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SHOE

by Jeff MacNelly



Settlements

House votes to curb attorney general's power

Associated Press

AUSTIN — Republicans won preliminary House approval Tuesday for a measure apparently designed to punish Democratic Attor-ney General Jim Mattox for his handling of several lawsuits against

A 74-65 vote advanced a bill that would greatly curtail the attorney general's power to enter into out-ofcourt settlements on behalf of state

government agencies. Rep. Bill Ceverha, R-Richardson, wants state agency heads to have that

power.

"The attorney general is the only person who single-handedly, because he doesn't like a piece of state law, can strike it down with a stroke of a pen," Ceverha said.

Mattox appeared unconcerned.
"I never take anything Ceverha does as being very serious," Mattox said, adding that the attorney general's powers are spelled out in the Texas Constitution. "He's kind of the clown of the House.

"If it does take effect, I'll rule it about lawsuits involving the state. unconstitutional." about lawsuits involving the state. "I understand Mr. Ceverha's fr

Ceverha said he was particularly ipset with Mattox's decision not to challenge lower court orders that forced Texas A&M to allow women in its band and recognize homosex-

ual organizations on campus. Mattox did not consult with A&M officials, other than to tell them "take it whether you like it or not," according to Ceverha.

"I don't think it's appropriate for one person to have that kind of au-thority," he said.

Mattox said the bill, which faces another House vote and still would have to be approved by the Senate, was a partisan effort.

was a partisan effort.

"It's a Republican-motivated action," he said. "It's just one of those things they do when they haven't got anything else to do, I guess."

Rep. Al Granoff, D-Dallas, argued that Texans want an elected official such as the attorney general — not bureaucrats — making decisions

"I understand Mr. Ceverha's frustration with the current attorney general," said Granoff. "I don't have the same frustration, but I under-stand he does."

Rep. Steve Carriker, D-Roby, complained Ceverha's bill would "take people one step further from political power and put it in the hands of bureaucrats."

People Larry, Don Shaw, D-Big.

Rep. Larry Don Shaw, D-Big Spring, said, "If the attorney general makes a mistake, the voters will correct that at the next election.'

But Rep. Patricia Hill, R-Dallas, said Mattox has been acting as a "second governor," wielding veto-like power over laws.

"I want the courts, not the attor-

ney general, deciding if those laws are unconstitutional," she said.

Ceverha denied his bill is a personal attack on Mattox, although he did mention several Mattox decisions he did not like.

Bankers', superintendents' opinions differ on oil ruling

AMARILLO - Superintendents in the Panhandle say their school districts will suffer financial problems because of the Texas Railroad Commission's "white oil ruling," but local bankers downplayed the im-

pact of the decision.

The commission voted 3-0 Monday to adopt a staff recommendation that rules in favor of Phillips Petroleum Co. and against independent oil men, who are drilling natural gas

and treating it with refrigeration units to create the white oil.

The reaction in the Panhandle was swift.

"I think that we just dropped \$100,000," said Rex Peeples, superintendent of Groom Independent School District. "Fifty-five percent of our minerals will be declared ineli-

The \$100,000 loss in school funding represents 10 percent of the district's annual budget, Peeples said.

'We're going to have to start scaling down our program," he said.

Tom Harkey, White Deer Independent School District superintendent, said the district could lose up to a quarter of the its yearly budget

because of the ruling.
"We could loss as much as \$300,000 to \$600,000," he said. "It could have a pretty devastating ef-Harkey said 45 percent of the district's local tax base comes from in-

dependent oil drillers.

Jim Holmes, superintendent of Panhandle Independent School Dis-trict, said it would be days or weeks before the full impact of the com-

mission's ruling is known.

Several bankers said the Panhandle oil fields will survive as they did before production of white oil be-

The Panhandle Field is the largest gas field in Texas, underlying 1.5 million acres in eight counties — Hartley, Moore, Hutchinson, Potter, Carson, Gray, Wheeler and Collingsworth.

Oil and gas reserves are worth an estimated \$27 billion, and Phillips and others have been aligned for 31/2 years against independents who produce white oil, a water-white liquid produced by chilling vapors to as low 20 degrees below zero.

produces one or more barrels of oil per 100,000 cubic feet of natural

By classfying the substance as oil, producers can drill one well every 10 acres. If classified as gas, no more than one well per 640 acres could be drilled. Independents own the oil rights in the huge field, while Phil-

lips and other major energy compa-nies control the natural gas rights.

The railroad commission ruled that wells with LTX units must be retested within 75 days and shut down if they do not meet the present gas to

While the ruling could mean several hundred oil and gas producers in the Panhandle can no longer derive revenue from wells equipped with the LTX units, Cook said the impact of the decision could be smaller than

many thought.

The full effect of the commission's decision won't be known until after wells with LTX units are re-tested, said Floyd Watson, president of First National Bank of Pampa.

"If they can continue to produce wells that are mainly black oil, then we won't see nearly the effect," Wat-An oil well is defined as a well that son said.

White wants reforms in prisons met quickly

wants quick action from the Legislature to meet terms of an out-ofcourt settlement of the state's 13year-old prison reform lawsuit, but had little else to say about it Tues-

Officials say the settlement approved by the state Board of Corrections on Monday is expected to cost about \$200 million over the next

four years. "Now maybe we'll get back to the business of running the prisons without continual litigation," White said in a prepared statement. "I hope the Legislature will act swiftly to implement the financial provi-

sions of the settlement." However, White ducked questions Tuesday about details of the settlement and whether he approved all of its provisions.

Well, I'm glad to have it over with," he said, evading news reporters by hurrying into a meeting of the State Preservation Board.

The plan still needs approval from U.S. District Judge William

Wayne Justice. If the judge accepts the set-tlement, it will mean an end to 13 years of legal battles that have cost the state \$7 million in legal fees alone since the filing of the lawsuit by "jailhouse lawyer" David Ruiz. "I don't think anyone is com-

don't think anyone is completely thrilled with the settlement, but the bottom line is that I think we have something that everyone can live with," said Robert Gunn of Wichita Falls, chairman of the correc-

Associated Press

House Speaker Gib Lewis, who
AUSTIN — Gov. Mark White earlier this year criticized federal court supervision of the state's prison and mental health systems, said he was "fairly satisfied" with the agreement.

From what I understand, it's cer-

tainly not what we all wanted, but at the same time I'm pleased to get it over with," said Lewis, D-Fort The trial became the longest running prison reform trial in U.S. his-

tory, beginning in October 1978 and ending 349 witnesses, and 159 days In December 1980, Justice ruled the prison system unconstitutional. Since 1981, he has ordered sweeping

Over the past four years, attorneys have reached agreement on how to carry out all major areas of the reforms except easing over-crowding, the last major obstacle which Monday's settlement addresses.

The plan calls for phasing in changes over a six-year period and construction of a new 2,250-man prison and 10 new dormitories for low-risk prisoners.

The settlement was hammered out over six weeks of negotiations between state attorneys, prison officials and attorneys for inmates.

Prison Board chairman Robert Gunn of Wichita Falls said the plan will cost about \$60 million more than the \$940 million budgeted for the prison system over the next two

Heterosexual men getting AIDS virus

Associated Press

SAN ANTONIO - The deadly AIDS epidemic once thought to strike only a limited segment of the population is spreading to heterosexual men who associate with prostitutes, say doctors with the Texas Medical

In addition, Texas has moved

into third place, behind only New

York and California, in the number of new AIDS cases reported, doctors warn. Almost 140 new cases of acquired immune deficiency syndrome were reported in the state in the first quarter of 1985 —

twice the number of cases re-ported in Florida, a state which formerly ranked ahead of Texas. "It is clearly increasing in monstrous proportions," says Dr. F Kevin Murphy, an infectious disease specialist from Dallas who addressed the Texas Medical As-

sociation annual meeting in San

Antonio last weekend.

Nationwide, 3.5 percent of all heterosexual men who are being seen in clinics for sexually transmitted diseases are serum-positive for the virus that causes

AIDS, the doctors report. The findings indicate AIDS is spreading beyond those believed to be at greatest risk - homosexual men, intravenous drug users, hemophiliacs and Haitian immigrants, the physicians say.

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