

REVIEW OF AGENCY RULES

This section contains notices of state agency rules review as directed by the Texas Government Code, §2001.039. Included here are (1) notices of *plan to review*; (2)

notices of *intention to review*, which invite public comment to specified rules; and (3) notices of *readoption*, which summarize public comment to specified rules. The complete text of an agency's *plan to review* is available after it is filed with the Secretary of State on the Secretary of State's web site (<http://www.sos.state.tx.us/texreg>). The complete text of an agency's rule being reviewed and considered for *readoption* is available in the *Texas Administrative Code* on the web site (<http://www.sos.state.tx.us/tac>).

For questions about the content and subject matter of rules, please contact the state agency that is reviewing the rules. Questions about the web site and printed copies of these notices may be directed to the *Texas Register* office.

Adopted Rule Reviews

Texas Council for Developmental Disabilities

Title 40, Part 21

The Texas Council for Developmental Disabilities (Council) adopts the review of Chapter 876, General Provisions, §§876.1 - 876.12, pursuant to the Texas Government Code, §2001.039.

The proposed rule review was published in the December 4, 2015, issue of the *Texas Register* (40 TexReg 8813).

The Council considered, among other things, whether the reasons for adoption of these rules continue to exist. No comments were received on the proposed rule review. As a result of the review, the Council determined that the rules are still necessary and readopts this chapter.

This concludes the review of Chapter 876, General Provisions.

TRD-201602659

Beth Stalvey

Executive Director

Texas Council for Developmental Disabilities

Filed: May 25, 2016



The Texas Council for Developmental Disabilities (Council) adopts the review of Chapter 877, Grant Awards, §§877.1 - 877.5, pursuant to the Texas Government Code, §2001.039.

The proposed rule review was published in the December 4, 2015, issue of the *Texas Register* (40 TexReg 8813).

The Council considered, among other things, whether the reasons for adoption of these rules continue to exist. No comments were received on the proposed rule review. As a result of the review, the Council determined that the rules are still necessary and readopts this chapter.

Elsewhere in this issue of the *Texas Register*, the Texas Council for Developmental Disabilities contemporaneously adopts amendments to §§877.1 and §877.3.

This concludes the review of Chapter 877, Grant Awards.

TRD-201602660

Beth Stalvey

Executive Director

Texas Council for Developmental Disabilities

Filed: May 25, 2016



Texas Board of Professional Engineers

Title 22, Part 6

The Texas Board of Professional Engineers (Board) re-adopts existing rules in 22 Texas Administrative Code Chapter 131, Organization and Administration. The proposed rule review was published in the March 4, 2016, issue of the *Texas Register* (41 TexReg 1723).

The rules are re-adopted pursuant to and following the Board's Quadrennial Rule Review required by the Texas Government Code §2001.039 during which the Board published its Notice of Intent to Review Rules and Schedule. This review revealed that the original reasons for the adoption of all rules still exist and that all rules are necessary for the Board's performance of its duties, the governance of its own proceedings, and the regulation of the practice of engineering in this state.

The Board did not receive any comments on the re-adoption of Chapter 131.

Chapter 131 is re-adopted pursuant to the Texas Engineering Practice Act, Occupations Code §1001.202, which authorizes the Board to adopt and enforce any rule or bylaws consistent with the Act as necessary for the performance of its duties, the governance of its own proceedings, and the regulation of the practice of engineering in this state.

This concludes the review of Chapter 131, Organization and Administration.

TRD-201602725

Lance Kinney, P.E.

Executive Director

Texas Board of Professional Engineers

Filed: May 31, 2016



The Texas Board of Professional Engineers (Board) re-adopts existing rules in 22 Texas Administrative Code Chapter 133, Licensing. The proposed rule review was published in the March 4, 2016, issue of the *Texas Register* (41 TexReg 1723).

The rules are re-adopted pursuant to and following the Board's Quadrennial Rule Review required by the Texas Government Code §2001.039 during which the Board published its Notice of Intent to Review Rules and Schedule. This review revealed that the original reasons for the adoption of all rules still exist and that all rules are necessary for the Board's performance of its duties, the governance of its own proceedings, and the regulation of the practice of engineering in this state.

The Board received four comments regarding the review and re-adoption of Chapter 133. The comments related to the rules regarding licensing requirements for education and experience standards. Those

comments were responded to individually and were outside the scope of this rule review.

Chapter 133 is re-adopted pursuant to the Texas Engineering Practice Act, Occupations Code §1001.202, which authorizes the Board to adopt and enforce any rule or bylaws consistent with the Act as necessary for the performance of its duties, the governance of its own proceedings, and the regulation of the practice of engineering in this state.

This concludes the review of Chapter 133, Licensing.

TRD-201602726

Lance Kinney, P.E.

Executive Director

Texas Board of Professional Engineers

Filed: May 31, 2016



The Texas Board of Professional Engineers (Board) re-adopts existing rules in 22 Texas Administrative Code Chapter 135, Firm Registration. The proposed rule review was published in the March 4, 2016, issue of the *Texas Register* (41 TexReg 1723).

The rules are re-adopted pursuant to and following the Board's Quadrennial Rule Review required by the Texas Government Code §2001.039 during which the Board published its Notice of Intent to Review Rules and Schedule. This review revealed that the original reasons for the adoption of all rules still exist and that all rules are necessary for the Board's performance of its duties, the governance of its own proceedings, and the regulation of the practice of engineering in this state.

The Board did not receive any comments on the re-adoption of Chapter 135.

Chapter 135 is re-adopted pursuant to the Texas Engineering Practice Act, Occupations Code §1001.202, which authorizes the Board to adopt and enforce any rule or bylaws consistent with the Act as necessary for the performance of its duties, the governance of its own proceedings, and the regulation of the practice of engineering in this state.

This concludes the review of Chapter 135, Firm Registration.

TRD-201602727

Lance Kinney, P.E.

Executive Director

Texas Board of Professional Engineers

Filed: May 31, 2016



The Texas Board of Professional Engineers (Board) re-adopts existing rules in 22 Texas Administrative Code Chapter 137, Compliance and Professionalism. The proposed rule review was published in the March 4, 2016, issue of the *Texas Register* (41 TexReg 1724).

The rules are re-adopted pursuant to and following the Board's Quadrennial Rule Review required by the Texas Government Code §2001.039 during which the Board published its Notice of Intent to Review Rules and Schedule. This review revealed that the original reasons for the adoption of all rules still exist and that all rules are necessary for the Board's performance of its duties, the governance of its own proceedings, and the regulation of the practice of engineering in this state.

The Board did not receive any comments on the re-adoption of Chapter 137.

Chapter 137 is re-adopted pursuant to the Texas Engineering Practice Act, Occupations Code §1001.202, which authorizes the Board to

adopt and enforce any rule or bylaws consistent with the Act as necessary for the performance of its duties, the governance of its own proceedings, and the regulation of the practice of engineering in this state.

This concludes the review of Chapter 137, Compliance and Professionalism.

TRD-201602728

Lance Kinney, P.E.

Executive Director

Texas Board of Professional Engineers

Filed: May 31, 2016



The Texas Board of Professional Engineers (Board) re-adopts existing rules in 22 Texas Administrative Code Chapter 139, Enforcement. The proposed rule review was published in the March 4, 2016, issue of the *Texas Register* (41 TexReg 1724).

The rules are re-adopted pursuant to and following the Board's Quadrennial Rule Review required by the Texas Government Code §2001.039 during which the Board published its Notice of Intent to Review Rules and Schedule. This review revealed that the original reasons for the adoption of all rules still exist and that all rules are necessary for the Board's performance of its duties, the governance of its own proceedings, and the regulation of the practice of engineering in this state.

The Board did not receive any comments on the re-adoption of Chapter 139.

Chapter 139 is re-adopted pursuant to the Texas Engineering Practice Act, Occupations Code §1001.202, which authorizes the Board to adopt and enforce any rule or bylaws consistent with the Act as necessary for the performance of its duties, the governance of its own proceedings, and the regulation of the practice of engineering in this state.

This concludes the review of Chapter 139, Enforcement.

TRD-201602729

Lance Kinney, P.E.

Executive Director

Texas Board of Professional Engineers

Filed: May 31, 2016



State Securities Board

Title 7, Part 7

Chapter 115 - Securities Dealers and Agents

Chapter 116 - Investment Advisers and Investment Adviser Representatives

Pursuant to the notice of proposed rule review published in the April 1, 2016, issue of the *Texas Register* (41 TexReg 2508), the State Securities Board (Board) has reviewed and considered for re-adoption, revision, or repeal all sections of the following chapters of Title 7, Part 7, of the Texas Administrative Code, in accordance with Texas Government Code, §2001.039: Chapter 115, Securities Dealers and Agents, and Chapter 116, Investment Advisers and Investment Adviser Representatives.

The Board considered, among other things, whether the reasons for adoption of these rules continue to exist. After its review, the Board finds that the reasons for adopting these rules continue to exist and re-adopts these chapters, without changes, pursuant to the requirements of the Texas Government Code.

No comments were received regarding the readoption of Chapters 115 and 116.

This concludes the review of 7 TAC Chapters 115 and 116.

TRD-201602654

John Morgan
Securities Commissioner
State Securities Board
Filed: May 25, 2016

