

S500.6
R263
1/59

FILE COPY

7609115

Volume 1, Number 59, July 30, 1976
Pages 2091 - 2028

TEXAS REGISTER

TEXAS STATE LIBRARY
AU 13 1976
DOCUMENTS

In This Issue...

Emergency and proposed rules of the Hinson-Hazlewood College Student Loan Program by the Coordinating Board, Texas College and University System

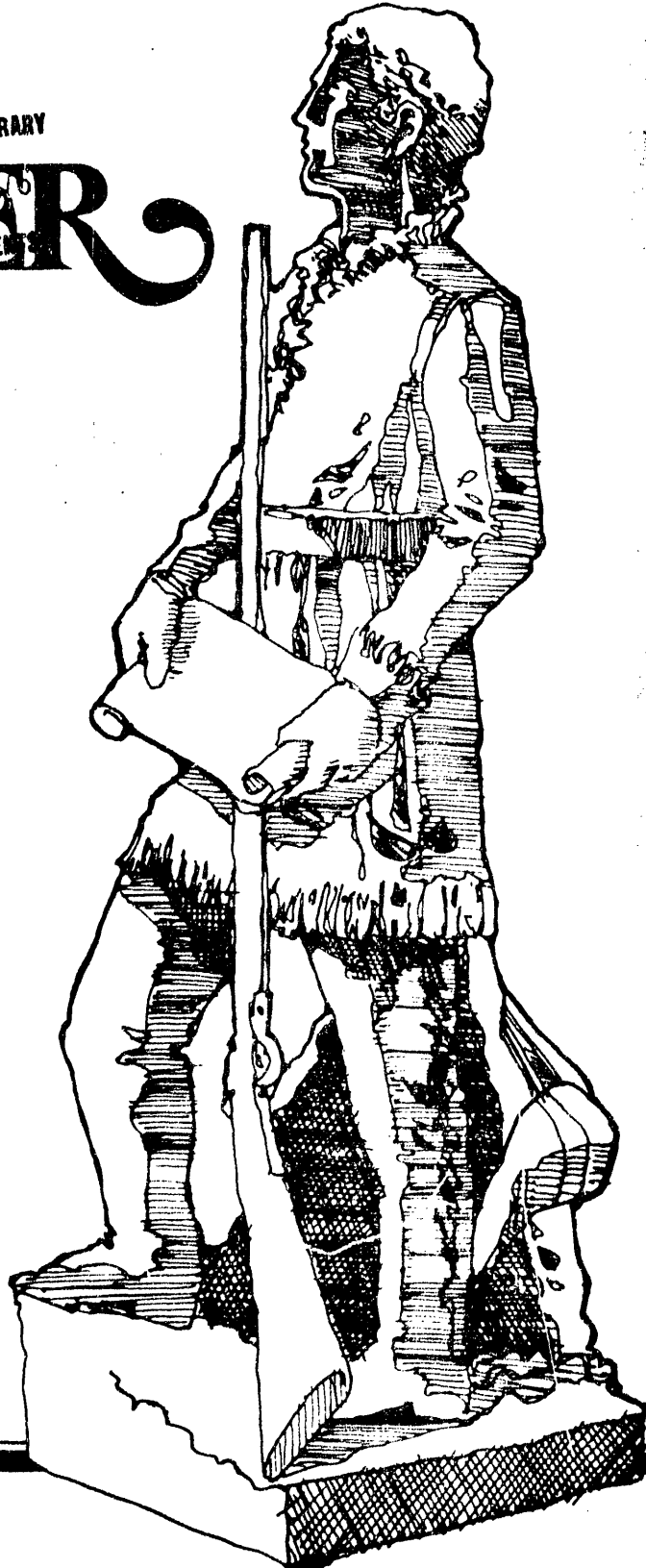
Board of Dental Examiners emergency rules of the Area Committee and the State Appeals Committee

Sea Rim State Park Hunting, Fishing, and Trapping Proclamation for 1976-77 proposed by the Texas Parks and Wildlife Department

Examinations rules proposed by the State Board of Registration for Professional Engineers

Rules concerning public hearings proposed by the Texas Water Rights Commission

Fisheries rules adopted by the Texas Parks and Wildlife Department



Office of the Secretary of State

NOTES ON THE ISSUE

By adopting emergency amendments to a rule on loans, the Coordinating Board, Texas College and University System, has raised the maximum amount of money that certain professional students may borrow from the Hinson-Hazlewood College Student Loan Program. Pending federal legislation threatens to lower or eliminate funding for loans to professional students. The amendments to the Coordinating Board rule have been adopted to help offset the possible loss of federal loans by providing an additional source of financial aid to those students. The amendments have also been proposed on a permanent basis.

The Texas Parks and Wildlife Department is proposing to adopt rules permitting the taking of wildlife in Sea Rim State Park. The proposed rules will update the current proclamation governing hunting in Sea Rim, the only state park where hunting is allowed. Because of its location in the Beaumont area of the Texas coast, the park attracts more waterfowl than it can support, according to biological data gathered by the department. Hunting in the park controls the waterfowl population and aids in the prevention of avian disease. The proposed rules will govern the 1976-77 hunting season.

In other action, the Texas Parks and Wildlife Department has adopted rules governing the issuance of scientific and zoological permits to study fish or wildlife in danger of statewide extinction. The rules define the endangered species and set out qualifications and restrictions regarding the issuance of permits.

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

The *Texas Register* is published twice weekly, 100 times a year by the Texas Register Division, Office of the Secretary of State, Box 819, Texas Commodore Building, Austin, Texas 78701. Telephone (512) 475-7886.

The *Register* contains executive orders of the Governor; summaries of Attorney General's opinions and summaries of requests for opinions; emergency rules, proposed rules, and adopted rules of state agencies; notices of open meetings; and miscellaneous notices of general interest to the public of Texas.

Subscriptions, payable in advance, are \$25 (plus tax) for one year. Back issues, when available, are \$1 each (plus tax).

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



Mark White
Secretary of State

Texas Register Division
William H. Lalla, Director

Tommy Denton
Annie Fitzpatrick
Mary Barrow

Linda Camp
Angie Montoya
Becky Willard

Bobby Duncan
Terry Foster
Anne Lewis

The Attorney General

Requests for Opinions

- 2095 *RQ-1429 (effective date of tax rate)*
- 2095 *RQ-1430 (tax exemption for disabled veterans)*
- 2095 *RQ-1431 (compensatory time for state employees)*
- 2095 *RQ-1432 (Open Records Act and police wiretapping information)*
- 2095 *RQ-1433 (Open Records Act and equal opportunity information)*

Opinions

- 2096 *H-847 (authority of Board of Control and State Building Commission)*
- 2096 *H-848 (appeals to the State Board of Insurance)*
- 2096 *H-849 (effective date of tax rate)*
- 2096 *H-850 (Open Meetings Act and MH/MR)*

Open Records Decisions

- 2096 *ORD-132 (information concerning students and faculty of schools)*

Emergency Rules

Coordinating Board, Texas College and University System

- 2097 *Agency Administration*
- 2097 *Student Services*

Texas State Board of Dental Examiners

- 2098 *Rules and Regulations of the State Dental Peer Review/Grievance Committee*

Proposed Rules

Coordinating Board, Texas College and University System

- 2099 *Agency Administration*
- 2099 *Student Services*

Merit System Council

- 2100 *Regulation for a Merit System of Personnel Administration*

Texas Parks and Wildlife Department

- 2101 *Parks*

Texas State Board of Registration for Professional Engineers

- 2104 *Rules of Practice and Procedure*

State Department of Public Welfare

- 2105 *General Information*

Texas Water Rights Commission

- 2106 *Procedure and Practice at Public Hearings*

Adopted Rules

Coordinating Board, Texas College and University System

- 2109 *Financial Planning*

Office of the Governor

- 2109 *Criminal Justice Division*

Texas Parks and Wildlife Department

- 2110 *Fisheries*

Open Meetings

- 2113 *Texas Commission on Alcoholism*

- 2113 *State Banking Board*

- 2113 *State Board of Barber Examiners*

- 2113 *Texas Education Agency*

- 2114 *Executive and Legislative Budget Offices*

- 2114 *Foundation School Fund Budget Committee*

- 2114 *Office of the Governor*

- 2114 *Texas Health Facilities Commission*

- 2115 *Texas Department of Health Resources*

- 2115 *State Department of Highways and Public Transportation*

- 2116 *Texas Historical Commission*

- 2116 *State Board of Insurance*

- 2117 *Texas Advisory Commission on Intergovernmental Relations*

- 2117 *Board of Landscape Architects*

- 2117 *Board of Nurse Examiners*

- 2117 *Texas Board of Licensure for Nursing Home Administrators*

- 2118 *Board of Pardons and Paroles*

- 2118 *Texas Board of Private Investigators and Private Security Agencies*

- 2119 *Texas State Board of Public Accountancy*

- 2119 *Texas Department of Public Safety*

- 2119 *Public Utility Commission of Texas*

- 2119 *State Department of Public Welfare*

- 2120 *Railroad Commission of Texas*

- 2120 *School Land Board*

- 2120 *State Seed and Plant Board*

- 2121 *Stephen F. Austin State University*
- 2121 *Teacher Retirement System of Texas*
- 2121 *Texas A&I University System*
- 2121 *Texas A&M University System*
- 2122 *Texas Water Development Board*
- 2123 *Texas Water Quality Board*
- 2124 *Texas Water Rights Commission*
- 2126 *Quasi-State Agencies*

In Addition

Texas Health Facilities Commission

- 2128 *Certificate of Need Hearings*

Texas Register

- 2128 *Correction of Error*

Texas Water Quality Board

- 2128 *Proposal Request*

Requests for Opinions

Summary of Request for Opinion

RQ-1429

Request for opinion sent to Attorney General's Opinion Committee by Tim Curry, District Attorney, Fort Worth.

Summary of Request: Article 7044a, Vernon's Texas Civil Statutes, requires that certain taxing authorities notify the county tax assessor-collector on or before July 20 of the tax rate for the "succeeding taxable year." When does that tax rate become effective?

Filed: July 21, 1976, 9:54 a.m.

Doc. No. 763884

Summary of Request for Opinion

RQ-1430

Request for opinion sent to Attorney General's Opinion Committee by Tom Hanna, District Attorney for Jefferson County, Beaumont.

Summary of Request: Is Article 7150h, Vernon's Texas Civil Statutes, which provides an exemption from taxation for certain disabled veterans, constitutional?

Filed: July 22, 1976, 11:28 a.m.

Doc. No. 763916

Summary of Request for Opinion

RQ-1431

Request for opinion sent to Attorney General's Opinion Committee by Bob Bullock, Comptroller of Public Accounts, Austin.

Summary of Request:

(1) Should the overtime recorded during the period January 1, 1975, to July 1, 1976, in the form of compensatory time be granted to employees who have remained on the payroll of the agency under which the overtime was accrued? May such compensatory time be taken by the employee? If so, in what time period should the compensatory time be taken?

(2) Are employees who have since transferred from an agency under which overtime was accrued to another agency be granted and be allowed to take compensatory time, and, if so granted and taken, in what time period?

(3) Are employees who had accrued overtime in the period January 1, 1975, to July 1, 1976 and who have since terminated entitled to any monetary payments for such compensatory time? If so, may they be placed on supplemental payrolls of the agency for which the overtime was accrued for the total number of compensatory hours?

(4) May any agency now compensate for overtime by direct payment to the employee instead of granting compensatory time under the language of Rider 2(e), Article V, Senate Bill 52, 64th Legislature?

(5) May employees who now accrue overtime under the provisions of Senate Bill 52 take the compensatory time after the pay period in which it was accrued or must they take the compensatory time within the same period as it was accrued?

Filed: July 22, 1976, 11:28 a.m.

Doc. No. 763918

Summary of Request for Opinion

RQ-1432

Request for opinion sent to Attorney General's Opinion Committee by N. Alex Bickley, City Attorney, Municipal Building, Dallas.

Summary of Request: Is police department information relating to the cost, type, and use of the department's electronic eavesdropping equipment public under the Open Records Act?

Filed: July 23, 1976, 11:24 a.m.

Doc. No. 763936

Summary of Request for Opinion

RQ-1433

Request for opinion sent to Attorney General's Opinion Committee by Edward A. Cazares, First Assistant City Attorney, Houston.

Summary of Request: Are equal opportunity complaints and relating information maintained by a city excepted from required public disclosure under Sections 3(a)(3) and 3(a)(11) of the Open Records Act?

Issued in Austin, Texas, on July 22, 1976.

Doc. No. 763937

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

Filed: July 23, 1976, 11:24 a.m.

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

Opinions

Summary of Opinion H-847

Request from H. R. Nieman, Jr., Director, State Building Commission, Austin, concerning the authority of the Board of Control and State Building Commission.

Summary of Opinion: When a building is acquired by the state and is to be renovated and repaired, control of the building is transferred from the State Building Commission to the State Board of Control at the completion of the renovation.

Filed: July 21, 1976, 9:54 a.m.

Doc. No. 763885

Summary of Opinion H-848

Request from Joe Christie, Chairman, State Board of Insurance, Austin, concerning whether persons who were not subject to a disciplinary order of the Commissioner of Insurance may appeal that order to the State Board of Insurance.

Summary of Opinion: Any person "affected" by an order of the Commissioner of Insurance pursuant to Article 21.21, Texas Insurance Code, may appeal that decision to the State Board of Insurance under Article 1.04(d). Whether the appellant is a person "affected" is a question of fact to be determined by the board.

Filed: July 21, 1976, 12:18 p.m.

Doc. No. 763897

Summary of Opinion H-849

Request from Tim Curry, District Attorney, Tarrant County Courthouse, Fort Worth, concerning when a taxing authority notifies the county tax assessor of the tax rate.

Summary of Opinion: The tax rate established on July 20, 1976, will be effective for taxes that become collectible beginning on October 1, 1976, and delinquent in 1977.

Filed: July 23, 1976, 11:24 a.m.

Doc. No. 763938

Summary of Opinion H-850

Request from Kenneth D. Gaver, Commissioner, Texas Department of Mental Health and Mental Retardation, Austin, concerning notice requirements under the Open Meetings Act for MH/MR community center.

Summary of Opinion: For purposes of the Open Meetings Act, a local community center for mental health and mental retardation established by a combination of two or more local agencies is an "other district or political subdivision" subject to the requirements of Section 3A(f) and (g) of Article 6252-17. The same is true for a community center established and operated by a single local agency unless the governing body of that local agency is serving as the board of trustees of the center in which case the community center must simply comply with the notice requirements otherwise applicable to its governing body.

Issued in Austin, Texas, on July 21, 1976.

Doc. No. 763939 C. Robert Heath
Opinion Committee
Attorney General's Office

Filed: July 23, 1976, 11:24 a.m.

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

Open Records Decision

Summary of Open Records Decision 132

Request from Joe H. Reynolds, Attorney, Spring Branch Independent School District, Houston, regarding information on employees, racial composition of student body, and achievement test scores by grade and school.

Summary of Decision: School records of achievement tests by grade and records of the ethnic make-up of faculty are public under the Open Records Act since the records do not relate to personally identifiable students or teachers.

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

Doc. No. 763917 C. Robert Heath
Opinion Committee Chairman
Attorney General's Office

Filed: July 22, 1976, 11:28 a.m.

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

EMERGENCY RULES

2097

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.

Coordinating Board, Texas College and University System

Agency Administration

General Provisions 251.01.02

The refinement of the Coordinating Board's management information system makes it necessary to revise the data collection system from the public junior and senior institutions. In order for the public institutions to make adequate preparations to amend the data accumulation and reporting process it is necessary that this amendment be effective immediately. Therefore the Coordinating Board is promulgating Emergency Rule 251.01.02.003 to become effective immediately upon filing with the secretary of state.

The amendment would change the date referenced in the rule to the current editions of the educational data reporting system.

The amendment to Rule 251.01.02.003 is promulgated under authority of Section 61.066, Texas Education Code.

.003. *Educational Data.* To enable the board to comply with the requirement of the current appropriations act concerning the collection of data by the Educational Data Center, each public junior and senior institution of higher education shall submit such reports to the board as prescribed by the *September, 1976*, [July, 1975,] edition of the *Educational Data Reporting System for Public Community Colleges* and the *September, 1976*, [October, 1975,] edition of the *Educational Data Reporting System for Senior Colleges and Universities*. Copies are available in the Coordinating Board offices.

Issued in Austin, Texas, on July 16, 1976.

Doc. No. 763855 Kenneth H. Ashworth
Commissioner of Higher
Education

Effective Date: July 19, 1976

Expiration Date: November 16, 1976

For further information, please call (512) 475-2033.

Student Services

Rules and Regulations of the Hinson-Hazlewood College Student Loan Program 251.05.04

The uncertainty of continued loan and scholarship assistance through U.S. Department of Health, Education, and Welfare programs and the ever-increasing cost of school attendance make it necessary to increase the loan limits to qualified professional school students by amending Sections (a) and (b) of Rule 251.05.04.007. In order for this to be applicable to fall loans, it is necessary that this amendment be effective immediately. Therefore, the Coordinating Board is promulgating an emergency amendment to Sections (a) and (b) of Rule 251.05.04.007 to become effective immediately upon filing with the secretary of state.

The emergency amendment would increase loan limits to qualified applicants enrolled in a professional school of medicine, dentistry, or law.

The emergency amendment to Rule 251.05.04.007 is promulgated under authority of Section 52.54, Texas Education Code.

.007. *Amount of Loan.*

(a) The maximum amount of the loan to any qualified applicant for an academic year is \$1,500, *except that qualified applicants enrolled in a professional school of medicine, dentistry, or law may borrow a maximum of \$2,500 in a fiscal year.* [but] *The amount of loan* shall not exceed the amount that the

student needs in order to meet reasonable expenses as a student. A change in either financial resources or reasonable expenses of the student which results in an increase in the financial need of the student may make the student eligible for additional loan funds. A change in either financial resources or reasonable expenses of the student which results in a decrease in the financial need of the student shall make the student responsible for the immediate repayment of any overcommitment of loan funds. Repayment may be restored to the fund by a cash payment or by the reduction of any pending loan disbursement to the student.

(b) **Aggregate Maximum [Amount] of Loan.** The total outstanding principal balance to any individual student may not exceed \$7,500 at any time, *except that a student enrolled in a professional school of medicine, dentistry, or law may borrow up to an aggregate maximum of \$10,000 (including amounts borrowed at the undergraduate level).*

Issued in Austin, Texas, on July 16, 1976.

Doc. No. 763858 Kenneth H. Ashworth
Commissioner of Higher
Education

Effective Date: July 19, 1976

Expiration Date: November 16, 1976

For further information, please call (512) 475-2033.

Texas State Board of Dental Examiners

Rules and Regulations of the State Dental Peer Review/ Grievance Committee

Rules and Regulations of the Area Committee and State Appeals Committee 382.12.01

The Texas State Board of Dental Examiners is adopting an emergency amendment to Rule 382.12.01.005 because the law, Article 4551c-1, Revised Civil Statutes of Texas, 1925, as amended, provides that legal remedies are preserved to all parties, and it would be a useless proceeding for a peer review or grievance committee to hear a dispute where the jurisdiction of the courts has been invoked.

The Texas State Board of Dental Examiners is also adopting an emergency amendment to Rule

382.12.01.021 which establishes an executive committee. The difficulty in obtaining a quorum from 25 members residing in different areas of the state delays the orderly and timely hearing of appeals. Therefore, a smaller number to process appeals has been deemed a necessity which at the same time preserves majority decisions.

These emergency amendments are promulgated under the authority of the Administrative Procedure and Texas Register Act, Section 382.13.02.050(d) of the dental board's Rules of Procedures, and Article 4551c-1 of the Revised Civil Statutes of Texas, as amended.

.005. **Area Complaints.** When a person has a complaint within the jurisdiction of an area committee, he shall advise the secretary of such committee in concise written form, stating the nature of such complaint, giving names, addresses, dates, and such other information as will enable the secretary to determine if the committee has authority to hear such complaint. *An area committee shall not accept a complaint for hearing where legal proceedings have been instituted by one or more of the parties concerned.*

.021. **State Appeals Committee Members.** A majority of the members of the State Appeals Committee shall constitute a quorum, and a majority of those members present and voting shall control. The rules governing conduct and hearings, including those pertaining to the right to legal counsel, shall be followed.

(a) **Executive committee.** *There is hereby created an executive committee of the State Appeals Committee composed of five members of the State Appeals Committee, including the chairman, vice-chairman, and secretary, and two additional members of and elected by the State Appeals Committee, and three alternates of and elected by the State Appeals Committee to serve as alternates when designated by the acting chairman in the event of the absence or inability of a member(s) of the executive committee. The executive committee shall have the power and authority to take jurisdiction, hold hearings, and make findings and orders on complaints appealed from area committees. All hearings heard by the executive committee shall be governed by the same rules and regulations applying to the area committees.*

Issued in Austin, Texas, on July 20, 1976.

Doc. No. 763886 Carl C. Hardin, Jr.
Executive Director
Texas State Board of Dental
Examiners

Effective Date: July 21, 1976

Expiration Date: November 17, 1976

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

PROPOSED RULES

2099

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.

Coordinating Board, Texas College and University System

Agency Administration

General Provisions 251.01.02

The Coordinating Board, Texas College and University System, is proposing to amend Rule 251.01.02.003, which prescribes the educational data reporting system for public junior and senior institutions.

The proposed amendment would change the date referenced in the rule to the current editions of the educational data reporting systems.

The proposed revised educational data reporting system includes necessary revisions in the data collection system to correspond to the refined management information system.

Public comment on the proposed amendment to Rule 251.01.02.003 is invited. Comments may be submitted for a period of 30 days from the date of publication by telephoning the office of the Coordinating Board at (512) 475-4361, or by writing to the Coordinating Board at P.O. Box 12788, Capitol Station, Austin, Texas 78711.

The amendment to Rule 251.01.02.003 is proposed under authority of Section 61.066, Texas Education Code.

.003. *Educational Data*. To enable the board to comply with the requirement of the current appropriations act concerning the collection of data by the Educational Data Center, each public junior and senior institution of higher education shall submit such reports to the board as prescribed by the *September, 1976*, [July, 1975,] edition of the *Educational Data Reporting System for Public Community Colleges* and the *September, 1976*, [October, 1975,] edition of the *Educational Data Reporting System for Senior Colleges and Universities*. Copies are available in the Coordinating Board offices.

Issued in Austin, Texas, on July 16, 1976.

Doc. No. 763856 Kenneth H. Ashworth
Commissioner of Higher
Education

Proposed Date of Adoption: October 15, 1976

For further information, please call (512) 475-2033.

Student Services

Rules and Regulations of the Hinson-Hazlewood College Student Loan Program 251.05.04

The Coordinating Board, Texas College and University System, is proposing to amend Rule 251.05.04.007, Section (a), which sets the maximum amount of a loan, and Section (b), which sets the aggregate maximum of loans to any individual student.

The proposed amendment would increase loan limits to qualified applicants enrolled in a professional school of medicine, dentistry, or law.

Public comment on the proposed amendment to Rule 251.05.04.007(a) and (b) is invited. Comments may be submitted for a period of 30 days from the date of publication by telephoning the office of the Coordinating Board at (512) 475-4361, or by writing to the Coordinating Board at P.O. Box 12788, Capitol Station, Austin, Texas 78711.

The amendment to Rule 251.05.04.007 is proposed under the authority of Section 52.54, Texas Education Code.

.007. *Amount of Loan*.

(a) The maximum amount of the loan to any qualified applicant for an academic year is \$1,500, ex-

cept that qualified applicants enrolled in a professional school of medicine, dentistry, or law may borrow a maximum of \$2,500 in a fiscal year. [but] The amount of loan shall not exceed the amount that the student needs in order to meet reasonable expenses as a student. A change in either financial resources or reasonable expenses of the student which results in an increase in the financial need of the student may make the student eligible for additional loan funds. A change in either financial resources or reasonable expenses of the student which results in a decrease in the financial need of the student shall make the student responsible for the immediate repayment of any overcommitment of loan funds. Repayment may be restored to the fund by a cash payment or by the reduction of any pending loan disbursement to the student.

(b) **Aggregate Maximum [Amount] of Loan.** The total outstanding principal balance to any individual student may not exceed \$7,500 at any time, *except that a student enrolled in a professional school of medicine, dentistry, or law may borrow up to an aggregate maximum of \$10,000 (including amounts borrowed at the undergraduate level).*

Issued in Austin, Texas, on July 16, 1976.

Doc. No. 763859 Kenneth H. Ashworth
 Commissioner of Higher
 Education

Proposed Date of Adoption: October 15, 1976

For further information, please call (512) 475-2033.

Merit System Council Regulation for a Merit System of Personnel Administration 339.01.00

The Merit System Council proposes to amend Rule 339.01.00.011 to permit reduction in the pay of classified employees for disciplinary reasons as authorized by state law. Amendments to the following rules are proposed to reflect the amendment to Rule 339.01.00.011: Section (bb) of Rule 339.01.00.001; Sections (a)(2)(b) and (d)(1) of Rule 339.01.00.002; and Sections (a)(5) and (c)(1) of Rule 339.01.00.013. Other sections of these rules are unchanged.

Those desiring to comment on this proposed amendment should direct their comments in writing to the Merit System Council, P.O. Box 1389, Austin, Texas 78767.

These rules are proposed in compliance with 45CFR70 under federal statutory and regulatory provisions requiring the establishment and maintenance of personnel standards on a merit basis in the administration of various grant-in-aid programs.

.001. Article I-- Definitions.

(bb) "Salary **Reduction** [Decrease]" means a decrease in salary within the salary range prescribed for the class by the agency compensation plan.

.002. Article II-- Organization for Merit System.

(a) Section 1-- Merit System Council.

(2) It shall be the duty of the council:

(B) to hear appeals of applicants; and to hear appeals of employees who have been suspended, dismissed, [or] demoted, *or reduced in salary.* The council may, if it deems necessary, appoint one or more impartial hearing examiners who may be authorized to conduct hearings on such appeals and to report their findings and recommendations to the council, in accordance with the requirements of Article XIII of this regulation.

(c) Section 3-- Personnel Official. The staff employee of the agency designated as personnel official shall be responsible for the internal personnel administration of the agency. It shall be his responsibility to develop and put into effect procedures for carrying out the personnel policies of the agency; to participate in the preparation of and to administer the classification and compensation plans; to review personnel operations and to point out to the agency and council deviations from policies and standards; to maintain personnel records on all persons employed in the agency and records of all personnel actions; to request from the director certifications of eligibles; to report to the director on the selection of eligibles, promotions, salary advancement, *salary reductions*, demotions, transfers, reclassifications, separations, and all types of appointments; to recommend to the appointing authority, on the basis of reports received from the supervisory official concerned, the retention or termination of probationary employees at the close of the probationary period; to provide and administer a system of service ratings; to set up procedures of time records and personnel reports; to make reports to the agency on the personnel activities of the agency and to perform other duties prescribed by this regulation or by the agency.

.011. Article XI-- *Reclassification [and], Demotion, and Salary Reduction.*

(c) Section 3-- *salary reduction.*

(1) *The appointing authority may, with written notice, reduce a classified employee's salary for any reason indicated in Paragraph 1, Section 2, Article XII, to a step rate in the designated salary group no lower than the minimum step rate.*

(2) *The employee's pay may be restored to any step rate in the designated salary group up to and including his prior rate as such employee's performance improves.*

.013. Article XIII-- Appeals.

(a) Section 1-- Actions Which May be Appealed to the Merit System Council.

(5) Appeal from Dismissal, Suspension [or], Demotion, or *Salary Reduction*. A regular employee who is dismissed, suspended [or], demoted, or *reduced in salary* shall have the right to appeal such action to the council for review and recommendation to the appointing authority.

(c) Section 3-- Enforcement of Appeals Decisions.

(1) Appeal from Dismissal, Suspension [or], Demotion, or *Salary Reduction*. In appeals brought under Paragraph 5, Section 1, of this article, the opinion of the council shall be recommendatory to the appointing authority. Within 10 days after receipt of the opinion, the appointing authority shall make its decision which shall be final and record same in the permanent records of the agency. The agency personnel official shall, in writing, promptly notify the appellant of the final decision and shall file a copy of such notification with the director.

Issued in Austin, Texas, on July 22, 1976.

Doc. No. 763921 Leo F. Brockman
Director
Merit System Council

Proposed Date of Adoption: August 29, 1976

For further information, please call (512) 477-9665.

339.01.00.005

The Merit System Council proposes to amend Section (d)(1) of Rule 339.01.00.005 regarding the character of examinations. The proposed change would provide the director with more flexibility in determining whether an assembled or unassembled examination would be most practicable. Other sections of the rule are unchanged.

Those desiring to comment on this proposed amendment should direct their comments in writing to the Merit System Council, P.O. Box 1389, Austin, Texas 78767.

These rules are proposed in compliance with 45CFR70 under federal statutory and regulatory provisions requiring the establishment and maintenance of personnel standards on a merit basis in the administration of various grant-in-aid programs.

.005. Article V-- Applications and Examinations.

(d) Section 4-- Character of Examinations.

(1) Examinations for entrance to the service shall be conducted on an open-competitive basis. Examinations shall be practical in nature, shall be constructed to reveal the capacity of the applicant for the particular position for which he is competing as well as his general background and related knowledge, and shall be rated objectively. A practical written test shall be included, except that where peculiar or exceptional qualifications of a scientific or professional nature are required or [and] competition through an assembled examination is impracticable, an unassembled examination may be held. The director shall determine when competition through an assembled examination is impracticable and shall present satisfactory evidence to the council for approval. To facilitate employment of disadvantaged persons in aide or similar classes, the written examination may be waived when the director deems it appropriate.

Issued in Austin, Texas, on July 22, 1976.

Doc. No. 763922 Leo F. Brockmann
Director
Merit System Council

Proposed Date of Adoption: August 29, 1976

For further information, please call (512) 477-9665.

Texas Parks and Wildlife Department

Parks

Sea Rim State Park Hunting, Fishing,
and Trapping Proclamation No. 4 1976-77
127.40.12

The Texas Parks and Wildlife Commission is proposing to adopt Rules 127.40.12.001-.015 to permit the taking of wildlife resources in Sea Rim State Park in Jefferson County.

Based on data gathered over the past three years in the operation of Sea Rim State Park, the commission believes there is a reasonable probability that there can be over-concentrations of waterfowl within the park which would cause a die-off or a rapid spread of avian disease, and that hunting under limited and carefully prescribed circumstances is necessary as a useful biological tool to aid in the prevention of avian disease and in the management of the park's natural resources through dispersion of these waterfowl.

Public comment on Proposed Rules 127.40.12.001-.015 is invited. Persons should submit their comments in writing to Ron Moreau, Parks Division, Texas Parks and Wildlife Department, John H. Reagan Building, Austin, Texas 78701. Comments will be accepted until August 25, 1976.

These rules are proposed under the authority of Sections 62.061 through 62.069, Texas Parks and Wildlife Code.

.001. Application. These rules apply to all species of wildlife in Sea Rim State Park in Jefferson County.

.002. Authority. These rules are issued pursuant to Sections 62.061 through 62.069, Texas Parks and Wildlife Code.

.003. Finding of Fact. It is deemed expedient and in the interest of sound conservation and biological management practices to allow wildlife resources in Sea Rim State Park to be taken and possessed in accordance with these rules.

.004. Consent. Wildlife resources in Sea Rim State Park authorized to be taken may be taken only by permits issued by the Texas Parks and Wildlife Department, except that no special permit is required to take fish from the Gulf surf.

.005. Definitions.

(a) "Department" or "Parks and Wildlife Department" means the Texas Parks and Wildlife Department or a specifically authorized employee of the department.

(b) "Migratory birds" mean wild ducks, geese, brant, and coots. Hunting of other migratory game birds shall not be permitted in Sea Rim State Park.

(c) "Furbearing animals" mean wild muskrat and nutria.

.006. Means and Methods: Migratory Birds.

(a) It shall be unlawful to take and kill, or attempt to take or kill, migratory birds, except by the means and methods authorized by this rule.

(b) Migratory birds may be taken by the following means and methods:

(1) use of artificial decoys, manual or mouth-operated bird calls, and shotgun not larger than 10 gauge and permanently plugged to a three-shell capacity;

(2) taking from floating craft not under power (other than a sinkbox) which is beached, at anchor, or tied within or alongside a fixed hunting blind, or from positions in the open, or from a blind or other place of concealment;

(3) taking by the use of power boats, sailboats, or other craft under power when used solely as a means of picking up dead or injured birds; and

(4) only one dog per permit holder is permitted to retrieve dead or injured waterfowl.

.007. Means and Methods: Furbearing Animals.

(a) It shall be unlawful to take or kill, or attempt to take or kill, furbearing animals, except by the means and methods authorized by this rule.

(b) Furbearing animals may be taken by the following means and methods:

(1) use of traps; and

(2) use of rifles or shotguns capable of and designed to be fired from the shoulder.

.008. Hunting from Vehicle.

(a) It is unlawful to shoot at or take a game bird, game animal, or furbearing animal from any type of motor-powered vehicle or boat under sail or power, or from an airplane, but an incapacitated person so certified by a physician may hunt from a motor-powered vehicle or powered boat under the same circumstances as provided in Section 62.003, Texas Parks and Wildlife Code.

(b) Hunting from a public road in the park is prohibited.

.009. Hunting Permits. Hunting shall be by special permit, and such permits that may be issued shall be made available to all applicants on a first come, first serve basis.

.010. Checking Game. Migratory birds and furbearing animals taken or killed by hunters or trappers must be checked before they are removed from the premises at points designated by the department.

.011. Open Seasons and Bag Limits: Migratory Birds.

(a) It shall be unlawful to take migratory birds at any time other than during the open seasons provided by this rule, or to take more than the daily bag limits, or to have in possession more than the possession limits.

(b) The open season for migratory birds shall be from 30 minutes before sunrise to noon during the months of November, December, and January. The dates will be set annually in accordance with federal guidelines.

(c) The daily bag and possession limits for migratory birds will be in accordance with *Migratory Game Bird Proclamation No. 33, 1976-77*.

.012. Open Seasons and Bag Limits: Furbearing Animals.

(a) Furbearing animals may be taken in any number from the first day of November through the last day of February by permit only.

(b) Permits will be issued on the basis of biological management need.

(c) Pelts may not be taken for sale, except during the open season.

(d) Pelts of muskrats may be taken for sale only during the period from November 15 through the last day of February.

(e) Nutria may be taken in any number from November 1 through the last day of February.

.013. Fish: Means and Methods; Open Seasons; Bag and Size Limits.

(a) The taking of all fish, shellfish, oysters, and crabs shall be the same as provided by general and special laws and rules issued by the commission for Jefferson County.

(b) All fishing, except for the Gulf surf as provided in Rule 127.40.12.004 above, will be by permit only.

.014. General.

(a) These rules shall prevail at Sea Rim State Park over all other state park rules to the extent of conflict only.

(b) These rules are within the parameters of all general and special laws enacted by the legislature regulating the taking of wildlife.

(c) These rules shall not apply to the Parks and Wildlife Department, its agents or employees, when in the course of acts or procedures of conservation, removal of rough fish, or other practices deemed by the department to be in the best interest of game and fish culture in the State of Texas.

.015. Effective Date. These rules are effective October 1, 1976, and shall remain in effect until amended, modified, or revoked.

Issued in Austin, Texas, on July 19, 1976.

Doc. No. 763888 Perry V. Spalding
 Administrative Assistant
 Texas Parks and Wildlife
 Department

Proposed Date of Adoption: August 29, 1976

For further information, please call (512) 475-3109.

Sea Rim State Park Special Rules and Regulations 127.40.13

The Texas Parks and Wildlife Commission is proposing to adopt Rules 127.40.13.001-.015, governing the use of Sea Rim State Park, due to unique circumstances and conditions existing in Sea Rim State Park which are not adequately covered by Rules 127.40.10.001-.046. These special rules and regulations are necessary for the control of park activities and the management of the park's natural resources.

Public comment on Proposed Rules 127.40.13.001-.015 is invited. Persons should submit their comments in writing to Ron Moreau, Parks Division, Texas Parks and Wildlife Department, John H. Reagan Building, Austin, Texas 78701. Comments will be accepted until August 25, 1976.

These rules are proposed under the authority of Sections 13.101 through 13.110, and Sections 62.061 through 62.069, Texas Parks and Wildlife Code.

.001. Application. These rules apply only to Sea Rim State Park in Jefferson County.

.002. Authority. These rules are issued pursuant to Sections 13.101 through 13.110, and Sections 62.061 through 62.069, Texas Parks and Wildlife Code.

.003. Definitions.

(a) "D. Roy Harrington Beach Unit" is all that portion of Sea Rim State Park south of State Highway 87.

(b) "Marsh Lands Unit" is all that portion of Sea Rim State Park north of State Highway 87.

(c) "Vehicle" means every device in or by which a person or property is transported or drawn.

.004. Visitor Registration. All visitors entering and departing from the Marsh Lands Unit shall register at the park headquarters or other designated checkpoints for the purpose of opening and closing a visit plan.

.005. Permits. Park permits and receipts shall be carried at all times while in the Marsh Lands Unit, and shall be displayed at the request of any Parks and Wildlife Department personnel or authorized agents.

.006. Vehicle Restrictions. All motorized vehicles utilized in the park shall be street legal, and will be permitted only on developed park roads and that portion of the beach area seaward of the vegetation line.

.007. Camping. Overnight camping and campfires are permitted only in the D. Roy Harrington Beach Unit on the open beach seaward of the vegetation line, and on designated camping platforms in the Marsh Lands Unit.

.008. Swimming. Swimming and water skiing activities are prohibited in the Marsh Lands Unit.

.009. Watercraft.

(a) No watercraft entering or utilizing the Marsh Lands Unit shall be powered by motor in excess of 25 horsepower.

(b) During public hunting, there will be no horsepower limitation, with the exception of air-propelled boats, which engines shall not exceed 10 horsepower.

.010. Marsh Vehicles. The entry or use of air boats greater than 10 horsepower, mud boats, or any other vehicle capable of traversing into marshland is prohibited.

.011. Fishing.

(a) Fishing and other authorized recreational activities, except hunting, will be permitted only between sunrise and sunset in the Marsh Lands Unit.

(b) Only rod and reel, handline, throwline, crab net, cast net, or pole will be permitted.

(c) No fishing equipment, lines, boats, or nets may be left unattended at any time.

(d) Fishing will not be permitted in the Marsh Lands Unit on any day designated for hunting.

(e) All laws governing the taking of fish in Jefferson County will be applicable.

.012. Hunting.

(a) Hunting of migratory birds will be permitted only in the Marsh Lands Unit in accordance with *Sea Rim State Park Hunting, Fishing, and Trapping Proclamation No. 4, 1976-77*.

(b) All hunters will be checked in at an authorized check station at least 30 minutes prior to commencing of legal shooting time and checked out at an authorized check station no later than 12:30 p.m.

(c) Only portable hunting blinds will be permitted, and all blinds, decoys, boats, or other hunting equipment shall be removed by the user each day.

(d) During the migratory bird hunting season, each minor must be accompanied by an adult at all times while hunting.

(e) No hunting will be permitted in the park area south of the north shoreline of Salt Lake/Ten Mile Cut unless authorized by the department on a specified day basis.

.013. General.

(a) These rules shall prevail at Sea Rim State Park over all other state park rules to the extent of conflict only.

(b) These rules shall not apply to Parks and Wildlife Department personnel or designated agents in pursuit of their official duties.

.014. Penalties. The following penalties are applicable for violations of these rules:

(a) a fine not to exceed \$25 for a first conviction;

(b) a fine not to exceed \$50 for a second conviction of a violation of the same rule by the same person within a six-month period; and

(c) a fine not to exceed \$200 for a third or subsequent conviction of a violation of the same rule by the same person within a one-year period.

.015. Effective Date. These rules are effective October 1, 1976, and shall remain in effect until amended, modified, or revoked.

Issued in Austin, Texas, on July 19, 1976.

Doc. No. 763889 Perry V. Spalding
Administrative Assistant
Texas Parks and Wildlife
Department

Proposed Date of Adoption: August 29, 1976

For further information, please call (512) 475-3109.



Texas State Board of Registration for Professional Engineers

Rules of Practice and Procedure Examinations 383.01.07

The Texas State Board of Registration for Professional Engineers is proposing to amend Rule 383.01.07.002, concerning examinations for record purposes. An addition to subparagraph (a) would permit a greater number of persons to be eligible to take engineering examinations for record purposes.

Public comment on the proposed addition to Rule 383.01.07.002 is invited. Comments may be submitted by telephoning the executive director, Donald C. Klein, P.E., at (512) 475-3141, or by writing to him at Room 200, Reagan Building, 1400 Congress, Austin, Texas 78701.

This rule is promulgated under the authority of Section 8, Article 3271a, Vernon's Annotated Texas Statutes.

.002. Examinations for Record Purposes. The following will apply for persons requesting examination for record purposes:

(a) Any student currently enrolled in or having graduated from an engineering curriculum approved by the board may take the Fundamentals of Engineering Examination for record purposes. Such student or graduate, after passing the Fundamentals of Engineering Examination, may take the Principles and Practice of Engineering Examination whenever he or she feels qualified to pass it. **Any person holding a four-year bachelor of science degree in engineering, master of science degree in engineering, or doctor of philosophy degree in engineering which is not approved by the board, according to the provisions of board Rule 383.01.06.001, may take the Fundamentals of Engineering Examination for record purposes. Such person, after passing the Fundamentals of Engineering Examination, may take the Principles and Practice of Engineering Examination whenever he or she feels qualified to pass it.**

Issued in Austin, Texas, on July 16, 1976.

Doc. No. 763898 Donald C. Klein, P.E.
Executive Director
Texas State Board of
Registration for
Professional Engineers

Proposed Date of Adoption: October 13, 1976

For further information, please call (512) 475-3141.

State Department of Public Welfare

General Information

Temporary Adoptions 326.01.01.001

The Department of Public Welfare proposes to amend its rule adopting by reference the *Aid to Families with Dependent Children (AFDC) Handbook*. This amendment reflects changes to Sections 2831.1-2831.2 and 2834-2835 of that handbook.

With this amendment, the maximum fee the department pays for physical examinations is increased to \$25 and the maximum fee payable for medical records is increased to \$10. This change is proposed as a result of action by the State Board of Welfare approving the increased rates of payment. This proposed change also affects all other departmental publications containing corresponding fees.

Written comments are invited and may be sent to Susan Johnson, Administrator, Systems and Procedures Bureau-- 387, 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.

.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 September, 1976*.

Issued in Austin, Texas, on July 21, 1976.

Doc. No. 763909 Raymond W. Vowell
Commissioner
State Department of Public
Welfare

Proposed Date of Adoption: August 29, 1976

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

326.01.01.002

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 Sections 2820-2850 of the handbook.

This revision discusses situations in which department employees are permitted to act as authorized representatives for food stamp households. This is a clarification and interpretation of existing food stamp policy.

Written comments are invited and may be sent to Susan Johnson, Administrator, Systems and Procedures Bureau-- 316, 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 September, 1976*.

Issued in Austin, Texas, on July 22, 1976.

Doc. No. 763923 Raymond W. Vowell
Commissioner
State Department of Public
Welfare

Proposed Date of Adoption: August 29, 1976

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

326.01.01.040

The Department of Public Welfare proposes to amend its rule adopting by reference the *Social Services Handbook* narrative section. The proposed amendment reflects an addition to Section 8450 regarding the Comprehensive Employment Training Act (CETA) and the Refugee Programs.

The department will identify Vietnamese or Cambodian refugee financial assistance recipients among CETA participants to ensure that these recipients will receive the special CETA training incentive allowance. This special allowance will be disregarded when determining eligibility for financial assistance and amount of grant. Also, when a CETA participant moves into a work component, the usual income disregard will apply. This proposed amendment also affects all other departmental publications containing corresponding rules.

Written comments are invited and may be sent to Susan Johnson, Administrator, Systems and Procedures Bureau-- 373, 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.

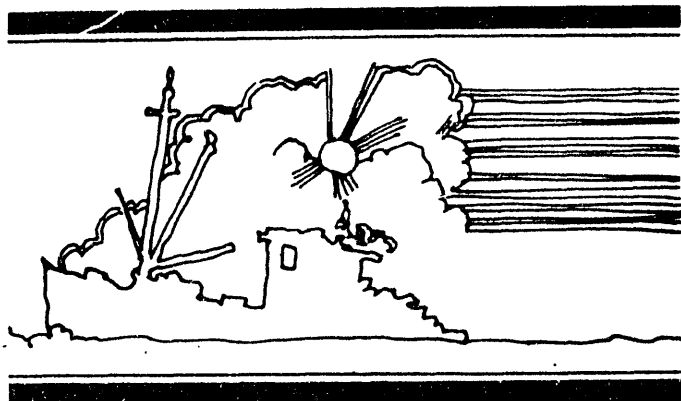
.040. *Social Services Handbook*. The Department of Public Welfare adopts by reference the rules contained in the policy and procedure, narrative sections of the *Social Services Handbook as amended in September, 1976*.

Issued in Austin, Texas, on July 22, 1976.

Doc. No. 763924 Raymond W. Vowell
 Commissioner
 State Department of Public
 Welfare

Proposed Date of Adoption: August 29, 1976

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



Texas Water Rights Commission Procedure and Practice at Public Hearings

Parties 129.03.13

The Texas Water Rights Commission proposes to adopt Rules 129.03.13.001-.003, which provide for the designation of parties in commission hearings.

Rule 129.03.13.001 sets out the general standard applicable to persons who seek to be designated as parties in matters before the commission. The effect of the rule is to require that each party have a justiciable interest in the matter being considered. The rule contemplates that the commission will in some instances consider oral or written statements from persons who are not parties. In exercising its discretion to consider statements from persons who are not parties, the commission has considered such factors as (1) the relevance of the information being offered, (2) the potential adverse effect on any party, and (3) the availability of the person offering the statement for cross-examination.

Rule 129.03.13.002 sets out procedures for the designation of parties. The effect of the rule is to establish a specific time in the hearing for the designation of parties. The rule contemplates that parties will usually be designated on the first day of the hearing. Once the parties are designated no other person will be designated as a party unless upon a showing of good cause and extenuating circumstances which caused the person not to come forward at the proper time. Even if a showing of good cause and extenuating circumstances is made, the rule contemplates that the person will be admitted as a party only if his designation as a party will not cause unreasonable delay.

Rule 129.03.13.003 clarifies the status of persons who file written protests. The effect of the rule is to codify the commission's policy of regarding written protests as pleadings and not as evidence. A person who files a written protest must also comply with Rules 129.03.13.001-.002 in order to be admitted as a party.

Public comment on proposed Rules 129.03.13.001-.003 is invited. Comments may be submitted by telephoning the office of the commission at (512) 475-2711, or by writing to the commission at P.O. Box 13207, Capitol Station, Austin, Texas 78711.

The following rules are proposed under the authority of Section 6.055 of the Texas Water Code.

.001. General. In order to be admitted as a party to a proceeding, a person must have a justiciable interest in the matter being considered. At the discretion of the commission, persons who are not parties may be permitted to make or file statements.

.002. Designation as a Party. All parties to a proceeding shall be designated at the first day of hearing or at such time as may be designated by the commission. Only a person who appears as provided by Rules 129.03.10.001-.005 and is actually present may be admitted as a party, unless the person is specifically named in the proceeding. After parties are designated, no other person will be admitted as a party except upon a finding of good cause and extenuating circumstances and that the hearing in progress will not be unreasonably delayed.

.003. Protestants as Parties. A person who files a written protest to a matter is not entitled to be admitted as a party to the proceeding unless compliance with Rules 129.03.13.001-.002 is shown. A written protest shall be considered as a pleading and not as evidence in a proceeding.

Issued in Austin, Texas, on July 22, 1976.

Doc. No. 763930 Robert E. Schneider
 Executive Director
 Texas Water Rights
 Commission

Proposed Date of Adoption: August 29, 1976

For further information, please call (512) 475-2711.

Conference Before Hearings 129.03.20

The Texas Water Rights Commission proposes to amend Rules 129.03.20.001-.002, which provide for a conference with the parties or their attorneys prior to the hearing, if the commission so directs. This subcategory of rules as amended would provide for such conferences during, as well as before, hearings, and the caption of the subcategory would be amended in order to reflect this change. In conjunction with these amendments, the commission proposes to adopt Rules 129.03.20.003-.004.

The proposed amendment of Section .001 would delete all of the existing language and substitute a general authorization for the commission to call a conference before or during any hearing. The effect of the amendment would be to provide a clear statement of the commission's broad authority to use conferences in connection with its hearings. When considered in connection with the proposed amendment of Section .002 below, it is apparent that much of the deleted language has been

moved and that better organization of the commission's rules is a further contemplated effect of the proposed amendments.

The proposed amendment of Section .002 would delete all of the existing language and substitute language which establishes criteria applicable to the commission in setting a conference before hearing. Also included is a non-exclusive list of the types of issues which may be considered during a conference held either before or during a hearing. The effect of the amendment is to establish procedures for calling conferences before hearing and to provide some indication of the purposes for which conferences may be called.

The proposed adoption of Rule 129.03.20.003 would establish procedural criteria applicable to the commission in setting a conference during a hearing. The effect of the rule is to require the commission to give reasonable written notice to all parties or to give notice of the conference on the record during a hearing.

The proposed adoption of Rule 129.03.20.004 would require that any action taken at a conference be reduced to writing or stated on the record at the close of the conference or during the continuation of the hearing. The effect of the rule is to provide a means of reporting the results of the conference in a formal manner which is part of the record.

Public comment on the proposed amendments to Rules 129.03.20.001-.002 and the proposed adoption of Rules 129.03.20.003-.004 is invited. Comments may be submitted by telephoning the office of the commission at (512) 475-2711, or by writing to the commission at P.O. Box 13207, Capitol Station, Austin, Texas 78711.

These rules are promulgated under the authority of Section 6.055, Texas Water Code.

.001. General. *If a conference is deemed advisable before or during a hearing the commission may call a conference.* [Upon written notice by the commission in any proceeding, parties or their attorneys may be directed to appear at a specified time and place for a conference prior to the hearing to consider the following:

- [a. the formulation and simplification of issues;
- [b. the possibility or desirability of amending the pleadings;
- [c. the possibility of making admissions or stipulations;
- [d. the procedure at the hearing;
- [e. specifying the number of witnesses;
- [f. the mutual exchange of prepared testimony and exhibits; and,
- [g. other matters which may expedite the proceeding.]

.002. *Conference Before Hearing.* At the discretion of the commission a conference before hearing may be held at a time and place stated in the notice. If the conference is not stated in the notice of public hearing issued pursuant to Section 5.131 or Section 5.141, notice of the conference shall be mailed and published in the same manner as required by those statutes. A conference may be held to consider the following:

- a. the formulation and simplification of issues;
- b. the necessity or desirability of amending the pleadings;
- c. the possibility of making admissions or stipulations;
- d. the procedure at the hearing;
- e. specifying the number of witnesses;
- f. the mutual exchange of prepared testimony and exhibits;
- g. designation of parties; and,
- h. other matters which may expedite the hearing.

[*Recordation and Order.* Action taken at the conference shall be reduced to writing, signed by the parties and made a part of the record, or a statement thereof shall be made on the record in the presence of all parties at the close of the conference.]

.003. *Conference During Hearing.* Upon notice written or stated in the record by the commission in any proceeding, parties or their attorneys may be directed to appear at a specified time and place for a conference.

.004. *Recordation and Order.* Action taken at the conference shall be reduced to writing, signed by the parties, and made a part of the record, or a statement thereof shall be made at the close of the conference or at the hearing.

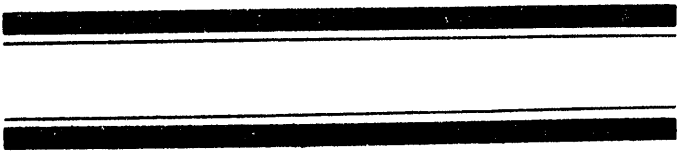
Issued in Austin, Texas, on July 21, 1976.

Doc. No. 763931

Robert E. Schneider
Executive Director
Texas Water Rights
Commission

Proposed Date of Adoption. August 29, 1976

For further information, please call (512) 475-2711.



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.

Coordinating Board, Texas College and University System

Financial Planning

General Provisions 251.03.02

Under the authority of Section 61.065, Texas Education Code, the Coordinating Board, Texas College and University System has amended Rule 251.03.02.002 to read as follows:

.002. Financial Reporting System for Public Junior Colleges. Each public junior college shall maintain its financial records and submit reports to the Coordinating Board in accordance with the April, 1976, edition of the Coordinating Board's *Financial Reporting System for Public Junior Colleges in Texas*. Copies are available in the Coordinating Board offices.

Issued in Austin, Texas, on July 16, 1976.

Doc. No. 763857 Kenneth H. Ashworth
Commissioner of Higher
Education

Effective Date: September 1, 1976

For further information, please call (512) 475-2033.

Office of the Governor Criminal Justice Division

Rules and Guidelines of the Criminal Justice Division 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 approved the Juvenile Justice and Delinquency Prevention Act 1976 Plan Supplement Document effective June 30, 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 Section 10(a)(3), Article 6252-13, Vernon's Annotated Civil Statutes, adopts by reference Juvenile Justice and Delinquency Prevention Act 1976 Plan Supplement Document and amends Rule 001.55.02 by adding a new subsection, .011. Plan Supplement Document Adopted by Reference.

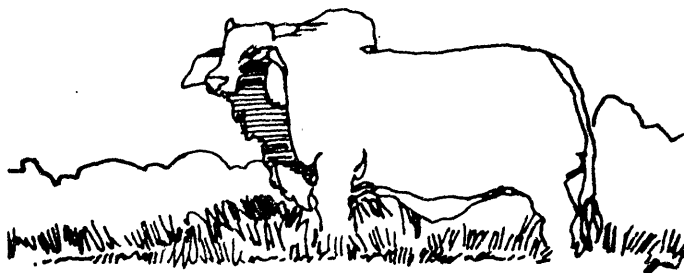
.011. Plan Supplement Document Adopted by Reference. Juvenile Justice and Delinquency Prevention Act 1976 Plan Supplement Document.

Issued in Austin, Texas, on July 16, 1976.

Doc. No. 763860 Robert C. Flowers
Executive Director
Criminal Justice Division

Effective Date: June 30, 1976

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



Texas Parks and Wildlife Department

Fisheries

Scientific and Zoological Permits 127.30.22

The Texas Parks and Wildlife Department has adopted Rules 127.30.22.001-.011 with several changes in the proposed text.

No comments were received from the public; however, for the purposes of clarification and simplification, the following changes have been made in the proposed rules:

In Rule 127.30.22.002, subparagraphs (h), (i), (j), (k), and (o) have been deleted since it was determined that these definitions are included in the Texas Parks and Wildlife Code or in other departmental rules; proposed subparagraph (q) was amended to include any nongame species protected by departmental rules.

Rule 127.30.22.004 has been deleted since the statewide extinction list is included in Rule 127.30.09.003.

Rule 127.30.22.007, subparagraph (h), of the proposed rules referred to game birds only. This rule has been renumbered Rule 127.30.22.006, and subparagraph (h) has been amended to specify which licenses are necessary to enable a person, firm, or corporation to engage in the business of propagating game birds, game animals, furbearers, or shellfish. With the amendment of subparagraph (h), subparagraph (i) is unnecessary and has been deleted.

The rules have been renumbered to reflect the changes.

The Texas Parks and Wildlife Department, by authority of Sections 43.021 through 43.030, Section 43.061, Sections 67.001 through 67.005, and Sections 68.001 through 68.021, Texas Parks and Wildlife Code, has adopted Rules 127.30.22.001-.011, to read as follows:

.001. Application.

(a) These rules apply to the coverage, issuance, and uses of scientific and zoological permits.

(b) These rules do not apply to any privately owned animals, fish, or fowl, or to the management or taking of such privately owned animals, fish, or fowl by the owners.

.002. Definitions.

(a) "Department" means the Texas Parks and Wildlife Department.

(b) "Scientific permit" means a permit issued by the department authorizing an individual and persons working under that individual's direction to collect, hold, and transport for educational or scientific pur-

poses fauna protected by Texas law or by rules of the department. The manner of handling specimens, activity sites, time period for the work involved, number of specimens, and species involved must be specified.

(c) "Special scientific permit" means a permit issued by the department authorizing an individual and persons working under that individual's direction to collect, hold, and transport for special scientific purposes fish and wildlife on the current United States Fish and Wildlife Service list, or the department's list of endangered fauna.

(d) "Zoological permit" means a permit issued by the department authorizing an individual and persons working under that individual's direction to receive from other individuals or organizations, capture from the wild, possess, propagate, and transport for zoological purposes species of wildlife which are protected or species which are considered potentially harmful.

(e) "Special zoological permit" means a permit issued by the department authorizing an individual and/or other persons working under that individual's direction to hold in captivity or confinement specified wildlife forms which were legally in their possession prior to the effective date of a law making the possession unlawful.

(f) "Transport permit" means a letter of permission issued by the department authorizing an individual to transport wildlife protected in Texas from a specified origin to a specified destination.

(g) "Propagation permit" means a permit issued by the department authorizing a person to possess fish or wildlife classified as endangered species for the purpose of propagating them for sale.

(h) "Game birds" means wild specimens of turkeys, ducks, geese, brant, grouse, prairie chickens (pinnated grouse), pheasant, quail, red-billed or band-tailed pigeons, mourning doves, white-winged doves, snipes, shore birds of all varieties, chachalacas, plovers, and sandhill cranes.

(i) "Game mammals" means wild specimens of white-tailed deer, mule deer, American antelope, desert bighorn sheep, black bears, gray (cat) squirrels, fox squirrels, collared peccaries or javelinas, aoudad sheep in Armstrong, Briscoe, Donley, Floyd, Hall, Motley, Randall, and Swisher Counties, and axis deer in Kendall, Duval, and Bexar Counties.

(j) "Fur-bearing animals" means wild specimens of beavers, otters, minks, ringtails, badgers, skunks, raccoons, muskrats, opossums, and foxes.

(k) "Shellfish" means oysters, clams, shrimps, prawns, crabs, and crayfish of all varieties.

(l) "Other protected wildlife" means all nongame birds, except English sparrows, starlings, grackles, ravens, red-winged blackbirds, cowbirds, and crows, including the nests and eggs of all protected birds, horned lizards, Texas tortoises, sea turtles, and saltwater ter-

rapin, and any nongame species protected by department rules by authority of Section 67.001, Texas Parks and Wildlife Code.

.003. Endangered Species. In addition to all of the protected species referred to in Rule .002 above, Section 68.002, Texas Parks and Wildlife Code, provides for the protection of species which appear on:

- (a) the current United States List of Endangered Foreign Fish and Wildlife;
- (b) the current United States List of Endangered Native Fish and Wildlife; or
- (c) the list of fish or wildlife threatened with statewide extinction as filed by the executive director in the Office of the Secretary of State as Rule 127.30.09.003.

.004. Permit: Application.

(a) An applicant for an initial scientific or zoological permit shall submit to the department a completed application form supplied by the department and letters of recommendation from two persons recognized in a field of biology.

(b) An applicant for a special scientific permit shall justify the need for the permit by giving evidence that the activity for which the permit is requested will benefit the particular species involved.

(c) A person named in a scientific or zoological permit to collect under the supervision of the primary permittee who desires to make collections in the field without being accompanied by the primary permittee shall complete the requirements for acquiring a scientific or zoological permit.

.005. Qualifications.

(a) Zoological permits will be issued only to agents of recognized municipal or nonprofit organizations or institutions desiring to hold specimens for scientific or educational purposes, or to individuals who have specimens, alive or dead, which were in their possession prior to the enactment of laws affording protection of such animals.

(b) Scientific and zoological permits will be issued to named individuals only, and not in the name of agencies, firms, or institutions.

(c) Scientific permits will not be issued to persons without adequate training in one or more areas of biological science, or to students below graduate school status. Persons who lack the necessary qualifications to be issued a permit but desire to engage in activities involving the handling of a protected fauna shall do so under the direct supervision of a qualified individual who has a valid scientific or zoological permit.

.006. Restrictions.

(a) A person who holds a zoological permit may collect and hold protected species only for the purpose of exhibiting them to the public and propagating such species for exhibit.

(b) If the permittee plans to use collecting techniques or devices classified as illegal by the laws of this state, except by special permit, the permittee shall notify the department's Law Enforcement office in the region where field activities are performed. Notification shall be given by telephone not less than 24 hours prior to making collections. If the permittee is unable to determine the location or telephone number of the appropriate regional office, this information may be obtained by telephone from the department's communication center nearest the permittee's area: Austin, Texas, (512) 475-5909; Houston, Texas, (713) 941-8926.

(c) All species of fish, shellfish, and wildlife protected by Texas laws and taken under scientific permits may be disposed of only in one or more of the following methods:

- (1) by examination, experimentation, necropsy, or disposing of as waste in accordance with state, county, or city regulations relating to the disposal of waste materials;
- (2) by retaining specimens for scientific or educational purposes;
- (3) capture and release in the field;
- (4) donate edible portions of game species to charitable organizations, public hospitals, orphanages, or indigent persons;
- (5) donate to zoological gardens, public aquaria, or educational institutions; or
- (6) special disposition as prescribed by the department.

(d) Specimens collected under a scientific or zoological permit may not be sold or bartered, but may be donated only as described in subparagraph (c) of this rule. If specimens are donated, the receipt form forwarded with the permit at the time of its issuance shall be completed and forwarded to the department at Austin, Texas.

(e) Collections by permittees may not be made on private premises without prior consent of the owner, lessee, or operator, nor within state parks, preserves, or game management areas. Consent to make collections within state parks shall be obtained from the Resource Management Section, Parks Division of the department, Austin, Texas, 78701.

(f) Collections shall be made only by the permittee or persons working under the permittee's direction as described in Rule .004, subparagraph (c) above.

(g) The collection in Texas of protected species and transfer of those species out of the state will be restricted to species judged by the department to be plentiful or to research activities judged to be highly beneficial to the species involved.

(h) No person, firm, or corporation may engage in the business of propagating game birds, game animals, furbearers, or shellfish for the purpose of sale without obtaining a license from the department.

(i) Scientific and zoological permits issued by the department are subject to federal laws applicable to the same activities.

.007. Reports.

(a) The report form provided upon issuance of a permit shall be executed and forwarded to the department, John H. Reagan Building, Austin, Texas 78701, no later than January 10 following the permit year.

(b) Upon receipt of any specimen listed on the current United States Fish and Wildlife Service lists of endangered wildlife and the department's list of endangered wildlife, persons holding scientific permits for the purpose of receiving and rehabilitating injured wildlife shall notify the department of the receipt of such specimens by telephone or letter: John H. Reagan Building, Austin, Texas 78701, telephone (512) 475-4471.

(c) Protected species found accidentally killed or mounted specimens may be received by permittees for purposes of preparation and/or exhibit. The receipt or disposition of any state or federally protected specimen, alive or dead, or any fish listed in department rules regulating the possession of potentially harmful fish or fish eggs, shall be reported, in writing, to the department at Austin, Texas. The report shall stipulate the name and address of the donor or recipient, date of the donation, and description of the specimens involved. The report is due by January 10 following the expiration date of the permit.

.008. Permit: Period of Validity. All permits shall expire at the end of the calendar year of issuance.

.009. Permit: Renewal. Scientific and zoological permits may be renewed by written request to the department and by submitting a completed report form supplied by the department.

.010. Permit: Cancellation. A permit may be cancelled if a permittee:

- (a) is convicted of a violation of any state or federal fish and wildlife laws;
- (b) violates any of these rules; or
- (c) violates any of the conditions of the permit.

.011. Documentation. The department adopts by reference the following documents which are necessary in the administration of scientific and zoological permits:

- (a) affidavit application for scientific or zoological permit;
- (b) receipt for donation of fish or wildlife research specimens; and
- (c) report on scientific or zoological permit activities.

Copies of these documents may be seen in the office of the executive director, Room 100, John H. Reagan Building, Austin, Texas.

Issued in Austin, Texas, on July 19, 1976.

Doc. No. 763887 Perry V. Spalding
 Administrative Assistant
 Texas Parks and Wildlife
 Department

Proposed Date of Adoption: August 10, 1976

For further information, please call (512) 475-4471.

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.

Texas Commission on Alcoholism Meeting

A meeting of the Texas Commission on Alcoholism will be held on Saturday and Sunday, August 14 and 15, 1976, 9 a.m. each day, in Room 117, Sam Houston Building, Austin, to conduct regular quarterly business. The complete agenda is posted in the East Wing of the State Capitol.

Additional information may be obtained from K. E. Beahan, 809 Sam Houston Building, Austin, Texas 78701, telephone (512) 475-2577.

Filed July 22, 1976, 3:46 p.m.

Doc. No. 763919

State Banking Board Hearing Rescheduled

A hearing before the Hearing Officer of the State Banking Board will be held on Wednesday, August 18, 1976, 9 a.m., at 2601 North Lamar, Austin, to consider the charter application of the proposed Windsor Bank, to be located in San Antonio. This hearing was previously scheduled for Tuesday, August 17, 1976.

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

Filed July 22, 1976, 11:17 a.m.

Doc. No. 763915

Hearing

A hearing before the Hearing Officer of the State Banking Board will be held on Wednesday, October 6, 1976, 9 a.m., at 2601 North Lamar, Austin, to consider state bank charter applications for proposed Texas Bank and Trust and Bank of South Texas, both to be located in Brownsville.

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

Filed: July 20, 1976, 10:51 a.m.

Doc. No. 763864

State Board of Barber Examiners

Meeting

A meeting of the State Board of Barber Examiners will be held on Monday, August 2, 1976, 8 a.m., in Conference Room 510, Sam Houston Building, 201 East 14th Street, Austin. The board will discuss current business and conduct interviews.

Additional information may be obtained from O. W. McStay, 512 Sam Houston Building, Austin, Texas 78701, telephone (512) 475-2289.

Filed: July 21, 1976, 10:42 a.m.

Doc. No. 763890

Texas Education Agency Meeting

A meeting of the Proprietary School Advisory Commission and the Industry Education Committee of the Advisory Council for Technical-Vocational Education of the Texas Education Agency will be held on Friday, August 6, 1976, 10 a.m., at 150 East Riverside, Austin, for a discussion of better vocational programs in the State of Texas, between technical-vocational and proprietary school education.

Additional information may be obtained from Janice Boyd, 201 East 11th, Austin, Texas 78701, telephone (512) 475-2246.

Filed: July 22, 1976, 10:37 a.m.

Doc. No. 763911

Executive and Legislative Budget Offices

Hearings

Joint budget hearings by the Executive and Legislative Budget Offices will be held Monday-Friday, August 2-6, 1976, in various locations in Austin and at the Texas A&M University campus in College Station. Appropriations requests for the 1978-79 biennium will be considered. The complete agenda 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 July 23, 1976, 11:41 a.m.

Doc. No. 763933

Foundation School Fund Budget Committee

Emergency Meeting

An emergency meeting of the Foundation School Fund Budget Committee was held on Thursday, July 22, 1976, 9 a.m., at 111 East 17th Street, Austin, to consider the transfer of funds to the Foundation School Fund.

Additional information may be obtained from Randall B. Wood, LBJ Building, Austin, Texas 78701, telephone (512) 475-4435.

Filed: July 21, 1976, 1:12 p.m.

Doc. No. 763902

Office of the Governor

Emergency Addition to Agenda

An emergency addition was made to the agenda of a meeting of the Governor's Committee on Aging held on Monday, July 26, 1976, 10 a.m., at the Southwest Tower, 211 East 7th Street, Austin, to include consideration of Title VII nutrition allocation.

Additional information may be obtained from Vernon McDaniel, P.O. Box 12786, Austin, Texas 78711, telephone (512) 475-2717.

Filed: July 20, 1976, 11:25 a.m.

Doc. No. 763866

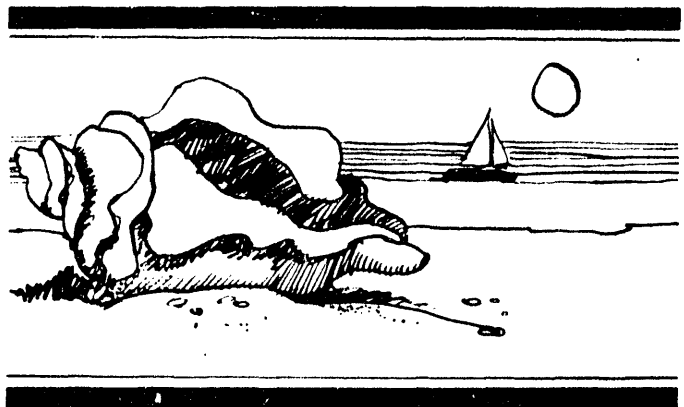
Emergency Meeting

An emergency meeting of the Interagency Council on Natural Resources and the Environment of the Governor's Special Advisor on Natural Resources was held on Wednesday, July 28, 1976, 9 a.m., in Room 3-120, Joe C. Thompson Conference Center. The importance of the representatives of agencies of the Interagency Council on Natural Resources and the Environment being briefed on recent developments in court and in the congress in order to coordinate a plan of action from the state natural resource agencies to developments affecting the agencies and the citizens of Texas constitutes an urgent public necessity that this agenda be considered at the time and place shown above.

Additional information may be obtained from Ben Turner, P.O. Box 13006, Capitol Station, Austin, Texas 78711, telephone (512) 475-7876.

Filed July 26, 1976, 11 58 a.m.

Doc. No. 763972



Texas Health Facilities Commission

Emergency Addition to Agenda

An emergency addition was made to the agenda of a meeting of the Texas Health Facilities Commission held on Thursday, July 22, 1976, 10 a.m., in Suite 450, One Highland Center, 314 Highland Mall Boulevard, Austin, to include consideration of an application by Deer Park Mediplex Hospital for a declaratory ruling.

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

Filed: July 21, 1976, 11:30 a.m.

Doc. No. 763899

Meeting

A meeting of the Texas Health Facilities Commission was held on Thursday, July 29, 1976, 10 a.m., in Suite 450, One Highland Center, 314 Highland Mall Boulevard, Austin, to consider 26 applications for declaratory rulings, certificates of need, administrative orders, and exemption certificates. The complete agenda is posted in the East Wing of the State Capitol.

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

Filed: July 21, 1976, 11:31 a.m.

Doc. No. 763900

Texas Department of Health Resources

Meeting

A meeting of the Texas Department of Health Resources will be held on Saturday, July 31, 1976, 9 a.m. The board will convene at 9 a.m. in the board room, at 1100 West 49th Street, Austin, for a short executive session and then transfer to the auditorium at 10 a.m. for discussion of the proposed legislation.

Additional information may be obtained from Raymond T. Moore, M.D., 1100 West 49th Street, Austin, Texas 78756, telephone (512) 454-3781, extension 200.

Filed: July 23, 1976, 1:03 p.m.

Doc. No. 763957

Meeting

A meeting of the Texas Department of Health Resources will be held on Sunday, August 1, 1976, 9:30 a.m., in the Board Room, 1100 West 49th Street, Austin. The board will consider the director's report; a program review of the Bureau of Dental Health; a region review of Region 7; an appointment to Kidney Health Care Advisory Committee; a request for Maternal and Child Health Advisory Committee; a request for Dental Advisory Committee; the appointment to Water Utilities Advisory Certification Committee; an executive session; the 1977 quarterly budgets for chest hospitals; the Medical Service Trust Fund Budget; the purchase of audiometric calibration laboratory; and the meeting date for September, 1976.

Additional information may be obtained from Raymond T. Moore, M.D., 1100 West 49th Street, Austin, Texas 78756, telephone (512) 454-3781, extension 200.

Filed: July 23, 1976, 1:03 p.m.

Doc. No. 763958

State Department of Highways and Public Transportation

Hearing

A hearing by the Commission of the State Department of Highways and Public Transportation will be held on Monday, August 2, 1976, 9 a.m., in the large hearing room, 1st floor, State Highway Building, 11th and Brazos, Austin. The commission will consider various highway, bridge and F.M. road requests: Bowie County, "Green Carpet Route" which extends from the Texas-Oklahoma border north of Paris to Houston and Port Arthur, Harris and Chambers Counties, Walker County, Hockley and Lubbock Counties, Gregg and Rusk Counties, and Williamson County. The docket is available in the 2nd floor office of the minute clerk in the State Highway Building and is posted in the East Wing of the State Capitol.

Additional information may be obtained from the Office of the Engineer-Director, Room 203, State Highway Building, 11th and Brazos Streets, Austin, Texas 78711, telephone (512) 475-3525.

Filed: July 23, 1976, 2:46 p.m.

Doc. No. 763948

Meeting

A meeting of the Commission of the State Department of Highways and Public Transportation will be held on Monday, August 2 and 3, 1976, upon completion of the public hearing, in Room 207, State Highway Building, 11th and Brazos, Austin. The commission will execute contract awards and routine minute orders; consider decisions on presentations from public hearing dockets; review staff reports relative to planning and construction programs and projects; consider remaining old business, if any, from previous meetings. The agenda is available in the 2nd floor office of the minute clerk in the State Highway Building and is posted in the East Wing of the State Capitol.

Additional information may be obtained from the Office of the Engineer-Director, Room 203, State Highway Building, 11th and Brazos Streets, Austin, Texas 78711, telephone (512) 475-3525.

Filed: July 23, 1976, 2:46 p.m.

Doc. No. 763947 and 763949

Texas Historical Commission

Meeting

A meeting of the Texas Review Board of the Texas Historical Commission will be held on Tuesday, August 3, 1976, 1 p.m., at the Carrington-Covert House, 1511 Colorado, Austin, to discuss 48 historical sites and districts. The complete agenda is posted in the East Wing of the State Capitol.

Additional information may be obtained from Joe Williams, 1511 Colorado, Austin, Texas 78701, telephone (512) 475-3094.

Filed: July 22, 1976, 11:08 a.m.

Doc. No. 763913

State Board of Insurance

Meeting

A meeting of the State Board of Insurance will be held on Tuesday, August 3, 1976, 10 a.m., in Room 408, 1110 San Jacinto Street, Austin, to consider prepaid legal rates for Texas Legal Protective Plan and decisions on hearings and meetings previously held.

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

Filed: July 26, 1976, 11:14 a.m.

Doc. No. 763966

Meeting

A meeting of the State Board of Insurance will be held on Thursday, August 5, 1976, 10 a.m., in Room 408, 1110 San Jacinto Street, Austin, to meet with representatives of Mohawk Petroleum Company regarding the status of amendments to Board Order 13972. The board will also discuss decisions on hearings and meetings previously held.

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

Filed: July 26, 1976, 11:14 a.m.

Doc. No. 763967

Meeting

A meeting of the State Board of Insurance will be held on Thursday, August 5, 1976, 2 p.m., in Room 408, 1110 San Jacinto Street, Austin, to consider the commissioner's report and decisions on hearings and meetings previously held.

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

Filed: July 26, 1976, 11:15 a.m.

Doc. No. 763968

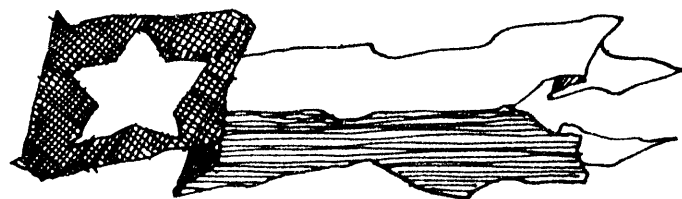
Hearing

A hearing by the commissioner's hearing section of the State Board of Insurance will be held on Friday, August 6, 1976, 9 a.m., in Room 343, 1110 San Jacinto Street, Austin, to consider the application of Fred M. Davis, Universal City, for Group I life insurance agent's license.

Additional information may be obtained from J. C. Thomas, 1110 San Jacinto Street, Austin, Texas 78786, telephone (512) 475-4230.

Filed: July 20, 1976 11:25 a.m.

Doc. No. 763870



Hearing

A hearing by the commissioner's hearing section of the State Board of Insurance will be held on Monday, August 9, 1976, 10 a.m., in Room 343, 1110 San Jacinto Street, Austin, to consider an application of White Life Insurance Company, Wichita Falls, for increase in valuation of home office property.

Additional information may be obtained from J. C. Thomas, 1110 San Jacinto Street, Austin, Texas 78786, telephone (512) 475-4230.

Filed: July 20, 1976, 11:25 a.m.

Doc. No. 763869

Hearing

A hearing by the commissioner's hearing section of the State Board of Insurance will be held on Monday, August 16, 1976, 10 a.m., in Room 343, 1110 San Jacinto Street, Austin, to consider an application of Stevens Life Insurance Company, Coleman, (stipulated premium company), for original articles of incorporation.

Additional information may be obtained from J. C. Thomas, 1110 San Jacinto Street, Austin, Texas 78786, telephone (512) 475-4230.

Filed: July 20, 1976, 11:25 a.m.

Doc. No. 763868

Hearing

A hearing by the commissioner's hearing section of the State Board of Insurance will be held on Monday, August 23, 1976, 10 a.m., in Room 343, 1110 San Jacinto Street, Austin, to consider an application of American Mercury Insurance Company, Beaumont, for amendment to articles of incorporation increasing capital stock and changing home office.

Additional information may be obtained from J. C. Thomas, 1110 San Jacinto Street, Austin, Texas 78786, telephone (512) 475-4230.

Filed: July 20, 1976, 11:25 a.m.

Doc. No. 763867

Texas Advisory Commission on Intergovernmental Relations

Meeting

A meeting of the Public Finance Committee of the Texas Advisory Commission on Intergovernmental Relations will be held on Wednesday, August 4, 1976, 5 p.m., in Conference Room 239, Marina Hotel, Dallas/Fort Worth Airport, to consider draft reports on county finance project and the property tax and public school finance project.

Additional information may be obtained from Joy Markel, Room 622, Stephen F. Austin Building, Austin, Texas 78701, telephone (512) 475-3728.

Filed: July 22, 1976, 10:36 a.m.

Doc. No. 763910

Board of Landscape Architects

Emergency Meeting

An emergency meeting of the Board of Landscape Architects was held on Thursday, July 22, 1976, 4:30 p.m., at 117 West Olmos, San Antonio, to consider the adoption of a policy regarding the City of Houston plumbing code change, of Proposed Rule 377.07.00.703, and of a policy regarding applicants who are not U.S. citizens.

Additional information may be obtained from the Board of Landscape Architects, 320 Sam Houston Building, Austin, Texas 78701, telephone (512) 475-3252.

Filed: July 20, 1976, 1:35 p.m.

Doc. No. 763877

Board of Nurse Examiners

Meeting

A meeting of the Board of Nurse Examiners will be held on Wednesday, September 15, 1976, 10:30 a.m., in the first floor conference room, Chevy Chase II, 7600 Chevy Chase Drive, Austin, to consider modification of faculty qualifications (Rule 388.03.00.008) requested by a committee representing associate degree nursing programs.

Additional information may be obtained from Margaret L. Rowland, R.N., 7600 Chevy Chase Drive, Austin, Texas 78752, telephone (512) 451-0201.

Filed: July 23, 1976, 10:55 a.m.

Doc. No. 763932

Texas Board of Licensure for Nursing Home Administrators

Meeting

A meeting of the Licensure Board for NHA of the Texas Board of Licensure for Nursing Home Administrators will be held on Wednesday and Thursday, August 4-5,

1976, 2 p.m., at the Waterwood Resort, Huntsville, to discuss rule changes for licensure for nursing home administrators.

Additional information may be obtained from the Texas Board of Licensure for Nursing Home Administrators, P.O. Box 9706, Austin, Texas 78766, telephone (512) 926-9530.

Filed: July 21, 1976, 2:24 p.m.

Doc. No. 763904

Board of Pardons and Paroles

Meeting

A meeting of the Board of Pardons and Paroles will be held Monday, Tuesday, Thursday, and Friday, August 2, 3, 5, and 6, 1976, 9 a.m. daily, at 711 Stephen F. Austin Building, Austin. The board will convene to review cases of inmates for parole consideration, to act on emergency reprieve requests and other acts of executive clemency, and to review reports regarding persons on parole.

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

Filed: July 21, 1976, 10:44 a.m.

Doc. No. 763892



Hearing

A hearing by the Board of Pardons and Paroles will be held on Wednesday, August 4, 1976, 9 a.m., at the Diagnostic Unit, TDC, Huntsville. The board and/or a parole panel will meet for the purpose of conducting parole violation hearings.

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

Filed: July 21, 1976, 10:44 a.m.

Doc. No. 763893

Texas Board of Private Investigators and Private Security Agencies

Meeting Rescheduled

A meeting of the Texas Board of Private Investigators and Private Security Agencies previously scheduled for Thursday, July 22, 1976, is reset for August 12, 1976, 9 a.m., in the first floor conference room, 7600 Chevy Chase Drive, Austin. The agenda includes: discussion and final adoption of amendments to board rule 19(1); discussion on a grant; approval of new licenses, suspension orders, reinstatement orders, replacement managers, terminations, and revocations; discussion on automobile alarm installers; discussion on name change of enforcement division, programs, policies, and priorities; policy discussion on branch officers and on U.S. citizenship requirements for licensure; testimony by Dan Lawson concerning the training program; testimony by Herb Kelpen concerning temporary training and commissioning programs; testimony by Earl Wade concerning an industry request for attorney general opinion; the director's report on operations; and an executive session for the purpose of discussion on personnel and budget.

Additional information may be obtained from Clema D. Sanders, P.O. Box 13509, Capitol Station, Austin, Texas 78711, telephone (512) 475-3944.

Filed: July 21, 1976, 4:35 p.m.

Doc. No. 763908

Texas State Board of Public Accountancy

Meeting

A meeting of the Texas State Board of Public Accountancy will be held Monday through Wednesday, August 2-4, 1976, 9 a.m. each day, at 940 American Bank Tower, 221 West 6th Street, Austin. The subjects of the meeting on August 2 will include approval of applications for the CPA certificate by the board or by ratification; review of May 1976 CPA examination papers and results; consideration of CPA examination performance critique, procedures, and agreements; security procedures for issuing the CPA certificate; and reciprocity with foreign countries. The subjects of the meeting on August 3 and 4 will include approval of applications by ratification; hearing; financial reports; salaries; fees for the ensuing year; and names and designations under which public accounting corporations may be registered. The board will review its prior rules on telephone directory listings and hear a committee report on its interpretation of Rule 6 of the Rules of Professional Conduct as it relates to encroachment and proposals for accounting services. The complete agenda is posted in the East Wing of the State Capitol.

Additional information may be obtained from Pauline Thomas, 940 American Bank Tower, 221 West 6th Street, Austin, Texas 78701, telephone (512) 475-6971.

Filed: July 23, 1976, 8:03 a.m.

Doc. No. 763920

Texas Department of Public Safety

Meeting

A meeting of the State Disaster Emergency Services Council of the Department of Public Safety was held on Thursday, July 29, 1976, 10 a.m., at 5805 North Lamar Boulevard, Austin, to consider crisis relocation planning; state response planning for fixed nuclear facilities; and state disaster planning.

Additional information may be obtained from M. P. Bowden, P.O. Box 4087, Austin, Texas 78773, telephone (512) 452-0331.

Filed: July 21, 1976, 10:44 a.m.

Doc. No. 763891

Public Utility Commission of Texas

Hearing

A hearing by the Public Utility Commission of Texas will be held on Tuesday, August 3, 1976, 9 a.m., in Suite 450N, 7800 Shoal Creek Boulevard, Austin. The commission will consider applications of communications companies concerning the counties of Bastrop, Bell, Bosque, Brazos, Burleson, Burnet, Caldwell, Coryell, Falls, Hamilton, Hays, Hill, Lampasas, Limestone, McLennan, Milam, Robertson, Travis, and Williamson.

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

Filed: July 21, 1976, 4:06 p.m.

Doc. No. 763907

State Department of Public Welfare

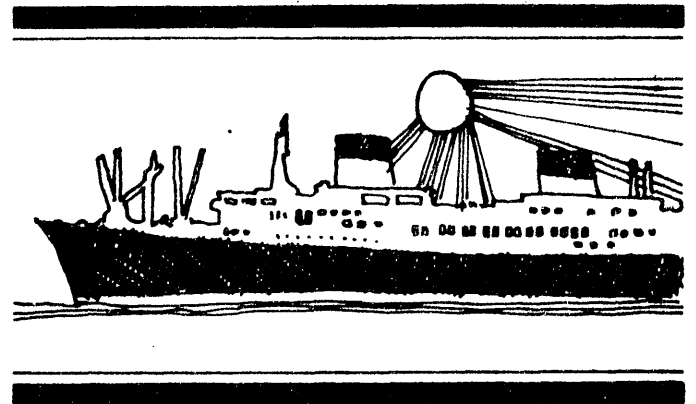
Meeting

A meeting of the Social Services Advisory Committee of the State Department of Public Welfare was held on Wednesday, July 28, 1976, 9:30 a.m., in Room 411, John H. Reagan Building, Austin. In addition to routine committee business, presentations will be made about day care, the Generation Connection project, a budget overview, and Title XX.

Additional information may be obtained from Lucy Hestir, John H. Reagan Building, Austin, Texas 78701, telephone (512) 475-3027.

Filed: July 20, 1976, 11:56 a.m.

Doc. No. 763876



Railroad Commission of Texas

Meeting

A meeting of the Transportation Division of the Railroad Commission of Texas will be held on Monday, August 2, 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; uncontested railroad applications; reinstatements; I.C.C. authority; exempt commodity authority; bus schedule changes; and miscellaneous items. 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) 475-3208.

Filed: July 23, 1976, 1:53 p.m.

Doc. No. 763952

Meeting Rescheduled

A meeting of the Transportation Division of the Railroad Commission of Texas will be held on Monday, August 2, 1976, 9 a.m., in the E. O. Thompson Building, 10th and Colorado Streets, Austin. The meeting will consider an agenda posted by the Transportation Division for consideration at the conference on July 26, 1976. The July 26, 1976, conference will not be held as scheduled because a quorum of commissioners would not be available.

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

Filed: July 23, 1976, 1:55 p.m.

Doc. No. 763954

Meeting Rescheduled

A meeting of the Oil and Gas Division of the Railroad Commission of Texas will be held on Monday, August 2, 1976, 9 a.m., in the E. O. Thompson Building, 10th and Colorado Streets, Austin. The commissioners were to meet in conference on July 26, 1976, but because a quorum of commissioners would not have been available, the commissioner's conference was rescheduled.

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

Filed: July 23, 1976, 1:54 p.m.

Doc. No. 763953

Meeting

A meeting of the Oil and Gas Division of the Railroad Commission of Texas will be held on Monday, August 9, 1976, 9 a.m., in the E. O. Thompson Building, 10th and Colorado Streets, Austin, to consider 19 hearing applications and 55 administrative applications. 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: July 23, 1976, 1:54 p.m.

Doc. No. 763955

School Land Board

Meeting

A meeting of the School Land Board of the State of Texas will be held on Tuesday, August 3, 1976, 10 a.m., in Room 831, 1700 North Congress, Austin, to discuss pooling agreements; three good faith claimant applications; coastal public lands-- eight easement applications, one franchise agreement, four permit applications, two permit alteration requests, and 14 permit renewals; consideration and approval of nominations, procedures, conditions, and terms for the October 5, 1976, oil and gas lease sale.

Additional information may be obtained from H. E. White, 1700 North Congress, Austin, Texas 78701, telephone (512) 475-6491.

Filed: July 26, 1976, 11:57 a.m.

Doc. No. 763971

State Seed and Plant Board Meeting

A meeting of the State Seed and Plant Board was held on Thursday, July 29, 1976, 10 a.m., in Room 1046, Stephen F. Austin Building, 17th and Congress, Austin,

to consider all items of business pertaining to seed and plant certification requiring board action. The complete agenda is posted in the East Wing of the State Capitol.

Additional information may be obtained from Don Ator, P.O. Box 12847, Capitol Station, Austin, Texas 78711, telephone (512) 475-2038.

Filed: July 21, 1976, 2:24 p.m.

Doc. No. 763903

Stephen F. Austin State University

Meeting

A meeting of the Board of Regents of Stephen F. Austin State University will be held on Saturday, July 31, 1976, 10 a.m., at the Henderson Clay Products Lodge, Huxley Bay, to consider the election of faculty and staff; to approve curriculum changes; to authorize repairs to residence halls; and to approve 1978-79 biennium legislative appropriation request and budget adjustments.

Additional information may be obtained from Dr. William R. Johnson, Box 6078, SFA Station, Nacogdoches, Texas 75961, telephone (713) 569-2201.

Filed: July 21, 1976, 10:45 a.m.

Doc. No. 763894

Teacher Retirement System of Texas

Meeting

A meeting of the Board of Trustees of the Teacher Retirement System of Texas will be held on Friday, August 13, 1976, 10 a.m., in the 4th floor board room, 1001 Trinity, Austin. The agenda includes consideration of the budget for the fiscal year ending August 31, 1977, and estimate of money necessary to match member deposits for 1976-77; transfer of funds from interest account to expense account; consideration of actuarial tables; and consideration of expiring medical board term.

Additional information may be obtained from Shari Cooper, 1001 Trinity, Austin, Texas 78701, telephone (512) 477-9711, extension 201.

Filed: July 20, 1976, 11:26 a.m.

Doc. No. 763871

Texas A&I University System

Meeting

A meeting of the Committee on Physical Plant, Facilities, and New Construction of the Board of Directors, Texas A&I University System was held on Thursday, July 29, 1976, 10 a.m., in Conference Room 1, Student Center, 6300 Ocean Drive, Corpus Christi, to review bids on construction projects for both Texas A&I University in Kingsville and in Corpus Christi and to award contracts.

Additional information may be obtained from William C. English, Texas A&I University System, Kingsville, Texas 78363, telephone (512) 595-2208.

Filed: July 21 1976, 10:45 a.m.

Doc. No. 763895

Meeting

A workshop/meeting of the Board of Directors of the Texas A&I University System was held on Thursday, July 29, 1976, 10:30 a.m., in Conference Room 1, Student Center, 6300 Ocean Drive, Texas A&I University at Corpus Christi, Corpus Christi, to discuss the role, scope, and future plans for Texas A&I University System.

Additional information may be obtained from William C. English, Texas A&I University System, Kingsville, Texas 78363, telephone (512) 595-2208.

Filed: July 26, 1976, 11:16 a.m.

Doc. No. 763970

Texas A&M University System

Meeting

A meeting of the Executive Committee of the Board of Regents of the Texas A&M University System was held on Monday, July 26, 1976, 10 a.m., at the MSC Annex, Texas A&M University, College Station, to consider such personnel matters as appointments, assignments, promotions, and compensation as set forth in the bylaws of the board of regents, and such other items on the agenda of the board of regents as were not considered by other committees.

Additional information may be obtained from Robert G. Cherry, Office of the President, Texas A&M University, College Station, Texas 77843, telephone (713) 845-4334.

Filed: July 20, 1976, 11:27 a.m.

Doc. No. 763875

Meeting

A meeting of the Planning and Building Committee of the Board of Regents of the Texas A&M University System was held on Monday, July 26, 1976, 2 p.m., at the MSC Annex, Texas A&M University, College Station, to consider all items on the agenda of the meeting of the board of regents which relate to planning and construction in the Texas A&M University System.

Additional information may be obtained from Robert G. Cherry, Office of the President, Texas A&M University, College Station, Texas 77843, telephone (713) 845-4334.

Filed: July 20, 1976, 11:27 a.m.

Doc. No. 763874

Meeting

A meeting of the Committee for Service Units of the Board of Regents of the Texas A&M University System was held on Monday, July 26, 1976, 4 p.m., at the MSC Annex, Texas A&M University, College Station, to consider all items on the agenda of the meeting of the board of regents which relate to the service units of the Texas A&M University System.

Additional information may be obtained from Robert G. Cherry, Office of the President, Texas A&M University, College Station, Texas 77843, telephone (713) 845-4334.

Filed: July 20, 1976, 11:27 a.m.

Doc. No. 763873

Meeting

A meeting of the Board of Regents of the Texas A&M University System was held on Tuesday, July 27, 1976, 8:30 a.m., at the MSC Annex, Texas A&M University,

College Station. The agenda was to include consideration of the sale of surplus and obsolete property; contracts necessary to the operations of the various parts of the Texas A&M University System for construction, services, and materials; employment of new personnel, terminations, promotions, reassignments and changes of duties, leaves of absence, transfers and other personnel matters; plans for new buildings, existing buildings, and grounds; actions regarding the budgets and accounts and other business and financial affairs for the various parts of the system; degree plans, academic programs and other academic matters for the various parts of the system; the purchase or sale of real estate that is determined to be in the public interest and mineral leases and the forfeiture of mineral leases; matters relating to insurance; the acceptance of gifts, grants-in-aid, loans, scholarships, fellowships and awards; patent agreements with employees of any part of the system; changes in policies affecting faculty, staff, and students as may be deemed in the public interest. The complete agenda is posted in the East Wing of the State Capitol.

Additional information may be obtained from Robert G. Cherry, Office of the President, Texas A&M University, College Station, Texas 77843, telephone (713) 845-4334.

Filed: July 20, 1976, 11:27 a.m.

Doc. No. 763872

Texas Water Development Board

Emergency Addition to Agenda

An emergency addition was made to the agenda of a meeting of the Texas Water Development Board held on Tuesday, July 20, 1976, 9 a.m., in Room 118, Stephen F. Austin Building, 1700 North Congress, Austin. The addition included consideration of a proposed rescission agreement between the Texas Water Development Board and the United States, under the terms of which United States Government Contract DACW29-68-A-0102, relating to the construction of and other matters involved in the Cooper Dam and Reservoir Project, would be canceled and rescinded.

Additional information may be obtained from James M. Rose, P.O. Box 13087, Capitol Station, Austin, Texas 78711, telephone (512) 475-3187.

Filed: July 19, 1976, 4:52 p.m.

Doc. No. 763862

Texas Water Quality Board

Hearing

A hearing by the Hearings Division of the Texas Water Quality Board will be held on Saturday, August 14, 1976, 10 a.m., at the Possum Kingdom Lions Club Community Center, one-half mile south of Park Road 36 next to Possum Kingdom Air Strip, Palo Pinto County. The division will discuss proposed regulations regarding the use and installation of private sewage facilities, including septic tanks, in the area surrounding and adjacent to Lake Possum Kingdom in Stephens, Young, Jack, and Palo Pinto Counties.

Additional information may be obtained from Joe O'Neal, P.O. Box 13246, Capitol Station, Austin, Texas 78711, telephone (512) 475-7851.

Filed: July 23, 1976, 1:19 p.m.

Doc. No. 763956

Hearings

The Hearings Division of the Texas Water Quality Board will meet at the following times and locations to consider the listed permit applications. The name and telephone number of the person to contact for further information is also listed with each hearing. Notices for these hearings were posted pursuant to the Open Meetings Act. The complete agendas are posted in the East Wing of the State Capitol.

Friday, August 20, 1976, 10 a.m.

Council Chamber, City Hall
500 East San Antonio
El Paso

Phillip Paine (512) 475-7845

Permit applications by El Paso Acid Corporation, El Paso; Tornillo Feed Yards, Tornillo; application for amendment to Permit 00516 by Fabens Delinting Plant, Fabens.

Friday, August 20, 1976, 1 p.m.

Houston-Galveston Area Council Conference Room
3701 West Alabama
Houston

Sam Jackson (512) 475-6658

Permit applications by Houston Belt & Terminal Railway Company (Milby Street Yard), Houston; Labcco, Inc., Houston.

Tuesday, August 31, 1976, 10 a.m.

Houston-Galveston Area Council Conference Room
3701 West Alabama
Houston

Larry Soward (512) 475-7856

Permit applications by Anheuser-Busch, Inc., Houston; Harris County Municipal Utility District No. 105 (Bear Creek Sewage Treatment Plant, Settlers Village Sub-division), Houston; Landel, Inc., Houston; Pyramid Derrick & Equipment Corporation, Houston; Highland Hollow Municipal Utility District, Houston; Texas Industries, Inc. (Aldine-Bender Plant No. 11 and South Plant No. 12), Houston; application for amendment to Permit 01181 by Southern Pacific Transportation Company (Hardy Street Shop), Houston.

Wednesday, September 1, 1976, 10 a.m.

Council and Courts Building
Main and Freeman Streets
Duncanville

Sam Jackson (512) 475-6658

Permit applications by Howmet Aluminum Corporation, Terrell; applications for amendment to Permit 10611 by the City of Keene, and to Permit 10606 by the City of Savoy.

Thursday, September 2, 1976, 10 a.m.

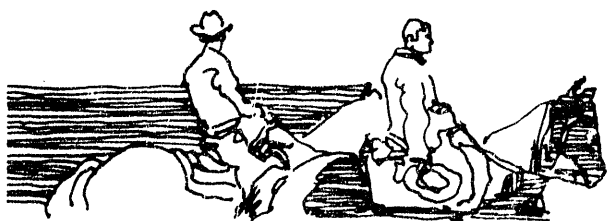
Council Chamber, City Hall
212 North Bonner
Tyler

Patsy Viccinelli (512) 475-7861

Permit applications by the City of Bullard; Texas Utilities Generating Company (Forest Grove Steam Electric Station), Dallas; application for amendment to Permit 00340 by Morton Salt Company, Grand Saline.

Additional information may be obtained from the Hearings Division, Texas Water Quality Board, P.O. Box 13246, Capitol Station, Austin, Texas 78711.

Doc. No. 763946



Texas Water Rights Commission

Meeting

A meeting of the Texas Water Rights Commission will be held on Monday, August 2, 1976, 10 a.m., at the Stephen F. Austin Building, 1700 North Congress, Austin, to consider water district matters: application for approval of bonds for Sagemeadow Utility District of Harris County in the amount of \$1,205,000, for Harris County Utility District No. 4 in the amount of \$710,000, and for Harris County Water Control and Improvement District No. 71 in the amount of \$4,400,000; application by Bell County Water Control and Improvement District No. 1 for the release of \$590,000 in escrowed funds; application by Dallas County Municipal Utility District No. 1 for approval of plans and specifications; and the setting of a hearing date on a petition for the creation of Harris County Municipal Utility District No. 46; setting of hearing dates on applications for permits for Stagecoach Inn Properties, Inc. (Brazos River Basin-- Bell County), Gore's Incorporated (Indian Creek, Brazos River Basin-- Comanche County), Onion Creek Club, Inc. (Colorado River Basin-- Travis County), and application to amend Permit 1792 by the Sabine River Authority; application by Texas Eastern University for approval of final plans and specifications under Permit 3285; an application by the City of White Oak to amend Contractual Permit 33, and an application by Mitchell Development Corporation of the Southwest for a contractual permit based on a contract with the Trinity 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 July 23, 1976, 9:53 a.m.

Doc. No. 763925

Hearing

A hearing by the Texas Water Rights Commission will be held on Monday, August 2, 1976, 10 a.m., in the Stephen F. Austin Building, 1700 North Congress, Austin. The commission will consider 17 temporary applications. 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: July 20, 1976, 3:38 p.m.

Doc. No. 763878

Hearing

A hearing by the Texas Water Rights Commission will be held Monday through Friday, August 2-6, 1976, 1 p.m. on August 2, 1976, at the San Saba Courthouse, San Saba, to discuss the middle Colorado segment of the Colorado River Basin. 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: July 20, 1976, 3:38 p.m.

Doc. No. 763879

Hearing

A hearing by the Texas Water Rights Commission will be held Monday through Wednesday, August 16-18, 1976, beginning at 1 p.m. on August 16, 1976, at the San Saba Courthouse, San Saba, to consider the Middle Colorado segment of the Colorado River Basin. 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: July 20, 1976, 3:38 p.m.

Doc. No. 763880

Meeting Rescheduled

A meeting of the Texas Water Rights Commission will be held on Thursday, August 26, 1976, 10 a.m., in the Stephen F. Austin Building, 1700 North Congress, Austin. The hearing concerns Vernon Calhoun, Application 3623, which was erroneously submitted as having the hearing date as September 1, 1976.

Additional information may be obtained from Mary Ann Hefner, P.O. Box 13207, Austin, Texas 78711, telephone (512) 475-5784.

Filed: July 23, 1976, 3:14 p.m.

Doc. No. 763950

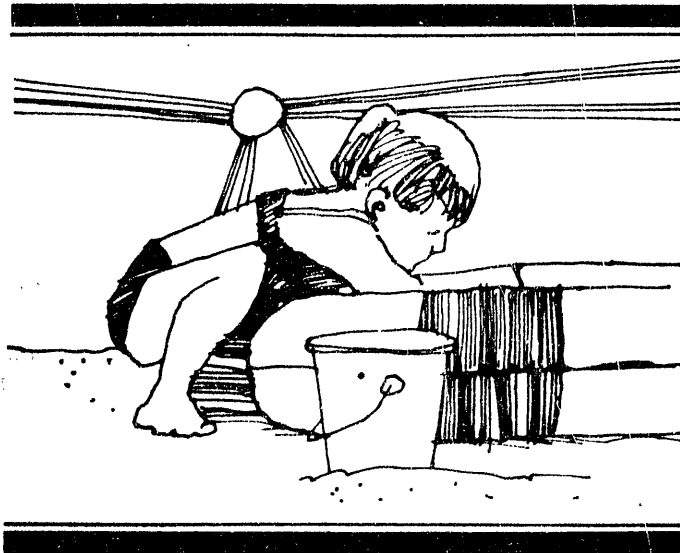
Meeting

A meeting of the Texas Water Rights Commission will be held on Friday, September 10, 1976, 10 a.m., at the Stephen F. Austin Building, 1700 North Congress, Austin, to consider Application 3633 by the City of Dallas. 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: July 23, 1976, 9:54 a.m.

Doc. No. 763926



Meeting

A meeting of the Texas Water Rights Commission will be held on Tuesday, September 14, 1976, 10 a.m., at the Stephen F. Austin Building, 1700 North Congress, Austin, to consider Application 3631 by the City of Corpus Christi and the 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: July 23, 1976, 9:54 a.m.

Doc. No. 763927

Hearings

Hearings by the Texas Water Rights Commission will be held on Thursday, September 16, 1976, 10 a.m., in the Stephen F. Austin Building, 1700 North Congress, Austin. The commission will consider conversion of Harris County Fresh Water Supply District No. 58 into a municipal utility district and the petition for the organization of East Montgomery County Municipal Utility District No. 2.

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

Filed: July 21, 1976, 3:23 p.m.

Doc. No. 763905 and 763906

Hearing

A hearing by the Texas Water Rights Commission will be held on Tuesday, September 21, 1976, 10 a.m., at the Stephen F. Austin Building, 1700 North Congress, Austin, to consider Application 3634 by Frank H. Carroll, Trustee.

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

Filed: July 23, 1976, 9:52 a.m.

Doc. No. 763928

Meeting

A meeting of the Texas Water Rights Commission will be held on Wednesday, September 22, 1976, 10 a.m., at the Stephen F. Austin Building, 1700 North Congress, Austin, to consider oral arguments concerning contests to the preliminary determination of water rights and exceptions to examiner's proposals for final determination in the Upper Guadalupe Segment of the Guadalupe River Basin.

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

Filed: July 26, 1976, 9:49 a.m.

Doc. No. 763965

Hearing

A hearing by the Texas Water Rights Commission will be held on Tuesday, September 21, 1976, 10 a.m., at the Stephen F. Austin Building, 1700 North Congress, Austin, to consider Application 3632 by Lloyd L. Davis. 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: July 23, 1976, 9:54 a.m.

Doc. No. 763929

Hearing

A hearing by the Texas Water Rights Commission will be held on Friday, September 24, 1976, 10 a.m., at the Stephen F. Austin Building, 1700 North Congress, Austin, to consider Application 3602 by G. M. Becker, Houston. 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: July 20, 1976, 3:38 p.m.

Doc. No. 763881

Hearing

A hearing by the Texas Water Rights Commission will be held on Tuesday, October 19, 1976, 9 a.m., in the Grand Jury Room, District Court Building, Bastrop, to discuss the Middle Colorado segment and Lower Colorado River segment of the Colorado River Basin. 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: July 20, 1976, 3:39 p.m.

Doc. No. 763882

Quasi-State Agencies

Meetings Filed July 19, 1976

The Amarillo MHMR Regional Center, Board of Trustees, met at 7201 Evans Street, Amarillo, on July

22, 1976, at 12:30 p.m. Further information may be obtained from Clark E. Wooldridge, P.O. Box 3250, Amarillo, Texas 79106, telephone (806) 353-7235.

The Trinity River Authority of Texas, Board of Directors, met in the Republic National Bank Board Room, third floor, Republic National Tower, Dallas, on July 28, 1976, at 10:30 a.m. Further information may be obtained from William J. Philbin, P.O. Box 5768, Arlington, Texas 76011, telephone (817) 461-3151.

The Austin-Travis County MH/MR Center, Board of Trustees, met at 1430 Collier Street, Austin, on July 22, 1976, at 5:30 p.m. Further information may be obtained from John W. Weimer, 1430 Collier, Austin, Texas 78704, telephone (512) 447-4141.

Doc. No. 763861

Meetings Filed July 20, 1976

The Houston-Galveston Area Council, Areawide Planning Advisory Committee, met at 3701 West Alabama, Houston, on July 27, 1976, at 7:30 p.m. Further information may be obtained from David R. Johnson, P.O. Box 22777, Houston, Texas 77027, telephone (713) 627-3200.

The Middle Rio Grande Development Council, Criminal Justice Advisory Committee, met on the 2nd floor of the courthouse, Rocksprings, on July 27, 1976, at 3 p.m. Further information may be obtained from Dee Dee Schueler, P.O. Box 1461, Del Rio, Texas 78840, telephone (512) 775-1581.

The Neches River Conservation District, Board of Directors, met at the Angelina Hotel, Lufkin, on July 21, 1976, at 11 a.m. Further information may be obtained from William A. Elmore, P.O. Box 387, Lufkin, Texas 75901, telephone (713) 632-7795.

The North Plains Water Conservation District, Board of Directors, will meet at the District Office, 702 East 1st, Dumas, on August 2, 1976, at 10 a.m. Further information may be obtained from J. W. Buchanan, 702 East 1st, Dumas, Texas 79029, telephone (806) 935-6401.

The Texas Wheat Producers Board will meet in the conference room, Quality Inn, 2915 IH 40 East, Amarillo, on August 3, 1976, at 8 a.m. Further information may be obtained from Bill Nelson, Suite 600, Bank of the Southwest, Amarillo, Texas 79109, telephone (806) 352-2191.

Doc. No. 763863

Meetings Filed July 21, 1976

The Middle Rio Grande Development Council, Project Review Committee, met at City Council Chambers, City Hall, Uvalde, on July 28, 1976, at 3 p.m. Further information may be obtained from Elia G. Santos, Box 1461, Del Rio, Texas 78840, telephone (512) 775-1581.

The Middle Rio Grande Development Council, Regional Advisory Committee on Aging and Ad Hoc Committee, met at the 2nd floor, Public Library, Main and Monroe, Eagle Pass, on July 29, 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 Trinity River Authority of Texas, Board of Directors, met at the Republic National Bank Board Room, 3rd floor, Republic National Bank Tower, Dallas, on July 28, 1976, at 10:30 a.m. Further information may be obtained from William J. Philbin, P.O. Box 5768, Arlington, Texas 76011, telephone (817) 461-3151.

The West Central Texas Council of Governments, Executive Committee, met at the Jamaica Inn, 3161 South 23rd, Abilene, on July 28, 1976, at noon. Further information may be obtained from Bob Allen III, P.O. Box 3195, Abilene, Texas 79604, telephone (915) 672-8544.

Doc. No. 763896

Meetings Filed July 22, 1976

The Golden Crescent Council of Governments met in the La Salle Room of the Victoria Bank and Trust, 120 South Main, Victoria, on July 27, 1976, at 5 p.m. Further information may be obtained from Robert W. Burr, P.O. Box 2028, Victoria, Texas 77901, telephone (512) 578-1587.

The Middle Rio Grande Development Council, Criminal Justice Advisory Committee, met on the second floor of the courthouse in Rocksprings, on July 27, 1976, at 2 p.m. Further information may be obtained from Dee Dee Schucler, P.O. Box 1461, Del Rio, Texas 78840, telephone (512) 775-1581.

The Middle Rio Grande Development Council, Project Review Committee, met on the second floor of the county courthouse in Rocksprings, on July 27, 1976, at 3 p.m. Further information may be obtained from Elia G. Santos, P.O. Box 1461, Del Rio, Texas 78840, telephone (512) 775-1581.

The Central Texas MH/MR Center, Board of Trustees, met in the board room, 400 Lakeway Drive, Brownwood, on July 27, 1976, at 4:30 p.m. Further information may be obtained from James H. Dudley, 500 Lakeway Drive, Brownwood, Texas 76801, telephone (915) 646-9574.

Doc. No. 763914

Meetings Filed July 23, 1976

The Austin Travis County MH/MR Center met at 1430 Collier Street, Austin, on July 26, 1976, at 7 p.m. Further information may be obtained from John W. Weimer, 1430 Collier, Austin, Texas 78704, telephone (512) 447-4141.

The North Texas Multi-Region Processing Center will meet at 400 East Spring Valley, Richardson, on August 5, 1976, at 10 a.m. Further information may be obtained from H. W. Goodgion, Box 1300, Richardson, Texas 75080.

The Sabine River Authority will meet at the Holiday Inn, Longview, on August 4, 1976, at 9 a.m. Further information may be obtained from John W. Simmons, P.O. Box 570, Orange, Texas 77630, telephone (713) 883-9334.

Doc. No. 763940.

Meetings Filed July 26, 1976

The Education Service Center Region XVIII, Board of Directors and Joint Committee, will meet at the Villa del Sol, Interstate 20, Odessa, on August 4, 1976, at 5:30 p.m. Further information may be obtained from J. W. Donaldson, P.O. Box 6020, Midland, Texas 79701, telephone (915) 563-2380.

The North Central Texas Council of Governments, Executive Board, met at 1201 North Watson Road, Arlington, on July 28, 1976, at 9:30 a.m. Further information may be obtained from William J. Pitstick, P.O. Drawer COG, Arlington, Texas 76011, telephone (817) 640-3300.

The South Texas Development Council, Board of Directors, will meet at the Jim Hogg County Community Center, Hebbronville, on August 6, 1976, at 10 a.m. Further information may be obtained from Amando Garza, Jr., P.O. Box 1365, Laredo, Texas 78040, telephone (512) 722-3995.

The Trinity River Authority of Texas, Board of Directors, will meet in the Republic National Bank Board Room, 3rd floor, Republic National Bank Tower, Dallas, on July 28, 1976, at 10:30 a.m. Further information may be obtained from William J. Philbin, P.O. Box 5768, Arlington, Texas 76011, telephone (817) 461-3151.

Doc. No. 763969

Texas Health Facilities Commission

Certificate of Need Hearings

August, 1976

The following applications for certificates of need will be considered in the offices of the Texas Health Facilities Commission, Suite 450, One Highland Center, Austin.

Texas Home Health, Inc., 580 North 6th Street, Silsbee, Texas 77656 (AS76-0514-005), is scheduled to appear at a hearing at 10 a.m., August 2, 1976, to petition for a certificate of need to open a branch office in Livingston, out of the Cleveland subunit, to serve the counties of Polk, San Jacinto, Walker, Trinity, Tyler, Hardin, Liberty, and Houston. Branch office location previously identified as Cleveland in original "notice of hearing."

Shelby General Hospital, 114 Hurst, Center, Texas 75935 (AH76-0527-011), is scheduled to appear at a hearing at 9 a.m., August 3, 1976, to petition for a certificate of need to change present nursery to a two-bed cardiac unit; make nursery out of physical therapy; and close in unused portion of the building to make a physical therapy room.

Denton County Health Department, 221 North Elm Street, Denton, Texas 76201 (AS76-0528-011), is scheduled to appear at a hearing at 9:30 a.m., August 3, 1976, to petition for a certificate of need to establish a home health agency to provide health care on an intermittent basis to a patient in his own home. Denton County Home Health Services will serve Denton County only.

Del Oro Eye Hospital, North Stadium Drive at La Concha Lane, Houston, Texas (AH76-0423-001), is scheduled to appear at a hearing at 9 a.m., on August 4, 1976, to petition for a certificate of need to construct a 60-bed acute care hospital for the treatment of specialty cases involving diseases of eye, ear, nose, and throat.

City of Kilgore, P.O. Box 990, Kilgore, Texas 75662 (AH76-0518-001), is scheduled to appear at a hearing at 9:30 a.m., August 4, 1976, to petition for a certificate of need to upgrade Roy H. Laird Memorial Hospital to meet current codes, regulations, and techniques in medical care.

Mid-Texas Home Health Agency, Inc., Route 1, Box 1510, Waco, Texas 76710 (AS76-0405-019), originally scheduled to appear at a hearing at 1:30 p.m., July 1, 1976, has been rescheduled for 1:30 p.m., August 5, 1976, to petition for a certificate of need to establish a

home health agency to provide skilled nursing service to homebound patients in McLennan, Hill, Bosque, Coryell, Bell, Falls, Limestone, Navarro, Milam, Hamilton, Mills, and Lampasas Counties.

Issued in Austin, Texas, on July 23, 1976.

Doc. No. 763934 Michael R. Sharp
General Counsel
Texas Health Facilities
Commission

Filed: July 23, 1976, 11:45 a.m.

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

Texas Register Correction of Error

Rule 336.01.00.001 of the *Texas County and District Retirement System*, which appeared on page 1929 of the July 13, 1976, (Volume 1, Number 54) issue of the *Texas Register*, made reference to the Board of Trustees of the Texas Municipal Retirement System. That reference should have been to Board of Trustees of the Texas County and District Retirement System.

Texas Water Quality Board

Proposal Request

The staff of the Texas Water Quality Board is currently seeking a technical proposal to evaluate the impact of nonpoint sources from managed and unmanaged forest areas in East Texas.

The study is expected to begin this summer and last approximately 15 months. Proposals are required by August 10, 1976, and selection of the contractor will occur after that date.

Inquiries concerning this proposal can be made by contacting Tom Remaley, P.O. Box 13246, Capitol Station, Austin, Texas 78711, telephone (512) 475-6571.

Issued in Austin, Texas, on July 19, 1976.

Doc. No. 763883 William E. Berger
Staff Assistant
Texas Water Quality Board

Filed: July 21, 1976, 9:55 a.m.

For further information, please call (512) 475-6571.