

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

Texas Department of Motor Vehicles

Title 43, Part 10

The Texas Department of Motor Vehicles (department) will review and consider whether to readopt, readopt with amendments, or repeal 43 Texas Administrative Code, Chapter 218, Motor Carriers. This review is being conducted pursuant to Government Code, §2001.039.

The board of the Texas Department of Motor Vehicles will assess whether the reasons for initially adopting these rules continue to exist and whether the rules should be repealed, readopted, or readopted with amendments.

If you want to comment on this rule review proposal, submit your written comments by 5:00 p.m. CDT on September 23, 2024. A request for a public hearing must be sent separately from your written comments. Send written comments or hearing requests by email to rules@txdmv.gov or by mail to Office of General Counsel, Texas Department of Motor Vehicles, 4000 Jackson Avenue, Austin, Texas 78731. If a hearing is held, the department will consider written comments and public testimony presented at the hearing.

Proposed changes to sections of Chapter 218 are published in the Proposed Rules section of this issue of the *Texas Register* and are open for a 30-day public comment period.

TRD-202403635

Laura Moriaty

General Counsel

Texas Department of Motor Vehicles

Filed: August 8, 2024



Adopted Rule Reviews

Texas State Board of Pharmacy

Title 22, Part 15

The Texas State Board of Pharmacy adopts the review of Chapter 291, Subchapter D (§§291.71 - 291.77), concerning Pharmacies (Institutional Pharmacy (Class C)), pursuant to the Texas Government Code §2001.039, regarding Agency Review of Existing Rules. The proposed rule review was published in the May 24, 2024, issue of the *Texas Register* (49 TexReg 3818).

No comments were received.

The agency finds the reasons for adopting the rules contained in Chapter 291 continue to exist.

TRD-202403690

Daniel Carroll, Pharm.D.

Executive Director

Texas State Board of Pharmacy

Filed: August 12, 2024



The Texas State Board of Pharmacy adopts the review of Chapter 303 (§§303.1 - 303.3), concerning Destruction of Drugs, pursuant to the Texas Government Code §2001.039, regarding Agency Review of Existing Rules. The proposed rule review was published in the May 24, 2024, issue of the *Texas Register* (49 TexReg 3819).

No comments were received.

The agency finds the reasons for adopting the rules contained in Chapter 303 continue to exist.

TRD-202403691

Daniel Carroll, Pharm.D.

Executive Director

Texas State Board of Pharmacy

Filed: August 12, 2024



Department of State Health Services

Title 25, Part 1

The Texas Health and Human Services Commission (HHSC), on behalf of the Texas Department of State Health Services (DSHS), adopts the review of the chapter below in Title 25, Part 1, of the Texas Administrative Code (TAC):

Chapter 241, Shellfish Sanitation

Notice of the review of this chapter was published in the June 28, 2024, issue of the *Texas Register* (49 TexReg 4811). DSHS received no comments concerning this chapter.

DSHS has reviewed Chapter 241 in accordance with Texas Government Code §2001.039, which requires state agencies to assess, every four years, whether the initial reasons for adopting a rule continue to exist.

The agency determined that the original reasons for adopting all rules in the chapter continue to exist and readopts Chapter 241. Any amendments, if applicable, to Chapter 241 identified by DSHS in the rule review will be proposed in a future issue of the *Texas Register*:

This concludes DSHS' review of 25 TAC Chapter 241 as required by the Texas Government Code §2001.039.

TRD-202403695

Jessica Miller
Director, Rules Coordination Office
Department of State Health Services
Filed: August 13, 2024



Texas Department of Motor Vehicles

Title 43, Part 10

The Texas Department of Motor Vehicles (department) files this notice of readoption of Title 43 Texas Administrative Code (TAC), Part 10, Chapter 208, Employment Practices; and Chapter 223, Compliance and Investigations Division, that was published in the *Texas Register*. The review was conducted pursuant to Government Code, §2001.039.

Notice of the department's intention to review was published in the April 26, 2024, issue of the *Texas Register* (49 TexReg 2790). The department did not receive any comments on the rule review.

As a result of the review, the department readopts Chapter 208 in accordance with the requirements of Government Code, §2001.039, with

no amendments. The department has determined that the reasons for initially adopting the readopted rules continue to exist.

As a result of the review, the department readopts Chapter 223 with amendments, in accordance with the requirements of Government Code, §2001.039. The department has determined that the reasons for initially adopting the readopted rules continue to exist. In this issue of the *Texas Register*, the department adopts amendments and a repeal in Chapter 223 resulting from the rule review.

This concludes the review of Chapter 208, Employment Practices and Chapter 223, Compliance and Investigations Division.

TRD-202403647
Laura Moriarty
General Counsel
Texas Department of Motor Vehicles
Filed: August 9, 2024

