

# REVIEW OF AGENCY RULES

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

Health and Human Services Commission

### Title 26, Part 1

The Texas Health and Human Services Commission (HHSC) proposes to review and consider for re-adoption, revision, or repeal the chapter listed below, in its entirety, contained in Title 26, Part 1, of the Texas Administrative Code (TAC):

Chapter 561, Employee Misconduct Registry

This review is conducted in accordance with the requirements of Texas Government Code §2001.039, which requires state agencies, every four years, to assess whether the initial reasons for adopting a rule continue to exist. After reviewing its rules, the agency will readopt, readopt with amendments, or repeal its rules.

Comments on the review of Chapter 561, Employee Misconduct Registry, may be submitted to HHSC Rules Coordination Office, Mail Code 4102, P.O. Box 13247, Austin, Texas 78711-3247, or by email to hhscrulescoordinationoffice@hhs.texas.gov. When emailing comments, please indicate "Comments on Proposed Rule Review Chapter 561" in the subject line. The deadline for comments is on or before 5:00 p.m. central time on the 31st day after the date this notice is published in the *Texas Register*.

The text of the rule sections being reviewed will not be published but may be found in Title 26, Part 1, of the Texas Administrative Code or on the Secretary of State's website at State Rules and Open Meetings ([www.sos.texas.gov](http://www.sos.texas.gov)).

TRD-202501885

Jessica Miller

Director, Rules Coordination Office

Health and Human Services Commission

Filed: May 29, 2025



Texas State Soil and Water Conservation Board

### Title 31, Part 17

The Texas State Soil and Water Conservation Board (State Board) proposes its notice of intent to review and consider for re-adoption, revision, or repeal 31 Texas Administrative Code, Part 17, Chapter §523.1 and §523.2 Agricultural and Silvicultural Water Quality Management pursuant to the Texas Government Code §2001.039.

The State Board will consider whether the reasons for adopting the rules contained in this chapter continue to exist. As required by the Texas Government Code §2001.039.

The State Board will accept comments as to the reasons for adopting 31 Texas Administrative Code, Part 17, Chapter §523.1 and §523.2 Agricultural and Silvicultural Management.

The comment period on the review of 31 Texas Administrative Code, Part 17, Chapter §523.1 and §523.2 Agricultural and Silvicultural Management begins with the publication in the *Texas Register* and ends 30 days thereafter. Comments regarding this rule review may be submitted to Heather Bounds, Texas State Soil and Water Conservation Board, 1497 Country View Lane, Temple, Texas 76504.

Comments may also be submitted electronically to [hbounds@tssweb.texas.gov](mailto:hbounds@tssweb.texas.gov). Comments should be identified as "State Board Rule Review."

Any proposed amendments as a result of the review will be published in the *Texas Register* in compliance with Texas Government Code, Chapter 2001, and will be open for the required public comment period prior to adoption or repeal by the commission.

TRD-202501883

Heather Bounds

Government Affairs Representative

Texas State Soil and Water Conservation Board

Filed: May 28, 2025



## Adopted Rule Reviews

Texas Education Agency

### Title 19, Part 2

The State Board of Education (SBOE) adopts the review of 19 TAC Chapter 109, Budgeting, Accounting, and Auditing, Subchapter A, Budgeting, Accounting, Financial Reporting, and Auditing for School Districts; Subchapter B, Texas Education Agency Audit Functions; Subchapter C, Adoptions by Reference; and Subchapter D, Uniform Bank Bid or Request for Proposal and Depository Contract, pursuant to Texas Government Code, §2001.039. The SBOE proposed the review of Chapter 109, Subchapters A-D, in the February 28, 2025 issue of the *Texas Register* (50 TexReg 1704).

The SBOE finds the reasons for adopting Chapter 109, Subchapters A-D, continue to exist and readopts the rules. The SBOE received no comments related to the review of Subchapters A-D. At a future meeting, TEA anticipates presenting a proposed amendment to §109.52(c) and (e) to remove outdated references.

This concludes the review of Chapter 109.

TRD-202501889

Cristina De La Fuente-Valadez  
Director, Rulemaking  
Texas Education Agency  
Filed: May 29, 2025



The Texas Education Agency (TEA) adopts the review of 19 TAC Chapter 109, Budgeting, Accounting, and Auditing, Subchapter AA, Commissioner's Rules Concerning Financial Accountability; Subchapter BB, Commissioner's Rules Concerning Financial Exigency; Subchapter CC, Commissioner's Rules Concerning Federal Fiscal Compliance and Reporting; Subchapter DD, Commissioner's Rules Concerning Fiscal Peer Groups; and Subchapter EE, Commissioner's Rules Concerning Financial Accounting Guidelines, pursuant to Texas Government Code, §2001.039. TEA proposed the review of 19 TAC Chapter 109, Subchapters AA-EE, in the February 28, 2025 issue of the *Texas Register* (50 TexReg 1704).

Relating to the review of 19 TAC Chapter 109, Subchapters AA, BB, DD and EE, TEA finds that the reasons for adopting these subchapters

continue to exist and readopts the rules. No changes are necessary as a result of the review.

TEA finds that the reasons for adopting 19 TAC Chapter 109, Subchapter CC, do not continue to exist. TEA anticipates repealing §109.3001, Local Maintenance of Effort, and §109.3003, Indirect Cost Rates, since the provisions are addressed by federal statute and regulations.

TEA received no comments related to the review of Subchapters AA-EE.

TRD-202501888  
Cristina De La Fuente-Valadez  
Director, Rulemaking  
Texas Education Agency  
Filed: May 29, 2025

