

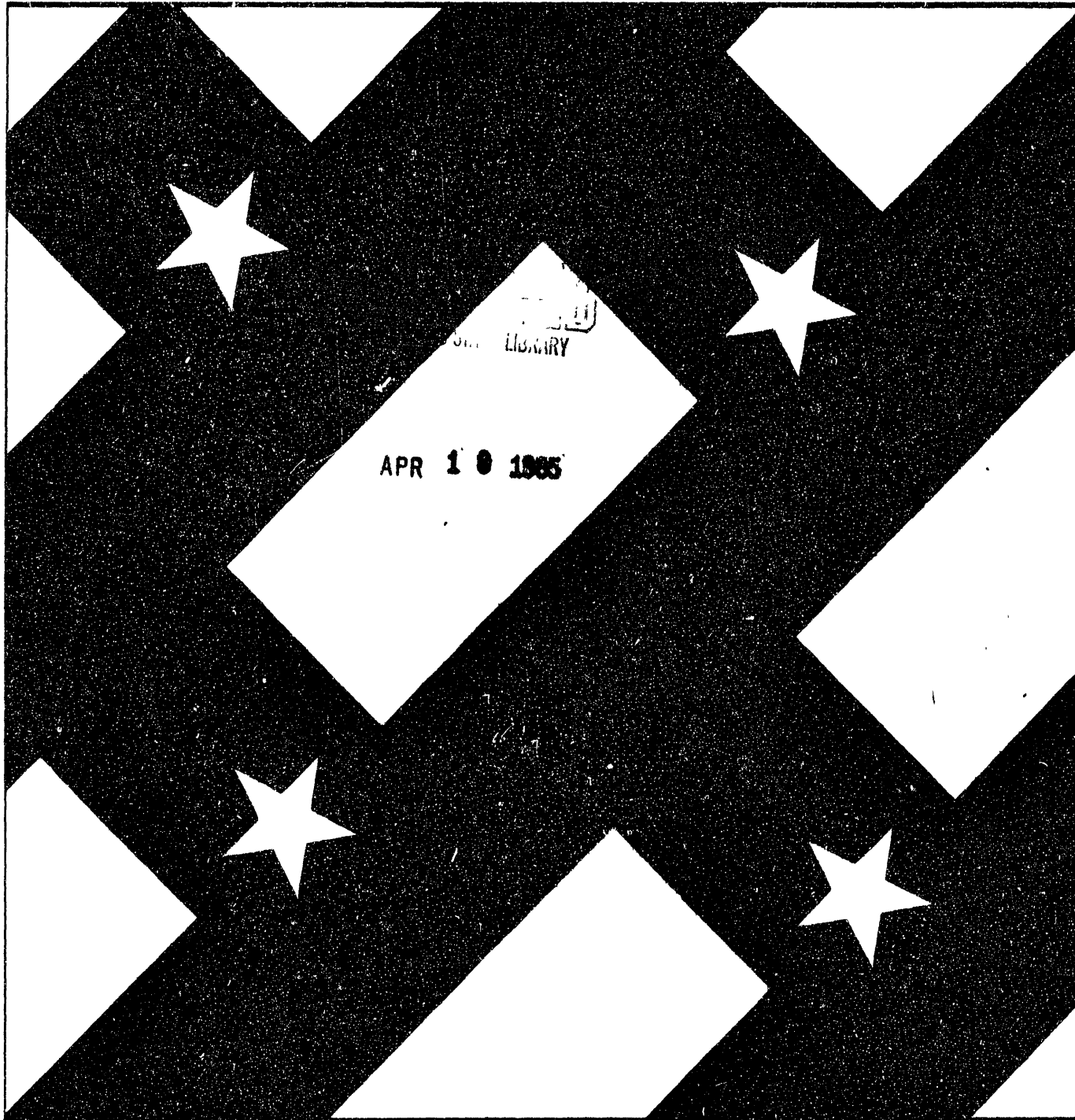
500.6
26.3
31

FILE COPY

Texas Register

Volume 10, Number 31, April 19, 1985

Pages 1249 - 1280



Highlights

The **Texas Department of Community Affairs** proposes a new section in a chapter concerning the Texas Rental Rehabilitation Program. Earliest possible date of adoption - May 20 **page 1253**

The **Railroad Commission of Texas** proposes a

new section concerning parcel carrier operations. Earliest possible date of adoption - May 20

page 1254

The **Texas Department of Labor and Standards** proposes an amendment in a chapter concerning the Boiler Division. Earliest possible date of adoption - May 20

page 1256

**Office of
the Secretary
of State**

7400 208

Texas Register

The *Texas Register* (ISN 0362-4781) is published twice each week at least 100 times a year. Issues will be published on every Tuesday and Friday in 1985 with the exception of June 25, July 9, August 30, December 3, and December 31, by the Office of the Secretary of State

Material in the *Texas Register* is the property of the State of Texas. However, it may be copied, reproduced, or republished by any person for any purpose whatsoever without permission of the *Texas Register* director, provided no such republication shall bear the legend *Texas Register* or "Official" without the written permission of the director. The *Register* is published under Texas Civil Statutes, Article 6252-13a. Second class postage is paid at Austin, Texas, and additional entry offices

POSTMASTER Please send Form 3579 changes to the *Texas Register*, PO Box 13824, Austin, Texas 78711-3824.

Information Available: The 10 sections of the *Register* represent various facets of state government. Documents contained within them include:

- Governor—appointments, executive orders, and proclamations
- Secretary of State—summaries of opinions based on election laws
- State Ethics Advisory Commission—summaries of requests for opinions and opinions
- Attorney General—summaries of requests for opinions, opinions, and open records decisions
- Emergency Rules—rules adopted by state agencies on an emergency basis
- Proposed Rules—rules proposed for adoption
- Withdrawn Rules—rules withdrawn by state agencies from consideration for adoption, or automatically withdrawn by the *Texas Register* six months after proposal publication date
- Adopted Rules—rules adopted following a 30-day public comment period
- Open Meetings—notices of open meetings
- In Addition—miscellaneous information required to be published by statute or provided as a public service

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

How To Cite: Material published in the *Texas Register* is referenced by citing the volume in which a document appears, the words "TexReg," and the beginning page number on which that document was published. For example, a document published on page 2402 of Volume 6 (1981) is cited as follows: 6 TexReg 2402

In order that readers may cite material more easily, page numbers are now written as citations. Example: on page 2, in the lower left-hand corner of the page, would be written "10 TexReg 2 issue date," while on the opposite page, page 3, in the lower right-hand corner, would be written "issue date 10 TexReg 3"

How To Research: The public is invited to research rules and information of interest between 8 a.m. and 5 p.m. weekdays at the *Texas Register* office, 503E Sam Houston Building, Austin. Material can be found by using *Register* indexes, the *Texas Administrative Code*, rule number, or TRD number

Texas Administrative Code

The *Texas Administrative Code* (TAC) is the approved, collected volumes of Texas administrative rules

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

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



Texas Register Publications

a division of the
Office of the Secretary of State
P.O. Box 13824
Austin, Texas 78711-3824
512-475-7886

Myra A. McDaniel
Secretary of State

Director
Dave Harrell

Documents Section Coordinator
Jane Hooks

Document Editors
Cynthia Cooke, Phyllis Smith

Open Meetings Specialist
Roberta Knight

Production Section Coordinator
Sue Bumpous

Production Editors
Richard Salinas, Lindy Vaughan

Typographer
C. Steven Lowe

Circulation Section Coordinator
Dee Wright

Circulation Assistant
Kristine Hopkins Mohajer

TAC Editors
William Craig Howell
Hollis Glaser
Tracie L. Miller
Dennis W. Zabel

Subscriptions— one year (96 regular issues and four index issues), \$80; six months (48 regular issues and two index issues), \$60. Single copies of most issues of the *Texas Register* are available at \$3.00 per copy.

Table of Contents

TAC Titles Affected This Issue

- Title 10. Community Development
Part I. Texas Department of Community Affairs
Chapter 10. Texas Rental Rehabilitation Program
- Title 16. Economic Regulation
Part I. Railroad Commission of Texas
Chapter 5. Transportation Division
Part IV. Texas Department of Labor and Standards
Chapter 65. Boiler Division
- Title 22. Examining Boards
Part XXI. Texas State Board of Examiners of Psychologists
Chapter 463. Applications
Chapter 465. Rules of Practice
- Title 25. Health Services
Part V. Texas Health Facilities Commission
Chapter 507. Certificate of Need Requirements
Chapter 509. Certificate of Need Application Procedures
- Chapter 515. Commission Review of Applications
Chapter 527. Miscellaneous Provisions
- Title 28. Insurance
Part I. State Board of Insurance
Rating and Policy Forms
General Provisions
- Title 37. Public Safety and Corrections
Part IX. Commission on Jail Standards
Chapter 259. New Construction Rules
Chapter 261. Existing Construction Rules
Chapter 263. Life Safety
Chapter 289. Inmate Work Assignments in County Jails
- Title 40. Social Services and Assistance
Part I. Texas Department of Human Resources
Chapter 16. ICF/SNF
-

The Governor

- Appointments Made April 5
1251— Governor's Juvenile Justice Education Project Special Subcommittee on Child Abuse Prevention
- Appointment Submitted April 5
1251— Public Safety Commission
- Appointments Made April 9
1251— Central Texas Region Community Development Block Grant Review Committee
1251— Texas National Guard Armory Board
- Appointments Submitted April 10
1251— Texas Board of Human Resources
1251— Nueces River Authority
1252— Nueces River Authority
1252— State Pension Review Board
- Appointment Made April 11
1242— Deep East Texas Region Community Development Block Grant Review Committee
- Appointments Submitted April 11
1252— Texas Antiquities Committee
1252— Texas State Board of Public Accountancy

Proposed Rules

- Texas Department of Community Affairs
1253— Texas Rental Rehabilitation Program
- Railroad Commission of Texas
1254— Transportation Division
- Texas Department of Labor and Standards
1256— Boiler Division
- State Board of Insurance
1256— Rating and Policy Forms
- Commission on Jail Standards
1257— New Construction Rules
1258— Existing Construction Rules
1259— Life Safety
1260— Inmate Work Assignments in County Jails

Adopted Rules

- Texas State Board of Examiners of Psychologists
1261— Applications
1261— Rules of Practice
- Texas Health Facilities Commission
1261— Certificate of Need Requirements
1262— Certificate of Need Application Procedures

1262—Commission Review of Applications
1262—Miscellaneous Provisions
State Board of Insurance
1263—General Provisions
Texas Department of Human Resources
1263—ICF/SNF
State Board of Insurance
1264—Notifications Pursuant to the Insurance
Code, Chapter 5, Subchapter L

Open Meetings

1265—Texas Department of Agriculture
1265—Interagency Council on Early
Childhood Intervention
1265—Texas Education Agency
1265—Employees Retirement System of Texas
1265—Texas Employment Commission
1266—Office of the Governor
1266—Texas Department of Health
1266—Texas Department of Human Resources
1266—State Board of Insurance
1268—Board of Law Examiners
1268—Texas Merit System Council
1268—Board of Pardons and Paroles
1268—Texas State Board of Physical Therapy
Examiners
1268—Public Utility Commission of Texas
1269—Railroad Commission of Texas
1270—Texas Rehabilitation Commission
1270—School Land Board
1270—Texas Sesquicentennial Commission
1270—Teacher Retirement System of Texas
1271—Texas Water Commission
1271—Regional Agencies

The Legislature

Bills Submitted to the Governor

1273—SB 33
1273—SB 35
1273—SB 92
1273—SB 114
1273—SB 248
1273—SB 444
1273—HB 443
1273—HB 531
1273—HB 536

Bills Signed by the Governor

1273—SB 88
1273—SB 186
1273—SB 232
1273—SB 237
1273—SB 342
1273—SB 822
1273—SB 1235

In Addition

Texas Air Control Board

1274—Extension of Deadline for Written
Comments

State Banking Board

1274—Public Hearings

Texas Department of Community Affairs

1275—Consultant Contract Award

Office of Consumer Credit Commissioner

1275—Rate Ceilings

Criminal Justice Policy Council

1275—Consultant Proposal Request

Employees Retirement System of Texas

1276—Request for Proposals

Texas Health Facilities Commission

1276—Applications Accepted for Amendment,
Declaratory Ruling, Notices of Intent,
and Petition for Reissuance of
Certificate of Need

Texas Historical Commission

1277—Consultant Contract Award

Texas Department of Human Resources

1278—Consultant Contract Award

1278—Correction of Error

Texas Department of Public Safety

1278—Request for Proposal

Texas Savings and Loan Department

1279—Application for Change of Control of an
Association

University of Texas System Cancer Center

1279—Consultant Contract Award

The Governor

As required by Texas Civil Statutes, Article 6252-13a, §6, the *Register* publishes executive orders issued by the Governor of Texas. Appointments and proclamations are also published. Appointments are published in chronological order. Additional information on documents submitted for publication by the Governor's Office can be obtained by calling (512) 475-3021.

Appointments Made April 5 Governor's Juvenile Justice Education Project Special Subcommittee on Child Abuse Prevention

For terms to expire at the pleasure of this governor:

Joy Martin
Conference of Christians and Jews
3817 Atlas
El Paso, Texas 79904

Mary Taylor
Coalition for Children, Youth,
and Families
5335 Northwest Loop 410, #804
San Antonio, Texas 78229

Susan Bush
Texas Youth Commission
104 Guadalupe Drive
Athens, Texas 75751

Sally Manning
2414 Hyden
Amarillo, Texas 79109

Susan Watkins
Texas Department of Human Resources
3305-B West William Cannon
Austin, Texas 78745

Mary Lee Johns
Texas Council of Churches
3014 Northeast Drive
Austin, Texas 78705

Jo Ann Henderson Martens
Mental Health Association
13649 Sprucewood Drive
Dallas, Texas 75240

Paula Bell
Teacher Instruction and Professional
Development Committee
Clearcreek Independent School District
Houston, Texas

Mary Guevara
Texas Migrant Council
Laredo, Texas

Dr. Rafael Garcia
Texas Tech University Health Science
Center
5715 36th Street
Lubbock, Texas 79407

(Editor's note: The following appointment has been submitted by the governor to the Senate of the 69th Legislature, 1985, for confirmation.)

Appointment Submitted April 5

Public Safety Commission

For a term to expire December 31, 1991:

John W. Fainter, Jr.
2604 Escondido Cove
Austin, Texas 78703

Mr. Fainter is replacing Shannon Ratliff of Austin, who resigned.

Issued in Austin, Texas, on April 5, 1985.

TRD-83157 Mark White
Governor of Texas



Appointments Made April 9

Central Texas Region Community Development Block Grant Review Committee

For a term to expire January 1, 1986:

Forrest J. French
Mayor
P.O. Box 280
Copperas Cove, Texas 76522

Mr. French is replacing Ken Ambler of Copperas Cove, who resigned.

Texas National Guard Armory Board

For a term to expire April 30, 1989:

Major General
Charles H. Kone
P.O. Box 279
La Pryor, Texas 78872

For a term to expire April 30, 1991:

Major General
Robert W. McDonald
12 Countryside Estates
Allen, Texas 75002

Issued in Austin, Texas, on April 9, 1985.

TRD-853157 Mark White
Governor of Texas



(Editor's note: The following appointments have been submitted by the governor to the Senate of the 69th Legislature, 1985, for confirmation.)

Appointments Submitted April 10

Texas Board of Human Resources

For a term to expire January 20, 1991:

J. Livingston Kosberg
121 North Post Oak Lane, #206
Houston, Texas 77024

Mr. Kosberg is being reappointed.

Nueces River Authority

For a term to expire February 1, 1989:

George Morrill, Jr.
Box 610
Beeville, Texas 78102

Mr. Morrill is replacing George P. Morrill, Sr., of Beeville, who is deceased.

For terms to expire February 1, 1991:

Santiago N. (Jimmy) Flores
810 North B Street
Mathis, Texas 78368

Mr. Flores is being reappointed.

Bob Mullen
1320 Arcadia
Alice, Texas 78332

Mr. Mullen is replacing Gene Garrison of Alice, whose term expired.

Issued in Austin, Texas, on April 10, 1985.

TRD-853157 Mark White
Governor of Texas



Nueces River Authority

For terms to expire February 1, 1991:

James L. Donnell
Lowe Ranch
Fowlerton, Texas 78021

Mr. Donnell is being reappointed.

Albert A. Ivy
P.O. Box 276
Carrizo Springs, Texas 78834

Mr. Ivy is replacing General John W. White of Uvalde, whose term expired.

George Jambers, Jr.
Star Route, Box W8
Whitsett, Texas 78075

Mr. Jambers is being reappointed.

Roy Martin
Box 525
Cotulla, Texas 78014

Mr. Martin is replacing Eugene L. Ames, Jr., of San Antonio, whose term expired.

State Pension Review Board

For a term to expire January 31, 1991:

Peggy Seale McAdams
P.O. Box 506
Huntsville, Texas 77340

Ms. McAdams is replacing Samuel Earl Macklin of San Antonio, whose term expired.

Issued in Austin, Texas, on April 10, 1985.

TRD-853172 Mark White
Governor of Texas

★ ★ ★

Appointment Made April 11

Deep East Texas Region Community Development Block Grant Review Committee

For a term to expire January 1, 1986:

Elmer Murray
City Alderman
P.O. Box 550
Crockett, Texas 75835

Mr. Murray is replacing Reverend E. J. Jones of Crockett, who is deceased.

Issued in Austin, Texas, on April 11, 1985.

TRD-853247 Mark White
Governor of Texas

★ ★ ★

(Editor's note: The following appointment has been submitted by the governor to the Senate of the 69th Legislature, 1985, for confirmation.)

Appointments Submitted April 11

Texas Antiquities Committee

For a term to expire January 31, 1987:

William Clark Griggs
5331 Oak Cove Drive
Houston, Texas 77091

Mr. Griggs is being reappointed.

Texas State Board of Public Accountancy

For a term to expire January 31, 1991:

Jarman Bass
7018 Chevy Chase
Dallas, Texas 75225

Mr. Bass is replacing Earl Lairson of Houston, whose term expired.

Issued in Austin, Texas, on April 11, 1985.

TRD-853247 Mark White
Governor of Texas

★ ★ ★

Proposed Rules

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

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

TITLE 10. COMMUNITY DEVELOPMENT

Part I. Texas Department of Community Affairs

Chapter 10. Texas Rental Rehabilitation Program

Subchapter B. Contract Administration

★ 10 TAC §13.40

The Texas Department of Community Affairs proposes new §13.40, concerning variances from the uniform grant and contract management standards (UGCMS) adopted by the Office of the Governor in 1 TAC §§5.141-5.167. The variances pertain to contracts awarded to units of general local government under the Texas Rental Rehabilitation Program (TRRP). The new section establishes variances from the uniform cost principles and uniform administrative accounting, reporting, and auditing standards applicable to TRRP recipients and establishes additional assurances required by federal statute and regulations with which TRRP recipients will be required to comply.

Douglas C. Brown, general counsel, has determined that for the first five-year period the rule will be in effect there will be no fiscal implications for state or local government or small businesses as a result of enforcing or administering the rule.

Mr. Brown also has determined that for each year of the first five years the rule as proposed is in effect the public benefit anticipated as a result of enforcing the rule as proposed is compliance with uniform grant and contract management standards adopted by the Office of the Governor. There is no anticipated economic cost to individuals who are required to comply with the rule as proposed.

Comments on the proposal may be submitted to Douglas C. Brown, Texas Department of Community Affairs, P.O. Box 13166, Austin, Texas 78711.

The new section is proposed under Texas Civil Statutes, Article 4413(32g), which provide the Texas Department of Com-

munity Affairs with the authority to establish variations from the UGCMS through rule making, if such variations are required as specifically authorized by federal statute or regulation or state statute.

§13.40. Uniform Administrative Requirements.

(a) Purpose. The purpose of this section is to establish variations from the uniform grant and contract management standard (UGCMS) adopted by the Office of the Governor in 1 TAC §§5.141-5.167 (relating to Uniform Grant and Contract Management Standards for State Agencies).

(b) Applicability. This section applies to all units of general local government, as defined in 24 Code of Federal Regulations Part 511.2, and hereinafter referred to as program recipients, which are eligible for funding and are awarded a contract under the Texas Rental Rehabilitation Program (TRRP).

(c) Variations. The rental rehabilitation and development grants under the United States Housing Act of 1937 (42 United States Code 1437o), §17, federal Rental Rehabilitation Grant Program regulations in 24 Code of Federal Regulations Part 511, and other pertinent federal laws and regulations contain financial management conditions and assurances with which program recipients are required to comply and which are at variance with the standard financial management conditions and uniform assurances applicable to local governments under the UGCMS. The variations required by these federal statutes and regulations shall be applicable to contracts awarded to local governments under the Texas Rental Rehabilitation Program and shall modify or supersede the UGCMS in the manner hereinafter specified.

(1) The Office of Management and Budget Circular A-87, as adopted by reference in the UGCMS, §5.150, is modified to the extent that the cost of administration shall not be an allowable cost under the Texas Rental Rehabilitation Program, and eligible rehabilitation costs shall include only those costs specified in 24 Code of Federal Regulations Part 511.10(g).

(2) Office of Management and Budget Circular A-102, Attachment C, as adopted by reference in the UGCMS, §5.154, is modified as follows.

(A) Paragraph 3 is amended to read:

The retention period starts from the date of final closeout of the rental rehabilitation grant award to the State of Texas under which monies to Program recipients were made available.

(B) Paragraph 6 is amended by adding "independent auditor" to the list of persons authorized to have access to recipient's books, records, documents, and papers.

(3) Office of Management and Budget Circular A-102, Attachment H, as adopted by reference in the UGCMS, §5.159, shall be used only to the extent consistent with the U.S. Department of Housing and Urban Development's cash and management information system for the Rental Rehabilitation Program, Notice CPD 84-8, issued September 17, 1984, and any modifications thereto. The cash and management information system shall be used as the basis for generating required financial reports, disbursing rental rehabilitation funds, collecting data, accounting for funds, and determining the frequency of reporting and the contents of reports.

(4) Office of Management and Budget Circular A-102, Attachment P, as adopted by reference in the UGCMS, §5.167, is superseded by the Single Audit Act of 1984, Public Law 98-502, and Office of Management and Budget Circular A-126, Audit Requirements for State and Local Governments.

(5) In addition to the standard assurances (Office of Management and Budget Circular A-102, Attachment M, Standard Form 424, Part V) made by program recipients in its application for rental rehabilitation funds, and in addition to the code of conduct (Office of Management and Budget Circular A-102, Attachment O, Paragraph 7) governing the performance of program recipients, employees, and agents, program recipients must ensure that no person who is an employee, agent, consultant, officer, or elected or appointed official of the program recipient that receives rental rehabilitation funds and who exercises or has exercised any functions or responsibilities with respect to assisted rehabilitation activities or who is in a position to participate in a decision-making process or gain inside information with regard to such activities,

may obtain a personal or financial interest or benefit from the activity, or have an interest in any contract, subcontract, or agreement with respect thereto, or the proceeds thereunder, either for themselves or those with whom they have family or business ties, during their tenure or for one year thereafter.

(6) The United States Housing Act of 1937 (42 United States Code §1437o), §17, and federal Rental Rehabilitation Grant Program regulations in the April 20, 1984, issue of the *Federal Register* (49 FedReg 16936, as codified in 24 Code of Federal Regulations Part 511), concerning federal laws and regulations with which program recipients are required to comply, constitute additional assurances under the UGCMS with which program recipients must comply.

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

Issued in Austin, Texas, on April 12, 1985.

TRD-853269

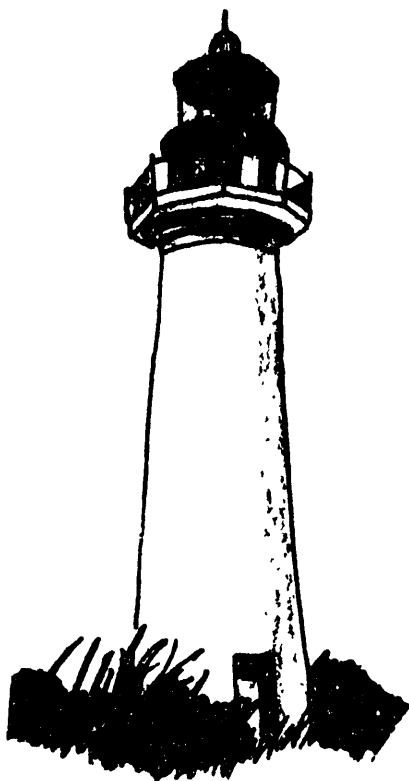
Douglas C. Brown
General Counsel
Texas Department of
Community Affairs

Earliest possible date of adoption:

May 20, 1985

For further information, please call
(512) 443-4100, ext. 210.

★ ★ ★



TITLE 16. ECONOMIC REGULATION

Part I. Railroad Commission of Texas

Chapter 5. Transportation Division

Subchapter F. Bills of Lading and Waybills

★16 TAC §5.102

The Railroad Commission of Texas, pursuant to a petition filed on behalf of United Parcel Service, Inc., proposes new §5.102, relating to parcel carrier operations. The new section defines parcel carrier and establishes documentation requirements applicable to the articles and parcels such carriers ship.

Terry Johnson, Transportation Division hearings examiner, has determined that for the first five-year period the rule will be in effect there will be no fiscal implications for state or local government or small businesses as a result of enforcing or administering the rule.

Mr. Johnson also has determined that for each year of the first five years the rule as proposed is in effect the public benefit anticipated as a result of enforcing the rule as proposed is the implementation of limited common carrier operations providing service between all points in the area authorized to be served. There is no anticipated economic cost to individuals who are required to comply with the rule as proposed.

Comments on the proposal may be submitted to Michael A. James, Acting Director, Transportation Division, Railroad Commission of Texas, P.O. Drawer 12967, Austin, Texas 78711. Comments will be accepted for 30 days after publication in the *Texas Register*.

The new section is proposed under Texas Civil Statutes, Article 911b, §4(a), which empower and authorize the Railroad Commission of Texas to supervise and regulate the transportation of property for compensation or hire by motor carriers on public highways of the State of Texas, and to prescribe all rules and regulations necessary for the government of such motor carriers.

§5.102. *Operations as a Parcel Carrier.*

A parcel carrier is defined as a limited common carrier of general commodities providing service between all points in the area authorized to be served with no service being rendered on any individual package or article weighing more than 100 pounds, and each package or article is considered as a separate and distinct shipment. Parcel carriers governed by the provisions of applicable tariffs prescribed by the Railroad Commis-

sion Texas shall comply with the procedures in paragraphs (1)-(5) of this section, rather than with §§5.91-5.95 and 5.141 of this title (relating to Bills of Lading to be Issued, Contents of Bills of Lading, Issuance of Waybills, Contents of Waybills, Waybill to Accompany Shipment, and Freight Bills).

(1) Parcel carriers shall ensure that a record of all parcels, packages, or articles not enclosed in packages tendered to the carrier at one time is entered by the shipper on a pickup record form provided by the carrier.

(A) On a separate line on the pickup record, for each parcel package, or article not enclosed in a package, the shipper shall record the following:

- (i) the name and address of consignee;
- (ii) the destination zone;
- (iii) the weight of the parcel, package, or article;
- (iv) any declared value;
- (v) any C.O.D. amount; and
- (vi) any other accessorial services to be rendered.

(B) Each pickup record shall be prepared in duplicate and shall contain the name and address of the shipper and the date of shipping. When the parcels, packages, or articles are picked up by the carrier, the carrier's driver shall sign the pickup record, and the carrier shall retain one copy of the pickup record for billing purposes. The other copy of the pickup record shall be retained by the shipper as a receipt for the items tendered for transportation.

(2) Parcel registering system.

(A) A parcel carrier may permit a shipper to use a parcel registering system, similar to a postal meter used in sending packages by the United States Postal Service, or a computer manifest system to identify and record parcels, packages, and articles not enclosed in packages tendered to the carrier for transportation. When such a system is used, in lieu of the information under paragraph (1) of this section, the carrier shall require notation of the total number of parcels, packages, or articles tendered to the carrier at one time; the name and address of the shipper; the date of shipping; the listing of those parcels, packages or articles which have a declared value or which are being sent C.O.D.; and the parcel register readings from which may be determined the total transportation charges for the parcels, packages, or articles covered by the pickup record on a pickup record form or manifest to be supplied by the carrier. Each pickup record shall be prepared in duplicate. When the parcels, packages, or articles are picked up by the carrier, the carrier's driver shall sign the pickup record and the carrier shall retain one copy of the pickup record for billing purposes. The other copy of the pickup record shall be retained by the shipper as a receipt for the items tendered for transportation.

(B) In order for a carrier to permit a shipper to use a parcel registering system or a computer manifest system which does not list each package being tendered, the carrier must enter into an agreement with the shipper requiring the shipper to:

(i) prepare and retain for the required retention period prescribed by the Railroad Commission of Texas a duplicate invoice or other business record showing the parcel, package, or article weight, the amount of any C.O.D. to be collected and the charges registered, each separately stated for each parcel, package, or article, the name and address of the consignee, the name of the carrier, and the date on which the item was tendered to the carrier for transportation;

(ii) file these duplicate invoices or other business records in such a way that the documents covering all packages tendered to a carrier on any particular day may be readily accumulated and the total charges shown may be reconciled against the registered charges for that day; and

(iii) make these records available for inspection, if necessary, by the carrier and by representatives of the Railroad Commission of Texas.

(C) It shall be the carrier's obligation to tender these records for designated shippers as specified in §5.71 and §5.72 of this title (relating to Maintenance by Texas Firms and Maintenance by Out-of-State Firms).

(3) When a shipper delivers parcels, packages, or articles to a carrier at a terminal or facility of the carrier, the shipper shall be given a receipt for all items tendered for transportation containing the information required by paragraph (2)(A) of this section.

(4) Each parcel, package, or article tendered for transportation shall contain the shipper number and label showing the address of the shipper and the name and address of the consignee

(5) There shall also be attached to the parcel, package, or article any additional labels, tags, or stamps covering hazardous material transportation or accessorial services such as C.O.D. amounts to be collected. No additional documentation is required to accompany the item while in transit

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

Issued in Austin, Texas, on April 8, 1985.

TRD-853238 Walter Earl Lillie
Special Counsel
Railroad Commission of
Texas

Earliest possible date of adoption:
May 20, 1985
For further information, please call
(512) 445-1186.

★ ★ ★

Subchapter G. C.O.D. Shipments

★ 16 TAC §5.114

The Railroad Commission of Texas, pursuant to a petition filed on behalf of United Parcel Service, Inc., proposes an amendment to §5.114, concerning collection of C.O.D. charges. This amendment establishes when a parcel carrier may accept checks in payment of C.O.D. amounts and limits the liability of the parcel carrier if the check is dishonored

Terry Johnson, Transportation Division hearings examiner, has determined that for the first five-year period the rule will be in effect there will be no fiscal implications for state or local government or small businesses as a result of enforcing or administering the rule.

Mr. Johnson also has determined that for each year of the first five years the rule as proposed is in effect the public benefit anticipated as a result of enforcing the rule as proposed is the implementation of limited common carrier operations providing service between all points in the area authorized to be served. There is no anticipated economic cost to individuals who are required to comply with the rule as proposed.

Comments on the proposal may be submitted to Michael A. James, Acting Director, Transportation Division, Railroad Commission of Texas, P.O. Drawer 12967, Austin, Texas 78711. Comments will be accepted for 30 days after publication in the *Texas Register*.

The amendment is promulgated under Texas Civil Statutes, Article 911b, §4(a), which empower and authorize the Railroad Commission of Texas to supervise and regulate the transportation of property for compensation or hire by motor carriers on public highways of the State of Texas, and to prescribe all rules and regulations necessary for the government of such motor carriers.

§5.114. Collection of C.O.D. Charges.

(a) (No change.)

(b) Only cash, certified check, money order, or bank cashier's check will be accepted in payment of C.O.D. amounts; however, when the consignor, in writing or by endorsement on a bill of lading and shipping order, authorizes the carrier to accept the consignee's check made payable to the consignor on C.O.D. shipments, the carrier shall not be liable if the check is dishonored except for the exercise of due care and diligence in securing and forwarding such check to the consignor. A parcel carrier may provide that it will accept checks from consignees made payable to the consignor in payment of C.O.D. amounts unless instructions to collect cash only are written on the C.O.D. documents accompanying the parcel or article, and in such event the parcel carrier shall

not be liable if the check is dishonored except for the exercise of due care and diligence in securing and forwarding such check to the consignor. In addition, when authorized by the consignor in writing or by endorsement on bill of lading and shipping order, carriers of petroleum products in bulk only, may accept executed credit card sales invoices made payable to the consignor and the carrier shall not be liable if the invoice is dishonored, except for the exercise of due care and diligence in securing and forwarding such credit card sales invoice to the consignor. The charge (fee) for collection and remitting C.O.D. amounts must not be included in the check or money order made payable to the consignor.

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

Issued in Austin, Texas, on April 8, 1985.

TRD-853240 Walter Earl Lillie
Special Counsel
Railroad Commission of
Texas

Earliest possible date of adoption:
May 20, 1985
For further information, please call
(512) 445-1186.

★ ★ ★

Subchapter H. Tariffs and Schedules

★ 16 TAC §5.136

The Railroad Commission of Texas, pursuant to a petition filed on behalf of United Parcel Service, Inc., proposes an amendment to §5.136, concerning weights to be used in assessing freight charges. This amendment establishes that parcel or article weights furnished by the shipper may be used on shipments handled by parcel carriers.

Terry Johnson, Transportation Division hearings examiner, has determined that for the first five-year period the rule will be in effect there will be no fiscal implications for state or local government or small businesses as a result of enforcing or administering the rule.

Mr. Johnson also has determined that for each year of the first five years the rule as proposed is in effect the public benefit anticipated as a result of enforcing the rule as proposed is the implementation of limited common carrier operations providing service between all points in the area authorized to be served. There is no anticipated economic cost to individuals who are required to comply with the rule as proposed.

Comments on the proposal may be submitted to Michael A. James, Acting Director, Transportation Division, Railroad Commission of Texas, P.O. Drawer 12967, Austin, Texas 78711. Comments will be accepted for 30 days after publication in the *Texas Register*.

The amendment is proposed under Texas Civil Statutes, Article 911b, §4(a), which empower and authorize the Railroad Commission of Texas to supervise and regulate the transportation of property for compensation or hire by motor carriers on public highways of the State of Texas and to prescribe all rules and regulations necessary for the government of such motor carriers.

§5.136. Weights to be Used in Assessing Freight Charges.

(a)-(i) (No change.)

(j) On shipments handled by parcel carrier, parcel or article weights furnished by the shipper may be used. Such weights will be subject to check by the carrier or representatives of the commission.

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

Issued in Austin, Texas, on April 8, 1985.

TRD-853239 Walter Earl Lillie
Special Counsel
Railroad Commission of
Texas

Earliest possible date of adoption:
May 20, 1985
For further information, please call
(512) 445-1186

★ ★ ★

**Part IV. Texas Department of Labor and Standards
Chapter 65. Boiler Division
Administration**

★ 16 TAC §65.20

The Texas Department of Labor and Standards proposes amendments to §65.20, concerning the requirement for prepayment of special inspection fees for boiler and pressure vessel manufacturing plants. This amendment decreases revenue shortfall due to uncollectible accounts for which inspections have been done.

Steven M. Matthews, Boiler Division director, has determined that for the first five-year period the rule will be in effect there will be fiscal implications as a result of enforcing or administering the rule. The anticipated effect on state govern-

ment is an estimated reduction in cost of \$20,000 in 1986; \$15,000 in 1987; \$20,000 each year in 1988 and 1989; and \$0 in 1990. There is no anticipated economic effect on local government or small businesses.

Booker T. Morris III, general counsel, has determined that for each year of the first five years the rule as proposed is in effect the public benefit anticipated as a result of enforcing the rule as proposed is safe, well built boilers and pressure vessels, and that the state will be able to minimize uncollectible accounts. There is no anticipated economic cost to individuals who are required to comply with the rule as proposed.

Comments on the proposal may be submitted to Steven M. Matthews, Director, Boiler Division, P.O. Box 12157, Austin, Texas 78711.

The amendment is proposed under Texas Civil Statutes, Article 5221c, §6, which provide the Texas Department of Labor and Standards with the authority to promulgate rules and regulations necessary to effectuate the purposes of this Act.

§65.20. Fees.

(a) (No change.)

(b) Special inspections. The fee for a special inspection is \$175 for four hours or less, and \$250 for greater than four hours and including eight hours. In addition to the fees stated in this section, travel and per diem in accordance with the current rate as established in the current Appropriations Act shall be paid. A prepayment of \$500 shall be received by the department at least five working days before the department can initiate the requested special inspection. If the total billing from the department is less than \$500, any overage will be refunded. If the total amount due exceeds \$500, an invoice for the unpaid balance will be submitted for payment. Prepayment shall be made by certified check or money order made payable to the State of Texas, Texas Department of Labor and Standards, Boiler Division.

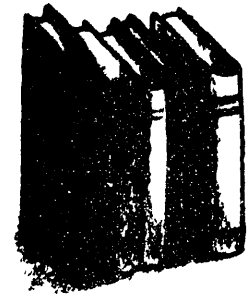
This agency hereby certifies that the proposal has been reviewed by legal counsel and found to be within the agency's authority to adopt.

Issued in Austin, Texas, on April 12, 1985.

TRD-853222 Robert R. Busse
Assistant Commissioner
Texas Department of
Labor and Standards

Earliest possible date of adoption:
May 20, 1985
For further information, please call
(512) 475-0155.

★ ★ ★



**TITLE 28. INSURANCE
Part I. State Board of
Insurance**

(Editor's note: Because the State Board of Insurance's rules have not yet been published in the Texas Administrative Code (TAC), they do not have designated TAC numbers. For the time being, the rules will continue to be published under their Texas Register numbers. However, the rules will be published under the agency's correct title and part.)

**Rating and Policy Forms
Deviation Procedure**

★059.05.03.001

The State Board of Insurance proposes an amendment to Rule 059.05.03.001, concerning a new page 11A for the Automobile Deviation Application Form AD-77, which is adopted by reference in Rule .001(1). The adoption of page 11A is to incorporate a new separate expense table for commercial personal injury protection coverage. The State Board of Insurance adopted effective May 1, 1985, different expense provisions for personal injury protection coverage and the proposed amendment is necessary to reflect properly these different expense provisions when companies are applying for automobile rate deviations.

Thomas M. Jackson, assistant director, has determined that for the first five-year period the rule will be in effect there will be no fiscal implications for state or local government or small businesses as a result of enforcing or administering the rule.

Mr. Jackson also has determined that for each year of the first five years the rule is in effect the public benefit anticipated as a result of enforcing the rule is forms consistent with contested rate actions taken by the board. There is no anticipated economic cost to individuals who are required to comply with the rule as proposed.

Comments on the proposal may be submitted to Thomas M. Jackson, Assistant Director, Automobile, State Board of Insurance, 1110 San Jacinto Street, Austin, Texas 78786.

The amendment is proposed under the Insurance Code, Article 5.03, which provides the State Board of Insurance with the authority to prescribe rules and regulations necessary to accomplish the purposes of the Act.

.001. *Deviation Rate Filing for Automobile Insurance.* This rule and the form adopted herein by reference apply to all applications for permission to write automobile insurance in Texas on a deviated basis in accordance with the provisions of the Insurance Code, Article 5.03.

(1) Companies shall submit an original and one copy of the Texas Automobile Deviation Application Form AD-77, as revised effective June 1, 1985 [March 1, 1985], to the State Board of Insurance (board), 1110 San Jacinto Street, Austin, Texas 78786, setting out as a minimum the information called for in the form. Texas Automobile Deviation Application Form AD-77 is incorporated herein by reference. Copies of the form may be obtained from the Automobile and Miscellaneous Lines Section, State Board of Insurance, 1110 San Jacinto Street, Austin, Texas 78786.

(2)-(10) (No change.)

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

Issued in Austin, Texas, on April 11, 1985.

TRD-853206 James W. Norman
Chief Clerk
State Board of
Insurance

Earliest possible date of adoption:
May 20, 1985
For further information, please call
(512) 475-2950.

★ ★ ★

Inland Marine Insurance, Rain Insurance, or Hail Insurance on Farm Crops

★059.05.53.102

The State Board of Insurance proposes an amendment to Rule 059.05.53.102, which defines and classifies inland marine insurance in the State of Texas.

The rule as published in the April 13, 1984, issue of the *Texas Register* (9 Tex-Reg 2076) failed to include musical instrument dealers as a "filed" class of inland marine insurance. The class previously was included as part of the Texas definition of inland marine insurance under Rule 059.05.53.003; however, due to an oversight, the class failed to appear in the text of the new Rule 059.05.53.102.

This amendment corrects the oversight of the exclusion of musical instrument dealers as a filed class of inland marine insurance by adding this class to the Texas definition of inland marine insurance. No present practice or requirement by the board is changed because of this rule amendment.

G. J. Jones, Property Division deputy commissioner, has determined that for the first five-year period the rule will be in effect there will be no fiscal implications for state or local government or small businesses as a result of enforcing or administering the rule.

Mr. Jones also has determined that for each year of the first five years the rule is in effect the public benefit anticipated as a result of enforcing the rule is clarification that musical instrument dealers remains a filed class of inland marine insurance. There is no anticipated increase in cost to individuals who are required to comply with the rule as proposed.

Comments on the proposal may be submitted to G. J. Jones, Deputy Commissioner, Property Division, State Board of Insurance, 1110 San Jacinto Street, Austin, Texas 78786.

The amendment is proposed under the Insurance Code, Article 5.53, pursuant to which the State Board of Insurance may define inland marine insurance and which permits and requires board interpretation of which classes of inland marine insurance are regulated or nonregulated.

.102. *Texas Definition of Inland Marine Insurance.* Inland marine insurance is defined and classified as follows.

(1)-(4) (No change.)

(5) Other inland marine risks.

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

(D) Block policies. Block policies presently approved under this section are:

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

(v) musical instrument dealers

(filed).

(E)-(NN) (No change.)

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

Issued in Austin, Texas, on April 11, 1985.

TRD-853207 James W. Norman
Chief Clerk
State Board of
Insurance

Earliest possible date of adoption:
May 20, 1985
For further information, please call
(512) 475-2950.

★ ★ ★



TITLE 37. PUBLIC SAFETY AND CORRECTIONS Part IX. Commission on Jail Standards

Chapter 259. New Construction Rules

New Jail Design, Construction, and Furnishing Requirements

★37 TAC §259.67

The Commission on Jail Standards proposes an amendment to §259.67, concerning lighting. This amendment clarifies the acceptable level of lighting in inmate living areas of new county jails.

Robert O. Viterna, executive director, has determined that for the first five-year period the rule will be in effect there will be no fiscal implications for state or local government or small businesses as a result of enforcing or administering the rule.

Mr. Viterna also has determined that for each year of the first five years the rule as proposed is in effect there is no public benefit anticipated as a result of enforcing the rule as proposed. There is no anticipated economic cost to individuals who are required to comply with the rule as proposed.

Comments on the proposal may be submitted to Robert O. Viterna, Commission on Jail Standards, P.O. Box 12985, Austin, Texas 78711.

The amendment is proposed under Texas Civil Statutes, Title 18, Article 5115.1, which provide the Commission on Jail Standards with the authority to promulgate rules affecting county jails.

§259.67. *Lighting.* Lighting shall be provided to permit reading, shaving, and normal activities within the inmate living area. Twenty footcandles shall be used as a guideline for adequate lighting. Light controls and conduit shall be out of reach of inmates. However, lights used for reading, shaving, etc., may be controlled by inmates. Light fixtures should be designed and constructed so as to permit servicing from outside the cell, dormitory, or day room. Light

switches which cannot be controlled from outside the inmate area should be key-front type. Housing and control areas shall be variably illuminated at all times to permit continuous observation of inmates and to permit custodial personnel to perform necessary functions. Exteriors of buildings shall be lighted at night sufficiently to observe a person approaching the entrance.

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

Issued in Austin, Texas, on April 12, 1985.

TRD-853248 Robert O. Viterna
Executive Director
Commission on Jail
Standards

Earliest possible date of adoption:
May 20, 1985

For further information, please call
(512) 475-2716.

★ ★ ★

New Lockup Design, Construction, and Furnishing Requirements

★ 37 TAC §259.162

The Commission on Jail Standards proposes an amendment to §259.162, concerning lighting. This amendment clarifies the acceptable level of lighting in inmate living areas of new county lockups.

Robert O. Viterna, executive director, has determined that for the first five-year period the rule will be in effect there will be no fiscal implications for state or local government or small businesses as a result of enforcing or administering the rule.

Mr. Viterna also has determined that for each year of the first five years the rule as proposed is in effect there is no public benefit anticipated as a result of enforcing the rule as proposed. There is no anticipated economic cost to individuals who are required to comply with the rule as proposed.

Comments on the proposal may be submitted to Robert O. Viterna, Commission on Jail Standards, P.O. Box 12985, Austin, Texas 78711

The amendment is proposed under Texas Civil Statutes, Title 18, Article 5115.1, which provide the Commission on Jail Standards with the authority to promulgate rules affecting Texas county jails.

§259.162. Lighting. Lighting shall be provided to permit reading, shaving, and normal activities within the inmate living area. Twenty footcandles shall be used as a guideline for adequate lighting. Light controls and conduit shall be out of reach of

inmates. However, lights used for reading, shaving, etc., may be controlled by inmates. Light fixtures should be designed and constructed so as to permit servicing from outside the cell, dormitory, or day room. Receptacles which cannot be controlled from outside the inmate area should be key-front type. Housing and control areas shall be sufficiently illuminated at all times to permit continuous observation of inmates and to permit custodial personnel to perform necessary functions. Building entrances shall be lighted at night.

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

Issued in Austin, Texas, on April 12, 1985.

TRD-853249 Robert O. Viterna
Executive Director
Commission on Jail
Standards

Earliest possible date of adoption:
May 20, 1985

For further information, please call
(512) 475-2716.

★ ★ ★

New Low Risk Design, Construction, and Furnishing Requirements

★ 37 TAC §259.246

The Commission on Jail Standards proposes an amendment to §259.246, concerning lighting. This amendment clarifies the acceptable level of lighting in inmate living areas of new low risk facilities.

Robert O. Viterna, executive director, has determined that for the first five-year period the rule will be in effect there will be no fiscal implications for state or local government or small businesses as a result of enforcing or administering the rule.

Mr. Viterna also has determined that for each year of the first five years the rule as proposed is in effect there is no public benefit anticipated as a result of enforcing the rule as proposed. There is no anticipated economic cost to individuals who are required to comply with the rule as proposed.

Comments on the proposal may be submitted to Robert O. Viterna, Commission on Jail Standards, P.O. Box 12985, Austin, Texas 78711.

The amendment is proposed under Texas Civil Statutes, Title 18, Article 5115.1, which provide the Commission on Jail Standards with the authority to promulgate rules affecting Texas county jails.

§259.246. Lighting. Lighting shall be provided to permit reading, shaving, and normal activities within the inmate living area. Twenty footcandles shall be used as a guideline for adequate lighting. Exteriors of buildings shall be lighted at night sufficiently to observe a person approaching the entrance.

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

Issued in Austin, Texas, on April 12, 1985.

TRD-853250 Robert O. Viterna
Executive Director
Commission on Jail
Standards

Earliest possible date of adoption:
May 20, 1985

For further information, please call
(512) 475-2716.

★ ★ ★

Chapter 261. Existing Construction Rules

Existing Jail Design, Construction, and Furnishing Requirements

★ 37 TAC §261.56

The Commission on Jail Standards proposes an amendment to §261.56, concerning lighting. This amendment clarifies the acceptable level of lighting in inmate living areas.

Robert O. Viterna, executive director, has determined that for the first five-year period the rule will be in effect there will be no fiscal implications for state or local government or small businesses as a result of enforcing or administering the rule.

Mr. Viterna also has determined that for each year of the first five years the rule as proposed is in effect there is no public benefit anticipated as a result of enforcing the rule as proposed. There is no anticipated economic cost to individuals who are required to comply with the rule as proposed.

Comments on the proposal may be submitted to Robert O. Viterna, Commission on Jail Standards, P.O. Box 12985, Austin, Texas 78711.

The amendment is proposed under Texas Civil Statutes, Title 18, Article 5115.1, which provide the Commission on Jail Standards with the authority to promulgate rules affecting Texas county jails.

§261.56. Lighting. Lighting shall be provided to permit reading, shaving, and normal activities within the inmate living area.

Twenty footcandles shall be used as a guideline for adequate lighting. Light controls and conduit shall be out of reach of inmates. However, lights used for reading, shaving, etc., may be controlled by inmates. Light fixtures should be designed and constructed so as to permit servicing from outside the cell, dormitory, or day room. Light switches which cannot be controlled from outside the inmate area should be key-front type. Housing and control areas shall be variably illuminated at all times to permit continuous observation of inmates and to permit custodial personnel to perform necessary functions. Exteriors of buildings shall be lighted at night sufficiently to observe a person approaching the entrance.

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

Issued in Austin, Texas, on April 12, 1985.

TRD-853251 Robert O. Viterna
Executive Director
Commission on Jail
Standards

Earliest possible date of adoption:
May 20, 1985
For further information, please call
(512) 475-2716.

★ ★ ★

Existing Lockup Design, Construction, and Furnishing Requirements

★ 37 TAC §261.151

The Commission on Jail Standards proposes an amendment to §261.151, concerning lighting. This amendment clarifies the acceptable level of lighting in inmate living areas.

Robert O. Viterna, executive director, has determined that for the first five-year period the rule will be in effect there will be no fiscal implications for state or local government or small businesses as a result of enforcing or administering the rule.

Mr. Viterna also has determined that for each year of the first five years the rule as proposed is in effect there is no public benefit anticipated as a result of enforcing the rule as proposed. There is no anticipated economic cost to individuals who are required to comply with the rule as proposed.

Comments on the proposal may be submitted to Robert O. Viterna, Commission on Jail Standards, P.O. Box 12985, Austin, Texas 78711.

The amendment is proposed under Texas Civil Statutes, Title 18, Article 5115.1,

which provide the Commission on Jail Standards with the authority to promulgate rules affecting Texas county jails.

§261.151. Lighting. Lighting shall be provided to permit reading, shaving, and normal activities within the inmate living area. **Twenty footcandles shall be used as a guideline for adequate lighting.** Light controls and conduit shall be out of reach of inmates. However, lights used for reading, shaving, etc., may be controlled by inmates. Light fixtures should be designed and constructed so as to permit servicing from outside the cell, dormitory, or day room. Receptacles which cannot be controlled from outside the inmate area should be key-front type. Housing and control areas shall be sufficiently illuminated at all times to permit continuous observation of inmates and to permit custodial personnel to perform necessary functions. Building entrances shall be lighted at night.

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

Issued in Austin, Texas, on April 12, 1985.

TRD-853252 Robert O. Viterna
Executive Director
Commission on Jail
Standards

Earliest possible date of adoption:
May 20, 1985
For further information, please call
(512) 475-2716.

★ ★ ★

Existing Low Risk Design, Construction, and Furnishing Requirements

★ 37 TAC §261.235

The Commission on Jail Standards proposes an amendment to §261.235, concerning lighting. This amendment clarifies the acceptable level of lighting in inmate living areas.

Robert O. Viterna, executive director, has determined that for the first five-year period the rule will be in effect there will be no fiscal implications for state or local government or small businesses as a result of enforcing or administering the rule.

Mr. Viterna also has determined that for each year of the first five years the rule as proposed is in effect there is no public benefit anticipated as a result of enforcing the rule as proposed. There is no anticipated economic cost to individuals who are required to comply with the rule as proposed.

Comments on the proposal may be submitted to Robert O. Viterna, Commission on Jail Standards, P.O. Box 12985, Austin, Texas 78711.

The amendment is proposed under Texas Civil Statutes, Title 18, Article 5115.1, which provide the Commission on Jail Standards with the authority to promulgate rules affecting Texas county jails.

§261.235. Lighting. Lighting shall be provided to permit reading, shaving, and normal activities within the inmate living area. **Twenty footcandles shall be used as a guideline for adequate lighting.** Exteriors of buildings shall be lighted at night sufficiently to observe a person approaching the entrance.

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

Issued in Austin, Texas, on April 12, 1985.

TRD-853253 Robert O. Viterna
Executive Director
Commission on Jail
Standards

Earliest possible date of adoption:
May 20, 1985
For further information, please call
(512) 475-2716.

★ ★ ★

Chapter 263. Life Safety Life Safety and Emergency Equipment

★ 37 TAC §263.53

The Commission on Jail Standards proposes an amendment to §263.53, concerning smoke and fume removal. This amendment allows counties the option of maintaining a sprinkler system in low risk detention facilities in lieu of a smoke removal system.

Robert O. Viterna, executive director, has determined that for the first five year period the rule will be in effect there will be no fiscal implications for state or local government or small businesses as a result of enforcing or administering the rule.

Mr. Viterna also has determined that for each year of the first five years the rule as proposed is in effect there is no public benefit anticipated as a result of enforcing the rule as proposed. There is no anticipated economic cost to individuals who are required to comply with the rule as proposed.

Comments on the proposal may be submitted to Robert O. Viterna, Commission on Jail Standards, P.O. Box 12985, Austin, Texas 78711.

The amendment is proposed under Texas Civil Statutes, Title 18, Article 5115.1, which provide the Commission on Jail Standards with the authority to promulgate rules affecting Texas county jails.

§263.53. Smoke and Fume Removal. High velocity smoke and fume removal equipment (having a capacity of 15 air exchanges per hour) sufficient to accommodate the degree of hazards present considering the removal facilities available (ductwork, plenums, vents, windows, other air-handling equipment or outside openings), shall be provided. In new construction, equipment shall be activated automatically by the smoke detector system. A manual override capability shall be included in the event of detection failure and for testing purposes. This shall be accomplished for all jails by January 1, 1985. Use of the equipment shall be planned in such a manner that the exhausting of smoke from one area shall not pose a threat to the health or well-being of persons in another area of the facility. Strategically located electrical outlets shall be provided to permit such equipment to be operated in all jail areas, and all custodial personnel shall be trained and periodic drills conducted in its use. A sprinkler system may be considered for low risk facilities converted from existing structures. This may consist of a complete existing system or one installed in lieu of a smoke and fume removal system. Approval shall be based on review of each facility, the degree of overall protection achieved, and a high degree of freedom of movement afforded the inmate. Such facilities shall be inspected by the local fire protection authorities monthly.

This agency hereby certifies that the proposal has been reviewed by legal coun-

sel and found to be within the agency's authority to adopt.

Issued in Austin, Texas, on April 12, 1985.

TRD-853254 Robert O. Viterna
Executive Director
Commission on Jail
Standards

Earliest possible date of adoption:
May 20, 1985
For further information, please call
(512) 475-2716.

★ ★ ★

Chapter 289. Inmate Work Assignments in County Jails Assignment and Supervision by Corrections Officer

★ 37 TAC §289.2

The Commission on Jail Standards proposes an amendment to §289.2, concerning assignment and supervision by corrections officer. This amendment clarifies the prohibition on inmates from having access to and handling other inmates' records, money, and commissary accounts. It also prohibits inmates from supervising other inmates.

Robert O. Viterna, executive director, has determined that for the first five-year period the rule will be in effect there will be no fiscal implications for state or local government or small businesses as a result of enforcing or administering the rule.

Mr. Viterna also has determined that for each year of the first five years the rule as proposed is in effect there is no public

benefit anticipated as a result of enforcing the rule as proposed. There is no anticipated economic cost to individuals who are required to comply with the rule as proposed.

Comments on the proposal may be submitted to Robert O. Viterna, Commission on Jail Standards, P.O. Box 12985, Austin, Texas 78711.

The amendment is proposed under Texas Civil Statutes, Title 18, Article 5115.1, which provide the Commission on Jail Standards with the authority to promulgate rules affecting Texas county jails.

§289.2. Assignment and Supervision by Corrections Officer. Inmate work shall be assigned and supervised by corrections officers and never by inmates. Inmate activities shall be supervised by staff personnel. Inmates shall not supervise other inmates, nor have access to inmate records, nor handle inmate money or commissary accounts.

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

Issued in Austin, Texas, on April 12, 1985.

TRD-853255 Robert O. Viterna
Executive Director
Commission on Jail
Standards

Earliest possible date of adoption:
May 20, 1985
For further information, please call
(512) 475-2716.

★ ★ ★

Adopted Rules

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

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

TITLE 22. EXAMINING BOARDS Part XXI. Texas State Board of Examiners of Psychologists

Chapter 463. Applications

★ 22 TAC §463.8

The Texas State Board of Examiners of Psychologists adopts amendments to §463.8, without changes to the proposed text published in the March 12, 1985, issue of the *Texas Register* (10 TexReg 852).

The amendments put applicants on notice that the board will not accept experience received in more than two settings, and allows an additional setting that is acceptable for supervised experience for certification as a psychological associate.

No comments were received regarding adoption of the amendments.

The amendments are adopted under Texas Civil Statutes, Article 4512C, which provide the Texas State Board of Examiners of Psychologists with the authority to make all rules, not inconsistent with the constitution and laws of this state, which are reasonably necessary for the proper performance of its duties and regulations of proceedings before it.

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

Issued in Austin, Texas, on April 12, 1985

TRD-853274 Patti Bizzell
Executive Director
Texas State Board of
Examiners of
Psychologists

Effective date: May 6, 1985
Proposal publication date: March 12, 1985
For further information, please call
(512) 835-2036.

★ ★ ★

★ 22 TAC §463.22

The Texas State Board of Examiners of Psychologists adopts new §463.22, without changes to the proposed text published in the March 12, 1985, issue of the *Texas Register* (10 TexReg 853).

The new section makes rules consistent for all applicants by putting applicants on notice of what the board requires for out-of-state applicants who have taken the national exam prior to moving to Texas.

No comments were received regarding adoption of the new section.

The new section is adopted under Texas Civil Statutes, Article 4512C, which provide the Texas State Board of Examiners of Psychologists with the authority to make all rules, not inconsistent with the constitution and laws of this state, which are reasonably necessary for the proper performance of its duties and regulations of proceedings before it.

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

Issued in Austin, Texas, on April 12, 1985.

TRD-853275 Patti Bizzell
Executive Director
Texas State Board of
Examiners of
Psychologists

Effective date: May 6, 1985
Proposal publication date: March 12, 1985
For further information, please call
(512) 835-2036.

★ ★ ★

Chapter 465. Rules of Practice

★ 22 TAC §465.22

The Texas State Board of Examiners of Psychologists adopts new §465.22, without changes to the proposed text published in the March 12, 1985, issue of the *Texas Register* (10 TexReg 853).

The new section provides for an historical record which may be helpful to establish a baseline for future use. By requiring that psychologists record types of service and actions taken, the section provides that accurate records will be maintained concerning psychological services offered to a person.

No comments were received regarding adoption of the new section.

The new section is adopted under Texas Civil Statutes, Article 4512C, which provide the Texas State Board of Examiners of Psychologists with the authority to make all rules, not inconsistent with the constitution and laws of this state, which are reasonably necessary for the proper performance of its duties and regulations of proceedings before it.

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

Issued in Austin, Texas, on April 12, 1985.

TRD-853276 Patti Bizzell
Executive Director
Texas State Board of
Examiners of
Psychologists

Effective date: May 6, 1985
Proposal publication date: March 12, 1985
For further information, please call
(512) 835-2036.

★ ★ ★

TITLE 25. HEALTH SERVICES Part V. Texas Health Facilities Commission

Chapter 507. Certificate of Need Requirements

★ 25 TAC §507.5

The Texas Health Facilities Commission (THFC) adopts amendments to §507.5.

without changes to the proposed text published in the March 8, 1985, issue of the *Texas Register* (10 TexReg 817).

The amendments clarify existing policies and procedures by stating that one who has previously acquired major medical equipment without a certificate of need or a notice of intent must obtain a certificate of need prior to utilizing that equipment to serve inpatients of a health care facility on other than a temporary basis.

No comments were received regarding adoption of the amendments.

The amendments are adopted under Texas Civil Statutes, Article 4418h, §2.06(2), which authorize the commission to adopt and promulgate rules determined to be necessary for the administration and enforcement of the Texas Health Planning and Development Act.

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

Issued in Austin, Texas, on April 11, 1985.

TRD-853196 W. G. Kirklin
Chairman
Texas Health Facilities
Commission

Effective date: May 2, 1985
Proposal publication date: March 8, 1985
For further information, please call
(512) 475-6940.

★ ★ ★

The Texas Health Facilities Commission (THFC) adopts amendments to §§507.9, 507.11, 509.99, and 515.111, without changes to the proposed text published in the March 8, 1985, issue of the *Texas Register* (10 TexReg 817).

The amendments correct technical errors and contain no substantive changes. Amendments to §507.9 and §507.11 provide a correct cross-reference to §527.1(c) and (d). The amendment to §515.111 provides the correct reference to Rules of Civil Procedure, §166b, rather than the incorrect reference to repealed §186b. The amendment to §509.99 indicates that one may request status as an interested person as well as a party.

No comments were received regarding adoption of the amendments.

★25 TAC §507.9, §507.11

The amendments are adopted under Texas Civil Statutes, Article 4418h, §2.06(2), which authorize the commission to adopt and promulgate rules determined to be necessary for the administration and enforcement of the Texas Health Planning and Development Act.

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

Issued in Austin, Texas, on April 11, 1985.

TRD-853197 W. G. Kirklin
Chairman
Texas Health Facilities
Commission

Effective date: May 2, 1985
Proposal publication date: March 8, 1985
For further information, please call
(512) 475-6940

★ ★ ★

Chapter 509. Certificate of Need Application Procedures Subchapter C. Declaratory Ruling Application Procedures

★25 TAC §509.99

The amendment is adopted under Texas Civil Statutes, Article 4418h, §2.06(2), which authorize the commission to adopt and promulgate rules determined to be necessary for the administration and enforcement of the Texas Health Planning and Development Act.

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

Issued in Austin, Texas, on April 11, 1985.

TRD-853198 W. G. Kirklin
Chairman
Texas Health Facilities
Commission

Effective date: May 2, 1985
Proposal publication date: March 8, 1985
For further information, please call
(512) 475-6940

★ ★ ★

Chapter 515. Commission Review of Applications Subchapter D. Evidence

★25 TAC §515.111

The amendment is adopted under Texas Civil Statutes, Article 4418h, §2.06(2), which authorize the commission to adopt and promulgate rules determined to be necessary for the administration and enforcement of the Texas Health Planning and Development Act.

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

Issued in Austin, Texas, on April 11, 1985

TRD-853199 W. G. Kirklin
Chairman
Texas Health Facilities
Commission

Effective date: May 2, 1985
Proposal publication date: March 8, 1985
For further information, please call
(512) 475-6940.

★ ★ ★

Chapter 527. Miscellaneous Provisions Subchapter D. Transitional Provision

★25 TAC §527.33

The Texas Health Facilities Commission (THFC) adopts new §527.33, without changes to the proposed text published in the March 8, 1985, issue of the *Texas Register* (10 TexReg 818).

The new section expresses an exception to the general effective date of rules effective October 1, 1984, by providing for the joinder of applications filed before October 1, 1984, with applications filed after October 1, 1984, within 30 days; and provides that applications so joined will be subject to rules applicable to applications filed after October 1, 1984.

No comments were received regarding adoption of the new section.

The new section is adopted under Texas Civil Statutes, Article 4418h, §2.06(2), which authorize the commission to adopt and promulgate rules determined to be necessary for the administration and enforcement of the Texas Health Planning and Development Act.

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

Issued in Austin, Texas, on April 11, 1985.

TRD-853200 W. G. Kirklin
Chairman
Texas Health Facilities
Commission

Effective date: May 2, 1985
Proposal publication date: March 8, 1985
For further information, please call
(512) 475-6940.

★ ★ ★

TITLE 28. INSURANCE

Part I. State Board of Insurance

(Editor's note: Because the State Board of Insurance's rules have not yet been published in the Texas Administrative Code (TAC), they do not have designated TAC numbers. For the time being, the rules will continue to be published under their Texas Register numbers. However, the rules will be published under the agency's correct title and part.)

General Provisions

Miscellaneous-II

059.21.49.006

The State Board of Insurance adopts amendments to Rule 150.21.49.006, with changes to the proposed text published in the January 29, 1985, issue of the *Texas Register* (10 TexReg 325).

The amendments affect the plan of operation of the Texas Catastrophe Property Insurance Association (TCPA) established under the Texas Catastrophe Property Insurance Pool Act, Insurance Code, Article 21.49. The proposed amendments change subsection (c)(1)(B) and (3), and add new subsection (c)(4).

Presently, under paragraph (3), funds may be distributed to the members in the manner determined by the board of directors of the TCPA. The amendments delete that provisions and require the board's approval prior to any funds being distributed on or after April 1, 1985, except to recoup an assessment made on or after April 1, 1985. Any other distribution must be for the sole purpose of reimbursing members for the time value of money for the period of time between an assessment and a distribution as provided in new paragraph (4)(C), or as otherwise approved by the board as provided in paragraph (4)(F).

New paragraph (4) requires money collected or received by the association to be used in a particular way only. Such funds are required to be expended in the following order: to pay expenses and claims; to make distributions to member companies to reimburse them for assessments; to reimburse members for the time value of money for the period of time between an assessment and a distribution; to pay reinsurance premiums, if reinsurance is available, to cover some or all of the liabilities of the association; to establish a catastrophe reserve; and as otherwise approved by the board. Paragraph (1)(B) is amended to make it subject to new paragraph (4).

The date after which certain provisions become applicable is changed from April 1, 1985, to May 1, 1985.

The amendments could cause the association to retain certain funds which might otherwise be distributed to member companies. The retention of funds would, as a result of establishing a reserve or the purchase of reinsurance, lessen the likelihood of ruinous catastrophe claims to the insurance industry as a result of a catastrophe.

No comments were received regarding adoption of the amendments.

The amendments are adopted under the Insurance Code, Article 21.49, §5, pursuant to which the association must adopt board-proposed amendments to the plan of operation or appeal within 30 days; pursuant to Article 21.49, §5A, which authorizes the board to issue any orders it considers necessary to carry out the purposes of Article 21.49; and by virtue of Attorney General Opinion JM-67, 1983, which states that the State Board of Insurance has full power to amend the plan of operation.

.006. Plan of Operation.

(a)-(b) (No change.)

(c) Operation of the association.

(1) Collection investment, and allocation of funds.

(A) (No change.)

(B) Investment. Funds collected by the association which are not otherwise required to be expended as provided in paragraph (4) of this subsection may be retained in a checking account or accounts in any bank or banks doing business in the State of Texas and/or may be invested only in the following:

(i)-(iii) (No change.)

(C) (No change.)

(2) (No change.)

(3) Distributions to the members.

The only distributions to members which may be made on or after May 1, 1985, without the prior approval of the State Board of Insurance are for the recovery of assessments made on or after May 1, 1985, which are not recoverable as a tax credit by the members under the Insurance Code, Article 21.49, §19. Any other distribution shall be for the sole purpose of paragraph (4)(C) or (F) of this subsection and requires the prior approval of the State Board of Insurance. The State Board of Insurance may not unreasonably refuse to approve a request to distribute funds. In making any distribution, the board of directors may offset amounts otherwise due to a member with amounts then due from that member.

(4) Use of funds. All monies collected or received by the association on or after May 1, 1985, are required to be expended in the following ways and in the following sequence:

(A) first, to pay the expenses and claims of the association;

(B) second, to reimburse members for assessments made on or after May 1, 1985, which are not recoverable as a tax

credit by the members under the Insurance Code, Article 21.49;

(C) third, to reimburse members for the time value of money for the period of time between the assessment date on or after May 1, 1985, and the distribution date;

(D) fourth, to pay premiums for reinsurance to cover some or all of the claims liabilities of the association. This provision applies only if reinsurance is available at a reasonable price and term;

(E) fifth, to establish a reserve for catastrophe losses;

(F) sixth, as distribution to members of the association after approval by the State Board of Insurance.

(d)-(f) (No change.)

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

Issued in Austin, Texas, on April 11, 1985.

TRD-853208 James W. Norman
Chief Clerk
State Board of
Insurance

Effective date: May 2, 1985
Proposal publication date: January 29, 1985
For further information, please call
(512) 475-2950.

★ ★ ★

TITLE 40. SOCIAL SERVICES AND ASSISTANCE

Part I. Texas Department of Human Resources

Chapter 16. ICF/SNF Recipient-Patient Activities

★ 40 TAC §16.5902

The Texas Department of Human Resources adopts an amendment to §16.5902, without changes to the proposed text published in the January 4, 1985, issue of the *Texas Register* (10 TexReg 78).

The department has amended §16.5902 in response to a request for rule making received from Dr. Bill Weber, Stephen F. Austin State and North Texas State Universities.

The amendments include references to degrees in social or behavioral sciences, therapeutic recreation training or rehabilitation counseling/education, and education. Nursing facilities will be able to hire individuals with these degrees as activities directors.

During the comment period, one written comment was received from the Texas Health Care Association. The association supported the proposed section, but suggested that the department include reciprocity for those individuals certified as activities directors in other states.

The department disagrees with including reciprocity now because information concerning the education and experience requirements of activities directors in other states is unavailable within the depart-

ment. Also, the process of negotiating and accomplishing the necessary agreements with the various states would be a lengthy task that the department is unable to undertake at this time.

The amendment is adopted under the Human Resources Code, Title 2, Chapter 22 and Chapter 32, which authorizes the department to administer public assistance programs.

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

counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas, on April 15, 1985.

TRD-853272 Marlin W. Johnston
Commissioner
Texas Department of
Human Resources

Effective date: May 6, 1985
Proposal publication date: January 4, 1985
For further information, please call
(512) 450-3766.

★ ★ ★

State Board of Insurance Exempt Filings

State Board of Insurance Notifications Pursuant to the Insurance Code, Chapter 5, Subchapter L

(Editor's note: As required by the Insurance Code, Article 5.96 and Article 5.97, the Register publishes notices of actions taken by the State Board of Insurance pursuant to Chapter 5, Subchapter L, of the Code. Board action taken under these articles is not subject to the Administrative Procedure and Texas Register Act, and the final actions printed in this section have not been previously published as proposals.

These actions become effective 15 days after the date of publication or on a later specified date.

The text of the material being adopted will not be published, but may be examined in the offices of the State Board of Insurance, 1110 San Jacinto Street, Austin.)

The State Board of Insurance has approved a filing by Mortgage Guaranty Insurance Corporation of name change Endorsement 01-5249.

Effective February 28, 1985, the Mortgage Guaranty Insurance Corporation's name is to be changed to Wisconsin Mortgage Assurance Corporation. This company currently has commitments outstanding under policies issued on security bond issues in Texas. The new endorsement will be used on those policies to meet requirements set forth by the various bond indentures, origination, or servicing agreements of the security bond issues.

There is no premium consideration involved in the use of this endorsement.

This filing is effective May 5, 1985.

This notification is made pursuant to the Insurance Code, Article 5.97, which exempts it from the requirements of the Administrative Procedure and Texas Register Act.

Issued in Austin, Texas, on April 10, 1985.

TRD-853211 James W. Norman
Chief Clerk
State Board of
Insurance

Effective date: May 5, 1985
For further information, please call
(512) 475-2950.

★ ★ ★

The State Board of Insurance has approved a filing by Aetna Casualty and Surety Company of amendments to the Financial Guaranty Agreement and Issuing and Paying Agency Agreement previously approved by Board Order 45034 in connection with the bond of indemnity issued to Republic Bank Center.

The purpose of the filing is to provide certain changes requested by the insured which, in the judgment of Aetna Casualty, do not change the nature of risk assumed nor the level of exposure to risk previously approved. Specifically, the following changes are requested.

A. With respect to the Financial Guaranty Agreement:

(1) the second recital on page one would be amended in the sixth line by changing "45 days" to "270 days";

(2) section 3.9 on page six would be amended in the fourth line by inserting immediately after "or other action" the parenthetical expression "(other than those that have been or will be taken by the company)";

(3) section 5 on page 16 would be amended by adding the following sentence:

Aetna agrees that the obligations of the Company under Agreement and the Issuing and Paying Agency Agreement are solely the corporate obligations of the Company and that Becker Paribas Incorporated ("Becker"), B.A.I. Trust, Becker Assets Incorporated and their respective officers, directors, stockholders, employees, agents and affiliates (other than the company) shall have no obligations or liability with

respect to such obligations to the company;

(4) section 6.2 on page 17 would be amended in the second line by deleting "under" and substituting "subject to";
(5) a new section 15 on page 37 would be added to read:

Section 15. Waiver. Aetna hereby expressly waives any and all defenses and rights of setoff with respect to payment on the Bond (except defenses and rights of setoff based on fraud) which may be available to Aetna in connection with its payment obligation under the Bond.

B. With respect to the Issuing and Paying Agency Agreement:

(1) section 3(d) on page six would be amended in the first line by changing "12:30 to 1:30" and in the eighth line by inserting "or from other funds of the Company" immediately following the phrase "from the proceeds of the issuance and sale of Notes";

(2) section 2, paragraph (c), on page two would be amended in the last line by changing "45th" to "270th";

(3) section 11 on page 12 would be amended in the fifth line by inserting the parenthetical phrase "(including without limitation any inaction or omission by the Agent arising out of or in connection with the same)" immediately following "duties hereunder."

This filing is effective May 5, 1985.

This notification is made pursuant to the Insurance Code, Article 5.97, which exempts it from the requirements of the Administrative Procedure and Texas Register Act.

Issued in Austin, Texas, on April 10, 1985

TRD-853212 James W. Norman
Chief Clerk
State Board of
Insurance

Effective date: May 5, 1985
For further information, please call
(512) 475-2950.

★ ★ ★

legislature and other relating to pending or proposed legislation; discussion of the status of bills recommended by the board under the Insurance Code, Article 1.25; discussion of and action on fiscal notes and other requests from the Legislative Budget Board; decisions on contract amendments for Edwina Traverso and the diabetes circular letter; and any other matters relating to issues before the legislature concerning the regulation of insurance.

Contact: Pat Wagner, 1110 San Jacinto Street, Austin, Texas 78786, (512) 475-2950.

Filed: April 11, 1985, 4:26 p.m.
TRD-853210

Monday, April 22, 1985, 1:30 p.m. The Subcommittee on Liability and Underwriting of the Committee on Pesticide Drift of the State Board of Insurance will meet in the commissioner's conference room, 1110 San Jacinto Street, Austin. According to the agenda, the subcommittee will review current insurance requirements for pesticide and herbicide applicators and discuss bonding requirements and any recommended changes to the Texas Department of Agriculture regulations, current Texas Department of Agriculture insurance regulations, and recommendations for the committee.

Contact: Evelyn E. Ireland, 1110 San Jacinto Street, Austin, Texas 78786, (512) 475-4285.

Filed: April 12, 1985, 1:19 p.m.
TRD-853246

Tuesday, April 23, 1985, 10 a.m. The State Board of Insurance will meet in Room 414, 1110 San Jacinto Street, Austin. According to the agenda summary, the board will make a joint motion for dismissal of the appeal of James Wright from action of the Texas Catastrophe Property Insurance Association, consider board orders on several different matters, hear the fire marshall's report concerning personnel, and hear the commissioner's report concerning personnel and litigation.

Contact: Pat Wagner, 1110 San Jacinto Street, Austin, (512) 475-2950.

Filed: April 15, 1985, 2:25 p.m.
TRD-853298

Tuesday, April 23, 1985, 1:30 p.m. The Commissioner's Hearing Section of the State Board of Insurance will meet in Room 342, 1110 San Jacinto Street, Austin. According to the agenda, the section will conduct a public hearing in Docket 7975—whether disciplinary action should be taken against Regent Life Insurance Company, Plano, which holds a certificate of authority.

Contact: J. C. Thomas, 1110 San Jacinto Street, Austin, Texas 78786, (512) 475-4353.

Filed: April 15, 1985, 9:50 a.m.
TRD-853281

Tuesday, April 23, 1985, 2 p.m. The State Board of Insurance will meet in Room 414, 1110 San Jacinto Street, Austin. According to the agenda summary, the board will discuss the interpretation of Article 3.51-6A, concerning the replacement and discontinuance of group and group-type accident and health insurance; final action on new Rules 059.01.15.253, .263, and 059.03.76.001-.011; discuss the proposed action on the repeal of Rule 059.10.01.011; discuss the proposal of a rule to set certain license, renewal, examination, and other fees for agents of insurers and other entities.

Contact: Pat Wagner, 1110 San Jacinto Street, Austin, Texas 78786, (512) 475-2950.

Filed: April 15, 1985, 2:25 p.m.
TRD-853299

Tuesday, April 23, 1985, 3 p.m. The Commissioner's Hearing Section of the State Board of Insurance will meet in Room 342, 1110 San Jacinto Street, Austin. According to the agenda, the section will conduct a public hearing in Docket 8058—whether disciplinary action should be taken against Good Samaritan Mutual Aid, Greenville, which holds a certificate of authority.

Contact: John Brady, 1110 San Jacinto Street, Austin, Texas 78786, (512) 475-2287.

Filed: April 15, 1985, 9:50 a.m.
TRD-853282

Wednesday, April 24, 1985, 9 a.m. The Commissioner's Hearing Section of the State Board of Insurance will meet in Room 342, 1110 San Jacinto Street, Austin. According to the agenda, the section will conduct a public hearing in Docket 8031—application for original charter of Ensign Insurance Company, Dallas.

Contact: John Brady, 1110 San Jacinto Street, Austin, Texas 78786, (512) 475-2287.

Filed: April 15, 1985, 9:50 a.m.
TRD-853283

Wednesday, April 24, 1985, 10 a.m. The State Board of Insurance will meet in Room 414, 1110 San Jacinto Street, Austin. According to the agenda, the board will discuss the reinsurance assumption agreement between Ticor Title Insurance Company and Ticor Title Insurance Company of California.

Contact: Pat Wagner, 1110 San Jacinto Street, Austin, Texas 78786, (512) 475-2950.

Filed: April 15, 1985, 2:25 p.m.
TRD-853300

Wednesday, April 24, 1985, 10:30 a.m. The Commissioner's Hearing Section of the State Board of Insurance will meet in Room 342, 1110 San Jacinto Street, Austin. According to the agenda, the section will conduct a public hearing in Docket 8046—application for amendment to the articles of incorporation of Commodore Insurance Company, Dallas.

Contact: J. C. Thomas, 1110 San Jacinto Street, Austin, Texas 78786, (512) 475-4353.

Filed: April 15, 1985, 9:50 a.m.
TRD-853284

Wednesday, April 24, 1985, 1:30 p.m. The Commissioner's Hearing Section of the State Board of Insurance will meet in Room 342, 1110 San Jacinto Street, Austin. According to the agenda, the section will conduct a public hearing in Docket 8032—application for original charter of Ensign Life Insurance Company, Dallas.

Contact: John Brady, 1110 San Jacinto Street, Austin, Texas 78786, (512) 475-2287.

Filed: April 15, 1985, 9:50 a.m.
TRD-853285

Thursday, April 25, 1985, 9 a.m. The Commissioner's Section of the State Board of Insurance will meet in Room 342, 1110 San Jacinto Street, Austin. According to the agenda, the section will conduct a public hearing in Docket 8060—whether the certificate of authority of Globe Life and Accident Insurance Company, Oklahoma City, Oklahoma, should be canceled or revoked.

Contact: John Brady, 1110 San Jacinto Street, Austin, Texas 78786, (512) 475-2287.

Filed: April 15, 1985, 9:50 a.m.
TRD-853286

Thursday, April 25, 1985, 1:30 p.m. The Commissioner's Hearing Section of the State Board of Insurance will meet in Room 342, 1110 San Jacinto Street, Austin. According to the agenda, the section will conduct a public hearing in Docket 8036—application of James H. Cashion, Jr., to acquire control of United International Life Insurance Company, Fort Worth.

Contact: J. C. Thomas, 1110 San Jacinto Street, Austin, Texas 78786, (512) 475-4353.

Filed: April 15, 1985, 9:50 a.m.
TRD-853287

Friday, April 26, 1985, 9 a.m. The Commissioner's Hearing Section of the State Board of Insurance will meet in Room 342, 1110 San Jacinto Street, Austin. According to the agenda, the section will conduct a public hearing in Docket 8053—application for variable life authority by Manufacturers Life Insurance Company of America, Toronto, Canada.

Contact: John Brady, 1110 San Jacinto Street, Austin, Texas 78786, (512) 475-2287.

Filed: April 15, 1985, 9:50 a.m.
TRD-853288

Friday, April 26, 1985, 1:30 p.m. The Commissioner's Hearing Section of the State Board of Insurance will meet in Room 342, 1110 San Jacinto Street, Austin. According to the agenda, the section will conduct a public hearing in Docket 8034—whether the application of Terry Dean Moffeit, Tyler,

for a Group I legal reserve life insurance agent's license should be issued.

Contact: John Brady, 1110 San Jacinto Street, Austin, Texas 78786, (512) 475-2287.

Filed: April 15, 1985, 9:50 a.m.
TRD-853289

Friday, April 26, 1985, 1:30 p.m. The Commissioner's Hearing Section of the State Board of Insurance will meet in Room 353, 1110 San Jacinto Street, Austin. According to the agenda, the section will conduct a public hearing in Docket 8057—whether disciplinary action should be taken against Jake Emil Dabdoub, Laredo, who holds a Group I legal reserve life insurance agent's license and Group II health and accident insurance agent's license.

Contact: J. C. Thomas, 1110 San Jacinto Street, Austin, Texas 78786, (512) 475-4353.

Filed: April 15, 1985, 9:50 a.m.
TRD-853290

Monday, April 29, 1985, 9 a.m. The Commissioner's Hearing Section of the State Board of Insurance will meet in Room 342, 1110 San Jacinto Street, Austin. According to the agenda, the section will conduct a public hearing in Docket 7963—whether disciplinary action should be taken against Stephen Ray Cavanaugh, Fort Worth, who holds a Group I legal reserve life insurance agent's license issued by the board.

Contact: J. C. Thomas, 1110 San Jacinto Street, Austin, Texas 78786, (512) 475-4353.

Filed: April 15, 1985, 9:50 a.m.
TRD-853291

★ ★ ★

Board of Law Examiners

Sunday-Tuesday, April 21-23, 1985, 1 p.m. Sunday and 8:15 a.m. daily Monday and Tuesday. The Board of Law Examiners will meet on Sunday in the Embassy Suites, 5901 IH 35 North, Austin, and on Monday and Tuesday at the Texas Law Center, 1414 Colorado Street, Austin. According to the agenda, the board will discuss the February 1985 meeting minutes; review the fiscal year 1985 budget; discuss legislation, the February 1985 and July 1985 bar exams, and residency requirements; consider special requests and a question of eligibility; and conduct hearings on character and fitness.

Contact: Wayne E. Denton, Texas Law Center, Suite 505, 1414 Colorado Street, Austin, Texas 78701, (512) 475-4137.

Filed: April 11, 1985, 2:55 p.m.
TRD-853195

★ ★ ★

Texas Merit System Council

Thursday and Friday, April 25 and 26, 1985, 9 a.m. daily. The Texas Merit System Council will meet in Room 507, Brown Building, Austin. According to the agenda, the council will hold an appeal hearing and discuss legislation affecting the council.

Contact: F. Kemp Dixon, P.O. Box 13566, Austin, Texas 78711, (512) 477-9665.

Filed: April 15, 1985, 3:51 p.m.
TRD-853309

★ ★ ★

Board of Pardons and Paroles

Monday-Friday, April 22-26, 1985, 1:30 p.m. daily Monday-Thursday and 11 a.m. Friday. A three-member panel of the Board of Pardons and Paroles will meet at 8610 Shoal Creek Boulevard, Austin. According to the agenda summary, the panel will receive, review, and consider information and reports concerning prisoners/inmates and administrative releases subject to the board's jurisdiction and initiate and carry through with appropriate action.

Contact: Mike Roach, 8610 Shoal Creek Boulevard, Austin, Texas, (512) 459-2713.

Filed: April 12, 1985, 10:34 a.m.
TRD-853223

Tuesday, April 23, 1985, 1:30 p.m. The Board of Pardons and Paroles will meet at 8610 Shoal Creek Boulevard, Austin. According to the agenda, the board will consider executive clemency recommendations and related actions, other than out-of-country additional pardons, including full pardons and restoration of civil rights of citizenship; emergency medical reprieves; commutations of sentence; and other reprieves, remissions, and executive clemency actions.

Contact: Gladys Sommers, 8610 Shoal Creek Boulevard, Austin, Texas, (512) 459-2704.

Filed: April 12, 1985, 10:34 a.m.
TRD-853224

★ ★ ★

Texas State Board of Physical Therapy Examiners

Thursday, April 25, 1985, 5 p.m. The Texas State Board of Physical Therapy Examiners will meet in the Briarpark I Room, Adam's Mark Hotel, 2900 Briarpark Drive at Westheimer, Houston. Items on the agenda include the election of officers; the April 6, 1985, examination report; committee

reports; exception requests to the board; and other miscellaneous board business.

Contact: Lois M. Smith, 1300 East Anderson Lane, Suite C-260, Austin, Texas 78752, (512) 835-1846.

Filed: April 11, 1985, 1:58 p.m.
TRD-853187

★ ★ ★

Public Utility Commission of Texas

The Hearings Division of the Public Utility Commission of Texas will meet in Suite 450N, 7800 Shoal Creek Boulevard, Austin. Days, times, and dockets follow.

Monday, April 22, 1985, 10 a.m. A prehearing conference in Docket 5586—application of Western Waterworks, Inc., for transfer of a certificate of convenience and necessity to the City of Willow Park.

Contact: Rhonda Colbert Ryan, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: April 12, 1985, 2:45 p.m.
TRD-853262

Wednesday, April 24, 1985, 9 a.m. Docket 5727—application of Suburban Austin Water Systems, Inc., to purchase Water Suppliers, Inc., in Travis County.

Contact: Rhonda Colbert Ryan, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: April 12, 1985, 2:44 p.m.
TRD-853263

Wednesday, April 24, 1985, 10 a.m. A prehearing conference in Docket 6095—application of AT&T Communications of the Southwest, Inc., for authority to change rates.

Contact: Rhonda Colbert Ryan, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: April 12, 1985, 4:03 p.m.
TRD-853270

Thursday, April 25, 1985, 10 a.m. A prehearing conference in Docket 6220—application of Gulf States Utilities for an experimental rider to existing rate schedule LIS for interruptible service.

Contact: Rhonda Colbert Ryan, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: April 16, 1985, 9 a.m.
TRD-853311

Tuesday, April 30, 1985, 10 a.m. A rescheduled prehearing conference in Docket 5954— inquiry into offering extended area

Room 644, TEC Building, 15th Street and Congress Avenue, Austin. According to the agenda summary, the commission will consider the previous meeting minutes, consider the internal procedures of the Office of Commission Appeals, consider and act on tax liability cases and higher level appeals in unemployment compensation cases listed on Docket 17, and set the date of the next meeting.

Contact: Courteney Browning, TEC Building, Room 608, 15th Street and Congress Avenue, Austin, Texas, (512) 397-4415.

Filed: April 15, 1985, 2:12 p.m.
TRD-853296

★ ★ ★

Office of the Governor

Friday, April 19, 1985, 8 a.m. The Texas Crime Stoppers Advisory Council of the Office of Criminal Justice of the Office of the Governor will meet at the Holiday Inn Civic Center, 801 Avenue Q, Lubbock. According to the agenda, the council will approve the minutes, hear reports on local crime stoppers programs and current operations, and conduct a training seminar.

Contact: Greg MacAleese, P.O. Box 12428, Austin, Texas 78711, (512) 475-2303 or (800) 252-8477.

Filed: April 11, 1985, 4:21 p.m.
TRD-853209

★ ★ ★

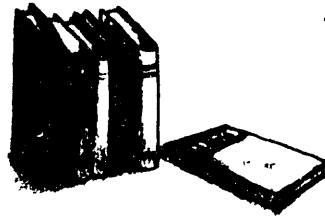
Texas Department of Health

Friday, May 3, 1985, 1:30 p.m. The Texas Agent Orange Advisory Committee of the Texas Department of Health will meet in the Caduceus Room, North Lounge, sixth floor, Administrative Building, University of Texas Medical Branch, Galveston. According to the agenda summary, the committee will discuss an update of Agent Orange Program activities and the veterans' liability lawsuit against chemical companies and related developments, review an analysis of characteristics of Vietnam veterans and controls, and consider comments by committee members.

Contact: Dr. George R. Anderson, 1100 West 49th Street, Austin, Texas 78756, (512) 458-7251.

Filed: April 12, 1985, 9:02 a.m.
TRD-853213

★ ★ ★



Texas Department of Human Resources

Wednesday, April 24, 1985, 10 a.m. The Texas Board of Human Resources of the Texas Department of Human Resources will meet in the DHR boardroom, first floor, East Tower, 701 West 51st Street, Austin. Items on the agenda include the approval of the February 7, 1985, minutes; recognition of employees of the year; the Vendor Drug Program—estimated acquisition cost for drugs and clarification of agency rules concerning usual and customary price; the income eligibility cap for nursing home care; Intermediate Care Facilities for Mentally Retarded (ICF-MR) Program residents' personal funds and property; ICF-MR payment for hepatitis B immunization; the use of statistical sampling in conducting audits for provider services; approval of a final rule on releasing information concerning food stamp clients; amendments to policies and procedures; adjustments to fiscal year 1984 and 1985 operating budgets; reports on the status of a waiver request for ICF-MR eligible individuals, status of the 1915(c) model waiver, status of a waiver on community-based care for the elderly in Harris County, a waiver request on the Medicaid quality control good faith effort, and adoption program discipline policy; and the commissioner's report.

Contact: Bill Woods, P.O. Box 2960, Austin, Texas 78769, (512) 450-3045.

Filed: April 16, 1985, 9:18 a.m.
TRD-853315

Thursday, April 25, 1985, 9:30 a.m. The Church Relations Advisory Group of the Texas Department of Human Resources will meet in the conference room, fifth floor, West Tower, 701 West 51st Street, Austin. According to the agenda summary, the group will discuss bylaws, a legislative update, services to aged and disabled community care, the Adult Protective Services "As Parents Grow Older" Education Program, Long-Term Care Coordinating Council waivers for in-home care of disabled children, the Medically Needy Program, the video "Choosing Day Care," and the coordinator's report.

Contact: Lucy Todd, P.O. Box 2960, Austin, Texas 78769, (512) 450-3129.

Filed: April 16, 1985, 9:18 a.m.
TRD-853316

Thursday, April 25, 1985, 10 a.m. The Family Self-Support Service Advisory

Council of the Texas Department of Human Resources will meet in the conference room, third floor, West Tower, 701 West 51st Street, Austin. According to the agenda summary, the council will consider audit procedures, day-care standards, and program updates, and hear a report of the day-care task group.

Contact: Joan Reeves, P.O. Box 2960, Austin, Texas 78769, (512) 450-4140.

Filed: April 16, 1985, 9:18 a.m.
TRD-853317

★ ★ ★

State Board of Insurance

Friday, April 12, 1985, 10 a.m. The State Board of Insurance met in emergency session in Room 414, 1110 San Jacinto Street, Austin. Items on the agenda included a meeting with Research and Information Services concerning discussion and decisions on technical advice related to bills posted in legislative committees for the week of April 15, 1985, and determination of witness assignments; discussion of contacts from members of the legislature and others relating to pending or proposed legislation; discussion of the status of bills recommended by the board under the Insurance Code, Article 1.25; discussion of and action on fiscal notes and other requests from the Legislative Budget Board; discussion of legislative bill introductions; and any other matters related to legislative business. The emergency status was necessary to discuss pending legislation.

Contact: Pat Wagner, 1100 San Jacinto Street, Austin, Texas 78786, (512) 475-2950.

Filed: April 11, 1985, 4:11 p.m.
TRD-853205

Tuesday, April 16, 1985, 2 p.m. The State Board of Insurance made an emergency addition to the agenda of a meeting held in Room 414, 1110 San Jacinto Street, Austin. The addition concerned the extension of emergency Rules 059.01.15.253 and .263 for an additional 60 days. The emergency status was necessary to extend the emergency rules before the end of their original effectiveness.

Contact: Pat Wagner, 1110 San Jacinto Street, Austin, Texas 78786, (512) 475-2950.

Filed: April 15, 2:25 p.m.
TRD-853297

Friday, April 19, 1985, 10 a.m. The State Board of Insurance will meet in Room 414, 1110 San Jacinto Street, Austin. Items on the agenda summary include a meeting with Research and Information Services concerning discussion and decisions on technical advice related to bills presently pending before the legislature which affect the board; discussion of inquiries from members of the

Open Meetings

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

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

Posting of open meeting notices. All notices are posted on the bulletin board outside the Office of the Secretary of State on the first floor of the East Wing in the State Capitol, Austin. These notices may contain more detailed agendas than what is published in the *Register*.

Texas Department of Agriculture

The Texas Department of Agriculture will meet at 202 East Horton, Brenham. Days, times, and agendas follow.

Monday, April 22, 1985, 11 a.m. The department will conduct an administrative hearing to review a possible violation of the Texas Agriculture Code, §61.004 and §61.008, by Harrison Farm Service, Inc.

Monday, April 22, 1985, 1:15 p.m. The department will conduct an administrative hearing to review a possible violation of the Texas Agriculture Code, §61.004 and §61.008, by Ray Trant, Ray Trant Ranch.

Monday, April 22, 1985, 2 p.m. The department will conduct an administrative hearing to review a possible violation of the Texas Agriculture Code, §61.004, by Dan Thornton, Winco, Inc.

Tuesday, April 23, 1985, 9:30 a.m. The department will conduct a prehearing conference to review a possible violation of the Texas Agriculture Code, §61.011, by Frank Heiden, Heiden Feed and Supply.

Addition to the previous agenda:

The department will consider a possible violation of the Texas Agriculture Code, §61.011, by Monte Carmichael, Riverside Chemical Company.

Tuesday, April 23, 1985, 10:15 a.m. The department will conduct a prehearing conference to review a possible violation of the Texas Agriculture Code, §§61.004, 61.008, and 61.011m, by Joe E. Gibson, Gibson Feed and Supply.

Contact: John Metcalf, P.O. Box 12847, Austin, Texas 78711, (512) 475-2151.

Filed: April 12, 1985, 9:07 a.m.
TRD-853218, 853217, 853216,
853219, 853221, 853220

Tuesday, April 23, 1985, 3 p.m. The Texas Department of Agriculture will meet in Suite C, 5501 IH 40 West, Amarillo. According to the agenda, the department will conduct an administrative hearing to review a possible violation of the Texas Agriculture

Code, §101.013, by Blue Ribbon Produce as petitioned by Joe Percy Hart.

Contact: Dolores Alvarado Hibbs, P.O. Box 12847, Austin, Texas 78711, (512) 475-6686.

Filed: April 12, 1985, 9:07 a.m.
TRD-853215

★ ★ ★

Interagency Council on Early Childhood Intervention

Tuesday, April 23, 1985, 8:30 a.m. The Interagency Council on Early Childhood Intervention will meet in the conference room, second floor, 1101 East Anderson Lane, Austin. Items on the agenda summary include review and approval of the minutes, budget items, including a summary report on grants, review and approval of requests for additional funds, an expenditure report, and discussion of the classification of fiscal year 1986 applications as new or continuation; final approval of complaint procedures; an Advisory Committee report; discussion of problems encountered with the tracking system; a status report on legislative activities, research and evaluation requests for proposals, and a status update on regional training sessions; a report on public meeting plans for the state plan; and pending litigation.

Contact: Mary Elder, 1100 West 49th Street, Austin, Texas 78756, (512) 465-2671.

Filed: April 12, 1985, 1:45 p.m.
TRD-853256

★ ★ ★

Texas Education Agency

Saturday, April 13, 1985, 8:30 a.m. The State Board of Education of the Texas Edu-

cation Agency (TEA) made an emergency addition to the agenda of a meeting held in the boardroom, TEA North Building, 1200 East Anderson Lane, Austin. The addition concerned the proposed approval of the advanced placement computer literacy student examination. The emergency status was necessary for the board to give credit for computer literacy to students this spring.

Contact: W. N. Kirby, 201 East 11th Street, Austin, Texas 78701, (512) 474-3271.

Filed: April 11, 1985, 3:27 p.m.
TRD-853201

★ ★ ★

Employees Retirement System of Texas

Wednesday, May 1, 1985, 9 a.m. The Group Insurance Advisory Committee (GIAC) of the Employees Retirement System of Texas will meet in Room 332, Texas Air Control Board, 6330 U.S. Highway 290 East, Austin. According to the agenda, the committee will recognize new members; approve the previous meeting minutes; consider a presentation on preferred provider organizations; hear reports from the Forms Subcommittee and the Booklets Subcommittee; hear staff reports concerning open enrollment planning, the educational program, and the GIAC election; and consider other insurance matters.

Contact: Henry D. Eckert, 18th and Brazos Streets, Austin, Texas 78711, (512) 476-6431.

Filed: April 15, 1985, 1:22 p.m.
TRD-853295

★ ★ ★

Texas Employment Commission

Tuesday, April 23, 1985, 9 a.m. Texas Employment Commission (TEC) will meet in

service in the City of Rockwall. The meeting originally was scheduled for April 25, 1985, as published at 10 TexReg 944.

Contact: Rhonda Colbert Ryan, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: April 11, 1985, 2:45 p.m.
TRD-853193

Thursday, May 2, 1985, 10 a.m. A hearing in Docket 6076—application of General Telephone Company of the Southwest for a tariff change to provide for tenant resale service.

Contact: Rhonda Colbert Ryan, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: April 11, 1985, 3:57 p.m.
TRD-853202

Addition to the previous agenda:

A rescheduled informal hearing in Docket 6173—application of Scenic Oaks Water Supply for a PURA §43(h) rate increase. The hearing originally was scheduled for April 19, 1985, as published at 10 TexReg 994.

Contact: Rhonda Colbert Ryan, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: April 12, 1985, 2:43 p.m.
TRD-853264

Thursday, May 9, 1985, 10 a.m. A hearing on the merits in Docket 6079—application of Continental Telephone Company of Texas for a tariff change.

Contact: Rhonda Colbert Ryan, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: April 15, 1985, 2:49 p.m.
TRD-853307

Wednesday, May 15, 1985, 10 a.m. A pre-hearing conference in Docket 6165—application of the City of Buda for water and sewer certificates of convenience and necessity within Hays County.

Contact: Rhonda Colbert Ryan, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: April 11, 1985, 1:58 p.m.
TRD-853188

Wednesday, May 15, 1985, 1:30 p.m. A pre-hearing conference in Docket 6197—application of the City of Hillsboro to amend water and sewer certificates of convenience and necessity within Hill County.

Contact: Rhonda Colbert Ryan, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: April 11, 1985, 1:58 p.m.
TRD-853189

Thursday, May 30, 1985, 10 a.m. A hearing on the merits in Docket 6189—com-

plaint of Martha McWha against Bartlett Electric Cooperative, Inc.

Contact: Rhonda Colbert Ryan, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: April 11, 1985, 2:45 p.m.
TRD-853194

Tuesday, June 4, 1985, 9 a.m. A hearing on the merits in Docket 5129—application of Military Highway Water Supply Corporation to amend its certificate of convenience and necessity within Hidalgo County and Docket 5758—application of the City of Weslaco to amend its certificate of convenience and necessity within Hidalgo County.

Contact: Rhonda Colbert Ryan, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: April 15, 1985, 2:49 p.m.
TRD-853308

Tuesday, June 18, 1985, 1:30 p.m. A hearing on the merits in Docket 6149—application of Vacation Village Sewer Company for a tariff change.

Contact: Rhonda Colbert Ryan, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: April 11, 1985, 1:58 p.m.
TRD-853190

Friday, June 28, 1985, 10 a.m. A final pre-hearing conference in Docket 6200—petition of Southwestern Bell Telephone Company for authority to change rates.

Contact: Rhonda Colbert Ryan, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: April 11, 1985, 3:57 p.m.
TRD-853203

Monday, July 1, 1985, 10 a.m. A hearing on the merits held in Docket 6200—petition of Southwestern Bell Telephone Company for authority to change rates.

Contact: Rhonda Colbert Ryan, 7800 Shoal Creek Boulevard, Austin, Texas 78757, (512) 458-0100.

Filed: April 11, 1985, 3:59 p.m.
TRD-853204

★ ★ ★

Railroad Commission of Texas

Monday, April 15, 1985, 9 a.m. The Transportation Division of the Railroad Commission of Texas submitted an emergency revised agenda for a meeting held in Room 309, 1124 IH 35 South, Austin. According to the revised agenda, the commission considered Docket 003047A2A—application of Bilbo Freight Lines, Inc., to amend limited common carrier Certificate 3047; Docket 004505A1N—application of Gypsun Transport, Inc., for a new limited common car-

rier certificate; and Docket 004506A1N—application of Texas Star Transportation, Inc., for a new limited common carrier certificate. The emergency status was necessary because the matters were properly posted for conference on April 8, 1985, and were passed.

Contact: Michael A. James, P.O. Drawer 12967, Austin, Texas 78711, (512) 445-1330.

Filed: April 12, 1985, 11:03 a.m.
TRD-853235

Addition to the previous agenda:

The Oil and Gas Division submitted an emergency revised agenda concerning commission consideration of whether to use state funds to plug a leaking well on the Fultz Oil Company, Wagner Lease, Wichita County regular field, Wichita County. The emergency status was necessary because the well was leaking crude oil onto the ground surface, causing pollution which could harm the public's health, safety, and welfare.

Contact: Willis Steed, P.O. Drawer 12967, Austin, Texas 78711, (512) 445-1301.

Filed: April 12, 1985, 4:45 p.m.
TRD-853271

Monday, April 22, 1985, 9 a.m. Divisions of the Railroad Commission of Texas will meet in Room 309, third floor, 1124 IH 35 South, Austin. The commission will consider and act on division agendas as follows.

The Administrative Services Division director's report on division administration, budget, procedures, and personnel matters.

Contact: Roger Dillon, P.O. Drawer 12967, Austin, Texas 78711, (512) 445-1211.

Filed: April 12, 1985, 11:05 a.m.
TRD-853227

The Automatic Data Processing Division director's report on division administration, budget, procedures, equipment acquisitions, and personnel matters.

Contact: Bob Kmetz, P.O. Drawer 12967, Austin, Texas 78711, (512) 445-1204.

Filed: April 12, 1985, 11:05 a.m.
TRD-853229

The Flight Division director's report on division administration, budget, procedures, and personnel matters.

Contact: Ken Fossler, 1124 IH 35 South, Austin, Texas 78704, (512) 445-1103.

Filed: April 12, 1985, 11:06 a.m.
TRD-853225

Various matters falling within the Gas Utilities Division's regulatory jurisdiction.

Contact: Lucia Sturdevant, P.O. Drawer 12967, Austin, Texas 78711, (512) 475-0461.

Filed: April 12, 1985, 11:03 a.m.
TRD-853234

The Office of Information Services director's report on division administration, budget, procedures, and personnel matters.

Contact: Brian W. Schaible, P.O. Drawer 12967, Austin, Texas 78711, (512) 445-1232.

Filed: April 12, 1985, 11:04 a.m.
TRD-853230

The LP-Gas Division director's report on division administration, budget, procedures, and personnel matters, and consideration of a final order in Docket 304 regarding Emiregas, Inc., of Orange.

Contact: Thomas D. Petru, P.O. Drawer 12967, Austin, Texas 78711, (512) 475-1301.

Filed: April 12, 1985, 11 a.m.
TRD-853242

Various matters falling within the Oil and Gas Division's regulatory jurisdiction.

Contact: Liz Nauert, P.O. Drawer 12967, Austin, Texas 78711, (512) 445-1307.

Filed: April 12, 1985, 11:01 a.m.
TRD-853237

Additions to the previous agenda:

Consideration of category determinations under the Natural Gas Policy Act of 1978, §§102(c)(1)(B), 102(c)(1)(C), 103, 107, and 108.

Contact: Madalyn J. Girvin, P.O. Drawer 12967, Austin, Texas 78711, (512) 445-1209.

Filed: April 12, 1985, 11:04 a.m.
TRD-853231

The Personnel Division director's report on division administration, budget, procedures, and personnel matters.

Contact: Mark K. Bogan, P.O. Drawer 12967, Austin, Texas 78711, (512) 445-1120.

Filed: April 12, 1985, 11 a.m.
TRD-853236

The Office of Research and Statistical Analysis director's report on division administration, budget, procedures, and personnel matters.

Contact: Gail Gemberling, P.O. Drawer 12967, Austin, Texas 78711, (512) 445-1391.

Filed: April 12, 1985, 11:03 a.m.
TRD-853233

The Office of Special Counsel director's report relating to pending litigation, state and federal legislation, and other budget, administrative and personnel matters.

Contact: Walter Earl Lilie, 1124 IH 35 South, Austin, Texas 78704, (512) 445-1186.

Filed: April 12, 1985, 11:06 a.m.
TRD-853226

The Surface Mining and Reclamation Division's approval of the permit revision application submitted by the Lower Colorado River Authority for its Powell Bend Mine

in Docket 16-B; the issuance of a revision to Permit 16 for the Lower Colorado River Authority's Powell Bend Mine in Docket 16-B; the acceptance of an incremental bond for the incidental boundary revision and authorization to conduct mining operations in the area of the incidental boundary revision of the Sabine Mining Company under Permit 13; and the division director's report on division administration, budget, procedures, and personnel matters.

Contact: J. Randel (Jerry) Hill, 105 West Riverside Drive, Austin, Texas 78741, (512) 475-8751.

Filed: April 12, 1985, 11 a.m.
TRD-853241

Various matters falling within the Transportation Division's regulatory jurisdiction.

Contact: Michael A. James, P.O. Drawer 12967, Austin, Texas 78711, (512) 445-1330.

Filed: April 12, 1985, 11:05 a.m.
TRD-853228

Thursday, April 25, 1985, 9 a.m. The Transportation Division of the Railroad Commission of Texas will meet in Room 309, third floor, 1124 IH 35 South, Austin. According to the agenda, the division will hear an oral argument in Docket 02628322T—application of Sand and Gravel Motor Carriers Association, Inc., to increase rates and charges, revise rules and provisions, establish new §4 containing specific mileages and mileage factors between named points, and cancel certain items in S&GMCA Tariff 2-H, Sand, Gravel, Stone, Asphalt, etc.

Contact: Michael A. James, 1124 IH 35 South, Austin, Texas 78704, (512) 445-1330.

Filed: April 12, 1985, 11:03 p.m.
TRD-853232

★ ★ ★

Texas Rehabilitation Commission

Thursday, April 25, 1985, 10 a.m. The Advocacy and Public Information Committee of the Texas Planning Council for Developmental Disabilities of the Texas Rehabilitation Commission will meet via conference call originating from Room 163, 118 East Riverside Drive, Austin. Items on the agenda include an update on state legislation; discussion of federal issues concerning the community and family living amendments of 1985 and the Social Security Act, §1619; and unfinished business.

Contact: Joellen F. Simmons, 118 East Riverside Drive, Austin, Texas 78704, (512) 445-8867.

Filed: April 16, 1985, 8:59 a.m.
TRD-853312

★ ★ ★

School Land Board

Tuesday, April 16, 1985, 10 a.m. The School Land Board made an emergency addition to the agenda of a meeting held in Room 831, Stephen F. Austin Building, 1700 North Congress Avenue, Austin. The addition concerned consideration of the schedule and procedures for the October 1, 1985, oil, gas, and other minerals lease sale. The emergency status was necessary to give sufficient notice for the regularly scheduled October lease sale.

Contact: Linda K. Fisher, Stephen F. Austin Building, Room 837, 1700 North Congress Avenue, Austin, Texas 78701, (512) 475-0352.

Filed: April 12, 1985, 2:50 p.m.
TRD-853265

★ ★ ★

Texas Sesquicentennial Commission

Tuesday, May 14, 1985, 9:30 a.m. The Texas Sesquicentennial Commission will meet in the conference room, Texas Commission for the Deaf, ground floor, 510 South Congress Avenue, Austin. Items on the agenda include approval of the first quarterly commission meeting minutes; a director's report; applications for sanctioning from communities/counties and associations; private sector logo applications; a promotional and commemorative product and guidebook reports; an Executive Committee session; and other business. The board also will meet in executive session.

Contact: Randy M. Lee, 510 South Congress Avenue, #116, Austin, Texas 78704, (512) 475-1986.

Filed: April 16, 1985, 8:59 a.m.
TRD-853313

★ ★ ★

Teacher Retirement System of Texas

Tuesday, May 14, 1985, noon. The Medical Board of the Teacher Retirement System of Texas will meet in the boardroom, 1001 Trinity Street, Austin. According to the agenda, the board will discuss members' files that are due a reexamination report.

Contact: James Preston, 1001 Trinity Street, Austin, Texas 78701, (512) 397-6400.

Filed: April 15, 1985, 9:27 a.m.
TRD-853293

★ ★ ★

Texas Water Commission

The Texas Water Commission will conduct public hearings at the Stephen F. Austin Building, 1700 North Congress Avenue, Austin. Days, times, rooms, and agendas follow.

Monday, April 22, 1985, 2 p.m. In Room 118, the commission will consider an application by Galilee Corporation for proposed water quality Permit 13008-01 to authorize a discharge of treated wastewater effluent at a volume not to exceed an average flow of 100,000 gallons per day to serve a proposed residential development in Tarrant County, Trinity River Basin.

Contact: Mary Ann Hefner, P.O. Box 13087, Austin, Texas 78711, (512) 475-4514.

Filed: April 12, 1985, 1:58 p.m.
TRD-853257

Tuesday, April 23, 1985, 10 a.m. In Room 118, the commission will consider water district applications for bond issues; the use of surplus funds; authorization to impose a standby service charge; filing and setting of creation hearing dates; water quality proposed permits; amendments and renewals; water use applications for permits; an amendment to a certificate of adjudication; and the filing and setting of hearing dates.

Contact: Mary Ann Hefner, P.O. Box 13087, Austin, Texas 78711, (512) 475-4514.

Filed: April 11, 1985, 10:46 a.m.
TRD-853184

Thursday, April 25, 1985, 10 a.m. In Room 124A, the commission will consider an order *nunc pro tunc* by Interstate Municipal Utility District of Harris County to correct the metes and bounds description of the district.

Contact: Mary Ann Hefner, P.O. Box 13087, Austin, Texas 78711, (512) 475-4514.

Filed: April 15, 1985, 1:56 p.m.
TRD-853301

Monday, May 6, 1985, 10 a.m. In Room 124A, the commission will conduct a hearing on Application 4553 of Ocean Ventures, Inc., for a permit to construct and maintain a proposed 175.53 acre-foot capacity, off-channel reservoir complex and to divert into the complex 1,263 acre-feet of water per annum at a maximum diversion rate of 9.9 cfs from Carancahua Bay, tributary of Matagorda Bay, tributary of the Intracoastal Waterway, Colorado-Lavaca Coastal Basin, for livestock purposes (shrimp farming) in Calhoun County.

Contact: Mary Ann Hefner, P.O. Box 13087, Austin, Texas 78711, (512) 475-4514.

Filed: April 11, 1985, 10:46 a.m.
TRD-853185

Monday, May 6, 1985, 2 p.m. In Room 118, the commission will consider Application 4492 of Hydraco Power, Inc., for a permit to divert 88,308.17 acre-feet of water per year from an existing reservoir on the

San Marcos River, tributary of the Guadalupe River, Guadalupe River Basin, for hydroelectric power generation in Caldwell and Guadalupe Counties.

Contact: Mary Ann Hefner, P.O. Box 13087, Austin, Texas 78711, (512) 475-4514.

Filed: April 12, 1985, 1:59 p.m.
TRD-853258

Wednesday, May 8, 1985, 10 a.m. In Room 124A, the commission will consider an application by Lakewood Pipe Company of Texas for proposed Permit 12998-01 to authorize a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 6,000 gallons per day from a proposed wastewater treatment plant in Harris County, San Jacinto River Basin.

Contact: Mary Ann Hefner, P.O. Box 13087, Austin, Texas 78711, (512) 475-4514.

Filed: April 15, 1985, 1:56 p.m.
TRD-853302

Thursday, May 30, 1985, 9 a.m. The Texas Water Commission will meet in the council chambers, Abilene City Hall, 555 Walnut Street, Abilene. According to the agenda summary, the commission will consider an amendment to Permit 10469-02 of the City of Throckmorton, P.O. Box 326, Throckmorton, Texas 76083, to the Texas Department of Water Resources to revise its existing permit from disposal by irrigation to a discharge permit and to increase the volume of wastewater to be discharged. The existing permit authorizes the disposal by irrigation of treated domestic wastewater effluent at a volume not to exceed 80,000 gallons per day average. The applicant proposes to discharge a volume of 120,000 gallons per day average and will utilize existing treatment units which are sized to treat this amount.

Contact: Joseph W. O'Neal, P.O. Box 13087, Austin, Texas 78711, (512) 475-2711.

Filed: April 12, 1985, 1:59 p.m.
TRD-853259

★ ★ ★

Regional Agencies Meetings Filed April 11

The Atascosa County Appraisal District, Board of Directors, met at 1010 Zanderson, Jourdanon, on April 18, 1985, at 1:30 p.m. Information may be obtained from Vernon A. Warren, 1010 Zanderson, Jourdanon, Texas 78026, (512) 769-2730

The Lamb County Appraisal District, Board of Directors, met at 318 Phelps Avenue, Littlefield, on April 18, 1985, at 7:30 p.m. Information may be obtained from Jack Samford, P.O. Box 552, Littlefield, Texas 79339, (806) 385-6474.

The Limestone County Appraisal District, Board of Directors, met at the Limestone County Courthouse, Groesbeck, on April 17, 1985, at 5 p.m. Information may be obtained from Clydene Hyden, P.O. Drawer 831, Groesbeck, Texas 76642, (817) 729-3009.

The Lower Colorado River Authority, Audit and Budget Committee, met at 3700 Lake Austin Boulevard, Austin, on April 17, 1985, at 8 a.m. The following committees met at the same location on the same day at the following times:

Energy Operations Committee—8:30 a.m.
Finance and Administration Committee—10 a.m.
Natural Resources Committee—11 a.m.
Committee on Planning and Public Policy—1 p.m.

The Board of Directors met at the same location on April 18, 1985, at 9 a.m. Information may be obtained from R. L. Hancock, P.O. Box 220, Austin, Texas 78767, (512) 473-3200.

The Pecan Valley Mental Health and Mental Retardation Region, Board of Trustees, met at the work activity center, 102 Charles Street, Granbury. Information may be obtained from Dr. Theresa Mulloy, P.O. Box 973, Stephenville, Texas 76401, (817) 965-7806.

TRD-853186

★ ★ ★

Meetings Filed April 12

The Brazos Student Finance Corporation, Board of Directors, met in emergency session at 2600 Washington Avenue, Waco, on April 15, 1985, at 11 a.m. Information may be obtained from Murray Watson, Jr., 2600 Washington Avenue, Waco, Texas 76710, (817) 753-0913

The Burnet County Appraisal District will meet at 215 Pierce Street, Burnet, on April 29, 1985 at 6:30 p.m. Information may be obtained from Alvin C. Williams, Drawer E, Burnet, Texas 78611, (512) 756-8291.

The Dallas Area Rapid Transit Authority, Budget and Finance Committee, met at 601 Pacific Avenue, Dallas, on April 15, 1985 at 4 p.m. Information may be obtained from Nancy McKethan, 601 Pacific Avenue, Dallas, Texas 75202, (214) 748-3278.

The Lavaca County Central Appraisal District, Appraisal Review Board, will meet at 113 North Main Street, Hallettsville, on April 23, 1985, at 10 a.m. Information may be obtained from Joe Pat Davis, P.O. Box 386, Hallettsville, Texas 77964, (512) 798-4396.

The Lower Neches Valley Authority, Board of Directors, met at 7850 Eastex Freeway, Beaumont, on April 16, 1985, at 10:30 a.m. Information may be obtained from J. D. Nixon, P.O. Drawer 3464, Beaumont, Texas 77704, (409) 892-4011.

The North Texas Municipal Water District, Board of Directors, will meet at 505 East Brown Street, Wylie, on April 25, 1985, at 4 p.m. Information may be obtained from Carl W. Riehn, Drawer C, Wylie, Texas 75098, (214) 442-5405.

The South Texas Development Council, Border Area Nutrition Council, will meet at the Zapata County Library, Zapata, on April 24, 1985, at 11:30 a.m. Information may be obtained from Kathy Henderson, P.O. Box 2187, Laredo, Texas 78044.

The West Texas Council of Governments, Board of Directors, will meet in the conference room, eighth floor, Two Civic Center Plaza, El Paso, on April 19, 1985, at 9:30 a.m. M.S.T. Information may be obtained from Cecile C. Gamez, 2 Civic Center Plaza, El Paso, Texas 79999, (915) 541-4689.

The West Texas Council of Governments, Executive Committee, will meet at 1025 East North 10th Street, Abilene, on April 24, 1985, at 12:45 p.m. Information may be obtained from Brad Helbert, P.O. Box 3195, Abilene, Texas 79604, (915) 672-8544.

The Wood County Appraisal District, Board of Directors, met in the conference room, 217 North Main Street, Quitman, on April 18, 1985, at 1:30 p.m. Information may be obtained from W. Carson Wages or Teresa Poston, P.O. Box 951, Quitman, Texas 78783, (214) 763-4946.

TRD-853214

★ ★ ★

Meetings Filed April 15

The Austin-Travis County Mental Health and Mental Retardation, Operations and Planning Committee, will meet in the boardroom, 1430 Collier Street, Austin, on April 23, 1985, at 7:30 a.m. Information may be obtained from Sharon Taylor, 1430 Collier Street, Austin, Texas 78704, (512) 441-4141.

The Dallas Area Rapid Transit Authority, Communications and Community Involvement Committee, met in emergency session at 601 Pacific Avenue, Dallas, on April 17, 1985, at 4:30 p.m. Information may be obtained from Nancy McKethan, 601 Pacific Avenue, Dallas, Texas 75202, (214) 748-3278.

The Edwards County Appraisal District, Appraisal Review Board, will meet at the new county office building, Rocksprings, on April 23, 1985, at 1:30 p.m. Information may be obtained from Sondra Madden, Box 378, Rocksprings, Texas 78880, (512) 683-7490.

The Gillespie County Appraisal District, Board of Directors, will meet in the assembly room, City Hall, Fredricksburg, on April 24, 1985, at 9 a.m. Information may be obtained from Gary Neffendorf, P.O. Box 429, Fredricksburg, Texas 78624, (512) 997-7655

The Guadalupe-Blanco River Authority, Industrial Development Corporation, made an emergency revision to the agenda of a meeting to be held at 933 East Court Street, Seguin, on April 18, 1985, at 9:30 a.m. The Board of Directors made an emergency revision to the agenda of a meeting held at the same location on the same day at 10 a.m. Information may be obtained from John H. Specht, P.O. Box 271, Seguin, Texas 787156-0271, (512) 379-5822.

The Henderson County Appraisal District, Board of Directors, met at 101 East Cor-

sicana, Athens, on April 18, 1985, at 7:30 p.m. Information may be obtained from Ron Groom, 101 East Corsicana, Athens, Texas, (214) 675-9296..

The Nueces-Jim Wells-Kleberg Soil and Water Conservation District, Board of Directors, will meet at 3802 Upriver Road, Corpus Christi, on April 23, 1985, at 7 p.m. Information may be obtained from Wilbur F. Erck, Route 2, Box 325, Alice, Texas 78332, (512) 664-1325.

TRD-853280

★ ★ ★

Meetings Filed April 16

The Deep East Texas Regional Mental Health and Mental Retardation Services, Board of Trustees, will meet in the Ward R. Burke Community Room, administration facility, 4101 South Medford Drive, Lufkin, on April 23, 1985, at 5:30 p.m. Information may be obtained from Jim McDermott, 4101 South Medford Drive, Lufkin, Texas 75901, (409) 639-1141.

The Lubbock Regional Mental Health and Mental Retardation Center, Board of Trustees, will meet at 3800 Avenue H, Lubbock, on April 22, 1985, at noon. Information may be obtained from Gene Menefee, 1210 Texas Avenue, Lubbock, Texas 79401, (806) 763-4213.

The Mental Health and Mental Retardation Authority of Brazos Valley, Board of Trustees, met in emergency session at the Brazos Center, 3232 Briarcrest Drive, Bryan, on April 18, 1985, at 1:30 p.m. Information may be obtained from Ann Pye-Shively, P.O. Box 4588, Bryan, Texas 77805, (409) 696-8585.

TRD-853314

★ ★ ★

The Legislature

For the purpose of public information, the *Register* publishes a listing of the bills that have been submitted to the governor during each legislative session and the status of these bills. A bill will be listed after the bill has passed both the House and the Senate and again when the Governor acts upon it.

Bills Submitted to the Governor

April 10

SB 33 Relating to the transfer of human organs for valuable consideration and to offers to make such transfers.

Sponsor: Messer

SB 35 Relating to the participation by joint airports in law enforcement interlocal assistance agreements with counties and municipalities.

Sponsor: Evans, Charles

SB 92 Relating to the regulation of timeshare interests; enacting the Texas Timeshare Act.

Sponsor: Cain

SB 114 Authorizing and limiting investments of Texas life, health, or accident insurers

Sponsor: Smith, Ashley

SB 248 Relating to the administration of taxes by and the powers and duties of the Comptroller of Public Accounts.

Sponsor: Berlanga

SB 444 Relating to implementation of the Federal Railroad Safety Act of 1970.

Sponsor: Messer

★ ★ ★

Bills Submitted to the Governor

April 11

HB 443 Relating to the creation of county courts at law in Bexar County and to the compensation of the court reporters and certain other personnel of the statutory county courts, including statutory probate courts, in Bexar County.

Sponsor: Traeger

HB 531 Relating to the notice required for the revision of a subdivision plat.

Sponsor: Blake

HB 536 Relating to the creation, administration, powers, duties, and operations of the Multistate Water Resources Planning Commission.

Sponsor: Montford

Bills Signed by the Governor

April 11

SB 88 Relating to the reimbursement of jurors for travel and other expenses.

Effective Date: immediately

SB 186 Relating to the sentencing of a defendant who commits an offense while an inmate in the Texas Department of Corrections.

Effective Date: September 1, 1985

SB 232 Relating to the exemption from franchise tax for certain transportation, sleeping, palace car, and dining companies.

Effective Date: August 26, 1985

SB 237 Relating to certain taxes administered by the Comptroller of Public Accounts, time of accrual, amount of tax, due dates, periods covered, and required reports.

Effective Date: August 26, 1985

SB 342 Relating to the issuance of and the expiration date of marriage licenses.

Effective Date: September 1, 1985

SB 822 Relating to toilet facilities and the provision of sanitary drinking water on railroad trains.

Effective Date: September 1, 1985 (Section 3: September 1, 1986)

SB 1235 Relating to the composition of the State Textbook Committee.

Effective Date: immediately

★ ★ ★



In Addition

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

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

Texas Air Control Board Extension of Deadline for Written Comments

In the February 26, 1985, issue of the *Texas Register* (10 TexReg 701), the Texas Air Control Board (TACB) published a notice of public hearings on proposed rules and regulations and the state implementation plan (SIP) held in Dallas on March 27, 1985; El Paso on March 27, 1985; and Fort Worth on March 28, 1985.

The purpose of the hearings was to receive testimony concerning revisions to the ozone control strategy for Dallas, El Paso, and Tarrant Counties; the carbon monoxide control strategy for El Paso County; and Regulation V. The deadline for written comments as set out in that notice has been extended to April 19, 1985. The comments at the hearings, as well as written comments received by 4 p.m. on April 19, 1985, at the TACB central office in Austin, will be considered by the board prior to any final decision on the proposed changes.

Five copies of all written comments offered would be helpful to the board in making its review.

Copies of the proposed revisions to the rules, as well as the proposed revisions to the SIP, are available at the central office of the TACB located at 6330 U.S. Highway 290 East, Austin, Texas 78723, and at the regional offices of this agency. For further information, call Lane Hartssock at (512) 451-5711.

Issued in Austin, Texas, on April 11, 1985

TRD-853267 Bill Stewart, P.E.
Executive Director
Texas Air Control Board

Filed: April 12, 1985
For further information, please call (512) 451-5711,
ext. 204.

★ ★ ★

State Banking Board Public Hearings

The hearing officer of the State Banking Board will conduct a hearing at 9 a.m. on Monday, April 29, 1985, at 2601 North Lamar Boulevard, Austin, on the permit to sell prearranged or prepaid funeral services for Mabene Allen Funeral Home, Inc., Abilene, Taylor County.

Additional information may be obtained from Margaret McGloin Bennett, Assistant General Counsel, Banking Department of Texas, 2601 North Lamar Boulevard, Austin, Texas 78705, (512) 475-4451.

Issued in Austin, Texas, on April 10, 1985.

TRD-853192 Jorge A. Gutierrez
General Counsel
Banking Department of Texas

Filed: April 11, 1985
For further information, please call (512) 475-4451.

★ ★ ★

The hearing officer of the State Banking Board will conduct a hearing at 9 a.m. on Tuesday, May 28, 1985, at 2601 North Lamar Boulevard, Austin, on the change of domicile application for New Waverly State Bank, New Waverly.

Additional information may be obtained from William F. Aldridge, Director of Corporate Activities, Banking Department of Texas, 2601 North Lamar Boulevard, Austin, Texas 78705, (512) 475-4451.

Issued in Austin, Texas, on April 10, 1985

TRD-853191 William F. Aldridge
Director of Corporate Activities
Banking Department of Texas

Filed: April 11, 1985
For further information, please call (512) 475-4451.

★ ★ ★

The hearing officer of the State Banking Board will conduct a hearing at 9 a.m. on Tuesday, July 2, 1985, at 2601 North Lamar Boulevard, Austin, on the charter application for Federated State Bank of Leon Valley, Leon Valley.

Additional information may be obtained from William F. Aldridge, Director of Corporate Activities, Banking Department of Texas, 2601 North Lamar Boulevard, Austin, Texas 78705, (512) 475-4451.

Issued in Austin, Texas, on April 11, 1985

TRD-853260 William F. Aldridge
Director of Corporate Activities
Banking Department of Texas

Filed: April 12, 1985
For further information, please call (512) 475-4451.

★ ★ ★

Texas Department of Community Affairs

Consultant Contract Award

The Texas Department of Community Affairs (TDCA) announces that the following units of general local government have been selected as contract recipients for economic development under the Texas Community Development Program, established pursuant to Texas Civil Statutes, Article 4413 (201), §4A.

City of Mount Pleasant	\$491,000
City of Carrizo Springs	\$500,000
City of Alamo	\$500,000
City of Eagle Pass	\$300,000
City of Kilgore	\$452,540
City of La Feria	\$116,000

A contract is not effective until executed by the unit of general local government and the executive director of the TDCA.

Issued in Austin, Texas, on April 12, 1985.

TRD-853268 Douglas C. Brown
General Counsel
Texas Department of Community Affairs

Filed: April 12, 1985

For further information, please call (512) 443-4100.

★ ★ ★

Office of Consumer Credit Commissioner

Rate Ceilings

The consumer credit commissioner of Texas has ascertained the following rate ceilings by use of the formulas and methods described in Texas Civil Statutes, Title 79, Articles 1.04, 1.05, 1.11, and 15.02, as amended (Texas Civil Statutes, Articles 5069-1.04, 1.05, 1.11, and 15.02).

Type of Rate Ceilings Effective Period (Dates are Inclusive)	Consumer ⁽³⁾ Agricultural/Commercial ⁽⁴⁾ thru \$250,000	Commercial ⁽⁴⁾ over \$250,000
Indicated (Weekly) Rate—Article 1.04(a)(1) 04/22/85-04/28/85	18.00%	18.00%
Monthly Rate—Article 1.04(c)(1) 04/01/85-04/30/85	18.00%	18.00%
Standard Quarterly Rate—Article 1.04(a)(2) 04/01/85-04/30/85	18.00%	18.00%
Retail Credit Card Quarterly Rate—Article 1.11 ⁽³⁾ 04/01/85-06/30/85	18.00%	N/A
Lender Credit Card Quarterly Rate—Article 15.02(d) ⁽³⁾ 04/01/85-06/30/85	16.42%	N/A
Standard Annual Rate—Article 1.04(a)(2) ⁽²⁾ 04/01/85-06/30/85	18.00%	18.00%

Type of Rate Ceilings Effective Period (Dates are Inclusive) Consumer⁽³⁾Agricultural/Commercial⁽⁴⁾ thru \$250,000 Commercial⁽⁴⁾ over \$250,000

Retail Credit Card Annual Rate—Article 1.11⁽³⁾
04/01/85-06/30/85 18.00% N/A

Annual Rate Applicable to Pre-July 1, 1983, Retail Credit Card and Lender Credit Card Balances with Annual Implementation Dates from
04/01/85-06/30/85 19.27% N/A

Judgment Rate—Article 1.05, §2
05/01/85-05/31/85 10.00% 10.00%

- (1) For variable rate commercial transactions only.
(2) Only for open-end credit as defined in Texas Civil Statutes, Article 5069-1.01(f).
(3) Credit for personal, family, or household use.
(4) Credit for business, commercial, investment, or other similar purpose.

Issued in Austin, Texas, on April 15, 1985.

TRD-853277 Sam Kelley
Consumer Credit Commissioner

Filed: April 15, 1985

For further information, please call (512) 475-2111.

★ ★ ★

Criminal Justice Policy Council Consultant Proposal Request

This request for consulting services is filed under Texas Civil Statutes, Article 6252-11c.

The Criminal Justice Policy Council invites offers from consultants interested in assisting local communities in establishing citizen crime commissions and to develop a major strategy to implement a comprehensive citizen crime commission concept.

Contact Person. To receive additional information on the request for proposal, contact Ronald D. Champion, Executive Director, Criminal Justice Policy Council, P.O. Box 13332, Austin, Texas 78711, (512) 475-1281.

Closing Date. All proposals must be received by the Criminal Justice Policy Council by 5 p.m. on May 22, 1985.

Procedure for Selecting Contractor. Competitive negotiations procedures will be used in awarding this contract. Evaluation of all proposals submitted will be conducted by council staff. Final selection of the contractor will be based upon past performances on similar tasks, evidence of ability to produce results of high quality within established time limits, demonstrated technical experience, and proposed costs of services.

Contract Terms. The contract will begin on June 1, 1985, and will end April 30, 1986. The total amount of the contract will not exceed \$30,000. This request for proposals is contingent on receipt of a grant.

Issued in Austin, Texas, on April 15, 1985

TRD-853292

Ronald D. Champion
Executive Director
Criminal Justice Policy Council

Filed: April 15, 1985

For further information, please call (512) 475-1281.



Employees Retirement System of Texas Request for Proposals

In accordance with Texas Civil Statutes, Title 110B, Subtitle C, §25.103, and with the approval of the Board of Trustees (trustee), the Employees Retirement System of Texas (ERS) announces a request for proposals (RFP) to evaluate the investment performance of the ERS. The performance of the system is to be evaluated on the basis of meeting or exceeding stated investment objectives over a three- and five-year period ending December 31, 1984. Firms wishing to respond should have recognized expertise and specialization in the field of investment performance evaluation. The proposer must be a firm having the flexibility to deal with the objectives and constraints of this system's investments, and must have access to a universe of similar funds.

The RFP instructions which detail information regarding the project format will be available upon request on or after April 15, 1985, at the Employees Retirement System of Texas, Investment and Accounting Divisions, 18th and Brazos Streets, P.O. Box 13207, Austin, Texas 78711.

The deadline for receipt of proposals in response to this request will be 5 p.m. on May 15, 1985. Proposals received after 5 p.m. on May 15, 1985, will be returned unopened to the bidder.

The trustee reserves the right to accept or reject any or all proposals submitted. The trustee is under no legal requirement to execute a contract on the basis of this advertisement. The trustee intends to use responses as a basis for further negotiations of a specific performance evaluation contract. The trustee will base its choice on the best combination of cost, demonstrated competence, superior qualifications, and evidence of conformance with criteria.

This RFP does not commit the system to pay any cost incurred prior to execution of a contract. Issuance of this material in no way obligates the trustee to award a contractor or pay any costs incurred in the preparation of a response. The trustee specifically reserves the right to reject all offers and resolicit or cancel this procurement if deemed by the trustee to be in its best interest.

For further information regarding this notice or to obtain copies of the RFP instructions, please contact Nancy Goerdel, Employees Retirement System of Texas, Investment Division, 18th and Brazos Streets, P.O. Box 13207, Austin, Texas 78711, (512) 476-6431, ext. 168.

Issued in Austin, Texas, on April 10, 1985.

TRD-853181 Clayton T. Garrison
Executive Director
Employees Retirement System of
Texas

Filed: April 11, 1985

For further information, please call (512) 476-6431,
ext. 212.



Texas Health Facilities Commission

Applications Accepted for Amendment, Declaratory Ruling, Notices of Intent, and Petition for Reissuance of Certificate of Need

Notice is hereby given by the Texas Health Facilities Commission of applications accepted as of the date of this publication. In the following list, the applicant is listed first, file number second, the relief sought third, and a description of the project fourth. DR indicates declaratory ruling; AMD indicates amendment of previously issued commission order; CN indicates certificate of need; PFR indicates petition for reissuance; NIE indicates notice of intent to acquire major medical equipment; NIEH indicates notice of intent to acquire existing health care facilities; NIR indicates notice of intent regarding a research project; NIE/HMO indicates notice of intent for exemption of HMO-related project; and EC indicates exemption certificate.

Should any person wish to become a party or interested person to any of the previously stated applications, that person must file a proper request to become a party or interested person to the application within 10 days after the date of this publication of notice. If the 10th day is a Saturday, Sunday, or state holiday, the last day shall be extended to 5 p.m. of the next day that is not a Saturday, Sunday, or state holiday. A request to become a party or interested person should be mailed to the chair of the commission at P.O. Box 50049, Austin, Texas 78763, and must be received at the commission no later than 5 p.m. on the last day allowed for filing of a request to become a party or interested person.

The contents and form of a request to become a party or interested person to any of these applications must meet the criteria set out in 25 TAC §515.9. Failure of a party or interested person to supply the necessary information in the correct form may result in a defective request to become a party or interested person.

Valley Baptist Medical Development Corporation
for Golden Palms Retirement and Health Center,
Harlingen

AN82-0622-080A(032885)

CN/AMD—Request for an amendment of Certificate of Need AN82-0622-080, which authorized the certificate holder to construct, equip, and operate a 21,820-square-foot, 60-bed, long-term care facility to be part of a 254-apartment, full service retirement community. The certificate holder requests an amendment of the certificate of need to extend the completion deadline from April 25, 1985, to October 1, 1986, and to construct the facility in conjunction with a 163-apartment, full service retirement community, instead of 254 apartments as originally proposed. The certificate holder also proposes to develop the facility under the auspices of the Golden Palms Retirement and Health Center, a Texas nonprofit corporation set up under the auspices of the Valley Baptist Medical Development Corporation. The Board of Trustees of Valley Baptist Medical Development Corporation will appoint the Board of Trustees of the Golden Palms Retirement and Health Center.

City of Graham for Graham General Hospital,
Graham
AH83-0124-058A(040985)

CN/AMD—Request for an increase in the total project cost from \$130,000 to \$146,600 and an extension of the completion deadline from September 30, 1984, to May 1, 1985, in Certificate of Need AH83-0124-058, as amended by AH83-0124-058A(012484), which authorized the certificate holder to provide intensive care and coronary care services by reclassifying four medical/surgical beds to a mixed intensive care/coronary care unit.

Medical Arts Clinic, Inc., Lubbock
AO85-0409-240

DR—Request for a declaratory ruling that a certificate of need is not required for Medical Arts Clinic, Inc., to obtain Medicare certification for its surgery unit. The applicant has been providing outpatient surgery since 1968. There is no cost associated with the project.

Jamie Mabaquiao for Comfort Gardens Home,
Comfort

AN80-0530-082A(040985)

CN/AMD—Request for an extension of the completion deadline from May 1, 1985, to July 15, 1985, in Certificate of Need AN80-0530-082, as amended by AN80-0530-082A(072281), AN80-0530-082A(042282), AN80-0530-082A(042283), and AN80-0530-082A(091884), which authorized the certificate holder to construct and operate a 60-bed ICF-III nursing home in Comfort.

Healthplex, Inc., Dallas
AO85-0401-215

DR—Request for a declaratory ruling that a certificate of need is not required for Healthplex, Inc., to establish Healthplex Centers, which will provide comprehensive primary medical programs and services supervised by physicians, dentists, and other types of health professionals, each practicing as individuals, partners, or professional associations in their private offices. Each Healthplex Center will have two major components or areas consisting of a professional office building and an aerobic fitness center. Some Healthplex Centers may involve a third element consisting of a retail center. Healthplex, Inc., proposes to construct the first such Healthplex Center in Fort Worth in the Stonegate development on the old Cullen Davis property.

NPG-V, Inc., doing business as PIA Psychiatric
Hospitals, Inc., Leesburg, Virginia
AH85-0401-230

NIEH—Request for a declaratory ruling that a certificate of need is not required for NPG-V, Inc., to acquire Psychiatric Institute of Fort Worth, an existing 118-bed psychiatric hospital located in Fort Worth. The acquisition will result from a merger of PIA Equity, Inc., into NPG-V, Inc. Psychiatric Institute of Fort Worth is currently owned and operated by PIA Fort Worth, Inc., a wholly owned subsidiary of PIA Equity, Inc., which is, in turn, a wholly owned subsidiary of PIA Equity, Inc., which is, in turn, a wholly owned subsidiary of National Medical Enterprises, Inc. However, the license of the facility was inaccurately issued to Psychiatric Institutes of America, Inc., also a wholly owned subsidiary of National Medical Enterprises, Inc. A request for licensure clarification has been submitted to the Texas Department of Mental Health and Mental Retardation indicating that the license for the facility should be held by PIA Fort Worth, Inc.

Saint David's Community Hospital, Austin
AH85-0401-214

DR—Request for a declaratory ruling that a certificate of need is not required for Saint David's Hospital to become a replacement facility for general rehabilitation services transferred from Shoal Creek Hospital, Austin. A 33-bed unit will be located on the south and east wings of the fifth floor of Saint David's Hospital to accommodate the general rehabilitative services. The applicant currently offers two other rehabilitation programs for arthritis and pain management. The total project cost is \$120,000.

Issued in Austin, Texas, on April 15, 1985.

TRD-853294 John R. Neel
 General Counsel
 Texas Health Facilities
 Commission

Filed: April 15, 1985

For further information, please call (512) 475-6940.

★ ★ ★

Texas Historical Commission Consultant Contract Award

The Texas Historical Commission, under the provisions of Texas Civil Statutes, Article 6252-11c, announces a contract for consulting services. The consultant proposal request appeared in the March 5, 1985, issue of the *Texas Register* (10 TexReg 804).

The consultant will lead resource team visits to four Texas Main Street cities. Responsibilities of the consultant will include leading one-hour meetings and analyses with the city manager and city department heads, leading a strategy session to set the direction for the team, investigating and selecting buildings and streetscapes for design by team members, leading all team meetings during the three-day visit, meeting individually with each member of the team to design the presentation at the town meeting on the last day of the visit, leading the town meeting and presenting an analysis of the downtown, and consulting on the preparation of the resource team report.

The consultant is Tom Moriarity, Halcyon Limited, 1511 K Northwest, Suite 1100, Washington, D.C. 20005.

The contract amount is \$12,000 and dates are April 23-25, 1985; May 21-23, 1985; June 18-20, 1985; and July 23-25, 1985.

All notes and applicable documents pertaining to each Main Street city resource team are due on April 25, 1985; May 23, 1985; June 20, 1985, and July 25, 1985.

Issued in Austin, Texas, on April 10, 1985.

TRD-853278 Curtis Tunnell
 Executive Director
 Texas Historical Commission

Filed: April 15, 1985

For further information, please call (512) 475-4407.

★ ★ ★

Texas Department of Human Resources Consultant Contract Award

In compliance with Texas Civil Statutes, Article 6252-11c, the Texas Department of Human Resources (DHR) announces the award of a consultant contract to provide family counseling/therapy services in DHR Region 03. The request for proposal was published in the January 15, 1985, issue of the *Texas Register* (10 TexReg 188).

Description. The consultant will provide family counseling/therapy, individual counseling/therapy, and courtroom testimony for authorized TDHR clients.

Consultant Name. The contractor selected is Family Service of El Paso, Inc., 2930 North Stanton, El Paso, Texas 79902.

Cost and Date. The contract will begin May 1, 1985, and end April 30, 1987. The total value of the contract, subject to the availability of funding, is \$200,000.

Reports. Written reports will be prepared and delivered to DHR staff as specified in the contract.

Issued in Austin, Texas, on April 15, 1985.

TRD-853273 Marlin W. Johnston
 Commissioner
 Texas Department of Human
 Resources

Filed: April 15, 1985
For further information, please call (512) 450-3766.

★ ★ ★

Correction of Error

Adopted rules submitted by the Texas Department of Human Resources contained an error as published in the April 5, 1985, issue of the *Texas Register* (10 TexReg 1128).

Under the undesignated head "Relationship and Domicile," §3.2101 should have been included as an adopted repeal.

★ ★ ★

Texas Department of Public Safety Request for Proposal

General Project Description. The Texas Department of Public Safety (DPS), in accordance with the provisions of Texas Civil Statutes, Article 6252-11c, solicits to contract with a private consultant to produce a suitable poster program to be distributed by Safety Education Service Personnel.

Objectives. In accordance with the goal and commitments of the DPS, the posters will serve to promote the use of safety restraint seats. Primary objectives will be to obtain public support for use of child safety restraint seats in simple terminology and reach key segments of the driving public to increase awareness of the benefits of using child safety restraints.

Background. Texas ranks number one in the nation in child mortality caused by traffic crashes. In response to this program, the Texas Legislature mandated the use of child safety seats for children up to the age of four, with optional safety belt use between the ages of two and four. This requirement went into effect October 31, 1984, with penalties to be imposed after January 1, 1985. To provide support to enforcement and voluntary compliance of the law, the DPS believes that increasing public awareness and education regarding the benefits of child safety seats is essential.

General Project Approach. The contractor selected shall furnish all necessary qualified and creative personnel, facilities, materials, supplies, equipment, and services to perform the proposed statement of work. The contractor shall develop a project plan and set objectives to determine the progress of that plan. In conjunction with the DPS, the contractor will create a poster, in accordance with the statement of work.

Statement of Work. The contractor shall produce 30,000 11-by-17-inch posters.

- (1) Posters are to be printed on Number 60 coated white paper stock.
- (2) Posters are to be printed and bleed on all sides.
- (3) Posters are to be printed with four color process from color photograph.
- (4) Subcontractor will furnish photograph and color separations; layout and design; and paper and printing.

The DPS will furnish a trooper to be used in the photograph, a car safety seat, and other technical assistance as necessary.

The contractor will be allowed to subcontract services of writers, designers, photographers, etc., for the specific purpose of supporting this project. The DPS shall reserve the right to approve all subcontracts in advance of subcontracts. The contractor shall furnish to the DPS the proposed poster within 30 days after the start of the contract period. The project will be completed and all program materials delivered to the DPS within 60 days after the DPS has approved the poster.

The DPS has the final approval authority of any photographs or logos, etc.

Date Due. Proposals are due at the following address by 5 p.m. on May 17, 1985. It is the responsibility of the proposed contractor to have proposals in the DPS office at that time. Proposals received late for any reason will not be considered.

Proposal Address. Questions about the solicitation and proposals in response to it should be submitted to Tonna Polk, Safety Seat Coordinator, Traffic Law Enforcement Division, Texas Department of Public Safety, 5805 North Lamar Boulevard, P.O. Box 4087, Austin, Texas 78773.

Type of Contract. A fixed price contract will be awarded to the successful contractor.

Contact Period. The contract period will be from May 17-September 30, 1985. It is anticipated that research and development will commence immediately upon awarding of the contract, and all tasks must be completed by September 30, 1985.

Number of Copies. The proposed contractor must furnish a minimum of four copies of the proposal.

Personnel and Staffing. The proposal shall include names, resumes, and headquarters of key personnel who

will be assigned to this contract. Company qualifications and prior experience with closely related projects should be included but limited to a maximum of six pages.

Cost Information. Cost information shall be submitted in a detailed budget breakdown by the cost categories specifically identified in the statement of work. All bids in excess of \$7,750 will be rejected.

Preaward Audit. If the proposed selected has not been used as a contractor by this office, a preaward audit may be performed.

Evaluation Criteria. In addition to cost benefits, proposals will be evaluated by the DPS and selection will be based principally on the following criteria:

(a) Proposer's demonstration of technical competence:

- (1) comprehension of the nature of the problem and recognition of critical issues involved;
- (2) soundness of methodologies proposed to carry out the proposed tasks of the statement of work;
- (3) whether the work plan identifies potential problems and how they will be addressed,
- (4) demonstrated ability to work effectively with public safety agencies, private sector organizations, industry, and or business;
- (5) demonstrated ability to design an informative poster;
- (6) realistic work plan capable of being accomplished in a quality manner; and
- (7) adequacy of management plan for the project.

(b) Proposer's indication of sufficient resources:

- (1) experience and background of principal representative and other professionals proposed for accomplishment of the work;
 - (2) provision within proposer's organization for internal coordination and quality control of the project; and
 - (3) availability of resources, personnel, and talent;
- (c) Proposer's responsiveness to contract requirements.

(1) demonstrated familiarity with similar types of work previously accomplished, for whom, and with what results.

(2) adequacy of study design concept to produce desired quality of results; and

(3) effectiveness of proposed method of coordinating the work efforts and communicating the progress, problems, and needs to the DPS program manager.

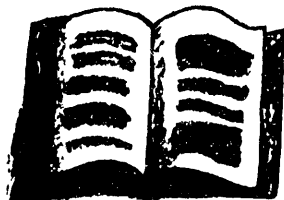
Agency Contract and Program Manager. Additional information may be obtained from the Safety Seat Coordinator, Tonna Polk, Traffic Law Enforcement Division, (512) 465-2101, or Captain Frankie L. Waller, (512) 465-2115.

Issued in Austin, Texas, on April 11, 1985

TRD-853261 James B Adams
Director
Texas Department of Public Safety

Filed, April 12, 1985

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



Texas Savings and Loan Department

Application for Change of Control of an Association

Texas Civil Statutes, Article 852a, §11.20, require any person who intends to acquire control of a state-chartered savings and loan association to file an application with the savings and loan commissioner for approval of the transaction. A hearing may be held if the application is denied by the commissioner.

On April 9, 1985, the savings and loan commissioner received an application for approval of the acquisition of control of Northwest Savings Association, Austin, by CreditBanc Corporation, Austin, with principals J. Scott Mann III, Charles Danny Payne, Robert M. Sumners, and Malcolm H. Byrnes II, all of Austin.

Any inquiries may be directed to the Texas Savings and Loan Department, 1004 Lavaca Street, Austin, Texas 78701, (512) 475-7991.

Issued in Austin, Texas, on April 11, 1985.

TRD-853279 Russell R. Oliver
General Counsel
Texas Savings and Loan
Department

Filed: April 15, 1985

For further information, please call (512) 475-7991.



University of Texas System Cancer Center

Consultant Contract Award

Pursuant to Texas Civil Statutes, Article 6252-11c, §6(b), the University of Texas System Cancer Center furnishes this notice of consultant contract award. The consultant proposal request appeared in the November 16, 1984, issue of the *Texas Register* (9 TexReg 5954).

Description of Services. The consultant will assist in the development of a document that defines the financial system requirements of the cancer center. In developing such a document, the consulting firm will document and evaluate the existing financial system, identify problems, objectives, and anticipated benefits of system improvement opportunities; document user problems and expectations; define administrative system requirements; recommend overall system changes which may include improving processing methodologies, streamlining manual processing techniques, and software; and develop a work plan to implement and monitor the remaining phases of the financial system improvement process.

Name and Address of Consultant. Peat, Marwick, Mitchell, and Company, 3000 RepublicBank Center, P.O. Box 4545, Houston, Texas 77210.

Contract Value and Period. The contract is dated March 28, 1985. The consulting service is to be provided through June 28, 1985, approximately, for a fee not to exceed \$84,000.

Due Date of Documents. All reports generated as a result of the needs analysis study performed by the consultant shall be available to the University of Texas System Cancer Center on or before June 28, 1985.

Issued in Houston, Texas, on April 2, 1985.

TRD-853152 G. J. (Gil) Robertson, C.P.M.
Purchasing Manager
University of Texas System Cancer
Center

Filed: April 10, 1985
For further information, please call (713) 792-3087.

★ ★ ★

