

TEXAS REGISTER

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NOTES ON THE ISSUE

The State Board of Insurance has adopted on an emergency basis rules relating to the State Fire Marshal. This second installment published in the *Register* appears in the Emergency Rules section.

Because of increasing rates of commitments and difficulty in obtaining information on youth remanded to the Texas Youth Council, the council has adopted emergency amendments to its commitment form, effective March 1, 1977.

Texas Education Agency has proposed rules affecting the accreditation of elementary and secondary schools, the rules to apply to school districts entering the accreditation cycle beginning in the 1977-78 school year. This is the last of four installments published.

The Texas State Library has proposed rules relating to members of the system establishing broad standards that apply to system libraries.

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

Artwork: Gary Thornton

TEXAS REGISTER



Mark White
Secretary of State

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Appointments

Texas Board of Health Resources

Appointed February 2, 1977, to be members of the Texas Board of Health Resources for six-year terms to expire February 1, 1983:

Roderic Bell of Dallas, Dallas County, is being reappointed.

Dr. H. Eugene Brown of Lubbock, Lubbock County, is being reappointed.

Dr. Charles Max Cole of Dallas, Dallas County, is being reappointed.

Dr. Francis A. Conley of Austin, Travis County, is being reappointed.

Dr. Raymond G. Garrett of Taylor, Williamson County, is being reappointed.

To be vice-chairman:

William J. Foran of Amarillo, Potter County, is being reappointed.

Appointed for a six-year term to expire February 1, 1981:

Ben M. Durr of Humble, Harris County, is replacing Bill Burton of El Paso, El Paso County, who resigned.

Texas Health Facilities Commission

Appointed February 2, 1977, for a six-year term to expire February 1, 1983:

P. Bolin Mahaffey of Corpus Christi, Nueces County, is being reappointed.

Filed: February 7, 1977, 4 p.m.

Doc. No. 770707

Opinions

Summary of Opinion H-937

Request from Jesse James, State Treasurer, Austin, concerning the list of remittances submitted by heads of state agencies to the State Treasurer.

Summary of Opinion: The "detailed list" of persons remitting money of undetermined status which Article 4388, Vernon's Texas Civil Statutes, requires department heads to submit to the State Treasurer must include the information necessary for the treasurer to account for the accompanying remittances.

Filed February 7 1977, 4:07 p.m.

Doc No 770709



Summary of Opinion H-938

Request from Oscar B. McInnis, Criminal District Attorney, Hidalgo County, Edinburg, concerning the ad valorem taxation of sugar cane, raw sugar, and similar products held by an agricultural marketing association.

Summary of Opinion: Sugar cane, raw sugar, molasses, and/or bagasse held by a cooperative marketing association are farm products in the hands of the producer and are, therefore, exempt from ad valorem taxation by Section 19, Article 8, of the Texas Constitution.

Filed: February 7, 1977, 4:08 p.m.

Doc. No. 770710

Summary of H-939

Request from Joe Resweber, Harris County Attorney, Harris County Courthouse, Houston, concerning the issuance of marriage licenses to recently divorced parties.

Summary of Opinion: The county clerk may issue a marriage license where one applicant has been divorced by oral pronouncement of the court more than 30 days previously, even though 30 days have not elapsed since the signing of the judgment. The clerk may issue a marriage license to applicants who have been divorced from one another within the last 30 days.

Issued in Austin, Texas, on February 4, 1977.

Doc. No. 770755

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

Filed: February 9, 1977, 11:49 a.m.

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

Letters Advisory

Summary of Letter Advisory 120

Request for letter advisory from Charles W. Darter, District Attorney, 100th Judicial District, Wellington, concerning whether a county hospital may hire a husband and wife as joint superintendents.

Summary of Letter Advisory: A county hospital board may not appoint joint superintendents of a county hospital; the law provides for only one superintendent.

Issued in Austin, Texas, on February 8, 1977.

Doc. No. 770738

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

Filed: February 9, 1977, 10:41 a.m.

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

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.

State Board of Insurance

The Office of the State Fire Marshal

His Powers and Duties 059.01.09

The following is the second installment of emergency rules filed by the State Board of Insurance concerning the Office of the State Fire Marshal. The first segment of the rules was published in the February 11, 1977, issue of the *Texas Register* (Volume 2, Number 12). The effective date of the rules is February 3, 1977.

These rules are adopted on an emergency basis as provided for by the procedures promulgated by the Office of the Secretary of State in compliance with Article 6252-13a, Vernon's Annotated Texas Statutes. An emergency exists because the Office of the State Fire Marshal has no rules of practice and procedure. The functioning of the Office of the State Fire Marshal requires that such rules become effective immediately. The lack of rules of practice and procedure creates an imminent peril to the public welfare and makes it imperative that such rules become effective immediately upon filing with the secretary of state. These rules shall be effective for 120 days or until permanent rules are adopted, whichever occurs first.

The State Board of Insurance adopts the following rules on an emergency basis under the authority of Articles 1.04 and 1.09(a) of the Texas Insurance Code and Articles 6252-13a, Vernon's Annotated Texas Statutes.

.135. Admission of Facts and of Genuineness of Documents. Any time after an agency has properly served notice of its intention to institute adjudicative proceedings in a contested case, a party may deliver or cause to be delivered to any other party or his attorney of record a written request for the admission by such party of the genuineness of any relevant documents described in and exhibited with the request or of the truth of any relevant matters of fact set forth by the request. Copies of the documents shall be delivered with the request unless copies have already been furnished. Whenever a party is represented by an attorney of record, delivery of a request for admissions shall be made to his attorney unless delivery to the party himself is ordered by the presiding officer. The request for admissions shall state that it is made under this rule and that each of the matters of which an admission is requested shall be deemed admitted unless a sworn statement is delivered to the party requesting the admissions or his attorney as provided in this rule. Each of the matters of which an admission is requested shall be deemed admitted unless, within a period designated in the request, not less than 15 days after delivery thereof or within such further time as the presiding officer may allow on motion and notice, the party to whom the request is directed, delivers or causes to be delivered to the party requesting the admission or his attorney of record a sworn statement either denying specifically the matters of which an admission is requested or setting forth in detail the reasons why he cannot truthfully either admit or deny those matters. A true copy of a request for admissions or of a sworn statement in reply thereto, shall be filed promptly with the chief clerk or presiding officer by the party making such request or such sworn statement.

The party who has requested the admissions may move to determine the sufficiency of the answers or reasons. Unless the presiding officer determines that the party to whom the request is directed has good reason for not admitting or denying a matter requested, it shall order that an answer be served. If the presiding officer determines that an answer does not comply with the requirements of this rule, he may order either that the matter is admitted or that an amended answer be served. The presiding officer may, in lieu of these orders, determine that final disposition of the request be made at a prehearing conference or at a designated time prior to hearing.

Any matter admitted under this rule is conclusively established as to the party making the admission unless the presiding officer on motion permits withdrawal or amendment of the admission. The presiding officer may permit withdrawal or amendment when the presentation of the merits of the cause will be subserved thereby and the party who obtained the admission fails to satisfy the presiding officer that withdrawal or amend-

ment will prejudice him in maintaining his action or defense on the merits. Any admission made by a party under this rule is for the purpose of the pending hearing only and neither constitutes an admission by him for any other purpose nor may be used against him in any other proceeding.

.136. *Subpoenaing Witnesses and Materials.* On its own motion or on the written request of any party to a contested case pending before it, on a showing of good cause, and on deposit of sums with the chief clerk or the hearings reporter that will reasonably insure payment of the amounts estimated to accrue under Rule 059.01.09.133, the board or the fire marshal shall issue a subpoena addressed to the sheriff or any constable to require the attendance of witnesses and the production of books, records, papers, or other objects as may be necessary and proper for the purpose of the proceedings.

.137. *Pre-Hearing Conference.* In a contested case, the presiding officer on his own motion or on the motion of a party, may direct the parties and/or their attorneys or representatives to appear before him at a specified time and place for a conference prior to the hearing for the purpose of formulating issues and considering:

- (a) the simplification of issues;
- (b) the possibility of making admissions of certain averments of fact or stipulations concerning the use by either or both parties of matters of public records;
- (c) the procedure at a hearing;
- (d) the limitation, where possible, of the number of witnesses; and
- (e) such other matters as may aid in the simplification of the proceedings, and the disposition of the matters in controversy, including settlement of such issues as are in dispute.

Action taken at the conference shall be recorded in an appropriate manner unless the parties enter into a written agreement.

.138. *Briefs.* In addition to the provisions of Section 15 of the act in contested matters, briefs may be filed at any time prior to hearing. With leave of the presiding officer, and on such conditions as he may impose, parties may file briefs subsequent to the hearing.

.139. *Form and Content of Briefs, Exceptions, and Replies.* Briefs, written exceptions, and pleadings in a contested case shall be stated concisely with argument and properly cited authorities organized and directed to each point. The specific purpose for which evidence is relied upon shall be stated and citations to the page number of the record or exhibit referred to shall be made.

.140. *Motions for Postponement.* Either by agreement of the parties or their attorneys or representa-

tives, or on a showing of good cause to the presiding officer, a motion for postponement of a hearing in a contested case may be granted. Any postponement requested within seven days of the date set will require approval from the presiding officer.

.141. *Presentation of Evidence in a Contested Case.* Unless the order of presentation in a contested case is otherwise directed by the presiding officer, the agency or party who initiated the proceeding or its duly authorized representative shall briefly state the nature of the matters to be heard and proceed with the introduction of evidence. Other parties shall proceed in a like manner and introduce their evidence in such order as the presiding officer may direct. All parties shall have the right to cross examine witnesses and present arguments. The presiding officer may recess the hearing from day to day or until a later date subject to call. At the conclusion of all oral testimony, the presiding officer may leave the hearing open for a period of 10 days to receive further written evidence, briefs or documents from any party.

.142. *Witness Placed Under Rule.* At the request of either party to a contested matter, the witnesses on both sides may be sworn and removed out of the hearing room to some place where they cannot hear the testimony as delivered by any other witness in the cause. This is termed placing witnesses under the rule. Neither party to the proceeding shall be placed under the rule. Where a corporation is a party to the proceeding, the presiding officer may exempt from the rule an officer or other representative of such corporation to aid counsel in the presentation of the case. If any party be absent, the presiding officer in his discretion may exempt from the rule a representative of such party. Witnesses, when placed under the rule, shall be instructed by the presiding officer that they are not to converse with each other or with any other person about the proceeding other than the attorneys to the proceeding, except by permission of the presiding officer, and that they are not to read any report of or comment upon the testimony in the proceeding while under his rule.

.143. *Evidence.* Irrelevant, immaterial, or unduly repetitious evidence shall be excluded in a contested matter. The rules of evidence as applied in nonjury civil cases in the district courts of this state shall be followed. When necessary to ascertain facts not reasonably susceptible of proof under those rules, evidence not admissible thereunder may be admitted, except where precluded by statute if it is of a type commonly relied upon by reasonably prudent men in the conduct of their affairs. The presiding officer shall give effect to the rules of privilege recognized by law. Objections to evidentiary offers may be made and shall be noted in the record. Subject to these requirements, if a hearing will be expedited and the interests of the par-

ties will not be prejudiced substantially, any part of the evidence may be received in written form. The presiding officer shall rule on the admissibility of evidence.

Documentary evidence may be received in the form of copies or excerpts, if the original is not readily available. However, at the request of a party or his representative, arrangements shall be made to compare the copy with the original.

Official notice may be taken of all facts judicially cognizable. In addition, notice may be taken of generally recognized facts within the area of the specialized knowledge of the agency. Parties shall be notified either before or during the hearing, or by reference in preliminary reports or otherwise, of the material officially noticed, including any staff memoranda or data, and afforded an opportunity to contest the material so noticed. The special skills or knowledge of the agency may be utilized in evaluating the evidence.

.144. Prepared Testimony. In any contested matter, after providing copies to all parties of record present at the hearing at such time as may be designated by the presiding officer, the prepared testimony of a witness upon direct examination, either in narrative or question and answer form, may be incorporated in the record as if read or received as an exhibit, upon the witness's being sworn and identifying the same. Such witness shall be subject to cross-examination and the prepared testimony shall be subject to a motion to strike in whole or in part.

.145. Exceptions. Formal exceptions to rulings of the presiding officer during the hearing of a contested matter shall be unnecessary. Any ruling adverse to an objecting party shall automatically preserve the exception as if the exception had been made and noted.

.146. Excluded Testimony. In a contested matter when testimony is excluded by a ruling of the presiding officer, the party offering such evidence shall be permitted to make an offer of proof by dictating it into the record or submitting the substance of the proposed testimony in writing, prior to the conclusion of the hearing, and such offer of proof shall be sufficient to preserve the point. The presiding officer may ask such questions of the witness as he deems necessary to satisfy himself that the witness would testify as represented in the offer of proof. An alleged error in sustaining an objection to questions asked on cross-examination may be preserved without making an offer of proof.

.147. Informal Disposition of a Contested Case. Unless precluded by law, informal disposition may be made of any contested case by stipulation, agreed settlement, consent order, default, or dismissal.

.148. Final Decisions. Any final decision or order adverse to a party in a contested case shall be in writ-

ing. Such final decision shall include findings of fact and conclusions of law, separately stated. Any party may submit proposed findings of fact. The decision shall include a ruling on each proposed finding. Parties shall be notified either personally or by mail of any decision or order.

A decision of the board or fire marshal is final, in the absence of a timely motion for rehearing, on the expiration of the period for filing a motion for rehearing, and is final and appealable on the date of rendition of the order overruling the motion for rehearing, or on the date the motion is overruled by operation of law. If the agency finds that an imminent peril to the public health, safety, or welfare requires immediate effect of a final decision or order in a contested case, it shall recite the finding in the decision or order as well as the fact that the decision or order is final and effective on the date rendered, in which event the decision or order is final and appealable on the date rendered.

The board or the fire marshal shall render a final decision or order within 60 days after the date the hearing is finally closed.

.149. Motion for Rehearing. Other than the exception provided in Rule 059.01.09.148, a motion for rehearing is a prerequisite to appeal from a board or fire marshal's final decision or order in a contested case. A motion for rehearing shall be filed within 15 days after the date of rendition of a final decision or order. Replies to a motion for rehearing shall be filed with the chief clerk or the hearings reporter within 25 days after the date of rendition of the final decision or order. The presiding officer shall take action on the motion within 45 days after the decision or order. If action is not taken by the presiding officer within the 45-day period, the motion for rehearing is overruled by operation of law 45 days after the date of rendition of the final decision or order. The presiding officer, by written order, may extend the period of time for filing the motions and replies and for taking action, except that an extension may not extend the period for action beyond 90 days after the date of rendition of the final decision or order. In the event of an extension, the motion for rehearing is overruled by operation of law on the date fixed by the order or in the absence of a fixed date, 90 days after the date of the final decision or order.

.150. Record. The record in a contested case shall include:

- (a) all pleadings, motions, and intermediate rulings;
- (b) evidence received or considered;
- (c) a statement of matters officially noticed;
- (d) questions and offers of proof, objections, and rulings thereon;
- (e) proposed findings and exceptions;

(f) any decision, opinion, or report by the presiding officer; and

(g) all staff memoranda or data submitted to or considered by the presiding officer.

Proceedings, or any part of them, shall be transcribed on written request of any party. The party requesting the proceeding to be transcribed shall bear the expense thereof in accordance with the usual and customary charges of a court reporter. Should two or more parties make such request, the cost shall be borne on a *pro rata* basis. This rule does not limit the agency to a stenographic recording of proceedings.

.151. Appeal From Fire Marshal's Final Decision or Order. Any party aggrieved by a final decision or order of the fire marshal in a contested case may appeal to the board after the decision or order complained of is final and appealable. Such appeal shall be initiated in the same manner as an appeal from a ruling or action of the Commissioner of Insurance in accordance with Article 1.04, paragraph (d), Texas Insurance Code. Appeal to the board for review of actions of the fire marshal shall be made within 30 days from the date that the writing evidencing the official action or order complained of is final and appealable, but for good cause shown, the board may allow an appeal after that date.

.152. Modification of Time Periods. The parties may, by agreement with the approval of the board or the fire marshal, provide for a modification of the time periods provided in Rules 059.01.09.148 and 059.01.09.149.

.158. Prerequisites to Adopting, Repealing, or Amending Rules. Prior to adopting, repealing, or amending any rule, the board or the fire marshal shall give at least 30 days' notice of its intended action. Notice of the proposed rule shall be filed with the secretary of state for publication in the *Register*. The notice shall include:

(a) a brief explanation of the proposed rule;

(b) the text of the proposed rule, except any portion omitted as provided in Section 6(c) of the act, prepared in a manner to indicate the words to be added or deleted from the current text, if any;

(c) a statement of the statutory or other authority under which the rule is proposed to be promulgated;

(d) a request for comments on the proposed rule from any interested person; and

(e) any other statement required by law.

Any notice becomes effective as notice when published in the *Register*. The notice shall be mailed to all persons who have made timely written requests of the agency for advance notice of its rulemaking proceedings. However, failure to mail the notice does not invalidate

any actions taken or rules adopted. Prior to the adoption, repeal, or amendment of any rule, the board or the fire marshal shall afford all interested persons reasonable opportunity to submit data, views, or arguments. Such data, views, or arguments may, at the discretion of the board or the fire marshal, be submitted either orally or in writing. A public hearing shall be held prior to the adoption of any rule if required by law or these rules. The board or the fire marshal shall consider fully all written and oral submissions concerning the proposed rule. On adoption of a rule, the board or fire marshal, if requested to do so by an interested person either prior to adoption or within 30 days after adoption, shall issue a concise statement of the principal reasons for and against its adoption, incorporating in the statement its reasons for overruling the considerations urged against its adoption. If the board or fire marshal finds that an imminent peril to the public health, safety, or welfare requires adoption of a rule on fewer than 30 days' notice and states in writing its reasons for that finding, the board or fire marshal may proceed without prior notice or hearing or on any abbreviated notice and hearing found practicable to adopt an emergency rule. The rule may be effective for a period of not longer than 120 days, renewable once for a period not exceeding 60 days, but the adoption of an identical rule is not precluded by this rule. An emergency rule adopted under the provisions of this paragraph, and the board's or fire marshal's written reasons for the adoption, shall be filed in the Office of the Secretary of State for publication in the *Register*.

Except as prohibited by law, the agency may use informal conferences and consultations as means of obtaining the viewpoints and advice of interested persons concerning contemplated rulemaking. The board or fire marshal may also appoint committees of experts or interested persons or representatives of the general public to advise it with respect to any contemplated rule making. The powers of these committees are advisory only.

Any interested person may petition the agency requesting the adoption of a rule as set out in Rule 059.01.09.160.

.159. Effective Date of Rules. Each rule adopted becomes effective 20 days after the filing of two certified copies with the secretary of state except that:

(a) if a later date is required by statute or specified in the rule, the later date is the effective date; and

(b) if a federal statute or regulation requires that the agency implement a rule by a certain date, the rule is effective on the prescribed date; and

(c) subject to applicable constitutional or statutory provisions, an emergency rule (as that term is set out in Section 5 of the act) becomes effective immediately

on filing with the secretary of state, or on a stated date less than 20 days thereafter, if the board or fire marshal finds that this effective date is necessary because of imminent peril to the public health, safety, or welfare. The board or the fire marshal shall take appropriate measures to make emergency rules known to persons who may be affected by them.

.160. Petition for Adoption of Rules. Any interested person may petition the board or the fire marshal requesting the adoption of a rule. Petitions shall be sent to the chief clerk or the hearings reporter. Within 60 days after the submission of a petition, the board or fire marshal shall either deny the petition in writing, stating the reasons for the denial, or shall initiate rulemaking proceedings. Petitions shall be deemed sufficient if they contain:

- (a) the exact wording of the new, changed, or amended proposed rule;
- (b) specific reference to the existing rule which is proposed to be changed or amended in the case of a changed or amended rule; and
- (c) a justification for the proposed action set out in narrative form with sufficient particularity to inform the board or the fire marshal and any other interested party of the reasons and arguments on which the petitioner is relying.

.166. Chairman to Preside. The chairman shall preside over all meetings of the board at which he is present. In his absence, one of the other board members shall preside as acting chairman. The acting chairman shall be selected by mutual agreement of the board members present or, lacking mutual agreement, shall be the member senior in length of service on the board.

.167. Official Action by Majority. Any official act or decision of the board shall be concurred in by at least two of its members. Such act or decision shall be based upon information presented to members present at official meetings of the board. There shall be at least two board members present at any official meeting of the board. Private solicitation of individual members in an effort to in any way influence their official actions through information or arguments not simultaneously presented to other members of the board is improper.

.168. Initiating Proceedings Before the Board. Proceedings before the board are divided into two classifications: matters over which it has original jurisdiction and matters over which it has appellate jurisdiction. The provisions of Article 1.04, paragraph (b), vest original jurisdiction in the board to determine policy, promulgate rules, and promulgate or approve rates. Proceedings over which the board has original jurisdiction may be initiated as follows:

(a) any interested person may petition the board requesting the adoption of a rule in accordance with Rule 059.01.09.160;

(b) in any other matter, any person desiring that the board perform some official act permitted or required by law shall request such performance in writing. Such requests shall be directed to the chief clerk of the board. Subject to Rule 059.01.09.129, any written request shall be deemed sufficient to initiate the proceedings and present the subject matter to the board for its official determination if the request reasonably gives notice to the board of the act desired. The board may also initiate proceedings on its own motion.

Matters which arise through appeal from official acts performed by the fire marshal shall be initiated in the same manner as an appeal from a ruling or action of the Commissioner of Insurance in accordance with Article 1.04, paragraph (d), Texas Insurance Code.

.169. Review of Final Decision or Order of Fire Marshal. In reviewing any final decision or order of the fire marshal, the board may consider the record made before the fire marshal; and in addition thereto, any other evidence and matters pertinent to the appeal may be submitted to the board, even if not included in the application for review.

.170. Board's Hearing Docket. When a matter has been initiated before the board and a hearing is required or shall be held, the chief clerk shall enter the same on the docket. The docket shall show the number of the matter, a brief description of the subject to be considered, and the parties. The board shall make appropriate entries in the docket to show the history and disposition of the matter. The board's hearing docket shall be available for public inspection during business hours at the office of the chief clerk.

.171. Chairman to Set Hearings Before the Board. The chairman shall set the time of any hearing; provided, however, that a majority of the board may vacate or reset the time of the hearing or, if the chairman is absent or fails to act, may make settings. The chief clerk shall enter the date on the docket and give notice thereof to the parties.

.172. Place of Meeting of the Board. Unless otherwise directed by the chairman, all meetings shall be held in the hearing room of the board.

.178. Initiating Proceedings Before the Fire Marshal. Proceedings shall be initiated as follows:

(a) any person may petition the fire marshal, in accordance with Rule 059.01.09.160, requesting the adoption of a rule within his jurisdiction;

(b) in all other matters, any person desiring that the fire marshal perform some official act permitted or

required by law, shall request such performance in writing. Such requests shall be directed to the hearings reporter. Subject to Rule 059.01.09.129, any written request shall be deemed sufficient to initiate the proceedings and present the subject matter to the fire marshal for official determination if the request reasonably gives notice to the fire marshal of the act desired. The fire marshal may also initiate proceedings on his own motion.

.179. Fire Marshal's Hearing Docket. When a matter has been initiated before the fire marshal and a hearing is required or shall be held, the hearings reporter shall enter the same on a docket. The docket shall show the number of the matter, a brief description of the subject to be considered, and the parties. The hearings reporter shall make appropriate entries in the docket to show the history and disposition of the matter. The fire marshal's hearing docket shall be available for public inspection during business hours at the office of the hearings reporter.

.180. Setting of Fire Marshal's Hearings. The presiding officer shall set the time of any hearings; provided, however, that he may vacate or reset the time of any hearing. The hearings reporter shall enter the date on the docket and give notice thereof to the interested parties.

.181. Place of Fire Marshal's Hearings. Unless otherwise directed by the fire marshal, all hearings shall be held in Room 142, State Board of Insurance.

.187. Amendments, Conflicting Rules Repealed. These rules of practice and procedure shall govern in accordance with Rule 059.01.09.101 until amended. All rules of practice and procedure before the agency in conflict with the rules included herein are repealed to the extent of the conflict. Special rules of the agency dealing with specific subjects or procedures are deemed to be compatible with these general rules of practice and procedure, and such special rules are not repealed.

.188. Effective Date. These rules shall take effect at 11:59 p.m., on February 3, 1977. They shall govern all proceedings filed after they take effect; and they shall also govern all proceedings then pending.

Issued in Austin, Texas, on February 3, 1977.

Doc No 770656 Pat Wagner
Deputy Chief Clerk
State Board of Insurance

Effective Date February 3 1977

Expiration Date June 3 1977

For further information please call (512) 475-4509.



Texas Youth Council

Reception and Receiving Centers

Admission Procedure 203.10.02

The number of commitments of delinquent youth and status offenders to the Texas Youth Council continues to grow beyond projections. This unexpected phenomenon is creating some critical situations in the agency and may seriously impair the proper placement and care of youth.

Because of the increasing rate of commitments and the growing difficulty of getting essential information about youth remanded to the Youth Council, the agency is initiating the use of a new commitment summary form and intends to adopt its use effective March 1, 1977. The completed form will be required to accompany any adjudicated delinquent or status offender committed to the Youth Council. Currently the information is requested but there is no prescribed form or commitment document. Since there are over 500 judges in the state who have authority to commit youth to the Youth Council, there is great variation in the nature and quality of information which accompanies youths upon commitment.

Proper screening and diagnosis is critical at the Statewide Reception Center for Delinquents at Brownwood and at its Crockett Receiving Center for Status Offenders at Crockett. Placements are made to programs best suited to the needs of the youth. The placement is shaped largely by tests and evaluations given at the reception and receiving centers and by evaluation of material received from the committing jurisdiction. The latter includes the youth's social history, psy-

chological and/or psychiatric reports, certain school and medical records, and his offense history. Most of this information can be provided only by the committing court or its probation department. Further, this information comes in such widely varying formats that it is difficult for Youth Council staff to efficiently and accurately summarize critical portions of the material in the 7-10 day period that they have to work with the youth.

Adopting a commitment form and requiring its use throughout the state will expedite and greatly enhance the quality of the Youth Council's reception process and thus reduce the critical overcrowding at the Brownwood Reception Center and the Crockett Receiving Center. Better accompanying information will greatly reduce staff time currently spent on extensive telephone calls and correspondence. Such reduction will, in turn, result in a better use of staff time and the elimination of unnecessary and undesirable delays in placing youths in the proper programs. Adoption of the commitment survey form will substantially change the content of the existing language of Rule 203.10.02.003.

This rule is promulgated under the authority of Section 15, Article 5143d, Texas Civil Statutes.

.003. Required Commitment Information and Form (Admitting Information).

(a) *All youth adjudicated as delinquents or status offenders and remanded to the Texas Youth Council for care and custody shall be committed in accordance with this rule and the requirements prescribed therein.*

(b) *The committing officer shall present a completed Texas Youth Council commitment summary at the time the youth is remanded to the Statewide Reception Center for Delinquents or the Crockett Receiving Center for Status Offenders.*

(c) *In addition to the commitment summary, the following are also mandatory for admission to either the Statewide Reception Center or the Crockett Receiving Center:*

- (1) *valid commitment order or certified copy;*
- (2) *birth certificate or certified copy;*

(3) *probation officer's social history (to be accompanied by a psychological or psychiatric evaluation, if available);*

(4) *school records; and*

(5) *medical records (including immunization records and any current medication).*

(d) *A supply of the Texas Youth Council commitment summary forms can be obtained from the Texas Youth Council Central Office, P.O. Box 9999, Austin, Texas 78766.*

(e) *This rule shall take effect March 1, 1977.*

Upon arrival at the Statewide Reception Center, the following information will be made available to the Statewide Reception Center staff.

(1) Valid Order of Commitment which includes judge's signature and designation of court; clerk's certification, seal, and signature; date of commitment, statement that the child is being committed to the Texas Youth Council at Austin, Travis County, Texas; student's date of birth and age of student at time of hearing.

(2) Complete social summary including relevant reports of court proceedings, probation officer's report, police reports, school records, medical and dental records, immunization records, birth verification or certificate.

(3) Psychological and psychiatric evaluation (if psychological and/or psychiatric services are available to the committing county).

Issued in Austin, Texas, on February 2, 1977.

Doc. No 770708 Ron Jackson
Executive Director
Texas Youth Council

Effective Date: March 1, 1977

Expiration Date: June 28, 1977

For further information, please call (512) 475-6858

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 Education Agency

Accreditation-- V 226.37.15

The Texas Education Agency proposes to adopt Rule 226.37.15.010, the principles and standards for accrediting elementary and secondary schools.

Public comment on the proposed adoption is invited. Comments may be submitted by telephoning the office of Dr. J. B. Morgan, Associate Commissioner for Policies and Services, at (512) 475-7077, or by writing to him at 201 East 11th Street, Austin, Texas 78701.

These regulations will apply to school districts entering accreditation cycles beginning in the 1977-78 school year or thereafter. Districts which entered accreditation cycles prior to 1977-78 are following substantially the accreditation procedures which are outlined in these regulations. The principles and standards for accreditation which are presently contained in the Texas Education Agency Bulletin 560 (Rule 226.37.91.010) will remain in effect for these districts throughout the remainder of their initial five-year accreditation cycles. However, at their option, these districts may choose to be in composite compliance with the new principles and standards.

Due to the length of Proposed Rule 226.37.15.010, the first portions of it have appeared in earlier issues, beginning with Volume 2, Number 10. The proposed date of adoption for the entire rule is March 12, 1977.

This rule is proposed under the authority of Sections 11.26(a)(5) and 16.053, Texas Education Code.

Physical Plant and Equipment

Principle 10: The district provides physical plant and equipment which are positive in effects upon teaching and learning, reflect citizens' esteem for their schools, and are designed and operated with the users in mind.

Standards:

(10A) School buildings and their campuses afford adequate settings for carrying out the assigned instructional programs and supportive operations.

Indicators

(1) Design, size, and decor of facilities are appropriate to their functions.

Note: In a multi-campus district, seriously deficient status of one or more buildings brings into question compliance with this standard. This is especially true if evidence of illegal discrimination or of indifference toward corrections exist. In general, however, the district is judged on the composite fit of buildings/campuses with Standard (10A).

(2) Facilities which house board meetings and the superintendent's office provide adequate space and are conveniently accessible for citizens and employees who participate in defining goals, policies, and programs (see Standard (3E)).

(10B) School buildings, their campuses, and auxiliary facilities afford maximum safety, protection of health, and accommodations to physical conditions of their users.

Indicators

(1) Adequate provisions are made for safety of students on campus and from street traffic in attending the school.

(2) Precautions to prevent and escape from hazards are installed.

(3) Ventilation, cooling, heating, and lighting protect the health and comfort of users.

(4) Adaptations for physically-handicapped users are provided.

(10C) Operating and maintenance of physical facilities ensure continuously positive settings for users and observers.

Indicators

(1) Freshness, tidiness, and exemplary cleanliness characterize the facilities. Dependable functioning of mechanical systems is maintained. Restrooms and locker rooms are regularly cleaned and sanitized.

(2) Operation and maintenance conserve the physical facilities and overcome unsatisfactory conditions produced by time and wear.

(3) Janitorial and operating supplies and replacement items are of good grade and are constantly adequate.

(10D) Regular maintenance and inspection procedures for pupil transportation equipment and its daily operation ensures maximum safety.

Note: The Division of School Transportation in the agency is responsible for enforcing these regulations.

Indicators

(1) Beyond mere compliance with statutes, the district also provides prudent and corrective safeguards against dangers to students transported. If student transportation services are contracted to another party, the district has on hand adequate assurances as to safety of the equipment and the qualifications of operators.

(10E) Instructional, library, and classroom equipment of satisfactory quality and quantity are made available and are used to promote and support better teaching for students (see Standard (7D), Indicator (1)).

Indicators

(1) Availability refers to presence of such equipment in the district or in other accessible repositories (such as the regional service centers). However, effective use is the test of availability.

(2) Since some such equipment requires technically competent personnel to ensure effective use, presence of such personnel is essential to the fulfillment of this standard.

(3) Requisite character and quantity is judged by the district. However, by the proportion of its resources it devotes to such equipment, the district gives evidence of its seriousness in conforming to Principle 7.

(4) In exercising these judgments, the district conducts assessments of its equipment resources, using criterion guides and teacher testimony as a part of its self-study as well as at more frequent intervals (see Standard (4D)).

Note: Agency advisory criteria are contained in the Appendices.

Appendix

Additional Accreditation Regulations

(1) Essential Curriculum Elements Prescribed by State Law. The Texas Education Code mandates that each school district provide instruction for its students in certain specified curriculum areas. These statutorily prescribed curriculum elements are defined for purposes of school accreditation as essential or basic areas of learning in which basic competency is expected to be achieved by every student. The remainder of the curriculum may be regarded by the district as consisting of highly desirable learning outcomes, but not necessarily essential for every student to attain.

The statutes mandating these areas and a more detailed description of each are contained on the attached table, "Essential Curriculum Elements Prescribed by State Law." Also attached is a copy of each statute cited for one of the curriculum elements in the table.

See chart, page 583

(2a) Required Clock Hours and Days of Instruction. Required clock hours and days of instruction are set out in Rule 226.23.06.010, Time Sessions for School Operation, which reads as follows:

Each school district submits its school calendar, showing not less than 180 days of available instruction, to the Texas Education Agency.

School is in session at least seven hours each day, of which not less than six hours shall be devoted to instruction. The primary grades may be dismissed somewhat earlier than the other grades.

School districts having to use half-day sessions obtain permission to operate with the shortened day from the Division of Administrative Services of the Texas Education Agency.

(2b) Description of Balanced Elementary Curriculum.

Each elementary school maintains a balanced curriculum offering, including English language arts, science, mathematics, social studies, art, drama, music, health, physical education, and, if desired, foreign languages. The content of each subject is compatible with state curriculum frameworks and/or guides and local instructional guides.

The elementary school curriculum is considered to be balanced when the offerings listed above are included in the instructional program for students. The responsibility for enabling all children to participate actively in a balanced curriculum which is designed to meet individual needs rests with the local school district.

The daily schedule includes instruction in the areas of English language arts, science, mathematics, social studies, and physical education. The time allocated for instruction in each of these areas is determined by results of student needs assessment conducted by the local school district (Principle 4, Standard (4C)) and by diagnosis of individual pupil competencies and deficiencies. The daily schedule meets statutory and accreditation requirements in terms of clock hours.

The weekly schedule includes art, music, drama, and health. A balanced curriculum does not stress one of these areas to the detriment of others in the total program. In addition to being treated as separate subjects, art, music, and drama are included, when appropriate, in all areas of the elementary curriculum.

Career education, drug education, and safety education are integrated into all areas of the program. The inclusion of foreign languages and industrial arts in the elementary curriculum is encouraged. Bilingual education is offered in accordance with appropriate statutes. Districts are encouraged to exceed minimum requirements of the laws.

Citizenship, conservation of natural resources, understanding of the free enterprise system, are correlated with instruction in other subjects.

Local instructional plans are in written form. They specify goals and objectives; describe procedures for diagnosis, prescription, and evaluation in terms of individual pupil progress and curriculum balance; and provide for cooperative planning for professional and nonprofessional staff members.

*Reading, literature, oral language, composition, speech, handwriting, spelling, mechanics, usage, and grammar.

**Refers to general music, which is the basic program. Choral and instrumental music may be offered in addition to general music.

(2c) List of Approved Courses, Grades 7-12.

See chart, pages 584-602

(2d) Description of Content in Secondary Grades.

(1) Each accredited secondary school (grades 7-12) makes available to pupils the subjects listed below. The content of each course is compatible with state curriculum frameworks and/or guides and local instructional guides.

English (six years).

Mathematics (six years) including one year of Algebra and one year of Geometry.

Science (six years) including Biology, Chemistry, and Physics.

Social Studies (six years) including one year of Texas History and Geography in Grade 7; two years of American History, including one year of American History and Citizenship in Grade 8, and one year of American History in any grade, 9-12; one year of either World History Studies or World Geography Studies in any grade, 9-12; one-half year or two quarters of American Government which includes study of the Texas and United States Constitutions. Incorporate within the required courses of American History, World History Studies or World Geography Studies, and American Government instruction on the essentials and benefits of the free enterprise system.

Physical Education (six years) in accordance with Section 21.117, Texas Education Code.

Health in accordance with Sections 21.101 and 21.104, Texas Education Code.

Vocational education programs offered accord-

ing to pupil needs and actual or anticipated opportunities for gainful employment.

An elective course on the free enterprise system (one-half semester unit or one quarter unit) in accordance with Section 21.1031, Texas Education Code.

A foreign language program according to local needs.

Additional elective courses sufficient to meet the needs of students in grades 7 through 12.

(2) All students complete the following subjects in grades 7 and 8.

<i>Subject</i>	<i>Clock Hours, Minimum</i>
English Language Arts	260
Mathematics	260
Social Studies	260
Texas History and Geography	
American History and Citizenship	
Science	130
Physical Education	130

English language arts includes reading, literature, composition (oral and written), spelling, grammar, usage, and mechanics.

Social studies includes a minimum of 130 clock hours in Texas History and Geography, Grade 7; a minimum of 130 clock hours in the study of American History and Citizenship, Grade 8, which is the first part of a two-year American History program to be continued in any grade, 9-12.

Science is taught by the laboratory method and organized according to one of the following plans:

Plan A: Life Science (65 clock hours) and Earth Science (65 clock hours) in grades 7 and/or 8, as a minimum or

Plan B: General Science (130 clock hours) including Life, Earth, and Physical Science, in grades 7 and/or 8, as minimum.

In addition to the required subjects, students will complete 450 clock hours from the subjects listed below.

Foreign Languages	Speech
Art	Drama
Music	Business Education
General Homemaking	Industrial Arts
Health	Science
Occupational Training	Physical Education

(3) Schools limit individual students to one period during the regularly scheduled school day for practice of inter-school competitive athletics and for programs in which body conditioning, training, or other activities in one of the team sports is the objective of the teacher and students.

Schools using one period per day for activities in competitive athletics:

have written board policies which outline the athletic program and state the beginning and ending dates of each team sport;

have written guides for each team sport of the inter-school competitive athletic program stating the educational objectives and expected student outcomes;

limit students to one 55-minute period during the regular school day for participation in competitive athletic activities or physical education;

provide for athletes in their off season a physical education class conducted according to a course outline that includes lifetime sports and other carry-over activities;

require a minimum of 80 clock hours of health instruction (grades 9-12); and

limit the amount of credit earned in competitive athletic activities to one and one-half units or five quarter units which may be counted in the minimum 18 units required for high school graduation (grades 9-12).

(2e) Requirements for High School Graduation.

(1) Graduates of each high school are awarded the same type of diploma. The transcript rather than the diploma records individual accomplishments, achievements, and a description of the type of program completed.

(2) Courses offered for a unit of credit in grades 9-12 are scheduled for a minimum of 160 clock hours of class instruction. A course may be considered completed and credit awarded under either of the following conditions:

the student has been enrolled in a course scheduled for the minimum clock hours and has made satisfactory progress;

the student has demonstrated achievement by meeting the standard requirements of the course, regardless of the time he has been enrolled in the course.

(Note: A unit of credit is the equivalent of the study of a subject that is scheduled for 160 clock hours, which traditionally is one 55-minute period per day for the school year.

This definition is based on the usual operation of schools. Deviations from the usual operation are acceptable for meeting the unit of credit so long as the school makes available the amount of time required to permit the individual to meet the acceptable achievement standards for the course.

A quarter unit of credit is one-third of the 160 clock hours, or one-third of the acceptable achievement standards for the course.)

(3) All pupils must complete at least the equivalent of 18 semester units or 55 quarters to receive a high school diploma.

The required 18 semester units or 55 quarter units include the following specified subjects:

English (3 units or 9 quarter units).

World History Studies or World Geography Studies (1 unit or 3 quarter units)

American History (1 unit or 3 quarter units) (includes the second year of a two-year program begun in Grade 8)

American Government (1/2 unit or 2 quarter units)

Mathematics (2 units or 6 quarter units)

Science (2 units or 6 quarter units)

Physical Education (1 1/2 units or 5 quarter units)

Health Education (1/2 unit or 2 quarter units)

Six and one-half units or 19 quarter units of electives from the "List of Approved Courses, Grades 7-12."

Courses taught as a part of the basic graduation requirements in grades 7-12 follow titles, credits, prerequisites, and time allotments found in "List of Approved Courses, Grades 7-12."

Schools desiring to develop courses not in the "List of Approved Courses, Grades 7-12" submit a course description to the Division of School Accreditation, Texas Education Agency, for approval to teach such a course and submit an evaluation at the close of the year.

Credit for a course not included in the approved list but given individual approval by the Division of School Accreditation may be used in the minimum 18 units required for high school graduation under two conditions:

(a) if the course has been approved and taught once; and

(b) if the evaluation report submitted at the close of the course justifies its continuation and specifies how it will be used in meeting graduation requirements.

The graduation requirement in mathematics must be fulfilled by credit for any two units or six quarter units from the State List of Approved Courses. Local board policy ensures that the school will assist the pupil, with the approval of his parents, in selecting the courses appropriate to his needs in moving toward his educational goals.

The science requirement of the two units or six quarter units may be fulfilled in one of the following ways:

completion of two units or six quarter units of science taught by the laboratory method selected from the science courses for grades 9-12;

completion of 130 clock hours of science taught by the laboratory method as described in the requirement for grades 7 and 8 (this work in grades 7 and 8 is not to be counted as one of the 18 basic high school units), and

one unit or three quarter units of science taught by the laboratory method from the science courses for grades 9-12.

Driver Education may be offered to students who are 15 years of age but may not be one of the basic units required for graduation.

Driver Education, if offered, is available for all students 15 years of age or older.

The course is scheduled and taught in compliance with the *Standards for an Approved Course in Driver Education in Texas Schools*, adopted jointly by the Texas Education Agency and the Department of Public Safety, 1970.

The appropriate curriculum guide is required for the type of instruction being given. The guides are:

Curriculum Guide for Driver Education,

Curriculum Guide for Simulation and In-Car Instruction,

Curriculum Guide for Multi-Car Driving Range.

Each of the guides is published by the Texas Education Agency, and the latest revision is to be used.

Instructors are scheduled to teach no more than six (6) hours each day, including class, in-car instruction, and other subjects.

The requirement in Health Education and Physical Education should be completed by one-half unit or two quarter units in Health Education and one and one-half units or five quarter units of Physical Education according to the approved state description of courses.

Students are classified for physical education on the basis of health into one of the following:

unrestricted-- not limited in activities and includes participation in inter-school athletics;

restricted-- excludes the more vigorous activities but includes a limited participation in intramural activities;

adapted and remedial-- specific activities prescribed or prohibited for students so classified. The doctor uses this classification rather than a medical excuse.

The local school may develop a plan, approved by the local board of education, which allows individual pupils to be graduated without fully meeting the physical education requirements. This plan should not waive the requirement for one-half unit of Health Education. (Effective scheduling minimizes the necessity for using this alternative.) Such a plan provides that:

such pupils are participating in courses or activities that contribute to physical fitness such as band, cooperative vocational programs, and vocational shop programs;

the pupil received at least 80 clock hours of health instruction;

a pupil who has not completed the requirement in physical education will resume instruction in his subject when the conflict in scheduling is resolved;

valid physical fitness tests are used to determine the pupil's physical abilities and evaluate his progress;

the permanent record of the pupil includes physical fitness evaluations and the alternative courses taken. Texas Education Agency Forms ACC-007 or PDA-012 may be used;

no units of credit are given in physical education to pupils participating in this plan.

(4) There is a minimum of six hours per school day, excluding lunch periods.

Texas statutes provide that schools shall be in session for not less than seven hours each day, including intermissions and recesses.

Schools are permitted to dismiss primary grades somewhat earlier than the other grades.

(Note: Schools that are crowded may receive permission to operate temporarily on half-day sessions from the Division of Administrative Services, Texas Education Agency.)

(5) There is a minimum of 180 days of actual instruction per year.

*Section 21.103, Texas Education Code.

**Section 21.106, Texas Education Code.

(3) Requirements for Assignment of Teachers.

See chart, pages 603-607

(a) All professional personnel are graduates of colleges and universities which are (1) approved by the Texas Education Agency for teacher education programs or (2) otherwise recognized by the Texas Education Agency for public school professional employment purposes.

(Note: Teachers in Vocational Industrial Education and school nurses are not required to be college graduates.)

(b) All professional personnel hold valid Texas teachers certificates appropriate for their current assignments.

(c) Teachers are assigned in areas or subjects for which they have completed an approved program of teacher education.

An individual receiving a secondary certificate dated after September 1, 1966, must have the proper teaching field on the certificate in order to meet standards for teaching the subject in grades 7-12.

An individual that fully met accreditation standards in effect prior to September 1, 1961, and taught the subject in grades 7-12 for one school year prior to September 1, 1962, may continue to teach the subject without additional preparations.

Teachers who are not exempt by virtue of the policy above and who are assigned to subjects in the "List of Approved Courses, Grades 7-12" that were not identified by teaching field when the initial certificate was issued meet the preparation requirements for the subject in effect when the certificate was issued.

If grades 7 and 8 are organized on a "self-contained" basis, the preparation of the teacher must comply with the standards applicable to elementary teachers rather than the standards set forth for departmentalized seventh and eighth grades. "Self-contained" is defined as a class which is taught by one teacher for 50 percent or more of the school day.

Teachers in departmentalized grades 7 and 8 may have either the elementary or secondary area of specialization on their certificates. Those with elementary area of specialization meet the semester hour requirements shown in Column 3.

When emergency conditions require, a teacher may be assigned to a subject without the required preparation, provided a Temporary Classroom Assignment Permit is issued to the teacher by the superintendent in accordance with regulations and further provided each teacher assigned under these conditions is reported to the school board.

Those teaching fields approved after September 1966 are specified by the effective date in Column 4.

(4) Regulations on Correspondence Courses and High School Credit by Examination/Performance.

(a) Correspondence courses. The school may establish a supervised correspondence study program for in-school and out-of-school youth and adults. The program, outlined in writing and approved by the local board of trustees, has the following characteristics:

For in-school youth:

designates that courses are to be from the University of Texas Division of Extension in Austin or the Extension Division of Texas Tech University;

limits units earned to two of the 18 units required for graduation. (Students residing abroad are exempt from this limit.);

establishes local limitations on student eligibility for correspondence courses;

requires prior approval by school authorities before a student enrolls for correspondence courses;

provides for assignment of staff members to supervise correspondence work;

ensures that correspondence courses are used for emergency or enrichment only and do not become a substitute for residence work;

For out-of-school youth and adults:

limits eligibility to individuals who are not enrolled in a day school. If individuals are under 18 years of age, verification of permanent withdrawal must be made by the principal of the last school attended;

permits as many units as needed for graduation to be taken by correspondence;

limits student enrollment to two correspondence courses simultaneously;

specifies that only courses from members of the National University Extension Association or correspondence schools approved by the Division of School Accreditation may be used in public school correspondence programs;

designates that the local district provide counseling, administrative, and clerical assistance necessary for operation of the adult program;

requires a method for supervision of all written correspondence papers and the administration of all final examinations;

recommends courses be completed within a reasonable time, usually within six months from the date of registration. Extension may be considered on the basis of individual merits.

(b) High school credit by examination/performance. The school system may develop a plan whereby students in grades 9-12 obtaining knowledge or skills outside the school program may be granted credit in any subject on the list of approved courses upon demonstration of competency by examination or performance test.

The local board of trustees will adopt policies authorizing the granting of credit by examination or performance test having the following characteristics:

establishes eligibility of students who may take the examination or performance test;

establishes procedures for students to take the examination or performance test. The administration should determine the time, place, length, and method of administering the examination or performance test;

ensures that the particular examination or performance test used to validate the student's ability will verify that the student has satisfactory knowledge of the subject;

sets the passing grade for accepting student work under these conditions in accordance with grades that are required of students attending regular classes;

ensures that the examinations or performance tests are properly evaluated, certified by the examining teacher and the principal, and are retained as part of the student's permanent records.

(5) Requirements for Summer School Programs.

(a) Summer school programs meet the standards of the regular term except where special provisions apply.

(1) The summer program must be operated according to written policies of the board of trustees.

(2) The summer school program is administered by a specifically assigned staff member with the appropriate administrative endorsement. He has the authority and available time during the regular school term to plan and organize the summer school program of the district.

(3) Library programs and instructional resources are available on the same basis as during the regular term.

(4) Courses from the "List of Approved Courses, Grades 7-12" offered in summer school programs are comparable, insofar as content and achievement standards are concerned, to the same courses taught in the regular term.

(5) Regular school course guides and teaching plans when used in summer school are adjusted to compensate for differences in length of daily class periods and in the number of calendar days.

(6) The summer school equivalent of one full unit in a regular term is 140 clock hours net instructional time. One quarter unit incorporates 47 clock hours. Net instructional time is defined as exclusive of registration, holidays, and daily class breaks.

(7) A maximum of 1 1/2 units or five quarter units may be earned in a summer term; however, a school may allow students to earn more than these specified amounts with special permission of the Division of School Accreditation, Texas Education Agency.

(8) No individual teacher is assigned more than six hours of classroom teaching per day.

(9) Pupils secure prior approval from school officials before enrolling in correspondence courses while attending summer school.

(6) Outline of Accreditation Planning Process.

(a) Notification. School districts will be notified as they are to enter into the Texas Education Agency school accreditation process. The districts should begin the first phase of the process as soon as they receive notification. A consultant from the Agency's Division of School Accreditation will be assigned to each participating district to guide the district's activities during the process and to provide advice and assistance. Assistance can also be obtained from the regional education service center and other appropriate sources.

(b) Basis for Accreditation. Accredited status for each district will be based upon the development of an approvable five-year plan for improvement and upon the district's compliance with the agency's principles and standards for accreditation of schools. This Five-Year Priorities Plan for improvement is to be developed through an accountability/renewal approach-- that is, it should be a concrete plan to improve student achievement in selected priority goal areas. The construction of this Five-Year Priorities Plan is done in three phases: (1) setting district goals for student development, (2) conducting a self-study to identify student learning needs in relation to the goals and to identify program weaknesses, and (3) making a five-year plan for program renewal and for the resources to support it. It is important to note that this plan is not intended to be a comprehensive plan for the district's total program. It is to be a design for making judiciously

selected changes (renewal) in the program in order to bring about improvement in a small number of high priority areas of student achievement. The number of priorities addressed in the plan should be enough to make significant improvement but not so many as to be unmanageable. Once this Five-Year Priorities Plan is approved by the agency, the district is accredited on the basis of it.

Continued accredited status throughout the remainder of the five-year period is dependent upon the district's implementation of the plan and making satisfactory progress toward the targets established in the plan.

The method of an on-site accreditation visit to the district by an agency team will not be used as a standard procedure as has been the practice in the past. The district itself is primarily responsible for the self-evaluation through the self-study, with provision for review of the self-study and its findings by the Division of School Accreditation. Periodic progress reports will be sent by the district to the division, and on-site visits by the assigned agency consultant and other agency staff will be conducted as necessary to provide assistance, gather information, or monitor the district's progress in developing or implementing its Five-Year Priorities Plan.

(c) Phase I: Establishing goals for the district. While the set of goals established by the district may also include other objects, their essential purpose is to state the general areas of learning or human development that students are expected to acquire as a result of attending school in the district. In establishing its goals, the district should take into consideration the goals for student development in the Goals for Public School Education in Texas established by the State Board of Education. The process of establishing the district's goals should provide for appropriate participation of representatives of the community and the school. The purpose of such involvement is to ensure that the statement of goals ultimately adopted is understood by and acceptable to the school staff, students, and the community. Appropriate methods for such participation, as well as the amount of representative involvement to be sought, must be decided by the district's board and administration. The method and degree of school/community participation will vary from situation to situation. Such involvement should be constructive, that is, enough participation to ensure that the interests of students, staff, and citizens are heard by the board of trustees, but not so much involvement that it results in inordinate consumption of time and manpower beyond the necessary to do the job.

The statement of goals for student development is to be adopted by official action of the district's board of trustees and transmitted to the Division of School Ac-

creditation. The district's agency consultant will review the statement of goals and give advisory feedback to the district.

(Note: If the district already has a set of goals that meet this description and which have recently been established, the district should confer with the agency consultant to determine whether these goals are acceptable to fulfill this requirement.)

(d) Phase II: conducting the self-study. The self-study should commence as soon as the district has adopted its statement of goals. The self-study uses as its basic references (1) the district's own goals for student development and (2) the agency's Principles and Standards for School Accreditation. Other appropriate standards or criteria for good educational practice may also be used by the district.

The self-study has two major elements: (1) assessment of the extent to which students are making progress toward achieving the district's goals for student development, and the identification of discrepancies in student learning (student learner needs), and (2) diagnosis of the district's instructional program, including its support systems and resources, to identify weak elements in the program that are contributing to student learning needs and/or which are not in accord with the Principles and Standards for School Accreditation.

A statement of the district's identified student learning needs and program deficiencies, with those of high priority designated, is to be sent to the Division of School Accreditation. The agency consultant will review this statement and give the district advisory feedback.

(3) Phase III: making the Five-Year Priorities Plan for Improvement. Based upon the priority student learning needs and the priority program deficiencies identified in the self-study, the district builds a practical plan to make concrete improvements in student achievement and program effectiveness by setting targets to be attained over the five-year cycle. This plan lays out the steps the district has decided to take to bring about these improvements both in student goal achievement and in related program areas. The plan also makes provision for the resources required to carry out the program renewal targets, the means the district will employ to monitor and evaluate progress being made toward the targets, and the overall management of the implementation of the plan to ensure that it moves steadily forward throughout the five-year period. The Five-Year Priorities Plan is to be approved by official action of the district's board of trustees and submitted to the Division of School Accreditation for approval. The agency consultant will advise and assist the district during the development of the plan, review the plan once submitted to the Division of School Accreditation,

give advisory feedback to the district if necessary, guide the plan through the approval process in the agency, and inform the district once the plan has been approved.

(f) Phase IV: implementation of the Five-Year Priorities Plan. Once the plan is approved by the agency, the district's accredited status is established or reconfirmed. The next phase is the most important of all-- the implementation by the district of the commitments for action and achievement made in the plan. Continuous progress toward the fulfillment of the targets and actions contained in the plan is essential for the continuance of the district's accredited status throughout the five-year period. Continuous evaluation of progress should be carried out by the district itself, with progress reports sent to the agency at least annually. As necessary, on-site visits may be conducted by agency staff to gather information on the district's progress in implementing its plan. The findings of the district's own evaluation should be used to refine or adapt the plan itself if necessary. Such changes in the plan may be made with the concurrence of the Division of School Accreditation.

(g) Review and monitoring by the agency. The process of school accreditation outlined here places primary emphasis upon the right and responsibility of each school district to govern and manage its own programs effectively and in accord with the expectations and values of the local community. At the same time, the Texas Education Agency is charged by law to establish and carry out effective procedures for the accreditation of schools that will ensure a basic level of quality education in the public school districts of the state.

Both of these responsibilities can be carried out satisfactorily through the procedure described. The school district carries out its responsibility by building and implementing its Five-Year Priorities Plan for improvement. The agency discharges its responsibility by assigning a consultant from the Division of School Accreditation to guide and assist the district throughout the process, and by reviewing, approving, and monitoring the district's progress at various points in the development and implementation of its plan.

Issued in Austin, Texas, on January 28, 1977.

Doc. No. 770509 M.L. Brockett
Commissioner of Education

Proposed Date of Adoption March 12, 1977

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

Essential Curriculum Elements Prescribed by State Law

(Numbers in parentheses refer to Texas Education
Code.)

English Language Usage

Mastery of English (11.11, 21.109, 21.451, 21.455)
Speaking English (21.454)
Comprehending English (21.454)
English Grammar (21.101)
Reading in English (21.101, 21.454)
Composition (21.101, 21.454)
Penmanship (21.101)
Orthography (spelling) (21.101)

Health and Physical Development

Physiology and Hygiene (21.101, 21.104)
Physical Education (21.101, 21.117)
Effects of Alcohol and Narcotics (21.101, 21.113)

Citizenship

Citizenship (2.01)
U.S. and Texas Constitutions (21.106)
Civil Government (21.101)
U.S. History (21.101, 21.454)
Texas History (4.15, 21.101, 21.103)
Intelligent Patriotism (4.16, 21.102)
Essentials and Benefits of Free Enterprise (21.103)
History and Culture Associated with Student's First
Language (21.454)
Modern Geography (21.101)
Kindness to Animals, Protection of Birds and Their
Nests and Eggs (21.105)
Dangers of Crime (and Narcotics) (21.113)

Mathematics

Arithmetic (21.101)
Mental Arithmetic (21.101)

2. C.

LIST OF APPROVED COURSES, GRADES 7-12

Courses	QUARTER PLAN		Prerequisite and Other Information
	Grade Placement	Quarter Time (7-8) or Credit (9-12)	
BUSINESS EDUCATION			
Typewriting 1,2,3 Middle School	7-8		Taken in sequence
Notetaking, Middle School	7-8	45 clock hours, minimum	
Blazing the World of Work	7-9	45 clock hours or 1 quarter	
Business Forms in Your Future	7-9	45 clock hours or 1 quarter	
File It Right	8-10	45 clock hours or 1 quarter	
Personal Business Management	9-11	2 quarters	
Exploring Business and Office Careers	9-11	1 quarter	
Typewriting 1,2,3	9-12	1,2,3 quarters	Taken in sequence
Advanced Typewriting 1,2,3	11-12	1,2,3 quarters	Advanced Typewriting 1: Typewriting 3 Advanced Typewriting 2: Advanced Typewriting 1 Advanced Typewriting 3: Advanced Typewriting 2
Business Mathematics 1,2,3	10-12	1,2,3 quarters	Business Mathematics 2: Business Mathematics 1 or equivalent Business Mathematics 3: Business Mathematics 2
Business Law 1,2,3	11-12	1,2,3 quarters	Taken in sequence
Salesmanship	11-12	1 quarter	
Shorthand 1,2,3	10-12	1,2,3 quarters	Typewriting 3 or concurrent enrollment Taken in sequence
Advanced Shorthand 1,2,3	12	1,2,3 quarters	Advanced Shorthand 1: Typewriting 3 and Shorthand 3 Advanced Shorthand 2: Advanced Shorthand 1 Advanced Shorthand 3: Advanced Shorthand 2
Accounting 1,2,3	10-12	1,2,3 quarters	Taken in sequence
Advanced Accounting 1,2,3	11-12	1,2,3 quarters	Advanced Accounting 1: Accounting 3 Advanced Accounting 2: Advanced Accounting 1 Advanced Accounting 3: Advanced Accounting 2
Recordkeeping 1,2,3	9-12	1,2,3 quarters	Taken in sequence Not open to students who have credit in Accounting
Office Procedures	11-12	3 quarters	Typewriting 3 or equivalent
Office Machines	11-12	3 quarters	Typewriting 3 or equivalent
Business Communications 1,2	10-12	1,2 quarters	3 quarters Typewriting 3 quarters English Taken in sequence
Data Processing	10-12	1 quarter	
Computer Programming	10-12	1 quarter	Data Processing
Notetaking	10-12	1 quarter	

Courses	Grade Placement	Quarter Time (7-8) or Credit (9-12)	Prerequisite and Other Information
Business Management 1,2	11-12	1,2 quarters	Taken in sequence
Business Ownership	11-12	1 quarter	
Advertising	11-12	1 quarter	
Human Relations and Ethics in Business	11-12	1 quarter	
Insurance	11-12	1 quarter	
Investments	11-12	1 quarter	
Real Estate	11-12	1 quarter	
Transportation	11-12	1 quarter	
Fundamentals of the Free Enterprise System	9-12	1 quarter	None
ENGLISH LANGUAGE ARTS			
English Language Arts	7-8	260 clock hours, required minimum	
Corrective English Language Arts	7-8	45 clock hours, minimum	Concentrated in one or more areas of English language arts
Speech	8	45 clock hours, minimum	
English I	9	3 quarters	9 quarters required, taken in sequence if possible
English II	10	3 quarters	9 quarters required, taken in sequence if possible
English III	11	3 quarters	9 quarters required, taken in sequence if possible
English IV	12	3 quarters	9 quarters required, taken in sequence if possible
Speech I	9-12	1,2, or 3 quarters	3 quarters maximum
Speech II	9-12	1,2, or 3 quarters	3 quarters maximum
Speech III	9-12	1,2, or 3 quarters	Speech I, 3 quarters
Speech IV	10-12	1,2, or 3 quarters	Speech I, 3 quarters
Journalism I	10-12	3 quarters	
Journalism II	11-12	2,3 quarters	Journalism I
Reading Improvement	9-12	1 quarter	
Corrective Reading	9-12	1,2 quarters	
FINE ARTS			
ART			
Art	7-8	45 clock hours minimum	
Art I	9-12	1,2,3 quarters	Taken in sequence
Art II	10-12	1,2,3 quarters	Art I
Art III	11-12	1,2,3 quarters	Art I and II
Art IV	12	1,2,3 quarters	Art I, II, and III
DRAMA			
Drama	8	45 clock hours minimum	
Drama I	9-12	1,2,3 quarters	
Drama II-III	10-12	1,2,3,4,5,6 quarters	Drama I, 3 quarters
MUSIC			
* Applied Music (Individual Study)	8		

*Applied Music (Individual Study) is to be offered only according to the plan outlined in Bulletin 756, Applied Music (Individual Study).

Courses	Grade Placement	Quarter Time (7-8) or Credit (9-12)	Prerequisite and Other Information
General Music	7-8	135 clock hours, minimum	
Band	7-8	135 clock hours, minimum	
Orchestra	7-8	135 clock hours, minimum	
Choral Music	7-8	135 clock hours, minimum	
Stage Band	7-8	135 clock hours, minimum	**Concurrent membership in band or orchestra
Instrumental Ensembles	7-8	45 clock hours, minimum	***Concurrent membership in band or orchestra
Band I-IV	9-12	3,6,9,12 quarters	
Orchestra I-IV	9-12	3,6,9,12 quarters	
Choral Music I-IV	9-12	3,6,9,12 quarters	
Stage Band	9-12	1,2,3 quarters per year, up to twelve quarters	**Concurrent membership in band or orchestra
Instrumental Ensembles	9-12	1,2,3 quarters per year, up to twelve quarters	***Concurrent membership in band or orchestra
Vocal Ensembles	9-12	1,2,3 quarters per year, up to twelve quarters	***Concurrent membership in a choral music organization
Music Theory I	9-12	3 quarters	
Music Theory II	10-12	3 quarters	Music Theory I
Music History and Literature	10-12	3 quarters	
*Applied Music (Individual Study) I-IV	9-12	2,4,6,8 quarters	
FOREIGN LANGUAGES			
Latin I-VI	7-12	(7-8) 135 clock hours (9-12) 3,6,9,12 quarters	Taken in sequence through Level III
French I-VI	7-12	(7-8) 135 clock hours (9-12) 3,6,9,12 quarters	Taken in sequence through Level III
German I-VI	7-12	(7-8) 135 clock hours (9-12) 3,6,9,12 quarters	Taken in sequence through Level III
Russian I-IV	7-12	(7-8) 135 clock hours (9-12) 3,6,9,12 quarters	Taken in sequence through Level III
Spanish I-VI	7-12	(7-8) 135 clock hours (9-12) 3,6,9,12 quarters	Taken in sequence through Level III
Czech I-II	7-12	(7-8) 135 clock hours (9-12) 3,6 quarters	Taken in Sequence
HEALTH			
Health Education	7-8	45 clock hours minimum in each grade	
Health Education I	9-10	2 quarters, required	
Health Education II	10-12	1,2 quarters	Health Education I
Advanced Physiology and Hygiene	10-12	1,2 quarters	Health Education I
INDUSTRIAL ARTS			

*Applied Music (Individual Study) is to be offered only according to the plan outlined in Bulletin 756, Applied Music (Individual Study).
 **Exceptions permitted for piano or organ, guitar, bass, vocalist(s). Student assignment determined by the director.
 ***Student assignment by the director.

Courses	Grade Placement	Quarter Time (7-8) or Credit (9-12)	Prerequisite and Other Information
CRAFTS			
Introductory Crafts	7-8	45 clock hours minimum	
General Crafts	9-12	1,2,3 quarters	
Ceramics	10-12	1,2,3 quarters	
Jewelry	10-12	1,2,3 quarters	
Leatherworking	10-12	1,2,3 quarters	
Plastics	10-12	1,2,3 quarters	
DRAFTING			
Introductory Drafting	7-8	45 clock hours minimum	
General Drafting	9-12	1,2,3 quarters	General Drafting
Architectural Drafting I	10-12	1,2,3 quarters	Architectural Drafting I
Architectural Drafting II	11-12	1,2,3 quarters	General Drafting
Machine Drafting I	10-12	1,2,3 quarters	Machine Drafting I
Machine Drafting II	11-12	1,2,3 quarters	Algebra 4, Geometry
Pre-Engineering Descriptive Geometry	12	1,2,3 quarters	Geometry
Pre-Engineering Drafting	10-12	1,2,3 quarters	General Drafting
Technical Drafting I	10-12	1,2,3 quarters	Technical Drafting I
Technical Drafting II	11-12	1,2,3 quarters	
ELECTRICITY-ELECTRONICS			
Introductory Electricity	7-8	45 clock hours minimum	
General Electricity	9-12	1,2,3 quarters	General Electricity
Basic Electronics	10-12	1,2,3 quarters	
GRAPHIC ARTS			
General Graphic Arts	9-12	1,2,3 quarters	
Photography I	10-12	1,2,3 quarters	Photography I
Photography II	11-12	1,2,3 quarters	
Printing I	10-12	1,2,3 quarters	Printing I
Printing II	11-12	1,2,3 quarters	
GENERAL SHOP			
Introductory General Shop	7-8	45 clock hours minimum	
General Shop I	9-12	1,2,3 quarters	
General Shop II	10-12	1,2,3 quarters	General Shop I
INDUSTRIAL MATERIALS AND PROCESSES			
Construction Technology	7-8	45 clock hours minimum	
Manufacturing Technology	9-12	1,2,3 quarters	
Industrial Materials and Processes	10-12	1,2,3 quarters	
METALWORKING			
Introductory Metalworking	7-8	45 clock hours minimum	
General Metalworking I	9-12	1,2,3 quarters	
General Metalworking II	10-12	1,2,3 quarters	General Metalworking I
POWER MECHANICS			
General Power Mechanics I	9-12	1,2,3 quarters	
General Power Mechanics II	10-12	1,2,3 quarters	General Power Mechanics I
WOODWORKING			
Introductory Woodworking	7-8	45 clock hours minimum	
General Woodworking	9-12	1,2,3 quarters	
Machine Woodworking	10-12	1,2,3 quarters	General Woodworking

Courses	Grade Placement	Quarter Time (7-8) or Credit (9-12)	Prerequisite and Other Information
MATHEMATICS			
Mathematics	7-8	260 clock hours, required minimum	
Fundamentals of Mathematics 1q, 2q, 3q, 4q, 5q, 6q	9-10	1,2,3,4,5,6 quarters	FOM 1q,2q: 2 grade levels below in mathematics achievement FOM 3q: Not open to students with credit in Algebra 1q, 2q FOM 4q, 5q, 6q: Not open to students with credit in Algebra 3q
Introduction to Algebra 1q, 2q, 3q, 4q, 5q, 6q	9-10	1,2,3,4,5,6 quarters	IA 1q, 2q: One grade level below in mathematics achievement. Not open to students with credit in Algebra 3q
Algebra 1q, 2q, 3q	9-10	1,2,3 quarters	Algebra 1q: Math 8 Algebra 2q: IA 4q or Alg. 1q Algebra 3q: Alg. 2q
Algebra 4q, 5q, 6q	10-11	1,2,3 quarters	Alg. 4q: Alg. 3q Alg. 5q: Alg. 4q Alg. 6q: Alg. 5q
Geometry 1q, 2q, 3q	10-11	1,2,3 quarters	Geom. 1q: Alg. 3q or IA 6q Geom. 2q: Geom. 1q Geom. 3q: Geom. 2q
Trigonometry 1q, 2q	11-12	1,2 quarters	Trig. 1q: Alg. 3q and Geom. 3q Trig. 2q: Trig. 1q
Analytic Geometry 1q, 2q	11-12	2 quarters	A.G. 1q: Trig. 1q and Alg. 6q A.G. 2q: A.G. 1q
Elementary Analysis 1q, 2q	11-12	2 quarters	E.A. 1q: Trig 1q and Alg. 6q E.A. 2q: E.A. 1q
Probability and Statistics	11-12	1 quarter	Alg. 6q
Mathematics of Consumer Economics 1q, 2q, 3q	11-12	1,2,3 quarters	Alg. 3q or IA 6q
Computer Mathematics 1q, 2q, 3q	10-12	1,2,3 quarters	Comp. Math 1q: None Comp. Math 2q, 3q: Comp. Math 1q
Calculus with Analytic Geometry 1q, 2q, 3q	11-12	3 quarters	Calc. with A.G. 1q: E.A. 2q Calc. with A.G. 2q: Calc. with A.G. 1q Calc. with A.G. 3q: Calc. with A.G. 2q
Independent Study Courses			
. Number Theory	11-12	1 quarter	Alg. 6q and Geom. 3q
. Linear Programming	11-12	1 quarter	A.G. 2q
. Elem. Linear Alg.	11-12	1 quarter	A.G. 2q
. History of Math	11-12	1 quarter	IA 6q or Alg. 3q
. Survey of Math	11-12	1 quarter	2 years of math
PHYSICAL EDUCATION			
Physical Education	7-8	135 clock hours, minimum	
Physical Education I-IV	9-12	Up to 12 quarters; 5 quarters required	Taken in sequence
SCIENCE			
Plan A			
Life Science	7-8	45-90 clock hours, minimum	135 clock hours, minimum
Earth Science	7-8	45-90 clock hours, minimum	135 clock hours, minimum

Courses	Grade Placement	Quarter Time (7-8) or Credit (9-12)	Prerequisite and Other Information
Plan B			
General Science	7-8	135 clock hours, minimum	
Physical Science	9-12	3 quarters	
Biology I	9-12	3 quarters	
Chemistry I	9-12	3 quarters	
Physics I	9-12	3 quarters	
Geology	10-12	1,2 quarters	3 quarters of any approved science course
Atmospheric Science	10-12	1,2 quarters	3 quarters of any approved science course
Astro- Science	10-12	1, 2 quarters	3 quarters of any approved science course
Marine Science	10-11	1, 2 quarters	3 quarters of any approved science course
Biology II	12	3 quarters	Biology I, Chemistry I
Chemistry II	12	3 quarters	Chemistry I, Physics I
Physics II	12	3 quarters	Chemistry I, Physics I
Advanced Science	12	3 quarters	Two of the following: Biology I, Chemistry I, Physics I
Environmental Science	11-12	1,2,3 quarters	Biology I
SOCIAL STUDIES			
AMERICAN STUDIES			
Texas History and Geography	7	135 clock hours, required minimum	Of this total, 72 clock hours must be in Texas History (statutory requirement)
American History and Citizenship	8	135 clock hours, required minimum	Content includes the first part of a two-year program in American History, the second year to be continued in any grade 9-12
American History	9-12	3 quarters required	Content includes the second part of two-year program in American History begun in Grade 8
American Government	10-12	2,3 quarters (2 required)	
Advanced Texas Studies	10-12	1,2 quarters elective	
American Culture Studies	10-12	1,2 quarters elective	
American Indian Studies	10-12	1,2 quarters elective	
West- an American Studies	10-12	1,2 quarters elective	
Negro American Studies	10-12	1,2 quarters elective	
WORLD STUDIES			
World History Studies	9-12	3 quarters required in either World History or World Geography Studies	If offered as elective, credit may be 1,2, or 3 quarter units
World Geography Studies	9-12	3 quarters required in either World Geography or World History Studies	If offered as elective, credit may be 1,2, or 3 quarter units.
Latin American Studies	10-12	1,2 quarters elective	
European Studies	10-12	1,2 quarters elective	
Asian Studies	10-12	1,2 quarters elective	
African Studies	10-12	1,2 quarters elective	
Fundamentals of the Free Enterprise System	9-12	1 quarter	None
ADVANCED SOCIAL SCIENCE PROBLEMS	10-12	1,2 quarters elective	

Course	Grade Placement	Quarter Time (7-8) or Credit (9-12)	Prerequisite and Other Information
INTRODUCTION TO SOCIAL SCIENCE DISCIPLINES			
Anthropology	10-12	1,2 quarters elective	
Economics	10-12	1,2 quarters elective	
Philosophy	10-12	1,2 quarters elective	
Psychology	10-12	1,2 quarters elective	
Sociology	10-12	1,2 quarters elective	
VOCATIONAL EDUCATION			
*AGRICULTURE			
Voc-Ag I	9-12	3 or 6 quarters	
Voc-Ag II	10-12	3 or 6 quarters	Voc-Ag I ^b
Voc-Ag III	10-12	3 or 6 quarters	Voc-Ag I
Voc-Ag IV	11-12	3 or 6 quarters	Voc-Ag I; either Ag II or Ag III
Co-op I	11-12	6 quarter units for 160 clock hours plus 525 hours of supervised work experience	
Co-op II	11-12	6 quarter units for 160 clock hours plus 525 hours of supervised work experience	16 years of age
Pre-employment I	11-12	9 quarter units for 480 clock hours of classroom and laboratory training or 6 quarter units for 320 clock hours of classroom and laboratory training	
Pre-employment II	11-12	9 quarter units for 480 clock hours of classroom and laboratory training or 6 quarter units for 320 clock hours of classroom and laboratory training	
COORDINATED VOCATIONAL-ACADEMIC EDUCATION			
Academic Phase			
English/Language Arts	7-8	260 clock hours required minimum	
English I-IV	9-12	1-12 units, 9 units required	
Mathematics	7-8	260 clock hours required minimum	
Mathematics I-II	9-12	6 units required	
Science	7-8	135 clock hours, minimum	
Science I-II	9-12	6 units required	
Social Studies	7-8	260 clock hours required. Texas History and Geography in Grade 7. American History and Citizenship in Grade 8.	
Social Studies I-III	9-12	8 units required. American History, 3 units. World History or World Geography Studies, 3 units. American Government, 2 units.	

^aAll Vocational Agriculture students must be enrolled for 3 consecutive quarters in the school year in order for credit to be granted as earned.

Courses	Grade Placement	Quarter Time (7-8) or Credit (9-12)	Prerequisite and Other Information
Vocational Phase			
Pre-employment Laboratory Training **	7-8	2 consecutive class periods daily	14 years of age
	9-12	6 quarters, 320 clock hours of classroom and shop instruction per year	
Cooperative Training*	9-12	6 quarters for 160 clock hours, plus 525 hours of supervised work experience	16 years of age
DISTRIBUTIVE EDUCATION			
Distributive Education I	11-12	6 quarters for 160 clock hours plus 525 hours of supervised work experience	16 years of age
Distributive Education II	12	6 quarters for 160 clock hours plus 525 hours of supervised work experience	16 years of age
Pre-employment	10-11 or 12	6 quarters for 320 clock hours. Maximum of 2 years	14 years of age
Combination (Pre-employment Laboratory and Cooperative Part-time)	10-11 for PEL portion; 11-12 for Co-op portion	3 quarters for the one year's enrollment in 1 hour Pre-employment class if followed by 6 quarters for 1 year's enrollment in the Co-op Part-time class with 525 hours of supervised work experience	14 years of age for the Pre-employment Laboratory class; 16 years of age for the Co-op Part-time class
HEALTH OCCUPATIONS EDUCATION			
Health Occupations Cooperative Training	11-12	6 quarters for 160 clock hours and 525 hours supervised work experience	16 years of age; Biology 1 year or taken concurrently
Health Occupations Pre-employment Laboratory	11-12	9 quarters for each 480 hours of instruction	Biology 1 year or taken concurrently
HOMEMAKING EDUCATION			
Homemaking I	9-12	1,2,3 quarters	
Homemaking II	10-12	1,2,3 quarters	Homemaking I, 3 quarters
Homemaking III	11-12	1,2,3 quarters	Homemaking I and II, 6 quarters
Homemaking IV	12	1,2,3 quarters	Homemaking I, II, and III, 9 quarters
Child Development	11-12	1 quarter	
Consumer Education	11-12	2 quarters	
Consumer Education	11-12	1 quarter	Home and Family Living, 2 quarters
Home and Family Living	11-12	2,3 quarters	
Home Management	11-12	1 quarter	
Home Nursing	11-12	1 quarter	
Home Furnishings	11-12	1 quarter	
Summer Phase	9-12	1 quarter per summer for not more than two summers	3 quarters of Homemaking for first summer; 6 quarters of Homemaking for second summer

*CVAB Cooperative Training is offered in Industrial Education

**CVAB - Pre-employment Laboratory programs are offered in Agriculture, Homemaking, Office and Industrial Education

Courses	Grade Placement	Quarter Time (7-8) or Credit (9-12)	Prerequisite and Other Information
*Home Economics Cooperative Education I	11-12	6 quarter units for 160 clock hours of classroom instruction plus 525 hours of supervised work experience	16 years of age
Home Economics Cooperative Education II	12	6 quarter units for 160 clock hours of classroom instruction plus 525 hours of supervised work experience. Credit may be granted for 1, 2, or 3 quarters.	Home Economics Cooperative Education I. Students may earn 12 quarter units if the occupation requires two years of training
Home Economics Pre-employment Laboratory I	10-12	6 quarter units for 320 clock hours of classroom and laboratory instruction in 2 consecutive class periods daily	
Home Economics Pre-employment Laboratory II	11-12	6 quarter units for 320 clock hours of classroom and laboratory instruction in 2 consecutive class periods daily. Credit may be granted for 1, 2, or 3 quarters.	Home Economics Pre-employment Laboratory I. Students may earn 12 quarter units if the occupation requires two years of training
INDUSTRIAL EDUCATION			
Single Skilled Occupations	10-12	6 quarters for each 320 clock hours of instruction	None
Skilled Occupations Shop Program	10-12	9 quarters for each 480 hours of instruction	None
Vocational Industrial Cooperative Training	11-12	6 quarters for 160 clock hours of instruction plus 525 hours of supervised work experience per year; 12 quarters total	16 years of age
OFFICE EDUCATION			
Office Education Cooperative Training	12	6 quarters for 160 clock hours plus 525 hours of supervised work experience	16 years of age; 3 quarter units of typewriting, shorthand for secretarial occupations; bookkeeping for accounting occupations and office machine operators
Pre-employment Laboratory in Office Education	11 or 12	6 quarters for 320 clock hours in 2 consecutive class periods	3 quarter units of typewriting; shorthand for secretarial occupations; bookkeeping for accounting occupations and office machine operators
Pre-employment Laboratory in Office Education	11 or 12	9 quarters for 480 clock hours in consecutive class periods daily	3 quarter units of typewriting; shorthand for secretarial occupations; bookkeeping for accounting occupations and office machine operators

*Home Economics students enrolled in Home Economics Cooperative Education I or Home Economics Pre-employment Laboratory I must be enrolled for three consecutive quarters in the school year for credit to be granted as earned.

In the event a school continues to operate for an interim period on a two-semester plan (35-minute periods) the quarter unit plan above would apply except for the credit. Two semester credits would be granted for each full year of home economics cooperative education for each full year of home economics pre-employment laboratory education.

Courses	Grade Placement	Quarter Time (7-8) or Credit (9-12)	Prerequisite and Other Information
MISCELLANEOUS COURSES			
Driver Education Instruction	9-12	1,2 quarters	15 years of age
General Agriculture (non-vocational)	7-12	3 quarters	
General Homemaking (non-vocational)	7-8	45 clock hour minimum	
General Homemaking I-IV (non-vocational)	9-12	1-12 quarters	
Bible	9-12	1,2,3 quarters	
Aerospace/Aviation I	10-12	1,2 quarters	None
Aerospace/Aviation II	10-12	2 quarters	None
Aerospace/Aviation Education III	11-12	1,2 quarters	Aerospace/Aviation Education II
Aerospace/Aviation Education IV	11-12	2 quarters	Aerospace/Aviation Education III

*Home Economics students enrolled in Home Economics Cooperative Education I or Home Economics Pre-Employment Laboratory I must be enrolled for three consecutive quarters in the school year for credit to be granted as earned.

In the event a school continues to operate for an interim period on a two semester plan (55 minute periods), the quarter unit plan above would apply except for the credit. Two semester credits would be granted for each full year of home economics cooperative education or for each full year of home economics pre-employment laboratory education.

LIST OF APPROVED COURSES, GRADES 7-12

SEMESTER PLAN

Courses	Grade Placement	Semester Time (7-8) or Credit (9-12)	Prerequisite and Other Information
BUSINESS EDUCATION			
Typewriting 1, 2 Middle School	7-8	65 clock hours minimum	Taken in sequence
Notetaking, Middle School	7-8	65 clock hours minimum	
Blazing the World of Work	7-9	65 clock hours or 1/2 unit	
File it Right/Business Forms	7-9	65 clock hours or 1/2 unit	
Personal Business Management	9-11	1/2 unit	
Exploring Business and Office Careers	9-11	1/2 unit	
Typewriting 1, 2	9-12	1/2-1 unit	Taken in sequence
Advanced Typewriting 1, 2	11-12	1/2-1 unit	Advanced Typewriting 1: Typewriting 2 or equivalent Advanced Typewriting 2: Advanced Typewriting 1
Business Mathematics 1, 2	10-12	1/2-1 unit	Business Mathematics 2: Business Mathematics 1 or equivalent
Business Law 1, 2	11-12	1/2-1 unit	Taken in sequence
Salesmanship	11-12	1/2 unit	
Shorthand 1, 2	10-12	1/2-1 unit	Typewriting 2 or concurrent enrollment Taken in sequence
Advanced Shorthand 1, 2	12	1/2-1 unit	Advanced Shorthand 1: Shorthand 2 and Typewriting 2 Advanced Shorthand 2: Advanced Shorthand 1
Accounting 1, 2	10-12	1/2-1 unit	Taken in sequence
Advanced Accounting 1, 2	11-12	1/2-1 unit	Advanced Accounting 1: Accounting 2 Advanced Accounting 2: Advanced Accounting 1
Recordkeeping 1, 2	9-12	1/2-1 unit	Taken in sequence, Not open to students with credit in Accounting 1
Office Procedures	11-12	1 unit	Typewriting 2 or equivalent
Office Machines	11-12	1 unit	Typewriting 2 or equivalent
Business Communications 1, 2	10-12	1/2-1 unit	1 unit Typewriting, 1 unit English, Taken in sequence
Data Processing	10-12	1/2 unit	
Computer Programming	10-12	1/2 unit	Data Processing
Notetaking	10-12	1/2 unit	
Business Management	11-12	1/2 unit	
Business Ownership	11-12	1/2 unit	
Advertising	11-12	1/2 unit	
Human Relations and Ethics in Business	11-12	1/2 unit	
Insurance	11-12	1/2 unit	
Real Estate	11-12	1/2 unit	
Transportation	11-12	1/2 unit	
Investments	11-12	1/2 unit	
Fundamentals of the Free Enterprise System	9-12	1/2 unit	

Courses	Grade Placement	Semester Time (7-8) or Credit (9-12)	Prerequisite and Other Information
ENGLISH LANGUAGE ARTS			
English Language Arts	7-8	260 clock hours re- quired minimum	
Corrective English Language Arts	7-8	65 clock hours minimum	Concentrated in one or more areas of English language arts
Speech	8	65 clock hours minimum	
English I	9	1 unit	3 units required taken in sequence if possible
English II	10	1 unit	3 units required taken in sequence if possible
English III	11	1 unit	3 units required taken in sequence if possible
English IV	12	1 unit	3 units required taken in sequence if possible
Speech I	9-12	1/2 unit	
Speech II	9-12	1/2 unit	Speech I, 1/2 unit
Speech III	9-12	1/2-1 unit	Speech I and II, 1 unit
Speech IV	10-12	1/2-1 unit	Speech I and II, 1 unit
Journalism I	10-12	1 unit	
Journalism II	11-12	1/2-1 unit	Journalism I
Reading Improvement	9-12	1/2 unit	
Corrective Reading	9-12	1/2 unit	
FINE ARTS			
ART			
Art	7-8	65 clock hours minimum	
Art I	9-12	1/2-1 unit	
Art II	10-12	1/2-1 unit	Art I
Art III	11-12	1/2-1 unit	Art I and II
Art IV	12	1/2-1 unit	Art I, II, and III
DRAMA			
Drama	8	65 clock hours minimum	
Drama I	9-12	1/2-1 unit	
Drama II-III	10-12	1/2-2 units	Drama I, 1 unit
MUSIC			
*Applied Music (Individual Study)	8		
General Music	7-8	130 clock hours minimum	
Band	7-8	130 clock hours minimum	
Orchestra	7-8	130 clock hours minimum	
Choral Music	7-8	130 clock hours minimum	
State Band	7-8	130 clock hours minimum	**Concurrent membership in band or orchestra
Instrumental Ensembles	7-8	65 clock hours minimum	***Concurrent membership in band or orchestra
Band I-IV	9-12	1-4 units	
Orchestra I-IV	9-12	1-4 units	
Choral Music I-IV	9-12	1-4 units	
Stage Band	9-12	1/2-4 units	**Concurrent membership in band or orchestra
Instrumental Ensembles	9-12	1/2-4 units	***Concurrent membership in band or orchestra
Vocal Ensembles	9-12	1/2-4 units	***Concurrent membership in a choral music organization
Music Theory I	9-12	1 unit	
Music Theory II	10-12	1 unit	Music Theory I
Music History and Literature	10-12	1 unit	
*Applied Music (Individual Study) I-IV	9-12	1/2-2 units	
*Applied Music (Individual Study) is to be offered only according to the plan outlined in Bulletin 756, Applied Music (Individual Study).			
**Exceptions permitted for piano or organ, guitar, bass, vocalist(s). Student assignment determined by director.			
***Student assignment determined by the director.			

Courses	Grade Placement	Semester Time (7-8) or Credit (9-12)	Prerequisite and Other Information
FOREIGN LANGUAGES			
Latin I-VI	7-12	(Gr. 7-8) 130 clock hours (Gr. 9-12) 1-4 units	Taken in sequence through Level III
French I-VI	7-12	(Gr. 7-8) 130 clock hours (Gr. 9-12) 1-4 units	Taken in sequence through Level III
German I-VI	7-12	(Gr. 7-8) 130 clock hours (Gr. 9-12) 1-4 units	Taken in sequence through Level III
Russian I-IV	7-12	(Gr. 7-8) 130 clock hours (Gr. 9-12) 1-4 units	Taken in sequence through Level III
Spanish I-VI	7-12	(Gr. 7-8) 130 clock hours (Gr. 9-12) 1-4 units	Taken in sequence through Level III
Czech I-II	7-12	(Gr. 7-8) 130 clock hours (Gr. 9-12) 1-2 units	Taken in sequence
HEALTH			
Health Education	7-8	65 clock hours minimum in each grade.	
Health Education I	9-10	1/2 unit, required	
Health Education II	10-12	1/2 unit	Health Education I
Advanced Physiology and Hygiene	10-12	1/2 unit	Health Education I
INDUSTRIAL ARTS			
CRAFTS			
General Crafts	9-12	1/2-1 unit	
Ceramics	10-12	1/2-1 unit	
Jewelry	10-12	1/2-1 unit	
Leatherworking	10-12	1/2-1 unit	
Plastics	10-12	1/2-1 unit	
DRAFTING			
General Drafting	9-12	1/2-1 unit	
Architectural Drafting I	10-12	1/2-1 unit	General Drafting
Architectural Drafting II	11-12	1/2-1 unit	Architectural Drafting I
Machine Drafting I	10-12	1/2-1 unit	General Drafting
Machine Drafting II	11-12	1/2-1 unit	Machine Drafting I
Pre-Engineering Descriptive Geometry	12	1/2-1 unit	Algebra 4, Geometry
Pre-Engineering Drafting	10-12	1/2-1 unit	Geometry
Technical Drafting I	10-12	1/2-1 unit	General Drafting
Technical Drafting II	11-12	1/2-1 unit	Technical Drafting I
ELECTRICITY-ELECTRONICS			
General Electricity	9-12	1/2-1 unit	
Basic Electronics	10-12	1/2-1 unit	General Electricity
GRAPHIC ARTS			
General Graphic Arts	9-12	1/2-1 unit	
Photography I	10-12	1/2-1 unit	
Photography II	11-12	1/2-1 unit	Photography I
Printing I	10-12	1/2-1 unit	
Printing II	11-12	1/2-1 unit	Printing I
GENERAL SHOP			
Introductory General Shop Units: Woodworking, Metalworking, Drafting, Electricity, Power Mechanics, Industrial Plastics, Printing, Photography, Ceramics, Jewelry, Leatherworking, Textiles	7-8	40 clock hours minimum for each instructional unit	

COURSE	Grade Placement	Semester Time (7-8) or Credit (9-12)	Prerequisite and Other Information
General Shop I	9-12	1/2-1 unit	
General Shop II	10-12	1/2-1 unit	General Shop I
INDUSTRIAL MATERIALS & PROCESSES			
Introductory Construction Technology	7-8	45-180 clock hours	
Introductory Manufacturing Technology	7-8	45-180 clock hours	(Construction Technology recommended)
Industrial Materials and Processes	10-12	1/2-1 unit	
METALWORKING			
General Metalworking I	9-12	1/2-1 unit	
General Metalworking II	10-12	1/2-1 unit	General Metalworking I
POWER MECHANICS			
General Power Mechanics I	9-12	1/2-1 unit	
General Power Mechanics II	10-12	1/2-1 unit	General Power Mechanics I
WOODWORKING			
General Woodworking	9-12	1/2-1 unit	
Machine Woodworking	10-12	1/2-1 unit	General Woodworking
MATHEMATICS			
Mathematics	7-8	260 clock hours required minimum	
Fundamentals of Mathematics 1, 2, 3, 4	9-10	1/2-2 units	POM 1: 2 grade levels below in mathematics achievement. POM 2: Not open to students with credit in Algebra 1. POM 3, 4: Not open to students with credit in Algebra 2
Introduction to Algebra 1, 2, 3, 4	9-10	1/2-2 units	IA 1: One grade level below in mathematics achievement. Not open to students with credit in Algebra 1. IA 3: IA 2 or Algebra 1
Algebra 1, 2	9-10	1/2-1 unit	Algebra 1: Math 8. Algebra 2: Algebra 1 or IA 3
Algebra 3, 4	10-11	1/2-1 unit	Algebra 3: Algebra 2 Algebra 4: Algebra 3
Geometry 1, 2	10-11	1/2-1 unit	Geometry 1: Algebra 2 or IA 4 Geometry 2: Geometry 1
Trigonometry	11-12	1/2 unit	Algebra 2 and Geometry 2
Analytic Geometry	11-12	1/2 unit	Trigonometry and Algebra 4
Elementary Analysis	11-12	1/2 unit	Trigonometry and Algebra 4
Probability and Statistics	11-12	1/2 unit	Algebra 4
Mathematics of Consumer Economics 1, 2	11-12	1/2-1 unit	Algebra 2 or IA 4
Computer Mathematics	10-12	1/2-1 unit	Math 8
Calculus with Analytic Geometry 1, 2	11-12	1 unit	EA
Independent Study Courses:			
Number Theory	11-12	1/2 unit	Algebra 4, Geometry
Linear Programming	11-12	1/2 unit	Analytic Geometry
Elementary Linear Algebra	11-12	1/2 unit	Analytic Geometry
History of Mathematics	11-12	1/2 unit	IA 4 or Algebra 2
Survey of Mathematics	11-12	1/2 unit	2 years Mathematics
PHYSICAL EDUCATION			
Physical Education	7-8	130 clock hours	
Physical Education I-IV	9-12	1-4 units	Taken in sequence

Courses	Grade Placement	Semester Time (7-8) or Credit (9-12)	Prerequisite and Other Information
SCIENCE			
Plan A: Life Science	7-8	65 clock hours minimum, yearly	
Earth Science	7-8	65 clock hours minimum, yearly	
Plan B: General Science	7-8	130 clock hours minimum	
Physical Science	9-12	1 unit	
Biology I	9-12	1 unit	
Chemistry I	9-12	1 unit	
Physics I	9-12	1 unit	
Geology	10-12	1/2 unit	One year of any of the approved science courses, grades 9-12 above
Atmospheric Science	10-12	1/2 unit	One year of any of the approved science courses, grades 9-12 above
Astro-Science	10-12	1/2 unit	One year of any of the approved science courses, grades 9-12 above
Marine Science	10-12	1/2 unit	One year of any of the approved science courses, grades 9-12 above
Biology II	12	1 unit	Biology I, Chemistry I
Chemistry II	12	1 unit	Chemistry I, Physics I
Physics II	12	1 unit	Chemistry I, Physics I
Advanced Science	12	1 unit	Two of the following: Biology I, Physics I, Chemistry I
Environmental Science	11-12	1/2-1 unit	Biology I
SOCIAL STUDIES			
AMERICAN STUDIES			
Texas History and Geography	7	130 clock hours, required minimum	Of this total, 72 clock hours must be in Texas History (statutory requirement)
American History and Citizenship	8	130 clock hours, required minimum	Content includes the first part of a two-year program in American history, the second year to be continued in any grade 9-12.
American History	9-12	1 unit required	Content includes the second part of two-year program in American history begun in Grade 8
American Government	10-12	1/2-1 unit (1/2 unit required)	
Advanced Texas Studies	10-12	1/2 unit elective	
American Culture Studies	10-12	1/2 unit elective	
American Indian Studies	10-12	1/2 unit elective	
Mexican American Studies	10-12	1/2 unit elective	
Negro American Studies	10-12	1/2 unit elective	
WORLD STUDIES			
World History Studies	9-12	1 unit required in either World History or World Geography Studies	If offered as elective, credit may be 1/2 or 1 unit
World Geography Studies	9-12	1 unit required in either World Geography or World History Studies	If offered as elective, credit may be 1/2 or 1 unit
Latin American Studies	10-12	1/2 unit elective	
European Studies	10-12	1/2 unit elective	
Asian Studies	10-12	1/2 unit elective	
African Studies	10-12	1/2 unit elective	

Courses	Grade Placement	Semester Time (7-8) or Credit (9-12)	Prerequisite and Other Information
FUNDAMENTALS OF THE FREE ENTERPRISE SYSTEM	9-12	1/2 unit	None
ADVANCED SOCIAL SCIENCE PROBLEMS	10-12	1/2 unit elective	
INTRODUCTION TO SOCIAL SCIENCE DISCIPLINES			
Anthropology	10-12	1/2 unit elective	
Economics	10-12	1/2 unit elective	
Philosophy	10-12	1/2 unit elective	
Psychology	10-12	1/2 unit elective	
Sociology	10-12	1/2 unit elective	
VOCATIONAL EDUCATION			
AGRICULTURE*			
Voc-Ag I	9-12	1 1/2 units	
Voc-Ag II	10-12	1 1/2 units	Voc-Ag I
Voc-Ag III	10-12	1 1/2 units	Voc-Ag I
Voc-Ag IV	11-12	1 1/2 units	Voc-Ag I, either Ag II or Ag III
Co-op I	11-12	2 1/2 units for 240 clock hours plus 525 hours of supervised work experience	16 years of age
Co-op II	11-12	2 1/2 units for 240 clock hours plus 525 hours of supervised work experience	16 years of age
Pre-employment I	11-12	3 units for 480 clock hours of classroom and laboratory training	
Pre-employment II	11-12	3 units for 480 clock hours of classroom and laboratory training	
COORDINATED VOCATIONAL-ACADEMIC EDUCATION			
Academic Phase:			
English/Language Arts	7-8	260 clock hours, required minimum	
English 1-IV	9-12	1-4 units, 3 units required	
Mathematics	7-8	260 clock hours, required minimum	
Mathematics 1-II	9-12	2 units required	
Science	7-8	130 clock hours minimum	
Science 1-II	9-12	2 units required	
Social Studies	7-8	260 clock hours required Texas History and Geography, Grade 7; American History and Citizenship, Grade 8	
Social Studies 1-III	9-12	2 1/2 units required, American History, 1 unit; World History or World Geography Studies, 1 unit; American Government, 1/2 unit	

*All Vocational Agriculture students must be enrolled for 3 consecutive semesters in the school year in order for credit to be granted as earned.

Courses	Grade Placement	Semester Time (7-8) or Credit (9-12)	Prerequisite and Other Information
Vocational Phase:			
Pre-employment Laboratory Training*	7-8 9-12	2 consecutive class periods each day 3 units for 480 clock hours of classroom and shop instruction per year	14 years of age
Cooperative Training**	9-12	3 units for 240 hours of classroom instruction plus 525 hours of work experience per year	16 years of age
DISTRIBUTIVE EDUCATION			
Distributive Education I	11-12	3 units for 240 hours plus 525 hours of supervised work experience	16 years of age
Distributive Education II	12	3 units for 240 clock hours plus 525 hours of supervised work experience	16 years of age
Pre-employment	10-11 or 12	1 1/2 units per year for 240 clock hours, Maximum of 2 years	14 years of age
Combination (Pre-employment Laboratory and Cooperative Part-time)	10-11 11-12 in Co-op	1 1/2 units for 240 hours for one year's enrollment in a Pre-employment class followed by 2 1/2 units for one year's enrollment in the Part-time Co-op class for 240 hours with 525 hours of supervised work experience	14 years of age for the Pre-employment Laboratory class; 16 years of age for the Co-op Part-time class
HEALTH OCCUPATIONS EDUCATION			
Health Occupations Cooperative Training	11-12	3 units for 240 clock hours plus 525 hours of supervised work experience per year	16 years of age; Biology 1 year or taken concurrently
Health Occupations Pre-Employment Laboratory	11-12	3 units for each 480 hours of instruction	Biology 1 year or taken concurrently
HOMEMAKING EDUCATION			
Homemaking I	9-12	1/2 to 1 unit; 80-160 clock hours	
Homemaking II	10-12	1/2 to 1 unit; 80-160 clock hours	1 unit in Homemaking I
Homemaking III	11-12	1/2 to 1 unit; 80-160 clock hours	1 unit in Homemaking I and 1 unit in Homemaking II
Homemaking IV	12	1/2 to 1 unit; 80-160 clock hours	1 unit in each Homemaking I, II, and III
Home and Family Living	11-12	1/2 to 1 unit; 80-160 clock hours	
Child Development	11-12	1/2 unit; 80 clock hours	
Consumer Education	11-12	1/2 unit; 80 clock hours	
Home Management	11-12	1/2 unit; 80 clock hours	
Home Nursing	11-12	1/2 unit; 80 clock hours	
Home Furnishings	11-12	1/2 unit; 80 clock hours	
Summer Phase	9-12	1/2 unit per summer for not more than two summers	Two semesters of Homemaking for first summer; 4 semesters of Homemaking for second summer

*CVAE - Pre-employment Laboratory programs are offered in Agriculture, Homemaking, Office, and Industrial Education.

**CVAE - Cooperative Training is offered in Industrial Education

Courses	Grade Placement	Semester Time (7-8) or Credit (9-12)	Prerequisite and Other Information
*Home Economics Cooperative Education I	11-12	3 units for 240 clock hours of classroom instruction and 525 hours of supervised work experience per school year	16 years of age
Home Economics Cooperative Education II	12	3 units for 240 clock hours of classroom instruction and 525 hours of supervised work experience per school year. Credit may be granted for one, two, or three semesters	Home Economics Cooperative Education I. Students may earn 6 units if the occupation requires 2 years of training
*Home Economics Pre-employment Laboratory I	10-12	3 units for 480 clock hours of classroom and laboratory instruction in 2 consecutive class periods daily	
Home Economics Pre-employment Laboratory II	11-12	3 units for 480 clock hours of classroom instruction in 2 consecutive class periods daily. Credit may be granted for one, two, or three semesters	Home Economics Pre-employment Laboratory I. Students may earn 6 units if the occupation requires 2 years of training.
INDUSTRIAL EDUCATION			
Single Skilled Occupations	10-12	3 units for each 480 clock hours of instruction	None
Skilled Occupations Shop Programs	10-12	3 units for each 480 clock hours of instruction	None
Vocational Industrial Cooperative Training	11-12	3 units for 240 clock hours plus 525 hours of supervised work experience	16 years of age
OFFICE EDUCATION			
Office Education Cooperative Training	12	2 1/2 units for 240 clock hours plus 525 hours of supervised work experience	16 years of age; one unit of typewriting; shorthand for secretarial occupations; bookkeeping for accounting occupations and office machine operators
Pre-employment Laboratory in Office Education	11 or 12	3 units for 480 clock hours in 2 consecutive class periods daily	One unit of typewriting; shorthand for secretarial occupations; bookkeeping for accounting occupations and office machine operators
or			
Pre-employment Laboratory in Office Education	11	1 1/2 units for 240 clock hours in one 80 minute class period daily	One unit of typewriting; shorthand for secretarial occupations; bookkeeping for accounting occupations and office machine operators
or			
Pre-employment Laboratory in Office Education	12	2 units for 320 clock hours in one 80 minute class period daily for two quarters and two classes one quarter	One unit of typewriting; shorthand for secretarial occupations; bookkeeping for accounting occupations and office machine operators
MISCELLANEOUS COURSES			
Driver Education Instruction	9-12	1/2 unit local credit	15 years of age
General Agriculture (non-vocational)	7-12	1 unit	
General Homemaking (non-vocational)	7-8	65 clock hours minimum	
General Homemaking I-IV (non-vocational)	9-12	1/2-4 units	
Bible	9-12	1/2-1 unit	

*Home Economics students enrolled in Home Economics Cooperative Education I or Home Economics Pre-employment Laboratory I must be enrolled for three consecutive semesters (80-minute periods) in the school year in order for credit to be granted as earned.

Courses	Grade Placement	Semester Time (7-8) or Credit (9-12)	Prerequisite and Other Information
Aerospace/Aviation Education I	10-12	1/2 unit	
Aerospace/Aviation Education II	10-12	1/2 unit	
Aerospace/Aviation Education III	11-12	1/2 unit	Aerospace/Aviation Education II
Aerospace/Aviation Education IV	11-12	1/2 unit	Aerospace/Aviation Education III

REQUIREMENTS FOR ASSIGNMENT OF TEACHERS
Grades 7 and 8 Departmentalized

SUBJECT **Minimum Requirements for Those Teaching the Subject Prior to September 1, 1962** **Required of Those Beginning to Teach the Subject After September 1, 1962 (if certificate dated prior to September 1, 1966), and of Those Teaching the Subject with an Elementary Certificate** **Areas of Specialization (A.S.) or Teaching Fields (T.F.) Required of Those with All-Level Certificates and of Those Whose Secondary Certificates are dated On or After September 1, 1966 (Effective 9-1-66 except where otherwise noted)**

(See page for Key to A.S. and T.F. Codes)

SUBJECT	Minimum Requirements for Those Teaching the Subject Prior to September 1, 1962	Required of Those Beginning to Teach the Subject After September 1, 1962 (if certificate dated prior to September 1, 1966), and of Those Teaching the Subject with an Elementary Certificate	Areas of Specialization (A.S.) or Teaching Fields (T.F.) Required of Those with All-Level Certificates and of Those Whose Secondary Certificates are dated On or After September 1, 1966 (Effective 9-1-66 except where otherwise noted)
BUSINESS			Area of Specialization Teaching Field
Typewriting, Middle School	A college course in typewriting	A college course in typewriting if teaching one or two classes, or specific preparation in secretarial science	T.F. 70, 72, or 73
Blazing the World of Work			T.F. 70, 72, or 73
File It Right			T.F. 70, 72, or 73
Business Forms in Your Future			T.F. 70, 72, or 73
Notetaking, Middle School			T.F. 70 or 72
LANGUAGE ARTS			
English	18 semester hours in English	18 semester hours in English	T.F. 21, 22, or 26
Speech	12 semester hours in speech	12 semester hours in speech	A.S. 09 or T.F. 21 or 24
FINE ARTS			
Art	12 semester hours in art	18 semester hours in art	A.S. 06 or T.F. 50
Drama	12 semester hours in drama	18 semester hours in drama	A.S. 09 or T.F. 25
Music, except for Applied Music (Individual Study)*	12 semester hours in music	18 semester hours in music	A.S. 08 or T.F. 90
FOREIGN LANGUAGE			
Latin	12 semester hours in Latin	18 semester hours in Latin	T.F. 43
French	12 semester hours in French	13 semester hours in French	T.F. 41
German	12 semester hours in German	18 semester hours in German	T.F. 42
Russian	12 semester hours in Russian	18 semester hours in Russian	T.F. 45
Spanish	12 semester hours in Spanish	18 semester hours in Spanish	T.F. 44
Czech	12 semester hours in Czech	14 semester hours in Czech	T.F. 46
HEALTH	12 semester hours in health	12 semester hours in health or biology, foods, nutrition, physiology	A.S. 07 or T.F. 80 or 81 (By 9-1-83 Beginning Teachers must have T.F. 81)
INDUSTRIAL ARTS	12 semester hours in industrial arts	18 semester hours in industrial arts	T.F. 60
MATHEMATICS	12 semester hours in mathematics	18 semester hours in mathematics	T.F. 10
PHYSICAL EDUCATION	12 semester hours in physical education	12 semester hours in physical education	A.S. 07 or T.F. 80 or 82 (By 9-1-83 Beginning Teachers must have T.F. 82)
SCIENCE			
Plan A			
Life Science	12 semester hours in science	18 semester hours in science (any combination of sciences)	T.F. 01, 04 or Life-Earth(7-1-74)
Earth Science	12 semester hours in science	18 semester hours in science (any combination of sciences)	A.S. 19 or T.F. 04, 05 or Life-Earth(7-1-74)
Plan B			
General Science	12 semester hours in science	18 semester hours in science (any combination of sciences)	A.S. 18 or T.F. 04, Life-Earth(7-1-74), or 24 semester hours in any combination of sciences
SOCIAL STUDIES			
Texas History and Geography, Grade 7	18 semester hours in social sciences	18 semester hours in social sciences including 12 semester hours related to the assignment**	T.F. 32, 34, or 36
American History and Citizenship, Grade 8	18 semester hours in social sciences	18 semester hours in social sciences including 12 semester hours related to the assignment**	T.F. 33, 34, or 36
HOMEMAKING (Non-Vocational)	12 semester hours in homemaking	18 semester hours in homemaking	A.S. 64 or T.F. 40
VOCATIONAL EDUCATION			According to State Plan

*Applied Music (Individual Study), Grade 8, is to be offered only according to the plan outlined in the Agency Bulletin 756, Applied Music (Individual Study).

**Each of the special assignments listed above is described fully in the Agency Bulletin, Framework for the Social Studies.

GRADES 9-12

SUBJECT	Minimum Requirements for Those Teaching the Subject Prior to September 1, 1962	Required of Those Beginning to Teach the Subject after September 1, 1962 (if certificate dated prior to September 1, 1966)	Areas of Specialization (A.S.) or Teaching Fields (T.F.) Required of Those with All-Level Certificates and of Those Whose Secondary Certificates are dated On or After September 1, 1966 (Effective 9-1-66 except where otherwise noted)
BUSINESS			Area of Specialization Teaching Field
Typewriting	One course in typewriting	A college course in typewriting if teaching one or two classes, or specific preparation in secretarial practice	T.F. 70, 72, or 73
Advanced Typewriting	One course in typewriting	24 semester hours in business education	T.F. 70, 72, or 73
Business Mathematics	12 semester hours in business education or 12 semester hours in mathematics	24 semester hours in business education	T.F. 70, 71, 72, or 73
Business Machines	12 semester hours in business education	24 semester hours in business education	T.F. 70, 71, 72, or 73
Business Communications	12 semester hours in business education	24 semester hours in business education	T.F. 70, 71, 72, or 73
Data Processing	12 semester hours in business education	24 semester hours in business education	T.F. 70, 72, or 73
Computer Programming	12 semester hours in business education	24 semester hours in business education	T.F. 70, 72, or 73
Office Procedures	12 semester hours in business education	24 semester hours in business education	T.F. 70, 72, or 73
Accounting	12 semester hours in business education, including a course in bookkeeping or accounting	24 semester hours in business education	T.F. 70, 71, 72, or 73
Advanced Accounting	12 semester hours in business education, including a course in bookkeeping or accounting	24 semester hours in business education	T.F. 70, 71, 72, or 73
Record Keeping	12 semester hours in business education, including a course in bookkeeping or accounting	24 semester hours in business education	T.F. 70, 71, 72, or 73
Human Relations and Ethics in Business	12 semester hours in business education	24 semester hours in business education	T.F. 70, 71, 72, or 73
Shorthand	One course in shorthand	24 semester hours in business education	T.F. 70 or 72
Advanced Shorthand	One course in shorthand	24 semester hours in business education	T.F. 70 or 72
Notetaking	One course in shorthand	24 semester hours in business education	T.F. 70 or 72
Personal Business Management	12 semester hours in business education	24 semester hours in business education	T.F. 70, 71, or 73
Exploring Business and Office Careers	12 semester hours in business education	24 semester hours in business education	T.F. 70, 71, or 73
Business Law	12 semester hours in business education	24 semester hours in business education	T.F. 70, 71, or 73
Salesmanship	12 semester hours in business education	24 semester hours in business education	T.F. 70, 71, or 73
Business Management	12 semester hours in business education	24 semester hours in business education	T.F. 70, 71, or 73
Business Ownership	12 semester hours in business education	24 semester hours in business education	T.F. 70, 71, or 73
Advertising	12 semester hours in business education	24 semester hours in business education	T.F. 70, 71, or 73
Insurance	12 semester hours in business education	24 semester hours in business education	T.F. 70, 71, or 73
Real Estate	12 semester hours in business education	24 semester hours in business education	T.F. 70, 71, or 73
Transportation	12 semester hours in business education	24 semester hours in business education	T.F. 70, 71, or 73
Investments	12 semester hours in business education	24 semester hours in business education	T.F. 70, 71, or 73

GRADES 9-12 continued

LANGUAGE ARTS				
English I-IV	18 semester hours in English	24 semester hours in English		T.F. 21, 22, or 26
Speech I-IV	18 semester hours in English, including 6 semester hours in speech	12 semester hours in speech if teaching only one or two classes; 24 semester hours in speech if teaching three or more classes	A.S. 09 or	T.F. 21 or 24
Journalism I-III	18 semester hours in English including 6 semester hours in Journalism	12 semester hours in Journalism if teaching only one or two classes; 24 semester hours in Journalism if teaching three or more classes		T.F. 21 or 23
Reading Improvement		Specific preparation in the teaching of reading	A.S. 34 or	T.F. 21, 22, or 26; plus verifiable preparation in the teaching of reading
Corrective Reading		Specific preparation in the teaching of reading	A.S. 34 or	T.F. 21, 22, or 26; plus verifiable preparation in the teaching of reading
FINE ARTS				
Art I-IV	12 semester hours in art	24 semester hours in art	A.S. 06 or	T.F. 50
Drama I-III	18 semester hours in English, including 6 semester hours in drama	12 semester hours in drama if teaching only one or two classes; 24 semester hours in drama if teaching three or more classes	A.S. 09 or	T.F. 25
Music, except for Applied Music (Individual Study)*	12 semester hours in music	24 semester hours in music	A.S. 08 or	T.F. 90
FOREIGN LANGUAGES				
Latin	12 semester hours in Latin	24 semester hours in Latin		T.F. 43
French	12 semester hours in French	24 semester hours in French		T.F. 41
German	12 semester hours in German	24 semester hours in German		T.F. 42
Russian	12 semester hours in Russian	24 semester hours in Russian		T.F. 45
Spanish	12 semester hours in Spanish	24 semester hours in Spanish		T.F. 44
Czech	12 semester hours in Czech	24 semester hours in Czech		T.F. 46
HEALTH				
	12 semester hours in health or related subjects	18 semester hours in health or related subjects	A.S. 07 or By 9-1-83 Beginning Teachers must have	T.F. 80 or 81 (T.F. 81)
INDUSTRIAL ARTS				
	12 semester hours in industrial arts	24 semester hours in industrial arts		T.F. 60
MATHEMATICS (all subjects except Calculus)				
Calculus	12 semester hours in mathematics	24 semester hours in mathematics 30 semester hours in mathematics, including 12 semester hours in calculus		T.F. 10 T.F. 10 and at least 45 semester hours in mathematics including 12 semester hours in calculus and 6 semester hours in analysis (9-1-74)
PHYSICAL EDUCATION				
	12 semester hours in physical education	24 semester hours in physical education	A.S. 07 or	T.F. 80 or 82 (By 9-1-83 Beginning Teachers must have T.F. 82)
SCIENCE				
Physical Science	12 semester hours in science	24 semester hours in any combination of sciences	A.S. 18 or	T.F. 04, or T.F. 02 or 03, including a combination of sciences, until 9-1-76
Biology I-II	12 semester hours in science, with at least one course in biology	24 semester hours in biology		T.F. 01 or 04

*Applied Music (Individual Study) is to be offered only according to the plan outlined in the Agency Bulletin 756, Applied Music (Individual Study).

GRADES 9-12 continued

Chemistry I-II	12 semester hours in science, with at least one course in chemistry	24 semester hours in chemistry	T.F. 02 or 04
Physics I-II	12 semester hours in science, with at least one course in physics	24 semester hours in physics	T.F. 03 or 04
Advanced Science	12 semester hours in science, with at least one course in the subject of the advanced course	24 semester hours in the subject of the advanced course	T.F. 04 or 24 semester hours in the subject of the advanced course
Geology	12 semester hours in science, with at least one course in geology	24 semester hours in science, including at least 12 semester hours in geology	T.F. 04 or 05, or 24 semester hours in geology
Atmospheric Science	12 semester hours in science, with at least one course in meteorology	24 semester hours in science, including at least 12 semester hours in meteorology	T.F. 04 or 05, or 24 semester hours in earth science, including at least 12 semester hours in meteorology
Astro-Science	12 semester hours in science, with at least one course in astronomy	24 semester hours in science, including at least 12 semester hours in astronomy	T.F. 04 or 05 or 24 semester hours in earth science, including at least 12 semester hours in astronomy
Marine Science	12 semester hours in science, with at least one course in oceanography	24 semester hours in science, including at least 12 semester hours in oceanography	T.F. 04 or 05 or 24 semester hours in biology including at least 12 semester hours in marine science
Environmental Science		24 semester hours in science, including at least 12 semester hours in environmental science and/or ecology	T.F. 04 or 24 semester hours in science including at least 12 semester hours in environmental science and/or ecology
SOCIAL STUDIES			
American Studies			
American History	18 semester hours in social sciences	24 semester hours in social science, including 12 semester hours related to the assignment*	T.F. 34 or 36
American Government	18 semester hours in social sciences		T.F. 33 or 36
Advanced Texas Studies			T.F. 34 or 36
American Culture Studies			T.F. 34 or 36
American Indian Studies			T.F. 34 or 36
Mexican American Studies			T.F. 34 or 36
Negro American Studies			T.F. 34 or 36
World Studies			24 semester hours in social sciences, including 12 semester hours related to the assignment*
World History Studies	18 semester hours in social sciences		T.F. 34 or 36
World Geography Studies	18 semester hours in social sciences		T.F. 32 or 36
Latin American Studies		T.F. 32, 34, or 36	
European Studies		T.F. 32, 34, or 36	
Asian Studies		T.F. 32, 34, or 36	

*Each of the special assignments listed above is described fully in the Agency Bulletin, Framework for the Social Studies.

GRADES 9-12 continued

African Studies			T.F. 32, 34, or 36
Advanced Social Science Problems		24 semester hours in social sciences	T.F. 31, 32, 33, 34, 35, 36, 37, or 38
Introduction to Social Science Disciplines		24 semester hours in social sciences, including 12 semester hours related to the assignment*	
Anthropology			T.F. 36 or 38 (9-1-77)
Economics			T.F. 31 or 36
Philosophy			T.F. 36, including at least 12 semester hours in philosophy
Psychology			T.F. 36 or 35 (9-1-75)
Sociology			T.F. 36 or 37 (9-1-75)

*Each of the special assignments listed above is described fully in Agency Bulletin, Framework for the Social Studies.

VOCATIONAL EDUCATION COURSES According to the State Plan for each area

MISCELLANEOUS COURSES

Driver Education Instruction	Certificate for driver education	Certificate for driver education	A.S. 03
General Agriculture (Non-vocational)	12 semester hours in agriculture	24 semester hours in agriculture	A.S. 63 or T.F. 30
General Homemaking (Non-vocational)	12 semester hours in homemaking	24 semester hours in homemaking	A.S. 64 or T.F. 40
Bible	If taught as literature, see required preparation for English I-IV; if taught as history, see required preparation for World History Studies		
Free Enterprise System	Completion of an approved program of teacher education, and 12 semester hours related to the assignment from one or more of the fields of Vocational Education, Social Science, or Business Education		
Aerospace/Aviation Education I-II	Secondary certification, plus 1. Private pilot license or higher, or 2. Basic ground instructor license or higher, or 3. Six semester hours or the equivalent in Aerospace/Aviation Education (course or workshop)		
Aerospace/Aviation Education III-IV	Secondary certification, plus 1. Private pilot license or higher; or 2. Basic ground instructor license or higher, or 3. Six semester hours or the equivalent in Aerospace/Aviation Education (course or workshop), and verified operational experience in (a) air traffic control, and/or (b) aircraft operation as a required flight crew member		

KEY TO CODES - AREAS OF SPECIALIZATION

03 Driver Education	08 Music - All Level	34 Reading Specialist
06 Art - All Level	09 Speech & Drama - All Level	63 Vocational Agriculture
07 Health and Physical Education - All Level (By 9-1-83 Health will be deleted from A.S.07)	18 Elem. Physical Science	64 Vocational Home Economics
		98 Vocational Office Education

KEY TO CODES - TEACHING FIELDS

01 Biology	23 Journalism	36 Social Sci. Composite	60 Industrial Arts
02 Chemistry	24 Speech	37 Sociology	70 Business General, Composite
03 Physics	25 Drama	38 Anthropology	71 Business Administration
04 Science Composite	26 Eng. Lang. Arts, Composite	40 Homemaking	72 Secretarial Science
05 Earth Science	30 Agriculture	41 French	73 Business, General Composite (Without Shorthand)
Life Earth	31 Economics	42 German	80 Health and Physical Ed.
Life and Earth Science Gr. 7-8	32 Geography	43 Latin	81 Health
06 Physical Science	33 Government-Polit. Sci.	44 Spanish	82 Physical Education
10 Mathematics	34 History	45 Russian	90 Music
21 Communicative Arts	35 Psychology	46 Czech	
22 English		50 Art	

State Board of Insurance

Rating and Policy Forms

Fixing Rates of Automobile Insurance

059.05.01

The State Board of Insurance proposes to amend its Rule 059.05.01.001, which adopted by reference *Rules and Rates Governing the Insuring of Automobiles and Standard Endorsements*, by inserting the following language between Subsections 3 and 4, Section C, Rule 12, Changes of the General Rules Section.

Note: As respects policies written at a downward deviation or at manual rates with inception dates prior to the effective date of an upward deviation, all changes under 1, 2, and 3 above shall be made in accordance with the rules and rates otherwise applicable without application of the new upward rate deviation.

Public comment on the proposed amendment is invited and may be submitted in writing to D. E. O'Brien, State Board of Insurance, 1110 San Jacinto, Austin, Texas 78786.

This amendment is proposed under the authority of Article 5.01 of the Texas Insurance Code.

.001. *Rules and Rates Governing the Insuring of Automobiles and Standard Endorsements*. The State Board of Insurance adopts by reference the attached *and Rates Governing the Insuring of Automobiles and Standard Endorsements as amended in February, 1977*. This document is published by and available from Texas Automobile Insurance Service Office, P.O. Box 788, Austin, Texas 78767.

Doc No 770712

Title Insurance

Policy Forms and Premiums 059.09.07

The State Board of Insurance proposes to amend Rule 059.09.07.001, which adopted by reference the *Basic Manual of Rules, Rates, and Forms for the Writing of Title Insurance in the State of Texas*. The State Board of Insurance is proposing the adoption of several additions and deletions to some sections.

Copies of the proposed changes may be obtained from the State Board of Insurance or examined at the Office of the Texas Register, Suite 550, Texas Commodore Building, 8th and Brazos, Austin.

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

The amendment is proposed pursuant to the authority of Article 9.07 of the Texas Insurance Code.

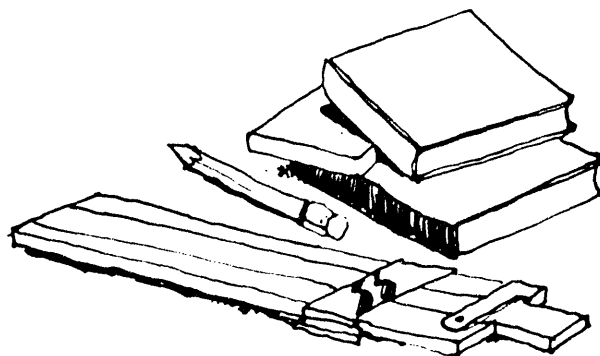
.001. *Basic Manual of Rules, Rates, and Forms for the Writing of Title Insurance in the State of Texas*. The State Board of Insurance adopts by reference the attached *Basic Manual of Rules, Rates, and Forms for the Writing of Title Insurance in the State of Texas, as amended in February, 1977*. This document is published by and available from Hart Graphics, P.O. Box 968, Austin, Texas 78767.

Issued in Austin, Texas, on February 8, 1977.

Doc No 770751 Pat Wagner
Deputy Chief Clerk
State Board of Insurance

Proposed Date of Adoption March 17, 1977

For further information please call (512) 475-4509



Texas State Library

Library Development

Library Systems Act 351.20.01

The Texas State Library proposed to repeal Rules 351.20.01.001-.010 and replace them with rules that are more specific in title and more concise in description. Also, it has become a normal practice that the rules and regulations of the Library Systems Act are updated and changed on a biennial basis.

The repeal of these rules will be effective upon the approval and adoption of Proposed Rules 351.20.04.001-.022, Standards for Accreditation of a Major Resource System of Libraries in the Texas Library System; 351.20.05.001-.011, Minimum Standards

for Accreditation of Public Libraries in the State Library System; 351.20.06.001-.006, Grants: System Operation, Incentive, Establishment, and Equalization; and 351.20.07.001-.009, System Advisory Council.

Written comments are invited and may be sent to Jimmy Hausenfluke, P.O. Box 12927, Austin, Texas 78711.

A public hearing to consider these and related rules has been scheduled for March 1, 1977, at 10 a.m., in Room 202 of the Lorenzo De Zavala State Library and Archives Building, Austin.

Pursuant to the authority of Article 5446a, Texas Civil Statutes, the Texas State Library proposes the repeal of the following rules:

.001. Minimum Requirements for Major Resource System.

(a) Each major resource system must serve a population of 200,000 or more within 4,000 or more square miles. (Derived from the definition of a major resource center, which is the central library in a major resource system, Section 2 (7), Chapter A, Article 5446a, Vernon's Annotated Civil Statutes.)

(b) A plan of service must be submitted as part of the grant application for the major resource system (Section 9 (c), Chapter B, Article 5446a, Vernon's Annotated Civil Statutes). The plan of service must be approved by the commission before the system funding is released by the Texas State Library.

The annual plan must be prepared and submitted to the Texas State Library by the major resource center and must include documentation indicating full participation in the planning process by the system advisory council, system member librarians, and lay representatives.

(c) Services offered to all participating libraries in a major resource system must be included in the system plan of service. Such services may include, but are not limited to, centralized purchasing, centralized processing, union catalog, reciprocal borrowing among libraries, books-by-mail, promotion of library services, provision of library materials in non-print formats, system-wide use of automation equipment, provision of professional specialists as consultants to libraries in the system and rapid delivery systems. System member libraries may or may not participate in all services offered by the major resource system.

(d) A six-year plan for system service must be annually revised and updated with major accomplishments of previous years cited. Data determining the adequacy of library service and procedures to evaluate the effectiveness of system programs must be included in this plan. The updated six-year plan must be annually prepared and submitted to the Texas State Library by the major resource center and must include documentation indicating full participation in the plan-

ning process by the system advisory council, system member libraries, and lay representatives.

(e) The counties served by a major resource system must be contiguous unless permission to vary is granted by the commission upon recommendation of the advisory board and the state librarian.

(f) External boundaries of major resource systems must be coterminous with the boundaries of councils of government, unless permission to vary is granted by the governor's office at the request of the state librarian.

.002. Minimum Requirements for Major Resource System Membership.

(a) To be eligible for membership in a major resource system, a library must be accredited on the basis of criteria established by the State Library and Historical Commission (Section 7 (a), Chapter C, Article 5446a, Vernon's Annotated Civil Statutes). A major resource system is comprised of public libraries of the following types: major resource centers, area libraries, and community libraries (Section 2 (6), Chapter A, Article 5446a, Vernon's Annotated Civil Statutes).

(b) The population served by a public library determines its classification as an area or community library. The population served by a public library is based on the population cited in the latest decennial census for the city and/or county appropriating public monies in support of the library. A municipal library contracting with its county government will be credited with all or a portion of the rural county population depending on whether other municipal libraries in the county also received county financial support.

(c) To qualify for major resource system membership, a public library must meet certain general requirements, as well as requirements for its designation as a major resource center, area, or community library.

.003. Minimum Requirements Applying to All Libraries. To qualify for major resource system membership, a library must:

(a) be a legally established public library;

(b) file a current and complete annual report with the Texas State Library;

(c) receive at least 50 percent of its local appropriations required to meet the minimum per capita support (as cited in these rules and in .005 (b), .006 (b), and .007 (b)) from local tax sources. Local tax sources shall be defined as monies appropriated by city and county governments from their general revenue monies or from revenue-sharing monies.

.004. Terms of Conditional Membership Applying to All Libraries. If a library is unable to meet the system membership requirements, the following designations may be granted by the commission:

(a) The commission may designate a library which does not meet one of the requirements in .005,

.006, and .007 as a provisional member of the major resource system if the library can demonstrate expectations of meeting the requirement within three years from the year of initial designation. Such exception will not be extended beyond the first three years from initial designation.

(b) The commission may designate a library a probational member of the major resource system for one year if the library suffers a decrease in one of the system membership requirements. Probation status will not be granted if the library has dropped below the minimum requirements for per capita support or number of book volumes. Probational status will be granted only to libraries that previously met all system membership requirements.

.005. Minimum Requirements for Major Resource System Membership as a Major Resource Center.

(a) "Major resource center" means a large public library serving a population of 200,000 or more within 4,000 or more square miles and designated as the central library of a major resource system for referral from area libraries in the system, and for federated operation with other libraries in the system.

(b) It must have local appropriations amounting to at least two dollars per capita.

(c) In order to continue participation in the major resource system as a fully qualified member, local support must increase each year until current American Library Association standards are met.

(d) A library designated as a major resource center must have a collection of at least 100,000 volumes and be making annual progress toward meeting current American Library Association standards.

(e) It must have a staff adequate in training and in number to meet its essential function, including one fulltime professional librarian assigned fulltime to major resource system duties with adequate support staff. (For the purposes of these rules and regulations a professional librarian is defined as a librarian holding a fifth-year degree in librarianship from an American Library Association accredited library school).

(f) It must be open for service not less than 60 hours per week.

.006. Minimum Requirements for Major Resource System Membership as an Area Library.

(a) "Area library" means a medium-size public library serving a population of 25,000 or more, which has been designated as an area library by the commission and is a member of a library system interrelated to a major resource center.

(b) It must have local appropriations amounting to at least \$1.50 per capita.

(c) In order to continue participation in the major resource system as a fully qualified member, local support must increase each year until current American Library Association standards are met.

(d) A library designated as an area library must have a collection of at least 25,000 volumes and be making annual progress toward meeting current American Library Association standards.

(e) It must have a staff adequate to perform the services specified in its service plan including at least one professional librarian.

(f) It must be open for service at least 40 hours per week.

.007. Minimum Requirements for Major Resource System Membership as a Community Library.

(a) "Community library" means a small public library serving a population of less than 25,000, which is a member of a library system interrelated to a major resource center.

(b) A community library must have an operating budget of at least \$5,000 or one dollar per capita, whichever is greater. The minimum budget of \$5,000 is essential for a library's qualification as a community library in a major resource system.

(c) In order to continue participation in the major resource system as a fully qualified member, local support must increase each year until current American Library Association standards are met.

(d) It must have a book collection of at least 10,000 volumes and be making annual progress toward meeting current American Library Association standards.

(e) It must have a local budget allocation for staff.

(f) If serving a population of 10,000 to 25,000, it must be open for service at least 30 hours per week. If serving a population of less than 10,000, it must be open for service at least 20 hours per week.

(g) Libraries serving communities too small to support a library capable of meeting these requirements may qualify for major resource system membership by joining with other libraries on an agreement or on a contractual basis to form a unit large enough to support adequate service. Libraries which join on such a basis to operate and offer services as parts of a single local unit shall be considered as a single library for the purposes of qualifying for participation in a major resource system.

.008. Allocation of State Grants-in-Aid. The Library Systems Act authorized four types of grants-in-aid: system operation, incentive, establishment, and equalization. Below are listed the types of grants as defined by the act, followed by the commission rules governing their allocation. Application for the grants shall be included in the annual plan for service submitted by the major resource system.

(a) System operation grants, to strengthen major resource system services to member libraries, including grants to reimburse other libraries for providing specialized services to major resource systems (Section 14 (b)(1), Chapter E, Article 5446a, Vernon's Anno-

tated Civil Statutes). System operation grants are designated to initiate and continue cooperative region-wide services sponsored by the system. Application for a system operation grant may include reimbursement to the major resource center or other contracting library for all actual and real expenses incurred in the performance of the service contract.

(b) Incentive grants, to encourage libraries to join together into large units of service in order to meet criteria for major resource system membership (Section 14 (b)(2), Chapter E, Article 5446a, Vernon's Annotated Civil Statutes). System member libraries may also join together into a county or multi-county library system and may be eligible for incentive grants. By joining together into such a unit by either formal agreement or contract, the governing authority for the county or multi-county unit will be empowered to receive direct cash grants authorized by the major resource system under the provisions of the Library Systems Act, Chapter D. The single unit library system will be eligible for incentive grants in three consecutive years.

(c) Establishment grants to help establish libraries which will qualify for major resource system membership in communities without library service (Section 14 (b)(3), Chapter E, Article 5446a, Vernon's Annotated Civil Statutes). An establishment grant will be a grant to help a community without library service to meet the minimum requirements established by the commission for system membership, provided the library to be established will serve at least a county. A newly established library may apply for system membership in the year in which the library becomes operational. Such a library may be provisionally accredited as a system member if it fails to meet no more than two requirements as specified in Rule 351.20.01.006 (a)-(f). Such provisional accreditation will not be extended for more than three years following that library's designation as a community library. For purposes of definition, an unserved county is defined as either a county with no existing public library service or a county that is served by a library that has not expended funds from local city and/or county taxes for a period of three years prior to application for an establishment grant. A period of establishment may not exceed three years.

(d) Equalization grants, to help libraries in communities with relatively limited taxable resources to meet criteria for major resource system membership (Section 14 (b)(4), Chapter E, Article 5446a, Vernon's Annotated Civil Statutes). A formula will be devised by the state library at such time as the Texas Legislature standardizes property assessment practices sufficiently to determine the ability of communities or counties to support library service. If by such formula, as approved by the commission, it is determined by the state library that the taxing unit is providing library support to the maximum of its ability to pay, the library will be eligible to receive an equalization grant to enable it to meet re-

quirements for membership in a major resource system.

.009. Determination of Bases on Which Grants-in-Aid Are Made to the Resource Systems. Section 17 (e), Chapter E, defines the distribution of State Library Systems Act funding in the following manner:

(a) Exclusive of the expenditure of funds for administrative expenses as provided in Section 17 (a), Chapter E, of this act, all funds appropriated pursuant to Section 14, Chapter E, of this act shall be apportioned among the major resource systems on the following basis:

(b) Twenty-five percent to such funds shall be apportioned equally to the major resource systems and the remaining 75 percent shall be apportioned to them on a per capita basis determined by the last decennial census. The per capita basis as referred to above for the distribution of the remaining 75 percent of the State Library Systems Act funds is defined as the per capita membership within the system.

.010. System Advisory Council Elections.

(a) An advisory council for each major resource system is established consisting of six lay members representing the member libraries of the system.

(b) The governing body of each member library of the system shall elect or appoint a representative for the purpose of electing council members. The representatives shall meet within 10 days following their selection and shall elect the initial council from their group. Thereafter, the representatives in an annual meeting shall elect members of their group to fill council vacancies arising due to expiration of terms of office.

(c) The term of office of a council member is three years.

(d) The council shall elect a chairman, vice-chairman, and secretary.

(e) The governing body of each member library of the system shall annually elect or appoint a representative for the purpose of electing council members.

(f) Board geographical representation is encouraged on the system advisory council.

(g) The representative elected to council shall complete the council term of three years even though the council member may be replaced as the official representative of the system member library. If the council member is replaced as the official representative, the new representative may vote in behalf of his library at the annual meeting of representatives to fill council vacancies. No individual library in the system shall have more than one representative on the system advisory council.

(h) Vacancies on the system advisory councils arising for reasons other than the regular expiration of terms of office may be filled from among the lay representatives for the unexpired term by the remaining members of the council. If the unexpired term is held

by an officer elected by the group, the lay representative appointed to fill the unexpired term need not necessarily be that officer. The vacated office can be filled from among the members already on the council.

(j) The advisory council shall annually elect a chairman, vice chairman, and secretary.

(k) A county or multi county library system will be eligible to send the annual meeting of lay representatives either a citizen to represent the entire county or multi county library system, or the county or multi county library system may elect to permit each individual member in that system to send one representative to the lay meeting. Only those county or multi county system member libraries which could individually qualify for Texas library system membership may be eligible to send a lay representative.

(l) No county or multi county library system may have more than one representative serving on the major resource system advisory council at the same time.

Doc. No. 770739

Standards for Accreditation of a Major Resource System of Libraries in the Texas Library System 351.20.04

The Texas State Library is proposing to adopt Rules 351.20.04.001-.022, which establish the minimum services that must be offered by major resource systems and the procedures and policies to be followed for accreditation of a major resource system of libraries in the Texas Library System.

Written comments are invited and may be sent to Jimmy Hausenfluke, Texas State Library, P.O. Box 12927, Austin, Texas 78711.

A public hearing to consider these and related proposed rules has been scheduled for March 1, 1977, at 10 a.m., in Room 202 of the Lorenzo De Zavala State Library and Archives Building, Austin. Those wishing to make oral comments may do so at the hearing.

The following rules are proposed under the authority of Article 5446a, Texas Civil Statutes.

.001. Geographic Area of System. A major resource system shall serve a population of 200,000 or more within 4,000 or more square miles, including contiguous whole counties.

.002. Boundaries of System. External boundaries of a major resource system shall be coterminous with the boundaries of councils of government, unless permission to vary is granted by the governor's office at the request of the state librarian.

.003. Long Range Plan of System Services. On behalf of a major resource system, a six-year plan for system services shall be annually revised, updated, and submitted to the state librarian by the major resource center. Data determining the adequacy of library services, methods to evaluate the effectiveness of system programs, and documentation indicating full participation in the planning process by the system advisory council, system member libraries, and the lay representatives shall be included.

.004. Annual Program and Budget for System Services. On behalf of a major resource system, a major resource center shall submit an annual program and budget for system services 120 days prior to the beginning of the state fiscal year for approval by the state librarian. Approval of a major resource system's annual program and budget shall be certified by the state librarian in writing 60 days prior to the beginning of the state fiscal year. If following consultation with the major resource system, the state librarian, on behalf of the Library and Historical Commission, does not certify approval of the system's annual program of services and budget, the state librarian may recommend that the commission revoke the major resource center's designation or withhold funds from the system until the plan is acceptably redrawn. If, following a public hearing, the commission finds the program of the major resource system unacceptable and revokes the major resource center's designation, the major resource system is dissolved as defined under the Library Systems Act.

.005. Re-establishment of a Regional System. If for any reason a major resource system is dissolved, the commission may, following a public hearing, designate a major resource center and provide an opportunity for public libraries to rejoin the new major resource system by resolution or ordinance of their appropriate governing authorities, or the commission may transfer the public libraries to other systems and provide an opportunity for the public libraries to join another major resource system by resolution or ordinance of their appropriate governing authorities.

.006. Interlibrary Loan and Reference Referral Service. On behalf of the major resource system, a major resource center shall fully participate in the state library system by providing interlibrary loan and reference referral services to member libraries and other libraries served through the state library system. This requirement for accreditation of a major resource system may be waived at the discretion of the state librarian with the approval of the commission.

.007. Consulting and Continuing Education Service. A major resource system shall provide consulting and continuing education services to member libraries. At

least one professional librarian shall be assigned fulltime to consulting and other system duties and provided with an adequate budget for support staff, travel, and communications to carry out these duties. A professional librarian is defined as a librarian holding an American Library Association accredited fifth-year degree in librarianship or master's degree from an American Library Association accredited library school.

.008. Film Service. A major resource system shall provide access to a collection of 16mm films for its member libraries upon an equal basis, without use charges to member libraries, and make annual progress toward reaching the guidelines for film services as set forth in *Guidelines for Audiovisual Materials and Services for Large Public Libraries* (Public Library Association, 1975). This rule shall not prohibit the payment of return postage for films by member libraries.

.009. Service or Development for Unserved Areas. By September 1, 1978, on behalf of a major resource system, a major resource center shall file a plan of public library development for unserved counties or provide direct service to unserved counties within its boundaries. See Rule 351.20.06.004 for definition of an unserved county.

.010. Centralized Purchasing of Library Materials for Collection Development. By September 1, 1978, all library materials purchased with system funds for collection development shall be centrally purchased by one member library within each major resource system.

.011. Percent of Local Funds Match Required for System Collection Development. Expenditures of system funds for printed library materials, including microforms and periodicals, may not exceed the following percentages of local materials expenditures as reported in the most recent edition of *Texas Public Library Statistics*: 15 percent for libraries serving 200,001 plus persons, 20 percent for libraries serving 100,001-200,000 persons, 25 percent for libraries serving 50,001-100,000 persons, 30 percent for libraries serving 35,001-50,000 persons, 35 percent for libraries serving 25,001-35,000 persons, 40 percent for libraries serving 15,001-25,000 persons, 45 percent for libraries serving 10,001-15,000 persons, 50 percent for libraries serving 5,001-10,000 persons, 55 percent for libraries serving fewer than 5,000 persons.

(a) If the above percentage of local materials expenditures is less than \$30,000, a library under contract with the State Library for interlibrary loan and reference referral services to the state library system, may receive an annual entitlement of \$30,000.

(b) Programs involving the purchase of printed materials for other than local collection enrichment are excluded from these limitations and may be proposed in the system's annual program.

.012. Indirect Costs. Costs applicable to major resource system grants shall follow the general principles established in *Federal Management Circular 74-4* July 18, 1974, with the following modifications:

(a) indirect costs (allocated overhead) may not exceed five percent of the total grant.

(b) where an indirect cost allocation plan is available at the local government level, that indirect cost rate must be applied if it does not exceed five percent of the total grant or contract.

(c) depreciation and use charges for the use of buildings or capital improvements, library materials and equipment must be included as indirect costs.

.013. Unallowable Costs. Unallowable costs include, but are not limited to:

(a) legal expenses for the prosecution of claims against the State of Texas.

(b) bad debts.

(c) contributions to a contingency reserve or any similar provision for unforeseen events.

(d) contributions and donations.

(e) costs of amusements, social activities, and incidental costs related thereto, such as meals, beverage, lodgings, rentals, transportation, and gratuities; however, this rule shall not be interpreted to prohibit system seminars, workshops, or other educational and professional activities.

(f) fines and penalties resulting from violations of or failure to comply with federal, state, or local laws and regulations.

(g) interest and other financial costs on borrowings, bond discounts, and legal and professional fees paid in connection therewith.

(h) expenses resulting from attempts to influence the outcome of any elections, or the passage or defeat of any legislative measure; however, this prohibition shall not be construed to prevent any official or employee of the system from furnishing to any citizen information in the hands of the employee or official not considered under law to be confidential information.

.014. Direct Grants in Aid: Prohibition. Direct grants in aid to major resource system member libraries are prohibited. Grants in aid are defined as cash grants for library materials or other expenses in which the major benefit is to the receiving library as opposed to the major resource system of libraries. Programs requiring direct grants to member libraries as reimbursement for providing system services are an allowable expense.

.015. Equalization Grants: Prohibition. Equalization grants to major resource system member libraries are not an allowable system expense.

.016. Motor Vehicle Purchase/Lease Conditions. Purchase or lease of personal passenger cars for use by

major resource system administrative staff is not an allowable expense. Motor vehicles necessary to carry out a specified system service (i.e., delivery van, book-mobile, media mobile) are an allowable expense with the prior approval of the state librarian. Actual use of vehicles approved for purchase must be documented in a detailed travel log and must be furnished to the state librarian upon request.

.017. Travel Reimbursement. Travel and per diem expenses are allowable at the current rate of reimbursement for state employees or at the option of a major resource system, the current rate allowed by the appropriate local government.

.018. MRC Staff Reimbursement. Labor expenses for persons whose primary assignment is to the local library are allowable for that portion of time spent in the provision of major resource system services, if reimbursement is based on payrolls documented and approved in accordance with generally accepted accounting principles of the state and local government. Payrolls shall be supported by time and attendance records or equivalent records for individual employees and shall be supported by appropriate time distribution records between the system and local library.

.019. Property Inventory. On behalf of a major resource system, a major resource center shall maintain and submit an inventory of all real and non-expendable personal property purchased and valued at more than 50 dollars and all films and video tapes purchased with state or federal funds. The director of the local library having possession of state property shall be considered an agency head and the system member library shall be considered an agency under House Bill 753, Chapter 35663, State Property - Accounting Responsibility, and where system property disappears, whether through theft or other cause, as a result of the failure of the library director, property manager, or system employee entrusted with the property in writing to exercise reasonable care for its safe keeping, such person shall be pecuniarily liable to the state for the loss sustained by the state. In the event that a library withdraws or fails to qualify for system membership, all property and library materials on inventory purchased with federal or state funds shall be disposed of according to instructions from the state librarian. Such instructions may require that the property be returned to the Texas Library and Historical Commission or transferred to a system member library. This rule shall not be interpreted so as to hold the library system or library staff responsible for the normal wear or loss of films, video tapes, and equipment due to use or loss while in circulation or transit.

.020. Financial Management. On behalf of the major resource system, a major resource center shall provide for a financial management system that provides

timely and accurate information on the status of system funds. An audit of system funds must be conducted annually by an independent certified public accountant or public accountant licensed by the Texas State Board of Public Accountancy. Quarterly reports of disbursements and/or encumbrance of system funds shall be prepared. A copy of the annual audit and the quarterly expenditure reports shall be published in a system newsletter or made available in printed form to the members of the system and the advisory council. Audits and quarterly expenditure reports shall be provided to the Texas State Library in accordance with procedures specified annually in the system's contract and audit guide.

.021. Performance Reporting. On behalf of a major resource system, a major resource center must collect and report program performance measures, accompanied by a narrative report, that conform to the Texas Library and Historical Commission's *Program Performance Report* as required by the Legislative and Governor's Budget Boards.

.022. System By-Laws. Consistent with the established rules of the state library system and the Library Systems Act, by September 1, 1978, on behalf of a major resource system, a major resource center shall provide a copy of system by-laws approved by the system advisory council, the major resource center, and a majority of the member libraries to the state librarian for approval as a part of the annual program of system service. The by-laws shall specify the purposes of the library system, responsibilities and relationships of the member libraries, the system advisory council, and the major resource center with regard to review and approval of long range plans, annual programs and budgets, program and budget changes, election of advisory council members, procedures to call and conduct membership and council meetings, employment and dismissal of system staff, and such other matters as are deemed appropriate. The by-laws will also delineate the responsibilities and duties of the officers of the system advisory council, the major resource center director, the system coordinator, and any standing committees of member librarians established in the annual program of service.

Doc No 770740

Minimum Standards for Accreditation of Public Libraries in the State Library System 351.20.05

The Texas State Library is proposing to adopt Rules 351.20.05.001-.011, which specify the criteria for public libraries for accreditation and membership in a major resource system.

The criteria include the bases for determining population served, operating procedures to be followed, requirements for provisional membership, and specific standards to be met which are appropriate to each population group.

Written comments are invited and may be sent to Jimmy Hausenfluke, Texas State Library, P.O. Box 12927, Austin, Texas 78711

A public hearing to consider these and related proposed rules has been scheduled for March 1, 1977, at 10 a.m., in Room 202 of the Lorenzo De Zavala State Library and Archives Building, Austin. Those wishing to make oral comments may do so at the hearing

The following rules are proposed under the authority of Article 5446a, Texas Civil Statutes:

.001. Classification of Public Libraries. The population served by a public library is based upon the population recorded in the most recent decennial census for the city and or county appropriating public monies for public library services. A municipal library contracting with a county government will be credited with all or a portion of the rural county population depending on whether other municipal libraries in the county also receive county financial support. In counties with more than one contracting municipal library, the rural county population is allocated to the municipal libraries based upon the proportion of the combined municipal population served by each municipality. County libraries having municipal libraries within their service boundaries will not be credited with the municipal population. For the purposes of accreditation, public libraries shall be classified according to the population served as follows: Group I - 200,001 plus persons, Group II - 100,001 to 200,000 persons, Group III - 50,001 to 100,000 persons, Group IV - 35,001 to 50,000 persons, Group V - 25,001 to 35,000 persons, Group VI - 15,001 to 25,000 persons, Group VII - 10,001 to 15,000 persons, Group VIII - 5,001 to 10,000 persons; Group IX - fewer than 5,000 persons

.002. Public Library Service. A public library shall provide library services without a use charge to all persons residing in the library's tax supporting political subdivision with the following exceptions: reserving library materials, use of meeting rooms, replacement of lost borrower cards, fines for overdue, lost or damaged materials in accordance with local library policies; searches of machine readable data bases; in-depth reference services on a contractual basis, photocopying; library parking; services to non-residents; sale of publications; and rental and deposits on equipment.

.003. Public Library: Legal Establishment. A public library shall be legally established as a department of

city or county government by charter, resolution, or ordinance; or must be chartered as a non-profit corporation by the secretary of state for the purposes of providing free public library services.

.004. Per Capita Tax Support: Floor and Minimum Requirement. A public library may not decrease its annual local operating expenditures as measured by a three-year average. At least 50 percent of the annual local operating expenditures required to meet the minimum level of per capita support for accreditation must be from local tax sources. Local tax sources are defined as monies appropriated by city or county governments from their general revenue monies or from federal revenue sharing monies. A public library shall have minimum local operating expenditures of \$5,000

.005. Public Library: Non-Discrimination. A public library shall have on file at the state library a statement certifying that no person shall be excluded from participation in or denied the benefits of the services of that library on the grounds of race, color, or national origin.

.006. Professional Staffing. A public library serving more than 25,000 persons shall have a full time professional librarian on its staff. See Rule 351.20.04.007 for definition of professional librarian

.007. Public Library: Annual Report. A public library shall file a current and complete annual report with the state library

.008. County Librarian's Certificate. A county library shall not be eligible for accreditation unless the county librarian has received from the State Board of Library Examiners a certificate of qualification, nor shall any municipal library that receives county funding be eligible for accreditation unless the municipal librarian has received from the State Board of Library Examiners a certificate of qualification

.009. Provisional Accreditation of Library. A public library that does not meet one of the requirements for accreditation may be provisionally accredited for not more than an initial three year period, if the library can demonstrate a reasonable expectation of meeting the requirements within three years. However, a newly established library in a previously unserved area that does not meet two criteria may be provisionally accredited

.010. Probational Accreditation of Library. A public library that has been fully accredited may be granted probational accreditation for one year if the library fails to meet not more than one criterion. Probational accreditation may not be granted to libraries falling below the minimum standards for annual per capita local operating expenditures. Probational accreditation

may not be granted more than once in a three-year period and may not be granted immediately following provisional accreditation. To regain full system membership, a library must equal or exceed its previous level of effort on the deficient criterion.

.011 *Quantitative standards for Accreditation of Library* In addition to the general standards in Rules 351.20.05.001-.010, each public library shall meet minimum standards, appropriate to its population group, for annual per capita expenditures, total volumes and non book materials in the collection, per capita volumes and non book materials added annually, hours open to the public, and numbers of full-time equivalent paid staff per 10,000 population served, as follows



GROUP (Population Served)	PER CAPITA EXPENDITURES	TOTAL VOLUMES AND NON- BOOK ITEMS	VOLUMES AND NON-BOOK ITEMS ADDED/ 1,000 PERSONS	HOURS OPEN	PAID STAFF/ 10,000 POPULATION
GROUP I 200,001 plus	\$2.70	250,000	50	50	2.25
GROUP II 100,001-200,000	2.50	125,000	45	50	2.25
GROUP III 50,001-100,000	1.90	45,000	40	45	1.50
GROUP IV 35,001-50,000	1.60	30,000	40	45	1.00
GROUP V 25,001-35,000	1.50	25,000	40	45	1.00
GROUP VI 15,001-25,000	1.20	15,000	40	30	.70
GROUP VII 10,001-15,000	1.15	11,500	30	30	.70
GROUP VIII 5,001-10,000	1.00	10,500	30	20	.50
GROUP IX Fewer than 5,000	1.00	10,000	25	20	.50

Grants: System Operation, Incentive, Establishment, and Equalization 351.20.06

The Texas State Library is proposing to adopt Rules 351.20.06.001-006, which define the grant categories and specify the guidelines for awarding grants.

Written comments are invited and may be sent to Jimmy Hausenfluke, P.O. Box 12927, Austin, Texas 78711.

A public hearing to consider these and related proposed rules has been scheduled for March 1, 1977, at 10 a.m. in Room 202 of the Lorenzo De Zavala State Library and Archives Building, Austin. Those wishing to make oral comments may do so at the hearing.

The following rules are proposed under the authority of Article 5446a, Texas Civil Statutes

.001. System Operation Grants. System operation grants are to strengthen major resource system services to member libraries, including grants to reimburse libraries for providing specialized services to major resource systems. System operation grants are to initiate and continue cooperative region wide services sponsored by the system. Application for a system operation grant may include reimbursement to the major resource center or other contracting library for all expenses incurred in the performance of the service contract. System operation grants are awarded to major resource systems operating under an approved annual program of services and budget.

.002. Incentive Grants. Incentive grants are to encourage libraries to join together into larger units of service in order to meet criteria for major resource system membership. System member libraries joining together into a county or multi county library system may be eligible for incentive grants. The library system as a unit will be eligible for incentive grants in three consecutive years provided that services to new geographic areas are added after the first and then second years.

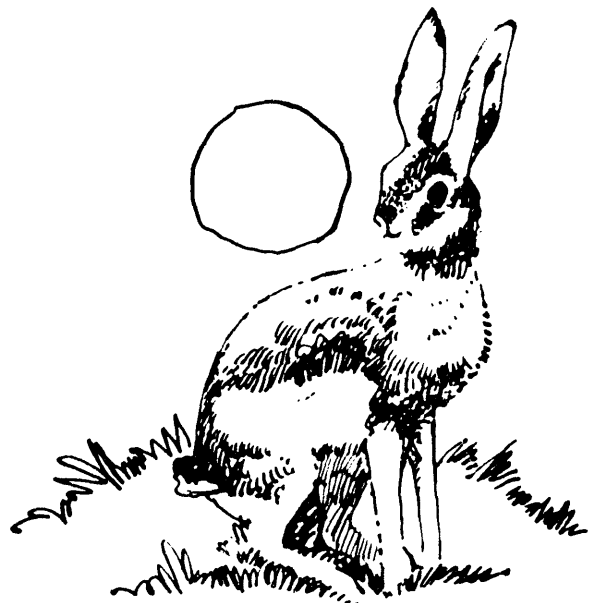
.003. Establishment Grants. Establishment grants are to help establish libraries which will qualify for major resource system membership in counties without library service. An establishment grant is to assist a county without library services to meet the minimum requirements established by the commission for system membership, provided the library to be established will serve at least a county. A newly established library may apply for system membership in the year in which the library becomes operational. Such a library may be provisionally accredited as a system member. Such a provisional accreditation will not be extended for more than three years following the library's designation as a system member library.

.004. Unserved County: Definition. An unserved county is defined as either a county with no existing free public library services or a county that is served by a library that has not expended funds from local city and/or county taxes for a period of three years prior to application for an establishment grant. A period of establishment may not exceed three years.

.005. Equalization Grants. Equalization grants are to help libraries in communities with relatively limited taxable resources to meet criteria for major resource system membership. Equalization grants will not be awarded during this biennium.

.006. System Operation Grant: Formula. Exclusive of the expenditure of funds for administrative expenses, establishment, and incentive grants, 25 percent of system operation grants shall be apportioned equally to the major resource systems and the remaining 75 percent shall be apportioned to them on a per capita basis determined by the last decennial census. The population base for distribution of 75 percent of the Library Systems Acts funds is defined as the total population residing within the major resource system boundaries.

Doc No 770742



System Advisory Council 351.20.07

The Texas State Library is proposing to adopt Rules 351.20.07.001-.009, which establish the size, function, and responsibilities of system advisory councils.

These guidelines include the member selection process, the procedures for filling vacancies, the term of office for council members, and responsibilities for the councils in regard to the major resource system advisory council.

Written comments are invited and may be sent to Jimmy Hausenfluke, P.O. Box 12927, Austin, Texas 78711.

A public hearing to consider these and related proposed rules has been scheduled for March 1, 1977, at 10 a.m. in Room 202 of the Lorenzo De Zavala State Library and Archives Building, Austin. Those wishing to make oral comments may do so at the hearing.

The following rules are proposed under the authority of Article 5446a, Texas Civil Statutes.

001 Advisory Council. An advisory council for each major resource system shall be established consisting of six lay members representing the member libraries of the system.

002 Advisory Council Election. The governing body of each member library of the system shall annually elect or appoint a representative for the purpose of electing council members. The representatives shall meet following their selection and shall elect the initial council from their group. The major resource center shall always have one member on the council. Thereafter, the representatives in an annual meeting shall elect members of their group to fill council vacancies arising due to expiration of terms of office.

003 Advisory Council Terms of Office. The term of office of a council member is three years.

004 Advisory Council Officers. The council shall annually elect a chair, a vice chair, and a secretary.

005 Geographical Representation. Broad geographical representation is encouraged on the system advisory council.

006 Council Officers Not Reappointed as Library Representative. A representative is elected to council September 1, and once elected to council, represents the system. Therefore, the representative shall complete the council term of three years even though the council member may be replaced as the official representative of the member library, except as provided for in 351.20.07.002. If the council member is replaced as the official representative, the new representative may vote in behalf of his library at the annual meeting of representatives to fill council vacancies. No individual library in the system shall have more than one representative on the system advisory council.

007. Advisory Council Vacancies. Vacancies on the system advisory council arising for reasons other than the regular expiration of terms of office may be filled from among the lay representatives for the unexpired term by the remaining members of the council. If the unexpired term was held by an officer of the council, the lay representative appointed to fill the unexpired term need not necessarily be that officer. The vacated council office can be filled from among the members already on that council.

008. Federated County and Multi-County Representation. A county or multi county library system will be eligible to send to the annual meeting of lay representatives either a citizen to represent the entire county or multi-county library system; or the county or multi-county library system may elect to permit each individual member in that system to send one representative to the lay meeting. Only those county or multi-county system member libraries which could individually qualify for state library system membership may be eligible to send a lay representative. No county or multi county library system may have more than one representative serving on the major resource system advisory council at the same time.

009. Council Review and Approval Process. Unless otherwise provided for in the system by laws, the signature of the council chairman on the following documents shall be required as certification that the advisory council has had an opportunity to review and approve: the long range plan and annual update for the system; the annual program of services and budget; amendments to the annual program or budget requiring a contract modification; and system by laws. In the event that a member of the advisory council has had an opportunity to review the documents, but does not approve their contents, a letter stating minority reports should accompany the document to the state library. In the event that a majority of the advisory council does not approve the contents of one of the above documents, the chairman should sign the documents and forward the advisory council's report with them. The chairman of the advisory council should not sign a document if the majority of the advisory council determines that they have not been adequately informed of its contents by the major resource center staff, and should immediately inform the state library in writing.

Issued in Austin, Texas, on January 26, 1977.

Doc No 770743 Dorman H. Winfrey
Director and Librarian
Texas State Library

Proposed Date of Adoption: March 17, 1977

For further information, please call (512) 475-6651

State Department of Public Welfare

Food Stamps

Responsibilities 326.15.12

The Department of Public Welfare proposes to amend its rule about prompt action in the Food Stamp Program. The department must provide an application form to any person upon request and must accept an identifiable application when submitted. This amendment clarifies that the department must either approve or deny applications and reapplications for participation in the Food Stamp Program within 30 days from receipt of a signed application form.

Written comments are invited and may be sent to Susan Johnson, Administrator, Systems and Procedures Bureau, 692, Department of Public Welfare, John H. Reagan Building, Austin, Texas 78701, within 30 days of publication in this *Register*.

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

.003. Prompt Action

(a) **DPW** (The State Department of Public Welfare) must provide an Application for Participation in the Food Stamp Program to any person upon request and must accept an identifiable application when submitted. An identifiable application is an application form containing a legible name and address *and which* (that) has been signed. **DPW must approve or deny initial applications and reapplications for participation within 30 days from the receipt of the identifiable application.**

(b) Households in need of immediate emergency food assistance should be processed without delay. The person making application is responsible for cooperating with DPW in providing the information necessary *to determine eligibility* (for DPW to make this determination).

Doc No 770752

Notice 326.15.27

The Department of Public Welfare proposes to amend its rule about notice of eligibility in the Food Stamp Program. The department must determine eligibility or ineligibility for food stamps within 30 days of receipt of a signed application form. This amendment clarifies that the department must make a determination on both initial applications and reapplications within the 30 day limit.

Written comments are invited and may be sent to Susan Johnson, Administrator, Systems and Procedures Bureau, 692, Department of Public Welfare, John H. Reagan Building, Austin, Texas 78701, within 30 days of publication in this *Register*.

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

.001. Notice of Eligibility

(a) DPW is required to determine eligibility or ineligibility *of initial applications and reapplications* within 30 days of receipt of a signed application form (or affidavit). **Decisions on subsequent applications for recertification must be made by DPW according to the standards specified in Rule 326.15.27.007.** (and to notify). The applicant *must be notified* (of this determination) in writing *of the eligibility or ineligibility decision.*

Doc No 770753

Certification Periods 326.15.63

The Department of Public Welfare proposes to amend Section (c) of its rule about establishing the first month of issuance in the Food Stamp Program. The amendment deletes Section (c) of the rule, which discusses the requirement that the department must either approve or deny applications for food stamps within 30 days of receipt of an identifiable application. This policy is adequately covered in other department rules and is deleted to avoid duplication.

Written comments are invited and may be sent to Susan Johnson, Administrator, Systems and Procedures Bureau, 692, Department of Public Welfare, John H. Reagan Building, Austin, Texas 78701, within 30 days of publication in this *Register*.

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

.002. Establishing the First Month of Issuance

(c) This policy is consistent with the requirement that the department must either approve or deny applications for participation within 30 days from the receipt of an identifiable application.

Issued in Austin, Texas, on February 8, 1977.

Doc No 770754 Raymond W. Vowell
Commissioner
State Department of Public
Welfare

Proposed Date of Adoption: March 17, 1977

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.

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.

Texas Animal Health Commission

Equine Infectious Anemia

Equine 177.15.03

The Texas Animal Health Commission, under the authority of Article 7014f I, Vernon's Annotated Civil Statutes, has amended Rule 177.15.03.015 to read as follows:

015 Identification and Handling of Equine Infected with E.I.A.

IV Reactor A reactor is any equidae which discloses a positive reaction to the official AGID test. The individual collecting the test sample must notify the animal's owner by quarantine within 48 hours after receiving the results.

V Retest of reactors Equidae which have been disclosed as reactors may be retested prior to branding provided:

(a) Owners or their agents initiate a request in writing to the executive director of the Texas Animal Health Commission within 48 hours following notification of test results. A retest permit will not be issued unless the official results of the initial test have been received in the Texas Animal Health Commission office;

(b) such a retest must be conducted within 30 days after date of the original test;

(c) the individuals conducting the retest verify the retested equidae as being the same as shown on the original test document. This verification shall be in writing on the Form VS 10-11. The retest permit must

accompany the serum sample and Form 10-11 to the testing laboratory. Laboratories conducting the E.I.A. (Coggins) Test are prohibited from conducting the retest if the verification and retest permit are not submitted with the serum sample. Upon completion of the test, the laboratory shall forward the results and permit to Texas Animal Health Commission.

VI Official identification of reactors A reactor to the AGID test must be permanently identified using the National Uniform Tag Code number assigned by the USDA to the state in which the reactor was tested followed by the letter "A" (The code for Texas is 74A). The reactor identification must be permanently applied by the individual collecting the test sample who must employ for the purpose a hot iron brand or freeze marking brand or a lip tattoo. The brand must be not less than two inches high and shall be applied to the left shoulder or left side of the neck of the reactor. If lip tattooed, the tattoo shall be not less than one half inches high and one high inches wide and shall be applied to the inside surface of the lower lip. Reactors must be branded or tattooed within 10 days of the date the laboratory completes the test unless the equidae is destroyed. Any equidae destroyed prior to branding or tattooing must be described in a written statement by the accredited veterinarian or other authorized personnel certifying to the destruction. This certification must be submitted to the Texas Animal Health Commission promptly.

Issued in Austin, Texas, on January 21, 1977.

Doc No 770698 H. Q. Sibley, D.V.M.
Executive Director
Texas Animal Health
Commission

Effective Date February 27 1977

For further information, please call (512) 475-4111

Interstate Shows and Fairs 177.16.00

The Texas Animal Health Commission has adopted Rule 177.16.00.016, with two changes in the proposed text. One of the changes requires that the 12 months' age requirement for retesting of heifers be raised to 18 months; the other change is to require the use of Co-Ral or GX 118 (Prolate) in addition to toxaphene, lime, and sulphur, which is already in use for dipping purposes.

Comments were made from several persons who questioned the merits of the proposed amendments to interstate regulations. Some of the points in question were: (1) an increase of Texas Animal Health Commission personnel and funds to adequately enforce additional testing would be needed; (2) a shift of personnel

away from the number one priority in the Texas program; retesting of quarantined herds would be required; (3) an economic hardship on Texas farmers and ranchers would be imposed because of increased production costs based on additional testing requirements; (4) interstate commerce would be restricted because a negative test would be required prior to shipment as well as after arriving in Texas, making it virtually impossible to buy out-of-state yearling heifers, and, (5) wheat growers would be hampered from entering the out-of-state buying market because of the nature of their rotation grazing practices, thereby limiting the availability of adequate testing facilities to conduct required retests. Therefore, because of the above reasons, alternate proposals were suggested such as: (1) that the proposed age requirement for testing of heifers be 18 months of age instead of 12 months, and, (2) to require one negative test prior to shipment of all heifers over 12 months of age, but to not require a test upon arrival in Texas.

A rebuttal statement was offered concerning the comments from the floor, as was mentioned above, to the effect that it would not be at all acceptable to have cattle which are negative at origin, not be tested at destination. To back up this rebuttal, the example of cattle being screened (that is tested), the reactors removed, and the negative animals enter as clean cattle even though these negative cattle had been exposed to infection and the disease may be incubating in some of these "clean" cattle.

The proposal offered concerning the age requirement being changed from 12 to 18 months of age was felt to deserve additional thought and merit. It is well known that the most dangerous animal is the infected heifer, and it has been proven that she will almost always abort her first calf. It is felt at the age of 18 months it would be possible to catch reactors and still be able to protect the industry.

The Texas Animal Health Commission, by authority of Article 7014f 1, Vernon's Annotated Civil Statutes, has adopted Rule 177.16.00.016, to read as follows:

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

II. Cattle

(a) **Brucellosis.** All cattle entering Texas must be accompanied by an official health certificate showing individual identification by ear tag, fire brand, tattoo number, or other approved method of identification, and must comply with one of the following provisions:

(1) A permit prior to entry is required from the Texas Animal Health Commission on all dairy cat-

tle six months of age and over and all beef cattle 18 months of age and over unless consigned directly to slaughter or to an approved livestock market.

(2) All dairy cattle six months of age and over and all beef cattle 18 months of age and over, excluding steers and spayed heifers and official vaccines under 20 months of age of dairy breeds and 24 months of age of beef breeds from herds not known to be infected, must be brucellosis tested negative within 30 days prior to entry, placed under quarantine, and subjected to another test at owner's expense within 15 days after arrival at destination in Texas, except:

(A) Cattle consigned for sale to approved livestock markets may enter the state without test quarantined upon arrival at the market, and then if sold for breeding purposes be brucellosis tested, and if sold for feeding or slaughter are required to be heat branded properly with an "S" to be placed only on the left jaw or tail head.

(B) "S" branded cattle of unknown status require no permit for movement to approved quarantined feedlots or slaughter, in addition no permit will be required at a later date for intrastate movement from feedlots to slaughter.

(C) Cattle consigned directly to an approved feedlot will be required to secure a permit of entry, such cattle are required to be "S" branded on left jaw or tail head prior to entry, or on arrival.

(D) An entry permit will be required of breeding cattle being consigned directly to a premise.

If brucellosis reactors are disclosed after arrival at a livestock auction in the State of Texas, reactors will be identified and consigned for immediate slaughter. The exposed animals in the shipment will be consigned either to slaughter or to an approved quarantined feedlot.

A waybill is acceptable on cattle consigned to an approved livestock market or directly to an approved slaughter establishment, and must provide the following information:

- (a) name and address of owner or shipper;
- (b) point of origin;
- (c) number and type animals covered by waybill, memorandum, or certificate;
- (d) purpose for which they are being moved;
- (e) destination of animals.

All brucellosis tests of cattle shall be conducted by state or federal laboratories approved by officials of the state of origin.

(b) Tuberculosis

(1) Cattle from accredited tuberculosis-free herds may enter without tuberculin test if accompanied by a health certificate showing tuberculosis-free herd certificate number.

(2) Cattle which originate in non-quarantined herds in modified-accredited tuberculosis area may enter without tuberculin test.

(3) All cattle, except steers, from a non-accredited tuberculosis area, except consignments direct to a slaughtering establishment or an approved quarantined feedlot, must enter under permit to be quarantined upon arrival and tuberculin tested at owner's expense within five days.

(c) Scabies, fever ticks.

(1) Fever ticks. Cattle originating in fever tick quarantined areas must, in addition to other requirements, be accompanied by a certificate issued by a regularly employed state or federal inspector showing animals to be shipped free of infestation and exposure and dipped under supervision in recognized dipping solution immediately prior to shipment, and transported in clean and disinfected trucks, railroad cars, or other vehicles.

(2) Scabies. Cattle originating in scabies-quarantined areas outside the State of Texas must, in addition to other requirements, be accompanied by a permit from the Texas Animal Health Commission and an official health certificate certifying that herd of origin has been inspected and declared free of scabies or exposure thereto and that cattle have been officially dipped in toxaphene, lime, sulphur, Co-Ral, or GX 118 (Prolate) under supervision of state or federal employed personnel within 10 days prior to shipment, and transported in clean and disinfected trucks, railroad cars, or other vehicles.

Slaughter cattle originating in a quarantined area will be required to be accompanied by an official health certificate or a certificate issued by a state or federal livestock inspector showing "freedom from scabies," in addition to a permit issued from the office of the Texas Animal Health Commission.

(d) Screwworms. All animals presented for entry into Texas from any area in which the screwworm is known to exist must be free of screwworms and screwworm fly eggs; wounds (infested or noninfested) must be treated with Veterinary Service, United States Department of Agriculture approved screwworm killer and fly repellent.

Animals for immediate slaughter shall be sprayed with 25 percent (one-fourth percent) Co-Ral spray, and wounds shall be treated with an approved screwworm killer and be free of worms. All other animals shall be sprayed with 5 percent Korlan spray or 25 percent Co-Ral spray and wounds shall be treated with Veterinary Services, Animal and Plant Health Inspection Service, United States Department of Agriculture approved remedy.

Lactating dairy animals and young animals under two weeks of age are exempt from spraying requirements; however, their wounds shall be treated as above.

V. Swine

(a) A permit must be obtained from the Texas Animal Health Commission for entry of all swine into Texas.

(b) Swine imported into Texas for feeding, breeding, or exhibition purposes must be accompanied by a health certificate certifying that:

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

(2) swine have not been exposed to hog cholera;

(3) all swine have been temperatured with the temperature recorded on the health certificate;

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

(c) The following pseudorabies requirements apply to swine entering Texas for feeding, breeding, or exhibition purposes:

(1) swine originate from herds not known to be infected with pseudorabies and are negative to the SN (serum neutralization) test for pseudorabies within 30 days prior to movement; or,

(2) swine originate from herds not known to be infected with pseudorabies and where 20 percent of the herd or 10 head, whichever is greater, of sows that have farrowed one or more litters have been tested negative for pseudorabies within 90 days of movement.

(3) Feeder pigs moving on direct shipment into Texas or through a feeder pig sale must be accompanied by a health certificate from premise of origin and a statement that the herd of origin meets the requirements of Section 2 (above). Feeder pigs not originating from tested herds must be tested negative within 30 days prior to movement.

Exceptions: The Texas Animal Health Commission may allow feeder swine originating from a premise in states in which no known cases of pseudorabies have been reported in the past 18 months to enter Texas exempt from the pseudorabies requirements.

(d) Swine consigned directly to an approved slaughter establishment must be accompanied by a health certificate or waybill, in addition to a permit from the office of the Texas Animal Health Commission.

(e) Exhibitions, Fairs, and Shows. All swine imported into Texas and originating within Texas must meet the general entry requirements.

Issued in Austin, Texas, on January 21, 1977.

Doc. No. 770699

H. Q. Sibley, D.V.M.
Executive Director
Texas Animal Health
Commission

Effective Date: April 1, 1977

For further information, please call (512) 475-4111.

State Department of Highways and Public Transportation

Maintenance Division

General 101.18.01

The State Department of Highways and Public Transportation adopts the following amendment to Section (a) of Rule 101.18.01.001 under the authority of Article 6701d, Texas Civil Statutes

.001. Uniform Traffic Control Devices. The *Texas Manual on Uniform Traffic Control Devices for Streets and Highways*, Volume 1, as amended in December, 1976, and Volume 2, which are filed with this rule and hereby incorporated by reference, were prepared as required by law to govern standards and specifications for all such traffic control devices to be erected and maintained upon all highways within this state, including those under local jurisdiction.

Issued in Austin, Texas, on February 4, 1974.

Doc. No. 770713 Bobby Dell Adcock
Minute Order Clerk
State Department of Highways
and Public Transportation

Effective Date February 27, 1977

For further information, please call (512) 928-1150.

Railroad Commission of Texas

Transportation Division

Equipment: Identification and Reports
051.03.09

Under the authority of Section 4(a) of Article 911b, Texas Civil Statutes, the Railroad Commission of Texas has amended Regulation 051.03.09.001, Section (h).

This amendment is promulgated under the authority of Section 4(a) of Article 911a and Article 911b, Texas Civil Statutes.

.001. Identification Cards and Plates.

(h) Except as provided in Regulation 051.03.09.002 and Part 14 of these regulations, and except for specialized motor carriers of mobile homes, baled cotton, baled cotton notes, baled cotton linters, and cottonseed, all specialized and contract motor carriers are prohibited from registering vehicles under their intrastate certificates and or permits unless the vehicle is based and operated from the carrier's principal office, carrier-controlled terminal, or carrier's temporary camp.

Issued in Austin, Texas, on February 7, 1977.

Doc No 770700 James H. Cowden
Transportation Division
Railroad Commission of Texas

Effective Date February 28, 1977

For further information, please call (512) 475-3207

Legislative Report

Consumer Affairs

SB 400, prohibiting monopolies, discriminatory boycotts, conspiracies, and contracts in restraint of trade, was passed by the senate on February 9. A floor amendment to the bill allows the court to determine the amount of damages to be awarded in suits brought against restraint of trade. The bill had required that triple damages be paid as a penalty. Under the bill as passed, individuals could bring damage suits against companies which engage in monopolistic practices. The state attorney general could sue for penalties or injunctions on behalf of the state's political subdivisions. The bill now goes to the house.

Criminal Justice

HB 907 (Criminal Jurisprudence) would amend the Code of Criminal Procedure to require a period of imprisonment for a person convicted of a felony and placed on probation. Detention would be for at least 90 days, up to one third of the probated sentence.

HB 911 (Judiciary) would allow a juvenile court to request assistance for the benefit of a child from parents, guardians, or public officials if the child is found guilty of delinquent acts. The bill also allows the court to require a parent to pay the costs of probation and to require the child or a parent to make restitution to the victim of an offense which causes property damage or personal injury.

HB 917 (Criminal Jurisprudence) would outlaw the manufacture, sale, and delivery in this state of "substandard" handguns. The bill defines a substandard handgun as any handgun with a liquidus melting temperature of less than 1,000 degrees Fahrenheit; such handguns are known as "Saturday night specials."

HJR 45 (Constitutional Amendments) would allow the state to appeal in a criminal case from a trial court ruling that a law is unconstitutional. Presently, the state constitution denies the right of appeal to the state in criminal cases.

SB 217, prohibiting the sale or purchase of a child, was referred to the House Committee on Criminal Jurisprudence on February 7. The bill passed the senate on February 2.

The following bills were referred to Criminal Jurisprudence subcommittee on February 8: HB 113, HB 119, HB 201, HB 235, and HB 340. HB 142 (Social Services) was referred to subcommittee on February 9.

Economic Development

HB 300 (Business and Industry), establishing a Metric System Advisory Council, was referred to subcommittee on February 7.

Education

SB 91, establishing school-community guidance center pilot programs, was passed by the senate on February 7. A floor amendment to the bill terminates the pilot program on September 1, 1981, unless continued by law. The amendment also requires the commissioner of education to evaluate the program and report to the 67th Legislature, which will meet in January, 1981. The bill has been referred to the House Committee on Public Education.

HB 906 (Public Education) would grant immunity from criminal and civil liability to school districts and their employees in the dispensing of medication to a student if the district has received a written request from a parent or doctor to do so.

SJR 40 (State Affairs) proposes a constitutional amendment requiring the state to finance current maintenance and operating expenses of public schools. The amendment would prohibit school districts from taxing property for that purpose.

SB 283, relating to technical vocational education, was reported favorably from the Committee on Education on February 9. SB 131 (Education) was referred to subcommittee on February 9.

Elections

SB 505 (State Affairs) provides for the holding of presidential primary elections and prescribes methods of selecting delegates to national conventions.

HB 893 (Elections) would eliminate the requirement that ballot stubs be signed in casting votes.

Energy

SB 360, prohibiting the use of the power of eminent domain to search for and acquire oil, gas, coal, uranium, geothermal, and other energy sources, passed the senate with amendments on February 8. The bill was referred to the House Committee on Energy Resources on February 9.

Government Administration

The following house bills were referred to subcommittee on February 7: HB 54 (Environmental Affairs), HB 628 (State Affairs), and HB 796 (State Affairs).

The following senate bills were referred to subcommittee on February 7: SB 422 (Human Resources), SB 423 (Human Resources), and SB 424 (State Affairs). SB 192 was reported favorably from the Committee on

Jurisprudence on February 8. SB 189 (Intergovernmental Relations) was reported favorably on February 9.

Highways

HB 3, the governor's emergency highway funding program, was passed by the house on February 9. A floor amendment to the bill raised the amount of money to be given to the Department of Public Safety to supervise traffic and safety on public roads from a proposed \$20 million to \$30 million per year. The bill dedicates an estimated \$561 million in general revenue funds to highway construction and maintenance over the next two years. Under the provisions of the bill, one-fourth of the currently undedicated tax revenue collected on automobile sales would go to the Available School Fund, and the remaining three-fourths would go to the State Highway Fund. Presently, the tax revenue from the sale and use of lubricating oils and motor oils is dedicated to the State Highway Fund. The bill would add tax revenue from the sale and use of automotive parts, accessories, and tires to the fund. Although in favor of the bill, several members of the house registered concern over its passage at this time, stating that the commitment of such a large sum of money this early in the session would jeopardize other programs, such as teacher pay raises, public school finance, and the repeal of the sales tax on utility bills, whose funding has not yet been discussed. The bill now goes to the senate for consideration.

Human Services

The Senate Committee on Human Resources favorably reported a committee substitute for SB 51 on February 8. The bill would establish a state Commission on Human Rights to receive, initiate, investigate, seek to conciliate, hold hearings on, and pass on complaints alleging violations of civil rights.

Insurance

SB 34 was reported favorably from the Committee on State Affairs on February 8. The bill prohibits speed limit violations of between 55 and 70 miles per hour from being charged against a person's driving record. A committee amendment to the bill also prohibits insurance companies from considering such violations in determining rates.

Tax

A committee substitute for HB 22 was reported out of the Committee on Agriculture and Livestock on February 8. The bill would require that farm, ranch, and forest land be taxed according to its productive capacity rather than its market value. The bill is designed to relieve farmers and ranchers from paying taxes based on the speculative value of the land. A committee

substitute for a similar bill, SB 1, was reported from the Senate Committee on Economic Development on February 7. SJR 1, also reported from Economic Development on February 7, has so far failed to achieve the necessary four-fifths vote of the members present to be considered on the senate floor at this time. The resolution proposes a constitutional amendment to authorize separate appraisal formulas for agricultural lands.

HB 903 (Intergovernmental Affairs) would allow county commissioners courts to appoint boards of equalization, rather than sit as equalization boards themselves.

SB 504 (Finance) would exempt all property left to a spouse from the inheritance tax.

House of Representatives

Bills Introduced

Committee Referrals

HB 893 Glossbrenner, *et al.*-- Relating to ballots used at elections (Elections)

HB 894 M. Garcia-- Relating to damages that certain beneficiaries may recover in an action for wrongful death (Judicial Affairs)

HB 895 M. Garcia-- Relating to a general charge to the jury by a district court, county court, or county court at law and evidence to support certain judgments (Judiciary)

HB 896 Agnich-- Relating to the transportation and storage of certain wild animals and birds (Environmental Affairs)

HB 897 Coody-- Relating to the penalties for obtaining welfare benefits or certain welfare information by fraudulent means and penalties for soliciting or charging attorney's fees for representing a client before the State Department of Public Welfare without a license to practice law (Health and Welfare)

HB 898 Coody-- Relating to penalties for fraud in medical assistance (Health and Welfare)

HB 899 Brown-- Relating to the imposition of fines on funeral homes (Business and Industry)

HB 900 Vaughan-- Relating to exemption to certain child care facilities and child caring institutions and to venue in suits for injunctive relief under the Child Care Licensing Act (Health and Welfare)

HB 901 Bock-- Relating to the licensing of licensed state land surveyors as defined in this Act and the creation, administration, powers, duties, and functions of the Board of Examiners of Licensed State Land Surveyors (State Affairs)

HB 902 Bock-- Relating to conditions for sale of certain public land (State Affairs)

HB 903 Bird-- Relating to appointment of boards of equalization by county commissioners courts (Intergovernmental Affairs)

HB 904 Washington-- Relating to certain murders by peace officers and by employees of penal institutions constituting capital murder (Criminal Jurisprudence)

HB 905 Bryant, Vaughan, Semos, Cain, and Ceverha-- Relating to the return of stolen property to the rightful owner when no criminal trial is pending (Criminal Jurisprudence)

HB 906 Blanton-- Relating to granting immunity from criminal and civil liability to school districts, the board of trustees of school districts, and professional employees of school districts when dispensing medication to students (Public Education)

HB 907 Robbins-- Relating to a period of detention as a condition of felony probation. (Criminal Jurisprudence)

HB 908 Cartwright-- Relating to liability of certain units of government resulting from negligence or wrongful acts or omissions by certain medical personnel. (State Affairs)

HB 909 Briscoe-- Relating to moving Texas Southern University's School of Law and School of Pharmacy to Fort Worth. (Higher Education)

HB 910 Edwards-- Relating to the taking of bobcat for sale and to the possession for sale of bobcat pelts. (Environmental Affairs)

HB 911 Jones-- Relating to the authority of a juvenile court to make appropriate orders for the benefit of the child, to require payments to cover the costs of probation for a child, to provide for monetary restitution for victims, to approve paroles of delinquent children from the Texas Youth Council, and to permit the use of certain statements by a child. (Judiciary)

HB 912 Jones-- Validating certain unenforceable tax levies. (Ways and Means)

HB 913 Hernandez-- Relating to capital murder by a peace officer of an individual under arrest. (Criminal Jurisprudence)

HB 914 Baker-- Relating to the authority of school districts to protect school buildings and grounds. (Public Education)

HB 915 Hubenak-- Relating to fees for the inspection of eggs. (Agriculture and Livestock)

HB 916 Hubenak-- Relating to the licensing requirements for certain persons involved in pest control on their own premises. (Agriculture and Livestock)

HB 917 Reyes-- Relating to the regulation of the sale of certain handguns. (Criminal Jurisprudence)

HB 918 Hartung and Henderson-- Relating to the membership of the State Depository Board. (Financial Institutions)

HB 919 Olson-- Relating to the state library system. (State Affairs)

HB 920 Kubiak-- Relating to nonresident hunting licenses. (Environmental Affairs)

HB 921 Caraway-- Relating to the licensing and regulation of clinical laboratory personnel. (State Affairs)

HB 922 Grant-- Relating to the amount that a retailer under the Limited Sales, Excise and Use Tax Act is entitled to deduct from tax payments to the comptroller as reimbursement for collection of the state tax if those collections are paid to the state when due and payable. (Ways and Means)

HB 923 Whitmire-- Relating to the requirement of a notice when a microwave oven is used in close proximity to guests or consumers in a place open to the public. (Business and Industry)

HB 924 Washington-- Relating to the commitment of a mentally retarded child who has been accused of delinquent conduct. (Judiciary)

HB 925 Sullivant and Finnell-- Relating to the compensation of certain judges. (Judicial Affairs)

HB 926 Bock-- Relating to the creation, jurisdiction, administration, and procedures of the County Court at Law of Comal County. (Judicial Affairs)

HB 927 Ezzell-- Relating to the authority of West Coke County Hospital District to acquire or build facilities. (Intergovernmental Affairs)

HB 928 Ezzell-- Relating to the authority of the East Coke County Hospital District to employ or contract with doctors. (Intergovernmental Affairs)

HB 929 Blake-- Relating to the Texas Municipal Retirement System. (Intergovernmental Affairs)

HB 930 Gilley-- Relating to release of a juror. (Judicial Affairs)

HB 931 Henderson-- Relating to legislative review of proposed rules of state agencies. (State Affairs)

HB 932 Adams-- Relating to the election of members of the State Board of Education. (Public Education)

HB 933 Olson-- Amending the Texas Uniform Limited Partnership Act, relating to the liability of limited partners. (Business and Industry)

HB 934 Hudson-- Relating to the offense of terroristic threat. (Criminal Jurisprudence)

HB 935 Hudson-- Relating to various offenses involving the wearing of masks or disguises. (Criminal Jurisprudence)

HB 936 Nabers-- Relating to the transfer of certain students to adjacent school districts. (Public Education)

HB 937 Nugent-- Relating to regulation of insurance for certain types of aircraft. (Insurance)

HB 938 Lalor-- Relating to periodic review and termination of certain state agencies. (State Affairs)

HB 939 Kaster, *et al.*-- Relating to validation of certain actions of the Texas Aeronautics Commission. (Transportation)

HB 940 Blythe-- Relating to audits, reports, and actuarial studies of certain public retirement systems. (State Affairs)

Meetings

Meetings Filed February 9, 1977

Judiciary, February 8, 1977, 7:30 p.m., Old Supreme Court Room, to consider appropriations for the Industrial Accident Board (committee mark-up).

Intergovernmental Affairs Subcommittee on Local Affairs, February 10, 1977, on adjournment, House Floor.

Public Education Subcommittee on Appropriative Matters, February 10, 1977, on adjournment, Room 300, to conduct a mark-up session.

Senate

Bills Introduced

Committee Referrals

SB 500 Meier-- Relating to nonprofit legal services corporations and prepaid legal insurance. (Jurisprudence)

SB 501 Mauzy and Harris-- Relating to the regulation of the automobile salvage business by requiring removal of unexpired license plates from certain motor vehicles, by providing for inspection of salvage yard premises by peace officers and the seizure of stolen motor vehicles and parts, and by requiring complete records of transactions involving the purchase and sale of motor vehicles and parts by automobile salvage dealers. (Jurisprudence)

SB 503 Mengden-- Relating to the requirement of a notice when a microwave oven is used in close proximity to guests or consumers in a place open to the public. (Human Resources)

SB 504 Mengden-- Relating to exemptions from the inheritance tax for spouses of decedents. (Finance)

SB 505 Clower-- Providing for the holding of presidential primary elections by certain political parties and prescribing the method for selecting delegates to national nominating conventions of those parties. (State Affairs)

- SB 506 Ogg-- Relating to the authority of cities and counties to regulate the location of certain sexually oriented commercial activities. (Intergovernmental Relations)
- SB 507 Farabee, Aikin, Creighton-- Relating to the curtailment of school operations due to emergencies. (Education)
- SB 508 Mauzy-- Relating to who shall not be included as employees under the State Workmen's Compensation Act. (Jurisprudence)
- SB 509 Snelson-- Relating to special education for exceptional children under the Foundation School Program. (Education)
- SB 510 Snelson-- Relating to the establishment of a state-local cooperative purchasing service. (State Affairs)
- SB 511 Snelson-- Relating to purchases of certain supplies, materials, services, and equipment for state use. (State Affairs)
- SB 512 Snelson-- Relating to raising the monetary requirement for written agreements of contracts between state agencies. (State Affairs)
- SB 513 Snelson-- Relating to the transfer of certain duties of the comptroller of public accounts for the accounting and inventory of state property to the State Board of Control. (State Affairs)
- SB 514 Sherman-- Relating to the minimum sick leave program for teachers in public schools. (Education)
- SB 515 Patman, *et al.*-- Relating to the establishment and operation of pilot multipurpose service centers for displaced homemakers.
- SB 516 Truan, Traeger, Kolhmann-- Relating to the establishment of the University System of South Texas. (Education)
- SB 517 Jones of Harris-- Relating to a court manager and coordinator system for certain county courts having criminal jurisdiction in certain counties. (Intergovernmental Relations)
- SB 518 Jones of Harris-- Authorizing enforcement of the Texas Clear Air Act by incorporated cities or towns within their extraterritorial jurisdiction. (Intergovernmental Relations)
- SB 519 Jones of Harris-- Relating to ministerial practices and procedures in courts having jurisdiction over criminal matters in counties having a population in excess of 1,500,000 and nine or more courts in such county. (Intergovernmental Relations)
- SB 520 Jones of Harris-- Relating to the jurisdiction of city governments to prohibit the pollution of streams which constitute the source of water supply for such cities whether within or without the corporate limits of such cities. (Intergovernmental Relations)
- SB 521 Jones of Harris, Doggett and Clower-- Relating to the creation of the office ombudsman and its powers, duties, privileges, procedures, and qualifications. (State Affairs)
- SB 522 Brooks-- Relating to the creation, jurisdiction, administration, procedures, and terms of the Probate Court No. 3 of Harris County. (Intergovernmental Relations)
- SB 523 Braecklein-- Relating to the execution of a sentence of death. (Jurisprudence)
- SB 524 Jones of Harris-- Relating to the appointment of special judge in certain courts. (Jurisprudence)
- SB 525 Truan-- Relating to the election, appointment, qualifications, and compensation of directors of San Patricio Municipal Water District. (Natural Resources)
- SB 526 Harris-- Relating to activities exempted from the railroad commission's jurisdiction over common carriers. (State Affairs)
- SB 527 Jones of Taylor-- Providing for a first lien on certain property. (Economic Development)
- SB 528 Mauzy-- Relating to local governments through agreement to provide all forms of insurance including self-insurance. (Intergovernmental Relations)
- SB 529 Farabee-- Exempting a person from obtaining a water permit when the water is to be used for drilling oil and gas wells. (Natural Resources)
- SB 530 Mengden-- Relating to the method of voting at elections where names of nominees of political parties appear on the ballot. (State Affairs)
- SB 531 Harris-- Adding the president of North Texas State University to the membership of the Natural Fibers and Food Protein Commission. (Natural Resources)
- SB 532 Harris-- Allowing educational cosmetology programs without temporary licensing of participants under certain conditions, to remove the requirement of blood tests for licensing, and to provide for temporary permits for cosmetology demonstrations outside of licensed shops. (State Affairs)
- SB 533 Hance-- Relating to the admissibility of certain evidence in trials on appeal of workmen's compensation awards. (Jurisprudence)
- SB 534 Hance-- Relating to workmen's compensation benefits for subsequent injuries. (Jurisprudence)
- SB 535 Moore-- Relating to certain definitions, license and disclosure requirements, and prohibitions established by the Texas Motor Vehicle Commission Code. (State Affairs)
- SB 536 Aikin-- Authorizing the Public Utility Commission to transfer certain appropriations. (Finance)
- SB 537 Aikin-- Relating to the appropriation of supplemental sums of money for the fiscal year ending August 31, 1977, to pay the additional cost of purchased utilities (nontransferable) at certain institutions of The University of Texas System. (Finance)
- SB 538 Brooks-- Relating to restrictions on admission of patients for alcoholic treatment of state mental hospitals. (Human Resources)
- SB 539 Brooks-- Relating to recommendations by community mental health and mental retardation centers of treatment alternatives for potential patients of state mental hospitals. (Human Resources)
- SB 540 Jones of Harris-- Relating to the right of certain probation officers to carry handguns and certain other weapons. (Jurisprudence)
- SB 541 Brooks-- Relating to prerelease arrangements for follow-up and outpatient care for a patient released from a state mental hospital. (Human Resources)
- SB 542 Williams-- Relating to prohibition of the sale and use of fireworks in certain counties. (Intergovernmental Relations)
- SB 543 Traeger-- Relating to the Texas Municipal Retirement System. (State Affairs)
- SB 544 Jones of Taylor-- Relating to the protection of the quality of human life, health, safety, and general welfare of county residents by the enactment of county ordinances. (Human Resources)
- SB 545 Adams-- Conveying 3.69 miles of the Texas State Railroad to the City of Palestine, with the income from the property to be paid to the Parks and Wildlife Department. (Administration)
- SB 546 Andujar-- Relating to the appointment by commissioners of heads of each facility and institution of the Department. (Human Resources)
- SB 547 Ogg-- Relating to the amount to which members of the Texas Water Quality Board are entitled while engaged in authorized business of the board. (Natural Resources)
- SB 548 Brooks-- Relating to a report by the State Department of Public Welfare or its successor agency on alternate care programs and their effect on nursing care costs under medical assistance programs. (Human Resources)

Meetings

Meetings Filed February 9, 1977

State Affairs, February 9, 1977, 2 p.m., Senate Chamber, to consider SB 404, SB 20, SB 214, SB 194, SB 177, and SB 273.

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 Hearing

A hearing before an examiner for the Texas Air Control Board will be held on Tuesday, March 29, 1977, 3 p.m., in the Community Room, First National Bank Building, 3rd and Mercer, Quanah, with regard to the Georgia-Pacific Corporation, Acme, Hardeman County, for violations of Texas Air Control Board Regulation I. The complete hearing notice is posted in the East Wing of the State Capitol.

Additional information may be obtained from Allen Eli Bell, 8520 Shoal Creek Boulevard, Austin, Texas 78758, telephone (512) 451-5711.

Filed: February 8, 1977, 10:23 a.m.
Doc. No. 770718

Governor's Energy Advisory Council

Meeting

A meeting of the council representatives of the Governor's Energy Advisory Council will be held on Thursday, February 17, 1977, 9 a.m., in Room 402 of the Executive Office Building, 411 West 13th Street, Austin, to plan the agenda for the council meeting.

Additional information may be obtained from Susan Conway, 7703 North Lamar, Austin, Texas 78752, telephone (512) 475-5491.

Filed February 8 1977, 4 20 p.m.
Doc No 770737

Meeting

A meeting of the Governor's Energy Advisory Council will be held on Monday, February 21, 1977, 9 a.m., in the Senate Chamber of the State Capitol. The agenda includes consideration of energy policy position statements, Solar Energy Research Institute start-up funding, Southwest Regional Energy Council membership dues, city public service request for variance, nomination of Advisory Committee members, and local program contracts.

Additional information may be obtained from Susan Conway, 7703 North Lamar, Austin, Texas 78752, telephone (512) 475-5491.

Filed: February 10, 1977, 9:58 a.m.
Doc. No. 770775

Office of the Governor Meeting

A meeting of the nine-member Board of the Governor's Committee on Aging will be held on Friday, February 18, 1977, 10 a.m., at the Executive Office Building, 411 West 13th, Austin, to review Title III and Title VII grants, and to discuss the State Plan for Fiscal Year 1978.

Additional information may be obtained from Vernon McDaniel, 400 Executive Office Building, 411 West 13th, Austin, Texas 78701, telephone (512) 475-2717.

Filed: February 9, 1977, 10:51 a.m.
Doc. No. 770745

Texas Health Facilities Commission

Emergency Additions to Agenda

Emergency additions were made to the agenda of a meeting of the Texas Health Facilities Commission held on Thursday, February 10, 1977, 10 a.m., in Suite 450, One Highland Center, 314 Highland Mall Boulevard, Austin, to include consideration of the following applications: Bexar County Hospital District for Robert B. Green Memorial Hospital, San Antonio; exemption certificate, Denison Hospital Authority, doing business as Texoma Medical Center, Denison; motion for rehearing, Rock Haven Nursing Home, Nacogdoches; certificate of need, and Girling and Associates Home Health Services, Austin; certificate of need.

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

Filed: February 9, 1977, 11:52 a.m.

Doc. No. 770756

Additions to Agenda

Additions are being made to the agenda of a meeting of the Texas Health Facilities Commission to be held on Thursday, February 17, 1977, 10 a.m., in Suite 450, One Highland Center, 314 Highland Mall Boulevard, Austin, to include consideration of the following applications: Knapp Memorial Methodist Hospital, Weslaco-- certificate of need, Harris Hospital, Fort Worth-- certificate of need, Bay Villa Nursing Home, Bay City-- re-issuance of certificate of need, and Bellaire General Hospital, Houston-- administrative order.

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

Filed: February 9, 1977, 11:51 a.m.

Doc. No. 770757

Meeting

A meeting of the Texas Health Facilities Commission will be held on Thursday, February 24, 1977, 10 a.m., in Suite 450, One Highland Center, 314 Highland Mall Boulevard, Austin, to consider various applications for a certificate of need, an administrative order, a declaratory ruling, or an exemption certificate. Listed below are the applicants and the relief sought.

Westminster Hospital of Westminster Manor, Inc., Austin, certificate of need

Bay Area Surgical Center, Webster, certificate of need
Bayou Glenn Northwest, Houston, certificate of need

Taft Hospital and Convalescent Center, Taft, certificate of need

Humana of Texas, Inc., for Medical City Dallas Hospital, Dallas, certificate of need

Andrews County for Permian General Hospital, Andrews, certificate of need

Corpus Christi State School, Corpus Christi, certificate of need

Center Pavilion Hospital, Houston, certificate of need

Doctor's Hospital, Corpus Christi, administrative order

Sierra Medical Center, El Paso, declaratory ruling

The Good Shepherd Hospital, Longview, two exemption certificates

Valley Community Hospital, Inc., Brownsville, exemption certificate

West Texas Rehabilitation Center, Abilene, exemption certificate

Stamford MR Adult Activity Center, Stamford, exemption certificate

Madison County Hospital, Madison, exemption certificate

Vernon State Center, Vernon, exemption certificate

Linden Municipal Hospital, Linden, exemption certificate

Southwestern General Hospital, El Paso, exemption certificate/declaratory ruling

Nacogdoches Medical Center, Nacogdoches, exemption certificate/declaratory ruling

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

Filed February 9, 1977, 11:51 a.m.

Doc No 770758

State Board of Insurance

Hearing

A hearing by the Commissioner's Hearing Section of the State Board of Insurance will be held on Thursday, February 17, 1977, 2 p.m., in Room 343, 1110 San Jacinto Street, Austin, to consider the application of Texas Nail-Haggard Funeral Service Insurance Company, Daingerfield, for original articles of incorporation.

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

Filed: February 8, 1977, 11:26 a.m.

Doc. No 770720

Hearing

A hearing by the Commissioner's Hearing Section of the State Board of Insurance will be held on Friday, February 18, 1977, 10 a.m., in Room 343, 1110 San Jacinto, Austin, to consider an application for initial certificate of authority by First of Groves Life Insurance Company, Groves (a stock life company).

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

Filed: February 8, 1977, 11:26 a.m.

Doc No 770721

Meeting

A meeting of the State Board of Insurance will be held on Tuesday, February 22, 1977, 10 a.m., in Room 408, 1110 San Jacinto, Austin. The agenda includes consideration of notice and reason for nonrenewal or cancellation of medical professional liability insurance and review of the flammable liquids rules.

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

Filed: February 9, 1977, 10:52 a.m.

Doc No 770747

Hearing

A hearing by the Commissioner's Hearing Section of the State Board of Insurance will be held on Tuesday, February 22, 1977, 2 p.m., in Room 343, 1110 San Jacinto, Austin, to consider the application of Centurion Life Insurance Company, Kansas City, Missouri (a stock life company), for admission to Texas.

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

Filed: February 8, 1977, 11:26 a.m.

Doc. No 770722

Meeting

A meeting of the State Board of Insurance will be held on Tuesday, February 22, 1977, 2 p.m., in Room 408, 1110 San Jacinto, Austin, to hear the commissioner's report.

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

Filed: February 9, 1977, 10:52 a.m.

Doc. No. 770748

Hearing

A hearing by the Commissioner's Hearing Section of the State Board of Insurance will be held on Wednesday, February 23, 1977, 10 a.m., in Room 343, 1110 San Jacinto, Austin, to consider the application of Mission Life Insurance Company, Houston, for approval of a transaction with an affiliate under Article 21.49-1, Sections 4 and 1.29, and to determine compliance with Article 3.05(b) in the company's purchase of its own corporate stock.

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

Filed: February 8, 1977, 11:26 a.m.

Doc No 770723

Meeting

A meeting of the State Board of Insurance will be held on Thursday, February 24, 1977, 10 a.m., in Room 408, 1110 San Jacinto, Austin, to discuss legislative matters.

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

Filed: February 9, 1977, 10:52 a.m.

Doc. No. 770749

Hearing

A hearing by the Commissioner's Hearing Section of the State Board of Insurance will be held on Thursday, February 24, 1977, 2 p.m., in Room 343, 1110 San Jacinto, Austin, to consider the application of The Manhattan Mutual Life Insurance Company, Manhattan, Kansas (a mutual life company), for admission to Texas.

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

Filed: February 8, 1977, 11:26 a.m.

Doc. No. 770724

Hearing

A hearing by the Commissioner's Hearing Section of the State Board of Insurance will be held on Thursday, March 3, 1977, 2 p.m., in Room 343, 1110 San Jacinto, Austin, to consider the application of Aetna Life Insurance Company of Illinois, Chicago, Illinois, for admission to Texas.

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

Filed: February 8, 1977, 11:26 a.m.

Doc. No 770725

Hearing

A hearing by the Commissioner's Hearing Section of the State Board of Insurance will be held on Friday, March 4, 1977, 10 a.m., in Room 343, 1110 San Jacinto, Austin, to consider revocation of and/or denial of an application for a Group I life insurance agent's license by Jesse Paul Freeman, Austin.

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

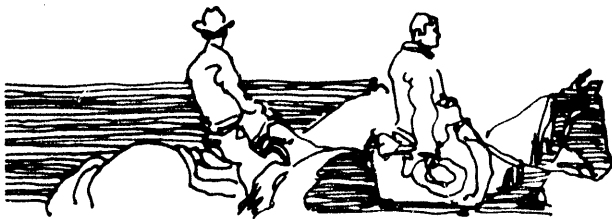
Filed: February 8, 1977, 11:26 a.m.
Doc. No. 770726

Hearing

A hearing by the Commissioner's Hearing Section of the State Board of Insurance will be held on Tuesday, March 8, 1977, 10 a.m., in Room 343, 1110 San Jacinto, Austin, to consider an application for admission by Allnation Life Insurance Company, Wilmington, Delaware (a stock life company).

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

Filed: February 8, 1977, 11:26 a.m.
Doc. No. 770727



Hearing

A hearing by the Commissioner's Hearing Section of the State Board of Insurance will be held on Tuesday, March 15, 1977, 10 a.m., in Room 343, 1110 San Jacinto, Austin, to consider the application of Group Health of El Paso, Inc., El Paso, for an initial certificate of authority to act as a health maintenance organization.

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

Filed February 8, 1977, 11:27 a.m.
Doc No 770728

Hearing

A hearing by the Commissioner's Hearing Section of the State Board of Insurance will be held on Wednesday, March 23, 1977, 2 p.m., in Room 343, 1110 San Jacinto, Austin, to consider an application for admission by MIC Life Insurance Corporation, Wilmington, Delaware (a stock life company).

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

Filed: February 8, 1977, 11:27 a.m.
Doc. No. 770729

Hearing

A hearing by the Commissioner's Hearing Section of the State Board of Insurance will be held on Monday, April 4, 1977, 2 p.m., in Room 343, 1110 San Jacinto, Austin, to determine the compliance with Commissioner's Supervision Order 55873, dated January 31, 1977, of American Underwriters Life Insurance Company, Houston.

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

Filed: February 8, 1977, 11:27 a.m.
Doc. No. 770730

Texas Department of Mental Health and Mental Retardation

Meeting

A meeting of the Business Committee of the Board of the Texas Department of Mental Health and Mental Retardation will be held on Thursday, February 17, 1977, 7 p.m., at the La Quinta Motor Inn, Airport West, 219 Northeast Loop 410, San Antonio.

The agenda includes allocation of unexpended balances (operating) to certain institutions of the department; allocation of unexpended balances (construction) to Richmond State School; selection of architects for construction projects at Corpus Christi State School and Richmond State School; a fund transfer from the community based residential services appropriation to the residential services appropriation (Lufkin State School); quarterly budget additions and revisions; the

possible future utilization of San Antonio State Chest Hospital facility by the department; construction of a swimming pool enclosure at the Richmond State School by volunteers; and the feasibility of centralizing departmental laboratory services.

Additional information may be obtained from Kenneth D. Gaver, P.O. Box 12668, Austin, Texas 78711, telephone (512) 454-3761.

Filed: February 8, 1977, 4:10 p.m.

Doc. No. 770733

Meeting

A meeting of the Executive Committee of the Board of the Texas Department of Mental Health and Mental Retardation will be held on Thursday, February 17, 1977, 8:30 p.m., at the La Quinta Motor Inn, Airport West, 219 Northeast Loop 410, San Antonio. The committee will consider a constitutional amendment authorizing employees of community mental health and mental retardation centers to be eligible for retirement benefits under the Employees Retirement System of Texas.

Additional information may be obtained from Kenneth D. Gaver, P.O. Box 12668, Austin, Texas 78711, telephone (512) 454-3761.

Filed: February 8, 1977, 4:10 p.m.

Doc. No. 770734

Meeting

A meeting of the Program Committee of the Board of the Texas Department of Mental Health and Mental Retardation will be held on Thursday, February 17, 1977, 9 p.m., at the La Quinta Motor Inn, Airport West, 219 Northeast Loop 410, San Antonio. The committee will consider a proposed amendment to rules governing community mental health and mental retardation centers.

Additional information may be obtained from Kenneth D. Gaver, P.O. Box 12668, Austin, Texas 78711, telephone (512) 454-3761.

Filed: February 8, 1977, 4:09 p.m.

Doc. No. 770735

Meeting

A meeting of the Board of the Texas Department of Mental Health and Mental Retardation will be held on Friday, February 18, 1977, 10 a.m., at Building 537, San Antonio State Hospital, 5900 Presa, San Antonio. The agenda includes the commissioner's calendar and committee recommendations for board consideration. The complete agenda is posted in the East Wing of the State Capitol.

Additional information may be obtained from Kenneth D. Gaver, P.O. Box 12668, Austin, Texas 78711, telephone (512) 454-3761.

Filed: February 8, 1977, 4:10 p.m.

Doc. No. 770736

Board of Pardons and Paroles

Meeting

A meeting of the Board of Pardons and Paroles will be held at 9 a.m. daily, Tuesday through Friday, February 22-25, 1977, in Room 711, Stephen F. Austin Building, Austin, 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: February 8, 1977, 3:18 p.m.

Doc. No. 770732

Meeting

A meeting of the Board of Pardons and Paroles will be held on Wednesday, February 23, 1977, 9 a.m., at the Diagnostic Unit, Texas Department of Corrections, Huntsville. A parole panel consisting of members of the Board of Pardons and Paroles and members of the Texas Parole Commission will conduct parole violation hearings.

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

Filed: February 8, 1977, 3:18 p.m.

Doc. No. 770731

Texas Parks and Wildlife Department

Meeting

A meeting of the Parks and Wildlife Commission of the Texas Parks and Wildlife Department will be held on Thursday, February 17, 1977, 10 a.m., in Building B, 4200 Smith School Road, Austin.

The commission will consider the issuance of noxious vegetation permits for water purification purposes, staff action concerning the fishing marine renovation at Inks Lake State Park, the Lyndon B. Johnson State Historical Park camping, reforestation program, and national park service bus maintenance area request, the proposed swimming pool at Goliad State Historical Park, a status report for the Lakeview Park Site, an easement request concerning Blanco State Recreation Area, the proposed nongame regulations for public review and comment, the Seminole Canyon State Historic Site and Port Lavaca State Fishing Pier and Park Site design and development, the Goose Island easement status, and the McKinney Falls State Office Building.

Additional information may be obtained from Perry Spalding, 4200 Smith School Road, Austin, Texas 78744, telephone (512) 475-4804.

Filed: February 7, 1977, 2:13 p.m.

Doc. No. 770702

Meeting

A meeting of the Parks and Wildlife Commission of the Texas Parks and Wildlife Department will be held on Friday, February 18, 1977, 9 a.m., in Building B, 4200 Smith School Road, Austin.

The commission will consider the acquisition project of San Jose Mission State Historic Site; the Magoffin Home State Historic Site preservation plan, program, and budget; closing of a portion of the Pedernales River at Pedernales Falls State Park and improvements to existing facilities; a lease agreement between the City of Kerrville and the department; water storage tank and picnic shelters at Balmorhea State Recreation Area; a revised lease agreement between the City of Anderson, the City of Palestine, and the department relating to the Texas State Railroad; the intrusion and fire detection system at San Jose Mission State Historic Site and Sebastopol House State Historic Site; awarding a concession contract to Texas State Railroad State Historical Park and to San Jose Mission State Historic Site; an equipment purchase at San Jacinto Battleground State

Historical Park; additional staffing and equipment at Galveston Island State Park; an increase in green fees at Lost Pines Golf Course, Bastrop State Park; an increase in adult elevator fees at the San Jacinto Monument, San Jacinto Battleground State Historical Park; improvements to the Pioneer Amphitheater at Palo Duro Canyon State Park; restoration of the state railroad steam locomotive; an increased bag limit for striped bass at Lake Texoma; final funding of Port Lavaca State Park Site, Seminole Canyon State Historical Park, and Lost Maples State Natural Area; and nomination of the Chaparral Wildlife Management Area for an oil and gas lease.

Additional information may be obtained from Perry Spalding, 4200 Smith School Road, Austin, Texas 78744, telephone (512) 475-4804.

Filed: February 7, 1977, 2:14 p.m.

Doc. No. 770703

Meeting

A meeting by the Wildlife Division of the Texas Parks and Wildlife Department will be held on Thursday, March 10, 1977, 10 a.m., in Room A-200, Building A, 4200 Smith School Road, Austin, to consider a request by Cities Service Gas Company for a pipeline right-of-way on the Gene Howe Wildlife Management Area in Hemphill County.

Additional information may be obtained from A. J. Springs, 4200 Smith School Road, Austin, Texas 78744, telephone (512) 475-4877.

Filed: February 4, 1977, 10:15 a.m.

Doc. No. 770650

State Board of Pharmacy

Emergency Meeting

An emergency meeting of the State Board of Pharmacy was held on Thursday, February 10, 1977, 2 p.m., in Suite 1121 of the Southwest Tower, 211 East 7th Street, Austin, to finalize examination grades and disseminate results.

Additional information may be obtained from Fred S. Brinkley, Jr., 211 East 7th Street, Austin, Texas 78701, telephone (512) 478-9827.

Filed: February 9, 1977, 10:52 a.m.

Doc. No. 770746

Public Utility Commission of Texas

Meeting

A meeting of the Public Utility Commission of Texas will be held on Thursday, March 3, 1977, 9 a.m., in Suite 450N, 7800 Shoal Creek Boulevard, Austin, to consider the applications of Southwestern Bell and Centex Communications for certificates of convenience and necessity for Travis County.

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

Filed: February 4, 1977, 10:41 a.m.
Doc. No 770657

Railroad Commission of Texas

Emergency Hearing

An emergency hearing by the Gas Utilities Division of the Railroad Commission of Texas was held on Monday, February 7, 1977, 4 p.m., at the E. O. Thompson Building, 10th and Colorado, Austin.

The disposition of gross incomes derived by Lo-Vaca Gathering Company from the transportation of natural gas, pursuant to the Emergency Natural Gas Act of 1977, and other natural gas transported for others required immediate resolution by the commission. The hearing was held for the purpose of ordering that the gross incomes so derived could not be disposed of pending final determination, after notice and hearing, of the disposition to be made of such incomes most beneficial to existing Lo-Vaca Gathering Company sale customers (Docket 830).

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

Filed: February 7, 1977, 1:52 p.m.
Doc. No. 770701

Meeting

A meeting of the Oil and Gas Division of the Railroad Commission of Texas will be held on Tuesday, February 22, 1977, 9 a.m., at the E. O. Thompson Building, 10th and Colorado, Austin, to consider various applications for hearings and administrative action. The complete agenda is posted in the East Wing of the State Capitol.

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

Filed: February 4, 1977, 11:29 a.m.
Doc. No. 770669

Addition to Agenda

An addition is being made to the agenda of a meeting of the Oil and Gas Division of the Railroad Commission of Texas to be held on Tuesday, February 22, 1977, 9 a.m., at the E. O. Thompson Building, 10th and Colorado, Austin, to include consideration of Docket 1-66,693, Davis Enterprises, Inc. (commission called), to show cause why the salt water haulers permit should not be revoked. The supplemental notice is posted in the East Wing of the State Capitol.

Additional information may be obtained from Fred H. Young, P.O. Drawer 12967, Austin, Texas 78767, telephone (512) 475-6155.

Filed: February 4, 1977, 11:55 a.m.
Doc. No. 770670

Addition to Agenda

An addition is being made to the agenda of a meeting of the Oil and Gas Division of the Railroad Commission of Texas to be held on Tuesday, February 22, 1977, 9 a.m., at the E. O. Thompson Building, 10th and Colorado, Austin, to include consideration of filing a name change for commission records as a single machine prepared filing, in lieu of separate filings of required individual forms to accomplish such change, all Railroad Commission districts, State of Texas, by Getty Oil Company and Skelly Oil Company.

Additional information may be obtained from Fred H. Young, P.O. Drawer 12967, Austin, Texas 78767, telephone (512) 475-6155.

Filed: February 4, 1977, 11:55 a.m.
Doc. No. 770671

Texas Real Estate Research Center

Meeting

A meeting of the Advisory Committee of the Texas Real Estate Research Center will be held on Friday, March 4, 1977, 9:30 a.m., in Room 502, Rudder Tower, Texas A&M University, College Station, to review current education, research, and communications projects.

Additional information may be obtained from Alvin B. Wooten, Texas A&M University, College Station, Texas 77843, telephone (713) 845-2031.

Filed: February 8, 1977, 10:19 a.m.
Doc. No. 770714

School Land Board Meeting

A meeting of the School Land Board will be held on Tuesday, February 15, 1977, 10 a.m., in Room 831, 1700 North Congress, Austin, to consider six pooling agreements; a pooling agreement amendment; coastal public lands-- a boundary agreement between the School Land Board and the Texas Department of Highways and Public Transportation; and the proposed land trade with Holcomb and Johnson in Hudspeth County.

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

Filed: February 7, 1977, 4:12 p.m.
Doc. No. 770711



Texas State Technical Institute

Meeting

A meeting of the Board of Regents of the Texas State Technical Institute will be held at 2:30 p.m. on Sunday and at 9 a.m. on Monday, February 20 and 21, 1977, at the Rio Grande campus, Harlingen. Sunday's agenda

includes policy committee meetings and a review of operations. The board will hear reports of the standing policy committees, consider minute orders and resolutions, and discuss other business on Monday.

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

Filed: February 8, 1977, 10:20 a.m.
Doc. No. 770715

University of Texas System Meeting

A meeting of the Board of Regents of the University of Texas System was held on Friday, February 11, 1977, 9 a.m., on the 9th floor of Ashbel Smith Hall, 201 West 7th Street, Austin.

The agenda includes consideration of budgetary amendments; appointments to endowed professorships; requests for degree programs; buildings and grounds matters; affiliation agreements for nursing students and allied health sciences students; land and investment matters; reports of gifts; real property-- negotiated contracts and prospective gifts; administrative relations of Hogg Foundation for Mental Health; and land acquisition.

Additional information may be obtained from Betty Anne Thedford, Box N, U.T. Station, Austin, Texas 78712, telephone (512) 471-1265.

Filed: February 7, 1977, 1:14 p.m.
Doc. No. 770704

Texas Turnpike Authority Emergency Addition to Agenda

An emergency addition was made to the agenda of a meeting of the Board of Directors of the Texas Turnpike Authority held on Friday, February 11, 1977, 9:30 a.m., in Room 608, Executive Inn, 3232 West Mockingbird Lane, Dallas, to consider the request of the city council of the City of Missouri City, the city council of the City of Stafford, and the East Fort Bend Chamber of Commerce, to extend the southern terminus of the proposed Beltway 8-West Tollway an additional 3.5 miles beyond State Highway 59 to the intersection with State Highway 90A.

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

Filed: February 8, 1977, 10:20 a.m.
Doc. No. 770716

Texas Water Quality Board Hearing

A hearing by the Hearings Division of the Texas Water Quality Board will be held on Thursday, February 24, 1977, 1 p.m., in the Brazos River Authority's conference room, 4400 Cobbs Drive, Waco, to consider amendment of Permit 01176-- Dresser Minerals, a division of Dresser, Inc.

After having received additional information following the public hearing held on December 2, 1976, the staff of the Water Quality Board has proposed important revisions to the permit which had been recommended at the hearing. Additional information has also been received in response to questions asked at the hearing and in letters sent to all parties subsequent to the hearing.

In order to see that all of the new information and the current staff recommendations concerning the waste discharge permit can fully be examined and discussed by all of the parties, the public hearing on the above application is being reconvened on the above date.

Additional information may be obtained from James Showen, P.O. Box 13246, Austin, Texas 78711, telephone (512) 475-7836.

Filed: February 9, 1977, 4:23 p.m.

Doc No 770766

Hearing

A hearing by the Hearings Division of the Texas Water Quality Board will be held on Thursday, March 10, 1977, 9 a.m., in the council chamber, City Hall, 302 South Shoreline, Corpus Christi, to consider an application for a permit by Sea-Breeze, Inc., Port Lavaca, and applications for amendments to the following permits: Permit 10124-- City of Beeville (Moore Street Sewage Treatment Plant), Permit 00358-- CPC International, Inc., Corpus Christi, Permit 00394-- Aluminum Company of America, Point Comfort, and Permit 10010-- City of Ganado. The complete hearing notices are posted in the East Wing of the State Capitol.

Additional information may be obtained from John Sutton, P.O. Box 13246, Austin, Texas 78711, telephone (512) 475-7851.

Filed: February 9, 1977, 4:23 p.m.

Doc No. 770767

Hearing

A hearing by the Hearings Division of the Texas Water Quality Board will be held on Thursday, March 10, 1977, 1 p.m., in the council chamber, City Hall, 309 East Shepherd, Lufkin, to consider applications for permits by the following: Robert W. Baylor (Aztec Cove Water Treatment Plant), Houston; City of Hudson; and Mims Meat Company, Lufkin. The complete hearing notices are posted in the East Wing of the State Capitol.

Additional information may be obtained from James Showen, P.O. Box 13246, Austin, Texas 78711, telephone (512) 475-7836.

Filed: February 9, 1977, 4:24 p.m.

Doc. No. 770768

Hearing

A hearing by the Hearings Division of the Texas Water Quality Board will be held on Friday, March 11, 1977, 10 a.m., in the council chamber, City Hall, 300 West Cotton, Longview, to consider applications for permits by Liberty Danville Fresh Water Supply District 2, Kilgore, and Green-Bullock, Inc. (Green-Bullock Mobile Home Park), Longview. The complete hearing notices are posted in the East Wing of the State Capitol.

Additional information may be obtained from James Showen, P.O. Box 13246, Austin, Texas 78711, telephone (512) 475-7836.

Filed: February 9, 1977, 4:24 p.m.

Doc. No. 770769

Hearing

A hearing by the Hearings Division of the Texas Water Quality Board will be held on Tuesday, March 15, 1977, 10 a.m., at the Council and Courts Building, Main and Freeman Streets, Duncanville, to consider applications for amendments to Permit 10704-- City of Trenton and Permit 10006-- City of Cleburne, and an application for a permit by the City of Callisburg, and to determine whether or not Permit 01482, issued to Dunkerly Feedlot for facilities located in Ellis County, should be involuntarily cancelled. The complete hearing notices are posted in the East Wing of the State Capitol.

Additional information may be obtained from Jack Cox, P.O. Box 13246, Austin, Texas 78711, telephone (512) 475-7856.

Filed: February 9, 1977, 4:24 p.m.

Doc. No. 770770

Hearing

A hearing by the Hearings Division of the Texas Water Quality Board will be held on Wednesday, March 16, 1977, 1 p.m., in the commissioners courtroom, Brazoria County Courthouse, Angleton, to consider an application for an amendment to Permit 10133-- City of Brazoria. The complete hearing notice is posted in the East Wing of the State Capitol.

Additional information may be obtained from Larry Soward, P.O. Box 13246, Austin, Texas 78711, telephone (512) 475-7856.

Filed: February 9, 1977, 4:25 p.m.

Doc. No 770771

Texas Water Rights Commission

Meeting

A meeting of the Texas Water Rights Commission will be held on Tuesday, February 22, 1977, 10 a.m., at the Stephen F. Austin Building, 1700 North Congress, Austin.

The commission will consider an application by Harris County Municipal Utility District 136, an application by Fayette County Water Control and Improvement District-Monument Hill, an application by Burlington Colony Municipal Utility District of Fort Bend County, a petition for the creation of Harris County Municipal Utility District 147, a petition for the creation of Northwest Harris County Municipal Utility District 10, an application by the Colony Municipal Utility District 1 of Denton County, the proposed creation of Northwest Freeway Municipal Utility District of Harris County, an application by Texas Municipal Power Agency (Bryan Lignite Project), a temporary permit docket, Application 3681 by Russell Wiggins, doing business as Cade Lakes Estates, cancellation of various certified filing numbers and a permit, an order of adjudication of all claims of water rights in the Lower Leon River Segment of the Brazos River Basin, notice of hearing concerning the partial cancellation of Certified Filing 301 held by John R. May, and an application by Imperial Valley Municipal Utility District. 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: February 9, 1977, 4:22 p.m.

Doc. No. 770763

Hearing

A hearing by the Texas Water Rights Commission will be held on Wednesday, February 23, 1977, 10 a.m., at the Stephen F. Austin Building, 1700 North Congress, Austin, to consider the conversion of Langham Creek Utility District to a municipal utility district. The complete hearing 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: February 8, 1977, 10:33 a.m.

Doc. No 770719

Hearing

A hearing by the Texas Water Rights Commission will be held on Wednesday, February 23, 1977, 10 a.m., at the Stephen F. Austin Building, 1700 North Congress, Austin, to consider the conversion of Galveston County Water Control and Improvement District 19 into a municipal utility district. The complete hearing 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: February 9, 1977, 4:22 p.m.

Doc. No. 770764

Hearing

A hearing by the Texas Water Rights Commission will be held on Thursday, February 24, 1977, 9:30 a.m., at the Stephen F. Austin Building, 1700 North Congress, Austin, to consider the following temporary notices of hearing: Apexco, Inc. (TA-2739), Ivan Dement, Inc. (TA-2740), Dahlstrom Corporation (TA-2743), Gilvin-Terrill, Inc. (TA-2744), Zack Burkett Company (TA-2745), Delta Drilling Company (TA-2746), Heldenfels Brothers (TA-2750), Downing Brothers, Inc. (TA-2751), and Delaney Drilling Company, Inc. (TA-2752). The complete hearing notices are posted in the East Wing of the State Capitol.

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

Filed: February 2, 1977, 10:53 a.m.

Doc. No. 770599

Hearing

A show cause hearing by the Texas Water Rights Commission will be held on Thursday, February 24, 1977, 10 a.m., at the Stephen F. Austin Building, 1700 North Congress, Austin, requiring J. C. Moorhouse to appear and show cause why the capacity of the reservoir, known as Moorhouse Lake, on an unnamed tributary of Little Croton Creek, tributary of the Brazos River, Brazos River Basin, King County, should not be reduced. The complete hearing 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: February 2, 1977, 10:53 a.m.

Doc No 770600

Hearing

A hearing by the Texas Water Rights Commission will be held on Thursday, March 24, 1977, 10 a.m., at the Stephen F. Austin Building, 1700 North Congress, Austin, to consider an application for a permit by Lorayne Miller, Sunray (Application 3740). The complete hearing 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: February 4, 1977, 10:40 a.m.

Doc. No. 770659

Hearing

A hearing by the Texas Water Rights Commission will be held on Friday, March 25, 1977, 10 a.m., at the Stephen F. Austin Building, 1700 North Congress, Austin, to consider an application for a permit by Leonard Farms, A Partnership, Fort Worth (Application 3743). The complete hearing 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: February 4, 1977, 10:39 a.m.

Doc. No. 770660

Hearing

A hearing by the Texas Water Rights Commission will be held on Tuesday, March 29, 1977, 10 a.m., at the Stephen F. Austin Building, 1700 North Congress, Austin, to consider the following applications for permits: Wesley Ray Carson (Application 3744), Hearshel and Richard Janes (Application 3742), Edwards Underground Water District (Application 3745), City of Mesquite (Application 3746), and OKC Realty, Inc., a Delaware Corporation (Application 3741), and to consider an application by the City of Olney for extension of time and/or cancellation. The complete hearing notices are posted in the East Wing of the State Capitol.

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

Filed: February 4, 1977, 10:40 a.m.

Doc. No 770658

Hearing

A hearing by the Texas Water Rights Commission will be held on Friday, April 1, 1977, 10 a.m., at the Stephen F. Austin Building, 1700 North Congress, Austin, to consider applications for permits by Earl Waddell, Inc. (Application 3748) and Jan Land Company, Inc. (Application 3747). The complete hearing notices are posted in the East Wing of the State Capitol.

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

Filed: February 9, 1977, 4:22 p.m.

Doc No 770765

Quasi-State Agencies

Meetings Filed February 7, 1977

The Lower Neches Valley Authority, Board of Directors, will meet in the conference room of the LNVA office building, 7850 Eastex Freeway, Beaumont, on February 15, 1977, at 10:30 a.m. Further information may be obtained from J. D. Nixon, P.O. Drawer 3464, Beaumont, Texas 77704.

The San Antonio River Authority, Board of Directors, will meet in the conference room of the general offices, 100 East Guenther Street, San Antonio, on February 16, 1977, at 2 p.m. Further information may be obtained from Fred N. Pfeiffer, P.O. Box 9284, Guilbeau Station, San Antonio, Texas 78204, telephone (512) 227-1373.

The West Texas Council of Governments, Advisory Committee on Rural Affairs, will meet at Alpine City Hall, Alpine, on February 16, 1977, at 2 p.m. Further information may be obtained from E. Ray Hill, 1200 North Mesa, El Paso, Texas 79902, telephone (915) 544-3827.

Doc. No. 770705

Meetings Filed February 8, 1977

The Austin-Travis County MH/MR Center, Board of Trustees, met at 1430 Collier, Austin, on February 11, 1977, at noon. Further information may be obtained from John W. Weimer, 1430 Collier, Austin, Texas 78704, telephone (512) 447-4141.

The Central Counties Center for MH/MR Services, Board of Trustees, will meet at the Captain's Table, Lake Belton, on February 17, 1977, at 7 p.m. Further information may be obtained from Dr. Steven B. Schnee, P.O. Box 1025, Temple, Texas 76501, telephone (817) 778-4841.

The Central Texas Council of Governments, Executive Committee, will meet at the CTCOG offices, 302 East Central, Belton, on February 17, 1977, at 10:30 a.m. Further information may be obtained from Patricia Petersen, P.O. Box 729, Belton, Texas 76513, telephone (817) 939-1801.

The Deep East Texas Regional MH/MR Services, Board of Trustees, will meet at the Angelina County Outpatient Clinic, 911 Chestnut, Lufkin, on February 22, 1977, at 5:30 p.m. Further information may be obtained from Wayne Lawrence, 303 Angelina Building, Lufkin, Texas 75901, telephone (713) 634-2241.

The Gulf Coast Regional MH/MR Center, Board of Trustees, will meet in the board room on the 8th floor of the First Hutchings-Sealy National Bank, Galveston, on February 23, 1977, 7:30 p.m. Further information may be obtained from D. S. Tramonte, Jr., P.O. Box 2490, Galveston, Texas 77553, telephone (713) 763-2373.

Doc. No. 770717

Meetings Filed February 9, 1977

The Education Service Center Region X, Board of Directors, will meet at the Region X auditorium, 400 East Spring Valley, Richardson, on February 16, 1977, at 2:30 p.m. Further information may be obtained from H. W. Goodgion, P.O. Box 1300, Richardson, Texas 75080.

The Education Service Center Region XI, Board of Directors, will meet at 2821 Cullen Street, Fort Worth, on February 15, 1977, at 7:30 p.m. Further information may be obtained from R. P. Campbell, Jr., 2821 Cullen Street, Fort Worth, Texas 76107, telephone (817) 335-2441.

The North Texas Municipal Water District, Board of Directors, will meet at the NTMWD plant, Wylie, on February 24, 1977, at 4 p.m. Further information may be obtained from Carl W. Riehn, P.O. Drawer C, Wylie, Texas 75098, telephone (214) 442-2217.

The Panhandle Regional Planning Commission, Panhandle Emergency Medical Services System, Inc., will meet in the Chamber of Commerce Room, Amarillo Building, Amarillo, on February 17, 1977, at 7 p.m. Further information may be obtained from George Loudder, P.O. Box 9257, Amarillo, Texas 79105, telephone (806) 372-3381.

The San Antonio River Authority, Board of Directors, will meet in the conference room of the general offices, 100 East Guenther Street, San Antonio, on February 16, 1977, at 2 p.m. Further information may be obtained from Fred N. Pfeiffer, P.O. Box 9284, Guilbeau Station, San Antonio, Texas 78204, telephone (512) 227-1373.

The South East Texas Regional Planning Commission, Executive Committee, will meet in the Beaumont City Council Chambers, Beaumont, on February 16, 1977, at 7:30 p.m. Further information may be obtained from Don Kelly, 3800 Highway 365, Port Arthur, Texas 77640, telephone (713) 727-2384.

The South Texas Health Systems Agency, Board of Directors, will meet at the la Posada Motor Hotel, 100 North Main, McAllen, at 1 p.m., February 19 and at 9:30 a.m., February 20, 1977. Further information may be obtained from Richard Kull, P.O. Box 2378, Station 1, Kingsville, Texas 78363, telephone (512) 595-5545.

Doc. No. 770750

Meetings Filed February 10, 1977

The Amarillo MH/MR Regional Center, Executive Committee of the Board of Trustees, will meet in the Psychiatric Pavilion, 7201 Evans, Amarillo, on February 17, 1977, at noon. Further information may be obtained from Clark E. Wooldridge, P.O. Box 3250, Amarillo, Texas 79106, telephone (806) 353-7235.

The Deep East Texas Council of Governments, Alcohol and Drug Advisory Committee, will meet at the TP&L Building, 513 North Street, Nacogdoches, on

February 15, 1977, at 7 p.m. Further information may be obtained from Jimmy D. Wells, 401 Nacogdoches Savings and Loan Building, Nacogdoches, Texas 75961, telephone (713) 569-0492

The Edwards Underground Water District, Board of Directors, will meet in the meeting room on the second floor of the Tower Life Building, St. Mary's and Villita Streets, San Antonio, on March 1, 1977, at 10 a.m. Further information may be obtained from Jo Celia Cullinane, 2603 Tower Life Building, San Antonio, Texas 78205

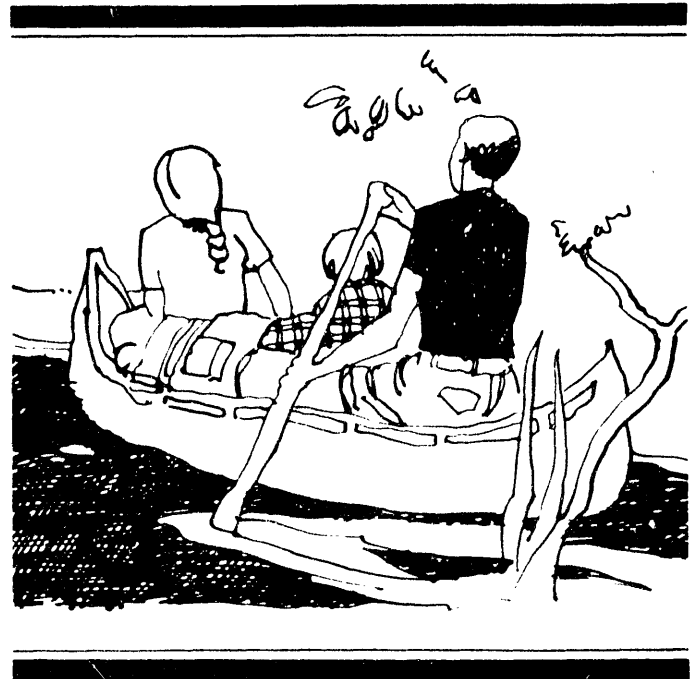
The Nortex Regional Planning Commission, Executive Committee, will meet in the Kemp Room of the Holiday Inn Downtown, Wichita Falls, on February 17, 1977, at noon. Further information may be obtained from Edwin B. Daniel, 1914 Kemp Boulevard, Wichita Falls, Texas 76309, telephone (817) 322-5281.

The Trinity River Authority of Texas, Utility Services Committee and Board of Directors, will meet at the Lakeview Inn, Polk County, on February 22, 1977, at 9:45 a.m., and at 10:30 a.m., respectively. Further information may be obtained from Wm. J. Philbin, P.O. Box 5768, Arlington, Texas 76011, telephone (817) 461-3151

The Guadalupe-Blanco River Authority, Board of Directors, will meet at 933 East Court Street, Seguin, on February 17, 1977, at 10 a.m. Further information may be obtained from John H. Specht, P.O. Box 271, Seguin, Texas 78155, telephone (512) 379-5822

The Houston-Galveston Area Council, Executive Committee, will meet at 3701 West Alabama, Houston, on February 15, 1977, at 9:30 a.m. Further information may be obtained from Royal Hatch, P.O. Box 22777, Houston, Texas 77027, telephone (713) 627-3200.

Doc No 770774



State Bar of Texas

Environmental Law Institute

The Professional Development Program of the State Bar of Texas has scheduled an Environmental Law Institute on March 3 and 4 at the Sheraton-Crest in Austin. The institute will focus on current issues in the various areas of environmental law which are most affecting Texas, with particular emphasis on the problems of the Gulf Coast area.

The institute is co-sponsored by the Environmental Law section of the State Bar of Texas and the Texas Law Institute on Coastal and Marine Resources.

Some of the topics discussed will be coastal zone management, development of Section 208 planning under the Federal Water Quality Act, surface mining and litigation under the Federal Clear Air and Water Acts. The speakers include James B. Blackburn, Jr., Paul A. Seals, M. Harvey Weil, Frank H. Sheffield, Jr., and Frank F. Skillern.

Pre-registration is \$35; registration at the door is \$40. Extensive written material is included in the registration fee.

The institute is not limited to lawyers-- anyone interested is welcome to attend.

For further information, write to the State Bar of Texas, Environmental Law Institute, P.O. Box 12487, Austin, Texas 78711.

Filed January 20, 1977

Doc No 770345

Texas Department of Community Affairs

Notices of Grant Applications and Modifications

CETA Grant Application

The Texas Department of Community Affairs announces that it has submitted a grant application to the U.S. Department of Labor for funding under Title VI, Public Jobs Program (Public Law 94-444) of the Comprehensive Employment and Training Act of 1973, as amended (CETA), Public Law 93-203.

The intent of this grant application is to initiate a new grant, effective January 1, 1977, through September 30, 1977. The funds include \$6,171,375 in base funds and \$765,298 Title II emergency supplemental funds, totaling \$6,736,673.

These funds are available to the 135 counties in the balance of state and to the balance of Lubbock County.

The program areas for the balance of state counties are: Brazos Valley, Capitol Llano, Deep East Texas, East Texas, Golden Crescent, Middle Rio Grande, North Central A, North Central B, North East Texas (Ark. Tex.), Panhandle, Permian, South Plains A (balance of Lubbock County), South Plains B (balance of region), South Texas, Texoma, Upper Rio Grande (Westex).

The purpose of this program is to sustain enrollments under Title VI for FY 1977. Emphasis will be made toward serving long term unemployed and AFDC recipients whose family incomes are 70 percent or less than the living standard income level.

This grant will serve 3,022 individuals in the balance of state.

The application may be reviewed at the Texas Department of Community Affairs, 210 Barton Springs Road, Room 124, P.O. Box 12397, Austin, Texas 78711, telephone (512) 475-6216, between 8 a.m. and 5 p.m. Interested persons wishing to make comments should mail them to the above address and to William Harris, Assistant Regional Director, U.S. Department of Labor, Education and Training Administration, 555 Griffin Square Building, Griffin and Young Streets, Dallas, Texas 75202. Comments should be received no later than March 2, 1977.

Filed February 4 1977, 11 10 a.m.

Doc No 770684

CETA Grant Modification

The Texas Department of Community Affairs announces that it has submitted a grant modification to the U.S. Department of Labor for funding under Title I, Section 106, of the Comprehensive Employment and Training Act of 1973, as amended (CETA), Public Law 93-203. The intent of this modification is to expand CETA services to minimally served target groups, improve and expand state agency linkages with CETA prime sponsor efforts, and produce model and demonstration projects that could prove useful for further utilization.

These funds will be utilized state wide. The intent of this modification is to increase the Title I, Section 106, grant by \$567,129 in new monies and \$957,839 in FY 1976 carryover, bringing the grant level for Fiscal Year 1977 to \$5,012,134.

This application may be reviewed at the Texas Department of Community Affairs, 210 Barton Springs Road, Room 124, P.O. Box 12397, Austin, Texas 78711, telephone (512) 475-6216, between 8 a.m. and 5 p.m.

Interested persons wishing to make comments should mail them to the above address and to William H. Harris, Assistant Regional Director, U.S. Department of Labor, Employment and Training Administration, 555 Griffin Square Building, Griffin and Young Streets, Dallas, Texas 75202. Comments should be received no later than March 2, 1977.

Filed February 4, 1977 11:10 a.m.

Doc No. 770682

CETA Grant Modification

The Texas Department of Community Affairs has submitted a grant modification to the U.S. Department of Labor for funding under Title II of the Comprehensive Employment and Training Act of 1973, as amended (CETA), Public Law 93-203. The intent of this modification is to deobligate \$800,000 unexpended FY 1976 funds and to obligate 870,303 FY 1977 dollars which will increase the Title II grant by \$70,303 to a level of \$7,607,328. The grant period is also extended through September 30, 1977.

These funds are available to 20 balance of state areas: Robertson, Jasper, Newton, Anderson, Henderson, balance of Smith, City of Tyler, Maverick, Val Verde, Zavala, Kaufman, Palo Pinto, Cass, Lamar, Red River, Jim Hogg, Starr, Zapata, Fannin, and Grayson Counties.

The purpose of these funds will be to provide unemployed and underemployed persons with transitional employment in jobs providing needed public services in areas of substantial unemployment and, wherever feasible, related training and manpower services to enable such persons to move into employment or training not supported under this title.

This modification will increase the total number of persons to be served in the balance of state under Title II by 552 thereby providing manpower services to 2,250 individuals.

The application may be reviewed at the Texas Department of Community Affairs, 210 Barton Springs Road, Room 120, P.O. Box 12397, Capitol Station, Austin, Texas 78711, telephone (512) 475-6216, between the hours of 8 a.m. and 5 p.m. Interested persons wishing to make comments should mail them to the above address and to Mr. William Harris, Assistant Regional Director, U.S. Department of Labor, Employment and Training Administration, 555 Griffin Square Building, Griffin and Young Streets, Dallas, Texas 75202. Comments should be received no later than March 2, 1977.

Filed February 4, 1977 11:10 a.m.

Doc No. 770683

Texas Health Facilities Commission

Notice of Applications

Notice is given by the Texas Health Facilities Commission of applications (including a general project description) for declaratory rulings, exemption certificates, or administrative orders received during the period of January 25-31, 1977.

Should any person wish to contest the application for a declaratory ruling, exemption certificate, or administrative order, that person must file a notice of intent to contest the application with the chairman of the commission within 12 days after the enclosed listing is published. The first day for calculating this 12-day period is the first calendar day following the dating of the publishing. The 12th day will expire at 5 p.m. on the 12th consecutive day after said publishing if the 12th day is a working day. If the 12th day is a Saturday, Sunday, or state holiday, the last day shall be extended to 5 p.m. of the next day that is not a Saturday, Sunday, or state holiday. When notice of intent to contest is mailed to the chairman of the commission, P.O. Box 15023, Austin, Texas 78761, it must be postmarked no later than the day prior to the last day allowed for filing notice of intent to contest.

The contents and form of a notice of intent to contest an application for an exemption certificate, declaratory ruling, or administrative order must meet the minimum criteria set out in Rule 315.07.01.001(a)(4). Failure of a contesting party to supply the minimum necessary information in the correct form by the 12th day will result in a defective notice of intent to contest, and such application will be considered uncontested.

The fact that an application is uncontested will not mean that it will be approved. Regardless of whether or not an application is formally contested, it will be approved only if the commission determines that it qualifies under the criteria of Sections 3.02, 3.03, or 6.02 of Article 4418(h), Vernon's Annotated Texas Statutes, and Rules 315.07.01.001, 315.07.03.001, and 315.07.06.001.

In the following notice, the applicant is listed first, the file number second, and the relief sought and project description third. EC indicates exemption certificate; DR indicates declaratory ruling; AO indicates administrative order.

Gulf Coast Medical Centers, Wharton
AH77-0131-012
EC- Construct a porte cochere at the hospital

St. Luke's Episcopal and Texas Children's Hospitals,
Houston

AH77-0125-011

DR-- Request for authority to purchase stock in Texas Medical Center Heating and Cooling Services Cooperation Services

St. Luke's Episcopal and Texas Children's Hospitals,
Houston

AH77-0125-013

EC-- Purchase building automation system

R. E. Thomason General Hospital, El Paso

AH77-0126-012

EC-- Renovations to comply with licensing, certification, and safety requirements to include the laundry, and windows and replace incinerator and install fire-proof drapes

R. E. Thomason General Hospital, El Paso

AH77-0126-014

EC-- Installation of an isolated electrical system in rooms using anesthesia (11 rooms-OR/L&D)

R. E. Thomason General Hospital, El Paso

AH77-0126-016

EC-- Renovation to include installation of fire and smoke doors, smoke detectors, release hardware, HUAC fire dampers, and smoke partitions

R. E. Thomason General Hospital, El Paso

AH77-0126-018

EC-- Installation of nurse call system and grab bars.

R. E. Thomason General Hospital, El Paso

AH77-0126-020

EC-- Renovation to include: roof repair, sliding door to emergency room ambulance entrance, renovation of emergency generator and installation of backup emergency generator

R. E. Thomason General Hospital, El Paso

AH77-0126-022

EC-- Renovation to heating, ventilating, and air conditioning system

Hermann Hospital, Houston

AH77-0117-032

EC-- Addition to one neonatal intensive care bed to the Turner Infant Care Center

Baylor University Medical Center, Dallas

AH 0902-005-E

EC-- Request for six-month extension of substantial progress deadline on a 6.02 E/C to modify existing facility to construct an 800-car parking garage

Mental Health/Mental Retardation Regional Center of
East Texas, Tyler

AA75-1208-001-E

EC-- Request for 12-month extension of substantial progress and completion deadlines on a 3.03 D/R to con-

struct a center for the provision of comprehensive community health center services

Texas Children's Hospital, Houston

AH77-0128-008

EC-- Purchase an Abbott Bichromatic Analyzer System

St. Luke's Episcopal Hospital, Houston

AH77-0128-010

EC-- Purchase Technicon SM 6/60 Autoanalyzer System and the Technicon SMA Data Converter System

Texas Children's Hospital, Houston

AH77-0128-006

EC-- Purchase drug and metabolite automatic chromatography system

Mauritz Memorial, Jackson County Hospital, Ganado

AH77-0131-001

EC-- Install water loop, fan coil units, O-B air conditioning, and water lines

Mauritz Memorial, Jackson County Hospital, Ganado

AH77-0131-004

EC-- Replace D-X cooling coil, heating coil, boiler, convectors and room air conditioners

Texas Children's Hospital, Houston

AH77-0131-007

EC-- Purchase a spectrophotometer.

Doctor's Hospital, Corpus Christi

AH76-0312-009-T

EC-- Acquisition of Doctor's Building Hospital, Inc., by American Medicorp, Inc.

Eagle Mountain Area Suburban Hospital, Azle

AH75-0908-028-E

EC-- Request for extension of time of 61 days on substantial progress deadline and 259 days on completion deadline on 6.02 E/C AH75-0908-028 for the construction of a 40-bed general hospital to replace an existing 16-bed facility in Azle

Issued in Austin, Texas, on February 3, 1977.

Doc. No. 770643

William D. Darling

General Counsel

Texas Health Facilities

Commission

Filed: February 3, 1977, 2 19 p m

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

Texas Department of Health Resources

Correction of Error

The November 19, 1976, issue of the *Texas Register* (Volume 1, Number 90) contained a notice of the pro-

posed new rules of the State Department of Health Resources on municipal solid waste management. The proposed date of adoption of these rules by the State Board of Health Resources was scheduled for the January, 1977, meeting of the board. This proposed date of adoption should be changed to say that the board will consider adoption of these rules at its regular meeting in May, 1977.

State Department of Public Welfare

Medicaid Task Force-- Expert Testimony

Individual subcommittees of the Task Force for the Evaluation of Medicaid in Texas will hear testimony from members of the legislature and, by invitation, from medical experts and staff of the Department of Public Welfare on February 15 and 16, 1977, in Austin.

Issued in Austin, Texas, on February 4, 1977.

Doc. No. 770674 Raymond W. Vowell
Commissioner
State Department of Public Welfare

Filed: February 4, 1977, 11:10 a.m.

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

Office of State-Federal Relations

Notice of Public Meeting

Meeting on Deepwater Port License

The Office of Deepwater Ports, Department of Transportation, and the Deepwater Port Office of the Coast Guard have requested a meeting with state officials and agencies to discuss the federal license granted SEADOCK, Inc.

The meeting will be held February 17, 1977, 2 p.m., in Room 300 of the State Capitol. Tentative items to be discussed include license provisions, the reasons behind them and their possible impact on Texas; settlement of the lawsuit with Florida; development of a port opera-

tions manual; and contingencies should SEADOCK, Inc., decide not to accept the license.

Issued in Austin, Texas, on February 10, 1977.

Doc. No. 770785 Dennis Thomas
Associate Director
Office of State-Federal Relations

Filed: February 10, 1977 1:33 p.m.

For further information, please call (512) 475-7805

Texas Water Quality Board Public Notice

The City of Tyler, P.O. Box 2039, Tyler, Texas 75701, has applied to the Texas Water Quality Board for renewal of its permit for Westside Sewage Treatment Plant, Permit No. 10653-01, located approximately seven miles northwest of the Smith County Courthouse and about two and one-fourth miles north of State Highway 64 in Smith County. A monthly average discharge of 13,000,000 gallons per day of treated domestic wastewater is presently authorized to Black Ford Creek near the plant site; thence to Prairie Creek; thence into the Neches River (Segment No. 0606) in the Neches River Basin.

The permit named above has an expiration date of January 1, 1977. It is proposed that expiration date on this permit be extended through December 31, 1981. All of the other terms and conditions of the permit would remain unchanged by the proposed extension.

Renewal Authority: Rule 130.01.44.001-.003 of the Rules of Practice and Procedure of the Texas Water Quality Board.

No public hearing shall be held on this application for renewal unless a person who has received notice of the proposed renewal has requested a public hearing in writing. A sufficient written request for a public hearing would set out the factual basis of his belief that such renewal should not be granted by the board.

If no sufficient request for hearing is received within 20 days of the date of publication, or the date of mailing if so notified, then the permit will be submitted to the board for approval of the renewal as soon after the end of the notice period as is practicable.

Further information concerning any aspect of the renewal request may be obtained by writing Chesley Blevins, Hearings Division, Texas Water Quality Board, P.O. Box 13246, Austin, Texas 78711, telephone (512) 475-7841.

Filed: February 9, 1977, 1:44 p.m.

Doc. No. 770761