

# IN ADDITION

The *Texas Register* is required by statute to publish certain documents, including applications to purchase control of state banks, notices of rate ceilings issued by the Office of Consumer Credit Commissioner, and consultant proposal requests and awards. State agencies also may publish other notices of general interest as space permits.

## Office of the Attorney General

Public Input Opportunity: Texas Child Support Guidelines;  
Texas Family Code Chapter 154

### Summary:

The Texas child support guidelines are under review by the Office of the Attorney General (OAG). The OAG is designated as the state's Title IV-D agency and must review the child support guidelines every four years. Tex. Fam. Code §§111.001(b), 231.001. The review is conducted according to 42 U.S.C. Section 667(a) and 45 C.F.R. Section 302.56. A final review report and recommendations for any changes will be delivered to the standing committees of each house of the legislature having jurisdiction over family law issues. Public input may be submitted as part of the review as described below.

### Submission of Public Input:

Consideration will be given to public input received in the designated manner on or before August 15, 2024 by 11:59 p.m.

Public input may be submitted by completing a child support guideline survey by August 15, 2024 at 11:59 p.m. The survey will be available during the designated submission period at <https://www.texasattorney-general.gov/child-support>.

Submissions may also be sent via email to [CSG\\_Public\\_Input@oag.texas.gov](mailto:CSG_Public_Input@oag.texas.gov) with the subject line "Review Cycle 9 Child Support Guidelines Review." Email submissions should be specific, explaining any reasons for objecting to or approving the current child support guidelines found in Chapter 154 of the Texas Family Code. Submissions may include proposed changes.

The OAG will not acknowledge receipt of individual submissions. However, submissions received during the designated public input period will be reviewed.

### Publication of Review:

The final report will be published on the internet at <https://www.texas-attorneygeneral.gov/child-support/who-we-are/child-support-publications/child-support-guidelines-review>.

TRD-202402198

Justin Gordon

General Counsel

Office of the Attorney General

Filed: May 15, 2024

## Office of Consumer Credit Commissioner

### Notice of Rate Ceilings

The Consumer Credit Commissioner of Texas has ascertained the following rate ceilings by use of the formulas and methods described in §§303.003 and §303.009, Texas Finance Code.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 05/27/24 - 06/02/24 is 18.00% for consumer<sup>1</sup> credit.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 05/27/24 - 06/02/24 is 18.00% for commercial<sup>2</sup> credit.

<sup>1</sup> Credit for personal, family, or household use.

<sup>2</sup> Credit for business, commercial, investment, or other similar purpose.

TRD-202402263

Leslie L. Pettijohn

Commissioner

Office of Consumer Credit Commissioner

Filed: May 21, 2024

## Texas Education Agency

### Correction of Error

The Texas Education Agency (TEA) proposed the repeal of 19 TAC §§127.402, 127.404 – 127.408 and 127.412 in the May 17, 2024, issue of the *Texas Register* (49 TexReg 3475).

Due to an error by the Texas Register, the Statutory Authority and Cross Reference to Statute was not published for this repeal. The missing information should have been published as follows:

STATUTORY AUTHORITY. The repeals are proposed under Texas Education Code (TEC), §7.102(c)(4), which requires the State Board of Education (SBOE) to establish curriculum and graduation requirements; TEC, §28.002(a), which identifies the subjects of the required curriculum; and TEC, §28.002(c), which requires the SBOE to identify by rule the essential knowledge and skills of each subject in the required curriculum that all students should be able to demonstrate and that will be used in evaluating instructional materials and addressed on the state assessment instruments.

CROSS REFERENCE TO STATUTE. The repeals implement Texas Education Code, §7.102(c)(4) and §28.002(a) and (c).

TRD-202402215

Cristina De La Fuente-Valadez

Director, Rulemaking

Texas Education Agency

Filed: May 17, 2024

## Texas Commission on Environmental Quality

### Agreed Orders

The Texas Commission on Environmental Quality (TCEQ, agency, or commission) staff is providing an opportunity for written public comment on the listed Agreed Orders (AOs) in accordance with Texas Water Code (TWC), §7.075. TWC, §7.075, requires that before the commission may approve the AOs, the commission shall allow the public an opportunity to submit written comments on the proposed AOs. TWC, §7.075, requires that notice of the proposed orders and the opportunity to comment must be published in the *Texas Register* no later than the 30th day before the date on which the public comment period closes, which in this case is **July 1, 2024**. TWC, §7.075, also requires

that the commission promptly consider any written comments received and that the commission may withdraw or withhold approval of an AO if a comment discloses facts or considerations that indicate that consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the statutes and rules within the commission's jurisdiction or the commission's orders and permits issued in accordance with the commission's regulatory authority. Additional notice of changes to a proposed AO is not required to be published if those changes are made in response to written comments.

A copy of each proposed AO is available for public inspection at both the commission's central office, located at 12100 Park 35 Circle, Building C, 1st Floor, Austin, Texas 78753, (512) 239-2545 and at the applicable regional office listed as follows. Written comments about an AO should be sent to the enforcement coordinator designated for each AO at the commission's central office at P.O. Box 13087, Austin, Texas 78711-3087 and must be received by 5:00 p.m. on **July 1, 2024**. Written comments may also be sent by facsimile machine to the enforcement coordinator at (512) 239-2550. The commission's enforcement coordinators are available to discuss the AOs and/or the comment procedure at the listed phone numbers; however, TWC, §7.075, provides that comments on the AOs shall be submitted to the commission in writing.

(1) COMPANY: ALPHA TECHNICAL SERVICES CORPORATION, LC; DOCKET NUMBER: 2023-1126-AIR-E; IDENTIFIER: RN104104658; LOCATION: Pasadena, Harris County; TYPE OF FACILITY: container cleaning facility; RULES VIOLATED: 30 TAC §101.201(a)(1)(B) and Texas Health and Safety Code (THSC), §382.085(b), by failing to submit an initial notification for a reportable emissions event no later than 24 hours after the discovery of an emissions event; 30 TAC §101.201(c) and THSC, §382.085(b), by failing to submit a final record for a reportable emissions event no later than two weeks after the end of the emissions event; and 30 TAC §106.6(b), Permit by Rule Registration Number 156847, and THSC, §382.085(b), by failing to prevent unauthorized emissions; PENALTY: \$3,274; ENFORCEMENT COORDINATOR: Caleb Martin, (512) 239-2091; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(2) COMPANY: City of Dodd City; DOCKET NUMBER: 2024-0399-MWD-E; IDENTIFIER: RN101608867; LOCATION: Dodd City, Fannin County; TYPE OF FACILITY: wastewater treatment facility; RULES VIOLATED: 30 TAC §305.125(1), TWC, §26.121(a)(1), and Texas Pollutant Discharge Elimination System Permit Number WQ0010538001, Effluent Limitations and Monitoring Requirements Number 1, by failing to comply with permitted effluent limitations; PENALTY: \$20,312; ENFORCEMENT COORDINATOR: Taylor Williamson, (512) 239-2097; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(3) COMPANY: City of Knollwood; DOCKET NUMBER: 2023-1273-PWS-E; IDENTIFIER: RN102300324; LOCATION: Sherman, Grayson County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.46(e) and Texas Health and Safety Code, §341.033(a), by failing to use a water works operator who holds an applicable, valid license issued by the Executive Director; PENALTY: \$300; ENFORCEMENT COORDINATOR: Iliia Perez-Ramirez, (713) 767-3743; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(4) COMPANY: City of Marquez; DOCKET NUMBER: 2021-1156-MWD-E; IDENTIFIER: RN101918506; LOCATION: Marquez, Leon County; TYPE OF FACILITY: wastewater treatment plant; RULES VIOLATED: 30 TAC §305.125(1), TWC, §26.121(a)(1), and Texas Pollutant Discharge Elimination System Permit Number

WQ0013980001, Effluent Limitations and Monitoring Requirements Numbers 1, 3, and 6, by failing to comply with permitted effluent limitations; PENALTY: \$78,750; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: \$78,750; ENFORCEMENT COORDINATOR: Monica Larina, (361) 881-6965; REGIONAL OFFICE: 500 North Shoreline Boulevard, Suite 500, Corpus Christi, Texas 78401, (361) 881-6900.

(5) COMPANY: City of Mertens; DOCKET NUMBER: 2022-1533-PWS-E; IDENTIFIER: RN101401651; LOCATION: Mertens, Hill County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.46(d)(2)(A) and §290.110(b)(4) and Texas Health and Safety Code, §341.0315(c), by failing to maintain a disinfectant residual of at least 0.2 milligrams per liter of free chlorine throughout the distribution system; 30 TAC §290.46(m)(4), by failing to maintain all water treatment units, storage, and pressure maintenance facilities, distribution system lines, and related appurtenances in a watertight condition and free of excessive solids; and 30 TAC §290.46(m)(6), by failing to maintain all pumps, motors, valves, and other mechanical devices in good working condition; PENALTY: \$800; ENFORCEMENT COORDINATOR: Samantha Salas, (512) 239-1543; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(6) COMPANY: City of Smyer; DOCKET NUMBER: 2023-0289-PWS-E; IDENTIFIER: RN101196749; LOCATION: Smyer, Hockley County; TYPE OF FACILITY: public water supply; RULE VIOLATED: 30 TAC §290.41(c)(1)(F), by failing to obtain a sanitary control easement covering land within 150 feet of the facility's Well Numbers 1 and 2; PENALTY: \$270; ENFORCEMENT COORDINATOR: Tessa Bond, (512) 329-1269; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(7) COMPANY: DavisWetzel Group, LLC; DOCKET NUMBER: 2024-0379-WQ-E; IDENTIFIER: RN108912825; LOCATION: O'Donnell, Dawson County; TYPE OF FACILITY: aggregate production operation (APO); RULE VIOLATED: 30 TAC §342.25(d), by failing to renew the (APO) registration annually as regulated activities continued; PENALTY: \$5,000; ENFORCEMENT COORDINATOR: Monica Larina, (361) 881-6965; REGIONAL OFFICE: 500 North Shoreline Boulevard, Suite 500, Corpus Christi, Texas 78401, (361) 881-6900.

(8) COMPANY: Dennis Kusenberger; DOCKET NUMBER: 2023-1287-PST-E; IDENTIFIER: RN101889665; LOCATION: Fredericksburg, Gillespie County; TYPE OF FACILITY: former convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and §334.54(c)(1) and TWC, §26.3475(c)(1), by failing to monitor the underground storage tanks for releases in a manner which will detect a release at a frequency of at least once every 30 days; and 30 TAC §334.606, by failing to maintain required operator training certification on-site and make them available for inspection upon request by agency personnel; PENALTY: \$5,375; ENFORCEMENT COORDINATOR: Eunice Adegelu, (512) 239-5082; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(9) COMPANY: DLUGOSCH III, LLC dba Texan 10; DOCKET NUMBER: 2024-0249-PST-E; IDENTIFIER: RN102344041; LOCATION: Schulenburg, Fayette County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §115.225 and Texas Health and Safety Code, §382.085(b), by failing to comply with annual Stage I vapor recovery testing requirements; PENALTY: \$2,813; ENFORCEMENT COORDINATOR: Ramyia Wendt, (512) 239-2513; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(10) COMPANY: Gladys Caceres; DOCKET NUMBER: 2023-0793-EAQ-E; IDENTIFIER: RN111712329; LOCATION: Georgetown, Williamson County; TYPE OF FACILITY: wholesale company of new and used industrial and supermarket equipment; RULE VIOLATED: 30 TAC §213.23(a)(1), by failing to obtain approval of an Edwards Aquifer Protection Plan prior to commencing regulated activities located over the Edwards Aquifer Contributing Zone; PENALTY: \$1,625; ENFORCEMENT COORDINATOR: Megan Crinklaw, (512) 239-1129; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(11) COMPANY: GLITTER GEMS LLC; DOCKET NUMBER: 2024-0151-PST-E; IDENTIFIER: RN102326337; LOCATION: Dallas, Dallas County; TYPE OF FACILITY: operator; RULE VIOLATED: 30 TAC §334.50(b)(2), by failing to monitor the piping of an underground storage tank system in a manner which will detect a release from any portion of the piping system; PENALTY: \$2,625; ENFORCEMENT COORDINATOR: Danielle Fishbeck, (512) 239-5083; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(12) COMPANY: Kara Von Chorenziak dba Dutchman's Hidden Valley Store; DOCKET NUMBER: 2022-1139-PWS-E; IDENTIFIER: RN101264364; LOCATION: Hamilton, Hamilton County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.41(c)(3)(O), by failing to protect all well units with an intruder-resistant fence with a lockable gate or enclose the well in a locked and ventilated well house to exclude possible contamination or damage to the facilities by trespassers; 30 TAC §290.42(l), by failing to compile and maintain a thorough and up-to-date plant operations manual for operator review and reference; 30 TAC §290.46(f)(3)(A)(i) and (ii)(III), by failing to maintain water works operation and maintenance records and make them readily available for review by the Executive Director upon request; 30 TAC §290.46(j), by failing to complete a Customer Service Inspection certificate prior to providing continuous water service to new construction or any existing service when the water purveyor has reason to believe a cross-connection or other potential contamination hazard exists; 30 TAC §290.46(n)(2), by failing to make available an accurate and up-to-date map of the distribution system so that valves and mains can be easily located during emergencies; 30 TAC §290.46(s)(1), by failing to calibrate the facility's well meter at least once every three years; 30 TAC §290.46(s)(2)(C)(i), by failing to verify the accuracy of the manual disinfectant residual analyzer at least once every 90 days using chlorine solutions of known concentrations; 30 TAC §290.110(c)(4)(A), by failing to monitor the disinfectant residual at representative locations throughout the distribution system at least once every seven days; and 30 TAC §290.121(a) and (b), by failing to maintain an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the facility will use to comply with the monitoring requirements; PENALTY: \$4,285; ENFORCEMENT COORDINATOR: Nick Lohret-Froio, (512) 239-4495; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(13) COMPANY: KW Homes, LLC; DOCKET NUMBER: 2024-0360-WQ-E; IDENTIFIER: RN111860821; LOCATION: Weatherford, Parker County; TYPE OF FACILITY: construction site; RULES VIOLATED: 30 TAC §281.25(a)(4) and 40 Code of Federal Regulations §122.26(C), by failing to obtain authorization to discharge stormwater associated with construction activities; and TWC, §26.121(a)(1), by failing to prevent an unauthorized discharge of concrete production wastewater into or adjacent to any water in the state; PENALTY: \$8,625; ENFORCEMENT COORDINATOR:

Madison Stringer, (512) 239-1126; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(14) COMPANY: Marshall Kus dba K C UTILITIES INCORPORATED; DOCKET NUMBER: 2023-0932-MLM-E; IDENTIFIER: RN101243921; LOCATION: Alvin, Brazoria County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.42(f)(1)(E)(ii)(I), by failing to provide adequate containment facilities for all liquid chemical storage tanks; 30 TAC §290.46(m), by failing to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment; 30 TAC §290.46(n)(2), by failing to make available an accurate and up-to-date map of the distribution system so that valves and mains can be easily located during emergencies; 30 TAC §290.46(n)(3), by failing to keep on file copies of well completion data as defined in 30 TAC §290.41(c)(3)(A) for as long as the well remains in service; and 30 TAC §291.93(3)(A) and TWC, §13.139(d), by failing to provide a written planning report for a utility possessing a Certificate of Convenience and Necessity that has reached or exceeded 85% of all or part of its capacity; PENALTY: \$1,863; ENFORCEMENT COORDINATOR: Nick Lohret-Froio, (512) 239-4495; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(15) COMPANY: MCNALEY, KARON KAY; DOCKET NUMBER: 2024-0778-WOC-E; IDENTIFIER: RN111881876; LOCATION: Millersview, Concho County; TYPE OF FACILITY: operator; RULE VIOLATED: 30 TAC §30.5(a), by failing to obtain a required occupational license; PENALTY: \$175; ENFORCEMENT COORDINATOR: Wyatt Throm, (512) 239-1120; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(16) COMPANY: MELROSE MHP, L.L.C.; DOCKET NUMBER: 2023-0542-PWS-E; IDENTIFIER: RN101523256; LOCATION: Houston, Harris County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.39(j) and Texas Health and Safety Code, §341.0351, by failing to notify the Executive Director prior to making any significant change or addition to the system's production, treatment, storage, pressure maintenance, or distribution facilities; PENALTY: \$460; ENFORCEMENT COORDINATOR: Ronica Rodriguez Scott, (361) 881-6990; REGIONAL OFFICE: 500 North Shoreline Boulevard, Suite 500, Corpus Christi, Texas 78401, (361) 881-6900.

(17) COMPANY: NKA Development, LLC; DOCKET NUMBER: 2023-1473-WQ-E; IDENTIFIER: RN111807277; LOCATION: Lindale, Smith County; TYPE OF FACILITY: construction site; RULES VIOLATED: 30 TAC §281.25(a)(4) and 40 Code of Federal Regulations §122.26(c), by failing to obtain authorization to discharge stormwater associated with construction activities; and TWC, §26.121(a)(2), by failing to prevent an unauthorized discharge of sediment into or adjacent to any water in the state; PENALTY: \$119,250; ENFORCEMENT COORDINATOR: Taylor Williamson, (512) 239-2097; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(18) COMPANY: Noble Energy, Incorporated; DOCKET NUMBER: 2024-0384-AIR-E; IDENTIFIER: RN111040192; LOCATION: Pecos, Reeves County; TYPE OF FACILITY: oil and gas production facility; RULES VIOLATED: 30 TAC §106.6(b), Permit by Rule Registration Number 161310, and Texas Health and Safety Code, §382.085(b), by failing to prevent unauthorized emissions; PENALTY: \$5,625; ENFORCEMENT COORDINATOR: Michael Wilkins, (325) 698-6134; REGIONAL OFFICE: 1977 Industrial Boulevard, Abilene, Texas 79602-7833, (325) 698-9674.

(19) COMPANY: POGUE, PECOS IKE; DOCKET NUMBER: 2024-0802-PWS-E; IDENTIFIER: RN110916798; LOCATION: Eastland, Eastland County; TYPE OF FACILITY: operator; RULE VIOLATED: 30 TAC §30.5(a), by failing to obtain a required occupational license; PENALTY: \$175; ENFORCEMENT COORDINATOR: Margaux Ordoveza, (512) 239-1128; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(20) COMPANY: Ranger Energy Services, LLC; DOCKET NUMBER: 2023-1064-PWS-E; IDENTIFIER: RN104966403; LOCATION: Midland, Midland County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.106(f)(2) and Texas Health and Safety Code, §341.031(a), by failing to comply with the acute maximum contaminant level of 10 milligrams per liter for nitrate; PENALTY: \$6,500; ENFORCEMENT COORDINATOR: Mason Demasi, (210) 403-4020; REGIONAL OFFICE: 14250 Judson Road, San Antonio, Texas 78233-4480, (210) 492-3096.

(21) COMPANY: Raymundo Gonzalez; DOCKET NUMBER: 2023-1021-WQ-E; IDENTIFIER: RN109662239; LOCATION: Orange Grove, Jim Wells County; TYPE OF FACILITY: aggregate production operation (APO); RULE VIOLATED: 30 TAC §342.25(d), by failing to renew the APO registration annually as regulated activities continued; PENALTY: \$10,000; ENFORCEMENT COORDINATOR: Monica Larina, (361) 881-6965; REGIONAL OFFICE: 500 North Shoreline Boulevard, Suite 500, Corpus Christi, Texas 78401, (361) 881-6900.

(22) COMPANY: RIVER ROAD CAMP, INCORPORATED; DOCKET NUMBER: 2023-0357-PWS-E; IDENTIFIER: RN101285237; LOCATION: New Braunfels, Comal County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.42(c)(1), 290.110(e)(2) and (6), 290.111(a)(2), (h)(B), and (9), by failing to provide a minimum treatment consisting of coagulation with direct filtration and adequate disinfection for groundwater under the influence of surface water (GUI) and failing to submit Surface Water Monthly Operating Reports for systems that use GUI; PENALTY: \$4,522; ENFORCEMENT COORDINATOR: Nick Lohret-Froio, (512) 239-4495; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(23) COMPANY: Robert Wimpee and Delaina Wimpee; DOCKET NUMBER: 2023-0729-OSS-E; IDENTIFIER: RN110815792; LOCATION: Midlothian, Ellis County; TYPE OF FACILITY: on-site sewage facility (OSSF); RULES VIOLATED: 30 TAC §285.33(d)(2)(E) and (G)(i) and 285.70(a)(1), by failing to provide the required minimum surface application area for the volume of wastewater being disposed; 30 TAC §285.38(d)(2) and (3), by failing to maintain a properly functioning OSSF; and 30 TAC §285.91(10), by failing to maintain the minimum setback distances for the edge of the surface application spray area; PENALTY: \$945; ENFORCEMENT COORDINATOR: Nancy Sims, (512) 239-5053; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(24) COMPANY: Stonetown Walnut Creek LLC; DOCKET NUMBER: 2023-1443-MWD-E; IDENTIFIER: RN102915691; LOCATION: Alvarado, Johnson County; TYPE OF FACILITY: wastewater treatment facility; RULES VIOLATED: 30 TAC §305.125(1), TWC, §26.121(a)(1), and Texas Pollutant Discharge Elimination System Permit Number WQ0010504001, Effluent Limitations and Monitoring Requirements Number 1 and 6, by failing to comply with the permit effluent limitations; PENALTY: \$6,375; ENFORCEMENT COORDINATOR: Megan Crinklaw, (512) 239-1129; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(25) COMPANY: TELGE INDUSTRIAL PARK II, INCORPORATED; DOCKET NUMBER: 2022-1120-PWS-E; IDENTIFIER:

RN110756517; LOCATION: Cypress, Harris County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.39(e) and (h)(1) and Texas Health and Safety Code, §341.035(a), by failing to submit plans and specifications to the Executive Director for review and approval prior to the construction of a new public water supply; PENALTY: \$500; ENFORCEMENT COORDINATOR: Samantha Salas, (512) 239-1543; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(26) COMPANY: Trinity Rural Water Supply Corporation; DOCKET NUMBER: 2022-1583-PWS-E; IDENTIFIER: RN102687134; LOCATION: Groveton, Trinity County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.43(c)(6), by failing to ensure that clearwells and potable water storage tanks, including associated appurtenances such as valves, pipes, and fittings, are thoroughly tight against leakage; 30 TAC §290.43(c)(8), by failing to ensure that all clearwells, ground storage tanks, standpipes, and elevated storage tanks are painted, disinfected, and maintained in strict accordance with current American Water Works Association standards; 30 TAC §290.45(b)(1)(D)(i) and Texas Health and Safety Code, §341.0315(c), by failing to comply with the minimum production capacity; 30 TAC §290.46(f)(3)(A)(i)(II), by failing to maintain water works operation and maintenance records and make them readily available for review by the Executive Director upon request; 30 TAC §290.46(u), by failing to plug an abandoned public water supply well with cement in accordance with 16 TAC Chapter 76 or submit test results proving that the well is in a non-deteriorated condition; and 30 TAC §290.46(v), by failing to ensure that the electrical wiring is securely installed in compliance with a local or national electrical code; PENALTY: \$8,300; ENFORCEMENT COORDINATOR: Miles Wehner, (512) 239-2813; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(27) COMPANY: Trophy Materials, LLC; DOCKET NUMBER: 2022-0576-WQ-E; IDENTIFIER: RN111461901; LOCATION: Cleburne, Johnson County; TYPE OF FACILITY: aggregate production operation (APO); RULES VIOLATED: 30 TAC §281.25(a)(4) and 40 Code of Federal Regulations §122.26(c), by failing to obtain authorization to discharge stormwater associated with industrial activities; and 30 TAC §342.25(b), by failing to register the site as an APO no later than the tenth business day before the beginning date of regulated activity; PENALTY: \$11,750; ENFORCEMENT COORDINATOR: Nancy Sims, (512) 239-5053; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(28) COMPANY: Trophy Materials, LLC; DOCKET NUMBER: 2022-0577-WQ-E; IDENTIFIER: RN111461927; LOCATION: Burleson, Johnson County; TYPE OF FACILITY: aggregate production operation (APO); RULES VIOLATED: 30 TAC §281.25(a)(4) and 40 Code of Federal Regulations §122.26(c), by failing to obtain authorization to discharge stormwater associated with industrial activities; and 30 TAC §342.25(b), by failing to register the site as an APO no later than the tenth business day before the beginning date of regulated activity; PENALTY: \$9,500; ENFORCEMENT COORDINATOR: Nancy Sims, (512) 239-5053; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(29) COMPANY: Trophy Materials, LLC; DOCKET NUMBER: 2022-0578-WQ-E; IDENTIFIER: RN111461935; LOCATION: Burleson, Johnson County; TYPE OF FACILITY: aggregate production operation; RULES VIOLATED: 30 TAC §281.25(a)(4) and 40 Code of Federal Regulations §122.26(c), by failing to obtain authorization to discharge stormwater associated with industrial activities; and 30 TAC §342.25(b), by failing to register the site as an APO no later than the tenth business day before the beginning date of regulated activity; PENALTY: \$4,500; ENFORCEMENT COORDINATOR:

Nancy Sims, (512) 239-5053; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(30) COMPANY: Trophy Materials, LLC; DOCKET NUMBER: 2022-1045-WQ-E; IDENTIFIER: RN111536033; LOCATION: Burluson, Johnson County; TYPE OF FACILITY: aggregate production operation (APO); RULES VIOLATED: 30 TAC §281.25(a)(4) and 40 Code of Federal Regulations §122.26(c), by failing to obtain authorization to discharge stormwater associated with industrial activities; and 30 TAC §342.25(b), by failing to register the site as an APO no later than the tenth business day before the beginning date of regulated activity; PENALTY: \$11,750; ENFORCEMENT COORDINATOR: Nancy Sims, (512) 239-5053; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(31) COMPANY: UKG Enterprises Incorporated dba Rite Track 1; DOCKET NUMBER: 2023-0589-PST-E; IDENTIFIER: RN102052073; LOCATION: Overton, Rusk County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(c)(1), by failing to monitor the underground storage tanks in a manner which will detect a release at a frequency of at least once every 30 days; PENALTY: \$3,375; ENFORCEMENT COORDINATOR: Lauren Little, (817) 588-5888; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(32) COMPANY: Valero Partners North Texas, LLC; DOCKET NUMBER: 2024-0236-AIR-E; IDENTIFIER: RN106088206; LOCATION: Pampa, Gray County; TYPE OF FACILITY: crude oil pump station; RULES VIOLATED: 30 TAC §106.6(b), Permit by Rule Registration Number 95042, and Texas Health and Safety Code, §382.085(b), by failing to prevent unauthorized emissions; PENALTY: \$2,813; ENFORCEMENT COORDINATOR: Amanda Diaz, (713) 722-8912; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(33) COMPANY: Valero Refining-Texas, L.P.; DOCKET NUMBER: 2023-0833-AIR-E; IDENTIFIER: RN100211663; LOCATION: Corpus Christi, Nueces County; TYPE OF FACILITY: petroleum refining plant; RULES VIOLATED: 30 TAC §§101.20(3), 116.115(c), and 122.143(4), New Source Review Permit Numbers 2937 and PSDTX1023M2, Special Conditions Number 1, Federal Operating Permit (FOP) Number O2238, General Terms and Conditions (GTC) and Special Terms and Conditions (STC) Number 24, and Texas Health and Safety Code (THSC), §382.085(b), by failing to prevent unauthorized emissions; and 30 TAC §101.201(a)(1)(B) and §122.143(4), FOP Number O2238, GTC and STC Number 2.F., and THSC, §382.085(b), by failing to submit an initial notification for a reportable emissions event no later than 24 hours after the discovery of an emissions event; PENALTY: \$8,680; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: \$3,472; ENFORCEMENT COORDINATOR: Yuliya Dunaway, (210) 403-4077; REGIONAL OFFICE: 14250 Judson Road, San Antonio, Texas 78233-4480, (210) 492-3096.

(34) COMPANY: Wahab Enterprises, Incorporated dba Roy Orr Food Mart; DOCKET NUMBER: 2023-1571-PST-E; IDENTIFIER: RN101433647; LOCATION: Grand Prairie, Dallas County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(2) and TWC, §26.3475(a), by failing to provide release detection for the pressurized piping associated with the underground storage tank system; PENALTY: \$2,556; ENFORCEMENT COORDINATOR: Danielle Fishbeck, (512) 239-5083; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

TRD-202402255

Gitanjali Yadav

Deputy Director, Litigation

Texas Commission on Environmental Quality

Filed: May 21, 2024



### Enforcement Orders

An agreed order was adopted regarding Gary Michael Null, Docket No. 2021-1259-WR-E on May 21, 2024 assessing \$940 in administrative penalties with \$188 deferred. Information concerning any aspect of this order may be obtained by contacting Monica Larina, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding 1943 SWEETWATER ROAD, LLC, Docket No. 2022-0601-PWS-E on May 21, 2024 assessing \$550 in administrative penalties with \$110 deferred. Information concerning any aspect of this order may be obtained by contacting Ronica Rodriguez Scott, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Johnny Ivie dba Kemo Sabe RV Park and Johnny Ivie, Trustee, Carol Ivie Revocable Trust dba Kemo Sabe RV Park, Docket No. 2022-0606-PWS-E on May 21, 2024 assessing \$2,079 in administrative penalties with \$415 deferred. Information concerning any aspect of this order may be obtained by contacting Ilia Perez-Ramirez, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding TRICON PRECAST, LTD., Docket No. 2022-0836-WQ-E on May 21, 2024 assessing \$675 in administrative penalties with \$135 deferred. Information concerning any aspect of this order may be obtained by contacting Monica Larina, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Northshore, Docket No. 2022-0900-PWS-E on May 21, 2024 assessing \$2,480 in administrative penalties with \$496 deferred. Information concerning any aspect of this order may be obtained by contacting Samantha Salas, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Lajitas Municipal Services Company LLC, Docket No. 2022-1033-PWS-E on May 21, 2024 assessing \$1,185 in administrative penalties with \$237 deferred. Information concerning any aspect of this order may be obtained by contacting Ashley Lemke, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Munday, Docket No. 2022-1080-PWS-E on May 21, 2024 assessing \$840 in administrative penalties with \$168 deferred. Information concerning any aspect of this order may be obtained by contacting Epifanio Villarreal, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Tahoka, Docket No. 2022-1090-PWS-E on May 21, 2024 assessing \$797 in administrative penalties with \$159 deferred. Information concerning any aspect of this order may be obtained by contacting Ronica Rodriguez Scott, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding R&D Terrell Properties LLC, Docket No. 2022-1703-PWS-E on May 21, 2024 assessing \$2,500 in administrative penalties with \$2,500 deferred. Information concerning any aspect of this order may be obtained by contacting Nick Lohret-Froio, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Cape Carancahua Water Supply Corporation, Docket No. 2022-1713-PWS-E on May 21, 2024 assessing \$1,350 in administrative penalties with \$270 deferred. Information concerning any aspect of this order may be obtained by contacting Claudia Bartley, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Miramar Brands Inc. dba 7-Eleven Store 27427, Docket No. 2023-0470-PST-E on May 21, 2024 assessing \$5,507 in administrative penalties with \$1,101 deferred. Information concerning any aspect of this order may be obtained by contacting Lauren Little, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding CAL'S CONVENIENCE, INC. dba Stripes 262 - 80014256, Docket No. 2023-0488-PST-E on May 21, 2024 assessing \$3,750 in administrative penalties with \$750 deferred. Information concerning any aspect of this order may be obtained by contacting Celia Garza, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding A.J. Brauer Stone, Inc., Docket No. 2023-0553-EAQ-E on May 21, 2024 assessing \$2,375 in administrative penalties with \$475 deferred. Information concerning any aspect of this order may be obtained by contacting Mark Gamble, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Brookesmith Special Utility District, Docket No. 2023-0580-PWS-E on May 21, 2024 assessing \$1,155 in administrative penalties with \$231 deferred. Information concerning any aspect of this order may be obtained by contacting Claudia Bartley, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Grandview, Docket No. 2023-0605-PWS-E on May 21, 2024 assessing \$720 in administrative penalties with \$144 deferred. Information concerning any aspect of this order may be obtained by contacting Daphne Greene, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding NEWCOR VENTURES, INC., Docket No. 2023-0879-WQ-E on May 21, 2024 assessing \$6,900 in administrative penalties with \$1,380 deferred. Information concerning any aspect of this order may be obtained by contacting Madison Stringer, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding LGI HOMES-TEXAS, LLC, Docket No. 2023-0907-WQ-E on May 21, 2024 assessing \$4,876 in administrative penalties with \$975 deferred. Information concerning any aspect of this order may be obtained by contacting Monica Larina, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding 7-ELEVEN, INC. dba 7 Eleven 20769, Docket No. 2023-0913-PST-E on May 21, 2024 assessing \$3,750 in administrative penalties with \$750 deferred. Information concerning any aspect of this order may be obtained by contacting Adriana Fuentes, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding PetroSwift, L.L.C., Docket No. 2023-0990-WQ-E on May 21, 2024 assessing \$5,625 in administrative penalties with \$1,125 deferred. Information concerning any aspect of this order may be obtained by contacting Harley Hobson, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Pioneer Natural Resources USA, Inc., Docket No. 2023-0993-AIR-E on May 21, 2024 assessing \$4,688 in administrative penalties with \$937 deferred. Information concerning any aspect of this order may be obtained by contacting Matthew Perez, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding NRG Texas Power LLC, Docket No. 2023-1277-AIR-E on May 21, 2024 assessing \$5,625 in administrative penalties with \$1,125 deferred. Information concerning any aspect of this order may be obtained by contacting Krystina Sepulveda, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Pioneer Natural Resources USA, Inc., Docket No. 2023-1317-AIR-E on May 21, 2024 assessing \$6,250 in administrative penalties with \$1,250 deferred. Information concerning any aspect of this order may be obtained by contacting Matthew Perez, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding LQC, INC., Docket No. 2023-1371-WQ-E on May 21, 2024 assessing \$1,875 in administrative penalties with \$375 deferred. Information concerning any aspect of this order may be obtained by contacting Shane Glantz, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

A field citation was adopted regarding Texas Southern Drilling, LLC, Docket No. 2024-0063-WR-E on May 21, 2024 assessing \$420 in administrative penalties. Information concerning any aspect of this citation may be obtained by contacting Kolby Farren, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

A field citation was adopted regarding Jeff Reich, Docket No. 2024-0160-WQ-E on May 21, 2024 assessing \$875 in administrative penalties. Information concerning any aspect of this citation may be obtained by contacting Arti Patel, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

TRD-202402292

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: May 22, 2024



Enforcement Orders

An agreed order was adopted regarding APPLIED STANDARDS INSPECTION, INC., Docket No. 2018-1100-IHW-E on May 22, 2024 assessing \$22,312 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Taylor Pearson, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of San Augustine, Docket No. 2019-1582-MWD-E on May 22, 2024 assessing \$83,375 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Cheryl Thompson, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Occidental Permian Ltd., Docket No. 2021-0936-AIR-E on May 22, 2024 assessing \$114,750 in administrative penalties with \$22,950 deferred. Information concerning any aspect of this order may be obtained by contacting Yuliya Dunaway, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding HAWKINS FAMILY PARTNERS, L.P. and Hawkins and Mayo, LLC, Docket No. 2021-1609-MLM-E on May 22, 2024 assessing \$15,000 in administrative penalties with \$3,000 deferred. Information concerning any aspect of this order may be obtained by contacting Mark Gamble, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding East Montgomery County Municipal Utility District No. 3, Docket No. 2021-1632-MWD-E on May 22, 2024 assessing \$11,625 in administrative penalties with \$2,325 deferred. Information concerning any aspect of this order may be obtained by contacting Samantha Smith, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding American Chrome & Chemicals Inc., Docket No. 2022-0185-IWD-E on May 22, 2024 assessing \$28,545 in administrative penalties with \$5,709 deferred. Information concerning any aspect of this order may be obtained by contacting Samantha Smith, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Pecan Grove Mobile Home Park, LLC, Docket No. 2022-0479-PWS-E on May 22, 2024 assessing \$3,450 in administrative penalties with \$2,875 deferred. Information concerning any aspect of this order may be obtained by contacting Ronica Rodriguez Scott, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Staff Water Supply Corporation, Docket No. 2022-0636-PWS-E on May 22, 2024 assessing \$4,950 in administrative penalties with \$4,500 deferred. Information concerning any aspect of this order may be obtained by contacting Ashley Lemke, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding SILGAN CONTAINERS MANUFACTURING CORPORATION, Docket No. 2022-0665-AIR-E on May 22, 2024 assessing \$20,699 in administrative penalties with \$4,139 deferred. Information concerning any aspect of this order may be obtained by contacting Desmond Martin,

Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding CSWR-Texas Utility Operating Company, LLC, Docket No. 2022-0894-PWS-E on May 22, 2024 assessing \$5,000 in administrative penalties with \$5,000 deferred. Information concerning any aspect of this order may be obtained by contacting Ashley Lemke, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Texas Water Utilities, L.P., Docket No. 2022-0920-PWS-E on May 22, 2024 assessing \$13,148 in administrative penalties with \$2,629 deferred. Information concerning any aspect of this order may be obtained by contacting Nick Lohret-Froio, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding HPA Texas Sub 2016 ML LLC, Docket No. 2022-0964-OSS-E on May 22, 2024 assessing \$8,500 in administrative penalties with \$1,700 deferred. Information concerning any aspect of this order may be obtained by contacting Cheryl Thompson, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Covia Holdings LLC, Docket No. 2022-1284-WQ-E on May 22, 2024 assessing \$15,000 in administrative penalties with \$3,000 deferred. Information concerning any aspect of this order may be obtained by contacting Monica Larina, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Alon USA, LP, Docket No. 2023-0419-AIR-E on May 22, 2024 assessing \$19,425 in administrative penalties with \$3,885 deferred. Information concerning any aspect of this order may be obtained by contacting Yuliya Dunaway, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding JRM Land & Cattle Co. LLC, Docket No. 2023-0521-WQ-E on May 22, 2024 assessing \$8,750 in administrative penalties with \$1,750 deferred. Information concerning any aspect of this order may be obtained by contacting Mark Gamble, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding CMPW Properties LLC, Docket No. 2023-0670-WQ-E on May 22, 2024 assessing \$23,625 in administrative penalties with \$4,725 deferred. Information concerning any aspect of this order may be obtained by contacting Harley Hobson, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding EGGEMEYER LAND CLEARING, LLC, Docket No. 2023-0837-MLM-E on May 22, 2024 assessing \$24,687 in administrative penalties with \$4,937 deferred. Information concerning any aspect of this order may be obtained by contacting Danielle Porras, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Paducah, Docket No. 2023-0971-PWS-E on May 22, 2024 assessing \$243 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Mason DeMasi, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Paint Rock, Docket No. 2023-1010-PWS-E on May 22, 2024 assessing \$4,750 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Rachel Vulk, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Juan E. Haro, Jr., Docket No. 2023-1529-WQ-E on May 22, 2024 assessing \$13,489 in administrative penalties with \$2,697 deferred. Information concerning any aspect of this order may be obtained by contacting Megan Crinklaw, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

TRD-202402293

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: May 22, 2024



### Notice of Correction to Agreed Order Number 9

In the April 26, 2024, issue of the *Texas Register* (49 TexReg 2817), the Texas Commission on Environmental Quality (commission) published notice of Agreed Orders, specifically Item Number 9, for CRANFORD, BLAKE AARON; Docket Number 2024-0339-WQ-E. The error is as submitted by the commission.

The reference to the Docket Number should be corrected to read: "2024-0339-WOC-E."

For questions concerning these errors, please contact Michael Parrish at (512) 239-2548.

TRD-202402256

Gitanjali Yadav

Deputy Director, Litigation

Texas Commission on Environmental Quality

Filed: May 21, 2024



### Notice of Correction to Agreed Order Number 24

In the April 26, 2024, issue of the *Texas Register* (49 TexReg 2819), the Texas Commission on Environmental Quality (commission) published notice of Agreed Orders, specifically Item Number 24, for ROSE CITY RESOURCES LLC; Docket Number 2024-0552-WR-E. The error is as submitted by the commission.

The reference to the Docket Number should be corrected to read: "2024-0522-WR-E."

For questions concerning these errors, please contact Michael Parrish at (512) 239-2548.

TRD-202402257

Gitanjali Yadav

Deputy Director, Litigation

Texas Commission on Environmental Quality

Filed: May 21, 2024



### Notice of District Petition

Notice issued May 15, 2024

TCEQ Internal Control No. D-01292024-037: Buffalo Hills Development, LLC., a Texas limited liability company (Petitioner), filed a

petition for the creation of Hawk Ridge Municipal Utility District of Johnson County (District) with the Texas Commission on Environmental Quality (TCEQ). The petition was filed pursuant to Article III, §52 and Article XVI, §59 of the Constitution of the State of Texas; Chapters 49 and 54 of the Texas Water Code; 30 Texas Administrative Code Chapter 293; and the procedural rules of the TCEQ. The petition states that: (1) the Petitioner holds title to a majority of the assessed value of the real property to be included in the proposed District; (2) there are no lienholders on the property to be included in the proposed District; (3) the proposed District will contain approximately 87.89 acres located within Johnson County, Texas; and (4) the land within the proposed District is located wholly within the extraterritorial jurisdiction of the City of Venus (City). The petition further states that the proposed District will: (1) construction, maintenance and operation of a waterworks system, purchase and sale of water, for domestic and commercial purposes; (2) the construction and installation, maintenance, purchase and operation of drainage and roadway facilities and improvements; (3) The construction, installation, maintenance, purchase and operation of facilities, systems, plants and enterprises of such additional facilities as shall be consonant with the purposes for which the District is organized. According to the petition, a preliminary investigation has been made to determine the cost of the project, and it is estimated by the Petitioner that the cost of said project will be approximately \$125,095.00. It is noted that application material provided indicates that the cost of said project will be approximately \$16,800.00 (\$12,500.00 for water, wastewater, and drainage plus \$4,300.00 for roads). Pursuant to the "Consent and Development Agreement among City of Venus, Texas and Buffalo Hills Development, LLC," entered into on March 20, 2023, the City asserts that the land within the proposed District will be located within the corporate limits of the City, and provided the City's consent to the creation of the District. Accordingly, the requirements of TWC Section 54.016 and Texas Local Government Code Section 42.042 have been satisfied.

### INFORMATION SECTION

To view the complete issued notice, view the notice on our website at [www.tceq.texas.gov/agency/cc/pub\\_notice.html](http://www.tceq.texas.gov/agency/cc/pub_notice.html) or call the Office of the Chief Clerk at (512) 239-3300 to obtain a copy of the complete notice. When searching the website, type in the issued date range shown at the top of this document to obtain search results.

The TCEQ may grant a contested case hearing on the petition if a written hearing request is filed within 30 days after the newspaper publication of the notice. To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) the name of the Petitioner and the TCEQ Internal Control Number; (3) the statement "I/we request a contested case hearing"; (4) a brief description of how you would be affected by the petition in a way not common to the general public; and (5) the location of your property relative to the proposed District's boundaries. You may also submit your proposed adjustments to the petition. Requests for a contested case hearing must be submitted in writing to the Office of the Chief Clerk at the address provided in the information section below. The Executive Director may approve the petition unless a written request for a contested case hearing is filed within 30 days after the newspaper publication of this notice. If a hearing request is filed, the Executive Director will not approve the petition and will forward the petition and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting. If a contested case hearing is held, it will be a legal proceeding similar to a civil trial in state district court. Written hearing requests should be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087. For information concerning the hearing process, please contact the Public Interest Counsel, MC



103, at the same address. For additional information, individual members of the general public may contact the Districts Review Team, at (512) 239-4691. Si desea información en español, puede llamar al (512) 239-0200. General information regarding TCEQ can be found at our website at [www.tceq.texas.gov](http://www.tceq.texas.gov).

TRD-202402294

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: May 22, 2024



### Notice of District Petition

Notice issued May 15, 2024

TCEQ Internal Control No. D-01052024-013: McKinney Hill Park, LP., a Texas limited partnership (Petitioner), filed a petition for the creation of McKinney Hill Park Municipal Utility District 1 of Collin County (District) with the Texas Commission on Environmental Quality (TCEQ). The petition was filed pursuant to Article III, § 52 and Article XVI, § 59 of the Constitution of the State of Texas; Chapters 49 and 54 of the Texas Water Code; 30 Texas Administrative Code Chapter 293; and the procedural rules of the TCEQ. The petition states that: (1) the Petitioner holds title to a majority of the assessed value of the real property to be included in the proposed District; (2) there are no lienholders on the property to be included in the proposed District; (3) the proposed District will contain approximately 406.634 acres located within Collin County, Texas; and (4) the land within the proposed District is located within the extraterritorial jurisdiction of the City of McKinney, Texas (City). The petition further states that the proposed District will: (1) purchase, construct, acquire, improve, or extend inside or outside of its boundaries any and all works, improvements, facilities, plants, equipment, and appliances necessary or helpful to supply and distribute water for municipal, domestic, and commercial purposes; (2) collect, transport, process, dispose of and control domestic and commercial wastes; (3) gather, conduct, divert, abate, amend and control local storm water or other local harmful excesses of water in the proposed District; (4) design, acquire, construct, finance, improve, operate, and maintain macadamized, graveled, or paved roads and turnpikes, or improvements in aid of those roads; and (5) purchase, construct, acquire, improve, or extend inside or outside of its boundaries such additional facilities, systems, plants, and enterprises as shall be consonant with the purposes for which the proposed District is created. According to the petition, a preliminary investigation has been made to determine the cost of the project, and it is estimated by the Petitioner that the cost of said project will be approximately \$22,550,000 (\$16,250,000 for water, wastewater, and drainage plus \$6,300,000 for roads). In accordance with Local Government Code § 42.042 and Texas Water Code § 54.016, the Petitioner submitted a petition to the City, requesting the City's consent to the creation of the District. After more than 90 days passed without receiving consent, the Petitioner submitted a petition to the City to provide water and sewer services to the District. The 120-day period for reaching a mutually agreeable contract as established by the Texas Water Code § 54.016(c) expired and information provided indicates that the Petitioner and the City have not executed a mutually agreeable contract for service. Pursuant to Texas Water Code § 54.016(d), failure to execute such an agreement constitutes authorization for the Petitioner to proceed to the TCEQ for inclusion of the land into the District.

### INFORMATION SECTION

To view the complete issued notice, view the notice on our website at [www.tceq.texas.gov/agency/cc/pub\\_notice.html](http://www.tceq.texas.gov/agency/cc/pub_notice.html) or call the Office of

the Chief Clerk at (512) 239-3300 to obtain a copy of the complete notice. When searching the website, type in the issued date range shown at the top of this document to obtain search results.

The TCEQ may grant a contested case hearing on the petition if a written hearing request is filed within 30 days after the newspaper publication of the notice. To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) the name of the Petitioner and the TCEQ Internal Control Number; (3) the statement "I/we request a contested case hearing"; (4) a brief description of how you would be affected by the petition in a way not common to the general public; and (5) the location of your property relative to the proposed District's boundaries. You may also submit your proposed adjustments to the petition. Requests for a contested case hearing must be submitted in writing to the Office of the Chief Clerk at the address provided in the information section below. The Executive Director may approve the petition unless a written request for a contested case hearing is filed within 30 days after the newspaper publication of this notice. If a hearing request is filed, the Executive Director will not approve the petition and will forward the petition and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting. If a contested case hearing is held, it will be a legal proceeding similar to a civil trial in state district court. Written hearing requests should be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087. For information concerning the hearing process, please contact the Public Interest Counsel, MC 103, at the same address. For additional information, individual members of the general public may contact the Districts Review Team, at (512) 239-4691. Si desea información en español, puede llamar al (512) 239-0200. General information regarding TCEQ can be found at our website at [www.tceq.texas.gov](http://www.tceq.texas.gov).

TRD-202402295

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: May 22, 2024



### Notice of District Petition

Notice issued May 17, 2024

TCEQ Internal Control No. D-05132024-025: Sealy 922 LLC, (Petitioner) filed a petition for creation of Austin County Municipal Utility District 5 (District) with the Texas Commission on Environmental Quality (TCEQ). The petition was filed pursuant to Article XVI, §59 of the Constitution of the State of Texas; Chapters 49 and Chapter 54 of the Texas Water Code; 30 Texas Administrative Code Chapter 293; and the procedural rules of the TCEQ. The petition states that: (1) the Petitioner holds title to a majority in value of the land to be included in the proposed District; (2) there is a lienholder on the property to be included in the proposed District; (3) the proposed District will contain approximately 861.97 acres located within Austin County, Texas; and (4) none of the land within the proposed District is within the corporate limits of the City of Sealy, Texas. By Resolution No. 2023-14, passed and adopted on October 25, 2023, the City of Sealy, Texas, gave its consent to the creation of the proposed District in its extraterritorial district, pursuant to Texas Water Code §54.016. The petition further states that the proposed District will: (1) purchase, design, construct, acquire, maintain, own, operate, repair, improve, and extend a waterworks and sanitary sewer system for residential and commercial purposes; (2) construct, acquire, improve, extend, maintain, and operate works, improvements, facilities, plants, equipment, and appli-

ances helpful or necessary to provide more adequate drainage for the proposed District; (3) control, abate, and amend local storm waters or other harmful excesses of water; and (4) purchase, construct, acquire, maintain, own, operate, repair, improve, and extend such additional facilities, including roads, parks and recreation facilities, systems, plants, and enterprises as shall be consonant with all of the purposes for which the proposed District is created. According to the petition, a preliminary investigation has been made to determine the cost of the project, and it is estimated by the Petitioners that the cost of said project will be approximately \$151,800,000 (\$138,800,000 for water, wastewater, and drainage plus \$13,000,000 for roads).

#### INFORMATION SECTION

To view the complete issued notice, view the notice on our website at [www.tceq.texas.gov/agency/cc/pub\\_notice.html](http://www.tceq.texas.gov/agency/cc/pub_notice.html) or call the Office of the Chief Clerk at (512) 239-3300 to obtain a copy of the complete notice. When searching the website, type in the issued date range shown at the top of this document to obtain search results.

The TCEQ may grant a contested case hearing on the petition if a written hearing request is filed within 30 days after the newspaper publication of the notice. To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) the name of the Petitioner and the TCEQ Internal Control Number; (3) the statement "I/we request a contested case hearing"; (4) a brief description of how you would be affected by the petition in a way not common to the general public; and (5) the location of your property relative to the proposed District's boundaries. You may also submit your proposed adjustments to the petition. Requests for a contested case hearing must be submitted in writing to the Office of the Chief Clerk at the address provided in the information section below. The Executive Director may approve the petition unless a written request for a contested case hearing is filed within 30 days after the newspaper publication of this notice. If a hearing request is filed, the Executive Director will not approve the petition and will forward the petition and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting. If a contested case hearing is held, it will be a legal proceeding similar to a civil trial in state district court. Written hearing requests should be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087. For information concerning the hearing process, please contact the Public Interest Counsel, MC 103, at the same address. For additional information, individual members of the general public may contact the Districts Review Team, at (512) 239-4691. Si desea información en español, puede llamar al (512) 239-0200. General information regarding TCEQ can be found at our website at [www.tceq.texas.gov](http://www.tceq.texas.gov).

TRD-202402296

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: May 22, 2024



#### Notice of District Petition

Notice issued May 17, 2024

TCEQ Internal Control No. D-02052024-009: Weal Investment Group LLC, a Texas limited liability company, (Petitioner) filed a petition for the creation of County Line Municipal Utility District (District) of Collin and Hunt Counties with the Texas Commission on Environmental Quality (TCEQ). The petition was filed pursuant to Article XVI, Section 59 of the Constitution of the State of Texas; Chapters 49 and

54 of the Texas Water Code; 30 Texas Administrative Code Chapter 293; and the procedural rules of the TCEQ. The petition states that: (1) the Petitioners hold title to a majority in value of the land to be included in the proposed District; (2) there is one lienholder, Texas Farm Credit Services, FLCA, on the property to be included in the proposed District and the aforementioned entity has consented to the creation of the District; (3) the proposed District will contain approximately 402.524 acres of land, more or less, located within Collin County and Hunt County, Texas; and (4) no portion of the land to be included within the proposed District is located within the corporate limits or extrajurisdiction of any city, town, or village in Texas. The petition further states that the proposed District will: (1) construct, maintain, and operate a waterworks system, including the purchase and sale of water, for domestic and commercial purposes; (2) construct, maintain, and operate a sanitary sewer collection, treatment, and disposal system, for domestic and commercial purposes; (3) construct, install, maintain, purchase, and operate drainage and roadway facilities and improvements; and (4) construct, install, maintain, purchase, and operate such additional facilities, systems, plants, and enterprises as shall be consistent with the purposes for which the District is created. It further states that the planned residential and commercial development of the area and the present and future inhabitants of the area will be benefited by the above-referenced work, which will promote the purity and sanitary condition of the State's waters and the public health and welfare of the community.

According to the petition, a preliminary investigation has been made to determine the cost of the project, and it is estimated by the Petitioner, from the information available at this time, that the cost of said project will be approximately \$66,070,000 (\$48,270,000 for water, wastewater, and drainage facilities and \$17,800,000 for road facilities).

#### INFORMATION SECTION

To view the complete issued notice, view the notice on our website at [www.tceq.texas.gov/agency/cc/pub\\_notice.html](http://www.tceq.texas.gov/agency/cc/pub_notice.html) or call the Office of the Chief Clerk at (512) 239-3300 to obtain a copy of the complete notice. When searching the website, type in the issued date range shown at the top of this document to obtain search results.

The TCEQ may grant a contested case hearing on the petition if a written hearing request is filed within 30 days after the newspaper publication of the notice. To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) the name of the Petitioner and the TCEQ Internal Control Number; (3) the statement "I/we request a contested case hearing"; (4) a brief description of how you would be affected by the petition in a way not common to the general public; and (5) the location of your property relative to the proposed District's boundaries. You may also submit your proposed adjustments to the petition. Requests for a contested case hearing must be submitted in writing to the Office of the Chief Clerk at the address provided in the information section below. The Executive Director may approve the petition unless a written request for a contested case hearing is filed within 30 days after the newspaper publication of this notice. If a hearing request is filed, the Executive Director will not approve the petition and will forward the petition and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting. If a contested case hearing is held, it will be a legal proceeding similar to a civil trial in state district court. Written hearing requests should be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087. For information concerning the hearing process, please contact the Public Interest Counsel, MC 103, at the same address. For additional information, individual members of the general public may contact the Districts Review Team, at

(512) 239-4691. Si desea información en español, puede llamar al (512) 239-0200. General information regarding TCEQ can be found at our website at [www.tceq.texas.gov](http://www.tceq.texas.gov).

TRD-202402297

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: May 22, 2024



## Notice of District Petition

Notice issued May 20, 2024

TCEQ Internal Control No. D-03282024-058 RFJJ3 Investments, LLC, a Texas limited liability company, ("Petitioner") filed a petition for creation of Caldwell County Municipal Utility District No. 9 (District) with the Texas Commission on Environmental Quality (TCEQ). The petition was filed pursuant to Article III, Section 52 and Article XVI, Section 59 of the Constitution of the State of Texas; Chapters 49 and 54 of the Texas Water Code (TWC); 30 Texas Administrative Code Chapter 293; and the procedural rules of the TCEQ. The petition states that: (1) the Petitioner is the owner of a majority of the assessed value of the land to be included in the proposed District; (2) there are no lienholders on the property to be included in the proposed District; (3) the proposed District will contain approximately 89.19 acres of land, located within Caldwell County, Texas; and (4) the land to be included in the proposed District is not within the corporate limits or the extraterritorial jurisdiction of any city or municipality. The petition further states that the proposed District will design, construct, acquire, improve, extend, finance, and issue bonds for: (1) maintenance, operation, and conveyance of an adequate and efficient water works and sanitary sewer system for domestic purposes; (2) maintenance, operation and conveyance of works, improvements, facilities, plants equipment and appliances helpful or necessary to provide more adequate drainage for the District, and to control, abate and amend local storm waters or other harmful excesses of waters; (3) conveyance of roads and improvements in aid of roads; and (4) maintenance, operation and conveyance of such other additional facilities, systems, plants and enterprises as may be consistent with any or all of the purposes for which the District is created. According to the petition, a preliminary investigation has been made to determine the cost of purchasing and constructing the project, and it is estimated by the Petitioner, from the information available at this time, that the cost of said project will be approximately \$19,655,000.

### INFORMATION SECTION

To view the complete issued notice, view the notice on our website at [www.tceq.texas.gov/agency/cc/pub\\_notice.html](http://www.tceq.texas.gov/agency/cc/pub_notice.html) or call the Office of the Chief Clerk at (512) 239-3300 to obtain a copy of the complete notice. When searching the website, type in the issued date range shown at the top of this document to obtain search results.

The TCEQ may grant a contested case hearing on the petition if a written hearing request is filed within 30 days after the newspaper publication of the notice. To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) the name of the Petitioner and the TCEQ Internal Control Number; (3) the statement "I/we request a contested case hearing"; (4) a brief description of how you would be affected by the petition in a way not common to the general public; and (5) the location of your property relative to the proposed District's boundaries. You may also submit your proposed adjustments to the petition. Requests for a contested case hearing must be submitted in writing to the

Office of the Chief Clerk at the address provided in the information section below. The Executive Director may approve the petition unless a written request for a contested case hearing is filed within 30 days after the newspaper publication of this notice. If a hearing request is filed, the Executive Director will not approve the petition and will forward the petition and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting. If a contested case hearing is held, it will be a legal proceeding similar to a civil trial in state district court. Written hearing requests should be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087. For information concerning the hearing process, please contact the Public Interest Counsel, MC 103, at the same address. For additional information, individual members of the general public may contact the Districts Review Team, at (512) 239-4691. Si desea información en español, puede llamar al (512) 239-0200. General information regarding TCEQ can be found at our website at [www.tceq.texas.gov](http://www.tceq.texas.gov).

TRD-202402298

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: May 22, 2024



## Notice of Public Meeting for Air Quality Permits Air Quality Permit Numbers 139479, PSDTX1496M1, and GHGPSDTX157M1

**APPLICATION.** Corpus Christi Liquefaction, LLC, 700 Milam Street, Suite 1900, Houston, Texas 77002-2835, has applied to the Texas Commission on Environmental Quality (TCEQ) for an amendment to State Air Quality Permit 139479, modification to Prevention of Significant Deterioration (PSD) Air Quality Permit PSDTX1496M1, and modification to Greenhouse Gas (GHG) PSD Air Quality Permit GHGPSDTX157M1 for emissions of GHGs, which would authorize modification to the Corpus Christi Liquefaction Stage 3 located at 622 Hwy 35, Gregory, San Patricio County, Texas 78359. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. **AVISO DE IDIOMA ALTERNATIVO.** El aviso de idioma alternativo en español está disponible en <https://www.tceq.texas.gov/permitting/air/newsource/airpermits-pendingpermit-apps>. The existing facility will emit the following air contaminants in a significant amount: carbon monoxide, nitrogen oxides, organic compounds, and particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less. In addition, the facility will emit the following air contaminants: sulfur dioxide, hazardous air pollutants and hydrogen sulfide.

A full PSD increment analysis was not required because the predicted impacts of all pollutants subject to PSD increment review were below the significant impact level for each pollutant.

This application was submitted to the TCEQ on March 30, 2023. The executive director has determined that the emissions of air contaminants from the existing facility which are subject to PSD review will not violate any state or federal air quality regulations and will not have any significant adverse impact on soils, vegetation, or visibility. All air contaminants have been evaluated, and "best available control technology" will be used for the control of these contaminants.

The executive director has completed the technical review of the application and prepared a draft permit which, if approved, would establish the conditions under which the facility must operate.

**INFORMATION AVAILABLE ONLINE.** These documents are accessible through the Commission's Website at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid): the executive director's preliminary decision which includes the draft permit, the executive director's preliminary determination summary, air quality analysis, and, once available, the executive director's response to comments and the final decision on this application. Access the Commissioners' Integrated Database (CID) using the above link and enter the permit number for this application. The public location mentioned above provides public access to the internet. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application.

<https://gisweb.tceq.texas.gov/LocationMapper/?marker=-97.270555,27.9&level=13>.

**PUBLIC COMMENT/PUBLIC MEETING.** You may submit public comments to the Office of the Chief Clerk at the address below. The TCEQ will consider all public comments in developing a final decision on the application. A public meeting will be held and will consist of two parts, an Informal Discussion Period and a Formal Comment Period. A public meeting is not a contested case hearing under the Administrative Procedure Act. During the Informal Discussion Period, the public will be encouraged to ask questions of the applicant and TCEQ staff concerning the permit application. The comments and questions submitted orally during the Informal Discussion Period will not be considered before a decision is reached on the permit application, and no formal response will be made. Responses will be provided orally during the Informal Discussion Period. During the Formal Comment Period on the permit application, members of the public may state their formal comments orally into the official record. At the conclusion of the comment period, all formal comments will be considered before a decision is reached on the permit application. A written response to all formal comments will be prepared by the executive director and will be sent to each person who submits a formal comment or who requested to be on the mailing list for this permit application and provides a mailing address. Only relevant and material issues raised during the Formal Comment Period can be considered if a contested case hearing is granted on this permit application.

**The Public Meeting is to be held:**

**Thursday, June 20, 2024 at 7:00 p.m.**

**East Cliff Elementary (School Cafeteria)**

**1140 Broadway Boulevard**

**Portland, Texas 78374**

**INFORMATION.** Members of the public are encouraged to submit written comments anytime during the public meeting or by mail before the close of the public comment period to the Office of the Chief Clerk, TCEQ, Mail Code MC-105, P.O. Box 13087, Austin, Texas 78711-3087 or electronically at <https://www14.tceq.texas.gov/epic/eComment/>. If you need more information about the permit application or the permitting process, please call the TCEQ Public Education Program, toll free, at (800) 687-4040. General information can be found at our Website at [www.tceq.texas.gov](http://www.tceq.texas.gov). *Si desea información en español, puede llamar al (800) 687-4040.*

**INFORMATION AVAILABLE ONLINE.** For details about the status of the application, visit the Commissioners' Integrated Database (CID) at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid). Once you have access to the CID using the link, enter the permit number at the top of this form.

The permit application, executive director's preliminary decision, draft permit, and the executive director's preliminary determination sum-

mary and executive director's air quality analysis, will be available for viewing and copying at the TCEQ central office, the TCEQ Corpus Christi regional office, and at the Bell Whittington Library, 2400 Memorial Parkway, Portland, San Patricio County, Texas. The facility's compliance file, if any exists, is available for public review at the TCEQ Corpus Christi Regional Office, 500 North Shoreline Boulevard, Suite 500, Corpus Christi, Texas.

Further information may also be obtained from Corpus Christi Liquefaction, LLC at the address stated above or by calling Mr. Daniel Goodman, Senior Environmental Engineer, at (713) 375-5512.

Persons with disabilities who need special accommodations at the meeting should call the Office of the Chief Clerk at (512) 239-3300 or (800) RELAY-TX (TDD) at least five business days prior to the meeting.

Notice Issuance Date: May 17, 2024

TRD-202402299

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: May 22, 2024

## General Land Office

Notice and Opportunity to Comment on Requests for Consistency Agreement/Concurrence Under the Texas Coastal Management Program

On January 10, 1997, the State of Texas received federal approval of the Coastal Management Program (CMP) (62 *Federal Register* pp. 1439 - 1440). Under federal law, federal agency activities and actions affecting the Texas coastal zone must be consistent with the CMP goals and policies identified in 31 TAC Chapter 26. Requests for federal consistency review were deemed administratively complete for the following project(s) during the period of May 6, 2024 to May 10, 2024. As required by federal law, the public is given an opportunity to comment on the consistency of proposed activities in the coastal zone undertaken or authorized by federal agencies. Pursuant to 31 TAC §§30.20(f), 30.30(h), and 30.40(e), the public comment period extends 30 days from the date published on the Texas General Land Office web site. The notice was published on the web site on Friday, May 17, 2024. The public comment period for this project will close at 5:00 p.m. on Sunday June 16, 2024.

Federal Agency Activities:

**Applicant:** National Oceanic and Atmospheric Administration's (NOAA) Office of Marine and Aviation Operations (OMAO)

**Location:** The geographic scope encompasses oceans from the U.S. territorial sea baseline to the U.S. Exclusive Economic Zone, extending to the international maritime boundaries with Canada and Mexico and including the U.S. portions of the Great Lakes. The action area is organized into five operational areas: Greater Atlantic Region, Southeast Region, West Coast Region, Alaska Region, and Pacific Islands Region. The Draft Programmatic Environmental Assessment (PEA) also considers OMAO's operations in areas outside of U.S. jurisdiction. For the purpose of this Nationwide Consistency Determination, OMAO vessel operations should be presumed to take place anywhere within the defined geographic scope.

**Project Description:** The Proposed Action evaluated in the Draft PEA is to continue OMAO vessel operations as the NOAA fleet is modernized by updating vessels in the existing fleet and replacing aging vessels with new vessels built specifically to support NOAA missions

and covers the 2023 - 2038 timeframe. OMAO vessel operations include routine activities such as vessel movement, anchoring, waste handling and discharges, and vessel repair and maintenance. For the purposes of performance and acceptance testing, calibrating, training, and troubleshooting, OMAO may also operate active acoustic systems and other sensors, data collection systems, uncrewed marine and aircraft systems, and small boats and conduct over the side operations.

**Type of Application:** Nationwide Consistency Determination for the Office of Marine and Aviation Operations Vessel Operations Undertaken in Texas Coastal Zone, 2023 - 2038. This Nationwide CD relies extensively upon the activity descriptions and analyses found in the OMAO PEA for NOAA Vessel Operations, which was prepared in accordance with the National Environmental Policy Act (NEPA) (42 United States Code [U.S.C.] §§ 4321, et seq.).

**CMP Project No:** 24-1235-F2

Further information on the applications listed above, including a copy of the consistency certifications or consistency determinations for inspection, may be obtained from the Texas General Land Office Public Information Officer at 1700 N. Congress Avenue, Austin, Texas 78701, or via email at [pialegal@glo.texas.gov](mailto:pialegal@glo.texas.gov). Comments should be sent to the Texas General Land Office Coastal Management Program Coordinator at the above address or via email at [federal.consistency@glo.texas.gov](mailto:federal.consistency@glo.texas.gov).

TRD-202402199

Mark Havens

Chief Clerk

General Land Office

Filed: May 15, 2024



## Texas Health and Human Services Commission

### Criminal History Requirements for Child Care Operations Adoption Notice

Title 26 TAC §745.661 (relating to What types of criminal convictions may affect a person's ability to be present at an operation?) states that HHSC will review the three criminal history requirements charts with information regarding specific crimes that may affect a person's ability to be present at a child care operation annually to determine whether any changes are needed. HHSC will then publish any changes as an "In Addition" document in the *Texas Register* and make them available on the Child Care Regulation public website. The three charts are entitled: (1) Licensed or Certified Child Care Operations: Criminal History Requirements; (2) Foster or Adoptive Placements: Criminal History Requirements; and (3) Registered Child Care Homes and Listed Family Homes: Criminal History Requirements.

On March 15, 2024, HHSC published the proposed changes to the charts in the *Texas Register* (49 TexReg 1771) and made them available on the Child Care Regulation public website. The written public comment period for the *Texas Register* publication closed on April 14, 2024. HHSC received two comments from three commenters, which included two members of the public and one representative of Live Like Cati, an advocacy organization. The comments relate to (1) the addition of Penal Code §42.01(a)(7)-(11) Disorderly Conduct in all three charts; and (2) a rule that is supported by one of the charts. A summary of these comments and HHSC's responses are as follows:

**COMMENT:** Two commenters stated that adding Penal Code §42.01(a)(7)-(11) Disorderly Conduct in all three charts and requiring a risk evaluation for the offense would significantly increase the workload of background check inspectors because of the sheer number of charges for this offense and that they are often Class C misdemeanors making it difficult to obtain records. In addition, the inclusion of the

offense in all three charts would raise more barriers to ensuring proper staffing ratios and adequate numbers of foster and adoptive homes. The two commenters recommended including a five- to 10-year time limit for requiring a risk evaluation for the offense.

**RESPONSE:** HHSC disagrees with the comment and declines to revise the charts. Each offense described in Penal Code §42.01(a)(7)-(11) reflects an impulsive act involving a firearm or inappropriate sexual behavior that merits a risk evaluation. Regarding the commenters' suggestion to include a time limit for how long to require a risk evaluation, HHSC may reconsider this suggestion when revising the charts in the future once the Centralized Background Check Unit (CBCU) has had the opportunity to more fully analyze whether a time limit is reasonable for these offenses.

**COMMENT:** One commenter referenced a portion of rule language from 26 Texas Administrative Code (TAC) §745.775 and indicated that anyone convicted of abusing or neglecting a child should be barred from having access to children.

**RESPONSE:** HHSC partially agrees with the comment, but declines to revise the Licensed or Certified Child Care Operations chart. First of all, HHSC did not propose any changes to this rule, so HHSC cannot amend this rule at this time in response to this comment. With respect to the substance of the comment, a conviction for the vast majority of the criminal offenses related to child abuse and neglect result in an absolute bar to employment. For an offense relating to a child victim for which the person is eligible for a risk evaluation, the CBCU thoroughly reviews information relating to a conviction before allowing the person to be unsupervised with children or, in the case of §745.775, to receive or maintain an administrator's license. During the risk evaluation process, the CBCU reviews court records, police records, personal statements, reference letters, and other documentation to fully assess whether the individual's criminal history poses a risk to children.

HHSC adopted the three Criminal History Requirements charts without changes to the proposed text as published in the March 15, 2024, issue of the *Texas Register* (49 TexReg 1771).

TRD-202402277

Karen Ray

Chief Counsel

Texas Health and Human Services Commission

Filed: May 21, 2024



### Public Notice - Home and Community Based Services

The Texas Health and Human Services Commission (HHSC) is submitting a request to the Centers for Medicare & Medicaid Services (CMS) to amend the Home and Community-based Services (HCS) waiver program authorized under §1915(c) of the Social Security Act. CMS has approved the HCS waiver application through August 31, 2028. The proposed effective date for the amendment is August 31, 2024. This amendment proposes to make the following changes:

#### Appendix B

HHSC updated waiver year (WY) 1 through 5 to reflect an increase in the Point-in-Time (PIT) and unduplicated participants (Factor C).

#### Appendix J

HHSC revised the unduplicated number of participants (Factor C) and PIT calculations for the overall projected cost of waiver services (Factor D) and the overall projected cost of other Medicaid services furnished to waiver participants (D Prime (D')) for waiver years (WYs) 1 through 5. HHSC also updated the G and G' projections since there

was a change in the average length of stay as a result of the updated Factor C and PIT calculations.

The HCS waiver provides services and supports to individuals with intellectual disabilities who live in their own homes, in the home of a family member, or another community setting such as a three-person or four-person residence operated by an HCS program provider. Services and supports are intended to enhance quality of life, functional independence, and health and well-being in continued community-based living and to supplement, rather than replace, existing informal or formal supports and resources. Services in the HCS waiver include individualized skills and socialization, respite, supported employment, adaptive aids, audiology, occupational therapy, physical therapy, prescribed drugs, speech and language pathology, financial management services, support consultation, behavioral support, cognitive rehabilitation therapy, dental treatment, dietary services, employment assistance, minor home modifications, nursing, residential assistance, social work, supporting home living, and transition assistance services.

To obtain a free copy of the proposed waiver amendment, ask questions, or obtain additional information, about the amendment, please contact Julyya Alvarez by U.S. mail, telephone, fax, or email at the addresses and numbers below. A copy of the proposed waiver amendment may also be obtained online on the HHSC website at:

<https://www.hhs.texas.gov/laws-regulations/policies-rules/waivers>

The HHSC local offices of social services will post this notice for 30 days.

**Addresses:**

**U.S. Mail**

Texas Health and Human Services Commission  
Attention: Julyya Alvarez, Waiver Coordinator, Federal Coordination, Rules and Committees  
701 West 51st Street, Mail Code H-310  
Austin, Texas 78751

**Telephone**

(512) 438-4330

**Fax**

Attention: Julyya Alvarez, Waiver Coordinator at (512) 323-1905

**Email**

[TX\\_Medicaid\\_Waivers@hhs.texas.gov](mailto:TX_Medicaid_Waivers@hhs.texas.gov)

TRD-202402285

Karen Ray

Chief Counsel

Texas Health and Human Services Commission

Filed: May 22, 2024

◆ ◆ ◆  
**Department of State Health Services**

**Schedules of Controlled Substances**

*(Editor's note: In accordance with Texas Government Code, §2002.014, which permits the omission of material which is "cumbersome, expensive, or otherwise inexpedient," the figure for this submission is not included in the print version of the Texas Register. The figure is available in the on-line version of the May 31, 2024, issue of the Texas Register.)*

TRD-202402300

Cynthia Hernandez  
General Counsel  
Department of State Health Services  
Filed: May 22, 2024

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**Texas Higher Education Coordinating Board**

**Notice of Intent to Engage in Negotiated Rulemaking--Family Practice Residency Grant Program (Public Health-Related Institutions, Baylor College of Medicine, and Texas Hospitals and Non-Profits offering Family Practice Residency Programs)**

The Texas Higher Education Coordinating Board ("THECB" or "Board") intends to engage in negotiated rulemaking to develop new rules for the administration of the Family Practice Residency Grant Program in Texas Administrative Code, Title 19, Part 1, Chapter 10, Subchapter B, as part of a consolidation of THECB grant rules into one chapter. Existing rules in Chapter 6, Subchapter A, will be repealed. The new rules are proposed pursuant to Texas Education Code, Section 61.501.

In identifying persons likely affected by the proposed rules, the Convener of Negotiated Rulemaking sent a memo to chancellors and presidents at public health-related institutions and Baylor College of Medicine, and Chairs and program directors at Texas hospitals and non-profits offering family practice residency programs soliciting their interest and willingness to participate in the negotiated rulemaking process or nominate a representative from their system/institution, hospital, or non-profit.

From this effort, thirteen (13) individuals responded (out of approximately sixty-three (63) affected entities) and expressed an interest to participate or nominated a representative from their system/institution, hospital, or non-profit to participate on the negotiated rulemaking committee. The positions held by the volunteers and nominees indicate a probable willingness and authority of the affected interests to negotiate in good faith and a reasonable probability that a negotiated rulemaking process can result in a unanimous or, if the committee so chooses, a suitable general consensus on the proposed rule.

The following is a list of the stakeholders who are significantly affected by this rule and will be represented on the negotiated rulemaking committee:

1. Public health-related institutions;
2. Baylor College of Medicine;
3. Texas hospitals and non-profits offering family practice residency programs; and
4. Texas Higher Education Coordinating Board.

The THECB proposes to appoint the following eleven (11) individuals to the negotiated rulemaking committee to represent affected parties and the agency:

**Public Health-Related Institutions**

Gabriel (Gabe) A. Neal, Clinical Professor and Head, Primary Care and Rural Medicine, Texas A&M Health (Texas A&M University System)

Justin M. Wright, Associate Professor; Interim Chair, Department of Family and Community Medicine, Texas Tech University Health Sciences Center-El Paso (Texas Tech University System)

Lisa R. Nash, Acting Dean and Senior Associate Dean, University of North Texas Health Science Center (University of North Texas System)

Emmanuel (Manny) Elueze, Vice President, Medical Education and Professional Development, The University of Texas at Tyler (The University of Texas System)

Kendall Campbell, Professor and Chair, Family Medicine, The University of Texas Medical Branch at Galveston (The University of Texas System)

David Schneider, Professor and Chair, Family and Community Medicine, The University of Texas Southwestern Medical Center (The University of Texas System)

Baylor College of Medicine

Eric Warwick, Associate Professor and Residency Program Director

Texas Hospitals and Non-Profits

Alicia Cantrell, Chief Operating Officer, Coalition For Texas

Tom Banning, Chief Executive Office and Executive Vice President, Texas Academy of Family Physicians

Mike Ragain, Executive Vice President and Chief Medical Officer, UMC Health System

Texas Higher Education Coordinating Board

Elizabeth Mayer, Assistant Commissioner, Academic and Health Affairs

If there are persons who are significantly affected by these proposed rules and are not represented by the persons named above, those persons may apply to the agency for membership on the negotiated rulemaking committee or nominate another person to represent their interests. Application for membership must be made in writing and include the following information:

1. Name and contact information of the person submitting the application;
2. Description of how the person is significantly affected by the rule and how their interests are different than those represented by the persons named above;
3. Name and contact information of the person being nominated for membership; and
4. Description of the qualifications of the nominee to represent the person's interests.

The THECB requests comments on the Notice of Intent to engage in negotiated rulemaking and on the membership of the negotiated rulemaking committee. Comments and applications for membership on the committee must be submitted by June 9, 2024, to Laurie A. Frederick, Convener, Texas Higher Education Coordinating Board, P.O. Box 12788, Austin, Texas 78711, or via email at Laurie.Frederick@higher-ed.texas.gov.

TRD-202402288

Nichole Bunker-Henderson

General Counsel

Texas Higher Education Coordinating Board

Filed: May 22, 2024



Notice of Intent to Engage in Negotiated Rulemaking--Minority Health Research and Education Grant Program (Public Health-Related Institutions, Community Colleges, Technical Colleges, and Independent Teacher Education Centers at Houston-Tillotson University, Jarvis Christian University, Paul Quinn College, Texas College, and Wiley University)

The Texas Higher Education Coordinating Board ("THECB" or "Board") intends to engage in negotiated rulemaking to develop new rules for the Minority Health Research and Education Grant Program in Texas Administrative Code, Title 19, Part 1, Chapter 10, Subchapter J, as part of a consolidation of THECB grant rules into one chapter. Existing rules in Chapter 6, Subchapter C, will be repealed. The new rules are proposed pursuant to Texas Education Code, Sections 63.301 and 63.302.

In identifying persons likely affected by the proposed rules, the Convener of Negotiated Rulemaking sent a memo to chancellors and presidents at public health-related institutions, community colleges, technical colleges, and independent teacher education centers at Houston-Tillotson University, Jarvis Christian University, Paul Quinn College, Texas College, and Wiley University soliciting their interest and willingness to participate in the negotiated rulemaking process or nominate a representative from their system/institution.

From this effort, twelve (12) individuals responded (out of approximately one hundred and fifteen (115) affected entities) and expressed an interest to participate or nominated a representative from their system/institution to participate on the negotiated rulemaking committee. The positions held by the volunteers and nominees indicate a probable willingness and authority of the affected interests to negotiate in good faith and a reasonable probability that a negotiated rulemaking process can result in a unanimous or, if the committee so chooses, a suitable general consensus on the proposed rule.

The following is a list of the stakeholders who are significantly affected by this rule and will be represented on the negotiated rulemaking committee:

1. Public health-related institutions;
2. Public community colleges;
3. Public technical colleges;
4. Independent teacher education centers; and
5. Texas Higher Education Coordinating Board.

The THECB proposes to appoint the following nine (9) individuals to the negotiated rulemaking committee to represent affected parties and the agency:

#### Public Health-Related Institutions

Candy H. Ratliff, Associate Professor and Chair, Counseling Department, Texas Southern University

Katie Joplin, Assistant Vice President, Finance and Administration Office, Texas Tech University Health Sciences Center (Texas Tech University System)

Glenn Fennelly, Assistant Vice President, Global Health, Texas Tech University Health Sciences Center-El Paso (Texas Tech University System)

Norma Perez Raifaisen, Associate Professor and Assistant Dean, Student Affairs, The University of Texas Medical Branch at Galveston (The University of Texas System)

#### Public Community Colleges

Maya Fernandez, Dean, Academic Compliance, Dallas College

Teodoro (Teddy) Tovar, Jr., Program Director, Respiratory Therapy, Houston Community College

Stephanie Holden, Assistant Dean, Health Science, Tarrant County College

Independent Teacher Education Centers

Elizabeth Puthoff, Vice President, Research and Policy Analysis, Independent Colleges and Universities of Texas, Inc.

Texas Higher Education Coordinating Board

Elizabeth Mayer, Assistant Commissioner, Academic and Health Affairs

If there are persons who are significantly affected by these proposed rules and are not represented by the persons named above, those persons may apply to the agency for membership on the negotiated rulemaking committee or nominate another person to represent their interests. Application for membership must be made in writing and include the following information:

1. Name and contact information of the person submitting the application;
2. Description of how the person is significantly affected by the rule and how their interests are different than those represented by the persons named above;
3. Name and contact information of the person being nominated for membership; and
4. Description of the qualifications of the nominee to represent the person's interests.

The THECB requests comments on the Notice of Intent to engage in negotiated rulemaking and on the membership of the negotiated rulemaking committee. Comments and applications for membership on the committee must be submitted by June 9, 2024, to Laurie A. Frederick, Convener, Texas Higher Education Coordinating Board, P.O. Box 12788, Austin, Texas 78711, or via email at Laurie.Frederick@highered.texas.gov.

TRD-202402289

Nichole Bunker-Henderson

General Counsel

Texas Higher Education Coordinating Board

Filed: May 22, 2024



Notice of Intent to Engage in Negotiated Rulemaking--Nursing, Allied Health and Other Health-Related Education Grant Program (Public Health-Related Institutions, Community Colleges, Technical Colleges, and Private or Independent Institutions of Higher Education)

The Texas Higher Education Coordinating Board ("THECB" or "Board") intends to engage in negotiated rulemaking to develop new rules for the Nursing, Allied Health and Other Health-Related Education Grant Program in Texas Administrative Code, Title 19, Part 1, Chapter 10, Subchapter K, as part of a consolidation of THECB grant rules into one chapter. Existing rules in Chapter 6, Subchapter C, will be repealed. The new rules are proposed pursuant to Texas Education Code, Sections 63.201 and 63.202.

In identifying persons likely affected by the proposed rules, the Convener of Negotiated Rulemaking sent a memo to chancellors and presidents at public health-related institutions, community colleges, technical colleges, and private or independent institutions of higher education soliciting their interest and willingness to participate in the negotiated rulemaking process or nominate a representative from their system/institution.

From this effort, twenty (20) individuals responded (out of approximately one hundred and fifty-two (152) affected entities) and expressed an interest to participate or nominated a representative from their sys-

tem/institution to participate on the negotiated rulemaking committee. The positions held by the volunteers and nominees indicate a probable willingness and authority of the affected interests to negotiate in good faith and a reasonable probability that a negotiated rulemaking process can result in a unanimous or, if the committee so chooses, a suitable general consensus on the proposed rule.

The following is a list of the stakeholders who are significantly affected by this rule and will be represented on the negotiated rulemaking committee:

1. Public health-related institutions;
2. Public community colleges;
3. Public technical colleges;
4. Private or independent institutions of higher education; and
5. Texas Higher Education Coordinating Board.

The THECB proposes to appoint the following twelve (12) individuals to the negotiated rulemaking committee to represent affected parties and the agency:

#### Public Health-Related Institutions

Rashid Mosavin, Chief Administrative and Academic Officer, School of Pharmacy and Health Sciences, Texas Southern University

Barbara McAlister, Director, Graduate Programs; Associate Professor, School of Nursing, The University of Texas at Tyler (The University of Texas System)

Jennifer Braziel, Chair, Nursing, Angelo State University (Texas Tech University System)

#### Public Community Colleges

Debbi Fontenot, Dean, Health Sciences, Alvin Community College

Michelle Trubenstein, Dean, Health Sciences, Blinn College District

Michele J. Carter, Chancellor, Central Texas College

J. Ryan Walther, Faculty, Dallas College

Nikolaos Moraros, Dean, Nursing, Tarrant County College

Jennifer Brooks, Director, Associate Degree Nursing Program, Tyler Junior College

#### Public Technical Colleges

Brandon Hernandez, Dean, Health Sciences, Texas State Technical College

#### Private or Independent Institutions of Higher Education

Elizabeth Puthoff, Vice President, Research and Policy Analysis, Independent Colleges and Universities of Texas, Inc.

Texas Higher Education Coordinating Board

Elizabeth Mayer, Assistant Commissioner, Academic and Health Affairs

If there are persons who are significantly affected by these proposed rules and are not represented by the persons named above, those persons may apply to the agency for membership on the negotiated rulemaking committee or nominate another person to represent their interests. Application for membership must be made in writing and include the following information:

1. Name and contact information of the person submitting the application;



2. Description of how the person is significantly affected by the rule and how their interests are different than those represented by the persons named above;
3. Name and contact information of the person being nominated for membership; and
4. Description of the qualifications of the nominee to represent the person's interests.

The THECB requests comments on the Notice of Intent to engage in negotiated rulemaking and on the membership of the negotiated rule-making committee. Comments and applications for membership on the committee must be submitted by June 9, 2024, to Laurie A. Frederick, Convener, Texas Higher Education Coordinating Board, P.O. Box 12788, Austin, Texas 78711, or via email at Laurie.Frederick@highered.texas.gov.

TRD-202402290  
 Nichole Bunker-Henderson  
 General Counsel  
 Texas Higher Education Coordinating Board  
 Filed: May 22, 2024



Notice of Intent to Engage in Negotiated Rulemaking--Texas Emergency and Trauma Care Education Partnership Grant Program (Public Health-Related Institutions and Private or Independent Institutions of Higher Education)

The Texas Higher Education Coordinating Board ("THECB" or "Board") intends to engage in negotiated rulemaking to develop new rules for the administration of the Texas Emergency and Trauma Care Education Partnership Grant Program in Texas Administrative Code, Title 19, Part 1, Chapter 10, Subchapter H, as part of a consolidation of THECB grant rules into one chapter. Existing rules in Chapter 6, Subchapter E, will be repealed. The new rules are proposed pursuant to Texas Education Code, Section 61.9806.

In identifying persons likely affected by the proposed rules, the Convener of Negotiated Rulemaking sent a memo to chancellors and presidents at public health-related institutions and private or independent institutions of higher education soliciting their interest and willingness to participate in the negotiated rulemaking process or nominate a representative from their system/institution.

From this effort, thirteen (13) individuals responded (out of approximately fifty-nine (59) affected entities) and expressed an interest to participate or nominated a representative from their system/institution to participate on the negotiated rulemaking committee. The positions held by the volunteers and nominees indicate a probable willingness and authority of the affected interests to negotiate in good faith and a reasonable probability that a negotiated rulemaking process can result in a unanimous or, if the committee so chooses, a suitable general consensus on the proposed rule.

The following is a list of the stakeholders who are significantly affected by this rule and will be represented on the negotiated rulemaking committee:

1. Public health-related institutions;
2. Private or independent institutions of higher education; and
3. Texas Higher Education Coordinating Board.

The THECB proposes to appoint the following ten (10) individuals to the negotiated rulemaking committee to represent affected parties and the agency:

Public Health-Related Institutions

Gloria Rose, Director, Graduate Studies, Prairie View A&M University (Texas A&M University System)

J. Edward Bates, Assistant Dean, Graduate Medical Education and Resident Affairs, Texas Tech University Health Sciences Center (Texas Tech University System)

Alan Tyroch, Professor and Founding Chair, Department of Surgery, Texas Tech University Health Sciences Center-El Paso (Texas Tech University System)

Alan Cook, Associate Professor, Surgery, Epidemiology and Biostatistics, The University of Texas at Tyler (The University of Texas System)

Dietrick Jehle, Professor and Chair, Emergency Medical Group, The University of Texas Medical Branch at Galveston (The University of Texas System)

Larissa Velez, Associate Dean, Graduate Medical Education; Professor, Emergency Medicine, The University of Texas Southwestern Medical Center (The University of Texas System)

Ruthie L. Robinson, Professor and Associate Director, Graduate Nursing Studies, Lamar University (Texas State University System)

Private or Independent Institutions of Higher Education

Terri Kane, Chair, Program Director, and Professor, Nurse Anesthesia, Texas Wesleyan University

Danuta Wojnar, Dean, Nursing and Health Professions, University of the Incarnate Word

Texas Higher Education Coordinating Board

Elizabeth Mayer, Assistant Commissioner, Academic and Health Affairs

If there are persons who are significantly affected by these proposed rules and are not represented by the persons named above, those persons may apply to the agency for membership on the negotiated rule-making committee or nominate another person to represent their interests. Application for membership must be made in writing and include the following information:

1. Name and contact information of the person submitting the application;
2. Description of how the person is significantly affected by the rule and how their interests are different than those represented by the persons named above;
3. Name and contact information of the person being nominated for membership; and
4. Description of the qualifications of the nominee to represent the person's interests.

The THECB requests comments on the Notice of Intent to engage in negotiated rulemaking and on the membership of the negotiated rule-making committee. Comments and applications for membership on the committee must be submitted by June 9, 2024, to Laurie A. Frederick, Convener, Texas Higher Education Coordinating Board, P.O. Box 12788, Austin, Texas 78711, or via email at Laurie.Frederick@highered.texas.gov.

TRD-202402286  
 Nichole Bunker-Henderson  
 General Counsel  
 Texas Higher Education Coordinating Board  
 Filed: May 22, 2024

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## Texas Department of Insurance

### Company Licensing

Application to do business in the state of Texas for Investors Preferred Life Insurance Company, a foreign life, accident, and/or health company. The home office is in Sioux Falls, South Dakota.

Application to do business in the state of Texas for Vision Benefits of America II, Inc., a foreign life, accident, and/or health company. The home office is in Carnegie, Pennsylvania.

Application for incorporation in the state of Texas for Harbor Health Insurance Company, a domestic life, accident, and/or health company. The home office is in Austin, Texas.

Any objections must be filed with the Texas Department of Insurance, within twenty (20) calendar days from the date of the *Texas Register* publication, addressed to the attention of John Carter, 1601 Congress Ave., Suite 6.900, Austin, Texas 78711.

TRD-202402282

Justin Beam

Chief Clerk

Texas Department of Insurance

Filed: May 22, 2024

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## Texas Lottery Commission

### Correction of Error

The Texas Lottery Commission published the game procedure for Scratch Ticket Game Number 2573 "200X" in the May 17, 2024, issue of the *Texas Register* (49 TexReg 3627). Due to an error by the Texas Register, the text for Section 2.3 Procedure for Claiming Prizes in Scratch Title Game No. 2573, was published incorrectly in the print issue only. The correct text is as follows:

#### 2.3 Procedure for Claiming Prizes.

A. To claim a "200X" Scratch Ticket Game prize of \$10.00, \$20.00, \$30.00, \$50.00, \$100, \$200 or \$500, a claimant shall sign the back of the Scratch Ticket in the space designated on the Scratch Ticket and may present the winning Scratch Ticket to any Texas Lottery Retailer. The Texas Lottery Retailer shall verify the claim and, if valid, and upon presentation of proper identification, if appropriate, make payment of the amount due the claimant and physically void the Scratch Ticket; provided that the Texas Lottery Retailer may, but is not required, to pay a \$30.00, \$50.00, \$100, \$200 or \$500 Scratch Ticket Game. In the event the Texas Lottery Retailer cannot verify the claim, the Texas Lottery Retailer shall provide the claimant with a claim form and instruct the claimant on how to file a claim with the Texas Lottery. If the claim is validated by the Texas Lottery, a check shall be forwarded to the claimant in the amount due. In the event the claim is not validated, the claim shall be denied and the claimant shall be notified promptly. A claimant may also claim any of the above prizes under the procedure described in Section 2.3.B and Section 2.3.C of these Game Procedures.

B. To claim a "200X" Scratch Ticket Game prize of \$2,000, \$4,000, \$10,000 or \$250,000, the claimant must sign the winning Scratch Ticket and may present it at one of the Texas Lottery's Claim Centers. If the claim is validated by the Texas Lottery, payment will be made to the bearer of the validated winning Scratch Ticket for that prize upon presentation of proper identification. When paying a prize of \$600 or more, the Texas Lottery shall file the appropriate income reporting form with the Internal Revenue Service (IRS) and shall withhold federal income tax at a rate set by the IRS if required. In the event

that the claim is not validated by the Texas Lottery, the claim shall be denied and the claimant shall be notified promptly.

C. As an alternative method of claiming a "200X" Scratch Ticket Game prize the claimant may submit the signed winning Scratch Ticket and a thoroughly completed claim form via mail. If a prize value is \$1,000,000 or more, the claimant must also provide proof of Social Security number or Tax Payer Identification (for U.S. Citizens or Resident Aliens). Mail all to: Texas Lottery Commission, P.O. Box 16600, Austin, Texas 78761-6600. The Texas Lottery is not responsible for Scratch Tickets lost in the mail. In the event that the claim is not validated by the Texas Lottery, the claim shall be denied and the claimant shall be notified promptly.

D. Prior to payment by the Texas Lottery of any prize, the Texas Lottery shall deduct the amount of a delinquent tax or other money from the winnings of a prize winner who has been finally determined to be:

1. delinquent in the payment of a tax or other money to a state agency and that delinquency is reported to the Comptroller under Government Code §403.055;
2. in default on a loan made under Chapter 52, Education Code;
3. in default on a loan guaranteed under Chapter 57, Education Code; or
4. delinquent in child support payments in the amount determined by a court or a Title IV-D agency under Chapter 231, Family Code.

E. If a person is indebted or owes delinquent taxes to the State, other than those specified in the preceding paragraph, the winnings of a person shall be withheld until the debt or taxes are paid.

TRD-202402217

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## Scratch Ticket Game Number 2574 "BIG WINNINGS"

### 1.0 Name and Style of Scratch Ticket Game.

A. The name of Scratch Ticket Game No. 2574 is "BIG WINNINGS". The play style is "key number match".

### 1.1 Price of Scratch Ticket Game.

A. The price for Scratch Ticket Game No. 2574 shall be \$5.00 per Scratch Ticket.

### 1.2 Definitions in Scratch Ticket Game No. 2574.

A. Display Printing - That area of the Scratch Ticket outside of the area where the overprint and Play Symbols appear.

B. Latex Overprint - The removable scratch-off covering over the Play Symbols on the front of the Scratch Ticket.

C. Play Symbol - The printed data under the latex on the front of the Scratch Ticket that is used to determine eligibility for a prize. Each Play Symbol is printed in Symbol font in black ink in positive except for dual-image games. The possible black Play Symbols are: 01, 02, 03, 04, 06, 07, 08, 09, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 5X SYMBOL, 10X SYMBOL, \$5.00, \$10.00, \$20.00, \$50.00, \$100, \$500, \$1,000, \$5,000 and \$200,000.

D. Play Symbol Caption - The printed material appearing below each Play Symbol which explains the Play Symbol. One caption appears under each Play Symbol and is printed in caption font in black ink in positive. The Play Symbol Caption which corresponds with and verifies each Play Symbol is as follows:

Figure 1: GAME NO. 2574 - 1.2D

PLAY SYMBOL	CAPTION
01	ONE
02	TWO
03	THR
04	FOR
06	SIX
07	SVN
08	EGT
09	NIN
11	ELV
12	TLV
13	TRN
14	FTN
15	FFN
16	SXN
17	SVT
18	ETN
19	NTN
20	TWY
21	TWON
22	TWTO
23	TWTH
24	TWFR
25	TWV
26	TWSX
27	TWSV
28	TWET
29	TWNI

30	TRTY
31	TRON
32	TRTO
33	TRTH
34	TRFR
35	TRFV
36	TRSX
37	TRSV
38	TRET
39	TRNI
40	FRTY
5X SYMBOL	WINX5
10X SYMBOL	WINX10
\$5.00	FIV\$
\$10.00	TEN\$
\$20.00	TWY\$
\$50.00	FFTY\$
\$100	ONHN
\$500	FVHN
\$1,000	ONTH
\$5,000	FVTH
\$200,000	200TH

E. Serial Number - A unique thirteen (13) digit number appearing under the latex scratch-off covering on the front of the Scratch Ticket. The Serial Number is for validation purposes and cannot be used to play the game. The format will be: 0000000000000.

F. Bar Code - A twenty-four (24) character interleaved two (2) of five (5) Bar Code which will include a four (4) digit game ID, the seven (7) digit Pack number, the three (3) digit Ticket number and the ten (10) digit Validation Number. The Bar Code appears on the back of the Scratch Ticket.

G. Game-Pack-Ticket Number - A fourteen (14) digit number consisting of the four (4) digit game number (2574), a seven (7) digit Pack number, and a three (3) digit Ticket number. Ticket numbers start

with 001 and end with 075 within each Pack. The format will be: 2574-0000001-001.

H. Pack - A Pack of the "BIG WINNINGS" Scratch Ticket Game contains 075 Tickets, packed in plastic shrink-wrapping and fanfolded in pages of one (1). The Packs will alternate. One will show the front of Ticket 001 and back of 075 while the other fold will show the back of Ticket 001 and front of 075.

I. Non-Winning Scratch Ticket - A Scratch Ticket which is not programmed to be a winning Scratch Ticket or a Scratch Ticket that does not meet all of the requirements of these Game Procedures, the State Lottery Act (Texas Government Code, Chapter 466), and applicable rules adopted by the Texas Lottery pursuant to the State Lottery Act and referenced in 16 TAC, Chapter 401.

J. Scratch Ticket Game, Scratch Ticket or Ticket - Texas Lottery "BIG WINNINGS" Scratch Ticket Game No. 2574.

2.0 Determination of Prize Winners. The determination of prize winners is subject to the general Scratch Ticket validation requirements set forth in Texas Lottery Rule 401.302, Scratch Ticket Game Rules, these Game Procedures, and the requirements set out on the back of each Scratch Ticket. A prize winner in the "BIG WINNINGS" Scratch Ticket Game is determined once the latex on the Scratch Ticket is scratched off to expose forty-five (45) Play Symbols. If a player matches any of the YOUR NUMBERS Play Symbols to any of the WINNING NUMBERS Play Symbols, the player wins the prize for that number. If the player reveals a "5X" Play Symbol, the player wins 5 TIMES the prize for that symbol. If the player reveals a "10X" Play Symbol, the player wins 10 TIMES the prize for that symbol. No portion of the Display Printing nor any extraneous matter whatsoever shall be usable or playable as a part of the Scratch Ticket.

#### 2.1 Scratch Ticket Validation Requirements.

A. To be a valid Scratch Ticket, all of the following requirements must be met:

1. Exactly forty-five (45) Play Symbols must appear under the Latex Overprint on the front portion of the Scratch Ticket;
2. Each of the Play Symbols must have a Play Symbol Caption underneath, unless specified, and each Play Symbol must agree with its Play Symbol Caption;
3. Each of the Play Symbols must be present in its entirety and be fully legible;
4. Each of the Play Symbols must be printed in black ink except for dual image games;
5. The Scratch Ticket shall be intact;
6. The Serial Number and Game-Pack-Ticket Number must be present in their entirety and be fully legible;
7. The Serial Number must correspond, using the Texas Lottery's codes, to the Play Symbols on the Scratch Ticket;
8. The Scratch Ticket must not have a hole punched through it, be mutilated, altered, unreadable, reconstituted or tampered with in any manner;
9. The Scratch Ticket must not be counterfeit in whole or in part;
10. The Scratch Ticket must have been issued by the Texas Lottery in an authorized manner;
11. The Scratch Ticket must not have been stolen, nor appear on any list of omitted Scratch Tickets or non-activated Scratch Tickets on file at the Texas Lottery;
12. The Play Symbols, Serial Number and Game-Pack-Ticket Number must be right side up and not reversed in any manner;
13. The Scratch Ticket must be complete and not miscut, and have exactly forty-five (45) Play Symbols under the Latex Overprint on the front portion of the Scratch Ticket, exactly one Serial Number and exactly one Game-Pack-Ticket Number on the Scratch Ticket;
14. The Serial Number of an apparent winning Scratch Ticket shall correspond with the Texas Lottery's Serial Numbers for winning Scratch Tickets, and a Scratch Ticket with that Serial Number shall not have been paid previously;
15. The Scratch Ticket must not be blank or partially blank, misregistered, defective or printed or produced in error;

16. Each of the forty-five (45) Play Symbols must be exactly one of those described in Section 1.2.C of these Game Procedures;

17. Each of the forty-five (45) Play Symbols on the Scratch Ticket must be printed in the Symbol font and must correspond precisely to the artwork on file at the Texas Lottery; the Scratch Ticket Serial Numbers must be printed in the Serial font and must correspond precisely to the artwork on file at the Texas Lottery; and the Game-Pack-Ticket Number must be printed in the Game-Pack-Ticket Number font and must correspond precisely to the artwork on file at the Texas Lottery;

18. The Display Printing on the Scratch Ticket must be regular in every respect and correspond precisely to the artwork on file at the Texas Lottery; and

19. The Scratch Ticket must have been received by the Texas Lottery by applicable deadlines.

B. The Scratch Ticket must pass all additional validation tests provided for in these Game Procedures, the Texas Lottery's Rules governing the award of prizes of the amount to be validated, and any confidential validation and security tests of the Texas Lottery.

C. Any Scratch Ticket not passing all of the validation requirements is void and ineligible for any prize and shall not be paid. However, the Executive Director may, solely at the Executive Director's discretion, refund the retail sales price of the Scratch Ticket. In the event a defective Scratch Ticket is purchased, the only responsibility or liability of the Texas Lottery shall be to replace the defective Scratch Ticket with another unplayed Scratch Ticket in that Scratch Ticket Game (or a Scratch Ticket of equivalent sales price from any other current Texas Lottery Scratch Ticket Game) or refund the retail sales price of the Scratch Ticket, solely at the Executive Director's discretion.

#### 2.2 Programmed Game Parameters.

A. GENERAL: The top Prize Symbol will appear on every Ticket, unless restricted by other parameters, play action or prize structure.

B. GENERAL: Consecutive Non-Winning Tickets within a Pack will not have matching patterns, in the same order, of either Play Symbols or Prize Symbols.

C. KEY NUMBER MATCH: No prize amount in a non-winning spot will correspond with the YOUR NUMBERS Play Symbol (i.e., 20 and \$20).

D. KEY NUMBER MATCH: There will be no matching non-winning YOUR NUMBERS Play Symbols on a Ticket.

E. KEY NUMBER MATCH: There will be no matching WINNING NUMBERS Play Symbols on a Ticket.

F. KEY NUMBER MATCH: A non-winning Prize Symbol will never match a winning Prize Symbol.

G. KEY NUMBER MATCH: A Ticket may have up to four (4) matching non-winning Prize Symbols, unless restricted by other parameters, play action or prize structure.

H. KEY NUMBER MATCH: The "5X" (WINX5) Play Symbol will only appear on winning Tickets, as dictated by the prize structure.

I. KEY NUMBER MATCH: The "10X" (WINX10) Play Symbol will only appear on winning Tickets, as dictated by the prize structure.

#### 2.3 Procedure for Claiming Prizes.

A. To claim a "BIG WINNINGS" Scratch Ticket Game prize of \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100 or \$500, a claimant shall sign the back of the Scratch Ticket in the space designated on the Scratch Ticket and may present the winning Scratch Ticket to any Texas Lottery Retailer. The Texas Lottery Retailer shall verify the claim and,

if valid, and upon presentation of proper identification, if appropriate, make payment of the amount due the claimant and physically void the Scratch Ticket; provided that the Texas Lottery Retailer may, but is not required, to pay a \$25.00, \$50.00, \$100 or \$500 Scratch Ticket Game. In the event the Texas Lottery Retailer cannot verify the claim, the Texas Lottery Retailer shall provide the claimant with a claim form and instruct the claimant on how to file a claim with the Texas Lottery. If the claim is validated by the Texas Lottery, a check shall be forwarded to the claimant in the amount due. In the event the claim is not validated, the claim shall be denied and the claimant shall be notified promptly. A claimant may also claim any of the above prizes under the procedure described in Section 2.3.B and Section 2.3.C of these Game Procedures.

B. To claim a "BIG WINNINGS" Scratch Ticket Game prize of \$1,000, \$5,000 or \$200,000, the claimant must sign the winning Scratch Ticket and may present it at one of the Texas Lottery's Claim Centers. If the claim is validated by the Texas Lottery, payment will be made to the bearer of the validated winning Scratch Ticket for that prize upon presentation of proper identification. When paying a prize of \$600 or more, the Texas Lottery shall file the appropriate income reporting form with the Internal Revenue Service (IRS) and shall withhold federal income tax at a rate set by the IRS if required. In the event that the claim is not validated by the Texas Lottery, the claim shall be denied and the claimant shall be notified promptly.

C. As an alternative method of claiming a "BIG WINNINGS" Scratch Ticket Game prize the claimant may submit the signed winning Scratch Ticket and a thoroughly completed claim form via mail. If a prize value is \$1,000,000 or more, the claimant must also provide proof of Social Security number or Tax Payer Identification (for U.S. Citizens or Resident Aliens). Mail all to: Texas Lottery Commission, P.O. Box 16600, Austin, Texas 78761-6600. The Texas Lottery is not responsible for Scratch Tickets lost in the mail. In the event that the claim is not validated by the Texas Lottery, the claim shall be denied and the claimant shall be notified promptly.

D. Prior to payment by the Texas Lottery of any prize, the Texas Lottery shall deduct the amount of a delinquent tax or other money from the winnings of a prize winner who has been finally determined to be:

1. delinquent in the payment of a tax or other money to a state agency and that delinquency is reported to the Comptroller under Government Code §403.055;
2. in default on a loan made under Chapter 52, Education Code;
3. in default on a loan guaranteed under Chapter 57, Education Code; or
4. delinquent in child support payments in the amount determined by a court or a Title IV-D agency under Chapter 231, Family Code.

E. If a person is indebted or owes delinquent taxes to the State, other than those specified in the preceding paragraph, the winnings of a person shall be withheld until the debt or taxes are paid.

2.4 Allowance for Delay of Payment. The Texas Lottery may delay payment of the prize pending a final determination by the Executive Director, under any of the following circumstances:

A. if a dispute occurs, or it appears likely that a dispute may occur, regarding the prize;

B. if there is any question regarding the identity of the claimant;

C. if there is any question regarding the validity of the Scratch Ticket presented for payment; or

D. if the claim is subject to any deduction from the payment otherwise due, as described in Section 2.3.D of these Game Procedures. No liability for interest for any delay shall accrue to the benefit of the claimant pending payment of the claim.

2.5 Payment of Prizes to Persons Under 18. If a person under the age of 18 years is entitled to a cash prize under \$600 from the "BIG WINNINGS" Scratch Ticket Game, the Texas Lottery shall deliver to an adult member of the minor's family or the minor's guardian a check or warrant in the amount of the prize payable to the order of the minor.

2.6 If a person under the age of 18 years is entitled to a cash prize of \$600 or more from the "BIG WINNINGS" Scratch Ticket Game, the Texas Lottery shall deposit the amount of the prize in a custodial bank account, with an adult member of the minor's family or the minor's guardian serving as custodian for the minor.

2.7 Scratch Ticket Claim Period. All Scratch Ticket prizes must be claimed within 180 days following the end of the Scratch Ticket Game or within the applicable time period for certain eligible military personnel as set forth in Texas Government Code §466.408. Any rights to a prize that is not claimed within that period, and in the manner specified in these Game Procedures and on the back of each Scratch Ticket, shall be forfeited.

2.8 Disclaimer. The number of prizes in a game is approximate based on the number of Scratch Tickets ordered. The number of actual prizes available in a game may vary based on number of Scratch Tickets manufactured, testing, distribution, sales and number of prizes claimed. A Scratch Ticket Game may continue to be sold even when all the top prizes have been claimed.

3.0 Scratch Ticket Ownership.

A. Until such time as a signature is placed upon the back portion of a Scratch Ticket in the space designated, a Scratch Ticket shall be owned by the physical possessor of said Scratch Ticket. When a signature is placed on the back of the Scratch Ticket in the space designated, the player whose signature appears in that area shall be the owner of the Scratch Ticket and shall be entitled to any prize attributable thereto. Notwithstanding any name or names submitted on a claim form, the Executive Director shall make payment to the player whose signature appears on the back of the Scratch Ticket in the space designated. If more than one name appears on the back of the Scratch Ticket, the Executive Director will require that one of those players whose name appears thereon be designated by such players to receive payment.

B. The Texas Lottery shall not be responsible for lost or stolen Scratch Tickets and shall not be required to pay on a lost or stolen Scratch Ticket.

4.0 Number and Value of Scratch Prizes. There will be approximately 7,080,000 Scratch Tickets in Scratch Ticket Game No. 2574. The approximate number and value of prizes in the game are as follows:

Figure 2: GAME NO. 2574 - 4.0

Prize Amount	Approximate Number of Winners*	Approximate Odds are 1 in **
\$5.00	731,600	9.68
\$10.00	542,800	13.04
\$20.00	94,400	75.00
\$25.00	141,600	50.00
\$50.00	94,400	75.00
\$100	20,650	342.86
\$500	3,186	2,222.22
\$1,000	354	20,000.00
\$5,000	10	708,000.00
\$200,000	4	1,770,000.00

\*The number of prizes in a game is approximate based on the number of tickets ordered. The number of actual prizes available in a game may vary based on number of tickets manufactured, testing, distribution, sales and number of prizes claimed.

\*\*The overall odds of winning a prize are 1 in 4.35. The individual odds of winning for a particular prize level may vary based on sales, distribution, testing, and number of prizes claimed.

A. The actual number of Scratch Tickets in the game may be increased or decreased at the sole discretion of the Texas Lottery Commission.

5.0 End of the Scratch Ticket Game. The Executive Director may, at any time, announce a closing date (end date) for the Scratch Ticket Game No. 2574 without advance notice, at which point no further Scratch Tickets in that game may be sold. The determination of the closing date and reasons for closing will be made in accordance with the Scratch Ticket closing procedures and the Scratch Ticket Game Rules. See 16 TAC §401.302(j).

6.0 Governing Law. In purchasing a Scratch Ticket, the player agrees to comply with, and abide by, these Game Procedures for Scratch Ticket Game No. 2574, the State Lottery Act (Texas Government Code, Chapter 466), applicable rules adopted by the Texas Lottery pursuant to the State Lottery Act and referenced in 16 TAC, Chapter 401, and all final decisions of the Executive Director.

TRD-202402254  
 Bob Biard  
 General Counsel  
 Texas Lottery Commission  
 Filed: May 21, 2024



**Public Utility Commission of Texas**

**Correction of Error**

The Public Utility Commission of Texas published a Preliminary Notice and Request for Comments on Chapter 22 Rule Review in the May 17, 2024, issue of the *Texas Register* (49 TexReg 3635). Due to an error by the Texas Register, the chapter name for the chapter being reviewed was listed incorrectly in the first sentence of the notice. The first sentence of the notice should read as follows:

The Public Utility Commission of Texas (commission) publishes this preliminary notice of intention to review Chapter 22, Procedural Rules, in accordance with Texas Government Code §2001.039, Agency Review of Existing Rules.

TRD-202402252



**Notice of Application to Amend Designation as an Eligible Telecommunications Carrier and Eligible Telecommunications Provider**

Notice is given to the public of an application filed with the Public Utility Commission of Texas on May 13, 2024, to amend a designation as an eligible telecommunications carrier (ETC) and to amend a designation as an eligible telecommunications provider (ETP) in the State

of Texas under 47 U.S.C. § 214(e) and 16 Texas Administrative Code §26.418.

Docket Title and Number: Application of Vexus Fiber LLC to Amend Eligible Telecommunications Carrier Designation for the Limited Purpose of Offering Lifeline Service to Qualified Households and for a Name Change, Docket Number 56606.

The Application: Vexus Fiber requests that its ETC and ETP designations be amended to reflect a name change to Vexus Fiber, LLC and that its ETC designation be amended to expand its service area by adding additional wire centers for lifeline purposes only.

Persons who wish to file a motion to intervene or comments on the application should contact the commission no later than June 20, 2024, by mail at P.O. Box 13326, Austin, Texas 78711-3326, or by phone at (512) 936-7120 or toll-free at (888) 782-8477. Hearing and speech-impaired individuals with text telephone (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 56606.

TRD-202402205

Andrea Gonzalez

Rules Coordinator

Public Utility Commission of Texas

Filed: May 16, 2024



### Request for Comments on Registration of Submetered or Allocated Utility Service Form and Supporting Documents

The Public Utility Commission of Texas (commission) requests comments on its proposed forms and related instructions for applicants seeking to register an apartment house, condominium, manufactured home rental community, or multiple-use facility for submetered or allocated water or sewer utility service. The proposed forms can be found on the Interchange under Project Number 56496. The forms are established in accordance with 16 Texas Administrative Code (TAC) Chapter 24, Subchapter I, §§24.275-24.287.

Interested persons may file comments electronically through the interchange on the commission's website. Comments must be filed by June 28, 2024. Comments should be organized in a manner consistent with the organization of the proposed forms and supporting documentation. The commission will consider the costs and benefits in deciding whether to modify the proposed forms and supporting documentation on adoption. All comments should refer to Project Number 56496.

Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission at (512) 936-7136.

TRD-202402235

Adriana Gonzales

Rules Coordinator

Public Utility Commission of Texas

Filed: May 17, 2024



## Texas Tech University System

Notice of Intent to Award Consulting Services

### Requirements after entering into a Major Consulting Services Contract

Not later than the 20th day after the date of entering into a **major consulting services contract**, a state agency must file a document with the secretary of state for publication in the *Texas Register* that:

- Describes the activities the **consultant** will conduct,
- Provides the name and business address of the consultant,
- Gives the total value of the contract,
- States the beginning and ending dates of the contract, and
- Provides the due dates for the consultant to present required deliverables to the agency.

### \*Award Posting\*

#### Award of Consultant Contract Notification

Texas Tech University Health Sciences Center ("TTUHSC"), in accordance with the provisions of Texas Government Code, Chapter 2254, entered into a contract for consulting services (the "Contract") with The Meadows Mental Health Policy Institute For Texas ("Consultant") as more particularly described in the Request for Proposal RFP 739-SL3562241 - Consulting Services - Relational Health Center (the "Solicitation"), published in the December 29, 2023, issue of the *Texas Register* (Notice of Intent to Award Consulting Services).

#### Project Description:

In accordance with the Invitation and Consultant's response thereto, Consultant will provide expertise to support TTUHSC in strategically designing the administrative structure and staffing of the comprehensive inpatient and outpatient services at the Relational Health Center.

#### Name and Address of Consultant:

Meadows Mental Health Policy Institute For Texas

3003 Swiss Avenue

Dallas, Texas 75204

#### Total Value of the Contract:

\$625,000

#### Contract Dates:

The Contract is effective September 1, 2024.

#### Due Dates for Contract Products:

The Consulting Services - Relational Health Center shall be completed and delivered to TTUHSC no later than August 31, 2026.

The term of the Contract shall terminate on August 31, 2026.

TRD-202402204

John Haynes

Managing Director, Procurement Services, Texas Tech University Health Sciences Center

Texas Tech University System

Filed: May 16, 2024



## Texas Water Development Board

Request for Applications No. 580-24-RFA-0019 for Statewide Water Awareness Campaign Addendum 2-Evaluation Criteria and Selection Process

Presentations by top-scoring applicants, previously scheduled for the May 22 Board work session, have been postponed. Applicants, please contact [veronica.holmes@twddb.texas.gov](mailto:veronica.holmes@twddb.texas.gov) if you have any questions. Additional information will be shared when available.

Please sign and submit this document along with your response to the solicitation, acknowledging your receipt of this Addendum. This document will not count against the page limit of your response.



Signature:

TRD-202402271

Ashley Harden

General Counsel

Texas Water Development Board

Filed: May 21, 2024

