

# THE ATTORNEY GENERAL

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## Requests for Opinions

### **RQ-0627-KP**

#### **Requestor:**

The Honorable Donna Campbell, M.D.

Chair, Senate Committee on Nominations

Texas State Senate

Post Office Box 12068

Austin, Texas 78711-2068

Re: Eligibility for service as a commissioner on a governing board of an emergency services district under Health & Safety Code § 775.034  
(RQ-0627-KP)

*For further information, please access the website at [www.texasattorneygeneral.gov](http://www.texasattorneygeneral.gov) or call the Opinion Committee at (512) 463-2110.*

TRD-202600317

Justin Gordon  
General Counsel  
Office of the Attorney General  
Filed: January 27, 2026



## Opinions

### **Opinion No. KP-0506**

Ms. Shandra Carter  
Executive Director  
Texas Juvenile Justice Department  
Post Office Box 12757  
Austin, Texas 78701

Re: Office of Independent Ombudsman authority to interview youth and inspect facilities under Chapter 261 of the Human Resources Code (RQ-0583-KP)

### **S U M M A R Y**

The Office of Independent Ombudsman is authorized under subsections 261.101(a)(2) and (a)(3) of the Human Resources Code to interview a child adjudicated for delinquent conduct constituting a felony and committed to the Department who is located at a county pre-adjudication facility.

The Office is also authorized to inspect a county pre-adjudication facility under subsection 261.101(a)(4) if a child adjudicated for delinquent conduct constituting a felony and committed to the Department is placed there by the Department or juvenile probation department. Likewise, the Office may inspect the same under subsection 261.101(f)(1)(D) if the child is placed there by court order.

### **Opinion No. KP-0507**

The Honorable Brad Buckley, DVM  
Chair, House Committee on Public Education Texas  
House of Representatives  
Post Office Box 2910  
Austin, Texas 78768-2910

Re: Village authority to reduce a Local Option Homestead Exemption (RQ-0594-KP)

### **S U M M A R Y**

Subsection 11.13(n-1) of the Tax Code prohibits the governing body of a school district, municipality, or county from repealing or reducing the local option homestead exemption from the amount that was adopted for the 2022 tax year through the 2027 tax year. Thus, the Village of Salado's governing body may not reduce the rate of its local option homestead exemption for fiscal year 2025-2026 from that adopted for the 2022 tax year.

### **Opinion No. KP-0508**

The Honorable Ashley Cain Land  
Chambers County Attorney  
Post Office Box 1200  
Anahuac, Texas 77514

Re: Whether "advanced recycling facilities" engage in "recycling" under Texas law (RQ-0602-KP)

### **S U M M A R Y**

Advanced recycling facilities that use pyrolysis on post-use polymers are engaged in recycling under the Solid Waste Disposal Act.

### **Opinion No. KP-0509**

The Honorable Kelly Hancock  
Acting Comptroller of Public Accounts  
Post Office Box 13528

Austin, Texas 78711-3528

Re: Eligibility of certain private schools to participate in the Texas Education Freedom Accounts program (RQ-0625-KP)

**S U M M A R Y**

Texas Education Code section 29.358(h)(2)'s "other relevant law" provision incorporates by reference other laws that govern the lawful operation of educational service providers and vendors that aspire to participate in the Texas Education Freedom Accounts program. This includes the prohibition on property ownership by transnational criminal organizations as well as the categorical bar on providing material support to foreign terrorist organizations, both of which govern educational service providers and vendors alike. But the Legislature has charged the

Comptroller with the exclusive duty of finding facts on which such "relevant law" can be applied.

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Justin Gordon  
General Counsel  
Office of the Attorney General  
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