

# IN THIS ISSUE

## **ATTORNEY GENERAL**

Requests for Opinions.....7479

## **EMERGENCY RULES**

### **TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS**

#### SINGLE FAMILY HOME PROGRAM

10 TAC §23.61.....7481

## **PROPOSED RULES**

### **TEXAS ETHICS COMMISSION**

#### SWORN COMPLAINTS

1 TAC §12.28.....7483

1 TAC §12.36.....7484

#### GENERAL RULES CONCERNING REPORTS

1 TAC §18.27.....7485

### **FINANCE COMMISSION OF TEXAS**

#### CONTRACT PROCEDURES

7 TAC §10.40.....7485

### **OFFICE OF CONSUMER CREDIT COMMISSIONER**

#### CONSUMER DEBT MANAGEMENT SERVICES

7 TAC §§88.101 - 88.105, 88.107, 88.108, 88.110.....7489

7 TAC §88.106.....7491

7 TAC §88.201, §88.202.....7492

7 TAC §88.302.....7492

### **TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS**

#### ADMINISTRATION

10 TAC §1.5.....7493

10 TAC §1.23.....7494

10 TAC §1.23.....7494

### **PUBLIC UTILITY COMMISSION OF TEXAS**

#### SUBSTANTIVE RULES APPLICABLE TO ELECTRIC SERVICE PROVIDERS

16 TAC §25.5.....7496

16 TAC §§25.41, 25.43, 25.45.....7498

16 TAC §25.107.....7502

16 TAC §25.181.....7502

16 TAC §25.344.....7503

16 TAC §25.431.....7505

16 TAC §§25.451, 25.453 - 25.455, 25.457.....7506

16 TAC §§25.475, 25.478 - 25.480, 25.491, 25.497, 25.498.....7506

## **TEXAS EDUCATION AGENCY**

### STUDENT ATTENDANCE

19 TAC §129.1025.....7510

## **TEXAS MEDICAL BOARD**

### RESPIRATORY CARE PRACTITIONERS

22 TAC §§186.2, 186.4, 186.6 - 186.8, 186.10, 186.13, 186.17, 186.28.....7514

### MEDICAL RADIOLOGIC TECHNOLOGY

22 TAC §§194.3, 194.5 - 194.7, 194.16, 194.17.....7518

22 TAC §194.14.....7522

## **TEXAS STATE BOARD OF PHARMACY**

### LICENSING REQUIREMENTS FOR PHARMACISTS

22 TAC §283.3.....7523

### PHARMACIES

22 TAC §291.153.....7523

### PHARMACISTS

22 TAC §295.2.....7527

22 TAC §295.8.....7528

### PHARMACY TECHNICIANS AND PHARMACY TECHNICIAN TRAINEES

22 TAC §297.3.....7531

## **OFFICE OF INJURED EMPLOYEE COUNSEL**

### GENERAL ADMINISTRATION

28 TAC §276.5.....7533

## **TEXAS EMERGENCY SERVICES RETIREMENT SYSTEM**

### BENEFITS FROM THE TEXAS EMERGENCY SERVICES RETIREMENT SYSTEM

34 TAC §308.4.....7536

### ADMINISTRATION OF THE TEXAS EMERGENCY SERVICES RETIREMENT SYSTEM

34 TAC §310.9.....7537

## **STATE EMPLOYEE CHARITABLE CAMPAIGN**

### CAMPAIGN MANAGEMENT

34 TAC §326.7.....7538

### ELIGIBILITY CRITERIA FOR STATEWIDE FEDERATIONS/FUNDS AND AFFILIATED ORGANIZATIONS

34 TAC §329.5.....7539

34 TAC §329.11.....7540

ELIGIBILITY CRITERIA FOR LOCAL  
FEDERATIONS/FUNDS, AFFILIATED ORGANIZATIONS,  
AND LOCAL CHARITABLE ORGANIZATIONS

34 TAC §330.7 .....7540  
34 TAC §330.11 .....7542

REVIEW AND APPEAL PROCEDURES FOR  
STATEWIDE FEDERATIONS/FUNDS AND AFFILIATED  
ORGANIZATIONS

34 TAC §331.1 .....7542  
34 TAC §331.3 .....7543

REVIEW AND APPEAL PROCEDURES FOR LOCAL  
FEDERATIONS/FUNDS, AFFILIATED ORGANIZATIONS,  
AND LOCAL CHARITABLE ORGANIZATIONS

34 TAC §332.1 .....7544  
34 TAC §332.3 .....7545

**TEXAS DEPARTMENT OF PUBLIC SAFETY**

PUBLIC SAFETY COMMUNICATIONS

37 TAC §9.31, §9.32 .....7546  
37 TAC §§9.81 - 9.84 .....7547

**TEXAS DEPARTMENT OF CRIMINAL JUSTICE**

COMMUNITY JUSTICE ASSISTANCE DIVISION  
STANDARDS

37 TAC §163.42 .....7548

**TEXAS COMMISSION ON LAW ENFORCEMENT**

ADMINISTRATION

37 TAC §211.1 .....7549

TRAINING AND EDUCATIONAL PROVIDERS

37 TAC §215.9 .....7552

ENROLLMENT, LICENSING, APPOINTMENT, AND  
SEPARATION

37 TAC §217.1 .....7553  
37 TAC §217.7 .....7555  
37 TAC §217.27 .....7557

CONTINUING EDUCATION

37 TAC §218.3 .....7557

SCHOOL MARSHALS

37 TAC §227.1 .....7559  
37 TAC §227.3 .....7560  
37 TAC §227.5 .....7561

TEXAS PEACE OFFICERS' MEMORIAL  
MONUMENT

37 TAC §229.1 .....7561

37 TAC §229.1 .....7562  
37 TAC §229.3 .....7563  
37 TAC §229.3 .....7563  
37 TAC §229.5 .....7564

**TEXAS CIVIL COMMITMENT OFFICE**

CIVIL COMMITMENT

37 TAC §810.122 .....7565  
37 TAC §810.153 .....7566  
37 TAC §810.154 .....7567  
37 TAC §810.155 .....7568  
37 TAC §810.156 .....7569  
37 TAC §810.273 .....7570

**WITHDRAWN RULES**

**TEXAS ETHICS COMMISSION**

SWORN COMPLAINTS

1 TAC §12.36 .....7573

GENERAL RULES CONCERNING REPORTS

1 TAC §18.27 .....7573

**TEXAS HEALTH AND HUMAN SERVICES  
COMMISSION**

MEDICAID MANAGED CARE

1 TAC §353.905 .....7573

**ADOPTED RULES**

**TEXAS ETHICS COMMISSION**

SWORN COMPLAINTS

1 TAC §12.85 .....7575  
1 TAC §12.87 .....7575

**TEXAS HEALTH AND HUMAN SERVICES  
COMMISSION**

MEDICAID HEALTH SERVICES

1 TAC §354.1863 .....7576

**TEXAS DEPARTMENT OF AGRICULTURE**

FUEL QUALITY

4 TAC §5.1, §5.5 .....7577  
4 TAC §§5.1, 5.4, 5.5 .....7577

WEIGHTS AND MEASURES

4 TAC §12.30 .....7579  
4 TAC §12.30 .....7579

CITRUS

4 TAC §21.21 .....7579

**FINANCE COMMISSION OF TEXAS**

RESIDENTIAL MORTGAGE LOAN ORIGINATORS  
APPLYING FOR LICENSURE WITH THE OFFICE OF  
CONSUMER CREDIT COMMISSIONER UNDER THE  
SECURE AND FAIR ENFORCEMENT FOR MORTGAGE  
LICENSING ACT

7 TAC §2.107 .....7580

**TEXAS DEPARTMENT OF BANKING**

CORPORATE ACTIVITIES

7 TAC §15.81 .....7580

MONEY SERVICES BUSINESSES

7 TAC §§33.3, 33.13, 33.15, 33.27, 33.51, 33.71 - 33.75 .....7581

**DEPARTMENT OF SAVINGS AND MORTGAGE  
LENDING**

TEXAS RESIDENTIAL MORTGAGE LOAN  
COMPANIES

7 TAC §80.2 .....7582

7 TAC §80.200, §80.206 .....7582

MORTGAGE BANKERS AND RESIDENTIAL  
MORTGAGE LOAN ORIGINATORS

7 TAC §81.2 .....7583

7 TAC §81.109 .....7583

7 TAC §81.206 .....7584

**TEXAS DEPARTMENT OF HOUSING AND  
COMMUNITY AFFAIRS**

UNIFORM MULTIFAMILY RULES

10 TAC §§10.1 - 10.4 .....7584

10 TAC §10.101 .....7596

10 TAC §§10.201 - 10.205, 10.207 .....7609

10 TAC §§10.400 - 10.408 .....7610

10 TAC §10.901, §10.902 .....7627

HOUSING TAX CREDIT PROGRAM QUALIFIED  
ALLOCATION PLAN

10 TAC §§11.1 - 11.10 .....7627

MULTIFAMILY HOUSING REVENUE BOND RULES

10 TAC §§12.1, 12.3 - 12.10 .....7667

MULTIFAMILY DIRECT LOAN RULE

10 TAC §§13.1 - 13.13 .....7668

**TEXAS HISTORICAL COMMISSION**

ADMINISTRATION DEPARTMENT

13 TAC §11.2 .....7677

13 TAC §11.5 .....7678

TEXAS HISTORIC COURTHOUSE PRESERVATION  
PROGRAM

13 TAC §12.5 .....7678

13 TAC §12.9 .....7678

TEXAS HISTORIC PRESERVATION TAX CREDIT  
PROGRAM

13 TAC §13.1 .....7679

13 TAC §13.2 .....7680

ADMINISTRATION OF FEDERAL PROGRAMS

13 TAC §15.2 .....7681

13 TAC §15.6 .....7681

HISTORIC SITES

13 TAC §16.2 .....7682

13 TAC §16.3 .....7682

13 TAC §16.11 .....7682

STATE ARCHITECTURAL PROGRAMS

13 TAC §17.1 .....7683

HISTORY PROGRAMS

13 TAC §21.7 .....7683

13 TAC §21.9 .....7684

CEMETERIES

13 TAC §22.1 .....7684

13 TAC §22.2 .....7684

13 TAC §22.3 .....7685

13 TAC §22.4 .....7685

13 TAC §22.5 .....7686

**TEXAS EDUCATION AGENCY**

CURRICULUM REQUIREMENTS

19 TAC §74.1003 .....7686

**TEXAS STATE BOARD OF PHARMACY**

PHARMACIES

22 TAC §§291.3, 291.5, 291.6 .....7691

22 TAC §291.74 .....7691

22 TAC §§291.121, 291.131, 291.133 .....7700

PHARMACISTS

22 TAC §295.5 .....7709

PHARMACY TECHNICIANS AND PHARMACY  
TECHNICIAN TRAINEES

22 TAC §§297.4, 297.7, 297.8, 297.10 .....7709

SUBSTITUTION OF DRUG PRODUCTS

22 TAC §309.6 .....7710

<b>TEXAS DEPARTMENT OF INSURANCE</b>	
GENERAL ADMINISTRATION	
28 TAC §1.414.....	7710
CORPORATE AND FINANCIAL REGULATION	
28 TAC §7.1001.....	7716
<b>COMPTROLLER OF PUBLIC ACCOUNTS</b>	
TRANSPARENCY	
34 TAC §§10.1 - 10.6.....	7718
<b>TEACHER RETIREMENT SYSTEM OF TEXAS</b>	
BENEFITS	
34 TAC §29.90, §29.91.....	7719
HEALTH CARE AND INSURANCE PROGRAMS	
34 TAC §§41.1, 41.5, 41.7, 41.12.....	7720
<b>EMPLOYEES RETIREMENT SYSTEM OF TEXAS</b>	
BOARD OF TRUSTEES	
34 TAC §63.17.....	7721
<b>TEXAS MUNICIPAL RETIREMENT SYSTEM</b>	
MISCELLANEOUS RULES	
34 TAC §127.7, §127.10.....	7721
<b>TEXAS EMERGENCY SERVICES RETIREMENT SYSTEM</b>	
GENERAL PROVISIONS RELATING TO THE TEXAS EMERGENCY SERVICES RETIREMENT SYSTEM	
34 TAC §302.5.....	7723
34 TAC §302.6.....	7723
34 TAC §302.8.....	7724
BENEFITS FROM THE TEXAS EMERGENCY SERVICES RETIREMENT SYSTEM	
34 TAC §308.2.....	7724
ADMINISTRATION OF THE TEXAS EMERGENCY SERVICES RETIREMENT SYSTEM	
34 TAC §310.12.....	7724
<b>TEXAS DEPARTMENT OF CRIMINAL JUSTICE</b>	
GENERAL PROVISIONS	
37 TAC §151.3.....	7725
<b>TEXAS COMMISSION ON LAW ENFORCEMENT</b>	
TRAINING AND EDUCATIONAL PROVIDERS	
37 TAC §215.21.....	7725
<b>DEPARTMENT OF AGING AND DISABILITY SERVICES</b>	
NURSING FACILITY REQUIREMENTS FOR LICENSURE AND MEDICAID CERTIFICATION	
40 TAC §19.424.....	7726
INTERMEDIATE CARE FACILITIES FOR INDIVIDUALS WITH AN INTELLECTUAL DISABILITY OR RELATED CONDITIONS	
40 TAC §90.45.....	7727
LICENSING STANDARDS FOR ASSISTED LIVING FACILITIES	
40 TAC §92.128.....	7728
<b>TEXAS DEPARTMENT OF TRANSPORTATION</b>	
OVERSIZE AND OVERWEIGHT VEHICLES AND LOADS	
43 TAC §28.102.....	7730
<b>TEXAS DEPARTMENT OF MOTOR VEHICLES</b>	
OVERSIZE AND OVERWEIGHT VEHICLES AND LOADS	
43 TAC §§219.34 - 219.36.....	7730
<b><i>RULE REVIEW</i></b>	
<b>Proposed Rule Reviews</b>	
Texas Department of Banking.....	7733
Texas Department of Criminal Justice.....	7733
Texas Education Agency.....	7733
Finance Commission of Texas.....	7734
Texas State Board of Pharmacy.....	7734
<b>Adopted Rule Reviews</b>	
Office of Consumer Credit Commissioner.....	7734
Employees Retirement System of Texas.....	7735
<b><i>TABLES AND GRAPHICS</i></b>	
.....	7737
<b><i>IN ADDITION</i></b>	
<b>Texas State Affordable Housing Corporation</b>	
Draft 2018 Annual Action Plan Available for Public Comment ...	7763
<b>Office of the Attorney General</b>	
2018 Tax Charts.....	7763
Texas Water Code §49.1025 Voter Affidavit.....	7772
<b>Comptroller of Public Accounts</b>	
Local Sales Tax Rate Changes Effective January 2018.....	7775
<b>Office of Consumer Credit Commissioner</b>	
Notice of Rate Ceilings.....	7775
<b>Credit Union Department</b>	

Application to Expand Field of Membership.....	7775
Notice of Final Action Taken.....	7776
<b>Employees Retirement System of Texas</b>	
Contract Award Announcement.....	7776
<b>Texas Commission on Environmental Quality</b>	
Agreed Orders.....	7776
Enforcement Orders.....	7782
Notice of Opportunity to Comment on Agreed Orders of Administrative Enforcement Actions.....	7784
Notice of Opportunity to Comment on Default Orders of Administrative Enforcement Actions.....	7785
Notice of Public Hearing.....	7786
Notice of Rate Change to the Low-Level Radioactive Waste Maximum Disposal Rates and Opportunity for a Contested Case Hearing.....	7787
Notice of Water Quality Application.....	7789
<b>Texas Ethics Commission</b>	
List of Late Filers.....	7789
<b>Texas Facilities Commission</b>	
Request for Proposals #303-9-20613-B.....	7790
<b>Texas Department of Housing and Community Affairs</b>	
2017 HOME Single Family Programs Reservation System Notice of Funding Availability.....	7790
"2018-1 Multifamily Direct Loan" Notice of Funding Availability.....	7790
Notice of Public Comment Period and Public Hearing on the Draft 2018 State of Texas Low Income Housing Plan and Annual Report.....	7791
Notice of Public Hearing: Multifamily Housing Revenue Bonds (The Preserve at Hunters Crossing).....	7791

<b>Texas Department of Insurance</b>	
Company Licensing.....	7792
<b>North Central Texas Council of Governments</b>	
Request for Proposals for DART Red and Blue Line Corridors TOD Parking Management Study.....	7792
<b>Public Utility Commission of Texas</b>	
Deadlines for Comments on Draft Report.....	7792
Major Consulting Services Contract.....	7792
Notice of Application for a Service Provider Certificate of Operating Authority.....	7793
Notice of Application for a Service Provider Certificate of Operating Authority.....	7793
Notice of Application for Approval of the Provision of Non-Emergency 311 Service.....	7793
Notice of Application for Sale, Transfer, or Merger.....	7793
Notice of Application to Amend a Service Provider Certificate of Operating Authority.....	7794
Public Notice of Workshop.....	7794
<b>State Securities Board</b>	
Correction of Error.....	7794
<b>South East Texas Regional Planning Commission</b>	
9-1-1 Electrician Services RFP.....	7794
<b>Supreme Court of Texas</b>	
In the Supreme Court of Texas.....	7794
<b>Workforce Solutions Brazos Valley Board</b>	
Request for Quotes for Multi-function Digital Copier Rental for Brazos Valley Workforce Center Offices.....	7806