

SUPERSEDED 1-7-89

Official Texas Administrative Code

Annotated

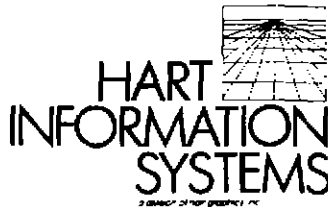
Approved by the Secretary of State of Texas

Preface • Instructions
Tables of Titles and Chapter Headings
Index of Agencies
Texas Register Act • Texas Administrative Code Act
Full Set Index

July 2, 1987



Published and distributed by



P.O. Box 9802 #588
Austin, Texas 78766

In cooperation with the
TEXAS REGISTER
under an agreement with
THE SECRETARY OF STATE OF TEXAS

APPROVED PUBLICATION

The Texas Administrative Code, published and distributed by Hart Information Systems, Inc., is the only approved, codified version of the official administrative rules of the State of Texas, and is published in compliance with Acts 1977, 65th Leg., p. 1703, ch. 678, effective August 29, 1977 (Texas Civ. St. art. 6252-13b).

CERTIFICATION DATE REFERENCE TABLE

Title	Name	Revision Level	Latest Certification Date
1	Administration	Revision 4	October 31, 1986
4	Agriculture	Revision 4	October 31, 1986
7	Banking and Securities	Revision 4	October 31, 1986
10	Community Development	Revision 4	October 31, 1986
13	Cultural Resources	Revision 4	October 31, 1986
16	Economic Regulation	Revision 4	October 31, 1986
19	Education	Revision 4	October 31, 1986
22	Examining Boards	Revision 4	October 31, 1986
25	Health Services	Revision 4	October 31, 1986
28	Insurance	Revision 4	October 31, 1986
31	Natural Resources and Conservation	Revision 4	October 31, 1986
34	Public Finance	Revision 4	October 31, 1986
37	Public Safety and Corrections	Revision 4	October 31, 1986
40	Social Services & Assistance	Revision 4	October 31, 1986
43	Transportation	Revision 4	October 31, 1986

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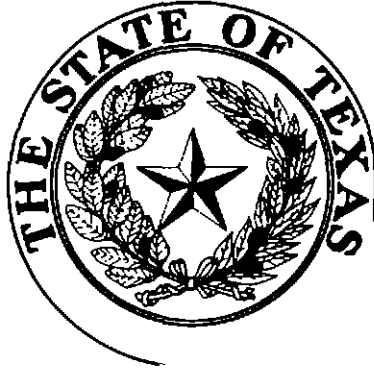
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TEXAS ADMINISTRATIVE CODE

CERTIFICATION OF TEXT



I, MYRA A. McDANIEL, Secretary of State of Texas, do hereby certify that the Texas Administrative Code published and distributed by Hart Information Systems, Inc. constitutes the only approved, codified version of the official administrative rules of the State of Texas, as so approved by this office.

I further certify that the looseleaf pages of the Texas Administrative Code relating to the Texas Administrative Code contain the administrative rules required by Texas Civil Statutes article 6252-13a to be filed for public inspection with the Texas Register and that were filed prior to November 1, 1986 by the government agencies whose rules are included in this title.

This certification is contingent upon the inclusion of all pages required for the current revision level of this title as specified in the page inventory for the Texas Administrative Code located in the Master Transmittal Sheet section of the Preface.

IN WITNESS WHEREOF, I have set my hand and affixed the seal of the State of Texas as of the closing date set forth in the second paragraph of this certificate.



A handwritten signature in black ink, appearing to read "Myra A. McDaniel".

MYRA A. McDANIEL

Secretary of State of Texas

PREFACE

The *Texas Administrative Code* is the only approved, codified version of the official administrative rules of the State of Texas and is published in compliance with the Texas Administrative Code Act, Acts 1977, 65th Leg., p. 1703, ch. 678, effective August 29, 1977 (Texas Civil Statutes article 6252-13b). It consists of 15 titles and contains all rules adopted by each agency pursuant to the Administrative Procedure and Texas Register Act, Acts 1975, 64th Leg., p. 136, ch. 61, effective January 1, 1976, as amended (Texas Civil Statutes article 6252-13a), except those emergency rules adopted pursuant to (Texas Civil Statutes article 6252-13a, §10(a)(2)).

The *Code* is printed in looseleaf form so that supplementary pages may be inserted in proper sequence into the *Code*, which may thus be kept up to date.

The *Texas Administrative Code* and the *Texas Register* are companion publications which make the existing body of official administrative rules having force of law readily available to the public.

Beginning in the early 1950's, proposed legislation was drafted by the State Bar. Although this proposed legislation was approved by the members of the State Bar in a referendum held in February, 1953, this initial effort culminated in only a limited act regulating some aspects of the adoption and filing procedures for agency rules (Acts 1961, 57th Leg., p. 581, ch. 274, effective August 28, 1961, as amended (Texas Civil Statutes article 6252-13) (Repealed January 1, 1976)).

A comprehensive proposed administrative procedure act was introduced in the Senate and House in 1971 and again in 1973. The 1971 proposed act (Senate Bill 16, sponsored by Senator Herring and House Bill 761, sponsored by Representative Von Dohlen) did not come to a vote in either house. The 1973 version of the act (Senate Bill 81, sponsored by Senator Sherman and House Bill 248, sponsored by Representative Finney), despite passage in the Senate, was not voted on in the House. Finally the proposed act was re-introduced in 1975 as Senate Bill 41 (again sponsored by Senator Sherman) and House Bill 531 (sponsored by Representative Von Dohlen). The provisions concerning the *Texas Register* were incorporated after the Senate passed Senate Bill 41. The Administrative Procedure and Texas Register Act in its revised form passed the Senate by a voice vote and the House by a vote of 135 to 0. The act was signed into law by Governor Dolph Briscoe on April 22, 1975, and became effective January 1, 1976.

On May 28, 1977, eight days after House Bill 1969 passed, the Senate passed, by voice vote, the Texas Administrative Code Act. The Act became effective August 29, 1977.

On April 19, 1978, a contract to publish and market the *Texas Administrative Code* was awarded to Shepard's, Inc. of Colorado Springs, P.O. Box 1235, Colorado Springs, Colorado 80901, a wholly-owned subsidiary of McGraw-Hill, Inc. The first code was published in 1979 by Shepard's and updates were followed through 1982. In February 1984, a new contract was awarded to Hart Information Systems to publish the Code and subsequent quarterly updates.

