hearing, record decibel loss at 500 Hz, 1,000 Hz, and 2,000 Hz.

**Throat.** Note evidence of disease, irremediable deformities of the throat likely to interfere with eating or breathing, or any laryngeal condition which could interfere with the safe operation of a motor vehicle.

**Thorax-heart.** Stethoscopic examination is required. Note murmurs and arrhythmias and any past or present history of cardiovascular disease of a variety known to be accompanied by syncope, dyspnea, collapse, enlarged heart, or congestive heart failures. Electrocardiogram is required when findings so indicate.

**Blood pressure.** Record with either a spring or mercury column type of sphygomomanometer. If the blood pressure is consistently above 160/90 mm. Hg., further tests may be necessary to determine whether the driver is qualified to operate a motor vehicle.

**Lungs.** If any lung disease is detected, state whether active or arrested. If arrested, give your opinion as to how long it has been quiescent.

**Gastrointestinal system.** Note any diseases.

**Abdomen.** Note wounds, injuries, scars, or weakness of muscles of abdominal walls sufficient to interfere with normal function. Any hernia should be noted if present. State how long and if adequately contained by a truss.

**Abnormal masses.** If present, note location, if tender, and whether or not the applicant knows how long they have been present. If the diagnosis suggests that the condition might interfere with the control and safe operation of a motor vehicle, more stringent tests must be made before the applicant can be certified.

**Tenderness.** When noted, state where most pronounced and the suspected cause. If the diagnosis suggests that the condition might interfere with the control and safe operation of a motor vehicle, more stringent tests must be made before the applicant can be certified.

**Genito-urinary.** Urinalysis is required. Acute infections of the genito-urinary tract, as defined by local and State public health laws, indications from urinalysis of uncontrolled diabetes, symptomatic albumin-urea in the urine or other findings indicative of health conditions likely to interfere with the control and safe operation of a motor vehicle, will disqualify an applicant. An examination for scars and urethral discharge is required only when findings so indicate.

**Neurological.** If positive Rhomberg is reported, indicate degrees of impairment. Pupillary reflexes should be reported for both light and accommodation. Knee jerks are to be reported absent only when not obtainable upon reinforcement and as increased when the foot is actually lifted from the floor following a light blow on the patella, sensory vibratory and positional abnormalities should be noted.

**Extremities.** Carefully examine upper and lower extremities. Record the loss or impairment of a leg, foot, toe, arm, hand, or fingers. Note any and all deformities, the presence of atrophy, semiparalysis or paralysis, or varicose veins. If a hand or finger deformity exists, determine whether sufficient grasp is present to enable the driver to secure and maintain a grip on the steering wheel. If a leg deformity exists, determine whether sufficient mobility and strength exist to enable the driver to operate pedals properly. Particular attention should be given to and a record should be made of any impairment or structural defect which may interfere with the driver's ability to operate a motor vehicle safely.

**Spine.** Note deformities, limitation of motion, or any history of pain, injuries, or diseases, past or presently experienced in the cervical or lumbar spine region. If findings so dictate, radiological and other examinations should be used to diagnose congenital or acquired defects; or spondylolisthesis and scoliosis.

**Recto-genital studies.** Diseases or conditions causing discomfort should be evaluated carefully to determine the extent to which the condition might be handicapping while lifting, pulling, or during periods of prolonged driving that might be necessary as part of the driver's duties.

**Laboratory and other special findings.** Urinalysis is required, as well as such other tests as the medical history findings upon physical examination may indicate are necessary. A serological test is required if the applicant has a history of luetic infection or present physical findings indicate the possibility of latent syphilis. Other tests as deemed advisable may be ordered by the examining physician.

**Diabetes.** If insulin is necessary to control a diabetic condition, the driver is not qualified to operate a motor vehicle. If mild diabetes is noted at the time of examination and it is stabilized by use of a hypoglycemic drug and diet that can be obtained while the driver is on duty, it should not be considered disqualifying. However, the driver must remain under adequate medical supervision.

**Controlled Substances Testing** If a test for controlled substances is performed as part of the medical examination, the physician is to check the box next to the statement, "Controlled substances test performed." If a controlled substances test is performed under the requirements of 49 CFR Part 40 and 49 CFR Part 382, then the physician must also check the box next to the statement, "in accordance with 49 CFR Part 40 and 49 CFR Part 382" and must obtain information that the result of such test were negative prior to certifying that the driver is otherwise medically qualified. If a controlled substance test is performed but not in accordance with 49 CFR Part 40 and 49 CFR Part 382, the physician must also check the box next to the statement, "not in accordance with 49 CFR Part 40 and 49 CFR Part 382" and ensure that the results of the test were negative prior to certifying that the driver is otherwise medically qualified.



## TEXAS DEPARTMENT OF PUBLIC SAFETY

### Request for Special Consideration of Medical Disqualification as a School Bus Driver

**Authority for Data Collection:** Vernon's Texas Civil Statutes, Article 6687b § 5(a) (recodified as Texas Transportation Code Annotated § 521.022 (Vernon 1996); Title 37, Texas Administrative Code, Section 14.13.

**Planned Use of Data:** Application for waiver of medical disqualification to operate a school bus for the current school year.

**Instructions:** Please read carefully and follow all directions given below for requesting special consideration for a waiver of medical disqualification for driving a school bus. For assistance, please contact the School Transportation Unit at (512) 424-5732.

In determining a driver's ability to safely operate a school bus, primary concern must always be given to the safety and welfare of the children being served. In addition to properly performing the driving task, a school bus driver must be physically and mentally able to effectively control his or her passengers and deal appropriately with any emergency or other situation that may arise.

The Texas Department of Public Safety form entitled "**Medical Examination Report for School Bus Drivers**" lists those physical and mental conditions for which the examining physician is directed to disqualify an applicant. Any applicant so disqualified may request special consideration from the Director of the Texas Department of Public Safety, or designee, for a waiver of the medical disqualification, and a copy of this completed form **must** accompany any such request.

The Texas Medical Advisory Board (Texas Department of Health) form entitled "**Release Authorization for School Bus Drivers**", properly completed and signed by both the applicant and the examining physician, **must** also accompany each request for special consideration (**see form on the reverse side of this sheet and duplicate as needed**).

In requesting special consideration, the applicant **must** submit in writing to the Director or designee clear and convincing evidence supporting that his or her functions are not impaired to such an extent as to reduce the applicant's physical and mental capabilities to safely operate a school bus or endanger the safety and welfare of school children. The Director or designee may require that the applicant submit additional supporting evidence or other related information.

The Director or designee shall forward the request for special consideration, along with all supporting evidence/documentation submitted by the applicant, to the Texas Medical Advisory Board for official review and recommendation/opinion.

Following receipt of the Texas Medical Advisory Board's recommendation, the Director or designee shall consider the findings and may grant or deny the applicant's request for special consideration. In no event will the Director or designee grant a request for special consideration in the absence of a report or statement from a qualified physician (licensed doctor of medicine or osteopathy) indicating that the applicant is clearly able to adequately perform the functions required of a school bus driver. \*A period of two to three weeks should be allowed for processing each request for special consideration.

## TEXAS MEDICAL ADVISORY BOARD

### Release Authorization for School Bus Drivers

(for use when requesting review)

TO SCHOOL BUS DRIVER APPLICANT:

I hereby authorize Dr. \_\_\_\_\_ to give any examination he/she deems necessary for the purpose of determining my fitness to operate a school bus for the transportation of school pupils. I also authorize any other physicians who have attended me, or any hospital or clinic in which I may have been treated, to give the Texas Department of Health any information they may request concerning my condition.

I understand that this authorization includes permission for the Texas Department of Health to have this information reviewed by the Medical Advisory Board for the purpose of giving a medical opinion on my physical and/or mental capabilities to safely operate a school bus.

I also understand that I am to pay any professional fees or charges connected with this examination.

<b>NOTE: Physicians signature is required as acknowledgement that he/she has completed medical examination report</b>	_____	Printed Name of Applicant	
	_____	Mailing Address	
	_____	City State Zip Code	
	_____	(Area Code) Daytime Phone Number	
	_____	Name of Employing School District	
	_____	Signature of Applicant	
_____	Printed Name of Physician	_____	Date
_____	Signature of Physician	_____	
_____	State Board Number Specialty	_____	

**IMPORTANT !** Please send the completed original of this authorization form and the Texas Department of Public Safety form entitled "Medical Examination Report for School Bus Drivers" together with any supporting evidence/information to:

Texas Department of Public Safety  
School Bus Transportation - DL & CS  
PO Box 4087  
Austin, Texas 78773-0001

### SCHOOL BUS DRIVERS' DRIVING RECORD EVALUATION

The provisions of Vernon's Civil Statutes, Article 6687b, Section 5(a), recodified as the Texas Transportation Code Annotated § 521.022 (Vernon's 1996) and the Texas Education Code Annotated § 34.007 (Vernon's 1996) require that a driver record check be made with the Texas Department of Public Safety (DPS) on all school bus drivers prior to employment. Their driving records must be acceptable according to standards developed by the DPS. In accordance with this statutory responsibility, the following standards have been established by the Texas Department of Public Safety rule (Title 37, Texas Administrative Code, § 14.14) as *minimum* requirements to be met by each person seeking to be employed or to remain employed as a school bus driver to drive any motor vehicle while in use as a school bus for the transportation of pupils:

The driver's license record of each school bus driver shall be evaluated *at least annually*, with penalty points assessed for those entries which appear in the accompanying tables traffic law violations and accident involvements. Any person who has accumulated ten (10) or more penalty points shall be considered ineligible to transport pupils until such time as he/she may become qualified.

An applicant for employment as a commercial motor vehicle driver must disclose to the employer any violations of motor vehicle laws or ordinances (other than violations involving only parking) of which the applicant was convicted or forfeited bond or collateral during the three (3) years preceding the date the application is submitted and any serious traffic violations of which the applicant was convicted during the ten (10) years preceding the date the application is submitted, as well as any suspension, revocation, or cancellation of any driving privilege that resulted from the conviction. For verification purposes, it is strongly recommended that driving records be secured for *all new* applicants that have held an out-of-state drivers license within the past seven (7) years. These records should include all convictions which would result in mandatory suspension of a driver's license in Texas (see Table IV and V for a complete listing of entries).

In determining a person's eligibility to drive a school bus, the following standards shall apply in assessing penalty points for convictions of traffic law violations and accident involvements appearing on his/her current driving record:

Convictions for violations included in Table I shall be assessed one (1) penalty point for each occurrence if the date of the violation is within three (3) years of the date of the driving record evaluation.

Accident involvements included in Table II shall be assessed two (2) penalty points if the date of occurrence is within three (3) years of the date of the driving record evaluation. Persons disqualified because of penalty points assessed for accident involvement shall be notified of their right to a review (see Table II for review procedure).

Convictions for violations included in Table III shall be assessed three (3) penalty points for each occurrence if the date of the violation is within three (3) years of the date of the driving record evaluation.

Convictions for violations included in Table IV shall be assessed ten (10) penalty points for each occurrence if the date of the violation is within seven (7) years of the date of the driving record evaluation.

Convictions for violations included in Table V shall be assessed ten (10) penalty points for each occurrence if the date of the violation is within five (5) years of the date of the driving record evaluation.

The assessment of penalty points is not required for any entry which does not appear in the alphabetized table listings. However, any entry which is deemed comparable to one appearing in these tables should be assessed an equivalent number of penalty points.

*For assistance in determining driver eligibility, please contact the Texas Department of Public Safety  
School Transportation Unit at (512) 424-5732.*

Rev-1996

**TABLE I**  
**SCHOOL BUS DRIVERS' DRIVING RECORD EVALUATION**  
**One (1) Point Assessments**

BRAKES NOT ON ALL WHEELS WHEN REQUIRED	NO PARKING LAMPS
CARRY PASSENGER WITHOUT HELMET	NO REFLECTORS WHEN REQUIRED
CLEARANCE LAMPS IMPROPERLY MOUNTED	NO STOP LAMPS
CLEARANCE LIGHTS NOT VISIBLE SUFF DIST	NO TAIL LAMPS
xzDEFECTIVE BRAKES	NO TURN SIGNAL LAMPS-WHEN REQUIRED
* DEFECTIVE EQUIP/INABILITY TO CTRL VEH	NO WHITE FLAG ON TOW CHAIN
* DEFECTIVE EQUIPMENT CONDITION	NO WINDSHIELD WIPER OR CABLE
DEFECTIVE HEAD LAMPS	NONE OR DEFECTIVE PARKING BRAKES
DEFECTIVE PARKING LAMPS	*OPERATING WITH DEFECTIVE BRAKES
DEFECTIVE SAFETY GLAZING MATERIAL	*OPERATING WITH DEFECTIVE EXHAUST SYSTEM
DEFECTIVE STOP LAMPS	*OPERATING WITH DEFECTIVE HEADLIGHTS
DEFECTIVE TAIL LAMPS	*OPERATING WITH DEFECTIVE TIRES
DEFECTIVE TURN SIGNAL LAMPS	PULL MORE THAN ONE TRAILER OR VEHICLE
DEFECTIVE WINDSHIELD WIPER	RED LIGHT ON FRONT
DRIVING SAFETY COURSE SEC 143 (A) (1)	REFLECTORS IMPROPERLY MOUNTED
DRIVING SAFETY COURSE SEC 143 (A) (2)	REFLECTORS NOT VISIBLE SUFF DISTANCE
HAZARD MATERIAL PLACARD VIOLATION	SIDE MARKER LAMPS NOT VISIBLE SUFF DIST
HEAD LAMPS GLARING, NOT ADJUSTED	SLOW MOVING VEHICLE EMBLEM VIOLATION
ID LAMPS NOT VISIBLE SUFF DIST	TAIL LAMP IMPROPERLY LOCATED
IMPROPER FLASHING LIGHTS	TELEVISION IMPROPERLY LOCATED IN VEHICLE
IMPROPER USE OF BACKUP LAMP	TOO MANY AUXILIARY DRIVING LAMPS
IMPROPERLY DIRECTED LAMPS	TOO MANY AUXILLIARY PASSING LAMPS
MIRROR VIOLATION	TOO MANY FOG LAMPS
MORE THAN 4 DRIVING LAMPS LIGHTED	TOO MANY SPOT LAMPS
MUFFLER VIOLATION	UNAUTHORIZED GLASS COATING MATERIAL
MVI INSPECTION VIOLATION	UNAUTHORIZED USE OF SIREN, BELL, WHISTEL
NO AUTO BRAKE APPL ON BREAKAWAY TRAILERS	WARNING DEVICES NOT INSTALLED OR DEFECT
NO BEAM INDICATOR	WRONG COLOR BACKUP LIGHT
NO CLEARANCE LAMPS	WRONG COLOR CLEARANCE LIGHTS
NO FIRE EXTINGUISHER	WRONG COLOR ID LAMP
NO FRONT SEAT BELTS WHEN REQUIRED	WRONG COLOR LICENSE PLATE LIGHT
NO HEAD LAMPS-WHEN NOT EQUIPPED	WRONG COLOR REFLECTORS
NO LICENSE PLATE LIGHT	WRONG COLOR SIDE MARKER
NO MOTORCYCLE ENDORSEMENT	WRONG COLOR SIGNAL DEVICE
NO MUDFLAPS OR IMPROPER MUDFLAPS	WRONG COLOR STOPLIGHT
NO MULTIPLE-BEAM ROADLIGHTING EQUIPMENT	

\* ANSI out of state violation

**TABLE II**  
**SCHOOL BUS DRIVERS' DRIVING RECORD EVALUATION**  
**Two (2) Point Assessments**

- \* ACC-CONDITION
- \* ACC-NO INDICATION OF FAULT
- \* ACC-VIOL MV LAW NO DAMAGE PERSON/PROP
- \* ACC-VIOL MV LAW RESULT IN BODILY INJURY
- \* ACC-VIOL MV LAW RESULT IN PROP DAMAGE
- ACCIDENT
- ACCIDENT FATAL
- ACCIDENT INCAPACITATING INJURY
- ACCIDENT NON-INCAPACITATING INJURY
- ACCIDENT NON-INJURY
- ACCIDENT POSSIBLE INJURY
- \* FATALITY CONDITION
- \* VIOL MV LAW RESULT IN DEATH OF ANOTHER

- \* ANSI out of state violations

**REVIEW PROCEDURE**  
**FOR**  
**DISQUALIFICATION APPEAL**

Two (2) points should automatically be assessed for an accident involvement occurring within three (3) years of the date of the driver record evaluation which appears on the driver history record. Applicants disqualified on the basis of penalty points assessed for accident involvements appearing on their driving record may request a review by the person(s) designated by the employer to determine if they were a cause of the accident(s). The applicant must identify the specific accident involvement(s) to be reviewed. Request a copy of the accident report(s) on the approved form, **'Request for Copy of Peace Officer's Accident Report' (ST-90)**. Mail the form to the Accident Records Division, Texas Department of Public Safety at the address listed on the form. The requested reports will be provided on a priority basis without charge.

The designated person(s) shall review information pertinent to the accident(s), which should include the **'Texas Peace Officer's Accident Report' (ST-3)**. In examining this report, consideration of such items as Charges Filed, Investigator's Narrative of What Happened, Diagram, and Factors/Conditions Contributing to the Accident should assist in making a determination as to whether or not the assessment of penalty points is appropriate.

If the designated person(s) reviews the accident report and any other pertinent information and determines that the applicant was not a cause of the accident(s), no penalty points should be assessed. If the designated person(s) determines that the applicant was a cause of the accident(s), two (2) penalty points shall be assessed for each accident.

**TABLE III**  
**SCHOOL BUS DRIVERS' DRIVING RECORD EVALUATION**  
**Three (3) Point Assessments**

BUS FAILED TO STOP AT RR CROSSING  
 BUS SHIFTING GEARS WHILE CROSS RR TRACKS  
 CARELESS DRIVING  
 CHANGED LANE WHEN UNSAFE  
 CHILD (4-14) NOT SECURED BY SEAT BELT  
 \* COAST/OPERATE WITH GEARS DISENGAGED  
 COASTING  
 CONSUME ALCOHOL WHILE DRIVING  
 \* CONTEST RACING ON PUBLIC TRAFFICWAY  
 CROSS RR WITH HEAVY EQUIP WITHOUT  
 NOTICE  
 CROSS RR WITH HEAVY EQUIP W/O  
 STOP/SAFETY  
 CROSSING PHYSICAL BARRIER  
 CUT ACROSS DRIVEWAY TO MAKE TURN  
 CUT CORNER LEFT TURN  
 CUT IN AFTER PASSING  
 DEPT SUSP B/BTR  
 DEPT SUSP-B/BTR-UNDER 21  
 DID NOT USE DESIGNATED LANE OR  
 DIRECTION  
 DISREGARD POLICE OFFICER  
 DISREGARDED FLASHING RED SIGNAL  
 DISREGARDED FLASHING YELLOW SIGNAL  
 DISREGARDED LANE CONTROL SIGNAL  
 DISREGARDED NO LANE CHANGE SIGN  
 DISREGARDED NO PASSING ZONE  
 DISREGARDED RR CROSSING GATE OR  
 FLAGMAN  
 DISREGARDED SIGNAL AT RR CROSSING  
 DISREGARDED TRAFFIC CONTROL DEVICE  
 DISREGARDED TURN MARKS AT  
 INTERSECTION  
 DISREGARDED WARNING SIGN AT  
 CONSTRUCTION  
 DRAWBAR OVER 15 FEET  
 \* DRIVE WRONG DIRECTION/ROTARY  
 INTERSECTION  
 DRIVER OPENED DOOR IN MOVING TRAFFIC  
 \* DRIVING ON SHOULDER/DITCH/SIDEWALK  
 \* DRIVING ON WRONG SIDE OF ROAD  
 \* DRIVING TOO FAST FOR CONDITIONS  
 \* DRIVING WRONG WAY ON ONE-WAY STREET  
 DROVE CENTER LANE-NOT PASS OR LEFT TURN  
 DROVE ON SIDEWALK  
 DROVE ON STREETCAR TRACKS WHERE PROHIB  
 DROVE ON WRONG SIDE-DIVIDED HIGHWAY  
 DROVE ONTO CONTROLLED ACCESS HWY  
 WHERE P  
 DROVE THROUGH SAFETY ZONE  
 DROVE TO LEFT OF ROTARY TRAFFIC ISLAND  
 DROVE WITHOUT LIGHTS WHEN REQUIRED  
 DROVE WRONG WAY IN DESIGNATED LANE  
 DROVE WRONG WAY ON ONE-WAY ROADWAY  
 DWLS/SR  
 \* ENDANGER PERSONS/PROP WHILE OPERATE  
 MV  
 ENDORSEMENT VIOLATION-CMV  
 \* EQUIPMENT MISUSE CONDITION

\* EQUIPMENT REGULATION CONDITION  
 \* EVADE ARREST BY EXTINGUISHING LIGHTS  
 \* EVADE ARREST BY FLEEING THE SCENE  
 EXCESSIVE ACCELERATION  
 \* EXCESSIVE SPEEDING-15 MPH OR OVER-CMV  
 FAIL COMPLY REQ STRIKING UNATTENDED VEH  
 FAIL COMPLY STRIKING FIXTURES ON HIGHWAY  
 FAIL STOP PROPER PLACE-FLASH RED SIGNAL  
 \* FAIL TO CANCEL SIGNAL AFTER MANEUVER  
 MADE  
 FAIL TO CONTROL SPEED  
 \* FAIL TO FOLLOW INSTRUCTIONS OF POLICE  
 \* FAIL TO OBEY TRAFFIC SIGN/CNTRL DEVICE  
 \* FAIL TO OBSERVE SAFETY ZONE  
 \* FAIL TO OBSERVE WARNINGS ON VEHICLE  
 \* FAIL TO SIGNAL DIRECTION/REDUCE SPEED  
 FAIL TO STOP FROM ALLEY, DRIVEWAY OR BLDG  
 FAIL TO STOP PROPER PLACE-NOT INTERSECT  
 FAIL TO STOP PROPER PLACE-TRAFFIC LIGHT  
 FAIL TO STOP-DESIGNATED POINT-YIELD SIGN  
 \* FAIL TO USE CARE/CAUTION OPERATING A MV  
 FAILED TO DIM HEADLIGHTS-FOLLOWING  
 FAILED TO DIM HEADLIGHTS-MEETING  
 FAILED TO DRIVE IN SINGLE LANE  
 FAILED TO GIVE ONE-HALF OF ROADWAY  
 FAILED TO GIVE WAY WHEN OVERTAKEN  
 FAILED TO KEEP TO RIGHT OF MOUNTAIN ROAD  
 FAILED TO PASS MET VEHICLE TO RIGHT  
 FAILED TO SIGNAL DISTANCE BEFORE TURN  
 FAILED TO SIGNAL TURN  
 FAILED TO SIGNAL-FOR STOP  
 FAILED TO SOUND HORN-MOUNTAIN ROAD  
 FAILED TO STOP AT MARKED RR CROSSING  
 FAILED TO STOP FOR APPROACHING TRAIN  
 FAILED TO STOP FOR SCHOOL BUS  
 FAILED TO STOP FOR STREETCAR  
 FAILED TO USE DUE CARE FOR PEDESTRIANS  
 FAILED TO USE PROPER HEADLIGHT BEAM  
 FAILED TO YIELD AT STOP INTERSECTION  
 FAILED TO YIELD AT YIELD INTERSECTION  
 FAILED TO YIELD RIGHT OF WAY

FAILED TO YIELD ROW AT OPEN INTERSECTION  
 FAILED TO YIELD TURN RIGHT ON RED SIGNAL  
 FAILED TO YIELD WHEN CHANGING LANES  
 \* FAILURE TO DIM LIGHTS AS REQUIRED  
 \* FAILURE TO KEEP IN PROPER LANE  
 \* FAILURE TO SIGNAL INTENTION TO PASS  
 \* FAILURE TO YIELD TO OVERTAKING VEHICLE  
 \* FELONY CONDITION  
 FLEEING FROM POLICE OFFICER  
 \* FOLLOWING EMERGENCY VEHICLE  
   UNLAWFULLY  
 \* FOLLOWING TOO CLOSELY  
 \* FOLLOWING TOO CLOSELY-CMV  
 \* FSRA/ACCIDENT RESULT PROPERTY DAMAGE  
   ONLY  
 \* FTY TO SCHOOL BUS  
 \* FTYROW EMERGENCY/OTHER AUTHORIZED  
   VEHICLE  
 \* FTYROW PED/ANIMAL RIDER/ANIMAL  
   DRAWN VEH  
 \* FTYROW REQUIRED AT UNSIGNED  
   INTERSECTION  
 \* FTYROW YIELD/STOP/ENTER FROM PVT  
   DRIVE  
 FYROW FOR BLIND OR INCAPACITATED  
   PERSON  
 FYROW LEAVING PRIVATE DRIVE, ALLEY, ETC  
 FYROW-ON GREEN SIGNAL  
 FYROW ON LEFT AT OBSTRUCTION  
 FYROW TO EMERGENCY VEHICLE  
 FYROW TO PED IN CROSSWALK--NO SIGNALS  
 FYROW TO PED ON SIDEWALK  
 FYROW TO PEDESTRIAN AT SIGNAL INTERSECT  
 FYROW-TURN LEFT  
 \* GIVE WRONG SIGNAL  
 HEAVY EQUIP DISREGARDED SIGNAL OF TRAIN  
 \* HIT AND RUN CONDITION  
 ILLEGAL BACKING  
 ILLEGAL LOAD EXTENSION  
 ILLEGAL PASS ON RIGHT  
 ILLEGALLY PASSED STREETCAR  
 IMPEDING TRAFFIC  
 \* IMPROPER BACKING  
 \* IMPROPER ENTRANCE TO/EXIT FROM  
   TRAFFICWAY  
 \* IMPROPER FOLLOW CONDITION  
 \* IMPROPER LANE CHANGES-CMV  
 \* IMPROPER LANE CHANGING  
 \* IMPROPER LANE CONDITION  
 IMPROPER LOOKOUT  
 IMPROPER PASSING

IMPROPER START FROM A PARKED POSITION  
 IMPROPER TURN  
 IMPROPER TURN OR STOP SIGNAL  
 IMPROPER USE OF AUXILIARY DRIVING LAMPS  
 IMPROPER USE OF FOG LAMPS  
 IMPROPER USE OF SPOT LAMPS  
 INCREASED SPEED WHILE BEING OVERTAKEN  
 INTERFERE WITH FUNERAL PROCESSION  
 INTERFERE WITH STREETCAR  
 LACK OF CAUTION ON GREEN ARROW SIGNAL  
 LEAVING SCENE BEFORE POLICE ARRIVE  
 LEAVING SCENE OF ACCIDENT  
 MADE U-TURN ON CURVE OR HILL  
 \* MAKE IMPROPER TURN  
 \* MAKE LEFT TURN FROM RIGHT TURN LANE  
 \* MAKE RIGHT TURN FROM LEFT TURN LANE  
 \* MISCELLANEOUS CONDITION  
 NEGLIGENT COLLISION  
 NO DRIVER'S LICENSE  
 NO FLAGS ON PROJECTING LOAD DAYTIME  
 NO LAMPS OR REFLECTORS ON LOAD AT NIGHT  
 NO SEAT BELT-DRIVER  
 NO SEAT BELT-PASSENGER  
 OBSTRUCTED VIEW THROUGH WINDSHIELD  
 OBSTRUCTING TRAFFIC  
 \* OPEN DOOR WHILE VEHICLE IS IN MOTION  
 \* OPERATE AT ERRATIC CHANGING SPEEDS  
 \* OPERATE CONTRARY TO COND SPECIFIED ON DL  
 OPERATE MOTORCYCLE W/O APPROVED  
   HEADGEAR  
 \* OPERATE MV WITHOUT APPROPRIATE DL  
 OPERATE VEHICLE WITH CHILD IN OPEN BED  
 \* OPERATE/USE VEH WITHOUT CONSENT OF OWNER  
 OPERATING VEHICLE WHERE PROHIBITED  
 \* OPERATING WITHOUT EQUIP REQUIRED BY LAW  
 \* OVERLOAD VEH W/ PASSENGERS OR CARGO  
 PARKED DOUBLE  
 PARKED FAIL TO STOP ENGINE  
 PARKED ON CROSSWALK  
 PARKED ON GRADE-FAILED TO TURN WHEELS  
 PARKED UPON A BRIDGE OR IN TUNNEL  
 PARKED WITH HEAD LAMPS NOT DIMMED  
 PARKED WITHIN AN INTERSECTION  
 PARKED WITHOUT LIGHTS  
 PARKING ON ROADWAY  
 PASSED VEHICLE STOPPED FOR PEDESTRIAN  
 PASSED-INSUFFICIENT CLEARANCE  
 PASSENGER/LOAD OBSTRUCT VIEW OF DRIVER  
 \* PASSING - INSUFFICIENT DISTANCE/VISION  
 \* PASSING BARRIER PROHIBITING TRAFFIC  
 \* PASSING CONDITION

- \* PASSING ON THE WRONG SIDE
- \* PASSING SCHOOL BUS UNLAWFULLY
- \* PASSING WHERE PROHIBITED
- PROBATION BBTR
- PROHIBITED MTR VEH ON CONTROL ACCESS
- HWY
- RACING
- \* RAN OFF ROAD
- RAN RED LIGHT
- RAN STOP SIGN
- \* RECKLESS - CARELESS - NEGLIGENT
- CONDITION
- RECKLESS DRIVING
- \* RECKLESS DRIVING-CMV
- RESTRICTION VIOLATION-CMV
- \* RIGHT OF WAY CONDITION
- \* SEX OFFENSE IN A MOTOR VEHICLE
- \* SIGNAL INTENT CONDITION
- \* SIGNS/CONTROL DEVICE CONDITION
- SLOWER VEHICLE FAILED TO KEEP TO RIGHT
- \* SPEED LESS THAN POSTED MINIMUM
- SPEED-15 MPH OR MORE OVER POSTED LIMIT
- SPEED UNDER MINIMUM
- SPEEDING
- \* SPEEDING CONDITION
- \* SPEED IN EXCESS OF POSTED MAXIMUM
- \* TAMPER/ILLEGAL DISPLAY TRAF CNTRL
- DEVICE
- TOO MANY RIDERS ON MOTORCYCLE
- \* TOWING OR PUSHING VEHICLE IMPROPERLY
- \* TRANSPORT HAZMAT WITHOUT PRECAUTIONS

\*ANSI out of state violations

- \* TRUCK FAIL TO LEAVE SUFFICIENT DISTANCE
- \* TURN CONDITION
- TURNU LEFT FROM WRONG LANE
- TURNU RIGHT FROM WRONG LANE
- TURNU RIGHT TOO WIDE
- TURNU WHEN UNSAFE
- TURNU ACROSS DIVIDING SECTION
- UNRESTRAINED CHILD UNDER FOUR
- UNRESTRAINED CHILD UNDER TWO
- \* UNSAFE OPERATION OF VEHICLE
- UNSAFE SPEED
- UNSAFE START
- \* USE MV AS DEVICE TO COMMIT A FELONY
- \* USE MV FOR ILLEGAL ACTIVITY/NO FELONY
- \* USE MV IN CONNECTION WITH A FELONY
- \* USE MV TO AID AND ABET A FELON
- \* USE OF EQUIPMENT PROHIBITED BY LAW
- VEH HAUL EXPL FAIL REDUCE SPEED AT RR
- CROSSING
- VEH HAUL EXPL FAIL STOP AT RR CROSSING
- \* VIOL IN CONNECTION W/FATAL ACCIDENT-CMV
- VIOLATE DL RESTRICTION
- VIOLATE DL RESTRICTION ON OCC LICENSE
- VIOLATION OF RESTRICTION CONDITION
- WARNING DEVICES NOT DISPLAYED
- \* WILLFUL/WANTON DISREGARD-CMV
- WRONG SIDE OF ROAD
- WRONG SIDE ROAD-NO PASSING ZONE
- \* WRONG WAY/SIDE/DIRECTION CONDITION



**TABLE IV**  
**SCHOOL BUS DRIVERS' DRIVING RECORD EVALUATION**  
**Ten (10) Point Assessments**

AGGRAVATED ASSAULT WITH MOTOR VEHICLE	* DUI - MEDICATION/NON-CONTROLLED SUBSTANCE
ALCOHOL BEVERAGE CODE OFFENSE	* DWI CONDITION
CONTROLLED SUBSTANCE ACT OFFENSE	DWI-BOND FORFEITURE
CRIMINAL NEGLIGENT HOMICIDE	* DWI/ALCOHOL NARC OR PATHOGENIC DRUGS
DANGEROUS DRUG ACT OFFENSE	DWLS-BOND FORFEITURE
DISQ-BBUTR-CMV	FAILURE TO STOP AND RENDER AID
DISQ-BBUTR-CMV-HAZT	* FELONY - USE OF CMV
DRIVE WHILE LICENSE SUSPENDED	* FELONY - USE OF CMV - CONTROLLED SUBSTANCE
* DRIVER UNDER INFLUENCE - ALCOHOL - CMV	FELONY-USE OF CMV
* DRIVING AFTER LICENSE DENIED	FELONY-USE OF CMV-CONTROLLED SUBSTANCE
DRIVING UNDER INFLUENCE	* FSRA/ACCIDENT RESULT IN BODILY INJURY
* DRIVING UNDER INFLUENCE - DRUGS - CMV	* ILLEGAL POSSESSION ALCOHOL/DRUGS IN MV
DRIVING UNDER INFLUENCE OF DRUGS	INVOLUNTARY MANSLAUGHTER
* DRIVING WHILE IMPAIRED	* LEAVING THE SCENE - CMV
DRIVING WHILE INTOXICATED	MURDER WITH MOTOR VEHICLE
DRIVING WHILE INTOXICATED-PROBATED	PROB .04 OR MORE-CMV
DRIVING WHILE INTOXICATED-SEC 24 (A-1) (1)	PROB .04 OR MORE-CMV-HAZT
DRIVING WHILE LICENSE DISQUALIFIED - CMV	PROB-BBUTR-CMV
* DRIVING WHILE REVOKED	PROB-BBUTR-CMV HZMT
* DRIVING WHILE SUSPENDED	* REFUSE TEST FOR ALCOHOL - DWI
DRUG OFFENSE SEC 24B	VOLATILE CHEMICAL ACT OFFENSE

\*ANSI out of state violations

**TABLE V**  
**SCHOOL BUS DRIVERS' DRIVING RECORD EVALUATION**  
**Ten (10) Point Assessments**

* ADMINISTRATIVE PER SE	ALR SUSPENSION - REFUSAL
ALR CMV DISQUALIFICATION - .04 OR MORE	* DISQUALIFIED - ALCOHOL .04/MORE - CMV
ALR CMV DISQUALIFICATION - .04 OR MORE - HAZMAT	* DISQUALIFIED - ALCOHOL .04/MORE - CMV - HAZMAT
ALR CMV DISQUALIFICATION - REFUSAL	* DISQUALIFIED - REFUSE ALCOHOL TEST - CMV - HZM
ALR CMV DISQUALIFICATION - REFUSAL - HAZMAT	* DISQUALIFIED - REFUSED ALCOHOL TEST - CMV
ALR SUSPENSION - FAILURE	

\*ANSI out of state violations

**REVIEW PROCEDURE**  
**FOR**  
**DISQUALIFICATION APPEAL**

Ten (10) penalty points should automatically be assessed for any of the code entries listed above that appear on the driver's license record of a school bus driver. Any persons disqualified from driving a school bus on the basis of penalty points assessed from an Administrative License Revocation (ALR) suspension or disqualification appearing on their driver's license record and who has properly filed an appeal, may request the points be withdrawn pending appeal of the ALR judge's decision.

The school bus driver must provide to the designated person(s) a file-stamped copy of the appeal filed with the State Office of Administrative Hearings and Texas Department of Public Safety. Once the designated person(s) has confirmed that an appeal has been properly filed, the penalty points assessed for an ALR suspension or disqualification shall be removed from the applicant's driving record *pending* the final decision of the appeal if:

(1) the applicant's driver's license has not been suspended as a result of any alcohol-related or drug-related enforcement contact (as defined in the Texas Transportation Code Annotated § 524.001) during the five (5) years preceding the date of the person's arrest; and

(2) the person has not been convicted during the ten (10) years preceding the date of the person's arrest of an offense under:

- (A) Article 67011-1, Revised statutes, as that law existed before September 1, 1994;
- (B) Section 19.05(a)(2), Penal Code, as that law existed before September 1, 1994;
- (C) Section 49.04, Penal Code; or
- (D) Section 49.07 or 49.08, Penal Code, if the offense involved the operation of a motor vehicle.

A withdrawal of the penalty points under this table is effective for not more than ninety (90) days after the date the appeal petition is filed. On the expiration of the ninetieth day, the person(s) designated by the employer shall assess ten (10) penalty points. An extension of the ninety day period or additional time shall not be allowed.

If, in the final decision of the court, the driver's license is not suspended/disqualified, no penalty points shall be assessed. If, in the final decision of the court, the driver's license is suspended or disqualified, ten (10) penalty points shall be assessed for each suspension or disqualification arising from a separate arrest.

**Credit for concurrent suspension arising from same alcohol-related incident**

If a criminal conviction occurs that arises out of the same arrest as the ALR suspension/disqualification, the penalty points shall be assessed for the Table IV criminal conviction only. Any disqualification time already served under the Table V disqualification will be credited to the Table IV disqualification time period. The total disqualification period arising out of the same arrest shall not be longer than seven (7) years.

Sample Driver Record  
TEXAS DEPARTMENT OF PUBLIC SAFETY  
LICENSE ISSUANCE & DRIVER RECORDS  
BOX 4087, AUSTIN, TEXAS 78773-0001



Page 1

02/20/96

3

999

DRIVER'S NAME SAMPLE, IMA		ADDRESS 5805 N. LAMAR		CITY AUSTIN	STATE 786760000 TX
BIRTHDAT E 10/05/50	DRIVER LIC 00001803	CURRENT STATUS CLEAR	LICENSE TYPE OR CLASS CLASS B CDL	EXPIRATION DATE 10/05/98	ORIGINAL APP DATE 10/05/66

RECORD REQUESTED BY

00001803SAMPLE,IM1005509993

THIS TYPE RECORD WILL REFLECT COMPLETION OF A DRIVING SAFETY COURSE.

03/11/88	DRIVING WHILE INTOXICATED		TRAVIS CO
09/11/88	DWI EDUCATION PROGRAM REQUIRED		TRAVIS CO
05/02/88	DWI EDUCATION PROGRAM COMPLETED		TRAVIS CO
01/19/92	SPEEDING		TRAVIS CO
01/30/95	NO MOTOR VEHICLE LIABILITY INS		TRAVIS CO
04/15/95	RAN RED LIGHT		TRAVIS CO
04/15/95	ACCIDENT		TRAVIS CO
06/01/95	ALR CMV DISQ NOTICE SERVED - REFUSAL	CMV	HOUSTON CO
06/10/95	ALR HEARING SCHEDULED	CMV	HOUSTON CO
06/30/95	ALR CMV DISQUALIFICATION - REFUSAL	CMV	HOUSTON CO
10/20/95	DISQUALIFICATION AFFIRMED - APPEAL DECISION	CMV	HOUSTON CO
01/29/96	DRIVING WHILE INTOXICATED	CMV	HOUSTON CO
02/15/95	EXCESSIVE SPEEDING-15 MPH OR OVER-CMV	CMV	OKLAHOMA

NOTE! See next page for an evaluation of this sample driver record

### EVALUATION OF SAMPLE DRIVER'S LICENSE RECORD

The date of this record (02/20/96) appears directly above the driver's address. For the purpose of assessing penalty points, the established date for record evaluation is 02/29/96. Based on *current minimum* standards, the following explanation is provided to assist in determining a person's eligibility to operate any motor vehicle while in use as a school bus for the transportation of pupils.

DO NOT assess penalty points for the following entries:

- "03/11/88 DRIVING WHILE INTOXICATED" since the violation occurred more than *seven (7) years* from the established date for record evaluation
- "09/11/88 DWI EDUCATION PROGRAM REQUIRED" and "05/02/88 DWI EDUCATION PROGRAM COMPLETED" since these entries are not considered traffic safety violations and consequently *do not* appear in any of the table listings
- "01/19/92 SPEEDING" since the violation occurred more than *three (3) years* from the established date for record evaluation
- "01/30/95 NO MOTOR VEHICLE LIABILITY INS." since this is not considered a traffic safety violation and consequently *does not* appear in any of the table listings
- "06/01/95 ALR DISQ NOTICE SERVED - REFUSAL" since this is not considered a traffic safety violation and consequently *does not* appear in any of the table listings
- "06/10/95 ALR HEARING SCHEDULED" since this is not considered a traffic safety violation and consequently *does not* appear in any of the table listings

The prescribed number of penalty points SHALL be assessed as indicated for the following entries:

- "02/15/95 EXCESSIVE SPEEDING-15 MPH OR OVER-CMV" (3 points)
- "04/15/95 RAN RED LIGHT" (3 points)
- "04/15/95 ACCIDENT" (2 points)
- "06/30/95 ALR CMV DISQUALIFICATION - REFUSAL" (10 points) - refer to Table V Disqualification Appeal as to the proper time to count the points
- "10/20/95 DISQUALIFICATION AFFIRMED - APPEAL DECISION" - if appeal was filed, wait for appeal decision or expiration of ninety days (whichever comes first to assess points)
- "01/29/96 DRIVING WHILE INTOXICATED" (10 points)

In accordance with the above evaluation, this record *shall* be assessed a total of eighteen (18) penalty points which would render the person *currently* ineligible for employment as a school bus driver. Although the accident involvement is subject to review and possible penalty point dismissal (see Table II for review procedure), points assessed for the remaining violations would still exceed the *maximum* allowable total of nine (9) points. Remember that the ALR CMV Disqualification penalty points are counted up until the time a criminal DWI conviction arising out of the same arrest appears on the driving record. If (or when) a criminal DWI conviction appears on the record, assess the ten (10) penalty points to it instead of the ALR conviction.

#### IMPORTANT NOTICE

All out-of-state entries appearing on a record are so designated, and will be listed last and in chronological order. However, to assure more accuracy, records should still be requested for *all new* applicants that have held an out-of-state drivers license within the past seven years.

*Only* a "Type 3" record can provide sufficient data to properly evaluate a person's eligibility to drive a school bus. As verification, the number "3" will appear in the upper right-hand portion of the record.

A current status of 'CLEAR' indicates only that the person's driver's license is not currently suspended, revoked, or canceled.

The "license type or class" indicates the category (CLASS A, B, or C) of vehicles a person is legally authorized to operate, and will further specify whether the license held is a Commercial Drivers License (CDL). Please note that a valid CDL is required to operate any motor vehicle with a manufacturer's rated carrying capacity of sixteen (16) or more passengers, including the driver. In addition, the various license restrictions and endorsements do *not* appear on this type of driving record, so each person's driver's license *must* be checked to insure that it is valid for the size and type of vehicle to be operated.

*For assistance in determining driver eligibility, please contact the Texas Department of Public Safety  
School Transportation Unit at (512) 424-5732.*

**REQUEST FOR COPY OF PEACE OFFICER'S ACCIDENT REPORT  
School Bus Driver Disqualification Appeal Procedure**

Accident Records  
Texas Department of Public Safety  
P. O. Box 4087  
Austin, Texas 78773-0001

Date of Request \_\_\_\_\_

Please provide the following information as accurately and completely as possible:

Date of Accident: \_\_\_\_\_  
month day year

Location of Accident: \_\_\_\_\_  
County City

Name of Driver: \_\_\_\_\_

Driver's Address: \_\_\_\_\_

Driver's License #: \_\_\_\_\_

This Peace Officer's accident report is required by this School District to dispose of an appeal resulting from the disqualification of a school bus driver or applicant.

Mail to \_\_\_\_\_  
(Name of School District)

Mail Address: \_\_\_\_\_

City: \_\_\_\_\_

State: \_\_\_\_\_ Zip: \_\_\_\_\_

Requested By: \_\_\_\_\_  
(Signature)

Title: \_\_\_\_\_

Phone #: \_\_\_\_\_

**FOR DPS USE ONLY:**

Date Received \_\_\_\_\_ Date Report Sent \_\_\_\_\_ Clerk \_\_\_\_\_

ST-90 (3/88)

# INSTRUCTOR'S CERTIFICATE FOR SCHOOL BUS DRIVER TRAINING IN TEXAS

*This is to certify that*

*has satisfactorily completed all program requirements  
as specified by the Texas Department of Public Safety  
and is hereby approved to provide  
driver training course instruction  
in school bus safety education  
in the State of Texas*

Training Agency Official's Signature

Name of Training Agency

Date of Issuance

Instructor's Driver's License Number





**TEXAS SCHOOL BUS DRIVER  
TRAINING CERTIFICATE  
EXAMPLE**

**TEXAS SCHOOL BUS DRIVER  
TRAINING CERTIFICATE**

This is to certify that the  
driver identified hereinafter has satisfactorily  
completed a driver training course in  
school bus safety education approved by  
the Texas Department of Public Safety.

\_\_\_\_\_  
Director, Department of Public Safety

(front)

Training Agency: RESC \_\_\_\_\_ \* Training Date: \_\_\_\_\_  
Certification Expiration Date: \_\_\_\_\_  
Instructor: \_\_\_\_\_  
(print name) \_\_\_\_\_  
(signature) \_\_\_\_\_  
Driver Name \_\_\_\_\_  
D. L.#: TX \_\_\_\_\_ \* County/Dist.: \_\_\_\_\_  
Driver's Signature \_\_\_\_\_

(back)

## Texas Department of Public Safety Application for School Bus Driver Enrollment Certificate

**Authority for Data Collection:** Vernon's Texas Civil Statutes, Article 6687b, § 5(a); recodified as Texas Transportation Code Annotated § 521.022 (Vernon 1996) and Title 37, Texas Administrative Code, Section 14.35.

**Planned Use of Data:** Request by employer for approval of temporary and provisional training certificate status to operate a school bus on an emergency basis during the current school year.

**Instructions:** Please read carefully all information given below before completing this form. For assistance, please contact the School Transportation Unit at (512) 424-5732.

Applicants **must** satisfy **each** of the following prerequisites before their employer may request approval for the issuance of an enrollment certificate from the designated training agency. **Indicate by a ✓ by each requirement the applicant has met:**

- At least 18 years of age;
- Valid "commercial driver's license" (with passenger endorsement) for the gross vehicle weight rating and manufacturer designed passenger capacity of the school bus to be operated;
- An acceptable "driving history record" (secured from the Texas Department of Public Safety) determined in accordance with the provisions of the most current Texas Department of Public Safety publication entitled *School Bus Driver's Driving Record Evaluation*;
- An acceptable "criminal history record" (secured from any state law enforcement agency) reviewed in accordance with the current provisions of Texas Education Code Annotated, Section 22.084;
- An acceptable physical examination (conducted by a licensed physician and evaluated in accordance with all qualifications and standards specified on the most current Texas Department of Public Safety form titled *Medical Examination Report for School Bus Drivers*, and pre-employment/pre-duty drug testing (evaluated in accordance with current federal law); and
- An acceptable level of knowledge and skill regarding the safe and effective operation of school buses (see contents of Units IV, V, VI, VIII and X in the most current edition of the publication entitled *Course Guide for School Bus Driver Training in Texas* adopted by Texas Department of Public Safety).

Except as approved by the designated training agency, the following eligibility requirements **shall** apply to the issuance of all enrollment certificates:

- All recipients shall be registered for the first available basic (20-hour training) certification course as determined by the training agency; this includes anyone issued an enrollment certificate during the twelve-month interval (grace period for renewal) immediately following certification expiration. Failure to satisfactorily complete the course as scheduled shall result in immediate revocation of the certificate, and it **cannot** be reissued.
- All certificates should be dated to expire within a reasonable period of time following the conclusion of the first available course, but **no later than** the end of the school year for which they are issued. A minimum of five (5) years **must** elapse before a consecutive enrollment certificate may be issued.

Please *print* or *type* all information requested below and forward the completed application to your designated training agency for processing. Please keep on file a copy of this form and any verification received from the training agency to document approval for enrollment certification.

Applicant's Name: \_\_\_\_\_  
(last) (first) (middle)

Date of Birth \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ Driver's License Information: \_\_\_\_\_  
(month) (day) (year) (state) (identification number)

Employer/District: \_\_\_\_\_ Telephone: \_\_\_\_\_  
(name and county / district number, if applicable) (area code, number, and extension, if applicable)

***I affirm that this applicant has fulfilled all of the above requirements (which I indicated by a ✓ in the box next to each requirement) necessary for the issuance of an enrollment certificate. Pending official notification of approval for an enrollment certificate from the designated agency, it shall be unlawful for the applicant to operate a school bus for the purpose of transporting students.***

\_\_\_\_\_  
(name, title, and signature of authorized employer/district official)

\_\_\_\_\_  
(Date Submitted)

Condition	Preliminary Engineering	Construction Engineering and Construction Funds	Right of Way or Utilities
<ul style="list-style-type: none"> <li>◆ Project is on the Interstate Highway System                             <ul style="list-style-type: none"> <li>- New Construction (I)</li> <li>- Added Capacity/Rehabilitation (NHS, STP, or CMAQ)</li> <li>- Rehabilitation (IM)</li> </ul> </li> </ul>	<p>90% Federal 10% State</p> <p>100% State -or- 80% Federal 20% State</p> <p>100% State -or- 90% Federal 10% State</p>	<p>90% Federal 10% State</p> <p>80% Federal 20% State</p> <p>90% Federal 10% State</p>	<p>100% State</p> <p>100% State (ROW) 80% Federal (Util) 20% State (Util)</p> <p>100% State (ROW) 90% Federal (Util) 10% State (Util)</p>
<ul style="list-style-type: none"> <li>◆ Project is on the State Highway System (except Farm to Market System, Urban Road System, or PASS)</li> </ul>	<p>100% State -or- 80% Federal 20% State #1</p>	<p>100% State -or- 80% Federal 20% State #1</p>	<p>90% State 10% Local -or- 80% Federal 10% State #1 10% Local</p>

Condition	Preliminary Engineering	Construction Engineering and Construction Funds	Right of Way or Utilities
<p>◆ Project is on the Urban Road (UR) System</p>	<p>100% State -or- 80% Federal #1 20% State</p>	<p>100% State -or- 80% Federal #1 20% State</p>	<p>100% Local #6, #7 or 90% State #6 10% Local or 80% Federal #6 10% State 10% Local or 80% Federal #7 20% Local</p>

Condition	Preliminary Engineering	Construction Engineering and Construction Funds	Right of Way or Utilities
◆ Project is on the Principal Arterial Street System (PASS)(except for existing US, SH & FM system routes)	100% State -or- 80% Federal #1 20% State #1	100% State -or- 80% Federal #1 20% State #1	50% State 50% Local -or- 80% Federal #1 10% State #1 10% Local
◆ Project is not on the State Highway System and is not in the Urban Street Program	100% Local -or- 80% Federal #1 20% Local #1	80% Federal #3 20% Local #3	100% Local -or- 80% Federal #1 20% Local #1
◆ Project is not on the State Highway System and is: ● within urbanized area > 50,000 and ● in Urban Street Program	100% Local	80% State #4 20% Local #4	100% Local
◆ Project is on the FM system:  New Route  Added Capacity/ Reconstruction	100% State  100% State -or- 80% Federal #2 20% State #2	100% State  100% State -or- 80% Federal #2 20% State #2	100% Local  90% State 10% Local -or- 80% Federal #2 10% State #2 10% Local
◆ State Park Road Program	100% State	100% State	100% State

Appendix A

Condition	Preliminary Engineering	Construction Engineering and Construction Funds	Right of Way or Utilities
◆ On-Designated State-System Bridge Program	100% State	80% Federal 20% State	90% State 10% Local
◆ Off-Designated State-System Bridge Program	80% Federal 10% State 10% Local	80% Federal 10% State 10% Local	100% Local
◆ On-Designated State-System Safety Program	100% State	90% Federal 10% State	Follow appropriate policy for route designation.
◆ Off-Designated State-System Safety Program	90% Federal 10% Local -or- 100% Local	90% Federal 10% Local	100% Local
◆ All Transportation Enhancement Projects	80% Federal 20% Nominating Entity	80% Federal 20% Nominating Entity	80% Federal 20% Nominating Entity
◆ Traffic signal is: • on the State Highway System, and • population < 50,000 or Traffic signal is: • on a freeway, on the State Highway System	100% State -or- 80% Federal 20% State -or- 90% Federal 10% State	100% State -or- 80% Federal 20% State -or- 90% Federal 10% State	100% State -or- 80% Federal 20% State -or- 90% Federal 10% State -or- 90% State 10% Local

Condition	Preliminary Engineering	Construction Engineering and Construction Funds	Right of Way or Utilities
<ul style="list-style-type: none"> <li>◆ Traffic signal is:                             <ul style="list-style-type: none"> <li>• on the State Highway System, and</li> <li>• population &gt; 50,000</li> </ul> </li> <li>or</li> <li>◆ Traffic signal is:                             <ul style="list-style-type: none"> <li>• off the State Highway System</li> </ul> </li> </ul>	100% Local -or- 80% Federal 20% Local -or- 90% Federal 10% Local	100% Local -or- 80% Federal 20% Local -or- 90% Federal 10% Local	100% Local -or- 80% Federal 20% Local -or- 90% Federal 10% Local
<ul style="list-style-type: none"> <li>◆ Continuous Lighting Systems on the State Highway System</li> </ul>	100% State -or- 100% Local	50% State 50% Local -or- 100% State #5 -or- 100% Local	50% State 50% Local -or- 100% State #5 -or- 100% Local
<ul style="list-style-type: none"> <li>◆ Safety Lighting on the State Highway System</li> </ul>	100% State -or- 80% Federal 20% State	100% State -or- 80% Federal 20% State	100% State -or- 80% Federal 20% State

All participation ratios shown depict the maximum federal participation for eligible costs.

NOTES:

- #1 If any of the following conditions apply:
  - a) the project is selected for NHS funding;
  - b) the MPO (within an urbanized area > 200,000 population) elects to use Federal STP(MM) or CMAQ funds;
  - c) the MPO (within urbanized area ≤ 200,000 population), in consultation with the district, elects to use Federal STP(UM) Funds; or
  - d) the district, in consultation with the local governments (within urban area with population between 5,000 and 50,000), elects to use Federal STP(UM) Funds.
- #2 If the District elects to use STP(RM) Federal funds.
- #3 The cost for all new storm sewer, curb and gutter, driveways, and sidewalks is included as part of project.

Appendix A

#4 The City will provide for storm sewers, curb and gutter, sidewalks, driveways, and environmental mitigation.

#5 The local government assumes the entire cost of the subsequent operation and maintenance.

#6 In urbanized areas of less than 200,000 but more than 50,000 population, the participation will be:

a) For new routes: 100 % Local

b) For projects on the existing state highway system, either:

1) 100% Local;

2) 90% State, 10% Local; or

3) 80% Federal, 10% State, 10% Local, if the District, in cooperation with the MPO, elects to use Federal STP(UM) funds.

#7 In urbanized areas of greater than 200,000 population, the participation will be:

a) 100% Local; or

b) 80% Federal, 20% Local, if the MPO elects to use Federal STP(MM) or CMAQ funds.



## Texas Department on Aging

Wednesday, June 12, 1996, 10:00 a.m.

American Associations of Retired Persons Texas State Office 98 San Jacinto Blvd.

Austin, Texas 78701

Agenda

Consider and act on:

Call to order, Review of planning document for Cultural Diversity Conference. Fee reports to include - Program, Exhibits, Local Arrangements, Publicity/Registration Brochure, and Keynote Speaker Committees. Other Business. Next meeting date and location. Adjourn .

Contact: Mary Sapp , P.O. Box 12786 , Austin, Texas

Filed: June 4, 1996 , 1:27 p.m.

TRD-960



## Texas Department of Agriculture

Monday-Tuesday, June 17-18, 1996, 1:00 p.m. and 9:00 a .m., respectively

Victoria County Courthouse, Commissioner's Court Room, 115 North Bridge, Second Floor

Victoria

AGENDA:

Administrative hearing before an administrative law judge of the State Office of Administrative Hearings in the matter of Texas Department of Agriculture vs. Daniel Gillar to hear alleged violations of Texas Agriculture Code, Chapter 14, regarding weight scale tickets, SOAH 551-96-0661.

Contact: Dolores Alvarado Hibbs, P.O. Box 12847, Austin, Texas 78711, (512) 463-7583.

Filed: June 3, 1996, 2:36 p.m.

TRD-9607716



Monday-Tuesday, June 17-18, 1996, 1:00 p.m. and 9:00 a .m., respectively

Victoria County Courthouse, Commissioner's Court Room, 115 North Bridge, Second Floor

Victoria

AGENDA:

Administrative hearing before an administrative law judge of the State Office of Administrative Hearings in the matter of Texas Department of Agriculture vs. Lesa Charbula to hear alleged violations of Texas Agriculture Code, Chapter 14, regarding weight scale tickets, SOAH 551-96-0563.

Contact: Dolores Alvarado Hibbs, P.O. Box 12847, Austin, Texas 78711, (512) 463-7583.

Filed: June 3, 1996, 2:36 p.m.

TRD-9607717



Monday-Tuesday, June 17-18, 1996, 1:00 p.m. and 9:00 a .m., respectively

Victoria County Courthouse, Commissioner's Court Room, 115 North Bridge, Second Floor

Victoria

AGENDA:

Administrative hearing before an administrative law judge of the State Office of Administrative Hearings in the matter of Texas Department of Agriculture vs. Mildred Gillar to hear alleged violations of Texas Agriculture Code, Chapter 14, regarding weight scale tickets, SOAH 551-96-0562.

Contact: Dolores Alvarado Hibbs, P.O. Box 12847, Austin, Texas 78711, (512) 463-7583.

Filed: June 3, 1996, 2:36 p.m.

TRD-9607718

◆ ◆ ◆  
**Texas Bond Review Board**

Tuesday, June 11, 1996, 10:00 a.m.

300 West 15th Street, Committee Room #5, Clements Building, Fifth Floor

Austin

Planning Session

AGENDA:

I. Call to order

II. Approval of minutes

III. Discussion of proposed issues

A. Texas Public Finance Authority-commercial paper revenue notes for National Guard Armory Board (roof replacement projects-various armories)

B. Texas Department of Criminal Justice-lease purchase of natural gas pipeline

C. Texas Department of Criminal Justice-Refinancing of Lease Purchase for prison facilities in Liberty and Johnson Counties

D. Texas Department of Criminal Justice-Refinancing of lease purchase for prison facilities in Hays and Wise Counties

E. Texas Department of Housing and Community Affairs-multi-family housing revenue bonds (Dallas-Fort Worth Apartments Project) Series 1996 A-D

F. Texas Department of Housing and Community Affairs-multi family housing revenue bonds (Harbors and Plumtree apartments project) Series 1996 A-D

G. Texas Department of Housing and Community Affairs-Multi-family housing revenue refunding bonds and taxable multi-family housing revenue refunding bonds (Brighton's Mark Development) Series 1996 A and B

H. Texas Department of Housing and Community Affairs-Multi-family housing revenue refunding bonds and taxable multi-family housing revenue refunding bonds (Marks of Los Colinas Development) Series 1996 A and B

I. Texas Department of Housing and Community Affairs-Multi-family housing revenue refunding bonds and taxable multi-family housing revenue refunding bonds (Braxton's Mark Development) Series 1996 A and B

IV. Other business

A. Texas Public Finance Authority-Reallocation of general obligation bond and note proceeds by the Texas Department of Mental Health and Mental Retardation

B. Discussion on State issuers and public finance historically under-utilized businesses

C. Discussion of agency strategic plan

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

Filed: June 3, 1996, 3:41 p.m.

TRD-9607743

◆ ◆ ◆  
**Texas Catastrophe Property Insurance Association**

Wednesday, June 19, 1996, 8:30 a.m.

Contact: Charles F. McCullough, 2028 East Ben White, Suite 200, Austin, Texas 78741, (512) 444-9612.

Filed: June 5, 1996, 10:10 a.m.

TRD-9607893

◆ ◆ ◆  
**State Child Fatality**

Thursday, June 27, 1996, 1:00 p.m.

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

Austin

Review Team Committee

AGENDA:

1. Agency Updates

2. Local TEam Updates

3. Committee's annual report recommendations

Contact: Ann Ramsey, P.O. Box 149030, Mail Code E-554, Austin, Texas 78714, (512) 438-5029.

Filed: June 3, 1996, 4:14 p.m.

TRD-9607748

◆ ◆ ◆  
**Texas County and District Retirement System**

Wednesday, June 12, 1996, 7:30 p.m.

303 West 15th Street

Austin

Investment Committee

AGENDA:

Chairperson will open meeting. Approve minutes of preceding meeting. Receive report from Investment Officer. Receive update from Wilshire personnel and consider and act on Investment Officer Recommendations. Receive update on Mellon collateralization. Receive update on Mellon reporting issues. Receive update on Arden House delinquent payment. Receive report on Securities Lending negotiations and consider and act on recommendation of Investment Officer. Set date and location and location of next meeting. Adjourn meeting.

Contact: Alan Adams, Barton Oaks Plaza IV, Suite 340, 901 Mopac Expressway South, Austin, Texas, 78746-5789.

Filed: June 3, 1996, 12:12 p.m.

TRD-9607696

◆ ◆ ◆  
Thursday-Friday, June 13-14, 1996, 9:00 a.m.

June 13, 1996-901 Mopac Expressway South

June 14, 1996-303 West 15th Street  
June 13, 1996-TCDRS Office  
June 14, 1996-Doubletree Guest Quarters Hotel  
Austin  
Board of Trustees

AGENDA:

Approval of: Contract for sale of office building, change orders and leases; minutes of March 1996 board meeting; service and disability retirements; new subdivision participant financial statements. Consider and act on: proposal for decision in the matter of Jesse Lara Torres, #140-118, Docket Number 099-96-0179; administrative and investment policy practice budgets and personnel. Report from: independent auditor, actuary, legal counsel, fiduciary counsel, investment counsel, chairman, director. Receipt of annual report. Approval of supplemental death benefits fund participation.

Contact: Terry Horton, Barton Oaks Plaza IV, 901 Mopac Expressway South, Austin, Texas, 78746, (512) 328-8889.  
Filed: June 3, 1996, 12:12 p.m.

TRD-9607697

◆ ◆ ◆  
**Texas Commission for the Deaf and Hard of Hearing**

Friday, June 14, 1996, 8:30 a.m.

Criss Cole Rehabilitation Center, Staff Training Room, 4900 North Lamar Boulevard

Austin

Board for Evaluation of Interpreters

AGENDA:

Call to order/determination of quorum; approval of January 19 and March 2 meeting minutes; public comment; correspondence; reports: 1. Chairperson, 2. Vice-chair, 3. Secretary, 4. Staff, 5. TSID representative to the BEI; executive session: 1. Grievances; unfinished business: 1. Policy Manuals, 2. Travel monies, 3. Oral materials development, 4. Reciprocity procedures with RID; New business: 1. certifications, recertifications, reinstatement, 2. calendar update, 3. new evaluators, 4. new board members; announcements; adjourn.

Contact: Margaret Susman, 4800 North Lamar Boulevard, #310, Austin, Texas 78756, (512) 451-8494.  
Filed: June 3, 1996, 10:21 a.m.

TRD-9607690

◆ ◆ ◆  
Friday, June 21, 1996, 9:00 a.m.

Brown-Heatly Building, Room 7230, 4900 North Lamar Boulevard

Austin

Board

AGENDA:

Call to order; approval of minutes of April 12, 1996 meeting; executive director's report, including exceptional strategic plan items;

direct services report, including projected cost of camp sign, and review of interpreter rates; BEI report, including appointment of BEI board members, approval of funds for oral interpreter evaluation materials development, increase of monies for evaluation services, reinstatement of interpreters, approval of BEI calendar, certifications, and re-certifications; information items; and adjournment.

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

Filed: June 3, 1996, 10:21 a.m.

TRD-9607589

◆ ◆ ◆  
**Texas State Board of Examiners of Dietitians**

Thursday, June 20, 1996, 1:00 p.m.

S-402, Exchange Building, 8407 Wall Street

Austin

Complaint Committee

AGENDA:

The committee will discuss and possibly act on: settlement agreement with Tim Cunningham; settlement agreement with Kimberly Emanuel; cases (DT 95-005, DT 96-001, and DT 96-002); and setting of next meeting date.

Contact: Debbie Bradford, 1100 West 49th Street, Austin, Texas 78756, (512) 834-6601. To request an accommodation under the ADA, please contact Renee Rusch, ADA Coordinator in the office of Civil Rights at (512) 458-7627 or TDD at (512) 458-7708 at least two days prior to the meeting.

Filed: June 4, 1996, 4:30 p.m.

TRD-9607817

◆ ◆ ◆  
Thursday, June 20, 1996, 2:00 p.m.

S-402, Exchange Building, 8407 Wall Street

Austin

Program Approval Committee

AGENDA:

The committee will discuss and possibly act on: Individual preplanned professional experience programs (Shannon McKeown Gonzalez and LeAnn Cisneros); application for individual preplanned professional experience program regarding Joan Smith; revision of the preplanned professional experience program application packet; and setting of the next meeting date.

Contact: Debbie Bradford, 1100 West 49th Street, Austin, Texas 78756, (512) 834-6601. To request an accommodation under the ADA, please contact Renee Rusch, ADA Coordinator in the office of Civil Rights at (512) 458-7627 or TDD at (512) 458-7708 at least two days prior to the meeting.

Filed: June 4, 1996, 4:30 p.m.

TRD-9607816

◆ ◆ ◆  
Thursday, June 20, 1996, 4:00 p.m.

S-402, Exchange Building, 8407 Wall Street

Austin

Consumer Information Committee

AGENDA:

The committee will discuss and possibly act on: newsletter; and consumer information activities.

Contact: Debbie Bradford, 1100 West 49th Street, Austin, Texas 78756, (512) 834-6601. To request an accommodation under the ADA, please contact Renee Rusch, ADA Coordinator in the office of Civil Rights at (512) 458-7627 or TDD at (512) 458-7708 at least two days prior to the meeting.

Filed: June 4, 1996, 4:31 p.m.

TRD-9607815



Thursday, June 20, 1996, 4:30 p.m.

S-402, Exchange Building, 8407 Wall Street

Austin

Finance Committee

AGENDA:

The committee will discuss and possibly act on fiscal year 1995 and 1996 budget.

Contact: Debbie Bradford, 1100 West 49th Street, Austin, Texas 78756, (512) 834-6601. To request an accommodation under the ADA, please contact Renee Rusch, ADA Coordinator in the office of Civil Rights at (512) 458-7627 or TDD at (512) 458-7708 at least two days prior to the meeting.

Filed: June 4, 1996, 4:31 p.m.

TRD-9607814



Friday, June 21, 1996, 8:30 a.m.

S-402, Exchange Building, 8407 Wall Street

Austin

Rules Committee

AGENDA:

The committee will discuss and possibly act on: recognition of guests; final adoption of amendments to 22 Texas Administrative Code (TAC), Chapter 711; more amendments to 22 TAC, Chapter 711 and setting of the next meeting date.

Contact: Debbie Bradford, 1100 West 49th Street, Austin, Texas 78756, (512) 834-6601. To request an accommodation under the ADA, please contact Renee Rusch, ADA Coordinator in the office of Civil Rights at (512) 458-7627 or TDD at (512) 458-7708 at least two days prior to the meeting.

Filed: June 4, 1996, 4:31 p.m.

TRD-9607818



Friday, June 21, 1996, 10:00 a.m.

S-402, Exchange Building, 8407 Wall Street

Austin

AGENDA:

The committee will discuss and possibly act on: recognition of guest; roll call; approval of the agenda; approval of the minutes from January 5, 1996 Board meeting; chairman's report; executive secretary's report; ratification of applications approved by the executive secretary; standing committee reports (rules committee (final adoption of proposed amendments to 22 TAC Chapter 711, and proposed amendments to 22 TAC, Chapter 711); complaint committee (settlement agreement with Tim Cunningham; settlement agreement with Kimberly Emanuel; and Cases DT 95-005 and DT 96-001); program approval committee (individual preplanned professional experience program on Shannon McKeown Gonzalez; individual preplanned professional experience program on LeAnn Cisneros; application for individual preplanned professional experience program on Joan Smith; and revision of the preplanned professional experience program application packet); consumer information committee; and finance committee (FY 1995-1996 and FY 1997-1998 Budgets); appointments to committees; 1996 clearinghouse on licensure, enforcement and regulation (Clear) conference; staff participation in the American Dietetic Association (ADA) Annual Meeting in San Antonio in October; and setting of next meeting date.

Contact: Debbie Bradford, 1100 West 49th Street, Austin, Texas 78756, (512) 834-6601. To request an accommodation under the ADA, please contact Renee Rusch, ADA Coordinator in the office of Civil Rights at (512) 458-7627 or TDD at (512) 458-7708 at least two days prior to the meeting.

Filed: June 4, 1996, 4:30 p.m.

TRD-9607819



## State Employee Charitable Campaign

Tuesday, June 11, 1996, 3:00 p.m.

Contact: Sara Marshall, 210 East Ninth Street, Fort Worth, Texas 76102, (817) 258-8043, Fax (817) 258-8005.

Filed: June 5, 1996, 9:46 p.m.

TRD-9607884

Wednesday, June 19, 1996, 12:00 p.m.

Contact: Esther Bernard, 1212 North Velasco, Angleton, Texas 77515, (409) 849-9402, Fax (409) 848-0259.

Filed: June 5, 1996, 9:46 a.m.

TRD-9607883



Tuesday, June 18, 1996, 3:00 p.m.

Contact: Kimberley Barber, 901 Ross Avenue, Dallas, Texas 75202, (214) 978-0075, Fax (214) 922-8232.

Filed: June 5, 1996, 10:21 a.m.

TRD-9607888



## Texas Commission on Human Rights

Thursday, June 13, 1996, 10:00 a.m.

Contact: William M. Hale, P.O. box 13493, Austin, Texas 78711, (512) 437-3450.

Filed: June 4, 1996, 2:36 p.m.

TRD-9607770



## Texas Optometry Board

Thursday-Friday, June 3-14, 1996, 8:30 a.m. and, 9:00 a.m., respectively

Contact: Lois Ewald, 333 Guadalupe, Suite 2-420, Austin, Texas 78701, (512) 305-8500.

Filed: June 4, 1996, 2:36 p.m.

TRD-9607788



## Texas Planning Council for Developmental Disabilities

Thursday, June 13, 1996, 9:00 a.m..

Hilton Hotel, 6000 Middle Fiskville Road, Maple Room

Austin

Executive Committee

AGENDA:

Call to order

1. Introductions
2. Public comments
3. Approval of minutes of April 3, 1996
4. Chair's report
  - A. Information and update items
5. Executive director's report
  - A. TPCDD budget status report
  - B. Council member appointments and orientation
  - C. Other discussion items
6. Review of stipends applications
7. Review of TPCDD/TRC management agreement
8. TPCDD funding priorities discussion
9. Consideration of FY 1998-1999 appropriations request
10. Agency representatives to the council

Contact: Roger Webb, 4900 North Lamar Boulevard, Austin, Texas 78751, (512) 483-4080.

Filed: June 4, 1996, 4:58 p.m.

TRD-9607834



Thursday, June 13, 1996, 1:00 p.m..

Hilton Hotel, 6000 Middle Fiskville Road, Mesquite/Mimosa Room

Austin

Planning Committee

AGENDA:

- I. Call to order
- II. Introduction of Council Members, staff and guests
- III. Public comment

IV. Approval of minutes

V. Chair's report

VI. Strategic (State) plan revision

VII. Public input process

A. Public hearing locations

B. Funding cycle

C. Future funding activity cycle

VIII. Funding priority identification

IX. Funding activity: disability policy consortium

Grant award

Adjourn

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, large print to Braille, are requested to contact Marilyn Simpson at (512) 483-4085.

Contact: Roger Webb, 4900 North Lamar Boulevard, Austin, Texas 78751, (512) 483-4081.

Filed: June 4, 1996, 10:52 a.m.

TRD-9607783



Thursday, June 13, 1996, 5:00 p.m..

Hilton Hotel, 6000 Middle Fiskville Road, Maple Room

Austin

Advocacy and Public Information Committee

AGENDA:

I. Introductions

II. Public comments

III. Approval of the minutes of January 3, 1996 and April 3, 1996 meetings

IV. Discussion of Federal policy/Legislation

1. DD reauthorizations
2. DD and other health and human services appropriations
3. ODEA reauthorization
4. SSI update
5. Medicaid reform
6. Other federal issues

V. Discussion of state policy/Legislation

1. Review of house/senate interim committee activities
2. FY 1998-1999 appropriations process
3. Medicaid 1115 and 1915 B waivers
4. HMO rules
5. Update on state education issues
6. Discussion HCS program issues

7. Overview of the Department of Protective and Regulatory Services
8. Update on children in nursing homes
9. Other state issues

VI. Position statements

1. review and approval of position on people with mental disabilities the criminal justice system
2. Discussion of additional positions
3. Review process for existing positions

VII. Public information report

5:00 p.m. Adjourn

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, large print or Braille, are requested to contact Susan Maxwell at (512) 483-4087.

Contact: Roger Webb, 4900 North Lamar Boulevard, Austin, Texas 78751, (512) 483-4081.

Filed: June 4, 1996, 4:57 p.m.

TRD-9607782



Friday, June 14, 1996, 12:30 p.m.

Hilton Hotel, 6000 Middle Fiskville Road

Austin

Council Meeting

AGENDA:

1. Introductions
2. Public comments
3. Approval of minutes
4. Chair's report
  - A. Update and information items
5. Executive director's report
  - A. TPCDD budget status report
  - B. Council member appointments update
  - C. Other information items
6. Executive committee report
  - A. Consideration of FY 1998-1999 appropriations request
  - B. Consideration of revisions to TPCDD/TRC management agreement
  - C. Information and update items
7. Planning committee report
  - A. Consideration of TPCDD state plan amendment
  - B. Consideration of proposed funding activities
  - C. Information and update items

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons

who are deaf or hearing impaired, readers, large print or Braille, are requested to contact Rosalinda Lopez at (512) 483-4094.

Contact: Roger Webb, 4900 North Lamar Boulevard, Austin, Texas 78751, (512) 483-4080.

Filed: June 4, 1996, 4:57 p.m.

TRD-9607833



### Texas Department of Protective and Regulatory Services

Wednesday, June 12, 1996, 10:30 a.m.

Contact: Emmy Lou Baldrige, Texas Department of Protective and Regulatory Services, Mail Code 088-6, Dallas, Texas 75207, (214) 951-7902, Ext. 2566.

Filed: June 3, 1996, 4:19 p.m.

TRD-9607749



Wednesday, June 12, 1996, 2:00 p.m.

Contact: Virginia Guzman, P.O. Box 149030, Mail Code E-554, Austin, Texas 78714-9030, (512) 438-4435.

Filed: June 3, 1996, 4:22 p.m.

TRD-9607752



### Texas Council on Purchasing from People with Disabilities

Friday, June 14, 1996, 9:30 a.m.

Contact: Rose-Michel Munguia, 1711 San Jacinto, Austin, Texas 78701, (512) 463-6422.

Filed: June 4, 1996, 11:31 a.m.

TRD-9607789



### Texas State Board of Social Worker Examiners

Friday, June 14, 1996, 8:00 a.m.

Contact: Michael Doughty, 1100 West 49th Street, Austin, Texas 78756, (512) 719-3521.

Filed: June 4, 1996, 2:36 p.m.

TRD-9607822



Friday, June 14, 1996, 9:00 a.m.

Contact: Michael Doughty, 1100 West 49th Street, Austin, Texas 78756, (512) 719-3521.

Filed: June 4, 1996, 4:27 p.m.

TRD-9607825



Friday, June 14, 1996, 1:00 p.m.

Contact: Michael Doughty, 1100 West 49th Street, Austin, Texas 78756, (512) 719-3521.

Filed: June 4, 1996, 4:27 p.m.

TRD-9607827

◆ ◆ ◆  
Saturday, June 15, 1996, 8:00 a.m.

Contact: Michael Doughty, 1100 West 49th Street, Austin, Texas 78756, (512) 719-3521.

Filed: June 4, 1996, 4:27 p.m.

TRD-9607824

◆ ◆ ◆  
Saturday, June 15, 1996, 9:30 a.m.

Contact: Michael Doughty, 1100 West 49th Street, Austin, Texas 78756, (512) 719-3521.

Filed: June 4, 1996, 4:28 p.m.

TRD-9607823

◆ ◆ ◆  
**Board of Tax Professional Examiners**

Tuesday, June 18, 1996, 10:00 a.m.

Contact: David E. Montoya, 333 Guadalupe Street, Tower 2, suite 520, Austin, Texas 78701-3942, (512) 305-7300.

Filed: June 4, 1996, 11:04 p.m.

TRD-9607785

◆ ◆ ◆  
wednesday, June 19, 1996, 9:30 a.m.

Contact: David E. Montoya, 333 Guadalupe Street, Tower 2, suite 520, Austin, Texas 78701-3942, (512) 305-7300.

Filed: June 4, 1996, 11:04 p.m.

TRD-9607786

◆ ◆ ◆  
**Texas Tech University and Texas Tech University Health Sciences Center**

Friday, June 7, 1996, 10:00 a.m.

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

Filed: June 4, 1996, 10:00 a.m.

TRD-9607772

◆ ◆ ◆  
Friday, June 7, 1996, 10:00 a.m.

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

Filed: June 4, 1996, 10:00 a.m.

TRD-9607773

◆ ◆ ◆  
Friday, June 7, 1996, 10:00 a.m.

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

Filed: June 4, 1996, 3:34 p.m.

TRD-9607874

◆ ◆ ◆  
Friday, June 7, 1996, 10:00 a.m.

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

Filed: June 4, 1996, 3:34 p.m.

TRD-9607877

◆ ◆ ◆  
**University of Houston System**

Wednesday, June 12, 1996, 8:00 a.m.

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

Filed: June 4, 1996, 8:36 a.m.

TRD-9607766

◆ ◆ ◆  
**Texas Board of Veterinary Medical Examiners**

Thursday, June 13, 1996, 8:30 a.m.

Contact: Rn Allen, 333 Guadalupe, #2-330, Austin, Texas 78701-3998, (512) 305-7555.

Filed: June 3, 1996, 11:39 p.m.

TRD-9607692

◆ ◆ ◆  
**Regional Meetings**

Meetings Filed June 3, 1996

The Ark-Tex Council of Governments, Ark-Tex Private Industry Council will meet at the Titus County Civic Center, 1800 North Jefferson, Mount Pleasant, June 13, 1996, at 1:30 p.m. Information may be obtained from Jeanie Key, P.O. Box 5307, Texarkana, Texas 75505, (903) 832-8636. TRD-9607762.

The Colorado County Appraisal District, Board of Directors will meet at 400 Spring (County Courtroom), Columbus, June 11, 1996, at 1:30 p.m. Information may be obtained from Billy Youens, P.O. Box 10, Columbus, Texas 78934, (409) 732-8222. TRD-9607746.

The Colorado County Appraisal District, Board of Directors will meet at 400 Spring (County Courtroom), Columbus, June 11, 1996, at 2:00 p.m. Information may be obtained from Billy Youens, P.O. Box 10, Columbus, Texas 78934, (409) 732-8222. TRD-9607747.

The Golden Crescent Private Industry Council, Executive Committee met at 2401 Houston Highway, Victoria, June 6, 1996, at 7:30 p.m. Information may be obtained from Sandy Heiermann, 2401 Houston Highway, Victoria, Texas 77901, (512) 576-5872. TRD-9607714.

The Houston-Galveston Area Council, Transportation Department will meet at 2121 Austin Parkway, Sugarland, June 11, 1996, at 7:00 p.m. Information may be obtained from Kathy H. Lang or Sharon Thompson, 3555 Timmons Lane, Suite 500, Houston, Texas 77227. TRD-9607758.

The Middle Rio Grande Development Council, Texas Review and Comment System met at Reading Room, Willie DeLeon Civic Center, East Main Street, Uvalde, June 5, 1996, at 4:00 p.m. Information may be obtained from Erma Alejandro, 209 North Getty Street, Uvalde, Texas 78801, (210) 278-4151, Ext. 10, Fax (210) 278-2929. TRD-9607698.

The Central Appraisal District of Nolan County, Board of Directors, will meet at Betty's Breakfast, Oak Street, Sweetwater, June 11, 1996, at 7:00 a.m. Information may be obtained from Patricia Davis,

P.O. Box 1256, Sweetwater, Texas 79556, (915) 235-8421. TRD-9607693.

The Parmer County Appraisal District, Board of Directors will meet at 305 Third Street, Bovina, June 13, 1996, at 7:30 p.m. Information may be obtained from Ronald E. Procter, P.O. Box 56, Bovina, Texas, 79009, (806) 238-1405. TRD-9607750.

The South Texas Development Council, Board of Directors, will meet at the Commissioners Courtroom, Courthouse Annex, Zapata, June 13, 1996, at 11:00 a.m. Information may be obtained from Julie Saldana, P.O. Box 2187, Laredo, Texas 78044-2187, (210) 722-3995. TRD-9607719.

The STED Corporation, Board of Trustees will meet at the Commissioners Courtroom, Courthouse Annex, Zapata, June 13, 1996, at 10:00 a.m. Information may be obtained from Robert Mendiola, P.O. Box 2187, Laredo, Texas 78044-2187, (210) 722-3995. TRD-9607720.

The Tri-County Special Utility District (SUD), Board of Directors met at Highway 7 East, Marlin, June 10, 1996, at 8:00 p.m. Information may be obtained from Patsy, Booher, P.O. Box 976, Marlin, Texas, 76661, (817) 803-3553. TRD-9607704.

Meetings Filed June 4, 1996

The Austin Transportation Study, Policy Advisory Committee met at the Joe C. Thompson Conference Center, 26th and Red River Streets, Room 2.102, Austin, June 10, 1996, at 6:00 p.m. Information may be obtained from Michael R. Aulick, 301 West Second Street, Austin, Texas 78701, (512) 499-2275. TRD-9607810

The Austin Transportation Study, Working Group will meet at the Municipal Annex Building, Second and Lavaca Streets, Room 240, Austin, June 10, 1996, at 6:00 p.m. Information may be obtained from Michael R. Aulick, 301 West Second Street, Austin, Texas 78701, (512) 499-2275. TRD-9607811.

The Bandera County Appraisal District, Appraisal Review Board will meet at the Bandera County Appraisal District, 1116 Main Street, Bandera, June 12, 1996, at 9:00 p.m. Information may be obtained from P. H. Coates, IV., P.O. Box 1119, Bandera, Texas 78003, (210) 796-3039. TRD-9607722

The Bosque County Central Appraisal District, Appraisal Review Board met at 202 South Highway 6, Meridian, June 10, 1996, at 9:00 a.m. Information may be obtained from Janice Henry, P.O. Box 393, Meridian, Texas 76665-0393, (817) 435-2304. TRD-9607691.

The Central Counties Center for MHMR Services, Board of Trustees, will meet at 304 South 22nd Street, Temple, June 11, 1996, at 6:30 p.m. Information may be obtained from Eldon Tietje, 304 South 22nd Street, Temple, Texas 76501, (817) 778-4841, Ext. 301. TRD-9607809.

The Central Texas Council of Governments, Regional Review Scoring Meeting will meet at 302 East Central, Belton, June 14, 1996, at 9:00 a.m. Information may be obtained from Raye Bucher, P.O. Box 729, Belton, Texas 76513, (817) 939-0660. TRD-9607829.

The Concho Valley Council of Governments, Executive Committee will meet at 50114 Knickerbocker Road, San Angelo, June 12, 1996, at 7:00 p.m. Information may be obtained from Robert R. Weaver, P.O. Box 60050, San Angelo, Texas 76906, (915) 944-9666. TRD-9607777.

The Gillespie Central Appraisal District, Appraisal Review Board will meet at the Gillespie County Courthouse, County Courtroom, 101 West Main Street, Fredericksburg, June 13, 1996, at 9:00 a.m. Information may be obtained from Mary Lou Smith, P.O. Box 429, Fredericksburg, Texas, 78624, (210) 997-9807. TRD-9607771.

The Grand Parkway Association, Board of Directors will meet at 5757 Woodway, 140 East Wing, Houston, June 20, 1996, 8:15 a.m. Information may be obtained from Jerry L. Coffman, 5757 Woodway, 140 East Wing, Houston, Texas 77057, (713) 782-9330. TRD-96077871.

The Gulf Bend Center, Board of Trustees Work Session will meet at 1502 East Airline, Victoria, June 11, 1996, at 9:00 a.m. Information may be obtained from Agnes Moeller, Gulf Bend Center, 1502 East Airline, Victoria, Texas 77901, (512) 575-0611. TRD-9607812.

The High Plains Underground Water Conservation District Number 1, Board Meeting will meet at 2930 Avenue Q, Board Room, Lubbock, June 11, 1996, 10:00 a.m. Information may be obtained from A. Wayne Wyatt, 2930 Avenue Q, Lubbock, Texas 79405, (806) 762-0181. TRD-9607791.

The Lavaca County Central Appraisal District, Appraisal Review Board will meet at 113 North Main Street, Hallettsville, June 26, 1996, at 9:00 a.m. Information may be obtained from Diane Munson, P.O. Box 386, Hallettsville, Texas 77964, (512) 798-4396. TRD-9607830.

The Palo Pinto Appraisal District, Board of Directors will meet at the Courthouse, Highway 180, Palo Pinto, June 12, 1996, at 3:00 p.m. Information may be obtained from Carol Holmes, P.O. Box 250, Palo Pinto, Texas 76484, (817) 659-1281. TRD-9607768.

The Red Bluff Water Power Control District, Board of Directors Meeting met at 111 West Second Street, Pecos, June 10, 1996, at 1:00 p.m. Information may be obtained from Jim Ed Miller, 111 West Second Street, Pecos, Texas 79772, (915) 445-2037. TRD-9607792.

Meetings Filed June 5, 1996

The Cypress Springs Water Supply Corporation, Board of Directors Meeting will meet at the Office of Cypress Springs Water Supply Corporation, 4430 Highway 115, South of Mount Vernon, June 11, 1996, at 7:00 p.m. Information may be obtained from Richard Zachary, P.O. Box 591, Mount Vernon, Texas 75457, (903) 860-3400. TRD-9607854.

The Hickory Underground Water Conservation District Number 1, Board and Advisors met at U.S. 87 South, Mason, June 10, 1996. Information may be obtained from Stan Reinhard, P.O. Box 1214, Brady, Texas 76825, (915) 597-2785. TRD-9607838.

The Kendall Appraisal District, Appraisal Review Board will meet at 121 South Main Street, Boerne, June 17, 1996, at 9:00 a.m. Information may be obtained from Mick Mikulenka or Tammy Johnson, P.O. Box 788, Boerne, Texas 78006, (210) 249-8012, Fax (210) 249-3975. TRD-9607847.

The Kendall Appraisal District, Appraisal Review Board will meet at 121 South Main Street, Boerne, June 18, 1996, at 9:00 a.m. Information may be obtained from Mick Mikulenka or Tammy Johnson, P.O. Box 788, Boerne, Texas 78006, (210) 249-8012, Fax (210) 249-3975. TRD-9607848.

The Kendall Appraisal District, Appraisal Review Board will meet at 121 South Main Street, Boerne, June 19, 1996, at 9:00 a.m.



Information may be obtained from Mick Mikulka or Tammy Johnson, P.O. Box 788, Boerne, Texas 78006, (210) 249-8012, Fax (210) 249-3975. TRD-9607849.

The Kendall Appraisal District, Appraisal Review Board will meet at 121 South Main Street, Boerne, June 24, 1996, at 9:00 a.m. Information may be obtained from Mick Mikulka or Tammy Johnson, P.O. Box 788, Boerne, Texas 78006, (210) 249-8012, Fax (210) 249-3975. TRD-9607850.

The Kendall Appraisal District, Appraisal Review Board will meet at 121 South Main Street, Boerne, June 25, 1996, at 9:00 a.m. Information may be obtained from Mick Mikulka or Tammy Johnson, P.O. Box 788, Boerne, Texas 78006, (210) 249-8012, Fax (210) 249-3975. TRD-9607851.

The Kendall Appraisal District, Appraisal Review Board will meet at 121 South Main Street, Boerne, June 26, 1996, at 9:00 a.m.

Information may be obtained from Mick Mikulka or Tammy Johnson, P.O. Box 788, Boerne, Texas 78006, (210) 249-8012, Fax (210) 249-3975. TRD-9607852.

The Kendall Appraisal District, Appraisal Review Board will meet at 121 South Main Street, Boerne, June 27, 1996, at 9:00 a.m. Information may be obtained from Mick Mikulka or Tammy Johnson, P.O. Box 788, Boerne, Texas 78006, (210) 249-8012, Fax (210) 249-3975. TRD-9607853.

The Middle Rio Grande Development Council, Private Industry Council, will meet at the Eagle Pass Chamber of Commerce, 400 Garrison Street, Eagle Pass, June 11, 1996, at 2:00 p.m. Information may be obtained from Leodoro Martinez, P.O. Box 1199, Carrizo Springs, Texas 78834, (210) 876-3533, Fax (210) 876-9415. TRD-9607837.

# IN ADDITION

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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.

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## Office of the Consumer Credit Commissioner

Notice of Rate Ceiling

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

Issued in Austin, Texas, on June 4, 1996.

TRD-9607866

Leslie L. Pettijohn

Commissioner

Office of Consumer Credit Commissioner

Filed: June 5, 1996



## Texas Commission on Fire Protection

Award of Consultant Contract

Under the provisions of the Texas Government Code, Chapter 2254, Subchapter B, the Texas Commission on Fire Protection (TCFP) announces the award of a contract to provide consulting services as described in the Request for Proposal (RFP) that was published in the March 29, 1996, issue of the *Texas Register* (21 TexReg 2581). The consultant will assist the TCFP study committee in assessing the need, importance and benefit for statewide codes by accumulating, compiling, analyzing statistical and anecdotal information, and presenting the information both orally and in writing.

The consultant is TriData, 1000 Wilson Boulevard, Arlington, Virginia 22209-2211. The total amount of this contract shall not exceed \$34,954. The contract is to begin on or about May 28, 1996 and extend through but not exceed May 31, 1997.

Issued in Austin, Texas, on June 5, 1996.

9607841

Jack Woods

General Counsel

Texas Commission on Fire Protection

Filed: June 5, 1996



## General Services Commission

Notice of Advertisement for the Corporate Travel Charge Card Program Request For Proposal

The General Services Commission ("the GSC") has issued a Request for Proposal for Corporate Travel Charge Card Program (RFP #3-0596RC) for charge card services to be provided to the State of Texas for the period of October 1, 1996–August 31, 1999. Deadline for

submission of proposals is 3:00 p.m. on July 2, 1996 to the General Services Commission, Central Services Building, Bid Tabulation, Room 180, 1711 San Jacinto, P.O. Box 13047, Austin, Texas 78711-3047.

Evaluation of Proposals will be based on the criteria listed in the Request for Proposal. Evaluation will be performed by an evaluation team composed of persons designated by the GSC. The evaluation team will make a recommendation to the Division Director who shall determine and recommend to the Executive Director the proposer chosen for contract award. The proposer to whom a contract is awarded will be notified by mail.

If you are interested in receiving a copy of the RFP, contact Ms. Julie Thomte, Travel Manager, at (512) 463-3559 to request a copy.

Issued in Austin, Texas on June 4, 1996. David Brown Assistant General Counsel General Services Commission

Issued in Austin, Texas on June 4 1996.

TRD-9607836

David Ross Brown

Assistant General Counsel

General Services Commission

Filed: June 4, 1996

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## Texas Department of Health

Correction of Error

The Texas Department of Health proposed amendments to 25 TAC §§313.1, 313.2, 313.9, 33.13-313.15, and 313.17, concerning the licensing and regulation of athletic trainers. The rules appeared in the June 7, 1996, *Texas Register* (21 TexReg 5133).

Due to software error by the *Texas Register*, the new language in the proposed text was printed in italics instead of bold type.

## Health and Human Services Commission, State Medicaid Office

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 94-10, Amendment Number 439.

The amendment adds coverage and reimbursement provisions for Tuberculosis-Related Clinic Services. The amendment is effective January 1, 1994.

If additional information is needed, please contact Kay Sterling, Texas Department of Health, at (512) 338-6511.

Issued in Austin, Texas on May 29, 1996.

TRD-9607566

Marina S. Henderson

Executive Deputy Commissioner

Health and Human Services Commission

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## Texas Department of Housing

Notice of Public Hearing

Texas Department of Housing and Community Affairs Multi-Family Revenue Refunding bonds Series 1996A (Brighton's Mark Development) and

Texas Department of Housing and Community Affairs Multi-Family Housing Revenue Refunding Bonds Series 1996A (The Marks of Las Colinas Development)

and

Texas Department of Housing and Community Affairs Multi-Family Housing Revenue Refunding Bonds Series 1996A (Braxton's Mark Development)

Notice is hereby given of a public hearing to be held by the Texas Department of Housing and Community Affairs (the "Department") on June 26, 1996, at 10:00 a.m., Room 434, in the 4th floor Board Room of its offices, located at 507 Sabine Street, Austin, Texas, with respect to the issuance of three issues of the Department's Multi-Family Housing Revenue Refunding Bonds, as described below:

(1) Multi-Family Revenue Refunding Bonds, Series 1996A (Brighton's Mark Development) to be issued by the Department in an aggregate principal amount not to exceed \$8,075,000 (the "Brighton's Mark Bonds") and the proceeds of which will be deemed loaned to Consolidated Apartment Ventures, L.P., a Delaware limited partnership, the sole general partner of which is Pelican Apartment Properties, Inc., a New Jersey corporation, and the limited partners of which are Mublen Realty Company, a New Jersey corporation, MBL Life Assurance Corporation, a New Jersey corporation, and Metro IRB, Inc., a New Jersey corporation, to refund in full the outstanding principal portion of the Texas Housing Agency's, the Department's predecessor, Multi-Family Housing Revenue Bonds (Mutual Benefit Life Insurance Company, Mortgage Loan Guarantor) 1983 Series A, originally issued in the aggregate principal amount of \$8,250,000 (the "Original Brighton's Mark Bonds"). The project, the acquisition and construction of which was originally financed with the proceeds of the Original Brighton's Mark Bonds, and is to be refinanced from the proceeds of the Brighton's Mark Bonds, is a 180-unit apartment project known as Brighton's Mark Apartments, located at 4808 Haverwood Lane, Dallas, Texas 75287 (the "Brighton's Mark Project"). The Brighton's Mark Project will be owned by Consolidated Apartment Ventures, L.P. and will be initially operated and managed by Gables Residential Trust.

(2) Multi-Family Revenue Refunding Bonds, Series 1996A (The Marks of Las Colinas Development) to be issued by the Department in an aggregate face amount of not more than \$12,670,000 (the "The Marks Bonds") and the proceeds of which will be deemed loaned to Consolidated Apartment Ventures, L.P., a Delaware limited partnership, the sole general partner of which is Pelican Apartment Properties, Inc., a New Jersey corporation, and the limited partners of which are Mublen Realty Company, a New Jersey corporation, MBL Life Assurance Corporation, a New Jersey corporation, and Metro IRB, Inc., a New Jersey corporation, to refund in full the outstanding principal portion of the Department's Multi-Family Housing Revenue Bonds (Mutual Benefit Life Insurance Company, Mortgage Loan Guarantor) 1983 Series B, originally issued in the aggregate principal amount of \$13,500,000 (the "Original Marks Bonds"). The project, the acquisition and construction of which was originally financed with the proceeds of the Original Mark Bonds, and is to be refinanced from the proceeds of the Marks Bonds, is a 252-unit apartment project known as The Marks of Las Colinas Apartments, located at 4000 N. Story Road, Irving, Texas 75038 (the "Marks Project"). The Marks

Project will be owned by Consolidated Apartment Ventures, L.P. and will be initially operated and managed by Gables Residential Trust.

(3) Multi-Family Revenue Refunding Bonds, Series 1996A (Braxton's Mark Development) to be issued by the Department in an aggregate face amount of not more than \$12,250,000 (the "The Braxton's Mark Bonds") and the proceeds of which will be deemed loaned to Consolidated Apartment Ventures, L.P., a Delaware limited partnership, the sole general partner of which is Pelican Apartment Properties, Inc., a New Jersey corporation, and the limited partners of which are Muben Realty Company, a New Jersey corporation, MBL Life Assurance Corporation, a New Jersey corporation, and Metro IRB, Inc., a New Jersey corporation, to refund in full the outstanding principal portion of the Department's Multi-Family Housing Revenue Bonds (The Mutual Benefit Life Insurance Company, Mortgage Loan Guarantor) 1985 Series A, originally issued in the aggregate principal amount of \$12,500,000 (the "Original Braxton's Mark Bonds"). The project, the acquisition and construction of which was originally financed with the proceeds of the Original Braxton's Mark Bonds, and is to be refinanced from the proceeds of the Braxton's Mark Bonds, is a 264-unit apartment project known as Braxton's Mark Apartments, located at 10201 N. MacArthur Blvd., Irving, Texas 75063 (the "Braxton's Mark Project"). The Braxton's Mark Project will be owned by Consolidated Apartment Ventures, L.P. and will be initially operated and managed by Gables Residential Trust.

All interested persons are invited to attend such public hearing to express their views with respect to the above-referenced projects and bonds. Questions or requests for additional information may be directed to Cindy Bocz at the Texas Department of Housing and Community Affairs, 507 Sabine, Ste 400, Austin, Texas 78701; (512) 475-3916.

Persons who intend to appear at the hearing and express their views are invited to contact Cindy Bocz either in writing or by telephone in advance of the hearing. Any interested persons unable to attend the hearing may submit their views in writing to Cindy Bocz prior to the date scheduled for the hearing.

This notice is published and the above-described hearing is to be held in satisfaction of the requirements of Section 147(f) of the Internal Revenue Code of 1986, as amended, regarding the public approval prerequisite to the exclusion from gross income of the owners thereof of the interest on the Brighton's Mark Bonds, the Marks Bonds, and the Braxton's Mark Bonds.

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

Issued in Austin, Texas, on June 4, 1996.

TRD-9607836  
David Ross Brown  
Assistant General Counsel  
General Services Commission  
Filed: June 4, 1996

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**Texas Department of Insurance**

Notices

On May 29, 1996, in Order Number 96-0590, the Commissioner of Insurance adopted amendments to the Texas Automobile Insurance Plan Association, Plan of Operation.

For copies of Commissioner's order number 96-0590 and the Texas Automobile Insurance Association Plan of Operation, contact Sylvia Gutierrez at (512) 463-6326 (refer to file number A-0496-11).

Issued in Austin, Texas, on June 3, 1996.

9607891  
Alicia M. Fechtel  
General Counsel, Chief Clerk  
Texas Department of Insurance  
Filed: June 5, 1996

On May 31, 1996, in Order Number 96-0603, the Commissioner of Insurance adopted amendments to the Texas Workers' Compensation Insurance Fund, Plan of Operation. Notice of the possible adoption was published in the March 26, 1996 issue of the Texas Register (21 TexReg 2500).

For copies of Commissioner's order number 96-0603 and the Amended Plan of Operation, contact Sylvia Gutierrez at (512) 463-6326 (refer to reference number W-0296-07).

Issued in Austin, Texas, on June 3, 1996.

9607890  
Alicia M. Fechtel  
General Counsel, Chief Clerk  
Texas Department of Insurance  
Filed: June 5, 1996

Notice of Public Hearing originally scheduled before the Commissioner of Insurance for June 20, 1996 at 9:00 a.m. has been canceled because the requester has withdrawn its petition for a hearing.

Docket No. 2231, concerning the adoption of proposed amendments to §§3.502-3.512 and new sections 28 TAC 3.513-3.520 concerning Group Health Insurance Mandatory Conversion Privileges.

Notice of the hearing was published in the May 28, 1996 issue (21 TexReg 4845).

Issued in Austin, Texas, on June 3, 1996.

9607888  
Alicia M. Fechtel  
General Counsel, Chief Clerk  
Texas Department of Insurance  
Filed: June 5, 1996

Pursuant to 28 TAC §1.1317(3), the Commissioner of Insurance will hold a public meeting to permit parties to give oral argument in connection with the Proposal for Decision in SOAH Docket No. (454-95-)1280.G, Rates for Residential Property Insurance and Rates for the Texas Catastrophe Property Insurance Association.

Issued in Austin, Texas, on June 3, 1996.

9607887  
Alicia M. Fechtel  
General Counsel, Chief Clerk  
Texas Department of Insurance  
Filed: June 5, 1996

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

Application for admission to Texas of Safeguard Health Plans, Inc., (doing business under the assumed name of Safeguard Health Administrators), a foreign third party administrator. The home office is Anaheim, California.

Application for admission to Texas of KCS Management Services, Inc., a foreign third party administrator. The home office is Dover, Delaware.

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

Issued in Austin, Texas, on June 3, 1996.

9607889

Alicia M. Fechtel  
General Counsel, Chief Clerk  
Texas Department of Insurance  
Filed: June 5, 1996

The Commissioner of Insurance, or his designee, will consider approval of a rate filing request outside the promulgated flexibility band filed by American Alternative Insurance Company pursuant to TX. INS. CODE ANN. art. 5.101, §3(g). They are proposing rates of -15% for ambulances and -25% for fire departments in Territories 1 and 2, and -30% for ambulances and -50% for fire departments in all other Territories for the Emergency Service Organization program for commercial automobiles.

Copies of the filing may be obtained by contacting Gifford Ensey, at the Texas Department of Insurance, Legal and Compliance, P.O. Box 149104, Austin, Texas 78714-9104, extension (512) 475-1761.

This filing is subject to Department approval without a hearing unless an objection is filed with the Chief Economist, Birny Birnbaum, at the Texas Department of Insurance, 333 Guadalupe, P.O. Box 149104, Austin, Texas 78701 within 30 days after publication of this notice.

Issued in Austin, Texas, on June 3, 1996.

9607886

Alicia M. Fechtel  
General Counsel, Chief Clerk  
Texas Department of Insurance  
Filed: June 5, 1996

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Texas Commission on Jail Standards

Correction of Error

The Texas Commission on Jail Standards proposed an amendment to 37 TAC §257.9, concerning construction approval rules, §259.138, concerning new construction rules, and §261.138, concerning existing construction rules. The rules appeared in the June 7, 1996, *Texas Register* (21 TexReg 5159 and 5160).

Due to software error by the *Texas Register*, the new language in the proposed text was printed in italics instead of bold type.

North Central Texas Council of Governments

Request for Consultant Services

This request by the North Central Texas Council of Governments (NCTCOG) for consultant services is filed under the provisions of Government Code, Chapter 2254.

On April 30, 1996, NCTCOG published a Request for Proposals (RFP) to conduct a study of alternative weekend travel service and non-CBD work trip travel for the Dallas Area Rapid Transit. The process by which these RFPs were distributed has been contested and, therefore, the proposal process for this project has been reopened. The original RFP remains the same, and only the due date has changed. This RFP encompasses two specific areas of study. First, the consultant will explore opportunities to develop routes and services to meet travel demand on weekends, which is uniquely different from the traditional home-based work trip market. Second, the consultant will develop plans for responding to the increasing demand for non-CBD work trip transportation.

Contract Award Procedures

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

Regulations

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

Due Date

Proposals must be submitted no later than 1 p.m., Central Standard Time, Tuesday, June 18, 1996, to Edward Owens, Senior Transportation Planner, North Central Texas Council of Governments, 616 Six Flags Drive, Second Floor, or P. O. Box 5888, Arlington, Texas 76005-5888. For more information and copies of the Request for Proposals, contact Ed Owens, (817) 695-9268.

Issued in Arlington, Texas on May 30, 1996.

TRD-9607694

Mike Eastland  
Executive Director  
North Central Texas Council of Governments  
Filed: June 3, 1996

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Texas Parks and Wildlife Department

Correction of Error

The Texas Parks and Wildlife Department proposed amendments to 31 TAC §53.4, and §53.5, concerning commercial hunting/trapping

licenses and permits and public land hunting permits and fees. The rules appeared in the June 7, 1996, *Texas Register* (21 TexReg 5145).

Due to software error by the *Texas Register*, the new language in the proposed text was printed in italics instead of bold type.

## **Public Utility Commission**

Notice of Application to Amend Certificate of Convenience And Necessity

Notice is given to the public of the filing with the Public Utility Commission of Texas an application on May 24, 1996, to amend a certificate of convenience and necessity pursuant to §§1.101, 3.051(b), 3.251, 3.253, and 3.254 of the Public Utility Regulatory Act of 1995 (PURA), Texas Revised Civil Statutes Annotated article 1446c-0 (Vernon Supp. 1996). A summary of the application follows.

Docket Title and Number. Application of GTE Southwest, Inc. to Amend Certificate of Convenience and Necessity Within Hays County. Docket Number 15935.

The Application. In Docket Number 15935, GTE Southwest, Inc. seeks approval to amend the exchange area boundary between its Kyle exchange and Wimberley exchange to provide telephone service to two customers currently without service.

Persons who wish to comment upon the action sought should contact the Public Utility Commission of Texas, at 7800 Shoal Creek Boulevard, Austin, Texas 78757, or call the Public Utility Commission Consumer Affairs Division at (512) 458-0256, or (512) 458-0221 for teletypewriter for the deaf on or before July 8, 1996.

Issued in Austin, Texas on June 4, 1996.

TRD-960774

Paula Mueller

Secretary of the Commission

Public Utility Commission of Texas

Filed: June 4, 1996

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

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

Tariff Title and Number. Application of Southwestern Bell Telephone Company for PLEXAR-Custom Service for Tarrant County in Fort Worth, Texas. Pursuant to Public Utility Commission Substantive Rule 23.27. Tariff Control Number 15929.

The Application. Southwestern Bell Telephone Company is requesting approval of a 99 station addition to the existing PLEXAR-Custom service for Tarrant County. The geographic service market for this specific service is the Fort Worth, Texas area.

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

Issued in Austin, Texas on June 4, 1996.

TRD-9607775

Paula Mueller

Secretary of the Commission

Public Utility Commission of Texas

Filed: June 4, 1996

Notice is given to the public of the intent to file with the Public Utility Commission of Texas an application pursuant to Public Utility Commission Substantive Rule 23.27 for approval of customer-specific PLEXAR-Custom Service for Hidalgo County in Edinburg, Texas.

Tariff Title and Number. Application of Southwestern Bell Telephone Company for PLEXAR-Custom Service for Hidalgo County in Edinburg, Texas. Pursuant to Public Utility Commission Substantive Rule 23.27. Tariff Control Number 15928.

The Application. Southwestern Bell Telephone Company is requesting approval of a new PLEXAR-Custom service for Hidalgo County. The geographic service market for this specific service is the Edinburg, Texas area.

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

Issued in Austin, Texas on June 4, 1996.

TRD-9607776

Paula Mueller

Secretary of the Commission

Public Utility Commission of Texas

Filed: June 4, 1996

## **Texas Water Development Board**

Applications Received

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

City of Crystal City, 101 East Dimmit Street, Crystal City, Texas, 78839, received April 15, 1995, application for financial assistance in an amount not to exceed \$19,126 from the Research and Planning Fund.

City of Ingleside on the Bay, P.O. Box B, Ingleside, Texas, 78362, received May 30, 1996, application for financial assistance in an amount not to exceed \$30,562.50 from the Research and Planning Fund.

City of La Feria, 115 East Commercial Avenue, La Feria, Texas, 78559, received January 16, 1996, application for financial assistance in an amount not to exceed \$43,311 from the Research and Planning Fund.

Moore Water Supply Corporation, P.O. Box 78, Moore, Texas, 78057, received January 12, 1996, application for financial assistance in an amount not to exceed \$48,960 from the Research and Planning Fund.

County of Presidio, P.O. Box 606, Marfa, Texas, 79843-0606, received January 15, 1996, application for financial assistance in an amount not to exceed \$36,000 from the Research and Planning Fund.

City of Princeton, 306 North Front, Princeton, Texas, 75077, received March 29, 1996, application for financial assistance in the amount of \$1,610,000 from the State Water Pollution Control Revolving Fund.

Charterwood Municipal Utility District, 15926 Timber Valley, Houston, Texas, 77070, received May 1, 1996, application for financial assistance in the amount of \$545,000 from the Water Supply Account of the Texas Water Development Fund.

City of El Paso, Public Service Board, P.O. Box 511, El Paso, Texas, 79961-0001, received April 12, 1996, application for financial assistance in the amount of \$6,275,000 from the State Water Pollution Control Revolving Fund.

City of Austin, P.O. Box 1088, Austin, Texas, 78767, received May 29, 1996, application for financial assistance in an amount not to exceed \$95,000 from the Research and Planning Fund.

City of Edgewood, P.O. Box 377, Edgewood, Texas, 75117-0377, received June 3, 1996, application for financial assistance in the

amount of \$450,000 from the Water Supply Account of the Texas Water Development Fund.

Town of Combes, 306 Templeton, Combes, Texas, 78535, received November 15, 1995, application for grant assistance in the amount of \$12,932,758 from the Economically Distressed Areas Program.

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

Issued in Austin, Texas, on June 5, 1996.

9607885

Jack Woods

General Counsel

Texas Commission on Fire Protection

Filed: June 5, 1996





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