

TEXAS REGISTER

TEXAS STATE LIBRARY

MAY 09 1979

TEXAS DOCUMENTS

In This Issue...

Amendment to advertising rule proposed for June 11 adoption by Dental Examiners Board ... 1708

Annual services program plan proposed by Department of Human Resources for June 26 adoption..... 1708

Revised edition of rules for writing title insurance proposed by State Board of Insurance for June 11 adoption 1716

New rules proposed by School Tax Assessment Practices Board for adoption on June 11 ... 1718

Direct payment procedures adopted by Office of the Comptroller of Public Accounts; effective date—May 25..... 1722

Rules regarding hemodialysis machines adopted by Texas Health Facilities Commission; effective date—May 24 1722

Legislative report 1731

Notice on rulemaking hearing by Railroad Commission..... 1755



Office of the Secretary of State

NOTES ON THE ISSUE

The Department of Human Resources is updating its annual plan showing how funds appropriated by the state legislature for next year's program will be used and how the department will provide federally funded social services. Title XX of the Social Security Act is the department's major source of federal funds for medical, financial, and social services for children, adults, and low-income families in Texas. The department is proposing to revise the rule which adopts by reference the "Title XX Comprehensive Annual Services Program Plan (CASPP)."

The Texas Education Code requires the School Tax Assessment Practices Board to establish education and training requirements for school tax assessors and to set standards for the operation of school tax offices. To comply with the statutory requirements, the board is proposing new rules. One proposed rule sets a minimum schedule of education for the chief administrator of an office which appraises and assesses property for school taxes. Other proposals concern appraisal and assessing records by school tax offices.

The In Addition section includes a notice by the Railroad Commission on a public hearing requested by the cities of Fort Worth and Dallas. The request followed a proposal by Lone Star Gas Company for a commission rule to allow full recovery of purchased gas costs. In conjunction with the proposal for recovery of gas costs, the commission will also consider a Gas Utility Division proposal regarding BTU content adjustment.

Cover illustration represents Elisabet Ney's statue of Stephen F. Austin, which stands in the foyer of the State Capitol.

Artwork: Gary Thornton

TEXAS REGISTER

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The Attorney General

Requests for Opinions

- 1706 *RQ-67 (concerning tax exemptions under Article 8, Section 1-b(b))*
- 1706 *RQ-68 (concerning books and materials purchased from the Law Library Fund by judges and litigants)*
- 1706 *RQ-69 (concerning receipt of honorarium by elected official for delivering a speech)*
- 1706 *RQ-70 (concerning payment of members of advisory committee with appropriated funds)*
- 1706 *RQ-71 (concerning licensing as a private mental hospital a program with no physical facilities for psychiatric care)*

Opinions

- 1707 *MW-14 (concerning the salary of county school superintendent in county which has adopted county unit system)*
- 1707 *MW-15 (concerning requirement of commissioners court to approve salaries designated by the juvenile board under Article 5142b)*

Proposed Rules

Texas State Board of Dental Examiners

- 1708 *Conduct*

Texas Department of Human Resources

- 1708 *Organization, Administration, and Management*

State Board of Insurance

- 1716 *Title Insurance*

Railroad Commission of Texas

- 1717 *Oil and Gas Division*

School Tax Assessment Practices Board

- 1718 *Tax Record Requirement*
- 1720 *Tax Assessor Education*

Adopted Rules

Comptroller of Public Accounts

- 1721 *Tax Administration*

Texas Health Facilities Commission

- 1722 *Explanation of the Act*

Texas Department of Human Resources

- 1722 *Disability Determination*

Texas Commission on Jail Standards

- 1723 *Definitions*
- 1723 *Clothing, Personal Hygiene, and Bedding*

Railroad Commission of Texas

- 1723 *Transportation Division*

Open Meetings

- 1725 *Texas Adult Probation Commission*
- 1725 *Texas Commission on Alcoholism*
- 1725 *State Banking Board*
- 1725 *East Texas State University*
- 1725 *Texas Department of Human Resources*
- 1726 *State Board of Insurance*
- 1726 *Texas Motor Vehicle Commission*
- 1726 *North Texas State University*

- 1727 *State Occupational Information Coordinating Committee*

- 1727 *Texas Parks and Wildlife Department*

- 1727 *Board of Polygraph Examiners*

- 1727 *Public Utility Commission of Texas*

- 1728 *Railroad Commission of Texas*

- 1729 *Tax Assessor Examiners Board*

- 1729 *University of Texas at Austin*

- 1729 *Texas Turnpike Authority*

- 1729 *Texas Water Commission*

- 1730 *Regional Agencies*

The Legislature

Legislative Report

- 1731 *Environment*

- 1731 *Education*

- 1731 *Human Services*

- 1731 *Insurance*

- 1731 *Economic Development*

- 1731 *Taxes*

- 1731 *Criminal Justice*

- 1732 *State and Local Government*

- 1732 *Elections*

- 1732 *Constitutional Revision*

- 1732 *Consumer Affairs*

House of Representatives

- 1733 *Bills Introduced*

- 1733 *Bill Status*

- 1743 *Weekly Meeting Schedule*

Senate

- 1744 *Bills Introduced*

- 1744 *Bill Status*

- 1749 *Weekly Meeting Schedule*

- 1751 *Confirmation of Gubernatorial Appointments*

Legislation Signed

- 1751 *House of Representatives*

- 1751 *Senate*

In Addition

Texas Air Control Board

- 1752 *Applications for Construction Permits*

State Bar of Texas

- 1752 *Second Annual Advanced Civil Trial Course*

Comptroller of Public Accounts

- 1753 *Administrative Decisions*

- 1753 *Correction of Error*

Office of the Governor

- 1754 *Notice of Energy Auditor Training Program*

Texas Health Facilities Commission

- 1754 *Notice of Applications*

Railroad Commission of Texas

- 1755 *Notice of Public Hearing on Proposed Gas Cost Recovery Rule 051.04.03.036*

Texas Register

- 1756 *Notice of Price Increase*

THE ATTORNEY GENERAL

1706

Article 4399, Vernon's Texas Civil Statutes, requires the attorney general to give written opinions to certain public officials. The Texas Open Records Act, Article 6252-17a, Section 7, Vernon's Texas Civil Statutes, requires that a governmental body which receives a request for release of records seek a decision of the attorney general if the governmental body determines that the information may be withheld from public disclosure. Opinions and open records decisions issued under the authority of these two statutes, as well as the request for opinions and decisions, are required to be summarized in the *Texas Register*.

Copies of requests, opinions, and open records decisions may be obtained from the Opinion Committee, Attorney General's Office, Supreme Court Building, Austin, Texas 78701, telephone (512) 475-5445.



Requests for Opinions

Summary of Request for Opinion RQ-67

Request from Bob Bullock, comptroller of public accounts, Austin.

Summary of Request:

(1) Does the exemption provided by Article 8, Section 1-b(b), of the Texas Constitution include persons eligible under both the Federal Old-Age, Survivors, and Disability Insurance Program and Supplemental Security Income Program's Aid to the Blind and Aid to the Totally and Permanently Disabled?

(2) Must individuals actually be receiving benefits under either program to be eligible for the exemptions?

Doc. No. 792747

Summary of Request for Opinion RQ-68

Request from Joe Jack Mills, C.P.A., county auditor, Dallas.

Summary of Request: What is required in terms of accessibility by judges and litigants to satisfy the requirements of law for such books and materials located in the various judges' offices to be purchased from the Law Library Fund—i.e., is access by the particular judge adequate; is access by the particular judge and limited access by litigants who have the judge's permission from time to time adequate; or is access by the particular judge and free and unlimited access by litigants during regular court hours necessary to meet the requirements of the law?

Doc.No. 792748

Summary of Request for Opinion RQ-69

Request from Reagan V. Brown, commissioner of agriculture, Texas Department of Agriculture, Austin.

Summary of Request: May an elected official receive an honorarium for delivering a speech?

Doc. No. 792749

Summary of Request for Opinion RQ-70

Request from John J. Kavanagh, M.D., commissioner, Texas Department of Mental Health and Mental Retardation, Austin.

Summary of Request: May the Texas Department of Mental Health and Mental Retardation use appropriated funds to pay the members of any advisory committee, when the committee is appointed by the Texas Board of Mental Health and Mental Retardation or the creation of the committee is approved by such board, for travel costs incurred in connection with the exercise of their duties for the department at rates authorized to be paid to state officers and employees under the provisions of the state appropriations bill?

Doc. No. 792750

Summary of Request for Opinion RQ-71

Request from John J. Kavanagh, M.D., commissioner, Texas Department of Mental Health and Mental Retardation, Austin.

Summary of Request: Does the Texas Department of Mental Health and Mental Retardation have the authority, pursuant to Article 5547-88 et seq., Vernon's Texas Civil Statutes, to license as a private mental hospital a psychiatric program, such as a therapeutic camp, which, for example, has no physical plant or building in which patients may reside and receive psychiatric care and treatment?

Doc. No. 792751

Opinions

Summary of Opinion MW-14

Request from Donald R. Ross, county attorney, Rusk County, Henderson, concerning the salary of county school superintendent in county which has adopted county unit system.

Summary of Opinion: The salary schedule set out in Section 17.51 of the Education Code limits the salary paid pursuant to Section 18.30 to the county school superintendent in a county which has adopted the county unit system.

Doc. No. 792758

Summary of Opinion MW-15

Request from Steve Simmons, district attorney, El Paso County, El Paso, concerning whether the commissioners court is required to approve salaries designated by the juvenile board under Article 5142b.

Summary of Opinion: Under Article 5142b, Vernon's Texas Civil Statutes, the budget for compensation of juvenile probation officers submitted by the juvenile board is subject to the approval of the commissioners court.

Issued in Austin, Texas, on May 3, 1979.

Doc. No. 792759

C. Robert Heath
Opinion Committee Chairman
Attorney General's Office

For further information, please call (512) 475-5445.

PROPOSED RULES

An agency may adopt a proposed rule no earlier than 30 days after publication in the *Register*, except where a federal statute or regulation requires implementation of a rule on shorter notice.

An agency, on request, shall provide a statement of the reasons for and against adoption of a rule. Any interested person may request this statement before adoption or within 30 days afterward. The statement shall include the principal reasons for overruling considerations urged against the agency's decision.

Numbering System—Each rule is designated by a unique 10-digit number which is divided into four units by decimal points. The first unit (three digits) indicates the agency which promulgates the rule. The second unit (two digits) indicates the chapter of rules to which the rule belongs. The third unit (two digits) indicates the subchapter of rules, if any, within the chapter. The fourth unit (three digits) indicates the individual rule.

Symbology—Changes in existing material are indicated in *bold italics*. [Brackets] indicate deletion of existing material.



Texas State Board of Dental Examiners

Conduct

Advertising 382.19.20

The Texas State Board of Dental Examiners is proposing to amend Rule 382.19.20.002. The deletion of the words "of price or fee for routine dental services" is made necessary because decisions of the federal courts dealing with the First Amendment rights speak of "routine" services whether prices or fees thereof are included; therefore, to comply with the law of the land, the requirement of "fee" is removed.

The board has determined that this proposed amendment will have no fiscal implications for units of state or local government.

Those desiring to comment upon this proposed amendment should direct their comments in writing to the Texas State Board of Dental Examiners, 718 Southwest Tower, 7th and Brazos, Austin, Texas 78701

This amendment is proposed under the authority of Article 4551d of the Revised Civil Statutes of Texas as amended.

.002. Time Requirements on Advertising. Any advertisement of routine dental services with or without price or fee thereof [of price or fee for routine dental services] permitted under board rules shall be valid and binding on the advertising dentist for not less than six months following the date it is last offered, and the dentist offering same shall honor all patient requests for such dental service made by dental patients within the six-month period following the last date such advertisement was presented to the public; further, all such services must be completed within a reasonable time from the first patient appointment or such patient's request for dental service. Also, no advance notice or advertisement of any future routine dental service or the price or fee thereof shall be permitted.

Issued in Austin, Texas, on April 30, 1979.

Doc. No. 792721 Carl C. Hardin, Jr.
Executive Director
Texas State Board of Dental Examiners

Proposed Date of Adoption: June 11, 1979

For further information, please call (512) 475-2443.

Texas Department of Human Resources

Organization, Administration, and Management

Support Documents 326.51.99

The Department of Human Resources (DHR) proposes to amend its rule which adopts by reference the Title XX Comprehensive Annual Services Program Plan (CASPP) for Texas for the services program year October 1, 1979, through September 30, 1980.

The Texas Department of Human Resources is mandated by the legislature to provide medical, financial, and social services for children, adults, and low income families in Texas. Title XX of the Social Security Act is DHR's major source of federal funds for social services.

Title XX services are combined with other DHR programs such as Medicaid, Long-Term Care, Financial Assistance, and Food Stamps to provide a comprehensive services system which enables individuals to function in their communities as self-sufficiently as possible.

This proposed Title XX Comprehensive Annual Services Program Plan (CASPP) shows how the funds appropriated by the 66th Texas Legislature for the 1980 program year will be used and explains how Title XX social services will be provided. Since the legislature had not yet passed an appropriations bill when this proposed plan was written, estimated expenditures are based on the recommendations of the Legislative Budget Board.

The CASPP describes in detail the services to be provided in each of the state's geographic areas and how DHR gains input from staff and citizens in every Texas community in order to develop social services aimed at specific needs and to establish priorities for the limited available money.

Section I of the plan provides a narrative description of the goals of Title XX services and of how DHR is organized to provide these services. It also includes explanations of the planning, coordination, and public review processes which are a required part of an effective service delivery system. This section also includes an explanation of the eligible client groups and fees for services.

It is proposed in this CASPP that the income eligibility level for all services, except Community Care for the Aged, Blind, and Disabled (CCABD), be set at 55% of the state median income for a family of four. With the projected increase in the median income from \$17,420 to \$18,930, the percentile decrease will not result in a significant difference in the actual dollar cutoff.

The CCABD upper income eligibility level will be set at 80% of the state median income. Thus the CCABD income eligibility levels can continue to track the eligibility criteria for the Title XIX nursing home program. A new client eligibility system for CCABD services also is proposed. In each case, the median income is adjusted for family size.

Section II contains the definitions of services to be provided through the Title XX program. Services are presented according to the program through which they are delivered. The order of presentation does not represent nor imply a ranking of priorities. Each definition describes the service's purpose, clients to be served, service activities, and methods of delivery. In this year's CASPP, service activities related to foster care and adoption have been combined into the Permanent Placement Service. Activities related to treatment and support for children, juveniles, and their families (e.g., emergency shelter, emergency homemaker, crisis counseling) now fall under Protective Community Resources. The revisions in service definition provide more succinct and accurate descriptions of services.

Service activities included in Vocational Rehabilitation and Social Rehabilitation are united as Rehabilitation Services, thus eliminating duplication of service descriptions and allowing for more efficient administration.

Emergency Family Services is listed in the 1979 CASPP as part of the Employment Services Program. In the proposed 1980 CASPP, Emergency Family Services becomes a separate program in order to emphasize that it is designed to meet client needs extending beyond employment problems.

Case management activities are described in the 1979 CASPP as a component of each CCABD service. The proposed 1980 CASPP has Case Management as a separate service to describe more clearly how services are managed and coordinated by DHR caseworkers.

Section III provides both general and detailed summaries of the estimated expenditures and sources of funds for the 1980 program year. This includes a comparison of the estimated cost and number of clients who will have been served statewide in each program in the 1979 program year and who are projected to be served in the 1980 program year. The dollar amounts allocated to each service in each region include

the costs for DHR direct delivery workers, grant benefits (purchase of service contracts), support staff and employee social security and retirement. Also included in Section III is the Catalog of Services which lists the objectives, goals, eligible client categories, methods of delivery, and geographic areas in which each service will be provided.

Estimated expenditures in the proposed 1980 CASPP are based on Legislative Budget Board recommendations. The estimated expenditures for the 1979 program year as shown in the proposed CASPP include increases in federal allotment of Title XX funds as approved by Congress. For the 1980 program year an \$8.9 million decrease is proposed in the overall Title XX program. Federal funds are estimated to decrease by \$5.4 million and nonfederal funds by \$3.5 million. Most funding cuts involve administration and State Office support; slight expenditure decreases are projected for some programs.

Categories of clients to receive priority for Community Care for the Aged, Blind, and Disabled are revised to relate more directly to assessments of client needs.

Also in the CCABD program, Health Assessments Services will be discontinued as current contracts expire.

Section IV provides information regarding the number of clients to be served in the 1980 program year and the estimated cost for each service provided in each geographic area. The estimated number of clients to be served is an estimate of the total number of persons who will receive a given service during the program year. These figures represent an estimated, unduplicated count of clients to receive each service and include projections of estimated client turnover during the program year.

Section V lists the agencies in each geographic area which are providing Title XX social services through general purchase of service agreements at the time of publication of the plan. This section also lists the state agencies which provide services through interagency agreements which are managed through the DHR State Office. The list of purchase of service providers has been updated to show contracts in effect as of January 1, 1979.

Section VI includes a summary of the standards for institutions, foster homes, and group living arrangements which serve Supplemental Security Income (SSI) recipients.

DHR will provide the services listed in the Catalog of Services section of the CASPP to meet the following Title XX goals:

(I) Achieving or maintaining economic self-support to prevent, reduce, or eliminate dependency.

(II) Achieving or maintaining self-sufficiency to reduce or prevent dependency.

(III) Preventing or remedying abuse, neglect, or exploitation of children and adults unable to protect themselves, or preserving, rehabilitating, or uniting families.

(IV) Preventing or reducing inappropriate institutional care by providing for community-based care, home-based care, or other forms of less intensive care.

(V) Securing referral or admission for institutional care when other forms of care are not appropriate or providing services to persons in institutions.

Anyone may request services from the department. Services, however, are provided only to certain categories of people. Current recipients of AFDC and SSI are eligible to receive

most Title XX services. Medical Assistance Only (MAO) recipients are eligible for Title XX services only if they qualify as income eligibles.

Certain services will be provided on the basis of documented need but without regard to income eligibility as described in the Catalog of Services. Protective services for children and adults, protective child care, community services provided to clients referred by DHR protective services staff, and information and referral as part of another service are provided to all persons in need regardless of their income.

Income Charts

State median income for a family of four equals \$18,930.

55% level—does not apply to the CCABD program.

Family Size	Annually	Monthly
1	\$5,426.04	\$452.17
2	\$7,079.88	\$589.99
3	\$8,745.72	\$728.81
4	\$10,411.56	\$867.63
5	\$12,077.40	\$1,006.45
6	\$13,743.24	\$1,145.27

80% level—applies only to certain priority groups in the CCABD program.

Family Size	Annually	Monthly
1	\$7,874.88	\$656.24
2	\$10,297.92	\$858.16
3	\$12,720.96	\$1,060.08
4	\$15,144.00	\$1,262.00
5	\$17,567.04	\$1,463.92
6	\$19,990.08	\$1,665.84

60% level—applies only to certain priority client groups in the CCABD program.

Family Size	Annually	Monthly
1	\$5,906.16	\$492.18
2	\$7,723.44	\$643.62
3	\$9,540.72	\$795.06
4	\$11,358.00	\$946.50
5	\$13,175.28	\$1,097.94
6	\$14,992.56	\$1,249.38

40% level—applies only to certain priority client groups in the CCABD program.

Family Size	Annually	Monthly
1	\$3,937.44	\$328.12
2	\$5,148.96	\$429.08
3	\$6,360.48	\$530.04
4	\$7,572.00	\$631.00
5	\$8,783.52	\$731.96
6	\$9,995.04	\$832.92

The following persons shall be included when determining family size of the income-eligible client if they are living in the household or absent from the household for no more than six months:

(1) Any adult and spouse (including those in common law marriage).

(2) Any natural or adopted minor children of the adult or of either of the adults if they are a married couple.

(3) Any other minor for whom the adult or couple is legally responsible.

(4) Any child of a minor who is described as a parent in (2) or (3) above.

A minor living with nonlegally responsible relatives, under the care of unrelated persons not legally responsible for the minor's care, or an emancipated minor may be considered a one-person family. (An emancipated minor is a person under 18 years of age who has had the disabilities of minority removed in a court or who is or has been married.) If such a minor has children, all are considered a family unit. Unrelated adults who reside together may be considered separately. Neither married couples nor minor siblings residing in the same household may be considered separately.

Individuals may apply for Title XX services and have their eligibility determined by staff at a local DHR office. Addresses and telephone numbers of these offices are listed in local telephone directories and in DHR information materials such as pamphlets and booklets. Individuals may also apply at a contract agency for services provided at that agency; however, individuals applying for CCABD services at a contract agency will be referred to a local DHR office for eligibility determination.

Delivery of some social services is limited by the extent to which funds or service delivery resources are available. Therefore, these services are provided to eligible persons according to established priorities based on the client categories of the potential recipients and the purposes of the services. Priorities for services are listed in the Catalog of Services.

In the Community Care for ABD program, mentally retarded or developmentally disabled persons who meet the Texas Department of Mental Health and Mental Retardation Medical Assistance Program criteria for admission to Intermediate Care Facilities for the Mentally Retarded (ICF-MR) will be encouraged to utilize this resource before receiving Family Care or Alternative Living Plan services.

A fee will be imposed for day care services for children. A fee will not be charged for children served for the following purposes:

(1) to prevent or remedy abuse or neglect of children reported under the Family Code and to ensure their adequate care and supervision; fees may be charged if mandated by court order;

(2) to allow parents or caretakers to participate in the DHR-VR or WIN programs for the duration of the public assistance grant and for one year following grant denial if they are income-eligible;

(3) to allow parents or caretakers of AFDC, SSI, or income-eligible MAO recipients to participate in work or training or to actively seek employment; and

(4) to offer AFDC, SSI, or income-eligible MAO recipients needed growth opportunities related to their physical, social, or mental well-being.

A weekly fee based on family income will be charged for children served for the following purposes.

(1) to allow income-eligible parents or caretakers to participate in work or training or to actively seek employment;

(2) to offer needed growth opportunities related to the physical, social, or mental well-being of children of income-eligible persons.

A weekly fee for one child receiving day care services will be 1.5% of the gross monthly family income based on the most recent eligibility certification. There will be another charge of .5% of the gross monthly family income per week for other children served in a family. When children are enrolled for half days of care, the fee will be half of the fee resulting from the above calculation.

The fee policy is designed to encourage income-eligible families to participate more actively in the child care program and assume part of the financial responsibility for child care without undergoing undue hardships.

The provider agency board or advisory group may establish policies and guidelines to reduce or waive fees for individual families. Policies should take into account the fees which the family pays for other social services, family size, and economic conditions which could jeopardize a family's ability to maintain economic self-sufficiency and family unity. When fees are reduced or waived, a written explanation must be included in the provider's records of the family. Providers also will document a reasonable effort to collect fees assessed. Fees collected by provider agencies shall be deducted from billings to the department for services rendered.

In no case shall a fee exceed the per child cost of the service contracts with the department.

Social services also may be provided by volunteers supervised by DHR staff or through cooperative agreements with other agencies. Title XX purchase of service providers are encouraged to use volunteers. DHR encourages volunteers to contribute their time, skills, and personal resources to enable DHR to extend and enhance services. The program also provides an opportunity for volunteers to learn about programs and services. Volunteers of both sexes and all ages and ethnic groups are recruited from all walks of life, including the client population. Training is offered to volunteers so they can function effectively in a variety of program and support areas. Activities range from direct service to clients to involvement in decision about policy. Regional volunteer planning and implementation are the joint responsibilities of the regional volunteer consultant and the regional management team.

Social services provided through Title XX are a major resource in meeting the needs of low and moderate income individuals and in providing protection for abused, neglected, and exploited Texans. Title XX resources are limited, however, by the availability of local, state, and federal funds. The coordination of Title XX services with other human service resources is to ensure that the needs of eligible persons are met efficiently and effectively.

DHR will work with related human service programs through purchase of social services and cooperative agreements for services. DHR has ultimate responsibility for the delivery of Title XX services. Portions of the responsibility may be delegated through purchase of service contracts or cooperative agreements. Contracting with another agency for the purchase of Title XX services for eligible clients is necessary when the following conditions are present:

- (1) there is a documented unmet need for the service;

(2) DHR does not provide the service or otherwise cannot meet the need;

(3) the service is not available free of charge from another provider;

(4) competent and experienced providers are available;

(5) the service to be purchased is of acceptable quality at a reasonable rate; and

(6) the service is in agreement with the applicable goals and service definitions in the current Title XX CASPP.

Clients to be served are listed in the service plan. Services may not be purchased for clients whose income exceeds prescribed income levels as detailed in the plan, except services to prevent or remedy neglect, abuse, and exploitation, and for information and referral as part of another service. Priorities for receiving services may be established at lower income levels.

Social services are purchased according to competitive procurement procedures administered at the regional level. Agencies interested in applying for a Title XX purchase of service contract should contact the regional director for Social Services about social services needs, the availability of Title XX and matching funds in the region, and the explanation of how to participate in the competitive procurement process.

A cooperative work agreement is a commitment between two or more state agencies to plan, fund, and deliver services cooperatively. DHR encourages the agreements whether they be general or specific at the state or regional level. Agreements may include joint planning and training; reciprocal advisory activities; establishing referral procedures; developing needs assessment data; and exchanging program information data. Developing programs for specific client groups and removing obstacles to service delivery will also be included.

Interagency agreements should help agencies achieve service goals. For example, DHR and the Social Security Administration have a cooperative work agreement which allows DHR caseworkers to office in social security offices, thus improving the referral system between two agencies which often serve mutual clients. The regional administrator or a designee will work with any organization interested in cooperation.

DHR is participating in a federal, state, and local effort to improve coordination of services to children. The program is funded by an HEW grant and is administered by the Texas Department of Community Affairs. Its purpose is to enhance the physical condition, education, protection, and general well-being of Texas children.

Title XX services are coordinated with other DHR administered programs.

Title IV-A provides funding for three major DHR programs.

(1) Aid to Families with Dependent Children (AFDC). AFDC provides subsistence grants to eligible children deprived of parental support. Potentially eligible applicants and recipients are referred to DHR social service workers and Title XX contract agencies. Title XX recipients often are referred to DHR financial assistance workers. A DHR social service worker may secure a protective payee for an AFDC recipient who cannot adequately manage a grant.

(2) **AFDC Foster Care Program.** The AFDC Foster Care Program is for AFDC or AFDC-related children removed from their homes for protection. Financial aid is provided for foster or institutional care until the child can be returned home or other arrangements are made. Social services staff apply for, determine, and certify eligibility for AFDC foster care, financial benefits, and Medicaid for foster care children.

(3) **Work Incentive Program (WIN).** Operated by DHR and the Texas Employment Commission, WIN provides employment and job training for AFDC recipients. Unless exempt, AFDC applicants and recipients must register for WIN to be eligible for financial aid. Those exempt may volunteer for the program. DHR social services workers frequently provide follow-up services to former WIN participants. Title XX day care providers are encouraged to employ AFDC recipients. Information was sent to Title XX day care providers, AFDC recipients, and the Texas Employment Commission (TEC) to encourage the employment of AFDC recipients in Title XX day care centers. Employment outreach and placement is coordinated through TEC.

Title IV-B earned federal funds are used to purchase services for abused, neglected, and exploited children and for other children needing protection, such as juveniles in need of supervision, truant and runaway children, and unmarried or school-age parents.

Title IV-B projects are funded in communities where other funding is unavailable. Examples are emergency shelter care, group homes for adolescents, foster parent associations, Parents Anonymous groups, therapeutic camping for protective services children, a statewide child abuse hotline, and parenting forums.

Title IV-D requires that the state establish and maintain a child support program for establishing paternity and enforcing child support laws.

As a condition for eligibility, AFDC applicants or recipients must assign support rights to the state. A caretaker's refusal or failure to cooperate in the child support collection process without good cause is basis for cancelling the caretaker's portion of the AFDC grant, in which case a Title XX social services worker arranges for a protective payee for the AFDC child. The Title IV-D program also is available to non-AFDC recipients who apply and pay a fee.

Title XVI of the Social Security Act is administered by the Social Security Administration (SSA) and provides financial payments to needy aged, blind, and disabled persons. Certain social services may be provided to them by DHR workers and contract agencies through Title XX.

A referral process has been established between SSA and DHR. DHR workers are stationed at various SSA offices to facilitate the referral process and make sure information is received.

In compliance with Public Law 94-566, Section VI of the CASPP includes summaries of standards which regulate residential facilities serving SSI recipients. The summaries are provided by the state agencies responsible for setting and enforcing the standards.

Title XIX provides medical coverage for Texas residents who receive cash assistance grants. Services are coordinated with

Title XX services so that health and social services are mutually supportive.

(1) **In-home care.** In accordance with a client's needs, individual service plans are developed and may include Title XIX and/or Title XX funded services. Title XIX services include professional nursing, home visits, home health aide services, and certain medical supplies and durable medical equipment. Title XX services include family care, chore services, homemaker services, and home-delivered meals.

(2) **Continuing care for clients moved out of nursing homes.** Title XIX workers make referrals for Title XX social services for eligible individuals moving from a nursing facility into the community.

(3) **Early and Periodic Screening, Diagnosis, and Treatment (EPSDT).** Title XIX workers make referrals to providers of Title XIX EPSDT services, including authorized dental services for Title XX eligibles receiving an AFDC or SSI grant.

(4) **Family planning.** Title XX social services workers refer eligible persons to Title XIX and Title XX family planning providers and provide relevant outreach, counseling, and follow-up.

(5) **Protective foster care.** Social services workers identify and process information to obtain Title XIX medical coverage for children in DHR protective foster care.

(6) **Long-term care.** DHR contracts with the Texas Department of Health for services pertaining to long-term care regulation. Contracted services include consultation, level-of-care determination, periodic medical review, and utilization review.

(7) **Other services.** Title XX social services workers refer eligible clients to Title XIX providers of other medical services.

Title XX also coordinates with the following DHR programs: Food Stamp Program, Texas Disaster Relief Program, Refugee and Repatriate Programs, Day Care Licensing, and Agency and Institutional Licensing.

DHR publicizes the availability of Title XX services to encourage their use by eligible Texans. Methods of publicizing include local radio and television public service announcements; media presentations for use by Title XX social services workers and volunteers who work with clients and the public; brochures for applicants and recipients of AFDC, SSI, and Medical Assistance Only (MAO) and for others eligible for Title XX services, such as food stamp recipients and participants in the Comprehensive Employment and Training Act (CETA) program.

A bilingual announcement of social services is sent to new AFDC recipients with their first AFDC payment and is sent annually to all AFDC recipients. The announcement discusses the availability of social services and the procedures for obtaining them. Announcements of new programs are sent to recipients on the Explanation of Benefits (EOB) form or along with the medical identification card mailed monthly to AFDC, SSI, and MAO recipients.

The following are definitions of the services which are proposed for the 1980 Title XX program year.

(A) **Protective services for abused and neglected children.**

(1) **Protective services for children.** Protective services for children seek to ensure that children in need of protection are protected and receive adequate care. Children in need of

protection include abused and neglected children, truants, runaways, juvenile-age children in need of supervision, and unmarried or school-age parents. Additionally, the department provides social studies for the courts, when ordered, in disputed custody and adoption court cases.

Protective services for children include investigation of alleged abuse, neglect, or exploitation of children to ascertain if the situation warrants intervention and services for the child's protection. Services also are provided in compliance with the Interstate Compact on the Placement of Children (child placement across state line) and to deal with child placement across county and regional lines within the state.

Services are provided when there is reason to believe that a child under the age of 18 has been harmed or is in danger of harm by a person responsible for the child's care, custody, or control.

Reports of children in need of protection are investigated. The situation is evaluated and the need for protection established. Then services to maintain the integrity of the family are provided, or court action is begun to protect the child. Services to the child and family also include counseling, referral to other health and welfare agencies, and mobilization of any relative and community resources such as emergency homemaker services. If services fail to remedy the situation or if the child has been severely abused, neglected, or exploited, court action may be necessary to protect the child. Court action may include removing children from their homes, assignment of protective managing conservatorships, or placement with relatives or in protective foster care.

A major effort is undertaken to provide counseling, training, and information and referral to the parents, caretaker, or relatives to improve the home conditions so the child may return to the family, caretaker, or relatives.

Diagnosis and counseling also are provided to prepare the child for placement and maintain the child in foster care.

(2) Protective community resources. Depending on the availability of funds and community resources, services are purchased to prevent and remedy the abuse and neglect of children through the provision of treatment and support services to children, juveniles, and their families. Services include emergency homemaker services to protect children and enable them to remain at home during a crisis; emergency shelter services to provide temporary shelter (up to 30 days within a six-month period) for children removed from their homes for protection; community treatment services to enable abused, neglected, and exploited children to remain with their families or in their communities; and services for juveniles and their families to help truants, runaways, and children in need of supervision at risk of abuse, neglect, or exploitation; and services to prevent or reduce institutionalization of the children and enable them to remain in the community.

(3) Permanent planning services. Services seek to provide a living arrangement for children, under the managing conservatorship of DHR, whose family relationships have been legally terminated. Temporary living arrangements are provided through planned short-term foster care, and permanent living arrangements are provided through adoption services and formalized long-term foster care. Services may include the placement, supervision, and evaluation of children in foster care; diagnosis and casework to prepare

children for substitute care; adoption and long-term foster care placements; casework for the adopting parents and foster parents during the adjustment period; and training for foster parents. Information and referral also may be provided without regard to income.

(4) Services for unmarried or school-age parents. Services are to help unmarried and school-age parents care for their children, plan their child's care and rearing, and prevent the abuse, neglect, and exploitation of their children by preparing the parents for parenthood. Services include outreach; individual, family, and group counseling; family life and parenting education; home management training; planning for child care; remedial tutoring; follow-up; information and referral services; and any other community support. Services are provided by DHR protective services staff and through purchase of services.

(B) Day Care for Children. Day care services are a means of providing care and supervision and preventing the institutionalization of children of low income parents who work or are in training, who are in danger of abuse or neglect or in need of developmental opportunities. Care is provided in a day home or day care center which complies with state and federal licensing requirements. Day care to prevent or remedy abuse or neglect is provided without regard to income if the child is receiving protective services and the protective care is included in the child's treatment plan.

DHR staff negotiate for purchase of day care services, link clients with day care resources, and monitor and provide technical help regarding contract compliance and the quality and coordination of services. Transportation, information and referral, medical examinations, dental screening, immunizations, and other child and family services also may be provided.

(C) Family planning. Family planning services enable individuals (including minors and handicapped persons) to voluntarily limit their family size or space child births according to personal wishes, insofar as is legal. Services include social and educational services such as outreach, information and education, referral, supportive counseling, and follow-up services. Medical services include diagnosis, treatment and continuing supervision, necessary laboratory examinations and tests, drugs, supplies, devices, and related counseling. Medical services must be furnished, prescribed by, or under the supervision of a physician. Services also include voluntary sterilizations, in accordance with federal regulations. Support services such as transportation and information and referral (without regard to income) also may be provided.

(D) Employment services. Rehabilitation services prevent or reduce the dependency of handicapped, disabled, or otherwise disadvantaged persons by helping them to function and be more employable. Services include social assessment; personal and family counseling; service delivery coordination; arranging for child care; facilitating alternative living arrangements; emergency services; instructions in basic living and self-care skills; interpreter services; medical, psychological, psychiatric, and vocational evaluations; pre-vocational, on-the-job, and basic skills training; college training; sheltered workshop training; personal, social, and work adjustment training; job development, referral and placement; providing tools, licenses, equipment, and uniforms necessary for employment; supplying training-related materials, initial

stock, and supplies for self-employment enterprises; and postemployment and follow-up services. Services also may include integral but subordinate room and/or board in a half-way house, job training programs, mobility and communication training, and personal development programs for handicapped persons.

Integral but subordinate medical and remedial care also may be provided to help the client become self-supporting or self-sufficient. Care includes examinations, surgery, medications, immunizations, prosthetic and assistive devices, physical therapy, and psychiatric and medical inpatient and outpatient treatment. Support services may include information and referral (without regard to income) and transportation.

(E) **Emergency family services.** Emergency family services help eligible low-income families and persons overcome problems in family and household management so they may remain self-sufficient and prevent abuse and neglect.

Problems may involve inadequate housing, nutrition, childrearing, family and interpersonal relationships (i.e., career development, family planning, unplanned pregnancies, spouse abuse, rape, school performance, marital problems, and drug abuse), community relationships, establishing of AFDC protective payee, and obtaining needed health care.

Services include individual, family, and group counseling; crisis intervention; assistance in securing housing; training in home management, parenting and family life, nutrition and consumer awareness; helping assess social problems; securing needed services; planning with individuals, families, and social services providers to assess the quality of the delivered services and follow-up on social service recommendations; and developing needed, lacking resources. Support services such as transportation, outreach, and information and referral also may be provided.

(F) **Community Care for Aged, Blind, and Disabled Adults (CCABD).**

(1) **Homemaker services.** Homemaker services, which are provided through purchase of service contracts, include the care of a client in his or her home to help maintain, strengthen, and safeguard the client's functioning. A trained and supervised homemaker provides personal care and performs related household tasks. Support services also may include transportation and information and referral.

(2) **Chore services.** Chore services are provided through purchase of service contracts. They include the performance of household tasks, essential shopping, meal preparation, simple household repairs, and other necessary maintenance tasks. The objective is to permit a client, unable to perform the tasks, to remain at home. Chore services involve the client's environment and not the client's personal care. Support services may include transportation and information and referral. On a pilot project basis, material may be purchased, for recipient home owners only, not to exceed \$200 per home annually.

(3) **Family care services.** Family care services are provided through purchase of service agreements with individual providers or with approved Title XVIII and XIX contract provider agencies. Services may be provided by a family member or a person having the capacity for a family-like relationship with the client, such as a friend or neighbor.

Services are provided for a person who, because of physical or mental infirmity, cannot care for personal needs. Services include the performance of household tasks, provision of personal care, and protective supervision. Support services may include transportation and information and referral.

(4) **Congregate and home-delivered meals.** Congregate and home-delivered meals are provided through purchase of service contracts. They provide supplemental nutrition to help prevent or reduce inappropriate institutionalization. Hot meals may be prepared and delivered to the client's residence or served in a central dining area. Support services may include transportation and information and referral.

(5) **Health assessment services.** Health assessment services are provided through purchase of service contracts. They include the determination of a client's health condition and referral to an appropriate provider. Support services may also include transportation and information and referral. (Since DHR is implementing a case management system, clients who are assessed as having health-related needs will have access to the health care delivery system and to providers such as certified Title XVIII and XIX home health agencies which are approved by DHR. Therefore, health assessment services may be deleted as a CCABD service in fiscal year 1980).

(6) **Day activity services.** Day activity services are provided through purchase of service contracts. They include daytime personal and social care for adults in a protective setting approved by DHR. Services may be general or specialized, including social and personal adjustment training, recreational activities, vocational skill training, and social rehabilitation therapies. Support services may include transportation, meal services, and information and referral.

(7) **Alternative living plans.** Alternative living plans are provided through purchase of service agreements with individual providers or contract provider agencies. They include services to meet social, physical, and mental needs, including emotional and behavioral problems. Support services may include transportation, meal services, and information and referral. Special services are provided by foster family homes for aged, blind, or disabled adults.

(8) **Protective services.** Protective services, authorized by Title XX, include social and legal services for adults who are abused, neglected, or exploited and who are mentally or physically unable to protect themselves from abuse or exploitation, are incapable of recognizing that their state of neglect is life endangering, and have no one willing or able to act on their behalf. Protective services may be delivered by DHR staff and through a purchase of service contract agency.

There is no Texas law requiring the reporting of alleged abuse, neglect, or exploitation of adult clients, or which specifies procedures for DHR to follow in such cases. Therefore, DHR protective services are authorized by generally applicable federal or state statutes. DHR staff must assure that the legal rights of the individual are protected and must make full use of community resources. Community resources such as district and county attorneys, county judges, legal aid societies, and state and local referral services will be used wherever possible.

(9) **Case management services.** Case management services, which are provided directly by DHR caseworkers, include intake procedures, information and referral, and eligibility determination in response to new requests for service. Services are provided to eligible clients on an ongoing

basis and include eligibility redetermination, client registration, assessment of client needs, service plan development, arranging for transportation, counseling, interceding on the client's behalf, other general casework activities to help with problems concerning the service plan, formal case referral, follow-up, and monitoring of the client and service delivery.

Case management activities are necessary services to clients for the effective and coordinated delivery of CCABD services. Services enable clients to enter the Community Care for the Aged, Blind, and Disabled service delivery system and receive the support and assistance necessary to remain in their homes, thereby preventing and reducing inappropriate institutionalization.

(G) Services provided through interagency agreements (state contracts). Community services are provided by contract and interagency agreement with the Texas Department of Mental Health and Mental Retardation, community MH/MR centers, and the Texas Department of Community Affairs.

The services prevent inappropriate institutionalization, abuse and neglect, and dependency, by helping persons to function. Recipients have disabilities related to aging, mental health, mental retardation, alcoholism, or drug abuse.

Services may include outreach, intake, assessment, counseling and therapy, collateral counseling, case consultation, special training or therapy, help in obtaining health services, transitional services for persons moving from an institution to the community, temporary residential services, and group activities.

Services may include support services such as transportation and integral but subordinate medical and remedial care.

Medical and remedial services must be provided by or under the direction of a licensed medical practitioner and involve the correction or lessening of a medical problem. Services include screening, examinations, psychiatric services, inpatient and outpatient treatment and care including hospitalization, laboratory and x-ray services, physical therapy, medications, immunizations, and prosthetic or assistive devices. Integral but subordinate room and board also may be provided.

(H) Special services to AFDC children. Special services for AFDC children are to enhance the development of AFDC certified children's personal, social, and educational functioning in the community. Services are available on a one time basis for each eligible client and include help in obtaining back-to-school supplies, winter clothing, and other necessities which the responsible adult deems necessary.

The department has determined that the cost of implementing this Comprehensive Annual Services Program Plan, as appropriated by the 66th Legislature, for the state for fiscal year 1980 will be approximately \$47,881,917. Until the plan has reached its final form, the costs to the state cannot be exactly determined. There will be no fiscal impact to the state for fiscal year 1979 nor for the years 1981 through 1983 because this plan applies only to fiscal year 1980. The department has further determined that there will be no fiscal implications for local units of government.

1980 Program Year
Statewide Summaries
All Programs Combined
Breakdown of Resources

Federal	\$153,370,198*
State	47,881,917
Local/Donated	5,711,027
Certified Public Expenditures	7,325,290
Total	\$214,288,432

*Total federal allocation: \$148,267,000. Expenditure of \$153,370,198 depends upon Congress making the additional money available.

Comparison of Expenditures by Year

	1978 Preceding Program Year (Actual)	1979 Current Program Year (Estimated)	1980 Proposed Program Year (Estimated)
Federal	\$143,500,000	\$158,837,982	\$153,370,198
Nonfederal	45,918,203	64,396,412	60,918,234
Total	\$189,418,203	\$223,234,394	\$214,288,432

Expenditures Relevant to Method of Delivery

Direct Delivery	\$85,123,809
Purchase of Service	110,370,486
Administrative Support	18,794,137*
Total	\$214,288,432

*Includes \$7,627,454 for Child Care Licensing Program, plus other costs for Family Code administration, executive administration, and support provided by other state agencies.

Written comments are invited and may be sent to Susan Johnson, assistant chief, Systems and Procedures Bureau—201, Department of Human Resources, John H. Reagan Building, Austin, Texas 78701. The comment period will end on June 25, 1979. A public hearing on the proposed plan is scheduled for 9 a.m. June 12, 1979, Room 406 of the John H. Reagan Building at 15th and Congress in Austin. Persons or groups wishing to make oral comments or public recommendations may do so at the hearing. In addition, at least one public hearing on the proposed plan will be held in each DHR region during the comment period. These hearings will give citizens an opportunity to testify regarding the proposed plan. The time and location for the regional hearings can be obtained by contacting one of the DHR offices listed in the newspaper advertisement or the Title XX Information Center.

Copies of the proposed services plan are available to the public for inspection in Room 142-D, Winters Building, 200 East Riverside Drive, Austin, Texas. Copies are available, free of charge, by writing to the Title XX Information Center, Texas Department of Human Resources, John H. Reagan Building, Austin, Texas 78701.

This amendment is proposed under the authority of Article 695c, Texas Revised Civil Statutes.

.003. *Title XX Comprehensive Annual Services Program Plan.* The Department of Human Resources adopts by reference the Title XX Comprehensive Annual Services Program Plan for Texas for the services program year October 1, 1979 [1978] to September 30, 1980 [1979].

Issued in Austin, Texas, on May 3, 1979.

Doc. No. 792745 Jerome Chapman
Commissioner
Texas Department of Human Resources

Proposed Date of Adoption: June 26, 1979

For further information, please call (512) 475-4601.

State Board of Insurance

Title Insurance

Policy Forms and Premiums 059.09.07

The State Board of Insurance finds that a need exists to clarify that the insured under a mortgagee policy of title insurance is the person or entity who owns the debt secured by the insured lien at the particular time. The board therefore finds that the first and third paragraph of Form T-2, entitled "Mortgagee Policy of Title Insurance," as set forth on page 5, Section II, of the "Basic Manual of Rules, Rates, and Forms for the Writing of Title Insurance in the State of Texas," should be amended (Exhibit 1).

The board further finds that Form T-2 should be further amended by deleting the caption "Definitions" from paragraph 1 under the heading "Conditions and Stipulations," as set forth on page 6, Section II, of the "Basic Manual of Rules, Rates, and Forms for the Writing of Title Insurance in the State of Texas" (Exhibit 2).

The board finds that the exception regarding area and boundaries in the "Mortgagee Policy of Title Insurance" conflicts with the "Owner Policy of Title Insurance." The board therefore amends paragraph 2, Schedule B, of Form T-2, entitled "Mortgagee Policy of Title Insurance" (Exhibit 3).

The board further finds that the "Mortgagee Policy of Title Insurance" mistakenly contains inapplicable language; therefore, the board amends paragraph 6, Schedule B, of Form T-2, entitled "Mortgagee Policy of Title Insurance," as set forth on page 6, Section II, of the "Basic Manual of Rules, Rates, and Forms for the Writing of Title Insurance in the State of Texas" (Exhibit 4).

The board finds that Rate Rule R-3 appears to allow owner policies to be written for an amount which includes the cost of contemplated improvements only. The board therefore amends Rate Rule R-3, as set forth on page 2, Section III, of the "Basic Manual of Rules, Rates, and Forms for the Writing of Title Insurance in the State of Texas" (Exhibit 5).

The board finds that the "Mortgagee Title Policy Binder on Interim Construction Loan" does not provide sufficient coverage. The board therefore finds language should be promulgated and designated as Rate Rule R-18 providing the construction lend a full mortgagee title insurance from the beginning of construction and charging the borrower a nominal premium at the time of the permanent loan (Exhibit 6).

The State Board of Insurance finds that a need exists for a commitment form for title insurance which is applicable to both "Owner Policy of Title Insurance" and the "Mortgagee Policy of Title Insurance," and that language should be promulgated to the "Basic Manual of Rules, Rates, and Forms for the Writing of Title Insurance in the State of Texas" by adding a "Commitment for Title Insurance" form (Exhibit 7).

The board further finds that it is necessary to amend Rate Rule R-12, as set forth on page 4, Section IV, of the "Basic Manual for the Writing of Title Insurance in the State of Texas" (Exhibit 8).

The board further finds that Procedural Rule P-15, as set forth on page 6, Section IV, of the "Basic Manual of Rules, Rates, and Forms for the Writing of Title Insurance in the State of Texas," should be deleted in its entirety (Exhibit 9).

The board further finds that Procedural Rule P-18, as set forth on page 7, Section IV, of the "Basic Manual of Rules, Rates, and Forms for the Writing of Title Insurance in the State of Texas," should be amended (Exhibit 10).

The board further finds that the "Mortgagee Information Letter," Form T-14, as set forth on page 9, Section II, of the "Basic Manual of Rules, Rates, and Forms for the Writing of Title Insurance in the State of Texas," should be deleted in its entirety (Exhibit 11).

The board further finds that the "Commitment of Owner Policy of Title Insurance," as set forth on page 47, Section II, of the "Basic Manual of Rules, Rates, and Forms for the Writing of Title Insurance in the State of Texas," should be deleted in its entirety (Exhibit 12).

Therefore, the State Board of Insurance proposes these amendments to Rule 059.09.07.001, which adopted by reference "Basic Manual of Rules, Rates, and Forms for the Writing of Title Insurance in the State of Texas," effective July 1, 1979.

The proposed amendments have no known fiscal implications for the state or for units of local government (source: State Board of Insurance staff).

Public comment on the proposed amendment is invited and may be submitted in writing to Ira M. Goodrich, State Board of Insurance, 1110 San Jacinto, Austin, Texas 78786.

These amendments are proposed pursuant to the authority of Article 9.07 of the Texas Insurance Code.

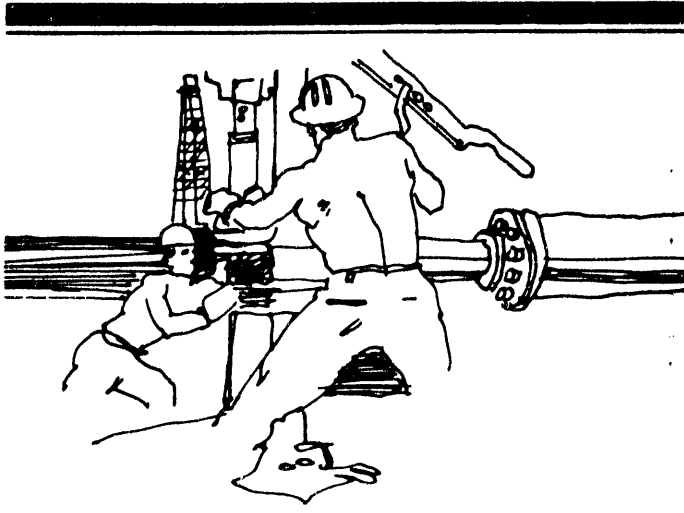
.001. *Basic Manual of Rules, Rates, and Forms for the Writing of Title Insurance in the State of Texas.* The State Board of Insurance adopts by reference the attached "Basic Manual of Rules, Rates, and Forms for the Writing of Title Insurance in the State of Texas" as amended in 1979 [1978]. This document is published by and available from Hart Graphics, P.O. Box 968, Austin, Texas 78767.

Issued in Austin, Texas, on May 2, 1979.

Doc. No. 792761 Pat Wagner
Chief Clerk
State Board of Insurance

Proposed Date of Adoption: June 11, 1979

For further information, please call (512) 475-2957.



Railroad Commission of Texas

Oil and Gas Division

General Conservation of Statewide

Application 051.02.02

The Railroad Commission of Texas is proposing to amend Rule 051.02.02.011, which pertains to inclination and directional surveys required. This amendment is proposed to allow single-shot directional surveys, exempt 2,000-foot wells from inclination surveys, and exempt 300-foot deepening jobs from inclination surveys. Inclination and directional surveys have been regulated by the Railroad Commission since Rule .011 was adopted effective May 10, 1954, by Special Order Docket No. 20-29,472.

It is the opinion of the division's staff that this proposed amendment has no fiscal implications for the state or for the units of local government.

Public comment on the proposed amendment to Rule .011 is invited. Comments may be submitted in writing to Bob R. Harris, chief engineer, Oil and Gas Division, Railroad Commission of Texas, P.O. Box 12967, Austin, Texas 78711.

This amendment to Statewide Rule .011 is proposed under the authority of Title 3, Oil and Gas, Natural Resources Code.

.011. Inclination and Directional Surveys Required.

(a) General. All wells shall be drilled as nearly vertical as possible by normal, prudent, practical drilling operations. Nothing in this rule shall be construed to permit the drilling of any well in such manner that it crosses *lease and/or* property lines (or unit lines in cases of pooling) without special permission.

(b) Inclination surveys.

(1) Requirements.

(A) An inclination survey made by persons or concerns approved by the commission shall be filed on a form prescribed by the commission for each well drilled or deepened with rotary tools, *except as hereinafter provided*, or when, as a result of any operation, the course of the well is changed; provided, however, that no inclination survey shall

be required on wells drilled and completed as dry holes that are plugged and abandoned]. The first shot point of such inclination survey shall be made at a depth not greater than 500 feet below the surface of the ground, and succeeding shot points shall be made either at 500-foot intervals or at the nearest drill bit change thereto, but not to exceed 1,000 feet apart.

(B) Inclination surveys conforming to these requirements may be made either during the normal course of drilling or after the well has reached total depth. Acceptable directional surveys may be filed in lieu of inclination surveys.

(C) Copies of all directional or inclination surveys, regardless of the reason for which they are run, shall be filed as a part of or in addition to the inclination surveys otherwise required by this rule. *If computations are made from dip-meter surveys to determine the course of the wellbore in any portion of the surveyed interval, a report of such computations shall be required.*

(D) *Inclination surveys shall not be required in any well drilled to a total depth of 2,000 feet or less on a regular location at least 150 feet from the nearest lease line, provided the well is not intentionally deviated from the vertical in any manner whatsoever.*

(E) *Inclination surveys shall not be required on wells deepened with rotary tools if the well is deepened no more than 300 feet or the distance from the surface location to the nearest lease or boundary line, whichever is the lesser, and provided that the well was not intentionally deviated from the vertical at any time before, or after, the beginning of deepening operations.*

(F) *Inclination reports will not be required on wells that are drilled and completed as dry holes and are permanently plugged and abandoned. If such wells are re-entered at a later date and completed as producers, inclination reports will be required and must be filed with the appropriate completion form for the well.*

(2) (No change.)

(c) Directional surveys.

(1) When required.

(A) When the maximum total displacement indicated by an inclination survey, including that in random deviation, is greater than either the actual distance from the surface location to the nearest lease line, or the normal prescribed spacing distance for a well from a lease line, [whichever is the lesser,] it will be considered to be a violating well subject to plugging and to penalty action. However, an operator may submit a directional survey run, at his own expense, by a commission-approved surveying company to show the true bottom hole location of the well to be within the prescribed limits. When such directional survey shows the well to be bottomed within the confines of the lease, *but nearer to a well or lease line than allowed by applicable rules* [but beyond the prescribed limits], an application may be made to the commission and exception may be granted for such bottom hole location if, after notice and hearing, it is established that the bottom hole location is a reasonable location.

(B)-(C) (No change.)

(2) Filing and type of survey.

(A) (No change.)

(B) All directional surveys, unless otherwise specified by the commission, shall be *either single-shot surveys* [continuous] *or* multishot surveys with the shot points not more than 200 feet apart, beginning within 200 feet of

the surface, and the bottom hole location must be oriented both to the surface location and to the lease lines (or unit lines in cases of pooling).

(C) (No change.)

(d) Intentional deviation of wells.

(1) Definitions.

(A) "Directional deviation" as used in this rule shall mean the intentional deviation of a well from vertical in a predetermined compass direction.

(B) "Random deviation" shall mean the intentional deviation of a well [from the vertical] without regard to compass direction for one of the following reasons:

(i) to straighten a hole which has become crooked in the normal course of drilling;

(ii) to sidetrack a portion of a hole because of mechanical difficulty in drilling.

(2) When permitted.

(A) Directional deviation. A permit for directionally deviating a well may be granted by the commission:

(i) for the purpose of seeking to reach and control another well which is out of control or threatens to evade control;

(ii) where conditions on the surface of the ground prevent or unduly complicate the drilling of a well at a regular location;

(iii) where conditions are encountered underground which prevent or unduly hinder the normal completion of the well;

(iv) where it can be shown to be advantageous from the standpoint of mechanical operation to drill more than one well from the same surface location to reach *the* productive horizon at essentially the same positions as would be reached if the several wells were normally drilled from regular locations prescribed by the well spacing rules in effect;

(v) for other reasons found by the commission to be sufficient after notice and hearing.

(B) Random deviation. Permission for the random deviation of a well may be granted by the commission whenever the necessity for such deviation is shown, as prescribed in paragraph (3)(C) of this rule.

(3) Applications for deviation.

(A) (No change.)

(B) If the necessity for directionally deviating the well arises unexpectedly, after the drilling has begun, the operator shall give written notice by letter or telegram of such necessity to the district office and to the commission office in Austin, and upon giving such notice, the operator may proceed with the deviated drilling. [However, before any allowable shall be assigned to the well, a permit shall be obtained from the commission for such well under the provisions set out in the commission rules.] *If the operator proceeds with the drilling of a deviated well under such circumstances, he proceeds at his own risk. [and should he] Before any allowable shall be assigned to the well, a permit for the subsurface location of each completion interval shall be obtained from the commission under the provisions set out in the commission rules. However, should the operator fail to show good and sufficient cause for such deviation, no permit will be granted for the production of the well.*

(C) (No change.)

(e) Surveys on request of other operators. The commission, at the written request of any operator in a field, shall

determine whether a directional survey, an inclination survey, or any type of survey approved by the commission for the purpose of determining bottom hole location of wells, shall be made in regard to a well complained of in the same field.

(1) The complaining party must show probable cause to suspect that the well complained of is not bottomed within its own lease lines, and must also show that he is the owner or operator of a well located within the field.

(2) [Unless the commission can make the appropriate survey with its own personnel and equipment,] The complaining party must agree to pay all costs and expenses of such survey, [and] shall assume all liability, and shall be required to post bond in a sufficient sum as determined by the commission as security against all costs and risks associated with the survey.

(3)-(5) (No change.)

(f) (No change.)

Issued in Austin, Texas, on May 4, 1979.

Doc. No. 792785 Bob R. Harris
 Chief Engineer
 Railroad Commission of Texas

Proposed Date of Adoption: June 11, 1979

For further information, please call (512) 475-3003.

School Tax Assessment Practices Board

Tax Record Requirement 237.03.00

The School Tax Assessment Practices Board proposes to adopt new rules governing the development and maintenance of minimum appraisal and assessing records. Included herein are revisions of rules originally printed as proposed rules in the *Texas Register* on December 26, 1978 (3 TexReg 4501). These rules are to be adopted in accordance with the statutory mandate in Section 11.74, Texas Education Code, that the board "shall adopt rules establishing minimum standards for the administration and operation of an office engaged in appraising and assessing property for school taxation." These rules are proposed to also comply with the statutory requirement in Section 11.84, Texas Education Code, that the board "shall prescribe the contents of all forms necessary for the administration of the property tax system. . . ." The board proposes these rules to assure that the minimum information necessary for property tax administration is developed and maintained by all school tax offices.

The School Tax Assessment Practices Board has determined that there will be no fiscal implications to the state as a result of these proposed rules. The board estimates that the fiscal implications to units of local government as a result of these rules will be as follows. For the approximately 350 school districts presently meeting or exceeding the standards proposed in these rules, the cost over each of the next five years:

1979	1980	1981	1982	1983
.0-	.0-	.0-	.0-	.0-

For the approximately 500 school districts presently in partial compliance with the standards proposed in these rules, the costs are estimated below on the basis of the cost per real

property parcel. The low estimate per parcel relates to districts in substantial compliance, while the higher cost per parcel relates to the districts presently maintaining minimal records. The cost is estimated to be as follows for each of the next five years:

1979	1980	1981	1982	1983
\$.50-\$3.00	\$.50-\$3.00	\$.50-\$3.00	\$.25-\$2.50	\$.25-\$2.00

For the approximately 230 school districts where appraisal cards and tax maps are extremely substandard or nonexistent, the costs of compliance with these rules are estimated below on the basis of the cost per real property parcel. The low estimate per parcel relates to districts with minimal records, while the high cost per parcel relates to the districts where such records do not presently exist. The estimated cost will be as follows for each of the next five years:

1979	1980	1981	1982	1983
\$3.00-\$4.00	\$3.00-\$4.00	\$3.00-\$4.00	\$3.00-\$4.00	\$.75-\$1.00

Comments on these suggested rules may be submitted in writing to Russell R. Graham, associate director, School Tax Assessment Practices Board, 3301 Northland Drive, Suite 500, Austin, Texas 78731. Persons wishing to address the board concerning these proposed rules may do so at a public meeting to be held on June 6, 1979.

The following rules are proposed under the authority of Section 11.74 of the Texas Education Code.

.001. Appraisal Cards.

(a) All tax offices assessing or appraising property for school tax purposes shall develop and maintain a system of appraisal cards for all parcels of real estate.

(b) On each parcel of residential or commercial real estate, a separate appraisal card shall be developed and maintained which contains the following items of information related to the land:

- (1) the legal description of the land (this provision shall not be interpreted to require field note descriptions);
- (2) the street address of the property, if any;
- (3) the account number of the property as shown on the tax roll;
- (4) a section indicating zoning classification, if any;
- (5) a section indicating street improvements, e.g., unimproved, graveled, paved;
- (6) a section indicating utilities available, e.g., water, sewer, electricity, gas;
- (7) a section indicating basic measurements of the land, e.g., frontage, depth, acreage;
- (8) a section for computation of the land value;
- (9) a section for any remarks by the appraiser relevant to the parcel.

(c) On each parcel of residential or commercial real estate, the appraisal card shall contain the following items of information related to the improvements on the parcel:

- (1) a section showing the building permit record of the parcel, if applicable;
- (2) a diagram of all improvements on the parcel indicating perimeter measurements;
- (3) separate sections indicating the type of construction for the:
 - (A) foundation;
 - (B) floor;
 - (C) exterior walls; and
 - (D) roof.

(4) a section indicating the date of appraisal and the initials of the appraiser;

(5) a section indicating the use type of the improvements, e.g., single-family, duplex, apartments, store, warehouse, factory, etc.;

(6) a section indicating additional details of construction, e.g., porches, garages, storage buildings, fireplaces, etc.;

(7) a section indicating depreciation calculations related to the improvements;

(8) a section for the computation of the improvement value;

(9) a section for any remarks or comments by the appraiser relevant to the improvements on the parcel;

(10) in addition to all the above, each appraisal card shall indicate the amount of assessed value or appraised value of property included in the parcel for each category classification required by the annual school district report of property value.

(d) On each parcel of rural or acreage real estate, an appraisal card shall be maintained which shall contain the following items of information related to the parcel:

- (1) all information required under subsection (c)(1)-(9) above for each improvement located on the parcel;
- (2) all information required under subsection (b)(1), (2), (3), (8), and (9) above related to the land;
- (3) a section indicating the size of the parcel and the number of acres in each of the following use categories:

- (A) irrigated;
- (B) dry cropland;
- (C) improved pasture;
- (D) native pasture;
- (E) orchard;
- (F) timber;
- (G) barren or waste;

(4) a section indicating road access, e.g., paved, gravel, dirt, unimproved, none;

(5) a section indicating utility availability—electricity, gas, sewer, etc.;

(6) in school districts with irrigated land, a section indicating the number and capacity of irrigation wells or the number of acres covered by irrigation permits;

(7) in addition to all of the above, each appraisal card shall indicate the amount of assessed or appraised value of property included in the parcel for each category classification required by the annual school district report of property value.

(e) Development of appraisal card systems shall be completed by January 1, 1983.

(f) Districts failing to establish appraisal card systems as required above may be judged to be in compliance upon a showing to the board that an appraisal card system substantially equivalent to that required above has been established.

.002. Tax Maps.

(a) All tax offices assessing or appraising property for school tax purposes shall develop and maintain a system of tax maps covering the entire jurisdiction.

(b) Each tax map system shall be drawn to scale and delineated for lot lines or property lines or both, with dimensions of areas and identifying numbers, letters, or names for all delineated lots or parcels.

(c) Each tax map shall be divided into sections drawn at a scale large enough to serve the purposes of property

assessment. Developed or subdivided areas may be drawn at a different scale than undeveloped or unsubdivided tracts, e.g., 100 feet to the inch for developed areas; 400 feet to the inch for undeveloped areas.

(d) The tax map, each section thereof, and each parcel thereon shall be assigned numbers in accordance with a parcel identification numbering system. Such numbers shall be recorded on the tax map, section, and parcel. The identifying number for each parcel as recorded on the tax map shall also be recorded on the appraisal card maintained for that parcel.

(e) The tax map system shall be annually updated to incorporate any new subdivisions or property transfers as indicated by the filing of subdivision plats or deeds with the county clerk's office of the county or counties in which the school district is located.

(f) Development of tax map systems shall be completed by January 1, 1983.

(g) Districts failing to establish tax map systems as required above may be judged to be in compliance upon a showing to the board that a tax map system substantially equivalent to that required above has been established.

Doc. No. 792752

Tax Assessor Education 237.04.00

The School Tax Assessment Practices Board proposes to adopt new rules as required by the statutory mandate of Section 11.76, Texas Education Code, to establish a minimum schedule of education and training for the chief administrator of an office appraising and assessing property for school taxes. These rules establish the required courses of instruction and the schedule for their completion by such persons.

The School Tax Assessment Practices Board has determined that there will be no fiscal implications to the state as a result of these proposed rules. The fiscal implications to units of local government over the next five years as a result of these rules will range from a low of \$0 for the approximately 200 jurisdictions whose assessors are already certified to approximately \$1,350 for jurisdictions whose assessors have attended none of the required courses.

Comments on these proposed rules may be submitted in writing to Russell R. Graham, associate director, School Tax Assessment Practices Board, 3301 Northland, Suite 500, Austin, Texas 78731. Persons wishing to address the board concerning these proposed rules may do so at a public meeting to be held on June 6, 1979.

Sections of 11.74 and 11.76, Texas Education Code, authorize the board to establish minimum standards for the operation and administration of school tax offices, and further, to establish minimum education and training requirements for school tax assessors.

.001. Training for School Assessors.

(a) Any person serving as chief administrator of an office appraising or assessing property for school taxes who has not been certified as a registered professional assessor by the Board of Tax Assessor Examiners shall be required to attend and successfully complete a course of instruction approved by the School Tax Assessment Practices Board in each of the subject areas listed below:

- (1) Basic Tax Office Administration.
- (2) Basic Assessment Practices.
- (3) The Cost and Market Approaches to Property Valuation.
- (4) The Income Approach to Property Valuation.
- (5) Advanced Personal Property Valuation.
- (6) Assessment of Special Properties.
- (7) Mass Appraisal of Real Estate.
- (8) Report Writing and Demonstration Appraisals.
- (9) Tax Appeals Processes.

(b) Any person serving as chief administrator of an office appraising property for school taxes on more than 15,000 real estate parcels (exclusive of mineral properties) shall comply with the following training schedule:

(1) Commencing September 1, 1979—attend and successfully complete any three approved courses, listed above, each calendar year thereafter until all courses have been completed.

(2) Prior to September 1, 1979—any approved courses successfully completed prior to September 1, 1979, or prior to assuming a position as chief administrator of a tax office, may be counted toward any attendance required thereafter.

(c) Any person serving as chief administrator of an office appraising and assessing property for school taxes on less than 15,000 (exclusive of mineral property) real estate parcels shall comply with the following training schedule:

(1) Commencing September 1, 1979—attend and successfully complete any five approved courses, as listed above, within the first two calendar years thereafter, or within the first two calendar years after taking such a position.

(2) Each year thereafter—attend and successfully complete any two approved courses, as listed above, until all courses have been completed.

(3) Prior to September 1, 1979—any approved courses successfully completed prior to September 1, 1979, or prior to assuming a position as chief administrator of a tax office may be counted toward any attendance required thereafter.

Issued in Austin, Texas, on May 4, 1979.

Doc. No. 792752 Kenneth E. Graeber
Acting Executive Director
School Tax Assessment Practices Board

Proposed Date of Adoption: June 11, 1979

For further information, please call (512) 454-5781.



An agency may adopt a proposed rule no earlier than 30 days after publication in the *Register*, and the adoption may go into effect no sooner than 20 days after filing, except where a federal statute or regulation requires implementation of a rule on shorter notice.

An agency, on request, shall provide a statement of the reasons for and against adoption of a rule. Any interested person may request this statement before adoption or within 30 days afterward. The statement shall include the principal reasons for overruling considerations urged against the agency's decision.

Numbering System—Each rule is designated by a unique 10-digit number which is divided into four units by decimal points. The first unit (three digits) indicates the agency which promulgates the rule. The second unit (two digits) indicates the chapter of rules to which the rule belongs. The third unit (two digits) indicates the subchapter of rules, if any, within the chapter. The fourth unit (three digits) indicates the individual rule.

Comptroller of Public Accounts

Tax Administration

Sales Tax Division 026.02.20

Under the authority of Texas Taxation—General Annotated, Article 20.11(A)(Vernon 1969), the Comptroller of Public Accounts has adopted Rule 026.02.20.008 to read as follows:

.008. Direct Payment Procedures and Qualification (20.05(K)).

(a) Certain consumers may give a direct payment blanket exemption certificate in lieu of the taxes imposed by Chapter 20, Title 122A, for tangible personal property which they purchase for their own use and which property will not be resold in any manner.

(b) All applicants for a direct payment permit must comply with the following conditions, prerequisites, and qualifications:

(1) The applicant must be a responsible person; annually purchasing at least \$200,000 worth of tangible personal property for his own use and not for resale. A statement to this effect must be submitted to the comptroller along with adequate records in support of such statement. The statement must accompany the application for a direct payment permit.

(2) The applicant must be able to establish to the satisfaction of the comptroller that his accounting methods clearly distinguish between taxable and nontaxable purchases. A clear statement of the method intended to be used must accompany his application for a direct payment permit.

(3) The applicant must agree to accrue and pay all taxes imposed by Article 20.03 on the direct payment return for items not specifically exempted and to make such payments to the state on or before the last day of the month following each quarterly period in which the items become subject to the tax by reason of use or consumption in this state. A written agreement to this effect will be furnished by

the comptroller, and it must be signed and returned along with the application for a direct payment permit.

(4) The applicant must agree to give a resale certificate (as opposed to a direct payment exemption certificate) for any item that will be resold as provided by Article 20.021(F) or Article 20.031(F).

(c) Applicants for a direct payment permit should write to Sales Tax Division, Comptroller of Public Accounts of the State of Texas, Drawer SS, Capitol Station, Austin, Texas 78774, requesting that an application be forwarded to them.

(d) Any consumer whose direct payment permit is either voluntarily forfeited or cancelled by action of the comptroller's office shall immediately notify all of his vendors from whom purchases of tangible personal property are made advising them that the exemption certificate issued to them pursuant to the direct payment permit is no longer valid. Failure to give such notification is a violation of the Limited Sales, Excise, and Use Tax Act.

(e) The direct payment permit is for use by the firm to which it is issued in purchasing taxable items for use by that firm, including all branches or divisions which are a part of the legal entity to which the permit is issued. Direct payment permit holders may not authorize any other person or firm to purchase any taxable items under their permit. Use by other persons may result in revocation of the permit.

(f) Direct payment exemption certificates may be issued to contractors performing separated contracts. The contractor, in this instance, will purchase the taxable items for resale and accept the direct payment exemption certificate. Under no circumstances should a direct payment exemption certificate be issued to a contractor performing a lump sum contract. For a discussion of lump sum and separated contracts, see Rule .011.

(g) If storage facilities are maintained containing property purchased under a direct payment exemption certificate which may or may not be removed from the state and at the time of storage it is not known whether the property will be used in Texas, then the taxpayer may elect to report the use tax either when the property is first stored in Texas or is first removed from inventory for use in Texas, as long as use tax is reported in a consistent manner. See Rules .045 and .058 for refund and credit provisions.

(h) All direct payment permit holders must file state and city direct payment returns quarterly, and Metropolitan Transit Authority direct payment returns where applicable, whether or not they have tax to report. The city and MTA returns must accompany the state return each quarter. If the permit holder has no city or MTA tax to report, he must file a zero return. See Local Rule 026.02.22.007 and MTA Rule 026.02.24.007.

(i) A blanket exemption certificate such as described below may be given by qualified consumers in lieu of the tax upon purchases from their suppliers. Each such exemption certificate must be accompanied by a direct payment permit number.

State of Texas
Direct Payment Exemption Certificate
Limited Sales, Excise, and Use Tax

Direct Payment Authorization Number: _____

The undersigned hereby claims exemption from the payment of State, Local, and MTA Sales and Use Taxes upon its purchases of taxable items from: _____

therefore adopting the repeal of the rule relating to the TRC contract. No public comments were received on the proposed repeal.

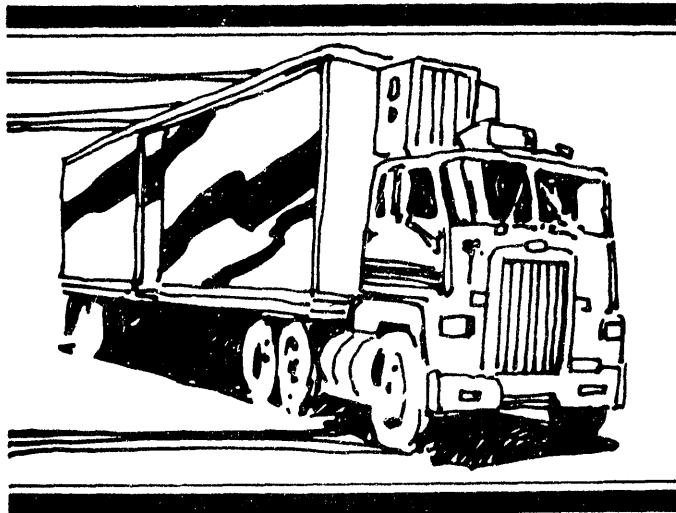
Rule .400 is repealed under the authority of Articles 695c and 695j-1, Texas Revised Civil Statutes, with the approval of the Texas Board of Human Resources.

Issued in Austin, Texas, on May 3, 1979.

Doc. No. 792742 Jerome Chapman
Commissioner
Texas Department of Human Resources

Effective Date: May 24, 1979

For further information, please call (512) 475-4601.



Texas Commission on Jail Standards

Definitions 217.02.00

The Texas Commission on Jail Standards is adopting an amendment to Rule 217.02.00.001, Definitions, by including a new term. This term will clarify the intent of the commission and differentiate between "inmate living area" and cells used for other purposes.

The amendment is adopted under the authority of Article 5115.1, Texas Civil Statutes.

.001. Definitions.

(a)-(gg) (No change.)

(hh) Special purpose cells. "Special purpose cells" include detoxification cell, holding room or cell, separation cell, violent cell, and may include other cells, such as hospital accommodations, not defined as "inmate living area."

(ii)-(jj) (No change.)

Doc. No. 792762

Clothing, Personal Hygiene, and Bedding 217.15.00

The Texas Commission on Jail Standards is adopting an amendment to Rule 217.15.00.004 by changing a word which implies an inmate shall have personal hygiene items in his possession. The change will clarify the intent of the commission, which is that the inmate have such items available to him, not necessarily in his possession.

The amendment is adopted under the authority of Article 5115.1, Texas Civil Statutes.

.004. *Personal Hygiene.* Inmates held over 72 hours who are unable to supply themselves with personal care items, either because of indigency or the absence of an inmate canteen, shall be furnished the following:

- (1) toothbrush;
- (2) dentifrice;
- (3) soap;
- (4) comb;
- (5) shaving implements.

Issued in Austin, Texas, on April 28, 1979.

Doc. No. 792763 Steve Suttle
Chairman
Texas Commission on Jail Standards

Effective Date: May 25, 1979

For further information, please call (512) 475-2780.

Railroad Commission of Texas Transportation Division

Tariffs and Schedules 051.03.08.006

The Railroad Commission of Texas has amended Regulation 051.03.08.006, Weights to Be Used in Assessing Freight Charges. The proposed amendment was published in the March 16, 1979, issue of the *Texas Register* (4 TexReg 866). No comments were received.

This amendment is promulgated under the authority of Texas Revised Civil Statutes Annotated, Article 911b, Section 4 (Vernon 1964).

.006. *Weights to Be Used in Assessing Freight Charges.*

(a)-(h) (No change.)

(i) Weights to be used in assessing freight charges on shipments of insulating material and mineral wool (clay, rock, slag, or glass wool) transported from Certaineed Corporation in Carrollton, Texas, by contract motor carriers may be determined by accepting shipper's weight and count. The shipper's preprinted bill of lading shall contain the following certification: "This shipment is correctly described. Correct weight is _____ lbs., subject to verification by the Southern Weighing and Inspection Bureau, Eastern Weighing and Inspection Bureau, Western Weighing and Inspection Bureau according to agreement." This certification shall appear over the signature of shipper or his duly authorized agent. Such weights will also be subject to check by the carrier or representatives of the commission.

Doc. No. 792786

051.03.08.007

The Railroad Commission of Texas has amended Regulation 051.03.08.007, *Weighing Unnecessary*. The proposed amendment was published in the March 16, 1979, issue of the *Texas Register* (4 TexReg 866). No comments were received.

This amendment is promulgated under the authority of Texas Revised Civil Statutes Annotated, Article 911b, Section 4 (Vernon 1964).

.007. *Weighing Unnecessary.*

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

(f) In lieu of weighing as required in Regulation 051.03.08.006(b), shipments of wool and mohair may be ship-

ped on weights specified on the warehouse receipts tendered with shipment certified by the shipper on the waybill or bill of lading. Weights so provided by the shipper shall be subject to check by the carrier or authorized representative of the commission.

Issued in Austin, Texas, on April 30, 1979.

Doc. No. 792787 John H. Poerner
Chairman
Railroad Commission of Texas

Effective Date: May 25, 1979

For further information, please call (512) 475-3421.

The Open Meetings Act (Article 6252-17, Texas Civil Statutes) requires that an agency with statewide jurisdiction have notice posted for at least seven days before the day of a meeting. A political subdivision covering all or part of four or more counties, or an institution of higher education, must have notice posted for at least 72 hours before the scheduled meeting time. Notice of an emergency meeting or an emergency addition or amendment to an agenda must be posted for at least two hours before the meeting is convened. Although some notices may be received and filed too late for publication before the meetings are held, all filed notices will be published in the *Register*. Each notice published includes an agenda or a summary of the agenda as furnished for publication by the agency and the date and time of filing. Notices are posted on the bulletin board outside the offices of the secretary of state on the first floor in the East Wing of the State Capitol. These notices may contain more detailed agendas than space allows to be published in the *Register*.

Texas Adult Probation Commission

Friday, May 11, 1979, 9 a.m. The Texas Adult Probation Commission will meet in Suite 400, 812 San Antonio, Austin, to review pending legislation and appropriations.

Additional information may be obtained from Sharon Schunn, Suite 400, 812 San Antonio, Texas 78701, telephone (512) 475-1374.

Filed: May 3, 1979, 3:09 p.m.
Doc. No. 792746

Texas Commission on Alcoholism

Saturday, May 12, 1979, 9 a.m. An addition has been made to the agenda of a meeting of the Texas Commission on Alcoholism to be held in Room 503G, Sam Houston Building, Austin. In addition to the previously published agenda items, an executive session will also be held to discuss personnel matters.

Additional information may be obtained from S. R. Lenning, Jr., 809 Sam Houston Building, Austin, Texas 78701, telephone (512) 475-2577.

Filed: May 3, 1979, 4:43 p.m.
Doc. No. 792756

State Banking Board

Monday, May 14, 1979, 9 a.m. The State Banking Board will conduct an emergency meeting at 2601 North Lamar, Austin. According to the summarized agenda, the hearing concerns the charter applications for Copperfield Bank and Bank of Copperfield, both to be located in an unincorporated area of Harris County, near Houston.

Additional information may be obtained from Dan Krohn, 2601 North Lamar, Austin, Texas 78705, telephone (512) 475-4451.

Filed: May 7, 1979, 11:43 a.m.
Doc. No. 792813

Tuesday, May 15, 1979, 2 p.m. The State Banking Board will meet at 2601 North Lamar, Austin. According to the agenda summary, the board will consider the following items: (1) charter applications for The Bank of Kerrville, Kerrville; Frist State Bank of Hewitt, Hewitt; Farmers Branch Bank, Farmers Branch; American Bank & Trust, Palestine; South Coast State Bank, Baytown; and Peoples State Bank, Dallas; (2) conversion application for Dallas/Fort Worth Airport National Bank, Irving, to a state bank, Dallas/Fort Worth Airport Bank; (3) interim applications for Allied Cypress Bank, Cypress, and Allied Mercantile Bank, Houston; (4) domicile change for The Winters State Bank, Winters; (5) motions for rehearing for Bank of Laredo, Laredo, and Richland Bank and Trust, Waco; and (6) review of charter applications approved but not yet open.

Additional information may be obtained from Dan Krohn, 2601 North Lamar, Austin, Texas 78705, telephone (512) 475-4451.

Filed: May 4, 1979, 11:53 a.m.
Doc. No. 792788

East Texas State University

Friday, May 11, 1979, 9 a.m. The Board of Regents of East Texas State University has made additions to the meeting to be held in the Board of Regents Conference Room on campus in Commerce. According to the agenda summary, the board will vote on additional matters concerning the following: general discussion of House Bill 1238, approval of contract with Lawrence D. White, Associates, Inc., Architects, and approval of construction of a student lounge at ET-Texarkana.

Additional information may be obtained from Charles Morrow, East Texas State University, Commerce, Texas 75428, telephone (214) 886-5026.

Filed: May 7, 1979, 11:43 a.m.
Doc. No. 792816

Texas Department of Human Resources

Thursday, May 17, 1979, 9:30 a.m.-3 p.m. The Texas Council of Child Welfare Boards of the Texas Department of Human Resources will meet in Room 411, John H. Reagan Building, Austin, Texas 78701. As summarized on the notice, the council will elect officers for 1980 and will consider proposed legislation relating to licensing, conversion of the Waco State Home, and non-AFDC foster care.

For more information, contact Bobbie Mae Matthews, Department of Human Resources, Winters Building, Room 137, Austin, Texas 78704, telephone (512) 475-6713.

Filed: May 7, 1979, 11:01 a.m.
Doc. No. 792812

State Board of Insurance

Wednesday, May 9, 1979, 10 a.m. The Commissioner's Hearing Section of the State Board of Insurance met in emergency session in Room 343, 1110 San Jacinto, Austin. According to the agenda, the section considered reopening of Docket No. 5593 concerning a certificate of authority for Texas Dealers Life Insurance Company, Dallas, pursuant to Article 3.06 of the Texas Insurance Code.

Additional information may be obtained from J. C. Thomas, 1110 San Jacinto, Austin, Texas 78786, telephone (512) 475-4353.

Filed: May 7, 1979, 11:43 a.m.
Doc. No. 792814

Texas Motor Vehicle Commission

Thursday, May 17, 1979, 9:30 a.m. The Texas Motor Vehicle Commission will meet in Suite 200 of the National Building, 815 Brazos Street, Austin. According to the agenda, the commission will consider the following items: hearing report in Proceeding No. 140—application of Downtown Dodge, El Paso; order of dismissal in Proceeding No. 141—consumer complaint of Charles Hannaford v. Helfman Motors and Volvo of America; order of dismissal in Proceeding No. 162—application of A. J. Foyt Cycles, Houston, to add BMW line of motorcycles; order of dismissal in Proceeding No. 163—Mazda of Amarillo, petitioner, v. Mazda Distributors (Gulf), Inc., respondent; order of dismissal in Proceeding No. 164—American Kawasaki, Inc., protestant, v. Kawasaki Motor Corp., U.S.A., respondent—protest of proposed franchise termination; and financial report.

Additional information may be obtained from Russell Harding, Suite 200, National Building, 815 Brazos Street, Austin, Texas, telephone (512) 476-3587.

Filed: May 4, 1979, 9:42 a.m.
Doc. No. 792757

North Texas State University

Friday, May 18, 1979, 9 a.m. The Facilities Committee of the Board of Regents of North Texas State University will meet in the Board Room on the second floor of the Administration Building on campus in Denton. The meeting has been rescheduled from April 27, 1979. According to the agenda summary, the committee will consider the following items: music building expansion; purchase of transformers and meters from City of Denton; architect for Med Ed II Building; construction status report; minor alterations; and remodeling projects report.

Additional information may be obtained from Roy K. Busby, North Texas State University, Denton, Texas, telephone (817) 788-2275.

Filed: May 4, 1979, 10:38 a.m.
Doc. No. 792770

Friday, May 18, 1979, 10 a.m. The Budget and Finance Committee of the Board of Regents of North Texas State University will meet in the Board Room on the second floor of the Administration Building on campus in Denton. The meeting has been rescheduled from April 27, 1979. According to the agenda summary, the committee will consider transfer of funds and review of biennial budget request.

Additional information may be obtained from Roy K. Busby, North Texas State University, Denton, Texas, telephone (817) 788-2275.

Filed: May 4, 1979, 10:38 a.m.
Doc. No. 792771

Friday, May 18, 1979, 10:30 a.m. The TCOM Subcommittee of the Role and Scope Committee of the Board of Regents of North Texas State University will meet in the Board Room on the second floor of the Administration Building on campus in Denton. The meeting has been rescheduled from April 27, 1979. According to the agenda summary, the subcommittee will consider graphics, the location of Medical Education II Building, and TCOM Foundation.

Additional information may be obtained from Roy K. Busby, North Texas State University, Denton, Texas, telephone (817) 788-2275.

Filed: May 4, 1979, 10:38 a.m.
Doc. No. 792769

Friday, May 18, 1979, 11 a.m. The Role and Scope Committee of the Board of Regents of North Texas State University will meet in the Board Room on the second floor of the Administration Building on campus in Denton. The meeting has been rescheduled from April 27, 1979. According to the agenda summary, the committee will consider appointment of department chairmen, academic affairs report, and alumni update.

Additional information may be obtained from Roy K. Busby, North Texas State University, Denton, Texas, telephone (817) 788-2275.

Filed: May 4, 1979, 10:38 a.m.
Doc. No. 792768

Friday, May 18, 1979, 1 p.m. The Board of Regents of North Texas State University will meet in the Board Room on the second floor of the Administration Building on campus in Denton. The meeting has been rescheduled from April 27, 1979. According to the agenda summary, the board will consider the following items: personnel addition; leaves of absence; small class report (spring 1979); and establishment of undergraduate instructional development grants.

Additional information may be obtained from Roy K. Busby, North Texas State University, Denton, Texas, telephone (817) 788-2275.

Filed: May 4, 1979, 10:38 a.m.
Doc. No. 792764

Friday, May 18, 1979, 1 p.m. The Board of Regents of the North Texas State University Health Sciences Center/Texas College of Osteopathic Medicine will meet in the Board Room on the second floor of the Administration Building on campus

in Denton. The meeting has been rescheduled from April 27, 1979. According to the agenda summary, the board will consider the following items: personnel changes, additions, and resignations; expenditure of \$150,000 from unexpended balances for moveable wall partitions; designation of additional depository banks; lease of space for Family Practice Clinic in Godley; and lease of space for physical plant.

Additional information may be obtained from Roy K. Busby, North Texas State University, Denton, Texas, telephone (817) 788-2275.

Filed: May 4, 1979, 10:38 a.m.
Doc. No. 792766

Friday, May 18, 1979, 1:15 p.m. The Board of Regents will meet in executive session in the Board Room on the second floor of the Administration Building on campus in Denton. The meeting has been rescheduled from April 27, 1979. According to the agenda summary, the board will consider legal, real estate, and personnel matters.

Additional information may be obtained from Roy K. Busby, North Texas State University, Denton, Texas, telephone (817) 788-2275.

Filed: May 4, 1979, 10:38 a.m.
Doc. No. 792767

Friday, May 18, 1979, 1:15 p.m. The Board of Regents of North Texas State University Health Sciences Center/Texas College of Osteopathic Medicine will meet in executive session in the Board Room on the second floor of the Administration Building on campus in Denton. The meeting has been rescheduled from April 27, 1979. According to the agenda summary, the board will consider legal, real estate, and personnel matters.

Additional information may be obtained from Roy K. Busby, North Texas State University, Denton, Texas, telephone (817) 788-2275.

Filed: May 4, 1979, 10:38 a.m.
Doc. No. 792765

State Occupational Information Coordinating Committee

Friday, May 18, 1979, 9 a.m. The Technical Steering Group of the State Occupational Information Coordinating Committee will meet in Room 644, Texas Employment Commission Building, 15th and Congress, Austin, to elect the chairman and vice-chairman and to discuss SOICC research projects.

Additional information may be obtained from Ed Ney, TEC Building, 15th and Congress, Austin, Texas 78701, telephone (512) 397-4970.

Filed: May 3, 1979, 1:46 p.m.
Doc. No. 792741

Texas Parks and Wildlife Department

Tuesday, May 22, 1979, 2 and 3 p.m. The Fisheries Division/Resource Protection Branch of the Texas Parks and Wildlife Department will meet in Room A-200, 4200 Smith School Road, Austin. According to the agenda summary, at 2 p.m., the division will consider the application of William Malone for a permit to remove approximately 200 cubic yards of gravel per month from the North Sulphur River, Lamar County, for commercial use, and at 3 p.m., the division will consider the application of Joseph E. Young to amend Sand and Gravel Permit No. 78-021 to increase the quantity of material which may be removed from the West Fork of the San Jacinto River, Montgomery County, to 5,000 cubic yards of sand and gravel per month for commercial purposes.

Additional information may be obtained from Chester D. Harris, 4200 Smith School Road, Austin, Texas 78744, telephone (512) 475-4831.

Filed: May 4, 1979, 3:32 p.m.
Doc. No. 792791

Board of Polygraph Examiners

Thursday-Saturday, July 12-14, 1979, 9 a.m. to 4 p.m. each day. The Board of Polygraph Examiners will meet in Suite 417, 1154 Hawkins Street, El Paso. According to the summary, the agenda includes the following: grade licensing examination; consideration of application of additional instructional schools authorized for applicants for Texas licensing; approval of intern and reciprocity applications; review of status of PSE and other voice type machines; discussion of proposed rules relative to examiner and intern conduct; review of status of board investigations; and discussion of other business authorized for presentation by the chairman.

Additional information may be obtained from Ryerson D. Gates, Suite 115, 111 West Laurel, San Antonio, Texas 78212, telephone (512) 227-6100.

Filed: May 7, 1979, 11:43 a.m.
Doc. No. 792817

Public Utility Commission of Texas

Tuesday, May 15, 1979, 9 a.m. The Public Utility Commission of Texas will meet in Suite 400N, 7800 Shoal Creek Boulevard, Austin. According to the agenda summary, the commission will consider in open meeting final orders and hear oral argument in the following dockets: 2133, 2332, 2475, 2098, 2154, 2370, 2231, 2144, 2347, 3251, 2380, 2479, 2302, 2537, 1962, 2480, 2230, 2274, 2512, 2543, 2548, 2011, 2100, 2414, 2415, 2526, 2535, 2542, 2545, 2547, 2549, 2551, 2552, 2553, 2559, 2560, and 2561. The commission will also consider an amendment to Rule 052.02.04.048(b), dealing with new construction. The proposed amendment has been previously submitted.

Additional information may be obtained from Philip F. Ricketts, 7800 Shoal Creek Boulevard, Suite 400N, Austin, Texas 78757, telephone (512) 458-0100.

Filed: May 4, 1979, 3:54 p.m.
Doc. No. 792793

Railroad Commission of Texas

Monday, May 7, 1979, 9 a.m. The Oil and Gas Division of the Railroad Commission of Texas made an emergency addition to the agenda of a meeting held in the 10th floor conference room of the E. O. Thompson Building, 10th and Colorado, Austin. The addition concerned the consideration of final rules under the Natural Gas Policy Act of 1978. This matter was posted for open meeting on April 30, 1979, and was continued as a matter of urgent public necessity due to its impact on gas supplies for public use.

Additional information may be obtained from James P. Grove IV, P.O. Drawer 12967, Austin, Texas 78711, telephone (512) 475-4686.

Filed: May 4, 1979, 11:26 a.m.
Doc. No. 792777

Monday, May 7, 1979, 9 a.m. The Oil and Gas Division of the Railroad Commission of Texas made an emergency addition to the agenda of a meeting held in the Ernest O. Thompson Building, 10th and Colorado, Austin. The addition concerned consideration of Texas State Underground Injection Control Program Grant No. F-006226-79-0. This matter was considered an emergency because the cooperation of the federal government in the program of control of underground injection is of such imminent public necessity.

Additional information may be obtained from George F. Singletary, Jr., P.O. Drawer 12967, Austin, Texas 78711, telephone (512) 475-6669.

Filed: May 4, 1979, 11:26 a.m.
Doc. No. 792778

Monday, May 7, 1979, 9 a.m. The Oil and Gas Division of the Railroad Commission of Texas made an emergency addition to the agenda of a meeting held in the Ernest O. Thompson Building, 10th and Colorado, Austin. The addition concerned consideration of Docket No. 8-7166766—Mobile Oil Corp., Net Gas-Oil Ratio Rule, Coyandsa, N. (Delaware) Field, Pecos County. This matter was scheduled to be considered at the April 30, 1979, but was passed over. The addition was made on an emergency basis, according to the commission, to allow the item to be considered at the called meeting on May 7.

Additional information may be obtained from Willis C. Steed, P.O. Drawer 12967, Austin, Texas 78711, telephone (512) 475-3631.

Filed: May 4, 1979, 11:25 a.m.
Doc. No. 792780

Monday, May 14, 1979, 9 a.m. The Finance and Procurement Division of the Railroad Commission of Texas will meet in the 10th floor conference room of the E. O. Thompson State Office Building, 10th and Colorado, Austin, to consider ap-

proval of signatures for seminar account and to hear the director's report. The division will also meet in executive session to consider personnel matters.

Additional information may be obtained from Rex King, P.O. Box 12967, Austin, Texas 78711, telephone (512) 475-3559.

Filed: May 4, 1979, 11:25 a.m.
Doc. No. 792781

Monday, May 14, 1979, 9 a.m. The Gas Utilities Division of the Railroad Commission of Texas will meet in the E. O. Thompson Building, 10th and Colorado, Austin. According to the agenda summary, the division will consider Gas Utilities Dockets 1703, 1795, 2008, 1880 (consolidated), 2012, 2009, 1917, 2207, 1895, 1901, 1903, and 1972. Also to be considered are word processing matters and the director's report. The division will meet in executive session to consider litigation and personnel matters.

Additional information may be obtained from Joy Wood, P.O. Drawer 12967, Austin, Texas 78711, telephone (512) 475-2747.

Filed: May 4, 1979, 11:26 a.m.
Doc. No. 792776

Monday, May 14, 1979, 9 a.m. The Oil and Gas Division of the Railroad Commission of Texas will meet in the Ernest O. Thompson Building, 10th and Colorado, Austin. According to the agenda summary, the division will consider category determinations under Sections 102(c)(1)(B) and (C), 103, 107, and 108 of the Natural Gas Policy Act of 1978.

Additional information may be obtained from Linda D. Carr, P.O. Drawer 12967, Austin, Texas 78711.

Filed: May 4, 1979, 11:26 a.m.
Doc. No. 792775

Monday, May 14, 1979, 9 a.m. The Oil and Gas Division of the Railroad Commission of Texas has made an addition to the agenda of a meeting scheduled to be held in the Ernest O. Thompson Building, 10th and Colorado, Austin. The addition is the consideration of a communication maintenance contract with the General Electric Company.

Additional information may be obtained from Bill Upton, P.O. Drawer 12967, Austin, Texas 78711, telephone (512) 475-2697.

Filed: May 4, 1979, 11:26 a.m.
Doc. No. 792779

Monday, May 14, 1979, 9 a.m. The special counsel and the Oil and Gas Division of the Railroad Commission of Texas have made an addition to the agenda of a meeting scheduled to be held in the 10th floor conference room of the E. O. Thompson Building, 10th and Colorado, Austin. The addition is the consideration of a request by Corpus Christi Oil and Gas Co. for an order granting an exception to Section 52.293, Texas Natural Resources Code, as authorized by Section 52.296, Texas Natural Resources Code, for Corpus Christi Oil and Gas Co. Well No. 1, State Tract 520-L, SW/4.

Additional information may be obtained from Rex H. White, Jr., P.O. Drawer 12967, Austin, Texas 78711, telephone (512) 475-4686.

Filed: May 4, 1979, 11:25 a.m.
Doc. No. 792782

Monday, May 14, 1979, 9 a.m. The Oil and Gas Division of the Railroad Commission of Texas will meet in the Ernest O. Thompson Building, 10th and Colorado, Austin. According to the agenda summary, the division will consider the following items: reviews of MER; tidal disposal; exception to SWR 8(C); special allowable; ratable take; Rule 37 cases; request for further delay in plugging specific wells; net gas-oil ratio; amend field rules; adoptions of field rules; new oil and gas discoveries; complaint; exceptions to SWR 14(B)(2), SWR 8(C); and plugging with state funds.

Additional information may be obtained from Jan Burris, P.O. Drawer 12967, Austin, Texas 78711, telephone (512) 475-3003.

Filed: May 4, 1979, 11:24 a.m.
Doc. No. 792783

Monday, May 14, 1979, 9 a.m. The Transportation Division of the Railroad Commission of Texas will meet in the 10th floor conference room of the E. O. Thompson Building, 10th and Colorado, Austin. According to the agenda summary, the division will consider the following applications: amend authority; complaint proceeding; motor brokers license; consolidate authority; divide authority; rail rate; reinstatement; sell authority; truck rate; transfer authority; and voluntary suspension. Other items to be considered are an out-of-town travel request and rail planning matters.

Additional information may be obtained from John G. Soule, P.O. Drawer 12967, Austin, Texas 78711, telephone (512) 475-4738.

Filed: May 4, 1979, 11:24 a.m.
Doc. No. 792784

Tax Assessor Examiners Board

Friday, June 1, 1979, 2 p.m. The Tax Assessor Examiners Board will meet in Room 1-116 of the Joe C. Thompson Center, University of Texas, Austin. Agenda items include the treasurer's report; enforcement; approval of registered professional assessors; problem applications; renewal fees and processing; 1979 budget; discussion of IFA and other designations; expense accounts; and an executive session.

Additional information may be obtained from Carl S. Smith, 1001 Preston, Houston, Texas 77002, telephone (713) 221-5288.

Filed: May 7, 1979, 11:43 a.m.
Doc. No. 792818

University of Texas at Austin

Thursday, May 10, 1979, 10 a.m. The Athletics Council for Men of the University of Texas at Austin met in Room 240 of

Belmont Hall, San Jacinto Street between 21st and 23rd Streets, Austin. According to the agenda summary, the council considered the following items: budget adjustments; approval of lettermen; summer camp budgets; synthetic surfaces; basketball lettering; swimming lettering; football programs; progress report of athletics fee subcommittee; NCAA baseball playoff budget; basketball ticket distribution; and concessions. The council also met in executive session.

Additional information may be obtained from Haila Kauffman, P.O. Box 7399, Austin, Texas 78712, telephone (512) 471-5757.

Filed: May 7, 1979, 9 a.m.
Doc. No. 792809

Texas Turnpike Authority

Wednesday, May 16, 1979, 1:30 p.m. The Permanent Contract Awards Committee of the Texas Turnpike Authority will meet in the Board Room of the Grand Prairie State Bank, 202 West Main Street, Grand Prairie. According to the agenda summary, the committee will consider the following items: Houston Ship Channel Bridge project, approval of Supplemental Agreement No. 1 to Contract HSC-11, award of Contract HSC-21, and approval of an engineering contract; approval of Supplemental Agreement No. 1 to Contract FSF-2; and approval of agreement for architectural services pertaining to the administration building.

Additional information may be obtained from Harry Kabler, P.O. Box 5547, Arlington, Texas 76011, telephone (817) 261-3151.

Filed: May 7, 1979, 11:43 a.m.
Doc. No. 792815

Texas Water Commission

Friday, May 4, 1979, 3:15 p.m. The Texas Water Commission met in emergency session at 1700 North Congress, Austin. According to the agenda summary, the commission considered the request of the executive director of the Department of Water Resources for issuance of a temporary order directing Browning-Ferris Industries Chemical Services, Inc., to remove hazardous materials deposited in the vicinity of Reilly's Subdivision near Corrigan, Polk County.

Additional information may be obtained from May Ann Hefner, P.O. Box 13087, Austin, Texas 78711, telephone (512) 475-4514.

Filed: May 4, 1979, 12:34 p.m.
Doc. No. 792790

Monday, May 14, 1979, 10 a.m. The Texas Water Commission will meet at the Stephen F. Austin Building, 1700 North Congress, Austin. According to the agenda summary, the commission will consider the following: applications for bond approval, release from escrow, use of surplus funds, conversion into a municipal utility district, water quality permits and amendments and renewals, voluntary cancellation of water quality permits, consideration of application for approval of plans for reclamation project, consideration of dismissal of reclamation project for City of Roysse City, applica-

tion for extension of time, application for contractual permit, and the setting of hearing dates.

Additional information may be obtained from Mary Ann Hefner, P.O. Box 13087, Austin, Texas 78711, telephone (512) 475-4514.

Filed: May 3, 1979, 2:13 p.m.

Doc. No. 792743

Regional Agencies

Meetings Filed May 4, 1979

The Panhandle Regional Planning Commission Criminal Justice Advisory Board met in Room 216 of the Amarillo Building, 3rd and Polk Streets, Amarillo, on May 8, 1979, at 1:30 p.m. Further information may be obtained from Melanie Kenderdine, P.O. Box 9257, Amarillo, Texas, telephone (806) 372-3381.

The Panhandle Regional Planning Commission Area Agency on Aging Advisory Council met in the Amarillo Senior Citizens Association, 1311 S. Tyler, Amarillo, on May 9, 1979, at 2 p.m. Further information may be obtained from Mike McQueen, Box 9257, Amarillo, Texas 79105, telephone (806) 372-3381.

The Panhandle Regional Planning Commission Economic Development Advisory Board met in the Centennial Room of the First National Bank Building, 8th and Taylor, Amarillo, on May 10, 1979, at 2 p.m. Further information may be obtained from Vicki Jacobs, P.O. Box 9257, Amarillo, Texas 79105, telephone (806) 372-3381.

The Panhandle Regional Planning Commission Private Industry Council of the Private Sector Initiative Program met in a rescheduled meeting in the Centennial Room of the First National Bank Building, 8th and Taylor, Amarillo, on May 10, 1979, at 3 p.m. Further information may be obtained from Joe Quinn, Suite 730, Amarillo Building, Amarillo, Texas.

The Tri-Region Health Systems Agency Executive Committee met in Banquet Room C of the Royal Inn of Abilene, 5695 South 1st Street, Abilene, on May 9, 1979, at noon. Further information may be obtained from Vic Rhoads, 2642 Post Oak Road, Abilene, Texas 79605, telephone (915) 698-9481.

Doc. No. 792772

Meetings Filed May 7, 1979

The Board of Directors of the Angelina and Neches River Authority will meet in the T.V. Room of the Rex Club at the Angelina Hotel in Lufkin, on May 14, 1979, at 11 a.m. Further information may be obtained from William A. Elmore, P.O. Box 387, Lufkin, Texas 75901, telephone (713) 632-7795.

The Board of Trustees of the Austin-Travis County MH/MR Center met at 1430 Collier Street, Austin, on May 10, 1979, at 7 p.m. Further information may be obtained from Tom H. Pepper, 1430 Collier, Austin, Texas 78704, telephone (512) 447-4141.

The Executive Committee of the Capital Area Planning Council will meet in the CAPCO conference room, 611 South Congress, Suite 400, Austin, on May 15, 1979, at 2 p.m. Further information may be obtained from Richard G. Bean, 611 South Congress, Suite 400, Austin, Texas 78704, telephone (512) 443-7653.

The Central Texas Manpower Consortium Planning Council will meet at the Santa Teresa Ranch, Hamilton, on May 14, 1979, at 6:30 p.m. Further information may be obtained from Billy Don Everett, P.O. Box 727, San Saba, Texas 76877, telephone (915) 372-5136.

The Board of Directors of Region III Education Service Center will meet at 1905 Leary Lane, Victoria, on May 14, 1979, at 1 p.m. Further information may be obtained from Dr. Dennis Grizzle, 1905 Leary Lane, Victoria, Texas, telephone (512) 575-1471.

The Executive Committee of the Nortex Regional Planning Commission will meet at McBride Land and Cattle Company, 501 Scott, Wichita Falls, on May 17, 1979, at noon. Further information may be obtained from Edwin B. Daniel, 2101 Kemp Boulevard, Wichita Falls, Texas 76309, telephone (817) 322-5281.

The Board of Directors of North Texas Municipal Water District will meet at the Tanglewood Lodge, Lake Texoma, on May 15-17, 1979, from 8:30 a.m.-12:30 p.m. daily. Further information may be obtained from Carl W. Riehn, P.O. Drawer C, Wylie, Texas 75098, telephone (214) 442-2217.

The Board of Directors of the Permian Basin Regional Planning Commission will meet in the conference room of the Air Terminal Office Building, on May 16, 1979, at 1:30 p.m. Further information may be obtained from Kathy Ferron, P.O. Box 6391, Midland, Texas 79701, telephone (915) 563-1061.

The Board of Trustees of the Sabine Valley Regional MH/MR Center will meet at Highway 80 West at Sun Camp Road, Longview, on May 17, 1979, at 7:30 p.m. Further information may be obtained from Frances H. Willis, P.O. Box 6800, Longview, Texas 75604, telephone (214) 297-2191.

The Board of Directors of the San Antonio River Authority will meet in the conference room of the general offices, 100 East Guenther Street, San Antonio, on May 16, 1979, at 2 p.m. Further information may be obtained from Fred N. Pfeiffer, P.O. Box 9284, Guilbeau Station, San Antonio, Texas 78204, telephone (512) 227-1373.

The South Texas Health Systems Agency Nominating Committee will meet at the Laredo-Webb County Health Department, 2600 Cedar Avenue, Laredo, on May 14, 1979, at 5 p.m. The South Texas Subarea Advisory Council will meet at the Zapata Civic Center, Highway 83 (across from the post office), Zapata, on May 15, 1979, at 7 p.m. Further information may be obtained from Jorge Elizondo, Texas A&I University Station 1, P.O. Box 2378, Kingsville, Texas 78363, telephone (512) 595-5545.

Doc. No. 792819

Legislative Report

The legislative coverage in the *Register* includes notices on the introduction of bills and committee referrals. The legislative report focuses on proposed bills and resolutions which, if passed, will have a major impact on issues of concern to citizens on a statewide basis. Organized according to content, the coverage includes legislation regarding energy, environment, education, human services (health and welfare), insurance, economic development, taxes, criminal justice, state and local government, elections, constitutional revision, and consumer affairs. Also appearing in this section are notices of committee meetings and bill status lists which indicate the latest action on bills covered in the report.

Environment

HB 726, making certain changes in the Texas Air Control Board, was reported favorably from the Senate Economic Development Committee without amendments on May 3. SB 713, granting municipal and justice courts jurisdiction over certain motor vehicle air pollution regulations, was reported favorably from the Senate Jurisprudence Committee with amendments on May 2. SB 664, restricting construction or operation of long-term storage or permanent disposal sites for nuclear waste, was scheduled for a May 4 public hearing by the Senate Subcommittee on Energy.

Education

The senate resumed consideration on May 3 of SJR 7, which proposes to repeal the state property tax and establish the State Higher Education Assistance Fund to finance permanent improvements at certain state colleges and universities. SB 195, concerning bilingual education, was passed by the senate on May 4. HB 145, requiring renewable employment contracts for faculty members of state colleges and universities, was referred to a House Higher Education Subcommittee on April 30.

Human Services

SB 167, allowing exemptions for religious nonprofit child care facilities from the Child Care Licensing Act, was scheduled for a May 8 public hearing by the Senate Human Resources Committee. SB 118, prohibiting any tax supported medical facility from performing abortions, was referred to the Senate Subcommittee on Public Health and Welfare on May 3. HB 1961, establishing the Texas State Board of Counselor Examiners, was considered in public hearing by the House Health Services Committee on May 2. SB 201, creating the State Office of Early Childhood Development, was reported favorably from the Senate Human Resources Committee without amendments on May 2. HB 856, prescribing penalties for denial of services at a hospital on the basis of inability to pay, was reported from a House Health Services subcommittee with substitute on May 3. SB 292, concerning the Medical Disclosure Panel of the Texas Department of Health, was sent to the House Local and Consent Calendar Committee on May 3.

Insurance

HB 22, a mandatory automobile liability insurance bill, was referred to the Senate Economic Development Committee on May 4. The committee report of HB 116, requiring vehicles hauling loose materials to cover their loads, was printed and sent to the House Committee on Calendars on May 4. HB 132, authorizing the group marketing of automobile insurance, was reported favorably from a House Insurance subcommittee without amendments on May 3. HB 1332, creating the Texas Public School Employees Group Insurance Program, was reported favorably from the House Insurance Committee with amendments on May 1.

Economic Development

HB 409, raising the ceiling on home loan interest rates from 10% to 12%, was placed on the daily major state calendar in the house on May 8. SB 293, concerning the regulation of offer and sale of securities, was sent to the governor on May 4.

Taxes

SB 621, the Property Tax Code, was passed by the senate on May 4. HJR 98, providing for single appraisal and a single board of equalization within each county, was placed on the daily constitutional amendments calendar in the house on May 7. HJR 118, expanding the local-option residence homestead exemption to persons who are not disabled or who are not 65 years of age or older, was reported favorably from the House Constitutional Amendments Committee with amendments on May 4. HJR 61, proposing a constitutional amendment to exempt household goods from ad valorem taxation, was scheduled for a May 9 public hearing by the House Constitutional Amendments Committee. HJR 5, exempting the residence homesteads of World War I or Spanish-American War veterans from property taxes, was scheduled for future calendar placement in the house on May 4.

Criminal Justice

A bill allowing law enforcement officers to use wiretapping in investigating certain drug offenses (SB 981) was reported favorably from the Senate Jurisprudence Committee with substitute on May 2. The senate agreed to house amendments for SB 21, creating a state fund to compensate certain victims of crime, on May 2. SB 500, redefining rape as assault, was scheduled for a May 8 public hearing by the House Criminal Jurisprudence Committee. SB 394, including bodily injury in the definition of injury to a child, was sent to the governor for his signature on May 4.

HB 1275, requiring county clerks to notify the Department of Public Safety of any convictions of drunken driving, was reported favorably from the Senate Jurisprudence Committee without amendments on May 2. HB 244, making parents liable for personal injury and property damage caused by their children's misconduct, was sent to the governor by the house on May 3. SB 546, defining the violation of a prisoner's civil rights as a third-degree felony, was read a second time in the house on May 2. HB 590, allowing former convicts to obtain

occupational licenses, was passed by the house on third reading on May 4. HB 52, exempting from jury service persons who would have to leave children under the age of 10 without adequate supervision, was passed by the house on May 4. HJR 97, granting the state the right of appeal in criminal cases, was reported favorably from the House Constitutional Amendments Committee without amendments on May 4. HB 1111, extending the jurisdiction of the Commission on Jail Standards to all jails rather than just county jails, was scheduled for a May 7 public hearing by the House Intergovernmental Affairs Committee.

State and Local Government

Three bills were scheduled for future calendar placement in the house on May 4: HB 1061, renewing the Good Neighbor Commission was scheduled for future calendar placement in the house on May 4; HB 755, renewing the Battleship Texas Commission with certain changes; and SB 551, regulating architects and landscape architects.

HB 637, changing the Texas Commission on Arts and Humanities to the Texas Commission on the Arts, was sent to the governor for his signature on May 4. HB 39, altering the Texas Adult Probation Commission to provide statewide juvenile services and probation, was referred to the Senate Jurisprudence Committee on May 2. HB 893, consolidating the State Board of Registration for Public Surveyors and the Board of Examiners for Licensed State Land Surveyors, was reported favorably from the House Government Organization Committee with substitute on May 2. SB 486, making changes to the Structural Pest Control Board, was reported favorably from the House Government Organization Committee with substitute on May 3.

HB 393, creating the State Formulary Commission and allowing pharmacists to substitute equivalent drugs for doctor's prescriptions, was scheduled for a May 9 public hearing by the House Health Services Committee. SB 296, the Texas Housing Agency Act, was scheduled for future calendar placement on May 4. SB 688, creating the Texas Electrical Administrative Board, was scheduled for a May 7 public hearing by the Senate Economic Development Committee. HB 1673, replacing the State Board of Control with the State Purchasing and General Services Commission, was passed by the house on May 4. HB 233, creating the Texas Local Parks, Recreation, and Open Space Fund, was reported favorably from the House Environmental Affairs Committee with amendments on May 2. HB 251, creating the Racial and Ethnic Historical Contributions Committee, and HB 252, establishing the Racial and Ethnic Goodwill Commission, were scheduled for a May 9 public hearing by the House State Affairs Committee.

The house and senate versions of the General Appropriations Act have been under consideration. SB 28 was substituted for HB 558 on May 3 by the Senate Finance Committee. The senate version spends \$20.8 billion as compared to the house expenditure of \$20.3 billion. The differences between the two proposals are likely to be worked out in conference committee.

Several other state and local issues are under discussion. SB 124, raising the mandatory retirement age for public employees to 70, was referred to the House Subcommittee on Employment Relations on April 30. HB 654, giving cities and counties authority to regulate the location of sex-oriented activities, was reported favorably from the Senate Intergovernmental Relations Committee without amendments on May 3. HB 659, changing registration requirements for lobbyists, was scheduled for future calendar placement in the house on May 4. HB 793, proposing increased coordination of functions of regulatory agencies, was passed by the house on May 4. HB 585, granting the Public Utility Commission exclusive original jurisdiction over electric utilities not municipally owned, was scheduled for a May 7 public hearing by the Senate Economic Development Committee. HB 594, providing for review of agency rules by both legislative houses, was placed on the daily general state calendar in the house on May 7. HJR 133, a constitutional amendment to allow legislative review of agency rules, was placed on the daily constitutional amendments calendar on May 7. HB 4, concerning investment and deposit of state funds, was received by the senate from the house on May 2.

Elections

Two bills dealing with presidential primaries to be held in conjunction with general primary elections (HB 1018 and HB 220) were scheduled for May 10 public hearings by the House Elections Committee. HB 544, allowing recounts of paper ballots for only state and district offices elections, was scheduled for a May 7 public hearing by the Senate State Affairs Committee.

Constitutional Revision

SB 1200, legalizing bingo games conducted for certain charitable purposes on a local option basis, was reported favorably from the Senate Jurisprudence Committee with substitute on May 2. HJR 3, granting initiative and referendum powers to the voters, was reported from a House Constitutional Amendments Committee with substitute on May 4.

Bills dealing with salaries of members of the legislature, lieutenant governor, and speaker of the house were scheduled for May 9 public hearings by the House Constitutional Amendments Committee: HJR 96, providing for annual sessions of the legislature and raising legislator's salaries to \$18,000 per year; HJR 64, proposing \$27,500 annual salary for the lieutenant governor and speaker of the house; HJR 99, paying members of the legislature \$1,000 per month; and HJR 43, providing \$800 per month and \$40 per diem for members of the legislature.

Consumer Affairs

Deceptive trade practices bills are still under consideration. SB 357, proposing broad changes to the Consumer Protection Act, was considered in formal meeting by a House State Affairs subcommittee on April 30. SB 365, allowing for

reduction of damages in health liability and products liability suits, was scheduled for a May 7 public hearing by the Senate Economic Development Committee. HB 1161, proposing changes including time limitations, comparative fault definitions, and payment of damages, was placed on the daily major state calendar in the house on May 8.

HB 1773, a bill defining rights and duties of landlords and tenants, was passed by the house on May 4. HB 445, another bill proposing a State Formulary Commission and drug substitutions by pharmacists, was scheduled for a May 9 public hearing by the House Health Services Committee. HB 758, exempting tourist trade centers from laws prohibiting certain retail sales on both Saturday and Sunday, was scheduled for future calendar placement in the house on May 4. SB 90, extending the time limits for Public Utility Commission decisions in rate hearings, was scheduled for a May 7 public hearing by the Senate Human Resources Committee. SB 1094, regulating auto repair dealers, was scheduled for a public hearing on May 7 by the Senate Human Resources Committee; HB 642, also dealing with auto repair businesses, was scheduled for future calendar placement in the house on May 4. HJR 82, authorizing assistance to certain consumers for utility bills, was scheduled for a May 9 public hearing by the House Constitutional Amendments Committee.

HB 2244 Hudson, J. Edwards—Relating to temporary furloughs for inmates in the custody of the Department of Corrections. (Security and Sanctions)

HB 2245 Florence—Relating to squirrel hunting in Upshur County. (Environmental Affairs)

HB 2246 Kubiak—Relating to noxious weed control districts. (Agriculture and Livestock)

HB 2247 Untermeyer—Relating to the powers and duties of the juvenile board and juvenile probation officers in Harris County and fees collected for receiving and disbursing support payments. (Intergovernmental Affairs)

HB 2248 Bock—Relating to the compensation of reserve deputy sheriffs and reserve deputy constables. (Intergovernmental Affairs)

HB 2249 J. Edwards, Washington—Relating to the establishment of a parole commission and a criminal justice coordinating council, the granting and revocation of parole and mandatory supervision, supervision of persons on parole and mandatory supervision, and the length of time served on mandatory supervision. (Security and Sanctions)

HB 2250 Leonard—Relating to the consideration of write-in votes for the purpose of determining whether a candidate for an office of a political subdivision has received a majority vote. (Elections)

HB 2251 Lyon—Relating to the prosecution of an offense committed on the premises of any airport operated jointly by two municipalities and situated in two counties. (Criminal Jurisprudence)

HB 2252 Rudd—Relating to the authority of the Terry Memorial Hospital District. (Intergovernmental Affairs)

House of Representatives

Bills Introduced

Committee Referrals

The following are bills filed for action during the 66th Legislative Session. Each bill is followed in parentheses by the committee to which it has been assigned. In the following list, the bill number appears first, the author(s) second, and the subject of the bill. HB indicates house bill; HJR indicates house joint resolution; HCR indicates house concurrent resolution; and HR indicates house simple resolution.

For copies of bills, call Bill Distribution (512) 475-2073.

HR 115 R. Wilson, Alkinson—Congratulating Billy Sims on his being awarded the Heisman Trophy and commending his coaches, Barry Switzer and Wendell Frazier Mosley.

HR 116 Agnich—Commending Mary Figh Beakley. (Rules)

HR 117 Washington, et al.—Awarding J. B. Fugua the status of "honorary Texan". (Rules)

HR 133 Denton—Congratulating Pastor M. L. Cooper and the congregation of the Second Baptist Church of Waco. (Rules)

HCR 185 D. Hill—Granting permission to Alicia Benefield to sue the state. (Judiciary)

HCR 186 Lalor—Granting permission to Utility Contractors, Inc., to sue the state. (Judiciary)

HCR 187 Willis—Honoring the memory of Coach Buster Brannon. (Rules)

Bill Status

The following are bills and resolutions being considered by the Texas House of Representatives. The list does not include every bill and resolution introduced. Those appearing in this list and in the legislative report were chosen by the *Texas Register* according to a set of criteria to establish them as having statewide rather than local or regional impact; or creating a notable fiscal consideration; or causing a reasonable expectation of significant effect on current statewide public policy; and promising some reasonable chance of passage. The criteria were applied to each bill and resolution when introduced. Through the course of the session, some of the criteria may not justify the judgment to include the entry in the list. However, the list will remain cumulative, and the status of each bill and resolution will appear in each issue of the *Register* until the end of the session.

Each entry contains the number, author, a brief caption of its content, and the most recent action taken on it in the legislative process prior to the publication deadline of each issue of the *Register*.

HR 61 Waters—Creating a special committee to educate the public about nuclear energy and nuclear waste hazards. Referred to subcommittee—April 10.

HCR 22 Smothers—Rescinding ratification of the Equal Rights Amendment to the U.S. Constitution. Referred to Constitutional Amendments Committee—January 22.

HCR 72 Chavez—Petitioning Congress to call a constitutional convention to propose an amendment prohibiting federal deficit spending. House scheduled for public hearing on May 2.

HCR 78 Chavez—Memorializing Congress to change general election date to first Saturday in November. Referred to house subcommittee—April 25.

HB 3 B. Clark—Relating to elections to reduce local increases in effective property tax rates. House passed—May 1.

HB 4 Hartung—Relating to the investment and deposit of state funds. Senate received from house—May 2.

HB 5 Hartung—Decreasing the rate of the Limited Sales, Excise, and Use Tax to three percent. Referred to Ways and Means Committee—January 22.

HB 9 Smith—Relating to the regulation of telephone solicitation and providing a penalty. Referred to Transportation Committee—January 22.

HB 10 Smith—Relating to minimum standards for county jails. Referred to subcommittee—February 15.

HB 11 Allee and Hartung—Relating to protective headgear for motorcycle operators and passengers. Referred to Transportation Committee—January 22.

HB 12 Allee—Relating to a standard for determining death. Signed by house—May 7.

HB 14 Allee—Relating to the duty of landlord and tenant to maintain residential rental premises in a fit and habitable condition. Referred to subcommittee—March 12.

HB 22 G. Green—Relating to compulsory liability insurance for certain vehicles. Senate referred to Economic Development Committee—May 4.

HB 27 G. Green—Relating to fair trade practices in the insurance business. Referred to Subcommittee on Property and Casualty—March 6.

HB 35 Grant—Relating to warning labels on certain alcoholic beverage containers. Referred to Liquor Regulation Committee—January 22.

HB 36 Close—Relating to protective headgear for persons riding motorcycles. Referred to Transportation Committee—January 22.

HB 39 Chavez—Relating to statewide juvenile services and probation; making changes in the name, membership, administration, powers, and duties of the Texas Adult Probation Commission. Senate referred to Jurisprudence Committee—May 2.

HB 43 Bird—Relating to the definition of sexual contact. Signed by house—May 7.

HB 44 Bock, McBee, Keese, Pierce, and Nabers—Relating to the creation of the School Property Tax Relief Fund. Considered by subcommittee in public hearing—February 28.

HB 45 Bock, McBee, Keese, Pierce, and Nabers—Relating to the creation and distribution of the School Property Tax Relief Fund. Considered by subcommittee in public hearing—February 28.

HB 46 Bock, McBee, Keese, Pierce, and Nabers—Relating to the creation and distribution of the School Property Tax Relief Fund. Considered in public hearing by subcommittee—February 28.

HB 47 Criss—Relating to the selection and qualifications of jurors. Referred to Judiciary Committee—January 22.

HB 49 Kubiak—Relating to the rate of and the allocation of revenue derived from the Limited Sales, Excise, and Use Tax. Considered by subcommittee in public hearing—February 28.

HB 50 Kubiak and Sharp—Relating to the labeling and transportation of agricultural products. Referred to Agriculture and Livestock Committee—January 22.

HB 52 Bird—Relating to exemptions from jury service. House passed—May 4.

HB 54 Smith—Relating to the creation, financing, and use of the Texas Park, Recreation, and Open Space Fund. Considered by subcommittee in public hearing—February 21.

HB 55 Keller—Relating to the administrative reorganization of state government. Referred to subcommittee—February 26.

HB 60 Jackson—Relating to the imposition, administration, collection, and enforcement of a local option county sales and use tax for the benefit of counties, cities, and school districts. Referred to Subcommittee on Revenue Administration—March 19.

HB 64 Smith—Providing for the establishment of a criminal history record system with the Texas Department of Public Safety. Referred to subcommittee—February 5.

HB 74 Hudson—Exempting employees of the State of Texas from payment of tuition and fees in Texas institutions of higher education. Referred to subcommittee—April 17.

HB 81 Hudson—Relating to certain duties of landlords. Referred to subcommittee—March 12.

HB 84 Hudson—Relating to a tenant's covenant not to sue. Referred to subcommittee—March 12.

HB 105 Hudson—Relating to abolition of the death penalty. Referred to Criminal Jurisprudence Committee—January 22.

HB 112 Hudson—Relating to the duty of a landlord to maintain a dwelling unit in safe condition; providing a cause of action. Referred to subcommittee—March 12.

HB 114 Keller—Relating to primary elections and conventions held by political parties. Referred to subcommittee—February 12.

HB 116 Wright—Relating to the regulation of vehicles hauling loose materials. House committee report printed and sent to Committee on Calendars—May 4.

HB 120 Ragsdale—Relating to prevention of certain discriminatory practices in the employment of persons because of race, color, religion, sex, age, or national origin. Referred to Employment Practices Committee—January 22.

HB 121 Ragsdale—Creating a Texas Equal Employment Opportunity Commission. Referred to Employment Practices Committee—January 22.

HB 122 Ragsdale—Creating a Texas Human Relations Commission. Referred to State Affairs Committee—January 22.

HB 123 Ragsdale—Relating to prevention of certain discriminatory practices in employment, places of public accommodation, educational institutions, real property transactions, and awarding of public contracts on the basis of race, color, religion, sex, age, or national origin. Referred to Employment Practices Committee—January 22.

HB 127 G. Green—Making it an offense to employ an illegal alien. Referred to Employment Practices Committee—January 22.

HB 132 G. Green—Relating to authorizing and regulating group marketing of motor vehicle insurance. Reported favorably from house subcommittee without amendments—May 3.

HB 138 Ragsdale—Relating to the delivery of handguns. Referred to State Affairs Committee—January 22.

HB 140 Ragsdale—Removing the prohibition against compensation for trustees of independent school districts. Referred to Public Education Committee—January 22.

HB 141 Ragsdale—Relating to state contracts with and purchases from small businesses, including those owned by minority group members. Referred to State Affairs Committee—January 22.

HB 142 Keese and Kubiak—Relating to the taxation of certain motor fuel containing alcohol. Considered by subcommittee in public hearing—February 28.

HB 143—Relating to legislative approval for disposal of certain nuclear waste. Referred to subcommittee—March 20.

HB 145 Gaston—Relating to employment contracts for faculty members at institutions of higher education. Referred to house subcommittee—April 30.

HB 146 Close, Wieting, and Bode—Relating to the disclosure of foreign investment in agricultural land in Texas and providing a penalty. Referred to subcommittee—March 21.

HB 161 Cartwright—Relating to the creation, administration, powers, duties, and financing of the Texas Public School Employees Group Insurance Plan. Referred to State Affairs Committee—January 22.

HB 168 R. Wilson—Relating to the penalty for the offense of injury to a child. Referred to Criminal Jurisprudence Committee—January 22.

- HB 170 Smith—Relating to minimum standards for county jails. Referred to subcommittee—February 5.
- HB 173 Coleman—Relating to the protection of eagles and related penalties. Referred to subcommittee—April 10.
- HB 175 Hudson—Relating to the right of recovery of a parent or a spouse for the wrongful death of a child or a spouse. Referred to subcommittee—February 20.
- HB 188 Hudson—Relating to certain duties of landlords. Referred to subcommittee—March 12.
- HB 196 Hudson—Relating to voter registration in connection with driver's license applications. Referred to Transportation Committee—January 22.
- HB 203 Hudson—Relating to the compensation by the state to victims of certain crimes. Referred to Criminal Jurisprudence Committee—January 22.
- HB 204 Blythe—Relating to substitution of reappraised values of property for existing values on the tax roll. Referred to Intergovernmental Affairs Committee—January 22.
- HB 208 G. Hill and Head—Relating to civil and criminal sanctions against persons committing the offense of driving while intoxicated or under the influence of alcohol. Referred to subcommittee—March 20.
- HB 215 Waters—Relating to warranty of habitability of a residential unit and prohibiting retaliatory conduct. Referred to subcommittee—March 12.
- HB 217 McLeod—Relating to the maximum rate of interest on loans. Referred to Financial Institutions Committee—January 22.
- HB 219 Lator—Relating to the prohibition of possession of burning tobacco products or smoking tobacco in certain public places. Reported from house subcommittee with substitute—April 20.
- HB 220 Lator—Relating to the holding of presidential primary elections and the selecting of delegates to national nominating conventions by political parties holding presidential primaries. House scheduled for public hearing on May 10.
- HB 222 Ragsdale—Relating to prevention of certain discriminatory practices in employment, places of public accommodation, educational institutions, real property transactions, and awarding of public contracts on the basis of race, color, religion, sex, age, or national origin. Referred to Employment Practices Committee—January 22.
- HB 227 Moreno and A. Garcia—Relating to agricultural labor. Referred to house subcommittee—May 3.
- HB 233 Lator and Henderson—Relating to acquisition, development, operation, and maintenance of parks, recreational areas, and open space areas in urban areas and to the creation and use of the Texas local parks, recreation, and open space fund. Reported favorably from house committee with amendments—May 2.
- HB 234 Lator, G. Hill, and Allee—Relating to the jurisdiction of the justice court and the small claims court. Referred to Judiciary Committee—January 22.
- HB 240 Sullivant—Relating to the valuation of open-space land used to support the raising of livestock or to produce farm crops or forest products or used by colleges or universities for certain purposes. Considered in public hearing—February 5.
- HB 244 Jones—Relating to the obligations and liability of parents and others for the conduct of certain children and the authority of juvenile courts to make orders for the payment of certain fees and for the welfare of children. House sent to governor—May 3.
- HB 247 Hudson—Relating to a moratorium on the execution of convicts. Referred to Criminal Jurisprudence Committee—January 22.
- HB 251 Hudson—Relating to creation of the Racial and Ethnic Historical Contributions Commission. House scheduled for public hearing on May 9.
- HB 252 Hudson—Relating to creation of the Racial and Ethnic Goodwill Commission. House scheduled for public hearing on May 9.
- HB 255 Hudson—Relating to the functions of the Texas Indian Commission. Referred to subcommittee—February 28.
- HB 260 Fox—Relating to placement of names of candidates on the official ballot for a public election. Considered by house committee in public hearing—April 17.
- HB 261 Cain—Creating a public agency of the State of Texas to be known as the Texas Housing Finance Agency, and prescribing its purposes. Referred to State Affairs Committee—January 22.
- HB 264 Ceverha—Repealing the prohibition of the sale of certain items on both the consecutive days of Saturday and Sunday. Referred to subcommittee—March 19.
- HB 266 Blythe—Relating to denial, nonrenewal, cancellation, and increase in rates for motor vehicle insurance. Referred to Insurance Committee—January 22.
- HB 270 Lator—Relating to the development and maintenance of friendly relations between this state and Latin American countries. Referred to Subcommittee on State Bar and Good Neighbor Commission—March 22.
- HB 271 Willis—Relating to retail sales on Saturday and Sunday. Referred to subcommittee—March 19.
- HB 274 Lator—Relating to establishing the offense of aggravated official oppression. Referred to subcommittee—February 27.
- HB 280 Gonzales—Relating to discrimination against certain handicapped persons in rates and availability of automobile insurance. Referred to subcommittee—February 20.
- HB 294 Watson—Relating to establishing the liability of school districts for certain medical expenses incurred by students injured in certain school athletic programs and requiring school districts to carry insurance to cover their liability. Referred to Public Education Committee—January 22.
- HB 297 Close—Relating to primary elections and conventions held by political parties. Referred to Elections Committee—February 12.
- HB 301 Bode and Denton—Relating to the taxation of commercial uses of gas and electricity. Considered by subcommittee in public hearing—February 28.
- HB 321 Grant—Relating to civil and criminal sanctions against persons who drive while intoxicated or under the influence of alcohol. Referred to subcommittee—March 20.
- HB 326 Grant—Relating to limitations on the number of personnel employed by certain state agencies, departments, or institutions. Referred to subcommittee—February 26.
- HB 330 Hudson—Relating to the punishment for a capital offense. Referred to Criminal Jurisprudence Committee—January 22.
- HB 331 Hudson—Relating to agricultural labor. Referred to Agriculture and Livestock Committee—January 22.
- HB 332 Grant—Relating to regulation of franchises. Referred to Business and Industry Committee—January 22.
- HB 333 G. Green—Relating to the regulation of vehicles hauling loose materials and the measure of damages resulting from violations. Considered by house subcommittee in public hearing—April 27.
- HB 334 G. Green—Relating to rating, issuance, refusal to renew, and cancellation of certain automobile insurance. Referred to subcommittee—February 20.
- HB 340 Bode—Relating to the creation, membership, duties, and powers of the Texas Juvenile Standards Commission. Reported from subcommittee with no recommendations—March 19.
- HB 342 Barrientos—Relating to the penalty for the offense of official oppression. Referred to subcommittee—February 27.
- HB 343 Grant—Relating to the jurisdiction of the justice court and the small claims court. Referred to Judiciary Committee—January 22.
- HB 344 Gonzales—Relating to insurance coverage for motor vehicles that are modified to compensate for a physical handicap. Referred to subcommittee—February 20.
- HB 352 Smothers—Relating to protective headgear for persons riding motorcycles. Referred to Transportation Committee—January 22.

HB 356 McLeod—Relating to the functions of the State Bar. Referred to subcommittee—February 5.

HB 358 McLeod—Relating to the expenditure of the State Bar's funds for political purposes. Referred to subcommittee—February 5.

HB 362 McLeod—Relating to regulation of attorneys. Referred to subcommittee—February 5.

HB 364 Cain—Relating to enhanced penalties for offenses against the elderly. Referred to Criminal Jurisprudence Committee—January 22.

HB 366 Cain—Relating to the compensation by the state of victims of certain crimes. Considered by subcommittee in formal meeting—March 28.

HB 371 Reyes and Washington—Relating to the establishment of penalties and definition of official oppression. Referred to subcommittee—February 27.

HB 373 McLeod—Relating to evidence that a product complies with federal or state standards or regulations in certain actions for damages based on strict tort liability. Referred to Subcommittee on Product Liability—March 13.

HB 375 McLeod—Relating to misuse as a defense in product liability suits. Referred to Subcommittee on Product Liability—March 13.

HB 376 McLeod—Relating to certain alterations and modifications of a product as a defense in a product liability suit. Referred to Subcommittee on Product Liability—March 13.

HB 377 McLeod—Relating to the time for filing certain lawsuits against manufacturers, suppliers, sellers, lessors, and bailors. Referred to Subcommittee on Product Liability—March 13.

HB 380 Sharp—Relating to exempting certain motor vehicles from ad valorem taxation. Considered in public hearing—February 12.

HB 389 Salinas—Relating to exempting certain automobiles from ad valorem taxation and from forced sale for debt. Considered in public hearing—February 12.

HB 390 Salinas—Relating to making the murder of an elected public official or a public school teacher a capital offense in certain circumstances. Referred to Criminal Jurisprudence Committee—January 22.

HB 392 G Hill—Relating to discrimination in rates charged certain persons for automobile insurance. Referred to subcommittee—February 20.

HB 393 Lyon—Relating to creating a State Formulary Commission, allowing prescription drug product selections by pharmacists. House scheduled for public hearing on May 9.

HB 401 S Thompson—Relating to a mandatory retirement age for public employees. Referred to State Affairs Committee—January 22.

HB 402 S Thompson—Relating to exempting certain motor vehicles from ad valorem taxation. Considered in public hearing—February 12.

HB 409 Donaldson—Relating to the rate of interest on loans secured by certain residential property. House placed on daily major state calendar—May 8.

HB 411 Coody—Relating to primary elections and conventions held by political parties. Referred to subcommittee—February 12.

HB 429 J A Clark and Watson—Relating to group marketing of motor vehicle insurance. Referred to subcommittee—February 27.

HB 431 Patterson—Relating to the ownership of real property by nonresident aliens. House laid on the table—April 25.

HB 432 Kubrak—Relating to the disclosure of foreign investment in real property and providing a penalty. Referred to subcommittee—March 21.

HB 440 Evans—Relating to the punishment for using or exhibiting a firearm or explosive weapon during the commission of certain felonies. Referred to subcommittee—January 30.

HB 443 Smothers—Relating to exemption of certain child care facilities and child caring institutions. Referred to house subcommittee—April 18.

HB 445 Webber—Relating to selection by pharmacists of drugs requiring a prescription. House scheduled for public hearing on May 9.

HB 460 Jones—Relating to collective bargaining for firemen and policemen. Referred to house subcommittee—April 30.

HB 462 Keese—Relating to the imposition, administration, collection, and enforcement of a local option county sales and use tax. Referred to Subcommittee on Revenue Administration—March 19.

HB 473 Head—Relating to voluntary membership in the State Bar. Referred to subcommittee—February 5.

HB 474 Head—Relating to the payment and disposition of fees and other revenue of the State Bar. Referred to subcommittee—February 5.

HB 475 Head—Relating to the expenditure of the State Bar's funds for political purposes. Referred to subcommittee—February 5.

HB 484 Watson—Relating to the effects of certain speeding violations on drivers' licenses and motor vehicle insurance. Referred to Transportation Committee—January 22.

HB 486 Chavez, et al.—Relating to application of the workers' compensation law to farm and ranch laborers. Reported from house subcommittee favorably with amendments—April 25.

HB 487 Nabers, et al.—Relating to regulation of funeral directors, embalmers, and funeral homes. Reported from house subcommittee with no recommendation—April 18.

HB 490 Simpson—Relating to an alien owning land in Texas. Referred to subcommittee—February 28.

HB 503 Lauhoff, et al.—Relating to limitations on reevaluations of property for ad valorem tax purposes. House scheduled for future calendar placement—April 26.

HB 508 Polumbo—Relating to the operation of public schools on a semester basis. Senate referred to Education Committee—April 18.

HB 515 Ezzell—Relating to regulation of barbers. Considered by subcommittee in formal meeting—February 20.

HB 519 Jackson—Relating to the assessment of student skills. Reported from house subcommittee with substitute—April 30.

HB 521 Caraway—Relating to the allocation, transfer, and use of state funds for capital acquisitions and improvements by certain colleges and universities. Referred to Subcommittee on Revenue Administration—February 2.

HB 523 Head—Relating to the suspension of driver's license, permit, or privilege of a minor who drives while intoxicated or while under the influence of alcohol. Referred to Transportation Committee—January 23.

HB 526 Smothers—Relating to assessment of student proficiency in reading. Scheduled for April 10 public hearing.

HB 527 Haley—Relating to humane care and treatment of certain animals. Referred to Agriculture and Livestock Committee—January 23.

HB 529 Collazo—Relating to limitations on motor vehicle insurance rate increases. Referred to subcommittee—February 13.

HB 539 Fox—Relating to the interception and use of wire or oral communications. Referred to Criminal Jurisprudence Committee—January 23.

HB 544 Waters, McBees—Relating to recounts of paper ballots. Senate scheduled for public hearing on May 7.

HB 554 Rains and A. Hill—Relating to exemption of certain educational facilities and religious organizations from licensing requirements for child care facilities. Referred to house subcommittee—April 18.

HB 557 Rudd—Relating to consent requirements for municipal annexation. Referred to subcommittee—March 27.

HB 558 Presnal—The General Appropriations Act. Reported favorably from senate committee with substitute—May 3.

HB 562 Benedict—Relating to county authority to enact ordinances. Referred to Intergovernmental Affairs Committee—January 23.

HB 564 Elizondo—Relating to exemption of solar and wind-powered energy devices from ad valorem taxation. Reported from subcommittee with no recommendation—March 21.

HB 565 Waters—Relating to the investigatory power of the secretary of state. Referred to Elections Committee—January 24.

HB 566 Waters—Relating to a limitation on certain political contributions. Referred to subcommittee—March 27.

HB 568 Jones—Relating to exemption of certain intangible property from ad valorem taxation. Considered in public hearing—February 7.

HB 573 Bush—Relating to exemption of certain intangible property from ad valorem taxation. Considered in public hearing—February 7.

HB 574 McBee, Massey, and Bode—Relating to the counting of votes for write-in candidates and elimination of write-in filing requirements. Committee report printed and sent to Committee on Calendars—March 14.

HB 576 Blythe and Bird—Relating to denial, nonrenewal, cancellation, and increase in rates for motor vehicle insurance. Referred to Subcommittee on Property and Casualty—March 13.

HB 578 Head—Relating to election of commissioners of the public utility commission. Referred to State Affairs Committee—January 24.

HB 585 Donaldson and Nabers—Relating to jurisdiction of the Public Utility Commission over electric utility rates, operations, and services. Senate scheduled for public hearing on May 7.

HB 586 Donaldson—Relating to continuation of the Texas Real Estate Commission. Considered by subcommittee in public hearing—April 11.

HB 587 D Hill—Relating to the offense of aggravated assault when driving while intoxicated. Referred to subcommittee—March 20.

HB 590 Benedict—Relating to the rights of former convicts to obtain occupational licenses. House passed on third reading—May 4.

HB 593 Valles—Relating to the authority of the voters of a county to decide by election if the law prohibiting certain sales on consecutive Saturdays and Sundays applies in the county. Referred to subcommittee—March 19.

HB 594 Wright—Relating to legislative review and disapproval of rules and proposed rules of state agencies. House placed on daily general state calendar—May 7.

HB 596 Donaldson—Relating to the civil jurisdiction of the county courts at law. Referred to subcommittee—February 13.

HB 599 Close—Relating to the admission in evidence in a criminal proceeding of oral statements of an accused. Referred to Criminal Jurisprudence Committee—January 25.

HB 600 Close—Relating to restitution to victims of crime as a condition of probation or parole. Referred to Criminal Jurisprudence Committee—January 25.

HB 602 Washington—Relating to the location of the headquarters of the Board of Pardons and Paroles. Referred to subcommittee—February 19.

HB 606 Nabers—Relating to the regulation of attorneys. Reported from subcommittee with substitute—March 28.

HB 609 J. A. Clark—Relating to exemption from school district ad valorem taxes of part of the value of the residence homestead of an individual who is 65 years of age or older or who is disabled. Considered in public hearing—February 12.

HB 610 J. A. Clark—Relating to exemption from school district ad valorem taxes of part of the value of the residence homestead of an individual who is disabled. Considered in public hearing—February 12.

HB 612 Allred—Relating to mandatory retirement of public employees because of age. Reported from subcommittee favorably with amendments—March 28.

HB 626 Tejeda and Madla—Relating to enhanced penalties for offenses against the elderly. Referred to Criminal Jurisprudence Committee—January 25.

HB 631 McFarland—Relating to a system of comparative fault in product liability suits. Referred to Subcommittee on Product Liability—March 13.

HB 632 Berlanga—Relating to consent by a minor for family planning. Reported from subcommittee favorably with amendments—March 28.

HB 637 Delco—Relating to changing the name of the Texas Commission on the Arts and Humanities. House sent to governor—May 4.

HB 642 Edwards—Relating to disclosures required of auto repair dealers. House scheduled for future calendar placement—May 4.

HB 644 Hill—Relating to the regulation of certain irrigators. Reported from committee favorably with amendments—April 5.

HB 647 McLeod—Relating to primary elections and conventions held by political parties and the uniform dates for holding elections. Referred to subcommittee—February 12.

HB 651 Henderson, Donaldson, Ceverha, Wright, and Schlueter—Relating to limitation of the rate of growth of legislative appropriation. Considered in public hearing—February 14.

HB 654 G. Green—Relating to the authority of cities and counties to regulate the location of certain sexually oriented commercial activities. Reported favorably from senate committee without amendments—May 3.

HB 659 Lator—Relating to persons required to register as lobbyists. House scheduled for future calendar placement—May 4.

HB 670 Schlueter—Relating to the state of the art as a defense in products liability suits. Referred to Subcommittee on Product Liability—March 13.

HB 680 Hernandez, Garcia, Chavez, Moreno, and Tejeda—Relating to the punishment of habitual offenders. Referred to subcommittee—February 13.

HB 687 Hill—Relating to exemptions from jury service. Referred to Judiciary Committee—January 29.

HB 690 Davis—Relating to the imposition, rate, collection, administration, and civil and criminal enforcement of taxes on uranium. Considered by subcommittee in public hearing—March 28.

HB 691 Davis—Relating to the method of payment of damages in certain court actions. Referred to State Affairs Committee—January 30.

HB 693 Davis—Relating to reduction of damage awards in certain civil suits. Referred to State Affairs Committee—January 30.

HB 695 Blythe—Relating to removal from office and discipline of county auditors. Referred to Intergovernmental Affairs Committee—January 30.

HB 697 Denton—Relating to the furnishing of natural gas to certain public utilities and customers. Referred to subcommittee—March 13.

HB 699 Donaldson—Relating to the penalty for making a false statement to obtain property or credit. Considered in public hearing—February 6.

HB 702 Hollowell—Relating to regulation of electricians and electrical inspectors. Referred to subcommittee—February 12.

HB 704 F. Green—Relating to the ownership of property by aliens. Referred to subcommittee—February 28.

HB 709 Messer—Relating to the taxation of nonprofit volunteer fire departments under the franchise tax. Considered by subcommittee in formal meeting—February 19.

HB 712 Ceverha—Relating to the regulation of barbers. Reported from house subcommittee with no recommendation—April 18.

HB 713 Ceverha—Relating to regulation of cosmetologists. Referred to subcommittee—February 12.

- HB 714 Ceverha—Relating to regulation of attorneys. Considered by subcommittee in formal meeting—February 8.
- HB 715 Ceverha—Relating to abolition of the Burial Association Rate Board and transfer of its powers, duties, and functions. Scheduled for April 18 public hearing.
- HB 716 Ceverha—Relating to regulation of structural pest control. Considered by subcommittee in public hearing—April 11.
- HB 717 Ceverha—Relating to funerals and embalming. Reported from house subcommittee with no recommendation—April 18.
- HB 724 Blanton and Ceverha—Relating to radar detection devices. Referred to State Affairs Committee—February 1.
- HB 726 Von Dohlen, et al.—Relating to air quality control. Reported favorably from senate committee without amendments—May 3.
- HB 727 McLeod—Relating to the provision of textbooks to nonpublic school students. Referred to house subcommittee—April 17.
- HB 728 Evans—Relating to the control of printing by state agencies. Senate referred to State Affairs Committee—May 1.
- HB 729 Evans—Relating to the control of the growth in the number of state employees. House scheduled for public hearing on April 25.
- HB 742 Lalor—Relating to regulation of lawyers by the Supreme Court and the Board of Law Examiners. Referred to subcommittee—February 5.
- HB 744 D. Hill, et al.—Relating to the regulation of certain business and insurance practices. Referred to subcommittee—February 26.
- HB 748 Lalor—Relating to the regulation of accountants. Referred to House Subcommittee on Health Oriented Agencies—April 19.
- HB 749 Lalor—Relating to the regulation of landscape architects and irrigators. Considered by subcommittee in public hearing—April 11.
- HB 754 Lalor—Relating to the amount and use of fees for the issuance of marriage licenses and declarations of informal marriage. Referred to Intergovernmental Affairs Committee—February 1.
- HB 755 Lalor—Relating to expiration, revenue, and bonding authority of the Battleship Texas Commission. House scheduled for future calendar placement—May 4.
- HB 756 Lalor—Relating to repeal of the statutory authority for the Texas Navy, Incorporated. Sent to Local and Consent Calendar Committee—April 6.
- HB 758 Madla, et al.—Relating to the exemption of tourist trade centers from the law against selling certain items on both Saturday and Sunday. House scheduled for future calendar placement—May 4.
- HB 759 Von Dohlen, Schlueter, and McBee—Relating to the valuation of open-space land used to support the raising of livestock or to produce farm crops. Considered in public hearing—February 5.
- HB 764 Cary—Relating to competency tests in public schools. Referred to Public Education Committee—February 1.
- HB 781 Laney, DeLay, and Schlueter—Relating to regulation of persons who engage in structural pest control. Considered by subcommittee in public hearing—April 11.
- HB 788 Semos and Blanton—Relating to the age of criminal responsibility. Considered by house committee in public hearing—April 24.
- HB 793 Von Dohlen—Relating to coordination of certain functions of regulatory agencies. House passed—May 4.
- HB 797 Bode—Relating to regulation of the practice of social work. Referred to House Subcommittee on Agencies and Licensing—April 25.
- HB 800 Sullivant and Kubiak—Relating to the disclosure and restriction of foreign investment in agricultural land in Texas. Referred to subcommittee—February 28.
- HB 804 Lyon—Relating to rules of the State Board of Education requiring teaching of a particular doctrine or by particular method. Referred to subcommittee—February 13.
- HB 807 Donaldson—Relating to the regulation of the offer and sale of securities. Laid on table subject to call—April 11.
- HB 812 Grant—Relating to former officers or employees of state agencies who represent other persons before the agencies. Referred to State Affairs Committee—February 5.
- HB 817 Browder—Relating to the valuation of open-space land used to support the raising of livestock or to produce farm crops or forest products. Referred to Ways and Means Committee—February 5.
- HB 837 B. Clark—Relating to the employment of certain aliens and providing penalties. Referred to Employment Practices Committee—February 6.
- HB 847 Davis—Relating to the purchase of electricity for use in state buildings. Considered by committee in public hearing—April 3.
- HB 855 Browder—Relating to the valuation of open-space land used to support the raising of livestock or to produce farm crops. Referred to Ways and Means Committee—February 6.
- HB 856 Barrientos—Relating to the penalty for the denial of emergency treatment to a person by an officer or employee of certain hospitals for inability to pay. Reported from house subcommittee with substitute—May 3.
- HB 858 Untermeyer—Relating to court-ordered restitution or charitable service by children in need of supervision or delinquent children. Referred to Judicial Affairs Committee—February 6.
- HB 866 Grant—Relating to the name, membership, and duties of the Texas Prosecutors Coordinating Council and the suspension or removal of a prosecuting attorney. Considered by committee in public hearing—March 21.
- HB 879 Blythe—Relating to state compensation to certain victims of crime. Considered by subcommittee in public hearing—March 6.
- HB 884 Simpson—Relating to regulation of dentists and dental hygienists. Referred to Senate Human Resources Committee—April 9.
- HB 888 Untermeyer—Relating to nonpartisan election of certain judicial officers. Referred to house subcommittee—April 17.
- HB 893 Bock—Relating to consolidation of the State Board of Registration for Public Surveyors and the Board of Examiners for Licensed State Land Surveyors. Reported favorably from house committee with substitute—May 2.
- HB 896 Polombo—Relating to leaving a child unattended in a motor vehicle. Referred to Criminal Jurisprudence Committee—February 8.
- HB 903 Berlanga—Relating to offenses involving rape, sexual abuse, or assault. Referred to subcommittee—March 13.
- HB 905 Schlueter—Relating to the demonstration of proficiency in reading and writing as a prerequisite for the receipt of a high school diploma or equivalency certificate. Referred to subcommittee—April 3.
- HB 953 Hendricks—Relating to licensing and certifying environmental air conditioning and ventilating contractors, inspectors, and journeymen. House scheduled for future calendar placement—April 18.
- HB 971 Lewis—Relating to continuation of the Texas Cosmetology Commission. Considered by subcommittee in formal meeting—February 20.
- HB 978 Keese—Relating to the disclosure of foreign investment and corporate investment in agricultural land in Texas. Referred to subcommittee—March 21.
- HB 981 Hartung—Relating to the admissibility in a criminal case of an oral statement made by an accused. Referred to Criminal Jurisprudence Committee—February 12.
- HB 990 Bode and Wieting—Relating to a program for the relief of certain consumers of residential gas and electricity. Considered by subcommittee in public hearing—March 21.
- HB 1005 T. Martin—Relating to the imposition, administration, collection, civil and criminal enforcement, and allocation of a severance tax on uranium. Considered by subcommittee in public hearing—March 28.

HB 1017 Peveto—Relating to implementation of the parts of the Tax Relief Amendment to the constitution involving residence homestead exemptions, appraisal of agricultural land for taxation, and payments to school districts to replace reductions in their tax bases. Referred to Ways and Means Committee—February 13.

HB 1018 Wright—Relating to presidential primary elections. House scheduled for public hearing on May 10.

HB 1024 Atkinson and Peveto—Relating to public school education. Considered by subcommittee in formal meeting—April 2.

HB 1025 Atkinson and Peveto—Relating to public school education. Considered by subcommittee in formal meeting—April 2.

HB 1033 Berlanga—Relating to the punishment for violent crimes committed against women, children, and elderly persons. Referred to Criminal Jurisprudence Committee—February 14.

HB 1038 Jackson and Schlueter—Relating to legislative review of administrative review. Referred to Subcommittee on State Employees—April 4.

HB 1052 Cary, Barrientos, and Webber—Relating to prevention and redress of discrimination in employment, public accommodations, credit transactions, and real property transactions. Reported from house subcommittee with substitute—April 26.

HB 1053 Untermeyer—Relating to the authority of a political subdivision to impose or increase certain taxes and the consequent duty to reduce or eliminate property taxes. Referred to Subcommittee on Revenue Administration—March 19.

HB 1060 Davis, et al.—Relating to implementation of the Tax Relief Amendment to the Texas Constitution. Reported from senate committee favorably with substitute—April 30.

HB 1061 Von Dohlen, et al.—Relating to the expiration, staff, functions, and revenue of the Good Neighbor Commission of Texas. House scheduled for future calendar placement—May 4.

HB 1066 Henderson—Relating to the covering of vehicles hauling loose materials. Considered in public hearing by house subcommittee—April 17.

HB 1087 Von Dohlen, et al.—Relating to the provision of textbooks for nonpublic school students. Reported from house subcommittee favorably without amendments—April 30.

HB 1097 Emmett, Lauhoff, and DeLay—Relating to the regulation of vehicles hauling loose materials. Considered by house subcommittee in public hearing—April 17.

HB 1101 Denton—Relating to the disclosure of foreign investors' interest in real property. Referred to subcommittee—March 21.

HB 1103 Evans—Relating to safety inspection of electrical equipment and regulation of electrical inspectors. Referred to Subcommittee on Agencies and Licensing—April 11.

HB 1111 Washington—Relating to jurisdiction of the Commission on Jail Standards. House scheduled for public hearing on May 7.

HB 1113 Wallace—Providing means whereby a voter may express his lack of confidence in any of the candidates for certain offices in certain elections. Referred to house subcommittee—April 17.

HB 1121 Uher—Relating to the exemption of certain retail establishments from the law prohibiting certain sales on consecutive Saturdays and Sundays. Referred to Business and Industry Committee—February 19.

HB 1125 Simpson and Craddick—Relating to the budget execution powers of the governor. Scheduled for future calendar placement—April 5.

HB 1129 S. Thompson—Relating to resisting unlawful arrest or search. Referred to subcommittee—April 11.

HB 1143 J. A. Clark and Watson—Relating to expiration, revenue, and bonding authority of the Battleship Texas Commission. Referred to subcommittee—February 26.

HB 1149 Laney—Relating to regulation of persons who practice public accountancy. Referred to House Subcommittee on Health Oriented Agencies—April 19.

HB 1155 G. Green, et al.—Relating to collective bargaining rights of certain public employees. Referred to house subcommittee—April 30.

HB 1161 McFarland, et al.—Relating to products liability. House placed on daily major state calendar—May 8.

HB 1162 Elizondo—Relating to discrimination in employment because of age. Referred to Employment Practices Committee—February 21.

HB 1195 A. Hill—Relating to state compensation to certain victims of crime. Considered by subcommittee in formal meeting—March 28.

HB 1220 Blythe—Relating to tax-relief grants to elderly persons who rent their residences. Considered by committee in public hearing—April 4.

HB 1229 Keese—Relating to exemption of solar and wind-powered energy devices from ad valorem taxation. Referred to Ways and Means Committee—February 26.

HB 1240 McFarland—Relating to assessments imposed on public utilities under the jurisdiction of the Public Utility Commission. Considered by subcommittee in formal meeting—April 9.

HB 1249 Untermeyer—Relating to abolition of the State Board of Examiners in the Basic Sciences. Referred to house subcommittee—April 25.

HB 1266 Nowlin, Pierce, and Brown—Relating to the eligibility for parole of persons convicted of certain offenses. Referred to subcommittee—March 27.

HB 1275 Nabers—Relating to certain evidence of a conviction of driving while intoxicated or driving while under the influence of drugs. Reported favorably from senate committee without amendments—May 2.

HB 1282 Grant—Relating to the establishment of a state program to compensate certain victims of crime. Considered by subcommittee in formal meeting—March 28.

HB 1289 Rains—Relating to radar detection devices. Referred to State Affairs Committee—February 28.

HB 1290 Browder—Relating to the authority of the Railroad Commission to set certain rates. Considered by subcommittee in public hearing—April 2.

HB 1298 Valles—Relating to the sexual offenses of rape and sexual abuse. Referred to subcommittee—March 13.

HB 1312 Rangel and Lalor—Relating to establishing offenses of domestic violence and aggravated domestic violence for assaults against a spouse. Referred to subcommittee—March 13.

HB 1332 J. A. Clark, et al.—Relating to the creation, administration, powers, duties, and financing of the Texas Public School Employees Group Insurance Program. Reported favorably from house committee with amendments—May 1.

HB 1344 Simpson, Smith, L. Hall—Relating to truth in campaigning. Referred to house subcommittee—April 17.

HB 1345 Simpson—Relating to restrictions on the construction and operation of long-term storage and permanent disposal sites for nuclear waste. Referred to Natural Resources Committee—March 1.

HB 1347 G. Green—Relating to the interception and use of wire or oral communications. Referred to Criminal Jurisprudence Committee—March 1.

HB 1361 D. Hill—Relating to creation or continuation of state agencies as provided by the Texas Sunset Act. Referred to house subcommittee—April 5.

HB 1378 Lalor, Waters, Keese—Relating to the transportation of radioactive materials. Referred to Transportation Committee—March 5.

HB 1379 Semos—Relating to creation of a commission to coordinate celebrations of the 150th anniversary of Texas' independence as a republic and progress as a state. Laid on the table subject to call—April 9.

HB 1382 Von Dohlen and Evans—Relating to the process of rule making by state agencies. Referred to Subcommittee on State Employees—April 2.

HB 1383 Lalor, G. Hill—Relating to the protection of state employees who report improper governmental actions. Reported from house subcommittee with substitute—April 20.

HB 1400 Coleman—Relating to financing public school education. Considered by subcommittee in formal meeting—April 2.

HB 1401 Whitmire—Relating to assessment of punishment by the judge in all criminal cases. Considered by committee in public hearing—March 13.

HB 1415 Whitehead—Relating to transferring to the board of health the functions of existing agencies relating to chiropractors, fitters and dispensers of hearing aids, optometrists, physical therapists, psychologists, and physical fitness. House scheduled for future calendar placement—April 18.

HB 1429 Ceverna—Changing the name of the Texas Library and Historical Commission to the Texas State Library and Archives Commission. Senate referred to State Affairs Committee—May 1.

HB 1431 Laney, et al.—Relating to motor fuel taxes. Senate referred to Finance Committee—May 2.

HB 1434 Untermeyer—Relating to a requirement that taxing units provide tax relief for elderly renters comparable to that they provide elderly homeowners. Referred to house subcommittee—April 23.

HB 1445 Waters—Relating to credit information on an individual assembled or reported by a credit reporting bureau. Referred to Financial Institutions Committee—March 6.

HB 1470 Henderson, et al.—Abolishing the Texas Amusement Machine Commission and transferring its duties to the comptroller of public accounts. Laid on table in house—April 17.

HB 1549 Valles—Relating to signs and devices at an intersection of a highway and a railroad. Referred to Transportation Committee—March 8.

HB 1556 Bryant—Relating to proof of financial responsibility on registration of a motor vehicle and on application for a driver's license and maintenance of proof of financial responsibility. Referred to Transportation Committee—March 8.

HB 1574 Ceverna—Relating to the centralized state regulation of occupations covered by specified agencies. Referred to house subcommittee—April 5.

HB 1580 Brown—Relating to abortions in tax supported medical facilities. Referred to house subcommittee—April 18.

HB 1582 Brown—Relating to exemption from school district ad valorem taxes of part of the value of the residence homestead of an individual who is 65 years of age or older or who is disabled. Referred to Ways and Means Committee—March 12.

HB 1589 Wright, Schlueter—Relating to elections to reduce local increases in effective property tax rates. Referred to Ways and Means Committee—March 12.

HB 1600 Polumbo—Relating to public school education. Considered by subcommittee in formal meeting—April 2.

HB 1609 Chavez—Relating to the employment of alien and agricultural workers. Referred to house subcommittee—April 25.

HB 1644 Cam—Relating to state payments to relieve the burden of ad valorem taxes on residences of the elderly. Referred to Subcommittee on Revenue Administration—April 4.

HB 1652 Semos, et al.—Relating to public membership on regulatory boards. Referred to house subcommittee—April 5.

HB 1673 Schlueter—Relating to creation of the State Purchasing and General Services Commission and abolition of the State Board of Control. House passed—May 4.

HB 1726 Brown—Relating to payments in lieu of property taxes to school districts by certain political subdivisions. Referred to subcommittee—April 3.

HB 1727 Rudd—Relating to the authority of commissioners courts to enact ordinances. Referred to house subcommittee—April 25.

HB 1745 Wallace, Smothers—Relating to the offense of capital murder. Referred to subcommittee—April 11.

HB 1754 Wallace, Smothers—Relating to the definition of sexual contact. Considered by committee in public hearing—April 11.

HB 1773 McLeod—Affecting the rights and duties of landlords and tenants. House passed—May 4.

HB 1815 Bock—Relating to the creation and distribution of the school property tax relief fund for maintenance and operation of qualifying school districts. Referred to Subcommittee on Revenue Administration—April 4.

HB 1826 Jay Gibson—Relating to the offense of aggravated assault. Referred to Criminal Jurisprudence Committee—March 12.

HB 1847 Keese—Relating to the imposition, collection, administration, and criminal and civil enforcement of taxes on coal and uranium and to assistance to certain local governments. Referred to Ways and Means Committee—March 12.

HB 1875 Cain, Donaldson—Creating the Texas Housing Finance Authority. Considered by house subcommittee in formal meeting—April 24.

HB 1913 Peveto—Relating to public school education. Considered by subcommittee in formal meeting—April 2.

HB 1951 Allee—Relating to proof of financial responsibility for certain motor vehicle operators and providing for the impoundment of certain vehicles. Referred to Transportation Committee—March 12.

HB 1961 W. T. Hall—Relating to licensing and regulation of counselors. Considered by house committee in public hearing—May 2.

HB 1984 Schlueter—Relating to certain property tax increases and the conduct of elections to repeal such increases. Referred to Ways and Means Committee—March 12.

HB 1985 L. Hall—Relating to regulation of nursing home administrators. Referred to Health Services Committee—March 12.

HB 1997 Schlueter—Relating to capital murder when the murder of a child is involved. Referred to Criminal Jurisprudence Committee—March 12.

HB 2037 Kubiak—Relating to agricultural labor relations. Referred to house subcommittee—April 25.

HB 2039 Bock, et al.—Creating the Texas Horse Racing Commission. Referred to Intergovernmental Affairs Committee—March 22.

HB 2045 Peveto, et al.—Relating to creation and use of a state higher education assistance fund. Referred to Subcommittee on Revenue Administration—April 2.

HB 2131 Rudd—Abolishing the Commission on Jail Standards and transferring its functions to the Commission on Law Enforcement Officer Standards and Education. Considered by committee in public hearing—April 2.

HB 2149 Untermeyer—Relating to actions by public servants to influence certain actions of state or local government. Referred to Subcommittee on State Employees—April 10.

HB 2193 Ron Wilson—Making the murder of a minor a capital offense. Referred to the Criminal Jurisprudence Committee—April 11.

HB 2227 Craddick—Establishing the Texas Department of Energy and Natural Resources. House referred to Natural Resources Committee—April 25.

HJR 1 Schlueter and Davis—Proposing a constitutional amendment to repeal the state ad valorem tax for permanent improvements at institutions of higher education. Referred to Constitutional Amendments Committee—January 22.

HJR 2 Smith and DeLay—Proposing a constitutional amendment to reserve in the people the powers of initiative and referendum with respect to the power of taxation by the state or by political subdivisions. Referred to house subcommittee—April 25.

HJR 3 Smith and DeLay—Proposing a constitutional amendment to reserve in the people the powers of initiative and referendum. Referred to house subcommittee with substitute—May 4.

HJR 4 Close—Proposing a constitutional amendment relating to an individual's right to work. Referred to Constitutional Amendments Committee—January 22.

HJR 5 Collazo—Amending the constitution to exempt from property taxation the homesteads of World War I and Spanish-American War veterans and their surviving spouses. House scheduled for future calendar placement—May 4.

HJR 6 S. Thompson—Ratifying the U.S. Constitutional Amendment to grant representation in Congress to the District of Columbia. Referred to Constitutional Amendments Committee—January 22.

HJR 7 Close—Amending the constitution to prohibit the imposition of net income taxes. Referred to subcommittee—March 14.

HJR 9 Cartwright—Proposing a constitutional amendment to reserve in the people the powers of initiative and referendum. Referred to house subcommittee—April 25.

HJR 10 Caraway—Proposing a constitutional amendment prohibiting the imposition of net income taxes on individuals. Referred to subcommittee—March 14.

HJR 11 McLeod—Proposing a constitutional amendment prohibiting the imposition of net income taxes on individuals. Referred to subcommittee—March 14.

HJR 13 Schlueter—To repeal and prohibit all state ad valorem taxes on any property within this state; to establish the State Higher Education Assistance Fund. Referred to Constitutional Amendments Committee—January 22.

HJR 14 R. Wilson, et al.—Ratifying a proposed amendment to the constitution of the United States providing for representation of the District of Columbia in the United States Congress. Referred to Constitutional Amendments Committee—January 22.

HJR 15 Wright—Proposing a constitutional amendment providing for the selection of the elective judges and justices of the courts of this state, with certain exceptions, at nonpartisan elections in the odd-numbered years. Referred to Constitutional Amendments Committee—January 22.

HJR 20 Willis—Proposing a constitutional amendment relating to the ad valorem tax exemption on the residential homesteads of elderly persons. Referred to subcommittee—April 11.

HJR 21 Willis—Proposing a constitutional amendment to authorize bingo games conducted by certain religious, veterans, or fraternal organizations. Scheduled for future calendar placement—March 20.

HJR 22 Wright—Proposing a constitutional amendment guaranteeing the right of a person to work for an employer without regard to whether the person is a member of or makes a payment to a labor organization. Referred to Constitutional Amendments Committee—January 22.

HJR 23 Wright—Proposing a constitutional amendment to limit tax increases at state and local level. Referred to Constitutional Amendments Committee—January 22.

HJR 24 S. Thompson—Proposing a constitutional amendment to abolish the Permanent University Fund. Referred to Constitutional Amendments Committee—January 22.

HJR 27 Close—Proposing a constitutional amendment to reserve in the people the powers of initiative and referendum. Referred to house subcommittee—April 25.

HJR 29 Simpson—Proposing a constitutional amendment to permit the legislature to give budget execution authority to the governor. Referred to Constitutional Amendments Committee—January 22.

HJR 30 Simpson—Proposing an amendment to the Texas Constitution to limit the length of time that a person may hold the office of state senator or state representative. Referred to Constitutional Amendments Committee—January 22.

HJR 31 Close—Amending the constitution to repeal the 10-cent ad valorem tax for permanent improvements for state institutions of higher education. Referred to Constitutional Amendments Committee—January 22.

HJR 35 Simpson—Proposing a constitutional amendment to give the governor limited powers to remove appointed officers. Referred to Constitutional Amendments Committee—January 22.

HJR 36 Sharp—Proposing a constitutional amendment authorizing exemption from ad valorem taxation of motor vehicles that are not used in business. Referred to Constitutional Amendments Committee—January 22.

HJR 38 Close—Proposing a constitutional amendment to require a two-thirds vote in each house of the legislature to adopt a new or additional state tax or to increase the rate of an existing state tax. Referred to Constitutional Amendments Committee—January 22.

HJR 39 Close—Proposing a constitutional amendment to require a majority vote in each house of the legislature to adopt a new or additional state tax or to increase the rate of an existing state tax. Referred to Constitutional Amendments Committee—January 22.

HJR 41 Rains and Peveto—To repeal and prohibit all state ad valorem taxes on any property within this state; to establish the State Higher Education Assistance Fund. Referred to Constitutional Amendments Committee—January 22.

HJR 42 Simpson—Proposing a constitutional amendment relating to the duration of regular sessions of the legislature. Referred to Constitutional Amendments Committee—January 22.

HJR 43 Fox—Proposing a constitutional amendment to increase the salary and per diem for legislators. House scheduled for public hearing on May 9.

HJR 44 Caraway—Proposing a constitutional amendment to reserve in the people the powers of initiative and referendum. Referred to house subcommittee—April 25.

HJR 46 Blythe, Lauhoff, and Caraway—Proposing a constitutional amendment to require property tax relief comparable to that available to elderly homeowners for elderly persons who rent their residences. Referred to Constitutional Amendments Committee—January 22.

HJR 47 Caraway—Proposing a constitutional amendment to establish a fund to finance permanent improvements at certain state institutions of higher education and repealing the state property tax for higher education. Referred to Constitutional Amendments Committee—January 23.

HJR 48 Grant—Proposing a constitutional amendment to limit the number of times that a person may be elected to the office of governor. Referred to Constitutional Amendments Committee—January 23.

HJR 49 Schlueter—Proposing a constitutional amendment to limit the number of times that a person may be elected to the office of governor. Referred to Constitutional Amendments Committee—January 24.

HJR 52 M. Garcia—Proposing a constitutional amendment to limit the number of times a person may be elected speaker of the House of Representatives. Referred to Constitutional Amendments Committee—January 24.

HJR 55 Wright—Proposing a constitutional amendment to reserve in the people the powers of initiative and referendum. Referred to house subcommittee—April 25.

HJR 56 Kubiak—Proposing a constitutional amendment to limit the number of consecutive terms that a person may be elected governor. Referred to Constitutional Amendments Committee—January 25.

HJR 57 Kubiak—Proposing a constitutional amendment to reserve in the people the powers of initiative and referendum. Referred to house subcommittee—April 25.

HJR 60 Sharp—Proposing a constitutional amendment prohibiting the imposition of personal income taxes. Referred to subcommittee—March 14.

HJR 61 Looney—Proposing a constitutional amendment relating to ad valorem taxation of personal property. House scheduled for public hearing on May 9.

HJR 62 Smothers—Proposing a constitutional amendment to provide for four-year terms for state representatives. Referred to Constitutional Amendments Committee—January 29.

HJR 63 Bush—Proposing a constitutional amendment to provide for the election of the secretary of state. Referred to Constitutional Amendments Committee—January 29.

HJR 64 Rains—Proposing a constitutional amendment to provide for higher annual salaries for the lieutenant governor and the speaker of the house of representatives. House scheduled for public hearing on May 9.

HJR 65 Davis—Proposing a constitutional amendment relating to the power of initiative. Referred to house subcommittee—April 25.

HJR 66 Tejeda and Madla—Proposing a constitutional amendment to authorize the legislature to provide by law for the removal of elective public officers by recall. Referred to Constitutional Amendments Committee—February 1.

HJR 67 Evans—Proposing a constitutional amendment to restrict increases in ad valorem taxes on the residence homesteads of persons 65 years of age or older. Referred to Constitutional Amendments Committee—February 5.

HJR 68 Price—Proposing a constitutional amendment relating to the 10-cent state property tax used for the construction of improvements by certain state universities. Referred to Constitutional Amendments Committee—February 5.

HJR 69 Evans—Proposing a constitutional amendment relating to the budget execution authority of the governor. Referred to Constitutional Amendments Committee—February 5.

HJR 74 Untermeyer—Relating to the nonpartisan election of judges. Referred to Constitutional Amendments Committee—February 8.

HJR 75 Schlueter—Proposing a constitutional amendment prohibiting the imposition of income taxes. Referred to subcommittee—March 14.

HJR 76 Polumbo—Proposing a constitutional amendment relating to the division of counties into precincts for the election of justices of the peace, constables, and county commissioners. Referred to Constitutional Amendments Committee—February 8.

HJR 78 M. Garcia—Proposing a constitutional amendment to revise the classes of persons not allowed to vote. Referred to Constitutional Amendments Committee—February 12.

HJR 79 Wright—Proposing a constitutional amendment to reserve in the people the power of referendum. Referred to house subcommittee—April 25.

HJR 80 Salinas—Proposing a constitutional amendment to provide for annual sessions of the legislature. Referred to Constitutional Amendments Committee—February 12.

HJR 81 Smothers—Rejecting ratification of a proposed amendment to the Constitution of the United States providing for representation of the District of Columbia in the United States Congress. Referred to Constitutional Amendments Committee—February 12.

HJR 82 Bode and Wieting—Proposing a constitutional amendment authorizing relief for certain consumers of residential gas and electricity and dedicating a portion of taxes on natural gas. House scheduled for public hearing on May 9.

HJR 83 Schlueter—Proposing a constitutional amendment to limit the number of times that a person may be elected governor, lieutenant governor, or attorney general. Referred to Constitutional Amendments Committee—February 12.

HJR 84 Schlueter—Proposing a constitutional amendment to limit the number of consecutive terms that a person may be elected governor, lieutenant governor, or attorney general. Referred to Constitutional Amendments Committee—February 14.

HJR 85 Untermeyer—Proposing a constitutional amendment to permit the legislature to allow political subdivisions to impose taxes other than property taxes and requiring the limitation or elimination of existing taxes on property. Referred to Constitutional Amendments Committee—February 15.

HJR 86 Simpson, et al.—Proposing a constitutional amendment relating to the budget execution powers of the governor and the power to veto or reduce items of appropriation. Referred to subcommittee—March 21.

HJR 87 M. Garcia—Proposing a constitutional amendment to provide for annual sessions of the legislature. Referred to Constitutional Amendments Committee—February 19.

HJR 88 W. Tip Hall—Amending the constitution to exempt certain church property from property taxes. Referred to Constitutional Amendments Committee—February 21.

HJR 89 Head—Proposing a constitutional amendment to permit the state to make payments to school districts in lieu of school district ad valorem taxes on state-owned property. Referred to Constitutional Amendments Committee—February 21.

HJR 92 Benedict—Proposing a constitutional amendment to eliminate the constitutional authority of the Board of Pardons and Paroles. Referred to subcommittee—March 21.

HJR 96 Criss—Proposing a constitutional amendment to provide for annual sessions of the legislature and to increase the salary of members of the legislature. House scheduled for public hearing on May 9.

HJR 97 D. Hill—Proposing a constitutional amendment to grant the state the right of appeal in criminal cases from certain rulings of the trial court. Reported favorably from house committee without amendments—May 4.

HJR 98 Criss—Proposing a constitutional amendment to require a single appraisal and a single board of equalization within each county for ad valorem tax purposes. House placed on daily constitutional amendments calendar—May 7.

HJR 99 Head—Proposing a constitutional amendment to provide an annual salary for the members of the legislature. House scheduled for public hearing on May 9.

HJR 100 Head—Proposing a constitutional amendment to provide four-year terms of office for members of the House of Representatives. Referred to Constitutional Amendments Committee—March 1.

HJR 102 Brown—Proposing a constitutional amendment prohibiting the imposition of net income taxes on individuals. House failed to adopt—April 25.

HJR 103 Henderson—Proposing a constitutional amendment to eliminate the requirement that tangible personal property be taxed in proportion to its value. Scheduled for April 11 public hearing.

HJR 104 Rains—Relating to state ad valorem taxes and funding for land acquisition and construction at public institutions of higher education. Referred to Constitutional Amendments Committee—March 5.

HJR 106 Untermeyer—Proposing a constitutional amendment authorizing tax relief for elderly persons who rent their residences comparable to the tax relief a political subdivision adopts for elderly homeowners. Referred to Constitutional Amendments Committee—March 6.

HJR 114 Brown—Proposing a constitutional amendment to authorize the legislature to provide for payments to school districts in lieu of school district ad valorem taxes on city-owned property. Referred to Constitutional Amendments Committee—March 8.

HJR 115 Jackson—Proposing a constitutional amendment authorizing limitation on tax increases on residential homesteads. Referred to Constitutional Amendments Committee—March 8.

HJR 116 Jackson—Proposing a constitutional amendment authorizing tax relief for residential homesteads. Referred to subcommittee—April 4.

HJR 118 Lewis—Proposing a constitutional amendment to expand the local option residence homestead exemption to persons who are not disabled or 65 years of age or older. Reported favorably from house committee with amendments—May 4.

HJR 119 Bush—Proposing a constitutional amendment to eliminate the requirement that the commissioners court be a board of equalization. Referred to subcommittee—March 21.

HJR 120 Bush—Proposing a constitutional amendment relating to appointment of a board of equalization by the commissioners court. Referred to subcommittee—March 21.

HJR 130 Peveto, Caraway, Rains—Relating to state ad valorem taxes and funding for land acquisition and construction at public institutions of higher education. Referred to Constitutional Amendments Committee—March 12.

HJR 132 Polk—Amending the constitution to reserve in the people the right of initiative. Referred to house subcommittee—April 25.

HJR 133 Wright, Schlueter—Proposing a constitutional amendment to provide for legislative review of the process of rulemaking by agencies in the executive department. House placed on daily constitutional amendments calendar—May 7.

Weekly Meeting Schedule

Monday, May 7, 1979

Public Education, 8:45 a.m., Room B, John H. Reagan Building, to consider HB 1471 (Atkinson) in formal meeting.

Judiciary, 11:30 a.m., Rep. Cain's desk, house floor, to conduct subcommittee formal meetings during noon recess on HB 106 (Hudson) and HB 184 (Hudson).

Appropriations, 2 p.m., or upon adjournment, Room 309, State Capitol, to consider HB 1433 (Hollowell) in formal meeting.

Ways and Means, 2 p.m., or upon adjournment, Room E, John H. Reagan Building, to consider HB 1843 (Bush) and HB 2111 (Polk) in public hearing.

Ways and Means, Subcommittee on Property Tax, 2:30 p.m., or upon adjournment of full committee, Room E, John H. Reagan Building, to consider HB 1270 (Peveto) in formal meeting.

Business and Industry, 3 p.m., or upon adjournment, Speaker's Committee Room, State Capitol, to consider subcommittee reports in public hearing.

Higher Education, 3 p.m., or upon adjournment, Room GA, John H. Reagan Building, to consider subcommittee reports and public hearings regarding SB 1203 (Mauzy), HB 1897 (Salinas), HB 395 (Valles), and HB 65 (Head).

Security and Sanctions, 4 p.m., or upon adjournment, Room 346, State Capitol, to consider subcommittee reports or public hearings on HB 2244 (Hudson), SB 332 (Mengden/J. Edwards), and HB 1111 (Washington).

Tuesday, May 8, 1979

Environmental Affairs, Subcommittee on Local Game Laws, 8:30 a.m., Room 345, State Capitol, to consider HB 2234 (Florence), HB 2237 (Glossbrenner), HB 2240 (Keese), and HB 2243 (Keese) in public hearing.

State Affairs, 8:30 a.m., Room B, John H. Reagan Building, to consider HB 1994 (S. Thompson), HB 1285 (Waters), HB 964 (M. Garcia), HB 871 (B. Hall), and HB 1717 (Florence, et al.) in public hearing.

Intergovernmental Affairs, 2 p.m., or upon adjournment, Speaker's Committee Room, State Capitol, to consider HB 249 (Hudson), HB 939 (Berlanga), HB 1367 (L. Jones), HB 1579 (L. Hall), HB 1682 (Collazo), HB 1846 (Keese), HB 1981 (Reyes), HB 2127 (G. Hill), HB 2137 (G. Hill), HB 2182 (Benedict), HB 2220 (Uher), HB 2231 (Benedict), SB 406 (Moore), SB 479 (Mengden), and SB 565 (Doggett) in public hearing.

Public Education, 2 p.m., or upon adjournment, Room B, John H. Reagan Building, to consider subcommittee reports or public hearings regarding HB 2218 (Blanton), HB 1328 (M. Garcia, et al.), HB 850 (Caraway), HB 1598 (Atkinson), HB 1200 (Madla, et al.), SB 609 (Santiesteban), HB 636 (Delco), and SB 986 (Vale).

Criminal Jurisprudence, 3 p.m., or upon adjournment, Old Supreme Court Room, State Capitol, to consider HB 909 (Hendricks), HB 1593 (Rains), HB 1629 (Whitehead), HB 2107 (Ezzell), SB 376 (Schwartz), SB 490 (Parker), SB 500 (Gene Jones), HB 1586 (Jay Gibson, et al.), HB 1643 (Gene Green, et al.), SB 2 (Andujar), SB 545 (Ogg), SB 457 (Santiesteban), SB 458 (Santiesteban), SB 439 (Santiesteban), SB 254 (Gene Jones), SB 145 (Mengden), SB 844 (Gene Jones), HB 1741 (Wallace, et al.), HB 1742 (Wallace, et al.), HB 1743 (Wallace, et al.), HB 1744 (Wallace, et al.), and HB 2196 (Head).

Insurance, 4 p.m., or upon adjournment, Room E, John H. Reagan Building, to consider subcommittee reports or public hearings on SB 591 (Mauzy, et al.), SB 642 (Blake), SB 465 (Gene Jones), SB 82 (Schwartz), HB 929 (M. Garcia), HB 1081 (Leonard, et al.), and HB 1949 (Mankins).

Financial Institutions, 4:50 p.m., or upon adjournment, Room 346, State Capitol, to consider HB 1806 (Hartung), HB 1892 (G. Hill), HB 2005 (Hartung), HB 2006 (Hartung), HB 2122 (Hartung), HB 2094 (Berlanga), SB 674 (Vale), SB 878 (Traeger), SB 678 (Ogg), and SB 811 (Farabee) in public hearing.

Employment Practices, 6:45 p.m., or upon adjournment, Room 406, John H. Reagan Building, to consider SB 66 (Clower), SB 1095 (Clower), SB 434 (Farabee), and SB 368 (Grant Jones) in public hearing.

Judicial Affairs, 7 p.m., or upon adjournment, Room 309, State Capitol, to consider HB 472 (Ezzell), SB 143 (Ogg), SB 209 (Mauzy), HB 1493 (Evans), SB 178 (Doggett), SB 965 (Doggett), HB 700 (Chavez), and SB 1198 (Schwartz) in public hearing.

Business and Industry, 11:30 a.m. or noon recess, Rep. Bush's desk (No. 79), house floor, to consider HB 537 (Hudson) in subcommittee formal meeting.

Wednesday, May 9, 1979

Environmental Affairs, 8:30 a.m., Room 346, State Capitol, to consider HB 551 (B. Clark) and SB 1131 (Schwartz) in public hearing.

State Affairs, 8:30 a.m., Room B, John H. Reagan Building, to consider HB 251 (Hudson), HB 252 (Hudson), and HB 254 (Hudson) in public hearing.

Appropriations, 2 p.m., or upon adjournment, Room 309, State Capitol, to consider SCR 25 (Brooks, et al.) in public hearing.

Health Services, 2 p.m., or upon adjournment, house floor, State Capitol, to consider SB 867 (Farabee), SB 868 (Farabee), SB 956 (Truan), HB 2110 (Polk, et al.), HB 393 (Lyon, et al.), and HB 445 (Webber, et al.) in public hearing.

Liquor Regulation, 2 p.m., or upon adjournment, Room C, John H. Reagan Building, to consider HB 2229 (John Wilson, et al.) in public hearing.

Constitutional Amendments, 3 p.m., or upon adjournment, Room 346, State Capitol, to consider HJR 61 (Looney), HJR 82 (Bode, et al.), HJR 43 (Fox), HJR 64 (Rains), HJR 96 (Criss, et al.), HJR 99 (Head), and HJR 131 (Whitehead) in public hearing.

Judiciary, 6 p.m., or upon adjournment, Old Supreme Court Room, State Capitol, to consider SCR 75 (Kothmann), HB 1639 (Gene Green), HCR 185 (D. Hill), and HCR 186 (Lalor) in public hearing.

Natural Resources, 7:30 p.m., or upon adjournment, Speaker's Committee Room, State Capitol, to consider SB 888 (Parker), SB 1068 (Ogg), and SB 526 (Snelson) in public hearing.

Thursday, May 10, 1979

Higher Education, 3 p.m., or upon adjournment, Room GB, John H. Reagan Building, to consider subcommittee reports or public hearings regarding HB 1330 (Al Edwards, et al.), HB 1970 (Lalor), HB 1770 (Wallace), and HB 1897 (Salinas).

Senate

Bills Introduced

Committee Referrals

The following are bills and resolutions filed for action during the 66th Legislative Session. Each bill and resolution is followed in parentheses by the committee to which it has been assigned. In the following list, the bill number appears first, the author(s) second, and the subject of the bill. SB indicates senate bill; SJR indicates senate joint resolution; SCR indicates senate concurrent resolution; and SR indicates senate resolution.

For copies of bills, call Senate Bill Distribution (512) 475-2520.

SR 512 Parker—Extending congratulations to Elizabeth Pearl Marry.

SR 513 Doggett—Extending welcome to Reverend I. J. Fontaine.

SR 514 Traeger—Extending welcome to Mrs. Berta Puig, Mrs. Rosario Benivedez, Carmen Santos, and Mrs. Mary Molina and their students from Lamar Junior High School.

SR 515 Doggett—Extending congratulations to Commodore and Mrs. Marion Fowler.

SR 516 Doggett—Extending welcome to Mr. and Mrs. Joseph P. Macken.

SR 517 Schwartz—Memorial resolution for Michael Joseph Johnson.

SR 518 Clower—Extending congratulations to Mrs. Mary Beakley.

SR 519 Schwartz—Extending congratulations to Mrs. Janelle Monroe, Bill Murphrey, and government students from Bay City High School.

SCR 86 Longoria—Granting Dr. Arthur G. Enns permission to sue the Board of Regents of The University of Texas System, the M. D. Anderson Hospital and Tumor Institute, at Houston, and the Rio Grande Radiation treatment and Cancer Research Foundation, Inc., at McAllen. (Administration)

SB 1288 Andujar—Relating to the application of the state sales and use tax to certain medical products. (Finance)

SB 1289 Jones of Harris—Relating to the compensation of probate judges in counties having a population of not less than 1,200,000. (Intergovernmental Relations)

SB 1290 Schwartz—Relating to allocation of the state higher education assistance fund. (Education)

SB 1291 Snelson—Relating to the annexation by a city of property to be developed by the city as an industrial park. (Intergovernmental Relations)

SB 1292 Creighton—Relating to Palo Pinto County Municipal Water District No. 1, by providing that the district may exercise its powers, including same for annexation, acquisition and construction, condemnation, and regulations in Erath, Hood, Palo Pinto, and Parker Counties, enacting other provisions relating to the subject. (Intergovernmental Relations)

SB 1293 Patman—Relating to the creation, establishment, administration, maintenance, operation, and financing of the Ganado and Jackson County Hospital District of Jackson County, and providing for its consolidation with the Edna Hospital District. (Intergovernmental Relations)

SB 1294 Patman—Relating to the creation, establishment, administration, maintenance, operation, and financing of the Jackson County Hospital District of Jackson County. (Intergovernmental Relations)

SB 1295 Brooks—Relating to temporary furloughs for inmates in the custody of the Department of Corrections. (State Affairs)

SB 1296 Brooks—Relating to the purposes for which a water control and improvement district may issue bonds and spend tax revenue. (Natural Resources)

SB 1297 Mauzy—Relating to the establishment, powers, and duties of the Dallas County Juvenile Board, Juvenile Probation Department, and Court Services Department, and the offices of director of juvenile services and director of court services. (Intergovernmental Relations)

Bill Status

The following are bills and resolutions being considered by the Texas Senate. The list does not include every bill and resolution introduced. Those appearing in this list and in the legislative report were chosen by the *Texas Register* according to a set of criteria to establish them as having statewide rather than local or regional impact; or creating a notable fiscal consideration; or causing a reasonable expectation of significant effect on current statewide public policy; and promising some reasonable chance of passage. The criteria were applied to each bill and resolution when introduced. Through the course of the session, some of the criteria may not justify the judgment to include the entry in the list. However, the list will remain cumulative, and the status of each bill and resolution will appear in each issue of the *Register* until the end of the session.

Each entry contains the number, author, a brief caption of its content, and the most recent action taken on it in the legislative process prior to the publication deadline of each issue of the *Register*.

SCR 12 Mengden—Rescinding Texas' ratification of the Equal Rights Amendment to the U.S. Constitution. Referred to Jurisprudence Committee—January 22.

SB 1 Meier—Relating to the creation and distribution of the School Property Tax Relief Fund. Referred to Finance Committee—January 9.

SB 4 Andujar—Relating to assessments imposed on public utilities under the jurisdiction of the Public Utility Commission. Reported favorably from committee with substitute—March 8.

SB 5 Andujar—Decreasing the rate of the Limited Sales, Excise, and Use Tax to three percent for a two-year period beginning on September 1, 1979. Referred to Finance Committee—January 9.

SB 6 Creighton—Relating to the valuation of open space land used to support the raising of livestock or produce farm crops or forest crops. Referred to subcommittee—February 5.

SB 7 Mengden—Relating to silent prayer or meditation in public schools. Referred to Education Committee—January 9.

SB 8 Farabee—Relating to standards for determining human death. Referred to Jurisprudence Committee—January 9.

SB 14 Andujar—Providing for the establishment of a criminal history record system within the Texas Department of Public Safety. Referred to Jurisprudence Committee—January 9.

SB 20 Clower—Providing for the holding of presidential primary elections by certain political parties and prescribing the method for selecting delegates to national nominating conventions of those parties. Considered by committee in public hearing—March 5.

SB 21 Clower—Relating to the establishment of a state program to compensate and assist certain victims of crime or dependents of victims of certain crimes. Senate concurs in house amendments—May 2.

SB 22 Blake—Relating to unemployment compensation. Reported favorably from committee with substitute—March 29.

SB 23 Mengden—Relating to exemptions from the inheritance tax for spouses of decedents. Referred to subcommittee—March 19.

SB 26 Mengden—Relating to the demonstration of proficiency in certain subjects as a prerequisite for promotion or graduation in public schools. Referred to Education Committee—January 9.

SB 27 Mengden—Relating to the name, duties, and responsibilities of the Prosecutor Council. Scheduled for future calendar placement—April 5.

SB 28 Grant Jones—The General Appropriations Act. Considered by senate committee in public hearing—May 2.

SB 30 Mengden—Relating to primary elections held by political parties. Referred to State Affairs Committee—January 9.

SB 33 Mengden—Relating to the form of the ballot and the method for showing the party affiliation of the candidates in an election where the nominees of political parties appear on the ballot. Referred to State Affairs Committee—January 9.

SB 35 Mengden—Regulating assistance to voters by persons who are not election officers. Considered in public hearing—February 5.

SB 36 Mengden—Relating to a nomination by the appropriate executive committee of the political party where no candidate files for an office in the party's primary. Referred to State Affairs Committee—January 9.

SB 37 Mengden—Relating to presidential primary elections. Considered in public hearing—March 5.

SB 38 Clower—Relating to assessments imposed on public utilities under the jurisdiction of the Public Utility Commission. Considered by committee in public hearing—March 7.

SB 58 Price—Relating to the valuation of open-space land used to support the raising of livestock or the production of farm crops. Referred to subcommittee—February 5.

SB 61 Mengden—Relating to membership in, or payment of a thing of value to, a labor organization as a condition of employment. Reported from committee favorably without amendments—February 13.

SB 65 Clower—Relating to the mode of affiliating with a political party, affiliation as a prerequisite for participating in party primaries, party conventions, and other party affairs, restrictions on political activities outside the party with which the voter is affiliated, and related matters. Referred to State Affairs Committee—January 9.

SB 69 Mengden—Relating to the interception and use of wire or oral communications. Scheduled for April 17 public hearing.

SB 71 Mengden—Relating to the punishment for violent crimes committed against women, children, and elderly persons. Reported favorably from committee with substitute—February 28.

SB 72 Mengden—Relating to assessment of sentence by the judge in criminal cases. Considered by subcommittee in public hearing—February 20.

SB 73 Mengden—Relating to the insanity defense in criminal cases. Senate scheduled for public hearing on April 25.

SB 79 Clower—Relating to the disclosure of foreign investment in real estate in Texas and providing a penalty. Senate scheduled for public hearing on April 30.

SB 84 Schwartz—Relating to the regulation of vehicles hauling loose materials and the measure of damages resulting from violations. Referred to subcommittee—April 2.

SB 90 Doggett—Relating to the time limits for making a final determination following a rate hearing. Senate scheduled for public hearing on May 7.

SB 92 Schwartz—Relating to the regulation of certain lotteries and raffles. Considered in public hearing—February 7.

SB 98 Mengden—Relating to legislative review and disapproval of rules and proposed rules of state agencies. Reported favorably from committee without amendments—February 22.

SB 103 Doggett—Relating to exemption from school district ad valorem taxes of part of the value of the residence homestead of an individual who is 65 years of age or older or who is disabled. Referred to subcommittee—February 18.

SB 118 Mengden—Relating to abortions in tax-supported medical facilities. Senate referred to Subcommittee on Public Health and Welfare—May 3.

SB 124 Doggett—Relating to a mandatory retirement age for public employees. House referred to Subcommittee on Employment Practices—April 30.

SB 128 Parker—Relating to exempting certain personal automobiles from ad valorem taxation and from forced sale for debt. Referred to subcommittee—February 28.

SB 129 Parker—Relating to exemption from school district ad valorem taxes of part of the value of the residence homestead of an individual who is 65 years of age or who is disabled. Referred to subcommittee—February 28.

SB 134 Meier—Fixing the maximum rate of interest on loans secured by certain residential property. Referred to subcommittee—February 12.

SB 135 Farabee—Relating to a system of comparative fault in product liability suits. Reported favorably from committee with amendments—February 26.

SB 136 Farabee—Relating to misuse as a defense in product liability suits. Reported favorably from committee with amendments—February 26.

SB 137 Farabee—Relating to certain alterations and modifications of a product as a defense in a product liability suit. Reported favorably from committee with amendments—February 26.

SB 138 Farabee—Relating to evidence that a product complies with federal or state standards or regulations in certain actions for damages based on strict tort liability. Reported favorably from committee with amendments—February 26.

SB 146 Mengden—Relating to the payment of rewards to persons who provide information leading to arrest and conviction of certain drug offenders. Considered in public hearing—March 6.

SB 167 Mengden—Relating to exemption of certain educational facilities and religious organizations from licensing requirements for child care facilities. Senate scheduled for public hearing on May 8.

SB 171 Williams—Relating to continuation of the Texas Real Estate Commission. House referred to Government Organization Committee—April 26.

SB 185 Mauzy—Relating to the prohibition of the requirement that licensed attorneys pay dues as a prerequisite to the right to practice law. Considered by committee in public hearing—February 28.

SB 192 Mauzy—Dedicating certain funds to the Foundation School Fund. Senate scheduled for public hearing on May 2.

SB 195 Truan—Relating to bilingual education programs in public schools. Senate passed—May 4.

SB 197 Truan—Relating to services and programs for children and youth. Reported favorably from committee with amendments—March 27.

SB 201 Truan—Relating to creation of a state office of early childhood development. Reported favorably from senate committee without amendments—May 2.

SB 202 Truan—Relating to the creation of the Texas Civil Rights Commission. Referred to Human Resources Committee—January 22.

SB 204 Vale—Relating to exemption of solar and wind-powered energy devices from ad valorem taxation. Senate sent to governor—April 30.

SB 205 Vale—Relating to creation, investment, and use of the natural resources depletion fund. Referred to Finance Committee—January 22.

SB 222 Longoria and Traeger—Relating to the creation, administration, powers, duties, and financing of the Texas Public School Employees Group Insurance Program. Referred to subcommittee—February 5.

SB 239 Mauzy—Relating to state funding for school district workers' compensation and unemployment compensation. Considered by subcommittee in public hearing—February 20.

SB 240 Mauzy—Relating to the application of the workers' compensation law to farm and ranch laborers. Considered by subcommittee in public hearing—February 20.

SB 248 Moore—Relating to regulation of motor vehicle manufacturers and distributors and their dealers and representatives. Reported favorably from committee with substitute—February 19.

SB 256 McKnight—Relating to the civil jurisdiction of the county courts at law. House scheduled for future calendar placement—April 25.

SB 260 Santiesteban—Relating to establishment of a state telecommunications network. Referred to subcommittee—February 28.

SB 262 Vale—Relating to exemption from school district ad valorem taxes of part of the value of the residence homestead of an individual who is 65 years of age or older or who is disabled. Referred to subcommittee—February 28.

SB 263 Meier—Relating to the time for filing certain lawsuits against manufacturers, suppliers, sellers, lessors, and bailors. Reported favorably from committee with amendments—February 26.

SB 264 Meier—Relating to exclusion of design defects from product liability actions. Reported favorably from committee with amendments—February 26.

SB 265 Meier—Relating to the state of the art as an absolute defense in actions for damages based on strict liability in tort, negligence, or implied warranty. Reported favorably from committee with amendments—February 26.

SB 271 Short—Relating to the disclosure of foreign investment in real property. Scheduled for April 19 public hearing.

SB 276 Doggett—Relating to regulation of nursing home administrators. Reported from house subcommittee with substitute—April 30.

SB 277 Doggett—Relating to funerals and embalming. Reported from house subcommittee with no recommendation—April 18.

SB 278 Doggett—Relating to abolition of the Burial Association Rate Board and transfer of its powers, duties, and functions. House sent to Local and Consent Calendar Committee—April 30.

SB 279 Doggett—Relating to regulation of motor vehicle manufacturers and distributors and their dealers and representatives. Referred to subcommittee—February 19.

SB 280 Doggett and Schwartz—Relating to regulation of attorneys. Considered in public hearing—March 6.

SB 281 Doggett and Schwartz—Relating to regulation of lawyers by the Supreme Court and the Board of Law Examiners. House referred to Subcommittee on State Bar and Good Neighbor Commission—April 19.

SB 282 Doggett and Schwartz—Relating to regulation of persons who practice public accountancy. Considered by committee in public hearing—March 26.

SB 283 Doggett—Relating to the regulation of real estate brokers and salesmen. Referred to subcommittee—February 5.

SB 287 Meier, et al—Relating to the regulation of attorneys. Reported from house subcommittee with substitute—April 19.

SB 291 Farabee—Amending the Medical Liability and Insurance Improvement Act, relating to emergency care. Reported favorably from committee with substitute—February 21.

SB 292 Farabee—Amending the Medical Liability and Insurance Improvement Act, relating to the Medical Disclosure Panel. House sent to Local and Consent Calendar Committee—May 3.

SB 293 Farabee—Relating to regulation of securities transactions. Sent to governor—May 4.

SB 296 Parker—Relating to the establishment of a housing program for families and individuals of low income and families of moderate income. House scheduled for future calendar placement—May 4.

SB 297 Mengden—Relating to discrimination in public employment because of age. Referred to State Affairs Committee—January 29.

SB 299 Harris—Relating to the licensing and regulation of the practice of dentistry and dental hygiene by the Texas State Board of Dental Examiners. Considered by committee in public hearing—February 26.

SB 307 Santiesteban—Relating to the provision of textbooks for non-public school students. Referred to Education Committee—January 29.

SB 311 Price—Relating to the labeling and transportation of agricultural products. Senate scheduled for public hearing on April 30.

SB 312 Jones of Harris—Relating to jurisdiction of the Public Utility Commission over electric utility rates, operations, and services. Reported from committee favorably with substitute—March 19.

SB 313 Harris—Consolidating the State Board of Registration for Public Surveyors and the State Board of Examiners for Licensed State Land Surveyors into Texas Board of Land Surveying. Reported from senate committee favorably with substitute—April 19.

SB 318 Patman—Relating to a program for the relief of certain consumers of residential gas and electricity. Reported favorably from committee without amendments—February 8.

- SB 320 Schwartz—Relating to the duty of a railroad company with regard to signs and safety devices at grade crossings. Senate scheduled for public hearing on April 17.
- SB 328 Mengden—Relating to restitution to victims of crime as a condition of probation or parole. Considered by senate subcommittee in public hearing—April 17.
- SB 329 Mengden—Relating to the right to carry handguns and certain other weapons while traveling. Considered by committee in public hearing—February 28.
- SB 342 Ogg—Relating to the covering of vehicles hauling loose materials. Referred to subcommittee—April 2.
- SB 345 Schwartz—Relating to the efficient use of energy resources. Referred to Finance Committee—February 1.
- SB 346 Schwartz—Relating to the transfer to the Public Utility Commission of the Railroad Commission's jurisdiction over gas utilities. Referred to subcommittee—April 5.
- SB 347 Brooks, Schwartz, Jones of Harris, Doggett—Relating to the rights of former convicts to obtain occupational licenses. Reported favorably from committee with amendments—February 28.
- SB 350 Mauzy—Relating to public school finance. Reported favorably from senate subcommittee with substitute—May 3.
- SB 357 Meier—Relating to the regulation of certain business and insurance practices. Considered by house subcommittee in formal meeting—April 30.
- SB 365 Meier—Relating to the reduction of damage awards in certain civil suits. Senate scheduled for public hearing on May 7.
- SB 366 Mengden—Relating to the admission into evidence of oral statements of an accused. Senate scheduled for public hearing on April 23.
- SB 372 Blake—Relating to a program by which counties may purchase items through the State Board of Control. House referred to Subcommittee on State Lands and Buildings—April 25.
- SB 381 Price—Relating to the offense of aggravated assault when driving while intoxicated. Considered by senate subcommittee in public hearing—April 23.
- SB 384 Harris, Santiesteban—Relating to the Texas Cosmetology Commission. Reported from house subcommittee favorably with amendments—April 25.
- SB 393 Ogg—Relating to licensing and certifying environmental air conditioning and ventilating contractors, inspectors, and journeymen. Reported favorably from committee with substitute—March 29.
- SB 394 Jones of Harris—Relating to the definition of criminal injury to a child and the resulting penalties. Senate sent to governor—May 4.
- SB 415 Clower—Relating to a limitation on certain political contributions. Referred to State Affairs Committee—February 5.
- SB 427 Mauzy—Relating to jurisdiction of the municipal courts. Referred to House Criminal Jurisprudence Committee—March 6.
- SB 437 Price—Relating to regulation of locksmiths. Senate scheduled for public hearing on May 2.
- SB 448 Santiesteban—Relating to resisting unlawful arrest or search. Senate scheduled for public hearing on April 23.
- SB 455 Ogg—Relating to a driving safety course as an alternative to prosecution for certain traffic offenses. House referred to subcommittee—April 23.
- SB 461 Mauzy—Relating to state funding for the cost of unemployment compensation to school districts. Referred to subcommittee—April 5.
- SB 470 Longoria—Relating to the expiration, staff, functions, and revenue of the Good Neighbor Commission of Texas. Reported favorably from committee with substitute—March 13.
- SB 474 Mengden—Relating to alcoholic beverage regulations relating to age. Referred to house subcommittee—April 25.
- SB 478 Harris—Relating to the authorization for banks to use unmanned teller machines to serve the public convenience. Reported favorably from committee with amendments—March 26.
- SB 480 Mengden—Relating to liability insurance coverage for certain vehicles. Senate scheduled a public hearing on April 26.
- SB 481 Grant Jones—Relating to regulation of funeral directors, embalmers, and funeral homes. Reported from senate committee favorably without amendments—May 1.
- SB 482 Harris—Relating to the regulation of barbers. Reported from house subcommittee favorably with amendments—April 25.
- SB 484 Andujar—Relating to the regulation of dentists and dental hygienists. House scheduled for future calendar placement—April 18.
- SB 486 Jones of Harris—Relating to regulation of persons who engage in structural pest control. Reported favorably from house committee with substitute—May 3.
- SB 493 Parker—Relating to collective bargaining for firemen and policemen. Referred to State Affairs Committee—February 7.
- SB 500 Jones of Harris—Relating to offenses involving rape, sexual abuse, or assault. House scheduled for public hearing on May 8.
- SB 508 Jones of Taylor—Relating to the purchase of electricity for use in state buildings. Reported from committee favorably without amendments—February 27.
- SB 522 Santiesteban—Relating to regulation of the practice of social work. Reported from senate committee favorably with substitute—April 24.
- SB 525 Snelson—Relating to public school education. Considered by subcommittee in public hearing—March 26.
- SB 546 Ogg—Relating to a criminal offense for violation of the civil rights of a person in the custody of a peace officer or a custodian of prisoners. House read second time—May 2.
- SB 550 Parker—Relating to exemption of household goods and personal effects from ad valorem taxation. Reported favorably from committee without amendments—February 28.
- SB 551 Doggett—Relating to regulation of architects and landscape architects. House scheduled for future calendar placement—May 4.
- SB 569 Jones of Taylor—Relating to exemption of certain intangible property from ad valorem taxation. Reported favorably from committee without amendments—March 1.
- SB 585 Short—Relating to the deposit of a portion of sales tax revenue in the Foundation School Fund and the reduction of local property taxes. Referred to subcommittee—February 28.
- SB 590 Harris—Relating to the regulation, licensing, and taxing of horse racing and pari-mutuel wagering. Considered by senate committee in public hearing—April 30.
- SB 593 Jones of Taylor—Relating to public school education. Considered by subcommittee in public hearing—March 26.
- SB 601 Brooks, Doggett, Jones of Harris, Santiesteban—Relating to the use of equivalent drug products in filling prescriptions. Reported favorably from committee with substitute—April 5.
- SB 602 Ogg—Relating to the selection of delegates to national nominating conventions and party nominees for public office. Reported favorably from committee with amendments—March 6.
- SB 608 Harris—Relating to the budget execution powers of the governor. Reported favorably from committee with substitute—March 29.
- SB 611 Farabee—Relating to the authority of commissioners court to enact ordinances. Reported favorably from committee with amendments—March 14.
- SB 621 Jones of Taylor—Relating to ad valorem taxation of property. Senate passed—May 4.
- SB 628 Ogg—Relating to a state program to aid in the payment of utility bills on behalf of needy aged individuals. Reported favorably from committee with substitute—March 22.

SB 643 Price—Relating to the taxation of certain motor fuel containing alcohol. Referred to House Ways and Means Committee—April 9.

SB 644 Price—The Texas Gasohol Pilot Act. House referred to Energy Resources Committee—April 30.

SB 645 Price—Relating to the creation, establishment, and administration of the Texas Gasohol Pilot Plant. House referred to Energy Resources Committee—April 30.

SB 652 Ogg—Relating to the use of protective headgear used by motorcycle operators and passengers. Considered by committee in public hearing—March 28.

SB 659 Schwartz—Relating to an individual's access to personally identifiable information maintained by an agency. Reported from senate committee favorably with substitute—April 18.

SB 664 Blake. Price—Relating to restrictions on the construction and operation of long-term storage and permanent disposal sites for nuclear waste. Senate scheduled for public hearing on May 4.

SB 669 Brooks—Relating to the location of the headquarters of the Board of Pardons and Paroles. Considered by committee in public hearing—March 7.

SB 670 Brooks—Relating to consent by a minor for family planning services. Referred to Human Resources Committee—February 26.

SB 673 Brooks—Abolishing the State Board of Examiners in the Basic Sciences. Referred to Human Resources Committee—February 26.

SB 681 Brooks and Doggett—Relating to expiration, revenue, and bonding authority of the Battleship Texas Commission. Referred to Subcommittee on Transportation Related Agencies—April 5.

SB 688 Mengden—Relating to inspection of electrical equipment and regulation of electrical inspectors. Senate scheduled for public hearing on May 7.

SB 697 Mengden—Relating to discrimination in employment because of sex. Referred to State Affairs Committee—February 27.

SB 713 Santesteban—Relating to the punishment for violations of certain air pollution regulations giving jurisdiction to justice and municipal courts for air pollution violations from motor vehicles. Reported favorably from senate committee with amendments—May 2.

SB 721 Jones of Harris—Relating to warranty of habitability of a residential unit and prohibiting retaliatory conduct. Referred to subcommittee—April 2.

SB 728 Meier—Relating to truth in campaigning. Referred to State Affairs Committee—March 1.

SB 738 Mauzy—Relating to tuition charges for children who are not citizens of the United States or legally admitted aliens. Reported from senate committee favorably with substitute—April 26.

SB 774 Truan—Relating to a warranty of habitability of rental residential premises. Referred to subcommittee—April 2.

SB 779 Harris—Relating to creation of a commission to coordinate celebrations of the 150th anniversary of Texas' independence as a republic and progress as a state. Signed by governor—April 26. Effective August 27, 1979.

SB 781 Jones of Harris—Relating to public school education. Considered by subcommittee in public hearing—March 26.

SB 793 Vale—Relating to certain tax exemptions for geothermal energy devices. Referred to Finance Committee—March 7.

SB 794 Vale—Providing legislation to encourage the use of solar and wind energy. Reported favorably from committee with substitute—March 29.

SB 795 Vale—Relating to the taxation of certain motor fuel containing alcohol. Laid on the table subject to call—April 17.

SB 796 Vale—Relating to the solar, wind, geothermal, and alternate energy fund and to the imposition, collection, administration, civil and criminal enforcement, and dedication of taxes on certain natural resources. Referred to Finance Committee—March 7.

SB 797 Harris—Relating to regulation of persons who practice public accountancy. Reported from house subcommittee favorably with amendments—April 24.

SB 810 McKnight—Relating to motor fuel taxes. Referred to Finance Committee—March 8.

SB 816 Meier—Relating to the centralized state regulation of occupations covered by specified agencies. Referred to State Affairs Committee—March 8.

SB 841 Braecklein—Creating a public agency of the State of Texas to be known as the Texas Housing Finance Authority, and prescribing its purposes. Referred to Human Resources Committee—March 8.

SB 850 Gene Jones—Relating to the establishment of the State Higher Education Assistance Fund. Referred to Education Committee—March 12.

SB 881 Short—Relating to exemption of certain intangible property and automobiles from ad valorem taxation and to state payments to replace the lost local revenue. Referred to subcommittee—March 28.

SB 884 Snelson—Relating to licensing and regulation of counselors. Reported from senate committee favorably with substitute—April 25.

SB 911 Doggett—Relating to the creation, duties, and powers of a Department of Public Utility Counsel. Referred to Human Resources Committee—March 12.

SB 968 Brooks—Affecting the rights and duties of landlords and tenants. Referred to Human Resources Committee—March 12.

SB 977 Jones of Taylor—Relating to a limit on the rate of growth of appropriations. Reported favorably from committee without amendments—April 3.

SB 981 Howard—Relating to the interception and use of wire or oral communications. Reported favorably from senate committee with substitute—May 2.

SB 1001 Clower—Relating to tax exemptions for sales, uses, and costs for certain wind powered or automatic devices, insulation, and insulating materials. Referred to Finance Committee—March 12.

SB 1038 Jones of Harris—Relating to prevention and redress of discrimination in employment, public accommodations, credit transactions, and real property transactions. Referred to Human Resources Committee—March 12.

SB 1064 Truan—Relating to statewide juvenile services and changing the name, membership, powers, and duties of the Texas Adult Probation Commission. Considered by senate committee in public hearing—April 24.

SB 1079 Clower—Relating to creation of a regional transportation authority in metropolitan areas. Reported favorably from committee with substitute—April 11.

SB 1085 Clower—Relating to an exemption for certain institutions from the child care licensing act. Referred to State Affairs Committee—March 12.

SB 1094 Clower—Relating to the regulation of the auto repair business. Senate scheduled for public hearing on May 7.

SB 1182 Meier—Creating School Property Tax Relief Fund. Referred to Finance Committee—March 21.

SB 1200 Schwartz—Relating to exemption of certain bingo games from the penal code. Reported favorably from senate committee with substitute—May 2.

SB 1240 Mauzy—Relating to collective bargaining rights of certain public employees. Referred to State Affairs Committee—April 10.

SB 1274 Brooks—Creating the Texas State Board of Social Psychotherapy. Senate referred to Human Resources Committee—April 26.

SB 1277 Grant Jones, et al.—Transferring certain duties of the Board of Pardons and Paroles to the Texas Adult Probation and Parole Supervision Commission and the Parole Commission. Senate referred to Jurisprudence Committee—April 30.

SJR 2 Mengden—Restricting the power of the legislature and the political subdivisions of the state to increase taxes. Referred to Finance Committee—January 9.

SJR 3 Andujar—Repealing the state ad valorem tax for permanent improvements at institutions of higher education. Considered by senate subcommittee in public hearing—April 18.

SJR 4 Mengden—To prohibit the legislature from taxing personal or corporate incomes without approval by a popular vote. Referred to Finance Committee—January 9.

SJR 5 Mengden—To reserve in the people the powers of initiative and referendum. Referred to subcommittee—March 13.

SJR 6 Mengden—Relating to the division of counties into precincts for the election of justices of the peace, constables, and county commissioners. Reported favorably from committee with substitute—February 6.

SJR 7 Schwartz—To repeal and prohibit all state ad valorem taxes on any property within this state; and to establish the State Higher Education Assistance Fund. Senate resumed consideration—May 3.

SJR 8 Mengden—To provide that appointive members of governmental bodies who are appointed by the governor shall serve at the pleasure of the governor. Reported from senate committee favorably with substitute—April 26.

SJR 9 Clower—To reserve in the people the powers of initiative, referendum, and recall. Referred to subcommittee—March 13.

SJR 10 Mengden—Providing for the selection of the elective judges and justices of the courts of this state, with certain exceptions, at nonpartisan elections held in the odd-numbered years. Considered in public hearing—February 14.

SJR 11 Williams—Exempting from taxation the residence homesteads of veterans of the First World War or of the Spanish-American War and their surviving spouses. Considered by subcommittee in public hearing—March 13.

SJR 14 Mengden—Guaranteeing the right of a person to work for an employer without regard to whether the person is a member of or makes a payment to a labor organization. Reported favorably from committee with amendments—February 13.

SJR 15 Kothmann—Repealing the state ad valorem tax for permanent improvements at institutions of higher education. Reported from senate committee favorably with amendments—April 26.

SJR 17 Price—To reserve in the people the powers of initiative and referendum. Referred to subcommittee—March 13.

SJR 18 Schwartz—To authorize the legislature to legalize bingo or raffle games held for the benefit of nonprofit or charitable organizations. House adopted—April 25.

SJR 19 Schwartz—Prohibiting the imposition of net income tax on individuals. Referred to Finance Committee—January 9.

SJR 20 Mengden—To limit the existence of certain state agencies. Referred to State Affairs Committee—January 9.

SJR 21 Mengden—To provide for interim sessions of the Senate to consider the confirmation of gubernatorial appointees. Reported from committee favorably without amendments—February 1.

SJR 22 Farabee—To limit the number of times that a person may be elected to the office of governor. Referred to subcommittee—January 30.

SJR 25 Mengden—Amending the constitution to provide for judicial review of legislation enacted during a special session. Referred to State Affairs Committee—January 22.

SJR 26 Parker—To repeal and prohibit all state ad valorem taxes on any property within this state; to establish the State Higher Education Assistance Fund. Senate scheduled for public hearing on May 2.

SJR 27 Mengden—Proposing a constitutional amendment to limit the number of times that a person may be elected governor or lieutenant governor. Referred to State Affairs Committee—January 22.

SJR 23 Mengden—Proposing a constitutional amendment relating to terms of office and salary of members of the legislature. Referred to State Affairs Committee—January 22.

SJR 30 Kothmann—Proposing a constitutional amendment to provide an exemption from certain property taxes on at least \$10,000 of the market value of residential homesteads of persons 65 years of age or older. Referred to subcommittee—February 28.

SJR 32 Mengden—Proposing a constitutional amendment to grant the state a right of appeal in criminal cases as provided by law. Referred to Jurisprudence Committee—January 29.

SJR 34 Mengden—Proposing a constitutional amendment relating to the date the governor takes office. Referred to State Affairs Committee—January 30.

SJR 35 Harris—Proposing a constitutional amendment permitting the legislature to authorize banks to use unmanned teller machines within the county or the city of their domicile, on a shared basis, to serve the public convenience. Reported favorably from committee with amendments—March 26.

SJR 38 Short—Proposing a constitutional amendment dedicating a portion of state sales taxes for public primary and secondary education and requiring state funding of new primary and secondary education programs. Referred to subcommittee—February 28.

SJR 39 Harris—Proposing a constitutional amendment relating to the budget execution powers of the governor and the power to veto or reduce items of appropriations. Reported favorably from committee with amendments—March 29.

SJR 42 Blake—Amending the constitution to authorize tax exemptions for church property used exclusively for religious education and training. Referred to Finance Committee—March 7.

SJR 43 Vale—Amending the constitution to create the solar, wind, geothermal, and alternative sources fund. Referred to Finance Committee—March 7.

SJR 44 Vale—Amending the constitution to exempt geothermal energy equipment from ad valorem taxes. Referred to Finance Committee—March 7.

SJR 45 Harris—Amending the constitution to authorize tax relief for residential homesteads. Referred to Finance Committee—March 7.

SJR 46 Harris—Amending the constitution to authorize a limitation on tax increases on residential homesteads. Referred to Finance Committee—March 7.

SJR 48 Grant Jones—Amending the constitution to eliminate requirement that county assessor appraise property for county taxes and to eliminate commissioner court as board of equalization. Referred to Finance Committee—March 12.

SJR 53 Schwartz—Amending the constitution to authorize a single appraisal and a single board of equalization for ad valorem tax purposes. Referred to Finance Committee—March 12.

SJR 56 Price—Amending the constitution to limit ad valorem taxes. Referred to Finance Committee—March 12.

SJR 57 Price—Amending the constitution to restrict adoption of or increases in local taxes. Referred to Finance Committee—March 12.

SJR 58 Meier—Amending the constitution to provide for local school property tax reduction and creating the School Property Tax Relief Fund. Referred to Finance Committee—March 19.

Weekly Meeting Schedule

Thursday, May 3, 1979

Senate Intergovernmental Relations, upon adjournment of afternoon session. Meeting cancelled.

Friday, May 4, 1979

Senate Administration Committee, 8:30 a.m. Meeting cancelled.

Senate Education Committee, 8:30 a.m. Meeting cancelled.

Senate Natural Resources Committee, 8:30 a.m. Deleted from agenda: SB 1281 (McKnight) and SB 533 (Clower).

Monday, May 7, 1979

Senate Economic Development Committee, 9 a.m., Lieutenant Governor's Committee Room, State Capitol, to consider HB 585 (Jones of Harris), HB 452 (Harris), HB 1318 (Mengden), HB 1297 (Meier), HB 1373 (Jones of Taylor), SB 119 (Mengden), SB 364 (Meier), SB 365 (Meier), SB 688 (Mengden), SB 693 (Mengden), SB 687 (Mengden), SB 743 (Harris), SB 751 (Jones of Taylor), SB 758 (Traeger), SB 757 (Traeger), SB 1042 (McKnight), SB 761 (Jones of Harris), SB 1088 (Farabee), SB 1089 (Clower), SB 1083 (Clower), SB 905 (Traeger), SB 916 (Traeger), SB 990 (Traeger), SB 928 (Traeger), SB 1212 (Harris), SB 989 (Short), SB 1174 (Mengden), SB 1153 (Meier), SB 1161 (Meier), SB 984 (Vale), SB 845 (Price), SB 901 (Harris), SB 1076 (Harris), SB 1077 (Harris), and SB 954 (Harris).

Senate Administration Committee, 10 a.m., Senate Reception Room, State Capitol, to consider HB 1146 (Lalor/Howard).

Senate Education Committee, 10 a.m., Sergeant-at-Arms Committee Room, State Capitol, to consider public school finance legislation and HB 350 (Mauzy).

Senate Finance Committee, 2 p.m. Meeting cancelled.

Senate State Affairs Committee, 2 p.m., Senate Chamber, State Capitol, to consider HB 869 (Hall of Webb/Santiesteban), HB 1387 (Browder/Moore), HB 1907 (Browder/Parker), SB 1247 (Harris), HB 442 (Willis/Andujar), SB 1253 (Andujar), SB 408 (Clower), SB 1270 (Clower), HB 543 (Waters/Ogg), HB 544 (Waters/Ogg), and SB 1127 (Ogg).

Senate Human Resources Committee, 4 p.m., Lieutenant Governor's Committee Room, State Capitol, to consider SB 352 (Brooks), SB 468 (Brooks), SB 776 (Moore), SB 930 (Truan), SB 1046 (Ogg), SCR 73 (Meier), HB 305 (Whitehead/Blake), HB 686 (Hall/Traeger), HB 784 (Whitehead/Blake), HB 1733 (Lalor/Santiesteban), HB 1876 (Cain/Braecklein), SB 90 (Doggett), SB 871 (Brooks), SB 1013 (Schwartz), and SB 1094 (Clower).

Tuesday, May 8, 1979

Nominations Subcommittee, 9 a.m. Meeting cancelled.

Senate Finance Committee, 9:30 a.m., Senate Finance Committee Room, State Capitol, to consider HB 2235 (Finnell/Farabee) and SB 1301 (Blake).

Special Committee on Delivery of Human Services in Texas, 10 a.m., City Hall, 300 West Cotton Street, City Council Chambers, Longview, to hear public testimony.

Senate Finance Committee, 2 p.m. Meeting cancelled.

Senate Jurisprudence Committee, 2 p.m., Senate Chamber, State Capitol, to consider SCR 68 (Mauzy), HB 1160 (Pierce/Traeger), SB 360 (Farabee), SB 73 (Mengden), SB 366 (Mengden), SB 441 (Santiesteban), SB 453 (Santiesteban), SB 1134 (Price), SB 1185 (Jones of Harris), SB 922 (Longoria), SB 1194 (Truan), SB 1277 (Jones of Taylor), SB 1283 (Santiesteban), SB 1299 (Meier), HB 39 (Chavez/Truan), HB 40 (Chavez/Truan), HB 412 (Simpson/Traeger), HB 449 (Evans/Meier), HB 567 (Bock/Meier), HB 711 (Blythe/Mauzy), HB 794 (Von Dohlen/Snelson), HB 883 (Simpson/Williams), HB 1109 (Gene Green/Gene Jones), HB 1333 (Harrison/Truan), HB 1565 (Nabers/Santiesteban), HB 1566 (Nabers/Santiesteban), HB 1689 (Hendricks/Meier), SB 651 (Ogg), SB 668 (Ogg), SCR 12 (Mengden), and HCR 28 (Whitehead/Mengden).

Intergovernmental Relations Committee, 3 p.m., Lieutenant Governor's Committee Room, State Capitol, to consider SB 1292 (Creighton), HB 1491 (Hanna/Creighton), HB 874 (Watson/Schwartz), SB 1074 (Brooks), SB 1294 (Patman), SB 1293 (Patman), HB 2154 (Valles/Santiesteban), SB 1268 (Truan), HB 2161 (Patterson/Howard), SB 183 (Mauzy), HB 1453 (Whaley/Price), SB 1092 (Price), SB 1070 (Ogg), HB 1662 (Temple/Blake), HB 1590 (Willis/Andujar), SB 1273 (Mengden), SB 473 (Mengden), SB 809 (Mengden), SB 1011 (Mengden), SB 1271 (Snelson), SB 660 (Vale), SB 212 (Mauzy), SB 969 (Brooks), HB 34 (Grant), SB 1050 (Ogg), HB 284 (Uher/Schwartz), SB 429 (Farabee), and SB 961 (Braecklein).

Senate Administration Committee, 4:30 p.m., Senate Reception Room, State Capitol, to consider SCR 86 (Longoria), HCR 32 (Washington/Doggett), HCR 75 (Bush/Parker), and applications for May 10 local and uncontested calendar.

Senate Consumer Affairs Subcommittee, 6 p.m., Senate Chamber, State Capitol, to consider SB 167 (Mengden).

Wednesday, May 9, 1979

Nominations Subcommittee, 9 a.m. Meeting cancelled.

Senate Natural Resources Committee, 2 p.m., Lieutenant Governor's Committee Room, State Capitol, to consider SB 1261 (Mengden), SB 1281 (McKnight), SB 1284 (Truan), SB 1285 (Truan), SB 1296 (Brooks), HCR 161 (John Wilson/Schwartz), HB 1022 (Rangel/Truan), HB 1225 (Uher/Schwartz), HB 938 (Craddick/Schwartz), and HB 1816 (Craddick/Schwartz).

Thursday, May 10, 1979

Intergovernmental Relations Committee, 9 a.m., Lieutenant Governor's Committee Room, State Capitol, to consider SB 1297 (Mauzy), HB 2108 (Jackson/Brooks), HB 2172 (Washington/Brooks), SB 1262 (Schwartz), HB 1071 (Benedict/Schwartz), HB 1245 (Benedict/Schwartz), HB 1811 (Willis/Longoria), SB 1289 (Jones of Harris), HB 1056 (Keller/Truan), SB 1264 (Truan), SB 1237 (Price), HB 1293 (Von Dohlen/Williams), HB 750 (Clark of Jasper/Blake), and SB 1291 (Snelson).

Special Committee on Delivery of Human Services in Texas, 10 a.m., United Way, 1010 Waugh Drive, conference room, second floor, Houston, to hear public testimony.

Confirmation of Gubernatorial Appointments

Confirmed May 3, 1979

The following is a list of gubernatorial appointments confirmed by the Texas Senate on May 3, 1979.

Listed are the agencies or offices, the appointees, and the counties of residence of the appointees.

Family Practice Residency Advisory Committee
Dr. E. J. Mason, Dallas

Ports of Galveston County, Branch Pilots
Captain Harry L. Coker, Galveston
Captain Albert F. Schurig, Galveston
Captain Charles R. Gilchrist, Galveston
Captain Russell Bryant, Galveston

Texas Board of Health
Dr. Richard W. Ragsdale, Denton

Texas Industrial Commission
Jon P. Underwood, Travis

Texas Advisory Commission on Intergovernmental Relations
William G. Nikolis, Dallas

State Board of Medical Examiners
Dr. Ruth Bain, Travis
Dr. John A. Welty, Cameron
Dr. Carlos D. Godinez, Hidalgo

Advisory Council on Small Business Assistance
Jose Luna, Harris
Mrs. Elizabeth Mercurio, El Paso

Texas Turnpike Authority, Board of Directors
Clive Runnells, Harris

HCR 173 Von Dohlen—Commending the fun filled festivities of the Texas State Championship Fiddlers' Frolics to Texas citizens and all visitors to the Lone Star State, and proclaim April 27 through April 29, 1979, as Fiddlers' Weekend in Texas. Signed May 2, 1979

HCR 176 Donaldson—Requesting the governor to return Senate Bill 293 to the house of representatives for further consideration. Signed May 2, 1979

HCR 158 Polumbo—Declaring Tuesday, April 10, 1979, Kenny Forsch Day in Texas. Signed May 2, 1979

HCR 175 B Hall—In memory of Monsignor George Gloeckner. Signed May 2, 1979.

HCR 177 Presnal—Expressing deep appreciation to the Kittrell family for the gift to the University of Texas Archives of the journals written by Dr. Pleasant Williams Kittrell

HB 354 Bush—Relating to clarifying and procedural changes to the Texas Controlled Substances Act. Signed May 2, 1979. Effective immediately

HB 434 McBee—Relating to voting absentee by persons involved in administering an election. Signed May 2. Effective August 27, 1979

HB 548 Keller—Relating to health services for persons with cystic fibrosis. Signed May 2. Effective August 27, 1979

HB 638 Ezzell—Relating to weight, length, and width requirements for vehicles transporting seed cotton modules. Signed May 2, 1979. Effective immediately

HB 853 Denton—Relating to the establishment of a cancer registry and the reporting of data from the records of certain patients. Signed May 2. Effective September 1, 1979

HB 923 Rains—Relating to procedures for accounting for ballots supplied for absentee voting. Signed May 2. Effective August 27, 1979

HB 926 D Hill—Relating to the period of duration of certain corporations. Signed May 2, 1979. Effective immediately

HB 976 Bush—Relating to the creation administration powers, duties, functions, and financing of the Greater Texoma Municipal Utility District. Signed May 2, 1979. Effective immediately

HB 1075 Lalor, et al.—Relating to shelter and services for victims of family violence and court orders for the protection of members of a family or a household. Signed May 2. Effective September 1, 1979

HB 1099 Massey, et al.—Relating to the exclusion of implied warranties applicable to the sale or barter of livestock. Signed May 2, 1979. Effective immediately

HB 1184 Webber—Relating to the refund by the State Board of Insurance of any tax, fee, or other sum of money including any interest or penalty, overpaid or paid erroneously. Signed May 2, 1979. Effective immediately.

Legislation Signed

The following is a list of the bills and resolutions signed by the governor during the 66th Session of the Texas Legislature. The list includes the date of the governor's signature and the measure's effective date.

After the completion of the legislative session, a cumulative list will appear of all legislation signed by the governor as well as lists of legislation enacted without the governor's signature and measures receiving his veto.

House of Representatives

HCR 116 B Keese—Designating the first week of May as Motorcycle Safety Week for the State of Texas. Signed May 2, 1979.

HCR 131 J Clark—Recognizing the significant contributions of the Czech people to the State of Texas and endorse the study of the Czech language to insure the perpetuation of Czech customs and identity. Signed May 2, 1979.

Senate

SCR 31 Brooks—Request the Texas Department of Mental Health and Mental Retardation and community mental health and mental retardation centers to place additional emphasis on mental health crisis counseling for the elderly and the handicapped. Signed May 2, 1979

SCR 43 McKnight—Lincoln National Life Insurance is granted permission to bring suit against the State of Texas. Signed May 2, 1979

SCR 52 Traeger—Motorola, Inc., is hereby granted permission to sue the State of Texas. Signed May 2, 1979

SCR 64 Parker—Congratulating the members and coaching staff of the Lamar University basketball team on their highly successful 1979 season. Signed May 2, 1979

SB 606 Santiesteban—Relating to the prepayment and allocation of a corporation's initial franchise tax deposit and filing of its initial franchise tax report. Signed May 2. Effective September 1, 1979.

Texas Air Control Board

Applications for Construction Permits

Notice is given by the Texas Air Control Board of applications for construction permits received during the period of April 23-27, 1979.

Information relative to these applications, including projected emissions and the opportunity to comment or to request a hearing, may be obtained by contacting the office of the executive director at the Central Office of the Texas Air Control Board, 8520 Shoal Creek Boulevard, Austin, Texas 78758.

A copy of all material submitted by the applicant is available for public inspection at the Central Office of the Texas Air Control Board at the address stated above and at the regional office for the air quality control region within which the proposed facility will be located.

Listed are the name of the applicant and the city in which the facility is located; type of facility; location of the facility (if available); permit number; and type of application—new source or modification

Norton Concrete Company of Longview, Inc., Tatum; concrete batch plant; FM 1794; 7562; new source

Lubrizol Corp., Deer Park; detergent manufacturing expansion; 41 Tidal Road; 7563; new source

Imperial American Company, Tyler; powder paint coating facility; Laney Road, 7564; new source

Diamond Shamrock Corp., Dallas; boiler; 1100 Lenway Street; 7565; new source

H. B. Zachry Co., Irving; drum mix asphaltic concrete plant; DFW Airport; 7566; new source

Whittaker Corp., Conroe; pipe coating facility; 7567; new source

Dow Chemical Co., Texas Div., Freeport; polyethylene production; B-41; 7568; new source

Issued in Austin, Texas on May 3, 1979.

Doc. No 792760 John B. Turney
Hearing Examiner
Texas Air Control Board

Filed May 4, 1979, 9:47 a.m.

For further information, please call (512) 451-5711, ext. 354.

Week Ending April 27, 1979

Century Wrecker Sales, San Antonio; spray painting facility; 6420A

Edgewater Refining Co., Aransas Pass; liquid waste disposal facility, Highway 35; 6816A; new source

South Texas Construction Co., Alice; rock crushing plant; Moos Pit, 7543A; new source

Sulphur Spring Dead Stock Removal, Sulphur Springs, dead stock removal; 7551; new source

Dow Chemical Co., Texas Div., Freeport; propylene dichloride finishing facilities; 7552; new source

Fort Worth Water Department, Arlington, two wastewater treatment plant/grease incinerator, 4500 Wilma Lane, 7553; new source

Uranium Resources, Bruni; in situ uranium leach; Benavides Leach Project; 7554; new source

Volkswagen Products Corp., Fort Worth, spray painting and degreasing facility, 4401 Blue Mound Road; 7555; new source

Alcon Laboratories, Inc., Addison; hair and skin care products; 3737 Belt Line Road; 7556; new source

Uni Refining Co., Ingleside, unleaded gasoline production facilities; FM 2725 and Bishop Road—Ingleside Refinery; 7557; new source

J. M. Huber Corp., Baytown, carbon black furnace unit; 9300 Needlepoint Road; 7558; new source

Aluminum Company of America, Rockdale; anode baking furnaces; 7559; new source

Celanese Chemical Co., Inc., Pampa; storage tank; 7560; new source

Amoco Production Co., Sundown; additional water storage; West RKM Unit North; 7561; modification

State Bar of Texas

Second Annual Advanced Civil Trial Course

The State Bar of Texas will be sponsoring its second advanced civil trial course in two locations this year—Houston, June 4-9, 1979, at South Texas College of Law, and Dallas, June 11-16, 1979, at the Loews Anatole. The six-day course will be directed by Finis E. Cowan and Professor Newell H. Blakely in Houston and Henry D. Akin and J. Carlisle DeHay, Jr., in Dallas, and will include a distinguished faculty of professors and practitioners from Texas.

The course is the most comprehensive legal education course on trial litigation the State Bar of Texas offers. The most outstanding trial attorneys, judges, and professors from across the state will present the topics. The first day is on personal injury litigation. Tuesday through Friday will cover the entire scope of a trial, from initiating the attorney-client relationship to federal appeals. The last day will cover extraordinary remedies and business litigation. The course will deal with Texas and federal substantive and procedural law and is intended as a broad review course for lawyers who have had substantial litigation experience.

Credit for attendance at the advanced civil trial law course may be utilized toward the total continuing legal education requirements for the certification and recertification of attorneys in civil trial law and personal injury trial law by the Texas Board of Legal Specialization.

Topics of the course are as follows:

Monday, June 4 and 11

Personal Injury

Special Issues and Instructions—current

Problems/Discretion

Technical Evidence

Negligence
 Product Liability
 Worker's Compensation
 Statutory Causes of Actions
 Professional Malpractice

Tuesday, June 5 and 12

Combined: General Civil Trial and Personal Litigation
 Jurisdiction, Parties, and Actions—State
 Jurisdiction, Parties, and Actions—Federal
 Venue
 Pleadings (State and Federal)
 Jurisdiction over the Person and Service of Process
 Class Actions and Fundamentals of Litigation under
 42 United States Code 1983
 Preparation

Wednesday, June 6 and 13

Discovery
 Motion Practice and Summary Judgment
 Compromise Settlements and Their Effects
 Professional Responsibility and the Code of Professional
 Conduct
 Examination of Witnesses (two topics)
 Direct and Cross Examination

Thursday, June 7 and 14

How to Use Demonstrative and Testimonial Evidence
 Evidence (three topics)
 Relevance, Competency, Privilege, Presumptions, and
 Judicial Notice
 Hearsay and Exceptions
 Introduction of Documentary and Physical Evidence,
 Opinion and Expert Testimony, and Exclusion of
 Inadmissible Evidence
 Issue Submission and Court's Charge
 Jury Argument and Voir Dire—How to Avoid Reversible
 Error and Still be Persuasive

Friday, June 8 and 15

Jury and its Deliberations, Verdicts, and Judgments
 Protecting the Record and Perfecting Appeal
 Appeals, Writs of Error
 Appeals, Direct and Collateral Attacks on Judgments
 Effective Briefs and Oral Arguments
 Jurisdictional Limits of Texas Courts of Civil Appeals and
 Supreme Court
 Federal Appeals

Saturday, June 9 and 16

Extra General Civil Trial Day
 Extraordinary Remedies
 Litigation between Business Interests
 Litigation between a Business and Ownership Interests
 Litigation between a Business and Its Employees
 Creditor's Rights Litigation
 Consumer Protection
 Usury

Extensive articles will be bound in a hard back, three-ring binder and will be included as part of the registration fee and handed out during registration. The registration fee including both the 1978 set and the 1979 update is \$295; the registration fee including only the 1979 update (for persons who already have the 1978 material) is \$250. The course is limited, therefore, preregistration is required and must be accompanied by at least a \$50 deposit, which is refundable until

5 p.m. on May 28 (for Houston) and June 4 (for Dallas), which is when the entire fee must be paid. Registration may be made by sending a check payable to the State Bar of Texas, "Advanced Civil Trial Course (city)," P. O. Box 12487, Austin, Texas 78711

Issued in Austin, Texas, on April 30, 1979.

Doc. No 792726 Kathy Fly
 Institute Facilities Coordinator
 State Bar of Texas

Filed, May 3, 1979, 9:58 a.m.

For further information, please call (512) 475-6842.

Comptroller of Public Accounts

Administrative Decisions

For copies of the following opinions selected and summarized by the Legal Services Division, contact Harriet Burke, Legal Services Division, P.O. Box 13528, Austin, Texas 78711. Copies will be edited to comply with confidentiality statutes.

Summary of Administrative Decision 9955

Summary of Decision: The providing of equipment with an operator for a single charge is presumed to be a service rather than a rental of tangible personal property and the charge is not subject to sales and use tax (Comptroller's Sales Tax Rule .014).

Summary of Administrative Decision 10163

Summary of Decision: Materials and supplies purchased and used by petitioner in the performance of a custodial service contract with the United States government were subject to sales and use tax in the absence of a contractual provision reflecting that title to these items passed to the United States government prior to use.

Issued in Austin, Texas, on May 2, 1979.

Doc No 792719- Harriet Burke
 792720 Hearings Section
 Comptroller of Public Accounts

Filed May 2, 1979, 2:20 p.m.

For further information, please call (512) 475-2148

Correction of Error

Adopted Rule 026.02.12.013 of the Comptroller of Public Accounts appeared in the April 24, 1979, issue of the *Texas Register* (4 TexReg 1470) with an error in subsection (b)(12). That paragraph should read:

(12) Regardless of the method of accounting for investments in subsidiaries and affiliated corporations, dividends paid, rather than earnings of the subsidiary or investee, constitute gross receipts in the accounting year in which received by the parent or investor.

An emergency adoption of that same rule appeared in the May 4, 1979, issue of the *Texas Register* (4 TexReg 1597) with an error in subsection (b)(19). The first sentence of

paragraph (19) should read: "A corporation's share of the net profit from a partnership or joint venture in which the corporation is a partner or joint venturer constitutes receipts to the corporation."

Office of the Governor Notice of Energy Auditor Training Program

The Governor's Office of Energy Resources is announcing a series of 18 meetings throughout the state to train energy auditors for conducting audits of buildings owned by public and private nonprofit schools, hospitals, local governments, and public care institutions.

The two-day training programs to be conducted between May 14 and June 1, 1979, will partially fulfill the requirements of the National Energy Conservation Policy Act of 1978 (Public Law 95 619), which contains major grants programs to promote energy conservation in the above-mentioned four sectors of public and private nonprofit buildings constructed prior to April 20, 1977. The grants programs will provide funding for voluntary activities relating to energy audits of buildings and energy conservation measures for reducing the rate of energy consumption. Over \$9.27 million of federal funding will be available to the eligible institutions in Texas and for program administration through September 30, 1979. A total of almost \$40 million will be available in Texas over the next three-year period pending appropriations of Congress which may equal this already approved funding authorization level as provided by current Department of Energy allocation formulas.

Since the energy audits are a prerequisite to applying for technical assistance (TA: detailed engineering analysis) and energy conservation measures (ECM: installation of materials and equipment) grants, these training sessions will be important for qualifying people as energy auditors. Nearly all the information and materials that will be needed for your participation in all parts of the program, including preliminary energy audit and energy audit forms and technical assistance and energy conservation measures applications, will be distributed and thoroughly discussed at the training sessions.

The two day training sessions will be conducted from 8 a.m. to 5 p.m. at the following locations according to the referenced schedules.

May 14 and 15

Austin—Joe C. Thompson Center, Room 3102, just north of LBJ Library

El Paso—El Paso Teachers' Association, 6632 Continental

Houston—Ramada Inn North, 4225 North Freeway

May 17 and 18

Fort Worth (north of)—Tarrant County Community College, South Campus, Loop 820 South at Wichita

Edinburg (near McAllen)—Region I Education Service Center, 1900 West Schunior

San Antonio—John Calvin Presbyterian Church, Fellowship Hall, 8102 Midcrowne (Walzern Road exit off I-35)

May 21 and 22

Abilene—Briarwood Manor, 101 Eplen's Court (behind Toyota dealer on South 1st (Highway 80))

Tyler—Texas Eastern University, Administration Building, Room 127

Lubbock—Lubbock Memorial Civic Center, 1501 6th Street

May 24 and 25

Corpus Christi—Corpus Christi State University, Corpus Christi Hall, Room 17, 6300 Ocean Drive

Midland-Odessa—Regional Education Service Center 18, Midland Air Terminal, La Force Boulevard

Wichita Falls—Midwestern State University, 3410 Taft, Clark Student Center, Ballroom

May 29 and 30

Richardson (north of Dallas)—Regional Education Service Center 10, 400 East Spring Valley Road

Amarillo—Amarillo High School Cafeteria, 4225 Danbury

Houston—Marriott Hotel at Astrodome, 2100 South Braeswood at Greenbriar

May 31 and June 1

Beaumont—St. Andrews Presbyterian Church, Gladys Street at 23rd Street

San Angelo—Angelo State University, Houston Hart Student Center, Conference Room (Avenue N, then left on Rosemont, left in second parking lot; center is east of lot)

Waco—Waco Convention Center, 100 Washington Avenue, Ranger Room

There are no special qualifications for attending the training program. Anyone who attends the two-day training program will be eligible to conduct energy audits for the building owners.

For more information, contact either John Carlson (program coordinator for hospitals); Larry Morgan (program coordinator for local government and public care institutions); or Duane Keeran (program coordinator for educational institutions) in the Governor's Office of Energy Resources, 7703 North Lamar, No. 502, Austin, Texas 78752, telephone (512) 475-5407.

Issued in Austin, Texas, on May 4, 1979.

Doc. No. 792789 John Carlson
Program Coordinator for Hospitals
Governor's Office of Energy Resources

Filed: May 4, 1979, 12:11 p.m.

For further information, please call (512) 475-5407.

Texas Health Facilities Commission

Notice of Applications

Notice is given by the Texas Health Facilities Commission of applications (including a general project description) for declaratory rulings, exemption certificates, or administrative orders accepted April 24-30, 1979.

Should any person wish to become a formal party to any application for a declaratory ruling, exemption certificate, or administrative order, that person must file a notice of intent to become a party to the application with the chairman of the commission within 12 days after the enclosed listing is published. The first day for calculating this 12-day period is the first calendar day following the dating of this publishing. The 12th day will expire at 5 p.m. on the 12th consecutive day after said publishing if the 12th day is a working day. If the 12th 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. When notice of intent to become a party is mailed to the chairman of the commission, P.O. Box 15023, Austin, Texas 78761, it must be postmarked no later than the day prior to the last day allowed for filing notice of intent to contest.

The contents and form of a request to become a party to an application for a declaratory ruling, exemption certificate, or administrative order must meet the minimum criteria set out in Rule 315.20.01.050. Failure of a party to supply the minimum necessary information in the correct form by the 12th day will result in a defective request to become a party and such application will be considered uncontested.

The fact that an application is uncontested will not mean that it will be approved. The application will be approved only if the commission determines that it qualifies under the criteria of Sections 3.02 or 3.03 of Article 4418(h), Vernon's Annotated Civil Statutes, and Rules 315.17.04.010-.070, 315.17.05.010-.030, 315.18.04.010-.040, and 315.18.05.010-.030.

In the following list, the applicant is listed first, the file number second, and the relief sought and description of the project third. EC indicates exemption certificate, DR indicates declaratory ruling, and AO indicates administrative order.

Tarrant Health Protection Plan Inc., Fort Worth
AO79-0416-003

DR—That neither a certificate of need nor an exemption certificate is required to establish and operate a health maintenance organization for Tarrant County

Texas Department of Mental Health and Mental Retardation
for Denton State School, Denton
AA78-0306-035E(1)(041779)

EC—Request for an extension of time in which to complete construction of a workshop building on the Denton State School campus as authorized in exemption certificate AA78-0306-035

San Antonio Dialysis Center, doing business as San Antonio
Kidney Disease Center, San Antonio
AS79-0424-019

EC—Request for an exemption certificate to temporarily install three dialysis machines which were approved in certificate of need AS78-0413-001 at the existing facilities of the San Antonio Kidney Dialysis Center

Mesquite Community Hospital, Mesquite
AH79-0424-015

EC—Acquisition of Ohio-Nuclear radioisotope camera to provide in-house nuclear diagnostic capability in the Nuclear Medicine Department

Thomas L. Goodnight Memorial Hospital, Inc., Caldwell
AH79-0425-021

EC—To construct a replacement hospital facility in Caldwell to contain up to 27,000 square feet in order to meet Life Safety Code requirements, but not to increase bed capacity or services presently provided by the hospital

Navarro County Memorial Hospital, Corsicana
AH79-0427-021

EC—Conversion of an existing nurses' residence building into a child care center for children of hospital employees

Wylie Hospital, Wylie
AH79-0427-029

EC—To construct a replacement hospital facility in Wylie to contain up to 30,000 square feet in order to meet Life Safety Code requirements, but not to increase bed capacity or services presently provided by the hospital

City of Wichita Falls/Wichita County Hospital Authority,
Wichita Falls

AH75-0924-015E(1)(043079)

EC—Request for a 36-month extension of time within which to complete the modification of the Wichita General Hospital as approved in 3.02(a)(4) exemption certificate AH75-0924-015 with no increase in bed capacity or services provided by the hospital

Issued in Austin, Texas, on May 3, 1979.

Doc. No. 792754 Dan R. McNery
 General Counsel
 Texas Health Facilities Commission

Filed: May 3, 1979, 4:19 p.m.

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

Railroad Commission of Texas

Notice of Public Hearing on Proposed Gas Cost Recovery Rule 051.04.03.036

On January 25, 1979, Lone Star Gas Company filed an application for substantive rulemaking to establish a purchased gas cost recovery rule and asked for emergency effect thereof. Subsequently, on February 12, 1979, the Railroad Commission of Texas denied the request of Lone Star Gas Company for emergency effect of its rule but approved the publication of the proposed rule for public comment in the *Texas Register* in conjunction with comment on the interrelationship of proposed Gas Utilities Division Special Substantive Rule 051.04.03.028, BTU Content Adjustment, with the proposed gas cost recovery rule. The rules were published in 4 *TexReg* 599 on February 23, 1979. Following receipt of comments for 30 days, requests for hearing were received from the cities of Fort Worth and Dallas which, as governmental subdivisions, are legally qualified pursuant to Article 6252-13a (Supplement 1979), Section 5(c), to request mandatory public hearing by the Railroad Commission. The subject gas cost recovery rule is proposed pursuant to Texas Revised Civil Statutes Annotated, Article 1446c (Supplement 1979), Sections 2, 37, 38, 39, and 41(c)(3), and Article 6053 (1962).

A hearing is hereby called for the purpose of taking evidence and arguments relevant to the above-referenced gas cost recovery rule and its interrelationship, if any, with proposed Gas Utilities Division Special Substantive Rule 051.04.03.028, BTU Content Adjustment, on June 20, 1979, at 9 a.m. in Room 229 of the Byram Building, located at 611 South Congress, Austin.

The purchased gas adjustment rule as proposed by Lone Star would allow all gas utilities within the original and appellate jurisdiction of the Railroad Commission of Texas to recover 100% of their purchased gas costs from all sources. The proposed rule on BTU content adjustment by the Gas Utilities Division staff provides for an adjustment in the cost of gas for reduction in BTU content of gas by a gas utility engaged in the transmission of natural gas which removes liquids from such gas.

All comments which were filed with the commission pursuant to the publication of the proposed gas cost adjustment rule will be incorporated into the record of this proceeding and need not be refiled. All persons or agencies who filed comments to the proposed gas cost adjustment rule will be considered to be parties of record. All other interested persons or agencies who wish to appear at the hearing must file a motion to intervene with the director, Gas Utilities Division, Railroad Commission of Texas, P.O. Drawer 12967, Austin, Texas 78711, no later than June 15, 1979.

The hearing will be conducted on a nonadversary basis in order to get information on a broad general policy basis concerning impact of the proposed rule on an industry-wide basis. Cross-examination will not be allowed, and testimony may be presented in a narrative form if desired. Parties who take issue with specific factual matters regarding the application of this rule to their individual circumstances as opposed to broad, industry wide policy considerations shall file notice with the examiner on or before 14 days subsequent to the mailing of the statement of facts from the hearing after its conclusion, setting out with specificity and in detail those disputed factual issues and with whom those facts are disputed and request an adjudicative hearing thereon, if necessary. Upon receipt of such notice, a ruling will be made on each application by the examiner.

In the event neither the Railroad Commission of Texas nor any of its members is present to preside over and hold said hearing, then and in that event, the director or a hearing examiner of the Gas Utilities Division is hereby designated and empowered to hold the same and to do and to perform any act as provided in Texas Revised Civil Statutes Annotated, Article 6519a (1975).

Issued in Austin, Texas, on April 27, 1979.

Doc. No 792774 Joseph J. Piotrowski, Jr., Director
Gas Utilities Division
Railroad Commission of Texas

Filed: May 4, 1979, 11 27 a.m.

For further information, please call (512) 475-2747.

Texas Register Notice of Price Increase

Effective September 1, 1979, annual subscription rates for the *Texas Register* will be \$40 for units of state government and nonprofit schools and libraries in Texas, and \$60 for all others. Also available will be six-month subscriptions at \$30 and \$45, respectively. The price for a single issue of the *Register* will be \$1.50.

The price adjustment is primarily the result of inflationary increases in printing and postage that have occurred since 1975. The new prices will more accurately reflect the actual cost of providing the *Register*.

Subscribers who wish to renew early at the current price of \$25 may do so and extend the period of their existing subscriptions accordingly. All early payments should be postmarked no later than August 31, 1979. Please include a *Texas Register* mailing label along with your check or money order made payable to the secretary of state.

Any questions regarding your subscription should be directed to the *Texas Register* circulation staff at P.O. Box 12887, Austin, Texas 78711, or by calling (512) 475-7886.

Doc No 41A1