

REVIEW OF AGENCY RULES

This section contains notices of state agency rule review as directed by the Texas Government Code, §2001.039. Included here are proposed rule review notices, which

invite public comment to specified rules under review; and adopted rule review notices, which summarize public comment received as part of the review. The complete text of an agency's rule being reviewed is available in the *Texas Administrative Code* on the Texas Secretary of State's website.

For questions about the content and subject matter of rules, please contact the state agency that is reviewing the rules. Questions about the website and printed copies of these notices may be directed to the *Texas Register* office.

Proposed Rule Reviews

Texas Health and Human Services Commission

Title 1, Part 15

The Texas Health and Human Services Commission (HHSC) proposes to review and consider for re adoption, revision, or repeal the chapter listed below, in its entirety, contained in Title 1, Part 15, of the Texas Administrative Code:

Chapter 373, Medicaid Estate Recovery Program

This review is conducted in accordance with the requirements of Texas Government Code §2001.039, which requires state agencies, every four years, to assess whether the initial reasons for adopting a rule continue to exist. After reviewing its rules, the agency will readopt, readopt with amendments, or repeal its rules.

Comments on the review of Chapter 373, Medicaid Estate Recovery Program, may be submitted to HHSC Rules Coordination Office, Mail Code 4102, P.O. Box 13247, Austin, Texas 78711-3247, or by email to IG_Rules_Comments_Inbox@hhs.texas.gov. When emailing comments, please indicate "Comments on Proposed Rule Review Chapter 373" in the subject line. The deadline for comments is on or before 5:00 p.m. central time on the 31st day after the date this notice is published in the *Texas Register*.

The text of the rule sections being reviewed will not be published, but may be found in Title 1, Part 15, of the Texas Administrative Code or on the Secretary of State's website at State Rules and Open Meetings (www.sos.texas.gov).

TRD-202400630

Jessica Miller

Director, Rules Coordination Office

Texas Health and Human Services Commission

Filed: February 14, 2024



State Securities Board

Title 7, Part 7

The State Securities Board (Agency), beginning March 2024, will review and consider for re adoption, revision, or repeal Chapter 115, Securities Dealers and Agents, and Chapter 116, Investment Advisers and Investment Adviser Representatives, in accordance with Texas Government Code, §2001.039, which requires rule review every four years. The rules to be reviewed are located in Title 7, Part 7, of the Texas Administrative Code. The text of the rule sections will not be published. The text of these rules may be found in the Texas

Administrative Code, Title 7, Part 7 or through the Board's website at www.ssb.texas.gov/texas-securities-act-board-rules.

The Agency has conducted a preliminary review of these chapters and determined the reasons for initially adopting the chapters continue to exist. The Agency's Board will consider, among other things, whether the initial factual, legal, and policy reasons for adoption of these rules continue to exist, whether these rules should be repealed, and whether any changes are needed. This notice to review has no effect on the chapters as they currently exist. Readopted chapters will be noted in a subsequent issue of the *Texas Register*'s "Review of Agency Rules" section without publication of the text.

Any changes to the rules proposed by the Agency's Board after reviewing the rules and considering the comments received in response to this notice will appear in the "Proposed Rules" section of a subsequent issue of the *Texas Register*. Such changes will be open for public comment prior to the final adoption of any changes to the rule by the Agency in accordance with the requirements of the Administrative Procedure Act, Texas Government Code Annotated, Chapter 2001.

Comments or suggestions on the proposal must be in writing and will be accepted for 30 days following publication of this notice in the *Texas Register*. Written comments should be submitted to Cheryn Netz, Assistant General Counsel, State Securities Board, P.O. Box 13167, Austin, Texas 78711-3167 or faxed to (512) 305-8336. Comments may also be submitted electronically to proposal@ssb.texas.gov. In order to be considered by the Board at adoption, comments must be received no later than 30 days following publication. Comments received will be reviewed and discussed in a future Board meeting.

Issued in Austin, Texas on February 21, 2024.

TRD-202400733

Travis J. Iles

Securities Commissioner

State Securities Board

Filed: February 21, 2024



Texas Education Agency

Title 19, Part 2

The State Board of Education (SBOE) proposes the review of 19 Texas Administrative Code (TAC) Chapter 100, Charters, Subchapter A, Open-Enrollment Charter Schools, and Subchapter B, Home-Rule School District Charters, pursuant to Texas Government Code (TGC), §2001.039. Subchapter A establishes a provision for an SBOE member to be designated as the liaison for charter selection for charters proposed under Texas Education Code (TEC), Chapter 12, Subchapter

D, charter selection procedures for charters granted under TEC, Chapter 12, Subchapter D, and provisions for a no-contact requirement. Subchapter B sets forth provisions for adverse action on a home-rule school district charter.

As required by TGC, §2001.039, the SBOE will accept comments as to whether the reasons for adopting 19 TAC Chapter 100, Subchapters A and B, continue to exist.

The public comment period on the proposed rule review begins March 1, 2024, and ends at 5:00 p.m. on April 1, 2024. A form for submitting public comments on the proposed rule review is available on the TEA website at [https://tea.texas.gov/About_TEA/Laws_and_Rules/SBOE_Rules_\(TAC\)/State_Board_of_Education_Rule_Review](https://tea.texas.gov/About_TEA/Laws_and_Rules/SBOE_Rules_(TAC)/State_Board_of_Education_Rule_Review). The SBOE will take registered oral and written comments on the review at the appropriate committee meeting in April 2024 in accordance with the SBOE board operating policies and procedures.

TRD-202400668
Cristina De La Fuente-Valadez
Director, Rulemaking
Texas Education Agency
Filed: February 16, 2024



Texas Optometry Board

Title 22, Part 14

The Texas Optometry Board (Board) proposes to review and consider for readoption, revision, or repeal 22 Texas Administrative Code Part 14 - Chapter 271 Examinations, in its entirety.

This review is conducted in accordance with the requirements of Texas Government Code §2001.039, which requires state agencies to assess every four years whether the initial reasons for adopting a rule continue to exist.

During the review process, the Board may determine whether a specific rule requires amendments to refine the Board's rules that govern the certification and practice of therapeutic optometry; whether the rules reflect current practice interpretations; whether the rules reflect current procedures; that no changes to a rule as currently in effect are necessary; or that a rule is no longer valid or applicable. Rules may also be combined or reduced for simplification and clarity when feasible. Any proposed amendments or repeal of a rule or chapter as a result of the review will be published in the Proposed Rules section of the *Texas Register* and will be open for an additional 30-day public comment period before final adoption or repeal.

Comments on the review of 22 Texas Administrative Code Part 14 - Chapter 271 Examinations, may be submitted to Texas Optometry Board, Attn: Janice McCoy at 1801 Congress Avenue, Suite 9.300, Austin, Texas 78701 or janice.mccoy@tob.texas.gov. The deadline for comments is thirty days after the date this notice is published in the *Texas Register*.

TRD-202400634
Janice McCoy
Executive Director
Texas Optometry Board
Filed: February 15, 2024



The Texas Optometry Board (Board) proposes to review and consider for readoption, revision, or repeal 22 Texas Administrative Code Part 14 - Chapter 272 Administration, in its entirety.

This review is conducted in accordance with the requirements of Texas Government Code §2001.039, which requires state agencies every four years to assess whether the initial reasons for adopting a rule continue to exist.

During the review process, the Board may determine whether a specific rule requires amendments to refine the Board's rules that govern the certification and practice of therapeutic optometry; whether the rules reflect current practice interpretations; whether the rules reflect current procedures; that no changes to a rule as currently in effect are necessary; or that a rule is no longer valid or applicable. Rules may also be combined or reduced for simplification and clarity when feasible. Any proposed amendments or repeal of a rule or chapter as a result of the review will be published in the Proposed Rules section of the *Texas Register* and will be open for an additional 30-day public comment period before final adoption or repeal.

Comments on the review of 22 Texas Administrative Code Part 14 - Chapter 272 Administration, may be submitted to Texas Optometry Board, Attn: Janice McCoy at 1801 Congress Avenue, Suite 9.300, Austin, Texas 78701 or janice.mccoy@tob.texas.gov. The deadline for comments is thirty days after the date this notice is published in the *Texas Register*.

TRD-202400635
Janice McCoy
Executive Director
Texas Optometry Board
Filed: February 15, 2024



The Texas Optometry Board (Board) proposes to review and consider for readoption, revision, or repeal 22 Texas Administrative Code Part 14 - Chapter 273 General Rules, in its entirety.

This review is conducted in accordance with the requirements of Texas Government Code §2001.039, which requires state agencies every four years to assess whether the initial reasons for adopting a rule continue to exist.

During the review process, the Board may determine whether a specific rule requires amendments to refine the Board's rules that govern the certification and practice of therapeutic optometry; whether the rules reflect current practice interpretations; whether the rules reflect current procedures; that no changes to a rule as currently in effect are necessary; or that a rule is no longer valid or applicable. Rules may also be combined or reduced for simplification and clarity when feasible. Any proposed amendments or repeal of a rule or chapter as a result of the review will be published in the Proposed Rules section of the *Texas Register* and will be open for an additional 30-day public comment period before final adoption or repeal.

Comments on the review of 22 Texas Administrative Code Part 14 - Chapter 273 General Rules, may be submitted to Texas Optometry Board, Attn: Janice McCoy at 1801 Congress Avenue, Suite 9.300, Austin, Texas 78701 or janice.mccoy@tob.texas.gov. The deadline for comments is thirty days after the date this notice is published in the *Texas Register*.

TRD-202400636
Janice McCoy
Executive Director
Texas Optometry Board
Filed: February 15, 2024



The Texas Optometry Board (Board) proposes to review and consider for readoption, revision, or repeal 22 Texas Administrative Code Part 14 - Chapter 275 Continuing Education, in its entirety.

This review is conducted in accordance with the requirements of Texas Government Code §2001.039, which requires state agencies every four years to assess whether the initial reasons for adopting a rule continue to exist.

During the review process, the Board may determine whether a specific rule requires amendments to refine the Board's rules that govern the certification and practice of therapeutic optometry; whether the rules reflect current practice interpretations; whether the rules reflect current procedures; that no changes to a rule as currently in effect are necessary; or that a rule is no longer valid or applicable. Rules may also be combined or reduced for simplification and clarity when feasible. Any proposed amendments or repeal of a rule or chapter as a result of the review will be published in the Proposed Rules section of the *Texas Register* and will be open for an additional 30-day public comment period before final adoption or repeal.

Comments on the review of 22 Texas Administrative Code Part 14 - Chapter 275 Continuing Education, may be submitted to Texas Optometry Board, Attn: Janice McCoy at 1801 Congress Avenue, Suite 9.300, Austin, Texas 78701 or janice.mccoy@tob.texas.gov. The deadline for comments is thirty days after the date this notice is published in the *Texas Register*.

TRD-202400637
Janice McCoy
Executive Director
Texas Optometry Board
Filed: February 15, 2024



Health and Human Services Commission

Title 26, Part 1

The Texas Health and Human Services Commission (HHSC) proposes to review and consider for readoption, revision, or repeal the chapter listed below, in its entirety, contained in Title 26, Part 1, of the Texas Administrative Code:

Chapter 364, Primary Health Care Services Program

This review is conducted in accordance with the requirements of Texas Government Code §2001.039, which requires state agencies, every four years, to assess whether the initial reasons for adopting a rule continue to exist. After reviewing its rules, the agency will readopt, readopt with amendments, or repeal its rules.

Comments on the review of Chapter 364, Primary Health Care Services Program, may be submitted to HHSC Rules Coordination Office, Mail Code 4102, P.O. Box 13247, Austin, Texas 78711-3247, or by email to HHSCRulesCoordinationOffice@hhs.texas.gov. When emailing comments, please indicate "Comments on Proposed Rule Review Chapter 364" in the subject line. The deadline for comments is on or before 5:00 p.m. central time on the 31st day after the date this notice is published in the *Texas Register*.

The text of the rule sections being reviewed will not be published, but may be found in Title 26, Part 1, of the Texas Administrative Code or on the Secretary of State's website at State Rules and Open Meetings (www.sos.texas.gov).

TRD-202400631

Jessica Miller
Director, Rules Coordination Office
Health and Human Services Commission
Filed: February 14, 2024



The Texas Health and Human Services Commission (HHSC) proposes to review and consider for readoption, revision, or repeal the chapter listed below, in its entirety, contained in Title 26, Part 1, of the Texas Administrative Code:

Chapter 904, Continuity of Services--State Facilities

This review is conducted in accordance with the requirements of Texas Government Code §2001.039, which requires state agencies, every four years, to assess whether the initial reasons for adopting a rule continue to exist. After reviewing its rules, the agency will readopt, readopt with amendments, or repeal its rules.

Comments on the review of Chapter 904, Continuity of Services--State Facilities, may be submitted to HHSC Rules Coordination Office, Mail Code 4102, P.O. Box 13247, Austin, Texas 78711-3247, or by email to HHSCRulesCoordinationOffice@hhs.texas.gov. When emailing comments, please indicate "Comments on Proposed Rule Review Chapter 904" in the subject line. The deadline for comments is on or before 5:00 p.m. central time on the 31st day after the date this notice is published in the *Texas Register*.

The text of the rule sections being reviewed will not be published, but may be found in Title 26, Part 1, of the Texas Administrative Code or on the Secretary of State's website at State Rules and Open Meetings (www.sos.texas.gov).

TRD-202400695
Jessica Miller
Director, Rules Coordination Office
Health and Human Services Commission
Filed: February 20, 2024



Department of Aging and Disability Services

Title 40, Part 1

The Texas Health and Human Services Commission (HHSC), on behalf of Texas Department of Aging and Disability Services (DADS), proposes to review and consider for readoption, revision, or repeal the chapter listed below, in its entirety, contained in Title 40, Part 1, of the Texas Administrative Code:

Chapter 3, Responsibilities of State Facilities

This review is conducted in accordance with the requirements of Texas Government Code §2001.039, which requires state agencies, every four years, to assess whether the initial reasons for adopting a rule continue to exist. After reviewing its rules, the agency will readopt, readopt with amendments, or repeal its rules.

Comments on the review of Chapter 3, Responsibilities of State Facilities, may be submitted to HHSC Rules Coordination Office, Mail Code 4102, P.O. Box 13247, Austin, Texas 78711-3247, or by email to HHSCRulesCoordinationOffice@hhs.texas.gov. When emailing comments, please indicate "Comments on Proposed Rule Review Chapter 3" in the subject line. The deadline for comments is on or before 5:00 p.m. central time on the 31st day after the date this notice is published in the *Texas Register*.

The text of the chapter being reviewed will not be published, but may be found in Title 40, Part 1, of the Texas Administrative Code on the Secretary of State's website at (www.sos.texas.gov).

TRD-202400723

Jessica Miller

Director, Rules Coordination Office

Department of Aging and Disability Services

Filed: February 21, 2024



The Texas Health and Human Services Commission (HHSC), on behalf of Texas Department of Aging and Disability Services (DADS), proposes to review and consider for readoption, revision, or repeal the chapter listed below, in its entirety, contained in Title 40, Part 1, of the Texas Administrative Code:

Chapter 5, Provider Clinical Responsibilities--Intellectual Disability Services

This review is conducted in accordance with the requirements of Texas Government Code §2001.039, which requires state agencies, every four years, to assess whether the initial reasons for adopting a rule continue to exist. After reviewing its rules, the agency will readopt, readopt with amendments, or repeal its rules.

Comments on the review of Chapter 5, Provider Clinical Responsibilities--Intellectual Disability Services, may be submitted to HHSC Rules Coordination Office, Mail Code 4102, P.O. Box 13247, Austin, Texas 78711-3247, or by email to HHSRulesCoordinationOffice@hhs.texas.gov. When emailing comments, please indicate "Comments on Proposed Rule Review Chapter 5" in the subject line. The deadline for comments is on or before 5:00 p.m. central time on the 31st day after the date this notice is published in the *Texas Register*.

The text of the chapter being reviewed will not be published, but may be found in Title 40, Part 1, of the Texas Administrative Code on the Secretary of State's website at (www.sos.texas.gov).

TRD-202400696

Jessica Miller

Director, Rules Coordination Office

Department of Aging and Disability Services

Filed: February 20, 2024



Texas Veterans Commission

Title 40, Part 15

Pursuant to Texas Government Code §2001.039, the Texas Veterans Commission (Commission) will review Title 40, Part 15, Texas Administrative Code (TAC) Chapters 455 and 456. The Commission will consider whether the reasons for initially adopting these rules continue to exist and determine whether these rules should be repealed, readopted, or readopted with amendments.

This review is conducted in accordance with the requirements of Texas Government Code §2001.039, which requires state agencies, every four (4) years, to consider whether the initial reason for adopting a rule continue to exist. After reviewing its rules, the agency will readopt, readopt with amendments, or repeal its rules.

The Commission will accept comments for 30 days following the publication of this notice in the *Texas Register*. Comments pertaining to this rule review may be submitted in writing to Kathleen Cordova, General Counsel, Texas Veterans Commission, P.O. Box 12277, Austin,

Texas 78711-2277, or faxed to (512) 475-2395, or emailed to rulemaking@tvc.texas.gov.

The text of the chapters being reviewed will not be published but may be found in Title 40, Part 15, of the Texas Administrative Code on the Secretary of State's website or through the Commission's website at www.tvc.texas.gov.

TRD-202400652

Kathleen Cordova

General Counsel

Texas Veterans Commission

Filed: February 15, 2024



Texas Workforce Investment Council

Title 40, Part 22

Pursuant to Texas Government Code §2001.039, Agency Review of Existing Rules, the Texas Workforce Investment Council (Council) proposes the review of 40 Texas Administrative Code (TAC), Part 22, Chapter 901, Designation and Redesignation of Local Workforce Development Areas; Rule §901.1, Procedures for Considering Redesignation of Workforce Development Areas; and Rule §901.2, Appeal of Decision on Designation or Redesignation.

An assessment will be made by the Council as to whether the reasons for initially adopting the rules continue to exist. This assessment will be conducted during the review process. Each rule will be reviewed, at a minimum, to determine whether the rule is obsolete and whether the rule reflects current procedures of the Council.

Written comments on this review may be sent to twic.mail@gov.texas.gov. The deadline for comments is 30 days after publication of this notice in the *Texas Register*.

TRD-202400719

Kaki Leyens

Executive Director

Texas Workforce Investment Council

Filed: February 20, 2024



Adopted Rule Reviews

Texas Health and Human Services Commission

Title 1, Part 15

The Texas Health and Human Services Commission (HHSC) adopts the review of the chapter below in Title 1, Part 15, of the Texas Administrative Code (TAC):

Chapter 376, Refugee Social Services

Notice of the review of this chapter was published in the December 29, 2023, issue of the *Texas Register* (48 TexReg 8391). HHSC received no comments concerning this chapter.

HHSC has reviewed Chapter 376 in accordance with §2001.039 of the Texas Government Code, which requires state agencies to assess, every four years, whether the initial reasons for adopting a rule continue to exist. The agency determined that the original reasons for adopting all rules in the chapter continue to exist and readopts Chapter 376. Any amendments or repeals to Chapter 376 identified by HHSC in the rule review will be proposed in a future issue of the *Texas Register*.

This concludes HHSC's review of 1 TAC Chapter 376 as required by the Texas Government Code §2001.039.

TRD-202400697
Jessica Miller
Director, Rules Coordination Office
Texas Health and Human Services Commission
Filed: February 20, 2024



Finance Commission of Texas

Title 7, Part 1

The Finance Commission of Texas (commission) has completed the rule review of Texas Administrative Code, Title 7, Part 1, Chapter 1, concerning Consumer Credit Regulation, in its entirety. The rule review was conducted under Texas Government Code, §2001.039.

Notice of the review of 7 TAC Chapter 1 was published in the December 8, 2023, issue of the *Texas Register* (48 TexReg 7179). The commission received no comments in response to that notice. The commission believes that the reasons for initially adopting the rules contained in this chapter continue to exist.

As a result of the rule review, the commission finds that the reasons for initially adopting the rules in 7 TAC Chapter 1 continue to exist, and readopts this chapter in accordance with the requirements of Texas Government Code, §2001.039.

TRD-202400681
Matthew Nance
General Counsel, Office of Consumer Credit Commissioner
Finance Commission of Texas
Filed: February 16, 2024



Office of Consumer Credit Commissioner

Title 7, Part 5

The Finance Commission of Texas (commission) has completed the rule review of Texas Administrative Code, Title 7, Part 5, Chapter 82, concerning Administration, in its entirety. The rule review was conducted under Texas Government Code, §2001.039.

Notice of the review of 7 TAC Chapter 82 was published in the December 8, 2023, issue of the *Texas Register* (48 TexReg 7179). The commission received no comments in response to that notice. The commission believes that the reasons for initially adopting the rules contained in this chapter continue to exist.

As a result of the rule review, the commission finds that the reasons for initially adopting the rules in 7 TAC Chapter 82 continue to exist, and readopts this chapter in accordance with the requirements of Texas Government Code, §2001.039.

TRD-202400682
Matthew Nance
General Counsel
Office of Consumer Credit Commissioner
Filed: February 16, 2024



Texas Education Agency

Title 19, Part 2

The State Board of Education (SBOE) adopts the review of 19 TAC Chapter 66, State Adoption and Distribution of Instructional Materials, Subchapter A, General Provisions; Subchapter B, State Adoption

of Instructional Materials; and Subchapter C, Local Operations, pursuant to Texas Government Code, §2001.039. The SBOE proposed the review of 19 TAC Chapter 66, Subchapters A-C, in the December 29, 2023 issue of the *Texas Register* (48 TexReg 8391).

Relating to the review of 19 TAC Chapter 66, Subchapters A-C, the SBOE finds that the reasons for adopting these subchapters continue to exist and readopts the rules. House Bill (HB) 1605, 88th Texas Legislature, Regular Session, 2023, implemented significant changes to the instructional materials review and adoption process. Existing rules in Chapter 66, Subchapters A-C, will continue to apply to instructional materials adopted under Proclamation 2024 and before. At its February 2, 2024 meeting, the SBOE approved for second reading and final adoption new rules to begin implementing the changes made by HB 1605, and the new rules would apply to all future calls for instructional materials. The SBOE received no comments related to the review of Subchapters A-C.

This concludes the review of 19 TAC Chapter 66.

TRD-202400669
Cristina De La Fuente-Valadez
Director, Rulemaking
Texas Education Agency
Filed: February 16, 2024



Texas State Board of Dental Examiners

Title 22, Part 5

The Texas State Board of Dental Examiners (Board) filed a Notice of Intent to Review to consider for readoption, revision, or repeal the rule chapters listed below, in their entirety, under Title 22, Part 5, of the Texas Administrative Code (TAC). This review was conducted in accordance with Texas Government Code §2001.039.

Rule Chapters Under Review

The Board reviewed the following rule chapters:

Chapter 103, Dental Hygiene Licensure

Chapter 104, Dental Licensure

Public Comments

A combined Notice of Intent to Review for all of the chapters listed above was published in the November 17, 2023, issue of the *Texas Register* (48 TexReg 6752). The public comment period closed on December 18, 2023. The Board did not receive any public comments.

Board Action

At its meeting on February 16, 2024 the Board readopted the following rule chapters, in their entirety and in their current form: 22 TAC, Chapter 103, Dental Hygiene Licensure; and Chapter 104, Dental Licensure. This concludes the review of these rule chapters in accordance with Texas Government Code §2001.039.

TRD-202400706
Lauren Studdard
General Counsel
State Board of Dental Examiners
Filed: February 20, 2024



Texas State Board of Pharmacy

Title 22, Part 15

The Texas State Board of Pharmacy adopts the review of Chapter 283, (§§283.1 - 283.12), concerning Licensing Requirements for Pharmacists, pursuant to the Texas Government Code §2001.039, regarding Agency Review of Existing Rules. The proposed rule review was published in the December 15, 2023, issue of the *Texas Register* (48 TexReg 7619).

No comments were received.

The agency finds the reason for adopting the rule continues to exist.

TRD-202400647

Daniel Carroll, Pharm.D.
Executive Director
Texas State Board of Pharmacy
Filed: February 15, 2024



The Texas State Board of Pharmacy adopts the review of Chapter 291, Subchapter B (§§291.31 - 291.36), concerning Pharmacies (Community Pharmacy (Class A)), pursuant to the Texas Government Code §2001.039, regarding Agency Review of Existing Rules. The proposed rule review was published in the December 15, 2023, issue of the *Texas Register* (48 TexReg 7619).

No comments were received.

The agency finds the reason for adopting the rule continues to exist.

TRD-202400649

Daniel Carroll, Pharm.D.
Executive Director
Texas State Board of Pharmacy
Filed: February 15, 2024



The Texas State Board of Pharmacy adopts the review of Chapter 315, (§§315.1 - 315.16), concerning Controlled Substances, pursuant to the Texas Government Code §2001.039, regarding Agency Review of Existing Rules. The proposed rule review was published in the December 15, 2023, issue of the *Texas Register* (48 TexReg 7619).

No comments were received.

The agency finds the reason for adopting the rule continues to exist.

TRD-202400651

Daniel Carroll, Pharm.D.
Executive Director
Texas State Board of Pharmacy
Filed: February 15, 2024



Department of State Health Services

Title 25, Part 1

The Texas Health and Human Services Commission (HHSC), on behalf of the Texas Department of State Health Services (DSHS), adopts the review of the chapter below in Title 25, Part 1, of the Texas Administrative Code (TAC):

Chapter 73, Laboratories

Notice of the review of this chapter was published in the December 22, 2023, issue of the *Texas Register* (48 TexReg 8003). HHSC and DSHS received no comments concerning this chapter.

HHSC and DSHS have reviewed Chapter 73 in accordance with §2001.039 of the Texas Government Code, which requires state

agencies to assess, every four years, whether the initial reasons for adopting a rule continue to exist. The agencies determined that the original reasons for adopting all rules in the chapter continue to exist and readopts Chapter 73. Any amendments or repeals to Chapter 73 identified by HHSC and DSHS in the rule review will be proposed in a future issue of the *Texas Register*.

This concludes HHSC's and DSHS' review of 25 TAC Chapter 73 as required by the Texas Government Code §2001.039.

TRD-202400633

Jessica Miller
Director, Rules Coordination Office
Department of State Health Services
Filed: February 15, 2024



The Texas Health and Human Services Commission (HHSC), on behalf of the Texas Department of State of Health Services (DSHS), adopts the review of the chapter below in Title 25, Part 1, of the Texas Administrative Code (TAC):

Chapter 146, Training and Certification of Promotores or Community Health Workers

Notice of the review of this chapter was published in the December 22, 2023, issue of the *Texas Register* (48 TexReg 8004). HHSC and DSHS received no comments concerning this chapter.

HHSC and DSHS have reviewed Chapter 146 in accordance with §2001.039 of the Texas Government Code, which requires state agencies to assess, every four years, whether the initial reasons for adopting a rule continue to exist. The agencies determined that the original reasons for adopting all rules in the chapter continue to exist and readopts Chapter 146. Any amendments or repeals to Chapter 146 identified by HHSC and DSHS in the rule review will be proposed in a future issue of the *Texas Register*.

This concludes HHSC's and DSHS' review of 25 TAC Chapter 146 as required by the Texas Government Code, §2001.039.

TRD-202400646

Jessica Miller
Director, Rules Coordination Office
Department of State Health Services
Filed: February 15, 2024



Title 26, Part 1

The Texas Health and Human Services Commission (HHSC) adopts the review of the chapter below in Title 26, Part 1, of the Texas Administrative Code (TAC):

Chapter 361, Guardianship Services

Notice of the review of this chapter was published in the December 29, 2023, issue of the *Texas Register* (48 TexReg 8393). HHSC received no comments concerning this chapter.

HHSC has reviewed Chapter 361 in accordance with §2001.039 of the Texas Government Code, which requires state agencies to assess, every four years, whether the initial reasons for adopting a rule continue to exist. The agency determined that the original reasons for adopting all rules in the chapter continue to exist and readopts Chapter 361. Any appropriate amendments to Chapter 361 identified by HHSC in the rule review will be proposed in a future issue of the *Texas Register*.

This concludes HHSC's review of 26 TAC 361 as required by the Texas Government Code, §2001.039.



TRD-202400632

Jessica Miller

Director, Rules Coordination Office

Health and Human Services Commission

Filed: February 14, 2024