

# IN ADDITION

The *Texas Register* is required by statute to publish certain documents, including applications to purchase control of state banks, notices of rate ceilings issued by the Office of Consumer Credit Commissioner, and consultant proposal requests and awards. State agencies also may publish other notices of general interest as space permits.

## Comptroller of Public Accounts

Addition - Local Sales Tax Rate Changes Effective April 2016

### LOCAL SALES TAX RATE CHANGES EFFECTIVE April 1, 2016

Addition to the Local Sales Tax Rate Changes Effective April 1, 2016

An additional 1/4 percent city sales and use tax for Municipal Street Maintenance and Repair as permitted under Chapter 327 of the Texas Tax Code will become effective April 1, 2015 in the cities listed below.

<u>CITY NAME</u>	<u>LOCAL CODE</u>	<u>LOCAL RATE</u>	<u>TOTAL RATE</u>
Helotes (Bexar Co)	2015227	.017500	.080000

TRD-201601377  
Don Neal  
Chief Deputy General Counsel  
Comptroller of Public Accounts  
Filed: March 23, 2016



### Concho Valley Workforce Development Board

Public Notice: Request for Proposal

Concho Valley Workforce Development Board (CVWDB) is seeking qualified parties to submit proposals for staffing and management of its workforce center (Workforce Solutions), incorporating at a minimum Childcare Services, Workforce Innovation and Opportunity Act (WIOA) programs, Choices/Temporary Assistance to Needy Families (TANF), and Supplemental Nutrition Assistance Program Employment and Training (SNAP E&T). Interested parties may obtain a copy of the RFP by visiting the website at <http://www.cvworkforce.org/Bids.aspx?CatID=17> on or after March 22, 2016.

Proposals will be accepted until 5:00 p.m. CDST, May 12, 2016, at the office of CVWDB, 36 E. Twohig Ave., Suite 805, San Angelo, Texas 76903. A conference will be held on April 7, 2016, at 9:30 a.m. CDST at the Cactus Hotel, 36 E. Twohig Ave., Green Room on 2nd floor, San Angelo, Texas 76903, to answer questions for any party interested in submitting a Proposal. Attendees must provide verbal commitment to Proposers' Conference by 5:00 p.m. CDST, April 1, 2016, at (325) 655-2005 Ext. 300. CVWDB reserves the right to accept or reject any or all proposals.

TRD-201601302  
Mike Buck  
Executive Director  
Concho Valley Workforce Development Board  
Filed: March 21, 2016



### 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, 303.009 and 304.003, Texas Finance Code.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 03/28/16 - 04/03/16 is 18% for Consumer<sup>1</sup>/Agricultural/Commercial<sup>2</sup> credit through \$250,000.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 03/28/16 - 04/03/16 is 18% for Commercial over \$250,000.

The judgment ceiling as prescribed by §304.003 for the period of 04/01/16 - 04/30/16 is 5.00% for Consumer/Agricultural/Commercial credit through \$250,000.

The judgment ceiling as prescribed by §304.003 for the period of 04/01/16 - 04/30/16 is 5.00% for Commercial over \$250,000.

<sup>1</sup> Credit for personal, family or household use.

<sup>2</sup> Credit for business, commercial, investment or other similar purpose.

TRD-201601361  
Leslie L. Pettijohn  
Commissioner  
Office of Consumer Credit Commissioner  
Filed: March 22, 2016



### 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 pub-

lic 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 May 2, 2016. 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 May 2, 2016. Written comments may also be sent by facsimile machine to the enforcement coordinator at (512) 239-2550. The commission 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: Austin Equipment Company, LC; DOCKET NUMBER: 2015-1438-AIR-E; IDENTIFIER: RN104085717; LOCATION: Jarrell, Williamson County; TYPE OF FACILITY: limestone quarry; RULES VIOLATED: 30 TAC §116.110(a) and Texas Health and Safety Code (THSC), §382.0518(a) and §382.085(b), by failing to submit a permit renewal application for a rock crusher at least six months prior to the expiration of the permit; and 30 TAC §101.5 and THSC, §382.085(b), by failing to prevent excessive fugitive emissions from causing a traffic hazard; PENALTY: \$10,500; ENFORCEMENT COORDINATOR: Kingsley Coppinger, (512) 239-6581; REGIONAL OFFICE: 12100 Park 35 Circle, Building A, Austin, Texas 78753, (512) 339-2929.

(2) COMPANY: City of Mansfield; DOCKET NUMBER: 2016-0070-WQ-E; IDENTIFIER: RN103098638; LOCATION: Mansfield, Tarrant County; TYPE OF FACILITY: wastewater collection system; RULE VIOLATED: TWC, §26.121(a)(1), by failing to prevent the unauthorized discharge of untreated wastewater into or adjacent to any water in the state; PENALTY: \$4,875; ENFORCEMENT COORDINATOR: Melissa Castro, (512) 239-0855; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(3) COMPANY: City of Skellytown; DOCKET NUMBER: 2015-1769-PWS-E; IDENTIFIER: RN102675006; LOCATION: Skellytown, Carson County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.117(c)(2)(C) and (i)(1) and §290.122(c)(2)(A) and (f), by failing to collect lead and copper tap samples at the required five sample sites, have the samples analyzed at an approved laboratory, and submit the results to the executive director (ED), and failing to provide public notification and submit a copy of the public notification to the ED regarding the failure to collect lead and copper samples; 30 TAC §290.271(b) and §290.274(a) and (c), by failing to mail or directly deliver one copy of the Consumer Confidence Report (CCR) to each bill paying customer by July 1st of each year, and failing to submit to the TCEQ by July 1st of each year a copy of the annual CCR and certification that the CCR has been distributed to the customers of the facility, and that the information

in the CCR is correct and consistent with the compliance monitoring data; 30 TAC §290.117(c)(2)(B) and (i)(1), by failing to collect lead and copper tap samples at the required five sample sites, have the samples analyzed at an approved laboratory, and submit the results to the ED; 30 TAC §290.110(e)(4)(A) and (f)(3) and §290.122(c)(2)(A) and (f), by failing to submit a Disinfectant Level Quarterly Operating Report (DLQOR) to the ED each quarter by the tenth day of the month following the end of each quarter, and by failing to provide public notification regarding the failure to submit a DLQOR to ED and submit a copy of the public notice to the ED; and 30 TAC §290.122(c)(2)(A) and (f), by failing to provide public notification and submit a copy of the public notification to the ED regarding the failure to submit a DLQOR; PENALTY: \$907; ENFORCEMENT COORDINATOR: Steven Hall, (512) 239-2569; REGIONAL OFFICE: 3918 Canyon Drive, Amarillo, Texas 79109-4933, (806) 353-9251.

(4) COMPANY: ExxonMobil Oil Corporation; DOCKET NUMBER: 2015-1793-AIR-E; IDENTIFIER: RN100542844; LOCATION: Beaumont, Jefferson County; TYPE OF FACILITY: chemical plant; RULES VIOLATED: 30 TAC §§101.20(3), 116.115(b)(2)(F) and (c), and 122.143(4), Texas Health and Safety Code, §382.085(b), Federal Operating Permit Number O2292, Special Terms and Conditions Number 25, and New Source Review Permit Numbers 83702, PSDTX843, PSDTX860, and PAL15, Special Conditions Numbers 1 and 22, by failing to limit operating hours to 672 hours per rolling 12-month period and to comply with the annual allowable emissions rates per rolling 12-month period for the Paraxylene Flare, Emissions Point Number 11FLR-9601; PENALTY: \$14,063; Supplemental Environmental Project offset amount of \$5,625; ENFORCEMENT COORDINATOR: Rajesh Acharya, (512) 239-0577; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(5) COMPANY: IESI TX Landfill LP; DOCKET NUMBER: 2015-1686-MSW-E; IDENTIFIER: RN100825462; LOCATION: Alvarado, Johnson County; TYPE OF FACILITY: Type I municipal solid waste (MSW) landfill; RULES VIOLATED: 30 TAC §330.121(a) and §330.133(b) and MSW Permit Number 1417B, Site Operating Plan Sections 4.2.2 and 4.2.3, Appendix C, Section 3.3(e), Appendix E, Sections 3.3 and 8.2.1, by failing to prevent the unloading of waste in unauthorized areas at the facility; PENALTY: \$7,875; Supplemental Environmental Project offset amount of \$3,150; ENFORCEMENT COORDINATOR: Margarita Dennis, (817) 588-5892; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(6) COMPANY: Jackson County; DOCKET NUMBER: 2015-1511-MSW-E; IDENTIFIER: RN102081551; LOCATION: Edna, Jackson County; TYPE OF FACILITY: Type V municipal solid waste (MSW) processing facility; RULES VIOLATED: 30 TAC §30.213(a) and §305.125(1) and MSW Permit Number 2181, Site Operating Plan (SOP) Part IV, Training Requirements, by failing to employ at least one licensed individual who supervises or manages the operation of a MSW facility; 30 TAC §305.125(1) and MSW Permit Number 2181, SOP Part IV, Facility Inspections and Maintenance Table 3, by failing to comply with all permit conditions relating to facility inspections and maintenance; 30 TAC §§305.125(1), 330.221(c) and 330.247, and MSW Permit Number 2181, SOP Part IV, Training Requirements and Fire Protection, by failing to ensure that all personnel are properly trained and are operating the facility as required by the permit; and 30 TAC §305.125(1) and §330.231 and MSW Permit Number 2181, SOP Part IV, Facility Sign, by failing to ensure that the facility sign contained all the required information; PENALTY: \$19,563; Supplemental Environmental Project offset amount of \$15,651; ENFORCEMENT COORDINATOR: Margarita Dennis, (817) 588-5892;

REGIONAL OFFICE: 6300 Ocean Drive, Suite 1200, Corpus Christi, Texas 78412-5503, (361) 825-3100.

(7) COMPANY: Monarch Utilities I L.P.; DOCKET NUMBER: 2016-0183-PWS-E; IDENTIFIER: RN101380889; LOCATION: Mabank, Henderson County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.115(f)(1) and Texas Health and Safety Code, §341.0315(c), by failing to comply with the maximum contaminant level of 0.080 milligrams per liter for total trihalomethanes, based on the locational running annual average; PENALTY: \$351; ENFORCEMENT COORDINATOR: Jessica Schildwachter, (512) 239-2617; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(8) COMPANY: Orange County Water Control and Improvement District Number 2; DOCKET NUMBER: 2015-1801-MWD-E; IDENTIFIER: RN101614030; LOCATION: Orange, Orange County; TYPE OF FACILITY: wastewater treatment facility; RULES VIOLATED: TWC, §26.121(a)(1), 30 TAC §305.125(1), and Texas Pollutant Discharge Elimination System Permit Number WQ0010240001, Effluent Limitations and Monitoring Requirements Numbers 1 and 2, by failing to comply with permitted effluent limits; PENALTY: \$11,775; ENFORCEMENT COORDINATOR: Ronica Rodriguez, (512) 239-2601; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(9) COMPANY: SHUJAT HOLDING COMPANY dba Freeway Express; DOCKET NUMBER: 2015-1629-PST-E; IDENTIFIER: RN102036704; LOCATION: Vidor, Orange County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.7(d)(3) and §334.8(c)(4)(C), by failing to renew the underground storage tank (UST) delivery certificate and notify the agency of any change or additional information regarding the UST system within 30 days after change in ownership of the Station; 30 TAC §334.8(c)(5)(A)(i) and TWC, §26.3467(a), by failing to make available to a common carrier a valid, current TCEQ delivery certificate before accepting delivery of a regulated substance into the USTs; 30 TAC §37.815(a) and (b), by failing to demonstrate acceptable financial assurance for taking corrective action and for compensating third parties for bodily injury and property damage caused by accidental releases arising from the operation of petroleum USTs; 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(c)(1), by failing to monitor the USTs for releases at a frequency of at least once every month; 30 TAC §334.6(a)(2) and (b)(1)(C), by failing to submit a construction notification form before returning the UST system to service or altering vapor and product piping; 30 TAC §115.241(b)(4) and Texas Health and Safety Code, §382.085(b), by failing to submit the Stage II decommissioning checklist and submittal form with applicable results to the TCEQ no later than ten calendar days after the decommissioning activity at the Station; and 30 TAC §334.46(i)(2)(B)(iii), by failing to maintain records of any site features or UST system components which have been added, revised, changed, modified, or removed subsequent to the preparation of the original drawings or plans; PENALTY: \$10,690; ENFORCEMENT COORDINATOR: John Fennell, (512) 239-2616; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(10) COMPANY: SILVERLAKE CHURCH; DOCKET NUMBER: 2015-1698-PWS-E; IDENTIFIER: RN101244986; LOCATION: Pearland, Brazoria County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.122(c)(2)(A) and (f), by failing to timely issue public notification and submit a copy of the public notification to the executive director (ED) regarding the failure to collect routine coliform, and failing to issue public notification and submit a copy of the public notification to the ED regarding the failure to submit a Disinfectant Level Quarterly Operating Report

(DLQOR) to the ED; 30 TAC §290.110(e)(4)(A) and (f)(3) and §290.122(c)(2)(A) and (f), by failing to submit a DLQOR to the ED each quarter by the tenth day of the month following the end of each quarter and failing to timely issue public notification and submit a copy of the public notification to the ED regarding the failure to submit a DLQOR; 30 TAC §290.109(c)(3)(A)(ii), by failing to collect a set of repeat distribution total coliform samples within 24 hours of being notified of a total coliform-positive sample result on a routine sample; and 30 TAC §290.122(b)(2)(B) and (f), by failing to issue public notification and submit a copy of the public notification to the ED regarding the failure to comply with the maximum contaminant level for total coliform; PENALTY: \$1,415; ENFORCEMENT COORDINATOR: Steven Hall, (512) 239-2569; REGIONAL OFFICE: 5425 Polk Avenue, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(11) COMPANY: Targa Midstream Services LLC; DOCKET NUMBER: 2015-1677-AIR-E; IDENTIFIER: RN100222900; LOCATION: Mont Belvieu, Chambers County; TYPE OF FACILITY: natural gas liquids processor plant; RULES VIOLATED: 30 TAC §116.115(b)(2)(F) and (c), New Source Review Permit (NSR) Number 5452, Special Conditions (SC) Number 1, NSR Permit Number 56431, SC Number 1, and Texas Health and Safety Code, §382.085(b), by failing to prevent unauthorized emissions; PENALTY: \$25,000; Supplemental Environmental Project offset amount of \$12,500; ENFORCEMENT COORDINATOR: Carol McGrath, (210) 403-4063; REGIONAL OFFICE: 5425 Polk Avenue, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(12) COMPANY: United Copper Industries, Incorporated; DOCKET NUMBER: 2015-1757-AIR-E; IDENTIFIER: RN100683531; LOCATION: Denton, Denton County; TYPE OF FACILITY: copper wire manufacturing plant; RULES VIOLATED: 30 TAC §122.143(4) and §122.146(2), Texas Health and Safety Code, §382.085(b), and Federal Operating Permit Number O2828, General Terms and Conditions, by failing to submit a permit compliance certification within 30 days after the end of the certification period; PENALTY: \$3,413; ENFORCEMENT COORDINATOR: Jessica Schildwachter, (512) 239-2617; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(13) COMPANY: WATER NECESSITIES, INCORPORATED; DOCKET NUMBER: 2015-1772-PWS-E; IDENTIFIER: RN101229847; LOCATION: Lumberton, Hardin County; TYPE OF FACILITY: public water supply; RULE VIOLATED: 30 TAC §§290.272, 290.273, and 290.274(a) and (c), by failing to meet the adequacy, availability, and/or content requirements for the Consumer Confidence Report (CCR); 30 TAC §290.110(e)(4)(A) and (f)(2) and (3), by failing to submit a Disinfectant Level Quarterly Operating Report (DLQOR) to the ED each quarter by the tenth day of the month following the end of the quarter; 30 TAC §290.109(c)(4)(B), by failing to collect raw groundwater source *Escherichia coli* samples from each active source within 24 hours of notification of a distribution total coliform-positive result on a routine sample; 30 TAC §290.117(c)(2)(C) and (i)(1), by failing to collect lead and copper samples at the required five sample sites, have the samples analyzed at an approved laboratory, and submit the results to the ED; 30 TAC §290.122(c)(2)(A) and (f), by failing to provide public notification and submit a copy of the public notification to the ED regarding the failure to submit DLQORs; and 30 TAC §290.271(b) and §290.274(a) and (c), by failing to mail or directly deliver one copy of the CCR to each bill paying customer and failed to submit a copy of the CCR to the ED; PENALTY: \$1,089; ENFORCEMENT COORDINATOR: Sarah Kim, (512) 239-4728; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

TRD-201601358



## Enforcement Orders

An agreed order was adopted regarding City of Deport, Docket No. 2015-1674-PWS-E on March 22, 2016 assessing \$235 in administrative penalties with \$47 deferred.

Information concerning any aspect of this order may be obtained by contacting Yuliya Dunaway, Enforcement Coordinator at (210) 403-4077, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding SUBA BUSINESS LLC dba Speedo Gas Food Store, Docket No. 2015-1669-PST-E on March 22, 2016 assessing \$4,125 in administrative penalties with \$825 deferred.

Information concerning any aspect of this order may be obtained by contacting Catherine Grutsch, Enforcement Coordinator at (512) 239-2607, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding GoPetro Transport LLC, Docket No. 2015-1704-PST-E on March 22, 2016 assessing \$3,100 in administrative penalties with \$620 deferred.

Information concerning any aspect of this order may be obtained by contacting Catherine Grutsch, Enforcement Coordinator at (512) 239-2607, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding COASTAL TRANSPORT CO., INC., Docket No. 2015-1717-PST-E on March 22, 2016 assessing \$1,350 in administrative penalties with \$270 deferred.

Information concerning any aspect of this order may be obtained by contacting James Baldwin, Enforcement Coordinator at (512) 239-1337, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

A field citation was adopted regarding J&T Legend Homes Abilene, LLC, Docket No. 2016-0054-WQ-E on March 22, 2016 assessing \$875 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Larry Butler, Enforcement Coordinator at (512) 239-2543, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Dumas, Docket No. 2015-0115-MWD-E on March 22, 2016 assessing \$3,562 in administrative penalties with \$712 deferred.

Information concerning any aspect of this order may be obtained by contacting Christopher Bost, Enforcement Coordinator at (512) 239-4575, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Pearsall, Docket No. 2015-0130-MWD-E on March 22, 2016 assessing \$2,863 in administrative penalties with \$572 deferred.

Information concerning any aspect of this order may be obtained by contacting Jason Fraley, Enforcement Coordinator at (512) 239-2552, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Nerro Supply, LLC, Docket No. 2015-0286-IWD-E on March 22, 2016 assessing \$5,625 in administrative penalties with \$1,125 deferred.

Information concerning any aspect of this order may be obtained by contacting Jennifer Graves, Enforcement Coordinator at (956) 430-6023, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding HEART O' TEXAS COUNCIL OF THE BOY SCOUTS OF AMERICA, Docket No. 2015-0825-PWS-E on March 22, 2016 assessing \$2,230 in administrative penalties with \$446 deferred.

Information concerning any aspect of this order may be obtained by contacting Michaelle Garza, Enforcement Coordinator at (210) 403-4076, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding VADHWANI ENTERPRISES INC., Docket No. 2015-0950-PWS-E on March 22, 2016 assessing \$2,016 in administrative penalties with \$403 deferred.

Information concerning any aspect of this order may be obtained by contacting Epifanio Villareal, Enforcement Coordinator at (361) 825-3425, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Sterling Shipyard, LP, Docket No. 2015-1246-AIR-E on March 22, 2016 assessing \$3,750 in administrative penalties with \$750 deferred.

Information concerning any aspect of this order may be obtained by contacting David Carney, Enforcement Coordinator at (512) 239-2583, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Stazz Fortune Inc dba 24 Seven 14, Docket No. 2015-1272-PST-E on March 22, 2016 assessing \$6,000 in administrative penalties with \$1,200 deferred.

Information concerning any aspect of this order may be obtained by contacting Danielle Porras, Enforcement Coordinator at (713) 767-3682, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Chevron Phillips Chemical Company LP, Docket No. 2015-1353-AIR-E on March 22, 2016 assessing \$6,450 in administrative penalties with \$1,290 deferred.

Information concerning any aspect of this order may be obtained by contacting Jennifer Nguyen, Enforcement Coordinator at (512) 239-6160, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Enbridge Pipelines (Texas Gathering) L.P., Docket No. 2015-1376-AIR-E on March 22, 2016 assessing \$2,888 in administrative penalties with \$577 deferred.

Information concerning any aspect of this order may be obtained by contacting Carol McGrath, Enforcement Coordinator at (210) 403-4063, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Willis, Docket No. 2015-1421-MWD-E on March 22, 2016 assessing \$1,500 in administrative penalties with \$300 deferred.

Information concerning any aspect of this order may be obtained by contacting James Boyle, Enforcement Coordinator at (512) 239-2527, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding SPADE WATER SUPPLY CORPORATION, Docket No. 2015-1442-PWS-E on March 22, 2016 assessing \$565 in administrative penalties with \$113 deferred.

Information concerning any aspect of this order may be obtained by contacting Ryan Byer, Enforcement Coordinator at (512) 239-2571, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Baytex USA Development, LLC, Docket No. 2015-1458-AIR-E on March 22, 2016 assessing \$3,375 in administrative penalties with \$675 deferred.

Information concerning any aspect of this order may be obtained by contacting Jessica Schildwachter, Enforcement Coordinator at (512) 239-2617, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding TPC Group LLC, Docket No. 2015-1465-AIR-E on March 22, 2016 assessing \$3,563 in administrative penalties with \$712 deferred.

Information concerning any aspect of this order may be obtained by contacting Rebecca Boyett, Enforcement Coordinator at (512) 239-2503, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Austin White Lime Company, Docket No. 2015-1486-AIR-E on March 22, 2016 assessing \$5,401 in administrative penalties with \$1,080 deferred.

Information concerning any aspect of this order may be obtained by contacting Jennifer Nguyen, Enforcement Coordinator at (512) 239-6160, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding CAPE CARANCAHUA WATER SUPPLY CORPORATION, Docket No. 2015-1509-PWS-E on March 22, 2016 assessing \$50 in administrative penalties with \$10 deferred.

Information concerning any aspect of this order may be obtained by contacting James Fisher, Enforcement Coordinator at (512) 239-2537, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Ravenna-Nunnelee Water Supply Corporation, Docket No. 2015-1537-PWS-E on March 22, 2016 assessing \$210 in administrative penalties with \$42 deferred.

Information concerning any aspect of this order may be obtained by contacting Jason Fraley, Enforcement Coordinator at (512) 239-2552, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

TRD-201601373

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: March 23, 2016



Notice of Application and Public Hearing for an Air Quality Standard Permit for a Concrete Batch Plant with Enhanced Controls Proposed Air Quality Registration Number 138938

APPLICATION. Frank Bartel Transportation, Inc., P.O. Box 827, Aubrey, Texas 76227-0827 has applied to the Texas Commission on Environmental Quality (TCEQ) for an Air Quality Standard Permit for a Concrete Batch Plant with Enhanced Controls Registration Number

138938 to authorize the operation of a concrete batch plant. The facility is proposed to be located at 8901 Stewart Road, Aubrey, Denton County, Texas 76227. This application is being processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code Chapter 101, Subchapter J. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application. <http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=33.26578&lng=-96.97445&zoom=13&type=r>. This application was submitted to the TCEQ on February 18, 2016. The primary function of this plant is to manufacture concrete by mixing materials including (but not limited to) sand, aggregate, cement and water. The executive director has determined the application was technically complete on March 9, 2016.

**PUBLIC COMMENT/PUBLIC HEARING.** Public written comments about this application may be submitted at any time during the public comment period. The public comment period begins on the first date notice is published and extends to the close of the public hearing. Public comments may be submitted either in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087 or electronically at [www.tceq.texas.gov/about/comments.html](http://www.tceq.texas.gov/about/comments.html). If you choose to 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.

A public hearing has been scheduled, that will consist of two parts, an informal discussion period and a formal comment period. During the informal discussion period, the public is encouraged to ask questions of the applicant and TCEQ staff concerning the application, but comments made during the informal period will not be considered by the executive director before reaching a decision on the permit, and no formal response will be made to the informal comments. During the formal comment period, members of the public may state their comments into the official record. Written comments about this application may also be submitted at any time during the hearing. The purpose of a public hearing is to provide the opportunity to submit written comments or an oral statement about the application. The public hearing is not an evidentiary proceeding.

The Public Hearing is to be held:

Monday, April 25, 2016, at 6:00 p.m.

Green Valley School Historical Society

6900 Farm-to-Market Road 2153

Aubrey, Texas 76226

**RESPONSE TO COMMENTS.** A written response to all formal comments will be prepared by the executive director after the comment period closes. The response, along with the executive director's decision on the application, will be mailed to everyone who submitted public comments and the response to comments will be posted in the permit file for viewing.

The executive director shall approve or deny the application not later than 35 days after the date of the public hearing, considering all comments received within the comment period, and base this decision on whether the application meets the requirements of the standard permit.

**CENTRAL/REGIONAL OFFICE.** The application will be available for viewing and copying at the TCEQ Central Office and the TCEQ Dallas/Fort Worth Regional Office, located at 2309 Gravel Drive, Fort Worth, Texas 76118-6951, during the hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, beginning the first day of publication of this notice.

INFORMATION. If you need more information about this permit application or the permitting process, please call the Public Education Program toll free at (800) 687-4040. Si desea información en español, puede llamar al (800) 687-4040.

Further information may also be obtained from Frank Bartel Transportation, Inc., P.O. Box 827, Aubrey, Texas 76227-0827, or by calling Mr. Jim Sayles, Consultant, Logos Environmental at (512) 964-6685.

Notice Issuance Date: March 18, 2016

TRD-201601362

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: March 22, 2016



### Notice of Deletion of the Woodward Industries, Inc. Proposed State Superfund Site from Its Proposed-for-Listing Status on the State Superfund Registry

The executive director (ED) of the Texas Commission on Environmental Quality (TCEQ) is issuing this notice of deletion of the Woodward Industries, Inc. proposed state Superfund site (the site) from its proposed-for-listing status on the state Superfund registry (registry). The registry is the list of state Superfund sites which may constitute an imminent and substantial endangerment to public health and safety or the environment due to a release or threatened release of hazardous substances into the environment. The site is being deleted from the registry because the ED has determined that due to the removal actions performed by the TCEQ, the site no longer presents such an endangerment. Therefore, the site is eligible for deletion from the state registry of Superfund sites as provided by 30 Texas Administrative Code (TAC) §335.344(c). Notice of this deletion will be filed in the real property records in Nacogdoches County.

The site was originally proposed for listing on the state Superfund registry in the March 2, 2007, issue of the *Texas Register* (32 TexReg 1139). The site, including all land, structures, appurtenances, and other improvements, is located at 403 County Road 816, Nacogdoches, Nacogdoches County, Texas. The site also included any areas where hazardous substances had come to be located as a result, either directly or indirectly, of releases of hazardous substances from the site.

In accordance with 30 TAC §335.344(b), the TCEQ held a public meeting to receive comment on this proposed deletion from the registry on December 15, 2015, at the Nacogdoches County Exposition and Civic Center, 3805 NW Stallings Drive, Nacogdoches, Texas. The TCEQ's notice regarding this public meeting and background information for the site was published in the November 6, 2015, issue of the *Texas Register* (40 TexReg 7914). The notice was also published in the Nacogdoches *Daily Sentinel* newspaper on November 6, 2015.

The complete public file, including a transcript of the public meeting, may be viewed during regular business hours at the TCEQ's Central File Room Customer Service Center, Mail Code 213, Building E, Room 103, First Floor, 12100 Park 35 Circle, Austin, Texas 78753. Phone: (800) 633-9363 or (512) 239-2900. Fees are charged for photocopying information.

TRD-201601359

Kathleen C. Decker

Director, Litigation Division

Texas Commission on Environmental Quality

Filed: March 22, 2016



### Notice of Water Quality Application

The following notice was issued on March 16, 2016.

The following does not require publication in a newspaper. Written comments or requests for a public meeting may be submitted to the Office of the Chief Clerk, Mail Code 105, P.O. Box 13087, Austin, Texas 78711-3087 WITHIN (30) DAYS OF THE ISSUED DATE OF THE NOTICE.

### INFORMATION SECTION

Petra Nova CCS I LLC which proposes to operate the Petra Nova Carbon Capture Plant, to capture carbon dioxide from coal combustion flue gas and compress it for use in enhanced oil recovery and carbon sequestration, has applied to the Texas Commission on Environmental Quality for a minor amendment without renewal to Texas Pollutant Discharge Elimination System Permit No. WQ0005142000 to postpone initial sampling, analysis, and submittal as required in Other Requirement No. 5; to clarify that testing required in Other Requirement No. 5 is to occur 60 days after initial discharge that is representative of regular operations; to postpone monitoring and reporting requirements and submittal of monthly discharge monitoring reports for Outfalls 001, 101, 201, and 301 during the startup (re-commercial operation) phase until the discharge is representative of regular operations; and to add a new Other Requirement to supersede and replace No. 1 Self-Reporting, Paragraph 1 of Monitoring and Reporting Requirements. The draft permit authorizes the discharge of previously monitored effluent (treated process wastewater, cooling tower blowdown, and plant drain wastewater and stormwater) at a daily average flow not to exceed 1,317,000 gallons per day via Outfall 001. The facility is located at 2500 Y. U. Jones Road, Thompsons, Fort Bend County, Texas 77481.

If you need more information about these permit applications or the permitting process, please call the TCEQ Public Education Program, Toll Free, at (800) 687-4040. General information about the TCEQ can be found at our web site at [www.TCEQ.texas.gov](http://www.TCEQ.texas.gov). Si desea información en español, puede llamar al (800) 687-4040.

TRD-201601371

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: March 23, 2016



### Revised Notice of Application and Opportunity to Request a Public Meeting for a New Municipal Solid Waste Facility Registration Application Number 40287

Application. The Gainsborough Corporation, 5207 Kiam Street, Houston, Texas 77007, has applied to the Texas Commission on Environmental Quality (TCEQ) for proposed Registration No. 40287, to construct and operate a Type V municipal solid waste transfer station. The proposed facility, Gainsborough Waste (GW) Transfer Station will be located at 950 McCarty Street, approximately 2,600 feet south of Interstate Highway 10, 77029, in Harris County. The Applicant is requesting authorization to transfer, process, and recycle non-putrescible municipal solid waste which includes construction and demolition debris and rubbish from municipal and commercial activities, which will be processed for recyclable materials. The registration application is available for viewing and copying at the Pleasantville Library, 1520 Gellhorn Drive, Houston, Texas 77029, and may be viewed online at [www.earthcon.com/statepermits.html](http://www.earthcon.com/statepermits.html). The following web page which provides an electronic map of the site or facility's general location is provided as a public courtesy and is not part of the application or notice: <http://www.tceq.texas.gov/assets/public/hb610/in->

dex.html?lat=29.769965&lng=-95.28893&zoom=12&type=r. For exact location, refer to application.

**Public Comment/Public Meeting.** Written public comments or written requests for a public meeting must be submitted to the Office of Chief Clerk at the address included in the information section below. If a public meeting is held, comments may be made orally at the meeting or submitted in writing by the close of the public meeting. A public meeting will be held by the executive director if requested by a member of the legislature who represents the general area where the development is to be located, or if there is a substantial public interest in the proposed development. The purpose of the public meeting is for the public to provide input for consideration by the commission, and for the applicant and the commission staff to provide information to the public. A public meeting is not a contested case hearing. The executive director will review and consider public comments and written requests for a public meeting submitted during the comment period. The comment period shall begin on the date this notice is published and end 60 calendar days after this notice is published. The comment period shall be extended to the close of any public meeting. The executive director is not required to file a response to comments.

**Executive Director Action.** The executive director shall, after review of an application for registration, determine if the application will be approved or denied in whole or in part. If the executive director acts on an application, the chief clerk shall mail or otherwise transmit notice of the action and an explanation of the opportunity to file a motion to overturn the executive director's decision. The chief clerk shall mail this notice to the owner and operator, the public interest counsel, to adjacent landowners as shown on the required land ownership map and landowners list, and to other persons who timely filed public comment in response to public notice. Not all persons on the mailing list for this notice will receive the notice letter from the Office of the Chief Clerk.

**Information.** Written public comments or requests to be placed on the permanent mailing list for this application should be submitted to the Office of the Chief Clerk mail code MC 105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087 or electronically submitted to <http://www14.tceq.texas.gov/epic/eComment/>. If you choose to communicate with the TCEQ electronically, please be aware that your e-mail address, like your physical mailing address, will become part of the agency's public record. For information about this application or the registration process, individual members of the general public may call the TCEQ Public Education Program at (800) 687-4040. General information regarding the TCEQ can be found at our web site at [www.tceq.texas.gov](http://www.tceq.texas.gov). Further information may also be obtained from Gainsborough Corporation at the address stated above or by calling Mr. W. Noble Carl, III, President, The Gainsborough Corporation, at (713) 785-8051.

TRD-201601372

Bridget C. Bohac  
Chief Clerk

Texas Commission on Environmental Quality  
Filed: March 23, 2016

## Department of Family and Protective Services

### Correction of Error

The Department of Family and Protective Services proposed new 40 TAC §702.511, concerning Advisory Committees on Promoting Adoption of Minority Children, in the March 18, 2016, issue of the *Texas Register* (41 TexReg 2153). The following error appeared in the rule text of §702.511(e)(1)(B)(ii) and should be corrected as follows.

On page 2153, §702.511(e)(1)(B)(ii), the sentence "At least six members must be ordained members of the clergy" should be "Membership may include ordained members of the clergy."

TRD-201601293

Trevor Woodruff

General Counsel

Department of Family and Protective Services

Filed: March 18, 2016

## 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 January 25, 2016, through March 21, 2016. 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 web site. The notice was published on the web site on Friday, March 25, 2016. The public comment period for this project will close at 5:00 p.m. on Monday, April 25, 2016.

#### FEDERAL AGENCY ACTIONS:

**Applicant:** Total Petrochemicals & Refining USA, Inc.

**Location:** The project site is located in emergent and scrub shrub wetlands adjacent to the Right Prong of Molasses Bayou, near the Port Arthur Hurricane Levee and the applicant's facility, located at 7600 32nd Street, in Port Arthur, Jefferson County, Texas. The project can be located on the U.S. Geological Survey (U.S.G.S.) quadrangle map entitled: Port Arthur North, Texas.

#### LATITUDE & LONGITUDE (NAD 83):

Latitude: 29.959820 ° North; Longitude: 93.879755 ° West

**Project Description:** The applicant proposes to discharge fill material into 8.3 acres of emergent and scrub shrub wetlands during the construction of a ground flare, an access road, and one truss tower supporting a 459-foot-long pipe rack. The pipe rack is supported by four truss towers, each consisting of a series of nine driven concrete piles with a concrete cap. Only one truss tower is constructed in wetlands, resulting in a discharge of fill material. The access road and pipe rack will connect the proposed ground flare to a constructed ethane steam cracker unit within the applicant's existing facility. The proposed ground flare, impacting 7.3 acres of wetlands, will be 453-foot by 478-foot in area at the base with a 1:1 slope to the flare deck which will be elevated to approximately 17 feet mean sea level (msl). A total of 4,300 columns/piles will be installed in the ground to support the flare. Approximately 126,500 cubic yards of sandy/clay material will be used for the flare base and an additional 15,900 cubic yards of grout will be used for the columns/piles. The access road, impacting 1.0 acres of wetlands, will be 30-foot-wide by 840-foot-long, and will connect the existing haul road to the proposed ground flare. An additional 50 feet on each side of the road will be temporarily required for construction. The access road will be graded to elevate from 9 feet msl to the 17

feet msl elevation of the flare deck. Approximately 420 columns/piles will be installed to support the earthen embankment of the road. Approximately 16,800 cubic yards of sandy/clay material will be used for the embankment and an additional 1,030 cubic yards of grout will be used for the columns/piles.

**CMP Project No:** 16-1238-F1

**Type of Application:** U.S. Army Corps of Engineers (USACE) permit application #SWG-2007-00083. This application will be reviewed pursuant to Section 404 of the Clean Water Act.

**Note: The consistency review for this project may be conducted by the Texas Commission on Environmental Quality under §401 of the Clean Water Act (33 U.S.C.A. §1344).**

**Applicant:** Enterprise Products Operating LLC

**Location:** The project site is located in wetlands adjacent to the Houston Ship Channel (Buffalo Bayou), approximately 0.8-mile east of Sam Houston Parkway and immediately south of and adjacent to Jacintoport Boulevard, in Harris County, Texas. The project can be located on the U.S.G.S. quadrangle map titled: Pasadena and Jacinto City, Texas.

**LATITUDE & LONGITUDE (NAD 83):**

Latitude: 29.747844° North; Longitude: 95.132055° West

**Project Description:** The applicant proposes to place fill material into 1.43 acres of wetlands for the construction of eight 217-foot diameter above-ground tanks on a 38.6-acre tract immediately adjacent to their existing facility. Construction of the project will consist of clearing vegetation, excavating, filling and grading the topography as necessary to provide suitable foundation for the facility construction. The project would impact 0.457 acre of scrub/shrub wetlands and 0.978 acre of forested wetlands for a total proposed impact of 1.43 acres. The wetland fill would allow expansion of the applicant's existing oil tank farm for the purpose of increasing the storage capacity. The applicant's plans are enclosed in four sheets.

**CMP Project No:** 16-1024-F1

**Type of Application:** U.S. Army Corps of Engineers (USACE) permit application #SWG-2015-00106. This application will be reviewed pursuant to Section 404 of the Clean Water Act.

Pursuant to §306(d)(14) of the Coastal Zone Management Act of 1972 (16 U.S.C.A. §§1451 - 1464), as amended, interested parties are invited to submit comments on whether a proposed action or activity is or is not consistent with the Texas Coastal Management Program goals and policies and whether the action should be referred to the Land Commissioner for review.

Further information on the applications listed above, including a copy of the consistency certifications or consistency determinations for inspection, may be obtained from Mr. Ray Newby, P.O. Box 12873, Austin, Texas 78711-2873 or via email at [federal.consistency@glo.texas.gov](mailto:federal.consistency@glo.texas.gov). Comments should be sent to Mr. Newby at the above address or by email.

TRD-201601376

Anne L. Idsal

Chief Clerk/Deputy Land Commissioner

General Land Office

Filed: March 23, 2016

**Texas Health and Human Services Commission**

Notice of Public Hearing on Proposed Payment Rates for the Comprehensive Rehabilitation Services Program

**Hearing.** The Texas Health and Human Services Commission (HHSC) will conduct a public hearing on Tuesday, April 12, 2016, at 9:00 a.m. to receive public comment on proposed new payment rates for the Comprehensive Rehabilitation Services (CRS) program operated by the Department of Assistive and Rehabilitative Services.

The hearing will be held in compliance with 1 Texas Administrative Code (TAC) §355.105(g)(1), which requires public notice and hearings on proposed reimbursement rates before HHSC approves the proposed rates. The public hearing will be held in the Public Hearing Room of the Winters Building, located at 701 West 51st St., Austin, Texas. Entry is through Security at the north entrance to the building. Persons requiring Americans with Disabilities Act accommodation or auxiliary aids or services should contact Rate Analysis by calling (512) 730-7401 at least 72 hours prior to the hearing so appropriate arrangements can be made.

**Proposal.** HHSC proposes new payment rates for the CRS program. The proposed rates will be effective September 1, 2016, and were determined in accordance with the rate-setting methodologies listed below under "Methodology and Justification."

**Methodology and Justification.** The proposed rates were determined in accordance with the rate-setting methodologies that will be codified at 1 TAC Chapter 355, Subchapter M, §355.9040, Reimbursement Methodology for the Comprehensive Rehabilitation Services Program. The proposed new rule will be published in the April 29th edition of the *Texas Register* and is scheduled to be adopted effective September 1, 2016.

**Briefing Package.** A briefing package describing the proposed rates will be available at <http://www.hhsc.state.tx.us/rad/rate-packets.shtml> on April 1, 2016. Interested parties may also obtain a copy of the briefing package prior to the hearing by contacting Rate Analysis by telephone at (512) 730-7401; by fax at (512) 730-7475; or by e-mail at [RAD-LTSS@hhsc.state.tx.us](mailto:RAD-LTSS@hhsc.state.tx.us). The briefing package also will be available at the public hearing.

**Written Comments.** Written comments regarding the proposed rates may be submitted in lieu of, or in addition to, oral testimony until 5:00 p.m. the day of the hearing. Written comments may be sent by U.S. mail to Health and Human Services Commission, Attention: Rate Analysis, Mail Code H-400, P.O. Box 149030, Austin, Texas 78714-9030; by fax to Rate Analysis at (512) 730-7475; or by e-mail to [RAD-LTSS@hhsc.state.tx.us](mailto:RAD-LTSS@hhsc.state.tx.us). In addition, written comments may be sent by overnight mail or hand delivered to HHSC, Attention: Rate Analysis, Mail Code H-400, Brown Heatly Building, 4900 North Lamar Boulevard, Austin, Texas 78751-2399.

TRD-201601374

Karen Ray

Chief Counsel

Texas Health and Human Services Commission

Filed: March 23, 2016

**Department of State Health Services**

Amendment to the Texas Controlled Substances Schedule

This amendment to the Texas Schedules of Controlled Substances was signed by the Commissioner of the Department of State Health Services, and it will take effect 21 days following publication of this notice in the *Texas Register*.

The Administrator of the Drug Enforcement Administration (DEA) issued a final order placing N-(1-amino-3,3-dimethyl-1-oxobutan-2-yl)-1-(cyclohexylmethyl)-1H-indazole-3-carboxamide (com-

mon names: MAB-CHMINACA and ABD-CHMINACA) and its optical, positional, and geometric isomers, salts and salts of isomers into Schedule I pursuant to the temporary scheduling provisions of the United States Controlled Substances Act (CSA) effective February 5, 2016. This final order was published in the Federal Register, Volume 81, Number 24, pages 6171 - 6175. The Administrator has taken action based on the following.

1. MAB-CHMINACA has a high potential for abuse;
2. MAB-CHMINACA has no currently accepted medical use in treatment in the United States; and,
3. There is a lack of accepted safety for use under medical supervision.

Pursuant to §481.034(g), as amended by the 75th legislature, of the Texas Controlled Substances Act, Health and Safety Code, Chapter 481, at least thirty-one days have expired since notice of the above referenced actions were published in the Federal Register; and, in the capacity as Commissioner of the Texas Department of State Health Services, John Hellerstedt, M.D., does hereby order that the substance N-(1-amino-3,3-dimethyl-1-oxobutan-2-yl)-1-(cyclohexylmethyl)-1H-indazole-3-carboxamide (common names: MAB-CHMINACA and ABD-CHMINACA) be placed temporarily into Schedule I.

#### SCHEDULE I

Schedule I consists of:

-Schedule I opiates

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-Schedule I opium derivatives

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-Schedule I hallucinogenic substances

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-Schedule I stimulants

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-Schedule I depressants

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-Schedule I Cannabimimetic agents

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-Schedule I temporarily listed substances subject to emergency scheduling by the United States Drug Enforcement Administration.

\*Unless specifically excepted or unless listed in another schedule, a material, compound, mixture, or preparation that contains any quantity of the following substances or that contains any of the substance's salts, isomers, and salts of isomers if the existence of the salts, isomers, and salts of isomers is possible within the specific chemical designation.

1. (1-pentyl-1H-indol-3-yl)(2,2,3,3-tetramethylcyclopropyl)methanone (Other names: UR-144 and 1-pentyl-3-(2,2,3,3-tetramethylcyclopropyl)indole);
2. [1-(5-fluoro-pentyl)-1H-indol-3-yl](2,2,3,3-tetramethylcyclopropyl)methanone (Other names: 5-fluoro-UR-144 and 5-F-UR-144 and XLR11 and 1-(5-fluoro-pentyl)-3-(2,2,3,3-tetramethylcyclopropyl)indole);
3. N-(1-adamantyl)-1-pentyl-1H-indazole-3-carboxamide (Other names: APINACA, AKB48);

4. 2-(4-iodo-2,5-dimethoxyphenyl)-N-(2-methoxybenzyl)ethanamine (Other names: 25I-NBOMe; 2C-I-NBOMe; 25I; Cimbi-5);

5. 2-(4-chloro-2,5-dimethoxyphenyl)-N-(2-methoxybenzyl)ethanamine (Other names: 25C-NBOMe; 2C-C-NBOMe; 25C; Cimbi-82);

6. 2-(4-bromo-2,5-dimethoxyphenyl)-N-(2-methoxybenzyl)ethanamine (Other names: 25B-NBOMe; 2C-B-NBOMe; 25B; Cimbi-36);

7. Quinolin-8-yl 1-pentyl-1H-indole-3-carboxylate, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: PB-22; QUPIC);

8. Quinolin-8-yl 1-(5-fluoropentyl)-1H-indole-3-carboxylate, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: 5-fluoro-PB-22; 5F-PB-22);

9. N-(1-amino-3-methyl-1-oxobutan-2-yl)-1-(4-fluorobenzyl)-1H-indazole-3-carboxamide, its optical, positional, and geometric isomers, salts and salts of isomers (Other name: AB-FUBINACA);

10. N-(1-amino-3,3-dimethyl-1-oxobutan-2-yl)-1-pentyl-1H-indazole-3-carboxamide, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: ADB-PINACA);

11. 4-methyl-N-ethylcathinone, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: 4-MEC; 2-(ethylamino)-1-(4-methylphenyl)propan-1-one);

12. 4-methyl-alpha-pyrrolidinopropiophenone, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: 4-MePPP; MePPP; 4-methyl-[alpha]-pyrrolidinopropiophenone; 1-(4-methylphenyl)-2-(pyrrolidin-1-yl)propan-1-one);

13. alpha-pyrrolidinopentiophenone, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: [alpha]-PVP; [alpha]-pyrrolidinovalerophenone; 1-phenyl-2-(pyrrolidin-1-yl)pentan-1-one);

14. Butylone, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: bk-MBDB; 1-(1,3-benzodioxol-5-yl)-2-(methylamino)butan-1-one);

15. Pentadrone, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: [alpha]-methylaminovalerophenone; 2-(methylamino)-1-phenylpentan-1-one);

16. Pentylone, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: bk-MBDP; 1-(1,3-benzodioxol-5-yl)-2-(methylamino)pentan-1-one);

17. 4-fluoro-N-methylcathinone, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: 4-FMC; flephedrone; 1-(4-fluorophenyl)-2-(methylamino)propan-1-one);

18. 3-fluoro-N-methylcathinone, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: 3-FMC; 1-(3-fluorophenyl)-2-(methylamino)propan-1-one);

19. Naphyrone, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: naphthylpyrovalerone; 1-(naphthalen-2-yl)-2-(pyrrolidin-1-yl)pentan-1-one);

20. alpha-pyrrolidinobutiophenone, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: [alpha]-PBP; 1-phenyl-2-(pyrrolidin-1-yl)butan-1-one);

21. N-(1-amino-3-methyl-1-oxobutan-2-yl)-1-(cyclohexylmethyl)-1H-indazole-3-carboxamide (Other name: "AB-CHMINACA");

22. N-(1-amino-3-methyl-1-oxobutan-2-yl)-1-pentyl-1H-indazole-3-carboxamide (Other names: "AB-PINACA");

23. [1-(5-fluoropentyl)-1H-indazol-3-yl](naphthalen-1-yl)methanone (Other name: "THJ-2201");

24. N-(1-phenethylpiperidin-4-yl)-N-phenylacetamide (Other name: acetyl fentanyl); and

\*25. N-(1-amino-3,3-dimethyl-1-oxobutan-2-yl)-1-(cyclohexylmethyl)-1H-indazole-3-carboxamide (common names: MAB-CHMINACA and ABD-CHMINACA).

Changes to the schedules are designated by an asterisk (\*).

TRD-201601369

Lisa Hernandez

General Counsel

Department of State Health Services

Filed: March 22, 2016



### Amendment to the Texas Controlled Substances Schedule

This amendment to the Texas Schedules of Controlled Substances was signed by the Commissioner of the Department of State Health Services, and it will take effect 21 days following publication of this notice in the *Texas Register*.

The Administrator of the Drug Enforcement Administration (DEA) issued a final rule placing 5-[[[(2S-2-amino-3-[4-aminocarbonyl]-2,6-dimethylphenyl]-1-oxopropyl)](1S)-1-(4-phenyl-1H-imidazol-2-yl)ethyl]amino]methyl]-2-methoxybenzoic acid (eluxadoline), including its salts, isomers, and salts of isomers into Schedule IV of the United States Controlled Substances Act (CSA) effective December 17, 2015. This final order was published in the Federal Register, Volume 80, Number 218, pages 69861 - 69864. The Administrator has taken action based on the following.

1. Eluxadoline has a low potential for abuse relative to the drugs or other substances in schedule III.
2. Eluxadoline has a currently accepted medical use in treatment in the United States.
3. Abuse of eluxadoline may lead to limited psychological dependence similar to that of schedule IV drugs, but less than that of schedule III drugs.

Pursuant to Section 481.034(g), as amended by the 75th legislature, of the Texas Controlled Substances Act, Health and Safety Code, Chapter 481, at least thirty-one days have expired since notice of the above referenced actions were published in the Federal Register; and, in the capacity as Commissioner of the Texas Department of State Health Services, John Hellerstedt, M.D., does hereby order that the substance 5-[[[(2S-2-amino-3-[4-aminocarbonyl]-2,6-dimethylphenyl]-1-oxopropyl)](1S)-1-(4-phenyl-1H-imidazol-2-yl)ethyl]amino]methyl]-2-methoxybenzoic acid (eluxadoline), including its salts, isomers, and salts of isomers be placed into Schedule IV.

### SCHEDULE IV

Schedule IV consists of:

-Schedule IV depressants

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-Schedule IV stimulants

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-Schedule IV narcotics

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-Schedule IV other substances

Unless specifically excepted or unless listed in another schedule, a material, compound, substance's salts:

(1) Butorphanol, including its optical isomers;

(2) Carisoprodol;

\*(3) Eluxadoline (other name: 5-[[[(2S-2-amino-3-[4-aminocarbonyl]-2,6-dimethylphenyl]-1-oxopropyl)](1S)-1-(4-phenyl-1H-imidazol-2-yl)ethyl]amino]methyl]-2-methoxybenzoic acid) including its salts, isomers, and salts of isomers;

(4) Lorcarserin including its salts, isomers and salts of isomers, whenever the existence of such salts, isomers, and salts of isomers is possible; and

(5) Pentazocine, its salts, derivatives, compounds, or mixtures.

Changes to the schedules are designated by an asterisk (\*).

TRD-201601370

Lisa Hernandez

General Counsel

Department of State Health Services

Filed: March 22, 2016



## Texas Department of Housing and Community Affairs

### 2016 Competitive Housing Tax Credit Application Public Hearing Schedule

Announcement of the Public Hearing Schedule for Comment on the 2016 Competitive Housing Tax Credit Applications

The mission of the Texas Department of Housing and Community Affairs ("the Department") is to administer its assigned programs efficiently, transparently, and lawfully and to invest its resources strategically and develop high quality affordable housing which allows Texas communities to thrive. Through our rental housing programs, the Department encourages the new construction or rehabilitation of high-quality affordable multifamily housing, primarily through private developers. These developments benefit Texans by providing qualified households with safe, affordable, quality housing.

The following seven public hearings are provided to gather public comment on the 2016 Competitive Housing Tax Credit Applications. The schedule of these meetings is provided below:

#### Lubbock

Wednesday, April 6 at 6:00 p.m.

Groves Library Community Room

5520 19th Street

Lubbock, TX 79407

<http://library.ci.lubbock.tx.us/>

#### Dallas

Wednesday, April 13 at 6:00 p.m.

J. Erik Johnson Central Library Auditorium

1515 Young Street

Dallas, TX 75201

<http://dallaslibrary.org/>

**Houston**

Thursday, April 7 at 6:00 p.m.

City Hall Annex Chamber, Public Level, 900 Bagby

Houston, TX 77002

[www.houstontx.gov](http://www.houstontx.gov)

**Austin**

Tuesday, April 12 at 6:00 p.m.

William B. Travis Building 1-104

1701 N. Congress

Austin, TX 78701

<http://www.tcfp.texas.gov/maps/>

**Harlingen**

Monday, April 11 at 6:00 p.m.

Harlingen Cultural Art Center

576 76 Drive (behind the public library)

Harlingen, TX 78550

<http://www.myharlingen.us/>

**El Paso**

Monday, April 4 at 4:30-6:30

Main Library

Maud Sullivan Gallery Room

501 N. Oregon St.

El Paso, TX 79901

<http://home.elpasotexas.gov/>

**Tyler**

Tuesday, April 5 at 6:00 p.m.

Tyler Rose Garden Center

420 Rose Park Drive

Tyler, Texas 75702

<http://www.tylertexasonline.com/tyler-texas-rose-garden.htm>

The application logs for all 2016 Competitive Housing Tax Credit Applications are published on the Department's website at the following link: <http://www.tdhca.state.tx.us/multifamily/housing-tax-credits-9pct/index.htm>.

Written comments are encouraged. All public comment must be received by the Department by June 12, 2016, for the Competitive Housing Tax Credit Program. Such comments should be addressed to:

Texas Department of Housing and Community Affairs

Multifamily Finance Division

P.O. Box 13941

Austin, TX 78711-3941

Facsimile: (512) 475-0764 Email: [htc.public-comment@tdhca.state.tx.us](mailto:htc.public-comment@tdhca.state.tx.us)

For additional information you may contact the Multifamily Division at (512) 936-7834 or visit the program's web site at <http://www.tdhca.state.tx.us/multifamily/announcements.htm>. Individuals who require auxiliary aids or services for these meetings should contact Gina Esteves, ADA Responsible Employee, at (512) 475-3943 or Relay Texas at (800) 735-2989 at least two days before the meeting so that appropriate arrangements can be made. Individuals who require a language interpreter for the hearing should contact Gina Esteves at (512) 475-3943 at least three days prior to the hearing date. Personas que hablan español y requieren un intérprete, favor de llamar a Gina Esteves al siguiente número (512) 475-3943 por lo menos tres días antes de la junta para hacer los preparativos apropiados.

TRD-201601368

Timothy K. Irvine

Executive Director

Texas Department of Housing and Community Affairs

Filed: March 22, 2016



**Texas Department of Insurance**

**Company Licensing**

Application for admission to the State of Texas by CAPACITY INSURANCE COMPANY, a foreign fire and/or casualty company. The home office is in Sunrise, Florida.

Application for AMERICAN MILLENNIUM INSURANCE COMPANY to change its name to CITADEL INSURANCE COMPANY, a foreign fire and/or casualty company. The home office is in Bridgewater, New Jersey.

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 Jeff Hunt, 333 Guadalupe Street, MC 305-2C, Austin, Texas 78701.

TRD-201601349

Norma Garcia

General Counsel

Texas Department of Insurance

Filed: March 21, 2016



**Company Licensing**

Application for PROMINENCE HEALTHFIRST OF TEXAS, INC., a domestic Health Maintenance Organization, to change its name to PROMINENCE HEALTH PLAN. The home office is in Dallas, Texas.

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 Jeff Hunt, 333 Guadalupe Street, MC 305-2C, Austin, Texas 78701.

TRD-201601375

Norma Garcia

General Counsel

Texas Department of Insurance

Filed: March 23, 2016



**Texas Department of Insurance, Division of Workers' Compensation**

**Correction of Error**

**Notice of Correction - Chapter 134, Benefits--Guidelines for Medical Charges, Services and Payments**

In the March 18, 2016, issue of the *Texas Register* (41 TexReg 2117), the Texas Department of Insurance, Division of Workers' Compensation (division) proposed amendments to 28 TAC §134.204 and new §§134.209, 134.210, 134.215, 134.220, 134.225, 134.230, 134.235, 134.239, 134.240, and 134.250 under Chapter 134, Benefits--Guidelines for Medical Charges, Services and Payments. The publication contains the following errors which were submitted by the division.

On page 2121, first column, after the fourth paragraph, there should be a new paragraph which reads:

"New 28 TAC §134.240(2) does not include the word "subsection" and instead includes the word "section" because new 28 TAC §134.240 is an independent section."

On page 2121, first column, after the thirteenth paragraph, there should be a new paragraph which reads:

"New 28 TAC §134.250(2)(A) - (C) and (3)(B)(i) - (B)(ii) does not include the word "subsection" and instead includes the word "section" because new 28 TAC §134.250 is an independent section."

On page 2121, second column, after the third full paragraph, there should be a new paragraph which reads:

"New 28 TAC §134.250(5) does not include the word "subsection" and instead includes the word "section" because new 28 TAC §134.250 is an independent section."

TRD-201601380



**Texas Lottery Commission**

**Scratch Ticket Game Number 1725 "Jungle Gold"**

1.0 Name and Style of Scratch Ticket Game.

A. The name of Scratch Ticket Game No. 1725 is "JUNGLE GOLD". The play style is "row".

1.1 Price of Scratch Ticket Game.

A. The price for Scratch Ticket Game No. 1725 shall be \$3.00 per Scratch Ticket.

1.2 Definitions in Scratch Ticket Game No. 1725.

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 in positive except for dual-image games. The possible black Play Symbols are: 01, 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 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, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74 and 75.

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. Crossword and Bingo style games do not typically have Play Symbol Captions. The Play Symbol Caption which corresponds with and verifies each Play Symbol is as follows:

Figure 1: GAME NO.1725 - 1.2D

PLAY SYMBOL	CAPTION
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E. Serial Number - A unique 13 (thirteen) 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.

F. Low-Tier Prize - A prize of \$3.00, \$5.00, \$8.00, \$10.00, \$13.00, \$15.00, \$18.00, \$20.00 or \$23.00.

G. Mid-Tier Prize - A prize of \$30.00, \$50.00, \$75.00, \$80.00, \$100 or \$300.

H. High-Tier Prize - A prize of \$3,000 or \$50,000.

I. Bar Code - A 24 (twenty-four) 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 Scratch Ticket number and the ten (10) digit Validation Number. The Bar Code appears on the back of the Scratch Ticket.

J. Pack-Scratch Ticket Number - A 14 (fourteen) digit number consisting of the four (4) digit game number (1725), a seven (7) digit Pack number, and a three (3) digit Scratch Ticket number. Scratch Ticket numbers start with 001 and end with 125 within each Pack. The format will be: 1725-0000001-001.

K. Pack - A Pack of the "JUNGLE GOLD" Scratch Ticket Game contains 125 Tickets, packed in plastic shrink-wrapping and fanfolded in pages of one (1). There will be 2 fanfold configurations for this game. Configuration A will show the front of Ticket 001 and the back of Ticket 125. Configuration B will show the back of Ticket 001 and the front of Ticket 125.

L. Non-Winning Scratch 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.

M. Scratch Ticket Game, Scratch Ticket or Ticket - Texas Lottery "JUNGLE GOLD" Scratch Ticket Game No. 1725.

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, Instant Game Rules, these Game Procedures, and the requirements set out on the back of each Scratch Ticket. A prize winner in the "JUNGLE GOLD" Scratch Ticket Game is determined once the latex on the Scratch Ticket is scratched off to expose 82 (eighty-two) Play Symbols. The player scratches the TREASURE NUMBERS Play Symbols to reveal 27 numbers. The player scratches ONLY the numbers in the PYRAMID that exactly match the TREASURE NUMBERS Play Symbols. If the player matches all the numbers in the same ROW, the player wins the prize for that ROW. 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 82 (eighty-two) 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; Crossword and Bingo styles games do not typically have Play Symbol captions;
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, Retailer Validation Code and Pack-Scratch 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, Retailer Validation Code and Pack-Scratch 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 82 (eighty-two) Play Symbols under the Latex Overprint on the front portion of the Scratch Ticket, exactly one Serial Number, exactly one Retailer Validation Code, and exactly one Pack-Scratch 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 82 (eighty-two) Play Symbols must be exactly one of those described in Section 1.2.C of these Game Procedures;

17. Each of the 82 (eighty-two) 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 Pack-Scratch Ticket Number must be printed in the Pack-Scratch Ticket Number font and must correspond precisely to the artwork on file at the Texas Lottery;

18. The Display Printing on the Scratch Ticket must 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. A Ticket can win up to four (4) times in accordance with the approved prize structure.

B. Adjacent Non-Winning Tickets within a Pack will not have matching Play Symbol patterns. Two (2) Tickets have matching Play Symbol patterns if they have the same Play Symbols in the same spots.

C. The "TREASURE NUMBERS" Play Symbols will all be different.

D. No matching Play Symbols within a ROW.

E. No more than two (2) matching Play Symbols in the "PYRAMID" play spots.

## 2.3 Procedure for Claiming Prizes.

A. To claim a "JUNGLE GOLD" Scratch Ticket Game prize of \$3.00, \$5.00, \$8.00, \$10.00, \$13.00, \$15.00, \$18.00, \$20.00, \$23.00, \$30.00, \$50.00, \$75.00, \$80.00, \$100 or \$300, 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, \$75.00, \$80.00, \$100 or \$300 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 "JUNGLE GOLD" Scratch Ticket Game prize of \$3,000 or \$50,000, 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 "JUNGLE GOLD" 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:

1. A sufficient amount from the winnings of a prize winner who has been finally determined to be:

a. 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;

b. in default on a loan made under Chapter 52, Education Code; or

c. in default on a loan guaranteed under Chapter 57, Education Code; and

2. delinquent child support payments from the winnings of a prize winner in the amount of the delinquency as 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.

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 "JUNGLE GOLD" 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 "JUNGLE GOLD" 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 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.

## 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.

The approximate number and value of prizes in the game are as follows:

4.0 Number and Value of Scratch Ticket Prizes. There will be approximately 6,000,000 Scratch Tickets in Scratch Ticket Game No. 1725.

Figure 2: GAME NO. 1725 - 4.0

Prize Amount	Approximate Number of Winners*	Approximate Odds are 1 in **
\$3	624,000	9.62
\$5	384,000	15.63
\$8	204,000	29.41
\$10	48,000	125.00
\$13	96,000	62.50
\$15	48,000	125.00
\$18	48,000	125.00
\$20	48,000	125.00
\$23	15,000	400.00
\$30	18,600	322.58
\$50	7,500	800.00
\$75	2,000	3,000.00
\$80	2,000	3,000.00
\$100	1,500	4,000.00
\$300	500	12,000.00
\$3,000	20	300,000.00
\$50,000	5	1,200,000.00

\*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 3.88. 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.

State Lottery Act and referenced in 16 TAC Chapter 401, and all final decisions of the Executive Director.

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. 1725 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 closing procedures and the Instant Game Rules. See 16 TAC §401.302(j).

TRD-201601364  
 Bob Biard  
 General Counsel  
 Texas Lottery Commission  
 Filed: March 22, 2016



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. 1725, the State Lottery Act (Texas Government Code, Chapter 466), applicable rules adopted by the Texas Lottery pursuant to the

Scratch Ticket Game Number 1750 "Texas Wild 7's"

1.0 Name and Style of Game.

A. The name of Scratch Ticket Game No. 1750 is "TEXAS WILD 7'S". The play style is "slots".

1.1 Price of Scratch Ticket Game.

A. Tickets for Scratch Ticket Game No. 1750 shall be \$5.00 per Ticket.

1.2 Definitions in Scratch Ticket Game No. 1750.

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 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, in red ink and in

blue ink in positive except for dual-image games. The following Play Symbols printed separately in black, red and blue are: CHERRY SYMBOL, DIAMOND SYMBOL, CHIP SYMBOL, SPADE SYMBOL, HEART SYMBOL, GOLD BAR SYMBOL, ORANGE SYMBOL, MOON SYMBOL, CLOVER SYMBOL, HORSESHOE SYMBOL, BELL SYMBOL, STAR SYMBOL and 7 SYMBOL. The following possible Prize Symbols are printed in black ink only: \$5.00, \$10.00, \$20.00, \$30.00, \$50.00, \$100, \$300, \$500, \$1,000 and \$100,000.

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:

Figure 1: GAME NO.1750 - 1.2D

<b>PLAY SYMBOL</b>	<b>CAPTION</b>
CHERRY SYMBOL (BLACK)	CHERRY
DIAMOND SYMBOL (BLACK)	DIAMND
CHIP SYMBOL (BLACK)	CHIP
SPADE SYMBOL (BLACK)	SPADE
HEART SYMBOL (BLACK)	HEART
GOLD BAR SYMBOL (BLACK)	BAR
ORANGE SYMBOL (BLACK)	ORANGE
MOON SYMBOL (BLACK)	MOON
CLOVER SYMBOL (BLACK)	CLOVER
HORSESHOE SYMBOL (BLACK)	SHOE
BELL SYMBOL (BLACK)	BELL
STAR SYMBOL (BLACK)	STAR
7 SYMBOL (BLACK)	SVN
CHERRY SYMBOL (RED)	CHERRY
DIAMOND SYMBOL (RED)	DIAMND
CHIP SYMBOL (RED)	CHIP
SPADE SYMBOL (RED)	SPADE
HEART SYMBOL (RED)	HEART
GOLD BAR SYMBOL (RED)	BAR
ORANGE SYMBOL (RED)	ORANGE
MOON SYMBOL (RED)	MOON
CLOVER SYMBOL (RED)	CLOVER
HORSESHOE SYMBOL (RED)	SHOE
BELL SYMBOL (RED)	BELL
STAR SYMBOL (RED)	STAR
7 SYMBOL (RED)	RSVN
CHERRY SYMBOL (BLUE)	CHERRY
DIAMOND SYMBOL (BLUE)	DIAMND
CHIP SYMBOL (BLUE)	CHIP
SPADE SYMBOL (BLUE)	SPADE
HEART SYMBOL (BLUE)	HEART
GOLD BAR SYMBOL (BLUE)	BAR
ORANGE SYMBOL (BLUE)	ORANGE
MOON SYMBOL (BLUE)	MOON
CLOVER SYMBOL (BLUE)	CLOVER
HORSESHOE SYMBOL (BLUE)	SHOE
BELL SYMBOL (BLUE)	BELL

<b>STAR SYMBOL (BLUE)</b>	<b>STAR</b>
<b>7 SYMBOL (BLUE)</b>	<b>BSVN</b>
<b>\$5.00 (BLACK)</b>	<b>FIVE\$</b>
<b>\$10.00 (BLACK)</b>	<b>TEN\$</b>
<b>\$20.00 (BLACK)</b>	<b>TWENTY</b>
<b>\$30.00 (BLACK)</b>	<b>THIRTY</b>
<b>\$50.00 (BLACK)</b>	<b>FIFTY</b>
<b>\$100 (BLACK)</b>	<b>ONE HUN</b>
<b>\$300 (BLACK)</b>	<b>THR HUN</b>
<b>\$500 (BLACK)</b>	<b>FIV HUN</b>
<b>\$1,000 (BLACK)</b>	<b>ONE THOU</b>
<b>\$100,000 (BLACK)</b>	<b>100 THOU</b>

E. Serial Number - A unique 13 (thirteen) 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.

F. Low-Tier Prize - A prize of \$5.00, \$10.00 or \$20.00.

G. Mid-Tier Prize - A prize of \$30.00, \$100, \$300 or \$500.

H. High-Tier Prize - A prize of \$1,000 or \$100,000.

I. Bar Code - A 24 (twenty-four) 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 Scratch Ticket number and the ten (10) digit Validation Number. The Bar Code appears on the back of the Scratch Ticket.

J. Pack-Ticket Number - A 14 (fourteen) digit number consisting of the four (4) digit game number (1750), a seven (7) digit Pack number, and a three (3) digit Scratch Ticket number. Scratch Ticket numbers start with 001 and end with 075 within each Pack. The format will be: 1750-0000001-001.

K. Pack - A Pack of "TEXAS WILD 7'S" Scratch Ticket Game contains 075 Tickets, packed in plastic shrink-wrapping and fanfolded in pages of one (1). The Packs will alternate. One will show the front of Ticket 001 and back of 075 while the other fold will show the back of Ticket 001 and front 075.

L. Non-Winning Scratch 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.

M. Scratch Ticket Game or Scratch Ticket, or Ticket - A Texas Lottery "TEXAS WILD 7'S" Scratch Ticket Game No. 1750 Ticket.

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, Instant Game Rules, these Game Procedures, and the requirements set out on the back of each Scratch Ticket. A prize winner in the "TEXAS WILD 7'S" Scratch Ticket Game is determined once the latex on the Scratch Ticket is scratched off to expose 48 (forty-eight) Play Symbols. If a player reveals 3 matching

Play Symbols in the same PULL, the player wins the PRIZE for that PULL. If a player reveals 3 "7" Play Symbols in the same PULL, the player multiplies the total winnings as shown in the legend. 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 48 (forty-eight) 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, Retailer Validation Code and Pack-Scratch 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, Retailer Validation Code and Pack-Scratch 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 48 (forty-eight) Play Symbols under the Latex Overprint on the front portion of the Scratch Ticket, exactly one Serial Number, exactly one Retailer Validation Code, and exactly one Pack-Scratch 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 48 (forty-eight) Play Symbols must be exactly one of those described in Section 1.2.C of these Game Procedures;

17. Each of the 48 (forty-eight) 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 Pack-Scratch Ticket Number must be printed in the Pack-Scratch Ticket Number font and must correspond precisely to the artwork on file at the Texas Lottery;

18. The Display Printing on the Scratch Ticket must 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 Game Ticket (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. A Ticket can win up to twelve (12) times in accordance with the approved prize structure.

B. Adjacent Non-Winning Tickets within a Pack will not have matching Play Symbol and Prize Symbol patterns. Two (2) Tickets have matching Play Symbol and Prize Symbol patterns if they have the same Play Symbols and Prize Symbols in the same spots.

C. The top Prize Symbol will appear on every Ticket unless restricted by other parameters, play action or prize structure.

D. There will be no matching non-winning PULLS on a Ticket. PULLS are considered matching if they have the same Play Symbols in the same spots regardless of color.

E. Regardless of color, no three (3) or more matching non-winning Play Symbols will appear in adjacent spots diagonally or in a column.

F. The red "7" (RSVN) Play Symbol, white "7" (SVN) Play Symbol and blue "7" (BSVN) Play Symbol will only appear together on winning PULLS as dictated by the prize structure, and will win five (5) times (5X) the prize.

G. Three (3) red "7" (RSVN) Play Symbols will only appear on winning PULLS as dictated by the prize structure and will win four (4) times (4X) the prize.

H. Three (3) white "7" (SVN) Play Symbols will only appear on winning PULLS as dictated by the prize structure and will win three (3) times (3X) the prize.

I. Three (3) blue "7" (BSVN) Play Symbols will only appear on winning PULLS as dictated by the prize structure and will win two (2) times (2X) the prize.

J. No PULL will contain matching Play Symbols of different colors unless restricted by other parameters, play action or prize structure.

K. Regardless of color, non-winning Play Symbols (except the "7" Play Symbols) will never appear more than five (5) times on a Ticket.

L. No more than two (2) matching non-winning Play Symbols will appear in one (1) PULL.

M. Non-winning Prize Symbols will never appear more than two (2) times.

N. Non-winning Prize Symbols will never be the same as the winning Prize Symbol(s).

## 2.3 Procedure for Claiming Prizes.

A. To claim a "TEXAS WILD 7'S" Scratch Ticket Game prize of \$5.00, \$10.00, \$20.00, \$30.00, \$100, \$300 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, \$100, \$300 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 "TEXAS WILD 7'S" Scratch Ticket Game prize of \$1,000 or \$100,000, 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 "TEXAS WILD 7'S" 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:

1. a sufficient amount from the winnings of a prize winner who has been finally determined to be:

a. 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;

b. in default on a loan made under Chapter 52, Education Code; or

c. in default on a loan guaranteed under Chapter 57, Education Code; and

2. delinquent child support payments from the winnings of a prize winner in the amount of the delinquency as 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.

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 "TEXAS WILD 7'S" 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 "TEXAS WILD 7'S" 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 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.

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 7,200,000 Scratch Tickets in the Scratch Ticket Game No. 1750. The approximate number and value of prizes in the game are as follows:

Figure 2: GAME NO. 1750 - 4.0

Prize Amount	Approximate Number of Winners*	Approximate Odds are 1 in **
\$5	768,000	9.38
\$10	1,008,000	7.14
\$20	144,000	50.00
\$30	96,000	75.00
\$100	24,000	300.00
\$300	5,160	1,395.35
\$500	300	24,000.00
\$1,000	202	35,643.56
\$100,000	5	1,440,000.00

\*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 3.52. 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. 1750 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 closing procedures and the Instant 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. 1750, 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-201601366  
 Bob Biard  
 General Counsel  
 Texas Lottery Commission  
 Filed: March 22, 2016



Scratch Ticket Game Number 1759 "\$200 Million Payout"

1.0 Name and Style of Scratch Ticket Game.

A. The name of Scratch Ticket Game No. 1759 is "\$200 MILLION PAYOUT". The play style is "key number match".

1.1 Price of Scratch Ticket Game.

A. The price for Scratch Ticket Game No. 1759 shall be \$10.00 per Ticket.

1.2 Definitions in Scratch Ticket Game No. 1759.

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 in 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, 20, 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, MONEY BAG SYMBOL, \$100 BURST SYMBOL, STAR SYMBOL, 10X SYMBOL, \$10.00, \$15.00, \$20.00, \$25.00, \$30.00, \$50.00, \$75.00, \$100, \$200, \$1,000, \$10,000, \$100,000 and \$1,000,000.

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:

Figure 1: GAME NO.1759 - 1.2D

<b>PLAY SYMBOL</b>	<b>CAPTION</b>
01	ONE
02	TWO
03	THR
04	FOR
05	FIV
06	SIX
07	SVN
08	EGT
09	NIN
11	ELV
12	TLV
13	TRN
14	FTN
15	FFN
16	SXN
17	SVT
18	ETN
19	NTN
20	TWY
21	TWON
22	TWTO
23	TWTH
24	TWFR
25	TWV
26	TWSX
27	TWSV
28	TWET
29	TWNI
30	TRTY
31	TRON
32	TRTO
33	TRTH
34	TRFR
35	TRFV
36	TRSX
37	TRSV
38	TRET

39	TRNI
40	FRTY
41	FRON
42	FRTO
43	FRTH
44	FRFR
45	FRFV
46	FRSX
47	FRSV
48	FRET
49	FRNI
<b>MONEY BAG SYMBOL</b>	<b>DBL</b>
<b>\$100 BURST SYMBOL</b>	<b>WIN\$100</b>
<b>STAR SYMBOL</b>	<b>WINX5</b>
<b>10X SYMBOL</b>	<b>WINX10</b>
<b>\$10.00</b>	<b>TEN\$</b>
<b>\$15.00</b>	<b>FIFTN</b>
<b>\$20.00</b>	<b>TWENTY</b>
<b>\$25.00</b>	<b>TWY FIV</b>
<b>\$30.00</b>	<b>THIRTY</b>
<b>\$50.00</b>	<b>FIFTY</b>
<b>\$75.00</b>	<b>SEVENTY FIV</b>
<b>\$100</b>	<b>ONE HUN</b>
<b>\$200</b>	<b>TWO HUN</b>
<b>\$1,000</b>	<b>ONE THOU</b>
<b>\$10,000</b>	<b>TEN THOU</b>
<b>\$100,000</b>	<b>100THOU</b>
<b>\$1,000,000</b>	<b>1 MILLION</b>

E. Serial Number - A unique 13 (thirteen) 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.

F. Low-Tier Prize - A prize of \$10.00, \$15.00 or \$20.00.

G. Mid-Tier Prize - A prize of \$25.00, \$30.00, \$75.00, \$100 or \$200.

H. High-Tier Prize - A prize of \$1,000, \$10,000, \$100,000 or \$1,000,000.

I. Bar Code - A 24 (twenty-four) 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 Scratch Ticket number and the ten (10) digit Validation Number. The Bar Code appears on the back of the Scratch Ticket.

J. Pack-Scratch Ticket Number - A 14 (fourteen) digit number consisting of the four (4) digit game number (1759), a seven (7) digit Pack number, and a three (3) digit Scratch Ticket number. Scratch Ticket numbers start with 001 and end with 050 within each Pack. The format will be: 1759-0000001-001.

K. Pack - A Pack of the "\$200 MILLION PAYOUT" Scratch Ticket Game contains 050 Tickets, packed in plastic shrink-wrapping and fan-folded in pages of one (1). Ticket back 001 and 050 will both be exposed.

L. Non-Winning Scratch 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.

M. Scratch Ticket Game, Scratch Ticket or Ticket - Texas Lottery "\$200 MILLION PAYOUT" Scratch Ticket Game No. 1759.

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, Instant Game Rules, these Game Procedures, and the requirements set out on the back of each Scratch Ticket. A prize winner in the "\$200 MILLION PAYOUT" Scratch Ticket Game is determined once the latex on the Scratch Ticket is scratched off to expose 65 (sixty-five) Play Symbols. If a player matches any of YOUR NUMBERS Play Symbols to any of the WINNING NUMBERS Play Symbols, the player wins the prize for that number. If a player reveals a "MONEY BAG" Play Symbol, the player wins DOUBLE the prize for that symbol. If a player reveals a "\$100 BURST" Play Symbol, the player wins \$100 instantly. If a player reveals a "STAR" Play Symbol, the player WINS 5 TIMES the prize for that symbol. If a player reveals a "10X" Play Symbol, the player WINS 10 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 65 (sixty-five) 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, Retailer Validation Code and Pack-Scratch 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, Retailer Validation Code and Pack-Scratch 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 65 (sixty-five) Play Symbols under the Latex Overprint on the front portion of the Scratch Ticket, exactly one Serial Number, exactly one Retailer Validation Code, and exactly one Pack-Scratch 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 65 (sixty-five) Play Symbols must be exactly one of those described in Section 1.2.C of these Game Procedures;

17. Each of the 65 (sixty-five) 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 Pack-Scratch Ticket Number must be printed in the Pack-Scratch Ticket Number font and must correspond precisely to the artwork on file at the Texas Lottery;

18. The Display Printing on the Scratch Ticket must 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 Game) or refund the retail sales price of the Scratch Ticket, solely at the Executive Director's discretion.

### 2.2 Programmed Game Parameters.

A. A Ticket can win up to thirty (30) times in accordance with the approved prize structure.

B. Adjacent Non-Winning Tickets within a Pack will not have matching Play Symbols and Prize Symbol patterns. Two (2) Tickets have matching Play Symbol and Prize Symbol patterns if they have the same Play Symbols and Prize Symbols in the same spots.

C. The top Prize Symbol will appear on every Ticket unless restricted by other parameters, play action or prize structure.

D. Each Ticket will have five (5) different "WINNING NUMBERS" Play Symbols.

E. Non-winning "YOUR NUMBERS" Play Symbols will all be different.

F. Non-winning Prize Symbols will never appear more than four (4) times.

G. The "MONEY BAG" (DBL), "\$100 BURST" (WIN\$100), "STAR" (WINX5) and "10X" (WINX10) Play Symbols will never appear in the "WINNING NUMBERS" Play Symbol spots.

H. The "MONEY BAG" (DBL) Play Symbol will appear as dictated by the prize structure.

I. The "\$100 BURST" (WIN\$100) Play Symbol will appear as dictated by the prize structure.

J. The "STAR" (WINX5) Play Symbol will appear as dictated by the prize structure.

K. The "10X" (WINX10) Play Symbol will appear as dictated by the prize structure.

L. Non-winning Prize Symbols will never be the same as the winning Prize Symbol(s).

M. No prize amount in a non-winning spot will correspond with the "YOUR NUMBERS" Play Symbol (i.e., 20 and \$20).

### 2.3 Procedure for Claiming Prizes.

A. To claim a "\$200 MILLION PAYOUT" Scratch Ticket Game prize of \$10.00, \$15.00, \$20.00, \$25.00, \$30.00, \$75.00, \$100 or \$200, 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 \$25.00, \$30.00, \$75.00, \$100 or \$200 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 "\$200 MILLION PAYOUT" Scratch Ticket Game prize of \$1,000, \$10,000, \$100,000 or \$1,000,000, 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 "\$200 MILLION PAYOUT" 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:

1. A sufficient amount from the winnings of a prize winner who has been finally determined to be:

a. 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;

b. in default on a loan made under Chapter 52, Education Code; or

c. in default on a loan guaranteed under Chapter 57, Education Code; and

2. delinquent child support payments from the winnings of a prize winner in the amount of the delinquency as 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.

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 "\$200 MILLION PAYOUT" 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 "\$200 MILLION PAYOUT" 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 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.

### 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 28,080,000 Scratch Tickets in Scratch Ticket Game No. 1759. The approximate number and value of prizes in the game are as follows:

Figure 2: GAME NO. 1759 - 4.0

Prize Amount	Approximate Number of Winners*	Approximate Odds are 1 in **
\$10	3,369,600	8.33
\$15	561,600	50.00
\$20	2,808,000	10.00
\$25	561,600	50.00
\$30	561,600	50.00
\$75	561,600	50.00
\$100	112,320	250.00
\$200	26,442	1,061.95
\$1,000	2,340	12,000.00
\$10,000	102	275,294.12
\$100,000	10	2,808,000.00
\$1,000,000	10	2,808,000.00

\*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 3.28. 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. 1759 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 closing procedures and the Instant 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. 1759, 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-201601365  
 Bob Biard  
 General Counsel  
 Texas Lottery Commission  
 Filed: March 22, 2016

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**Panhandle Regional Planning Commission**

Legal Notice

The Panhandle Regional Planning Commission (PRPC) is seeking proposals for a provider of an online comprehensive career/college preparation program that can lead to either an accredited high school diploma or GED for the workforce development program customers administered in the Panhandle Workforce Development Area (PWDA).

Interested proposers may obtain a copy of the solicitation packet by contacting Leslie Hardin, at (806) 372-3381/(800) 477-4562 or [lhardin@theprpc.org](mailto:lhardin@theprpc.org). The proposals must be submitted to PRPC no later than April 15, 2016.

TRD-201601275  
 Leslie Hardin  
 WFD Contracts Coordinator  
 Panhandle Regional Planning Commission  
 Filed: March 17, 2016

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**Public Utility Commission of Texas**

**Announcement of Application for Adjustment of Rates**

The Public Utility Commission of Texas received an application from a Class C utility on March 16, 2016, for a price index adjustment of rates pursuant to Texas Water Code §13.1872 (TWC).

Docket Style and Number: Application of Chuck Bell dba Chuck Bell Water Systems, LLC for Class C Water or Sewer Utility Price Index Rate Adjustment, Docket Number 45733.

The Application: Chuck Bell dba Chuck Bell Water Systems, LLC (Chuck Bell) requested an adjustment to its water base rate and monthly gallonage rate based on the Commission's current price index, effective May 1, 2016. Chuck Bell meets the definition of a Class C utility because it provides retail water or sewer utility service through fewer than 500 taps or connections. As a Class C utility Chuck Bell is allowed to receive, without a hearing, an annual rate adjustment based on changes in the "price index." The Commission established a price index difference of 1.57% for calendar year 2016 to be used in rate adjustment applications filed under TWC §13.1872.

Information on the application may be obtained by contacting the Public Utility Commission of Texas by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All inquiries should reference Docket Number 45733.

TRD-201601291  
Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: March 18, 2016



#### Announcement of Application for Adjustment of Rates

The Public Utility Commission of Texas received an application from a Class C utility on March 16, 2016, for adjustment of rates pursuant to Texas Water Code §13.1872.

Docket Style and Number: Application of QV Utility for a Price Index Rate Adjustment, Docket Number 45732.

The Application: QV Utility (QV) requested an adjustment to its water base rate and the monthly gallonage rate based on the commission's current price index, effective April 1, 2016. QV meets the definition of a Class C utility because it provides retail water or sewer utility service through fewer than 500 taps or connections. As a Class C utility QV is allowed to receive, without a hearing, an annual rate adjustment based on changes in the "price index." The Commission established a price index difference of 1.57% for calendar year 2016 to be used in rate adjustment applications filed under Texas Water Code §13.1872.

Information on the application may be obtained by contacting the commission by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All inquiries should reference Docket Number 45732.

TRD-201601346  
Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: March 21, 2016



#### Notice of Application for a Service Provider Certificate of Operating Authority

Notice is given to the public of the filing with the Public Utility Commission of Texas of an application on March 14, 2016, for a service provider certificate of operating authority (SPCOA), pursuant to the Public Utility Regulatory Act (PURA). Applicant intends to provide facilities-based, data and resale telecommunications services throughout the State of Texas.

Docket Title and Number: Application of CBTR Services, LLC dba Digital Passage for a Service Provider Certificate of Operating Authority, Docket Number 45723.

Persons who wish to comment upon the action sought should contact the Public Utility Commission of Texas by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at (888) 782-8477 no later than April 8, 2016. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 45723.

TRD-201601278  
Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: March 17, 2016



#### Notice of Application for Approval of Special Amortization and Revised Depreciation Rate

Notice is given to the public of the filing with the Public Utility Commission of Texas of an application on March 17, 2016, for approval of a special amortization and new depreciation rate pursuant to §52.252 and §53.056 of the Public Utility Regulatory Act, Texas Utility Code Annotated §§11.001 - 66.016 (West 2007 & Supp. 2015).

Docket Title and Number: Application of Ganado Telephone Company, Inc. for Approval of Special Amortization and a New Depreciation Rate, Docket Number 45740.

The Application: Ganado Telephone Company, Inc. filed an application for approval (1) of a special amortization to retire early Account 2421.0 - Aerial Cable; (2) to establish a new depreciation rate for Account 2411.0 - Towers; and (3) to amortize Account 2411.00 - Poles over a two-year period in order to retire poles early. Ganado proposed an effective date of January 1, 2016.

Persons wishing to intervene or comment on the action sought should contact the Public Utility Commission of Texas by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at (888) 782-8477. A deadline for intervention in this proceeding will be established. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 45740.

TRD-201601290  
Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: March 18, 2016



#### Notice of Application for Purchase of Voting Stock

Notice is given to the public of an application filed with the Public Utility Commission of Texas (commission) on March 18, 2016.

Docket Style and Number: Application of Undine Texas, LLC for Approval to Purchase the Voting Stock in EMCAD Water and Wastewater, LLC, Docket Number 45745.

The Application: Undine Texas, Inc. (Undine Texas) filed an application for approval of the purchase of voting stock in EMCAD Water and Wastewater, LLC (EMCAD) pursuant to Texas Water Code §13.302 and 16 Texas Administrative Code §24.111. EMCAD provides waste-

water service to customers in Johnson and Tarrant counties through three wastewater systems under Certificate of Convenience and Necessity Nos. 21019, 20816 and 20832. Undine Texas is purchasing all issued and outstanding membership interest in EMCAD. Undine Texas will operate and maintain the systems with experienced contract licensed operators familiar with the systems and located in close proximity to the service areas.

Persons who wish to intervene in the proceeding or comment upon the action sought should contact the commission as soon as possible as an intervention deadline will be imposed. A comment or request to intervene should be mailed to Public Utility Commission of Texas, P.O. Box 13326, Austin, Texas 78711-3326. Further information may also be obtained by calling the commission's Office of Customer Protection at (512) 936-7120 or (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All correspondence should refer to Docket Number 45745.

TRD-201601379  
Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: March 23, 2016



#### Notice of Application for Sale, Transfer, or Merger

Notice is given to the public of an application filed with the Public Utility Commission of Texas (commission) on March 11, 2016, pursuant to the Texas Water Code.

Docket Style and Number: Application of Ponderosa & Western Village Water Supply Corporation and El Paso Water Utilities Public Service Board For Sale, Transfer, or Merger of Facilities and Certificate Rights in El Paso County, Docket Number 45719.

The Application: El Paso Water Utilities Public Service Board (EPWU) filed an application for approval of a sale, transfer or merger in which EPWU will acquire all of Ponderosa & Western Village Water Supply Corporation's (Ponderosa) customers, facilities and certificate rights in El Paso County. EPWU's water certificate of convenience and necessity (CCN) No. 10211 will be amended. Ponderosa will be dissolved and its CCN No. 11017 will be cancelled. Rates will not change for affected customers.

Persons who wish to intervene in the proceeding or comment upon the action sought should contact the commission as soon as possible as an intervention deadline will be imposed. A comment or request to intervene should be mailed to Public Utility Commission of Texas, P.O. Box 13326, Austin, Texas 78711-3326. Further information may also be obtained by calling the commission's Office of Customer Protection at (512) 936-7120 or (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All correspondence should refer to Docket Number 45719.

TRD-201601274  
Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: March 17, 2016



#### Notice of Application for Sale, Transfer, or Merger

Notice is given to the public of an application filed with the Public Utility Commission of Texas (commission) on March 11, 2016, pursuant to the Texas Water Code.

Docket Style and Number: Application of Villas of Willowbrook Homeowners Association, Inc. and Monarch Utilities, I, L.P. for Sale, Transfer, or Merger of Facilities and Certificate Rights in Harris County, Docket Number 45715.

The Application: Villas of Willowbrook Homeowners Association, Inc. (Willowbrook) and Monarch Utilities, I, L.P. (Monarch) filed an application for sale, transfer, or merger of facilities and certificate rights in Harris County. Willowbrook and Monarch seek approval for Monarch to acquire all of the water system assets and sewer system assets of Willowbrook and to amend Monarch's water Certificate of Convenience and Necessity Number 12983 and sewer CCN Number 20899.

Persons who wish to intervene in the proceeding or comment upon the action sought should contact the commission as soon as possible as an intervention deadline will be imposed. A comment or request to intervene should be mailed to Public Utility Commission of Texas, P.O. Box 13326, Austin, Texas 78711-3326. Further information may also be obtained by calling the commission's Office of Customer Protection at (512) 936-7120 or (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All correspondence should refer to Docket Number 45715.

TRD-201601289  
Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: March 18, 2016



#### Notice of Application to Amend a Service Provider Certificate of Operating Authority

On March 14, 2016, Intrado Communications Inc. filed an application with the Public Utility Commission of Texas (commission) to amend service provider certificate of operating authority (SPCOA) Number 60317. Applicant requests approval of a name change.

Docket Style and Number: Application of Intrado Communications Inc. to Amend its Service Provider Certificate of Operating Authority, Docket Number 45721.

Persons wishing to comment on the action sought should contact the Public Utility Commission of Texas by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at 1-888-782-8477 no later than April 8, 2016. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 45721.

TRD-201601279  
Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: March 17, 2016



#### Notice of Application to Amend a Service Provider Certificate of Operating Authority

On March 17, 2016, DSCI, LLC and U.S. TelePacific Corp. filed an application with the Public Utility Commission of Texas (commission) to amend service provider certificate of operating authority number 60943. Applicant requests approval of a change in ownership/control.

Docket Style and Number: Application of DSCI, LLC and U.S. TelePacific Corp. to Amend a Service Provider Certificate of Operating Authority, Docket Number 45741.

Persons wishing to comment on the action sought should contact the commission by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at 1-888-782-8477 no later than April 8, 2016. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 45741.

TRD-201601343  
Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: March 21, 2016



#### Notice of Application to Amend a Service Provider Certificate of Operating Authority

On March 14, 2016, Goff Network Technologies-Texas, Inc. d/b/a USA FIBER filed an application with the Public Utility Commission of Texas (commission) to amend service provider certificate of operating authority number 60956. Applicant requests approval of a name change.

Docket Style and Number: Application of Goff Network Technologies-Texas, Inc. d/b/a USA FIBER to Amend a Service Provider Certificate of Operating Authority, Docket Number 45728.

Persons wishing to comment on the action sought should contact the commission by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at 1-888-782-8477 no later than April 8, 2016. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 45728.

TRD-201601344  
Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: March 21, 2016



#### Notice of Application to Amend a Service Provider Certificate of Operating Authority

On March 18, 2016, Verizon Communications Inc. and XO Communications Services, Inc. filed an application with the Public Utility Commission of Texas (commission) to amend service provider certificate of operating authority Number 60173. Applicants request approval of a change in ownership/control.

Docket Style and Number: Application of Verizon Communications Inc. and XO Communications, Inc. to Amend a Service Provider Certificate of Operating Authority, Docket Number 45744.

Persons wishing to comment on the action sought should contact the commission by mail at P.O. Box 13326, Austin, Texas, 78711-3326 or by phone at (512) 936-7120 or toll-free at 1-888-782-8477 no later than April 8, 2016. Hearing and speech-impaired individuals with text

telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 45744.

TRD-201601363  
Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: March 22, 2016



#### Notice of Application to Amend Water Certificate of Convenience and Necessity

Notice is given to the public of the filing with the Public Utility Commission of Texas of an application to amend water certificate of convenience and necessity (CCN) in Chambers County, Texas.

Docket Style and Number: Application of Gulf Coast Waste Disposal Authority to amend Certificate of Convenience and Necessity in Chambers County, Docket Number 45718.

The Application: Gulf Coast Waste Disposal Authority (GCA) filed an application to amend its water certificate of convenience (CCN) Number 20465 in Chambers County. Gulf Coast seeks to decertify a portion of the CCN to accommodate the provision of wastewater services to an area within the GCA jurisdictional boundaries that GCA has agreed and consented for Aqua Texas, Inc. to serve. Approximately 2,809 acres and 0 customers are proposed for decertification.

Persons wishing to intervene or comment on the action sought should contact the Public Utility Commission of Texas by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at (888) 782-8477. A deadline for intervention in this proceeding will be established. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 45718.

TRD-201601263  
Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: March 16, 2016



#### Notice of Application to Relinquish Wireless Designation as an Eligible Telecommunications Carrier

Notice is given to the public of an application filed with the Public Utility Commission of Texas on March 17, 2016, to relinquish wireless designation as an eligible telecommunications carrier.

Docket Title and Number: Application of Nexus Communications, Inc. to Relinquish Designation as an Eligible Telecommunications Carrier for Wireless Service, Docket Number 45739.

The Application: Nexus Communications, Inc. d/b/a ReachOut Wireless (Nexus) notified the Public Utility Commission of Texas that the company plans to discontinue wireless service in Texas on May 22, 2016 and seeks to relinquish its wireless eligible telecommunications carrier (ETC) designation effective June 14, 2016. Nexus stated that the company is not the sole ETC in the service area for which it received wireless ETC designation

Persons who wish to intervene in the proceeding or comment upon the action sought should notify the Public Utility Commission of Texas as a deadline to intervene will be established. Requests for further information should be mailed to the Public Utility Commission of Texas,

P.O. Box 13326, Austin, Texas 78711-3326 or you may call the Commission's Office of Customer Protection at (512) 936-7120 or (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All correspondence should refer to Docket Number 45739.

TRD-201601345  
Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: March 21, 2016



#### Notice of Petition for Amendment to Certificate of Convenience and Necessity by Expedited Release

Notice is given to the public of the filing with the Public Utility Commission of Texas on March 15, 2016, of a petition to amend a certificate of convenience and necessity by expedited release in Chambers County.

Docket Style and Number: Petition of National Property Holdings, LP to Amend Gulf Coast Waste Disposal Authority's Certificate of Convenience and Necessity by Expedited Release in Chambers County, Docket No. 45724.

The Application: National Property Holdings, LP filed with the Public Utility Commission of Texas an application for expedited release of 60.5865 acres from Gulf Coast Waste Disposal Authority's sewer certificate of convenience and necessity No. 20465 in Chambers County pursuant to Texas Water Code §13.254(a-5) and 16 Texas Administrative Code §24.113(r).

Persons wishing to comment on the action sought should contact the Public Utility Commission of Texas no later than April 15, 2016, by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 45724.

TRD-201601276  
Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: March 17, 2016



#### Notice of Petition for Amendment to Certificate of Convenience and Necessity by Expedited Release

Notice is given to the public of the filing with the Public Utility Commission of Texas on March 15, 2016, of a petition to amend a certificate of convenience and necessity by expedited release in Chambers County.

Docket Style and Number: Petition of Ameriport, LLC to Amend Gulf Coast Waste Disposal Authority's Certificate of Convenience and Necessity by Expedited Release in Chambers County, Docket No. 45725.

The Application: Ameriport, LLC filed with the Public Utility Commission of Texas an application for expedited release of 105.0859 acres from Gulf Coast Waste Disposal Authority's sewer certificate of convenience and necessity No. 20465 in Chambers County pursuant to Texas Water Code §13.254(a-5) and 16 Texas Administrative Code §24.113(r).

Persons wishing to comment on the action sought should contact the Public Utility Commission of Texas no later than April 15, 2016, by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 45725.

TRD-201601277  
Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: March 17, 2016



#### Notice of Petition for Amendment to Certificate of Convenience and Necessity by Expedited Release

Notice is given to the public of the filing with the Public Utility Commission of Texas on March 16, 2016, of a petition to amend a certificate of convenience and necessity by expedited release in Hunt County.

Docket Style and Number: Petition of 4252, LLC to Amend the City of Royse City's Certificate of Convenience and Necessity in Hunt County by Expedited Release, Docket No. 45735.

The Application: 4252, LLC filed with the Public Utility Commission of Texas an application for expedited release of approximately 212 acres from the City of Royse City's water certificate of convenience and necessity No. 12827 in Hunt County pursuant to Texas Water Code §13.254(a-5) and 16 Texas Administrative Code §24.113(r).

Persons wishing to comment on the action sought should contact the Public Utility Commission of Texas no later than April 15, 2016, by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 45735.

TRD-201601292  
Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: March 18, 2016



#### Public Notice of Workshop

The Staff of the Public Utility Commission of Texas (commission) will hold a workshop regarding the Chapter 24 non-rate related water/sewer rules on Tuesday, April 26, 2016, at 1:00 p.m. in the Commissioner's Hearing Room, located on the 7th floor of the William B. Travis Building, 1701 North Congress Avenue, Austin, Texas 78701. Project Number 45111, *Project to Amend Chapter 24 for Non-Rate Related Water/Sewer Rules* has been established for this proceeding. This project will amend the non-ratemaking portions of Chapter 24, including rules regarding Certificates of Convenience and Necessity related matters, and will implement Section 7 of Senate Bill 1148 of the 84th Legislature.

The commission will issue a strawman proposal by Wednesday, April 6, 2016, which will be available in Central Records, and on the commission's website, under Project No. 45111. Responses to the strawman proposal may be filed by submitting 16 copies to the commission's Filing Clerk, Public Utility Commission of Texas, 1701 North Congress Avenue, P.O. Box 13326, Austin, Texas 78711-3326 by April 20, 2016.

All responses should reference Project Number 45111. The commission requests comments be limited to 20 pages.

This notice is not a formal notice of proposed rulemaking; however, the parties' responses to the questions and comments at the workshop will assist the commission in developing a commission policy or determining the necessity for a related rulemaking. There will be a sign-in sheet available at the workshop, and parties will be called on for comments in the order in which they signed in.

Questions concerning the workshop or this notice should be referred to Erika Garcia, Attorney, Legal Division, (512) 936-7290. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1.

TRD-201601306  
Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: March 21, 2016

## Texas Department of Transportation

### Public Notice - Aviation

Pursuant to Transportation Code, §21.111, and Title 43, Texas Administrative Code, §30.209, the Texas Department of Transportation conducts public hearings to receive comments from interested parties concerning proposed approval of various aviation projects.

For information regarding actions and times for aviation public hearings, please go to the following website:

[www.txdot.gov/inside-txdot/get-involved/about/hearings-meetings.html](http://www.txdot.gov/inside-txdot/get-involved/about/hearings-meetings.html).

Or visit [www.txdot.gov](http://www.txdot.gov), How Do I Find Hearings and Meetings, choose Hearings and Meetings, and then choose Schedule.

Or contact Texas Department of Transportation, Aviation Division, 150 East Riverside, Austin, Texas 78704, (512) 416-4500 or (800) 68-PI-LOT.

TRD-201601367  
Joanne Wright  
Deputy General Counsel  
Texas Department of Transportation  
Filed: March 22, 2016

## Texas Water Development Board

### Notice of Public Hearing

The Texas Water Development Board (TWDB) will conduct a public hearing in accordance with Texas Water Code §16.053(r) and 31 Texas Administrative Code §357.51(g), and §358.4(a) on May 2, 2016 to receive public comment on a proposed amendment to the 2012 State Water Plan, Water for Texas 2012. The hearing will begin at 9:30 a.m. in Room 1-100, William B. Travis Building, 1701 North Congress Avenue, Austin, Texas 78701.

The Board seeks to receive public comment related to the Region M Major amendment adding a recommended water management strategy (WMS) for Hidalgo County Drainage District No. 1's Delta Watershed Project. The Delta Watershed Project WMS will develop two off-channel reservoirs to provide a total of 6,017 acre-feet per year for municipal and agricultural water users at a capital cost of \$53,788,355. These materials were reviewed by Board staff and the amendment to the regional water plan was approved by the Board on March 21, 2016.

Interested persons are encouraged to attend the hearing to present comments concerning the proposed amendment. Those who cannot attend the hearing may provide written comments on or before May 2, 2016 to Mr. Les Trobman, General Counsel, Texas Water Development Board, P.O. Box 13231, Capitol Station, Austin, Texas 78711 or by email to [rulescomments@twdb.texas.gov](mailto:rulescomments@twdb.texas.gov). The TWDB will receive public comment on the proposed amendment until close of business at 5:00 p.m. on May 2, 2016. Copies of the proposed amendment are available for inspection during regular business hours at the Stephen F. Austin Building from the Water Use, Projections, and Planning Division, Texas Water Development Board, 1700 North Congress Avenue, Austin, Texas 78701. If you want to review these documents, please call (512) 475-2057 for arrangements to view them. A copy of the proposed amendment will also be available on the Board's web site at <http://www.twdb.texas.gov/waterplanning/swp/2012/index.asp>.

TRD-201601329  
Les Trobman  
General Counsel  
Texas Water Development Board  
Filed: March 21, 2016