

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.

Comptroller of Public Accounts

Certification of the Average Closing Price of Gas and Oil - May 2024

The Comptroller of Public Accounts, administering agency for the collection of the Oil Production Tax, has determined, as required by Tax Code, §202.058, that the average taxable price of oil for reporting period May 2024 is \$50.35 per barrel for the three-month period beginning on February 1, 2024, and ending April 30, 2024. Therefore, pursuant to Tax Code, §202.058, oil produced during the month of May 2024, from a qualified low-producing oil lease, is not eligible for credit on the oil production tax imposed by Tax Code, Chapter 202.

The Comptroller of Public Accounts, administering agency for the collection of the Natural Gas Production Tax, has determined, as required by Tax Code, §201.059, that the average taxable price of gas for reporting period May 2024 is \$1.06 per mcf for the three-month period beginning on February 1, 2024, and ending April 30, 2024. Therefore, pursuant to Tax Code, §201.059, gas produced during the month of May 2024, from a qualified low-producing well, is eligible for a 100% credit on the natural gas production tax imposed by Tax Code, Chapter 201.

The Comptroller of Public Accounts, administering agency for the collection of the Franchise Tax, has determined, as required by Tax Code, §171.1011(s), that the average closing price of West Texas Intermediate crude oil for the month of May 2024 is \$78.62 per barrel. Therefore, pursuant to Tax Code, §171.1011(r), a taxable entity shall not exclude total revenue received from oil produced during the month of May 2024, from a qualified low-producing oil well.

The Comptroller of Public Accounts, administering agency for the collection of the Franchise Tax, has determined, as required by Tax Code, §171.1011(s), that the average closing price of gas for the month of May 2024 is \$2.42 per MMBtu. Therefore, pursuant to Tax Code, §171.1011(r), a taxable entity shall exclude total revenue received from gas produced during the month of May 2024, from a qualified low-producing gas well.

Inquiries should be submitted to Jenny Burleson, Director, Tax Policy Division, P.O. Box 13528, Austin, Texas 78711-3528.

TRD-202404167
Jenny Burleson
Director, Tax Policy
Comptroller of Public Accounts
Filed: September 4, 2024



Certification of the Average Closing Price of Gas and Oil - July 2024

The Comptroller of Public Accounts, administering agency for the collection of the Oil Production Tax, has determined, as required by Tax Code, §202.058, that the average taxable price of oil for reporting period July 2024 is \$50.11 per barrel for the three-month period beginning on April 1, 2024, and ending June 30, 2024. Therefore, pursuant to Tax Code, §202.058, oil produced during the month of July 2024, from a

qualified low-producing oil lease, is not eligible for credit on the oil production tax imposed by Tax Code, Chapter 202.

The Comptroller of Public Accounts, administering agency for the collection of the Natural Gas Production Tax, has determined, as required by Tax Code, §201.059, that the average taxable price of gas for reporting period July 2024 is \$1.19 per mcf for the three-month period beginning on April 1, 2024, and ending June 30, 2024. Therefore, pursuant to Tax Code, §201.059, gas produced during the month of July 2024, from a qualified low-producing well, is eligible for a 100% credit on the natural gas production tax imposed by Tax Code, Chapter 201.

The Comptroller of Public Accounts, administering agency for the collection of the Franchise Tax, has determined, as required by Tax Code, §171.1011(s), that the average closing price of West Texas Intermediate crude oil for the month of July 2024 is \$80.48 per barrel. Therefore, pursuant to Tax Code, §171.1011(r), a taxable entity shall not exclude total revenue received from oil produced during the month of July 2024, from a qualified low-producing oil well.

The Comptroller of Public Accounts, administering agency for the collection of the Franchise Tax, has determined, as required by Tax Code, §171.1011(s), that the average closing price of gas for the month of July 2024 is \$2.21 per MMBtu. Therefore, pursuant to Tax Code, §171.1011(r), a taxable entity shall exclude total revenue received from gas produced during the month of July 2024, from a qualified low-producing gas well.

Inquiries should be submitted to Jenny Burleson, Director, Tax Policy Division, P.O. Box 13528, Austin, Texas 78711-3528.

TRD-202404169
Jenny Burleson
Director, Tax Policy
Comptroller of Public Accounts
Filed: September 4, 2024



Certification of the Average Closing Price of Gas and Oil - June 2024

The Comptroller of Public Accounts, administering agency for the collection of the Oil Production Tax, has determined, as required by Tax Code, §202.058, that the average taxable price of oil for reporting period June 2024 is \$50.69 per barrel for the three-month period beginning on March 1, 2024, and ending May 31, 2024. Therefore, pursuant to Tax Code, §202.058, oil produced during the month of June 2024, from a qualified low-producing oil lease, is not eligible for credit on the oil production tax imposed by Tax Code, Chapter 202.

The Comptroller of Public Accounts, administering agency for the collection of the Natural Gas Production Tax, has determined, as required by Tax Code, §201.059, that the average taxable price of gas for reporting period June 2024 is \$1.24 per mcf for the three-month period beginning on March 1, 2024, and ending May 31, 2024. Therefore, pursuant to Tax Code, §201.059, gas produced during the month of June 2024, from a qualified low-producing well, is eligible for a 100%

credit on the natural gas production tax imposed by Tax Code, Chapter 201.

The Comptroller of Public Accounts, administering agency for the collection of the Franchise Tax, has determined, as required by Tax Code, §171.1011(s), that the average closing price of West Texas Intermediate crude oil for the month of June 2024 is \$78.70 per barrel. Therefore, pursuant to Tax Code, §171.1011(r), a taxable entity shall not exclude total revenue received from oil produced during the month of June 2024, from a qualified low-producing oil well.

The Comptroller of Public Accounts, administering agency for the collection of the Franchise Tax, has determined, as required by Tax Code, §171.1011(s), that the average closing price of gas for the month of June 2024 is \$2.81 per MMBtu. Therefore, pursuant to Tax Code, §171.1011(r), a taxable entity shall exclude total revenue received from gas produced during the month of June 2024, from a qualified low-producing gas well.

Inquiries should be submitted to Jenny Burleson, Director, Tax Policy Division, P.O. Box 13528, Austin, Texas 78711-3528.

TRD-202404168
Jenny Burleson
Director, Tax Policy
Comptroller of Public Accounts
Filed: September 4, 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, 303.005, 303.008, and 303.009, Texas Finance Code.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 09/09/24 - 09/15/24 is 18.00% for consumer¹ credit.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 09/09/24 - 09/15/24 is 18.00% for commercial² credit.

The monthly ceiling as prescribed by §303.005 and §303.009³ for the period of 09/01/24 - 09/30/24 is 18.00%.

The quarterly ceiling as prescribed by §303.008 and §303.009 for the period of 10/01/24 - 12/31/24 is 18.00% for consumer¹ credit.

The quarterly ceiling as prescribed by §303.008 and §303.009 for the period of 10/01/24 - 12/31/24 is 18.00% for commercial² credit.

The annualized ceiling as prescribed by §303.008 and §303.009⁴ for the period of 10/01/24 - 09/30/25 is 18.00% for consumer¹ credit.

The annualized ceiling as prescribed by §303.008 and §303.009⁴ for the period of 10/01/24 - 09/30/25 is 18.00% for commercial² credit.

¹ Credit for personal, family, or household use.

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

³ Only for variable rate commercial transactions, as provided by §303.004(a).

⁴ Only for open-end credit as defined in §301.002(14), as provided by §303.007.

TRD-202404164

Leslie L. Pettijohn
Commissioner
Office of Consumer Credit Commissioner
Filed: September 4, 2024

Texas Commission on Environmental Quality

Agreed Orders

The Texas Commission on Environmental Quality (TCEQ, agency, or commission) staff is providing an opportunity for written public comment on the listed Agreed Orders (AOs) in accordance with Texas Water Code (TWC), §7.075. TWC, §7.075, requires that before the commission may approve the AOs, the commission shall allow the public an opportunity to submit written comments on the proposed AOs. TWC, §7.075, requires that notice of the proposed orders and the opportunity to comment must be published in the *Texas Register* no later than the 30th day before the date on which the public comment period closes, which in this case is **October 14, 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 **October 14, 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: A A A Z INVESTMENT INCORPORATED dba EZ Way; DOCKET NUMBER: 2023-1513-PST-E; IDENTIFIER: RN102350337; LOCATION: Bullard, Smith County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.10(b)(2), by failing to assure that all underground storage tank (UST) recordkeeping requirements are met; 30 TAC §334.50(b)(1)(A) and (2) and TWC, §26.3475(a) and (c)(1), by failing to monitor the UST in a manner which will detect a release at a frequency of at least once every 30 days, and failing to provide release detection for the pressurized piping associated with the UST system; 30 TAC §334.51(b)(2)(C) and TWC, §26.3475(c)(2), by failing to equip each tank with a valve or other device designed to automatically shut off the flow of regulated substances into the tank when the liquid level in the tank reaches no higher than 95% capacity; and 30 TAC §334.606, by failing to maintain required operator training certification on-site and make it available for inspection upon request by agency personnel; PENALTY: \$7,094; ENFORCEMENT COORDINATOR: Stephanie McCurley, (512) 239-2607; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(2) COMPANY: A-Affordable Boat and RV Storage - Liberty Hill, LLC; DOCKET NUMBER: 2023-1098-EAQ-E; IDENTIFIER:

RN111760724; LOCATION: Liberty Hill, Williamson County; TYPE OF FACILITY: commercial storage site; RULE VIOLATED: 30 TAC §213.23(a)(1), by failing to obtain approval for an Edwards Aquifer Protection Plan prior to commencing regulated activity over the Edwards Aquifer Contributing Zone; PENALTY: \$10,000; ENFORCEMENT COORDINATOR: Megan Crinklaw, (512) 239-1129; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(3) COMPANY: Addie Marlin dba Marlin Marina Water System; DOCKET NUMBER: 2023-1497-PWS-E; IDENTIFIER: RN101196079; LOCATION: Freeport, Brazoria County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.45(b)(1)(A)(ii) and Texas Health and Safety Code, §341.0315(c), by failing to provide a pressure tank capacity of 50 gallons per connection; and 30 TAC §290.46(f)(2) and (3)(B)(iv), by failing to maintain water works operation and maintenance records and make them readily available for review by the Executive Director upon request; PENALTY: \$250; ENFORCEMENT COORDINATOR: Wyatt Throm, (512) 239-1120; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(4) COMPANY: Alto Frio Baptist Encampment, Incorporated; DOCKET NUMBER: 2024-0054-PWS-E; IDENTIFIER: RN103779195; LOCATION: Leakey, Real County; TYPE OF FACILITY: public water system; RULES VIOLATED: 30 TAC §290.46(m)(1)(A), by failing to inspect the facility's five ground storage tanks annually; 30 TAC §290.46(m)(1)(B), by failing to inspect the facility's five pressure tanks annually; and 30 TAC §290.46(s)(1), by failing to calibrate the facility's three well meters at least once every three years; PENALTY: \$7,475; ENFORCEMENT COORDINATOR: Taner Hengst, (512) 239-1143; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(5) COMPANY: BOBCAT TRUCKING, INCORPORATED; DOCKET NUMBER: 2023-1428-MLM-E; IDENTIFIER: RN111427274; LOCATION: San Antonio, Bexar County; TYPE OF FACILITY: aggregate production operation; RULES VIOLATED: 30 TAC §101.4 and §101.5 and Texas Health and Safety Code, §382.085 (a) and (b), by failing to prevent nuisance dust conditions and prevent a traffic hazard; and 30 TAC §281.25(a)(4) and Texas Pollutant Discharge Elimination System Permit Number TXR05FN77, Part III, Section A.4.a and Part V, Section J.9.d, by failing to install adequate Best Management Practices to minimize off-site tracking of sediments and the generation of dust; PENALTY: \$13,500; ENFORCEMENT COORDINATOR: Mistie Gonzales, (254) 761-3056; REGIONAL OFFICE: 6801 Sanger Avenue, Suite 2500, Waco, Texas 76710-7826, (254) 751-0335.

(6) COMPANY: Burnett Ranches, LLC; DOCKET NUMBER: 2023-1234-PST-E; IDENTIFIER: RN101792810; LOCATION: Guthrie, King County; TYPE OF FACILITY: temporarily out-of-service underground storage tank (UST); RULES VIOLATED: 30 TAC §37.815(a) and (b), by failing to demonstrate acceptable financial assurance for taking corrective action and for compensating third parties for bodily injury and property damage caused by accidental releases arising from the operation of petroleum USTs; and 30 TAC §334.602(a), by failing to designate, train, and certify at least one named individual for each class of operator, Class A, Class B, and Class C, for the facility; PENALTY: \$3,440; ENFORCEMENT COORDINATOR: Faye Renfro, (512) 239-1833; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(7) COMPANY: BUSINESS CONSULTANT, INCORPORATED; DOCKET NUMBER: 2024-0867-PST-E; IDENTIFIER: RN101913358; LOCATION: San Antonio, Bexar County; TYPE OF FACILITY: temporarily out-of-service underground storage

tank (UST) system; RULE VIOLATED: 30 TAC §334.47(a)(2), by failing to permanently remove from service, no later than 60 days after the prescribed upgrade implementation date, an UST system for which any applicable component of the system is not brought into timely compliance with the upgrade requirements; PENALTY: \$6,750; ENFORCEMENT COORDINATOR: Eunice Adegelu, (512) 239-5082; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(8) COMPANY: Carrollton-Farmers Branch ISD; DOCKET NUMBER: 2024-0089-PST-E; IDENTIFIER: RN102886934; LOCATION: Carrollton, Dallas County; TYPE OF FACILITY: fleet refueling facility; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(c)(1), by failing to monitor the underground storage tanks in a manner which will detect a release at a frequency of at least once every 30 days; PENALTY: \$3,375; ENFORCEMENT COORDINATOR: Rachel Murray, (903) 535-5149; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(9) COMPANY: City of Bellmead; DOCKET NUMBER: 2022-1665-PWS-E; IDENTIFIER: RN101421402; LOCATION: Bellmead, McLennan County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.43(c)(6), by failing to ensure that clearwells and potable water storage tanks, including associated appurtenances such as valves, pipes, and fittings, are thoroughly tight against leakage; and 30 TAC §290.46(j), by failing to complete a Customer Service Inspection certificate prior to providing continuous water service to new construction or any existing service when the water purveyor has reason to believe a cross-connection or other potential contamination hazard exists; PENALTY: \$825; ENFORCEMENT COORDINATOR: Wyatt Throm, (512) 239-1120; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(10) COMPANY: Dunadan Properties, LLC; DOCKET NUMBER: 2024-0008-PWS-E; IDENTIFIER: RN105596902; LOCATION: Weatherford, Parker County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.108(e), by failing to provide the results of radionuclides sampling to the Executive Director from Entry Point Number 2 for the January 1, 2020 - December 31, 2022, monitoring period, Entry Point Numbers 1 and 3 for the fourth quarter of 2022 and the first quarter of 2023, and from Entry Point Numbers 1, 2, and 3 for the second quarter of 2023; and 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 pCi/L for gross alpha particle activity based on the running annual average; PENALTY: \$6,955; ENFORCEMENT COORDINATOR: Taner Hengst, (512) 239-1143; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(11) COMPANY: Enterprise Products Operating LLC; DOCKET NUMBER: 2024-0811-AIR-E; IDENTIFIER: RN102984911; LOCATION: Mont Belvieu, Chambers County; TYPE OF FACILITY: liquified petroleum gas storage, propane-propylene fractionation splitter facility, and liquified petroleum gas handling terminal; RULES VIOLATED: 30 TAC §116.115(c) and §122.143(4), New Source Review Permit Number 93973, Special Conditions Number 1, Federal Operating Permit Number O4269, General Terms and Conditions and Special Terms and Conditions Number 9, and Texas Health and Safety Code, §382.085(b), by failing to prevent unauthorized emissions; PENALTY: \$10,875; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: \$4,350; ENFORCEMENT COORDINATOR: Christina Ferrara, (512) 239-5081; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(12) COMPANY: G J PETRO LLC dba 365 Food and Fuel 9; DOCKET NUMBER: 2024-0687-PST-E; IDENTIFIER: RN102658655; LOCATION: Lancaster, Dallas County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.8(c)(4)(A)(vii) and (5)(B)(ii), by failing to renew a previously issued underground storage tank (UST) delivery certificate by submitting a properly completed UST registration and self-certification form at least 30 days before the expiration date; and 30 TAC §334.8(c)(5)(A)(i) and TWC, §26.3467(a), by failing to make available to a common carrier a valid, current TCEQ delivery certificate before accepting delivery of a regulated substance into the regulated USTs; PENALTY: \$4,750; ENFORCEMENT COORDINATOR: Faye Renfro, (512) 239-1833; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(13) COMPANY: GS BUSINESS LC; DOCKET NUMBER: 2023-1169-PST-E; IDENTIFIER: RN101561637; LOCATION: Grand Prairie, Tarrant County; TYPE OF FACILITY: operator; RULES VIOLATED: 30 TAC §334.8(c), by failing to submit an initial or renewal underground storage tank registration and self-certification form; and 30 TAC §334.8(c)(5)(A)(i), to possess a valid TCEQ Delivery Certificate prior to receiving fuel; PENALTY: \$1,750; ENFORCEMENT COORDINATOR: Karolyn Kent, (512) 239-2536; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(14) COMPANY: JM WIMBERLEY STATION INCORPORATED dba Wimberley Shamrock; DOCKET NUMBER: 2023-0698-PST-E; IDENTIFIER: RN101489938; LOCATION: Wimberley, Hays County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(c)(1), by failing to monitor the underground storage tanks in a manner which will detect a release at a frequency of at least once per every 30 days; PENALTY: \$3,375; ENFORCEMENT COORDINATOR: Amy Lane, (512) 239-2614; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(15) COMPANY: Kinder Morgan Production Company LLC; DOCKET NUMBER: 2024-0979-AIR-E; IDENTIFIER: RN100226455; LOCATION: Snyder, Scurry County; TYPE OF FACILITY: carbon dioxide treatment plant; RULES VIOLATED: 30 TAC §116.115(c) and §122.143(4), New Source Review Permit Number 80052, Special Conditions Number 1, Federal Operating Permit Number O2829, General Terms and Conditions and Special Terms and Conditions Number 6, and Texas Health and Safety Code, §382.085(b), by failing to prevent unauthorized emissions; PENALTY: \$25,000; ENFORCEMENT COORDINATOR: Rajesh Acharya, (512) 239-0577; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(16) COMPANY: Makalu Enterprises, Incorporated dba Thrifty 306; DOCKET NUMBER: 2024-0102-PST-E; IDENTIFIER: RN102390432; LOCATION: Fort Stockton, Pecos County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and (2) and TWC, §26.3475(a) and (c)(1), by failing to monitor the underground storage tanks (USTs) in a manner which will detect a release at a frequency of at least once every 30 days, and failing to provide release detection for the pressurized piping associated with the UST system; PENALTY: \$3,494; ENFORCEMENT COORDINATOR: Tiffany Chu, (817) 588-5891; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(17) COMPANY: Shiv Food and Fuel LLC dba Quik Trip 890; DOCKET NUMBER: 2024-0079-PST-E; IDENTIFIER: RN102382785; LOCATION: Plano, Collin County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES

VIOLATED: 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(c)(1), by failing to monitor the underground storage tanks in a manner which will detect a release at a frequency of at least once every 30 days; PENALTY: \$3,375; ENFORCEMENT COORDINATOR: Stephanie McCurley, (512) 239-2607; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

(18) COMPANY: TEXAS ENTERPRISES, INCORPORATED dba Allied Sales; DOCKET NUMBER: 2023-0708-PST-E; IDENTIFIER: RN100534486; LOCATION: Austin, Travis County; TYPE OF FACILITY: common carrier; RULES VIOLATED: 30 TAC §334.5(b)(1)(A) and TWC, §26.3467(d), by failing to make available a valid, current TCEQ delivery certificate before depositing a regulated substance into a regulated underground storage tank system; PENALTY: \$1,630; ENFORCEMENT COORDINATOR: Lauren Little, (817) 588-5888; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(19) COMPANY: Tyler Independent School District; DOCKET NUMBER: 2023-0308-WQ-E; IDENTIFIER: RN111529871; LOCATION: Tyler, Smith County; TYPE OF FACILITY: construction site; RULES VIOLATED: 30 TAC §281.25(a)(4), TWC, §26.121(a)(2), and Texas Pollutant Discharge Elimination System Construction General Permit Number TXR1543JS Part III, Section G.3, by failing to prevent an unauthorized discharge of sediment into or adjacent to any water in the state; PENALTY: \$2,438; ENFORCEMENT COORDINATOR: Kolby Farren, (512) 239-2098; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(20) COMPANY: WORLD FUEL SERVICES, INCORPORATED dba World Kinect Energy Services; DOCKET NUMBER: 2023-0591-PST-E; IDENTIFIER: RN111715538; LOCATION: Euless, Tarrant County; TYPE OF FACILITY: common carrier; RULES VIOLATED: 30 TAC §334.5(b)(1)(A) and TWC, §26.3467(d), by failing to make available a valid, current TCEQ delivery certificate before depositing a regulated substance into a regulated underground storage tank system; PENALTY: \$7,520; ENFORCEMENT COORDINATOR: Faye Renfro, (512) 239-1833; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-2545.

TRD-202404146
Gitanjali Yadav
Deputy Director, Litigation
Texas Commission on Environmental Quality
Filed: September 3, 2024



Enforcement Order

An agreed order was adopted regarding Eagle Railcar Services - Channelview, Texas, LLC, Docket No. 2021-0762-AIR-E on September 3, 2024 assessing \$4,500 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Jennifer Peltier, Staff Attorney at (512) 239 3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711 3087.

TRD-202404176
Laurie Gharis
Chief Clerk
Texas Commission on Environmental Quality
Filed: September 4, 2024



Example A Amended (to change the location of the public meeting) Combined Notice of Public Meeting and Notice

of Application and Preliminary Decision for an Air Quality Permit Number 7706A

APPLICATION AND PRELIMINARY DECISION. NRG Texas Power LLC, 910 Louisiana Street, Houston, Texas 77002-4916, has applied to the Texas Commission on Environmental Quality (TCEQ) for an amendment to Air Quality Permit Number 7706A, which would authorize installation of a process water concentrator system at the WA Parish Electric Generating Station located at 2500 Y. U. Jones Road, Thompsons, Fort Bend County, Texas 77481. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. **AVISO DE IDIOMA ALTERNATIVO.** El aviso de idioma alternativo en español está disponible en <https://www.tceq.texas.gov/permitting/air/newsourcereview/airpermits-pendingpermit-apps>. This application was submitted to the TCEQ on April 11, 2024. The amendment will authorize an increase in emissions of the following air contaminants: carbon monoxide, hazardous air pollutants, nitrogen oxides, organic compounds, particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less and sulfur dioxide.

The executive director has completed the technical review of the application and prepared a draft permit which, if approved, would establish the conditions under which the facility must operate. The executive director has made a preliminary decision to issue the permit because it meets all rules and regulations. The permit application, executive director's preliminary decision, and draft permit will be available for viewing and copying at the TCEQ central office, the TCEQ Houston regional office, and at the George Memorial Library, 1001 Golfview Drive, Richmond, Fort Bend County, Texas, beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review at the TCEQ Houston Regional Office, 5425 Polk Street, Suite H, Houston, Texas.

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

The Public Meeting is to be held:

Monday, September 30, 2024 at 7:00 p.m.

Reading Junior High School Cafeteria

8101 FM 762 Road

Richmond, Texas 77469

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

You may submit additional written public comments within 30 days of the date of newspaper publication of this notice in the manner set forth in the AGENCY CONTACTS AND INFORMATION paragraph below, or by the date of the public meeting, whichever is later.

RESPONSE TO COMMENTS AND EXECUTIVE DIRECTOR ACTION. After the deadline for public comments, the executive director will consider the comments and prepare a response to all relevant and material or significant public comments. Because no timely hearing requests have been received, after preparing the response to comments, the executive director may then issue final approval of the application. **The response to comments, along with the executive director's decision on the application will be mailed to everyone who submitted public comments or is on a mailing list for this application, and will be posted electronically to the Commissioners' Integrated Database (CID).**

INFORMATION AVAILABLE ONLINE. When they become available, the executive director's response to comments and the final decision on this application will be accessible through the Commission's Web site at www.tceq.texas.gov/goto/cid. Once you have access to the CID using the above link, enter the permit number for this application which is provided at the top of this notice. 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=-95.634166,29.475277&level=13>.

MAILING LIST. You may ask to be placed on a mailing list to obtain additional information on this application by sending a request to the Office of the Chief Clerk at the address below.

AGENCY CONTACTS AND INFORMATION. Public comments and requests must be submitted either electronically at www14.tceq.texas.gov/epic/eComment/, or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Please be aware that any contact information you provide, including your name, phone number, email address and physical address will become part of the agency's public record. For more information about this permit application or the permitting process, please call the 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 NRG Texas Power LLC at the address stated above or by calling Mr. Brian Green, Senior Environmental Manager at (412) 526-1824.

Amended Notice Issuance Date: August 27, 2024

TRD-202404172

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: September 4, 2024



Notice of District Petition

Notice issued August 29, 2024

TCEQ Internal Control No. D-07112024-022; Foxtrot Development, LLC, (Petitioner) filed a petition for creation of Montgomery County Municipal Utility District No. 220 (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 234.4811 acres located within Montgomery County, Texas; and (4) some of the land within the proposed District is within the extraterritorial jurisdiction of the City of Conroe and some of the land within the proposed District is within the extraterritorial jurisdiction of the City of Cut and Shoot.

By Ordinance No. 2652-23, passed and approved on January 12, 2023, the City of Conroe, Texas, gave its consent to the creation of the proposed District, and by Resolution No. 103 passed and approved on October 20, 2022, the City of Cut and Shoot, 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, design, construct, acquire, maintain, own, operate, repair, improve, and extend a waterworks and sanitary sewer system for residential and commercial purposes; (2) construct, acquire, improve, extend, maintain, and operate works, improvements, facilities, plants, equipment, and 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, maintain, own, operate, repair, improve, and extend such additional facilities, including roads, parks and recreation facilities, systems, plants, and enterprises as shall be consonant with all of the purposes for which the proposed District is created. According to the petition, a preliminary investigation has been made to determine the cost of the project, and it is estimated by the Petitioners that the cost of said project will be approximately \$12,110,000 (\$7,100,000 for water and drainage, \$4,620,000 for roads, and \$390,000 for recreational).

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 site, 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 site at www.tceq.texas.gov.

TRD-202404175

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: September 4, 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 requests a hearing and fails to participate at the hearing. Similar to the procedure followed with respect to Agreed Orders entered into by the executive director of the commission, in accordance with Texas Water Code (TWC), §7.075, this notice of the proposed order and the opportunity to comment is published in the *Texas Register* no later than the 30th day before the date on which the public comment period closes, which in this case is **October 14, 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 October 14, 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: Felipe Guajardo; DOCKET NUMBER: 2023-1280-MSW-E; TCEQ ID NUMBER: RN110024684; LOCATION: Mile 12.5 and North Western Road, Mission, Hidalgo County; TYPE OF FACILITY: unauthorized municipal solid waste (MSW) site; RULES VIOLATED: 30 TAC §330.15(a) and (c) and TCEQ Docket Number 2018-1449-MSW-E, Ordering Provision Numbers 3.b. and 3.c., by causing, suffering, allowing, or permitting the unauthorized disposal of MSW; PENALTY: \$35,437; STAFF ATTORNEY: Alexander Kepczyk, Litigation, MC 175, (512) 239-3992; REGIONAL OFFICE:

Harlingen Regional Office, 1804 West Jefferson Avenue, Harlingen, Texas 78550-5247, (956) 425-6010.

TRD-202404157

Gitanjali Yadav

Deputy Director, Litigation

Texas Commission on Environmental Quality

Filed: September 3, 2024



Notice of Opportunity to Request a Public Meeting for a Development Permit Application for Construction Over a Closed Municipal Solid Waste Landfill Proposed Permit No. 62054

Application. StoneHawk Capital Partners, LLC has applied to the Texas Commission on Environmental Quality (TCEQ) for a development permit for construction over a closed municipal solid waste landfill (Proposed Permit No. 62054). The proposed development concerns a tract of land of approximately 7.30 acres located at 11450 Trinity Boulevard, Euless, Texas in Tarrant County. The proposed development includes four multi-family residential buildings with a total footprint of 203,526 square feet and associated driveways, parking areas, and support utilities. The development permit application is available for viewing and copying at the Euless Public Library at 201 North Ector Drive, Euless in Tarrant County. The application, including updates, is available electronically at the following webpage: www.tceq.texas.gov/goto/wasteapps. The following link to an electronic map of the site or facility's general location is provided as a public courtesy and is not part of the application or notice: <https://arcg.is/0y4H11>. For exact location, refer to application.

Public Comment/Public Meeting. You may submit public comments or request a public meeting on this application to the Office of Chief Clerk at the address included in the information section below. TCEQ will hold a public meeting if the executive director determines that there is a significant degree of public interest in the application or if requested by a local legislator. The purpose of the public meeting is for the public to provide input for consideration by the commission, and for the applicant and the commission staff to provide information to the public. A public meeting is not a contested case hearing. The comment period shall begin on the date this notice is published and end 30 calendar days after this notice is published. The comment period shall be extended to the close of any public meeting. The executive director is not required to file a response to comments.

If a public meeting is to be held, a public notice shall be published in a newspaper that is generally circulated in the county in which the proposed development is located. All the individuals on the adjacent landowners list shall also be notified at least 15 calendar days prior to the meeting.

Executive Director Action. The executive director shall, after review of the application, issue his decision to either approve or deny the development permit application. Notice of decision will be mailed to the owner and to each person that requested notification of the executive director's decision.

Information Available Online. For details about the status of the application, visit the Commissioners' Integrated Database (CID) at www.tceq.texas.gov/goto/cid. Once you have access to the CID using the above link, enter the permit number for this application, which is provided at the top of this notice.

Agency Contacts and Information. All public comments, requests, and petitions must be submitted either electronically at <http://www14.tceq.texas.gov/epic/eComment/> or in writing to the

Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Please be aware that any contact information you provide, including your name, phone number, email address and physical address will become part of the agency's public record. For more information about this permit application or the permitting process, please call the TCEQ's Public Education Program, Toll Free, at (800) 687-4040 or visit their website at www.tceq.texas.gov/goto/pep. Si desea información en español, puede llamar al (800) 687-4040.

Further information may also be obtained from Mr. Brandon Hopkins at the mailing address 4550 Travis Street, Suite 565, Dallas, Texas 75205 or by calling Mr. Sam Enis, P.G. at (512) 574-1199.

Issued Date: July 3, 2024

TRD-202404173

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: September 4, 2024



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

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 30, Occupational Licenses and Registrations, Sections 30.5, 30.7, 30.14, 30.18, 30.20, 30.24, 30.26, 30.28, 30.185, 30.340, 30.342, 30.350, 30.387, 30.390, 30.392, and proposed new sections 30.344 and 30.394, under the requirements of Texas Water Code Section 37.004; Texas Occupations Code Chapters 55; and Texas Government Code, Chapter 2001, Subchapter B.

The proposed rulemaking would implement three bills from the 88th Regular Legislative Session, and incorporate staff recommended changes. The proposed rulemaking would implement House Bill 1845 which requires TCEQ to establish provisional licenses for Class D wastewater and public water system operators, with no high school diploma required; House Bill 2453 which allows licensing agencies to issue a digital license in lieu of a paper license; and Senate Bill 422 which sets requirements for applications from qualified military service members, veterans, or spouses. The proposed rulemaking would also require public water system operators to take resiliency training and require applicants for new and renewal licenses to submit fingerprints for the criminal history review. The proposed rulemaking would also reduce the number of continuing education credits required to renew the Leaking Petroleum Storage Tank Project Manager license and update training terminology to be consistent with current training technology and policies.

The commission will hold a hybrid virtual and in-person public hearing on this proposal in Austin on Thursday October 10, 2024, at 2 p.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 Tuesday October 8, 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 Wednesday October 9, 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_YTg4MmV-lYmYtNjlmZS00ZmQ4LTlhOWItNTlhMDQyNzhiNGJk%40thread.v-2/0?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 2024-004-030-WS. The comment period closes October 14, 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 Rebecca Morigan, Occupational Licensing and Registration Division, (512) 239-2463.

TRD-202404119

Charmaine Backens

Deputy Director, Environmental Law Division

Texas Commission on Environmental Quality

Filed: August 30, 2024



Notice of Public Meeting Cancellation

The Texas Commission on Environmental Quality (TCEQ) submitted a Notice of Public Meeting for TPDES Permit for Municipal Wastewater Renewal Permit Number WQ0015000001 for City of Liberty Hill for publication in the September 06, 2024, issue of the *Texas Register*; TexReg Docket Number 202403862. Therefore, the public meeting scheduled for Thursday, October 3, 2024 is cancelled. The public meeting will be rescheduled for a later date.

Members of the public with questions regarding this application or public hearing may seek further information by calling the TCEQ Public Education Program toll free at (800) 687-4040.

TRD-202404174

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: September 4, 2024



Notice of Receipt of Application and Intent to Obtain Municipal Solid Waste Permit Amendment Proposed Permit No. 2293C

Application. Meadow Landfill, LLC, has applied to the Texas Commission on Environmental Quality (TCEQ) for a permit amendment to authorize the expansion of the currently permitted landfill footprint and permit boundary. The facility is located at 663 County Road 545, Meadow 79345, in Terry County, Texas. TCEQ received this application on August 9, 2024. The following link to an electronic map of the site or facility's general location is provided as a public courtesy and is not part of the application or notice: <https://arcg.is/azjDi>. For the exact location, refer to the application. The permit application is available for viewing and copying at the Meadow City Offices, 906 1st Street, Meadow, Texas 79345 in Terry County. The application, including any updates and notices, is available electronically at the following webpage: www.tceq.texas.gov/goto/wasteapps.

Additional Notice. TCEQ's Executive Director has determined the application is administratively complete and will conduct a technical review of the application. After technical review of the application is complete, the Executive Director may prepare a draft permit and will issue a preliminary decision on the application. **Notice of the Application and Preliminary Decision will be published and mailed to those who are on the county-wide mailing list and to those who are on the mailing list for this application. That notice will contain the deadline for submitting public comments.**

Public Comment / Public Meeting. You may submit public comments or request a public meeting on this application. The purpose of a public meeting is to provide the opportunity to submit comments or to ask questions about the application. TCEQ holds a public meeting if the Executive Director determines that there is a significant degree of public interest in the application or if requested by a local legislator. A public meeting is not a contested case hearing.

Opportunity for a Contested Case Hearing. After the deadline for submitting public comments, the Executive Director will consider all timely comments and prepare a response to all relevant and material or significant public comments. **Unless the application is directly referred for a contested case hearing, the response to comments and the Executive Director's decision on the application will be mailed to everyone who submitted public comments and to those persons who are on the mailing list for this application. If comments are received, the mailing will also provide instructions for requesting reconsideration of the Executive Director's decision and for requesting a contested case hearing. A person who may be affected by the facility is entitled to request a contested case hearing from the commission. A contested case hearing is a legal proceeding similar to a civil trial in state district court.**

To Request a Contested Case Hearing, You Must Include the Following Items in Your Request: Your name, address, phone number; applicant's name and permit number; the location and distance of your property/activities relative to the facility; a specific description of how you would be adversely affected by the facility in a way not common to the general public; a list of all disputed issues of fact that you submit during the comment period; and the statement "[I/we] request a contested case hearing." If the request for contested case hearing is filed on behalf of a group or association, the request must designate the group's representative for receiving future correspondence; identify by name and physical address an individual member of the group who would be adversely affected by the facility or activity; provide the information discussed above regarding the affected member's location and distance from the facility or activity; explain how and why the member would be af-

affected; and explain how the interests the group seeks to protect are relevant to the group's purpose.

Following the close of all applicable comment and request periods, the Executive Director will forward the application and any requests for reconsideration or for a contested case hearing to the TCEQ Commissioners for their consideration at a scheduled Commission meeting. The Commission may only grant a request for a contested case hearing on issues the requestor submitted in their timely comments that were not subsequently withdrawn.

If a hearing is granted, the subject of a hearing will be limited to disputed issues of fact or mixed questions of fact and law that are relevant and material to the Commission's decision on the application submitted during the comment period.

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

Information Available Online. For details about the status of the application, visit the Commissioners' Integrated Database (CID) at www.tceq.texas.gov/goto/cid. Once you have access to the CID using the above link, enter the permit number for this application, which is provided at the top of this notice.

Agency Contacts and Information. All public comments and requests must be submitted either electronically at www14.tceq.texas.gov/epic/eComment/ or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Please be aware that any contact information you provide, including your name, phone number, email address, and physical address, will become part of the agency's public record. For more information about this permit application or the permitting process, please call TCEQ's Public Education Program, toll free, at (800) 687-4040, or visit their website at www.tceq.texas.gov/goto/pep. Si desea información en español, puede llamar al (800) 687-4040.

Further information may also be obtained by writing to Meadow Landfill, LLC at 1408 Martin Luther King Boulevard, Lubbock, Texas 79403, or by calling Mr. Brian Danko at (325) 716-5650

Issued Date: August 30, 2024

TRD-202404177

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: September 4, 2024



Texas Ethics Commission

List of Delinquent Filers

Below is a list from the Texas Ethics Commission naming the filers who failed to pay the penalty fine for failure to file the report, or filing a late report, in reference to the specified filing deadline. If you have any questions, you may contact Dave Guilianelli at (512) 463-5800.

Deadline: Personal Financial Statement due January 16, 2024

#00086902 - Sarah C. Lamb, 5630 Willis Ave., Dallas, Texas 75214

Deadline: Personal Financial Statement due January 30, 2024

#00088511 - William Diggs, Jr., 4000 Jackson Ave., Austin, Texas 78731

Deadline: Personal Financial Statement due February 5, 2024

#00088450 - Keith Russell Halman, 3210 Oakridge Ave., Apt. 2120, Lubbock, Texas 79407

Deadline: Personal Financial Statement due February 12, 2024

#00087926 - Regina Compian Richardson, 3525 W. Freddy Gonzalez, Suite C, Edinburg, Texas 78539

#00088199 - Cody J. Clark, 102 Post Oak Dr., Krugerville, Texas 76227

#00088209 - Teresa T. Johnson-Hernandez, P.O. Box 450568, Laredo, Texas 78045

#00088217 - Carlos Walker, Sr., 4412 Arborwood Trl., Fort Worth, Texas 76123

#00088316 - Clint C. Burgess, 1301 E. Bardin Rd. #181326, Arlington, Texas 76018

#00088225 - Carol Lynn Sanchez, 391 Palo Rosa, San Benito, Texas 78586

#00088303 - Curtis L. Laird, P.O. Box 1150, Grandview, Texas 76050

#00083383 - Ashley E. Wysocki, 7214 Dye Drive, Dallas, Texas 75248

#00080443 - Rhetta A. Bowers, 3526 Lakeview Pkwy. Ste. B, #211, Rowlett, Texas 75088

#00081966 - Joe P. Herrera, 155 County Road 7721, Natalia, Texas 78059

#00080027 - Philip A. Grant, 303 Tangle Birch Ct, Montgomery, Texas 77316

#00087731 - Omar Carmona, 701 Magoffin Ave., El Paso, Texas 79901

#00041006 - Homer Reza, 4263 Ridge Crest Dr., El Paso, Texas 79902

#00087802 - Brandon W. Hall, P.O. Box 2989, Weatherford, Texas 76086

#00086948 - John Brender, 600 8th Ave, Fort Worth, Texas 76104

#00067781 - Sonya L. Aston, 1151 Curtin Street, Houston, Texas 77018

#00088168 - Edwardo Espinoza, 1001 S. 10th St., Suite #G135, McAllen, Texas 78501

#00088575 - Zena Edith Mitchell, 3801 Berkman Dr., Apt. 459, Austin, Texas 78723

#00065967 - Sergio Munoz, Jr., 1110 S Closner Blvd, Edinburg, Texas 78573

#00084543 - Angeanette Thibodeaux, 6713 Cathcart Dr., Houston, Texas 77091

#00085557 - Gemayel L. Haynes, P.O. Box 941, Houston, Texas 77001

#00086196 - Amin Salahuddin, 4009 Barlow Drive, Round Rock, Texas 78681

#00086370 - John W. Bryant, 5915 Swiss Avenue, Dallas, Texas 75214

#00087853 - Samuel B. Silverman, P.O. Box 149, Amarillo, Texas 79105

#00033203 - Kim Ogg, 2450 Louisiana #773, Houston, Texas 77006

#00070694 - Bradley G. Urrutia, P.O. Box 252, Manchaca, Texas 78652
#00088397 - James Sales, 6306 Brianna Circle, Corpus Christi, Texas 78414
#00088364 - Kurt W. Glass, 408 N Main St., Belton, Texas 76513
#00088125 - Barry Wernick, 13770 Noel Rd. #800646, Dallas, Texas 75380
#00088315 - Gustavo Reveles, 2386 Enchanted Crown Dr., El Paso, Texas 79911
#00088024 - Trent Perez, 1 E Greenway Plaza, Suite. 225, Houston, Texas 77046
#00086217 - John D. Roberson, 802 Banister Lane, Austin, Texas 78704
#00088345 - Ibifrisolam Max-Alalibo, 630 Colony Lake Estates, Apt. 1024, Stafford, Texas 77477
#00088072 - Carlos E. Andino, Jr., 2801 Denton Tap Rd. Apt. 1425, Lewisville, Texas 75067
#00088182 - Danyahel M. Norris, 11011 Dahlia Vale Walk, Houston, Texas 77044
#00088353 - Joshua Feuerstein, 15141 Markout Central, Forney, Texas 75126
#00085736 - James O. Guillory, II, 3906 Brookston St., Houston, Texas 77045
#00088221 - Joe S. McDaniel, P.O. Box 1476, Kilgore, Texas 75663
#00087717 - Joe E. Collins, III, 2701 W 15th St., Plano, Texas 75075
#00088349 - Joyce Marie Chatman, 14914 Samuel Springs Ln, Houston, Texas 77044
#00088348 - Darryl W. Crain, 319 Lakeridge Dr., San Antonio, Texas 78229
#00088214 - Joseph L. Trahan Jr., 3355 West Alabama, Suite 980, Houston, Texas 77098
#00086280 - John Harvey Slocum, 1116 Patriot Drive, College Station, Texas 77845
#00088424 - Teresa Ramirez Gonzalez, 8051 Berkshire Dr., Fort Worth, Texas 76137
#00087349 - James T. Matlock, 2400 Stallings Dr N, Ste. 14, Nacogdoches, Texas 75964
#00085868 - Elizabeth M. Coffey, P.O. Box 150255, Fort Worth, Texas 76108
#00088299 - Petra O. Reyes, P.O. Box 60094, Midland, Texas 79711
#00088406 - Manuel Campos, Jr., 1107 Hwy 1431 #270, Marble Falls, Texas 78645
#00083935 - Kathryn C. Gaido, 300 Main St. Ste. 200, Houston, Texas 77005
#00088147 - Rosalind Caesar, P.O. Box 683163, Houston, Texas 77268
#00088362 - Luther Wayne Martin, III, P.O. Box 20791, Beaumont, Texas 77720
#00087357 - Benjamin M. Mostyn, P.O. Box 762305, San Antonio, Texas 78245
#00086203 - Matt Rostami, 2901 Ridgeview Dr., Apt. 124, Plano, Texas 75035

#00068070 - Ben E. Mendoza, 3329 Nashville Ave., El Paso, Texas 79930
#00085592 - Nora Stephanie Morales, 1919 Shadow Bend Dr, Houston, Texas 77043
#00032740 - Ori T. White, P.O. Box 160, Fort Stockton, Texas 79735
#00080037 - Kay M. Smith, P.O. Box 690604, Houston, Texas 77269
#00088423 - Brandy Douglas, 2617 W. Morton St, Denison, Texas 75020
#00088282 - Christopher F. Fuller, 4906 Judson Road, Longview, Texas 75605
#00088191 - Tracy B. Gray, 315 Bois D'arc, Forney, Texas 75126
#00088247 - Benjamin C. Howell, 2029 Alpine Road, Longview, Texas 75601
#00088058 - Carrie Elizabeth De Moor, MD, FACEP, 8668 John Hickman Pkwy, Ste. 502, Frisco, Texas 75034
#00054113 - Stephen H. Russell, P.O. Box 1489650 N State Highway 19, Montalba, Texas 75853
#00088325 - Jeinay LeBlanc, 2901 7th St. #297, Bay City, Texas 77414
#00086410 - Stephen A. Missick, 611 Thomas Castleberry Dr., Shepard, Texas 77371
#00087889 - Carlos Lopez, 941 Timberwood Lane, Uvalde, Texas 78801
#00088160 - Graciela E. Villarreal-Dimas, 502 Marina Ct., Apt. 101, Laredo, Texas 78046
#00082584 - Chris Spencer, 1497 County Road 2985, Hughes Springs, Texas 75656
#00084310 - Ashton P. Woods, P.O. Box 301042, Houston, Texas 77230
#00088346 - Tennyson G. Moreno, P.O. Box 1027, Wimberley, Texas 78676
TRD-202404040
J.R. Johnson
Executive Director
Texas Ethics Commission
Filed: August 28, 2024

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Texas Facilities Commission

Request for Proposals #303-5-20771 Cibolo, New Braunfels, Schertz, or San Antonio

The Texas Facilities Commission (TFC), on behalf of the Office of the Attorney General - Child Support Division (OAG-CSD), announces the issuance of Request for Proposals RFP # 303-5-20771. TFC seeks a five (5) or ten (10) year lease of approximately 5,166 square feet of office space in Cibolo, New Braunfels, Schertz or San Antonio, Texas.

The deadline for questions is September 24, 2024 and the deadline for proposals is October 15, 2024 at 3:00 p.m. The award date is January 16, 2025. TFC reserves the right to accept or reject any or all proposals submitted. TFC is under no legal or other obligation to execute a lease on the basis of this notice or the distribution of a RFP. Neither this notice nor the RFP commits TFC to pay for any costs incurred prior to the award of a grant.

Parties interested in submitting a proposal may obtain information by contacting Samantha De Leon at samantha.deleon@tfc.texas.gov. A copy of the RFP may be downloaded from the Electronic State Business Daily at <https://www.txsmartbuy.gov/esbd/303-5-20771>.

TRD-202404154

Gayla Davis

State Leasing Services Director

Texas Facilities Commission

Filed: September 3, 2024

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Texas Health and Human Services Commission

Public Notice - Texas State Plan for Medical Assistance Amendment

The Texas Health and Human Services Commission (HHSC) announces its intent to submit amendments to the Texas State Plan for Medical Assistance, under Title XIX of the Social Security Act. The proposed amendments will be effective October 1, 2024.

The purpose of the amendments is to update the fee schedules in the current state plan by adjusting fees, rates, or charges for the following services:

Physicians and Other Practitioners; and

Early and Periodic Screening, Diagnosis and Treatment Services (EPSDT).

The proposed amendment is estimated to result in an annual aggregate expenditure of \$4,111 for federal fiscal year (FFY) 2025, consisting of \$2,467 in federal funds and \$1,644 in state general revenue. For FFY 2026, the estimated annual aggregate expenditure is \$4,066 consisting of \$2,414 in federal funds and \$1,652 in state general revenue. For FFY 2027, the estimated annual aggregate expenditure is \$4,024 consisting of \$2,389 in federal funds and \$1,635 in state general revenue.

Further detail on specific reimbursement rates and percentage changes will be made available on the HHSC Provider Finance website under the proposed effective date at: <https://pfd.hhs.texas.gov/rate-packets>.

Rate Hearings.

A rate hearing was conducted in person and online on May 21, 2024. Information about the proposed rate changes and hearing was published in the April 26, 2024, issue of the *Texas Register* (49 TexReg 2829). Additional information and the notice of hearings can be found at <https://www.sos.state.tx.us/texreg/index.shtml>. Archived recordings of the hearings can be found at <https://www.hhs.texas.gov/about/meetings-events>.

An additional rate hearing will be conducted online to address further rate changes. Once available, information about the proposed rate changes and the hearing will be published in a subsequent issue of the *Texas Register* at <http://www.sos.state.tx.us/texreg/index.shtml>.

Copy of Proposed Amendment.

Interested parties may obtain additional information and/or a free copy of the proposed amendment by contacting Nicole Hotchkiss, State Plan Policy Advisor, by mail at the Health and Human Services Commission, P.O. Box 13247, Mail Code H-600, Austin, Texas 78711; by telephone at (512) 487-3349; by facsimile at (512) 730-7472; or by e-mail at Medicaid_Chip_SPA_Inquiries@hhsc.state.tx.us. Copies of the proposed amendment will be available for review at the local county offices of HHSC, (which were formerly the local offices of the Texas Department of Aging and Disability Services).

Written Comments.

Written comments about the proposed amendment and/or requests to review comments may be sent by U.S. mail, overnight mail, special delivery mail, hand delivery, fax, or email:

U.S. Mail

Texas Health and Human Services Commission

Attention: Provider Finance Department

Mail Code H-400

P.O. Box 149030

Austin, Texas 78714-9030

Overnight mail, special delivery mail, or hand delivery

Texas Health and Human Services Commission

Attention: Provider Finance Department

North Austin Complex

Mail Code H-400

4601 W. Guadalupe St.

Austin, Texas 78751

Phone number for package delivery: (512) 730-7401

Fax

Attention: Provider Finance at (512) 730-7475

Email

PFDAcuteCare@hhs.texas.gov

Preferred Communication.

For quickest response, please use e-mail or phone, if possible, for communication with HHSC related to this state plan amendment.

TRD-202404149

Karen Ray

Chief Counsel

Texas Health and Human Services Commission

Filed: September 3, 2024

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Department of State Health Services

Withdrawal of Designation of Practice Serving Medically Underserved Populations

On May 14, 2019, the Texas Department of State Health Services (the department) approved the designation of **MD Kids Pediatrics, located at 181 Gus Rallis Drive, El Paso, Texas 79932**, as a practice serving a disproportionate number of clients eligible for federal, state, or locally funded health care programs. This designation met the definition set for in Texas Occupations Code §157.051(11)(F)(b).

The department is required, under 25 Texas Administrative Code §13.35, to verify a practice's continued eligibility for designation as a practice serving a medically underserved population no more than two years after its initial designation and within each two-year period thereafter.

Accordingly, **the department has identified the above-mentioned practice as no longer meeting the criteria for designation, and therefore, the designation has been withdrawn.**

Oral and written comments on the designations may be directed to Kristina Juarez, MPH, Research Specialist, Health Professions Resource Center - Mail Code 1898, Center for Health Statistics,

Texas Department of State Health Services, P.O. Box 149347, Austin, Texas 78714-9347; (512) 776-7261 (phone); (512) 776-7344 (fax); or hprc@dshs.texas.gov. Comments will be accepted for 30 days from the publication date of this notice.

TRD-202404178

Cynthia Hernandez

General Counsel

Department of State Health Services

Filed: September 4, 2024

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Texas State Library and Archives Commission

Correction of Error

The Texas State Library and Archives Commission proposed amendments to 13 TAC §2.51 and §2.52 in the May 3, 2024, issue of the *Texas Register* (49 TexReg 2873). The amendments were then adopted in the August 23, 2024, issue of the *Texas Register* (49 TexReg 6445). Due to an error by the Texas Register, the incorrect chapter name appeared in both the proposal and the adoption as "Archives and Historical Resources". The correct chapter name is "General Policies and Procedures".

TRD-202404165

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Texas Lottery Commission

Scratch Ticket Game Number 2608 "\$100,000 FORTUNE"

1.0 Name and Style of Scratch Ticket Game.

A. The name of Scratch Ticket Game No. 2608 is "\$100,000 FORTUNE". The play style is "multiple games".

1.1 Price of Scratch Ticket Game.

A. The price for Scratch Ticket Game No. 2608 shall be \$5.00 per Scratch Ticket.

1.2 Definitions in Scratch Ticket Game No. 2608.

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

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

C. Play Symbol - The printed data under the latex on the front and the back of the Scratch Ticket that is used to determine eligibility for a prize. Each Play Symbol is printed in Symbol font in black ink in positive except for dual-image games. The possible black Play Symbols are: 01, 02, 03, 04, 06, 07, 08, 09, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 5X SYMBOL, 10X SYMBOL, STAR SYMBOL, HORSESHOE SYMBOL, POT OF GOLD SYMBOL, COIN SYMBOL, JOKER SYMBOL, KEY SYMBOL, CHERRY SYMBOL, BELL SYMBOL, DIAMOND SYMBOL, BOOT SYMBOL, CACTUS SYMBOL, CLOVER SYMBOL, LADYBUG SYMBOL, WISHBONE SYMBOL, CROWN SYMBOL, HEART SYMBOL, GOLD BAR SYMBOL, RING SYMBOL, ANCHOR SYMBOL, SEVEN SYMBOL, PIG SYMBOL, ROLL OF MONEY SYMBOL, LEMON SYMBOL, BANANA SYMBOL, MELON SYMBOL, APPLE SYMBOL, GRAPE SYMBOL, PALM TREE SYMBOL, SMILE SYMBOL, LIGHTNING BOLT SYMBOL, MONEY BAG SYMBOL, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100, \$500, \$1,000, \$5,000 and \$100,000.

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

Figure 1: GAME NO. 2608 - 1.2D

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

30	TRTY
31	TRON
32	TRTO
33	TRTH
34	TRFR
35	TRFV
36	TRSX
37	TRSV
38	TRET
39	TRNI
40	FRTY
5X SYMBOL	WINX5
10X SYMBOL	WINX10
STAR SYMBOL	STAR
HORSESHOE SYMBOL	HRSHOE
POT OF GOLD SYMBOL	PTGOLD
COIN SYMBOL	COIN
JOKER SYMBOL	JOKER
KEY SYMBOL	KEY
CHERRY SYMBOL	CHRY
BELL SYMBOL	BELL
DIAMOND SYMBOL	DIMND
BOOT SYMBOL	BOOT
CACTUS SYMBOL	CACTUS
CLOVER SYMBOL	CLOVER
LADYBUG SYMBOL	LBUG
WISHBONE SYMBOL	BONE
CROWN SYMBOL	CROWN
HEART SYMBOL	HEART

GOLD BAR SYMBOL	BAR
RING SYMBOL	RING
ANCHOR SYMBOL	ANCHR
SEVEN SYMBOL	SEVN
PIG SYMBOL	PIG
ROLL OF MONEY SYMBOL	ROLL
LEMON SYMBOL	LEMN
BANANA SYMBOL	BNNA
MELON SYMBOL	MELN
APPLE SYMBOL	APPL
GRAPE SYMBOL	GRPE
PALM TREE SYMBOL	PALM
SMILE SYMBOL	SMILE
LIGHTNING BOLT SYMBOL	BOLT
MONEY BAG SYMBOL	WIN\$
\$5.00	FIV\$
\$10.00	TEN\$
\$20.00	TWY\$
\$25.00	TWFV\$
\$50.00	FFTY\$
\$100	ONHN
\$500	FVHN
\$1,000	ONTH
\$5,000	FVTH
\$100,000	100TH

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

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

(10) digit Validation Number. The Bar Code appears on the back of the Scratch Ticket.

G. Game-Pack-Ticket Number - A fourteen (14) digit number consisting of the four (4) digit game number (2608), a seven (7) digit Pack number, and a three (3) digit Ticket number. Ticket numbers start with 001 and end with 075 within each Pack. The format will be: 2608-0000001-001.

H. Pack - A Pack of the "\$100,000 FORTUNE" Scratch Ticket Game contains 075 Tickets, packed in plastic shrink-wrapping and fanfolded in pages of one (1). The Packs will alternate. One will show the front of Ticket 001 and back of 075 while the other fold will show the back of Ticket 001 and front of 075.

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

J. Scratch Ticket Game, Scratch Ticket or Ticket - Texas Lottery "\$100,000 FORTUNE" Scratch Ticket Game No. 2608.

2.0 Determination of Prize Winners. The determination of prize winners is subject to the general Scratch Ticket validation requirements set forth in Texas Lottery Rule 401.302, Scratch Ticket Game Rules, these Game Procedures, and the requirements set out on the back of each Scratch Ticket. A prize winner in the "\$100,000 FORTUNE" Scratch Ticket Game is determined once the latex on the Scratch Ticket is scratched off to expose forty-five (45) Play Symbols on the Ticket front and twenty (20) Play Symbols on the Ticket back. GAME 1 (Ticket Front): If a player matches any of the YOUR NUMBERS Play Symbols to any of the WINNING NUMBERS Play Symbols, the player wins the prize for that number. If the player reveals a "5X" Play Symbol, the player wins 5 TIMES the prize for that symbol. If the player reveals a "10X" Play Symbol, the player wins 10 TIMES the prize for that symbol. GAME 2 (Ticket Back): If the player reveals a "MONEY BAG" Play Symbol, the player wins the prize for that symbol. No portion of the Display Printing nor any extraneous matter whatsoever shall be usable or playable as a part of the Scratch Ticket.

2.1 Scratch Ticket Validation Requirements.

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

1. Exactly sixty-five (65) Play Symbols must appear under the Latex Overprint on the front and back portions of the Scratch Ticket;
2. Each of the Play Symbols must have a Play Symbol Caption underneath, unless specified, and each Play Symbol must agree with its Play Symbol Caption;
3. Each of the Play Symbols must be present in its entirety and be fully legible;
4. Each of the Play Symbols must be printed in black ink except for dual image games;
5. The Scratch Ticket shall be intact;
6. The Serial Number and Game-Pack-Ticket Number must be present in their entirety and be fully legible;
7. The Serial Number must correspond, using the Texas Lottery's codes, to the Play Symbols on the Scratch Ticket;
8. The Scratch Ticket must not have a hole punched through it, be mutilated, altered, unreadable, reconstituted or tampered with in any manner;
9. The Scratch Ticket must not be counterfeit in whole or in part;
10. The Scratch Ticket must have been issued by the Texas Lottery in an authorized manner;
11. The Scratch Ticket must not have been stolen, nor appear on any list of omitted Scratch Tickets or non-activated Scratch Tickets on file at the Texas Lottery;

12. The Play Symbols, Serial Number and Game-Pack-Ticket Number must be right side up and not reversed in any manner;

13. The Scratch Ticket must be complete and not miscut, and have exactly sixty-five (65) Play Symbols under the Latex Overprint on the front and back portions of the Scratch Ticket, exactly one Serial Number and exactly one Game-Pack-Ticket Number on the Scratch Ticket;

14. The Serial Number of an apparent winning Scratch Ticket shall correspond with the Texas Lottery's Serial Numbers for winning Scratch Tickets, and a Scratch Ticket with that Serial Number shall not have been paid previously;

15. The Scratch Ticket must not be blank or partially blank, misregistered, defective or printed or produced in error;

16. Each of the sixty-five (65) Play Symbols must be exactly one of those described in Section 1.2.C of these Game Procedures;

17. Each of the sixty-five (65) Play Symbols on the Scratch Ticket must be printed in the Symbol font and must correspond precisely to the artwork on file at the Texas Lottery; the Scratch Ticket Serial Numbers must be printed in the Serial font and must correspond precisely to the artwork on file at the Texas Lottery; and the Game-Pack-Ticket Number must be printed in the Game-Pack-Ticket Number font and must correspond precisely to the artwork on file at the Texas Lottery;

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

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

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

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

2.2 Programmed Game Parameters.

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

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

C. GAME 1 (Ticket Front) - Key Number Match: A non-winning Prize Symbol will never match a winning Prize Symbol.

D. GAME 1 (Ticket Front) - Key Number Match: A Ticket may have up to three (3) matching non-winning Prize Symbols, unless restricted by other parameters, play action or prize structure.

E. GAME 1 (Ticket Front) - Key Number Match: There will be no matching non-winning YOUR NUMBERS Play Symbols on a Ticket.

F. GAME 1 (Ticket Front) - Key Number Match: There will be no matching WINNING NUMBERS Play Symbols on a Ticket.

G. GAME 1 (Ticket Front) - Key Number Match: The "5X" (WINX5) Play Symbol will only appear on winning Tickets, as dictated by the prize structure.

H. GAME 1 (Ticket Front) - Key Number Match: The "10X" (WINX10) Play Symbol will only appear on winning Tickets, as dictated by the prize structure.

I. GAME 1 (Ticket Front) - Key Number Match: No prize amount in a non-winning spot will correspond with the YOUR NUMBERS Play Symbol (i.e., 20 and \$20).

J. GAME 2 (Ticket Back) - Find: A non-winning Prize Symbol will never match a winning Prize Symbol.

K. GAME 2 (Ticket Back) - Find: A Ticket may have up to two (2) matching non-winning Prize Symbols, unless restricted by other parameters, play action or prize structure.

L. GAME 2 (Ticket Back) - Find: There will be no matching non-winning Play Symbols on a Ticket.

M. GAME 2 (Ticket Back) - Find: No win(s) will appear in GAME 2 on the Ticket back, unless there is at least one (1) win in GAME 1 on the Ticket front.

2.3 Procedure for Claiming Prizes.

A. To claim a "\$100,000 FORTUNE" Scratch Ticket Game prize of \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100 or \$500, a claimant shall sign the back of the Scratch Ticket in the space designated on the Scratch Ticket and may present the winning Scratch Ticket to any Texas Lottery Retailer. The Texas Lottery Retailer shall verify the claim and, if valid, and upon presentation of proper identification, if appropriate, make payment of the amount due the claimant and physically void the Scratch Ticket; provided that the Texas Lottery Retailer may, but is not required, to pay a \$25.00, \$50.00, \$100 or \$500 Scratch Ticket Game. In the event the Texas Lottery Retailer cannot verify the claim, the Texas Lottery Retailer shall provide the claimant with a claim form and instruct the claimant on how to file a claim with the Texas Lottery. If the claim is validated by the Texas Lottery, a check shall be forwarded to the claimant in the amount due. In the event the claim is not validated, the claim shall be denied and the claimant shall be notified promptly. A claimant may also claim any of the above prizes under the procedure described in Section 2.3.B and Section 2.3.C of these Game Procedures.

B. To claim a "\$100,000 FORTUNE" Scratch Ticket Game prize of \$1,000, \$5,000 or \$100,000, the claimant must sign the winning Scratch Ticket and may present it at one of the Texas Lottery's Claim Centers. If the claim is validated by the Texas Lottery, payment will be made to the bearer of the validated winning Scratch Ticket for that prize upon presentation of proper identification. When paying a prize of \$600 or more, the Texas Lottery shall file the appropriate income reporting form with the Internal Revenue Service (IRS) and shall withhold federal income tax at a rate set by the IRS if required. In the event that the claim is not validated by the Texas Lottery, the claim shall be denied and the claimant shall be notified promptly.

C. As an alternative method of claiming a "\$100,000 FORTUNE" Scratch Ticket Game prize the claimant may submit the signed winning Scratch Ticket and a thoroughly completed claim form via mail. If a prize value is \$1,000,000 or more, the claimant must also provide proof of Social Security number or Tax Payer Identification (for U.S. Citizens or Resident Aliens). Mail all to: Texas Lottery Commission, P.O. Box 16600, Austin, Texas 78761-6600. The Texas Lottery is not responsible for Scratch Tickets lost in the mail. In the event that the claim is not validated by the Texas Lottery, the claim shall be denied and the claimant shall be notified promptly.

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

1. delinquent in the payment of a tax or other money to a state agency and that delinquency is reported to the Comptroller under Government Code §403.055;

2. in default on a loan made under Chapter 52, Education Code;

3. in default on a loan guaranteed under Chapter 57, Education Code; or

4. delinquent in child support payments in the amount determined by a court or a Title IV-D agency under Chapter 231, Family Code.

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

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

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

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

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

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

2.5 Payment of Prizes to Persons Under 18. If a person under the age of 18 years is entitled to a cash prize under \$600 from the "\$100,000 FORTUNE" Scratch Ticket Game, the Texas Lottery shall deliver to an adult member of the minor's family or the minor's guardian a check or warrant in the amount of the prize payable to the order of the minor.

2.6 If a person under the age of 18 years is entitled to a cash prize of \$600 or more from the "\$100,000 FORTUNE" Scratch Ticket Game, the Texas Lottery shall deposit the amount of the prize in a custodial bank account, with an adult member of the minor's family or the minor's guardian serving as custodian for the minor.

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

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

3.0 Scratch Ticket Ownership.

A. Until such time as a signature is placed upon the back portion of a Scratch Ticket in the space designated, a Scratch Ticket shall be owned by the physical possessor of said Scratch Ticket. When a signature is placed on the back of the Scratch Ticket in the space designated, the player whose signature appears in that area shall be the owner of the Scratch Ticket and shall be entitled to any prize attributable thereto.

Notwithstanding any name or names submitted on a claim form, the Executive Director shall make payment to the player whose signature appears on the back of the Scratch Ticket in the space designated. If more than one name appears on the back of the Scratch Ticket, the Executive Director will require that one of those players whose name appears thereon be designated by such players to receive payment.

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

4.0 Number and Value of Scratch Prizes. There will be approximately 7,080,000 Scratch Tickets in Scratch Ticket Game No. 2608. The approximate number and value of prizes in the game are as follows:

Figure 2: GAME NO. 2608 - 4.0

Prize Amount	Approximate Number of Winners*	Approximate Odds are 1 in **
\$5.00	731,600	9.68
\$10.00	542,800	13.04
\$20.00	94,400	75.00
\$25.00	141,600	50.00
\$50.00	94,400	75.00
\$100	20,650	342.86
\$500	3,540	2,000.00
\$1,000	413	17,142.86
\$5,000	10	708,000.00
\$100,000	6	1,180,000.00

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

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

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

5.0 End of the Scratch Ticket Game. The Executive Director may, at any time, announce a closing date (end date) for the Scratch Ticket Game No. 2608 without advance notice, at which point no further Scratch Tickets in that game may be sold. The determination of the closing date and reasons for closing will be made in accordance with the Scratch Ticket closing procedures and the Scratch Ticket Game Rules. See 16 TAC §401.302(j).

6.0 Governing Law. In purchasing a Scratch Ticket, the player agrees to comply with, and abide by, these Game Procedures for Scratch Ticket Game No. 2608, the State Lottery Act (Texas Government Code, Chapter 466), applicable rules adopted by the Texas Lottery pursuant to the State Lottery Act and referenced in 16 TAC, Chapter 401, and all final decisions of the Executive Director.

TRD-202404147
 Bob Biard
 General Counsel
 Texas Lottery Commission
 Filed: September 3, 2024

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North Central Texas Council of Governments

Notice of Contract Award for Mailing Service Provider

Pursuant to the provisions of Government Code, Chapter 2254, the North Central Texas Council of Governments publishes this notice of contract award. The request appeared in the May 24, 2024, issue of the *Texas Register* (49 TexReg 3852). The selected entity will perform technical and professional work for Mailing Service Provider.

The entity selected for this project is The Personal Touch, 2321 Michigan Ct, Arlington, Texas 76016 for a contract amount not to exceed \$126,500.

Issued in Arlington, Texas on August 29, 2024.

TRD-202404108

Mike Eastland

Executive Director

North Central Texas Council of Governments

Filed: August 30, 2024



Request for Proposals for Roadway Safety Audits and Safe Streets to Schools Plans

The North Central Texas Council of Governments (NCTCOG) is requesting written proposals from consultant firms to conduct up to sixty (60) Road Safety Audits (RSAs) for select high-injury roadway corridors targeted by the Pedestrian Safety Action Plan (PSAP) and Roadway Safety Plan (RSP) within four core counties of the Dallas-Fort Worth metropolitan region (Collin, Dallas, Denton, and Tarrant Counties). In addition, up to twenty-five (25) Safe Routes to Schools (SRTS) plans will be completed concurrently where schools are present near the high-injury RSA corridors.

Proposals must be received in-hand no later than **5:00 p.m., Central Time, on Friday, October 11, 2024**, to Kevin Kokes, AICP, Program Manager, Sustainable Development, North Central Texas Council of Governments, 616 Six Flags Drive, Arlington, Texas 76011 and electronic submissions to TransRFPs@nctcog.org. The Request for Proposals will be available at www.nctcog.org/rfp by the close of business on **Friday, September 13, 2024**.

NCTCOG encourages participation by disadvantaged business enterprises and does not discriminate on the basis of age, race, color, religion, sex, national origin, or disability.

TRD-202404179

Mike Eastland

Executive Director

North Central Texas Council of Governments

Filed: September 4, 2024



Public Utility Commission of Texas

Notice of Application for True-Up of 2021 Federal Universal Service Fund Impacts to the Texas Universal Service Fund

Notice is given to the public of an application filed with the Public Utility Commission of Texas (commission) on August 30, 2024, for true-up of 2021 Federal Universal Service Fund (FUSF) Impacts to the Texas Universal Service Fund (TUSF).

Docket Style and Number: Application of Big Bend Telephone Company, Inc. for True-Up of 2021 Federal Universal Service Fund Impacts to Texas Universal Service Fund, Docket Number 57023.

The Application: Big Bend Telephone Company, Inc. filed a true-up in accordance with findings of fact 16 and 17 and ordering paragraphs 2, 4, and 5 of the Notice of Approval issued in Docket No. 54337, *Application of Big Bend Telephone Company, Inc. to Recover Funds from the TUSF Under PURA § 56.025 and 16 TAC §26.406 for Calendar Year 2021*. In that docket, the Commission determined that the Federal Communications Commission's actions were reasonably projected to reduce the amount that Big Bend received in FUSF revenue by \$2,309,849.43 for calendar year 2021. It was also estimated that

Big Bend would recover \$644,744.63 of the projected FUSF revenue impact from rate increases implemented for the same time period. Big Bend's request to recover the remaining \$1,665,104.80 from the TUSF for 2021 was approved. Ordering paragraphs 2, 4 and 5 of the Notice of Approval in Docket No. 54337 require Big Bend to file its final and actual FUSF impacts for 2021 by September 1, 2024, with detailed supporting documentation, and contain the requirements for potential over- or under-recovery from the TUSF. Big Bend states that the realized FUSF losses for 2021 were \$1,665,104.80. Therefore, Big Bend states that no reconciliation need be made as a result of this true-up.

Persons wishing to intervene or comment on the action sought should contact the Commission by mail at P.O. Box 13326, Austin, Texas 78711-3326, or by phone at (512) 936-7120 or toll-free at (888) 782-8477. A deadline for intervention in this proceeding will be established. Hearing and speech-impaired individuals with text telephone (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 57023.

TRD-202404148

Andrea Gonzalez

Rules Coordinator

Public Utility Commission of Texas

Filed: September 3, 2024



Notice of Application for True-Up of 2021 Federal Universal Service Fund Impacts to the Texas Universal Service Fund

Notice is given to the public of an application filed with the Public Utility Commission of Texas (Commission) on August 30, 2024, for true-up of 2021 Federal Universal Service Fund (FUSF) Impacts to the Texas Universal Service Fund (TUSF).

Docket Style and Number: Application of Community Telephone Company, Inc. for True-Up of 2021 Federal Universal Service Fund Impacts to Texas Universal Service Fund, Docket Number 57025.

The Application: Community Telephone Company, Inc. filed a true-up in accordance with Findings of Fact 16 and 17 and Ordering Paragraphs 2, 3, and 5 of the Notice of Approval (NOA) issued in Docket No. 54415. In that docket, the Commission determined that the Federal Communications Commission's actions were reasonably projected to reduce the amount that Community received in FUSF revenue by \$1,646,744.47 for calendar year 2021. It was also estimated that Community would recover \$77,038.80 of the projected FUSF revenue impact from rate increases implemented for the same time period. Community's request to recover the remaining \$1,569,705.67 from the TUSF for 2021 was approved. Ordering Paragraphs 2, 3 and 5 of the NOA in Docket No. 54415 require Community to file its final and actual FUSF impacts for 2021 by September 1, 2024, with detailed supporting documentation, and contain the requirements for potential over- or under-recovery from the TUSF. Community states that the realized FUSF losses for 2021 were \$1,079,835.67. Therefore, Community states it is due to refund to the TUSF the amount of \$489,870 in this true-up proceeding.

Persons wishing to intervene or comment on the action sought should contact the commission by mail at P.O. Box 13326, Austin, Texas 78711-3326, or by phone at (512) 936-7120 or toll-free at (888) 782-8477. A deadline for intervention in this proceeding will be established. Hearing and speech-impaired individuals with text telephone (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 57025.

TRD-202404155

Andrea Gonzalez
Rules Coordinator
Public Utility Commission of Texas
Filed: September 3, 2024



Notice of Application for True-Up of 2021 Federal Universal Service Fund Impacts to the Texas Universal Service Fund

Notice is given to the public of an application filed with the Public Utility Commission of Texas (commission) on August 30, 2024, for true-up of 2021 Federal Universal Service Fund (FUSF) Impacts to the Texas Universal Service Fund (TUSF).

Docket Style and Number: Application of Valley Telephone Cooperative, Inc. for True-Up of 2021 Federal Universal Service Fund Impacts to Texas Universal Service Fund, Docket Number 57021.

The Application: Valley Telephone Cooperative, Inc. filed a true-up in accordance with findings of fact 16 and 17 and ordering paragraphs 2, 3, and 5 of the Notice of Approval issued in Docket No. 56575, *Application of Valley Telephone Cooperative, Inc. to Recover Funds from the TUSF Under PURA § 56.025 and 16 TAC §26.406 for Calendar Year 2021*. In that docket, the Commission determined that the Federal Communications Commission's actions were reasonably projected to reduce the amount that Valley received in FUSF revenue by \$4,013,612.41 for calendar year 2021. It was also estimated that Valley would recover \$533,954 of the projected FUSF revenue impact from rate increases implemented for the same time period. Valley's request to recover the remaining \$3,479,658.41 from the TUSF for 2021 was approved. Ordering paragraphs 2, 4 and 5 of the Notice of Approval in Docket No. 56575 require Valley to file its final and actual FUSF impacts for 2021 by September 1, 2024, with detailed supporting documentation, and contain the requirements for potential over- or under-recovery from the TUSF. Valley states that the realized FUSF losses for 2020 were \$2,682,510.41. Therefore, Valley states it is due to refund to the TUSF the amount of \$797,148 in this true-up proceeding.

Persons wishing to intervene or comment on the action sought should contact the Commission by mail at P.O. Box 13326, Austin, Texas 78711-3326, or by phone at (512) 936-7120 or toll-free at (888) 782-8477. A deadline for intervention in this proceeding will be established. Hearing and speech-impaired individuals with text telephone (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 57021.

TRD-202404163
Andrea Gonzalez
Rules Coordinator
Public Utility Commission of Texas
Filed: September 4, 2024



Supreme Court of Texas

Final Approval and Adoption of Amendments to Texas Disciplinary Rules of Professional Conduct 1.08, 1.09, 3.09, 4.03, 5.01, and 5.05; of New Texas Disciplinary Rules of Professional Conduct 1.10 and 1.18; and of New Texas Rule of Disciplinary Procedure 13.05

(Editor's note: In accordance with Texas Government Code, §2002.014, which permits the omission of material which is "cumbersome, expensive, or otherwise inexpedient," this order is not included in the print version of the Texas Register. The order is available in the on-line version of the September 13, 2024, issue of the Texas Register.)

TRD-202404041
Jaclyn Daumerie
Rules Attorney
Supreme Court of Texas
Filed: August 28, 2024

