**Comptroller of Public Accounts**

**Notice of Contract Awards**

Notice of Awards: Pursuant to Chapter 403, Chapter 2254, Subchapter A of the Texas Government Code, and Chapter 111, Subchapter A, Section 111.0045 of the Texas Tax Code, Texas Comptroller of Public Accounts ("Comptroller") announces this notice of contract awards.

Comptroller's Request for Qualifications 223b ("RFQ") related to these contract awards was published in the April 12, 2019, issue of *Texas Register* (44 TexReg 1923).

The examiners will provide Professional Contract Examination Services as authorized by Subchapter A, Chapter 111, Section 111.0045 of the Texas Tax Code as described in the Comptroller's RFQ.

Comptroller announces that twenty-three (23) contracts were awarded as follows:

Amin J. Mohd, 2407 Calumet Drive, Sugar Land, Texas 77478-1860. Examinations will be assigned in $64,000-$96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

Dan A. Northern, 2201 Woodland Hills Lane, Weatherford, Texas 76087. Examinations will be assigned in $64,000-$96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

Dibrell P. Dobbs dba State Tax Consulting Group, 2906 Timber Gardens Court, Arlington, Texas 76016. Examinations will be assigned in $64,000-$96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

Fabian Avina, 1106 Knights Cross Drive, San Antonio, Texas 78258-2951. Examinations will be assigned in $64,000-$96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

Flor H. Holmes, 30 Fela Drive, Parlin, New Jersey 08859. Examinations will be assigned in $64,000-$96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

Garrett State Tax Service, Inc., 14970 Country Road 369, Winona, Texas 75792-6012. Examinations will be assigned in $64,000-$96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

Hive City Accounting, LLC, 36 Encino Loma, Beeville, Texas 78102. Examinations will be assigned in $64,000-$96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

Homer Max Wiesen, CPA, 1009 Panhandle Street, Denton, Texas 76201-2841. Examinations will be assigned in $64,000-$96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

Judy Hannah, 14514 W. 3rd Avenue, Golden, Colorado 80401. Examinations will be assigned in $64,000-$96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

KGVG Advisors, LLC, 4204 Far West Blvd., Austin, Texas 78731. Examinations will be assigned in $64,000-$96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

Marina Roy Buenaventura, CPA, 4042 Cheeena Drive, Houston, Texas 77025-4702. Examinations will be assigned in $64,000-$96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

Max Dwain Martino, PC, 550 Westcott, Suite 355, Houston, Texas 77007. Examinations will be assigned in $64,000-$96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

Michelle Duplechain, 1007 Tennyson Drive, Pearland, Texas 77584. Examinations will be assigned in $64,000-$96,000 examination packages per individual examiner but no contract examiner shall have ex-
amination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

Paul Hernandez, 5402 Fairdale Lane, Houston, Texas 77056. Examinations will be assigned in $64,000- $96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

Ramiro J. Garza, 913 Rio Grande Drive, Mission, Texas 78572. Examinations will be assigned in $64,000- $96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

Rfabyan Consulting LLC, 1533 Summerfield Drive, Allen, Texas 7502. Examinations will be assigned in $64,000- $96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

State Tax Consulting, LLC, 1400 Preston Road, Suite 400, Plano, Texas 75093-5189. Examinations will be assigned in $64,000- $96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

Stephanie (Clark) Jackson, 6618 Honeyridge Lane, San Antonio, Texas 78239. Examinations will be assigned in $64,000- $96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

Stites Pybus LLC, 2925 Cuero Cove, Round Rock, Texas 78681. Examinations will be assigned in $64,000- $96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

Terra Hillman, 1121 Hodges Street, Lake Charles, Louisiana 70601. Examinations will be assigned in $64,000- $96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

Vincent Seriale, Jr., 11612 Cross Spring Drive, Pearland, Texas 77584. Examinations will be assigned in $64,000- $96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

Wayne A. Powe, 5501 Independence Pkwy., Suite 107, Plano, Texas 75023. Examinations will be assigned in $64,000- $96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

Yunping Hu, 6705 Via Correto Drive, Austin, Texas 78749. Examinations will be assigned in $64,000- $96,000 examination packages per individual examiner but no contract examiner shall have examination packages totaling more than $192,000 in fees during any one state fiscal year during the contract term. The term of the contract is September 1, 2019, through August 31, 2020, with two (2) one (1) year options to renew.

The twenty-three (23) contracts above are the final awards that the Comptroller will make under this RFQ.

TRD-201902956
Cindy Stapper
Contracts Attorney
Comptroller of Public Accounts
Filed: August 28, 2019

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, 303.005, 303.008, 303.009, 304.003, and 346.101, Texas Finance Code.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 09/02/19 - 09/08/19 is 18% for Consumer/Agricultural/Commercial credit through $250,000.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 09/02/19 - 09/08/19 is 18% for Commercial over $250,000.

The monthly ceiling as prescribed by §303.005(1) for the period of 08/01/19 - 08/31/19 is 18% for Consumer/Agricultural/Commercial credit through $250,000.

The monthly ceiling as prescribed by §303.005 for the period of 08/01/19 - 08/31/19 is 18% for Commercial over $250,000.

The standard quarterly rate as prescribed by §303.008 and §303.009 for the period of 10/01/19 - 12/31/19 is 18% for Consumer/Agricultural/Commercial credit through $250,000.

The standard quarterly rate as prescribed by §303.008 and §303.009 for the period of 10/01/19 - 12/31/19 is 18% for Commercial over $250,000.

The retail credit card quarterly rate as prescribed by §303.009(1) for the period of 10/01/19 - 12/31/19 is 18% for Consumer/Agricultural/Commercial credit through $250,000.

The lender credit card quarterly rate as prescribed by §346.101(1) for the period of 10/01/19 - 12/31/19 is 18% for Consumer/Agricultural/Commercial credit through $250,000.

The standard annual rate as prescribed by §303.008 and §303.009 for the period of 10/01/19 - 12/31/19 is 18% for Consumer/Agricultural/Commercial credit through $250,000.
The standard annual rate as prescribed by §303.008 and §303.009 for the period of 10/01/19 - 12/31/19 is 18% for Commercial over $250,000.

The retail credit card annual rate as prescribed by §303.009 for the period of 10/01/19 - 12/31/19 is 18% for Consumer/Agricultural/Commercial credit through $250,000.

The judgment ceiling as prescribed by §304.003 for the period of 09/01/19 - 09/30/19 is 5.25% for Consumer/Agricultural/Commercial credit through $250,000.

The judgment ceiling as prescribed §304.003 for the period of 09/01/19 - 09/30/19 is 5.25 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.
4 Only for open-end credit as defined in §301.002(14), Texas Finance Code.
TRD-201902919
Leslie Pettijohn
Commissioner
Office of the Consumer Credit Commissioner
Filed: August 27, 2019

Texas Council for Developmental Disabilities

Correction of Error
The Texas Council for Developmental Disabilities submitted to the Office of the Secretary of State, a miscellaneous document on August 14, 2019, to be published in the August 23, 2019, issue of the Texas Register. Due to a Texas Register error this document "Request for Proposals: Texas Council for Developmental Disabilities Policy Fellow Projects" was inadvertently omitted.

This Request for Proposal is published in the September 6, 2019, issue of the Texas Register:
TRD-201902965

Request for Proposals: Research of Substance Use Disorder and People with IDD
The Texas Council for Developmental Disabilities (TCDD) announces the availability of funds for an organization to research the current state of substance use disorder in the intellectual and developmental disabilities (IDD) population.

The intent of offering funding for the project described in this Request for Proposals (RFP) is to expand the amount of information available regarding people with IDD who experience substance use disorder, including opioid misuse. The project would include a review of existing data on substance use and misuse in this population, identify best practices and resources available to address prevention and treatment for individuals with IDD, and recommendations that can be used for the improvement and expansion of existing services.

Eligible applicants that could receive a grant from TCDD would include medical institutions, institutions of higher education, government agencies, nonprofit organizations, or other relevant organizations. Individuals are not eligible to receive a grant.

TCDD has approved funding for one project for up to $125,000 for one year. Funds available for this project are provided to TCDD by the U.S. Department of Health and Human Services, Administration on Intellectual and Developmental Disabilities, pursuant to the Developmental Disabilities Assistance and Bill of Rights Act. Funding for the project is dependent on the results of a review process established by TCDD and on the availability of funds. Non-federal matching funds of at least 10% of the total project costs are required for projects in federally designated poverty areas. Non-federal matching funds of at least 25% of total project costs are required for projects in other areas.

Additional information concerning this RFP may be obtained through DD Suite (www.ddsuite.org). All questions pertaining to this RFP should be directed in writing to Danny Fikac via email at grants2@tcdd.texas.gov. Mr. Fikac may also be reached by telephone at (512) 437-5432.

Deadline: The deadline to submit a proposal is Friday, Nov. 15, 2019. Proposals must be submitted through DD Suite. Proposals will be considered during TCDD's February 2020 Council Meeting (subject to change). Late proposals will not be considered.
TRD-201902931
Beth Stalvey
Executive Director
Texas Council for Developmental Disabilities
Filed: August 28, 2019

Request for Proposals: Texas Council for Developmental Disabilities Policy Fellows Projects
The Texas Council for Developmental Disabilities (TCDD) announces the availability of funds for organizations in Texas to partner with TCDD to hire a TCDD Policy Fellow and provide the skills and connections necessary for the fellow to cultivate a meaningful career in disability policy.

The intent of offering funding for the project described in this Request for Proposals (RFP) is to increase the number of policy professionals with the requisite skills, knowledge, and experience to engage in disability-related policy activities. By providing entities with the funds and support to increase the knowledge and availability of new leaders to take on challenging assignments in public policy, the State of Texas will improve its capacity to create systems change so that people with disabilities are fully included in their communities and exercise control over their own lives. Grantees will hire a fellow and partner with TCDD to provide advanced guidance and technical assistance, and also help the fellow select a mentor who can provide historical knowledge.

Applicants will need to clearly and consistently demonstrate that the focus and goal of their project will be training and guiding the Fellow through the duration of TCDD's funding. Eligible applicants that could receive a grant from TCDD would include nonprofit organizations, government agencies, institutions of higher education, or other relevant organizations.

TCDD has approved funding for up to 10 projects for up to $77,500 per organization for up to two years. Funds available for these projects are provided to TCDD by the U.S. Department of Health and Human Services, Administration on Intellectual and Developmental Disabilities, pursuant to the Developmental Disabilities Assistance and Bill of Rights Act. Funding for the project is dependent on the results of a review process established by TCDD and on the availability of funds. Non-federal matching funds of at least 10% of the total project costs are required for projects in federally designated poverty areas. Non-federal matching funds of at least 25% of total project costs are required for projects in other areas.
Additional information concerning this RFP may be obtained through TCDD's website at www.tcdd.texas.gov. All questions pertaining to this RFP should be directed in writing to Scott Daigle via email at Scott.Daigle@tcdd.texas.gov. Mr. Daigle may also be reached by telephone at (512) 437-5417.

Deadline: Proposals must be submitted through DD Suite (www.ddsuite.org) and will be reviewed by TCDD according to the following schedule: applications received between Aug. 23, 2019, and October 4, 2019, may be reviewed at the November 2019 TCDD Council Meeting; applications received between October 5, 2019, and December 6, 2019, may be reviewed at the February 2020 TCDD Council Meeting. Proposals will not be accepted outside of these due dates.

TRD-201902661
Beth Stalvey
Executive Director
Texas Council for Developmental Disabilities
Filed: August 14, 2019

Texas Education Agency

Request for Applications Concerning the 2020-2021 Principal Residency Cycle 3 Grant

Filing Date. August 28, 2019

Filing Authority. The availability of grant funds under Request for Applications (RFA) #701-18-105 is authorized by the Elementary and Secondary Education Act of 1965 (ESEA), as amended by P.L. 114-95, Every Student Succeeds Act (ESSA), Title II, Part A.

Eligible Applicants. The Texas Education Agency (TEA) is requesting applications under RFA #701-18-105 from eligible applicants: Local educational agencies (LEAs) with at least one campus labeled Improvement Required per the 2019 Accountability Ratings and/or with at least one campus labeled Targeted, Additional Targeted, or Comprehensive per the 2019-2020 Title I Status.

Description. This grant program seeks to provide LEAs with an opportunity to build strong campus leaders and help support internal leadership pipelines through full-time, year-long principal residencies. LEAs that are awarded this grant will (1) identify strong principal residents from among their current staff through a targeted recruitment and selection process; (2) partner with an effective principal educator preparation program (EPP) that provides residents with course content focused on best practices in campus leadership, including a concentrated focus on instructional leadership; (3) design and implement a year-long, full-time residency with a focus on authentic campus-based leadership experiences in partnership with the EPP.

As part of this grant program, LEAs and EPP partners must provide residents with a year-long, full-time residency consisting of (1) sustained and rigorous clinical learning in an authentic school setting; (2) evidence-based coursework focused on best practices in campus leadership, including a concentrated focus on instructional leadership; (3) ongoing support from an effective mentor principal or school leader; (4) authentic leadership opportunities; and (5) an opportunity to practice and be evaluated in a school setting.

Dates of Project. The 2020-2021 Principal Residency Cycle 3 Grant will be implemented during the 2019-2020 and 2020-2021 school years. Applicants should plan for a starting date of no earlier than February 1, 2020, and an ending date of no later than August 30, 2021. Up to two years of continuation funding may be awarded dependent on the availability of funds and the LEAs effective participation in the grant program. The anticipated dates of the two continuation grant periods are September 1, 2021-August 30, 2022, and September 1, 2022-August 30, 2023.

Project Amount. Approximately $5,247,546 is available for funding the 2020-2021 Principal Residency Cycle 3 Grant Program. It is anticipated that approximately 15 grants will be awarded ranging in amounts from $70,000 to $700,000. This project is funded 100 percent with federal funds.

Selection Criteria. Applications will be selected based on the ability of each applicant to carry out all requirements contained in the RFA. Reviewers will evaluate applications based on the overall quality and validity of the proposed grant programs and the extent to which the applications address the primary objectives and intent of the project. Applications must address each requirement as specified in the RFA to be considered for funding. TEA reserves the right to select from the highest-ranking applications those that address all requirements in the RFA.

TEA is not obligated to approve an application, provide funds, or endorse any application submitted in response to this RFA. This RFA does not commit TEA to pay any costs before an application is approved. The issuance of this RFA does not obligate TEA to award a grant or pay any costs incurred in preparing a response.

Requesting the Application. The complete RFA will be posted on the TEA Grant Opportunities web page at http://tea4avoswald.tea.state.tx.us/GrantOpportunities/forms/Grant-ProgramSearch.aspx for viewing and downloading. In the "Search Options" box, select the name of the RFA from the drop-down list. Scroll down to the "Application and Support Information" section to view and download all documents that pertain to this RFA.

Further Information. In order to make sure that no prospective applicant obtains a competitive advantage because of acquisition of information unknown to other prospective applicants, any and all questions must be submitted in writing to Heather.Salaz@tea.texas.gov, TEA email address identified in the program guidelines of the RFA, no later than Monday, October 7, 2019. All questions and the written answers thereto will be posted on the TEA Grant Opportunities web page in the format of Frequently Asked Questions (FAQs) by Monday, October 14, 2019. In the "Search Options" box, select the name of the RFA from the drop-down list. Scroll down to the "Application and Support Information" section to view all documents that pertain to this RFA.

Deadline for Receipt of Applications. Applications must be received in the TEA Document Control Center by 5:00 p.m. (Central Time), Monday, November 11, 2019, to be eligible to be considered for funding. TEA will not accept applications by email. Applications may be delivered to the TEA visitors' reception area on the second floor of the William B. Travis Building, 1701 North Congress Avenue (at 17th Street and North Congress, two blocks north of the Capitol), Austin, Texas 78701 or mailed to Document Control Center, Grants Administration Division, Texas Education Agency, 1701 North Congress Avenue, Austin, Texas 78701-1494.

TRD-201902929
Cristina De La Fuente-Valadez
Director, Rulemaking
Texas Education Agency
Filed: August 28, 2019

Request for Training Programs on the Use of a Bleeding Control Station in Public Schools

Filing Date. August 28, 2019
Description. The Texas Education Agency (TEA) is publishing notification that traumatic injury response programs focused on the use of bleeding control stations may be submitted for review. The purpose of the review process is to assist school districts in meeting requirements of the Texas Education Code (TEC), §38.030, as added by House Bill (HB) 496, 86th Texas Legislature, 2019. New TEC §38.030, requires TEA to approve training for the use of a bleeding control station in the event of an injury to another person. Additionally, TEC, §38.030, requires each school district and open-enrollment charter school to develop a protocol for school employees to follow in the event of a traumatic injury. This protocol must require that the following personnel complete the state-approved training in the use of a bleeding control station: each school district police officer commissioned under TEC, §37.081; each school security personnel employed under TEC, §37.081, who provides security services at a campus; each school resource officer who provides law enforcement at a campus; and all other district or school personnel who may reasonably be expected to use a bleeding control station.

The traumatic injury response protocol must also require each school district and open-enrollment charter school to annually offer instruction on the use of a bleeding control station to students enrolled at the campus in Grade 7 or higher. The instruction must be provided by a school resource officer or other appropriate district or school personnel who has received the state-approved training.

Program Requirements. Any entity that elects to have a training program on the use of a bleeding control station reviewed is invited to send a complete description of the program to TEA for consideration. Eligible programs must be developed or endorsed by either the American College of Surgeons, or a similar organization, or an emergency medicine department of a health-related institution of higher education or a hospital.

Training programs submitted to TEA for review must be in a face-to-face format and may not be provided as an online course. The course of instruction must use nationally recognized, evidence-based guidelines for bleeding control and must incorporate instruction on the psychomotor skills necessary to use a bleeding control station in the event of an injury to another person, including instruction on proper chest seal placement.

In accordance with TEC, §38.030(h), the course of instruction may be designed to be provided by emergency medical technicians, paramedics, law enforcement officers, firefighters, representatives of the organization or institution that developed or endorsed the training, educators, other public school employees, or other similarly qualified individuals. The course of instruction is not required to provide for certification in bleeding control. If the course of instruction does provide for certification in bleeding control, the instructor must be authorized to provide the instruction for the purpose of certification by the organization or institution that developed or endorsed the course of instruction.

Selection Criteria. Selection of qualified traumatic injury response programs will follow a two-step process. A submitted program will first be screened to determine whether the program was developed or endorsed by (1) the American College of Surgeons or a similar organization or (2) the emergency medicine department of a health-related institution of higher education or a hospital. A successfully screened program will then be evaluated for final approval using a rating scale based on the following criteria.

1. The program must be provided as a face-to-face training.
2. The program must use nationally recognized, evidence-based guidelines for bleeding control.
3. The program must incorporate instruction on the psychomotor skills necessary to use a bleeding control station in the event of an injury to another person.
4. The program must include instruction on proper chest seal placement.
5. The program must include how to respond to a deadly injury.
6. The program must include instruction on the challenges of uncontrollable bleeding and the basic principles of how to stop severe bleeding, such as how to compress, control, and pack a severe bleed; how to recognize and care for someone in shock; how to use hemostatic dressing; and how to apply a tourniquet.

Further Information. For clarifying information, contact Barney Fudge, Health and Physical Education Coordinator, Curriculum Standards and Student Support Division, Texas Education Agency, by phone at (512) 463-9581 or by email at HealthandSafety@tea.texas.gov.

Deadline for Receipt of Materials. Materials must be submitted to the Texas Education Agency, Curriculum Standards and Student Support Division, 1701 North Congress Avenue, Austin, Texas 78701 by 5:00 p.m. (Central Time), Friday, September 27, 2019, to be considered on the list of Approved Training Programs on the Use of a Bleeding Control Station. Materials will be reviewed as they are submitted, and TEA will post approved programs to the list of Approved Training Programs on the Use of a Bleeding Control Station. No materials will be returned to submitting entities. Materials will be kept as a reference for staff at the Texas Education Agency.

Issued in Austin, Texas, on August 28, 2019.

TRD-201902932
Cristina De La Fuente-Valadez
Director, Rulemaking
Texas Education Agency
Filed: August 28, 2019

Employees Retirement System of Texas
ERS Contract Award Announcement

This contract award announcement is being submitted by the Employees Retirement System of Texas (ERS) in relation to a contract award to provide hedge fund consulting services. The contractor’s services will include assisting ERS on maintaining and monitoring a hedge fund investment strategy including development of a long-term hedge fund plan, portfolio planning and construction, market and investment analysis, portfolio monitoring and management, and training (Required Services).

The selected contractor is Albourne America LLC., 655 Montgomery Street, Suite 1910, San Francisco, California 94111. The value of the contract is estimated to be $2,940,000.00. The contract was awarded on August 26, 2019, and will be for a term beginning on September 2, 2019, and extending through September 1, 2025, subject to the terms of the contract.

Deliverables will be based on the Required Services and determined by ERS on an annual basis.

TRD-201902930
Gabrielle Schreiber
Director of Procurement and Contract Oversight
Employees Retirement System of Texas
Filed: August 28, 2019
Texas Commission on Environmental Quality

Agreed Orders

The Texas Commission on Environmental Quality (TCEQ, agency, 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 AOs, 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 October 7, 2019. 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 requirements of the statutes 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 October 7, 2019. 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: Alford Rentals, LLC; DOCKET NUMBER: 2019-0713-PWS-E; IDENTIFIER: RN106425580; LOCATION: Stephenville, Erath County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.39(1)(A) and Texas Health and Safety Code, §341.0351, by failing to notify the executive director (ED) and receive an approval prior to making any significant change or addition to the system's production, treatment, storage, pressure maintenance, or distribution facilities; and 30 TAC §290.43(d)(9), by failing to obtain approval of the ED prior to the installation of more than three pressure tanks at one site; PENALTY: $100; ENFORCEMENT COORDINATOR: Steven Hall, (512) 239-2569; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(2) COMPANY: Blanchard Refining Company LLC; DOCKET NUMBER: 2019-0232-AIR-E; IDENTIFIER: RN102553077; LOCATION: Texas City, Galveston County; TYPE OF FACILITY: petroleum refinery; RULES VIOLATED: 30 TAC §§101.20(1) - (3), 115.352(4), 115.783(5), 116.115(c), 116.715(a), and 122.143(4), 40 Code of Federal Regulations (CFR) §§60.482-56a(a)(1), 60.482-6a(a)(1), 61.242-56a(a)(1), and 63.167(a)(1), New Source Review (NSR) Permit Number 2231, Special Conditions (SC) Number 4.E, NSR Permit Number 2315, SC Number 10.E, NSR Permit Number 2609, SC Number 4.E, NSR Permit Number 2612, SC Number 4.E, NSR Permit Number 6488, SC Number 9.E, NSR Permit Number 9606, SC Number 11.E, NSR Permit Numbers 19599 and PSDTX0023, SC Number 9.E, Flexible Permit Numbers 47256 and PSDTX402M3, SC Number 51.E, Federal Operating Permit (FOP) Number O1541, General Terms and Conditions (GTC) and Special Terms and Conditions (STC) Numbers 1.A and 23, and Texas Health and Safety Code (THSC), §382.085(b), by failing to equip each open-ended valve or line with a cap, blind flange, plug, or a second valve; 30 TAC §106.6(b) and §122.143(4), Permit by Rule Registration Number 107970, FOP Number O1541, GTC and STC Number 24, and THSC, §382.085(b), by failing to comply with all representations with regard to construction plans, operating procedures, and maximum emissions rates in any certified registration; 30 TAC §116.110(a) and THSC, §382.051(a) and §382.085(b), by failing to obtain authorization prior to constructing or modifying a source of air contaminants; 30 TAC §116.115(b)(2)(F) and (c) and §122.143(4), NSR Permit Number 2315, SC Number 1, FOP Number O1541, GTC and STC Number 23, and THSC, §382.085(b), by failing to comply with the maximum allowable emissions rates (MAERs) for Heater B-201, Emissions Point Number (EPN) 72; 30 TAC §116.115(b)(2)(F) and (c) and §122.143(4), NSR Permit Number 2612, SC Number 1, FOP Number O1541, GTC and STC Number 23, and THSC, §382.085(b), by failing to comply with the MAERs for the Reactor Charge Heater B601 Heate, EPN 71; 30 TAC §116.115(b)(2)(F) and (c) and §122.143(4), NSR Permit Number 6488, SC Number 1, FOP Number O1541, GTC and STC Number 23, and THSC, §382.085(b), by failing to comply with the MAER for Heaters B-402A, B, and C, EPN 213; 30 TAC §117.310(c)(1)(A) and §122.143(4), FOP Number O1541, GTC and STC Number 1.A, and THSC, §382.085(b), by failing to comply with the concentration limit for Heater B401A, EPN 211; and 30 TAC §122.143(4) and §122.145(2)(A), FOP Number O1541, GTC, and THSC, §382.085(b), by failing to report all instances of deviations; PENALTY: $125,563; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: $62,781; ENFORCEMENT COORDINATOR: Carol McGrath, (210) 403-4063; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3750.

(3) COMPANY: City of Edinburg; DOCKET NUMBER: 2019-0840-MSW-E; IDENTIFIER: RN102080603; LOCATION: Edinburg, Hidalgo County; TYPE OF FACILITY: wastewater treatment plant with an unauthorized municipal solid waste (MSW) disposal site; RULES VIOLATED: 30 TAC §330.15(a) and (c), by failing to not cause, suffer, allow, or permit the unauthorized disposal of MSW; and 30 TAC §330.673(a) and (c), and WCF, §§5.702, by failing to pay outstanding solid waste disposal fees, including any associated late fees, for TCEQ Financial Account Number 0708321; PENALTY: $2,963; ENFORCEMENT COORDINATOR: Tyler Richardson, (512) 239-4872; REGIONAL OFFICE: 1804 West Jefferson Avenue, Harlingen, Texas 78550-5247, (956) 425-6010.

(4) COMPANY: City of Milford; DOCKET NUMBER: 2019-0718-PWS-E; IDENTIFIER: RN101384287; LOCATION: Milford, Ellis County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §§290.42(e)(3)(G), by failing to obtain an exception, in accordance with 30 TAC §290.39(l), prior to using blended water containing free chlorine and water containing chloramines; and 30 TAC §290.46(z), by failing to create a nitrification action plan for all systems distributing chloraminated water; PENALTY: $100; ENFORCEMENT COORDINATOR: Samantha Duncan, (512) 239-2511; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(5) COMPANY: Harris-Fort Bend Counties Municipal Utility District Number 3; DOCKET NUMBER: 2019-0422-PWS-E; IDENTIFIER: RN104910245; LOCATION: Katy, Harris County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §§290.45(b)(1)(D)(iv) and Texas Health and Safety Code, §341.0315(c), by failing to provide an elevated storage tank capacity
of 100 gallons per connection for a system with more than 2,500 connections; PENALTY: $900; ENFORCEMENT COORDINATOR: Juliane Dewar, (512) 239-1001; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(6) COMPANY: J. L. Refrigeration, LLC; DOCKET NUMBER: 2019-0204-PWS-E; IDENTIFIER: RN101270007; LOCATION: Crystal City, Dimmit County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.46(f)(2) and (3)(A)(ii)(III), by failing to maintain water works operation and maintenance records and make them readily available for review by the executive director upon request; and 30 TAC §290.46(s)(1), by failing to calibrate the facility's well meter at least once every three years; PENALTY: $113; ENFORCEMENT COORDINATOR: Epifanio Villarreal, (361) 825-3421; REGIONAL OFFICE: 707 East Calton Road, Suite 304, Laredo, Texas 78041-3887, (956) 791-6611.

(7) COMPANY: Jeffery S. Morris dba Jeff's Tree Service; DOCKET NUMBER: 2019-0612-MLM-E; IDENTIFIER: RN110746245; LOCATION: Jonestown, Travis County; TYPE OF FACILITY: unauthorized recycling facility; RULES VIOLATED: 30 TAC §111.201 and Texas Health and Safety Code, §382.085(b), by failing to not cause, suffer, allow, or permit outdoor burning within the state of Texas; and 30 TAC §328.5(b), by failing to submit a Notice of Intent prior to the commencement of recycling activities; PENALTY: $3,852; ENFORCEMENT COORDINATOR: Ken Moller, (512) 239-6111; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 339-2929.

(8) COMPANY: KWIK CHECK FOOD STORES, INCORPORATED dba Kwik Chek 37; DOCKET NUMBER: 2019-0631-PST-E; IDENTIFIER: RN101562874; LOCATION: Wolfe City, Hunt County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(d)(9)(A)(v) and §334.72, by failing to report a suspected release to the agency within 24 and 72 hours of discovery; and 30 TAC §334.74, by failing to investigate a suspected release of a regulated substance within 30 days of discovery; PENALTY: $48,878; ENFORCEMENT COORDINATOR: Carlos Molina, (512) 239-2557; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(9) COMPANY: Midland Odessa Urban Transit District; DOCKET NUMBER: 2019-0663-PST-E; IDENTIFIER: RN106601768; LOCATION: Midland, Midland County; TYPE OF FACILITY: fleet refueling facility; RULES VIOLATED: 30 TAC §334.50(b)(1)(B) and (2)(A)(ii)(III) and (iii) and TWC, §26.347(a) and (c)(1), by failing to monitor the underground storage tanks (USTs) and piping which were installed after January 1, 2009, for releases at a frequency of at least once every 30 days using interstitial monitoring, and failing to provide release detection for the pressurized piping associated with the UST system; PENALTY: $3,750; ENFORCEMENT COORDINATOR: Tyler Richardson, (512) 239-4872; REGIONAL OFFICE: 9900 West IH-20, Suite 100, Midland, Texas 79706, (432) 570-1359.

(10) COMPANY: Midway Range, LLC; DOCKET NUMBER: 2019-0403-PWS-E; IDENTIFIER: RN101247229; LOCATION: Granbury, Hood County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.41(c)(3)(J), by failing to provide a concrete sealing block that extends at least three feet from the well casing in all directions, is at least six inches thick, and is slope to drain away from the easement at not less than 0.25 inches per foot; 30 TAC §290.41(c)(3)(K), by failing to provide a well casing vent with an opening that is covered with a 16-mesh or finer corrosion-resistant screen, facing downward, elevated, and located so as to minimize the drawing of contaminants into the well; 30 TAC §290.42(I), by failing to compile and maintain a thorough and up-to-date plant operations manual for operator review and reference; 30 TAC §290.43(c)(1), by failing to provide the two ground storage tanks (GSTs) with a gooseneck or roof ventilator designed by an engineer and installed in strict accordance with American Water Works Association standards and equipped with a corrosion-resistant 16-mesh or finer screen; 30 TAC §290.43(c)(3), by failing to provide an overflow discharge opening on the two GSTs with a gravity-hinged and weighted cover that closes automatically and fits tightly with no gap over 1/16 inch, an elastomeric duckbill valve, or other approved device to prevent the entrance of insects and other nuisances; 30 TAC §290.43(c)(4), by failing to provide the two GSTs with a liquid level indicator located at the tank site which is calibrated in feet of water; 30 TAC §290.43(c)(1)(B)(ii) and Texas Health and Safety Code (THSC), §341.0315(c), by failing to provide two or more service pumps having a total capacity of 1.0 gallon per minute per unit; 30 TAC §290.43(c)(1)(B)(iv) and THSC, §341.0315(c), by failing to provide a minimum pressure tank capacity of ten gallons per unit; 30 TAC §290.46(f)(2) and (3)(A)(ii)(III), (B)(iv), and (D)(i)(i), by failing to maintain water works operations and maintenance records and make them readily available for review by the executive director upon request; 30 TAC §290.46(n)(2), by failing to make available an accurate and up-to-date map of the distribution system so that valves and mains can easily be located during emergencies; 30 TAC §290.46(n)(3), by failing to keep on file copies of well completion data as defined in 30 TAC §290.46(n)(3)(A); 30 TAC §334.50(b)(1)(B) as far as the well remains in service; 30 TAC §290.110(d)(1), by failing to measure the free chlorine residual to a maximum accuracy of plus or minus 0.1 milligrams per liter using methods that conform to the requirements of 30 TAC §290.119; and 30 TAC §290.121(a) and (b), by failing to develop and maintain an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the facility will use to comply with monitoring requirements; PENALTY: $1,200; ENFORCEMENT COORDINATOR: Ryan Byer, (512) 239-2571; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(11) COMPANY: Orion Engineered Carbons LLC; DOCKET NUMBER: 2019-0765-AIR-E; IDENTIFIER: RN100209659; LOCATION: Borger, Hutchinson County; TYPE OF FACILITY: carbon black production plant; RULES VIOLATED: 30 TAC §122.143(4) and §122.145(2)(A), Federal Operating Permit (FOP) Number O1661, General Terms and Conditions (GTC), and Texas Health and Safety Code (THSC), §382.085(b), by failing to report all instances of deviations; and 30 TAC §122.143(4) and §122.146(1) and (2), FOP Number O1661, GTC and Special Terms and Conditions Number 12, and THSC, §382.085(b), by failing to certify compliance with the terms and conditions of the permit for at least each 12 month period following initial permit issuance, and failing to submit a permit compliance certification within 30 days of any certification period; PENALTY: $3,263; ENFORCEMENT COORDINATOR: Mackenzie Mehlmann, (512) 239-2572; REGIONAL OFFICE: 3918 Canyon Drive, Amarillo, Texas 79109-4933, (806) 353-9251.

(12) COMPANY: Rohm and Haas Texas Incorporated; DOCKET NUMBER: 2018-1364-AIR-E; IDENTIFIER: RN100223205; LOCATION: Deer Park, Harris County; TYPE OF FACILITY: chemical manufacturing plant; RULES VIOLATED: 30 TAC §§101.20(3), 116.115(b)(2)(F) and (c), and 122.143(4), New Source Review (NSR) Permit Numbers 723 and PSDTX828M1 (effective July 29, 2015 and June 23, 2017), Special Conditions (SC) Number 1, Federal Operating Permit (FOP) Number O2233, General Terms and Conditions (GTC) and Special Terms and Conditions (STC) Number 14, and Texas Health and Safety Code (THSC), §382.085(b), by failing to comply with the maximum allowable emission rate (MAER); 30 TAC §§101.20(3), 116.115(b)(2)(F) and (c), and 122.143(4), NSR Permit Numbers 751 and PSDTX987, SC Number 1, FOP Number O1583, GTC and
STC Number 14, and THSC, §382.085(b), by failing to comply with the MAER; 30 TAC §§101.20(3), 116.115(c), and 122.143(4), NSR Permit Numbers 751 and PSDTX987, SC Number 17, FOP Number O1583, GTC and STC Number 14, and THSC, §382.085(b), by failing to maintain records of the instrument type used to determine sulfur dioxide concentration during maintenance, startup, and shutdown activities; 30 TAC §101.20(3), 116.115(c), and 122.143(4), NSR Permit Numbers 751 and PSDTX987 (effective April 10, 2014), SC Number 20, NSR Permit Numbers 751 and PSDTX987 (effective April 19, 2017), SC Number 22, FOP Number O1583, GTC and STC Number 14, and THSC, §382.085(b), by failing to revalidate the estimated emissions from instrument maintenance annually; 30 TAC §116.115(b)(2)F (c) and (c) §122.143(4), NSR Permit Number 1257A, General Conditions Number 8 and SC Number 1, FOP Number O1583, GTC and STC Number 14, and THSC, §382.085(b), by failing to comply with the MAERs; 30 TAC §116.115(b)(2)F (c) and (c) §122.143(4), NSR Permit Numbers 8838 and N61, General Conditions (GC) Number 8 and SC Number 1, FOP Number O2236, GTC and STC Number 16, and THSC, §382.085(b), by failing to comply with the MAER; 30 TAC §116.115(c) and §122.143(4), NSR Permit Numbers 8838 and N61, SC Number 12.B(2)B, FOP Number O2236, GTC and STC Number 16, and THSC, §382.085(b), by failing to conduct quarterly quality assurance for a continuous emissions monitoring system; 30 TAC §122.143(4) and §122.145(2)(A), FOP Number O1583, GTC, and THSC, §382.085(b), by failing to report all instances of deviations; and 30 TAC §122.143(4) and §122.145(2)(A), FOP Number O2233, GTC, and THSC, §382.085(b), by failing to report all instances of deviations; PENALTY: $39,767; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: $15,907; ENFORCEMENT COORDINATOR: Carol McGrath, (210) 403-4006; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(13) COMPANY: Siddhibinayak Enterprises Inc dba Taylor Food Mart; DOCKET NUMBER: 2019-0447-PSWS-E; IDENTIFIER: RN101549186; LOCATION: Stephenville, Erath County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.106(c), by failing to provide the results of nitrate sampling to the executive director (ED) within the first ten days following the month in which the results are received by the public water system, or the first ten days following the end of the second calendar month in which the results are received by the public water system, whichever occurs first, for the January 1, 2017 - December 31, 2017, monitoring period; 30 TAC §290.109(d)(4)F, by failing to collect, within 24 hours of notification of the routine distribution total coliform-positive sample on October 18, 2018, 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 30 TAC §290.122(c)(2)(A) and (f), by failing to issue a public notification and submit a copy of the public notification, accompanied with a signed Certificate of Delivery, to the ED regarding the failure to report the results of nitrate sampling to the ED for the January 1, 2016 - December 31, 2016, monitoring period; PENALTY: $355; ENFORCEMENT COORDINATOR: Marla Waters, (512) 239-4712; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(14) COMPANY: Sunwest Grocery, LLC; DOCKET NUMBER: 2019-0722-PST-E; IDENTIFIER: RN101556256; LOCATION: Alvarado, Johnson County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.72, by failing to report a suspected release of a regulated substance within 24 hours of discovery, and 30 TAC §334.74, by failing to investigate a suspected release of a regulated substance within 30 days of discovery; PENALTY: $10,526; ENFORCEMENT COORDINATOR: Berenice Munoz, (915) 834-4976; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(15) COMPANY: The Chemours Company FC, LLC; DOCKET NUMBER: 2019-0340-IWD-E; IDENTIFIER: RN101623254; LOCATION: Gregory, San Patricio 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 WQ00001651000, Effluent Limitations and Monitoring Requirements Numbers 1 and 2, Outfall Numbers 001 and 002, by failing to comply with permitted effluent limitations; PENALTY: $30,187; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: $12,075; ENFORCEMENT COORDINATOR: Abigail Lindsey, (512) 239-2576; REGIONAL OFFICE: 6300 Ocean Drive, Suite 1200, Corpus Christi, Texas 78412-5839, (361) 825-3100.

(16) COMPANY: Thomas Steel Drums, Incorporated; DOCKET NUMBER: 2019-0780-AIR-E; IDENTIFIER: RN100688738; LOCATION: Fort Worth, Tarrant County; TYPE OF FACILITY: barrel and drum manufacturing facility; RULES VIOLATED: 30 TAC §116.115(b)(2)(F) and (e), New Source Review Permit Number 49060; General Conditions Number 8 and Special Conditions Number 1, and Texas Health and Safety Code, §382.085(b), by failing to comply with the maximum allowable emissions rates; PENALTY: $9,500; ENFORCEMENT COORDINATOR: Margarita Dennis, (817) 588-5892; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(17) COMPANY: Western Springs Apartments, LP; DOCKET NUMBER: 2019-0799-EAQ-E; IDENTIFIER: RN110527462; LOCATION: Dripping Springs, Hays County; TYPE OF FACILITY: multi-family residential development; RULE VIOLATED: 30 TAC §213.23(a)(1), by failing to obtain approval of an Edwards Aquifer Protection Plan prior to commencing a regulated activity over the Edwards Aquifer Contributing Zone; PENALTY: $6,750; ENFORCEMENT COORDINATOR: Alejandro Laje, (512) 239-2547; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 339-2929.

TRD-201902910
Charmaine Backens
Director, Litigation Division
Texas Commission on Environmental Quality
Filed: August 27, 2019

Amended Notice of Hearing (To change hearing date.)
TEXAS LRG BROWNSVILLE LLC; SOAH Docket No. 582-19-6261; TCEQ Docket No. 2019-0624-AIR; Proposed Permit No. 139561 Application
TEXAS LRG BROWNSVILLE LLC, 2800 North Loop West Suite 910, Houston, Texas 77092-8838, has applied to the Texas Commission on Environmental Quality (TCEQ) for issuance of Proposed Air Quality Permit Number 139561, which would authorize construction of a LNG export terminal located east from Brownsville on State Highway 48. The applicant provided the following directions to the site: From the intersection of State Highway 48 and State Highway 550 continue on State Highway 48 for 12.2 miles, the gate to the location is on the right, Brownsville, Cameron County, Texas 78521. This application was submitted to the TCEQ on March 24, 2016. The proposed facility will emit the following contaminants: nitrogen oxides, carbon monoxide, organic compounds, particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less, sulfur dioxide, and hazardous air pollutants,
including, but not limited to hydrogen sulfide. As a public courtesy, we have provided the following Web page to an online map of the site or the facility’s general location. The online map is not part of the application or the notice: <www.tceq.texas.gov/assets/public/hb610/index.html?lat=26.040833&lng=-97.2325&zoom=13&type=r>. For the exact location, refer to the application.

The TCEQ Executive Director has prepared a draft permit which, if approved, would establish the conditions under which the facility must operate. The Executive Director has made a preliminary decision to issue the permit because it meets all rules and regulations. The permit application, executive director's preliminary decision, and draft permit are available for viewing and copying at the TCEQ central office, the TCEQ Harlingen regional office, and at the Port Isabel Public Library, 213 Yturria Street, Port Isabel, Cameron County, Texas. The facility’s compliance file, if any exists, is available for public review at the TCEQ Harlingen Regional Office, 1804 West Jefferson Avenue, Harlingen, Texas.

CONTESTED CASE HEARING.

The State Office of Administrative Hearings (SOAH) will conduct a formal contested case hearing at:

10:00 a.m. - September 26, 2019

835 East Levee Street, 2nd Floor

Brownsville, Texas 78520

The contested case hearing will be a legal proceeding similar to a civil trial in state district court. The hearing will address the disputed issues of fact identified in the TCEQ order concerning this application issued on June 18, 2019. In addition to these issues, the judge may consider additional issues if certain factors are met.

The hearing will be conducted in accordance with the Chapter 2001, Texas Government Code; Chapter 382, Texas Health and Safety Code; TCEQ rules including 30 Texas Administrative Code (TAC) Chapter 116, Subchapters A and B; and the procedural rules of the TCEQ and SOAH, including 30 TAC Chapter 80 and 1 TAC Chapter 155. The hearing will be held unless all timely hearing requests have been withdrawn or denied.

To request to be a party, you must attend the hearing and show you would be affected by the application in a way not common to the general public. Any person may attend the hearing and request to be a party. Only persons named as parties may participate at the hearing.

MAILING LIST.

You may ask to be placed on a mailing list to obtain additional information on this application by sending a request to the Office of the Chief Clerk at the address below.

AGENCY CONTACTS AND INFORMATION.

Public comments and requests must be submitted either electronically at www.tceq.texas.gov/agency/decisions/cc/comments.html, or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. If you communicate with the TCEQ electronically, please be aware that your email address, like your physical mailing address, will become part of the agency’s public record. For more information about this permit application, the permitting process, or the contested case hearing process, please call the Public Education Program toll free at (800) 687-4040. Si desea información en español, puede llamar al (800) 687-4040. General information regarding the TCEQ may be obtained electronically at www.tceq.texas.gov.

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."

INFORMATION.

If you need more information about the hearing process for this application, please call the Public Education Program, toll free, at (800) 687-4040. General information regarding the TCEQ can be found at www.tceq.texas.gov.

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.

Further information may also be obtained from Texas LNG BROWNSVILLE LLC at the address stated above or by calling Mr. David Glessner, General Manager Permitting at (713) 820-9607.

Issued: August 23, 2019

TRD-201902922

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: August 27, 2019

Enforcement Orders

An agreed order was adopted regarding RBTQ, INC., Docket No. 2017-0596-PWS-E on August 27, 2019, assessing $839 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Adam Taylor, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Garisham Inc dba Family Mart, Docket No. 2018-0450-PST-E on August 27, 2019, assessing $5,250 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Adam Taylor, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Land Investment Ideas, LLC and Texas CornerMart LLC dba Five Points, Docket No. 2018-0536-PST-E on August 27, 2019, assessing $3,375 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Adam Taylor, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Fuel Town, Inc dba Chevron Fuel Town, Docket No. 2018-1390-PST-E on August 27, 2019, assessing $3,375 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Taylor Pearson, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Wasfla Enterprise LLC dba Cypress Plaza 2, Docket No. 2018-1707-PST-E on August 27, 2019, assessing $3,375 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Taylor Pearson, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

TRD-201902921
Enforcement Orders

An agreed order was adopted regarding Dario Jaime Gonzalez dba Dario’s Tire Shop, Docket No. 2017-0137-MSW-E on August 28, 2019, assessing $10,125 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Ian Groetsch, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Donald R. Cole dba Harmony Water System, Docket No. 2017-1058-PWS-E on August 28, 2019, assessing $2,650 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Yuliya Dunaway, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

A default order was adopted regarding 82L, LLC dba Tega Kid’s Superplex, Docket No. 2017-1637-PWS-E on August 28, 2019, assessing $10,912 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Sandra Douglas, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding the City of Corpus Christi, Docket No. 2018-0201-MWD-E on August 28, 2019, assessing $19,689 in administrative penalties with $3,937 deferred. Information concerning any aspect of this order may be obtained by contacting Sandra Douglas, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Exxon Mobil Corporation, Docket No. 2018-0505-AIR-E on August 28, 2019, assessing $13,330 in administrative penalties with $2,666 deferred. Information concerning any aspect of this order may be obtained by contacting Johnnie Wu, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Gavilon Fertilizer, LLC, Docket No. 2018-0571-IHW-E on August 28, 2019, assessing $94,780 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Margarita Darrow, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Nueces County Water Control and Improvement District 3, Docket No. 2018-0618-PWS-E on August 28, 2019, assessing $1,380 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Soraya Bun, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

A default order was adopted regarding Theophilus Goins, Docket No. 2018-0726-PST-E on August 28, 2019, assessing $5,512 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Jake Marx, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding THE CONSOLIDATED WATER SUPPLY CORPORATION, Docket No. 2018-0855-PWS-E on August 28, 2019, assessing $4,491 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Ryan Byer, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

A default order was adopted regarding Javier Maldonado dba Auto Correct Paint and Body Shop, Docket No. 2018-0883-AIR-E on August 28, 2019, assessing $1,312 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Elizabeth Harkrider, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding the City of Stockdale, Docket No. 2018-0956-MWD-E on August 28, 2019, assessing $8,750 in administrative penalties with $1,750 deferred. Information concerning any aspect of this order may be obtained by contacting Steven Van Landingham, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding the City of Coleman, Docket No. 2018-1049-PWS-E on August 28, 2019, assessing $426 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting James Kittel, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Permian frac Sand, LLC, Docket No. 2018-1162-PWS-E on August 28, 2019, assessing $1,684 in administrative penalties with $399 deferred. Information concerning any aspect of this order may be obtained by contacting Michaela Garza, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Blair Water Supply Corporation, Docket No. 2018-1482-PWS-E on August 28, 2019, assessing $405 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Juliane D. Dewar, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

TRD-201902937

Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: August 28, 2019

Notice of Opportunity to Comment on Agreed Orders of Administrative Enforcement Actions
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 AOs, the commission shall allow the public an opportunity to submit written comments on the proposed AOs. TWC, §7.075, requires that notice of 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 October 7, 2019. TWC, §7.075, also requires that the commission promptly consider any written comments received and that the case 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 requirements of the statutes 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 A, 3rd Floor, Austin, Texas 78753, (512) 239-3400 and at the applicable regional office listed as follows. Written comments about an AO should be sent to the attorney designated for the AO at the commission's central office at P.O. Box 13087, MC 175, Austin, Texas 78711-3087 and must be received by 5:00 p.m. on October 7, 2019. Comments may also be sent by facsimile machine to the attorney at (512) 239-3434. The designated attorneys are available to discuss the AOs and/or comment the procedure at the listed phone numbers; however, TWC, §7.075, provides that comments on an AO shall be submitted to the commission in writing.

1) COMPANY: Dale W. Haggard dba Whispering Pines Subdivision; DOCKET NUMBER: 2018-1628-PWS-E; TCEQ ID NUMBER: RN101228161; LOCATION: five miles east of Atlanta on County Road 4793, south of Farm-to-Market Road 249, near Atlanta, Cass County; TYPE OF FACILITY: public water system; RULES VIOLATED: Texas Health and Safety Code, §341.0315(c) and 30 TAC §290.46(d)(2)(A) and §290.110(b)(4), by failing to maintain a disinfectant residual of at least 0.2 milligrams per liter free chlorine throughout the distribution system at all times; PENALTY: $170; STAFF ATTORNEY: Logan Harrell, Litigation Division, MC 175, (512) 239-1439; REGIONAL OFFICE: Tyler Regional Office, 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

2) COMPANY: Robert Thomas Azzarello, Trustee of Robert Thomas Azzarello Trust, dba Pearland Acres Mobile Home Park; DOCKET NUMBER: 2018-0877-PWS-E; TCEQ ID NUMBER: RN101188753; LOCATION: intersection of County Road 128 and County Road 143 off Highway 35 South, Brazoria, Brazoria County; TYPE OF FACILITY: public water system; RULES VIOLATED: 30 TAC §290.46(f)(4), 290.106(e), and 290.122(c)(2)(A) and (f), by failing to provide the results for minerals sampling for the January 1, 2014 - December 31, 2016 monitoring period to the executive director (ED) and failing to provide public notification and submit a copy of the public notification regarding the failure to provide the results for minerals sampling for the January 1, 2014 - December 31, 2016 monitoring period to the executive director (ED) and failing to provide public notification and submit a copy of the public notification regarding the failure to provide the results for minerals sampling for the January 1, 2014 - December 31, 2016 monitoring period; 30 TAC §290.46(f)(4), 290.106(e), and 290.122(c)(2)(A) and (f), by failing to provide the results for nitrate sampling for the January 1, 2015 - December 31, 2015 monitoring period, nitrate sampling for the January 1, 2016 - December 31, 2016 monitoring period and nitrate/nitrite sampling for the January 1, 2017 - December 31, 2017 monitoring period to the ED and failing to provide public notification and submit a copy of the public notification regarding the failure to provide the results for nitrate sampling for the January 1, 2016 - December 31, 2016 monitoring period; 30 TAC §290.46(f)(4) and §290.107(e), by failing to provide the results for synthetic organic chemical (SOC) contaminants (Group SOC 5) sampling to the ED for the January 1, 2011 - December 31, 2016 monitoring period; 30 TAC §§290.46(f)(4), 290.107(e), and 290.122(c)(2)(A) and (f), by failing to provide the results for volatile organic chemical (VOC) contaminants sampling to the ED for the January 1, 2010 - December 31, 2015, the January 1, 2016 - December 31, 2016, and the January 1, 2017 - December 31, 2017 monitoring periods and failing to provide public notification and submit a copy of the public notification regarding the failure to provide the results for VOC contaminants sampling for the January 1, 2016 - December 31, 2016 monitoring period; 30 TAC §§290.46(f)(4), 290.115(e), and 290.122(c)(2)(A) and (f), by failing to provide the results for Stage 2 Disinfection Byproducts (DBP2) sampling to the ED for the January 1, 2015 - December 31, 2015, the January 1, 2016 - December 31, 2016, and the January 1, 2017 - December 31, 2017 monitoring period and failing to provide public notification and submit a copy of the public notification regarding the failure to provide the results of the DBP2 sampling for the January 1, 2015 - December 31, 2015, and the January 1, 2016 - December 31, 2016, 2015 monitoring period; and failing to provide public notification and submit a copy of the public notification regarding the failure to provide the results of metals and SOC contaminants (Methods 504, 515, and 531) sampling for the January 1, 2013 - December 31, 2015 monitoring period and regarding the failure to provide the results of nitrate/nitrite sampling for the January 1, 2015 - December 31, 2015 monitoring period; PENALTY: $1,094; STAFF ATTORNEY: Ryan Rutledge, Litigation Division, MC 175, (512) 239-0630; REGIONAL OFFICE: Houston Regional Office, 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(3) COMPANY: Tyler Petroleum Inc dba Race Runner 6; DOCKET NUMBER: 2018-0181-PST-E; TCEQ ID NUMBER: RN101829794; LOCATION: 2216 east 5th Street, Tyler, Smith County; TYPE OF FACILITY: underground storage tank (UST) system and a convenience store with retail sales of gasoline; RULES VIOLATED: TWC, §26.3475(d) and 30 TAC §334.49(a)(1), by failing to provide corrosion protection for the UST system; PENALTY: $4,875; STAFF ATTORNEY: Taylor Pearson, Litigation Division, MC 175, (512) 239-5937; REGIONAL OFFICE: Tyler Regional Office, 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

TRD-201902901
Charmaime Backens
Director, Litigation Division
Texas Commission on Environmental Quality
Filed: August 26, 2019

Notice of Opportunity to Comment on Default Orders of Administrative Enforcement Actions

The Texas Commission on Environmental Quality (TCEQ or commission) staff is providing an opportunity for written public comment on the listed Default Orders (DOs). The commission staff proposes a DO when the staff has sent the Executive Director's Preliminary Report and Petition (EDPRP) to an entity outlining the alleged violations; the proposed penalty; the proposed technical requirements necessary to bring the entity back into compliance; and the entity fails to request a hearing on the matter within 20 days of its receipt of the EDPRP or requests a hearing and fails to participate at the hearing. Similar to the procedure followed with respect to Agreed Orders entered into by the executive director of the commission, in accordance with Texas Water Code (TWC), §7.075, this notice of the proposed order and the opportunity
to comment is 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 October 7, 2019. The commission will consider any written comments received, and the commission may withdraw or withhold approval of a DO if a comment discloses facts or considerations that indicate that consent to the proposed DO is inappropriate, improper, inadequate, or inconsistent with the requirements of the statutes 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 DO is not required to be published if those changes are made in response to written comments.

A copy of each proposed DO is available for public inspection at both the commission's central office, located at 12100 Park 35 Circle, Building A, 3rd Floor, Austin, Texas 78753, (512) 239-3400 and at the applicable regional office listed as follows. Written comments on the DO should be sent to the attorney designated for the DO at the commission's central office at P.O. Box 13087, MC 175, Austin, Texas 78711-3087 and must be received by 5:00 p.m. on October 7, 2019.

Comments may also be sent by facsimile to the machine at (512) 239-3434. The commission's attorneys are available to discuss the DOs and/or the comment procedure at the listed phone numbers; however, TWC, §7.075, provides that comments on the DOs shall be submitted to the commission in writing.

(1) COMPANY: Bernardo Espinoza dba J.B. Stone Quarry 2; DOCKET NUMBER: 2018-1394-EAQ-E; TCEQ ID NUMBER: RN108876640; LOCATION: 500 Private Road 909, Georgetown, Williamson County; TYPE OF FACILITY: dimensional limestone quarry; RULES VIOLATED: 30 TAC §213.4(k) and Water Pollution Abatement Plan (WPAP) Number 11-14022704, Rock Quarry Operation Pollution Abatement Measures, by failing to comply with an approved WPAP; PENALTY: $9,750; STAFF ATTORNEY: Logan Harrell, Litigation Division, MC 175, (512) 239-1439; REGIONAL OFFICE: Austin Regional Office, 12100 Park 35 Circle, Building A, Room 179, Austin, Texas 78753, (512) 339-2929.

(2) COMPANY: JP80 RV, LLC; DOCKET NUMBER: 2018-1066-PWS-E; TCEQ ID NUMBER: RN110439510; LOCATION: 13923 Highway 60 near Leesville, Gonzales County; TYPE OF FACILITY: public water system; RULES VIOLATED: 30 TAC §290.46(d)(2)(a) and §290.110(b)(4), by failing to operate a portion of the boil water notice (BWN) to the executive director (ED) within 24 hours after issuance by the facility and a signed Certificate of Delivery to the ED within 10 days after issuance of the BWN; Texas Health and Safety Code (THSC), §341.0315(c) and 30 TAC §290.46(d)(2)(a) and §290.110(b)(4), by failing to operate the disinfection equipment to maintain a minimum chlorine residual of 0.2 milligrams per liter; and THSC, §341.035(a) and 30 TAC §290.39(h)(1), by failing to submit plans and specifications to the ED for review and approval prior to the construction of a new public water supply; PENALTY: $350; STAFF ATTORNEY: Logan Harrell, Litigation Division, MC 175, (512) 239-1439; REGIONAL OFFICE: Corpus Christi Regional Office, NRC Building, Suite 1200, 6300 Ocean Drive, Unit 5839, Corpus Christi, Texas 78412-5839, (361) 825-1800

TRD-201902902
Charmaine Backens
Director, Litigation Division
Texas Commission on Environmental Quality
Filed: August 26, 2019

Notice of Opportunity to Comment on Shutdown/Default Order of Administrative Enforcement Actions

The Texas Commission on Environmental Quality (TCEQ or commission) staff is providing an opportunity for written public comment on the listed Shutdown/Default Order (S/DO), Texas Water Code (TWC), §26.3475, authorizes the commission to order the shutdown of any underground storage tank (UST) system found to be noncompliant with release detection, spill and overfill prevention, and/or, after December 22, 1998, cathodic protection regulations of the commission, until such time as the owner/operator brings the UST system into compliance with those regulations. The commission proposes a Shutdown Order after the owner or operator of a UST facility fails to perform required corrective actions within 30 days after receiving notice of the release detection, spill and overfill prevention, and/or after December 22, 1998, cathodic protection violations documented at the facility. The commission proposes a Default Order when the staff has sent an Executive Director's Preliminary Report and Petition (EDPRP) to an entity outlining the alleged violations, the proposed penalty, the proposed technical requirements necessary to bring the entity back into compliance, and the entity fails to request a hearing on the matter within 20 days of its receipt of the EDPRP or requests a hearing and fails to participate at the hearing. In accordance with TWC, §7.075, this notice of the proposed order and the opportunity to comment is 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 October 7, 2019. The commission will consider any written comments received and the commission may withdraw or withhold approval of an S/DO if a comment discloses facts or considerations that indicate that consent to the proposed S/DO is inappropriate, improper, inadequate, or inconsistent with the requirements of the statutes 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 S/DO is not required to be published if those changes are made in response to written comments.

A copy of each proposed S/DO is available for public inspection at both the commission's central office, located at 12100 Park 35 Circle, Building A, 3rd Floor, Austin, Texas 78753, (512) 239-3400 and at the applicable regional office listed as follows. Written comments about the S/DO shall be sent to the attorney designated for the S/DO at the commission's central office at P.O. Box 13087, MC 175, Austin, Texas 78711-3087 and must be received by 5:00 p.m. on October 7, 2019.

Written comments may also be sent by facsimile to the attorney at (512) 239-3434. The commission's attorneys are available to discuss the S/DOs and/or the comment procedure at the listed phone numbers; however, comments on the S/DO shall be submitted to the commission in writing.

(1) COMPANY: SK Alliance Inc dba On the Road 103; DOCKET NUMBER: 2018-0991-PST-E; TCEQ ID NUMBER: RN103730917; LOCATION: 4110 South 1st Street, Lufkin, Angelina County; TYPE OF FACILITY: underground storage tank (UST) system and a convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.10(b)(2), by failing to assure that all UST recordkeeping requirements were met; and TWC, §26.3475(a) and 30 TAC §334.50(b)(2), by failing to provide release detection for the pressurized piping associated with the UST system; PENALTY: $9,424; STAFF ATTORNEY: Kevin Bartz, Litigation Division, MC 175, (512) 239-6225; REGIONAL OFFICE: Beaumont Regional Office, 3870 Eastex Freeway, Beaumont, Texas 77703-1830, (409) 898-3838.

TRD-201902900
Charmaine Backens
Director, Litigation Division
Texas Commission on Environmental Quality
Filed: August 26, 2019

Notice of Opportunity to Comment on Shutdown/Default Order of Administrative Enforcement Actions

44 TexReg 4892 September 6, 2019 Texas Register
Notice of Public Hearing and Comment Period on Proposed Draft Municipal Solid Waste Landfill General Operating Permit

The Texas Commission on Environmental Quality (TCEQ or commission) is providing an opportunity for public comment and a notice and comment hearing (hearing) on the draft Municipal Solid Waste Landfill General Operating Permit (GOP) Number 517. The draft GOP contains revisions based on recent federal and state rule changes, which include updates to the requirements tables; the addition of new requirements tables; and updates to the terms. This renewal also corrects typographical errors and updates language for administrative preferences.

The draft GOP is subject to a 30-day comment period. During the comment period, any person may submit written comments on the draft GOP. The commission will hold a public hearing in Austin on October 7, 2019, at 2:00 p.m. in Building E, Room 2015, TCEQ offices, located at 12100 Park 35 Circle. The hearing will be structured for the receipt of oral or written comments by interested persons. Open discussion will not be permitted during the hearing; however, commission staff members will be available to discuss the draft GOP 30 minutes prior to the hearing and will also be available to answer questions after the hearing.

Persons who have special communication or other accommodation needs who are planning to attend the hearing should contact (800) RELAY-TX (TDD). Requests should be made as far in advance as possible.

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 should reference Non-Rule Project Number 2019-099-OTH-NR. Written comments may be submitted to Ms. Sherry Davis, Texas Commission on Environmental Quality, Office of Air, Air Permits Division, MC 163, P.O. Box 13087, Austin, Texas 78711-3087. The comment period closes October 7, 2019. Copies of the draft GOP may be obtained from the commission website at https://www.tceq.texas.gov/permitting/air/nav/titlev_news.html. For further information, please contact Ms. Davis, at (512) 239-2141. Si desea información en español, puede llamar al (800) 687-4040.

TRD-201902911
Robert Martinez
Director, Environmental Law Division
Texas Commission on Environmental Quality
Filed: August 27, 2019

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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. - September 26, 2019
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 March 5, 2019, concerning assessing administrative penalties against and requiring certain actions of BuckSaver, LLC, for violations in Jefferson County, Texas, of: Tex. Water Code §§26.3475(c)(1) and 30 Texas Administrative Code §§334.50(b)(1)(A), 334.72, and 334.74.

The hearing will allow BuckSaver, LLC, 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 BuckSaver, LLC, 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 BuckSaver, LLC 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.

BuckSaver, LLC, 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. Merculief 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.soahtexas.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: August 27, 2019

TRD-201902923

IN ADDITION September 6, 2019 44 TexReg 4893

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. - September 26, 2019
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 April 8, 2019, concerning assessing administrative penalties against and requiring certain actions of John S. Jones dba John's Tire & Wheels and dba John's Tire Shop, for violations in Tom Green County, Texas, of: Texas Health & Safety Code §361.112(a) and 30 Texas Administrative Code §§328.56(d)(4) and (e), 328.58(a), (c), and (f), 328.60(a), 328.63(d)(3) and (d)(6).

The hearing will allow John S. Jones dba John's Tire & Wheels and dba John's Tire Shop, 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 John S. Jones dba John's Tire & Wheels and dba John's Tire Shop, 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 John S. Jones dba John's Tire & Wheels and dba John's Tire Shop 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. John S. Jones dba John's Tire & Wheels and dba John's Tire Shop, 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 Tracy Chandler, 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.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: August 27, 2019
TRD-201902924
Bridge C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: August 27, 2019


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. - September 26, 2019
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 January 18, 2019, concerning assessing administrative penalties against and requiring certain actions of RZ Traders Inc dba Pride Food Store, for violations in Collin County, Texas, of: Texas Water Code §26.3475(c) and (d), and 30 Texas Administrative Code §§334.49(a)(4) and 334.50(b)(1)(A).

The hearing will allow RZ Traders Inc dba Pride Food Store, 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 RZ Traders Inc dba Pride Food Store, 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 RZ
Traders Inc dba Pride Food Store 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. RZ Traders Inc dba Pride Food Store, 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. Merculief 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.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: August 27, 2019
TRD-201902925
Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: August 27, 2019

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 August 12, 2019, to August 23, 2019. 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 website. The notice was published on the website on Friday, August 30, 2019. The public comment period for this project will close at 5:00 p.m. on Sunday, September 29, 2019.

FEDERAL AGENCY ACTIONS:
Applicant: Harris County Flood Control District (HCFCD)
Location: The proposed Region General Permit (RGP) would be valid in waters of the U.S. utilized as stormwater management facilities under the authority of the HCFCD, in Harris County, Texas.
Latitude & Longitude (NAD 83): N/A
Project Description: To reissue an RGP authorizing the discharge of dredge or fill material associated with performing routine maintenance and emergency repairs to existing stormwater management facilities, under the jurisdiction of the HCFCD. Maintenance includes repair, rehabilitation, and replacement of structural and earthen features, removal of sediment and debris to restore previously authorized cross-sectional configurations, erosion protection, or emergency repairs required as a result of discrete natural events. Temporary construction, access, and dewatering is authorized provided that the associated primary maintenance activity is authorized under the RGP. Only the minimum volume of fill material, needed to accomplish the purpose of each project, would be used.
Type of Application: U.S. Army Corps of Engineers (USACE) permit application # SWG-2009-00123. This application will be reviewed pursuant to Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act.
CMP Project No: 19-1349-F1
Applicant: Florida Gas Transmission, LLC
Location: The project site is located in Galveston Bay, at the area between San Leon and Smith Point, in Galveston County, Texas.
Latitude & Longitude (NAD 83): 29.47210, -94.90004
Project Description: The applicant proposes to lay 8-foot by 20-foot by 4.5-inch articulating revetment mattresses (ACMs), totaling 4.2 acres of fill, over a 24-inch-diameter pipeline crossing Galveston Bay that has shallow cover (less than 36 inches). A barge with crane, materials and material barges, work boats, and project essential personnel and divers will be mobilized to the project site for ACM placement. The crane will lower the mats to the bed of the bay where divers will work to position and place the ACMs atop the areas with shallow cover. The ACMs will overlap one another by 2 feet and be connected to each other with stainless steel worm drive connectors.
Type of Application: U.S. Army Corps of Engineers (USACE) permit application # SWG-2019-00406. This application will be reviewed pursuant to Section 10 of the Rivers and Harbors Act of 1899 and 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: 19-1400-F1
Applicant: Galveston County
Location: The project site is located in the Gulf Intracoastal Waterway, at Yacht Basin Road, in Gilchrist, Galveston County, Texas.

IN ADDITION September 6, 2019 44 TexReg 4895
Latitude & Longitude (NAD 83): 29.514948, -94.512272

Project Description: The applicant proposes to impact 0.26 acres of waters of the United States to facilitate the construction of a bulkhead, placement of rip rap around an existing jetty and shoreline and remove and replace an existing boat ramp and wood dock in the Gulf Intracoastal Waterway. The amount of fill material that is proposed to be discharged for the requested boat dock and ramp facility improvements: 696 cubic yards of rip rap around the existing jetty and shoreline; 18 cubic yards of material for the construction of the bulkhead; 0.16 cubic yards for the installation of two wood docks; 3 cubic yards of material for the removal of an existing dock; 53 cubic yards of concrete for the construction of a boat ramp.

The purpose of the proposed project is to repair and renovate an existing dock and boat ramp facility that has been damaged from past weather events. The applicant's plans are enclosed in 9 sheets.

Type of Application: U.S. Army Corps of Engineers (USACE) permit application # SWG-2001-01549. This application will be reviewed pursuant to Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act.

CMP Project No: 19-1401-F1

Applicant: Marathon Petroleum

Location: The project site is located in the Texas City Ship Canal in West Bay, at 2401 5th Avenue South, in Texas City, Galveston County, Texas.

Latitude & Longitude (NAD 83): 29.368, -94.8927

Project Description: The applicant proposes to discharge 13,000 cubic yards into 0.95 acres of West Bay to facilitate the construction of a 1,500-foot steel sheet pile bulkhead with backfill, 95 linear feet of sheet pile wall, 2 piles and a new emergency boat dock area. The area between the existing shoreline and the proposed bulkhead will be filled throughout with 0.95 acres of fill. The proposed project activity consists of the installation of the 1,500 feet of new steel sheet pile bulkhead, north and south of dock 32/34, with another 165 feet near the proposed emergency boat dock area. The applicant also proposes to remove an existing 1,260-square-foot wooden boat house and replace it with the proposed emergency boat dock area.

Type of Application: U.S. Army Corps of Engineers (USACE) permit application # SWG-2019-00302. This application will be reviewed pursuant to Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act.

CMP Project No: 19-1412-F1

Applicant: City of Corpus Christi

Location: Open water of Packery Channel beginning at the rip rap found on the approach immediately southeast of the State Highway 361 bridge, and extending to the west corner of the bulkhead surrounding the boat ramp parking lot.

Latitude & Longitude (NAD 83): 27.618780, -97.213392

Project Description: The applicant proposes to construct a segmented rock breakwater within Packery Channel that extends from the northwest corner of the Packery Channel boat ramp parking lot to the State Highway 361 Bridge. The proposed segmented rock breakwater will measure approximately 315 feet long and will include one to three gaps, each measuring approximately 20 feet wide. The top of the breakwater (crest) will have a total width of approximately 6 feet at a slope of 3:1 and will be located at approximately +3 feet NAVD88. The breakwater will include 7-foot-wide toe aprons on either side with a slope of 3:1 from the toe to the existing grade, with a total breakwater base width of approximately 50 feet. Construction of the rock breakwater will require the placement of approximately 2,000 cubic yards (CY) of rock material and the mechanical excavation of approximately 1,000 CY of bottom sediments. Excavated material will be temporarily sidecast between the breakwater and the eastern shoreline. Excavated material will then be backfilled over the toe aprons where it will settle into gaps and spaces between the placed rocks. Any surplus material will be placed between the breakwater and eastern shoreline within the area that was significantly scour by Hurricane Harvey.

Type of Application: U.S. Army Corps of Engineers (USACE) permit application # SWG-2019-00479. This application will be reviewed pursuant to Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act (CWA).

CMP Project No: 19-1419-F1

Applicant: Port of Corpus Christi Authority (PCCA)

Location: The proposed Channel Deepening Project (CDP) is located within the existing channel bottom of the Corpus Christi Ship Channel (CCSC) starting at station 110+00 near the southeast side of Harbor Island, traversing easterly through the Aransas Pass, and extending beyond the currently authorized terminus Station -330+00 an additional 29,000 feet terminating out into the Gulf of Mexico at the proposed new Terminus Station -620+00, an approximate distance of 13.8 miles.

Latitude & Longitude (NAD 83): 28.824019, -97.054338

Project Description: The applicant is proposing to deepen a portion of the CCSC to depths that vary from -75 to -77 feet mean lower low water (MLLW), plus 2 feet allowable over dredge, plus 2 feet advanced maintenance dredging, which ultimately totals -79 to -81 feet MLLW. The proposed CDP of the CCSC is approximately 1,778 acres and will create approximately 46 million cubic yards (MCY) of new work dredged material (17.1 MCY of clay and 29.2 MCY of sand). The proposed CDP is needed to accommodate transit of fully laden very large crude carriers (VLCCs) that draft approximately 70 feet. The proposed project does not include widening the channel; however, some minor incidental widening of the channel slopes is expected to meet side slope requirements and to maintain the stability of the channel. The applicant is proposing to dispose of the material in several ways. Approximately 13.8 MCY of the clay portion of the new work dredged material located in the offshore reaches between Stations -620+00 to -72+50 would be placed at CCSC Improvement Project (CCSCIP) New Work (NW) Ocean Dredged Material Disposal Site (ODMDS). The clay portion of new work dredged material from Stations -72+50 to Station 110+00 would be used beneficially where possible to create perimeter dikes.

Regulated Activities for the proposed CDP consists of:

1. Activities subject to Section 10 of the RHA:
   --Deepening a portion of the CCSC between Station 110+00 to the proposed extension Station -620+00 by conducting "new work" dredging activities in navigable waters of the U.S.:
     --Stations 110+00 to -72+00: -79 feet MLLW (-75 feet MLLW plus two feet of advanced maintenance and two feet of allowable overdredge).
     --Stations -72+00 to -330+00: -81 feet MLLW (-77 feet MLLW plus two feet of advanced maintenance and two feet of allowable overdredge).
     --Stations -330+00 to Station -620+00: This section represents the expansion of the CCSC an additional 29,000 feet from Station -330+00. This proposed expansion would be dredged to -81 MLLW (-77 feet MLLW plus two feet of advanced maintenance and two feet of allow-
able overdredge) to reach the -80-foot MLLW bathymetric contour in the Gulf of Mexico.

--The existing Inner Basin at Harbor Island will be expanded as necessary to allow VLCC turning. This modification will also include a flare transition from the CCSC within Aransas Pass to meet the turning basin expansion.

2. Activities subject to Section 404 of the CWA:

--The proposed placement of new work dredged material into waters of the U.S. for Beneficial Use (BU) sites located in and around Corpus Christi and Redfish Bays which also includes the Redfish Bay State Scientific Research Area.

--The dredged material may also be used for dune restoration on San Jose Island (SJI). Proposed feeder berms (B1 - B9) for beach restoration along SJI and Mustang Island are proposed.

3. Activities subject to Section 103 of the MPRSA:

a. Transportation of new work dredged material to the CCSCIP NW ODMDS.

The proposed total estimated adverse impact to special aquatic sites, specifically wetlands, resulting from the placement of dredged material totals 185.9 acres. The proposed adverse impacts to submerged aquatic vegetation total 58.5 acres. As of the date of this Public Notice, the Corps has not received special aquatic site delineations for wetlands or surveys for submerged aquatic vegetation.

**Type of Application:** U.S. Army Corps of Engineers (USACE) permit application # SWG-2019-00067. This application will be reviewed pursuant to Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act (CWA), and Section 103 of the Marine Protection, Research and Sanctuaries Act of 1972. 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:** 19-1420-F1

**Applicant:** Axis Midstream Holdings, LLC

**Location:** The proposed project is located in several towns, waterways, and counties including Taft, Gregory, Ingleside, and Aransas Pass, in San Patricio County, Texas; the Gulf Intracoastal Waterway (GIWW); Redfish Bay; the Corpus Christi Ship Channel (CCSC); and terminates on Harbor Island in Port Aransas, Nueces County, Texas.

**Project Description:** The applicant proposes to construct a series of facilities and pipelines to store, transport, and load crude oil into marine transport vessels. The proposed project components are composed of:

a) The Midway Tank Farm (Midway Facility) located south of the City of Taft, Texas.

b) The Aransas Pass Staging Facility (Aransas Facility) located west of the City of Aransas Pass.

c) A pipeline bundle that would connect the Aransas and Midway Facilities. This pipeline bundle would consist of

--one (1) 2-inch fiber optic;
--one (1) 6-inch gas supply;
--one (1) 16-inch intermix return; and
--two (2) 42-inch crude oil pipelines.

The installation of the proposed Midway to Aransas pipeline bundle would result in 13.94 acres of temporary trench and fill impacts in waters of the United States, including wetlands.

The construction of the proposed Aransas Facility would total 16.8 acres of permanent fill impacts to waters of the U.S., specifically estuarine wetlands mainly comprised of Distichlis spicata (saltgrass) and fringed with Borrichia frutescens (sea oxeye daisy).

The installation of the proposed Aransas to Harbor Island pipeline bundle would result in 18.58 acres of temporary trench and fill impacts to waters of the U.S.; specifically, 7.81 acres to submerged aquatic vegetation (SAV) mainly comprised of Halodule wrightii (shoal grass), 0.002 acres to small stands of Spartina alterniflora (smooth cordgrass), 10.65 acres are to unvegetated tidal sand flats, 0.41 acres are to black mangrove (Avicennia germinans), and 0.11 acres to estuarine wetlands mainly consisting of salt grass and sea oxeye daisy.

No impacts to waters of the United States would result in the construction of the Midway Facility and the upland portion of the Harbor Island Facility. The construction of the vessel berth would result in 70 acres of new work material being dredged and placed onsite for shoreline restoration, beneficial use, and/or in one of the identified and listed placement areas.

**Type of Application:** U.S. Army Corps of Engineers (USACE) permit application # SWG-2018-00789. This application will be reviewed pursuant to Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act (CWA). Note: The consistency review for this project may be conducted by the Texas Railroad Commission as part of its certification under §401 of the Clean Water Act.

**CMP Project No:** 19-1421-F1

Further information on the applications listed above, including a copy of the consistency certifications or consistency determinations for inspection, may be obtained from Ms. Allison Buchten P.O. Box 12873, Austin, Texas 78711-2873, or via email at federal.consistency@glo.texas.gov. Comments should be sent to Ms. Buchten at the above address or by email.

TRD-201902927
Mark A. Havens
Chief Clerk and Deputy Land Commissioner
General Land Office
Filed: August 28, 2019

**Texas Health and Human Services Commission**

Public Notice - Maximum Fees Allowed for Providing Health Care Information - Effective September 1, 2019

The Health and Human Services Commission licenses and regulates the operation of general and special hospitals in accordance with Chapter 241 of the Texas Health and Safety Code. In 1995, the Texas Legislature amended this law to address the release and confidentiality of health care information. In 2009, the Texas Legislature amended the statute again to change the definition of health care information and to add a category of fees for records provided on digital or other electronic media and delivered electronically.
In accordance with Health and Safety Code, §241.154(e), the fee effective as of September 1, 2018, for providing a patient's health care information has been increased by 1.4% to reflect the most recent changes to the consumer price index that measures the average changes in prices of goods and services purchased by urban wage earners and clerical workers as published by the Bureau of Labor Statistics of the United States Department of Labor.

This information is provided only as a courtesy to licensed hospitals. Hospitals are responsible for verifying that fees for health care information are charged in accordance with Health and Safety Code, Chapters 241, 311, and 324.

The current fees relate to the following provisions of the Health and Safety Code, §241.154(b) - (d):

(b) Except as provided by subsection (d), the hospital or its agent may charge a reasonable fee for providing the health care information except payment information and is not required to permit the examination, copying, or release of the information requested until the fee is paid unless there is a medical emergency. The fee may not exceed the sum of:

1. a basic retrieval or processing fee, which must include the fee for providing the first 10 pages of copies and which may not exceed $48.77; and
   (A) a charge for each page of:
   (i) $1.64 for the 11th through the 60th page of provided copies;  
   (ii) $.80 for the 61st through the 400th page of provided copies;  
   (iii) $.44 for any remaining pages of the provided copies; and  
   (B) the actual cost of mailing, shipping, or otherwise delivering the provided copies;

2. if the requested records are stored on microform, a retrieval or processing fee, which must include the fee for providing the first 10 pages of the copies and which may not exceed $74.30; and
   (A) $1.69 per page thereafter; and  
   (B) the actual cost of mailing, shipping, or otherwise delivering the provided copies; or

3. if the requested records are provided on a digital or other electronic medium and the requesting party requests delivery in a digital or electronic medium, including electronic mail:
   (A) a retrieval or processing fee, which may not exceed $88.36; and  
   (B) the actual cost of mailing, shipping, or otherwise delivering the provided copies.

(c) In addition, the hospital or its agent may charge a reasonable fee for:

1. execution of an affidavit or certification of a document, not to exceed the charge authorized by Civil Practice and Remedies Code, §22.004; and

2. written responses to a written set of questions, not to exceed $10.00 for a set.

(d) A hospital may not charge a fee for:

1. providing health care information under subsection (b) to the extent the fee is prohibited under Health and Safety Code, Chapter 161, Subchapter M;

2. a patient to examine the patient's own health care information;

3. providing an itemized statement of billed services to a patient or third-party payer, except as provided under Health and Safety Code, §311.002(f); or

4. health care information relating to treatment or hospitalization for which workers' compensation benefits are being sought, except to the extent permitted under Labor Code, Chapter 408.

The statutes referenced in this notice may be found on the Internet at:


Civil Practice and Remedies Code, http://www.statutes.legis.state.tx.us?link=CP

Should you have questions, you may contact the Health and Human Services Commission, Facility Licensing Group, Mail Code 2835, P.O. Box 149347, Austin, Texas 78714-9347, telephone (512) 834-6648.

TRD-201902865
Karen Ray
Chief Counsel
Texas Health and Human Services Commission

Filed: August 22, 2019

Department of State Health Services
Licensing Actions for Radioactive Materials
During the second half of July, 2019, the Department of State Health Services (Department) has taken actions regarding licenses for the possession and use of radioactive materials as listed in the tables (in alphabetical order by location). The subheading “Location” indicates the city in which the radioactive material may be possessed and/or used. The location listing “Throughout TX [Texas]” indicates that the radioactive material may be used on a temporary basis at locations throughout the state.

In issuing new licenses and amending and renewing existing licenses, the Department’s Radiation Safety Licensing Branch has determined that the applicant has complied with the licensing requirements in Title 25 Texas Administrative Code (TAC), Chapter 289, for the noted action. In granting termination of licenses, the Department has determined that the licensee has complied with the applicable decommissioning requirements of 25 TAC, Chapter 289. In granting exemptions to the licensing requirements of Chapter 289, the Department has determined that the exemption is not prohibited by law and will not result in a significant risk to public health and safety and the environment.

A person affected by the actions published in this notice may request a hearing within 30 days of the publication date. A “person affected” is defined as a person who demonstrates that the person has suffered or will suffer actual injury or economic damage and, if the person is not a local government, is (a) a resident of a county, or a county adjacent to the county, in which radioactive material is or will be located, or (b) doing business or has a legal interest in land in the county or adjacent county. 25 TAC §289.205(b)(15); Health and Safety Code §401.003(15). Requests must be made in writing and should contain the words “hearing request,” the name and address of the person affected by the agency action, the name and license number of the entity that is the subject of the hearing request, a brief statement of how the person is affected by the action what the requestor seeks as the outcome of the hearing, and the name and address of the attorney if the requestor is represented by an attorney.

Send hearing requests by mail to: Hearing Request, Radiation Material Licensing, MC 2835, PO Box 149347, Austin, Texas 78714-9347, or by fax to: 512-834-6690, or by e-mail to: RAMlicensing@dshs.texas.gov.

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AMENDMENTS TO EXISTING LICENSES ISSUED:

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<td>L06832</td>
<td>Houston</td>
<td>16</td>
<td>07/31/19</td>
</tr>
<tr>
<td>Humble</td>
<td>North Houston Heart and Vascular Associates P.A. d/ba Houston Heart and Vascular Associates</td>
<td>L06121</td>
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<td>Huntsville</td>
<td>Pulse Physician Organization P.L.L.C.</td>
<td>L07007</td>
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<td>La Porte</td>
<td>Petrochem Inspection Services Inc. d/ba TUV SUD America Chemical Oil and Gas</td>
<td>L04460</td>
<td>La Porte</td>
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<td>07/25/19</td>
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<td>Lewisville</td>
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<td>L06947</td>
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<td>07/24/19</td>
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<tr>
<td>Port Arthur</td>
<td>Motiva Enterprises L.L.C.</td>
<td>L05211</td>
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<tr>
<td>Round Rock</td>
<td>Scott &amp; White Hospital – Round Rock d/ba Baylor Scott &amp; White Medical Center – Round Rock</td>
<td>L06085</td>
<td>Round Rock</td>
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<td>07/22/19</td>
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<tr>
<td>San Antonio</td>
<td>Christus Santa Rosa Health Care</td>
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<td>San Marcos</td>
<td>Adventist Health System/Sunbelt Inc. d/ba Central Texas Medical Center</td>
<td>L03133</td>
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<td>Sherman</td>
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<tr>
<td>Sunnyvale</td>
<td>Texas Regional Medical Center L.L.C. d/ba Baylor Scott &amp; White Medical Center Sunnyvale</td>
<td>L06692</td>
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<td>Throughout TX</td>
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<td>Advanced Inspection Technologies L.L.C.</td>
<td>L06068</td>
<td>Deer Park</td>
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<tr>
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<tr>
<td>Throughout TX</td>
<td>Radiation Technology Inc.</td>
<td>L04633</td>
<td>Georgetown</td>
<td>36</td>
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TRD-201902858
Barbara L. Klein
General Counsel
Department of State Health Services
Filed: August 22, 2019

**AMENDMENTS TO EXISTING LICENSES ISSUED (continued):**

<table>
<thead>
<tr>
<th>Location of Use/ Possession of Material</th>
<th>Name of Licensed Entity</th>
<th>License Number</th>
<th>City of Licensed Entity</th>
<th>Amendment Number</th>
<th>Date of Action</th>
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<tr>
<td>Throughout TX</td>
<td>C&amp;J Spec Rent Services Inc. dba Casedhole Solutions</td>
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<td>Throughout TX</td>
<td>Micro Motion Inc. dba Roxar</td>
<td>L06760</td>
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<td>La Porte</td>
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<td>Liberty Oilfield Services L.L.C.</td>
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<td>Odessa</td>
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<td>Schlumberger Technology Corporation</td>
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<td>Sugar Land</td>
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<td>The Woodlands</td>
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<td>Waco</td>
<td>Hillcrest Baptist Medical Center dba Baylor Scott &amp; White Medical Center Hillcrest</td>
<td>L00845</td>
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<td>Waco</td>
<td>Ascension Providence</td>
<td>L01638</td>
<td>Waco</td>
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<td>Webster</td>
<td>David S. Hamer M.D., P.A. dba Southeast Houston Cardiology</td>
<td>L05364</td>
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**RENEWAL OF LICENSES ISSUED:**

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<td>Kosse</td>
<td>Luminant Mining Co., L.L.C. dba Luminant</td>
<td>L06177</td>
<td>Kosse</td>
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<tr>
<td>San Antonio</td>
<td>South Texas Blood &amp; Tissue Center</td>
<td>L04381</td>
<td>San Antonio</td>
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<td>San Antonio</td>
<td>The University of Texas Health Science Center at San Antonio</td>
<td>L05217</td>
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<td>CMP Group L.L.C.</td>
<td>L02397</td>
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**TERMINATIONS OF LICENSES ISSUED:**

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<td>Arlington</td>
<td>Texas Health Physicians Group dba Arlington Cancer Center</td>
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<td>07/16/19</td>
</tr>
<tr>
<td>Aransas Pass</td>
<td>North Bay General Hospital Inc. dba Care Regional Medical Center</td>
<td>L03446</td>
<td>Aransas Pass</td>
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Notice of Public Hearing - Implementation of House Bill 3703 Proposed New Rule Relating to Designating Incurable Neurodegenerative Diseases

The Department of State Health Services (DSHS) will hold a public hearing to accept public comments on the proposed new rule to implement House Bill 3703, 86th Legislature, Regular Session, 2019, which

IN ADDITION  September 6, 2019  44 TexReg 4901
amended Texas Occupations Code, Chapter 169, relating to designating incurable neurodegenerative diseases.

The public hearing will be conducted from 1:00 p.m. to 3:00 p.m. on September 11, 2019, at the Department of State Health Services, 1100 West 49th Street, Moreton Building, Room M-100, Austin, Texas 78756. If the time allotted does not accommodate the number of persons who register to speak on or before 3:00 p.m., DSHS will extend the public hearing to accommodate those registrants, however, that extension will only be until 5:00 p.m. on that date.

The public hearing will be structured for the receipt of oral or written comments by interested persons. Individuals may present oral statements when called upon in order of registration. There will be no open discussion during the public hearing. Comment time for each individual will be determined by the total number of persons registered to speak in the time allotted. If time permits, comments will be limited to three minutes per speaker but may be further limited by DSHS if more registrants need to be accommodated.

For additional information, contact Raiza Ruiz, P.O. Box 149347 (Mail Code 1965), Austin, Texas 78714-9347, (512) 776-3829 or raiza.ruiz@dshs.texas.gov.

This hearing is open to the public. No reservations are required and there is no cost to attend this hearing.

Persons with disabilities who plan to attend this meeting and require auxiliary aids or services are asked to contact Carolyn Barrett at (512) 776-7688 or Carolyn.pittman@dshs.texas.gov, 72 hours prior to the meeting so that appropriate arrangements may be made.

TRD-201902926
Barbara L. Klein
General Counsel
Department of State Health Services
Filed: August 28, 2019

Texas Department of Housing and Community Affairs

Public Notice of Demolition/Reconstruction of Case De Mañana Apartments

Casa de Mañana Apartments is a 99-unit affordable multifamily complex located on 6.5 acres at 4702 Old Brownsville Rd., Corpus Christi, Texas. The 46-year-old complex consists of 25 1-bdrm, 20 2-bdrm, 39 3-bdrm units and 15 4-bdrm units. The same number and type of units will be reconstructed at the same location on a one-for-one basis. Demolition will begin in November 2019, and all units are anticipated to be reconstructed by January 2021. Residents will be temporarily relocated for 12 months or less. Funding is provided through Wells Fargo debt and Low Income Housing Tax Credit (LIHTC) equity with HOME funding provided by TDHCA and the City of Corpus Christi, along with an owner loan and contractor loyalty contribution. All 99 units will remain lower income dwelling units for 35 years from the date of initial occupancy as recorded in the Development’s HOME and LIHTC Land Use Restriction Agreements.

Public Comment Period

Starts at 8:00 a.m., Austin local time on September 6, 2019.

Ends at 5:00 p.m., Austin local time on September 20, 2019.

Comments received after 5:00 p.m., Austin local time on September 20, 2019, will not be accepted.

Written comments may be submitted to:
Texas Department of Housing and Community Affairs
Attn: Carmen Roldan, Casa de Mañana Apartments
P.O. Box 13941 Austin, Texas 78711-3941
Email: carmen.roldan@tdhca.state.tx.us

Written comments may be submitted in hard copy or email formats within the designated public comment period. Those making public comment are encouraged to reference the specific rule, policy, or plan related to their comment, as well as a specific reference or cite associated with each comment.

Please be aware that all comments submitted to the TDHCA will be considered public information.

Las personas que no pueden hablar, leer, escribir o entender el idioma inglés pueden llamar al (512) 475-3800 o al número de llamada gratuita (800) 525-0657 para solicitar asistencia con la traducción de documentos, eventos u otra información del Departamento de Vivienda y Asuntos Comunitarios de Texas (Texas Department of Housing and Community Affairs).

Quédese en la línea y permanezca en silencio durante nuestras indicaciones automatizadas de voz en inglés hasta que un representante responda. El representante lo pondrá en espera y le comunicará con un intérprete para ayudarle con su llamada.

TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS

Street Address: 221 East 11th Street, Austin, Texas 78701
Mailing Address: P.O. Box 13941, Austin, Texas 78711-3941
Main Number: (512) 475-3800
Toll Free: (800) 525-0657
Email: info@tdhca.state.tx.us
Web: www.tdhca.state.tx.us

Location of lower-income dwelling units that will be demolished
TRD-201902959
Bobby Wilkinson
Executive Director
Texas Department of Housing and Community Affairs
Filed: August 28, 2019

Texas Department of Insurance
Company Licensing
Application to do business in the state of Texas for Triple-S Vida Inc., a foreign life, accident and/or health company. The home office is in San Juan, Puerto Rico.

Application to do business in the state of Texas for DB Insurance Co., Ltd (U.S. Branch), a foreign fire and/or casualty company. The home office is in Honolulu, Hawaii.

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-201902928
James Person
General Counsel
Texas Department of Insurance
Filed: August 28, 2019

Texas Lottery Commission
Scratch Ticket Game Number 2196 "Monopoly™ 100X"

1.0 Name and Style of Scratch Ticket Game.
A. The name of Scratch Ticket Game No. 2196 is "MONOPOLY™ 100X". The play style is "key number match".

1.1 Price of Scratch Ticket Game.
A. Tickets for Scratch Ticket Game No. 2196 shall be $10.00 per Scratch Ticket.

1.2 Definitions in Scratch Ticket Game No. 2196.
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 on positive except for dual-image games. The possible black Play Symbols are: 01, 02, 03, 04, 05, 06, 07, 08, 09, 11, 12, 13, 14, 15, 16, 17, 18, 19, 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, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 10X SYMBOL, 20X SYMBOL, 100X SYMBOL, $10.00, $15.00, $20.00, $25.00, $30.00, $50.00, $100, $200, $500, $1,000, $10,000, $50,000 and $500,000.
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:
<table>
<thead>
<tr>
<th>PLAY SYMBOL</th>
<th>CAPTION</th>
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<tbody>
<tr>
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<tr>
<td>02</td>
<td>TWO</td>
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<tr>
<td>03</td>
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<td>FIV</td>
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<td>06</td>
<td>SIX</td>
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<tr>
<td>07</td>
<td>SVN</td>
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<td>TRET</td>
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</table>
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.

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<td>0000000000000</td>
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</table>

| 0000000000000 | TEN$         |
| 0000000000000 | FFN$         |
| 0000000000000 | TWY$         |
| 0000000000000 | TWFV$        |
| 0000000000000 | TRTY$        |
| 0000000000000 | FFTY$        |
| 0000000000000 | ONHHN        |
| 0000000000000 | TOHHN        |
| 0000000000000 | FVHN         |
| 0000000000000 | ONTH         |
| 0000000000000 | 10TH         |
| 0000000000000 | 50TH         |
| 0000000000000 | 500TH        |

IN ADDITION  September 6, 2019  44 TexReg 4905
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 (2196), a seven (7) digit Pack number, and a three (3) digit Ticket number. Ticket numbers start with 001 and end with 050 within each Pack. The format will be: 2196-0000001-001.

H. Pack - A Pack of the "MONOPOLY™ 100X" Scratch Ticket Game contains 050 Tickets, packed in plastic shrink-wrapping and fanfolded in pages of one (1). The back of Ticket 001 will be shown on the front of the Pack; the back of Ticket 050 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.

I. Non-Winning 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 - A Texas Lottery "MONOPOLY™ 100X" Scratch Ticket Game No. 2196.

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 "MONOPOLY™ 100X" Scratch Ticket Game is determined once the latex on the Scratch Ticket is scratched off to expose fifty-six (56) 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 "10X" Play Symbol, the player wins 10 TIMES the prize for that symbol. If the player reveals a "20X" Play Symbol, the player wins 20 TIMES the prize for that symbol. If the player reveals a "100X" Play Symbol, the player wins 100 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 fifty-six (56) 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 counterfeit 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 fifty-six (56) 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 fifty-six (56) Play Symbols must be exactly one of those described in Section 1.2.C of these Game Procedures;
17. Each of the fifty-six (56) 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 shall 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. The top Prize Symbol will appear on every Ticket, unless restricted by other parameters, play action or prize structure.
C. No prize amount in a non-winning spot will correspond with the YOUR NUMBERS Play Symbol (i.e., 15 and $15).

D. No matching non-winning YOUR NUMBERS Play Symbols on a Ticket, unless restricted by other parameters, play action or prize structure.

E. No matching WINNING NUMBERS Play Symbols on a Ticket, unless restricted by other parameters, play action or prize structure.

F. A non-winning Prize Symbol will never match a winning Prize Symbol.

G. A Ticket may have up to five (5) matching non-winning Prize Symbols, unless restricted by other parameters, play action or prize structure.

H. The "10X" (WINX10) Play Symbol will only appear on intended winning Tickets, as dictated by the prize structure.

I. The "20X" (WINX20) Play Symbol will only appear on intended winning Tickets, as dictated by the prize structure.

J. The "100X" (WINX100) Play Symbol will only appear on intended winning Tickets, as dictated by the prize structure.

2.3 Procedure for Claiming Prizes.

A. To claim a "MONOPOLY™ 100X" Scratch Ticket Game prize of $10.00, $20.00, $30.00, $50.00, $100, $200 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 $30.00 $50.00, $100, $200 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 "MONOPOLY™ 100X" Scratch Ticket Game prize of $1,000, $10,000, $50,000 or $500,000, 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 "MONOPOLY™ 100X" 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.

F. If a person is indebted or owes delinquent taxes to the State, and is selected as a winner in a promotional second-chance drawing, the debt to the State must be paid within 30 days of notification or the prize will be awarded to an Alternate.

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 for 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 "MONOPOLY™ 100X" 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 "MONOPOLY™ 100X" 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 Game 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.

2.9 Promotional Second-Chance Drawings. Any Non-Winning "MONOPOLY™ 100X" Scratch Ticket may be entered into one (1) of five (5) promotional drawings for a chance to win a promotional second-chance drawing prize. See instructions on the back of the Scratch Ticket for information on eligibility and entry requirements.

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 Ticket Prizes. There will be approximately 13,080,000 Scratch Tickets in the Scratch Ticket Game No. 2196. The approximate number and value of prizes in the game are as follows:

Figure 2: GAME NO. 2196 - 4.0

<table>
<thead>
<tr>
<th>Prize Amount</th>
<th>Approximate Number of Winners*</th>
<th>Approximate Odds are 1 in</th>
</tr>
</thead>
<tbody>
<tr>
<td>$10</td>
<td>1,569,600</td>
<td>8.33</td>
</tr>
<tr>
<td>$20</td>
<td>784,800</td>
<td>16.67</td>
</tr>
<tr>
<td>$30</td>
<td>523,200</td>
<td>25.00</td>
</tr>
<tr>
<td>$50</td>
<td>392,400</td>
<td>33.33</td>
</tr>
<tr>
<td>$100</td>
<td>130,800</td>
<td>100.00</td>
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<tr>
<td>$200</td>
<td>25,942</td>
<td>504.20</td>
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<tr>
<td>$500</td>
<td>4,360</td>
<td>3,000.00</td>
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<tr>
<td>$1,000</td>
<td>654</td>
<td>20,000.00</td>
</tr>
<tr>
<td>$10,000</td>
<td>8</td>
<td>1,635,000.00</td>
</tr>
<tr>
<td>$50,000</td>
<td>4</td>
<td>3,270,000.00</td>
</tr>
<tr>
<td>$500,000</td>
<td>6</td>
<td>2,180,000.00</td>
</tr>
</tbody>
</table>

*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 3.81. The individual odds of winning for a particular prize level may vary based on sales, distribution, testing, and number of prizes claimed.

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

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. 2196 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 Game 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. 2196, 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-201902903
North Central Texas Council of Governments

Request for Proposals for the 2020 North Central Texas Regional Transit On-Board Survey

The North Central Texas Council of Governments (NCTCOG) is requesting written proposals from consultant firms to conduct the 2020 North Central Texas Regional Transit On-Board Survey. The goal of this project is to conduct a Regional Transit Travel Survey which would encompass all fixed bus routes, streetcar, GoLink, light rail, and commuter rail of the three major transit agencies in the Dallas/Fort Worth region: Dallas Area Rapid Transit (DART), Fort Worth Transportation Authority d/b/a Trinity Metro (Trinity Metro), and Denton County Transportation Authority (DCTA) in 2020. The purpose of the survey is to provide updated information regarding the transit users' travel patterns and trip-making behavior to assist the transit agencies in their planning process and for use in NCTCOG's Dallas-Fort Worth Regional Travel Model. The most recent transit travel survey for these agencies was a regional onboard survey effort conducted in 2014.

Proposals must be received no later than 5:00 p.m. Central Time, on Friday, October 4, 2019, to Kathleen Yu, Principal Transportation System Modeler, North Central Texas Council of Governments, 616 Six Flags Drive, Arlington, Texas 76011. The Request for Proposals will be available at www.nctcog.org/rfp by the close of business on Friday, September 6, 2019.

NCTCOG encourages participation by disadvantaged business enterprises and does not discriminate on the basis of age, race, color, religion, sex, national origin, or disability.

Workforce Solutions Deep East Texas

Request for Quote 19-390 Marketing and Creative Services

The Deep East Texas Local Workforce Development Board, Inc. d/b/a Workforce Solutions Deep East Texas (Board) is seeking marketing and creative services. Deadline for submitting a Proposal is September 27, 2019, at 5:00 p.m. The Request for Proposal (RFQ 19-390) is available at www.detwork.org or by submitting a request to: Karen Stubblefield, Bus. Dev., DETLWDB, 415 S. First St., Suite 110 B Lufkin, Texas 75901, phone (936) 639-8898, fax (936) 633-7491, or email kstubblefield@detwork.org.

IN ADDITION  September 6, 2019  44 TexReg 4909