This section contains notices of state agency rule review as directed by the Texas Government Code, §2001.039. Included here are proposed rule review notices, which invite public comment to specified rules under review; and adopted rule review notices, which summarize public comment received as part of the review. The complete text of an agency’s rule being reviewed is available in the Texas Administrative Code on the Texas Secretary of State’s website.

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

Proposed Rule Reviews

Texas State Library and Archives Commission
Title 13, Part 1

In accordance with Government Code, §2001.039, the Texas State Library and Archives Commission (commission) files this notice of intention to review and consider for readoption, readoption with amendments, or repeal Title 13 Texas Administrative Code, Part 1, Chapter 6, State Records.

The commission will accept comments regarding whether the reasons for adopting these rules continue to exist. Comments regarding this rule review may be submitted to Sarah Swanson, General Counsel, Texas State Library and Archives Commission, 1201 Brazos Street, P.O. Box 12927, Austin, Texas 78711-2927 or to rules@tsl.texas.gov with the subject line "Rule Review." The deadline for receipt of comments is 30 days after publication of this notice in the Texas Register.

TRD-202100784
Sarah Swanson
General Counsel
Texas State Library and Archives Commission
Filed: February 24, 2021

Texas Education Agency
Title 19, Part 2

The Texas Education Agency (TEA) proposes the review of 19 TAC Chapter 70, Technology-Based Instruction, pursuant to the Texas Government Code, §2001.039. The rules being reviewed by TEA in 19 TAC Chapter 70 are organized under Subchapter AA, Commissioner's Rules Concerning the Texas Virtual School Network (TxVSN).

As required by the Texas Government Code, §2001.039, TEA will accept comments as to whether the reasons for adopting 19 TAC Chapter 70, Subchapter AA, continue to exist.


TRD-202100888
Cristina De La Fuente-Valadez
Director, Rulemaking
Texas Education Agency
Filed: March 3, 2021

State Board for Educator Certification
Title 19, Part 7

The State Board for Educator Certification (SBEC) proposes the review of Title 19, Texas Administrative Code (TAC), Chapter 231, Requirements for Public School Personnel Assignments, pursuant to the Texas Government Code (TGC), §2001.039.

As required by the TGC, §2001.039, the SBEC will accept comments as to whether the reasons for adopting 19 TAC Chapter 231 continue to exist.

The comment period on the review of 19 TAC Chapter 231 begins March 12, 2021, and ends April 12, 2021. A form for submitting public comments on the proposed rule review is available on the TEA website at https://tea.texas.gov/about-tea/laws-and-rules/SBEC_Rules-(TAC)/State_Board_for_Educator_Certification_Rule_Review/. The SBEC will take registered oral and written comments on the review of 19 TAC Chapter 231 at the April 30, 2021 meeting in accordance with the SBEC board operating policies and procedures.

TRD-202100872
Cristina De La Fuente-Valadez
Director, Rulemaking
State Board for Educator Certification
Filed: March 3, 2021

The State Board for Educator Certification (SBEC) proposes the review of Title 19, Texas Administrative Code (TAC), Chapter 245, Certification of Educators from Other Countries, pursuant to the Texas Government Code (TGC), §2001.039.

As required by the TGC, §2001.039, the SBEC will accept comments as to whether the reasons for adopting 19 TAC Chapter 245 continue to exist.

The comment period on the review of 19 TAC Chapter 245 begins March 12, 2021, and ends April 12, 2021. A form for submitting public comments on the proposed rule review is available on the TEA website at https://tea.texas.gov/about-tea/laws-and-rules/SBEC_Rules-(TAC)/State_Board_for_Educator_Certification_Rule_Review/. The SBEC will take registered oral and written comments on the review of 19 TAC Chapter 245 at the April 30, 2021 meeting in accordance with the SBEC board operating policies and procedures.

TRD-202100873
Adopted Rule Reviews
Office of the Attorney General

Title 1, Part 3
Chapter 55
The Office of the Attorney General (OAG) has completed its rule review of 1 TAC Chapter 55, concerning Child Support Enforcement, pursuant to Government Code §2001.039. The OAG published its Notice of Intent to Review these rules in the December 11, 2020, issue of the Texas Register (45 TexReg 8885).

The review assessed whether the reasons for adopting the rules continue to exist. No comments were received regarding this review.

As a result of the review, the OAG finds that the reasons for adopting the rules in Chapter 55 continue to exist and readopts this chapter without changes in accordance with the requirements of Government Code §2001.039. Rules considered during this review may be subsequently revised in accordance with the Texas Administrative Procedure Act.

Chapter 66
The Office of the Attorney General (OAG) has completed its rule review of Texas Administrative Code, 1 TAC Chapter 66, concerning Family Trust Fund Disbursement Procedures, pursuant to Government Code §2001.039. The OAG published its Notice of Intent to Review these rules in the December 11, 2020, issue of the Texas Register (45 TexReg 8885).

The review assessed whether the reasons for adopting the rules continue to exist. No comments were received regarding this review.

As a result of the review, the OAG finds that the reasons for adopting the rules in Chapter 66 continue to exist and readopts this chapter without changes in accordance with the requirements of Government Code §2001.039. Rules considered during this review may be subsequently revised in accordance with the Texas Administrative Procedure Act.

TRD-202100817
Austin Kinghorn
General Counsel
Office of the Attorney General
Filed: February 26, 2021

Texas Board of Professional Engineers and Land Surveyors

Title 22, Part 6
The Texas Board of Professional Engineers and Land Surveyors (board) has completed its review of Texas Administrative Code, Title 22, Part 6, Chapter 131, Organization and Administration. The review was conducted in accordance with Government Code §2001.039. Notice of the review was published in the September 4, 2020, issue of the Texas Register (45 TexReg 6249). No comments were received in response to the notice. The board finds that the reasons for initially adopting the rules reviewed continue to exist and readopts 22 TAC Chapter 131.

TRD-202100826

Lance Kinney, Ph.D., P.E.
Executive Director
Texas Board of Professional Engineers and Land Surveyors
Filed: March 1, 2021

The Texas Board of Professional Engineers and Land Surveyors (board) has completed its review of Texas Administrative Code, Title 22, Part 6, Chapter 133, Licensing. The review was conducted in accordance with Government Code §2001.039. Notice of the review was published in the September 4, 2020, issue of the Texas Register (45 TexReg 6249). No comments were received in response to the notice. The board finds that the reasons for initially adopting the rules reviewed continue to exist and readopts 22 TAC Chapter 133.

TRD-202100827
Lance Kinney, Ph.D., P.E.
Executive Director
Texas Board of Professional Engineers and Land Surveyors
Filed: March 1, 2021

The Texas Board of Professional Engineers and Land Surveyors (board) has completed its review of Texas Administrative Code, Title 22, Part 6, Chapter 135, Firm Registration. The review was conducted in accordance with Government Code §2001.039. Notice of the review was published in the September 4, 2020, issue of the Texas Register (45 TexReg 6249). No comments were received in response to the notice. The board finds that the reasons for initially adopting the rules reviewed continue to exist and readopts 22 TAC Chapter 135.

TRD-202100828
Lance Kinney, Ph.D., P.E.
Executive Director
Texas Board of Professional Engineers and Land Surveyors
Filed: March 1, 2021

The Texas Board of Professional Engineers and Land Surveyors (board) has completed its review of Texas Administrative Code, Title 22, Part 6, Chapter 137, Compliance and Professionalism. The review was conducted in accordance with Government Code §2001.039. Notice of the review was published in the September 4, 2020, issue of the Texas Register (45 TexReg 6250). No comments were received in response to the notice. The board finds that the reasons for initially adopting the rules reviewed continue to exist and readopts 22 TAC Chapter 137.

TRD-202100829
Lance Kinney, Ph.D., P.E.
Executive Director
Texas Board of Professional Engineers and Land Surveyors
Filed: March 1, 2021

The Texas Board of Professional Engineers and Land Surveyors (board) has completed its review of Texas Administrative Code, Title 22, Part 6, Chapter 139, Enforcement. The review was conducted in accordance with Government Code §2001.039. Notice of the review was published in the September 4, 2020, issue of the Texas Register (45 TexReg 6250). No comments were received in response to the notice. The board finds that the reasons for initially adopting the rules reviewed continue to exist and readopts 22 TAC Chapter 139.

TRD-202100830
Lance Kinney, Ph.D., P.E.
Executive Director
Texas Board of Professional Engineers and Land Surveyors
Filed: March 1, 2021