

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.

Texas Alcoholic Beverage Commission

DRAFT Marketing Practice Advisory – MPA019, Authorized Advertising for Private Clubs

Join TABC staff on August 8, 2024, at 10:00 a.m. by video-conference to discuss this amended advisory. The advisory has been amended to provide clarity on outdoor advertising practices by holders of a private club permit. For more details on the stakeholder meeting, please visit TABC's webpage at <https://www.tabc.texas.gov/about-us/agency-meetings/>. It is TABC's intent to receive comments until 5:00 p.m. on September 1, 2024. Comments should be emailed to advisories@tabc.texas.gov.

To: Private Club Registration Permit Holders

Scope of the Advisory

This advisory provides guidance on the requirements and common practices related to outdoor advertising by holders of a private club registration permit, private club malt beverage and wine permit, and private club exemption certificate (collectively referred to as a private club in this advisory).

Outdoor Advertising

Outdoor advertising refers to any sign bearing a word, mark, description, or other device that is used to advertise an alcoholic beverage, or the business of a person who manufactures, sells, or distributes an alcoholic beverage, if the sign is displayed outside the walls or enclosure of a building or structure where a permit or license is issued. Outdoor advertising also includes such a sign if it is displayed inside a building but within 5 feet of an exterior wall facing a street or highway so that the sign is visible by a person of ordinary vision from outside the building. Outdoor advertising does not include advertisements appearing on radio, television, or the internet, or in a magazine, newspaper, or other periodically published literary publication.

Advertising in Partially Wet Area

A private club located in a partially wet area may advertise the service of alcohol to persons who are members of the club in accordance with the requirements set forth in Rule §45.105. Pursuant to Rule §45.105(b)(3), a private club may advertise any class of alcoholic beverages (*i.e.* distilled spirits, wine, or malt beverages) as long as the area containing the advertisement is wet for the *on-premises consumption* of the particular class of alcohol advertised.

However, as a retailer, Rule §45.105(a) prohibits a private club from advertising any price for an alcoholic beverage on any sign, billboard, marquee, or other display located on the private club's premises in such a manner that the price may be read by persons outside of the premises.

Lastly, in accordance with Rule §45.105(b)(2), any advertisements by a private club that directly or indirectly advertise the service of alcoholic beverages must state that the service of alcoholic beverages is only for persons who are members of the club. This requirement applies irrespective of an advertisement's reference to a specific brand of alcohol or lack thereof.

Permissible outdoor advertising on the premises of a private club in a wet area MAY contain, but is not limited to, the following types of statements:

- "Happy Hour Specials from 5:00 p.m. to 9:00 p.m."
- "Margarita Specials on Monday"
- "Happy Hour Half Price"

Prohibited outdoor advertising on the premises of a private club would include:

- "\$2 Margaritas on Mondays"

Price Exception for Certain Private Clubs: If the private club holds a food and beverage certificate at the permitted premises, they may place a menu on an exterior wall that includes prices for food and alcohol which are visible to persons outside the building.

Advertising in Completely Dry Areas

If an area is completely dry, a private club may not advertise the sale or service of alcohol from any billboard, sign, marquee, or other display seen from outside the permittee's building. However, advertising the sale or service of alcohol on the internet, on the radio or television, or through printed materials such as newspapers, magazines, or other literary publications is still allowed.

Statement From TABC

This advisory is issued pursuant to Alcoholic Beverage Code §5.57. It has been approved by Andrea Maceyra, Chief of Regulatory Affairs, and represents the opinion of the staff of the Commission. We hope this opinion will assist you in your endeavors. If you would like additional information or have questions regarding this advisory, you may contact TABC in writing at P.O. Box 13127, Austin, Texas 78711; by email at advisories@tabc.texas.gov; or by phone at (512) 206-3411.

TRD-202403348

Matthew Cherry

Senior Counsel

Texas Alcoholic Beverage Commission

Filed: July 24, 2024

Capital Area Rural Transportation System

Smithville Station Renovation

Capital Area Rural Transportation System (CARTS) invites qualified General Contractors to submit proposals for the Renovations of the CARTS's Smithville Station in Smithville, Texas.

RFP and Construction Documents will be available on the CARTS Website beginning at 2:00 p.m., Tuesday, August 13, 2024, Go to: <https://www.ridecarts.com/procurement/>, select the **Smithville Station** link and follow the instructions.

An on-site pre-proposal conference (not mandatory but recommended) will be held at 10:00 a.m., Tuesday, August 20, 2024, at 300 NE Loop 230, Smithville, Texas.

The schedule is:

Tuesday, August 13 2:00 p.m. - RFP Documents available for download

Tuesday, August 20 10:00 a.m. - On-site pre-proposal conference

Tuesday, August 27 5:00 p.m. - Deadline for proposal questions

Tuesday, September 3 5:00 p.m. - Responses to questions posted on website

Tuesday, September 10 2:00 p.m. - Proposals due at CARTS

Proposals will be evaluated on cost, qualifications, experience, the quality and content of the submittal.

TRD-202403151

David L. Marsh

General Manager

Capital Area Rural Transportation System

Filed: July 17, 2024

Coastal Bend Workforce Development Board

Request for Applications for Professional Workplace Facilitator Services RFA 24-03

Workforce Solutions Coastal Bend (WFSCB) is soliciting applications from qualified entities or individuals to provide professional workplace facilitator services in various development areas to WFSCB staff. Eligible Applicants must be certified and experienced in facilitating in-person meetings in one or more of the following activities:

Personality Testing & Assessment

Emotional Intelligence

Staff Coaching & Development

Culture & Team Building

The RFA will be available on Monday, July 22, 2024 at 2:00 p.m. Central Time and 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 will be accepted through Friday, August 30, 2024 at 4:00 p.m. and may be submitted via email to esther.velazquez@workforcesolutionscb.org or 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-202403338

Alba Silvas

Chief Operating Officer

Coastal Bend Workforce Development Board

Filed: July 24, 2024

Office of Consumer Credit Commissioner

Notice of Rate Ceilings

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

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 07/29/24 - 08/04/24 is 18.00% for consumer¹ credit.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 07/29/24 - 08/04/24 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-202403333

Leslie L. Pettijohn

Commissioner

Office of Consumer Credit Commissioner

Filed: July 23, 2024

Texas Education Agency

Correction of Error Concerning Proposed Amendment to 19 TAC Chapter 61, School Districts, Subchapter A, Board of Trustees Relationship, §61.2, Nomination of Trustees for Military Reservation School Districts and Boys Ranch Independent School District

The Texas Education Agency (TEA) proposed an amendment to 19 TAC §61.2, concerning nominations of trustees for military reservation school districts and Boys Ranch Independent School District, in the May 17, 2024 issue of the *Texas Register* (49 TexReg 3462). Due to an error by TEA, the rule text included errors in proposed new subsection (a).

The corrected subsection should read, "For purposes of this section, commanding officer is defined as the officer who is assigned to serve physically on the installation or military reservation on which the military reservation school district is located and who provides leadership for the functional support of and contingency or emergency coordination for the military reservation school district." The correction reflects technical edits to remove quotation marks around the term commanding officer and delete administrative information about State Board of Education approval of the proposed new subsection.

TRD-202403339

Cristina De La Fuente-Valadez

Director, Rulemaking

Texas Education Agency

Filed: July 24, 2024

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 **September 3, 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 **September 3, 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: AET Environmental, Incorporated Source Environmental dba AET Environmental Texas; DOCKET NUMBER: 2023-1275-IHW-E; IDENTIFIER: RN105695779; LOCATION: Denton, Denton County; TYPE OF FACILITY: transporter company; RULES VIOLATED: 30 TAC §§335.2(a), 335.43(a), 335.94(a), and 40 Code of Federal Regulations (CFR) §263.12(a), by failing to have or obtain authorization to store industrial hazardous waste past ten days without a permit; 30 TAC §335.94(a)(2) and 40 CFR §265.15(a), (b)(1), and (d) and §265.174, by failing to develop a written inspection schedule and conduct inspections of all container storage areas for malfunction and deterioration, operator errors, and discharges which may be causing or may lead to release of hazardous constituents to the environment or a threat to human health; 30 TAC §335.94(a)(5) and 40 CFR §265.52(e) and (f), by failing to maintain a compliant copy of the contingency plan and emergency procedures at the facility; 30 TAC §335.94(a)(6) and 40 CFR §265.173(a), by failing to keep a container holding hazardous waste closed except when adding or removing waste; and 40 CFR §§243.200, 265.15(c), and 265.171, by failing to maintain a container storing hazardous waste in good condition; PENALTY: \$17,165; ENFORCEMENT COORDINATOR: Tiffany Chu, (817) 588-5891; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(2) COMPANY: AUR ROOFING, INCORPORATED; DOCKET NUMBER: 2023-0800-AIR-E; IDENTIFIER: RN111581021; LOCATION: San Antonio, Bexar County; TYPE OF FACILITY: powder coating facility; RULES VIOLATED: 30 TAC §116.110(a) and Texas Health and Safety Code, §382.0518(a) and §382.085(b), by failing to obtain authorization prior to constructing or modifying a source of air contaminants; PENALTY: \$2,500; ENFORCEMENT COORDINATOR: Desmond Martin, (512) 239-2814; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(3) COMPANY: City of Harlingen Waterworks System; DOCKET NUMBER: 2022-0032-MWD-E; IDENTIFIER: RN101613362; LOCATION: Harlingen, Cameron 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 WQ0010490003, Effluent Limitations and Monitoring Requirements Number 1, by failing to comply

with permitted effluent limitations; PENALTY: \$19,050; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: \$15,240; ENFORCEMENT COORDINATOR: Mark Gamble, (512) 239-2587; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(4) COMPANY: Moriah TFS Operations, LLC; DOCKET NUMBER: 2023-0802-MLM-E; IDENTIFIER: RN108802265; LOCATION: Midland, Midland County; TYPE OF FACILITY: aggregate production operation; RULES VIOLATED: 30 TAC §116.110(a) and Texas Health and Safety Code, §382.0518(a) and §382.085(b), by failing to obtain authorization prior to constructing or modifying a source of air contaminants; 30 TAC §281.25(a)(4) and 40 Code of Federal Regulations §122.26(c), by failing to obtain authorization to discharge stormwater associated with industrial activities; and 30 TAC §334.127(a)(1) and TWC, §26.346(a), by failing to register all aboveground storage tanks in existence on or after September 1st, 1989, with the TCEQ; PENALTY: \$16,000; ENFORCEMENT COORDINATOR: Madison Stringer, (512) 239-1126; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(5) COMPANY: Moriah TFS Operations, LLC; DOCKET NUMBER: 2024-0170-MLM-E; IDENTIFIER: RN111372959; LOCATION: Midland, Midland County; TYPE OF FACILITY: aggregate production operation; RULES VIOLATED: 30 TAC §116.110(a) and Texas Health and Safety Code, §382.0518(a) and §382.085(b), by failing to obtain authorization prior to constructing or modifying a source of air contaminants; 30 TAC §281.25(a)(4) and 40 Code of Federal Regulations §122.26(c), by failing to obtain authorization to discharge stormwater associated with industrial activities; and 30 TAC §334.127(a)(1) and TWC, 26.346(a), by failing to register all aboveground storage tanks with the TCEQ; PENALTY: \$16,000; ENFORCEMENT COORDINATOR: Madison Stringer, (512) 239-1126; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(6) COMPANY: Petra Firma Development Group, Incorporated; DOCKET NUMBER: 2023-1746-PWS-E; IDENTIFIER: RN109875062; LOCATION: Christoval, Tom Green County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.108(f)(1) and Texas Health and Safety Code, §341.0315(c), by failing to comply with the maximum contaminant level of 5 picoCuries per liter (pCi/L) for combined radium-226 and radium-228, and 15 pCi/L for gross alpha particle activity based on the running annual average; PENALTY: \$3,975; ENFORCEMENT COORDINATOR: Taner Hengst, (512) 239-1143; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(7) COMPANY: Stonetown Benbrook, LLC; DOCKET NUMBER: 2022-0754-MWD-E; IDENTIFIER: RN102963238; LOCATION: Fort Worth, Tarrant 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 WQ0014792001, Interim Effluent Limitations and Monitoring Requirements Numbers 1, 2, and 6, by failing to comply with permitted effluent limitations; PENALTY: \$29,687; ENFORCEMENT COORDINATOR: Taylor Williamson, (512) 239-2097; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

TRD-202403268
Gitanjali Yadav
Deputy Director, Litigation
Texas Commission on Environmental Quality
Filed: July 23, 2024



Enforcement Orders

An agreed order was adopted regarding City of Chandler, Docket No. 2022-0056-MWD-E on July 23, 2024 assessing \$7,500 in administrative penalties with \$1,500 deferred. Information concerning any aspect of this order may be obtained by contacting Sarah Castillo, 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 Tony's Concrete Work, LLC, Docket No. 2022-0550-AIR-E on July 23, 2024 assessing \$3,750 in administrative penalties with \$750 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 SAROMNARIN INVESTMENT, INC. dba Big Daddys Convenience, Docket No. 2022-0639-PST-E on July 23, 2024 assessing \$5,438 in administrative penalties with \$1,087 deferred. Information concerning any aspect of this order may be obtained by contacting Adriana Fuentes, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding SMITH COUNTY SAND COMPANY, L.L.C., Docket No. 2022-0661-WQ-E on July 23, 2024 assessing \$779 in administrative penalties with \$155 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 UFF, Inc dba Shell 7541, Docket No. 2022-0910-PST-E on July 23, 2024 assessing \$3,375 in administrative penalties with \$675 deferred. Information concerning any aspect of this order may be obtained by contacting Jacob Morton, 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 ONE SOURCE LOGISTICS, LLC, Docket No. 2022-1231-MSW-E on July 23, 2024 assessing \$6,549 in administrative penalties with \$1,309 deferred. Information concerning any aspect of this order may be obtained by contacting Celia Garza, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding BASF CORPORATION, Docket No. 2022-1362-WDW-E on July 23, 2024 assessing \$6,375 in administrative penalties with \$1,275 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 JUNG & RYU, INC dba Matlock Fuel Center, Docket No. 2022-1444-PST-E on July 23, 2024 assessing \$4,000 in administrative penalties with \$800 deferred. Information concerning any aspect of this order may be obtained by contacting Lauren Little, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding GEMINI VENTURES INC., Docket No. 2022-1684-PST-E on July 23, 2024 assessing \$6,291 in administrative penalties with \$1,258 deferred. Information concerning any aspect of this order may be obtained by contacting Danielle Fish-

beck, 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 CTM Investments, Inc. dba Checkered Flag 29, Docket No. 2023-0129-PST-E on July 23, 2024 assessing \$2,556 in administrative penalties with \$511 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 Harris County Municipal Utility District No. 220, Docket No. 2023-0197-PWS-E on July 23, 2024 assessing \$255 in administrative penalties with \$51 deferred. Information concerning any aspect of this order may be obtained by contacting Ashley Lemke, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding CREST METAL DOORS, INC., Docket No. 2023-0371-AIR-E on July 23, 2024 assessing \$5,350 in administrative penalties with \$1,070 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 Texas Department of Transportation dba TXDOT Bonham Maintenance, Docket No. 2023-0504-PST-E on July 23, 2024 assessing \$3,750 in administrative penalties with \$750 deferred. Information concerning any aspect of this order may be obtained by contacting Lauren Little, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding HONEYGROVE LLC dba Quick Stop 101, Docket No. 2023-0588-PST-E on July 23, 2024 assessing \$2,813 in administrative penalties with \$562 deferred. Information concerning any aspect of this order may be obtained by contacting Lauren Little, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Texas Lehigh Cement Company LP, Docket No. 2023-0752-AIR-E on July 23, 2024 assessing \$3,750 in administrative penalties with \$750 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 ERVIN TRADING INC, Docket No. 2023-0810-PST-E on July 23, 2024 assessing \$4,918 in administrative penalties with \$983 deferred. Information concerning any aspect of this order may be obtained by contacting Jacob Morton, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

A field citation was adopted regarding Sabine River Authority of Texas, Docket No. 2023-0924-PST-E on July 23, 2024 assessing \$2,625 in administrative penalties. Information concerning any aspect of this citation may be obtained by contacting Adriana Fuentes, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding SANDY'S PETROLEUM INC dba Nathalies Food Mart, Docket No. 2023-1129-PST-E on July 23, 2024 assessing \$2,556 in administrative penalties with \$511 deferred. Information concerning any aspect of this order may be

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

An agreed order was adopted regarding R&J DFW Investments LLC dba Break Time, Docket No. 2023-1482-PST-E on July 23, 2024 assessing \$4,852 in administrative penalties with \$970 deferred. Information concerning any aspect of this order may be obtained by contacting Celia Garza, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding WATERFORD, LLC dba Lone Star Supermarket, Docket No. 2023-1524-PST-E on July 23, 2024 assessing \$3,750 in administrative penalties with \$750 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 Angelina Sanchez, Raul Sanchez, and Cesar Sanchez, Docket No. 2023-1726-PST-E on July 23, 2024 assessing \$5,937 in administrative penalties with \$1,187 deferred. Information concerning any aspect of this order may be obtained by contacting Celia Garza, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Jupiter, Inc dba US One Stop Food Mart, Docket No. 2023-1769-PST-E on July 23, 2024 assessing \$3,375 in administrative penalties with \$675 deferred. Information concerning any aspect of this order may be obtained by contacting Ramya Wendt, 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 West Texas Commercial Properties LLC dba Hop In 430489, Docket No. 2023-1787-PST-E on July 23, 2024 assessing \$7,500 in administrative penalties with \$1,500 deferred. Information concerning any aspect of this order may be obtained by contacting Adriana Fuentes, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Harris County, Docket No. 2024-0082-MWD-E on July 23, 2024 assessing \$7,500 in administrative penalties with \$1,500 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-202403350
Laurie Gharis
Chief Clerk
Texas Commission on Environmental Quality
Filed: July 24, 2024



Notice Issued July 23, 2024

NOTICE OF AN AMENDMENT TO A CERTIFICATE OF ADJUDICATION

APPLICATION NO. 12-2814C

Natural Dairy Grower Land, LP, Owner, 600 County Road 252, Gustine, Texas 76455, seeks to amend Certificate of Adjudication No. 12-2814 to add a place of use in Comanche County and add seven diversion reaches on Indian Creek, unnamed tributary of the South

Leon River, the South Leon River, the Leon River, and an unnamed tributary of Walnut Creek, Brazos River Basin in Comanche County. More information on the application and how to participate in the permitting process is given below.

The application and partial fees were received on August 17, 2021. Additional information and fees were received on October 14 and October 26, 2021. The application was declared administratively complete and accepted for filing with the Office of the Chief Clerk on November 10, 2021.

The Executive Director completed the technical review of the application and prepared a draft amendment. The draft amendment, if granted, would include special conditions including, but not limited to stream-flow restrictions. The application, technical memoranda, and Executive Director's draft amendment are available for viewing on the TCEQ web page at: https://www.tceq.texas.gov/permitting/water_rights/wr-permitting/view-wr-pend-apps

Alternatively, you may request a copy of the documents by contacting the TCEQ Office of the Chief Clerk by phone at (512) 239-3300 or by mail at TCEQ OCC, Notice Team (MC-105), P.O. Box 13087, Austin, Texas 78711.

Written public comments and requests for a public meeting should be submitted to the Office of the Chief Clerk, at the address provided in the information section below by August 09, 2024. A public meeting is intended for the taking of public comment, and is not a contested case hearing. A public meeting will be held if the Executive Director determines that there is a significant degree of public interest in the application.

The TCEQ may grant a contested case hearing on this application if a written hearing request is filed by August 9, 2024. The Executive Director can consider an approval of the application unless a written request for a contested case hearing is filed by August 9, 2024.

To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) applicant's name and permit number; (3) the statement "[I/we] request a contested case hearing;" (4) a brief and specific description of how you would be affected by the application in a way not common to the general public; and (5) the location and distance of your property relative to the proposed activity. You may also submit proposed conditions for the requested permit which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing to the Office of the Chief Clerk at the address provided in the information section below.

If a hearing request is filed, the Executive Director will not issue the permit and will forward the application and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting.

Written hearing requests, public comments, or requests for a public meeting should be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087 or electronically at <https://www14.tceq.texas.gov/epic/eComment/> by entering ADJ 2814 in the search field. For information concerning the hearing process, please contact the Public Interest Counsel, MC 103, at the same address. For additional information, individual members of the general public may contact the Public Education Program at (800) 687-4040. General information regarding the TCEQ can be found at our website at www.tceq.texas.gov. Si desea información en español, puede llamar al (800) 687-4040 o por el internet al <http://www.tceq.texas.gov>.

TRD-202403340

Laurie Gharis
Chief Clerk
Texas Commission on Environmental Quality
Filed: July 24, 2024

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Notice of Application and Public Hearing for an Air Quality Standard Permit for a Concrete Batch Plant with Enhanced Controls Proposed Air Quality Registration Number 176623

APPLICATION. JD Woodruff Construction LLC, P.O. Box 2, McQueeney, Texas 78123-0002 has applied to the Texas Commission on Environmental Quality (TCEQ) for an Air Quality Standard Permit for a Concrete Batch Plant with Enhanced Controls Registration Number 176623 to authorize the operation of a concrete batch plant. The facility is proposed to be located at 1.3 miles east of FM 1150 on southside of Highway 90 Alt, Seguin, Guadalupe County, Texas 78638. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application. <https://gisweb.tceq.texas.gov/Location-Mapper/?marker=-97.754276,29.541241&level=13>. This application was submitted to the TCEQ on June 8, 2024. The primary function of this plant is to manufacture concrete by mixing materials including (but not limited to) sand, aggregate, cement and water. The executive director has determined the application was technically complete on July 2, 2024.

PUBLIC COMMENT / PUBLIC HEARING. Public written comments about this application may be submitted at any time during the public comment period. The public comment period begins on the first date notice is published and extends to the close of the public hearing. Public comments may be submitted either in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087, or electronically at www14.tceq.texas.gov/epic/eComment/. 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.

A public hearing has been scheduled, that will consist of two parts, an informal discussion period and a formal comment period. During the informal discussion period, the public is encouraged to ask questions of the applicant and TCEQ staff concerning the application, but comments made during the informal period will not be considered by the executive director before reaching a decision on the permit, and no formal response will be made to the informal comments. During the formal comment period, members of the public may state their comments into the official record. **Written comments about this application may also be submitted at any time during the hearing.** The purpose of a public hearing is to provide the opportunity to submit written comments or an oral statement about the application. **The public hearing is not an evidentiary proceeding.**

THE PUBLIC HEARING IS TO BE HELD:

WEDNESDAY, SEPTEMBER 4, 2024, AT 6:00 p.m.

AMERICAN LEGION HALL 245

618 E KINGSBURY STREET

SEGUIN, TEXAS 78155

RESPONSE TO COMMENTS. A written response to all formal comments will be prepared by the executive director after the comment period closes. The response, along with the executive director's decision on the application, will be mailed to everyone who submitted public

comments and the response to comments will be posted in the permit file for viewing.

The executive director shall approve or deny the application not later than 35 days after the date of the public hearing, considering all comments received within the comment period, and base this decision on whether the application meets the requirements of the standard permit.

CENTRAL/REGIONAL OFFICE. The application will be available for viewing and copying at the TCEQ Central Office and the TCEQ San Antonio Regional Office, located at 14250 Judson Road, San Antonio, Texas 78233-4480, during the hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, beginning the first day of publication of this notice.

INFORMATION. If you need more information about this permit application or the permitting process, please call the Public Education Program toll free at (800) 687-4040. Si desea información en español, puede llamar al (800) 687-4040.

Further information may also be obtained from JD Woodruff Construction, LLC, P.O. Box 2, McQueeney, Texas 78123-0002, or by calling Mr. Paul W Henry PE, Engineer at (512) 281-6555.

Notice Issuance Date: July 17, 2024

TRD-202403341

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: July 24, 2024

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Notice of District Petition

Notice issued July 17, 2024

TCEQ Internal Control No. D-06112024-021: Dairwood Development LP, (Petitioner) filed a petition for creation of Fort Bend County Municipal Utility District No. 244 (District) with the Texas Commission on Environmental Quality (TCEQ). The petition was filed pursuant to Article XVI, §59 of the Constitution of the State of Texas; Chapters 49 and 54 of the Texas Water Code; 30 Texas Administrative Code Chapter 293; and the procedural rules of the TCEQ. The petition states that: (1) the Petitioner holds title to a majority in value of the land to be included in the proposed District; (2) there are no lienholders on the property to be included in the proposed District; (3) the proposed District will contain approximately 806.0983 acres located within Fort Bend County, Texas; and (4) all of the land within the proposed District is within the extraterritorial jurisdiction of the City of Houston. By Ordinance No. 2022-377, passed and adopted on May 18, 2022, the City of Houston, Texas, gave its consent to the creation of the proposed District, pursuant to Texas Water Code §54.016. The petition further states that the proposed District will: (1) purchase, construct, acquire, improve, extend, maintain, and operate a waterworks and sanitary sewer system for domestic and commercial purposes; (2) purchase, construct, acquire, improve, extend, maintain, and operate works, improvements, facilities, plants, equipment, and appliances helpful or necessary to provide more adequate drainage for the proposed District; (3) control, abate, and amend local storm waters or other harmful excesses of water; and (4) purchase interests in land and purchase, construct, acquire, improve, extend, maintain, and operate improvements, facilities, and equipment for the purpose of providing recreational facilities. Pursuant to Section 54.234, Texas Water Code, as amended, the proposed District may also exercise road powers and authority pursuant to applicable law, and pursuant to applicable law, the proposed District may also establish, finance, provide, operate, and maintain a fire department and/or fire-fighting services within the proposed District. The expression above is not intended to limit the future powers and pur-

poses of the proposed District, or the acquisition, financing, operation, and maintenance by the proposed District of such additional facilities, systems, plants, and enterprises as shall be consistent with the purposes for which the proposed District is created under State law. According to the petition, a preliminary investigation has been made to determine the cost of the project, and it is estimated by the Petitioners that the cost of said project will be approximately \$127,890,000 (\$94,075,000 for water, wastewater, and drainage, \$26,800,000 for roads, and \$7,015,000 for recreation).

INFORMATION SECTION

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

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

TRD-202403342

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: July 24, 2024



Notice of District Petition

Notice issued July 18, 2024

TCEQ Internal Control No. D-06172024-032: 306 Properties, LP, a Texas limited partnership (Petitioner), filed a petition for the creation of Comal County Municipal Utility District No. 5 (District) with the Texas Commission on Environmental Quality (TCEQ). The petition was filed pursuant to Article XVI, §59 of the Constitution of the State of Texas; Chapters 49 and 54 of the Texas Water Code; 30 Texas Administrative Code Chapter 293; and the procedural rules of the TCEQ. The

petition states that: (1) the Plains Capital Bank holds title to a portion of land to be included in the proposed District; (2) there is a lienholder on the property to be included in the proposed District; (3) the proposed District will contain approximately 621.26 acres located within Comal County, Texas; and (4) the land within the proposed District is not located within the corporate boundaries or extraterritorial jurisdiction of any municipality. The petition further states that the proposed District will: (1) purchase, design, construct, acquire, improve, extend inside or outside of its boundaries any and all works, improvements, facilities, plants, equipment, and appliances necessary or helpful to supply and distribute water for municipal, domestic, and commercial purposes; (2) collect, transport, process, dispose of and control domestic and commercial wastes; (3) gather, conduct, divert, abate, amend and control local storm water or other local harmful excesses of water in the proposed District; (4) design, acquire, construct, finance, improve, operate, and maintain macadamized, graveled, or paved roads and turnpikes, or improvements in aid of those roads; and (5) purchase, construct, acquire, improve, or extend inside or outside of its boundaries such additional facilities, systems, plants, and enterprises as shall be consonant with the purposes for which the proposed District is organized. According to the petition, a preliminary investigation has been made to determine the cost of the project, and it is estimated by the Petitioner that the cost of said project will be approximately \$89,200,000 (\$66,000,000 for water, wastewater, and drainage plus \$23,200,000 for roads).

INFORMATION SECTION

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

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

TRD-202403343

Laurie Gharis
Chief Clerk
Texas Commission on Environmental Quality
Filed: July 24, 2024



Notice of District Petition

Notice issued July 18, 2024

TCEQ Internal Control No. D-05062024-017 Maxwell Farms Partners, LP, (Petitioner) filed a petition for creation of Misty Lane MUD 1 of Caldwell County (District) with the Texas Commission on Environmental Quality (TCEQ). The petition was filed pursuant to Article XVI, §59 of the Constitution of the State of Texas; Chapters 49 and 54 the Texas Water Code; 30 Texas Administrative Code Chapter 293; and the procedural rules of the TCEQ. The petition states that: (1) the Petitioner holds title to a majority in value of the land to be included in the proposed District; (2) there is a lienholder on the property to be included in the proposed District and the lienholder consents to the creation of the proposed District; (3) the proposed District will contain approximately 98.97 acres located within Caldwell County, Texas; and (4) none of the land within the proposed District is within the corporate limits or extraterritorial jurisdiction of any city. The petition further states that the proposed District will: purchase, construct, acquire, improve, or extend inside or outside of its boundaries any and all works, improvements, facilities, plants, equipment, and appliances necessary or helpful to supply and distribute water for municipal, domestic, and commercial purposes; to collect, transport, process, dispose of and control domestic, and commercial wastes; to gather, conduct, divert, abate, amend and control local storm water or other local harmful excesses of water in the District; to design, acquire, construct, finance, improve, operate, and maintain macadamized, graveled, or paved roads and turnpikes, or improvements in aid of those roads; and to purchase, construct, acquire, improve, or extend inside or outside of its boundaries such additional facilities, systems, plants, and enterprises as shall be consonant with the purposes for which the District is created. According to the petition, a preliminary investigation has been made to determine the cost of the project, and it is estimated by the Petitioners that the cost of said project will be approximately \$13,507,000 (\$8,699,000 for water, wastewater, and drainage plus, \$4,808,000.00 for roads).

INFORMATION SECTION

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

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

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

TRD-202403344

Laurie Gharis
Chief Clerk
Texas Commission on Environmental Quality
Filed: July 24, 2024



Notice of District Petition

Notice issued July 18, 2024

TCEQ Internal Control No. D-03182024-040 WB West Alvin Land, LLC., a Texas limited company (Petitioner), filed a petition for the creation of Preservation Creek Municipal Utility District No. 1 of Brazoria County (District) with the Texas Commission on Environmental Quality (TCEQ). The petition was filed pursuant to Article XVI, §59 of the Constitution of the State of Texas; Chapters 49 and 54 of the Texas Water Code; 30 Texas Administrative Code Chapter 293; and the procedural rules of the TCEQ. The petition states that: (1) the Petitioner holds title to a majority of land to be included in the proposed District; (2) there are no lienholders on the property to be included in the proposed District; (3) the proposed District will contain approximately 2,962.37 acres located within Brazoria County, Texas; and (4) the land within the proposed District is located within the extraterritorial jurisdiction of the City of Alvin (City). The territory to be included in the proposed District is depicted in the vicinity map designated as Exhibit "A", which is attached to this document. The petition further states that the proposed District will: (1) purchase, design, construct, acquire, improve, extend inside or outside of its boundaries any and all works, improvements, facilities, plants, equipment, and appliances necessary or helpful to supply and distribute water for municipal, domestic, and commercial purposes; (2) collect, transport, process, dispose of and control domestic and commercial wastes; (3) gather, conduct, divert, abate, amend and control local storm water or other local harmful excesses of water in the proposed District; (4) design, acquire, construct, finance, improve, operate, and maintain macadamized, graveled, or paved roads and turnpikes, or improvements in aid of those roads; and (5) purchase, construct, acquire, improve, or extend inside or outside of its boundaries such additional facilities, systems, plants, and enterprises as shall be consonant with the purposes for which the proposed District is organized. According to the petition, a preliminary investigation has been made to determine the cost of the project, and it is estimated by the Petitioner that the cost of said project will be approximately \$370,000,000 (\$300,000,000 for water, wastewater, and drainage \$15,000,000 District's Park and recreational facilities plus \$55,000,000 for roads).

INFORMATION SECTION

To view the complete issued notice, view the notice on our website at www.tceq.texas.gov/agency/cc/pub_notice.html or call the Office of the Chief Clerk at (512) 239-3300 to obtain a copy of the complete no-

tice. When searching the website, type in the issued date range shown at the top of this document to obtain search results.

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

TRD-202403345

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: July 24, 2024



Notice of District Petition

Notice issued July 24, 2024

TCEQ Internal Control No. D-06132024-028: William Marsh Rice University, a Texas non-profit corporation and Beazer Homes Texas, L.P., a Delaware limited partnership, (Petitioners) filed a petition for creation of Waller County Municipal Utility District No. 62 (District) with the Texas Commission on Environmental Quality (TCEQ). The petition was filed pursuant to Article XVI, §59 of the Constitution of the State of Texas; Chapters 49 and 54 of the Texas Water Code; 30 Texas Administrative Code Chapter 293; and the procedural rules of the TCEQ. The petition states that: (1) the Petitioners hold title to a majority in value of the land to be included in the proposed District; (2) there are no lienholders on the property to be included in the proposed District; (3) the proposed District will contain approximately 1,440.11 acres located within Waller County, Texas; and (4) none of the land within the proposed District is within the corporate limits or extrajurisdictional jurisdiction of any city. The petition further states that the proposed District will: (1) purchase, construct, acquire, maintain, own, operate, repair, improve, and extend a waterworks and sanitary sewer system for residential and commercial purposes; (2) construct, acquire, improve, extend, maintain, and operate works, improvements, facilities, plants, equipment, and appliances helpful or necessary to provide more adequate drainage for the proposed District; (3) control, abate, and amend local storm waters or other harmful excesses of water; and

(4) purchase, construct, acquire, improve, maintain, and operate such additional facilities, systems, plants, and enterprises, road facilities, and park and recreational facilities, as shall be consonant with all of the purposes for which the proposed District is created.

According to the petition, a preliminary investigation has been made to determine the cost of the project, and it is estimated by the Petitioners that the cost of said project will be approximately \$314,420,000 (\$209,700,000 for water, wastewater, and drainage plus \$28,750,000 for recreation plus \$75,970,000 for roads).

INFORMATION SECTION

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

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

TRD-202403346

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: July 24, 2024



Notice of Opportunity to Comment on a Default 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 Default Order (DO). 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 re-

quests 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 **September 3, 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 the 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 September 3, 2024**. The commission's attorney is available to discuss the DO and/or the comment procedure at the listed phone number; however, TWC, §7.075, provides that comments on the DO shall be submitted to the commission in **writing**.

(1) COMPANY: JOHARSKY MOTORS LLC dba Pro Auto Fix; DOCKET NUMBER: 2021-1014-AIR-E; TCEQ ID NUMBER: RN11237681; LOCATION: 11313 Emerald Street, Dallas, Texas County; TYPE OF FACILITY: auto body repair and refinishing site; RULES VIOLATED: Texas Health and Safety Code, §382.0518(a) and §382.085(b) and 30 TAC §116.110(a), by failing to obtain authorization prior to constructing or modifying a source of air contaminants; PENALTY: \$2,625; STAFF ATTORNEY: William Hogan, Litigation, MC 175, (512) 239-5918; REGIONAL OFFICE: Dallas-Fort Worth Regional Office, 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

TRD-202403270
Gitanjali Yadav
Deputy Director, Litigation
Texas Commission on Environmental Quality
Filed: July 23, 2024

Notice of Public Comment Period on Draft 2025 Regional Haze Progress Report

The Texas Commission on Environmental Quality (TCEQ or commission) will offer a comment period to receive public feedback regarding the draft 2025 Regional Haze Progress Report (Project No. 2024-007-OTH-NR) from August 2, 2024, through September 3, 2024.

The draft progress report is a periodic review of the implementation of the regional haze requirements of the federal Clean Air Act, §169A and the U.S. Environmental Protection Agency's (EPA) Regional Haze Rule for the second regional haze planning period. The draft progress report addresses regional haze in Big Bend and Guadalupe National Parks in Texas and Class I areas outside of Texas that may be affected by emissions from within the state. The public inspection and opportunity to comment on the draft progress report is required by 40 Code of Federal Regulations §51.308(g). All comments received will be submitted to EPA with the final progress report, along with an explanation

of any changes to the progress report made in response to comments received.

An electronic version of this draft progress report and appendices is available on the SIP Revision: Regional Haze webpage (https://www.tceq.texas.gov/airquality/sip/bart/haze_sip.html).

The comment period for this progress report (Project No. 2024-007-OTH-NR) closes at 11:59 p.m. CDT on September 3, 2024. Written comments will be accepted through the TCEQ Public Comment system (<https://tceq.commentinput.com/>). File size restrictions may apply to comments submitted. For additional submission methods, please contact Margaret Earnest at margaret.earnest@tceq.texas.gov.

TRD-202403199
Charmaine Backens
Deputy Director, Environmental Law Division
Texas Commission on Environmental Quality
Filed: July 19, 2024

Notice of Public Hearing on Proposed Revisions to 30 TAC Chapter 331

The Texas Commission on Environmental Quality (commission) will conduct a public hearing to receive testimony regarding proposed revisions to 30 Texas Administrative Code (TAC) Chapter 331, Underground Injection Control, §331.11 and §331.132, under the requirements of Texas Water Code §27.019 and Texas Government Code, Chapter 2001, Subchapter B.

The proposed rulemaking would implement Senate Bill (SB) 786 and SB 1186, 88th Legislature, 2023. The proposed rulemaking implements SB 786 by amending rules to remove requirements for the regulation of closed-loop geothermal injection wells as a type of Class V injection well under commission jurisdiction. The proposed rulemaking implements SB 786, SB 1186, and provisions of Texas Water Code, Chapter 27 by identifying certain types of injection wells for which the Rail Road Commission has jurisdiction to regulate. The proposed rulemaking corrects a typographical error when referring to closed loop injection wells.

The commission will hold a hybrid virtual and in-person public hearing on this proposal in Austin on August 29, 2024, at 10:00 a.m. in Building F, room 2210 at the commission's central office located at 12100 Park 35 Circle. The hearing is structured for the receipt of oral or written comments by interested persons. Individuals may present oral statements when called upon in order of registration. Open discussion will not be permitted during the hearing; however, commission staff members will be available to discuss the proposal 30 minutes prior to the hearing.

Individuals who plan to attend the hearing virtually and want to provide oral comments and/or want their attendance on record must register by August 27, 2024. To register for the hearing, please email Rules@tceq.texas.gov and provide the following information: your name, your affiliation, your email address, your phone number, and whether or not you plan to provide oral comments during the hearing. Instructions for participating in the hearing will be sent on August 28, 2024, to those who register for the hearing.

For the public who do not wish to provide oral comments but would like to view the hearing may do so at no cost at:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_MzEyYj-A0ZDYtNDBjNC00MTEyLWlxMDctZGZiYzZiZGJiYTI%40thread.v2/0?context=%7b%22Tid%22%3a%22871a83a4-a1ce-4b7a-8156-

3bcd93a08fba%22%2c%22Oid%22%3a%22e74a40ea-69d4-469d-a8ef-06f2c9ac2a80%22%7d

Persons who have special communication or other accommodation needs who are planning to attend the hearing should contact Sandy Wong, Office of Legal Services at (512) 239-1802 or 1 (800) RE-LAY-TX (TDD). Requests should be made as far in advance as possible.

If you need translation services, please contact TCEQ at (800) 687-4040. Si desea información general en español, puede llamar al (800) 687-4040.

Written comments may be submitted to Gwen Ricco, MC 205, Office of Legal Services, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087, or faxed to fax4808@tceq.texas.gov. Electronic comments may be submitted at: <https://tceq.commentinput.com/>. File size restrictions may apply to comments being submitted via the TCEQ Public Comment system. All comments should reference Rule Project Number 2024-020-331-WS. The comment period closes September 3, 2024. Copies of the proposed rulemaking can be obtained from the commission's website at https://www.tceq.texas.gov/rules/propose_adopt.html. For further information, please contact Dan Hannah, Underground Injection Control Permits Section, (512) 239-2161.

TRD-202403197

Charmaine Backens

Deputy Director, Environmental Law Division

Texas Commission on Environmental Quality

Filed: July 19, 2024



Update to the Water Quality Management Plan (WQMP)

The Texas Commission on Environmental Quality (TCEQ or commission) requests comments from the public on the draft July 2024 Update to the WQMP for the State of Texas.

Download the draft July 2024 WQMP Update at https://www.tceq.texas.gov/permitting/wqmp/WQmanagement_updates.html or view a printed copy at the TCEQ Library, Building A, 12100 Park 35 Circle, Austin, Texas.

The WQMP is developed and promulgated in accordance with the requirements of the federal Clean Water Act, Section 208. The draft update includes projected effluent limits of specific domestic dischargers, which may be useful for planning in future permit actions. The draft update may also contain service area populations for listed wastewater treatment facilities, designated management agency information, and total maximum daily load (TMDL) revisions.

Once the commission certifies a WQMP update, it is submitted to the United States Environmental Protection Agency (EPA) for approval. For some Texas Pollutant Discharge Elimination System (TPDES) permits, the EPA's approval of a corresponding WQMP update is a necessary precondition to TPDES permit issuance by the commission.

Deadline

All comments must be received at the TCEQ no later than **5:00 p.m. on September 3, 2024**.

How to Submit Comments

Comments must be submitted in writing to:

Maria Benitez

Texas Commission on Environmental Quality

Water Quality Division, MC 148

P.O. Box 13087

Austin, Texas 78711-3087

Comments may also be faxed to (512) 239-4420 *or* emailed to Maria Benitez at Maria.Benitez@tceq.texas.gov, but must be followed up with written comments by mail within five working days of the fax or email date or by the comment deadline, whichever is sooner.

For further information or questions, please contact Ms. Benitez at (512) 239-6705 or by email at Maria.Benitez@tceq.texas.gov.

TRD-202403271

Charmaine Backens

Deputy Director, Litigation Division

Texas Commission on Environmental Quality

Filed: July 23, 2024



General Land Office

Coastal Boundary Survey

Surveying Services

Project: San Patricio Co. Nueces Bay BU Sites, Nueces, and San Patricio County

Project No: SL-20220073

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

Surveyor: James M. Naismith, Licensed State Land Surveyor

Description: Coastal Boundary Survey dated December 21, 2022, being the Littoral Boundary line along the Mean High Water (MHW) lines of Nueces Bay, Being a portion of the Northerly and Easterly boundary lines of the E. Villareal Survey, Abstract No. 1, T. Green Survey, Abstract Nos. 13 and 153, F.D. Wilson Survey, Abstract Nos. 8 & 14, State of Texas Survey, Abstract Nos. 9 & 12, T.A. Fisher Survey, Abstract No. 11, N.W. Wells Survey, Abstract No. 10, A.E. Ramsey Survey, Abstract No. 7, T.M. Mc Kamey Survey, Abstract No. 6 and the E.B. Odem Survey, Abstract No. 5, same being the Southerly and Westerly Boundary lines of Nueces Bay and State Submerged Tract No.'s 684, 689A, 691, 700, 745, 706, 746, 746A and 750A, San Patricio and Nueces County Texas, in connections with GLO No SL20220073. Centroid coordinates 27.860163° N, 97.519034° W. A copy of the survey has been filed under Instrument No. 733370, Official Public Records San Patricio County, Texas, and Instrument No. 2023020354, Official Public Records, Nueces 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, Staff Surveyor

Date: July 15, 2024

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: Jennifer G. Jones, Chief Clerk and Deputy Land Commissioner

Date: July 18, 2024

Filed as: *Tex.Nat.Res.Code* San Patricio County, NRC Article 33.136 Sketch No. 10

Tex. Nat. Res. Code §33.136

1700 North Congress Avenue, Austin, Texas 78701-1495

P.O. Box 12873, Austin, Texas 78711-2873

(512) 463-5001 glo.texas.gov

TRD-202403193

Jennifer Jones

Chief Clerk, Deputy Land Commissioner

General Land Office

Filed: July 18, 2024



Coastal Boundary Survey

Surveying Services

Project: E Hall-Levi Jones-Anchor Bay Subdivision (Spanish Grant)

Project No: GLO Project No SL20220051

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

Surveyor: Jim M. Naismith, Licensed State Land Surveyor

Description: Coastal Boundary Survey dated January 30, 2024, delineating the Mean High-Water line along a portion of Anchor Bay Subdivision adjacent to Mentzel Bayou, situated in the Edward Hall and Levi Jones Survey, Abstract 121, adjacent to West Galveston Bay and State Submerged Land Tract 76 in Galveston County, Texas, in connections with GLO No. SL20220051. Centroid coordinates 29.234877° N, 94.924984° W, WGS84. A copy of the survey has been filed under Instrument No. 2024028612, Official Public Records of Galveston 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, Staff Surveyor

Date:

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: Jennifer Jones

Filed as: Galveston County, NRC Article 33.136 Sketch No. 94

Tex. Nat. Res. Code §33.136

TRD-202403261

Jennifer Jones

Chief Clerk, Deputy Land Commissioner

General Land Office

Filed: July 22, 2024

Texas Health and Human Services Commission

Notice of Public Hearing on Proposed Payment Rates for the Title V Maternal and Child Health Fee-for-Service (MCH FFS) Program

Hearing. The Texas Health and Human Services Commission (HHSC) will conduct a public hearing on August 16, 2024, at 9:00 a.m., to receive public comments on proposed updates to payment rates for the Title V program.

This hearing will be conducted as an online event only. To join the hearing from your computer, tablet, or smartphone, register for the hearing in advance using the following link:

Registration URL:

<https://attendee.gotowebinar.com/register/1049879014001818461>

After registering, you will receive a confirmation email containing information about joining the webinar. Instructions for dialing-in by phone will be provided after you register.

A recording of the hearing will be archived and accessible on demand at <https://www.hhs.texas.gov/about/live-archived-meetings> under the "Archived" tab. The hearing will be held in compliance with Texas Human Resources Code section 32.0282, which requires public notice of and hearings on proposed Medicaid reimbursements.

Any updates to the hearing details will be posted on the HHSC website at <https://www.hhs.texas.gov/about/meetings-events>.

Proposal. The effective date of the proposed payment rates for the topics presented during the rate hearing will be as follows:

Effective October 1, 2024

Title V MCH FFS Programs: Child Health and Dental Services (CHDS) and Prenatal Medical and Dental Services (PMDS)

Methodology and Justification. The proposed payment rates were calculated in accordance with Title 1 of the Texas Administrative Code:

Section 355.8085, Reimbursement Methodology for Physicians and Other Practitioners;

Section 355.8610, Reimbursement for Clinical Laboratory Services; and

Section 355.8061, Outpatient Hospital Reimbursement.

Rate Hearing Packet. A briefing packet describing the proposed payment rates will be made available at <https://pfd.hhs.texas.gov/rate-packets> no later than August 6, 2024. Interested parties may obtain a copy of the briefing packet on or after that date by contacting Provider Finance by telephone at (737) 867-7817; by fax at (512) 730-7475; or by e-mail at PFDAcuteCare@hhs.texas.gov.

Written Comments. Written comments regarding the proposed payment rates may be submitted in lieu of, or in addition to, oral testimony until 5 p.m. the day of the hearing. Written comments may be sent by U.S. mail to the Texas Health and Human Services Commission, Attention: Provider Finance, Mail Code H-400, P.O. Box 149030, Austin, Texas 78714-9030; by fax to Provider Finance at (512) 730-7475; or by e-mail to PFDAcuteCare@hhs.texas.gov. In addition, written comments may be sent by overnight mail to Texas Health and Human Services Commission, Attention: Provider Finance, Mail Code H-400, North Austin Complex, 4601 Guadalupe St, Austin, Texas 78751.

Preferred Communication. For quickest response please use e-mail or phone if possible, for communication with HHSC related to this rate hearing.

Persons with disabilities who wish to participate in the hearing and require auxiliary aids or services should contact Provider Finance at (512) 730-7401 at least 72 hours before the hearing so appropriate arrangements can be made.

TRD-202403332

Karen Ray

Chief Counsel

Texas Health and Human Services Commission

Filed: July 23, 2024

◆ ◆ ◆
Texas Department of Housing and Community Affairs

Request for Qualifications for Multifamily Direct Loan Outside Counsel

The Department is seeking one or more qualified lawyers or law firms ("Outside Counsel") to represent the Department's interests in producing contracts as well as loan and other related documents for complex, multi-party, multifamily affordable housing developments receiving funding and assistance from the Department under the programs described in the RFQ. In its response to the RFQ, a successful responder must demonstrate experience and competence in cross-cutting regulations, including Uniform Relocation Act, Davis Bacon, and various federal energy standards, and working with the above funding and assistance programs as well as with Community Housing Development Corporations, affordable housing land use restriction agreements, and all forms of real estate ownership including but not limited to, ground leases and condominium regimes, and how those programs interact with Texas real estate, lending laws, and the Department's governing statute in Chapter 2306 of the Texas Government Code. Additionally, a successful responder must be able to demonstrate a capacity to respond quickly and effectively to comments from parties' counsel, the Department's Multifamily Finance Division staff, and the Department's legal staff so as to assure closing at a time requested by the developer.

Posting date for RFQ: July 29, 2024

Response Due: August 28, 2024 4:00 p.m. (CT)

RFQ 332-RFQ24-1010 is posted on <https://www.txsmartbuy.com/esb>

Proposals shall be delivered via email to:

Beau.eccles@tdhca.texas.gov

For more information, please contact:

Suzanne Saucedo, Senior Purchaser

(512) 475-3998

suzanne.saucedo@tdhca.texas.gov

TRD-202403236

Bobby Wilkinson

Executive Director

Texas Department of Housing and Community Affairs

Filed: July 22, 2024

◆ ◆ ◆
Texas Department of Insurance

Company Licensing

Application to do business in the state of Texas for Dominion Dental Services, Inc., a foreign life, health, and/or accident company. The home office is in Arlington, Virginia.

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-202403349

Justin Beam

Chief Clerk

Texas Department of Insurance

Filed: July 24, 2024

◆ ◆ ◆
Texas Department of Licensing and Regulation

Notice of Vacancy on Advisory Board of Athletic Trainers

The Texas Department of Licensing and Regulation (Department) announces one vacancy on the Advisory Board of Athletic Trainers (Board) established by Texas Occupations Code, Chapter 451. The pertinent rules may be found in 16 Texas Administrative Code §110.14. The purpose of the Advisory Board of Athletic Trainers is to provide advice and recommendations to the Texas Commission of Licensing and Regulation (Commission) and the Department on technical matters relevant to the administration of this chapter. Service as a Board member is voluntary, and compensation is not authorized by law. **This announcement is for:**

- one athletic trainer.

The Board is composed of five members appointed by the presiding officer of the Commission, with the approval of the Commission. Members serve staggered six-year terms, with the terms of two or three members expiring on January 31 of each odd-numbered year. The Board is composed of the following members:

- three members who are athletic trainers; and

- two members who represent the public.

Interested persons should submit an application on the Department website at: <https://www.tdlr.texas.gov/AdvisoryBoard/login.aspx>. Applicants can also request an application e-mail advisory.boards@tdlr.texas.gov.

This is not a paid position and there is no compensation or reimbursement for serving on the Board.

Issued in Austin, Texas this August 2, 2024.

TRD-202403335

Courtney Arbour

Executive Director

Texas Department of Licensing and Regulation

Filed: July 24, 2024

◆ ◆ ◆
Panhandle Regional Planning Commission

Legal Notice

The Panhandle Regional Planning Commission (PRPC) is seeking proposals from qualified organizations with demonstrated competence, knowledge, qualifications, successful performance, and reasonable fees to provide fiscal monitoring services for the workforce development programs administered in the Panhandle Workforce Development Area (PWDA). The purpose of this solicitation is to enable PRPC to

evaluate and select an entity capable of performing these services and to enter into negotiation for a contract at a fair and reasonable price.

Interested proposers may obtain a copy of the solicitation packet by contacting Leslie Harden, at (806) 372-3381/(800) 477-4562 or LHardin@theprpc.org. The proposals must be submitted to PRPC no later than August 9, 2024.

TRD-202403200

Leslie Harden

Workforce Development Program Manager

Panhandle Regional Planning Commission

Filed: July 19, 2024



Red River Authority of Texas

Request for Qualifications

For General Legal, Special Legal, and Financial Advisory Services

The Red River Authority of Texas (Authority) is soliciting Request for Qualifications (RFQ) from interested persons and firms for the provision of providing General Legal, Special Legal, and Financial Advisory Services.

The Authority provides stewardship for the water resources in its 43-county statutory district, encompassing the Red River Basin in Texas, beginning at the Texas/New Mexico border and ending at Texas/Louisiana border. The mission of the Authority is the orderly conservation, reclamation, protection, and development of the water resources throughout the Red River Basin for the benefit of the public.

Full details on each RFQ can be found on the Authority's website at www.rra.texas.gov, or by calling Mr. Fabian Heaney, General Manager, at (940) 723-8697.

TRD-202403334

Fabian Heaney

General Manager

Red River Authority of Texas

Filed: July 23, 2024



Supreme Court of Texas

Preliminary Approval of Amendments to Texas Rule of Civil Procedure 194

Supreme Court of Texas

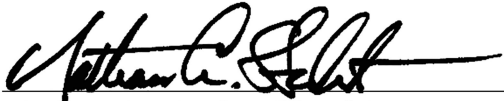
Misc. Docket No. 24-9044

Preliminary Approval of Amendments to Texas Rule of Civil Procedure 194

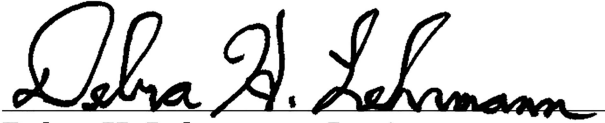
ORDERED that:

1. The Court invites public comments on proposed amendments to Texas Rule of Civil Procedure 194.
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 amendments after the close of the comment period. The Court may change the amendments 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: July 22, 2024.



Nathan L. Hecht, Chief Justice



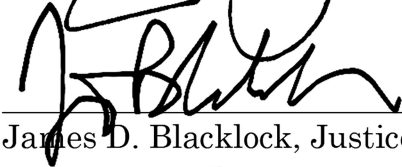
Debra H. Lehrmann, Justice



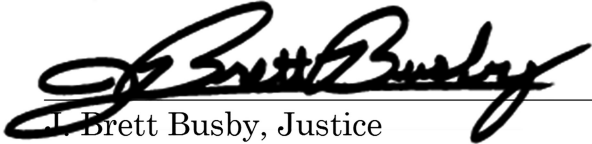
Jeffrey S. Boyd, Justice



John P. Devine, Justice



James D. Blacklock, Justice



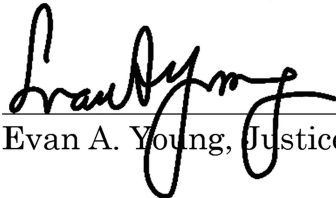
J. Brett Busby, Justice



Jane N. Bland, Justice



Rebeca A. Huddle, Justice



Evan A. Young, Justice

TEXAS RULES OF CIVIL PROCEDURE

RULE 194. REQUIRED DISCLOSURES IN SUITS NOT GOVERNED BY
THE FAMILY CODE

194.4 Pretrial Disclosures.

- (a) **In General.** In addition to the disclosures required by Rule 194.2 and 194.3, a party must provide to the other parties and promptly file the following information about the evidence that it may present at trial other than solely for impeachment:
- (1) the name and, if not previously provided, the address, and telephone number of each witness—separately identifying those the party expects to present and those it may call if the need arises; and
 - (2) ~~an identification of a~~ list identifying each document or other exhibits, including summaries of other evidence—separately identifying those items the party expects to offer and those it may offer if the need arises.
- (b) **Time for Pretrial Disclosures.** Unless the court orders otherwise, these disclosures must be made at least 30 days before trial.

TRD-202403221
Jaclyn Daumerie
Rules Attorney
Supreme Court of Texas
Filed: July 22, 2024

◆ ◆ ◆
Preliminary Approval of Amendments to Texas Rule of Civil
Procedure 621a

Supreme Court of Texas

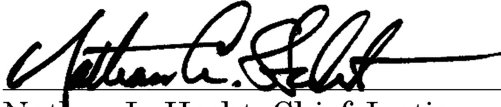
Misc. Docket No. 24-9045

Preliminary Approval of Amendments to Texas Rule of Civil Procedure 621a

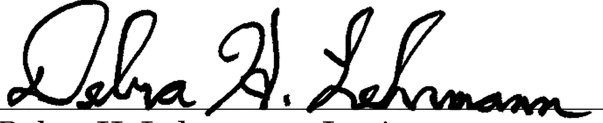
ORDERED that:

1. The Court invites public comments on proposed amendments to Texas Rule of Civil Procedure 621a.
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 amendments after the close of the comment period. The Court may change the amendments 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: July 22, 2024.



Nathan L. Hecht, Chief Justice



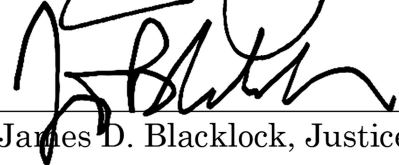
Debra H. Lehrmann, Justice



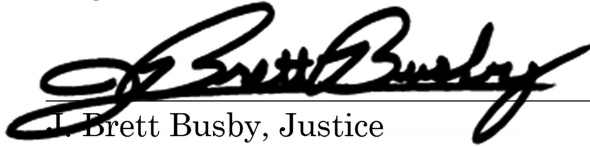
Jeffrey S. Boyd, Justice



John P. Devine, Justice



James D. Blacklock, Justice



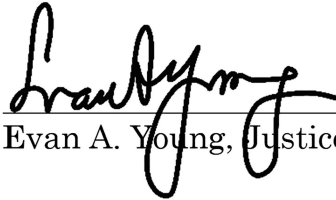
J. Brett Busby, Justice



Jane N. Bland, Justice



Rebeca A. Huddle, Justice



Evan A. Young, Justice

TEXAS RULES OF CIVIL PROCEDURE

RULE 621a. DISCOVERY AND ENFORCEMENT OF JUDGMENT

At any time after rendition of judgment, and so long as said judgment has not been suspended by a supersedeas bond or by order of a proper court and has not become dormant as provided by ~~Article 3773, V.A.T.S.~~ Section 34.001, Civil Practice and Remedies Code, the successful party may, for the purpose of obtaining information to aid in the enforcement of such judgment, initiate and maintain in the trial court in the same suit in which said judgment was rendered any discovery proceeding authorized by these rules for pre-trial matters. Also, at any time after rendition of judgment, either party may, for the purpose of obtaining information relevant to motions allowed by Texas Rules of Appellate Procedure ~~47 and 49~~ 24 initiate and maintain in the trial court in the same suit in which said judgment was rendered any discovery proceeding authorized by these rules for pre-trial matters. The rules governing and related to such pre-trial discovery proceedings shall apply in like manner to discovery proceedings after judgment. The rights herein granted to the parties shall inure to their successors or assignees, in whole or in part. Judicial supervision of such discovery proceedings after judgment shall be the same as that provided by law or these rules for pre-trial discovery and proceedings insofar as applicable.

TRD-202403222
Jaclyn Daumerie
Rules Attorney
Supreme Court of Texas
Filed: July 22, 2024

Preliminary Approval of Amendments to Texas Rules of Appellate Procedure 9, 38, 52, 53, 55, and 68 (Joint Order, Court of Criminal Appeals Misc. Docket No. 24-005)



Supreme Court of Texas


Misc. Docket No. 24-9043

Preliminary Approval of Amendments to Texas Rules of Appellate Procedure 9, 38, 52, 53, 55, and 68

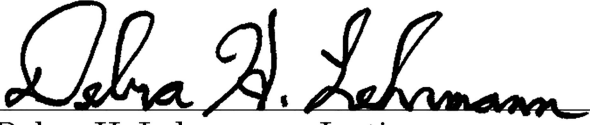
ORDERED that:

1. The Court invites public comments on proposed amendments to Texas Rules of Appellate Procedure 9, 38, 52, 53, 55, and 68. The proposed amendments are demonstrated in redline form.
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 amendments after the close of the comment period. The Court may change the amendments 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*.

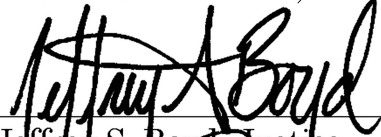
Dated: July 16, 2024.



Nathan L. Hecht, Chief Justice



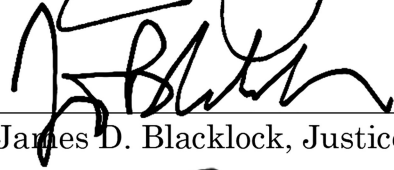
Debra H. Lehrmann, Justice



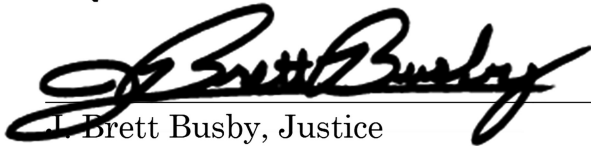
Jeffrey S. Boyd, Justice



John P. Devine, Justice



James D. Blacklock, Justice



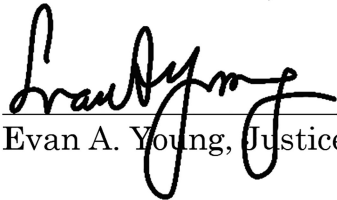
Brett Busby, Justice



Jane N. Bland, Justice



Rebeca A. Huddle, Justice



Evan A. Young, Justice

TEXAS RULES OF APPELLATE PROCEDURE

Rule 9. Documents Generally

9.4. Form

Except for the record, a document filed with an appellate court, including a paper copy of an electronically filed document, must — unless the court accepts another form in the interest of justice — be in the following form:

- (h) *Appendix and Original Proceeding Record.* A paper appendix may be bound either with the document to which it is related or separately. If separately bound, the appendix must comply with paragraph (f). A paper record in an original proceeding or a paper appendix must be tabbed and indexed. An electronically filed record in an original proceeding or an electronically filed appendix that includes more than one item must contain bookmarks to assist in locating each item.

- (j) *Electronically Filed Documents.* An electronically filed document must:
- (1) be in text-searchable portable document format (PDF);
 - (2) be directly converted to PDF rather than scanned, if possible;
 - (3) not be locked;
 - (4) be combined with any appendix into one computer file, unless that file would exceed the size limit prescribed by the electronic filing manager;~~and~~
 - (5) be bookmarked to assist in locating each item; and
- (56) otherwise comply with the Technology Standards set by the Judicial Committee on Information Technology and approved by the Supreme Court.

Rule 38. Requisites of Briefs

38.1. Appellant's Brief

The appellant's brief must, under appropriate headings and in the order here indicated, contain the following:

- (b) *Table of Contents.* The brief must have a table of contents with references to the pages of the brief and be bookmarked to assist in locating each item. The table of contents must indicate the subject matter of each issue or point, or group of issues or points.

- (k) *Appendix in Civil Cases.*

- (1) *Necessary Contents.* The appendix must be bookmarked to assist in locating each item and, unless voluminous or impracticable, the appendix must contain a copy of:
- (A) the trial court's judgment or other appealable order from which relief is sought;
 - (B) the jury charge and verdict, if any, or the trial court's findings of fact and conclusions of law, if any; and
 - (C) the text of any rule, regulation, ordinance, statute, constitutional provision, or other law (excluding case law) on which the argument is based, and the text of any contract or other document that is central to the argument.
- (2) *Optional Contents.* The appendix may contain any other item pertinent to the issues or points presented for review, including copies or excerpts of relevant court opinions, laws, documents on which the suit was based, pleadings, excerpts from the reporter's record, and similar material. Items should not be included in the appendix to attempt to avoid the page limits for the brief.

Rule 52. Original Proceedings

52.3. Form and Contents of Petition

The petition must, under appropriate headings and in the order here indicated, contain the following:

- (b) *Table of Contents.* The petition must include a table of contents with references to the pages of the petition and be bookmarked to assist in locating each item. The table of contents must indicate the subject matter of each issue or point, or group of issues or points.

- (k) *Appendix.*

- (1) *Necessary Contents.* The appendix must be bookmarked to assist in locating each item and must contain:

(A) any order or opinion of the court of appeals, if the petition is filed in the Supreme Court;

(AB) a certified or sworn copy of any order complained of, or any other document showing the matter complained of;

~~(B) any order or opinion of the court of appeals, if the petition is filed in the Supreme Court;~~

(C) unless voluminous or impracticable, the text of any rule, regulation, ordinance, statute, constitutional provision, or other law (excluding case law) on which the argument is based; and

(D) if a writ of habeas corpus is sought, proof that the relator is being restrained.

- (2) *Optional Contents.* The appendix may contain any other item pertinent to the issues or points presented for review, including copies or excerpts of relevant court opinions, statutes, constitutional provisions, documents on which the suit was based,

pleadings, and similar material. Items should not be included in the appendix to attempt to avoid the page limits for the petition. The appendix should not contain any evidence or other item that is not necessary for a decision.

Rule 53. Petition for Review

53.2. Contents of Petition

The petition for review must, under appropriate headings and in the order here indicated, contain the following items:

- (b) *Table of Contents.* The petition must have a table of contents with references to the pages of the petition and must be bookmarked to assist in locating each item. The table of contents must indicate the subject matter of each issue or point, or group of issues or points.

(l) *Appendix.*

- (1) Necessary Contents. The appendix must be bookmarked to assist in locating each item and, Unless voluminous or impracticable, the appendix must contain a copy of:

(A) the opinion and judgment of the court of appeals;

(AB) the judgment or other appealable order of the trial court from which relief in the court of appeals was sought;

(BC) the jury charge and verdict, if any, or the trial court's findings of fact and conclusions of law, if any; and

~~(C) the opinion and judgment of the court of appeals; and~~

(D) the text of any rule, regulation, ordinance, statute, constitutional provision, or other law on which the

argument is based (excluding case law), and the text of any contract or other document that is central to the argument.

- (2) **Optional Contents.** The appendix may contain any other item pertinent to the issues or points presented for review, including copies or excerpts of relevant court opinions, statutes, constitutional provisions, documents on which the suit was based, pleadings, and similar material. Items should not be included in the appendix to attempt to avoid the page limits for the petition.

Rule 55. Brief on the Merits

55.2. Petitioner's Brief on the Merits

The petitioner's brief on the merits must be confined to the issues or points stated in the petition for review and must, under appropriate headings and in the order here indicated, contain the following items:

- (b) *Table of Contents.* The brief must have a table of contents with references to the pages of the brief and be bookmarked to assist in locating each item. The table of contents must indicate the subject matter of each issue or point, or group of issues or points.

Rule 68. Discretionary Review With Petition

68.4. Contents of Petition

A petition for discretionary review must be as brief as possible. It must be addressed to the "Court of Criminal Appeals of Texas" and must state the name of the party or parties applying for review. The petition must contain the following items:

- (b) *Table of Contents.* The petition must include a table of contents with references to the pages of the petition and be bookmarked to assist in locating each item. The table of contents must indicate the subject matter of each ground or question presented for review.

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Supreme Court of Texas
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