

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.

Coastal Bend Workforce Development Board

Request for Applications For Professional Development Trainers To Provide Training to Child Care Providers (RFA 24-01)

Workforce Solutions Coastal Bend (WFSCB) is soliciting applications from qualified firms or individuals to provide specialized professional development training to the Coastal Bend region's child care providers on an as needed basis. Training topics will include early childhood education and business management. **Applications will be accepted through Friday, August 16, 2024 at 4:00 p.m.**

The RFA can be accessed on our website at: www.workforcesolutionscb.org or by contacting Esther Velazquez at 361.885.3013 or esther.velazquez@workforcesolutionscb.org.

Applications may be submitted via email to esther.velazquez@workforcesolutionscb.org or may be hand delivered or mailed to: Workforce Solutions Coastal Bend, 400 Mann Street, Suite 800, Corpus Christi, Texas 78401.

Workforce Solutions Coastal Bend is an Equal Opportunity Employer/Program. Auxiliary aids and services are available upon

request to individuals with disabilities. Relay Texas: (800) 735-2989 (TDD) and (800) 735-2988 or 711 (Voice). Historically Underutilized Businesses (HUBs) are encouraged to apply.

Este documento contiene información importante sobre los requisitos, los derechos, las determinaciones y las responsabilidades del acceso a los servicios del sistema de la fuerza laboral. Hay disponibles servicios de idioma, incluida la interpretación y la traducción de documentos, sin ningún costo y a solicitud.

TRD-202402533

Alba Silvas

Chief Operating Officer

Coastal Bend Workforce Development Board

Filed: June 10, 2024

Comptroller of Public Accounts

Local Sales Tax Rate Changes Effective July 1, 2024

The additional 1/2 percent city sales and use tax for improving and promoting economic and industrial development as permitted under Chapter 505 of the Texas Local Government Code, Type B Corporations (4B) will be reduced to 1/8 percent effective June 30, 2024 and an additional 3/8 percent city sales and use tax for Municipal Street Maintenance and Repair as permitted under Chapter 327 of the Texas Tax Code will become effective July 1, 2024 in the city listed below.

| CITY NAME | LOCAL CODE | LOCAL RATE | TOTAL RATE |
|----------------------|------------|------------|------------|
| Bastrop (Bastrop Co) | 2011025 | .020000 | .082500 |

The special purpose district has changed its legal name as listed below. The change is effective July 1, 2024.

| SPD NAME | LOCAL CODE | LOCAL RATE | TOTAL RATE |
|--|------------|------------|------------|
| Audubon Management District (formerly Montgomery County Management District No. 1) | 5170843 | .020000 | .082500 |

A 1/2 percent special purpose district sales and use tax will become effective July 1, 2024 in the special purpose district listed below.

| SPD NAME | LOCAL CODE | NEW RATE | DESCRIPTION |
|---------------------------------------|------------|----------|-------------|
| Aurora Municipal Development District | 5249537 | .005000 | SEE NOTE 1 |

The combined area has been created to administer the local sales and use tax between overlapping local jurisdictions as permitted under Chapter 321 of the Texas Tax Code, effective July 1, 2024 in the entities listed below.

| COMBINED AREA NAME | LOCAL CODE | NEW RATE | DESCRIPTION |
|---|------------|----------|-------------|
| Amarillo/Potter County Assistance District No. 1 | 6188601 | .020000 | SEE NOTE 2 |
| Godley/Johnson County Emergency Services District No. 1-B | 6126624 | .020000 | SEE NOTE 3 |
| Simonton/Waller-Harris Emergency Services District No. 200 | 6237620 | .020000 | SEE NOTE 4 |
| Universal City/Guadalupe County | 6094604 | .020000 | SEE NOTE 5 |
| Willow Park/Parker County Emergency Services District No. 1-A | 6184632 | .015000 | SEE NOTE 6 |

NOTE 1: The Aurora Municipal Development District has the same boundaries as the Aurora extraterritorial jurisdiction, which includes the city of Aurora. Contact the district representative at 817-636-2783 for additional boundary information.

NOTE 2: The Amarillo/Potter County Assistance District No. 1 combined area is the area within Potter County Assistance District No. 1 annexed by the city of Amarillo on or after January 9, 2024.

NOTE 3: The Godley/Johnson County Emergency Services District No. 1-B combined area is the area within Johnson County Emergency Services District No. 1-B annexed by the city of Godley on or after April 16, 2024.

NOTE 4: The Simonton/Waller-Harris Emergency Services District No. 200 combined area is the area

within Waller-Harris Emergency Services District No. 200 annexed for limited purposes by the city of Simonton which includes a strategic partnership agreement with Waller County Municipal Utility District No. 2.

NOTE 5: The Universal City/Guadalupe County combined area is the area within Guadalupe County annexed by the city of Universal City on or after December 1, 2020.

NOTE 6: The Willow Park/Parker County Emergency Services District No. 1-A combined area is the area within Parker County Emergency Services District No. 1-A annexed by the city of Willow Park on or after January 9, 2024.

TRD-202402507
Jenny Burleson
Director, Tax Policy
Comptroller of Public Accounts
Filed: June 6, 2024

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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 06/17/24 - 06/23/24 is 18.00% for consumer¹ credit.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 06/17/24 - 06/23/24 is 18.00% for commercial² credit.

¹ Credit for personal, family, or household use.

² Credit for business, commercial, investment, or other similar purpose.

TRD-202402567
Leslie L. Pettijohn
Consumer Credit Commissioner
Office of Consumer Credit Commissioner
Filed: June 12, 2024

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Texas Commission on Environmental Quality

Agreed Orders

The Texas Commission on Environmental Quality (TCEQ 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 23, 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 23, 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: 360 Comal Storage, LLC; DOCKET NUMBER: 2023-1744-EAQ-E; IDENTIFIER: RN111774238; LOCATION: New Braunfels, Comal County; TYPE OF FACILITY: construction site; RULE VIOLATED: 30 TAC §213.4(a)(1), by failing to obtain approval of an Edwards Aquifer Protection Plan prior to conducting regulated activities over the Edwards Aquifer Recharge Zone; PENALTY: \$27,000; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: \$10,800; ENFORCEMENT COORDINATOR: Megan Crinklaw, (512) 239-1129; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(2) COMPANY: Alberto Loredo dba Loredo Trucking; DOCKET NUMBER: 2022-0231-MLM-E; IDENTIFIER: RN106581549; LOCATION: Waco, McLennan 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 maintain authorization to discharge stormwater associated with industrial activities; and 30 TAC §334.127(a)(1) and TWC, §26.346(a), by failing to obtain an aboveground storage tank (AST) registration for an AST larger than 1,100 gallons; PENALTY: \$9,000; ENFORCEMENT COORDINATOR: Mark Gamble, (512) 239-2587; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(3) COMPANY: City of Troy; DOCKET NUMBER: 2022-0708-MWD-E; IDENTIFIER: RN102844321; LOCATION: Troy, Bell 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 WQ0015847001, Effluent Limitations and Monitoring Requirements Number 1, by failing to comply with permitted effluent limitations; PENALTY: \$13,500; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: \$10,800; ENFORCEMENT COOR-

DINATOR: Kolby Farren, (512) 239-2098; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(4) COMPANY: Cypress Hill Municipal Utility District Number 1; DOCKET NUMBER: 2023-1504-MWD-E; IDENTIFIER: RN103102125; LOCATION: Houston, Harris 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 WQ0012327001, Effluent Limitations and Monitoring Requirements Number 1, by failing to comply with effluent limitations; PENALTY: \$8,438; ENFORCEMENT COORDINATOR: Madison Stringer, (512) 239-1126; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(5) COMPANY: ETC Texas Pipeline, Ltd.; DOCKET NUMBER: 2023-0788-AIR-E; IDENTIFIER: RN111538815; LOCATION: La Grange, Fayette County; TYPE OF FACILITY: natural gas processing plant; 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; and 30 TAC §106.6(b), Permit by Rule Registration Number 95870, and THSC, §382.085(b), by failing to prevent unauthorized emissions; PENALTY: \$11,438; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: \$4,575; ENFORCEMENT COORDINATOR: Yuliya Dunaway, (210) 403-4077; REGIONAL OFFICE: 14250 Judson Road, San Antonio, Texas 78233-4480, (210) 492-3096.

(6) COMPANY: Evonik Active Oxygens, LLC; DOCKET NUMBER: 2023-0865-AIR-E; IDENTIFIER: RN100215417; LOCATION: Pasadena, Harris County; TYPE OF FACILITY: chemical manufacturing plant; RULES VIOLATED: 30 TAC §116.115(b)(2)(F) and (c) and §122.143(4), New Source Review Permit Number 6532, Special Conditions Number 1, Federal Operating Permit Number O1309, General Terms and Conditions and Special Terms and Conditions Number 9, and Texas Health and Safety Code, §382.085(b), by failing to comply with the maximum allowable emissions rate; PENALTY: \$25,200; ENFORCEMENT COORDINATOR: Yuliya Dunaway, (210) 403-4077; REGIONAL OFFICE: 14250 Judson Road, San Antonio, Texas 78233-4480, (210) 492-3096.

(7) COMPANY: Ford Wagner and LouAnn Wagner; DOCKET NUMBER: 2022-0771-MLM-E; IDENTIFIER: RN111492237; LOCATION: New Braunfels, Comal County; TYPE OF FACILITY: commercial development; RULES VIOLATED: 30 TAC §213.4(a)(1), by failing to obtain approval of an Edwards Aquifer Protection Plan prior to commencing a regulated activity over the Edwards Aquifer Recharge Zone; and 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; PENALTY: \$17,250; ENFORCEMENT COORDINATOR: Megan Crinklaw, (512) 239-1129; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(8) COMPANY: J-M Manufacturing Company, Incorporated; DOCKET NUMBER: 2024-0147-WQ-E; IDENTIFIER: RN100868983; LOCATION: Wharton, Wharton County; TYPE OF FACILITY: plastic pipe manufacturing facility; RULES VIOLATED: 30 TAC §281.25(a)(4) and 40 Code of Federal Regulations §122.26(c), by failing to maintain authorization to discharge stormwater associated with industrial activities; and TWC, §26.121(a)(1), by failing to prevent an unauthorized discharge of waste into or adjacent to any water in the state; PENALTY: \$56,788; ENFORCEMENT COORDINATOR: Kolby Farren, (512) 239-2098; REGIONAL

OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(9) COMPANY: Lee Denena; DOCKET NUMBER: 2024-0426-WR-E; IDENTIFIER: RN111799888; LOCATION: Calvert, Robertson County; TYPE OF FACILITY: farm; RULES VIOLATED: 30 TAC §304.13(a), by failing to obtain authorization prior to installing a measuring device; and 30 TAC §304.15 (a) and (b) and §304.32(a)(1) and TWC, §11.081, by failing to submit to the watermaster a declaration expressing the diverter's intent prior to diverting state water; PENALTY: \$11,925; ENFORCEMENT COORDINATOR: Mark Gamble, (512) 239-2587; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(10) COMPANY: Monument Chemical Port Arthur, LLC; DOCKET NUMBER: 2023-1552-AIR-E; IDENTIFIER: RN100640283; LOCATION: Port Arthur, Jefferson County; TYPE OF FACILITY: custom chemical processing facility; RULES VIOLATED: 30 TAC §116.115(c), New Source Review Permit Number 74398, Special Conditions Number 1, and Texas Health and Safety Code, §382.085(b), by failing to prevent unauthorized emissions; PENALTY: \$9,075; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: \$3,630; ENFORCEMENT COORDINATOR: Christina Ferrara, (512) 239-5081; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(11) COMPANY: MULTI-CHEM GROUP LLC; DOCKET NUMBER: 2023-1084-AIR-E; IDENTIFIER: RN105159115; LOCATION: Longview, Harrison County; TYPE OF FACILITY: chemical storage and distribution; RULES VIOLATED: 30 TAC §106.6(b), Permit by Rule Registration Number 91648, and Texas Health and Safety Code, §382.085(a) and (b), by failing to prevent unauthorized emissions; PENALTY: \$10,000; ENFORCEMENT COORDINATOR: Krystina Sepulveda, (956) 430-6045; REGIONAL OFFICE: 1804 West Jefferson Avenue, Harlingen, Texas 78550-5247, (956) 425-6010.

(12) COMPANY: OCI Beaumont LLC; DOCKET NUMBER: 2021-1523-AIR-E; IDENTIFIER: RN102559291; LOCATION: Nederland, Jefferson County; TYPE OF FACILITY: chemical manufacturing plant; RULES VIOLATED: 30 TAC §§101.20(3), 116.115(b)(2)(F) and (c), and 122.143(4), New Source Review (NSR) Permit Numbers 901 and PSDTX1334, Special Conditions (SC) Number 1, Federal Operating Permit (FOP) Number O1645, General Terms and Conditions (GTC) and Special Terms and Conditions (STC) Number 16, and Texas Health and Safety Code (THSC), §382.085(b), by failing to comply with the maximum allowable emissions rates; 30 TAC §§101.20(3), 116.115(c), and 122.143(4), NSR Permit Numbers 901 and PSDTX1334, SC Number 1, FOP Number O1645, GTC and STC Number 16, and THSC, §382.085(b), by failing to prevent unauthorized emissions; 30 TAC §101.201(a)(1)(B) and §122.143(4), FOP Number O1645, 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; and 30 TAC §122.143(4) and §122.145(2)(A), FOP Number O1645, GTC, and THSC, §382.085(b), by failing to report all instances of deviations; PENALTY: \$186,920; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: \$93,460; ENFORCEMENT COORDINATOR: Yuliya Dunaway, (210) 403-4077; REGIONAL OFFICE: 14250 Judson Road, San Antonio, Texas 78233-4480, (210) 492-3096.

(13) COMPANY: Somervell County Water District; DOCKET NUMBER: 2023-1668-PWS-E; IDENTIFIER: RN105491443; LOCATION: Glen Rose, Somervell County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.115(f)(1) and Texas Health and Safety Code, §341.0315(c), by failing to comply with the maximum contaminant level of 0.080 milligrams per liter for

total trihalomethanes, based on the locational running annual average; PENALTY: \$5,250; ENFORCEMENT COORDINATOR: Rachel Vulk, (512) 239-6730; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(14) COMPANY: Soto Sand and Gravel, Incorporated; DOCKET NUMBER: 2023-1645-WQ-E; IDENTIFIER: RN107089690; LOCATION: El Paso, El Paso 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 maintain authorization to discharge stormwater associated with industrial activities; PENALTY: \$22,500; ENFORCEMENT COORDINATOR: Madison Stringer, (512) 239-1126; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(15) COMPANY: T RYAN INCORPORATED; DOCKET NUMBER: 2023-0730-WQ-E; IDENTIFIER: RN111597035; LOCATION: Wylie, Dallas 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; PENALTY: \$20,000; ENFORCEMENT COORDINATOR: Monica Larina, (361) 881-6965; REGIONAL OFFICE: 500 North Shoreline Boulevard, Suite 500, Corpus Christi, Texas 78401, (361) 881-6900.

(16) COMPANY: Vopak Logistics Services USA Incorporated; DOCKET NUMBER: 2023-0572-IWD-E; IDENTIFIER: RN100223007; LOCATION: Deer Park, Harris 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 WQ0001731000, Effluent Limitations and Monitoring Requirements Number 1, by failing to comply with permitted effluent limitations; PENALTY: \$10,500; ENFORCEMENT COORDINATOR: Mistie Gonzales, (254) 761-3056; REGIONAL OFFICE: 6801 Sanger Avenue, Suite 2500, Waco, Texas 76710-7826, (254) 751-0335.

TRD-202402533

Gitanjali Yadav

Deputy Director, Litigation

Texas Commission on Environmental Quality

Filed: June 7, 2024



Combined Notice of Public Meeting and Notice of Application and Preliminary Decision for Land Applications of Biosolids Permit New Proposed Permit No. WQ0005448000

APPLICATION AND PRELIMINARY DECISION. Denali Water Solutions LLC, P.O. Box 550, Russellville, Arkansas 72811, has applied to the Texas Commission on Environmental Quality (TCEQ) for new TCEQ Permit No. WQ0005448000, to authorize the land application of Class B wastewater treatment plant biosolids and water treatment plant residuals for beneficial use on 57 acres. The anticipated date of the first application of Class B biosolids and water treatment residuals, subject to the issuance of the permit, is October 1, 2024. This permit will not authorize a discharge of pollutants into water in the state. TCEQ received this application on October 30, 2023.

The land application unit will be located at 500 Van Zandt County Road 2808, near the City of Mabank, in Van Zandt County, Texas 75147.

The land application unit will be located within the drainage basin of Cedar Creek Reservoir in Segment No. 0818 of the Trinity River Basin.

The TCEQ Executive Director has completed the technical review of the application and prepared a draft permit. The draft permit, if ap-

proved, would establish the conditions under which the facility must operate. The Executive Director has made a preliminary decision that this permit, if issued, meets all statutory and regulatory requirements. The permit application, Executive Director's preliminary decision, and draft permit are available for viewing and copying at Van Zandt County Library, 317 First Monday Lane, Canton, Texas. This link to an electronic map of the facility's location is provided as a public courtesy and not part of the application or notice. For the exact location, refer to the application.

<https://gisweb.tceq.texas.gov/LocationMapper/?marker=-96.031111,32.396111&level=18>

ALTERNATIVE LANGUAGE NOTICE. Alternative language notice in Spanish is available at <https://www.tceq.texas.gov/permitting/wastewater/plain-language-summaries-and-public-notice>. El aviso de idioma alternativo en español está disponible en <https://www.tceq.texas.gov/permitting/wastewater/plain-language-summaries-and-public-notice>.

PUBLIC COMMENT / PUBLIC MEETING. You may submit public comments or request a public meeting about this application. The TCEQ will hold a public meeting on this application because it was requested by a state senator and a state representative.

The purpose of a public meeting is to provide the opportunity to submit comments or to ask questions about 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. A written response to all timely, relevant and material, or significant comments will be prepared by the Executive Director. All formal comments will be considered before a decision is reached on the permit application. A copy of the written response 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, July 25, 2024 at 7:00 p.m.

Farm Bureau

220 Burnett Trail

Canton, Texas 75103

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.

OPPORTUNITY FOR A CONTESTED CASE HEARING. After the deadline for public comments, the Executive Director will consider the comments and prepare a response to all relevant and material, or significant public comments. **The response to comments, along with the Executive Director's decision on the application, will be mailed to everyone who submitted public comments or who requested to**

be on a mailing list for this application. If comments are received, the mailing will also provide instructions for requesting a contested case hearing or reconsideration of the Executive Director's decision. A contested case hearing is a legal proceeding similar to a civil trial in a state district court.

TO REQUEST A CONTESTED CASE HEARING, YOU MUST INCLUDE THE FOLLOWING ITEMS IN YOUR REQUEST: your name, address, phone number; applicant's name and proposed permit number; the location and distance of your property/activities relative to the proposed facility; a specific description of how you would be adversely affected by the facility in a way not common to the general public; a list of all disputed issues of fact that you submit during the comment period; and the statement "[I/we] request a contested case hearing." If the request for contested case hearing is filed on behalf of a group or association, the request must designate the group's representative for receiving future correspondence; identify by name and physical address an individual member of the group who would be adversely affected by the proposed facility or activity; provide the information discussed above regarding the affected member's location and distance from the facility or activity; explain how and why the member would be affected; and explain how the interests the group seeks to protect are relevant to the group's purpose.

Following the close of all applicable comment and request periods, the Executive Director will forward the application and any requests for reconsideration or for a contested case hearing to the TCEQ Commissioners for their consideration at a scheduled Commission meeting.

The Commission may only grant a request for a contested case hearing on issues the requestor submitted in their timely comments that were not subsequently withdrawn. **If a hearing is granted, the subject of a hearing will be limited to disputed issues of fact or mixed questions of fact and law relating to relevant and material water quality concerns submitted during the comment period.**

EXECUTIVE DIRECTOR ACTION. The Executive Director may issue final approval of the application unless a timely contested case hearing request or a timely request for reconsideration is filed. If a timely hearing request or request for reconsideration is filed, the Executive Director will not issue final approval of the permit and will forward the application and requests to the TCEQ Commissioners for their consideration at a scheduled Commission meeting.

MAILING LIST. If you submit public comments, a request for a contested case hearing or a reconsideration of the Executive Director's decision, you will be added to the mailing list for this specific application to receive future public notices mailed by the Office of the Chief Clerk. In addition, you may request to be added to: (1) the permanent list for a specific applicant name and permit number; and (2) the mailing list for a specific county. If you wish to be placed on the permanent and the county mailing list, clearly specify which list(s) and send your request to TCEQ Office of the Chief Clerk at the address below.

All written public comments and public meeting requests must be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087 or electronically at <https://www.tceq.texas.gov/goto/comment> within 30 days from the date of newspaper publication of this notice or by the date of the public meeting, whichever is later.

INFORMATION AVAILABLE ONLINE. For details about the status of the application, visit the Commissioners' Integrated Database at <https://www.tceq.texas.gov/goto/CID/>. Search the database using the permit number for this application, which is provided at the top of this notice.

AGENCY CONTACTS AND INFORMATION. Public comments and requests must be submitted either electronically at <https://www.tceq.texas.gov/goto/comment>, or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Please be aware that any contact information you provide, including your name, phone number, email address, and physical address will become part of the agency's public record. For more information about this permit application or the permitting process, please call the TCEQ Public Education Program, toll free, at (800) 687-4040 or visit their website at <https://www.tceq.texas.gov/agency/decisions/participation/permitting-participation>. Si desea información en español, puede llamar al (800) 687-4040.

Further information may also be obtained from Denali Water Solutions LLC at the address stated above or by calling Mr. Gabe Timby, Director of Environmental - Central Region, at (479) 518-1554.

Issued: June 10, 2024

TRD-202402568

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: June 12, 2024



Combined Notice of Public Meeting and Notice of Receipt of Application and Intent to Obtain Water Quality Permit (NORI) and Notice of Application and Preliminary Decision for TPDES Permit for Municipal Wastewater New Permit No. WQ0016440001

APPLICATION AND PRELIMINARY DECISION. Sun Terrell TX WWTP LLC, 27777 Franklin Road, Suite 300, Southfield, Michigan 48034, has applied to the Texas Commission on Environmental Quality (TCEQ) for new Texas Pollutant Discharge Elimination System (TPDES) Permit No. WQ0016440001, to authorize the discharge of treated domestic wastewater at a daily average flow not to exceed 300,000 gallons per day. TCEQ received this application on October 24, 2023.

This combined notice is being issued to correct the description of the discharge route, and change in the contact person and the phone number that was included in the NORI.

The facility will be located approximately 0.95 miles northeast of the intersection of Flowers Lane (County Road 319) and State Highway 34, in Kaufman County, Texas 75161. **The treated effluent will be discharged to a man-made pond, thence to an unnamed tributary, thence to an unnamed impoundment, thence to an unnamed tributary, thence to Kings Creek, thence to Cedar Creek Reservoir in Segment 0818 of the Trinity River Basin.** The unclassified receiving water use is limited aquatic life use for the man-made pond, the unnamed tributary, and the unnamed impoundment. The designated uses for Segment No. 0818 are primary contact recreation, public water supply, and high aquatic life use. In accordance with 30 Texas Administrative Code §307.5 and TCEQ's *Procedures to Implement the Texas Surface Water Quality Standards* (June 2010), an antidegradation review of the receiving waters was performed. A Tier 1 antidegradation review has preliminarily determined that existing water quality uses will not be impaired by this permit action. Numerical and narrative criteria to protect existing uses will be maintained. This review has preliminarily determined that no water bodies with exceptional, high, or intermediate aquatic life uses are present within the stream reach assessed; therefore, no Tier 2 degradation determination is required.

No significant degradation of water quality is expected in water bodies with exceptional, high, or intermediate aquatic life uses downstream, and existing uses will be maintained and protected. The preliminary determination can be reexamined and may be modified if new information is received. This link to an electronic map of the site or facility's general location is provided as a public courtesy and is not part of the application or notice. For the exact location, refer to the application.

<https://gisweb.tceq.texas.gov/LocationMapper/?marker=-96.236944,32.772777&level=18>

The TCEQ Executive Director has completed the technical review of the application and prepared a draft permit. The draft permit, if approved, would establish the conditions under which the facility must operate. The Executive Director has made a preliminary decision that this permit, if issued, meets all statutory and regulatory requirements. The permit application, Executive Director's preliminary decision, and draft permit are available for viewing and copying at Riter C. Hulsey Public Library, 301 North Rockwall Avenue, Terrell, Texas.

ALTERNATIVE LANGUAGE NOTICE. Alternative language notice in Spanish is available at <https://www.tceq.texas.gov/permitting/wastewater/plain-language-summaries-and-public-notice>. El aviso de idioma alternativo en español está disponible en <https://www.tceq.texas.gov/permitting/wastewater/plain-language-summaries-and-public-notice>.

PUBLIC COMMENT / PUBLIC MEETING. You may submit public comments or request a public meeting about this application. The TCEQ will hold a public meeting on this application if it was requested by a local representative.

The purpose of a public meeting is to provide the opportunity to submit comments or to ask questions about 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. A written response to all timely, relevant and material, or significant comments will be prepared by the Executive Director. All formal comments will be considered before a decision is reached on the permit application. A copy of the written response 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:

Tuesday, July 23, 2024 at 7:00 p.m.

Terrell Performing Arts Center

400 Poetry Road

Terrell, Texas 75160

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 prior to the meeting.

OPPORTUNITY FOR A CONTESTED CASE HEARING. After the deadline for submitting public comments, the Executive Director will consider all timely comments and prepare a response to all relevant and material or significant public comments. **Unless the application is directly referred for a contested case hearing, the response to comments will be mailed to everyone who submitted public comments and to those persons who are on the mailing list for this application. If comments are received, the mailing will also provide instructions for requesting a contested case hearing or reconsideration of the Executive Director's decision.** A contested case hearing is a legal proceeding similar to a civil trial in a state district court.

TO REQUEST A CONTESTED CASE HEARING, YOU MUST INCLUDE THE FOLLOWING ITEMS IN YOUR REQUEST: your name, address, phone number; applicant's name and proposed permit number; the location and distance of your property/activities relative to the proposed facility; a specific description of how you would be adversely affected by the facility in a way not common to the general public; a list of all disputed issues of fact that you submit during the comment period; and the statement "[I/we] request a contested case hearing." If the request for contested case hearing is filed on behalf of a group or association, the request must designate the group's representative for receiving future correspondence; identify by name and physical address an individual member of the group who would be adversely affected by the proposed facility or activity; provide the information discussed above regarding the affected member's location and distance from the facility or activity; explain how and why the member would be affected; and explain how the interests the group seeks to protect are relevant to the group's purpose.

Following the close of all applicable comment and request periods, the Executive Director will forward the application and any requests for reconsideration or for a contested case hearing to the TCEQ Commissioners for their consideration at a scheduled Commission meeting.

The Commission may only grant a request for a contested case hearing on issues the requestor submitted in their timely comments that were not subsequently withdrawn. **If a hearing is granted, the subject of a hearing will be limited to disputed issues of fact or mixed questions of fact and law relating to relevant and material water quality concerns submitted during the comment period.**

EXECUTIVE DIRECTOR ACTION. The Executive Director may issue final approval of the application unless a timely contested case hearing request or request for reconsideration is filed. If a timely hearing request or request for reconsideration is filed, the Executive Director will not issue final approval of the permit and will forward the application and request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting.

MAILING LIST. If you submit public comments, a request for a contested case hearing or a reconsideration of the Executive Director's decision, you will be added to the mailing list for this specific application to receive future public notices mailed by the Office of the Chief Clerk. In addition, you may request to be placed on: (1) the permanent mailing list for a specific applicant name and permit number; and/or (2) the mailing list for a specific county. If you wish to be placed on the permanent and/or the county mailing list, clearly specify which list(s) and send your request to TCEQ Office of the Chief Clerk at the address below.

All written public comments and public meeting requests must be submitted to the Office of the Chief Clerk, MC 105, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087 or electronically at www.tceq.texas.gov/goto/comment

within 30 days from the date of newspaper publication of this notice, or by the date of the public meeting, whichever is later.

INFORMATION AVAILABLE ONLINE. For details about the status of the application, visit the Commissioners' Integrated Database at www.tceq.texas.gov/goto/cid. Search the database using the permit number for this application, which is provided at the top of this notice.

AGENCY CONTACTS AND INFORMATION. Public comments and requests must be submitted either electronically at www.tceq.texas.gov/goto/comment, or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC 105, P.O. Box 13087, Austin, Texas 78711-3087. Any personal information you submit to the TCEQ will become part of the agency's record; this includes email addresses. For more information about this permit application or the permitting process, please call the TCEQ Public Education Program, Toll Free, at (800) 687-4040 or visit their website at www.tceq.texas.gov/goto/pep. Si desea información en español, puede llamar al (800) 687-4040.

Further information may also be obtained from Sun Terrell TX WWTP LLC at the address stated above or by calling **Ms. Kendall Longbotham, P.E., reUse Engineering, Inc., at (737) 275-2271.**

Issuance Date: June 07, 2024

TRD-202402569

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: June 12, 2024



Enforcement Orders

An agreed order was adopted regarding Jan Tofell, Docket No. 2021-1050-AGR-E on June 11, 2024 assessing \$3,750 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Georgette Oden, 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 CIRCLE K STORES INC. dba Circle K Store 2741192, Docket No. 2022-0872-PST-E on June 11, 2024 assessing \$7,500 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Cynthia Sirois, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

TRD-202402572

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: June 12, 2024



Enforcement Orders

An agreed order was adopted regarding Targa Midstream Services LLC, Docket No. 2020-1162-AIR-E on June 12, 2024 assessing \$406,204 in administrative penalties with \$81,240 deferred. Information concerning any aspect of this order may be obtained by contacting Mackenzie Mehlmann, 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 Buckeye Texas Processing LLC, Docket No. 2021-1128-AIR-E on June 12, 2024 assessing

\$18,576 in administrative penalties with \$3,715 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 Leedo Manufacturing Co., L.P., Docket No. 2021-0772-AIR-E on June 12, 2024 assessing \$39,250 in administrative penalties with \$7,850 deferred. Information concerning any aspect of this order may be obtained by contacting Mackenzie Mehlmann, 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 Oxy Vinyls, LP, Docket No. 2021-0353-AIR-E on June 12, 2024 assessing \$69,863 in administrative penalties with \$13,972 deferred. Information concerning any aspect of this order may be obtained by contacting Johnnie Wu, 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 Intercontinental Terminals Company LLC, Docket No. 2022-0460-AIR-E on June 12, 2024 assessing \$10,500 in administrative penalties with \$2,100 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 DSM Nutritional Products, LLC, Docket No. 2023-0102-AIR-E on June 12, 2024 assessing \$12,000 in administrative penalties with \$2,400 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 INEOS US Chemicals Company, Docket No. 2023-0121-AIR-E on June 12, 2024 assessing \$10,800 in administrative penalties with \$2,160 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 INSTEEL WIRE PRODUCTS COMPANY, Docket No. 2022-0572-IHW-E on June 12, 2024 assessing \$37,200 in administrative penalties with \$7,440 deferred. Information concerning any aspect of this order may be obtained by contacting Stephanie McCurley, 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 LATITUDE LIQUIDS LLC, Docket No. 2023-0516-IHW-E on June 12, 2024 assessing \$31,500 in administrative penalties with \$6,300 deferred. Information concerning any aspect of this order may be obtained by contacting Karolyn Kent, 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. 2022-0820-MLM-E on June 12, 2024 assessing \$37,250 in administrative penalties with \$7,450 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 City of Quinlan, Docket No. 2019-1762-MWD-E on June 12, 2024 assessing \$31,874 in administrative penalties with \$6,374 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 City of Arp, Docket No. 2021-1294-MWD-E on June 12, 2024 assessing \$81,375 in administrative penalties. 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 Town of Windom, Docket No. 2021-1220-MWD-E on June 12, 2024 assessing \$51,750 in administrative penalties. 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 City of Maud, Docket No. 2021-0991-MWD-E on June 12, 2024 assessing \$15,187 in administrative penalties with \$3,037 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 Acton Municipal Utility District, Docket No. 2022-1633-MWD-E on June 12, 2024 assessing \$8,250 in administrative penalties with \$1,650 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 City of Dumas, Docket No. 2022-0783-MWD-E on June 12, 2024 assessing \$42,625 in administrative penalties with \$8,525 deferred. Information concerning any aspect of this order may be obtained by contacting Taylor Williamson, 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 Quail Run Services, LLC, Docket No. 2023-0742-MWD-E on June 12, 2024 assessing \$9,900 in administrative penalties with \$1,980 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.

An agreed order was adopted regarding LUFKIN LLC dba Gas N Go, Docket No. 2022-0619-PST-E on June 12, 2024 assessing \$7,876 in administrative penalties with \$1,575 deferred. Information concerning any aspect of this order may be obtained by contacting Tiffany Chu, 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 GREEN ACRES RV PARK & RENTALS LLC, Docket No. 2020-0945-PWS-E on June 12, 2024 assessing \$758 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting William Hogan, 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 Los Botines Water Supply Corporation, Docket No. 2021-1011-PWS-E on June 12, 2024 assessing \$143,830 in administrative penalties. 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 Duval County Conservation and Reclamation District, Docket No. 2022-0937-PWS-E on June 12, 2024 assessing \$1,250 in administrative penalties. 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 Stay A While RV Park LLC, Docket No. 2022-0467-PWS-E on June 12, 2024 assessing \$8,677 in administrative penalties with \$1,735 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 Pilot Texas West LLC, Docket No. 2022-1669-PWS-E on June 12, 2024 assessing \$4,500 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Emerson Rinewalt, 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 Central Washington County Water Supply Corporation, Docket No. 2022-1061-PWS-E on June 12, 2024 assessing \$1,250 in administrative penalties. 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 Mathis, Docket No. 2022-0683-PWS-E on June 12, 2024 assessing \$5,000 in administrative penalties. 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 ERICKSDAHL WATER SUPPLY CORPORATION, Docket No. 2023-0549-PWS-E on June 12, 2024 assessing \$3,000 in administrative penalties. 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 Trinity Rural Water Supply Corporation, Docket No. 2023-0400-PWS-E on June 12, 2024 assessing \$2,800 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Miles Caston, 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 Maria Alvarado dba Alanis RV Park, Docket No. 2023-0312-PWS-E on June 12, 2024 assessing \$5,250 in administrative penalties. 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 North Harrison Water Supply Corporation, Docket No. 2023-0214-PWS-E on June 12, 2024 assessing \$2,750 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Wyatt Throm, 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 Oliver & Thompson Companies, LLC dba Rangers RV, Docket No. 2023-0168-PWS-E on June 12, 2024 assessing \$6,100 in administrative penalties. 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 Eagles Peak Ranch Water Supply Corporation, Docket No. 2023-1202-PWS-E on June 12, 2024 assessing \$1,437 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Hannah Shakir, 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 Utilities Investment Company, Inc., Docket No. 2023-1628-PWS-E on June 12, 2024 assessing \$16,456 in administrative penalties with \$3,291 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 Rivers Edge Interests, Ltd., Docket No. 2022-0141-WQ-E on June 12, 2024 assessing \$16,875 in administrative penalties with \$3,375 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.

TRD-202402573

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: June 12, 2024



Notice of Correction to Agreed Order Number 29

In the May 31, 2024, issue of the *Texas Register* (49 TexReg 3947), the Texas Commission on Environmental Quality (commission) published notice of Agreed Orders, specifically Item Number 29, for Trophy Materials, LLC; Docket Number 2022-0578-WQ-E. The error is as submitted by the commission.

The reference to the penalty should be corrected to read: "\$9,500."

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

TRD-202402534

Gitanjali Yadav

Deputy Director, Litigation

Texas Commission on Environmental Quality

Filed: June 7, 2024



Notice of Opportunity to Comment on an Agreed Order of Administrative Enforcement Actions

The Texas Commission on Environmental Quality (TCEQ or commission) staff is providing an opportunity for written public comment on the listed Agreed Order (AO) in accordance with Texas Water Code (TWC), §7.075. TWC, §7.075, requires that before the commission may approve the AO, the commission shall allow the public an opportunity to submit written comments on the proposed AO. TWC, §7.075, requires that notice of 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 23, 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 the proposed AO is available for public inspection at both the commission's central office, located at 12100 Park 35 Circle, Building A, 3rd Floor, Austin, Texas 78753, (512) 239-3400 and at the applicable regional office listed as follows. Written comments about an AO should be sent to the attorney designated for the AO at the commission's central office at P.O. Box 13087, MC 175, Austin, Texas 78711-3087 and must be **received by 5:00 p.m. on July 23, 2024**. The designated attorney is available to discuss the AO and/or the comment procedure at the listed phone number; however, TWC, §7.075, provides that comments on an AO shall be submitted to the commission in **writing**.

(1) COMPANY: BPR ENTERPRISES, L.L.C.; DOCKET NUMBER: 2022-0453-PWS-E; TCEQ ID NUMBER: RN111449104; LOCATION: 10303 East Bankhead Highway Suite 103 near Aledo, Parker County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.42(b)(1) and (e)(3), by failing to provide disinfection facilities for the groundwater supply for the purpose of microbiological control and distribution protection; 30 TAC §290.46(n)(1), by failing to maintain at the public water system accurate and up-to-date detailed as built plans or record drawings and specifications for each treatment plant, pump station, and storage tank until the facility is decommissioned; and 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; PENALTY: \$2,125; STAFF ATTORNEY: Marilyn Norrod, Litigation, MC 175, (512) 239-5916; REGIONAL OFFICE: Dallas-Fort Worth Regional Office, 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

TRD-202402559

Gitanjali Yadav

Deputy Director, Litigation

Texas Commission on Environmental Quality

Filed: June 11, 2024



Notice of Opportunity to Comment on Default Orders of Administrative Enforcement Actions

The Texas Commission on Environmental Quality (TCEQ, agency, or commission) staff is providing an opportunity for written public comment on the listed Default Orders (DOs). The commission staff proposes a DO when the staff has sent the Executive Director's Preliminary Report and Petition (EDPRP) to an entity outlining the alleged violations; the proposed penalty; the proposed technical requirements necessary to bring the entity back into compliance; and the entity fails to request a hearing on the matter within 20 days of its receipt of the EDPRP or requests a hearing and fails to participate at the hearing. Similar to the procedure followed with respect to Agreed Orders entered into by the executive director of the commission, in accordance with Texas Water Code (TWC), §7.075, this notice of the proposed order and the opportunity to comment is 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 23, 2024**. The commission will consider any written comments received, and the commission

may withdraw or withhold approval of a DO if a comment discloses facts or considerations that indicate that consent to the proposed DO 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 DO is not required to be published if those changes are made in response to written comments.

A copy of each proposed DO is available for public inspection at both the commission's central office, located at 12100 Park 35 Circle, Building A, 3rd Floor, Austin, Texas 78753, (512) 239-3400 and at the applicable regional office listed as follows. Written comments about the DO should be sent to the attorney designated for the DO at the commission's central office at P.O. Box 13087, MC 175, Austin, Texas 78711-3087 and must be **received by 5:00 p.m. on July 23, 2024**. The commission's attorneys are available to discuss the DOs and/or the comment procedure at the listed phone numbers; however, TWC, §7.075, provides that comments on the DO shall be submitted to the commission **in writing**.

(1) COMPANY: Benton Rainey; DOCKET NUMBER: 2021-0212-PST-E; TCEQ ID NUMBER: RN102839560; LOCATION: 301 West Dallas Avenue, Cooper, Delta County; TYPE OF FACILITY: underground storage tank (UST) system; RULES VIOLATED: TWC, §26.3475(d) and 30 TAC §334.49(c)(2)(C) and (4)(C) and §334.54(b)(3) and (e)(5), by failing to adequately protect a temporarily out-of-service UST system from corrosion and failed to empty the UST system and perform a site check as well as necessary corrective actions for a temporarily out of service UST system that would meet financial assurance exemption requirements; 30 TAC §334.602(a), by failing to identify and designate at least one named individual for each class of operator Class A, B, and C for the UST facility; TWC, §26.3475(c)(1), 30 TAC §334.50(b)(1)(A) and §334.54(c)(1), and TCEQ Docket Number 2016-0964-PST-E, Ordering Provision Number 2.b., by failing to monitor a temporarily out-of-service UST system for releases at least once every 30 days; and 30 TAC §334.7(d)(1)(B) and (3), by failing to notify the agency of any change or additional information regarding the UST system within 30 days of the occurrence of the change or addition; PENALTY: \$74,194; STAFF ATTORNEY: David Keagle, Litigation, MC 175, (512) 239-3923; REGIONAL OFFICE: Tyler Regional Office, 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(2) COMPANY: Kenneth Fox Supply Company; DOCKET NUMBER: 2020-1336-AIR-E; TCEQ ID NUMBER: RN100620954; LOCATION: 2200 Fox Drive, McAllen, Hidalgo County; TYPE OF FACILITY: printing press; RULES VIOLATED: Texas Health and Safety Code, §382.085(b), 30 TAC §116.115(b)(2)(F) and (c), and New Source Review Permit Number 148159, Special Conditions Number 1., by failing to comply with the maximum allowable emissions rates; PENALTY: \$8,437; STAFF ATTORNEY: David Keagle, Litigation, MC 175, (512) 239-3923; REGIONAL OFFICE: Harlingen Regional Office, 1804 West Jefferson Avenue, Harlingen, Texas 78550-5247, (956) 425-6010.

TRD-202402560
Gitanjali Yadav
Deputy Director, Litigation
Texas Commission on Environmental Quality
Filed: June 11, 2024



Request for Preliminary Comments for Review and Revision of the Texas Surface Water Quality Standards

The Texas Commission on Environmental Quality (TCEQ) is requesting preliminary written comments on the Texas Surface Water Quality Standards (30 Texas Administrative Code Chapter 307) (Standards). This request for written comments is in preparation of review and revision as needed of the Standards.

The Standards establish instream water quality requirements for Texas streams, rivers, lakes, estuaries, and other surface water bodies. The TCEQ is directed to establish water quality standards in the Texas Water Code, §26.023. The federal Clean Water Act, §303(c), requires that states publicly review and revise their water quality standards as needed every three years. Revisions are made to: (1) incorporate new information on potential pollutants, (2) include additional data about water quality conditions in specific water bodies, (3) address new state and federal regulatory requirements, and (4) accommodate public concerns and public goals for water quality in the state.

The TCEQ will review and consider preliminary comments during the development of draft proposals for revisions of the Standards. Written responses to these preliminary comments will not be provided. Any proposed revisions, whether resulting from these comments or not, will be subject to a formal public hearing and a public comment period prior to adoption.

Written comments on the Standards may be submitted to Ms. Debbie Miller, MC-234, Water Quality Planning Division, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087, or faxed to (512) 239-4410. Electronic comments may be submitted via email to standards@tceq.texas.gov. File size restrictions may apply to comments being submitted via e-mail. All comments should reference the Texas Surface Water Quality Standards.

The preliminary comment period closes at 5:00 p.m. on July 23, 2024.

A copy of the 2022 version of the Standards is available on the Office of the State Secretary's website at: [https://texreg.sos.state.tx.us/public/readact\\$ext.ViewTAC?tac_view=4&ti=30&pt=1&ch=307&rl=Y](https://texreg.sos.state.tx.us/public/readact$ext.ViewTAC?tac_view=4&ti=30&pt=1&ch=307&rl=Y).

For further information on the Standards, please contact Ms. Debbie Miller, Water Quality Planning Division, at (512) 239-1703 or via email to standards@tceq.texas.gov.

Este documento está disponible en español en el siguiente sitio web: https://www.tceq.texas.gov/waterquality/standards/WQ_standards_revisions.html

TRD-202402571
Charmaine Backens
Deputy Director, Environmental Law Division
Texas Commission on Environmental Quality
Filed: June 12, 2024



General Land Office

Surveying Services Coastal Boundary Survey

Project: Riverfront Park, Noah Tevis Survey/Abstract-52

Project No: CL 880016

Project Manager: Amy Nunez, Dianna Ramirez, Coastal Field Offices.

Surveyor: Nedra Foster-Townsend, Licensed State Land Surveyor

Description: Coastal Boundary Survey dated September 24, 2020, delineating the line of mean higher high water along a portion of the Noah Tevis Survey, Abstract 52, and the Neches River in Jefferson County, Texas, in connections with GLO No. CL880016. Centroid coordinates

30.083056 N, 94.094167 W. A copy of the survey has been filed under No. 2020032975, Official Public Records Jefferson County, Texas.

A Coastal Boundary Survey for the above-referenced project has been reviewed and accepted by Surveying Services; upon completion of public notice requirements, the survey will be filed in the Texas General Land Office, Archives and Records, in accordance with provisions of the Tex. Nat. Res. Code §33.136.

by:

Signed: David Klotz, LSLs

Surveying Services Date: 6/4/24

Pursuant to Tex. Nat. Res. Code §33.136, the herein described Coastal Boundary Survey is approved by Dawn Buckingham, M.D., Commissioner of the Texas General Land Office.

by:

Signed: Mark Havens, Chief Clerk

Date: 6/6/24

Filed as: Tex. Nat. Res. Code §33.136, Jefferson County, Sketch No. 15.

TRD-202402502

Mark Havens

Chief Clerk

General Land Office

Filed: June 6, 2024



Surveying Services Coastal Boundary Survey

Project: San Leon Townsite, Amos Edwards League, Abstract-10, Bulkhead

Project No: LC20050041

Project Manager: Amy Nunez, Dianna Ramirez, Coastal Field Operations

Surveyor: Stephen Blaskey, Licensed State Land Surveyor

Description: Coastal Boundary Survey dated July 15, 2020, delineating the littoral boundary of portions of Galveston Bay, State Submerged Tract 308, and the Amos Edwards League, Abstract 10 in Galveston County, Texas, in connection with GLO No. LC20050041. Centroid coordinates 29.4915 N, 94.9115 W, WGS84. A copy of the survey has been filed in Book I, Page 257 in Galveston County Surveyors Records in the Galveston County Engineers Office.

A Coastal Boundary Survey for the above-referenced project has been reviewed and accepted by Surveying Services; upon completion of public notice requirements, the survey will be filed in the Texas General Land Office, Archives and Records, in accordance with provisions of the Tex. Nat. Res. Code §33.136.

by:

Signed: David Klotz, LSLs

Surveying Services Date: 6/4/24

Pursuant to Tex. Nat. Res. Code §33.136, the herein described Coastal Boundary Survey is approved by Dawn Buckingham, M.D., Commissioner of the Texas General Land Office.

by:

Signed: Mark Havens, Chief Clerk

Date: 6/6/24

Filed as: Tex. Nat. Res. Code §33.136, Galveston County, Sketch No. 93.

TRD-202402503

Mark Havens

Chief Clerk

General Land Office

Filed: June 6, 2024



Surveying Services Coastal Boundary Survey

Project: Matagorda Bay Foundation-Seadrift Area, Calhoun County.

Project No: TGLO CMP No.23-020-013-D607

Project Manager: Jessica Chappell, TGLO Coastal Management Program

Surveyor: Kim Thomas Doyle, Licensed State Land Surveyor

Description: Coastal Boundary Survey dated July 18, 2023, delineating the mean higher high-water line of the east shoreline of San Antonio Bay adjacent to the Jose Felix de la Fuentes Survey, Abstract 13 and the Maximo Campos Survey, Abstract 4, in Calhoun County, Texas in connection with TGLO CMP No.23-020-013-D607. Centroid coordinates N 28.405641°, W 96.707053° (N 28° 24' 20", W 96° 42' 25"), WGS84. A copy of the survey has been filed in Instrument: 2024-00436, Slide 720A & 720B, Map or Plat Records of Calhoun County, Texas.

A Coastal Boundary Survey for the above-referenced project has been reviewed and accepted by Surveying Services; upon completion of public notice requirements, the survey will be filed in the Texas General Land Office, Archives and Records, in accordance with provisions of the Tex. Nat. Res. Code §33.136.

by:

Signed: David Klotz, LSLs

Surveying Services Date: 6/4/24

Pursuant to Tex. Nat. Res. Code §33.136, the herein described Coastal Boundary Survey is approved by Dawn Buckingham, M.D., Commissioner of the Texas General Land Office.

by:

Signed: Mark Havens, Chief Clerk

Date: 6/6/24

Filed as: Tex. Nat. Res. Code §33.136, Calhoun County, Sketch No. 11.

TRD-202402504

Mark Havens

Chief Clerk

General Land Office

Filed: June 6, 2024



Surveying Services Coastal Boundary Survey

Project: East Matagorda Bay, Claus Hanson Survey, Abstract-206

Project No: CL20240006

Project Manager: Amy Nunez, Dianna Ramirez, Coastal Field Operations.

Surveyor: William E. Merten, Licensed State Land Surveyor

Description: Coastal Boundary Survey dated February 2, 2022, delineating the line of Mean High Water of East Matagorda Bay Submerged Tract 77 along a remnant portion of the Claus Hanson Survey, Abstract Number 206, Matagorda County, Texas, in connections with GLO No. LC20240006. Centroid coordinates 28.731389 N, 95.760833 W, WGS84. A copy of the survey has been filed in Book 2023, Page 21, on October 20, 2023, County Surveyors Records, Matagorda County Texas.

A Coastal Boundary Survey for the above-referenced project has been reviewed and accepted by Surveying Services; upon completion of public notice requirements, the survey will be filed in the Texas General Land Office, Archives and Records, in accordance with provisions of the Tex. Nat. Res. Code §33.136.

by:

Signed: David Klotz, LSL

Surveying Services Date: 6/3/24

Pursuant to Tex. Nat. Res. Code §33.136, the herein described Coastal Boundary Survey is approved by Dawn Buckingham, M.D., Commissioner of the Texas General Land Office.

by:

Signed: Mark Havens, Chief Clerk

Date: 6/6/24

Filed as: Tex. Nat. Res. Code §33.136, Matagorda County, Sketch No. 16

TRD-202402505

Mark Havens

Chief Clerk

General Land Office

Filed: June 6, 2024

◆ ◆ ◆
Texas Health and Human Services Commission

Public Notice: Amendments to the Texas State Plan for Medical Assistance

The Texas Health and Human Services Commission (HHSC) announces its intent to submit Transmittal Number 24-0006 to the Texas State Plan for Medical Assistance under Title XIX of the Social Security Act.

The purpose of this proposed amendment is to implement state statutory requirements in House Bill (H.B.) 1575, related to expanding the types of providers who can provide Case Management for Children and Pregnant Women (CPW) services. The two new provider types are doulas and community health workers.

Additionally, the 88th Legislature modified the eligible postpartum period in H.B. 12 to require continued medical assistance to eligible pregnant women for 12 months. This amendment includes conforming changes made by TN 23-0028 implementing H.B. 12. Other non-substantive updates have been done to formatting and language.

The proposed amendment is effective September 1, 2024.

The proposed amendment is estimated to have no fiscal impact. The addition of new provider types, doulas and community health workers, as eligible Medicaid providers case management services is not expected to increase Medicaid utilization or cost because HHSC already reimburses the existing CPW providers at the same rate for the same services provided by licensed nurses and social workers. Eligi-

ble pregnant recipients must continue to qualify by having a high-risk condition.

To obtain copies of the proposed amendment, interested parties may contact Nicole Hotchkiss, State Plan Coordinator, by mail at the Health and Human Services Commission, P.O. Box 13247, Mail Code H-600, Austin, Texas 78711; by telephone at (512) 438-5035; or by email at Medicaid_Chip_SPA_Inquiries@hhsc.state.tx.us. The Access and Eligibility Services for local benefit offices will post and have copies of the amendment available for review.

TRD-202402506

Karen Ray

Chief Counsel

Texas Health and Human Services Commission

Filed: June 6, 2024

◆ ◆ ◆
Public Notice - Texas Managed Care Quality Strategy

The Texas Health and Human Services Commission (HHSC) announces its intent to submit to the Centers for Medicare & Medicaid Services (CMS) an updated *Texas Managed Care Quality Strategy*.

Proposed Update. In accordance with 42 CFR §438.340, each state contracting with a managed care organization (MCO) must draft and implement a written quality strategy for assessing and improving the quality of health care and services furnished by the MCO. The state must review and update the quality strategy as needed, but no less than once every three years. The current quality strategy was posted to the HHSC website and submitted to CMS in September 2021. HHSC will submit the 2024 Texas Managed Care Quality Strategy to CMS in September 2024.

Key updates include:

- Consolidating the goals to add clarity and efficiency;
- Adding objectives for each goal to ensure that each quality initiative and directed payment program works toward an objective;
- Adding new sections for Healthy Texas Women; Nonemergency Medical--Transportation; the Nonmedical Drivers of Health action plan; Aligning technology by Linking Interoperable Systems; and the Comprehensive Hospital Increase Reimbursement Program;
- Adding visual elements for connections between the goals and objectives and the HHSC quality initiatives implemented to achieve the goals and objectives; and
- Adding an appendix of quality performance measures, their associated HHSC initiatives, and objectives.

Copy of Proposed Update. The Draft 2024 *Texas Managed Care Quality Strategy* is available on the HHSC website, which can be viewed at this link: <https://hhs.texas.gov/about-hhs/process-improvement/improving-services-texans/medicaid-chip-quality-efficiency-improvement/quality-strategy>. For reference, the current *Texas Managed Care Quality Strategy* is also available via that link.

Public Comment Period. Comments about the draft 2024 Texas Managed Care Quality Strategy must be submitted to HHSC by July 21, 2024. Comments on the proposed update may be made by U.S. mail, overnight mail, special delivery mail, telephone, fax or email:

U.S. Mail

Texas Health and Human Services Commission

Attention: Julyya Alvarez, Waiver Coordinator, Federal Coordination, Rules, and Committees

Mail Code H-310
Winters Building
701 West 51st Street
Austin, Texas 78751

Overnight mail or special delivery mail

Texas Health and Human Services Commission
Attention: Julyya Alvarez,

Mail Code H-310
Winters Building
701 West 51st Street
Austin, Texas 78751

Telephone

(512) 438-4330

Fax

Attention: Julyya Alvarez at (512) 323-1905

Email

TX_Medicaid_Waivers@hhs.texas.gov

TRD-202402519

Karen Ray

Chief Counsel

Texas Health and Human Services Commission

Filed: June 7, 2024

Department of State Health Services

Correction of Error

The Texas Health and Human Services Commission (HHSC) proposed amendments to 25 TAC Chapter 289 in the June 14, 2024, issue of the *Texas Register* (49 TexReg 4200). Due to an error by the Texas Register, the proposed amendments included an incorrect symbol for "microcuries". The symbol was published as "Ci". The correct symbol should be "µCi".

TRD-202402570

Texas Department of Insurance

Company Licensing

Application to do business in the state of Texas for PrimeOne Insurance Company, a foreign fire and/or casualty company. The home office is in Salt Lake City, Utah.

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-202402501

Justin Beam

Chief Clerk

Texas Department of Insurance

Filed: June 6, 2024

Texas Lottery Commission

Scratch Ticket Game Number 2591 "ULTIMATE RICHES"

1.0 Name and Style of Scratch Ticket Game.

A. The name of Scratch Ticket Game No. 2591 is "ULTIMATE RICHES". The play style is "key number match".

1.1 Price of Scratch Ticket Game.

A. The price for Scratch Ticket Game No. 2591 shall be \$30.00 per Scratch Ticket.

1.2 Definitions in Scratch Ticket Game No. 2591.

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, 03, 04, 06, 07, 08, 09, 11, 12, 13, 14, 15, 16, 17, 18, 19, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 2X SYMBOL, 5X SYMBOL, 10X SYMBOL, 20X SYMBOL, \$50.00, \$75.00, \$100, \$200, \$300, \$500, \$3,000, \$30,000 and \$2,000,000.

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. 2591 - 1.2D

| PLAY SYMBOL | CAPTION |
|-------------|---------|
| 01 | ONE |
| 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 |
| 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 |
| 41 | FRON |
| 42 | FRT0 |
| 43 | FRTH |
| 44 | FRFR |
| 45 | FRFV |
| 46 | FRSX |
| 47 | FRSV |
| 48 | FRET |
| 49 | FRNI |
| 50 | FFTY |
| 2X SYMBOL | DBL |
| 5X SYMBOL | WINX5 |
| 10X SYMBOL | WINX10 |
| 20X SYMBOL | WINX20 |
| \$50.00 | FFTY\$ |
| \$75.00 | SVFV\$ |
| \$100 | ONHN |
| \$200 | TOHN |
| \$300 | THHN |
| \$500 | FVHN |
| \$3,000 | THTH |
| \$30,000 | 30TH |
| \$2,000,000 | TPPZ |

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 (2591), a seven (7) digit Pack number, and a three (3) digit Ticket number. Ticket numbers start with 001 and end with 025 within each Pack. The format will be: 2591-0000001-001.

H. Pack - A Pack of the "ULTIMATE RICHES" Scratch Ticket Game contains 025 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 025 while the other fold will show the back of Ticket 001 and front of 025.

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 "ULTIMATE RICHES" Scratch Ticket Game No. 2591.

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 "ULTIMATE RICHES" Scratch Ticket Game is determined once the latex on the Scratch Ticket is scratched off to expose fifty-nine (59) Play Symbols. BONUS PLAY INSTRUCTIONS: If a player reveals 2 matching prize amounts in the same BONUS, the player wins that amount. ULTIMATE RICHES PLAY INSTRUCTIONS: If the 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 "2X" Play Symbol, the player wins DOUBLE the prize for that symbol. 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. If the player reveals a "20X" Play Symbol, the player wins 20 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 fifty-nine (59) 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 fifty-nine (59) 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 fifty-nine (59) Play Symbols must be exactly one of those described in Section 1.2.C of these Game Procedures;

17. Each of the fifty-nine (59) 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. BONUS: A non-winning Prize Symbol in a BONUS play area will never match a winning Prize Symbol in the other BONUS play area.

D. BONUS: A Ticket will not have matching non-winning Prize Symbols across the two (2) BONUS play areas.

E. KEY NUMBER MATCH: No prize amount in a non-winning spot will correspond with the YOUR NUMBERS Play Symbol (i.e., 50 and \$50).

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

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

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

I. KEY NUMBER MATCH: A Ticket may have up to five (5) matching non-winning Prize Symbols, unless restricted by other parameters, play action or prize structure.

J. KEY NUMBER MATCH: The "2X" (DBL) Play Symbol will only appear on winning Tickets, as dictated by the prize structure.

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

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

M. KEY NUMBER MATCH: The "20X" (WINX20) Play Symbol will only appear on winning Tickets, as dictated by the prize structure.

2.3 Procedure for Claiming Prizes.

A. To claim a "ULTIMATE RICHES" Scratch Ticket Game prize of \$50.00, \$75.00, \$100, \$200, \$300 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 \$50.00, \$75.00, \$100, \$200, \$300 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 "ULTIMATE RICHES" Scratch Ticket Game prize of \$3,000, \$30,000 or \$2,000,000, 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 "ULTIMATE RICHES" 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 "ULTIMATE RICHES" 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 "ULTIMATE RICHES" 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 6,000,000 Scratch Tickets in Scratch Ticket Game No. 2591. The approximate number and value of prizes in the game are as follows:

Figure 2: GAME NO. 2591 - 4.0

| Prize Amount | Approximate Number of Winners* | Approximate Odds are 1 in ** |
|--------------|--------------------------------|------------------------------|
| \$50.00 | 480,000 | 12.50 |
| \$75.00 | 360,000 | 16.67 |
| \$100 | 420,000 | 14.29 |
| \$200 | 75,000 | 80.00 |
| \$300 | 50,000 | 120.00 |
| \$500 | 6,500 | 923.08 |
| \$3,000 | 100 | 60,000.00 |
| \$30,000 | 15 | 400,000.00 |
| \$2,000,000 | 4 | 1,500,000.00 |

*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 4.31. 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. 2591 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. 2591, 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-202402575
 Bob Biard
 General Counsel
 Texas Lottery Commission
 Filed: June 12, 2024

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North Central Texas Council of Governments

Notice of Contract Award for Bus Transportation Services for 2024 Wings over Cowtown Air Show

Pursuant to the provisions of Government Code, Chapter 2254, the North Central Texas Council of Governments publishes this notice of contract award. The request appeared in the December 8, 2023, issue of the *Texas Register* (48 TexReg 7222). The selected entity will perform technical and professional work for Bus Transportation Services for 2024 Wings Over Cowtown Air Show.

The entity selected for this project is GETZ Transportation Solutions, LLC, 1708 Spring Green Blvd., Suite 120-26, Katy, Texas 77494 for a contract not to exceed \$196,000.

Issued in Arlington, Texas on April 2, 2024.

TRD-202402497

R. Michael Eastland

Executive Director

North Central Texas Council of Governments

Filed: June 5, 2024



Notice of Contract Award for Engineering Services to Support the Transportation and Stormwater Infrastructure (TSI) Hydrologic & Hydraulic Assessment

Pursuant to the provisions of Government Code, Chapter 2254, the North Central Texas Council of Governments publishes this notice of contract award. The request appeared in the December 15, 2023, issue of the *Texas Register* (48 TexReg 7665). The selected entity will perform technical and professional work for Engineering Services to Support the Transportation and Stormwater Infrastructure (TSI) Hydrologic & Hydraulic Assessment.

The entity selected for this project is Freese and Nichols, 12770 Merit Drive, Suite 900, Dallas, Texas 75251 for a contract not to exceed \$975,000.

Issued in Arlington, Texas on May 30, 2024.

TRD-202402564

R. Michael Eastland

Executive Director

North Central Texas Council of Governments

Filed: June 11, 2024



Texas Optometry Board

Correction of Error

The Texas Optometry Board proposed the repeal of 22 TAC §280.2 in the June 14, 2024, issue of the *Texas Register* (49 TexReg 4143).

Due to an error by the Texas Register, the rule was incorrectly listed in the proposed repeal.

The first paragraph of the proposed repeal should read as follows:

The Texas Optometry Board proposes the repeal of 22 TAC Chapter 280 Therapeutic Optometry. The Board is repealing the following rules: §280.2 Required Education; §280.3 Certified Therapeutic Optometrist Examination; and §280.8 Optometric Glaucoma Specialist: Required Education, Examination and Clinical Skills Evaluation.

Also, the repeal was published with the wrong section number. The information should have been published as follows:

§280.2. Required Education.

TRD-202402554



Supreme Court of Texas

Preliminary Approval of Amendments to Texas Rules of Civil Procedure 103 and 107

Supreme Court of Texas

Misc. Docket No. 24-9034

Preliminary Approval of Amendments to Texas Rules of Civil Procedure 103 and 107

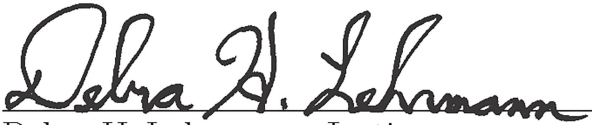
ORDERED that:

1. The Court invites public comments on proposed amendments to Texas Rules of Civil Procedure 103 and 107.
2. Comments regarding the proposed amendments should be submitted in writing to rulescomments@txcourts.gov by November 1, 2024.
3. The Court will issue an order finalizing the rules after the close of the comment period. The Court may change the rules in response to public comments. The Court expects the amendments to take effect on December 1, 2024.
4. The Clerk is directed to:
 - a. file a copy of this Order with the Secretary of State;
 - b. cause a copy of this Order to be mailed to each registered member of the State Bar of Texas by publication in the *Texas Bar Journal*;
 - c. send a copy of this Order to each elected member of the Legislature; and
 - d. submit a copy of this Order for publication in the *Texas Register*.

Dated: June 11, 2024.



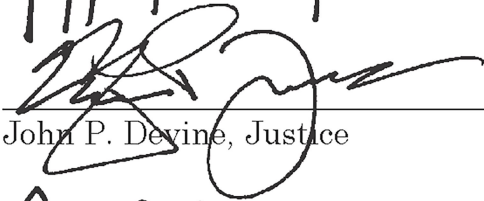
Nathan L. Hecht, Chief Justice



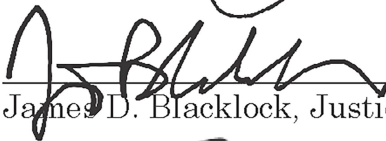
Debra H. Lehrmann, Justice



Jeffrey S. Boyd, Justice



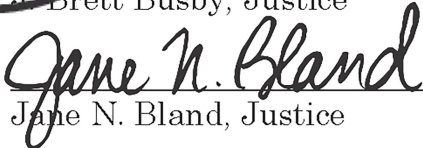
John P. Devine, Justice



James D. Blacklock, Justice



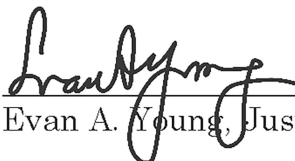
Brett Busby, Justice



Jane N. Bland, Justice



Rebeca A. Huddle, Justice



Evan A. Young, Justice

TEXAS RULES OF CIVIL PROCEDURE

RULE 103. WHO MAY SERVE

Process including citation and other notices, writs, orders, and other papers issued by the court may be served anywhere by (1) any sheriff or constable or other person authorized by law, (2) any person authorized by law or by written order of the court who is not less than eighteen years of age, or (3) any person certified ~~under order of the Supreme Court~~ by the Judicial Branch Certification Commission. Service by registered or certified mail and citation by publication must, if requested, be made by the clerk of the court in which the case is pending. But no person who is a party to or interested in the outcome of a suit may serve any process in that suit, and, unless otherwise authorized by a written court order, only a sheriff or constable may serve a citation in an action of forcible entry and detainer, a writ that requires the actual taking of possession of a person, property or thing, or process requiring that an enforcement action be physically enforced by the person delivery the process. The order authorizing a person to serve process may be made without written motion and no fee may be imposed for issuance of such order.

Notes and Comments

Comment to 1988 change: The amendment makes clear that the courts are permitted to authorize persons other than Sheriffs or Constables to serve Citation. Further, Sheriffs or Constables are not restricted to service in their county. The last sentence is added to avoid the necessity of motions and fees.

Comment- 2005: The rule is amended to include among the persons authorized to effect service those who meet certification requirements promulgated by the Supreme Court and to prohibit private individuals from serving certain types of process unless, in rare circumstances, a court authorizes an individual to do so.

RULE 107. RETURN OF SERVICE

- (a) The officer or authorized person executing the citation must complete a return of service. The return may, but need not, be endorsed on or attached to the citation.
- (b) The return, together with any documents to which it is attached, must include the following information:
 - (1) the cause number and case name;

- (2) the court in which the case is filed;
 - (3) a description of what was served;
 - (4) the date and time the process was received for service;
 - (5) the person or entity served;
 - (6) the address served;
 - (7) the date of service or attempted service;
 - (8) the manner of delivery of service or attempted service;
 - (9) the name of the person who served or attempted to serve the process;
 - (10) if the person named in (9) is a process server certified ~~under order of the Supreme Court~~ by the Judicial Branch Certification Commission, his or her identification number and the expiration date of his or her certification; and
 - (11) any other information required by rule or law.
- (c) When the citation was served by registered or certified mail as authorized by Rule 106, the return by the officer or authorized person must also contain the return receipt with the addressee's signature.
- (d) When the officer or authorized person has not served the citation, the return shall show the diligence used by the officer or authorized person to execute the same and the cause of failure to execute it, and where the defendant is to be found, if ascertainable.
- (e) The officer or authorized person who serves or attempts to serve a citation must sign the return. If the return is signed by a person other than a sheriff, constable, or the clerk of the court, the return must either be verified or be signed under penalty of perjury. A return signed under penalty of perjury must contain the statement below in substantially the following form:

"My name is _____, my date of birth is _____, and
(First) (Middle) (Last)

“My name is _____, I am at least 18 years old, and
(First, Middle, Last)

my address is _____, _____, _____, _____, and
(Street) (City) (State) (Zip Code)

_____. I declare under penalty of perjury that the foregoing is true and correct.
(Country)

Executed in _____ County, State of _____, on the _____ day of _____,
(Month)

_____.
(Year)

_____.”
(Declarant)

- (f) Where citation is executed by an alternative method as authorized by Rule 106, proof of service shall be made in the manner ordered by the court.
- (g) The return and any document to which it is attached must be filed with the court and may be filed electronically or by facsimile, if those methods of filing are available.
- (h) No default judgment shall be granted in any cause until proof of service as provided by this rule or by Rules 108 or 108a, or as ordered by the court in the event citation is executed by an alternative method under Rule 106, shall have been on file with the clerk of the court ten days, exclusive of the day of filing and the day of judgment.

Notes and Comments

Comment to 1988 change: Amendments are made to conform to changes in Rule 103.

Comment to 1990 change: To state more directly that a default judgment can be obtained when the defendant has been served with process in a foreign country pursuant to the provisions of Rules 108 or 108a.

2021 Comment: Certain default orders, like those in suits for protection from family violence, may be exempt by statute from the ten-day requirement in paragraph (h). *See, e.g.*, TEX. FAM. CODE § 85.006.

TRD-202402574
Jaclyn Daumerie
Rules Attorney
Supreme Court of Texas
Filed: June 12, 2024

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Texas Workforce Commission

**Request for Comment Regarding the Management Fee Rate
Charged by WorkQuest**

Notice is hereby given that the Texas Workforce Commission (Commission) will review and make a decision on the management fee rate charged by the central nonprofit agency, WorkQuest, for its services to the community rehabilitation programs and operation of the State Use Program for Fiscal Year 2025 as required by Texas Human Resources Code, §122.019(e).

This review will be considered by the Commission no earlier than Tuesday, August 27, 2024, in a duly posted open meeting. WorkQuest has

requested that the Commission set the Fiscal Year 2025 management fee rate at 6 percent of the sales price for products, 6 percent of the contract price for services, and 5 percent of the contract price for temporary staffing services. The Commission seeks public comment on WorkQuest's management fee rate request as required by Texas Human Resources Code, §122.030.

Comments should be submitted in writing on or before Tuesday, August 20, 2024, to Kelvin Moore at Texas Workforce Commission, 1117 Trinity, Room 214T, Austin, Texas 78711, or via email to purchasingfrompeoplewithdisabilities@twc.texas.gov. For all other questions, contact (512) 463-3244.

TRD-202402557
Les Trobman
General Counsel
Texas Workforce Commission
Filed: June 11, 2024