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TEXAS REGISTER

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TEXAS DOCUMENTS

In This Issue...

Emergency and proposed rules of the Savings and Loan Department concerning loss reserve for property improvement, consumer, and mobile home loans

Adopted rules of the State Board of Barber Examiners concerning the identification of barber shops

Rules governing conduct adopted by the State Board of Podiatry Examiners



Office of the Secretary of State

NOTES ON THE ISSUE

The State Board of Barber Examiners has adopted its proposed rule regarding the complete separation of barber facilities from cosmetology facilities. The statute under which the rule is promulgated (Article 8402, Texas Civil Statutes) was amended during the last legislative session so that barbers may not practice barbering "on the premises of any . . . location under the jurisdiction of the Texas Cosmetology Commission." Likewise, cosmetologists are prohibited from performing any services "on the premises of any . . . location under the jurisdiction of the State Board of Barber Examiners." According to the Barber Examiners rule, barbers and cosmetologists operating in the same building must be separated by a solid wall at least eight feet high. The Texas Cosmetology Commission rule calls for a "stationary partition not less than four feet high" (Rule 381.14.00.046).

The State Board of Podiatry Examiners has adopted its rules governing the conduct of podiatrists. The rules cover such areas as professional ethics, advertising, and fees.

The In Addition section of this issue contains a listing of all official depositories for state documents in Texas. All documents issued by state agencies and institutions, including such publications as college catalogs and extension service bulletins, are distributed by the Texas State Library to the depositories.

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

Artwork Gary Thornton

TEXAS REGISTER



Mark White
Secretary of State

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EMERGENCY RULES

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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 are 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 category of rules to which the rule belongs. The third unit (two digits) indicates the subcategory of rules, if any, within the category. 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.

Savings and Loan Department

Loans 056.08.00

In order that rules pertaining to loans and the establishment of loss reserves might be more consistent, it is necessary to delete the word "specific" from Rule 056.08.00.009. This rule is being promulgated as an emergency rule because a related rule has previously been proposed and adopted, and this rule should have been proposed and adopted concurrently.

This rule is promulgated under the authority of Article 342-114, Texas Revised Civil Statutes.

.009. [Specific] Loss Reserve for Property Improvement, Consumer, and Mobile Home Loans. On all loans made by an association under the provisions of Rules 056.08.00.007 and .008, the association shall set up a [specific] loss reserve equal to one percent of the amount so loaned or advanced; provided that such reserve for losses shall be maintained at all times in an amount equal to one percent of the total amount of all loans or advances made under Rules 056.08.00.007 and .008 above.

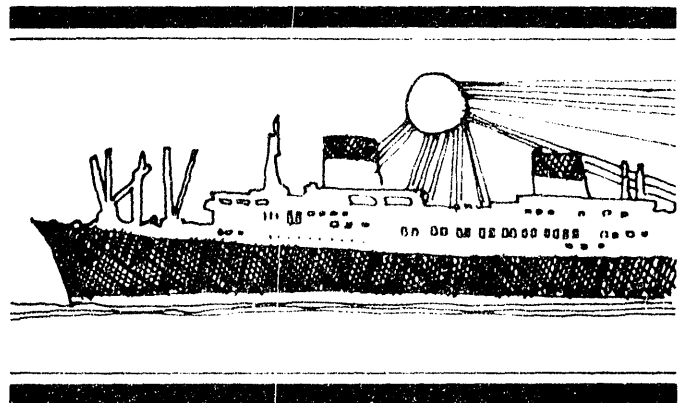
Issued in Austin, Texas, on June 10, 1976.

Doc. No. 763159 W. Sale Lewis
Commissioner
Savings and Loan Department

Effective Date: June 11, 1976

Expiration Date: October 1, 1976

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



PROPOSED RULES

1611

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 category of rules to which the rule belongs. The third unit (two digits) indicates the subcategory of rules, if any, within the category. 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.

State Department of Public Welfare

General Information

Temporary Adoptions 326.01.01

The Department of Public Welfare proposes to amend its rule adopting by reference the *Food Stamp Handbook*. The proposed amendment results from a departmental decision to revise Section 4123 of the handbook.

This revision clarifies deductions from income for unexpected allowable expenses incurred during certification periods. It also adds the requirement that deductible expenses be incurred by and paid for household members, unless otherwise stated.

Written comments are invited and may be sent to Susan Johnson, Administrator, Systems and Procedures Bureau-- 271, Department of Public Welfare, John H. Reagan Building, Austin, Texas 78701, within 30 days of the publication of this *Register*.

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

.002. *Food Stamp Handbook.* The Department of Public Welfare adopts by reference the rules contained

in the policy and procedure narrative sections of the *Food Stamp Handbook as amended in June, 1976.*

Issued in Austin, Texas, on June 10, 1976.

Doc. No. 763144 Raymond W. Vowell
Commissioner
State Department of Public
Welfare

Proposed Date of Adoption: July 22, 1976

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

Savings and Loan Department

Loans 056.08.00

The Savings and Loan Section of the Finance Commission of Texas proposes to amend Rule 056.08.00.009. The proposed amendment deletes the word "specific." The proposed effective date of this rule is October 1, 1976; however, the rule is being adopted as an emergency rule effective immediately to cover the intervening time period.

Comments on the proposed rule are requested. Comments should be mailed to the Savings and Loan Section of the Finance Commission and the Savings and Loan Commissioner of Texas, P.O. Box 1089, Austin, Texas 78767.

The statutory authority under which this rule is promulgated is Article 342-114, Texas Revised Civil Statutes.

.009. *[Specific] Loss Reserve for Property Improvement, Consumer, and Mobile Home Loans.* On all loans made by an association under the provisions of Rules 056.08.00.007 and .008, the association shall set up a [specific] loss reserve equal to one percent of the amount so loaned or advanced; provided that such reserve for losses shall be maintained at all times in an amount equal to one percent of the total amount of all loans or advances made under Rules 056.08.00.007 and .008 above.

Issued in Austin, Texas, June 10, 1976.

Doc. No. 763160 W. Sale Lewis
Commissioner
Savings and Loan Department

Proposed Date of Adoption: October 1, 1976

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

ADOPTED RULES

1612

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 category of rules to which the rule belongs. The third unit (two digits) indicates the subcategory of rules, if any, within the category. The fourth unit (three digits) indicates the individual rule.

State Board of Barber Examiners

General Rules of Practice and Procedure

Barber Shops 378.01.04

The State Board of Barber Examiners has adopted Rules 378.01.04.001-.002 as proposed in the April 13, 1976, issue of the *Texas Register*, with no changes in the proposed rules, which provide for separation of barber shops and beauty parlors and for the display of a barber pole and the words "barber shop" or "barber salon" at each barber shop. These adopted rules are formulated to ensure compliance with Article 8402, Texas Civil Statutes, with regard to complete separation of facilities whenever a barber shop and a beauty parlor operate in the same building. They are also designed to clearly identify barber shops to the customer.

A second hearing was held June 7, 1976, on the proposed rules, and comments from opponents and proponents of the proposed rules did not create any new proposals that would justify changes in the original proposed rules.

The proposed rules are promulgated under the authority of Article 8401-8407, and Article 8407a, Texas Civil Statutes.

.001. *Separation of Barber Shop and Beauty Parlor.*

(a) To ensure compliance with Article 8402, Texas Civil Statutes, with regard to complete separation of facilities, whenever a barber shop and a beauty parlor operate in the same building, such shop and parlor shall be separated by an opaque, solid, permanent wall or partition of not less than eight feet in height. When the building has an interior height less than eight feet, the wall or partition need only extend from the floor to the ceiling.

(b) Such shop and parlor must have separate entrances or doors.

.002. *Barber Pole.*

(a) Each barber shop shall display a barber pole on the exterior or visible from the exterior of the shop. This pole shall be red, white, and blue, and a minimum of 12 inches high.

(b) In addition, barber shops shall display the words "Barber Shop" or "Barber Salon" on the entrance door or window of the shop in letters at least three inches high.

(c) This rule applies to all existing shops and all new shops without barber poles and the words "Barber Shop" or "Barber Salon" as specified above.

Issued in Austin, Texas, on June 11, 1976.

Doc. No. 763157 Otis W. McStay
Executive Secretary
State Board of Barber
Examiners

Effective Date: July 1, 1976

For further information, please call (512) 475-2289.

Office of the Governor

Rules and Guidelines of the Criminal Justice Division

LEAA Guidelines Adopted by Reference 001.55.02

The Law Enforcement Assistance Administration, under the authority of Public Law 93-83, Crime Control Act of 1973, and Public Law 93-415, Juvenile Justice and Delinquency Prevention Act of 1974, has issued Manual M4500.1D, Chg-1, *Guide for Discretionary Grant Programs*, dated April 12, 1976, which is required to be implemented on the issue date. The manual was delivered to the Criminal Justice Division subsequent to June 4, 1976.

The Criminal Justice Division, under the authority of Public Law 90-351, Title I, Omnibus Crime Control and Safe Streets Act of 1968 as amended by Public Law 91-644, Omnibus Crime Control Act of 1970, and Public Law 93-83, Crime Control Act of 1973; and Public Law 93-415, Juvenile Justice and Delinquency Prevention Act of 1974; and rules and guidelines promulgated by the Law Enforcement Assistance Administration; and the provisions of Article 6252-13, Section 10(a)(3), Vernon's Annotated Civil Statutes, adopts by reference Manual M4500.1D, Chg-1, *Guide for Discretionary Grant Programs*, and amends Rule 001.55:02.006, *LEAA Guidelines Adopted by Reference*, by adding a new subsection, (zz) M4500.1D, Chg-1, *Guide for Discretionary Grant Programs*.

.006. *LEAA Guidelines Adopted by Reference.*
(zz) *M4500.1D, Chg-1, Guide for Discretionary Grant Programs.*

Issued in Austin, Texas, on June 7, 1976.

Doc. No. 763156 Robert C. Flowers
 Executive Director
 Criminal Justice Division

Effective Date: April 12, 1976

For further information, please call (512) 475-6065.

State Board of Podiatry Examiners

Rules Governing Conduct 396.25.00

The State Board of Podiatry Examiners held a public hearing on the proposed rules in Dallas, April 10, 1976. At that public hearing some 50 podiatrists testified. Several changes to the proposed rules were made in response to the testimony.

Proposed Rule .011, *Specialties*, was deleted since agreement could not be reached on the qualifying criteria to be used. Specialties may be designated on letterhead and business cards but not on signs and announcements. Proposed Rule .012, *Product Endorsements*, was renumbered Rule .011 and the subsequent Proposed Rules .013-.020 were renumbered. The content of Rule .005, *Professional Signs*, was changed to allow the use of a descriptive term after the word "podiatrist." Also, podiatrists with nonconforming signs can seek a variance from the board.

Proposed Rule .010, *Telephone Directory Listings*, was changed to allow podiatrists to list in communities in which their office is located, rather than just in the directory officially published by the telephone company which serves the area where the office is located.

Several references to fees throughout the rules were deleted as redundant and unenforceable and many minor word changes were made for clarity. Several other insignificant changes were made. Immediately after the public hearing, the board held a public meeting to discuss the testimony. Changes to the proposed rules were made and the rules were unanimously adopted.

The following rules are promulgated under the authority of Articles 4568, 4570, and 4573, Texas Civil Statutes.

.001. *Authority.* The Texas State Board of Podiatry Examiners is charged by Article 4568, Vernon's Texas Civil Statutes, with the responsibility of adopting all reasonable and necessary rules and regulations for the regulation of the practice of podiatry. Article 4573(a), Vernon's Texas Civil Statutes, authorizes the Texas State Board of Podiatry Examiners to cancel, revoke, or suspend the license of any practitioner of podiatry who violates any of the provisions of Article 4570. Specifically, Article 4570(d), Paragraphs (3), (4), (6), (7), (12), and (15), permit the Texas State Board of Podiatry Examiners to revoke, suspend, or cancel a podiatrist's license to practice in the State of Texas for habits of intemperance or drug addiction calculated to endanger the health, well being, or welfare of patients; grossly unprofessional or dishonorable conduct which is likely to deceive or defraud the public; the use of any advertising statement of a character tending to mislead or deceive the public; advertising professional superiority or the performance of professional services in a superior manner; or permitting or allowing another to use his license or certificate to practice podiatry in this state for the purpose of treating or offering to treat conditions and ailments of the feet of human beings by any method; and the inability to practice podiatry with reasonable skill and safety to patients by reason of age, illness, drunkenness, excessive use of drugs, narcotics, chemicals, or any other type of material, or as a result of any mental or physical condition. This section of the rules is promulgated pursuant to this and other statutory authority.

.002. *Definitions.* As used in this section, unless the context otherwise requires, the following terms have the meaning given in this rule:

(a) "Board" means the Texas State Board of Podiatry Examiners.

(b) "Office" in the singular includes the plural.

.003. General.

(a) The health and safety of patients shall be the first consideration of the podiatrist. The principal objective of the podiatry profession is to render service to humanity. A podiatrist shall continually strive to improve his medical knowledge and skill for the benefit of his patients and colleagues. The podiatrist shall administer to patients in a professional manner and to the best of his ability. Secrets and personal information entrusted to him shall be held inviolate unless disclosure is necessary to protect the welfare of the individual or the community. A podiatrist shall be temperate in all things in recognition that his knowledge and technique are essential to public health, welfare, and human life.

(b) A licensed podiatrist shall conduct his practice on the highest plane of honesty, integrity, and fair dealing and shall not mislead his patients as to the gravity of such patient's podiatry needs. A podiatrist shall not abandon a patient he has undertaken to treat. He may discontinue treatment after reasonable notice has been given to the patient by the podiatrist of his intention to discontinue treatment and the patient has had a reasonable time to secure the services of another podiatrist, or all podiatry services actually begun have been completed and there is no contract or agreement to provide further treatment.

.004. General-- Advertising and Solicitation. A podiatrist shall not solicit business for himself or for any other podiatrist either directly or indirectly or aid or abet another so to do. This prohibition shall not apply to the professional referral of a patient to another podiatrist. A podiatrist, either for himself or for another person, shall not mail, circulate, post, deliver, announce, publish, broadcast, or otherwise advertise or disseminate any card, letter, circular, poster, announcement or statement, either directly or indirectly, or aid or abet another so to do, except as permitted by the rules and regulations of the board.

.005. Professional Signs.

(a) The general rule is that a sign shall be in good taste and not inconsistent with ethical medical-professional signs in the locale in which it is located as to size, shape, location, letter size, and general content. To the extent the general rule is more restrictive than is otherwise authorized in the following specific rules, the general rule shall control. To the extent the general rule is less restrictive than the following specific rules set out in these regulations, the specific rules shall control.

(b) A podiatrist legally engaged in the practice of podiatry may use not more than two signs which shall be on the premises to designate his professional office where he is actually engaged in the practice of his pro-

fession. It is intended hereby to specifically prohibit the use of additional window, street, or stairway signs. A sign or signs must contain only the following and are subject to Section .20 of the rules and regulations of the board:

(1) the name of the practitioner licensed by the board;

(2) the earned podiatry degree or degrees conferred on such practitioner;

(3) the word, but no more than one, Podiatrist, Chiropractist, Podiatry, Chiropractic; plus only one of the following, Foot Specialist, Diseases of the Foot, Treatment of the Feet; or Foot Care; and

(4) the regular office hours of the podiatrist.

(c) The use of electric, neon, luminous, or fluorescent signs, or the use of moving background or lettering in a sign, is expressly prohibited; however, the architectural lighting of a building or its address which incidentally shows the practitioner's name is permissible.

(d) The individual letters on such signs shall not exceed four inches in height and shall be in proper proportion in width and only in one color. The overall size of the sign, including frame, shall not exceed four square feet and such sign shall not exceed four feet in length or height.

(e) Any podiatrist who, on April 15, 1976, has a sign which does not comply with (b), (c), and (d) of this rule, may continue to use such sign or signs until April 15, 1977. After April 15, 1977, all signs shall be in compliance with this rule.

(f) A podiatrist who wishes to use a descriptive term other than one of the terms allowed in paragraph (b)(3) of this rule, shall submit a written request to the board for permission to use such term prior to its use. A podiatrist who wishes to use letters larger than allowed by paragraph (d) of this rule, shall submit a written request to the board for permission to use such larger letters prior to their use. The board will not grant permission to use letters larger than seven inches in height, nor will the board grant variances to (b)(3) or (d) of this rule unless such written requests are received by the board prior to April 15, 1977.

(g) The separate use of any word, words, or abbreviations, such as podiatrist, D.P.M., or any word, words, or abbreviations shall be deemed a separate item and must conform to Section .20 of the rules and regulations of the board. In no instance shall a licensee use, permit, or allow the word "clinic" or the word "podiatry clinic" to be used in connection with his podiatry office or practice except in conformance with Section .20 of these rules and regulations.

(h) Only the name or names of the podiatrists who are actually engaged in the practice of podiatry at such address may be used.

(i) A podiatrist shall not practice podiatry in any office or place of practice which indicates or tends to in-

dicated by the use of any name, names, identification, or any directory, sign, or listing whatsoever, that such office or place of practice is owned, operated, supervised, directed, staffed, or attended by other than a podiatrist or by any podiatrist not actually present and practicing podiatry therein except as authorized in Rule .012 of this section provided, however, this shall not apply to a podiatrist who is temporarily absent or incapacitated.

(j) Where one or more podiatrists incorporate under the Texas Professional Corporation Act, there must be added after any permitted listing the additional identification noting incorporation pursuant to Section .20 of the rules and regulations of the board.

.006. Directories.

(a) Where a building or shopping center erects and maintains a sign in the nature of a directory of the list of services available or occupants, only the podiatrist's name and the specific location, such as Building A or Suite 109, may be used or listed thereon, and provided the letters in such word or on such sign are in conformity with the regulations governing individual letters as set out in (d) of Rule .005 of this section.

(b) A podiatrist may be listed on each building directory where such directory is at the entrance or entrances thereto or in the building or buildings where the practitioner's office is located and where such directory lists the name, business, or profession and office number or location of all who have offices there and where the directory letters are not more than one by two inches each. Printed lists of those having offices in such building or complex of buildings which are affixed to the inside of elevators or on the wall on each floor of such building or complex of buildings for the convenience and direction of the public are permitted.

(c) The exterior entrance door to any podiatry office may have an identification sign which shall contain only the office number, the name of the licensee or licensees actually practicing at such location, and if desired, the word or words descriptive of his practice as provided in Subsection (b)(3) of Rule .005 of this section.

(d) Directories and office door signs authorized in this rule and the use of such shall not constitute a sign as contemplated in Rule .005 of this section.

.007. Special Announcements.

(a) A podiatrist shall not publish any professional listing or announcement in a newspaper or other publication except to announce:

- (1) the first establishment of an office for the practice of podiatry;
- (2) a change of office location;
- (3) the association of a new podiatrist in such office or location;
- (4) the return from military service;

(5) the original assumption of a deceased or retired podiatrist's practice;

(6) the death or permanent retirement of an associate practitioner; or

(7) an anticipated absence from practice of at least 30 days or a return to practice after at least 30 days absence, but not both.

Such events may be specially announced in the newspaper or newspapers having primary circulation in the area of the podiatrist's office, except that the event described in (a)(7) above may not be announced more frequently than once each 12-month period. Such announcements shall be consistent with local custom as to size but shall not exceed two regular columns in width of such publication by two inches in depth, and shall not exceed a total area of 12 square inches. The first publication may be made only within the 10 days immediately before and 30 days immediately after such event and may not exceed 20 consecutive days total publication if published daily, or three days if published weekly. The newspaper announcement shall not be published under the classified section of the newspaper. Such announcement may appear only once in each edition; however, if more than one permitted reason exists, it may be included in the permitted announcement. An announcement may contain the office hours of the podiatrist and his office telephone number or numbers, but it shall not specify or draw attention to any special feature of an office. Such announcement or listing shall not be published in large or boldface type or be multi-colored, nor set in a border or block of any kind except the usual dividing line. The announcement may be placed in the newspaper or newspapers having its primary circulation in the village, town, or city wherein such licensee's office is located; if, however, no newspaper is primarily circulated in such area, then the nearest newspaper published and generally serving such area shall be considered to have primary circulation.

(b) The listing of such matters as 24-hour answering service, Master Charge honored, BankAmericard honored, or other words of similar import is prohibited.

(c) A podiatrist may advise his own current patients of record and other practitioners of the healing arts by sealed letter mailed or delivered to any of the above that one or more of the events described in paragraph (a) above has occurred.

(d) A podiatrist may be listed in any ethical professional directory published primarily for use by professional people. In addition to the information authorized under these rules and regulations, the listing may also give the office hours of the podiatrist and his office and residence telephone number or numbers, but it shall not specify or draw attention to any special feature of an office.

.008. Offices.

(a) It is an objective of the Podiatry Practice Act and a policy of the board that the public be properly informed concerning the availability and level of podiatry services in every community where a podiatry office is located. To accomplish this objective, a podiatrist shall not establish or be affiliated with an office which does not comply with these rules.

(b) All podiatry offices shall contain the minimum amount of treatment equipment and facilities so that the podiatrist may provide his usual and customary podiatry services.

(c) The office shall be attended by the podiatrist on a routine schedule and frequently enough so that treatment is timely and convenient for the patients in the area where the office is located. Depending on the circumstances, adequate attendance might be once a week, one week a month, or an average of five days a month.

(d) All offices shall be staffed or equipped so that patients and the public can conveniently determine when the podiatrist will be in his office. Examples of how this information might be provided are an answering service or an automatic telephone listening and recording device of some type.

(e) The rules and regulations of the board, specifically the rules on professional signs, directories, and telephone directory listings apply to each office used in the practice of podiatry.

(f) This rule does not prohibit a podiatrist from practicing in communities which are too small to economically justify or otherwise warrant the establishment of an office, but when a podiatrist undertakes to practice in such communities, he must have sufficient staff and equipment or facilities available to provide safe treatment.

(g) In communities where a podiatrist practices but does not maintain an office, the use of announcements, signs, telephone directory listings, except as allowed in paragraph (c) of Rule .010, and other communications permitted by these rules which are incidental to and connected with the maintenance of an office is prohibited.

.009. Other Communication.

(a) A podiatrist may include on his office stationery letterhead and business card his office hours and office telephone number or numbers.

(b) A podiatrist may send notices of appointments and treatment needs to his patients of record or to those patients of a practice he has recently acquired.

(c) A podiatrist may not use or permit the use of any emblem, motto, model of the foot, or any other symbol to identify himself other than the winged foot caduceus.

(d) A podiatrist may send written expressions of gratitude to persons referring patients to him.

(e) If a podiatrist substantially limits his practice to a particular specialty of podiatric medicine and he does not normally engage in the practice of any other phase of podiatry, he may designate that specialty on his office stationery and business cards.

.010. Telephone Directory Listings.

(a) A podiatrist may have not more than two professional listings such as are usually contained in a telephone book, one in the white section and one in the yellow section. The listing shall be in regularly used small-size type and shall not be printed in large or boldface type, or multi-colored, or blocked, or set in a border of any kind. Such listings may contain only the name, the podiatry degree or degrees conferred on such licensee, the post office address and the telephone numbers of the practitioner at such address, the telephone number of the podiatrist's residence, and "if no answer, call _____." Listing in directories where a podiatrist does not maintain an office, as permitted in paragraph (c) of this rule, must contain the name of the city, town, or village in which the podiatry office is located.

(b) A podiatry clinic may be listed in the classified section of a telephone directory under clinics. However, the persons practicing in the clinic may not be included in the listing. In determining whether a practice may use the term clinic, the rules of the board in Section .20 apply.

(c) A podiatrist practicing podiatry in a village, town, or city which is served by both local and metropolitan telephone systems may list his name and other information as provided in (a) of this rule in the telephone directory or directories which serve the community where his office is located.

(d) It shall be the duty of each podiatrist who practices or who has practiced at any location to advise the telephone company of any change in his status or location sufficiently in advance to prohibit erroneous or misleading information to be published and to conform with these rules.

(e) A podiatrist shall not be listed in the classified section of a telephone directory under "Foot Appliances" or other commercial listings. A podiatrist's individual telephone listing shall not specify any physical or medical modality used for treatment nor shall it give special attention to any age group, disease, or deformity. The listing of such matters as 24-hour answering service, Master Charge honored, BankAmericard honored, or other words of similar import is prohibited. Such listings shall not specify any special knowledge or ability in treatment or techniques nor indicate membership in any hospital or clinic except as authorized in Section .20 of the rules.

.011. Product Endorsements. A licensed podiatrist shall not write testimonials as to the virtue of or endorse proprietary remedies, drugs, instruments, equipment, prosthetics, or footwear, except to report the results of properly conducted and controlled experiments or clinical studies, such reports to be submitted only to recognized scientific journals and/or to recognized scientific professional associations. A podiatrist may add his name to medical instruments and equipment which are not manufactured for or sold to the lay public.

.012. Acquiring Another Practice. If a podiatrist acquires the practice of another practitioner, he may refer to the name of the other practitioner in identifying himself and his acquired practice, but only for a period not to exceed one year from the date he acquired the practice. The acquiring podiatrist shall also use his own name in identifying the practice acquired.

.013. Commercial and Business Connections.

(a) A podiatrist may prescribe shoes to his patients, but he shall not stock and sell shoes in connection with his practice, either in his office or in any room or space connected to his office.

(b) A podiatrist shall not have his office in or connected with a barber shop, beauty shop, department store, pharmacy, shoe store, gymnasium, bath house, institute of questionable repute, or any other business activity or location that brings discredit to the profession.

(c) A podiatrist who has maintained his office in or connected with a department store, shoe store, or pharmacy prior to the time this rule is effective, may continue to so maintain his office without being in violation of this rule. However, he may not confer this right on any other podiatrist, whether by sale of the office or his practice to the other podiatrist, by employing him, by entering into a partnership or any other type of association with him, or by any other method or device.

.014. Relationships with Other Practitioners.

(a) A podiatrist may contact other practitioners of the healing art and notify them of opening an office and may solicit their cooperation in referring patients to him.

(b) A podiatrist shall not induce another colleague's patient.

(c) A podiatrist shall not criticize or belittle his colleagues or other healing art practitioners.

(d) A podiatrist shall not aid an unethical practitioner or engage in any subterfuge with any person, business, or organization. He shall expose any illegal, unethical, or dishonest conduct of other practitioners and cooperate with those invested with the responsibility of enforcement of the law and these rules of conduct.

.015. Identity of Surgeon. A person under a podiatrist's care or treatment on whom podiatric surgery is to be performed in connection with such care or treatment shall be informed by the podiatrist of the identity of the surgeon before the surgery is performed.

.016. Fees.

(a) The fee which a podiatrist charges for his service should be commensurate with the reasonable and customary fee for such services in the community in which the podiatrist practices.

(b) The podiatrist has special knowledge which his patient does not have; therefore, to avoid misunderstanding he should advise his patients in advance of beginning treatment of the nature and extent of the treatment needed; the approximate time required to perform the recommended treatment and services; and any further or additional services or return by the patient for treatment, adjustments, or consultation and the time in which this shall occur. A podiatrist should inform his patients as to the fees to be charged for services before the services are performed, regardless of whether the fees are charged on a case basis, on the basis of a separate charge for each service, on a combination of these two methods, or some other basis. If an exact fee for a particular service, as in extended care cases, cannot be quoted to a patient, a fair and reasonable estimate of what the fee will be and the basis on which it will be determined should be given to the patient.

(c) A podiatrist in his discretion may charge his usual fee or a reduced fee or nothing for his services for members of charitable organizations, indigent persons, members of the clergy, or practitioners of the healing arts.

(d) A podiatrist shall not engage in fee splitting. However, a podiatrist may pay an assistant's fee according to the established percentage or rate prevailing in the community.

.017. Records. All podiatrists shall make, maintain, and keep accurate records of the diagnosis made and the treatment performed for and upon each of his patients for reference and for protection of the patient for at least two years following the completion of the treatment.

.018. Violations.

(a) Any podiatrist who violates any provision of these rules shall be subject to having his license and privilege to practice podiatry revoked, cancelled, or suspended.

(b) A board order to revoke, cancel, or suspend a license may be probated.

(c) The board may institute action in its own name to enjoin a violation of any provision of these rules.

.019. Severability. If any rule, section or subsection, sentence or clause is held for any reason to be invalid or inapplicable to any person, such decision shall not affect the validity of any remaining portion or portions of these rules.

Issued in Waco, Texas, on June 7, 1976.

Doc. No. 763146 Joe C. Littrell, D.P.M.
Secretary-Treasurer
State Board of Podiatry
Examiners

Effective Date: July 1, 1976

For further information, please call (512) 476-6331.

State Department of Public Welfare

General Information

Temporary Adoptions 326.01.01.001

The Department of Public Welfare adopts the amendment to Rule 326.01.01.001 as proposed in the March 26, 1976, issue of the *Texas Register*. The proposed amendment added Section 8230 to the *Aid to Families with Dependent Children (AFDC) Handbook*. With this adoption, the same amendment is also incorporated into Section 2200 of the *Food Stamp Handbook*, Rule 326.01.01.002.

This amendment gives guidelines for handling the cases of department personnel receiving AFDC or food stamp benefits. No negative comments were received on the proposed amendment, but two sentences were reworded for clarification.

This amendment has been approved by the State Board of Public Welfare and is adopted as revised under the authority of Article 695c, Texas Civil Statutes.

.001. AFDC Handbook. The Department of Public Welfare adopts by reference the rules contained in the policy and procedure narrative sections of the *AFDC Handbook* as amended in April, 1976.

Issued in Austin, Texas, on June 8, 1976.

Doc. No. 763128 Raymond W. Vowell
Commissioner
State Department of Public
Welfare

Effective Date: July 1, 1976

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

326.01.01.002

The Department of Public Welfare adopts an amendment of its rule which adopts by reference the *Food Stamp Handbook*. The United States Department of Agriculture has promulgated new regulations regarding the restoration of lost benefits, which are to be implemented by the department beginning July 1, 1976. The department has, therefore, taken action in adopting amendments to Sections 7100, 7200, 7300, 7650, and 8200 of the *Food Stamp Handbook* to implement such regulations.

The department is now responsible for informing eligible households of their entitlement to restored benefits, the amount of benefits to be provided, the procedure for providing such benefits, and the household's right to appeal decisions regarding these benefits.

Additional changes in policy permit the crediting of retroactive benefits and refunds against unpaid balances on overissuances caused by error or misunderstanding as well as fraud. Also, retroactive benefits may now be transferred in conjunction with the 60-day continuation of certification procedure.

The amendment is promulgated under the authority of Article 695c, Texas Civil Statutes and is adopted effective July 1, 1976, pursuant to federal requirements.

.002. Food Stamp Handbook. The Department of Public Welfare adopts by reference the rules contained in the policy and procedure narrative sections of the *Food Stamp Handbook* as amended on July 1, 1976.

Issued in Austin, Texas, on June 8, 1976.

Doc. No. 763130 Raymond W. Vowell
Commissioner
State Department of Public
Welfare

Effective Date: July 1, 1976

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



326.01.01.006

The Department of Public Welfare has adopted the amendment to Rule 326.01.01.006 as proposed in the April 16, 1976, issue of the *Texas Register*. The proposed amendment made changes to Section 3432 of the *Medicaid Eligibility Handbook*. No negative comments were received, and the department adopts the amendment with no changes in the proposed material.

The purpose of this amendment was to revise the Medicare premium amount from \$6.70 to \$7.20 to reflect a change in U.S. Department of Health, Education, and Welfare regulations.

This amendment has been approved by the State Board of Public Welfare and is adopted under the authority of Articles 695c and 695j-1, Texas Civil Statutes. The amendment is adopted effective July 1, 1976.

.006. *Medicaid Eligibility Handbook*. The Department of Public Welfare adopts by reference the rules contained in the policy and procedures narrative sections of the *Medicaid Eligibility Handbook* as amended in April, 1976.

Issued in Austin, Texas, on June 8, 1976.

Doc. No. 763129 Raymond W. Vowell
Commissioner
State Department of Public
Welfare

Effective Date: July 1, 1976

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

326.01.01.040

The Department of Public Welfare has adopted the amendment to Rule 326.01.01.040, as proposed in the May 4, 1976, issue of the *Texas Register*. The amendment reflects changes in Sections 2200, 5130, 6110, 6331.23, 6331.3, 7123, 7123.1, and 8230 of the *Social Services Handbook*.

This amendment contains three major changes in eligibility determination for Title XX social services. Under the existing rule each person making application for social services was required to provide documentation of all income for each member of the family. This amendment provides for eligibility to be determined on the basis of an application, listing all appropriate sources of income, dated and signed by the applicant, under penalty of fraud. For protective services cases this amendment requires that eligibility be determined by documenting the person's need for these services on a form prescribed by the department. This amendment

also includes the new definition of a family which is the basic family unit, thereby making the family group smaller.

The most frequently received comments were endorsements of the changes eliminating the necessity for documentation of income and redefining the family group for income eligibility. This relaxation of stringent determination requirements, permitted by revision of the federal regulations governing Title XX was seen as both an enhancement to the client-provider relationship and an elimination of costly administrative procedures.

A comment was received objecting to the necessity for the client to complete an eligibility document in each agency under contract to the department in which he is receiving services. Currently this requirement will continue in order to provide audit protection for each agency, and because under the Texas Comprehensive Annual Services Program Plan, each service offered has slightly different eligibility requirements. Plans will be made in the future to redesign the automated centralized eligibility system to meet these objections. However, the impact of the revised federal regulations makes it necessary to institute these eligibility determination changes prior to such a redesign.

In the section defining the responsibilities of the worker determining eligibility, such terms as "prudent judgment" and "appropriate discretion" were questioned. Taken in context these phrases allow the worker to exercise flexibility according to the unique circumstances of the client being certified. The department is adopting the texts of the rules as proposed with minor changes for clarification.

This amendment has been approved by the State Board of Public Welfare and is adopted as revised under the authority of Article 695c, Texas Civil Statutes.

.040. *Social Services Handbook*. The Department of Public Welfare adopts by reference the rules contained in the policy and procedure narrative sections of the *Social Services Handbook* as amended in May, 1976.

Issued in Austin, Texas, on June 10, 1976.

Doc. No. 763145 Raymond W. Vowell
Commissioner
State Department of Public
Welfare

Effective Date: July 1, 1976

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

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 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.

Commission on Fire Protection Personnel Standards and Education

Meeting

A meeting of the Commission on Fire Protection Personnel Standards and Education will be held on Thursday, June 24, 1976, 10 a.m., in Suite 122, 8330 Burnet Road, Austin, to adopt proposed rules in subcategories 211.02.04, 211.02.06, and 211.02.07.

Additional information may be obtained from Garland W. Fulbright, Suite 122, 8330 Burnet Road, Austin, Texas 78758, telephone (512) 459-8701.

Filed: June 14, 1976, 10:39 a.m.
Doc. No. 763172

Joint Advisory Committee on Government Operations

Meeting

A meeting of the Economic Development and Law Enforcement Subcommittee of the Joint Advisory Committee on Government Operations will be held on Monday, June 21, 1976, 10 a.m., in the Senate Reception Room, State Capitol, Austin. The meeting will be a work session with the staff.

Additional information may be obtained from Mary Holley, Lieutenant Governor's Office, Room G-38, State Capitol, Austin, Texas 78711, telephone (512) 475-3106.

Filed: June 11, 1976, 3:31 p.m.
Doc. No. 763168

Hearing

A hearing by the Education Subcommittee of the Joint Advisory Committee on Government Operations will be held on Monday, June 28, 1976, 10 a.m., in the Lieutenant Governor's Committee Room, State Capitol, Austin, to discuss system governance of universities versus individual governing boards for universities.

Additional information may be obtained from J. B. Pace, LBB, Room 207-A, State Capitol, Austin, Texas 78711, telephone (512) 475-3426.

Filed: June 11, 1976, 3:31 p.m.
Doc. No. 763169

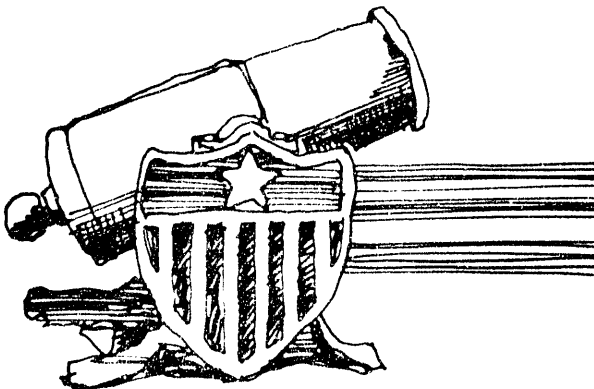
State Board of Insurance

Emergency Meeting

An emergency meeting of the State Board of Insurance was held on Monday, June 14, 1976, 10 a.m., in Room 408, 1110 San Jacinto, Austin. The board considered in executive session a matter coming within the confines of Section 2(e) of Article 6252-17, Vernon's Texas Civil Statutes.

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

Filed: June 11, 1976, 10:35 a.m.
Doc. No. 763149



Emergency Addition to Agenda

An emergency addition was made to the agenda of a meeting of the State Board of Insurance held on Wednesday, June 16, 1976, 10 a.m., in Room 408, 1110 San Jacinto, Austin. The addition included consideration of ISO filings: broad form comprehensive general liability endorsement, and revision of basic limits rates for comprehensive personal liability and farmers comprehensive personal liability.

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

Filed: June 11, 1976, 10:35 a.m.

Doc. No. 763150

Meeting

A meeting of the State Board of Insurance will be held on Tuesday, June 22, 1976, 10 a.m., in Room 408, 1110 San Jacinto, Austin, for decisions on hearings and meetings previously held.

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

Filed: June 14, 1976, 10:39 a.m.

Doc. No. 763173

Meeting

A meeting of the State Board of Insurance will be held on Tuesday, June 22, 1976, 2 p.m., in Room 408, 1110 San Jacinto, Austin, to discuss the commissioner's report and a methods and procedures report.

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

Filed: June 14, 1976, 10:39 a.m.

Doc. No. 763174

Meeting

A meeting of the State Board of Insurance will be held on Wednesday, June 23, 1976, 2 p.m., in Room 408, 1110 San Jacinto, Austin, for decisions on hearings and meetings previously held.

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

Filed: June 14, 1976, 10:40 a.m.

Doc. No. 763175

Meeting

A meeting of the State Board of Insurance will be held on Thursday, June 24, 1976, 10 a.m., in Room 408, 1110 San Jacinto, Austin, for decisions on hearings and meetings previously held.

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

Filed: June 14, 1976, 10:40 a.m.

Doc. No. 763176

Joint Committee

Meeting

A meeting of the Joint Committee of the Texas Education Agency will be held on Saturday, June 19, 1976, 9:30 a.m., in the Board Room, 150 East Riverside Drive, Austin, to discuss the flow of funds for technical-vocational education; agencies involved in technical-vocational programs; project follow-up; impact conferences; specific duties of the Joint Committee; interagency agreement; continuing education programs; an attorney general opinion; federal legislation; and the commissioner's conference on career education.

Additional information may be obtained from J. W. Haynie, 201 East 11th Street, Austin, Texas 78701, telephone (512) 475-3589.

Filed: June 11, 1976, 10:53 a.m.

Doc. No. 763151

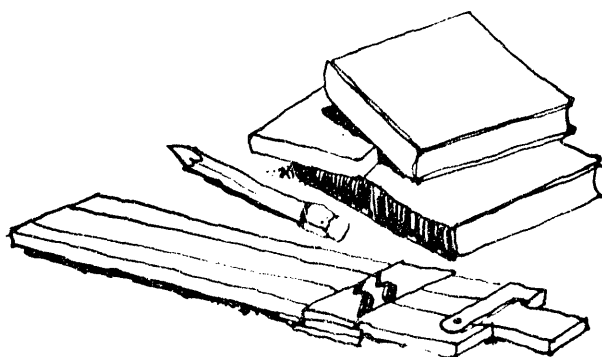
Legislative Budget Office Hearings

The Governor's Budget and Planning Office and the Legislative Budget Office will conduct joint budget hearings on appropriation requests for the 1978-79 biennium on June 21-30, 1976, at various locations in Austin. The complete agenda and schedule of times and locations is posted in the East Wing of the State Capitol.

Additional information may be obtained from the Legislative Budget Office, Room 207-A, State Capitol, Austin, Texas 78711, telephone (512) 475-3426.

Filed: June 11, 1976, 4:51 p.m.

Doc. No. 763171



Texas Medical Professional Liability Study Commission

Emergency Meeting

An emergency meeting of Subcommittee II of the Texas Medical Professional Liability Study Commission will be held on Friday, June 18, 1976, 8 a.m., in the Lieutenant Governor's Committee Room, State Capitol, Austin, to discuss the subcommittee's final report.

Additional information may be obtained from William Wade, G-38, State Capitol, Austin, Texas 78711, telephone (512) 475-4240.

Filed: June 11, 1976, 12:12 p.m.

Doc. No. 763158

Texas Municipal Retirement System

Meeting

A meeting of the Board of Trustees of the Texas Municipal Retirement System will be held on Saturday, June 26, 1976, 9 a.m., in the Driskill Room, Driskill Hotel, 7th and Brazos Streets, Austin. The board will meet to consider and pass on applications for benefits; to review and act on financial statements, investment reports, and reports of the director, legal counsel, and independent auditors; to consider actuarial reports; to adopt mortality and other experience tables; to consider and fix contribution rates of participating municipalities for the year 1977 as calculated by the actuary; and to consider adoption of 1975 annual report. The board will also consider and make selection of independent auditors for Fiscal Year 1976; and consider the proposal and adoption of procedural and other rules. The complete agenda is posted in the East Wing of the State Capitol.

Additional information may be obtained from Jimmie Mormon, 500 Perry-Brooks Building, Austin, Texas 78701, telephone (512) 476-7577.

Filed: June 10, 1976, 3:48 p.m.

Doc. No. 763141

Texas Private Employment Agency Regulatory Board

Meeting

A meeting of the Texas Private Employment Agency Regulatory Board will be held on Friday, June 18, 1976, 9:30 a.m., in the Old Supreme Court Room, State Capitol, Austin, to consider a report on a public hearing on rules and regulations for executive search firms; a discussion on changing the time requirement on Rule 398.01.00.011(e); and to elect board officers.

Additional information may be obtained from Larry E. Kosta, P.O. Box 12157, Capitol Station, Austin, Texas 78711, telephone (512) 475-7026.

Filed: June 10, 1976, 2:97 p.m.

Doc. No. 763139

Public Utility Commission of Texas

Meeting

A meeting of the Public Utility Commission of Texas will be held on Monday, July 19, 1976, 9 a.m., in Suite 450N, 7800 Shoal Creek Boulevard, Austin, to consider applications from electric utilities for the counties of Atascosa, Bandera, Dimmit, Edwards, Frio, Kinney, LaSalle, Live Oak, Maverick, McMullen, Medina, Real, Uvalde, Val Verde, and Zavala. The complete agenda is posted in the East Wing of the State Capitol.

Additional information may be obtained from Roy J. Henderson, Suite 450N, 7800 Shoal Creek Boulevard, Austin, Texas 78757, telephone (512) 475-7921.

Filed: June 11, 1976, 8:17 a.m.

Doc. No. 763147

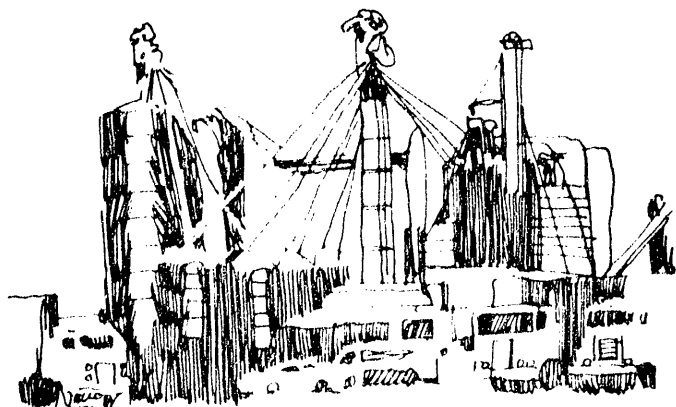
Meeting

A meeting of the Public Utility Commission of Texas will be held on Monday, July 26, 1976, 9 a.m., in Suite 450N, 7800 Shoal Creek Boulevard, Austin, to consider applications from electric utilities for the counties of Bell, Comanche, Coryell, Falls, Freestone, Hamilton, Lampasas, Leon, Limestone, McLennan, Milam, Mills, Robertson, and San Saba. The complete agenda is posted in the East Wing of the State Capitol.

Additional information may be obtained from Roy J. Henderson, Suite 450N, 7800 Shoal Creek Boulevard, Austin, Texas 78757, telephone (512) 475-7921.

Filed: June 11, 1976, 11:37 a.m.

Doc. No. 763153



Railroad Commission of Texas

Emergency Addition to Agenda

An emergency addition was made to the agenda of a meeting of the Oil and Gas Division of the Railroad Commission of Texas held on Monday, June 14, 1976, 9 a.m., in the E. O. Thompson Building, 10th and Colorado Streets, Austin, to include consideration of applications from Petco and American Petrofina concerning blanket bonds.

Additional information may be obtained from A. H. Barbeck, P.O. Box 12967, Capitol Station, Austin, Texas 78711, telephone (512) 475-3003.

Filed: June 11, 1976, 2:03 p.m.

Doc. No. 763163

Emergency Addition to Agenda

An emergency addition was made to the agenda of a meeting of the Transportation Division of the Railroad Commission of Texas held on Monday, June 14, 1976, 9 a.m., in the E. O. Thompson Building, 10th and Colorado Streets, Austin, to consider an application of Cal-Tex, Inc. This addition to the agenda was necessary to register the carrier's Interstate Commerce Commission authority so it may operate over the highways of Texas.

Additional information may be obtained from Meiling Newman, P.O. Box 12967, Capitol Station, Austin, Texas 78711, telephone (512) 475-3207.

Filed: June 11, 1976, 2:04 p.m.

Doc. No. 763164

Meeting

A meeting of the Transportation Division of the Railroad Commission of Texas will be held on Monday, June 21, 1976, 9 a.m., in the E. O. Thompson Building, 10th and Colorado Streets, Austin. The division will consider contested and uncontested public convenience and necessity applications; contested and uncontested rate applications; a requested cancellation; insurance reinstatements; exempt commodity authority; I.C.C.

authority; voluntary suspension; and bus schedule changes. The complete agenda is posted in the East Wing of the State Capitol.

Additional information may be obtained from Meiling Newman, P.O. Box 12967, Capitol Station, Austin, Texas 78711, telephone (512) 475-3207.

Filed: June 11, 1976, 2:06 p.m.

Doc. No. 763165

Meeting

A meeting of the Oil and Gas Division of the Railroad Commission of Texas will be held on Monday, June 28, 1976, 9 a.m., in the E. O. Thompson Building, 10th and Colorado Streets, Austin, to consider 28 applications for hearings and 50 applications for administrative action. The complete agenda is posted in the East Wing of the State Capitol.

Additional information may be obtained from A. H. Barbeck, P.O. Box 12967, Capitol Station, Austin, Texas 78711, telephone (512) 475-3003.

Filed: June 11, 1976, 2:04 p.m.

Doc. No. 763166

Hearing

A hearing by the Gas Utilities Division of the Railroad Commission of Texas will be held on Monday, August 2, 1976, 9 a.m., at the Stephen F. Austin Hotel, 701 Congress, Austin. The statewide hearing regards purchased gas adjustment clauses.

Additional information may be obtained from Frank Youngblood, P.O. Box 12967, Capitol Station, Austin, Texas 78711, telephone (512) 475-2747.

Filed: June 11, 1976, 2:02 p.m.

Doc. No. 763167

Texas Eastern University Meeting

A meeting of the Board of Regents of Texas Eastern University was held on Monday, June 14, 1976, 3 p.m., at 100 East Berta, Tyler, to discuss reports from standing committees, including consideration of the 1977 Fis-

cal Year institutional budget, the 1977-79 biennial appropriations request, and any other business that may have come before the meeting concerning the affairs of Texas Eastern University.

Additional information may be obtained from Dr. James H. Stewart, Jr., 100 East Berta, Tyler, Texas 75701, telephone (214) 595-0711.

Filed: June 11, 1976, 11:41 a.m.

Doc. No. 763155

Texas Water Rights Commission

Meeting

A meeting of the Texas Water Rights Commission will be held on Monday, June 21, 1976, 10 a.m., at the Stephen F. Austin Building, 1700 North Congress, Austin. The commission will consider applications for waiver of market study, approval of change in plans, release from escrow, and petitions for creations; an amendment to commission Rule 129.09.60.001; amendments to permits; an unpermitted reservoir in Van Zandt County owned by Ada Mae Cowden; dismissal of an application; setting of hearing dates on applications for permits in the following basins: Cypress, Trinity, Red, and Neches; action on an application by Denver Carnes; granting of applications for contractual permits by Tarrant Utility Company, Chocolate Bayou Land and Water Company, W. I. Fleetwood, Montex Drilling Company, Mineral Wells Sand and Gravel Company, and City of Mount Pleasant; final action on an application by John E. Prothro; and pending cancellation proceedings and applications or extension of time on Permit 2174 of Nueces River Authority. The complete agenda is posted in the East Wing of the State Capitol.

Additional information may be obtained from Mary Ann Hefner, P.O. Box 13207, Austin, Texas 78711, telephone (512) 475-4514.

Filed: June 10, 1976, 4:12 p.m.

Doc. No. 763142

Meeting

A meeting of the Texas Water Rights Commission will be held on Wednesday, June 30, 1976, 10 a.m., at the Stephen F. Austin Building, 1700 North Congress, Austin. The City of Cooper and Emmett P. Crow, Jr., are requested to show cause why dams and reservoirs

should not be removed. The complete notices are posted in the East Wing of the State Capitol.

Additional information may be obtained from Mary Ann Hefner, P.O. Box 13207, Austin, Texas 78711, telephone (512) 475-4514.

Filed: June 11, 1976, 8:53 a.m.

Doc. No. 763148

Hearing

A hearing by the Texas Water Rights Commission will be held on Tuesday, July 27, 1976, 10 a.m., at the Stephen F. Austin Building, 1700 North Congress, Austin, to consider dissolution of the Cape Royale Utility District and the Buffalo Camp Farms Public Utility District, and amendment to Permit 1654, by City of Edgewood.

Additional information may be obtained from Mary Ann Hefner, P.O. Box 13207, Austin, Texas 78711, telephone (512) 475-4514.

Filed: June 10, 1976, 4:12 p.m.

Doc. No. 763143

Quasi-State Agencies

Meetings Filed June 10, 1976

The Dalworth Soil and Water Conservation District, Board of Directors, met in Seagoville on June 16, 1976, at 10 a.m. Further information may be obtained from O. H. Skinner, Route 1, Box 195D, Mansfield, Texas 76063.

The Houston-Galveston Area Council, Executive Committee, met at 3701 West Alabama, Houston, on June 15, 1976, at 9:30 a.m. Further information may be obtained from Stevie Walters, P.O. Box 22777, Houston, Texas 77027, telephone (713) 627-3200.

Doc. No. 763140

Meetings Filed June 11, 1976

The Ark-Tex Council of Governments and Red River Regional Council on Alcoholism, Executive Committee and Board of Directors, met at the ATCOG Conference Room, State First National Bank, Texarkana, Arkansas, on June 17, 1976, at 7 p.m. Further information may be obtained from Genevieve Watson, P.O. Box 5307, Texarkana, Texas 75501, telephone (501) 774-3481.

The Central Texas Council of Governments, Executive Committee, will meet at the National Guard Armory, Gatesville, on June 24, 1976, at 10:30 a.m. Further

information may be obtained from Pam Vernon, P.O. Box 729, Belton, Texas 76513, telephone (817) 939-1801.

The Harris County Water Control and Improvement District 76, Board of Directors, met at 12203 Frazier River Drive, Houston, on June 14, 1976, at 7:30 p.m. Further information may be obtained from James O. Benton, Jr., 1114 Thornton Road, Houston, Texas 77018, telephone (713) 688-2131.

The Heart of Texas MH/MR Center, Board of Trustees, met at the gym, 1401 North 18th, Waco, on June 16, 1976, at 4 p.m. Further information may be obtained from Dean Maberry, 1401 North 18th, Waco, Texas 76703, telephone (817) 752-3451.

The MH/MR Regional Center of East Texas, Board of Trustees, met at the 10th floor, Bryant Building, 305 South Broadway, Tyler, on June 17, 1976, at 4 p.m. Further information may be obtained from Gary K. Smith, 10th floor, Bryant Building, 305 South Broadway, Tyler, Texas 75701, telephone (214) 597-1351.

The Middle Rio Grande Development Council, Criminal Justice Advisory Committee, met at the Eagle Pass Police Department, Monroe Street, Eagle Pass, on June 15, 1976, at 4 p.m. Further information may be obtained from Dee Dee Schueler, P.O. Box 1461, Del Rio, Texas 78840, telephone (512) 775-1581.

The Middle Rio Grande Development Council, Advisory Committee on Aging, met at the City Council Chambers, City Hall, Uvalde, on June 17, 1976, at 2 p.m. Further information may be obtained from Betty Mann, P.O. Box 1461, Del Rio, Texas 78840, telephone (512) 775-1581.

The Panhandle Regional Planning Commission, Environmental Committee, met at the Chamber of Commerce Room, Amarillo Building, 3rd and Polk, Amarillo, on June 14, 1976, at 2 p.m. Further information may be obtained from George Loudder, P.O. Box 9257, Amarillo, Texas 79105, telephone (806) 372-3381.

The Permian Basin Regional Planning Commission, Project Review Committee, met at the Air Terminal Office Building, Midland, on June 17, 1976, at 7:30 p.m. Further information may be obtained from Jeanne Kaferle, P.O. Box 6391, Midland, Texas 79701, telephone (915) 563-1061.

The Middle Rio Grande Development Council, Advisory Committee on Aging, met at the City Hall, Eagle Pass, on June 17, 1976, at 1:30 p.m. Further information may be obtained from Betty Mann, P.O. Box 1461, Del Rio, Texas 78840, telephone (512) 775-1581.

Doc. No. 763154

State Official Depository Libraries

The Texas State Library system is composed of 50 depository libraries located throughout Texas. These libraries offer publications issued by state agencies, reports of state departments, investigative findings, bulletins, circulars, and laws. The Texas State Library receives publications from state agencies and distributes them among the depositories.

The State Official Depository Libraries and their locations appear below.

Abilene Public Library
Documents Department
202 Cedar Street
Abilene, Texas 76901

Sul Ross State University
Library/Documents Department
Alpine, Texas 78930

Amarillo Public Library
Documents Department
P.O. Box 2171
Amarillo, Texas 79105

University of Texas at Arlington
Library/Documents Department
Arlington, Texas 76010

Texas Legislative Reference Library
Room 207-B/Capitol Building
P.O. Box 12488
Austin, Texas 78711

Texas State Library
Texas Government Publications
P.O. Box 12927
Austin, Texas 78711

University of Texas at Austin
Barker Texas History Center
Sid Richardson Hall/Unit 2
Austin, Texas 78711

Beaumont Public Library
Reference Department
P.O. Box 3827
Beaumont, Texas 77704

Lamar University
Library/Documents Department
Box 10021/Lamar University Station
Beaumont, Texas 77710

Pan American University
Library/Documents Department
Brownsville Center/80 Fort Brown
Brownsville, Texas 78520

West Texas State University
Library/Documents Department
Canyon, Texas 79016

Texas A&M University
Library/Serials Record
College Station, Texas 77843

East Texas State University
Library/Documents Department
Commerce, Texas 74529

La Retama Public Library
Documents Department
505 North Mesquite
Corpus Christi, Texas 78401

Texas A&I University at Corpus Christi
Library/Documents Department
P.O. Box 6010
Corpus Christi, Texas 78411

Dallas Public Library
Documents Division
1954 Commerce Street
Dallas, Texas 75201

Southern Methodist University
Fondren Library/Documents Department
Dallas, Texas 75222

Denison Public Library
231 North Rusk Avenue
Denison, Texas 75020

North Texas State University
Library/Documents Department
Box 5188/N.T. Station
Denton, Texas 76203

Texas Woman's University
Library/Documents Department
Box 3715/TWU Station
Denton, Texas 76204

Pan American University
Library/Documents Department
Edinburg, Texas 78539

El Paso Public Library
Documents Department
501 North Oregon Street
El Paso, Texas 79901

University of Texas at El Paso
Library/Documents Department
El Paso, Texas 79999

Fort Worth Public Library
Periodical and Government
Documents Department
Ninth and Throckmorton Streets
Fort Worth, Texas 76102

Houston Public Library
Texas Room
500 McKinney Avenue
Houston, Texas 77002

Rice University
Fondren Library/Documents Department
P.O. Box 1892
Houston, Texas 77001

Texas Southern University
Library/Documents Department
3201 Wheeler Avenue
Houston, Texas 77004

University of Houston
Library/Documents Department
3801 Cullen Boulevard
Houston, Texas 77004

Sam Houston State University
Library/Documents Department
Huntsville, Texas 77341

Texas A&I University at Kingsville
Library/Documents Department
Kingsville, Texas 78363

Texas A&I University at Laredo
Library/Documents Department
Laredo, Texas 78040

Texas Tech University
University Library
Government Publications
Lubbock, Texas 79409

Stephen F. Austin State University
Library/Documents Department
Nacogdoches, Texas 75962

Ector County Library
Documents Department
522 North Lee Street
Odessa, Texas 79760

University of Texas of the Permian Basin
The Learning Resources Center
East University Boulevard
Odessa, Texas 79760

Prairie View A&M University
Library/Documents Department
Prairie View, Texas 77445

University of Texas at Dallas
Library/Documents Department
P.O. Box 643
Richardson, Texas 75080

Angelo State University
Library/Documents Department
Box 3811/SAC Station
San Angelo, Texas 76903

San Antonio Public Library
Business/Science/Technology Department
203 South St. Mary's Street
San Antonio, Texas 78205

Saint Mary's University
Academic Library/Documents
2700 Cincinnati Avenue
San Antonio, Texas 78228

Trinity University Library
Documents Collection
715 Stadium Drive
San Antonio, Texas 78212

University of Texas at San Antonio
Library/Documents Librarian
4242 Piedras Drive East/Suite 250
San Antonio, Texas 78284

Southwest Texas State University
Library/Documents Department
San Marcos, Texas 78666

Tarleton State University
Library/Documents Department
Stephenville, Texas 76402

Tyler State College
Library
100 East Berta
Tyler, Texas 75701

Baylor University Library
Documents Department
P.O. Box 6307
Waco, Texas 76706

Waco-McClennan County Library
Special Collection
1717 Austin Avenue
Waco, Texas 76701

Midwestern University
Library/Documents Department
3400 Taft Street
Wichita Falls, Texas 76308

The Library of Congress
Exchange and Gift Division
Washington, D.C. 20504

Governor's Energy Advisory Council

The Governor's Energy Advisory Council (GEAC) was created by the Energy Policy Planning Act, which became law in September, 1975. This act, passed by the 64th State Legislature, was directed toward establishing a formal mechanism for planning the state's energy policy. It charged the Governor's Energy Advisory Council with two major functions: promoting and updating the state's energy policy, and providing the public with current information on energy and energy-related problems.

The membership of the GEAC serves as an indication of the importance placed on the council by the legislature. There are 10 voting members and two non-voting members on the council. The ten voting members include the governor, who serves as chairperson; the lieutenant governor, who serves as vice chairperson; the speaker of the house; the attorney general; the chairman of the Railroad Commission; the Commissioner of the General Land Office; the Agriculture Commissioner; the comptroller; one senator appointed by the lieutenant governor; one member of the house of representatives appointed by the speaker of the house.

The two non-voting members are the chairperson and vice-chairperson of a citizens' advisory committee to the GEAC. This committee, comprised of citizens from various parts of the state, represents a wide spectrum of points of view.

To carry out its mandated responsibilities of promoting a statewide energy policy and keeping the public informed on energy matters, the staff of the GEAC is organized into three divisions: the Forecasting and Policy Analysis Division; the Program Operations Division; and the Administrative Division.

The Governor's Energy Advisory Council is located at 7703 North Lamar, Austin, Texas 78752. The telephone number is (512) 475-5491.

Filed: June 3, 1976, 1:55 p.m.

Doc. No. 762995

Texas Historical Commission

THC Publishes Marker Guide

The Texas Historical Commission has published a new list of historical markers entitled *Guide to Official Texas Historical Markers*.

Currently over 7,200 markers exist in Texas. These markers commemorate events, people, structures, and sites significant in local, state, and national history. Approximately 1,600 of the markers commemorate structures which also are designated Recorded Texas Historical Landmarks.

The 160-page guide lists by city the title and location of each marker, describes the different types of markers found across the state, and explains the state marking program.

This new edition is comprehensive through mid 1975 and features a page-index of the markers in each county.

Guide to Official Texas Historical Markers is available for \$1.25 per copy (postage and handling included) from the Texas Historical Commission, P.O. Box 12276, Austin, Texas 78711.

Filed: June 3, 1976, 1:55 p.m.

Doc. No. 762996

Panhandle Regional Planning Commission

Criminal Justice Advisory Board

There will be no meeting of the Panhandle Regional Planning Commission Criminal Justice Advisory Board for the month of June. There is no business to discuss and, therefore, it is unnecessary to have a meeting for this month. However, a meeting is anticipated in July.

Filed: June 10, 1976, 3:14 p.m.

Doc. No. 763055A