

REVIEW OF AGENCY RULES

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

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

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

Proposed Rule Reviews

Finance Commission of Texas

Title 7, Part 1

On behalf of the Finance Commission of Texas (commission), the Office of Consumer Credit Commissioner files this notice of intention to review and consider for reoption, revision, or repeal, Texas Administrative Code, Title 7, Part 1, Chapter 1, concerning Consumer Credit Regulation.

This rule review will be conducted pursuant to Texas Government Code, §2001.039. The commission will accept written comments received on or before the 30th day after the date this notice is published in the *Texas Register* as to whether the reasons for adopting these rules continue to exist.

The Office of Consumer Credit Commissioner, which administers these rules, believes that the reasons for adopting the rules contained in this chapter continue to exist. Any questions or written comments pertaining to this notice of intention to review should be directed to Matthew Nance, General Counsel, Office of Consumer Credit Commissioner, 2601 North Lamar Boulevard, Austin, Texas 78705, or by email to rule.comments@occc.texas.gov. Any proposed changes to the rules as a result of the review will be published in the Proposed Rules Section of the *Texas Register* and will be open for an additional public comment period prior to final adoption or repeal by the commission.

TRD-202304383
Matthew Nance
General Counsel
Finance Commission of Texas
Filed: November 29, 2023



Office of Consumer Credit Commissioner

Title 7, Part 5

On behalf of the Finance Commission of Texas (commission), the Office of Consumer Credit Commissioner files this notice of intention to review and consider for reoption, revision, or repeal, Texas Administrative Code, Title 7, Part 5, Chapter 82, concerning Administration.

This rule review will be conducted pursuant to Texas Government Code, §2001.039. The commission will accept written comments received on or before the 30th day after the date this notice is published in the *Texas Register* as to whether the reasons for adopting these rules continue to exist.

The Office of Consumer Credit Commissioner, which administers these rules, believes that the reasons for adopting the rules contained in this

chapter continue to exist. Any questions or written comments pertaining to this notice of intention to review should be directed to Matthew Nance, General Counsel, Office of Consumer Credit Commissioner, 2601 North Lamar Boulevard, Austin, Texas 78705, or by email to rule.comments@occc.texas.gov. Any proposed changes to the rules as a result of the review will be published in the Proposed Rules Section of the *Texas Register* and will be open for an additional public comment period prior to final adoption or repeal by the commission.

TRD-202304384
Matthew Nance
General Counsel
Office of Consumer Credit Commissioner
Filed: November 29, 2023



Records Management Interagency Coordinating Council

Title 13, Part 4

The Records Management Interagency Coordinating Council (RMICC) files this notice of its intent to review Texas Administrative Code, Title 13, Part 4, Chapter 50, Council Procedures, consisting of §50.1, Purpose; §50.3, Officers; §50.5, Meetings; §50.7, Committees; §50.9, Staff; and §50.11, Rules; in accordance with Texas Government Code, §2001.039.

The review will include, at a minimum, an assessment of whether the reasons for initially adopting the rules continue to exist.

The Texas State Library and Archives Commission will accept comments regarding the review on behalf of RMICC. The comment period will last for 30 days following the publication of this notice in the *Texas Register*. Comments regarding this review may be submitted to Sarah Swanson, General Counsel, Texas State Library and Archives Commission, 1201 Brazos Street, P.O. Box 12927, Austin, Texas 78711-2927 or to rules@tsl.texas.gov with the subject line "Rule Review."

TRD-202304359
April Norris
Records Management Interagency Coordinating Council Chair
Records Management Interagency Coordinating Council
Filed: November 21, 2023



Adopted Rule Reviews

Department of State Health Services

Title 25, Part 1

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

Chapter 49, Oral Health Improvement Program

Notice of the review of this chapter was published in the October 6, 2023, issue of the *Texas Register* (48 TexReg 5827). HHSC and DSHS received three comments concerning this chapter. A summary of comments and DSHS' responses follows.

Comment: The Texas Dental Association (TDA) indicated that they strongly support the re-adoption of the rules governing the Oral Health Improvement Program (OHIP).

Response: DSHS intends to re-adopt 25 TAC Chapter 49, Oral Health Improvement Program.

Comment: TDA asks that the program always be headed by a Texas licensed dentist as it is now.

Response: The current rules require that the OHIP director is a Texas licensed dentist.

Comment: TDA states that DSHS should reinstate state funding will help make certain that each individual dental health region is fully staffed as well as expand the OHIP to include low-cost or free direct care dental services to Texans that rely on the dental safety net.

Response: State funding for OHIP is determined by the Texas Legislature.

HHSC and DSHS have reviewed Chapter 49 in accordance with §2001.039 of the Texas Government Code, which requires state agencies to assess, every four years, whether the initial reasons for adopting a rule continue to exist. The agencies determined that the original reasons for adopting all rules in the chapter continue to exist and re-adopts Chapter 49. Any amendments or repeals to Chapter 49 identified by HHSC and DSHS in the rule review will be proposed in a future issue of the *Texas Register*.

This concludes HHSC's and DSHS' review of 25 TAC Chapter 49 as required by the Texas Government Code, §2001.039.

TRD-202304374

Jessica Miller

Director, Rules Coordination Office

Department of State Health Services

Filed: November 28, 2023



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

Chapter 97, Communicable Diseases

Subchapter A - Control of Communicable Diseases

Subchapter B - Immunization Requirements in Texas Elementary and Secondary Schools and Institutions of Higher Education

Subchapter C - Consent for Immunization

Subchapter D - Statewide Immunization of Children in Certain Facilities and by Hospitals, Physicians, and Other Health Care Providers

Subchapter E - Provision of Anti-Rabies Biologicals

Subchapter F - Sexually Transmitted Diseases Including Acquired Immunodeficiency Syndrome (AIDS) and Human Immunodeficiency Virus (HIV)

Subchapter G - Vaccination Stamps

Subchapter H - Tuberculosis Screening for Jails and Other Correctional Facilities

Subchapter I - Immunization Requirements for Residents of Texas Nursing Homes

Subchapter K - Respiratory Syncytial Virus

Notice of the review of this chapter was published in the October 13, 2023, issue of the *Texas Register* (48 TexReg 5987). HHSC and DSHS received no comments concerning this chapter.

HHSC and DSHS has reviewed Chapter 97 in accordance with §2001.039 of the Texas Government Code, which requires state agencies to assess, every four years, whether the initial reasons for adopting a rule continue to exist. The agencies determined that the original reasons for adopting all rules in the chapter continue to exist and re-adopts Chapter 97. Any amendments or repeals to Chapter 97 identified by HHSC and DSHS in the rule review will be proposed in a future issue of the *Texas Register*.

This concludes HHSC's and DSHS' review of 25 TAC Chapter 97 as required by the Texas Government Code, §2001.039.

TRD-202304380

Jessica Miller

Director, Rules Coordination Office

Department of State Health Services

Filed: November 28, 2023



Health and Human Services Commission

Title 26, Part 1

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

Chapter 303, Preadmission Screening and Resident Review (PASRR)

Subchapter A General Provisions

Subchapter B PASRR Screening and Evaluation Process

Subchapter C Responsibilities

Subchapter D Vendor Payment

Subchapter E Habilitation Coordination

Subchapter F Habilitative Service Planning for A Designated Resident

Subchapter G Transition Planning

Subchapter H Compliance Review

Subchapter I MI Specialized Services

Notice of the review of this chapter was published in the October 6, 2023, issue of the *Texas Register* (48 TexReg 5828). HHSC received no comments concerning this chapter.

HHSC has reviewed Chapter 303 in accordance with §2001.039 of the Texas Government Code, which requires state agencies to assess, every four years, whether the initial reasons for adopting a rule continue to exist. The agency determined that the original reasons for adopting all rules in the chapter continue to exist and re-adopts Chapter 303. Any

amendments or repeals to Chapter 303 identified by HHSC in the rule review will be proposed in a future issue of the *Texas Register*.

This concludes HHSC's review of 26 TAC Chapter 303 as required by the Government Code, §2001.039.

TRD-202304379

Jessica Miller
Director, Rules Coordination Office
Health and Human Services Commission
Filed: November 28, 2023

