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TEXAS REGISTER

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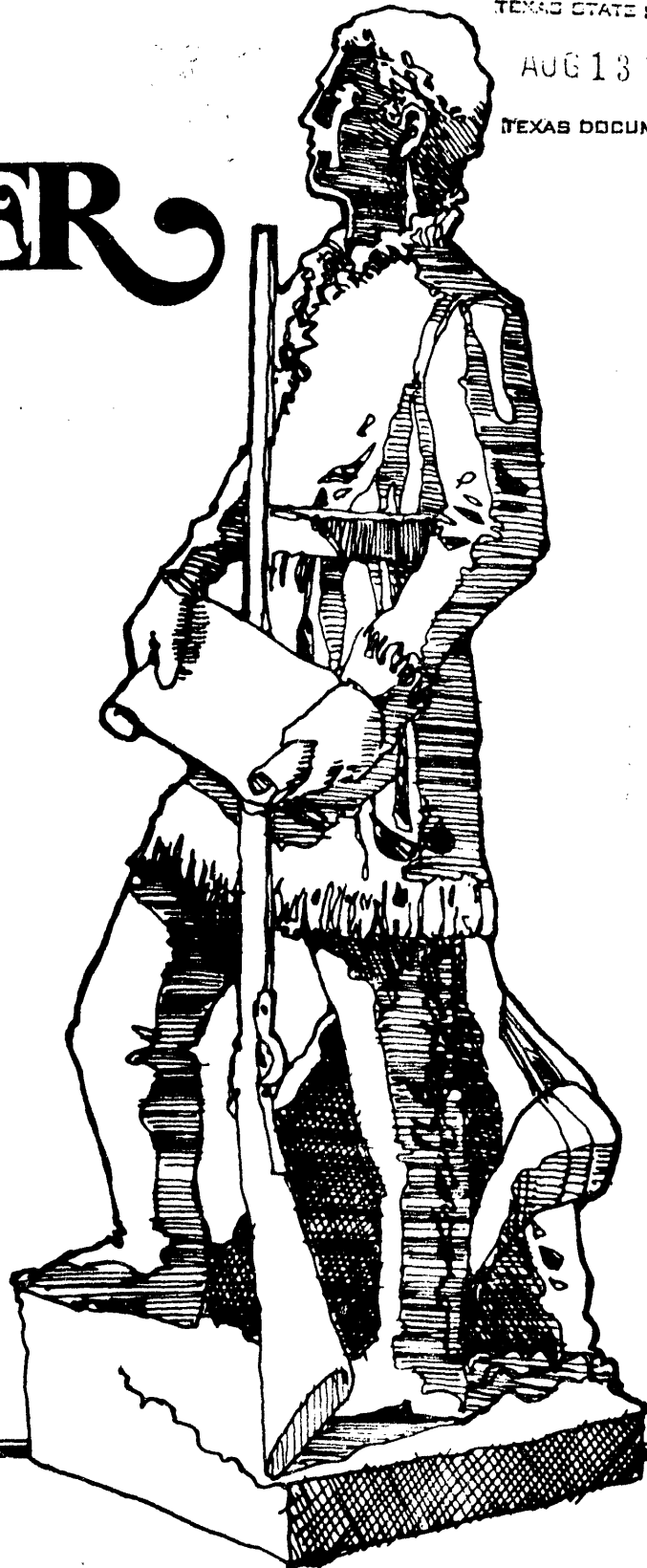
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Office of the Secretary of State

The Texas State Board of Dental Examiners has adopted an emergency amendment to its rule which states that a dentist may maintain only one additional office in the state. Many dental patients in Texas must travel to another city for dental treatment, and the current fuel shortage is making that travel difficult. Therefore, the board now allows a dentist meeting certain requirements to establish a third office to serve patients in a given area who have previously been travelling to his office in another city. This amendment is also proposed for permanent adoption by the board in this issue.

By law, all physicians and nurses in attendance at childbirth are required to put prophylactic drops in a baby's eyes to prevent ophthalmia neonatorum, which causes severe eye disorders in the newborn. The Texas Board of Health has proposed a new rule setting out prophylactic solutions which may be used as alternatives to the commonly used 1.0% solution of silver nitrate. The solutions, standard ophthalmic tetracycline and standard ophthalmic erythromycine, are recommended by the National Center for Disease Control in Atlanta, Georgia. A public hearing on the proposal will be held on August 7 in the Texas Department of Health Building, 1100 West 49th, Austin, and the rule will be considered for adoption at the September board meeting.

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

Artwork: Gary Thornton

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*George W. Strake, Jr.
Secretary of State*

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An agency may adopt emergency rules after determining what it considers to be an imminent peril to the public health, safety, or welfare. These rules may be effective immediately on filing with the secretary of state for no more than 120 days, renewable once for no more than 60 days. An agency must submit written reasons, published in the *Register*, for the emergency adoption of rules.

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 to existing material are indicated in *bold italics*. [Brackets] indicate deletion of existing material.

Texas State Board of Dental Examiners

Dental Offices 382.26.00

The board unanimously finds that imminent peril to the public health, safety, and welfare exists in that the present shortage in fuel for transportation of dental patients, especially children, who are undergoing continuing dental care and treatment at an established dental office in another city or extreme distance from the residence of such patients, has made it imperative for the board to adopt an emergency exception to the rule limiting the number of dental offices; further, to permit the dentist who is rendering such necessary dental care to travel to the area of the patient location will preserve and protect the health of the patients involved. Therefore, the following exception to Rule 382.26.00.001 is adopted.

The emergency amendment is adopted by the Texas State Board of Dental Examiners by authority of Article 4551d of Vernon's Texas Civil Statutes as amended and board Rule 382.13.02.050(d) of the Rules of Procedure Governing Grievances, Hearings, and Appeals; further, other applicable statutes and rules are Section 6 of Article 4548h of Vernon's Texas Civil Statutes as amended and board Rules 382.26.00.001 and 382.67.00.001.

.001. Number of Dental Offices.

(a) A Texas dental licensee practicing dentistry in Texas may have only one additional dental office location within the state in which he may practice dentistry whether his practice be individual, associate, partnership, or corporate.

(b) *A dentist not under disciplinary restraint by the Texas State Board of Dental Examiners or a court of competent jurisdiction may apply to the board for permission to temporarily render dental care, treatment, and service in a third location subject to the following conditions:*

(1) *that such third location will serve a number of dental patients in such area who have heretofore been traveling to an established dental office in another town or a great distance from the residence of such patients;*

(2) *that such patients are patients of record of such dentist;*

(3) *that such third location will be staffed only by the dentist making the application and his auxiliaries during his actual presence in such location;*

(4) *that his application is to primarily serve his dental patients and not just for income to such dentist;*

(5) *a dentist who is granted an exception provided for herein must maintain separate records of all third-office patients for board inspection;*

(6) *that such dentist will appear before the board when requested to do so and report on the services rendered at such third dental office;*

(7) *that such exception, if granted, will be for a limited period of time not to exceed six months;*

(8) *that the dentist-applicant will abide by all the laws and rules and regulations pertaining to dentistry;*

(9) *that any renewal of such exception is within the sole discretion of the board;*

(10) *that an application for such exception must be made in writing, addressed to the secretary-treasurer of the board, 718 Southwest Tower, 7th and Brazos, Austin, Texas 78701. The secretary-treasurer may require additional information from an applicant.*

Issued in Austin, Texas, on July 10, 1979.

Doc. No. 794286

Carl C. Hardin, Jr.

Executive Director

Texas State Board of Dental Examiners

Effective Date: July 10, 1979

Expiration Date: November 7, 1979

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

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 to existing material are indicated in *bold italics*. [Brackets] indicate deletion of existing material.

Texas Department of Agriculture Rural-Urban Business Standards Division Texas Weights and Measures 176.44.10

The Texas Department of Agriculture proposes to adopt Rule 176.44.10.012, concerning the fees to be charged for testing certain weighing and measuring devices. The current fee structure was established in 1967 under Article 5728, Revised Civil Statutes, and except for one particular device has not been increased since that time. The 66th Legislature, Regular Session, granted the authority for a fee increase in C.S.H.B. 1381. Because of the increased costs associated with device inspection work done by the Texas Department of Agriculture, it has become necessary to raise the fees for the inspection of these devices.

Estimated additional revenue generated by this rule is expected to be \$255,515 per year for the next five years at no additional cost to state or local government, according to the Texas Department of Agriculture.

Public comment on the proposed adoption of Rule .012 is invited. Comments may be submitted by writing Charles Forester, P.O. Box 12847, Austin, Texas 78711. A public hearing will be held at 10 a.m. on August 2, 1979, in Room 1046 of the Stephen F. Austin Building, 18th and Congress, Austin.

This rule is proposed under the authority of Article 5708 and C.S.H.B. 1381, Acts of 66th Legislature.

.012. Fees for Testing Weighing and Measuring Devices.
The fees for testing gasoline, kerosene, and diesel fuel pumps shall be \$2.00 for each pump tested; fees for testing scales up to 999 pounds capacity shall be \$2.00 for each scale tested; fees for testing scales 1,000 pounds capacity to 4,999 pounds capacity and over shall be \$20 for each scale tested. The fees for testing butane and propane metering devices shall be \$20 for each metering device tested. The fees for testing measuring devices located on raw milk storage tanks up to 400

gallons capacity shall be \$10 for each tank tested; fees for testing measuring devices located on raw milk storage tanks 401 gallons capacity to 600 gallons capacity shall be \$15 for each tank tested; fees for testing measuring devices located on raw milk storage tanks 601 gallons capacity and over shall be \$20 for each tank tested.

Issued in Austin, Texas, on July 5, 1979.

Doc. No. 794276 Reagan V. Brown
Commissioner of Agriculture

Proposed Date of Adoption: August 17, 1979
For further information, please call (512) 475-6577.

Texas Animal Health Commission Interstate Shows and Fairs 177.16.00

The Texas Animal Health Commission is proposing to amend subsections (b), (e), and (h) of Rule 177.16.00.016. Subsection (b)(2)(A)-(D) concerns setting an age for the testing requirement as well as extending the length of time for which a test is good. Subsection (e)(3) relaxes current restrictions pertaining to the leptospirosis vaccination by allowing a test in lieu of vaccination, if desired. Subsection (e)(6)(A)-(D) defines a local or county show and exempts swine originating in Texas from the leptospirosis, brucellosis, and pseudorabies requirements if they are entered in a local or county show and adjusts requirements of feeder pig shows and sales by requiring only tagging and quarantine to premises of destination in lieu of other testing and/or vaccination requirements. Subsection (h)(1) extends the time for issuance of a health certificate on fowl prior to entering the state and adds a statement designating a type vaccine with which the fowl must not have been vaccinated. An allowance is also made for fowl to enter provided they meet any other state's program provided it is equivalent to the National Poultry Improvement Plan.

The commission has determined that the proposed amended regulation has no fiscal implications for the state or for units of local government.

Written comments are invited and may be sent to John B. Armstrong, chairman, Texas Animal Health Commission, P.O. Box 12966, Austin, Texas 78711, within 30 days of publication in the *Texas Register*.

Amendment of Rule .016 is proposed under the authority of Article 7014f-1, Vernon's Annotated Civil Statutes

.016. Interstate Regulations Governing Admission of Livestock and Poultry into Texas and Regulations Governing Interstate and Intrastate Admission of Livestock into Shows, Fairs, and Exhibitions.

- (a) (No change.)
- (b) Cattle.
 - (1) (No change.)
 - (2) Tuberculosis.

(A) All dairy and registered beef breeding cattle two years of age or older may enter the state if negative to a tuberculin test within six months prior to entry and the results of these tests are recorded on the official health certificate for the cattle; or

(B) Accompanied by a prior permit secured from the Texas Animal Health Commission to be quarantined and tuberculin tested within five days after arrival.

(C) Exempt from test if from an accredited tuberculosis-free area or herd, provided herd number is stated on health certificate.

(D) Dairy and registered beef breeding cattle two years of age or older originating in Texas for exhibition purposes are required to be negative to the tuberculin test within six months prior to entering shows, fairs, and exhibitions.

[Unless one of the following requirements can be met, all dairy and registered beef breeding cattle imported into the state must be accompanied by prior permit secured from the Texas Animal Health Commission and an official health certificate and quarantined and tuberculin tested within five days after arrival.

[(A) Dairy or registered beef breeding cattle from accredited tuberculosis-free herds may enter without tuberculin test if accompanied by health certificate showing tuberculosis-free herd number or originate from accredited tuberculosis-free area.

[(B) Dairy and registered beef breeding cattle may enter the state if certification can be made showing negative tuberculin test within 30 days prior to entry.

[(C) Dairy and registered beef breeding cattle imported for exhibition purposes may enter provided accompanied by negative tuberculin test conducted within 30 days prior to entry.

[(D) Dairy and registered beef breeding cattle originating in Texas for exhibition purposes are required to be negative to the tuberculin test within 30 days prior to entering shows, fairs, and exhibitions.]

(3)-(4) (No change.)

(c)-(d) (No change.)

(e) Swine.

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

(3) *Breeding or exhibition swine must be temperatured with the temperature recorded on the health certificate. Breeding swine must have a negative brucellosis test within the previous 30 days or originate from a validated brucellosis-free herd. Breeding swine must be tested negative for leptospirosis within the previous six months or vaccinated within the previous six months with the strain or strains approved by the Texas Animal Health Commission.* [Breeding or exhibition swine imported into the state must be temperatured with the temperature recorded on the health certificate. They will have a negative brucellosis test within the previous 30 days or originate from a validated brucellosis-free herd and must have been vaccinated against leptospirosis within the previous six months.]

(4)-(5) (No change.)

(6) Exhibitions, fairs, and shows.

(A) *All swine imported into Texas must meet entry requirements.*

(B) *Swine originating in Texas for exhibition in all local, regional, and state livestock shows must meet the following requirement (a local show is defined as one receiving swine from within the county where the show is held, or any adjoining counties). Have an official health certificate that certifies:*

(i) *swine have not been fed garbage, either raw or cooked;*

(ii) *they have not been exposed to hog cholera or PRV;*

(iii) *swine have been permanently identified (ear tag, ear notch, or number tattoo).*

(C) *Swine originating in Texas entering regional and state livestock shows which are not terminal must meet the following requirements:*

(i) *Those stated in (B) above.*

(ii) *Breeding or exhibition swine must be temperatured with the temperature recorded on the health certificate. Breeding swine must have a negative brucellosis test within the previous 30 days or originate from a validated brucellosis-free herd. Breeding swine must be tested negative for leptospirosis within the previous six months or vaccinated within the previous six months with the strain or strains approved by the Texas Animal Health Commission.*

(iii) *All swine must be tested negative to a recognized PRV test within the previous 30 days or originate from a qualified PRV herd.*

(D) *Swine in feeder pig shows and sales.*

(i) *The Texas Animal Health Commission must be notified of the date and place of all feeder pig shows and sales with more than one consignor at least 15 days prior to the show or sale.*

(ii) *Swine in feeder pig shows and sales with more than one consignor must be ear tagged and identified as to the herd of origin with a record made relating the ear tag number to the seller. This record must be filed with the Texas Animal Health Commission within 10 days after the date of the show or sale. All swine must be quarantined to the premise of destination for a period of 30 days by the Texas Animal Health Commission.*

(iii) *In the event that Texas Animal Health Commission personnel are unavailable to ear tag and make record of swine in feeder pig shows and sales, then it is the responsibility of the show or sale sponsor to comply with the requirements set forth in subparagraph (D)(ii).*

(iv) *All swine in feeder pig shows and sales are exempt from subparagraphs (B) and (C) above except when breeding animals (over four months of age) are present at the show; in this event, feeder pigs must also comply with provisions set forth in subparagraph (B) above.* [All swine imported into Texas and originating within Texas must meet entry requirements.]

(f)-(g) (No change.)

(h) Poultry.

(1) *All poultry or domestic fowl shipped into the State of Texas shall be accompanied by an official health certificate issued by an accredited veterinarian within 10 days prior to [on the day of] shipment, certifying that the poultry or domestic fowl have been inspected and are free of evidence of infections or contagious disease and that the birds have not been vaccinated against laryngotracheitis with non-modified live virus vaccine.* The certificate must further state the birds have passed a negative test for pullorum and typhoid within 30 days prior to shipment or that they originate from flocks which have met the pullorum-typhoid requirements of the National Poultry Improvement Plan or an equivalent state program.

(2) (No change.)

Doc. No. 794278

Swine

Quarantines and Vaccination 177.18.10

The Texas Animal Health Commission is proposing to amend Rule 177.18.10.020. The proposal amends subsection (b)(1) and concerns official diagnostic procedures. The method to be used is to be based on standard diagnostic procedures and will include the serum neutralization (SN) or other recognized tests. The other recognized tests for pseudorabies (PRV) can be used in determining the presence of a virus.

Subsection (d)(1) concerns the deletion of a portion of one sentence so that the maintenance of pseudorabies-qualified herds will be in compliance with current federal regulations; Paragraph (2) concerns herd additions. In addition to present entry requirements for swine, new animals to be added may come from another qualified PRV herd, either in or out of state, that has a qualified PRV test program that equals or exceeds the Texas Qualified Herd Program. By allowing new animals to be added to a qualified herd in this manner, it will allow freedom of movement for the PRV-qualified herd without a test. The proposed amendment is being made on the recommendations of the Texas Pork Producers.

The staff of the Texas Animal Health Commission has determined that there are no fiscal implications to the state or to units of local government.

Public comment on the proposed amendment to Rule .020 is invited. Persons should submit their comments in writing to John Armstrong, chairman, Texas Animal Health Commission, P.O. Box 12966, Austin, Texas 78711.

The amendment is proposed under authority of Article 7014f-1, Vernon's Annotated Civil Statutes.

020. *Pseudorabies.*

(a) (No change.)

(b) Quarantines.

(1) All herds suspicious of PRV will be investigated and quarantined pending final determination. Final determination of the presence or absence of PRV in a herd shall be made by the investigating veterinarian. Official diagnosis shall be based on standard diagnostic procedures including the serum neutralization *or other recognized tests* [test, the enzyme labeled antibody test, and/or virus isolation].

(c) (No change.)

(d) Qualified PRV herd status.

(1) Qualified PRV herd status is attained by 100% testing of the adult breeding herd. Status will be maintained by subsequent testing of not less than 25% increments every 90 days [(if less than 30 adult breeding animals in herd, test all)]. No animal(s) is to be tested twice in one year to comply with the 25% requirement. This should result in all eligible animals in the herd being subjected to the test during the year. All tests must be negative on the qualifying subsequent tests for herds to qualify and retain status.

(2) Herd additions must be:

(A) *tested negative with the SN or any recognized PRV test within 30 days prior to entry on the premises; isolated at least 30 days and retested prior to adding them to the herd; or*

(B) *the new animals be from a qualified PRV herd (either in state or out of state) that has a qualified PRV herd program that equals or exceeds the Texas Qualified Herd Program.*

[SN tested negative within 30 days prior to entry on the premise; isolated and retested within 30 days prior to adding to herd].

Issued in Austin, Texas, on July 10, 1979.

Doc. No. 794277 John W. Holcombe, DVM
Executive Director
Texas Animal Health Commission

Proposed Date of Adoption: August 17, 1979
For further information, please call (512) 475-4111.

Texas State Board of Dental Examiners Dentistry

Examination—Application 382.01.02

The Texas State Board of Dental Examiners is proposing an amendment to Rule 382.01.02.002. The change in the paragraph regarding foreign or nonaccredited graduates is necessary because the World Health Organization has not published a new list of schools since 1967, and recent information received advises that the World Health Organization does not "approve" but merely "lists" dental schools.

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

Those desiring to comment upon this 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 Vernon's Texas Civil Statutes as amended.

.002. *Applicant Categories.* Applicants for license are classified in two categories.

(1)-(3) (No change.)

(4) Foreign or nonaccredited graduates. [To be eligible for examination by the Texas State Board of Dental Examiners,] An applicant [who is a graduate of a dental school approved by the World Health Organization but] who is not a graduate of a school of dentistry accredited by the Accrediting Agency of the American Dental Association and the Texas State Board of Dental Examiners must provide and do the following *to be eligible for examination by the Texas State Board of Dental Examiners:*

(A)-(F) (No change.)

Doc. No. 794282

Conduct

Suspended or Revoked Licenses 382.19.12

The Texas State Board of Dental Examiners is proposing a new rule, Rule 382.19.12.002. Dentists or dental hygienists found "guilty" by the board of violating laws and rules pertaining to dentistry or dental hygiene and who have had their authority to practice suspended for more than one year are prohibited by this rule from using their professional designation during such suspension period. The board feels that this is necessary to protect the public against illegal practice by one so defined.

The board has determined that this new rule will have no fiscal implications for the state or for units of local government.

Those desiring to comment upon this 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 rule is proposed under the authority of Article 4551d of Vernon's Texas Civil Statutes as amended.

.002. Professional Designations. A dentist or dental hygienist whose Texas dental license or dental hygiene certificate has been suspended by the Texas State Board of Dental Examiners, and the unprobated portion of which exceeds one year, then, in such event, said Texas dental licensee or dental hygiene certificate holder shall not use the professional designation D.D.S. or D.H. or any authorized designation permitted under the laws of Texas relating to the practice of dentistry or dental hygiene or the Doctors Title Act, also known as the Healing Arts Identification Act, during such unprobated suspension period.

Doc. No. 794284

Dental Offices 382.26.00

(Editor's note: The Texas State Board of Dental Examiners is proposing for permanent adoption the emergency amendment it adopts in this issue. The text of the rule amendment appears in the Emergency Rules section.)

The board unanimously finds that imminent peril to the public health, safety, and welfare exists in that the present shortage in fuel for transportation of dental patients, especially children, who are undergoing continuing dental care and treatment at an established dental office in another city or extreme distance from the residence of such patients, has made it imperative for the board to propose an amendment to the rule limiting the number of dental offices; further, to permit the dentist who is rendering such necessary dental care to travel to the area of the patient location will preserve and protect the health of the patients involved. Therefore, the following exception to Rule 382.26.00.001 is proposed for permanent adoption.

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

Those desiring to comment upon this 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 Vernon's Texas Civil Statutes as amended; further, other applicable statutes and rules are Section 6 of Article 4548h of Vernon's Texas Civil Statutes as amended and board Rules 382.26.00.001 and 382.67.00.001.

Issued in Austin, Texas, on July 10, 1979.

Doc. No. 794287 Carl C. Hardin, Jr.
Executive Director
Texas State Board of Dental Examiners

Proposed Date of Adoption: August 17, 1979
For further information, please call (512) 475-2443.

Texas Department of Health Communicable Diseases

Protecting Eyes of Newborn 301.41.05

Article 4441a, Texas Revised Civil Statutes, requires all physicians, midwives, nurses, or those in attendance at childbirth to use prophylactic drops in the child's eye of a 1.0% solution of silver nitrate or other prophylactic solution approved by the Texas Board of Health to prevent ophthalmia neonatorum (infections which cause severe eye disorders in the newborn). The board now proposes to adopt a rule approving the application of prophylactic solutions against ophthalmia neonatorum as alternatives to the 1.0% solution of silver nitrate. The solutions authorized will be standard ophthalmic tetracycline solution (drops) or ointment in each eye within two hours after birth and standard ophthalmic erythromycin solution (drops) or ointment within two hours after birth. Both solutions are prescription medications, and the board is proposing the use of these two solutions as alternatives to silver nitrate because the National Center for Disease Control in Atlanta, Georgia recommends these two solutions as a prophylaxis against ophthalmia in the newborn.

Department staff has determined that the proposed rule will have no fiscal implications for the state or units of local government.

Written comments are invited and may be sent to Charles R. Webb, Jr., M.D., chief, Bureau of Communicable Disease Services, Texas Department of Health, 1100 West 49th Street, Austin, Texas 78756, within 30 days of publication of the proposed rule in the *Register*. In addition, a public hearing on the proposed rule will be held at 9 a.m. Tuesday, August 7, 1979, in the first floor auditorium, Texas Department of Health, 1100 West 49th Street, Austin, Texas.

This rule is proposed under authority of Article 4441a, Texas Revised Civil Statutes.

.001. Prophylaxis against Ophthalmia Neonatorum. Adequate prophylaxis against ophthalmia neonatorum may be accomplished by:

- (1) 1.0% silver nitrate solution: two drops in each eye within two hours after birth; or
- (2) application of standard ophthalmic tetracycline solution (drops) or ointment in each eye within two hours after birth; or
- (3) application of standard ophthalmic erythromycin solution (drops) or ointment within two hours after birth.

Issued in Austin, Texas, on July 9, 1979.

Doc. No. 794289 Phillip W. Mallory, M.D.
Deputy Commissioner of Health
Texas Department of Health

Proposed Date of Adoption: September board meeting
For further information, please call (512) 458-7207.

Texas Commission on Jail Standards Existing Construction

The Texas Commission on Jail Standards proposes to amend its rules which discuss the performance specification for in-

mate entrance. The amendments will permit the use of any evacuation equipment and not limit the use to ambulance cots only.

The Texas Commission on Jail Standards has determined that the amendments should not increase expenditures by counties or local government.

Public comment on the proposed amendments is invited. Comment may be submitted by telephoning the agency at (512) 475-2716 or by writing to the commission at P.O. Box 12985, Austin, Texas 78711.

Existing Jail Design, Construction, and Furnishing Requirements 217.07.01

Rule 217.07.01.015 is proposed for amendment under the authority of Article 5115.1, Texas Civil Statutes.

.015. *Inmate Entrance.* The inmate entrance should be (from the vehicular sally port) through a safety vestibule into the processing area. This entrance shall allow for passage of **patient evacuation equipment** (a loaded ambulance cot) between interlocking doors. The entrance shall be designed and constructed to allow observation and identification of a person approaching the inmate entrance. Electronic surveillance equipment may be used.

Doc. No. 794279

Existing Lock-up Design, Construction, and Furnishing Requirements 217.07.02

Rule 217.07.02.015 is proposed for amendment under the authority of Article 5115.1, Texas Civil Statutes.

.015. *Inmate Entrance.* The inmate entrance should be through a safety vestibule into the processing area. This entrance shall allow for passage of **patient evacuation equipment** (a loaded ambulance cot) between interlocking doors. The entrance shall be designed and constructed to allow observation and identification of a person approaching the inmate entrance. Electronic surveillance equipment may be used.

Doc. No. 794280

Existing Low Risk Design, Construction, and Furnishing Requirements 217.07.03

Rule 217.07.03.013 is proposed for amendment under the authority of Article 5115.1, Texas Civil Statutes.

.013. *Inmate Entrance.* The inmate entrance may be through a conventional vestibule into the receiving area. This entrance shall allow for passage of **patient evacuation equipment** (loaded ambulance cot). The **entrance** (vestibule) shall be designed and constructed to allow observation and identification of a person approaching the inmate entrance. Electronic surveillance equipment may be used.

Issued in Austin, Texas, on June 23, 1979.

Doc. No. 794281 Steve Suttle
Chairman
Texas Commission on Jail Standards

Proposed Date of Adoption: August 17, 1979
For further information, please call (512) 475-2716.



Office of the Secretary of State

Texas Register

**Subscriptions, Individual Copies, and Reprints
004.65.09**

The secretary of state is proposing to amend Rules 004.65.09.001 and .002, which deal with rates charged for subscriptions to and individual copies of the *Texas Register*. The proposed price increase more accurately reflects the actual costs of producing issues of the *Register*, taking into account inflationary pressures that have affected the costs for paper, printing, and postage since 1975.

The proposed new prices for annual subscriptions would be \$40 for units of Texas state government and nonprofit schools and libraries in Texas and \$60 for all others. The proposed prices for six-month subscriptions, which are being offered for the first time, would be \$30 and \$45, respectively. The proposed new price for individual copies would be \$1.50.

The staff of the Secretary of State's Office has determined that the fiscal implications to state and local government would result in the following estimated transfers to the Secretary of State's Office during the next five years:

Fiscal Year	Revenue Transferred		
	State	Local	Total
1980	\$3,000	\$45,000	\$48,000
1981	\$3,000	\$45,000	\$48,000
1982	\$3,000	\$45,000	\$48,000
1983	\$3,000	\$45,000	\$48,000
1984	\$3,000	\$45,000	\$48,000

Public comment on the proposed amendments to Rules .001 and .002 is invited. Persons should submit their comments in writing to Tex Lezar, P. O. Box 12887, Austin, Texas 78711.

The amendments are proposed under the authority of Article 6252-13a, Texas Revised Civil Statutes.

.001. *Subscriptions.*

(a) Annual subscriptions to the *Register* (100 issues) may be obtained at the price of \$40 each for units of Texas state government and nonprofit schools and libraries in Texas and \$60 each for all others (for \$25 each).

(1) *Units of Texas state government shall include each board, commission, and department having statewide jurisdiction, the governor, the lieutenant governor, the attorney general, each member of the legislature, the Supreme Court, Court of Criminal Appeals, and each court of civil appeals.*

(2) *Nonprofit schools in Texas shall include all public and private schools in Texas at all levels which do not seek to operate at a profit.*

(3) Nonprofit libraries in Texas shall include all public libraries in Texas which do not seek to operate at a profit. This specifically excludes libraries belonging to private individuals and organizations.

(b) Six-month subscriptions to the Register (50 issues) may be obtained at the price of \$30 each for units of Texas state government and nonprofit schools and libraries in Texas and \$45 each for all others. Units of Texas state government and nonprofit schools and libraries shall be defined as listed in (a) above.

.002. Individual Copies. Individual copies of the *Register*, if available, shall be sold for **\$1.50** [\$1.00] each.

Issued in Austin, Texas, on July 11, 1979.

Doc. No. 794290 H. David Hemdon
Assistant Secretary of State

Proposed Date of Adoption: August 17, 1979
For further information, please call (512) 475-7886.

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.

AGRICULTURE



Texas Department of Agriculture Seed Division

Texas Seed Law 176.80.10

Under the authority of Article 93b, Texas Civil Statutes, the Texas Department of Agriculture adopts amendments to Rules 176.80.10.001, .003, .009, and .012 of the rules and regulations of the Texas Seed Law to facilitate a more workable procedure for the efficient enforcement of the Seed Law.

.001. Definition of Terms.

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

(h) "Agriculture seeds" as defined in Section 2(a)(2) will not qualify for Section 5(a)(1) exemption unless clearly labeled "not for sale for sowing purposes" or some similar statement of same meaning.

.003. Noxious Weed Seeds.

(a) Prohibited noxious weed seeds are:

Common Name	Scientific Name	Limitation Per Pound
balloonvine	<i>Cardiosperm halicacabum (L.)</i>	prohibited
field bindweed	<i>Convolvulus arvensis</i>	prohibited
hedge bindweed	<i>Convolvulus sepium</i>	prohibited
cocklebur	<i>Xanthium spp.</i>	
nutgrass	<i>Cyperus rotundus and cyperus esculentus</i>	prohibited
nutgrass tubers	<i>Cyperus spp.</i>	prohibited

(b) Restricted noxious weed seeds are:

Common Name	Scientific Name	Limitation Per Pound
ball mustard	<i>Neslia paniculata (L.)</i>	300
Bermuda grass	<i>Cynodon spp.</i>	name and number
blessed milk thistle	<i>Silybum marianum (L.)</i>	20
blessed thistle	<i>Cnicus benedictus</i>	100
blueweed	<i>Helianthus ciliaris</i>	100
bracted plantain and buckhorn plantain	<i>Plantago aristata</i>	
Canada thistle	<i>Plantago lanceolata</i>	300
cheat or chess	<i>Cirsium arvense</i>	100
	<i>Bromus secalinus and Bromus commutatus</i>	300
corncockle	<i>Agrostemma githago</i>	300
darnel and/or Persian ryegrass	<i>Lolium temulentum</i>	
dock and sorrel	<i>Lolium pericicum</i>	300
dodder	<i>Rumex spp.</i>	300
giant foxtail	<i>Cuscuta spp.</i>	100
goatgrass	<i>Setaria faberi</i>	100
horsenettle and purple nightshade	<i>Aegilops spp.</i>	20
	<i>Solanum carolinense</i>	
	<i>Solanum elaeagnifolium</i>	300
Johnson grass	<i>Sorghum halepense</i>	name and number
morning glory	<i>Ipomoea spp.</i>	name and number
puncturevine	<i>Tribulus terrestris</i>	300
quackgrass	<i>Agropyron repens</i>	100
red rice	<i>Oryza sativa var.</i>	1
Russian knapweed	<i>Centaurea pteris</i>	100
wild carrot	<i>Daucus carota</i>	300
wild mustards and wild turnips	<i>Brassica spp.</i>	300
wild oat and/or feral oat	<i>Avena fatua (L.) and Avena spp. (feral oat)</i>	40
wild onion and/or wild garlic	<i>Allium spp.</i>	100
wild radish	<i>Raphanus raphanistrum</i>	100

.009. Inspection Fee. Payment of the agricultural seed inspection fee shall be in accordance with the following:

(1)-(5) (No change.)

(6) Any change from the reporting system to the Texas tested seed label or vice versa must begin on the first day of a quarter (September 1, December 1, March 1, and June 1). A firm changing from the reporting system to the Texas tested seed label may order said labels prior to the beginning of the quarter provided the commissioner of agriculture is advised of the firm's intentions in writing.

(7)-(10) (No change.)

.012. Seed Testing Procedures and Tolerances. The Department of Agriculture hereby adopts the tolerances, methods, and procedures for seed testing as adopted and recommended by the Association of Official Seed Analysts of North America, and such methods and procedures are made a part of these regulations except that in the enforcement of this Act, no tolerance will be allowed for balloonvine, and for cocklebur the tolerance allowed will be one.

Issued in Austin, Texas, on July 6, 1979.

Doc. No. 794224 Reagan V. Brown
Commissioner
Texas Department of Agriculture

Effective Date: July 27, 1979
Proposed Publication Date: June 15, 1979
For further information, please call (512) 475-2038.

Texas State Board of Dental Examiners Conduct

Professional Sigfrs 382.19.01

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

.006. Practitioner Name Required.

(a) Only the name of the dentist who is actually engaged in the practice of his profession at such address may be used, and the name of each dentist practicing in a dental office must be displayed on all signs and other areas where a dentist's name appears in conformity with board rules. The name of a deceased or retired practitioner at such address shall not be used in any manner from and after one year after death or retirement. It shall be the duty of each dentist who practices or has practiced at such location to comply with this requirement.

(b) The name and other identifications of a dentist who has not retired from practice but who transfers (sells) his dental office (practice) to another dentist must be removed and not used by the acquiring dentist from and after the expiration of 40 days of such transfer.

Doc. No. 794283

Advertising 382.19.20

This rule amendment is promulgated 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 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.

Doc. No. 794285

Dental Offices 382.26.00

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

.003. *Office Leases* Dental office leases and rental payments should be based on a predetermined figure (except the usual and customary increases or provisions for the tenant to pay all or a portion of utilities, upkeep, repairs, taxes, insurance, etc.) and cannot be based on a percentage of fee income to the dentist.

Issued in Austin, Texas, on July 10, 1979.

Doc. No. 794288 Carl C. Hardin, Jr.
Executive Director
Texas State Board of Dental Examiners

Effective Date: July 31, 1979

Proposed Publication Date: April 6 & May 11, 1979

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

**Texas Department of Public Safety
Organization and Administration****Personnel and Employment Policies 201.01.03**

Pursuant to the authority of Vernon's Civil Statutes, Article 4413(4), the Texas Department of Public Safety is adopting the repeal of Rule 201.01.03.002, Simultaneous Employment of Employee and Spouse or Relative, as proposed in the June 5, 1979, issue of the *Texas Register* (4 TexReg 2001).

Issued in Austin, Texas, on July 9, 1979.

Doc. No. 794262 Wilson E. Speir
Director
Texas Department of Public Safety

Effective Date: July 31, 1979

Proposed Publication Date: June 5, 1979

For further information, please call (512) 452-0331.

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 Alcoholic Beverage Commission

Monday, July 23, 1979, 10 a.m. The Texas Alcoholic Beverage Commission will meet in Room 210 of the Jefferson Building, 1600 West 38th Street, Austin. A summary of the agenda includes approval of June 1979 meeting minutes, administrator's report of each division, and approval of affidavit of destruction of tested alcoholic beverages.

Additional information may be obtained from Joe Darnall, P.O. Box 13127, Austin, Texas 78711, telephone (512) 458-2500.

Filed: July 10, 1979, 10:15 a.m.
Doc. No. 794261

Texas Board of Architectural Examiners

Thursday, August 2, 1979, 3 p.m. The Texas Board of Architectural Examiners will meet in the Inverness Room of the A. Loews Anatole Hotel, Dallas. According to the agenda summary, the board will consider 1979 renewal revocation hearings, graphic design/site examination, and intern development program.

Additional information may be obtained from LaVonne L. Garland, 5555 North Lamar, Building H-117, Austin, Texas 78751, telephone (512) 458-1363.

Filed: July 11, 1979, 10:34 a.m.
Doc. No. 794295

Texas Board of Chiropractic Examiners

Wednesday-Saturday, July 18-21, 1979, 9 a.m.-5 p.m. daily. The Texas Board of Chiropractic Examiners will meet in emergency session at 5555 North Lamar, Building H-103, Austin. According to the agenda summary, the board will conduct examinations and consider general board business and a complaint on July 18; continue the examinations and board meeting on July 19; continue the examinations and the board meeting to consider a complaint and a discussion of House Bill 1249 on July 20; and continue the board meeting to consider a reinstatement of a suspended license on July 21.

Additional information may be obtained from Melvin E. Corley, 5555 North Lamar, Building H-103, Austin, Texas 78752, telephone (512) 453-1703.

Filed: July 12, 1979, 8:17 a.m.
Doc. No. 794296

Texas Department of Community Affairs

Wednesday, August 8, 1979, 10 a.m. The Advisory Council of the Texas Department of Community Affairs will meet in the fourth floor conference room at 210 Barton Springs Road, Austin. Agenda items include the executive director's report on legislation and recent departmental affairs; general business, including current departmental developments and advice and counsel from council members; and a discussion.

Additional information may be obtained from Tom A. Laramey, Jr., 210 Barton Springs Road, Austin, Texas, telephone (512) 475-6903.

Filed: July 10, 1979, 3:33 p.m.
Doc. No. 794264

State Board of Control

Friday, July 20, 1979, 10 a.m. The State Board of Control will meet in Room 916 at the Lyndon B. Johnson Building, 111 East 17th Street, Austin. A summary of the agenda includes review of comments on proposed employee parking rules; adoption of policy statement on House Bill 1673, regarding acquisition of services; consideration of action on procedure to implement Senate Bill 372, cooperative purchasing for counties; review and approval of bid specifications for selection of public auction services; review of comments on proposed rules for facilities planning and construction; informational items, including review of board programs for removal of architectural barriers to the handicapped under Article 678g, Vernon's Texas Civil Statutes, in state and private buildings, status report on purchase of American Bank Building, status report on transfer of "Old Bakery," review of responses to evaluation survey No. 1, review of liaison reports, and status report on securing tenants for the Long Building; Board of Control monthly reports; and scheduling the next regular board meeting.

Additional information may be obtained from Homer A. Foerster, P.O. Box 13047, Austin, Texas 78711, telephone (512) 475-2211.

Filed: July 9, 1979, 3:04 p.m.
Doc. No. 794232

Coordinating Board, Texas College and University System

Monday, July 30, 1979, 10 a.m. The Allied Health Education Advisory Committee of the Coordinating Board, Texas College and University System, will meet in Parlor C at the Sheraton-Crest Inn, 111 East 1st, Austin, to receive the full report from the subcommittee regarding allied health credentialing and hear recommendations and reach a consensus.

Additional information may be obtained from Kenneth H. Ashworth, P.O. Box 12788, Austin, Texas 78711, telephone (512) 475-4361.

Filed: July 10, 1979, 9:27 a.m.
Doc. No. 794250

Texas Cosmetology Commission

Sunday and Monday, July 29 and 30, 1979, 9 a.m. daily. The Texas Cosmetology Commission will meet at the Ramada Inn Convention Center, 1011 South Akard, Dallas. On July 29, the commission will meet in executive session and will conduct a public hearing on proposed new rules and regulations. On July 30, the commission will continue the public hearing and will also conduct a show cause hearing on a beauty college.

Additional information may be obtained from Ron Resech, 1111 Rio Grande, Austin, Texas 78701, telephone (512) 475-3304.

Filed: July 11, 1979, 3:32 p.m.
Doc. No. 794304

State Board of Education

Friday, July 13, 1979, 8:30 a.m. The Committee for Programs and Personnel Development of the State Board of Education made emergency additions to the agenda of a meeting held in the board room, 150 East Riverside Drive, Austin. The additions concerned policies and administrative procedures on special education funding and special education contracts for nonpublic schools.

Additional information may be obtained from M. L. Brockette, 201 East 11th Street, Austin, Texas 78701, telephone (512) 475-3271.

Filed: July 11, 1979, 9:30 a.m.
Doc. No. 794292

Saturday, July 14, 1979, 8:30 a.m. The State Board of Education made emergency additions to the agenda of a meeting held in the board room, 150 East Riverside Drive, Austin. The additions concerned policies and administrative procedures on special education funding and special education contracts for nonpublic schools.

Additional information may be obtained from M. L. Brockette, 201 East 11th Street, Austin, Texas 78701, telephone (512) 475-3271.

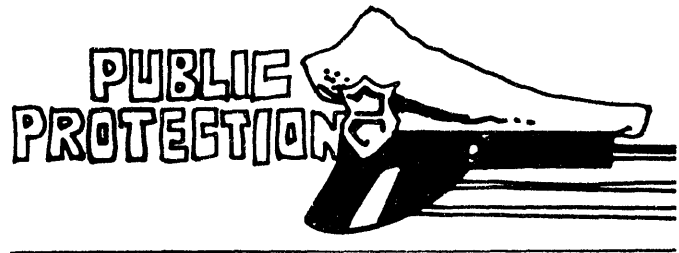
Filed: July 11, 1979, 9:30 a.m.
Doc. No. 794293

Commission on Fire Protection Personnel Standards and Education

Friday, July 20, 1979, 9 a.m. Members of the Recruitment and Selection Committee of the Commission on Fire Protection Personnel Standards and Education will hold a brief meeting at the fire marshal's offices, 1622 Festival Beach Road, Austin, in order to present possible future programs for consideration.

Additional information may be obtained from Garland W. Fulbright, 510 South Congress, No. 406, Austin, Texas 78704, telephone (512) 474-8066.

Filed: July 9, 1979, 4:49 p.m.
Doc. No. 794248



Texas Department of Health

The Texas Department of Health will conduct hearings as follows:

Tuesday, July 24, 1979, Commissioners Court Room, second floor, Bell County Courthouse, Belton

9 a.m.—application of the City of Nolanville to locate a solid waste disposal site near Nolanville

10 a.m.—application of the City of Killeen to locate a solid waste disposal site near Killeen

1 p.m.—application of the City of Temple to locate a solid waste disposal site near Temple

Tuesday, July 31, 1979, Council Chambers, City Hall, 109 West Broadway, Del Rio

9 a.m.—application of the City of Del Rio to locate a solid waste disposal site near Del Rio

Additional information may be obtained from Jack C. Carmichael, 1100 West 49th Street, Austin, Texas 78756, telephone (512) 458-7271.

Filed: July 11, 1979, 10:56 a.m.
Doc. No. 794297

Thursday, July 26, 1979, 10 a.m. The Advisory Committee on Nursing Home Affairs of the Texas Department of Health will meet in Room T-507, 1100 West 49th, Austin. According to the agenda summary, the committee will consider the following items: adult day care and adult day health care; respite care; new fire safety requirements; modification of orientation and training requirements; attending physicians' responsibilities; Texas Department of Human Resources rules on reduction of vendor payments to nursing homes and related punitive actions; personal care homes; reduction of staff; Tyler project; proposed reorganization of MR regulatory activities; grading system appeals; and other nursing home activities.

Additional information may be obtained from Howard Allen, 1100 West 49th Street, Austin, Texas 78756, telephone (512) 458-7706.

Filed: July 11, 1979, 3:33 p.m.
Doc. No. 794303

Texas Health Facilities Commission

Thursday, July 19, 1979, 10 a.m. The Texas Health Facilities Commission will meet in Suite 305 at the Jefferson Building, 1600 West 38th Street, Austin. A summary of the agenda includes consideration of the following applications for:

Certificate of need:

Capital Area Radiation and Research Foundation,
Austin (AO79-0329-003)
Golden Years Lodge, Mount Pleasant (AN79-0201-025)
Denton Hospitality House, Denton (AN79-0315-025)
Big Sky Ranch, Wichita Falls (AO79-0312-015)
Sweetbriar Nursing Home and Development Center,
West Columbia (AN79-0102-015)
Sun Towers Hospital, El Paso (AH79-0319-009)
St. Joseph's Hospital, Inc., Paris (AH79-0326-011)
South Plains Dialysis Center, Inc., Lubbock
(AS79-0412-015)
Medina County Health Systems, Inc., Hondo,
Castroville, and Devine (AS79-0220-011)
Friendship Villa of Hondo, Hondo (AN79-0315-027)
Community Living Center, Waco (AA79-0305-011)

Exemption certificate:

Thomas L. Goodnight Memorial Hospital, Inc., Caldwell
(AH79-0425-021)
Fort Worth Children's Hospital, Fort Worth
(AH79-0530-017)
Wichita Home Health Service—Jacksboro Branch,
Wichita Falls (AS79-0529-027)
Hotel Dieu Hospital and Medical Center, El Paso
(AH79-0530-007)
Valley Community Hospital, Brownsville
(AH79-0529-021)
Childress General Hospital, Childress
(AH79-0529-015)
Su Clinica Familiar, Harlingen (AS79-0530-011)
Tyler County Hospital, Woodville (AH79-0522-011)
Mesquite Community Hospital, Mesquite
(AH79-0424-015)

Petition for reissuance of certificate of need:

Canton Residential Center, Canton
(AN78-0705-008R (052579))

Declaratory ruling:

Fisher County Hospital District, Rotan
(AH79-0530-019)

Extension of exemption certificate:

Physicians and Surgeons General Hospital, Corpus
Christi (AH78-0515-026E (052979))

Motion to amend certificate of need:

Jefferson Davis Hospital, Houston (AH78-1121-005)

The commission will also conduct a routine business meeting immediately following the open meeting.

Additional information may be obtained from Dan McNery, P.O. Box 15023, Austin, Texas 78761, telephone (512) 475-6940.

Filed: July 10, 1979, 4:02 p.m.
Doc. No. 794268

Thursday, July 26, 1979, 10 a.m. The Texas Health Facilities Commission will meet in Suite 305 of the Jefferson Building, 1600 West 38th Street, Austin. According to the agenda summary, the commission will consider the following applications:

For certificate of need:

Lubbock State School, Lubbock (AA79-0323-023)
Memorial Hospital of Garland, Garland
(AH79-0423-011)
Hurst-Eules-Bedford Hospital, Bedford
(AH79-0315-003)

For exemption certificate:

Arlington Community Hospital, Arlington
(AH78-1211-005)
Dayton Memorial Hospital, Inc., Dayton
(AH79-0606-019)

For additional information, contact Dan R. McNery, P.O. Box 15023, Austin, Texas 78761, telephone (512) 475-6940.

Filed: July 11, 1979, 4:08 p.m.
Doc. No. 794306

Texas Department of Human Resources

Thursday, July 19, 1979, 3 p.m., and Friday, July 20, 1979, 9 a.m. The Texas Board of Human Resources will meet in Room 400 on July 19 and Room 406 on July 20, both in the John H. Reagan Building, Austin. According to the agenda summary, the board will conduct a work session on budget issues for fiscal years 1980 and 1981 on July 19. On July 20, the board will consider the following items: reduction of federal grant awards for AFDC and Medicaid; food stamp ratable reduction; budget issues for fiscal years 1980 and 1981; Comprehensive Annual Services Program Plan for fiscal year 1980; unit rate system for day care; food stamp dine-out program for elderly; new regulations in WIN program; personal care rules; maximum fee schedule in the EPSDT dental program; implementation of new legislation; personnel policies; approval of final rules; and technical amendments to program policies and procedures.

Additional information may be obtained from Bill Woods, John H. Reagan Building, Austin, Texas 78701, telephone (512) 475-6297.

Filed: July 11, 1979, 8:27 a.m.
Doc. No. 794291

State Board of Insurance

Thursday, July 19, 1979, 9 a.m. The State Board of Insurance will meet in Room 142, 1110 San Jacinto, Austin. The board will conduct a hearing for the purpose of considering adjustments to workers' compensation and employers' liability rates and/or premiums necessitated by amendments to Vernon's Annotated Texas Statutes, Article 8306, Workers' Compensation Insurance Law, by Senate Bill 283, Acts 63rd Legislature, and Senate Bill 135, Senate Bill 1275, and House Bill 565, Acts 65th Legislature.

Additional information may be obtained from Pat Wagner, 1110 San Jacinto, Austin, Texas 78786, telephone (512) 475-2950.

Filed: July 9, 1979, 4:29 p.m.
Doc. No. 794240

Thursday, July 19, 1979, 9 a.m. The Commissioner's Hearing Section of the State Board of Insurance will meet in Room 343, 1110 San Jacinto, Austin. The board will conduct a hearing to determine the legality of Policy Form No. IC-74 regarding the application of American Trustee Life Corporation of Oklahoma City, Oklahoma.

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

Filed: July 9, 1979, 4:29 p.m.
Doc. No. 794241

Thursday, July 19, 1979, 3 p.m. The Commissioner's Hearing Section of the State Board of Insurance will meet in Room 343, 1110 San Jacinto, Austin. The board will conduct a hearing on an application for original charter by PS Insurance Company of Austin.

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

Filed: July 9, 1979, 4:29 p.m.
Doc. No. 794242

Thursday, July 19, 1979, 3:30 p.m. The Commissioner's Hearing Section of the State Board of Insurance will meet in Room 343, 1110 San Jacinto, Austin. The board will conduct a hearing on an application for original charter by AOA Insurance Company of Austin.

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

Filed: July 9, 1979, 4:29 p.m.
Doc. No. 794243

Friday, July 20, 1979, 10 a.m. The Commissioner's Hearing Section of the State Board of Insurance will meet in Room 343, 1110 San Jacinto, Austin, to conduct an articles of incorporation hearing on P.A. Life Insurance Company, Waco.

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

Filed: July 9, 1979, 4:29 p.m.
Doc. No. 794244

Monday, July 23, 1979, 10 a.m. The Commissioner's Hearing Section of the State Board of Insurance will meet in Room 343, 1110 San Jacinto, Austin, to conduct a revocation hearing on Group I and Group II insurance agents' licenses of Robert Henson, Cooper.

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

Filed: July 9, 1979, 4:29 p.m.
Doc. No. 794245

Monday, July 23, 1979, 2 p.m. The Commissioner's Hearing Section of the State Board of Insurance will meet in Room 343, 1110 San Jacinto, Austin, to conduct a hearing to consider whether the application of Donnie J. Latson, Fort Worth, for Agent's Group I license should be denied.

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

Filed: July 9, 1979, 4:29 p.m.
Doc. No. 794246

Legislative Budget Board

Friday, August 17, 1979, 9 a.m. The Legislative Budget Board will meet in Room 301 of the State Capitol in Austin to conduct its regular meeting to plan the work schedule for fiscal year 1980.

Additional information may be obtained from Thomas M. Keel, Room 207-A, State Capitol, Austin, Texas 78701, telephone (512) 475-3426.

Filed: July 10, 1979, 3:35 p.m.
Doc. No. 794266

Merit System Council

Friday, July 27, 1979, 1 p.m. The Merit System Council will conduct appeals hearings at 507 Brown Building, 8th and Colorado Streets, Austin.

Additional information may be obtained from Leo F. Brockmann, P.O. Box 1389, Austin, Texas 78767, telephone (512) 477-9665.

Filed: July 11, 1979, 3:30 p.m.
Doc. No. 794305

State Board of Morticians

Wednesday, July 11, 1979, 9 a.m. The State Board of Morticians made emergency additions to the agenda of a meeting held at 1513 South IH 35, Austin. According to an agenda summary, the additions concerned the following items: amendment of a rule to correct the ambiguous meaning of the law relating to service of apprenticeships, which was amended by the 66th Legislature; the appearance of two applicants for licenses by reciprocity; discussion of a rule concerning a new bill on the apprenticeship program; report on the complaint filed by Mrs. Jeff Harlow; report on the DeLeon case; review of the method of making all licensees aware of the mortuary laws enacted by the 66th Legislature.

Additional information may be obtained from James W. McCammon, 1513 South IH 35, Austin, Texas 78741, telephone (512) 442-6721.

Filed: July 9, 1979, 4:28 p.m.
Doc. No. 794238

Wednesday, July 11, 1979, 9 a.m. The State Board of Morticians has made an emergency addition to the agenda of a meeting held at 1513 South IH 35, Austin. According to an agenda summary, the addition concerned the recognition of Mrs. Ruth De Weiss Burleson for being among the first women in Texas to receive a morticians license.

Additional information may be obtained from James W. McCammon, 1513 South IH 35, Austin, Texas 78741, telephone (512) 442-6721.

Filed: July 10, 1979, 3:34 p.m.
Doc. No. 794265

North Texas State University

Friday, July 20, 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. In executive session pursuant to Vernon's Civil Statutes, Article 6252-17, Section 2, the committee will consider legal, real estate, and personnel matters. The committee will consider the following items in open session: renovations and alterations of the auditorium stage; automated energy management system; participation in the National Energy Conservation Policy Act Program; construction status report; and minor alterations and remodeling projects report.

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

Filed: July 10, 1979, 9:54 a.m.
Doc. No. 794255

Friday, July 20, 1979, 11 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 to consider budget transfers and other budgetary items affecting the university.

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

Filed: July 10, 1979, 9:54 a.m.
Doc. No. 794256

Friday, July 20, 1979, 11:30 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, to consider the following items: biennium special item requests; alumni association request for use of president's home; and athletic contract.

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

Filed: July 10, 1979, 9:53 a.m.
Doc. No. 794257

Friday, July 20, 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 board will consider the following items: faculty leaves of absence; emeritus recommendations; summer teaching budget; renovation of Kendall Hall (second floor) and equipment purchase; increase in Student Union fee; student service fee increase; room service rate increase; food service rate increase; parking and transportation fee increases; revised parking rules and regulations; and promotion and tenure recommendations.

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

Filed: July 10, 1979, 9:53 a.m.
Doc. No. 794258

Friday, July 20, 1979, 1 p.m. The Board of Regents of the Texas College of Osteopathic Medicine at North Texas State University will meet in the board room on the second floor of the Administration Building on campus in Denton. The board will consider the following items: personnel changes, additions, and resignations; authorization to negotiate for purchase of 20 parcels of land; request for use of alternative logo; approval of members of Board of Trustees of the TCOM Foundations, Inc.; and expenditure of approximately \$40,000 for renovation of laboratory and research space in the River Plaza Building.

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

Filed: July 10, 1979, 9:52 a.m.
Doc. No. 794259

Board of Pardons and Paroles

Monday-Friday, July 23-27, 1979, 9 a.m. daily. The Board of Pardons and Paroles will meet at 711 Stephen F. Austin Building, Austin, to review cases of inmates for parole consideration; act on emergency reprieve requests and other acts of executive clemency; review reports regarding persons on parole; review procedures affecting the day-to-day operation of support staff; review and initiate needed rule changes relating to general operation, executive clemency, parole, and hearings; and take action upon gubernatorial directives.

Additional information may be obtained from Ken Casner, 711 Stephen F. Austin Building, Austin, Texas 78701, telephone (512) 475-3363.

Filed: July 10, 1979, 9:02 a.m.
Doc. No. 794252

Wednesday, July 25, 1979, 9 a.m. A parole panel consisting of members of the Board of Pardons and Paroles and members of the Texas Parole Commission will conduct parole violation hearings at the Diagnostic Unit, Texas Department of Corrections, Huntsville.

Additional information may be obtained from Ken Casner, 711 Stephen F. Austin Building, Austin, Texas 78701, telephone (512) 475-3363.

Filed: July 10, 1979, 9:02 a.m.
Doc. No. 794251

Texas Board of Private Investigators and Private Security Agencies

Thursday, July 19, 1979, 10 a.m. The Texas Board of Private Investigators and Private Security Agencies will conduct a special called meeting in the first floor conference room, 7600 Chevy Chase, Austin. According to the agenda summary, the board will consider the following items: introduction of new board member; election of board officers; discussion and possible action on training and enforcement; request for waiver of board rule on denial cases; approval of staff action on new licenses, suspension orders, reinstatement orders, certificates for replacement managers, terminations, revocation, denials, reprimands, and other proposals for decision; discussion and possible board action on proposed board rule changes regarding training schools; discussion and possible board action on psychological testing study; and discussion and possible board action regarding commissioned security officer county cards.

Additional information may be obtained from Clema D. Sanders, 7600 Chevy Chase Drive, Suite 500, Austin, Texas, telephone (512) 475-3944.

Filed: July 10, 1979, 3:24 p.m.
Doc. No. 794267

Public Utility Commission of Texas

Monday, July 23, 1979, 9 a.m. The Hearings Division of the Public Utility Commission of Texas will conduct a prehearing conference in Suite 400N, 7800 Shoal Creek Boulevard, Austin, in Docket No. 2623, the application of Trails End Water Company to cease operations in Travis County.

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

Filed: July 10, 1979, 9:28 a.m.
Doc. No. 794249

Monday, July 23, 1979, 9 a.m. The Hearings Division of the Public Utility Commission of Texas will conduct a prehearing conference in Suite 400N, 7800 Shoal Creek Boulevard, Austin, in Docket No. 2699, the application of San Bernard Electric Cooperative, Inc., for a major rate increase in all or portions of Austin, Colorado, Lavaca, Walker, Fayette, Grimes, Harris, and Montgomery Counties.

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

Filed: July 11, 1979, 10:56 a.m.
Doc. No. 794298

Railroad Commission of Texas

Wednesday, July 11, 1979, 9 a.m. The Transportation Division of the Railroad Commission of Texas made several emergency additions to the agenda of a meeting held in Room 309, 1124 South IH 35, Austin. According to an agenda summary, the additions concerned the consideration of the following applications: Sand and Gravel Motor Carriers Association, Inc., Docket 023311ZZT; Texas Tank Truck Carriers Association, Docket 023353ZZT; Ben Loper, et al, Docket 023355ZZT; Texas Certificated Towing Association, Docket 023357ZZT; Cudd Brothers, et al, Docket 023359ZZT; Southwest Warehouse and Transfer Association, Docket 023358ZZT; Morgan Drive Away, Inc., Docket 023343ZZT; and Purolator Courier Corp., Docket 023342ZZT.

Additional information may be obtained from Owen T. Kinney, P.O. Drawer 12967, Austin, Texas 78711, telephone (512) 445-1330.

Filed: July 10, 1979, 2:25 p.m.
Doc. No. 794263

School Land Board

Tuesday, July 17, 1979, 10 a.m. The School Land Board will meet in Conference Room 831, Stephen F. Austin Building, 1700 North Congress Avenue, Austin, to consider the following items: eight pooling applications; discussion of small tracts sale set for September 4, 1979; Texas Deepwater Port application for pipeline easement; one excess acreage application; coastal public lands: coastal easement applications, cabin permit transfer requests, cabin permit alteration request, permit application, cabin terminations, coastal easement amendments; and coastal public lands report: cabin permit renewals.

Additional information may be obtained from Linda Fisher, 1700 North Congress Avenue, Room 835, Austin, Texas 78701, telephone (512) 475-2071.

Filed: July 9, 1979, 2:05 p.m.
Doc. No. 794230

Stephen F. Austin State University

Friday, July 20, 1979, 2 p.m. The committees of the Board of Regents of Stephen F. Austin State University will meet at the Henderson Clay Products Lodge, Huxley Bay. According to the agenda summary, the committees will consider the following items: personnel matters; approval of fiscal year 1980 budget; approval of contract for architectural services; approval of parking and traffic regulations; report on enrollment; and renewal of bank depository agreements.

Additional information may be obtained from Dr. William R. Johnson, Box 6078, SFA Station, Nacogdoches, Texas 75962, telephone (713) 569-2201.

Filed: July 11, 1979, 11:50 a.m.
Doc. No. 794299

Saturday, July 21, 1979, 9 a.m. The Board of Regents of Stephen F. Austin State University will meet at the Henderson Clay Products Lodge, Huxley Bay. According to the agenda summary, the board will consider the following items: personnel matters; approval of fiscal year 1980 budget; approval of contract for architectural services; approval of parking and traffic regulations; report on enrollment; and renewal of bank depository agreements.

Additional information may be obtained from Dr. William R. Johnson, Box 6078, SFA Station, Nacogdoches, Texas 75962, telephone (713) 569-2201.

Filed: July 11, 1979, 11:50 a.m.
Doc. No. 794300

Commission on Standards for the Teaching Profession

Friday, July 20, 1979, 8:30 a.m. The Commission on Standards for the Teaching Profession will meet in the board room, 150 East Riverside Drive, Austin. According to the agenda summary, the commission will consider the following items: report of Joint Task Force on Teacher Education and Professional Standards; report of Committee on Advisors to Commission Members; report of Committee on Agenda Guidelines; report of Search Committee for Director; college/university approvals: institutional approvals and individual program approvals; and discussion of concerns of commission members.

Additional information may be obtained from Dr. Jim Kidd, 201 East 11th Street, Austin, Texas 78701, telephone (512) 475-4138.

Filed: July 11, 1979, 9:31 a.m.
Doc. No. 794294

Texas State Technical Institute

Thursday, July 19, 1979, 11 a.m. The Texas State Technical Institute Committee on Management will meet at the TSTI campus in Waco, to conduct scheduled interviews with members of the TSTI management staff for the purpose of evaluating organization programs.

Additional information may be obtained from Theodore A. Talbot, Texas State Technical Institute, Waco, Texas 76705, telephone (817) 799-3611, extension 385.

Filed: July 11, 1979, 11:51 a.m.
Doc. No. 794302

Texas Tourist Development Agency

Thursday, August 9, 1979, 10 a.m. The board of the Texas Tourist Development Agency will meet in Room 1033, Stephen F. Austin Building, Austin. According to the agenda

summary, the board will consider and adopt proposed media plan and budget for fiscal year 1980 advertising program.

Additional information may be obtained from Margaret Younger, Box 12008, Austin, Texas 78711, telephone (512) 475-4326.

Filed: July 9, 1979, 4:48 p.m.
Doc. No. 794247

Texas Water Commission

Wednesday, July 18, 1979, 9 a.m. The Texas Water Commission will meet in Room 618, Stephen F. Austin Building, 1700 North Congress, Austin. According to the summarized agendas, the commission will consider the following items:

application of U.S. Department of Agriculture (Fever Tick Laboratory), Falcon Heights, for a permit to authorize the disposal of agricultural waste from a confined feeding operation

application of Quanah Cotton Oil Co., Quanah, for a permit to allow for the disposal not to exceed an average of 7,500 gallons per day of process generated wastewater from the cotton seed processing plant

permits for renewal of City of Kyle (Permit No. 11041), City of Lott (Permit No. 10017), and City of Weimar (Permit No. 10311)

permits for renewal of City of Sabinal (Permit No. 10604), City of Stockdale (Permit No. 10292), and City of Groveton (Permit No. 10556)

application of Ana-Lab Corp. (Fin and Feather Marina), Kilgore, for a permit to allow for a discharge not to exceed an average flow of 15,000 gallons per day of domestic sewage effluent

Additional information may be obtained from Joe O'Neal, P.O. Box 13087, Austin, Texas 78711, telephone (512) 475-2711.

Filed: July 9, 1979, 4:15 p.m.
Doc. No. 794233-794237

Thursday, July 19, 1979, 10 a.m. The Texas Water Commission will conduct hearings in the meeting room, Lower Neches Valley Authority, 7850 Eastex Freeway, Beaumont. According to the summarized agendas, the commission will consider the following applications:

The Kansas City Southern Railway Company, Port Arthur, for a permit to allow for a discharge not to exceed an average flow of 4,000 gallons per day

Union Oil Company of California, Nederland, for an amendment to Permit No. 00316 to authorize an increase in discharge to a volume of wastewater not to exceed an average of 6,000,000 gallons per day from its petroleum refinery

Temple Eastex, Inc. (Eastex Pulp and Paper Mill), Diboll, for an amendment to Permit No. 00493 to authorize an increase in discharge of a volume of wastewater not to exceed an average of 400,000 gallons per day

Hamshire-Fannett Independent School District (Fannett Campus), Hamshire, for a permit to allow for a discharge not to exceed an average flow of 24,000 gallons per day of domestic sewage effluent

Mobil Chemical Company, Division of Mobil Oil Corp., Houston, for an amendment to Permit No. 02029 to authorize a discharge of a volume of uncontaminated storm water containing less than 70 mg/l TOC from its plant manufacturing polyethylene

Mobil Chemical Company, Division of Mobil Oil Corp., Houston, for an amendment to Permit No. 00462 to authorize a discharge of uncontaminated storm water containing less than 70 mg/l TOC from its petrochemical plant manufacturing olefins

Additional information may be obtained from Phillip Paine, P.O. Box 13087, Austin, Texas 78711, telephone (512) 475-1468.

Filed: July 10, 1979, 10:55 a.m.
Doc. No. 794269-794272 and 794274-794275

Friday, July 20, 1979, 10 a.m. The Texas Water Commission will conduct hearings in the conference room annex, Houston-Galveston Area Council, 3701 West Alabama, Houston. According to the summarized agendas, the commission will consider the following applications:

Norman R. Dobbins, Inc. (Beechwood Plant), Angleton, for a permit to allow for a discharge not to exceed an average flow of 100,000 gallons per day of domestic sewage effluent

Texas Instruments, Inc., Dallas, for a permit to allow for a discharge not to exceed an average flow of 79,000 gallons per day.

Leyendecker Building Group, Inc. (White Oak Village), Houston, for a permit to allow for a discharge not to exceed an average flow of 58,500 gallons per day

Gary Cooper, Trustee, Houston, for a permit to authorize a new discharge of 75,000 gallons per day

Oxirane Chemical Company, Channelview, for an amendment to Permit No. WDW-148 to delete "Oxidation Heavies" from the list of permitted waste streams in the company's disposal well no. 1

Oxirane Chemical Company, Channelview, for a permit to drill and operate an industrial waste disposal well

Additional information may be obtained from Phillip Paine, P.O. Box 13087, Austin, Texas 78711, telephone (512) 475-1468.

Filed: July 11, 1979, 4:35 p.m.
Doc. No. 794308-794313

Monday, July 23, 1979, 10 a.m. The Texas Water Commission will meet in the Stephen F. Austin Building, 1700 North Congress Avenue, Austin. According to the agenda summary, the commission will consider the following items: applications for district bond issues, release from escrow, use of surplus funds, change of plans, renewal of water quality permits, amendments to water quality permits, initial water quality permits; production area authorization for uranium

mining; final decision on water rights permits; adjudication matters; extension of time on levee project; voluntary cancellation of permits and claims; and permit application and setting of hearing date.

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

Filed: July 11, 1979, 4:35 p.m.
Doc. No. 794307

Monday, July 23, 1979, 2 p.m. The Texas Water Commission will conduct a hearing in Room 118, Stephen F. Austin Building, 1700 North Congress Avenue, Austin. According to the agenda summary, the commission will consider whether the emergency order issued on June 29, 1979, to Browning-Ferris Industries Chemical Services, Inc., should be affirmed, modified, or set aside.

Additional information may be obtained from Larry R. Soward, P.O. Box 13087, Austin, Texas 78711, telephone (512) 475-1311.

Filed: July 10, 1979, 4:56 p.m.
Doc. No. 794273

Monday, October 29, 1979, 2 p.m. The Texas Water Commission will meet in the District Courtroom, Hamilton County Courthouse, Hamilton. According to the agenda summary, the commission will consider the adjudication of all claims of water rights in the Middle Leon River Segment, Brazos River Basin. Notice of the requirement for the filing of water right claims under Section 11.307, Texas Water Code, and notice of the commencement of hearings on all claims have been posted.

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

Filed: July 6, 1979, 2:18 p.m.
Doc. No. 794219

Texas Water Development Board

Tuesday, July 17, 1979, 8:30 a.m. The Texas Water Development Board will meet in Room 118, Stephen F. Austin Building, 1700 North Congress Avenue, Austin. According to the agenda summary, the board will consider the following items: present status of the Water Resources Planning and Development Program; present status of the Development Fund; financial assistance for the City of Whitney; deleting a portion of a condition of the May 24, 1979, board loan commitment to the City of Hudson; actions taken by the Village of Oyster Creek to comply with the board's requirements; contract amendment to the 1979 Master Cooperative Agreement for water resources investigations in Texas between the Texas Department of Water Resources and the U.S. Geological Survey; status of the Federal Constuction Grants Program for June and for the period of July 1, 1978, through June 30, 1979; approval of a Step 3 grant increase for the Del Rio Utility Commission from \$1,096,500 to \$1,414,857; authorizing the executive director to assume 10 delegation functions from the Environmental

Protection Agency for Phase III of the Construction Management Assistance Grant Program; and approval of the concept of using Title II construction grants funding in an amount of approximately \$29,000,000 for the El Paso Aquifer Recharge Project.

Additional information may be obtained from Harvey Davis, P.O. Box 13087, Austin, Texas 78711, telephone (512) 475-3187.

Filed: July 9, 1979, 2:44 p.m.
Doc. No. 794231

Regional Agencies

Meetings Filed July 10, 1979

The Heart of Texas Council of Governments, Executive Committee, will meet at 700 Austin Avenue, Waco, on July 26, 1979, at noon. Additional information may be obtained from Marcia Ross, 700 Austin Avenue, Waco, Texas 76701, telephone (817) 756-6631.

The Middle Rio Grande Development Council, Board of Directors, met in emergency session at the Uvalde Civic Center, 200 East Main Street, Uvalde, on July 12, 1979, at 2 p.m. Additional information may be obtained from Elia G. Santos, P.O. Box 1461, Del Rio, Texas 78840, telephone (512) 775-1581.

The Nortex Regional Planning Commission, North Texas State Planning Region Consortium, will meet at 2101 Kemp, Wichita Falls, July 19, 1979, at 10 a.m. Additional information may be obtained from Edwin B. Daniel, 2101 Kemp, Wichita Falls, Texas 76309, telephone (817) 322-5281.

The Trinity River Authority of Texas, Basin Planning Committee, will meet in emergency session at Hill Ranch, R.R. No. 2, Fairfield, on July 18, 1979, at 10:30 a.m. Additional information may be obtained from Geri Elliott, P.O. Box 5768, Arlington, Texas 76011, telephone (817) 461-3151.

The Trinity River Authority of Texas, Utility Services Committee, met in emergency session at the general manager's office, 2723 Avenue E. East, Arlington, on July 16, 1979, at 9:30 a.m. Additional information may be obtained from Geri Elliott, P.O. Box 5768, Arlington, Texas 76011, telephone (817) 461-3151.

Doc. No. 794254

Meetings Filed July 11, 1979

The Brazos Valley Mental Health/Mental Retardation Center, Board of Trustees, will meet at 202 East 27th Street, Bryan, on July 19, 1979, at 4 p.m. Additional information may be obtained from Linda S. Davis, 202 East 27th Street, Bryan, Texas 77801, telephone (713) 779-2000.

The Central Counties Center for MH/MR Services, Board of Trustees, will meet at 302 South 22nd Street, Temple, on July 19, 1979, at 7:45 p.m. Additional information may be obtained from Steven B. Schnee, 302 South 22nd Street, Temple, Texas, telephone (817) 778-4841, extension 61.

The Guadalupe-Blanco River Authority, Board of Directors, will meet at the authority's offices at 933 East Court Street, Seguin, on July 19, 1979, at 10 a.m. Additional infor-

mation may be obtained from John H. Specht, P.O. Box 271, Seguin, Texas 78155, telephone (512) 379-5822.

The Middle Rio Grande Development Council, Board of Directors, will meet in emergency session at the Uvalde Civic Center, 200 East Main Street, Uvalde, on July 18, 1979, at 2 p.m. Additional information may be obtained from Elia G. Santos, P.O. Box 1461, Del Rio, Texas 78840, telephone (512) 775-1581.

The Sabine Valley Regional MH/MR Center, Board of Trustees, will meet at 1602 West Grand Avenue, Marshall, on July 19, 1979, at 7:30 p.m. Additional information may be obtained from Frances H. Willis, P.O. Box 6800, Longview, Texas 75604, telephone (214) 297-2191.

Doc. No. 794301

Meetings Filed July 12, 1979

The Ark-Tex Council of Governments, Governmental Applications Review Committee, will meet in the City Council Chamber, City Hall, Mt. Pleasant, on July 18, 1979, at 1:30 p.m. Additional information may be obtained from Laura Jacobus, P.O. Box 5307, Texarkana, Texas 75501, telephone (501) 774-3481.

The Capital Area Planning Council, Executive Committee, will meet in the CAPCO Conference Room, Suite 400, 611 South Congress, Austin, on July 24, 1979, at 10 a.m. Additional information may be obtained from Richard Bean, 611 South Congress, Austin, Texas 78704, telephone (512) 443-7653.

The Region VIII Education Service Center, Board of Directors, will meet at 100 North Riddle Street, Mt. Pleasant, on July 19, 1979, at 7 p.m. Additional information may be obtained from Scott Ferguson, 100 North Riddle, Mt. Pleasant, Texas 75455, telephone (214) 572-6676.

The Lower Colorado River Authority will meet at 3700 Lake Austin Boulevard, Austin, on July 19, 1979, at 9 a.m. Additional information may be obtained from Charles Herring, P.O. Box 220, Austin, Texas 78767, telephone (512) 474-5931, extension 330.

The Lower Neches Valley Authority, Board of Directors, will meet in the conference room of the LNVA Office Building, 7850 Eastex Freeway, Beaumont, on July 17, 1979, at 10:30 a.m. Additional information may be obtained from J. D. Nixon, P.O. Drawer 3464, Beaumont, Texas 77004.

The South Texas Health Systems Agency, Board of Directors, will meet in Room 219C, Texas A&I University, Student Union Building, Kingsville, on July 21, 1979, at 1 p.m. Additional information may be obtained from Mario L. Vasquez, Station 1, Box 2378, Kingsville, Texas 78363, telephone (512) 595-5545.

Doc. No. 794324

Department of Banking

Applications to Purchase Control of State Banks

Article 342-401a, Vernon's Texas Civil Statutes, requires any person who intends to buy control of a state bank to file an application with the banking commissioner for the commissioner's approval to purchase control of a particular bank. A hearing may be held if the application is denied by the commissioner.

On July 3, 1979, the banking commissioner received an application to acquire control of First State Bank and Trust of Richardson by Louis A. Farris of Dallas and Clint W. Murchison, Jr. of Dallas. Additional information may be obtained from Robert E. Stewart, 2601 North Lamar, Austin, Texas 78705, telephone (512) 475-4451.

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

Doc. No. 794150 Robert E. Stewart
Banking Commissioner

Filed: July 5, 1979, 11:18 a.m.

For further information, please call (512) 475-4451.

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 9791

Summary of Decision: A company, who purchases tangible personal property from a Texas vendor and takes possession of the property within Texas, owes Texas sales tax on the purchase even though it immediately removes the property from the state.

Summary of Administrative Decision 10062

Summary of Decision: When petitioner corporation manufactured drugs required by federal law to be sold only under prescription, shipped them to a warehouse in Texas and sold them from the warehouse, the receipts from these sales were includible in calculating petitioner's Texas receipts for franchise tax purposes and could not be excluded under Texas Taxation—General Annotated, Article 12.02(1)(C) because the exempt items being sold were not shipped to the Texas purchaser from a point outside the state.

Issued in Austin, Texas, on July 6, 1979.

Doc. No. 794221- Harriet Burke
794222 Hearings Section
Comptroller of Public Accounts

Filed: July 6, 1979, 3:17 p.m.

For further information, please call (512) 475-2148.

Texas Education Agency

Consultant Contract Award

Description and Consultant. The Texas Education Agency entered into a contract with Touche Ross and Company on June 25, 1979, for services to assist the agency in implementing recommendations contained in a prior study of the State Permanent School Fund and the agency's Investment Office.

Terms of Contract. The contract is dated June 25, 1979, and will terminate on August 31, 1979, unless extended according to its terms. The fee is \$61,272 for mandatory services and \$193,407 for additional services optional with the agency.

Project Report. There will be no written product. The contract is for services only and includes no study or advice.

Issued in Austin, Texas, on July 5, 1979.

Doc. No. 794223 M. L. Brockette
Commissioner of Education

Filed: July 6, 1979, 5:03 p.m.

For further information, please call (512) 475-7077.

Guadalupe-Blanco River Authority

Request for Proposal

The Guadalupe-Blanco River Authority invites submission of statements of qualifications and solicitation of proposals for engineering services for Step I grant activities as required under Public Law 92-500 as administered by the Environmental Protection Agency. These activities include the development of a facility plan, an environmental assessment, the infiltration and inflow analysis, and any other requirements as specified in the 40 Code of Federal Regulations Part 35 for the GBRA and the City of Victoria. All statements of qualifications and proposals must be submitted by August 10, 1979, to the Guadalupe-Blanco River Authority, P.O. Box 271, Seguin, Texas 78155.

Issued in Seguin, Texas, on July 3, 1979.

Doc. No. 794154 Leroy Goodson
Director of Planning and Development
Guadalupe-Blanco River Authority

Filed: July 5, 1979, 11:30 a.m.

For further information, please call (512) 379-5822.

Savings and Loan Department of Texas

Notice of Interest Rate

The following information is made available at this time for the benefit of the public and financial institutions of Texas.

Pursuant to the provisions of House Bill 409, 66th Legislature of Texas, Regular Session, 1979, the savings and loan commissioner of Texas has ascertained the average per annum market rate adjusted to constant maturities on 10-year U.S. Treasury notes for the calendar month of June 1979 to be 8.91%.

This rate shall govern applicable loans made on or after August 27, 1979, and extending through August 31, 1979.

Issued in Austin, Texas, on July 10, 1979.

Doc. No. 794260 L. Alvis Vandygriff
 Commissioner
 Savings and Loan Department of Texas

Filed: July 10, 1979, 9:53 a.m.

For further information, please call (512) 475-7991.

Texas Register

Correction of Error

An open meeting of the Agricultural Protective Act Division of the *Texas Department of Agriculture*, scheduled for Wednesday, October 24, 1979, 10 a.m., contained an error as published in the July 3, 1979, issue of the *Texas Register* (4 TexReg 2387). The location for that meeting should have read: Suite 301, 2800 Northeast Loop 410, San Antonio.

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