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.

Office of Consumer Credit Commissioner

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

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 01/06/20 - 01/12/20 is 18% for Consumer/Agricultural/Commercial1 credit through $250,000.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 01/06/20 - 01/12/20 is 18% for Commercial over $250,000.

Credit for personal, family or household use.

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

TRD-201905019
Leslie L. Pettijohn
Commissioner
Office of Consumer Credit Commissioner
Filed: December 31, 2019

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 and 303.009, Texas Finance Code.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 01/13/20 - 01/19/20 is 18% for Consumer/Agricultural/Commercial2 credit through $250,000.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 01/13/20 - 01/19/20 is 18% for Commercial over $250,000.

The monthly ceiling as prescribed by §303.005 and §303.0093 for the period of 01/01/20 - 01/31/20 is 18% or Consumer/Agricultural/Commercial credit through $250,000.

The monthly ceiling as prescribed by §303.005 and §303.009 for the period of 01/01/20 - 01/31/20 is 18% for Commercial over $250,000.

1 Credit for personal, family or household use.

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

3 For variable rate commercial transactions only.

TRD-202000047
Leslie L. Pettijohn
Commissioner
Office of Consumer Credit Commissioner
Filed: January 7, 2020

Texas Education Agency
Public Notice Seeking Public Comment on Texas Education Agency’s (TEA’s) Perkins V State Plan

The TEA is inviting public comment on the Perkins V State Plan developed pursuant to the Strengthening Career and Technical Education for the 21st Century Act signed by the President on July 31, 2018.

The Perkins V State Plan is available on the TEA website at https://tea.texas.gov/cte/. Instructions for submitting public comments are available from the same site.

The Perkins V State Plan will also be available at the TEA Library (Ground Floor, Room G-102), William B. Travis Building, 1701 North Congress Avenue, Austin, Texas 78701.

Parties interested in reviewing the Perkins V State Plan at the William B. Travis location should contact the TEA Division of College, Career, and Military Preparation at (512) 463-9661.

Procedures for Submitting Written Comments. The TEA will accept written comments pertaining to the Perkins V State Plan by mail to the TEA Division of College, Career, and Military Preparation, 1701 North Congress Avenue, Austin, Texas 78701-1494 or by email to ccmp@tea.texas.gov. Comments must be submitted by Wednesday, March 18, 2020.

Timetable for Finalizing the Perkins V State Plan. After review and consideration of all public comments, the TEA will make necessary or appropriate modifications and will post the final Perkins V State Plan on the TEA website at https://tea.texas.gov/cte/.

For more information, contact the TEA Division of College, Career, and Military Preparation by mail at 1701 North Congress Avenue, Austin, Texas 78701; by telephone at (512) 463-9661; or by email at ccmp@tea.texas.gov.

Issued in Austin, Texas, on January 8, 2020.

TRD-202000064
Cristina De La Fuente-Valadez
Director, Rulemaking
Texas Education Agency
Filed: January 8, 2020

Texas Commission on Environmental Quality
Agreed Orders
The Texas Commission on Environmental Quality (TCEQ or commission) staff is providing an opportunity for written public comment on the listed Agreed Orders (AOs) in accordance with Texas Water Code (TWC), §7.075. TWC, §7.075, requires that before the commission may approve the AO, 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 February 19, 2020. 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 re-
requirements of the statute 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 February 19, 2020. 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: ALEEEZEH INVESTMENT INC; DOCKET NUMBER: 2019-1425-PWS-E; IDENTIFIER: RN110822814; LOCATION: Lakehills, Bandera County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.42(b)(1) and (e)(3), by failing to provide disinfection facilities for the groundwater supply for the purposes of microbiological control and distribution protection; PENALTY: $225; ENFORCEMENT COORDINATOR: Epifanio Villarreal, (361) 825-3421; REGIONAL OFFICE: 14250 Judson Road, San Antonio, Texas 78233-4480, (210) 490-3096.

(2) COMPANY: Blaine Larsen Farms, Incorporated; DOCKET NUMBER: 2019-0690-AIR-E; IDENTIFIER: RN109220137; LOCATION: Dalhart, Hartley County; TYPE OF FACILITY: power generating and distribution plant; RULES VIOLATED: 30 TAC §§101.20(1), 116.615(2), and 122.143(4), 40 Code of Federal Regulations (CFR) §60.4233, Standard Permit Registration Number 140752, Air Quality Standard Permit for Electric Generating Units, Special Conditions for West Texas Region Number 4(D)(i), Federal Operating Permit (FOP) Number O3896, General Terms and Conditions (GTC) and Special Terms and Conditions (STC) Numbers 1.A and 10.C, and Texas Health and Safety Code (THSC), §382.085(b), by failing to comply with the emissions limits and maximum allowable emissions rates (MAERs); 30 TAC §§101.20(1), 116.615(6), and 122.143(4); 40 CFR §60.8(a) and §60.4245(d), Standard Permit Registration Number 140752, FOP Number O3896, GTC and STC Number 4.B, and THSC, §382.085(b), by failing to submit a copy of each performance test report within 60 days after the test has been completed; and 30 TAC §122.143(4) and §122.144(1)(a), FOP Number O3896, GTC and STC Number 3.A(iv)(1), and THSC, §382.085(b), by failing to conduct quarterly visible emissions observations; PENALTY: $39,343; ENFORCEMENT COORDINATOR: Richard Garza, (512)239-2697; REGIONAL OFFICE: 3918 Canyon Drive, Amarillo, Texas 79109-4933, (806) 353-9251.

(3) COMPANY: City of Bells; DOCKET NUMBER: 2019-0952-MWD-E; IDENTIFIER: RN109120809; LOCATION: Bells, Grayson County; TYPE OF FACILITY: wastewater treatment facility; RULES VIOLATED: TWC, §26.121(a)(1), 30 TAC §305.125(1), and Texas Pollutant Discharge Elimination System Permit Number WQ0010126001, Effluent Limitations and Monitoring Requirements Number 1, by failing to comply with permitted effluent limitations; PENALTY: $4,875; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: $3,900; ENFORCEMENT COORDINATOR: Christopher Moreno, (254) 761-3038; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(4) COMPANY: City of Dallas; DOCKET NUMBER: 2019-1229-MWD-E; IDENTIFIER: RN101549061; LOCATION: Dallas, Dallas County; TYPE OF FACILITY: wastewater treatment facility; RULES VIOLATED: TWC, §26.121(a)(1), 30 TAC §305.125(1), and Texas Pollutant Discharge Elimination System Permit Number WQ0010060001, Permit Conditions Number 2.g, by failing to prevent the unauthorized discharge of wastewater into or adjacent to any water in the state; PENALTY: $8,250; ENFORCEMENT COORDINATOR: Harley Hobson, (512) 239-1337; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(5) COMPANY: City of Driscoll; DOCKET NUMBER: 2018-1478-PWS-E; IDENTIFIER: RN101175669; LOCATION: Driscoll, Nueces County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.46(e)(3)(B) and Texas Health and Safety Code, §341.033(a), by failing to use a water works operator who holds a Class C license or higher; PENALTY: $50; ENFORCEMENT COORDINATOR: Sarah Kim, (512) 239-4728; REGIONAL OFFICE: 6300 Ocean Drive, Suite 1200, Corpus Christi, Texas 78412-5839, (361) 825-3100.

(6) COMPANY: City of Dumas; DOCKET NUMBER: 2019-1075-MWD-E; IDENTIFIER: RN101921005; LOCATION: Dumas, Moore County; TYPE OF FACILITY: wastewater treatment facility; RULES VIOLATED: 30 TAC §305.125(1), TWC, §26.121(a)(1), and Texas Pollutant Discharge Elimination System Permit Number WQ0012573001, Effluent Limitations and Monitoring Requirements Number 1, by failing to comply with permitted effluent limitations; PENALTY: $17,100; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: $13,680; ENFORCEMENT COORDINATOR: Harley Hobson, (512) 239-1337; REGIONAL OFFICE: 3918 Canyon Drive, Amarillo, Texas 79109-4933, (806) 353-9251.

(7) COMPANY: City of Ferris; DOCKET NUMBER: 2019-0865-PWS-E; IDENTIFIER: RN101430338; LOCATION: Ferris, Ellis County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.106(e) and §290.107(e), by failing to report the results of nitrate, fluoride, and volatile organic chemical contaminants sampling to the executive director (ED) for the January 1, 2018 - December 31, 2018, monitoring period; 30 TAC §290.107(e), by failing to report the results of synthetic organic chemical contaminants (Group 5) sampling to the ED for the January 1, 2016 - December 31, 2017, monitoring period; 30 TAC §290.109(d)(4)(B) and §290.122(c)(2)(A) also by failing to collect within 24 hours of notification of the time distribution total coliform-positive sample on August 16, 2017, at least one raw groundwater source Escherichia coli (or other approved fecal indicator) sample from each active groundwater source in use at the time the distribution coliform-positive sample was collected, and failed to provide public notification and submit a copy of the public notification, accompanied with a signed Certificate of Delivery, to the ED regarding the failure to collect; and 30 TAC §290.122(c)(2)(A) and (f), by failing to provide public notification and submit a copy of the public notification, accompanied with a signed Certificate of Delivery, to the ED regarding the failure to submit a Disinfectant Level Quarterly Operating Report to the ED by the tenth day of the month following the end of each quarter for the fourth quarter of 2017; PENALTY: $476; ENFORCEMENT COORDINATOR: Samantha Duncan, (512) 239-2511; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(8) COMPANY: Clean Harbors Deer Park, LLC; DOCKET NUMBER: 2019-1170-AIR-E; IDENTIFIER: RN102184173; LOCATION: La Porte, Harris County; TYPE OF FACILITY: hazardous waste disposal facility; RULES VIOLATED: 30 TAC §122.143(4) and §122.145(2)(C), Federal Operating Permit Number O1566, General Terms and Conditions, and Texas Health and Safety Code, §382.085(b), by failing to submit a deviation report no later than 30
days after the end of each reporting period; PENALTY: $4,538; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: $1,815; ENFORCEMENT COORDINATOR: Mackenzie Mehlman, (512) 239-2572; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(9) COMPANY: George Oberdorf dba Boyd Acres Water System; DOCKET NUMBER: 2019-1243-PWS-E; IDENTIFIER: RN102313608; LOCATION: Frisco, Denton County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.51(a)(6) and TWC, §5.702, by failing to pay annual Public Health Service fees and associated late fees for TCEQ Financial Administration Account Number 90610051 for Fiscal Years 2018 and 2019; 30 TAC §290.106(e) and §290.108(e), by failing to provide the results of metals and radionuclides sampling to the executive director (ED) for the January 1, 2016 - December 31, 2018, monitoring period; 30 TAC §290.117(i)(6) and (j), by failing to provide a consumer notification of lead tap water monitoring results to persons served at the sites (taps) that were tested, and failed to mail a copy of the consumer notification of tap results to the ED along with certification that the consumer notification has been distributed in a manner consistent with TCEQ requirements for the January 1, 2016 - December 31, 2018, monitoring period; 30 TAC §290.122(c)(2)(A) and (f), by failing to provide public notification and submit a copy of the public notification to the ED regarding the failure to report the results of volatile organic chemical contaminants sampling for the January 1, 2015 - December 31, 2015, monitoring period, regarding the failure to report the results of nitrate sampling for the January 1, 2015 - December 31, 2015, monitoring period, including certification that the consumer notification has been distributed in a manner consistent with TCEQ requirements for the January 1, 2014 - December 31, 2014, monitoring period, regarding the failure to report the results of Stage 2 Disinfection Byproducts sampling for the January 1, 2014 - December 31, 2014, monitoring period, regarding the failure to report the results of radionuclides sampling for the January 1, 2013 - December 31, 2013, monitoring period, and regarding the failure to report the results of metals sampling for the January 1, 2013 - December 31, 2013, monitoring period; and 30 TAC §290.271(b) and §290.274(a) and (c), by failing to mail or directly deliver one copy of the Consumer Confidence Report (CCR) to each bill paying customer by July 1st for each year, and failed to submit to the TCEQ by July 1st for each year a copy of the annual CCR and certification that the CCR has been distributed to the customers of the facility, and that the information in the CCR is correct and consistent with compliance monitoring data for calendar years 2015 through 2017; PENALTY: $868; ENFORCEMENT COORDINATOR: Julieann Dewar, (817) 588-5861; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(10) COMPANY: H4WR Phase 4, LLC; DOCKET NUMBER: 2019-1399-EAQ-E; IDENTIFIER: RN110780905; LOCATION: Georgetown, Williamson County; TYPE OF FACILITY: construction site; RULE VIOLATED: 30 TAC §213.4(a)(1), by failing to obtain approval of an Edwards Aquifer Protection Plan prior to commencing a regulated activity over the Edwards Aquifer Recharge Zone; PENALTY: $6,563; ENFORCEMENT COORDINATOR: Harley Hobson, (512) 239-1337; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 339-2929.

(11) COMPANY: Harris County Municipal Utility District Number 238; DOCKET NUMBER: 2019-0725-PWS-E; IDENTIFIER: RN102944014; LOCATION: Katy, Harris County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.108(f)(1) and Texas Health and Safety Code, §341.0315(e), by failing to comply with the maximum contaminant level of 15 picocuries per liter for gross alpha particle activity based on the running annual average; PENALTY: $315; ENFORCEMENT COORDINATOR: Ronica Rodriguez, (361) 825-3425; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(12) COMPANY: J W Heidelberg Jr.; DOCKET NUMBER: 2019-0968-MSW-E; IDENTIFIER: RN110794468; LOCATION: Stanton, Martin County; TYPE OF FACILITY: unauthorized municipal solid waste site; RULES VIOLATED: 30 TAC §330.7(a) and §330.15(a), by failing to obtain authorization from the TCEQ prior to engaging in any activity of storage, processing, removal, or disposal of municipal solid waste; PENALTY: $1,250; ENFORCEMENT COORDINATOR: Tyler Richardson, (512) 239-4872; REGIONAL OFFICE: 9900 West IH-20, Suite 100, Midland, Texas 79706, (432) 570-1359.

(13) COMPANY: Ladd Vien and Paul Shearin; DOCKET NUMBER: 2019-1348-MWS-E; IDENTIFIER: RN110812450; LOCATION: Italy, Ellis County; TYPE OF FACILITY: residence; RULES VIOLATED: 30 TAC §330.15(a) and (c), by failing to not cause, suffer, allow, or permit the unauthorized disposal of municipal solid waste; PENALTY: $938; ENFORCEMENT COORDINATOR: Alain Ellege, (512)239-6924; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(14) COMPANY: Lowell Underwood; DOCKET NUMBER: 2019-1487-WR-E; IDENTIFIER: RN109679936; LOCATION: Rainbow, Somervell County; TYPE OF FACILITY: water diversion meter; RULE VIOLATED: 30 TAC §304.32(a)(1), by failing to submit to the watermaster a declaration expressing the diverter's intent prior to diverting state water; PENALTY: $275; ENFORCEMENT COORDINATOR: Harly Hobson, (512) 239-1337; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(15) COMPANY: MISSION INDEV, LLC; DOCKET NUMBER: 2019-1181-PWS-E; IDENTIFIER: RN1012132288; LOCATION: Houston, Harris County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.45(b)(1)(E)(i) and Texas Health and Safety Code, §341.0315(e), by failing to provide a well capacity of 1.0 gallons per minute per connection; PENALTY: $100; ENFORCEMENT COORDINATOR: Danielle Porras, (713) 767-2524; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(16) COMPANY: Owens Corning Composite Materials, LLC; DOCKET NUMBER: 2019-1250-AIR-E; IDENTIFIER: RN100222140; LOCATION: Amarillo, Randall County; TYPE OF FACILITY: fiberglass manufacturing plant; RULES VIOLATED: 30 TAC §112.143(4) and §112.146(2), Federal Operating Permit Number O1019, General Terms and Conditions and Special Terms and Conditions Number 13, and Texas Health and Safety Code, §382.085(b), by failing to submit a permit compliance certificate within 30 days of any certification period; PENALTY: $4,500; ENFORCEMENT COORDINATOR: Johnnie Wu, (512) 239-2524; REGIONAL OFFICE: 3918 Canyon Drive, Amarillo, Texas 79109-4933, (806) 353-9251.

(17) COMPANY: P.K. BUSINESS ENTERPRISES, INCORPORATED; DOCKET NUMBER: 2019-1375-PWS-E; IDENTIFIER: RN102677234; LOCATION: Houston, Harris County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.41(c)(1)(F), by failing to obtain a sanitary control easement covering land within 150 feet of the facility's well; 30 TAC §290.46(n)(3), by failing to keep on file copies of well completion data as defined in 30 TAC §290.41(c)(3)(A) for as long as the well remains in service; and 30 TAC §290.51(a)(6) and TWC, §5.702, by failing to pay Public Health Service fees and associated late fees for TCEQ Financial Administration Account Number 91013117 for Fiscal Years 2015 through 2019; PENALTY: $100; ENFORCEMENT COORDINATOR: Danielle Porras, (713) 767-3682; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.
(18) COMPANY: RUBI & SONS STORE INC dba Food Mart Shell; DOCKET NUMBER: 2019-0717-PST-E; IDENTIFIER: RN102959764; LOCATION: Grand Saline, Van Zandt County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.49(a)(2) and TWC, §26.3475(d), by failing to ensure the corrosion protection system was operated and maintained in a manner that will ensure corrosion protection is continuously provided to the underground storage tank system; PENALTY: $2,813; ENFORCEMENT COORDINATOR: Danielle Porras, (713) 767-3682; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(19) COMPANY: Solvay Specialty Polymers USA, L.L.C.; DOCKET NUMBER: 2019-1045-AIR-E; IDENTIFIER: RN102305505; LOCATION: Orange, Orange County; TYPE OF FACILITY: chemical manufacturing plant; RULES VIOLATED: 30 TAC §101.201(a)(1)(B) and Texas Health and Safety Code (THSC), §382.085(b), by failing to submit an initial notification for a reportable emissions event no later than 24 hours after the discovery of an emissions event; and 30 TAC §116.115(c), New Source Review Permit Number 9224A, Special Conditions Number 1, and THSC, §382.085(b), by failing to prevent unauthorized emissions; PENALTY: $4,255; ENFORCEMENT COORDINATOR: Maggie Dennis, (713) 422-8912; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1830, (409) 898-3838.

(20) COMPANY: Tri-Star Galveston, Incorporated dba Tristar 3; DOCKET NUMBER: 2019-1157-PST-E; IDENTIFIER: RN101790863; LOCATION: Galveston, Galveston County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §115.225 and Texas Health and Safety Code, §382.085(b), by failing to conduct the required annual Stage I testing; and 30 TAC §334.50(b)(2)(A)(i)(II) and TWC, §26.3475(a), by failing to test the line leak detectors at least once per year for performance and operational reliability; PENALTY: $3,751; ENFORCEMENT COORDINATOR: John Fennell, (512) 239-2616; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

TRD-202000036
Charmaine Backens
Director, Litigation Division
Texas Commission on Environmental Quality
Filed: January 7, 2020

Extension of Comment Period for 30 TAC Chapter 352 Proposal

In the December 13, 2019, issue of the Texas Register (44 TexReg 7641), the Texas Commission on Environmental Quality (commission) published proposed new 30 TAC Chapter 352, Coal Combustion Residuals Waste Management. The preamble of the proposal stated that the commission must receive all written comments by January 21, 2020. The commission has extended the deadline for receipt of written comments on the proposal to January 31, 2020.

Comments should be mailed to Ms. Kris Hogan, MC 205, Office of Legal Services, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087, or faxed to (512) 239-4808. Electronic comments may be submitted at: https://www6.tceq.texas.gov/rules/ecomments/. File size restrictions may apply to comments being submitted via the eComments system. All comments submitted regarding the proposal for Chapter 352 should reference Rule Project Number 2017-037-352-WS. 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 Ms. Charly Fritz, Waste Permits Division, at (512) 239-2331.

TRD-202000002
Robert Martinez
Director, Environmental Law Division
Texas Commission on Environmental Quality
Filed: January 3, 2020

Notice of Application and Public Hearing for an Air Quality Standard Permit for a Concrete Batch Plant With Enhanced Controls: Proposed Air Quality Registration Number 159012

APPLICATION. TXI Operations, LP, 1503 LBJ Freeway Suite 400, Dallas, Texas 75234-6007 has applied to the Texas Commission on Environmental Quality (TCEQ) for an Air Quality Standard Permit for a Concrete Batch Plant with Enhanced Controls Registration Number 159012 to authorize the operation of a permanent concrete batch plant. The facility is proposed to be located 0.35 mile north on County Road 653 from the intersection of County Road 653 and State Highway 380, Farmersville, Collin County, Texas 75442. 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. http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=33.160836&lng=-96.327642&zoom=13&type=r. This application was submitted to the TCEQ on November 1, 2019. The primary function of this plant is to manufacture concrete by mixing materials including (but not limited to) sand, aggregate, cement and water. The executive director has determined the application was technically complete on December 9, 2019.

PUBLIC COMMENT / PUBLIC HEARING. Public written comments about this application may be submitted at any time during the public comment period. The public comment period begins on the first date notice is published and extends to the close of the public hearing. Public comments may be submitted either in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087, or electronically at www14.tceq.texas.gov/epic/eComment/. Please be aware that any contact information you provide, including your name, phone number, email address and physical address will become part of the agency's public record.

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

The Public Hearing is to be held:

Tuesday, February 25, 2020, at 7:00 p.m.
RSVP Farmersville
101B Candy Street
Farmersville, Texas 75442
RESPONSE TO COMMENTS. A written response to all formal comments will be prepared by the executive director after the comment period closes. The response, along with the executive director's decision on the application, will be mailed to everyone who submitted public comments and the response to comments will be posted in the permit file for viewing.

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

CENTRAL/REGIONAL OFFICE. The application will be available for viewing and copying at the TCEQ Central Office and the TCEQ Dallas/Fort Worth Regional Office, located at 2309 Gravel Dr, Fort Worth, Texas 76118-6951, during the hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, beginning the first day of publication of this notice.

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

Further information may also be obtained from TXI Operations, LP, 1503 LBJ Freeway Suite 400, Dallas, Texas 75234-6007, or by calling Mr. Jesse Martindale, Environmental Engineer II at (972) 647-3742.

Notice Issuance Date: January 3, 2020
TRD-202000061
Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: January 8, 2020

Jorge Alonzo, 1305 Reynosa Street, Mission, Texas 78572, has applied to the Texas Commission on Environmental Quality (TCEQ) for a Waste Water Operator License. The Executive Director denied Mr. Alonzo's application for cause. Mr. Alonzo has requested a formal hearing on the Executive Director's decision. During the review of Mr. Alonzo's application, the Executive Director discovered that Mr. Alonzo engaged in prohibited activities at the Harlingen examination site on November 16, 2018. The Executive Director denied Mr. Alonzo's application because the prohibited activities are violations of 30 Texas Administrative Code (TAC) §30.20(h)(2) and (3) and Texas Water Code 37.005(c)(2).

CONTESTED CASE HEARING.
The State Office of Administrative Hearings (SOAH) will conduct a preliminary hearing on this application at:

10:00 a.m. - February 6, 2020
William P. Clements Building
300 West 15th Street, 4th Floor
Austin, Texas 78701

The purpose of a preliminary hearing is to establish jurisdiction, name the parties, establish a procedural schedule for the remainder of the proceeding, provide an opportunity for settlement discussions, and address other matters as determined by the administrative law judge. The preliminary hearing will be held unless all timely hearing requests are withdrawn or the parties agree to waive the preliminary hearing.

The evidentiary phase of the contested case hearing, to be held at a later date, will be a legal proceeding similar to a civil trial in state district court to determine whether Mr. Alonzo should be issued a Waste Water Operator License. Unless agreed to by all parties in attendance at the preliminary hearing, an evidentiary hearing will not be held on the date of this preliminary hearing. If Jorge Alonzo fails to appear at the preliminary hearing, the Executive Director will request that the hearing be canceled, and that appeal of the Executive Director's decision be dismissed.

SOAH's rules allow for participation by telephone or videoconference. Permission must be obtained from SOAH at least ten days before the hearing.

Legal Authority: Texas Water Code Chapters 5 and 37; Texas Occupations Code Chapter 53; Texas Government Code, Chapter 2001; 30 TAC Chapter 30, and the procedural rules of the TCEQ and SOAH, including 30 TAC Chapters 70 and 80 and 1 TAC Chapter 155.

INFORMATION.
For information concerning the hearing process, please contact the TCEQ Office of Public Interest Counsel, MC 103, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-6363. Further information regarding this hearing may be obtained by contacting Hollis Henley, Staff Attorney, TCEQ, Environmental Law Division, MC 173, P.O. Box 13087, Austin, Texas 78711-3087, (512) 239-0133. General information about the TCEQ can be found at our website at www.tceq.texas.gov. General information about SOAH can be found on its website at www.soah.texas.gov/index.asp, or by calling (512) 475-4993.

Any document filed prior to the hearing must be filed with TCEQ's Office of the Chief Clerk and SOAH. Documents filed with the Office of the Chief Clerk may be filed electronically at www.tceq.texas.gov/goto/efilings or sent to the following address: TCEQ Office of the Chief Clerk, Mail Code 105, P.O. Box 13087, Austin, Texas 78711-3087. Documents filed with SOAH may be filed via fax at (512) 322-2061 or sent to the following address: SOAH, 300 West 15th Street, Suite 504, Austin, Texas 78701. When contacting the Commission or SOAH regarding this matter, reference the SOAH docket number given at the top of this notice.

In accordance with 1 TAC §155.401(a), Notice of Hearing, "Parties that are not represented by an attorney may obtain information regarding contested case hearings on the public website of the State Office of Administrative Hearings at www.soah.texas.gov, or in printed format upon request to SOAH."

Persons with disabilities who need special accommodations at the hearing should call the SOAH Docketing Department at (512) 475-3445, at least one week prior to the hearing.

Issued: January 7, 2020
TRD-202000058
Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: January 8, 2020


IN ADDITION  January 17, 2020  45 TexReg 477
The Texas Commission on Environmental Quality (TCEQ or the Commission) has referred this matter to the State Office of Administrative Hearings (SOAH). An Administrative Law Judge with the State Office of Administrative Hearings will conduct a public hearing at:

10:00 a.m. - February 6, 2020
William P. Clements Building
300 West 15th Street, 4th Floor
Austin, Texas 78701

The purpose of the hearing will be to consider the Executive Director's Preliminary Report and Petition mailed July 16, 2019, concerning assessing administrative penalties against and requiring certain actions of Garrison Maurer dba Comal Towing, for violations in Comal County, Texas, of: Tex. Health & Safety Code §382.085(b), and 30 Texas Administrative Code §111.201 and §330.15(a) and (c).

The hearing will allow Garrison Maurer dba Comal Towing, the Executive Director, and the Commission's Public Interest Counsel to present evidence on whether a violation has occurred, whether an administrative penalty should be assessed, and the amount of such penalty, if any. The first convened session of the hearing will be to establish jurisdiction, afford Garrison Maurer dba Comal Towing, the Executive Director of the Commission, and the Commission's Public Interest Counsel an opportunity to negotiate and to establish a discovery and procedural schedule for an evidentiary hearing. Unless agreed to by all parties in attendance at the preliminary hearing, an evidentiary hearing will not be held on the date of this preliminary hearing. Upon failure of Garrison Maurer dba Comal Towing to appear at the preliminary hearing or evidentiary hearing, the factual allegations in the notice will be deemed admitted as true, and the relief sought in the notice of hearing may be granted by default. The specific allegations included in the notice are those set forth in the Executive Director's Preliminary Report and Petition, attached hereto and incorporated herein for all purposes. Garrison Maurer dba Comal Towing, the Executive Director of the Commission, and the Commission's Public Interest Counsel are the only designated parties to this proceeding.


Further information regarding this hearing may be obtained by contacting John S. Merculieff II, Staff Attorney, Texas Commission on Environmental Quality, Litigation Division, Mail Code 175, P.O. Box 13087, Austin, Texas 78711-3087, telephone (512) 239-3400. Information concerning your participation in this hearing may be obtained by contacting Vic McWherter, Public Interest Counsel, Mail Code 103, at the same P.O. Box address given above, or by telephone at (512) 239-6363.

Any document filed prior to the hearing must be filed with TCEQ's Office of the Chief Clerk and SOAH. Documents filed with the Office of the Chief Clerk may be filed electronically at www.tceq.texas.gov/goto/eFilings or sent to the following address: TCEQ Office of the Chief Clerk, Mail Code 105, P.O. Box 13087, Austin, Texas 78711-3087. Documents filed with SOAH may be filed via fax at (512) 322-2061 or sent to the following address: SOAH, 300 West 15th Street, Suite 504, Austin, Texas 78701. When contacting the Commission or SOAH regarding this matter, reference the SOAH docket number given at the top of this notice.

In accordance with 1 Texas Administrative Code §155.401(a), Notice of Hearing, "Parties that are not represented by an attorney may obtain information regarding contested case hearings on the public website of the State Office of Administrative Hearings at www.sovah.texas.gov, or in printed format upon request to SOAH."

Persons who need special accommodations at the hearing should call the SOAH Docketing Department at (512) 475-3445, at least one week before the hearing.

Issued: January 7, 2020
TRD-2020000059
Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: January 8, 2020

Notice of Public Hearing on Assessment of Administrative Penalties and Requiring Certain Actions of Jamord Valsin:

SOAH Docket No. 582-20-1746; TCEQ Docket No. 2018-1039-PST-E

The Texas Commission on Environmental Quality (TCEQ or the Commission) has referred this matter to the State Office of Administrative Hearings (SOAH). An Administrative Law Judge with the State Office of Administrative Hearings will conduct a public hearing at:

10:00 a.m. - January 30, 2020
William P. Clements Building
300 West 15th Street, 4th Floor
Austin, Texas 78701

The purpose of the hearing will be to consider the Executive Director's Preliminary Report and Petition mailed July 19, 2019, concerning assessing administrative penalties against and requiring certain actions of Jamord Valsin, for violations in Jefferson County, Texas, of: 30 TAC §§334.47(a)(2); and 334.7(d)(1)(A), (d)(1)(B) and (d)(3).

The hearing will allow Jamord Valsin, the Executive Director, and the Commission's Public Interest Counsel to present evidence on whether a violation has occurred, whether an administrative penalty should be assessed, and the amount of such penalty, if any. The first convened session of the hearing will be to establish jurisdiction, afford Jamord Valsin, the Executive Director of the Commission, and the Commission's Public Interest Counsel an opportunity to negotiate and to establish a discovery and procedural schedule for an evidentiary hearing. Unless agreed to by all parties in attendance at the preliminary hearing, an evidentiary hearing will not be held on the date of this preliminary hearing. Upon failure of Jamord Valsin to appear at the preliminary hearing or evidentiary hearing, the factual allegations in the notice will be deemed admitted as true, and the relief sought in the notice of hearing may be granted by default. The specific allegations included in the notice are those set forth in the Executive Director's Preliminary Report and Petition, attached hereto and incorporated herein for all purposes. Jamord Valsin, the Executive Director of the Commission, and the Commission's Public Interest Counsel are the only designated parties to this proceeding.

State Office of Administrative Hearings, including 30 TAC §70.108 and §70.109 and ch. 80, and 1 Tex. Admin. Code ch. 155.

Further information regarding this hearing may be obtained by contacting John S. Merculieff II, Staff Attorney, Texas Commission on Environmental Quality, Litigation Division, Mail Code 175, P.O. Box 13087, Austin, Texas 78711-3087, telephone (512) 239-3400. Information concerning your participation in this hearing may be obtained by contacting Vic McWherter, Public Interest Counsel, Mail Code 103, at the same P.O. Box address given above, or by telephone at (512) 239-6363.

Any document filed prior to the hearing must be filed with TCEQ's Office of the Chief Clerk and SOAH. Documents filed with the Office of the Chief Clerk may be filed electronically at www.tceq.texas.gov/goto/efilings or sent to the following address: TCEQ Office of the Chief Clerk, Mail Code 105, P.O. Box 13087, Austin, Texas 78711-3087. Documents filed with SOAH may be filed via fax at (512) 322-2061 or sent to the following address: SOAH, 300 West 15th Street, Suite 504, Austin, Texas 78701. When contacting the Commission or SOAH regarding this matter, reference the SOAH docket number given at the top of this notice.

In accordance with 1 TAC §155.401(a), Notice of Hearing, "Parties that are not represented by an attorney may obtain information regarding contested case hearings on the public website of the State Office of Administrative Hearings at www.soah.texas.gov, or in printed format upon request to SOAH."

Persons who need special accommodations at the hearing should call the SOAH Docketing Department at (512) 475-3445, at least one week before the hearing.

Issued: January 3, 2020
TRD-202000057
Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: January 8, 2020


The Texas Commission on Environmental Quality (TCEQ or the Commission) has referred this matter to the State Office of Administrative Hearings (SOAH). An Administrative Law Judge with the State Office of Administrative Hearings will conduct a public hearing at:

10:00 a.m. - January 30, 2020
William P. Clements Building
300 West 15th Street, 4th Floor
Austin, Texas 78701

The purpose of the hearing will be to consider the Executive Director's Preliminary Report and Petition mailed July 30, 2019, concerning assessing administrative penalties against and requiring certain actions of Third Holdings LLC dba On The Road 104, for violations in Polk County, Texas, of Texas Water Code §26.3475(c)(1) and (d), and 30 TAC §§334.45(c)(3)(A), 334.49(a)(2), and 334.50(b)(1)(A).

The hearing will allow Third Holdings LLC dba On The Road 104, the Executive Director, and the Commission's Public Interest Counsel to present evidence on whether a violation has occurred, whether an administrative penalty should be assessed, and the amount of such penalty, if any. The first convened session of the hearing will be to establish jurisdiction, afford Third Holdings LLC dba On The Road 104, the Executive Director of the Commission, and the Commission's Public Interest Counsel an opportunity to negotiate and to establish a discovery and procedural schedule for an evidentiary hearing. Unless agreed to by all parties in attendance at the preliminary hearing, an evidentiary hearing will not be held on the date of this preliminary hearing. Upon failure of Third Holdings LLC dba On The Road 104 to appear at the preliminary hearing or evidentiary hearing, the factual allegations in the notice will be deemed admitted as true, and the relief sought in the notice of hearing may be granted by default. The specific allegations included in the notice are those set forth in the Executive Director's Preliminary Report and Petition, attached hereto and incorporated herein for all purposes. Third Holdings LLC dba On The Road 104, the Executive Director of the Commission, and the Commission's Public Interest Counsel are the only designated parties to this proceeding.

Legal Authority: Texas Water Code §7.054 and Chapters 7 and 26, and 30 TAC Chapters 70 and 334; Texas Water Code §7.058, and the Rules of Procedure of the Texas Commission on Environmental Quality and the State Office of Administrative Hearings, including 30 TAC §70.108 and §70.109 and Chapter 80, and 1 TAC Chapter 155.

Further information regarding this hearing may be obtained by contacting John S. Merculieff II, Staff Attorney, Texas Commission on Environmental Quality, Litigation Division, Mail Code 175, P.O. Box 13087, Austin, Texas 78711-3087, telephone (512) 239-3400. Information concerning your participation in this hearing may be obtained by contacting Vic McWherter, Public Interest Counsel, Mail Code 103, at the same P.O. Box address given above, or by telephone at (512) 239-6363.

Any document filed prior to the hearing must be filed with TCEQ's Office of the Chief Clerk and SOAH. Documents filed with the Office of the Chief Clerk may be filed electronically at www.tceq.texas.gov/goto/efilings or sent to the following address: TCEQ Office of the Chief Clerk, Mail Code 105, P.O. Box 13087, Austin, Texas 78711-3087. Documents filed with SOAH may be filed via fax at (512) 322-2061 or sent to the following address: SOAH, 300 West 15th Street, Suite 504, Austin, Texas 78701. When contacting the Commission or SOAH regarding this matter, reference the SOAH docket number given at the top of this notice.

In accordance with 1 TAC §155.401(a), Notice of Hearing, "Parties that are not represented by an attorney may obtain information regarding contested case hearings on the public website of the State Office of Administrative Hearings at www.soah.texas.gov, or in printed format upon request to SOAH."

Persons who need special accommodations at the hearing should call the SOAH Docketing Department at (512) 475-3445, at least one week before the hearing.

Issued: January 3, 2020
TRD-202000060
Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: January 8, 2020

Notice of Public Hearing on Assessment of Administrative Penalties and Requiring Certain Actions of Vachana S. Mao
In accordance with 1 Texas Administrative Code §155.401(a), Notice of Hearing, "Parties that are not represented by an attorney may obtain information regarding contested case hearings on the public website of the State Office of Administrative Hearings at www.soah.texas.gov, or in printed format upon request to SOAH."

Persons who need special accommodations at the hearing should call the SOAH Docketing Department at (512) 475-3445, at least one week before the hearing.

Issued: January 3, 2020

TRD-202000062

Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality

Filed: January 8, 2020

Notice of Public Meeting Air Quality Standard Permit for Concrete Batch Plants: Proposed Registration No. 158474

Application. Nomadic Aggregates, LLC, has applied to the Texas Commission on Environmental Quality (TCEQ) for an Air Quality Standard Permit, Registration No. 158474, which would authorize construction of a permanent concrete batch plant located at 4213 Mooney Road, Houston, Harris County, Texas 77093. 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://tceq.maps.arcgis.com/apps/webappviewer/index.html?id=db5bac44abf4bddd360f8168250f&marker=-95.331476%2C29.882853&level=12.

The proposed facility will emit the following air contaminants: particulate matter including (but not limited to) aggregate, cement, road dust, and particulate matter with diameters of 10 microns or less and 2.5 microns or less.

The executive director has completed the administrative and technical reviews of the application and determined that the application meets all of the requirements of a standard permit authorized by 30 TAC §116.611, which would establish the conditions under which the plant must operate. The executive director has made a preliminary decision to issue the registration because it meets all applicable rules.

Public Comment/Public Meeting. You may submit public comments to the Office of the Chief Clerk at the address below. 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 Texas Commission on Environmental Quality (TCEQ or the Commission) has referred this matter to the State Office of Administrative Hearings (SOAH). An Administrative Law Judge with the State Office of Administrative Hearings will conduct a public hearing at:

10:00 a.m. - January 30, 2020

William P. Clements Building
300 West 15th Street, 4th Floor
Austin, Texas 78701

The purpose of the hearing will be to consider the Executive Director's Preliminary Report and Petition mailed September 26, 2019, concerning assessing administrative penalties against and requiring certain actions of Vachana S. Mao dba N V Food Mart, for violations in Tarrant County, Texas, of: 30 Texas Administrative Code §334.72 and §334.74.

The hearing will allow Vachana S. Mao dba N V Food Mart, the Executive Director, and the Commission's Public Interest Counsel to present evidence on whether a violation has occurred, whether an administrative penalty should be assessed, and the amount of such penalty, if any. The first convened session of the hearing will be to establish jurisdiction, afford Vachana S. Mao dba N V Food Mart, the Executive Director of the Commission, and the Commission's Public Interest Counsel an opportunity to negotiate and to establish a discovery and procedural schedule for an evidentiary hearing. Unless agreed to by all parties in attendance at the preliminary hearing, an evidentiary hearing will not be held on the date of this preliminary hearing. Upon failure of Vachana S. Mao dba N V Food Mart to appear at the preliminary hearing or evidentiary hearing, the factual allegations in the notice will be deemed admitted as true, and the relief sought in the notice of hearing may be granted by default. The specific allegations included in the notice are those set forth in the Executive Director's Preliminary Report and Petition, attached hereto and incorporated herein for all purposes. Vachana S. Mao dba N V Food Mart, the Executive Director of the Commission, and the Commission's Public Interest Counsel are the only designated parties to this proceeding.


Further information regarding this hearing may be obtained by contacting Jaime C. Garcia, Staff Attorney, Texas Commission on Environmental Quality, Litigation Division, Mail Code 175, P.O. Box 13087, Austin, Texas 78711-3087, telephone (512) 239-3400. Information concerning your participation in this hearing may be obtained by contacting Vic McWherter, Public Interest Counsel, Mail Code 103, at the same P.O. Box address given above, or by telephone at (512) 239-6363.

Any document filed prior to the hearing must be filed with TCEQ's Office of the Chief Clerk and SOAH. Documents filed with the Office of the Chief Clerk may be filed electronically at www.tceq.texas.gov/goto/efilings or sent to the following address: TCEQ Office of the Chief Clerk, Mail Code 105, P.O. Box 13087, Austin, Texas 78711-3087. Documents filed with SOAH may be filed via fax at (512) 322-2061 or sent to the following address: SOAH, 300 West 15th Street, Suite 504, Austin, Texas 78701. When contacting the Commission or SOAH regarding this matter, reference the SOAH docket number given at the top of this notice.
The Public Meeting is to be held:
Thursday, January 30, 2020 at 6:30 p.m.
North East Community Center
10918 1/2 Bentley Street
Houston, Texas 77093

INFORMATION. Citizens are encouraged to submit written comments anytime during the public meeting or by mail before the close of the public comment period to the Office of the Chief Clerk, TCEQ, Mail Code MC-105, P.O. Box 13087, Austin, Texas 78711-3087 or electronically at https://www14.tceq.texas.gov/epic/eComment/. If you need more information about the permit application or the permitting process, please call the TCEQ Public Education Program, toll free, at (800) 687-4040. General information can be found at our Web site at www.tceq.texas.gov. Si desea información en español, puede llamar al (800) 687-4040.

The application, executive director's preliminary decision, and standard permit will be available for viewing and copying at the TCEQ central office, the TCEQ Houston regional office, and at the High Meadows Branch Library, 4500 Aldine Mail Route, Houston, Harris County Texas. 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. Visit www.tceq.texas.gov/goto/cbp to review the standard permit. Further information may also be obtained from Nomadic Aggregates, LLC, 6922 Foxbrook Drive, Humble, Texas 77338-1331 or by calling Mrs. Melissa Fitts, Vice President, Westward Environmental, Inc. at (830) 249-8284.

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 one week prior to the meeting.

Notice Issuance Date: January 2, 2020
TRD-202000055
Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: January 8, 2020

Notice of Water Quality Application
The following notice was issued on December 23, 1999.

The following does not require publication in a newspaper. Written comments or requests for a public meeting may be submitted to the Office of the Chief Clerk, Mail Code 105, P.O. Box 13087, Austin, Texas 78711-3087 WITHIN 10 DAYS OF THE ISSUED DATE OF THE NOTICE.

INFORMATION SECTION
U.S. Department of the Interior has applied for a minor amendment to the TCEQ permit to authorize a change to the wastewater treatment process from an extended aeration mode to an integrated fixed-film activated sludge process. The permit provision authorizes the disposal of treated domestic wastewater at a daily average flow not to exceed 42,000 gallons per day via evaporation/percolation which will remain the same. This permit will not authorize a discharge of pollutants into water in the state. The wastewater treatment facility and disposal site are located within the Panther Junction area of Big Bend National Park, approximately 1,500 feet east of the intersection of State Highway 118 and U.S. Highway 385, in Brewster County, Texas 79834.

If you need more information about these permit applications or the permitting process, please call the TCEQ Public Education Program, Toll Free, at (800) 687-4040. General information about the TCEQ can be found at our Web site at www.tceq.texas.gov. Si desea información en español, puede llamar al (800) 687-4040.

TRD-202000055
Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: January 8, 2020

General Land Office
Notice and Opportunity to Comment on Requests for Consistency Agreement/Concurrence Under the Texas Coastal Management Program

On January 10, 1997, the State of Texas received federal approval of the Coastal Management Program (CMP) (62 Federal Register pp. 1439 - 1440). Under federal law, federal agency activities and actions affecting the Texas coastal zone must be consistent with the CMP goals and policies identified in 31 TAC Chapter 501. Requests for federal consistency review were deemed administratively complete for the following project(s) during the period of December 9, 2019, to January 3, 2020. As required by federal law, the public is given an opportunity to comment on the consistency of proposed activities in the coastal zone undertaken or authorized by federal agencies. Pursuant to 31 TAC §§506.25, 506.32, and 506.41, the public comment period extends 30 days from the date published on the Texas General Land Office web site. The notice was published on the web site on Friday, January 10, 2020. The public comment period for this project will close at 5:00 p.m. on Sunday, February 9, 2020.

FEDERAL AGENCY ACTIONS:

Applicant: Union Pacific Railroad

Location: The project site is located in several waters, wetlands, and crossing over Cedar Bayou at a point 0.53 miles south of Farm-to-Market (FM) Road 2345 and continuing for a distance of 3.75 miles north to terminate at a point north of FM Road 1942, near the city of Mont Belvieu, in Harris and Chambers Counties, Texas.

Latitude & Longitude (NAD 83): Start: 29.807456, -94.922855; End: 29.860214, -94.907496

Project Description: The applicant proposes to discharge fill material into 0.96 acres of wetlands and 4,860 linear feet of streams during the construction of a 3.75-mile second mainline railroad track adjacent to an existing mainline railroad track. The proposed impacts will consist of both temporary and permanent impacts.

Type of Application: U.S. Army Corps of Engineers (USACE) permit application # SWG-2018-00791. This application will be reviewed pursuant to Section 404 of the Clean Water Act. Note: The consistency review for this project may be conducted by the Texas Commission on Environmental Quality as part of its certification under §401 of the Clean Water Act.

CMP Project No: 20-1001-F1

Further information on the applications listed above, including a copy of the consistency certifications or consistency determinations for inspection, may be obtained from the Texas General Land Office Public Information Officer at 1700 N. Congress Avenue, Austin, Texas 78701, or via email at piallegal@glo.texas.gov. Comments should be sent to the
Texas General Land Office Coastal Management Program Coordinator at the above address or via email at federal.consistency@glo.texas.gov.

TRD-202000065
Mark A. Havens
Chief Clerk and Deputy Land Commissioner
General Land Office
Filed: January 8, 2020

Texas Higher Education Coordinating Board

Correction of Error

The Texas Higher Education Coordinating Board adopted amendments to 19 TAC §9.555 in the January 10, 2020, issue of the Texas Register (45 TexReg 336). Due to an error by the Texas Register, the effective date for the amendments was published incorrectly. The correct effective date for the amendments is January 8, 2020.

TRD-202000054

Texas Department of Insurance

Company Licensing

Application for Humana Behavioral Health, Inc., a domestic Health Maintenance Organization (HMO), to change its name to Humana Benefit Plan of Texas, Inc. The home office is in Irving, Texas.

Any objections must be filed with the Texas Department of Insurance, within twenty (20) calendar days from the date of the Texas Register publication, addressed to the attention of Robert Rudnai, 333 Guadalupe Street, MC 103-CL, Austin, Texas 78701.

TRD-202000066
James Person
General Counsel
Texas Department of Insurance
Filed: January 8, 2020

Texas Lottery Commission

Scratch Ticket Game Number 2205 "INSTANT JACKPOT"

1.0 Name and Style of Scratch Ticket Game.

A. The name of Scratch Ticket Game No. 2205 is "INSTANT JACKPOT". The play style is "key number match".

1.1 Price of Scratch Ticket Game.

A. The price for Scratch Ticket Game No. 2205 shall be $5.00 per Scratch Ticket.

1.2 Definitions in Scratch Ticket Game No. 2205.

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

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

C. Play Symbol - The printed data under the latex on the front of the Scratch Ticket that is used to determine eligibility for a prize. Each Play Symbol is printed in Symbol font in black ink in positive except for dual-image games. The possible black Play Symbols are: 01, 02, 03, 04, 05, 06, 07, 08, 09, 10, 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, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, DIAMOND SYMBOL, $5.00, $10.00, $20.00, $25.00, $50.00, $100, $250, $500, $1,000, $10,000 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:

In the same issue, an application was published for Ameriprise Insurance Company, a foreign fire and/or casualty company, to change its name to American Family Connect Insurance Company. The home office is in Madison, Wisconsin. The correct name should be American Family Connect Property and Casualty Insurance Company.

TRD-202000068
James Person
General Counsel
Texas Department of Insurance
Filed: January 8, 2020

Texas Department of Insurance Licensing

Corrections for October 25, 2019

In the October 25, 2019, issue of the Texas Register (44 TexReg 6437), an application was published for IDS Property Casualty Insurance Company, a foreign fire and/or casualty company, to change its name to American Family Connect and Property Casualty Insurance Company. The home office is in Madison, Wisconsin. The correct name should be American Family Connect Property and Casualty Insurance Company.
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DIAMOND SYMBOL

| $5.00  | FIV$ |
| $10.00 | TEN$ |
| $20.00 | TWY$ |
| $25.00 | TWFV$ |
| $50.00 | FFTY$ |
| $100   | ONHN |
| $250   | TOFF |
| $500   | FVHN |
| $1,000 | ONTH |
| $10,000| 10TH |
| $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 (2205), 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: 2205-0000001-001.

H. Pack - A Pack of the "INSTANT JACKPOT" Scratch Ticket Game contains 075 Tickets, packed in plastic shrink-wrapping and fanfolded in pages of one (1). Ticket 001 will be shown on the front of the Pack; the back of Ticket 075 will be revealed on the back of the Pack. All packs will be tightly shrink-wrapped. There will be no breaks between the Tickets in a Pack. Every other Pack will reverse; i.e., reverse order will be: the back of Ticket 001 will be shown on the front of the Pack and the front of Ticket 075 will be shown on the back of the Pack.

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 "INSTANT JACKPOT" Scratch Ticket Game No. 2205.

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 "INSTANT JACKPOT" Scratch Ticket Game is determined once the latex on the Scratch Ticket is scratched off to expose forty-five (45) Play Symbols. 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 "DIAMOND" Play Symbol, the player wins 5 TIMES the prize for that symbol. No portion of the Display Printing nor any extraneous matter whatsoever shall be usable or playable as a part of the Scratch Ticket.

2.1 Scratch Ticket Validation Requirements.

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

1. Exactly forty-five (45) Play Symbols must appear under the Latex Overprint on the front portion of the Scratch Ticket;
2. Each of the Play Symbols must have a Play Symbol Caption underneath, unless specified, and each Play Symbol must agree with its Play Symbol Caption;
3. Each of the Play Symbols must be present in its entirety and be fully legible;
4. Each of the Play Symbols must be printed in black ink except for dual image games;
5. The Scratch Ticket shall be intact;
6. The Serial Number and Game-Pack-Ticket Number must be present in their entirety and be fully legible;
7. The Serial Number must correspond, using the Texas Lottery's codes, to the Play Symbols on the Scratch Ticket;
8. The Scratch Ticket must not have a hole punched through it, be mutilated, altered, unreadable, reconstituted or tampered with in any manner;
9. The Scratch Ticket must not be counterfeited 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 forty-five (45) Play Symbols under the Latex Overprint on the front portion of the Scratch Ticket, exactly one Serial Number and exactly one Game-Pack-Ticket Number on the Scratch Ticket;
14. The Serial Number of an apparent winning Scratch Ticket shall correspond with the Texas Lottery's Serial Numbers for winning Scratch Tickets, and a Scratch Ticket with that Serial Number shall not have been paid previously;
15. The Scratch Ticket must not be blank or partially blank, misregistered, defective or printed or produced in error;
16. Each of the forty-five (45) Play Symbols must be exactly one of those described in Section 1.2.C of these Game Procedures;
17. Each of the forty-five (45) 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. Consecutive Non-Winning Tickets within a Pack will not have matching patterns, in the same order, of either Play Symbols or Prize Symbols.

B. A Ticket can win as indicated by the prize structure.

C. A Ticket can win up to twenty (20) times.

D. On winning and Non-Winning Tickets, the top cash prizes of $1,000, $10,000 and $100,000 will each appear at least once, except on Tickets winning twenty (20) times, with respect to other parameters, play action or prize structure.

E. No matching non-winning YOUR NUMBERS Play Symbols will appear on a Ticket.

F. Tickets winning more than one (1) time will use as many WINNING NUMBERS Play Symbols as possible to create matches, unless restricted by other parameters, play action or prize structure.

G. No matching WINNING NUMBERS Play Symbols will appear on a Ticket.

H. YOUR NUMBERS Play Symbols will never equal the corresponding Prize Symbol (i.e., $5 and 05, 10 and 10, $20 and 20, 25 and $25 and 50).

I. On all Tickets, a Prize Symbol will not appear more than three (3) times, except as required by the prize structure to create multiple wins.

J. On Non-Winning Tickets, a WINNING NUMBERS Play Symbol will never match a YOUR NUMBERS Play Symbol.

K. The "DIAMOND" (WINX5) Play Symbol will never appear as a WINNING NUMBERS Play Symbol.

L. The "DIAMOND" (WINX5) Play Symbol will never appear on a Non-Winning Ticket.

M. The "DIAMOND" (WINX5) Play Symbol will never appear more than once on a Ticket.

N. The "DIAMOND" (WINX5) Play Symbol will win 5 TIMES the prize for that Play Symbol and will win as per the prize structure.

2.3 Procedure for Claiming Prizes.

A. To claim a "INSTANT JACKPOT" Scratch Ticket Game prize of $5.00, $10.00, $25.00, $50.00, $100, $250 or $500, a claimant shall sign the back of the Scratch Ticket in the space designated on the Scratch Ticket and 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, $250 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 "INSTANT JACKPOT" Scratch Ticket Game prize of $1,000, $10,000 or $100,000, the claimant must sign the winning Scratch Ticket and 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 "INSTANT JACKPOT" Scratch Ticket Game prize, the claimant must sign the winning Scratch Ticket, thoroughly complete a claim form, and mail both 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 on 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 "INSTANT JACKPOT" 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 "INSTANT JACKPOT" 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 7,200,000 Scratch Tickets in Scratch Ticket Game No. 2205. The approximate number and value of prizes in the game are as follows:

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

Figure 2: GAME NO. 2205 - 4.0

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<tr>
<th>Prize Amount</th>
<th>Approximate Number of Winners*</th>
<th>Approximate Odds are 1 in **</th>
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<td>$100,000</td>
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<td>1,440,000.00</td>
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*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 3.89. The individual odds of winning for a particular prize level may vary based on sales, distribution, testing, and number of prizes claimed.

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. 2205 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. 2205, 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-202000039
Bob Biard
General Counsel
Texas Lottery Commission
Filed: January 7, 2019

Public Utility Commission of Texas
Notice of Application for True-Up of 2017 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 January 2, 2020, for true-up of 2017 Federal Universal Service Fund (FUSF) Impacts to the Texas Universal Service Fund (TUSF).

Docket Style and Number: Application of La Ward Telephone Exchange, Inc. for True Up of 2017 Federal Universal Service Fund Impacts to the Texas Universal Service Fund, Docket Number 50401.

The Application: La Ward Telephone Exchange, Inc. (La Ward Telephone) filed a true-up report in accordance with Finding of Fact Nos. 15 through 18 of the final Order in Docket No. 47573. In that docket, the Commission determined that the Federal Communications Commission’s actions were reasonably projected to reduce the amount that La Ward Telephone received in Federal Universal Service Fund (FUSF) revenue by $96,103 for calendar year 2017. The projected reduction in FUSF revenue was expected to be offset by $29,883 in rate increases that La Ward Telephone implemented in 2017, and $66,220 from the Texas Universal Service Fund (TUSF). The final Order required a true-up of the actual 2017 revenue reductions. As a result of that true-up, La Ward Telephone now asserts it is due to refund the TUSF in the amount of $57,072.

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 50401.

TRD-202000053
Theresa Walker
Assistant Rules Coordinator
Public Utility Commission of Texas
Filed: January 7, 2020

Notice of Application to Adjust High Cost Support Under 16 TAC §26.407(h)

Notice is given to the public of an application filed with the Public Utility Commission of Texas (commission) on December 30, 2019, to adjust the high-cost support it receives from the Small and Rural Incumbent Local Exchange Company Universal Service Plan without effect to its current rates.

Docket Title and Number: Application of Coleman County Telephone Cooperative, Inc. to Adjust High Cost Support under 16 Texas Administrative Code (TAC) §26.407(h), Docket Number 50397.

Coleman County Telephone Cooperative, Inc. requests a high-cost support adjustment increase of $260,453. The requested adjustment complies with the cap of 140% of the annualized support the provider received in the 12 months prior to the filing of the application, as required by 16 TAC §26.407(g)(1).

Persons wishing to comment on the action sought should contact the Public Utility Commission of Texas 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 as a deadline to intervene may be imposed. 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 50397.

TRD-202000031
Andrea Gonzalez
Rules Coordinator
Public Utility Commission of Texas
Filed: January 6, 2020

Notice of Intent to File LRIC Study Under 16 TAC §26.214

Notice is given to the public of the filing on January 3, 2020, with the Public Utility Commission of Texas (commission), a notice of intent to file a long run incremental cost (LRIC) study under 16 Texas Administrative Code (TAC) §26.214. The applicant will file the LRIC study on or before January 22, 2020.

Docket Title and Number: Application of Consolidated Communications of Texas for Approval of LRIC Study Under 16 TAC §26.214, Docket No. 50400.

Any person who demonstrates a justiciable interest may file written comments or recommendations concerning the LRIC study referencing Docket No. 50400. Written comments or recommendations should be filed no later than forty-five (45) days after the date of a sufficient study and should be filed at 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. 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 50400.

TRD-202000033
Andrea Gonzalez
Rules Coordinator
Public Utility Commission of Texas
Filed: January 6, 2020

Railroad Commission of Texas

Correction of Error

The Railroad Commission of Texas adopted changes to Title 16, Chapter 9 (LP-Gas Safety Rules) in the January 3, 2020, issue of the Texas Register (45 TexReg 127). Due to an error by the Texas Register, the effective date and proposal publication dates were inadvertently omitted from publication on pages 45 TexReg 144 - 146. The effective date for the amendments and repeal published on these pages is January 6, 2020. The proposal publication date for the amendments and repeal published on these pages is October 25, 2019.

TRD-202000032

Texas Department of Transportation

Aviation Division - Request for Qualifications (RFQ) for Professional Engineering Services

The City of Madisonville, through its agent, the Texas Department of Transportation (TxDOT), intends to engage a qualified firm for professional services pursuant to Chapter 2254, Subchapter A, of the Government Code. TxDOT Aviation Division will solicit and receive qualification statements for the current aviation project as described below.

Current Project: City of Madisonville; TxDOT CSJ No.: 2017MADV1.

The TxDOT Project Manager is Steve Harp, P.E.

Scope: Provide engineering and design services, including construction administration, to rehabilitate & widen (10’) Runway 18-36.
In accordance with Texas Government Code §2161.252, qualifications that do not contain an up-to-date "HUB Subcontracting Plan (HSP)" are non-responsive and will be rejected without further evaluation. In addition, if TXDOT determines that the HSP was not developed in good faith, it will reject the qualifications for failing to comply with material specifications based on the RFQ.

Utilizing multiple engineering and design and construction grants over the course of the next five years, future scope of work items at Madisonville Municipal Airport may include: replace MIRLs, install PAPIs Runway 18-36.

The City of Madisonville reserves the right to determine which of the services listed above may or may not be awarded to the successful firm and to initiate additional procurement action for any of the services listed above.

To assist in your qualification statement preparation, the criteria, 5010 drawing, project diagram, and most recent Airport Layout Plan are available online at http://www.txdot.gov/inside-txdot/division/aviation/projects.htm by selecting "Madisonville Municipal Airport." The qualification statement should address a technical approach for the current scope only. Firms shall use page 4, Recent Airport Experience, to list relevant past projects for both current and future scope.

AVN-550 Preparation Instructions:

Interested firms shall utilize the latest version of Form AVN-550, titled "Qualifications for Aviation Architectural/Engineering Services." The form may be requested from TXDOT, Aviation Division, 125 E. 11th Street, Austin, Texas 78701-2483, phone number, (800) 68-PILOT (74568). The form may be emailed by request or downloaded from the TXDOT website at http://www.txdot.gov/inside-txdot/division/aviation/projects.htm. The form may not be altered in any way. Firms must carefully follow the instructions provided on each page of the form. Qualifications shall not exceed the number of pages in the AVN-550 template. The AVN-550 consists of eight pages of data plus one optional illustration page. A prime provider may only submit one AVN-550. If a prime provider submits more than one AVN-550, or submits a cover page with the AVN-550, that provider will be disqualified. Responses to this solicitation WILL NOT BE ACCEPTED IN ANY OTHER FORMAT.

ATTENTION: To ensure utilization of the latest version of Form AVN-550, firms are encouraged to download Form AVN-550 from the TXDOT website as addressed above. Utilization of Form AVN-550 from a previous download may not be the exact same format. Form AVN-550 is a PDF Template.

The completed Form AVN-550 must be received in the TXDOT Aviation eGrants system no later than February 11, 2020. Electronic facsimiles or forms sent by email or regular/overnight mail will not be acceptable.

Firms that wish to submit a response to this solicitation must be a user in the TXDOT Aviation eGrants system no later than one business day before the solicitation due date. To request access to eGrants, please complete the Contact Us web form located at http://txdot.gov/government/funding/eegrants-2016/aviation.html.

An instructional video on how to respond to a solicitation in eGrants is available at http://txdot.gov/government/funding/eegrants-2016/aviation.html.

Step by step instructions on how to respond to a solicitation in eGrants will also be posted in the RFQ packet at http://www.dot.state.tx.us/avn/avninfo/notice/consult/index.htm.

The consultant selection committee will be composed of local government representatives. The final selection by the committee will generally be made following the completion of review of AVN-550s. The committee will review all AVN-550s and rate and rank each. The Evaluation Criteria for Engineering Qualifications can be found at http://www.txdot.gov/inside-txdot/division/aviation/projects.htm under Information for Consultants. All firms will be notified, and the top-ranked firm will be contacted to begin fee negotiations for the design and bidding phases. The selection committee does, however, reserve the right to conduct interviews for the top-ranked firms if the committee deems it necessary. If interviews are conducted, selection will be made following interviews.

Please contact TXDOT Aviation for any technical or procedural questions at (800) 68-PILOT (74568). For procedural questions, please contact Ann Pinder, Grant Manager. For technical questions, please contact Steve Harp P.E., Project Manager.

For questions regarding responding to this solicitation in eGrants, please contact the TXDOT Aviation help desk at (800) 687-4568 or avn-e grants@txdot.gov.

TRD-202000001
Becky Blewett
Deputy General Counsel
Texas Department of Transportation
Filed: January 2, 2020

Request for Qualifications

Pursuant to the authority granted under Transportation Code, Chapter 223, Subchapter F (enabling legislation), the Texas Department of Transportation (department) may enter into, in each state fiscal biennium, up to six design-build contracts for the design, construction, expansion, extension, related capital maintenance, rehabilitation, alteration, or repair of a highway project with a construction cost estimate of $150 million or more. The enabling legislation authorizes private involvement in design-build projects and provides a process for the department to solicit proposals for such projects. Transportation Code §223.245 prescribes requirements for issuance of a request for qualifications (RFQ) and requires the department to publish a notice of such issuance in the Texas Register. The Texas Transportation Commission (commission) adopted Texas Administrative Code, Title 43, Chapter 9, Subchapter I relating to design-build contracts (the rules). The enabling legislation, as well as the rules, govern the submission and processing of qualifications statements (QSs), and provide for the issuance of an RFQ that sets forth the basic criteria for qualifications, experience, technical competence, and ability to develop a proposed project and such other information the department considers relevant or necessary.

The commission has authorized the issuance of an RFQ to design, construct, and potentially maintain the Southeast Connector (Project) in Tarrant County, Texas. The Project will consist of non-tolled improvements to I-20 from Forest Hill Drive to Park Springs Boulevard, to I-820 from I-20 to Brentwood Stair Road, and to US 287 from Bishop Street to Sublett Road. The improvements to all three Project sections include the construction of additional general purpose lanes and frontage roads, with collector-distributor also constructed on the I-20 section. The improvements also include the reconstruction and realignment of existing general purpose lanes, frontage roads, on and off ramps, and the interchange of US 287 and I-20, I-20 and I-820, SP 303 and I-820, US 180 and I-820, and US 287 and I-820.

The Project has an estimated design-build cost of approximately $1.495 Billion.

Through this notice, the department is seeking QSs from teams interested in entering into a design-build contract and, potentially, a capital IN ADDITION January 17, 2020 45 TexReg 489
maintenance contract. The department intends to evaluate any QS received in response to the RFQ and may request submission of detailed proposals, potentially leading to the negotiation, award, and execution of a design-build contract, and potentially, a capital maintenance contract. The department will accept for consideration any QS received in accordance with the enabling legislation, the rules, and the RFQ, on or before the deadline in this notice. The department anticipates issuing the RFQ, receiving and evaluating the QSs, developing a shortlist of proposing entities or consortia, and issuing a request for proposals (RFP) to the shortlisted entities. After review and a best value evaluation of the responses to the RFP, the department may negotiate and enter into a design-build contract and potentially, a capital maintenance contract, for the Project.

RFQ Evaluation Criteria. QSs will be evaluated by the department for shortlisting purposes using the following general criteria: project qualifications and experience, statement of technical approach, and safety qualifications. The specific criteria under the foregoing categories will be identified in the RFQ, as will the relative weighting of the criteria.

Release of RFQ and Due Date. The department currently anticipates that the RFQ will be available on January 17, 2020. Copies of the RFQ will be available at the following website:

QSs will be due by 12:00 p.m. (noon) CST on March 3, 2020, at the address specified in the RFQ.

TRD-202000063
Becky Blewett
Deputy General Counsel
Texas Department of Transportation
Filed: January 8, 2020

Texas Water Development Board

Invitation for Public Comment on Proposed Flood Planning Region Boundaries

The Texas Water Development Board (Board) invites public comment on its proposed flood planning region boundaries that would create 11 flood planning regions in Texas. Board designation of flood planning regions is required under Senate Bill 8, 86th Texas Legislature, which established a new regional and state flood planning process for the state.

The Board invites the public to review these proposed boundaries and provide specific comments regarding any suggestions for changes to the boundaries. In keeping with the bottom-up approach of Senate Bill 8 flood planning, the Board encourages interested parties to work together, to the extent practical, to present a consensus recommendation for any suggested flood planning region boundary changes. Please note that proposed rules related to the implementation of regional and state flood planning under Senate Bill 8 were posted in the December 20, 2019, issue of the Texas Register (44 TexReg 7826) and are available for public comment.

The associated draft documents related to both this flood region boundary proposal and the proposed regional and state flood planning rules may be obtained:
--on the Internet at www.twdb.texas.gov
--by contacting Reem Zoun at (512) 463-7847
--by writing to Texas Water Development Board, P.O. Box 13231, Austin, Texas 78711-3231

Please submit any comments regarding proposed changes and the reasoning for such changes. These comments may be sent via email to public-comment@twdb.texas.gov or to Reem Zoun at the above address or by fax at (512) 936-0889 by February 3, 2020.

Basis for the proposed flood planning region boundaries

In delineating the flood planning region boundaries, the Board started with the statutory language included in Senate Bill 8, which requires the flood planning regions to correspond with river basins. Texas’ 15 major river and 8 coastal basins have been previously delineated by the Board. The dividing lines of these basins follow watershed boundaries as defined by the United States Geological Survey.

In designating flood planning regions, Texas Water Code §16.062(b) allows the Board to divide river basins to avoid having an impractically large area for efficient planning in a flood planning region.

In developing these proposed flood planning regions, coastal basins were combined with adjacent major river basins based on the potential to be influenced by interbasin flooding, ongoing coastal management efforts, and the stream contribution to bays. Smaller river basins were combined with larger basins based on similar types of flooding, relatively small populations, and practical administrative constraints limiting the number of regions that can be adequately supported by the State.

County boundaries were not considered a factor in delineating flood planning region boundaries due to their incongruity with natural watershed boundaries.

In considering potential flood planning region boundaries, the Executive Administrator determined that there were not sufficiently obvious or beneficial demarcations for subdividing river basins and that the benefits of dividing river basins were outweighed by the drawbacks of the potential for discord between upstream and downstream stakeholders regarding negative effects on neighboring areas. Therefore, these proposed boundaries (below), while they do combine some basins, do not split any of the river basins.

As currently proposed, the rules for implementing the regional flood planning process allow regional flood planning groups to designate subgroups or subcommittees to address issues associated with a geographic area smaller than the full flood planning region. Such subgroups must include at least one voting member that represents each of the statutorily required interest categories. The proposed rule also requires that such subgroups or subcommittees bring any information or recommendations to the full regional flood planning group for consideration.
Proposed Flood Planning Region Boundaries

TRD-202000018
Todd Chenoweth
General Counsel
Texas Water Development Board
Filed: January 6, 2020