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TEXAS REGISTER

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TEXAS DOCUMENTS

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Procedural rules adopted by the Texas Water Rights Commission



Office of the Secretary of State

NOTES ON THE ISSUE

The State Department of Public Welfare is proposing amendments to its rules concerning non-public assistance food stamps. The amendments are intended to clarify existing application procedures and to specify the time within which eligibility decisions must be made by DPW staff.

In other action, DPW has adopted amendments to its rules outlining income and benefits to be disregarded in determining eligibility for the Aid to Families with Dependent Children Program.

The Comptroller of Public Accounts has adopted a state sales tax rule regarding tax-exempt organizations. The rule includes definitions of exempt organizations and procedures for obtaining exempt status. Also adopted is a rule pertaining to the rental and lease of taxable items in the state.

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

Artwork Gary Thornton

TEXAS REGISTER

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Requests for Opinions

Summary of Request for Opinion RQ-1468

Request sent to Attorney General's Opinion Committee by Ben Bynum, Chairman, House Committee on Insurance, House of Representatives, Austin.

Summary of Request: Is Article 3.70-1, Insurance Code, which provides for simplification of insurance policies, constitutional?

Filed: September 20, 1976, 4:50 p.m.
Doc. No. 764903

Summary of Request for Opinion RQ-1469

Request for opinion sent to Attorney General's Opinion Committee by Dorman H. Winfrey, Director and Librarian, Texas State Library, Austin.

Summary of Request:

(1) What, if any, records cannot be transferred to a regional historical resource depository pursuant to Article 5442b, Vernon's Texas Civil Statutes?

(2) What obligation does a regional depository have to return records to a court for use of a private attorney?

Filed: September 20, 1976, 4:50 p.m.
Doc. No. 764904

Summary of Request for Opinion RQ-1470

Request for opinion sent to Attorney General's Opinion Committee by Kenneth Ashworth, Coordinating Board, Texas College and University System, Austin.

Summary of Request: Are the regulations promulgated by the Texas Education Agency pursuant to Section 11.13, Texas Education Code, applicable to grievance proceedings before junior college boards?

Filed: September 17, 1976, 4:50 p.m.
Doc. No. 764905

Summary of Request for Opinion RQ-1471

Request for opinion sent to Attorney General's Opinion Committee by Barry Read, Executive Secretary, Texas State Board of Examiners of Psychologists, Austin.

Summary of Request: Are persons who have contracted to supply psychological services on a consulting basis for a public school district included within the exemption provided for under Section 22(a)(2) of the Psychologists' Certification and Licensing Act, Article 4512c, Vernon's Texas Civil Statutes?

Issued in Austin, Texas on September 16, 1976.

Doc. No. 764906 C. Robert Heath
Opinion Committee Chairman
Attorney General's Office

Filed: September 17, 1976, 4:50 p.m.

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

Opinions

Summary of Opinion H-878

Request for opinion sent to the Attorney General's Opinion Committee by L. J. Lacina, Jr., County Attorney, Washington County, concerning whether an MH/MR state school is entitled to a distribution of the available school fund or the county permanent school fund.

Summary of Request: The Brenham State School is not a public free school in the constitutional sense and is therefore not entitled to a share and distribution of the state available, county available, or county permanent school funds. The district may temporarily invest the distribution of the county permanent school fund pending its use for the constitutionally permitted purpose; however, the interest earned must also be used only for the reduction of bonded indebtedness or construction of permanent improvements under Section 6b, Article 7 of the Texas Constitution.

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

Doc. No. 764956 C. Robert Heath
Opinion Committee Chairman
Attorney General's Office

Filed: September 22, 1976, 9:50 a.m.

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

Open Records Decisions

Summary of Open Records

Decision 143

Request for decision by Alex Bickley, City Attorney for Dallas, concerning availability under the Open Records Act of police department information regarding cost, type, and use of electronic eavesdropping equipment.

Summary of Decision: Information which is subject of protective order is excepted from public disclosure by Section 3(a)(7).

Police department information concerning grant for electronic eavesdropping equipment and training of personnel in its use is public, but law enforcement records exception, Section 3(a)(8), excepts portions of information which would identify undercover agents, or describe equipment and its use in such detail as to compromise specific capabilities, operations, techniques, or procedures.

The act does not close information normally public and only indirectly related to litigation. Claimed applicability of litigation exception, Section 3(a)(3), is not sufficiently specific to support determination that it applies in this case.

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

Doc. No. 764946 C. Robert Heath
Opinion Committee Chairman
Attorney General's Office

Filed: September 21, 1976, 10 50 a.m

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

PROPOSED RULES

2666

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.

Texas State Board of Pharmacy

Regulations on Reciprocity

Reciprocity for Foreign Applicants

393.04

The Texas State Board of Pharmacy is proposing Rule 393.04.00.005 for the purpose of making its rules on reciprocity more complete. The existing rules do not specify a visa requirement for foreign applicants, and such a requirement is believed to be necessary.

Public comment on Proposed Rule 393.04.00.005 is invited. Persons should submit their comments in writing to J. H. Arnette, Executive Secretary, Texas State Board of Pharmacy, Southwest Tower, Suite 916, 211 East 7th Street, Austin, Texas 78701.

The following rule is promulgated under the authority of Article 4542a, Revised Texas Civil Statutes.

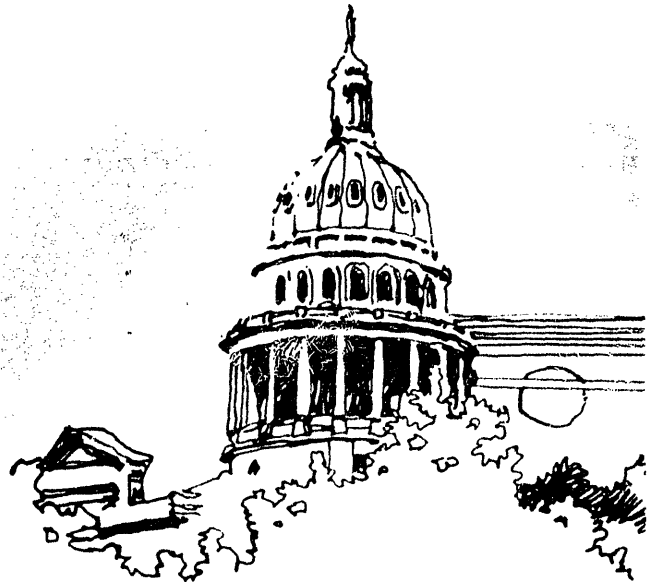
.005. *Reciprocity for Foreign Applicants.* Foreign reciprocity applicants must have an immigrant visa.

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

Doc. No. 764959 J. H. Arnette
Executive Secretary
Texas State Board
of Pharmacy

Proposed Date of Adoption: October 28, 1976

For further information, please call (512) 478-9827.



State Department of Public Welfare

Food Stamps

Non-PA Application 326.15.25

The Department of Public Welfare proposes to amend its rules about the application process in the Food Stamp Program. These amendments are intended to clarify existing application procedures and to emphasize that applicants may return the application form at any time they choose. The application process for non-public assistance (Non-PA) food stamps consists of a certification interview based on a client-completed, signed statement of facts. The statements on the application form are verified before a decision of eligibility is made.

The proposed amendments clarify that clients may pick up the application forms in person or have the forms mailed to them. Also clients may return the form to the food stamp office in person or by mail, before or at the interview. Appointments for interviews may be made in person, by telephone, or by mail before or after the client returns an application. Interviews should be scheduled to avoid interruption of benefits for households requiring recertification or review, and not more than seven days after an application form has been returned to the food stamp office.

The United States Department of Agriculture (USDA) requires decisions on applications within 30 days of receipt of the completed application. Allowing the client to return the form at any time may help reduce the waiting period for an eligibility decision.

Written comments are invited and may be sent to Susan Johnson, Administrator, Systems and Procedures Bureau-- 484, Department of Public Welfare, John H. Reagan Building, Austin, Texas 78701, within 30 days of the publication of this *Register*.

These amendments are proposed under the authority of Article 695c, Texas Civil Statutes.

.001. Non-PA Application Process.

(a) The Non-PA application process consists of a certification interview built around a client-completed, signed statement of facts supported by verification, and the good judgment of the caseworker. ***This process must conclude*** [which concludes] with a firm decision that the applicant is or is not eligible for food stamps.

(b) ***The application/appointment process is intended to provide for prompt eligibility determinations for all applicants.***

.002. Non-PA Application Form.

(a) All applicants must be provided an application form at the time they request to participate in the program. ***The applicant may choose to pick up the application form in person or have it mailed to him. The application form may be submitted by mail or in person, before or at the time of the certification interview. Whether the application form is returned or not, and when it is returned, is strictly up to the applicant.***

(b) The application form may be filled out by the applicant or by anyone he/she chooses. [but] It must be signed and should be dated by the head of the household or spouse and co-signed by the household's authorized representative when the authorized representative completes the form and applies on behalf of the household. All questions on the application form must be answered in accordance with the form's instructions.

(c) [The application may be completed in the office or may be submitted by mail.] Although the application form is designed to be client-oriented, the worker should assist the applicant in completing the form if requested to do so. ***When*** [In the event] the worker must write on the application form for the client, entries must be initialed by the worker and applicant. [and] The case record ***must be*** documented to explain the circumstances which made it impossible for the applicant to complete ***the*** [his] form.

(d) ***Upon receipt of the completed application form, certification staff must make the eligibility decision within 30 days.***

.003. Non-PA Interview.

(a) [It is necessary that] All Non-PA households ***must*** be interviewed [including those whose applications are submitted by mail]. ***Appointments for interviews may be made in person, by telephone, or by mail, and they may be made before or after returning the application. The interview should be scheduled for not later than seven days after the application has been returned. If the application is for a recertification, the appointment should be scheduled to avoid interruption in benefits.***

(b) The head of the household, the spouse, or the authorized representative will be interviewed ***in person*** by a Non-PA certification worker. [Who] ***The worker*** reviews the application with the applicant to determine that it is filled out completely and that no inconsistencies exist.

(c)[(b)] The interview is an official and confidential discussion of household circumstances with the applicant. It is intended to furnish the applicant with program information and the worker with facts needed to make a firm and reasonable eligibility decision. The applicant should be made to feel at ease during the interview, and in all instances the household's right to privacy must be respected. The scope of the interview may not extend beyond the examination of household circumstances which directly relate to the determination of household eligibility and basis of issuance. During the interview, the worker should be sure that the applicant understands each step of the certification process, the reason for asking certain questions, the confidentiality of information, the department's responsibility to make fair and impartial decisions, the client's accountability, and obligations and program procedures.

Issued in Austin, Texas, on September 17, 1976.

Doc. No. 764892 Raymond W. Vowell
Commissioner
State Department of Public
Welfare

Proposed Date of Adoption: October 28, 1976

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

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.

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Comptroller of Public Accounts

Tax Administration

Sales Tax Division-- State Taxes 026.02.20.014

Under the authority of Article 20.11(A), Title 122A, Texas Civil Statutes, the Comptroller of Public Accounts has adopted Rule 026.02.20.014 to read as follows:

.014. Rental and Lease of Taxable Items. (20.01(H), 20.01(K), 20.04(N), and (Z)).* In this rule, the words "lease" and "rental" are used interchangeably; likewise, "lessor" means "rentor" and "lessee" means "rentee."

A "lease," for the purposes of this rule, is defined as a transaction whereby the possession of tangible personal property is transferred for a consideration.

(1) Equipment leased with and without an operator.

(a) Receipts from the lease of equipment without an operator are taxable.

(b) Equipment furnished with an operator for which the customer is charged separately for equipment and operator shall be presumed the lease of equipment and the separate furnishing of an operator, and the receipts from the separate charge for the equipment are taxable. If it is established that the separate

charge for the lease of equipment is substantially lower than the equipment's fair market rental value, sales tax will be assessed on the fair market rental value.

(c) Equipment furnished with an operator for which a single charge is made to the customer shall be presumed a charge for the performance of a service and no tax shall be charged the customer; however, sales tax will be assessed on the original purchase price of the equipment.

(d) The presumptions set forth above may be rebutted by the following criteria which establish a lease:

(i) The customer exercised direct control or supervision over the operator of the equipment; and

(ii) The intent of the agreement was to lease a piece of equipment and separately furnish an operator.

(e) If it is established that a lessor who made a single charge to customers did in fact make a lease of equipment, the tax will be due on the total charge reduced by the charge for the operator determined from the lessor's records. If the charge for the operator can not be determined from the lessor's records, the comptroller will make a determination of a reasonable operator charge.

(f) If it is established that a lessor who separated charges for equipment and operator nevertheless used the equipment to perform a service, sales tax will be assessed on the original purchase price of the equipment.

(g) Separately stated charges for transportation or delivery of the leased equipment to the customer are not taxable.

(2) A transaction in which a so-called "lease" is actually a security device or in which the customer is under contractual and/or economic compulsion to complete a purchase option, take title, or otherwise acquire ownership of the item, is deemed to be a sale and not a lease.

(3) Maintenance charges and service charges that are a mandatory part of a lease contract are a part of the lease, and the charges for such services may not be separated from the lease price for the purpose of reducing the tax. If the services are optional to the customer and the contract separates the lease price from the price for the services, the charges for such services are not subject to the tax.

(4) The lease of tangible personal property in Texas for use within the State of Texas is subject to the sales or use tax. Sales tax will apply to the total lease price when property is leased in Texas for a fixed term. Use tax will apply to the total lease price of a fixed term lease agreement made outside the state where a portion of the leased use is in Texas.

(5) Article 20.04(Z) provides an exemption from the sales and use tax for leasing or licensing of motion picture films of any kind to or by motion picture

theatres which are subject to the admissions tax imposed by Chapter 21, Title 122A. The admissions tax as applied to motion picture theatres has been declared unconstitutional; therefore, the sales and use tax applies to the rental, lease, and licensing of motion picture films of any kind to or by theatres, measured by the total amount charged for the use of films. This provision is retroactive.

The licensing or leasing of motion picture films of any kind to or by licensed television stations is exempt from the sales and use tax.

(6) The purchaser of tangible personal property which is to be held for lease within the United States of America, its territories and possessions, may issue a resale certificate in lieu of the sales tax at the time of purchase. However, if he subsequently uses the property in any manner other than the leasing of it or display or demonstration therefor, the purchase becomes liable at that point for use tax based on the original purchase price of the property.

(7) If a lessor sells an item to a person already holding the item under lease and agrees that all or a portion of the rental payments already made are to be credited against the purchase price, the lessor need not collect or pay any tax on the sales price to the extent that he previously has collected and paid tax on the rental payments.

(8) If a person purchases tangible personal property for the purpose of leasing it to another person, and if he later sells it by means of an occasional sale before he has collected and paid to the State of Texas as much tax on the rental charges as would have been due and payable to the state had he not purchased the property for the purpose of leasing it, he shall, at the time of his occasional sale of the property, include in his receipts from taxable sales the amount by which his purchase price exceeded the amount of rental payments collected by him on said tangible personal property.

(9) Charges for or receipts from transportation to and from the place of use of rented or leased items of tangible personal property are not subject to this tax; these transportation charges to the user must be separately stated.

(10) For information pertaining to tax on motor vehicle rental receipts refer to rulings under the Motor Vehicle Sales and Use Tax Act.

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

Doc. No. 764925 **Bob Bullock**
Comptroller of Public
Accounts

Effective Date: October 10, 1976

For further information, please call (512) 475-3825.

026.02.20.042

Under the authority of Article 20.11(A), Title 122A, Texas Civil Statutes, the Comptroller of Public Accounts has adopted Rule 026.02.20.042 to read as follows:

.042. Organizations Exempted from Sales/Use Tax. (20.04(H)(5), and (6), 20.04 (DD)).

(1) General policy. It shall be the policy of the Comptroller of Public Accounts in construing this rule to utilize the following guidelines:

(a) Exempt status is not favored under the laws of the State of Texas.

(b) Exempt status under this rule shall be strictly interpreted.

(c) It shall be the duty of the taxpayer to place himself clearly within the exempt status desired. Doubts regarding exempt status shall be interpreted against the finding of exempt status.

(2) Definition of exempt organizations.

(a) In order to qualify as an exempt organization under Texas Taxation-General Annotated, Articles 20.04(H)(5), (6), and 20.04(DD) (Supplement 1975), an organization must meet all of the following standards:

(i) The organization must be organized exclusively for one or more exempt purposes. All necessary organizational documents will be considered in determining the purposes of the organization.

(ii) The organization must be operated, or if not yet in operation, confine its future operations, exclusively to one or more exempt purposes.

(iii) The organization must dedicate in perpetuity its assets to one or more exempt purposes.

(iv) No profit or gain shall inure directly or indirectly to any private shareholder or individual. All salaries and other benefits paid to officers and employees must be commensurate with services actually rendered.

(b) In addition to the standards set out in subparagraph (a) above, an organization must meet certain other standards depending on the type of exemption desired.

(i) Charitable or eleemosynary organizations (Article 20.04(H)(5)). A charitable or eleemosynary organization is one devoting all or substantially all of its activity to the alleviation of poverty, disease, pain, and suffering by providing foods, drugs, treatment, shelter, clothing, or counseling to needy persons, with its funds derived, in part, from sources other than fees or charges for its services.

(ii) Educational organizations (Article 20.04(H)(5)). An educational organization is an entity that:

(A) is devoted solely to systematic instruction with a regularly scheduled curriculum, a regular

faculty, and a regularly enrolled student body of students in attendance at a place where the educational activities are regularly carried on; or

(B) has activities consisting solely of presenting public discussion groups, forums, panels, lectures, or other similar programs.

(iii) **Religious organizations** (Article 20.04(H)(5)). A religious organization is a regularly organized group of people associating for the sole purpose of holding, conducting, and sponsoring, according to the rites of the sect, religious worship. An organization supporting and encouraging religion as an incidental purpose or an organization with the general purpose of furthering religious work or instilling its membership with a religious understanding is not sufficient to qualify such an entity as a religious organization unless all of its other purposes and activities are exempt under other provisions of this rule.

(iv) **Bicentennial organizations** (Article 20.04(H)(6)). A bicentennial organization is a nonprofit organization engaged solely in commemorating the Bicentennial of the American Revolution. All items purchased for which no tax is paid must be used by the organization to commemorate the bicentennial. This exemption shall expire on June 1, 1978.

(v) **Youth athletic organization** (Article 2.04(DD)). A youth athletic organization is a nonprofit corporation or association engaged exclusively in providing athletic competition among persons under 19 years of age.

(3) **Procedure for obtaining exemptions.** To qualify for exemption under Article 20.04(H)(5), (6), or 20.04(DD), the organization must submit a written statement setting out in detail the nature of the activities conducted or to be conducted; copies of the articles of incorporation if the organization is a corporation; a copy of the bylaws; a copy of any applicable trust agreement; and any other information which the comptroller deems necessary, including but not limited to, all services performed for the organization, all income, assets, and liabilities of the organization. After a review of the material, the comptroller will inform the organization in writing of the decision of the exemption. The organization must inform the comptroller in writing of any change which must affect its exempt status. The comptroller may audit the organization at any time to verify the exempt status.

(4) **Purchases by exempt organizations.** The purchase, lease, or rental of taxable items directly by an exempt organization, as defined above, which property is necessary to its function as such, and paid for by the organization, is exempted from the taxes imposed by the Limited Sales, Excise, and Use Tax Act. A corporation which qualifies as an exempt organization under Section 501(c)(2) of the Internal Revenue Code of 1954, as amended, is exempt only to the extent of its

purchases for the construction, furnishing, and maintenance of real property, title to which is held by the corporation and which is used exclusively by an organization exempt under this rule to further the purpose of the exempt organization.

(5) **Sales by exempt organizations.** An exempt organization is responsible for the collection and remittance of tax on all sales of taxable items made by the organization (except by comptroller's Rule 026.02.20.013, Meals and Beverages for Human Consumption) unless otherwise exempt.

(6) **Hospitals.** A hospital shall be considered a charitable organization for the purposes of this rule if it meets all of the following standards:

(a) It is a nonprofit organization which qualifies as an exempt organization under Section 501(c)(3) of the Internal Revenue Code of 1954, as amended.

(b) Its funds are derived, at least in part, from sources other than fees or charges for its services, and any profit or gain from its services is used for continuing, maintaining, and expanding its operation, or other charitable, religious, and educational purposes.

(c) It is organizationally obligated and pledged to distribute its property and assets upon dissolution and after payment of all debts to a nonprofit fund, foundation, or corporation which is organized and operated exclusively for charitable and/or religious purposes.

(d) It is, in fact, devoting a substantial portion of its activities, when evaluated on the whole, to religious, educational, charitable, or eleemosynary purposes, or a combination of such purposes, and its property and assets are dedicated and pledged to these activities. Charitable purposes include the alleviation of physical and/or mental disease, pain, and suffering by providing such things as food, drugs, treatment, and shelter to persons indefinite in number and personality, who might otherwise become burdens to the community or the state. That an organization is, in fact, devoting its activities to charitable purposes is shown by proof that it does extend its facilities and services to those who are unable to pay therefor or that it provides services and facilities at reduced cost for those such as the poor and elderly who are unable to pay in full. Other evidence of exempt activities may consist of the support and advancement of scientific and medical research and providing programs of education and teaching.

(e) Its net earnings, if any, do not inure directly or indirectly to the benefit of any shareholder or private individual other than as reasonable compensation for services actually rendered to such organization. All salaries paid to officers and employees are commensurate with the services actually rendered.

(7) **Organizations not exempt.** Nonprofit organizations which are not organized for a religious, educational, charitable, or eleemosynary purpose are

not exempt organizations. Examples of nonexempt organizations are: professional groups, chambers of commerce; industrial development foundations; mutual benefit or social groups; political, trade, business, bar, or medical associations; service clubs and other like organizations.

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

Doc. No. 764926 **Bob Bullock**
Comptroller of Public Accounts

Effective Date: October 10, 1976

For further information, please call (512) 475-3825.

Texas Parks and Wildlife Department

Parks

Park Entrance and Park User Fees 127.40.01

Pursuant to the authority of Section 49e, Article III, Constitution, and Chapters 13 and 21, Texas Parks and Wildlife Code, the Texas Parks and Wildlife Department has repealed Rules 127.40.01.001-.013, relating to park entrance and park user fees.

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

Doc. No. 764955 **Perry V. Spalding**
Administrative Assistant
Texas Parks and Wildlife
Department

Effective Date: October 12, 1976

For further information, please call (512) 475-6275.

State Department of Public Welfare

Aid to Families with Dependent Children

Income 326.10.33

The Department of Public Welfare adopts amendments to its rules about income and benefits to be disregarded in the Aid to Families with Dependent Children (AFDC)

Program. These amendments were proposed in the July 13, 1976, issue of the *Texas Register* as an amendment to Rule 326.01.01.001 which adopted the AFDC Handbook by reference. The handbook has since been reformatted; the number and the language of the adopted rules are changed to reflect revision to specific rules rather than the entire handbook.

Rule 326.10.33.024 discusses loans and grants which are not considered income. Rule 326.10.33.027 lists special program income to be disregarded in determining AFDC eligibility and grant amount.

No negative comments were received, but minor editorial changes have been made, and the language of the rules has been clarified. Section (d) of Rule 326.10.33.027 has been revised as a result of a correction to federal regulations received by the department after the amendment was proposed. The revision consists of deleting the phrase "who were receiving assistance prior to becoming VISTA volunteers." These amendments have been approved by the State Board of Public Welfare and are adopted as revised under the authority of Article 695c, Texas Civil Statutes.

.024. *Loans, Grants, and Scholarships.*

(a) Loans and grants, where the principal is not available for current maintenance, are not considered as income. When property is purchased with the proceeds of a loan, policies governing resources apply.

(b) Loans made by FHA, USDA, or under Title III of the EOA are typical of loans with conditions specified by the creditors as to the purchase that may be made, purpose to be fulfilled, or other controls which prevent the recipient from using the funds to meet current living costs.

(c) Loans and grants such as scholarships, which are used for educational purposes, will not be considered as income or resources for any individual of any age in the certified group. Unearned income such as an OASDI benefit extended to a child 18 to 21 years of age regularly attending a school, college, or university, or a course of vocational or technical training designed to fit him for gainful employment may be netted by that portion actually used for tuition, books, fees, equipment, special clothing needs, transportation to and from school, and child care services necessary for school attendance. Verification is not necessary if these expenses appear reasonable to the worker at the local level. This provision applies whether it is a caretaker or a child who is a student. Another example of this type of loan or grant is a payment under the Veteran's Educational Assistance Program (GI Bill) made to any individual of any age in the certified group.

(d) Any grant or loan to any undergraduate student of any age for educational purposes made or in-

sured under any program administered by the Commissioner of Education is to be totally disregarded as income or resources. Some examples of funds which are to be totally disregarded are monies provided through programs such as National Vocational Student's Loans, National Defense Education Act (NDEA) or National Defense Student Loan Programs, Upward Bound, and Basic Education Opportunity Grants (BEOG).

.027. Special Program Income Disregards.

(a) Indian Claims Commission. Disregard any funds distributed per capita to or held in trust for members of any Indian tribe under Public Law 92-254 or Public Law 93-135.

(b) Nutrition Program for the Elderly. Disregard any benefits received under Title VII, Nutrition Program for the Elderly, of the Older Americans Act of 1965.

(c) Domestic Volunteer Service Act. Disregard all payments for supporting services or reimbursement of out-of-pocket expenses made to individual volunteers serving as foster grandparents, senior health aides, or senior companions, and to persons serving in the Service Corps of Retired Executives (SCORE) and Active Corps of Executives (ACE) and any other programs under Title II and III, pursuant to Section 418 of Public Law 93-113.

(d) VISTA. Disregard any payments made to volunteers under Title I (VISTA).

(e) Child Nutrition Act. Disregard as income or resources the value of supplemental food assistance received under the Child Nutrition Act of 1966 and the special food service program for children under the National School Lunch Act.

(f) Comprehensive Employment and Training Act. Disregard any incentive allowances of \$30 per week made to public assistance applicants/recipients who are trainees under the Comprehensive Employment and Training Act of 1973.

(g) Alaska Native Claims Settlement Act. Disregard any tax-exempt portions of payments made under the Alaska Native Claims Settlement Act.

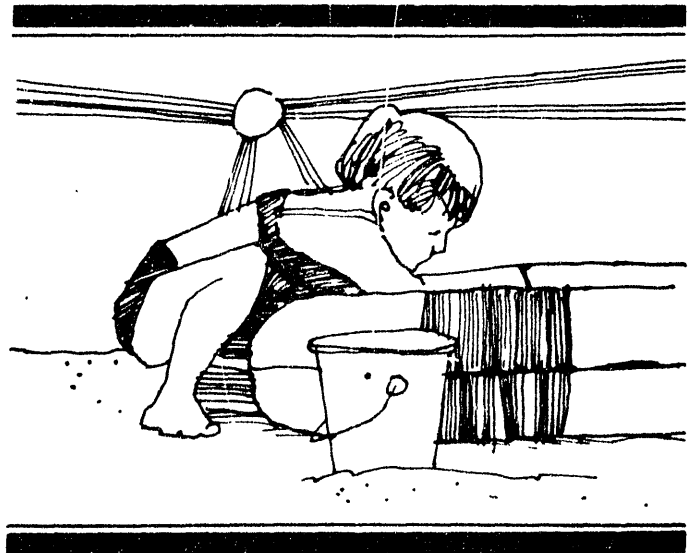
(h) WIN Incentives. Disregard the \$30 monthly incentive payment paid by TEC to any participant in institutional and work experience training under the WIN program.

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

Doc. No. 764927 Raymond W. Vowell
Commissioner
State Department of Public
Welfare

Effective Date: October 11, 1976

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



Texas Water Rights Commission

Procedure and Practice at Public Hearings

Parties 129.03.13

Pursuant to Section 6.055 of the Texas Water Code, the Texas Water Rights Commission has adopted Rules 129.03.13.001-.003 which provide for the designation of parties in commission hearings. The proposed text of the rules was adopted without change. The rule reads as follows:

.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 September 16, 1976.

Doc. No. 764922 Robert E. Schneider
 Executive Director
 Texas Water Rights Commission

Effective Date: October 10, 1976

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

Conference Before and During Hearings 129.03.20

Pursuant to Section 6.055 of the Texas Water Code, the Texas Water Rights Commission has adopted an amendment to 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. The Texas Water Rights Commission also adopted Rules 129.03.20.003-.004. The proposed text of the amendment and the rules were adopted with one minor change in Rule 129.03.20.002. That change will allow all sections to make full use of a Conference Before and During Hearings Rule. The rule, as amended, reads as follows:

.001. General. If a conference is deemed advisable before or during a hearing the commission may call a conference.

.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 notice of the conference is not given in the notice of public hearing, notice of the conference shall be mailed and published in the same manner as the notice of public hearing. 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.

.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 September 16, 1976.

Doc. No. 764923 Robert E. Schneider
 Executive Director
 Texas Water Rights Commission

Effective Date: October 10, 1976

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

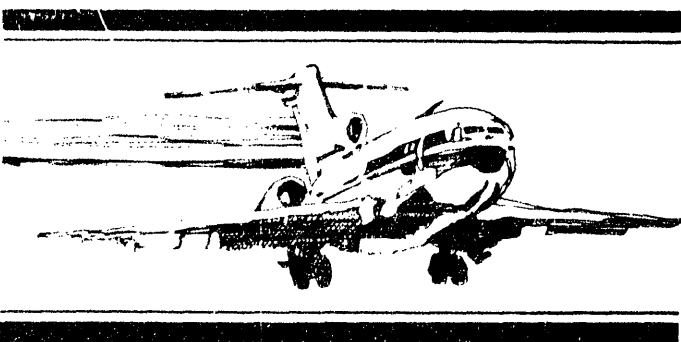
The Open Meetings Act (Article 6252-17, Texas Civil Statutes) requires that an agency with statewide jurisdiction have notice posted for at least seven days before the day of a meeting. A political subdivision covering all or part of four or more counties, or an institution of higher education, must 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 Air Control Board Meeting

A meeting of the Texas Air Control Board will be held on Thursday, September 30, 1976, 9:30 a.m., at the Texas Air Control Board Auditorium, 8520 Shoal Creek Boulevard, Austin. The agenda includes reports by the executive director; discussion of permit notification procedures; and a presentation by the Rio Grande Valley Sugar Growers Association (RGVSG) regarding feasibility of expanding sugar cane growing and refining capacities.

Additional information may be obtained from Cecil L. Bradford, 8520 Shoal Creek Boulevard, Austin, Texas 78758, telephone (512) 451-5711, extension 261.

Filed September 20, 1976, 2:45 p.m.
Doc No. 764917



American Revolution Bicentennial Commission of Texas

Meeting

A meeting of the commissioners of the American Revolution Bicentennial Commission of Texas will be held on Saturday, October 9, 1976, 10 a.m., and Sunday, October 10, 1976, 10 a.m., at the Yacht Club Motel, Port Isabel. The agenda includes consideration of a successor agency; final grant reporting; disposition of certain federally purchased permanent equipment; and all other business to come before the commission.

Additional information may be obtained from Gene Brownrigg, Suite 210, University Hall, UTA, Arlington, Texas 76010, telephone (817) 461-1776.

Filed September 20, 1976, 2:45 p.m.
Doc. No. 764918

Comptroller of Public Accounts

Hearings

Hearings by the Texas Tax Forum, comprising the Comptroller's Office, House Committee on Ways and Means, and Members of Texas Senate, will be held October 13 through December 10, 1976, at the following times and places:

October 13, 10 a.m.: Republic of Texas Room, Rice Rittenhouse Hotel, 917 Texas Avenue, Houston

October 14, 9 a.m.: Medallion Room, Bryan Utilities Building, 300 South Washington, Bryan

October 20, 10 a.m.: The Institute of Texan Cultures, Durango and Bowie, San Antonio

October 21, 9 a.m.: Municipal Court Room, City Hall, 105 West Juan Linn, Victoria

October 21, 2 p.m.: City Council Chamber, City Hall, 302 South Shoreline Drive, Corpus Christi

October 22, 9 a.m.: Stillman Hall, Fort Brown, 600 International Boulevard, Brownsville

November 8, 10 a.m.: Chamber of Commerce, 1 Civic Center Plaza, El Paso

November 9, 9 a.m.: City Commission Chamber, 509 East 7th, Amarillo

November 9, 2 p.m.: City Council Chamber, 916 Texas Avenue, Lubbock

November 10, 9 a.m.: Room 214, Ector County Courthouse, 300 North Grant, Odessa

November 10, 2 p.m.: Room 203, Houston Hart University Center, Angelo State University, San Angelo

December 6, 10 a.m.: Karcher Hall, SMU Law School, Hillcrest at Daniel, Dallas

December 7, 9 a.m.: City Hall Auditorium, West Ferguson at North Bonner, Tyler

December 7, 2 p.m.: City Council Room, Memorial Auditorium, 1300 7th Street, Wichita Falls

December 8, 9 a.m.: City Hall Council Room, First at Franklin, Waco

December 9, 10 a.m.: State Capitol, Old Supreme Court Room, Austin

The purpose of the meetings is to ascertain publicly the ideas, sentiments, and desires of the people of Texas concerning the possible revision and/or simplification of present tax laws and their administration, and requirements for compliance by the taxpayer.

Additional information may be obtained from Tom Henderson, Office of the Comptroller, LBJ State Office Building, Austin, Texas 78701, telephone (512) 475-3825.

Filed: September 13, 1976, 11:41 a.m.

Doc. No. 764806

Office of the Governor

Meeting

A meeting of the Juvenile Justice and Delinquency Prevention Advisory Board of the Governor's Criminal Justice Division will be held on Friday, October 1, 1976, 10 a.m., in the 4th floor conference room, 411 West 13th Street, Austin. The agenda includes a scrutiny of grant applications concerning juvenile justice or delinquency prevention, which will then be considered by the Criminal Justice Division Advisory Board and later by the governor. The complete agenda is posted in the East Wing of the State Capitol.

Additional information may be obtained from Willis Whatley, 411 West 13th Street, Austin, Texas 78701, telephone (512) 475-6065.

Filed: September 21, 1976, 3:15 p.m.

Doc. No. 764950

Meeting

A meeting of the Greater South Texas Cultural Basin Commission of the Governor's Office will be held at 9:30 a.m. Wednesday, and 9 a.m. Thursday, October 6-7, 1976, at Fort Brown Motor Hotel, 1900 East Elizabeth Street, Brownsville. The commission will discuss reports on development programs and projects. The complete agenda is posted in the East Wing of the State Capitol.

Additional information may be obtained from Stella H. Patton, Room 104, Sam Houston Building, Austin, Texas 78701, telephone (512) 475-2182.

Filed: September 23, 1976, 11:27 a.m.

Doc. No. 764969

Texas Health Facilities Commission

Meeting

A meeting of the Texas Health Facilities Commission will be held on Thursday, September 30, 1976, 10 a.m., in Suite 450, One Highland Center, 314 Highland Mall Boulevard, Austin. The commission will consider several applications for certificate of need, exemption certificate, declaratory ruling, and administrative order. The complete agenda is posted in the East Wing of the State Capitol.

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

Filed: September 22, 1976, 11:44 a.m.

Doc. No. 764962

State Department of Highways and Public Transportation

Hearing

A hearing by the State Highway and Public Transportation Commission of the State Department of Highways and Public Transportation will be held on

Wednesday, September 29, 1976, 9 a.m., in the large hearing room of the State Highway Building, 1st floor, 11th and Brazos Streets, Austin. The agenda includes various highway, bridge, and farm-market road requests in Dallas, McLennan, Ector, and Crane Counties. The complete docket is available in the 2nd floor Commission Office in the State Highway Building.

Additional information may be obtained from the Office of the Engineer-Director, Room 203, State Highway Building, 11th and Brazos Streets, Austin, Texas 78701, telephone (512) 475-3525.

Filed: September 21, 1976, 8:42 a.m.
Doc. No. 764928

Meeting

A meeting of the State Highway and Public Transportation Commission of the State Department of Highways and Public Transportation will be held on Wednesday, September 29, 1976, upon completion of public hearings, in Room 207, 2nd floor, 11th and Brazos Streets, State Highway Building, 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; and consider remaining old business, if any, from previous meetings. The complete agenda is available in the 2nd floor office of the minute clerk in the State Highway Building.

Additional information may be obtained from the Office of the Engineer-Director, Room 203, State Highway Building, 11th and Brazos Streets, Austin, Texas 78701, telephone (512) 475-3525.

Filed: September 21, 1976, 8:42 a.m.
Doc. No. 764929

Meeting

A meeting of the State Highway and Public Transportation Commission of the State Department of Highways and Public Transportation will be held on Thursday, September 30, 1976, 2 p.m., upon completion of the 7th Annual "Lady Bird Johnson Award" ceremonies, at the State Department of Highways and Public Transportation Warehouse, located at the south city limits of Johnson City, on U.S. Highway 281-290. The agenda

concerns continuation of items remaining from the September 29th meeting, as may be required. The complete agenda is available in the 2nd floor office of the minute clerk in the State Highway Building.

Additional information may be obtained from the Office of the Engineer-Director, Room 203, State Highway Building, 11th and Brazos Streets, Austin, Texas 78701, telephone (512) 475-3525.

Filed: September 21, 1976, 8:42 a.m.
Doc. No. 764930

State Board of Insurance Hearings

The following hearings will be conducted by the Commissioner's Hearing Section of the State Board of Insurance in Room 343, 1110 San Jacinto Street, Austin. Listed are the times, dates, and applications for the hearings.

Wednesday, September 29, 1976, 10 a.m.-- application of G. Clyde Buck, William A. Elmer, John Ridings Lee, Thomas F. Soriero, and John Charles Sticksel for approval of acquisition of Universal Standard Insurance Company under Section 5, Article 21.49-1.

Friday, October 1, 1976, 2 p.m.-- application for approval of reinsurance agreement between Trinity National Life and Accident Insurance Company, Dallas, and American Bankers Insurance Company, Waco.

Thursday, October 7, 1976, 2 p.m.-- West Coast Life Insurance Company, San Francisco, California (stock life company), for admission to Texas; hearing originally scheduled for November 9, 1976, 10 a.m.

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

Filed: September 21, 1976, 9:43 a.m.
Doc. No. 764931-764933

Hearing

A hearing of the State Board of Insurance will be held on Friday, October 29, 1976, 9 a.m., in the Hearing Room of the State Highway Department Building, Austin. Rules concerning unfair discrimination practices based upon sex and marital status in insurance policies will be considered.

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

Filed: September 21, 1976, 9:43 a.m.
Doc. No. 764934

Hearing

A hearing by the State Board of Insurance will be held on Tuesday, November 9, 1976, 9 a.m., in the Old Supreme Court Room, State Capitol, Austin. The board will consider amendments to the *Basic Manual of Rules, Rates, and Forms*.

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

Filed: September 21, 1976, 9:43 a.m.
Doc. No. 764935

Board for Lease of the Texas Parks and Wildlife Department

Meeting

A meeting of the Board for Lease of the Texas Parks and Wildlife Department will be held on Wednesday, September 29, 1976, 1:30 p.m., in Room 831 of the Stephen F. Austin Building, 1700 North Congress, Austin, to consider an easement application.

Additional information may be obtained from H. E. White, Board for Lease of the Texas Parks and Wildlife Department, 1700 North Congress Avenue, Austin, Texas 78701, telephone (512) 475-6491.

Filed: September 21, 1976, 4:30 p.m.
Doc. No. 764951

Texas Legislative Council Meeting

A meeting of the Property Tax Study Committee of the Texas Legislative Council will be held on Saturday and Sunday, October 2-3, 1976, 10 a.m., in Room 301 of the State Capitol, Austin, to discuss collections.

Additional information may be obtained from Ron Patterson, P.O. Box 12128, Capitol Station, Austin, Texas 78711, telephone (512) 475-2736.

Filed: September 22, 1976, 10:41 a.m.
Doc. No. 764957

Board of Pardons and Paroles

Meeting

A meeting of the Board of Pardons and Paroles will be held Monday through Friday, October 4-8, 1976, 9 a.m. each day, at 711 Stephen F. Austin Building, Austin. The board will review cases of inmates for parole consideration, act on emergency reprieve requests and other acts of executive clemency, and 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: September 22, 1976, 9:17 a.m.
Doc. No. 764952

Hearing

A hearing by the Parole Panel of the Board of Pardons and Paroles will be held on Wednesday, October 6, 1976, 9 a.m., at the Diagnostic Unit, Texas Department of Corrections, Huntsville. The panel and members of the Texas Parole Commission will conduct parole violation hearings.

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

Filed: September 22, 1976, 9:17 a.m.
Doc. No. 764953

Texas Parks and Wildlife Department

Hearing

A hearing by the Parks Division of the Texas Parks and Wildlife Department will be held on Thursday, October 21, 1976, 2 p.m., at 4200 Smith School Road, Austin. The hearing regards proposed facility construction at the Martin Creek Lake Park Site, Rusk County. Construction will consist of one double boat ramp with loading dock and the widening of an existing 20 foot ramp to 25 feet with construction of its loading dock.

Additional information may be obtained from Dr. Harold D. Toy, 4200 Smith School Road, Austin, Texas 78744, telephone (512) 475-2666.

Filed: September 21, 1976, 10:28 a.m.
Doc. No. 764939

Hearing

A hearing by the Parks Division of the Texas Parks and Wildlife Department will be held on Thursday, October 21, 1976, 2:15 p.m., at 4200 Smith School Road, Austin. The hearing regards construction of a round log, dogrun cabin within the Historical Section of Stephen F. Austin State Park, Austin County, which will be similar to the previous replicas.

Additional information may be obtained from Dr. Harold D. Toy, 4200 Smith School Road, Austin, Texas 78744, telephone (512) 475-2666.

Filed: September 21, 1976, 10:28 a.m.

Doc. No. 764940

Public Utility Commission of Texas

Emergency Meeting

An emergency meeting of the Hearings Division of the Public Utility Commission of Texas will be held on Tuesday, September 28, 1976, 9 a.m., in Suite 450N, 7800 Shoal Creek Boulevard, Austin. The division will consider Docket No. 71, certification of the Jenks Branch Water Supply Company, Williamson County. An emergency meeting is mandated because the applicant is under a severe time pressure due to interim financing problems.

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

Filed: September 21, 1976, 2:54 p.m.

Doc. No. 764949

Texas Rehabilitation Commission

Meeting

A meeting of the Board of the Texas Rehabilitation Commission will be held on Friday, October 1, 1976, 9:30 a.m., in Suite 202, Chevy Chase V Building, 7745 Chevy Chase Drive, Austin.

The board will present employee awards; approve operating budget, FY 1977 (October 1, 1976-September 30, 1977); approve innovation and expansion grants (FY 1976), Lamar University, Beaumont, and H.O.P.E. Inc., Cooperative, San Angelo; and approve amendments to Rule 328.04.00.001 on economic need criteria.

A review on pending or contemplated litigation involving the commission will be discussed in executive session pursuant to Section 2(e), Open Meetings Act (Article 6252-17, Vernon's Annotated Civil Statutes). Matters pertaining to the employment, evaluation, reassignment, duties, discipline, and dismissal of employees will be discussed in executive session pursuant to Section 2(g), Open Meetings Act (Article 6252-17, Vernon's Annotated Civil Statutes).

Additional information may be obtained from Herbert A. Underwood, 7745 Chevy Chase Drive, Austin, Texas 78752, telephone (512) 452-8192.

Filed: September 20, 1976, 4 09 p.m.

Doc. No. 764924

Texas A&M University System

Meeting

A meeting of the Planning and Building Committee of the Board of Regents of Texas A&M University System will be held on Sunday, September 26, 1976, 7:30 p.m., at the MSC Annex, Texas A&M University, College Station. The committee will discuss future planning and building needs and review 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, Board of Regents, The Texas A&M University System, College Station, Texas 77843, telephone (713) 845-4334.

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

Doc. No. 764941

Meeting

A meeting of the Executive Committee of the Board of Regents of Texas A&M University System will be held on Monday, September 27, 1976, 10 a.m., at the MSC Annex, Texas A&M University, College Station. The committee will consider such personnel matters as appointments, assignments, promotions, and compensation as set forth in the bylaws of the board and other items on the agenda of the board of regents meeting which will not be considered by other committees.

Additional information may be obtained from Robert G. Cherry, Board of Regents, The Texas A&M University System, College Station, Texas 77843, telephone (713) 845-4334.

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

Doc. No. 764942

Meeting

A meeting of the Committee for Service Units of the Board of Regents of Texas A&M University System will be held on Monday, September 27, 1976, 4 p.m., at the MSC Annex, Texas A&M University, College Station. The committee will 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, Board of Regents, The Texas A&M University System, College Station, Texas 77843, telephone (713) 845-4334.

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

Doc. No. 764943

Meeting

A meeting of the Board of Regents of Texas A&M University System will be held on Tuesday, September 28, 1976, 8:30 a.m., at the MSC Annex, Texas A&M University, College Station. The agenda includes committee reports; construction reports; recommendations of emeritus titles for A. R. Luedecke, Tom D. Cherry, and J. A. Amis; confirmation of appointments; and financial affairs. The complete agenda is posted in the East Wing of the State Capitol.

Additional information may be obtained from Robert G. Cherry, Board of Regents, The Texas A&M University System, College Station, Texas 77843, telephone (713) 845-4334.

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

Doc. No. 764944

Texas Eastern University

Meeting

A meeting of the Finance and Appropriations Committee of the Board of Regents of Texas Eastern University was held Monday, September 27, 1976, 3:30 p.m., at 3900 University Boulevard, Tyler. The committee conducted a work session to review fiscal planning for Fiscal Years 1978 and 1979, and to consider any other items under its jurisdiction which may have been presented.

Additional information may be obtained from Dr. James H. Stewart, Jr., 3900 University Boulevard, Tyler, Texas 75701, telephone (214) 566-1471.

Filed: September 23, 1976, 10:54 a.m.

Doc. No. 764966

Meeting

A meeting of the Board of Regents Campus and Building Committee of Texas Eastern University was held Monday, September 27, 1976, 4:30 p.m., at 3900 University Boulevard, Tyler. The committee met to review Phase I architectural planning and Phase II architectural planning and to consider any other items under its jurisdiction which may have been presented.

Additional information may be obtained from Dr. James H. Stewart, Jr., 3900 University Boulevard, Tyler, Texas 75701, telephone (214) 566-1471.

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

Doc. No. 764967

Veterans Land Board

Emergency Meeting

An emergency meeting of the Veterans Land Board was held on Monday, September 27, 1976, 1:30 p.m., at the Stephen F. Austin Building, 1700 North Congress, Austin. The board met to receive and open bids for the sale of Veterans Land Board bonds and to consider reopening the Veterans Land Program. Consideration of reopening the program was deemed an emergency.

Additional information may be obtained from Richard Keahey, Stephen F. Austin Building, Austin, Texas 78701, telephone (512) 475-3766.

Filed: September 20, 1976, 3:11 p.m.

Doc. No. 764921

Emergency Amendment to Agenda

An emergency amendment was made to the agenda of a meeting of the Veterans Land Board held on Monday, September 27, 1976, 1:30 p.m., at the Stephen F. Austin Building, 1700 North Congress, Austin. The amendment was made to include the wording "award the sale of bonds and adoption of bond resolution; authorizing the issuance of the bonds and authorizing the execution and delivery of the Official Information Statement."

Additional information may be obtained from Richard Keahey, Veterans Land Board, Stephen F. Austin Building, Austin, Texas 78701, telephone (512) 475-3766.

Filed: September 21, 1976, 1:33 p.m.

Doc. No. 764947

Texas Water Quality Board

Emergency Amendment to Agenda

An emergency amendment was made to the agenda of a meeting of the Texas Water Quality Board held on Thursday and Friday, September 23-24, 1976, 9 a.m. each day, in Room 118 of the Stephen F. Austin Building, 1700 North Congress, Austin. Additions to the September 23 agenda were made to include consideration of a regional sewage system for the Cypress Creek Watershed and a discussion of Shavano Park as a licensing authority for enforcement of Edwards Board Order 75-0128-20. Deleted from the September 24 agenda was the application for a permit by Phillips Petroleum Company.

Additional information may be obtained from Michael W. McKinney, 1700 North Congress, Austin, Texas 78701, telephone (512) 475-6497.

Filed: September 22, 1976, 11:03 a.m.

Doc. No. 764960

Hearing

A hearing by the Enforcement Division of the Texas Water Quality Board will be held on Wednesday, October 20, 1976, 9 a.m., in the district courtroom, Brewster County Courthouse, 6th Street and West Avenue E, Alpine. The division will explore the status of the City of Alpine's compliance with the terms and conditions of Permit 10117. The complete notice is posted in the East Wing of the State Capitol.

Additional information may be obtained from Lee H. Mathews, P.O. Box 13246, Capitol Station, Austin, Texas 78711, telephone (512) 475-6658.

Filed: September 21, 1976, 1:33 p.m.

Doc. No. 764948

Texas Water Rights Commission

Meeting

A meeting of the Texas Water Rights Commission will be held on Monday, October 4, 1976, 10 a.m., at the Stephen F. Austin Building, 1700 North Congress, Austin. The commission will consider the bond application by Reid Road Municipal Utility District No. 1 of Harris County; applications for approval of change in plans and change order by Cy-Champ Public Utility District of Harris County and San Antonio Municipal

Utility District No. 1; setting of a hearing date on application by Gulf Coast Portland Cement Company; application by Wiggins Land Company for referral to Attorney General's Office for appropriate legal action; renumbering orders for record-keeping purposes for City of El Paso, City of Waco, and H. E. Wingate, *et al.*; a final decision on application by Earl Wilson (Brazos River Basin-- Johnson County), action on application by Wes-Mor Drilling Inc., for contractual permit based on contract with Brazos River Authority, and dismissal of Section 5.303 claims of Betty Forbes Anderson, *et al.*, and Luther B. Miller. The complete notice 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: September 23, 1976, 10:54 a.m.

Doc. No. 764965

Hearings

The following hearings will be conducted by the Texas Water Rights Commission at the Stephen F. Austin Building, 1700 North Congress, Austin. Listed are the times, dates, and applications for the hearings. The complete notices are posted in the East Wing of the State Capitol.

Friday, November 5, 1976, 10 a.m.-- applications to appropriate public waters by Pringle Real Estate, Inc. (3657), and Junious E. Smith (3658).

Tuesday, November 9, 1976, 10 a.m.-- application to appropriate public waters by Johnson City (2487-A), and cancellation of Certified Filing No. 332, Floyd Scull, *et al.*

Wednesday, November 10, 1976, 10 a.m.-- consideration of dissolution of McAllen Foreign Trade Zone Utility District and Matagorda County Water Control and Improvement District No.1.

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

Filed: September 21, 1976, 9:44 a.m.

Doc. No. 764936-763938

West Texas State University

Meeting

A meeting of the Board of Regents of West Texas State University was held on Monday, September 27, 1976, 1:30 p.m., in Room 216, Activities Center, WTSU cam-

pus, Canyon. The board met to consider business and finance items; faculty, staff, and curriculum items; student affairs items; program development and community relations items; and affiliation with a larger university system. The complete notice is posted in the East Wing of the State Capitol.

Additional information may be obtained from Dr. Lloyd I. Watkins, Box 997, WT Station, Canyon, Texas 79016, telephone (806) 656-3962.

Filed: September 20, 1976, 2:46 p.m.

Doc. No. 764920

Quasi-State Agencies

Meetings Filed September 20, 1976

The Brazos River Authority, Lake Management Committee, Board of Directors, met at the Lake Supervisor's Office, Possum Kingdom Lake, on September 24, 1976, at 1 p.m. Further information may be obtained from Mike Bukala, P.O. Box 7555, Waco, Texas 76710, telephone (817) 776-1441.

The Houston-Galveston Area Council, Area-wide Planning Advisory Committee, will meet at 3701 West Alabama, Houston, on September 28, 1976, at 7:30 p.m. Further information may be obtained from Nicholas J. Aschliman, P.O. Box 22777, Houston, Texas 77027, telephone (713) 627-3200.

Doc. No. 764919

Meetings Filed September 21, 1976

The Central Texas Health Systems Agency, Inc., Board of Directors, will meet in the conference room, Ramada Inn, Temple, on September 28, 1976, at 7 p.m. Further information may be obtained from Irwin R. Salmanson, P.O. Box 15027, Austin, Texas 78761, telephone (512) 462-2431.

Doc. No. 764945

Meetings Filed September 22, 1976

The Alamo Area Council of Governments, Executive Committee, met at 532 Three Americas Building, San Antonio, on September 22, 1976, at 1:30 p.m. Further information may be obtained from Al J. Notzon III, 400 Three Americas Building, San Antonio, Texas 78205, telephone (512) 225-5201.

The Central Texas MH/MR Center, Board of Trustees, will meet in the Board Room, 308 Lakeway, Brownwood, on September 28, 1976, at 4:30 p.m. Further information may be obtained from James H. Dudley, P.O. Box 250, Brownwood, Texas 76801, telephone (915) 646-9574.

The Education Service Center Region XI, Board of Directors, met at 2821 Cullen Street, Fort Worth, on September 27, 1976, at 8 p.m. Further information may be obtained from R. P. Campbell, Jr., 2821 Cullen, Fort Worth, Texas 76107, telephone (817) 335-2441.

The EPD Consortium D, Executive Board, will meet at the Holiday Inn, Garland, on September 30, 1976, at 10:30 a.m. Further information may be obtained from Billy N. Pope, P.O. Box 1300, Richardson, Texas 75089.

The East Texas MH/MR Regional Center, Board of Trustees, will meet at 10th floor, Bryant Building, 305 South Broadway, Tyler, on September 30, 1976, at 4 p.m. Further information may be obtained from Gary K. Smith, 10th floor, Bryant Building, 305 South Broadway, Tyler, Texas 75701.

The Trinity River Authority of Texas, Board of Directors, will meet in Room A-218, Academic/Administration Building, Navarro College, Corsicana, on September 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. 764958

Meetings Filed September 23, 1976

The Middle Rio Grande Development Council, Human Resources Committee, will meet at the Public Library, Eagle Pass, on September 29, 1976, at 10 a.m. Further information may be obtained from Saul Dovalina, Box 1461, Del Rio, Texas 78840, telephone (512) 775-1581.

The Middle Rio Grande Development Council, Regional Advisory Committee on Aging, will meet at the second floor of the public library, Eagle Pass, on October 7, 1976, at 2:30 p.m. Further information may be obtained from Betty Mann, Box 1461, Del Rio, Texas 78840, telephone (512) 775-1581.

The Middle Rio Grande Development Council, Aging Ad Hoc Task Force, will meet at the second floor, Eagle Pass Public Library, Eagle Pass, on October 7, 1976, at 4 p.m. Further information may be obtained from Betty Mann, Box 1461, Del Rio, Texas 78840, telephone (512) 775-1581.

The South Texas Development Council, Board of Directors, will meet at the Zapata County Courthouse, Zapata, on October 1, 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.

Doc. No. 764968

The Legislature

Interim legislative committee hearings now being conducted before the January legislative session are subject to frequent changes in agendas and meeting cancellations. The meetings listed below may or may not have been altered on momentary notice. For current information relating to these meetings, telephone the House Committee Clerks' Office at (512) 475-2213 for interim house committee meetings. For information concerning interim senate committee meetings, telephone the Research Director of the Senate at (512) 475-5818. Telephone numbers for each committee appear with each notice for persons desiring further specific information.

House of Representatives Committee Schedule

Meetings Filed September 22, 1976

Higher Education Subcommittee on Junior College Funding, Tyler Junior College, Tyler, on September 28, 1976, at 9 a.m. Telephone (512) 475-5826.

State Affairs Subcommittee on Barbers and Cosmetologists, Old Court of Criminal Appeals, State Capitol, Austin, September 29, 1976, at 2 p.m. Telephone (512) 475-3842.

Filed: September 22, 1976, 11:57 a.m.

Doc. No. 764963

Senate Committee Schedule

Meetings Filed September 22, 1976

Subcommittee on Consumer Affairs, Lieutenant Governor's Committee Room, State Capitol, Austin, October 1, 1976, at 9 a.m., to discuss utility bills. Telephone (512) 475-3758.

P.T.A. Press Conference, Lieutenant Governor's Committee Room, State Capitol, Austin, October 4, 1976, at 1 p.m., to present a book on the History of Folk Education in Texas to several state officials.

Filed: September 22, 1976, 9:18 a.m.

Doc. No. 764954

