

CHAPTER 26. SUBSTANTIVE RULES APPLICABLE TO TELECOMMUNICATIONS SERVICE PROVIDERS.

Subchapter D. RECORDS, REPORTS, AND OTHER REQUIRED INFORMATION.

§26.79. Equal Opportunity Reports.

- (a) This section does not apply to a deregulated company that holds a certificate of operating authority or to an exempt carrier under Public Utility Regulatory Act (PURA) §52.154.
- (b) The term “minority group members,” when used within this section, must include only members of the following groups:
 - (1) African-Americans;
 - (2) American Indians;
 - (3) Asian-Americans;
 - (4) Hispanic-Americans and other Americans of Hispanic origin; and
 - (5) women.
- (c) Each utility that files any form with local, state or federal governmental agencies relating to equal employment opportunities for minority group members, (e.g., EEOC Form EEO-1, FCC Form 395, RUS Form 268, etc.) must file a copy of such completed forms with the commission. If such a form submitted by a multi-jurisdictional utility does not indicate Texas-specific numbers, the utility must also prepare, and file with the commission, a form indicating Texas-specific numbers, in the same format and based on the numbers contained in the form previously filed with local, state or federal governmental agencies. Each utility must also file with the commission copies of any other forms required to be filed with local, state or federal governmental agencies which contain the same or similar information, such as personnel data identifying numbers and occupations of minority group members employed by the utility, and employment goals relating to them, if any.
- (d) Any additional information relating to the matters described in this section may be submitted at the utility’s option.
- (e) Any utility filing with the commission any documents described in subsections (c) and (d) of this section must file a copy of such documents with the commission under the project number assigned for that year’s filings. Utilities may obtain the project number by contacting Central Records.
- (f) A utility that files a report with local, state or federal governmental agencies and that is required by this section to file such a report with the commission, must file the report by December 30 of the same calendar year it is filed with the local, state or federal agencies.
- (g) A utility that files a report in accordance with §26.85(f)(1) of this title (relating to Report of Workforce Diversity and Other Business Practices) satisfies the requirements of subsection (c) of this section.