

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.

Office of the Attorney General

Texas Water Code Settlement Notice

The State of Texas gives notice of the following proposed resolution of an environmental enforcement action under the Texas Water Code. Before the State may enter into a voluntary settlement agreement, pursuant to §7.110 of the Texas Water Code, the State shall permit the public to comment in writing. The Attorney General will consider any written comments and may withdraw or withhold consent to the proposed agreement if the comments disclose facts or considerations indicating that consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the law.

Case Title and Court: *State of Texas v. Juluis L. Brooks*; Cause No. D-1-GN-15-001614; in the 201st Judicial District Court, Travis County, Texas.

Background: This is an enforcement action brought by the State of Texas on behalf of the Texas Commission on Environmental Quality (TCEQ) against Juluis L. Brooks (Brooks), who owns real property located at 1301 East Front Street in Midland, Midland County, Texas (the Site), with four out-of-service underground storage tanks (USTs) located beneath the property. State law and TCEQ rules require the proper and permanent removal of the tanks from service.

Proposed Settlement: The parties propose an Agreed Final Judgment and Permanent Injunction, which, among other things, orders Brooks to hire licensed UST contractors to perform the permanent removal of the tanks from the Site according to TCEQ rules, including the performance of site assessment and release determination, and any necessary remediation. The proposed settlement also provides for an award to the State against Brooks \$3,500 in civil penalties, \$3,675 in administrative penalties, as well as the State's reasonable attorney's fees.

For a complete description of the proposed settlement, the Agreed Final Judgment and Permanent Injunction should be reviewed. The proposed judgment may be examined at the Office of the Attorney General, 300 W. 15th Street, 10th Floor, Austin, Texas, and copies may be obtained in person or by mail for the cost of copying. A copy is also lodged with the Travis County District Court. Requests for copies of the proposed judgment and settlement, and written comments on the same, should be directed to Craig J. Pritzlaff, Assistant Attorney General, Office of the Texas Attorney General, P.O. Box 12548, MC 066, Austin, Texas 78711-2548, (512) 463-2012, facsimile (512) 320-0911. Written comments must be received within 30 days of publication of this notice to be considered.

TRD-201602736
Amanda Crawford
General Counsel
Office of the Attorney General
Filed: May 31, 2016

State Auditor's Office

Request for Proposals for Fiscal Year 2017 Training Courses

The Texas State Auditor's Office (SAO) is seeking instructors to provide training courses for fiscal year 2017. The Request for Proposal and instructions for submitting a proposal can be found via the following link: <http://www.sao.texas.gov/training/RFP/default.html>.

TRD-201602744
Kelly Linder
Chief of Staff
State Auditor's Office
Filed: June 1, 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, 303.005, 303.008, 303.009, 304.003, and 346.101, Texas Finance Code.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 06/06/16 - 06/12/16 is 18% for Consumer¹/Agricultural/Commercial² credit through \$250,000.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 06/06/16 - 06/12/16 is 18% for Commercial over \$250,000.

The monthly ceiling as prescribed by §303.005 and §303.009³ for the period of 06/01/16 - 06/30/16 is 18% or Consumer/Agricultural/Commercial credit through \$250,000.

The monthly ceiling as prescribed by §303.005 and §303.009 for the period of 06/01/16 - 06/30/16 is 18% for Commercial over \$250,000.

The standard quarterly rate as prescribed by §303.008 and §303.009 for the period of 07/01/16 - 09/30/16 is 18% for Consumer/Agricultural/Commercial credit through \$250,000.

The standard quarterly rate as prescribed by §303.008 and §303.009 for the period of 07/01/16 - 09/30/16 is 18% for Commercial over \$250,000.

The retail credit card quarterly rate as prescribed by §303.009⁴ for the period of 07/01/16 - 09/30/16 is 18% for Consumer/Agricultural/Commercial credit through \$250,000.

The lender credit card quarterly rate as prescribed by §346.101¹ for the period of 07/01/16 - 09/30/16 is 18% for Consumer/Agricultural/Commercial credit through \$250,000.

The standard annual rate as prescribed by §303.008 and §303.009⁴ for the period of 07/01/16 - 09/30/16 is 18% for Consumer/Agricultural/Commercial credit through \$250,000.

The standard annual rate as prescribed by §303.008 and §303.009 for the period of 07/01/16 - 09/30/16 is 18% for Commercial over \$250,000.

The retail credit card annual rate as prescribed by §303.009¹ for the period of 07/01/16 - 09/30/16 is 18% for Consumer/Agricultural/Commercial credit through \$250,000.

The judgment ceiling as prescribed by §304.003 for the period of 06/01/16 - 06/30/16 is 5.00% for Consumer/Agricultural/Commercial credit through \$250,000.

The judgment ceiling as prescribed by §304.003 for the period of 06/01/16 - 06/30/16 is 5.00% for Commercial over \$250,000.

¹ Credit for personal, family or household use.

² Credit for business, commercial, investment or other similar purpose.

³ For variable rate commercial transactions only.

⁴ Only for open-end credit as defined in §301.002(14), Texas Finance Code.

TRD-201602745

Leslie L. Pettijohn

Commissioner

Office of Consumer Credit Commissioner

Filed: June 1, 2016

Court of Criminal Appeals

Availability of Grant Funds

The Court of Criminal Appeals announces the availability of funds to be provided in the form of grants to entities for the purpose of providing continuing legal education courses, programs, and technical assistance projects for prosecutors, prosecutor office personnel, criminal defense attorneys who regularly represent indigent defendants in criminal matters, clerks, judges, and other court personnel of the appellate courts, district courts, county courts at law, county courts, justice courts and municipal courts of this State, or other persons as provided by statute.

The Court of Criminal Appeals also announces the availability of funds to be provided in the form of grants to entities for the purpose of providing continuing legal education courses, programs, and technical assistance projects on actual innocence for law enforcement officers, law students, criminal defense attorneys, prosecuting attorneys, judges, or other persons as provided by statute.

Funds are subject to the provisions of Chapter 56 of the Texas Government Code and the General Appropriations Act. The grant period is September 1, 2016 through August 31, 2017. The deadline for applications is July 1, 2016. Applicants may request an application packet by contacting the Judicial Education Section of the Texas Court of Criminal Appeals: 201 West 14th Street, Suite 103, Austin, Texas 78701, (512) 475-2312, judicialeducation@txcourts.gov.

TRD-201602651

Abel Acosta

Clerk of the Court

Court of Criminal Appeals

Filed: May 25, 2016

Deep East Texas Council of Governments

Request for Proposals - Regional Coordination Transportation Plan

The Deep East Texas Council of Governments (DETCOG) announces the issuance of a Request for Proposals (RFP) #0527.0788. DETCOG seeks a consultant to assist in its two-year rural transit planning process. The rural transit plan will include the counties of Angelina, Houston, Jasper, Nacogdoches, Newton, Polk Sabine, San Augustine, San Jacinto, Shelby, Trinity and Tyler.

The deadline for proposals is Monday, June 20, 2016, at 2 p.m. The award date is June 23, 2016. DETCOG reserves the right to accept or reject any or all proposals submitted. DETCOG is under no legal or other obligation to execute a contract on the basis of this notice or the distribution of an RFP. Neither this notice nor the RFP commits DETCOG to pay for any costs incurred prior to the award of a contract.

Parties interested in submitting a proposal may obtain information by contacting the Regional Planner, Bob Bashaw at (409) 394-704 ext. 5302 or "bob.bashaw@detcog.org". A copy of the RFP may be downloaded from the "www.DETCOG.org" website.

TRD-201602722

Rusty Phillips

Assistant Executive Director

Deep East Texas Council of Governments

Filed: May 27, 2016

Employees Retirement System of Texas

Request for Proposal to Provide Third-Party Administrative Services, Including a High Deductible Health Plan, for HealthSelectSM of Texas

In accordance with Chapter 1551 of the Texas Insurance Code, the Employees Retirement System of Texas ("ERS") will issue a Request for Proposal ("RFP") seeking a qualified third-party administrator ("TPA") to provide health care administration (claims processing, network management and utilization review) benefits and services for HealthSelectSM of Texas, including a high deductible health plan, under the Texas Employees Group Benefits Program ("GBP"). The TPA shall provide the level of services required in the RFP and meet other requirements that are in the best interest of ERS, the GBP, its participants and the state of Texas ("State"). The TPA shall be required to execute a Contractual Agreement ("Contract") provided by and satisfactory to, ERS.

A vendor wishing to submit a proposal shall meet the minimum requirements and criteria as described in Article V of the RFP.

The RFP will be posted on or after June 15, 2016, to ERS' server. To access the RFP, email a request to ivendorquestions@ers.state.tx.us and provide the following information in the subject line of its request: TPA RFP. Upon receipt of the request, ERS will email the requisite user name and password to access the RFP. The RFP will include documents for review and response.

General questions concerning the RFP and/or ancillary bid materials should be sent by email to ivendorquestions@ers.state.tx.us. When submitting questions, provide the following information in the subject line of its email request: TPA RFP. The submission deadline for all RFP questions is expected to be June 28, 2016, at 4:00 p.m. CT. ERS expects to complete the posting of RFP questions and answers by 5:00 p.m. CT on July 7, 2016. Please review the RFP for specific deadlines.

To be eligible for consideration, a vendor is required to submit its proposal in accordance with the instructions set forth in the RFP. All materials shall be received by ERS no later than 10:00 a.m. CT on July 27, 2016, or such other date specified in the RFP.

ERS reserves the right to reject any and/or all proposals and/or call for new proposals if deemed by ERS to be in the best interests of ERS, the GBP, its participants and the State. ERS also reserves the right to reject any proposal submitted that does not fully comply with the RFP's instructions and criteria. ERS is under no legal requirement to execute a Contract on the basis of this notice or upon issuance of the RFP and will not pay any costs incurred by any entity in responding to this notice or in connection with the preparation of a proposal. ERS reserves the

right to vary all provisions set forth at any time prior to execution of a Contract where ERS deems it to be in the best interests of ERS, the GBP, its participants and the State.

TRD-201602746

Paula A. Jones

Deputy Executive Director and General Counsel

Employees Retirement System of Texas

Filed: June 1, 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 public an opportunity to submit written comments on the proposed AOs. TWC, §7.075 requires that notice of the proposed orders and the opportunity to comment must be published in the Texas Register no later than the 30th day before the date on which the public comment period closes, which in this case is July 11, 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 July 11, 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: 3-D Mobile Home and RV Park, Incorporated; DOCKET NUMBER: 2016-0180-PWS-E; IDENTIFIER: RN101241271; LOCATION: Denison, Grayson County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.46(e)(4)(A) and Texas Health and Safety Code, §341.033(a), by failing to operate the facility under the direct supervision of a water works operator who holds a Class D or higher license; 30 TAC §290.46(f)(2), (3)(A)(i)(III) and (ii)(III), by failing to maintain and provide facility records to commission personnel upon request; 30 TAC §290.110(c)(4)(A), by failing to monitor the disinfectant residual at representative locations throughout the distribution system at least once every seven days; 30 TAC §290.46(s)(2)(C)(i), by failing to verify the accuracy of the manual disinfectant residual analyzer at least once every 90 days using chlorine solutions of known concentrations; 30 TAC §290.46(n)(3), by failing to maintain copies of well completion data such as well material setting data, geological log, sealing information (pressure cementing and surface protection), disinfection information, microbiological sample results and a chemical analysis

report of a representative sample of water from the well; 30 TAC §290.42(e)(4)(A), by failing to provide a full-face self-contained breathing apparatus or supplied air respirator that meets Occupational Safety and Health Administration standards and is readily accessible; 30 TAC §290.41(c)(3)(K), by failing to provide a well casing vent with an opening that is covered with a 16-mesh or finer corrosion-resistant screen, facing downward, elevated, and located as to minimize the drawing of contaminants into the well; and 30 TAC §290.41(c)(3)(J), by failing to provide a concrete sealing block that extends at least three feet from the well casing in all directions, is at least six inches thick and is sloped to drain away from the easement at not less than 0.25 inch per foot; PENALTY: \$1,690; ENFORCEMENT COORDINATOR: Katy Montgomery, (210) 403-4016; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(2) COMPANY: A AND K ENTERPRISES, INCORPORATED dba Country Food Store; DOCKET NUMBER: 2016-0301-PST-E; IDENTIFIER: RN101183861; LOCATION: Lane City, Wharton County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(c)(1), by failing to monitor the underground storage tanks (USTs) for releases at a frequency of at least once every month; 30 TAC §334.77(b) and §334.78(c), by failing to submit a report to the TCEQ summarizing the initial abatement steps taken within 20 days after a release of a regulated substance from a UST system, and failing to submit a site assessment report within 45 days after a confirmed release of a regulated substance from a UST system; 30 TAC §334.49(a)(2) and TWC, §26.3475(d), by failing to ensure the UST corrosion protection system was operated and maintained in a manner that will ensure continuous corrosion protection; 30 TAC §334.8(c)(5)(C), by failing to ensure that a legible tag, label, or marking with the UST identification number is permanently applied upon or affixed to either the top of the fill tube or to a nonremovable point in the immediate area of the fill tube according to the UST registration and self-certification form; 30 TAC §334.42(i) and TWC, §26.3475(c)(2), by failing to inspect all sumps, including dispenser sumps, manways, overspill containers or catchment basins associated with a UST system at least once every 60 days to assure that their sides, bottoms, and any penetration points are maintained liquid tight and free of any liquid or debris; and 30 TAC §290.51(a)(6) and TWC, §5.702, by failing to pay outstanding water system fees for TCEQ Financial Account Number 90200288; PENALTY: \$13,794; ENFORCEMENT COORDINATOR: Danielle Porras, (713) 767-3682; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(3) COMPANY: Aqua Utilities, Incorporated; DOCKET NUMBER: 2016-0215-PWS-E; IDENTIFIER: RN101450187; LOCATION: League City, Brazoria County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.42(1), by failing to maintain a thorough and up-to-date plant operations manual for operator review and reference; 30 TAC §290.46(s)(1), by failing to calibrate the facility's well meter at least once every three years; 30 TAC §290.46(n)(2), by failing to provide an accurate and up-to-date map of the distribution system so that valves and mains can be easily located during emergencies; 30 TAC §290.46(m)(1)(A), by failing to conduct an annual inspection of the facility's ground storage tank; and 30 TAC §290.46(m)(1)(B), by failing to conduct an annual inspection of the facility's pressure tank; PENALTY: \$1,084; ENFORCEMENT COORDINATOR: Katy Montgomery, (210) 403-4016; REGIONAL OFFICE: 5425 Polk Avenue, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(4) COMPANY: Aqua Utilities, Incorporated; DOCKET NUMBER: 2016-0179-PWS-E; IDENTIFIER: RN101232676; LOCATION: Pearland, Brazoria County; TYPE OF FACILITY: public water

supply; RULES VIOLATED: 30 TAC §290.41(c)(1)(F), by failing to obtain a sanitary control easement covering land within 150 feet of Well Number 1; 30 TAC §290.42(l), by failing to provide a thorough and up-to-date plant operations manual for operator review and reference; 30 TAC §290.46(s)(1), by failing to calibrate the facility's well meter at least once every three years; 30 TAC §290.46(n)(2), by failing to provide an accurate and up-to-date map of the distribution system so that valves and mains can be easily located during emergencies; and 30 TAC §290.45(b)(1)(A)(ii) and Texas Health and Safety Code, §341.0315(c), by failing to provide a pressure tank capacity of 50 gallons per connection; PENALTY: \$684; ENFORCEMENT COORDINATOR: Ryan Byer, (512) 239-2571; REGIONAL OFFICE: 5425 Polk Avenue, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(5) COMPANY: BASF Corporation; DOCKET NUMBER: 2016-0177-IWD-E; IDENTIFIER: RN100218049; LOCATION: Freeport, Brazoria County; TYPE OF FACILITY: industrial wastewater treatment facility; RULES VIOLATED: TWC, §26.121(a)(1), 30 TAC §305.125(1), and Texas Pollutant Discharge Elimination System Permit Number WQ0003977000, Effluent Limitations and Monitoring Requirements Number 1, Outfall Numbers 001 and 003, by failing to comply with permitted effluent limitations; PENALTY: \$46,875; ENFORCEMENT COORDINATOR: James Boyle, (512) 239-2527; REGIONAL OFFICE: 5425 Polk Avenue, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(6) COMPANY: City of Whitesboro; DOCKET NUMBER: 2016-0105-MWD-E; IDENTIFIER: RN102796679; LOCATION: Whitesboro, Grayson 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 (TPDES) Permit Number WQ0010464001, Effluent Limitations and Monitoring Requirements Number 1, by failing to comply with permitted effluent limitations; and 30 TAC §305.125(1) and (17) and TPDES Permit Number WQ0010464001, Sludge Provisions, by failing to timely submit the annual sludge report by September 30, 2015; PENALTY: \$51,000; Supplemental Environmental Project offset amount of \$51,000; ENFORCEMENT COORDINATOR: Claudia Corrales, (512) 239-4935; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(7) COMPANY: Far East Partners, Incorporated dba Watts Grocery; DOCKET NUMBER: 2015-1828-PST-E; IDENTIFIER: RN102258209; LOCATION: Frisco, Denton County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(c)(1), by failing to monitor the underground storage tank (UST) for releases at a frequency of at least once every month; 30 TAC §334.45(c)(3)(A), by failing to ensure that the emergency shutoff valves (also known as shear or impact valves) are securely anchored at the base of the dispensers; 30 TAC §334.50(d)(9)(A)(iv) and (v) and §334.72(3), by failing to report a suspected release to the TCEQ within 72 hours of discovery; 30 TAC §334.74(1), by failing to investigate a suspected release of a regulated substance within 30 days of discovery; and 30 TAC §334.74(3), by failing to file a suspected release investigation report with the agency within 45 days after discovery of the suspected release; PENALTY: \$11,982; ENFORCEMENT COORDINATOR: John Fennell, (512) 239-2616; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(8) COMPANY: John J. Vander Horst Credit Shelter Trust and Carole Jane Vander Horst and Alan Dale Vander Horst dba Vander Horst Dairy and Farming; DOCKET NUMBER: 2016-0297-AGR-E; IDENTIFIER: RN102739166; LOCATION: Stephenville, Erath County; TYPE OF FACILITY: dairy farm; RULES VIOLATED: TWC, §26.121(a)(1), 30 TAC §305.125(1) and §321.31(a), and Texas Pollu-

tant Discharge Elimination System Permit Number WQ0003322000, Part VI.A., by failing to prevent the unauthorized discharge of wastewater from a concentrated animal feeding operation into or adjacent to any water in the state; PENALTY: \$2,438; ENFORCEMENT COORDINATOR: Cheryl Thompson, (817) 588-5886; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(9) COMPANY: Martin Operating Partnership L.P.; DOCKET NUMBER: 2016-0096-MLM-E; IDENTIFIER: RN102605136; LOCATION: Beaumont, Jefferson County; TYPE OF FACILITY: storage and distribution facility; RULES VIOLATED: TWC, §26.121(a)(1), 30 TAC §305.125(1) and §305.535(c)(1), and Texas Pollutant Discharge Elimination System (TPDES) Permit Number WQ0004074000, Permit Conditions Number 2.h, by failing to prevent the bypass of untreated or partially treated industrial wastewater into or adjacent to any water in the state; TWC, §26.121(a)(1), 30 TAC §305.125(1) and §335.4, and TPDES Permit Number WQ0004074000, Operational Requirements Number 11.a, by failing to not cause, suffer, allow, or permit the unauthorized discharge of industrial solid waste and by failing to not cause, suffer, allow, or permit the storage of industrial solid waste in such a manner so as to cause the discharge or imminent threat of discharge of industrial solid waste into or adjacent to any water in the state; TWC, §26.121(a)(1), 30 TAC §305.125(1), and TPDES Permit Number WQ0004074000, Permit Conditions Number 2.g, by failing to prevent the unauthorized discharge of industrial wastewater into or adjacent to any water in the state; and 30 TAC §305.125(1), and TPDES Permit Number WQ0004074000, Other Requirements Number 2, by failing to perform all measurements, tests, and calculations in a representative manner to ensure the accurate reporting of data; PENALTY: \$14,253; Supplemental Environmental Project offset amount of \$5,700; ENFORCEMENT COORDINATOR: Larry Butler, (512) 239-2543; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(10) COMPANY: Santa Rita KC, LLC; DOCKET NUMBER: 2016-0311-EAQ-E; IDENTIFIER: RN107097248; LOCATION: Liberty Hill, Williamson County; TYPE OF FACILITY: residential development project; RULES VIOLATED: 30 TAC §213.4(a)(1) and Water Pollution Abatement Plan (WPAP) Number 11-14011601 Standard Condition Number 6, by failing to obtain approval of a WPAP Exception Request prior to initiating a regulated activity over the Edwards Aquifer Recharge Zone; 30 TAC §213.5(f)(1) and WPAP Number 11-14011601 Standard Condition Number 7, by failing to provide written notification of intent to commence construction to the Austin Regional Office no later than 48 hours prior to commencement of a regulated activity; and 30 TAC §213.4(g)(3) and WPAP Number 11-14011601 Standard Condition Number 4, by failing to submit proof of recordation of notice in the county deed records to the Austin Regional Office within 60 days of receiving written WPAP approval; PENALTY: \$5,027; ENFORCEMENT COORDINATOR: Alejandro Laje, (512) 239-2547; REGIONAL OFFICE: 12100 Park 35 Circle, Building A, Austin Texas 78711-3087, (512) 339-2929.

(11) COMPANY: Sunoco Partners Marketing and Terminals L.P.; DOCKET NUMBER: 2016-0357-AIR-E; IDENTIFIER: RN100214626; LOCATION: Nederland, Jefferson County; TYPE OF FACILITY: petroleum storage and transport terminal; RULE VIOLATED: 30 TAC §116.115(b)(2)(F) and (c) and §122.143(4), New Source Review Permit Number 1980, Special Conditions Number 1, Federal Operating Permit Number 1573, Special Terms and Conditions Number 10, and Texas Health and Safety Code, §382.085(b), by failing to prevent unauthorized emissions; PENALTY: \$9,600; ENFORCEMENT COORDINATOR: Carol McGrath, (210) 403-4063; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(12) COMPANY: Zia Omar dba Shell Gas Station; DOCKET NUMBER: 2016-0028-PST-E; IDENTIFIER: RN101541308; LOCATION: White Settlement, Tarrant County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(d)(1)(B)(ii), (iii)(I) and (4)(A), and TWC, §26.3475(c)(1), by failing to conduct reconciliation of detailed inventory control records at least once each month, sufficiently accurate to detect a release which equals or exceeds the sum of 1.0 percent of the total substance flow-through for the month plus 130 gallons, and by failing to provide release detection by failing to conduct inventory volume measurement for regulated substance inputs, withdrawals, and the amount still remaining in the tank each operating day; 30 TAC §334.42(i) and TWC, §26.3475(c)(2), by failing to ensure any overspill containers or catchment basins, which are associated with a underground storage tank system, are inspected at least once every 60 days to assure that their sides, bottoms, and any penetration points are maintained liquid-tight and free of any liquid or debris; 30 TAC §334.45(c)(3)(A), by failing to ensure that the emergency shutoff valves are securely anchored at the base of the dispensers; and 30 TAC §334.605(a), by failing to ensure that a certified Class A and Class B operator is re-trained within three years of their last training date; PENALTY: \$8,793; ENFORCEMENT COORDINATOR: John Fennell, (512) 239-2616; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

TRD-201602733

Kathleen C. Decker

Director, Litigation Division

Texas Commission on Environmental Quality

Filed: May 31, 2016



Correction of Error

The Texas Commission on Environmental Quality submitted "Notice of Request for Public Comment and Notice of a Public Meeting to Receive Comments on Four Total Maximum Daily Loads for Indicator Bacteria in Cottonwood Creek, Fish Creek, Kirby Creek, and Crockett Branch Watersheds Upstream of Mountain Creek Lake" for publication in the May 27, 2016, issue of the *Texas Register* (41 TexReg 3942).

On page 3942, first column, first paragraph of the notice, "Kirby Creek" should have been included in the list of creeks and rivers. The corrected paragraph reads as follows:

"The Texas Commission on Environmental Quality (TCEQ or commission) has made available for public comment Four Total Maximum Daily Loads (TMDL) for Indicator Bacteria in Cottonwood Creek, Fish Creek, Kirby Creek, and Crockett Branch Watersheds Upstream of Mountain Creek Lake in Dallas and Tarrant Counties."

On page 3942, first column, second paragraph of the notice, the segment letters should have been capitalized and a comma should follow the words "Kirby Creek". The corrected paragraph reads as follows:

"The purpose of the public meeting is to provide the public an opportunity to comment on the draft TMDLs for indicator bacteria in four assessment units in Segments 0841F, 0841K, 0841N, and 0841V located in Cottonwood Creek, Fish Creek, Kirby Creek, and Crockett Branch in Dallas and Tarrant Counties and the decision to join the implementation efforts of an approved, adjacent Implementation Plan (I-Plan)."

On page 3942, second column, eighth paragraph of the notice, the words "Kirby Creek" were omitted. The corrected paragraph reads as follows:

"Written comments on the draft TMDLs and the decision to join the existing Greater Trinity River I-Plan should be submitted to Jason

Leifester, Water Quality Planning Division, Texas Commission on Environmental Quality, MC 203, P.O. Box 13087, Austin, Texas 78711-3087; faxed to (512) 239-1414; or submitted electronically to www1.tceq.texas.gov/rules/ecomments/ by June 27, 2016, and should reference *Four Total Maximum Daily Loads for Indicator Bacteria in Cottonwood Creek, Fish Creek, Kirby Creek, and Crockett Branch Watersheds Upstream of Mountain Creek Lake.*"

TRD-201602751



Notice of Comment Period and Hearing on Draft Air Curtain Incinerator General Operating Permit

The Texas Commission on Environmental Quality (TCEQ) is providing an opportunity for public comment and a notice and comment hearing (hearing) on the draft Air Curtain Incinerator General Operating Permit (GOP) Number 518. In addition to the federally required renewal, the draft GOP contains revisions based on recent federal and state rule changes, which include updates to the requirements tables; the addition of new requirements tables; and updates to the terms. This renewal also corrects typographical errors, and updates language for administrative preferences.

The draft GOP is subject to a 30-day comment period. During the comment period, any person may submit written comments on the draft GOP. The hearing will be held in Austin on July 7, 2016, at 10:00 a.m. in 201S, Building E of the TCEQ offices, located at 12100 Park 35 Circle, Austin. The hearing will be structured for the receipt of oral or written comments by interested persons. Open discussion within the audience will not occur during the hearing; however, a TCEQ staff member will be available to discuss the draft GOP 30 minutes prior to the hearing and will also be available to answer questions after the hearing.

Copies of the draft GOP may be obtained from the TCEQ website at http://www.tceq.state.tx.us/permitting/air/nav/titlev_news.html or by contacting the TCEQ Office of Air, Air Permits Division at (512) 239-1250. Written comments may be mailed to Ms. Becky Southard, Texas Commission on Environmental Quality, Office of Air, Air Permits Division, MC 163, P.O. Box 13087, Austin, Texas 78711-3087. All comments should reference draft GOP 518. Comments must be received by 5:00 p.m., July 13, 2016. For further information, contact Ms. Southard at (512) 239-1638.

Persons who have special communication or other accommodation needs who are planning to attend the hearing should contact the agency at (512) 239-4000. Requests should be made as far in advance as possible.

TRD-201602721

Robert Martinez

Director, Environmental Law Division

Texas Commission on Environmental Quality

Filed: May 27, 2016



Notice of Public Hearing on Proposed Amendments to 30 TAC Chapter 7

The Texas Commission on Environmental Quality (commission) will conduct a public hearing to receive testimony regarding proposed revisions to 30 Texas Administrative Code (TAC) Chapter 7, MOU Between the Texas State Soil and Water Conservation Board and TCEQ, §7.102, under the requirements of Texas Government Code, Chapter 2001, Subchapter B.

The proposed rulemaking would implement the proposed Memoranda of Understanding (MOU) rulemaking is a coordination between the Texas Commission on Environmental Quality and the Texas State Soil and Water Conservation Board that adopts by reference updates and procedures for coordinating the jurisdictional authority, program responsibilities, procedural mechanisms for point and nonpoint source pollution programs, and to incorporate applicable conditions of the Letter of Agreement into the MOU.

The commission will hold a public hearing on this proposal in Austin, Texas, on July 12, 2016 at 10:00 a.m. in Building E, Room 201S, at the commission's central office located at 12100 Park 35 Circle. The hearing is structured for the receipt of oral or written comments by interested persons. Individuals may present oral statements when called upon in order of registration. Open discussion will not be permitted during the hearing; however, commission staff members will be available to discuss the proposal 30 minutes prior to the hearing.

Persons who have special communication or other accommodation needs who are planning to attend the hearing should contact Sandy Wong, Office of Legal Services at (512) 239-1802 or 1-800-RE-LAY-TX (TDD). Requests should be made as far in advance as possible.

Written comments may be submitted to Derek Baxter, MC 205, Office of Legal Services, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087 or faxed to (512) 239-4808. Electronic comments may be submitted at: <http://www1.tceq.texas.gov/rules/ecomments/>. File size restrictions may apply to comments being submitted via the *eComments* system. All comments should reference Rule Project Number 2016-020-007-OW. The comment period closes July 15, 2016. Copies of the proposed rulemaking can be obtained from the commission's website at http://www.tceq.texas.gov/rules/propose_adopt.html. For further information, please contact Kerry Niemann, Water Quality Planning Division, (512) 239-0483.

TRD-201602664

Robert Martinez

Director, Environmental Law Division

Texas Commission on Environmental Quality

Filed: May 26, 2016



Notice of Public Meeting Proposed Air Quality Permit Number 138162

APPLICATION. Capitol Aggregates, Inc. has applied to the Texas Commission on Environmental Quality (TCEQ) for issuance of Air Quality Permit Number 138162, which would authorize construction of a Rock Crushing Plant located at 1576 County Road 265, Hondo, Medina County, Texas 78861. 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=29.48665&lng=-98.98795&zoom=13&type=r>. The facility will emit the following contaminants: volatile organic compounds, nitrogen oxides, carbon monoxide, sulfur dioxide, and particulate matter including particulate with diameters of 10 microns or less and 2.5 microns or less.

The executive director has determined the application is administratively complete and will conduct a technical review of the application.

PUBLIC COMMENT/PUBLIC MEETING. You may submit public comments to the Office of the Chief Clerk at the address below. The TCEQ will consider all public comments in developing a final decision

on the application. A public meeting will be held and will consist of two parts, an Informal Discussion Period and a Formal Comment Period. A public meeting is not a contested case hearing under the Administrative Procedure Act. During the Informal Discussion Period, the public will be encouraged to ask questions of the applicant and TCEQ staff concerning the permit application. The comments and questions submitted orally during the Informal Discussion Period will not be considered before a decision is reached on the permit application and no formal response will be made. Responses will be provided orally during the Informal Discussion Period. During the Formal Comment Period on the permit application, members of the public may state their formal comments orally into the official record. At the conclusion of the comment period, all formal comments will be considered before a decision is reached on the permit application. A written response to all formal comments will be prepared by the Executive Director and will be sent to each person who submits a formal comment or who requested to be on the mailing list for this permit application and provides a mailing address. Only relevant and material issues raised during the Formal Comment Period can be considered if a contested case hearing is granted on this permit application.

The Public Meeting is to be held:

Thursday, June 23, 2016 at 7:00 PM

South Texas Regional Training Center

402 Carter Street

Hondo, Texas 78861

INFORMATION. Citizens are encouraged to submit written comments anytime during the public meeting or by mail before the close of the public comment period to the Office of the Chief Clerk, TCEQ, Mail Code MC-105, P.O. Box 13087, Austin, Texas 78711-3087 or electronically at <http://www.tceq.texas.gov/about/comments.html>. If you need more information about the permit application or the permitting process, please call the TCEQ Public Education Program, toll free, at (800) 687-4040. General information can be found at our Web site at www.tceq.texas.gov. *Si desea información en español, puede llamar al (800) 687-4040.*

The application will be available for viewing and copying at the TCEQ central office, the TCEQ San Antonio regional office, and the Hondo Public Library, 1011 19th Street, Hondo, Medina County, Texas. The facility's compliance file, if any exists, is available for public review in the San Antonio regional office of the TCEQ. Further information may also be obtained from Capitol Aggregates, Inc., P.O. Box 33240, San Antonio, Texas 78265-3240 or by calling Mr. Paul Detterline, Director of Environmental Affairs at (210) 871-7214.

Persons with disabilities who need special accommodations at the meeting should call the Office of the Chief Clerk at (512) 239-3300 or 1-800-RE-LAY-TX (TDD) at least one week prior to the meeting.

Notice Issuance Date: May 25, 2016

TRD-201602741

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: June 1, 2016



Texas Ethics Commission

List of Late Filers

Below is a list from the Texas Ethics Commission of names of filers who did not file a report or failed to pay penalty fines for late reports in

reference to the listed filing deadline. If you have any questions, you may contact Sue Edwards at (512) 463-5800.

Deadline: Personal Financial Statement due February 12, 2016

- Veronica Aleman, 217 Segovia Dr., Laredo, Texas 78046
 - Daniel Biggs, 7979 Westheimer, Apt. 101, Houston, Texas 77063
 - Mitchell Bosworth, 5411 Sycamore Creek Dr., Kingwood, Texas 77345
 - Fidel Castillo, P.O. Box 10135, San Antonio, Texas 78210
 - Rabeya Sultan Collier, 14707 Arbor Trace Ln., Houston, Texas 77396
 - Sandra Crenshaw, 2018 Lanark Ave., Dallas, Texas 75203
 - LaTronda Darnell, 6447 Candleview Ct., San Antonio, Texas 78244
 - Kimberley DeLaGarza Solar, 109 West Court, Seguin, Texas 78155
 - Joseph Farkus, 5102 Vickery Blvd., Unit B, Dallas, Texas 75206
 - John T. Floyd, 2927 Dixon Ct., Pearland, Texas 77584
 - Christine Guajardo, 1000 Ranchway #96, Laredo, Texas 78045
 - Cristoban Hernandez, 10314 Autumn Harvest Dr., Houston, Texas 77064
 - Hope Knight, P.O. Box 552, Centerville, Texas 75833
 - Kenneth Lowder, 7803 Sativa Cr., Baytown, Texas 77521
 - Marilynn Mayse, 4306 York St., Dallas, Texas 75210
 - Jose Menendez, 1518 Townsend House Dr., San Antonio, Texas 78251
 - Emett Gary Merwin, 5009 Sugarberry Dr, McKinney, Texas 75071
 - James D. Morrison, 64 Cauthen Dr., Huntsville, Texas 77320
 - Hugo Noyola, 127 Yellowstone Lake Dr., Laredo, Texas 78041
 - Lynn Oliver, P.O. Box 3318, Bandera, Texas 78003
 - Morriss Overstreet, P.O. Box 35, Prairie View, Texas 77446
 - Ronald Reynolds, 6140 Highway 6 S, Ste 233, Missouri City, Texas 77459
 - Osbert Rodriguez, 1020 Dennet Rd., Brownsville, Texas 78526
 - Ben Roeder, 1228 16th, Galveston, Texas 77550
 - Judith Sanders-Castro, 9122 Autumn Skies, San Antonio, Texas
 - Deborah Shafto, 7620 Santa Fe Dr., Houston, Texas 77061
 - Matthew Spees, 712 E Morris St., Madisonville, Texas 77864
 - Angela Tucker, 2100 Bloomdale Rd., Ste 10030, McKinney, Texas 75071
 - Nathan Webb, 5817 1/2 Victor St., Dallas, Texas 75214
- TRD-201602739
Natalia Luna Ashley
Executive Director
Texas Ethics Commission
Filed: May 31, 2016

Texas Facilities Commission

Request for Proposals #303-6-20550-A

The Texas Facilities Commission (TFC), on behalf of the Department of Public Safety (DPS), announces the issuance of a Re-Advertisement

of Request for Proposals (RFP) #303-6-20550-A. TFC seeks a five (5) or ten (10) year lease of approximately 14,635 usable square feet of space that consists of 14,440 square feet of office space and 195 square feet of outdoor employee lounge area space in Georgetown, Texas.

The deadline for questions is June 29, 2016 and the deadline for proposals is July 13, 2016 at 3:00 p.m. The award date is August 17, 2016. TFC reserves the right to accept or reject any or all proposals submitted. TFC is under no legal or other obligation to execute a lease on the basis of this notice or the distribution of an RFP. Neither this notice nor the RFP commits TFC to pay for any costs incurred prior to the award of a grant.

Parties interested in submitting a proposal may obtain information by contacting the Program Specialist, Evelyn Esquivel, at (512) 463-6494. A copy of the RFP may be downloaded from the Electronic State Business Daily at http://esbd.cpa.state.tx.us/bid_show.cfm?bidid=124780.

TRD-201602715
Kay Molina
General Counsel
Texas Facilities Commission
Filed: May 27, 2016

Request for Proposals #303-7-20565

The Texas Facilities Commission (TFC), on behalf of the Comptroller of Public Accounts-Audit Division (CPA), announces the issuance of Request for Proposals (RFP) #303-7-20565. TFC seeks a five (5) or ten (10) year lease of approximately 2,499 square feet of office space in Lubbock, Texas.

The deadline for questions is June 28, 2016 and the deadline for proposals is July 11, 2016 at 3:00 p.m. The award date is August 17, 2016. TFC reserves the right to accept or reject any or all proposals submitted. TFC is under no legal or other obligation to execute a lease on the basis of this notice or the distribution of an RFP. Neither this notice nor the RFP commits TFC to pay for any costs incurred prior to the award of a grant.

Parties interested in submitting a proposal may obtain information by contacting the Program Specialist, Evelyn Esquivel, at (512) 463-6494. A copy of the RFP may be downloaded from the Electronic State Business Daily at http://esbd.cpa.state.tx.us/bid_show.cfm?bidid=124778.

TRD-201602713
Kay Molina
General Counsel
Texas Facilities Commission
Filed: May 27, 2016

Request for Proposals #303-8-20570

The Texas Facilities Commission (TFC), on behalf of the Health and Human Services Commission (HHSC) and the Department of Aging and Disability Services (DADS), announces the issuance of Request for Proposals (RFP) #303-8-20570. TFC seeks a five (5) or ten (10) year lease of approximately 8,410 square feet of office space in Collin County, Texas.

The deadline for questions is June 30, 2016 and the deadline for proposals is July 19, 2016 at 3:00 p.m. The award date is August 17, 2016. TFC reserves the right to accept or reject any or all proposals submitted. TFC is under no legal or other obligation to execute a lease on the basis of this notice or the distribution of an RFP. Neither this notice nor

the RFP commits TFC to pay for any costs incurred prior to the award of a grant.

Parties interested in submitting a proposal may obtain information by contacting the Program Specialist, Evelyn Esquivel, at (512) 463-6494. A copy of the RFP may be downloaded from the Electronic State Business Daily at http://esbd.cpa.state.tx.us/bid_show.cfm?bidid=124786.

TRD-201602723

Kay Molina

General Counsel

Texas Facilities Commission

Filed: May 27, 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 May 23, 2016, through May 27, 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, June 3, 2016. The public comment period for this project will close at 5:00 p.m. on Wednesday, July 3, 2016.

FEDERAL AGENCY ACTIONS:

Applicant: Port of Corpus Christi Authority

Location: The project site is located in two locations (northern site and southern site) in Corpus Christi Bay near the junction of the Corpus Christi Ship Channel and La Quinta Channel CE Station 40+00, near Ingleside-on-the-Bay, Nueces County, Texas. The project can be located on the U.S.G.S. quadrangle map titled: Port Ingleside, Texas.

LATITUDE & LONGITUDE (NAD 83):

27.87128, -97.24899 (northern site) & 27.81564, -97.22118 (southern site)

Project Description: The applicant requests an extension of time and an amendment to its previously authorized permit for dredging activities in the LQC and a 10-year maintenance dredging program. The applicant is currently authorized to dredge approximately 1.4 million cubic yards of material within a 20-acre area at the junction of the CCSC and LQC to a depth of -45 feet mean low tide (MLT) with an additional -2 feet of advanced maintenance and up to -2 feet of allowable over depth for a total possible depth of -49 feet MLT. The applicant proposes to add two dredging areas (Northern and Southern Dredge Areas) and two dredged material placement areas (DMPA), the existing Good Hope DMPA and a new private Copano DMPA, to its project. The Southern Dredge Area has an approximate size of 15.11 acres, which includes 8.57 acres that overlap the currently authorized dredge area and 6.54 acres of new area. The southern modification would widen the existing 400-foot-wide channel variably from approximately CE Station 32+15.62 to Station 60+00 up to an approximate 550-foot width on a 1V:2H side slope with a depth of -52 feet MLT plus -2 feet allow-

able over depth (for a total possible depth of -54 feet MLT) to match the existing federal template in this reach. This would result in dredging approximately 157,500 cubic yards of additional material. The Northern Dredge Area is an approximate 14.87-acre area, and the modification would widen the existing 400-foot-wide channel variably between CE Station 230+00 to Station 280+00 up to an approximate 500-foot width on a 1V:2H side slope and the required depth of -47 feet MLT plus up to 2 feet of allowable over depth (for a total possible depth of -49 feet MLT) to match the existing federal template in this reach. This would result in dredging approximately 557,500 cubic yards of material. Dredging would be conducted by either hydraulic or mechanical methods with dredged material placed in DMPAs 9, 10, and 13 as well as the additional DMPAs Good Hope and Copano. The proposed Copano DMPA consists of three existing bauxite residue drying beds located near Copano Bay, in Aransas County, Texas. The existing infrastructure and pipelines to hydraulically transport the dredged material extend from the LQC shoreline to the Copano DMPA and is currently serviceable. The dredged material would be contained by existing levees surrounding the DMPA. The applicant's stated purpose of the proposed work is to improve navigational safety and general maneuvering effectiveness for a variety of vessels representing multiple waterway users within the CCSC and transiting the LQC to access existing and new facilities on the LQC and LQC Extension.

CMP Project No: 16-1327-F1

Type of Application: U.S. Army Corps of Engineers (USACE) permit application #SWG-2005-01290. This application will be reviewed pursuant to Section 10 of the Rivers and Harbors Act of 1899.

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. Jesse Solis, P.O. Box 12873, Austin, Texas 78711-2873 or via email at federal.consistency@glo.texas.gov. Comments should be sent to Mr. Solis at the above address or by email.

TRD-201602706

Anne L. Idsal

Chief Clerk, Deputy Land Commissioner

General Land Office

Filed: May 26, 2016

◆ ◆ ◆

Texas Health and Human Services Commission

Notice of Public Hearing on Health and Human Services Commission Strategic Plan 2017-2021

Hearing. The Texas Health and Human Services Commission (HHSC) will conduct a public hearing on Friday, June 17, 2016, at 1:00 p.m., Central Standard Time. HHSC, Department of State Health Services (DSHS), Department of Family and Protective Services (DFPS), Department of Assistive and Rehabilitative Services, and Department of Aging and Disability Services will conduct a public hearing to receive stakeholder input for the health and human services strategic plan for 2017-2021. HHSC, DFPS, and DSHS will each develop strategic plans, and HHSC will develop a Coordinated Strategic Plan covering all five health and human services agencies.

1. Welcome and introductions

2. Public comment
3. Adjourn

The public hearing will be held in the Public Hearing Room of the Brown-Heatly Building, located at 4900 North Lamar Boulevard, Austin, Texas. Entry is through Security at the south entrance to the building. Persons requiring Americans with Disabilities Act (ADA) accommodation or auxiliary aids or services should contact Strategic Planning Unit at (512) 206-5802 at least 72 hours prior to the hearing so appropriate arrangements can be made.

In-Person and Telephone Testimony. Public testimony will be taken in person at the meeting as well as via telephone. Every person wishing to testify at the hearing will be required to register at the meeting. Every person wishing to testify via telephone must submit an email to strategicplancomments@hhsc.state.tx.us no later than 1:00 p.m. CST on Friday, June 17, 2016; the email must include the person's name, a telephone number where he or she can be reached, and a statement requesting to submit oral testimony via telephone. Testimony will first be taken from all persons present at the meeting and will be followed by testimony submitted via telephone. Call-in: 1-877-226-9790; Access Code: 5950374.

Written Comments. Written comments will be taken until 5:00 p.m. on Friday, June 17, 2016. Comments may be submitted to strategicplancomments@hhsc.state.tx.us.

Contact: Questions regarding agenda items, content, or meeting arrangements should be directed to Mathilde Hyams-Flores in the Strategic Planning Unit, HHSC, (512) 206-5802 or strategicplancomments@hhsc.state.tx.us.

TRD-201602747

Karen Ray

Chief Counsel

Texas Health and Human Services Commission

Filed: June 1, 2016



Notice of Public Hearing on Proposed Medicaid Payment Rate for Truman W. Smith Children's Care Center

Hearing. The Texas Health and Human Services Commission (HHSC) will conduct a public hearing on Thursday, June 23, 2016, at 9:00 a.m. to receive public comment on the proposed rate for the Truman W. Smith Children's Care Center, a nursing facility that is a member of the pediatric care facility special reimbursement class of the Nursing Facility Program operated by the Department of Aging and Disability Services.

The hearing will be held in compliance with Texas Human Resources Code §32.0282 and 1 Texas Administrative Code (TAC) §355.105(g), which require public notice and hearings on proposed Medicaid reimbursements before HHSC approves them. The public hearing will be held in Conference Room 5155 of the Brown-Heatly Building, located at 4900 North Lamar Boulevard, Austin, Texas. Entry is through Security at the front of the building facing Lamar Boulevard. 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 to increase the reimbursement rate for the nursing facility pediatric care facility special reimbursement class for Truman W. Smith Children's Care Center from \$251.22 per day to \$261.74 per day. The proposed rate will be effective retroactive to September 1, 2015, and was determined in accordance with the rate

setting methodology listed below under "Methodology and Justification," which indicates that payment rates for pediatric care facilities are to be determined annually, coincident within the state's fiscal year, within available funds.

Methodology and Justification. The proposed rate was determined in accordance with the rate setting methodology codified at 1 TAC Chapter 355, Subchapter C, §355.307, Reimbursement Setting Methodology.

Briefing Package. A briefing package describing the proposed rates will be available at <http://www.hhsc.state.tx.us/rad/rate-packets.shtml> on June 10, 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. 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. 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-201602748

Karen Ray

Chief Counsel

Texas Health and Human Services Commission

Filed: June 1, 2016



Texas Department of Housing and Community Affairs

Announcement of the Opening of the Public Comment Period for the Draft Report of Findings and Recommendations of the Housing and Health Services Coordination Council

The Texas Department of Housing and Community Affairs (the "Department") announces the opening of a 16-day public comment period for the Draft Report ("Report") of Findings and Recommendations of the Housing and Health Services Coordination Council ("Council") as required by Texas Government Code §2306.1096(c). The 16-day public comment period begins Monday, June 20, 2016, and continues until 5:00 p.m. Austin local time on Tuesday, July 5, 2016.

The Report gives the public an opportunity to provide input into the Report prior to submission to the Office of the Governor and the Legislative Budget Board on August 1, 2016. The Report includes the definition of Service-Enriched Housing, Council findings, and recommendations.

Beginning June 20, 2016, the Report will be available on the Department's Web site at <http://www.tdhca.state.tx.us/public-comment.htm>. A paper copy may be requested by contacting the Housing Resource Center at P.O. Box 13941, Austin, Texas 78711-3941 or by calling (512) 475-2953.

Written comment should be sent by mail to the Texas Department of Housing and Community Affairs, Housing Resource Center, P.O. Box 13941, Austin, Texas 78711-3941, by email to info@tdhca.state.tx.us, or by fax to (512) 475-0070.

TRD-201602710

Timothy K. Irvine
Executive Director
Texas Department of Housing and Community Affairs
Filed: May 27, 2016

◆ ◆ ◆
Texas Department of Insurance

Company Licensing

Application for USAA TEXAS LLOYD'S COMPANY, a domestic Lloyd's plan, to convert to and change its name to USAA CONVERSION INSURANCE COMPANY, a domestic fire and/or casualty company. The home office is in San Antonio, Texas.

Application for incorporation in the state of Texas by TEXAS NATIONAL SPECIALTY INSURANCE COMPANY a domestic fire and/or casualty company. The home office is in Irving, Texas.

Application for incorporation in the state of Texas by POST OAK NATIONAL INSURANCE OCOMPANY, a domestic fire and/or casualty company. The home office is in Irving, 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-201602678
Norma Garcia
General Counsel
Texas Department of Insurance
Filed: May 26, 2016

◆ ◆ ◆
Texas State Library and Archives Commission

Request for Qualifications, Consultant Contract Notice

Description of Proposed Consulting Contract:

The Texas State Library and Archives Commission (TSLAC) intends to contract with a qualified consultant who has experience planning and implementing library or statewide evaluation studies. The contractor will evaluate and assess the progress made by the agency in administering federal Library Services and Technology Act (LSTA) grant funds for libraries in Texas. The Institute for Museum and Library Services (IMLS), authorizes the LSTA Grants to States program, and requires that all State Library Administrative Agencies (SLAAs), comprising all 50 states plus some territories, develop 5-year statewide plans. Section 9134(c) of the IMLS authorizing legislation directs SLAAs to "independently evaluate, and report to the IMLS Director regarding, the activities assisted under this subchapter, prior to the end of the 5-year plan." The current LSTA 5-year plan for Texas covers the federal fiscal years 2013 - 2017 (state fiscal years 2014 - 2018).

The Report will examine grant activities for three full fiscal years (SFYs 2014, 2015, and 2016) and partial data for one fiscal year (SFY 2017). The report will meet all requirements described by existing IMLS evaluation guidelines, as well as new "Measuring Success Initiative" guidelines that are currently under development by IMLS.

The State Plan must identify specific needs for library services to be addressed in the pertinent five-year period. This needs assessment should be based on the SLAA's *most recent five-year evaluation*, complementary data, and advisory input.

TSLAC is the only statewide agency with an in-depth knowledge of the library field in the state of Texas, and this evaluation is statutorily required to be performed by an independent evaluator. There are no other state agencies with the knowledge and background to investigate and evaluate the progress made by TSLAC in administering federal LSTA grant funds for libraries in Texas. As a result, it is necessary for our agency to issue a Request for Proposals (RFP) and contract with an external vendor to perform the required work and produce the mandatory State Report.

Proposed Contract Amount:

Expected contract amount not to exceed \$65,000.

Proposed Contract Term:

July 2016 - February 2017.

Electronic State Business Daily Posting:

Posting Number: 306-16-8535 http://esbd.cpa.state.tx.us/bid_show.cfm?bidid=124830.

RFQ Open Date:

June 21, 2016.

TRD-201602738

Donna Osborne

Chief Operations and Fiscal Officer

Texas State Library and Archives Commission

Filed: May 31, 2016

◆ ◆ ◆
Texas Lottery Commission

Scratch Ticket Game Number 1767 "Win It All"

1.0 Name and Style of Scratch Ticket Game.

A. The name of Scratch Ticket Game No. 1767 is "WIN IT ALL". The play style is "key number match".

1.1 Price of Scratch Ticket Game.

A. The price for Scratch Ticket Game No. 1767 shall be \$1.00 per Ticket.

1.2 Definitions in Scratch Ticket Game No. 1767.

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, \$1.00, \$2.00, \$5.00, \$10.00, \$20.00, \$50.00, \$100 and \$500.

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. 1767 - 1.2D

PLAY SYMBOL	CAPTION
01	ONE
02	TWO
03	THR
04	FOR
05	FIV
06	SIX
07	SVN
08	EGT
09	NIN
10	TEN
11	ELV
12	TLV
13	TRN
14	FTN
15	FFN
16	SXN
17	SVT
18	ETN
19	NTN
\$1.00	ONE\$
\$2.00	TWO\$
\$5.00	FIV\$
\$10.00	TEN\$
\$20.00	TWY\$
\$50.00	FFTY\$
\$100	ONHN
\$500	FVHN

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 \$1.00, \$2.00, \$5.00, \$10.00 or \$20.00.

G. Mid-Tier Prize - A prize of \$50.00, \$100 or \$500.

H. 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.

I. Pack-Ticket Number - A 14 (fourteen) digit number consisting of the four (4) digit game number (1767), a seven (7) digit Pack number, and a three (3) digit Scratch Ticket number. Scratch Ticket numbers start with 001 and end with 150 within each Pack. The format will be: 1767-0000001-001.

J. Pack - A Pack of the "WIN IT ALL" Scratch Ticket Game contains 150 Tickets, packed in plastic shrink-wrapping and fanfolded in pages of five (5). Tickets 001 to 005 will be on the top page; Tickets 006 to 010 on the next page; etc.; and tickets 146 to 150 will be on the last page with backs exposed. Ticket 001 will be folded over so the front of Ticket 001 and 010 will be exposed.

K. 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.

L. Scratch Game Ticket, Scratch Ticket or Ticket - Texas Lottery "WIN IT ALL" Scratch Ticket Game No. 1767.

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 "WIN IT ALL" Scratch Ticket Game is determined once the latex on the Scratch Ticket is scratched off to expose 12 (twelve) Play Symbols. If a player matches any of YOUR NUMBERS Play Symbols to the WINNING NUMBER Play Symbol, the player wins the PRIZE for that number. If a player matches any of YOUR NUMBERS Play Symbols to the WIN IT ALL NUMBER Play Symbol, the player WINS ALL 5 PRIZES INSTANTLY! 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 12 (twelve) 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 12 (twelve) 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 12 (twelve) Play Symbols must be exactly one of those described in Section 1.2.C of these Game Procedures;

17. Each of the 12 (twelve) 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. Consecutive Non-Winning Tickets in a Pack will not have matching play data, spot for spot.

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

C. No matching non-winning Prize Symbols on a Ticket.

D. A non-winning Prize Symbol will never be the same as a winning Prize Symbol.

E. No prize amount in a non-winning spot will correspond with the YOUR NUMBER Play Symbol (i.e., 2 and \$2).

F. No matching non-winning YOUR NUMBERS Play Symbols on a Ticket.

G. The WIN IT ALL NUMBER Play Symbol will never match the WINNING NUMBER Play Symbol.

H. The WIN IT ALL NUMBER Play Symbol will match one (1) and only one (1) YOUR NUMBERS Play Symbol an only on intended five (5) times winning Tickets.

I. When the WIN IT ALL NUMBER Play Symbol matches a YOUR NUMBERS Play Symbol, there will be no occurrence of any YOUR NUMBERS Play Symbols matching the WINNING NUMBER Play Symbol.

2.3 Procedure for Claiming Prizes.

A. To claim a "WIN IT ALL" Scratch Ticket Game prize of \$1.00, \$2.00, \$5.00, \$10.00, \$20.00, \$50.00, \$100 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 \$50.00, \$100 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. As an alternative method of claiming a "WIN IT ALL" 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.

C. 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.

D. 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 "WIN IT ALL" 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 "WIN IT ALL" 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 Prizes. There will be approximately 11,040,000 Scratch Tickets in Scratch Ticket Game No. 1767. The approximate number and value of prizes in the game are as follows:

Figure 2: GAME NO. 1767 - 4.0

Prize Amount	Approximate Number of Winners*	Approximate Odds are 1 in **
\$1	1,104,000	10.00
\$2	736,000	15.00
\$5	257,600	42.86
\$10	128,800	85.71
\$20	43,700	252.63
\$50	8,280	1,333.33
\$100	1,610	6,857.14
\$500	46	240,000.00

*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 4.84. 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. 1767 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. 1767, 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-201602749
 Bob Biard
 General Counsel
 Texas Lottery Commission
 Filed: June 1, 2016



Scratch Ticket Game Number 1785 "Back to School Crossword"

1.0 Name and Style of Scratch Ticket Game.

A. The name of Scratch Ticket Game No. 1785 is "BACK TO SCHOOL CROSSWORD". The play style is "crossword".

1.1 Price of Scratch Ticket Game.

A. The price for Scratch Ticket Game No. 1785 shall be \$3.00 per Scratch Ticket.

1.2 Definitions in Scratch Ticket Game No. 1785.

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: A, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T, U, V, W, X, Y, Z and BLACKENED SQUARE SYMBOL.

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. 1785 - 1.2D

PLAY SYMBOL	CAPTION
A	
B	
C	
D	
E	
F	
G	
H	
I	
J	
K	
L	
M	
N	
O	
P	
Q	
R	
S	
T	
U	
V	
W	
X	
Y	
Z	
 SYMBOL	

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, \$10.00 or \$20.00.

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

H. High-Tier Prize - A prize of \$5,000 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-Ticket Number - A 14 (fourteen) digit number consisting of the four (4) digit game number (17851785), 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: 17851785-0000001-001.

K. Pack - A Pack of the "BACK TO SCHOOL CROSSWORD" Scratch Ticket Game contains 125 Tickets, packed in plastic shrink-wrapping and fanfolded in pages of one (1). Tickets 001 will be shown on the front of the Pack; the back of Ticket 125 will be revealed on the back of the Pack. All Packs will be tightly shrink-wrapped. There will be

no breaks between the Tickets in a Pack. Every other book will reverse i.e., reverse order will be: the back of Ticket 001 will be shown on the front of the Pack and the front of Ticket 125 will be shown on the back of the Pack.

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 "BACK TO SCHOOL CROSSWORD" Scratch Ticket Game No. 17851785.

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 "BACK TO SCHOOL CROSSWORD" Scratch Ticket Game is determined once the latex on the Scratch Ticket is scratched off to expose 141 (one hundred forty-one) possible Play Symbols. The player must scratch all of the 18 CALL LETTERS and the 2 BONUS letters. The player then scratches all the letters found in the BACK TO SCHOOL CROSSWORD puzzle that exactly match the CALL LETTERS and the BONUS letters. If the player has scratched at least 3 complete WORDS, the player wins the prize found in the PRIZE LEGEND. Only one prize will be paid per Ticket. Only letters within the BACK TO SCHOOL CROSSWORD puzzle that are matched with the CALL LETTERS and BONUS letters can be used to form a complete WORD. In the BACK TO SCHOOL CROSSWORD puzzle, every lettered square within an unbroken horizontal (left to right) or vertical (top to bottom) sequence must be matched with the CALL LETTERS or BONUS letters to be considered a complete WORD. Words revealed in a diagonal sequence are not considered valid WORDS. Words within WORDS are not eligible for a prize. A complete WORD must contain at least three letters. 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 141 (one hundred forty-one) 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 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 141 (one hundred forty-one) 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 141 (one hundred forty-one) Play Symbols must be exactly one of those described in Section 1.2.C of these Game Procedures;

17. Each of the 141 (one hundred forty-one) 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. Consecutive Non-Winning Tickets in a Pack will not have matching patterns of either Play Symbols or Prize Symbols.

B. A Ticket will win as indicated by the prize structure.

C. Each Ticket consists of a CALL LETTERS play area, a BONUS letters play area and one BACK TO SCHOOL CROSSWORD Puzzle Grid.

D. Each word will appear only once per Ticket on the BACK TO SCHOOL CROSSWORD Puzzle Grid.

E. Each letter will only appear once per Ticket in the CALL LETTERS play area and BONUS letters play area.

F. Each BACK TO SCHOOL CROSSWORD Puzzle Grid will contain the following: (a) 4 sets of 3-letter words, (b) 5 sets of 4-letter words, (c) 3 sets of 5-letter words, (d) 3 sets of 6-letter words, (e) 1 set of 7-letter words, (f) 2 sets of 8-letter words and (g) 1 set of 9-letter words.

G. All BACK TO SCHOOL CROSSWORD Puzzle Grids will have an equal chance of winning a prize.

H. There will be a minimum of three (3) vowels in the CALL LETTERS play area and BONUS letters play area combined.

I. The length of words found in the BACK TO SCHOOL CROSSWORD Puzzle Grid will range from three (3) to nine (9) letters.

J. Only words from the approved word list will appear in the BACK TO SCHOOL CROSSWORD Puzzle Grid. (Texas_Bonus_v2_2July2015.doc)

K. None of the prohibited words (Texas_Prohibited_v3_2July2015.doc) will appear horizontally (in either direction), vertically (in either direction) or diagonally (in either direction) in the CALL LETTERS play area (including the BONUS letters play area). In addition, when all rows of the CALL LETTERS (including the BONUS letters play area) are joined together into a single continuous row of letters (first row, followed by second row, etc.), none of the prohibited words will appear in either the forward or reverse direction.

L. A player will never find a word horizontally (in either direction), vertically (in either direction) or diagonally (in either direction) in the CALL LETTERS play area that matches a word in the BACK TO SCHOOL CROSSWORD Puzzle Grid.

M. Each letter, with the exception of vowels, will appear no more than nine (9) times in the BACK TO SCHOOL CROSSWORD Puzzle grid.

N. No Ticket will match eleven (11) words or more.

O. Only one (1) prize paid per Ticket.

P. Three (3) to ten (10) completed words will be revealed as per the prize structure.

Q. Sixteen (16) to eighteen (18) CALL LETTERS will open at least one (1) letter in the BACK TO SCHOOL CROSSWORD Puzzle Grid. At least one (1) of the two (2) BONUS letters will open one (1) or more positions on the BACK TO SCHOOL CROSSWORD Puzzle Grid.

2.3 Procedure for Claiming Prizes.

A. To claim a "BACK TO SCHOOL CROSSWORD" Scratch Ticket Game prize of \$3.00, \$5.00, \$10.00, \$20.00, \$100 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 \$100 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 "BACK TO SCHOOL CROSSWORD" Scratch Ticket Game prize of \$5,000 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 "BACK TO SCHOOL CROSSWORD" 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 "BACK TO SCHOOL CROSSWORD" 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 "BACK TO SCHOOL CROSSWORD" 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 8,040,000 Scratch Tickets in Scratch Ticket Game No. 17851785. The approximate number and value of prizes in the game are as follows:

Figure 2: GAME NO. 1785 - 4.0

Prize Amount	Approximate Number of Winners*	Approximate Odds are 1 in **
\$3	771,840	10.42
\$5	1,157,760	6.94
\$10	160,800	50.00
\$20	96,480	83.33
\$100	15,745	510.64
\$500	4,020	2,000.00
\$5,000	29	277,241.38
\$50,000	8	1,005,000.00

*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 3.64. 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. 17851785 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. 17851785, 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-201602750
 Bob Biard
 General Counsel
 Texas Lottery Commission
 Filed: June 1, 2016

◆ ◆ ◆
Public Utility Commission of Texas

Announcement of Application for State-Issued Certificate of Franchise Authority

The Public Utility Commission of Texas received an application on May 26, 2016, for a state-issued certificate of franchise authority (SICFA), pursuant to §§66.001 - 66.016 of the Public Utility Regulatory Act (PURA).

Project Title and Number: Application of Skitter, Inc. for a State-Issued Certificate of Franchise Authority, Project Number 45997.

The requested SICFA service area is identified in the application as "state line".

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 Project Number 45997.

TRD-201602724
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: May 27, 2016



Notice of Application for Limited Code of Conduct Waiver

Notice is given to the public of an application filed with the Public Utility Commission of Texas (commission) on May 26, 2016 for a limited code of conduct waiver.

Docket Style and Number: Application of Cross Texas Transmission, LLC for a Limited Code of Conduct Waiver, Docket Number 45980.

The Application: Cross Texas Transmission, LLC, a transmission-only electric utility, filed an application requesting a limited code of conduct waiver. Cross Texas seeks to modify its code of conduct to (1) allow Cross Texas to both provide and receive from its non-competitive affiliates transmission system operations and engineering services, and (2) allow Cross Texas to provide control room services to its non-competitive affiliates operating outside of ERCOT. In addition, Cross Texas has included certain non-substantive changes to its code of conduct.

As a member of the LS Power Development, LLC family of companies, Cross Texas shares or receives certain corporate support services and certain engineering services through an intra-company services agreement with LSP Western Transmission Holdings LLC, which uses the employees of LS Power to provide the services to Cross Texas. These affiliates do not provide services or sell products in a competitive energy-related market in Texas, so Cross Texas contends they are not "competitive affiliates" as that term is defined in PURA and the commission's rules.

Persons wishing to intervene or 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 (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 45980.

TRD-201602735
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: May 31, 2016



Notice of Application to Amend Water Certificate of Convenience and Necessity

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

Docket Style and Number: Application of Mustang Special Utility District to Amend a Sewer Certificate of Convenience and Necessity in Denton County, Docket Number 45989.

The Application: Mustang Special Utility District (Mustang SUD) filed an application to amend its sewer CCN No. 20930 in Denton County. Mustang SUD seeks to decertify a portion of the City of Oak Point's CCN. The City of Oak Point no longer desires to provide sewer service to the area. Mustang SUD intends to cover the area previously served by the City of Oak Point and to provide service in such areas and in other previous uncertified areas. Some of the area which was previously within the City of Oak Point's sewer CCN and which will be incorporated into Mustang SUD's sewer CCN is within the corporate limits of the Town of Little Elm. The Town Manager of Little Elm, Mr. Matt Mueller, has consented to the proposed amendment.

Persons wishing to intervene or 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 (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 45989.

TRD-201602704
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: May 26, 2016

