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THE ROOTS OF THE APA AND HOW THEY GREW

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Disclaimer

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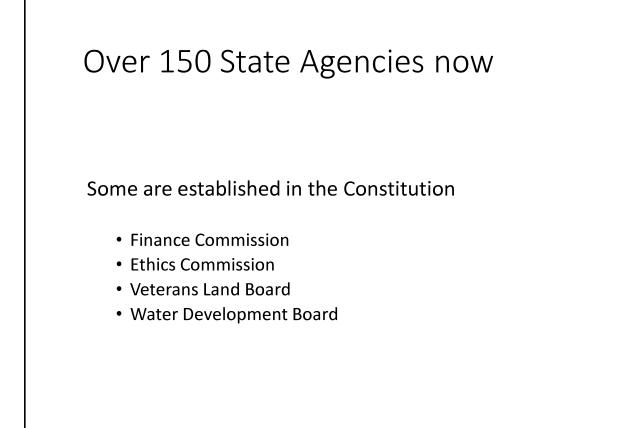
Where does the APA come from? Short Answer, Dudley McCalla.
 APTRA passed by 64th Legislature
 Signed into law by Governor Briscoe April 22, 1975
• Effective January 1, 1976
 Codified as chapter 2001 of the Texas Government Code, 1993

Long answer: federal act, model act, and pre-1975 Texas cases challenging actions of state agencies

- Federal Act P.L.79-404, 60 Stat. 237 (1946);
- 5 U.S.C. sections 701-706.
- Model State Administrative Procedure Act, 1961, National Conference of Commissioners on Uniform Laws

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Texas Pre-1975
 We had state agencies and courts reviewing their work long before we had the APA
 The Railroad Commission of Texas was the first Texas agency., Const. art. X section 2 (1890), established by the Legislature in 1891.
 Third Court of Appeals established 1892.



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