

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.

Texas Department of Agriculture

Biofuel Infrastructure Partnership Request for Application

Statement of Purpose and Authority

Pursuant to Texas Agriculture Code, §12.002, the Texas Department of Agriculture (TDA) hereby requests applications for the Biofuel Infrastructure Partnership (BIP), which is designed to increase consumption of biofuel in the form of ethanol. The BIP is authorized under Sections 5(b) and 5(e) of the Commodity Credit Corporation (CCC) Charter Act (15 U.S.C. 714c(b) and 714c(e)).

Eligibility

Texas is seeking additional fueling station partners to expand the infrastructure for renewable fuels derived from agricultural products produced in the United States. Each grant will fund a portion of the costs related to the installation of fuel pumps and related infrastructure dedicated to the distribution of higher ethanol blends, for example "E15" and "E85," at vehicle fueling locations, including, but not limited to, local fueling stations, convenience stores (CS), hypermarket fueling stations (HFS), or fleet facilities in Texas.

Funding Parameters

Applications must be complete and have all required documentation to be considered. Applications missing documentation or otherwise deemed incomplete will not be considered for funding until sufficient information has been received by TDA within a timeframe set forth by the agency.

Federal funds made available under BIP may only be used for infrastructure to support higher ethanol blend utilization, including:

Blender pumps that can dispense a range of ethanol blends including E85 (new pumps or retrofit of existing pumps), capped at 50 percent federal share per pump;

Dedicated E15 or E85 pumps (new pumps or retrofit of existing pumps), capped at 50 percent federal share per pump; and

New storage tanks and related equipment associated with new facilities or additional capacity (replacement is not included), capped at 25 percent federal share per tank.

Application Requirements

Applications must be submitted on the form provided by TDA. The application is available on TDA's website at www.TexasAgriculture.gov, under the "Grants & Services" tab, BIP program web page, or available upon request from TDA by calling (512) 463-6616.

Deadline for Submission of Responses

Applications must be submitted electronically via email to Grants@TexasAgriculture.gov.

Applicants must submit one complete, signed application. The application packet must be **received by TDA before close of business (5:00 p.m. CT) on Wednesday, July 6, 2016.**

For questions regarding submission of the proposal and/or TDA requirements, please contact TDA's Grants Office, at (512) 463-6616, or by email at Grants@TexasAgriculture.gov.

TRD-201603164

Jessica Escobar

Assistant General Counsel

Texas Department of Agriculture

Filed: June 22, 2016

Brazos Valley Council of Governments

Notice of Request for Proposal On-line Accredited High School Program for Brazos Valley Workforce Development Area: Brazos, Burleson, Grimes, Leon, Madison, Robertson and Washington Counties

On June 17, 2016 the Workforce Solutions Brazos Valley Board is releasing a request for proposal for an on-line accredited high school program. A comprehensive, integrated, full-featured program using web-based architecture available to WIOA participants at alternative programs/schools, for student home use, and by Board personnel and contractors to allow students to complete high school curricula and obtain a high school diploma. The program should allow WIOA participants to obtain a high school diploma through alternative programs outside the standard secondary school. The program should provide original and credit recovery for participants. The program will provide each student with a laptop computer and "wifi" hotspot to access programming. The program will provide security for laptops and the ability to track on-line access. The program will provide access by contractor case managers to allow tracking of participant achievements and levels of performance during the course of a participant's program participation.

Proposals are due to Workforce Solutions Brazos Valley Board on July 19, 2016 by 4:00 p.m. A proposers' conference call will be held on June 23, 2016 at 10:00 a.m. to discuss the RFP and to answer questions about the procurement. The RFP may be accessed at the Board's web page at www.bvjobs.org/. The contact person for this procurement is Richard Rogers, Board Procurement Consultant, (512) 963-4895, richard@sw-texas.net.

Equal opportunity employer/program. Auxiliary aids and services are available upon request to individuals with disabilities. Relay Texas (800) 735-2989, TDD (800) 735-2988 Voice, TTY (979) 595-2819

TRD-201603068

Patricia Buck

Program Manager

Brazos Valley Council of Governments

Filed: June 16, 2016

Notice of Request for Quotes Adult Education Classes for Madisonville, Texas

On June 17, 2016 the Brazos Valley Council of Governments and Workforce Solutions Brazos Valley Board is releasing a request for quotes for Adult Education classes to be held in the city of Madisonville Texas in Madison County. Adult Education classes may include GED, English as a Second Language, El Civics and will be expected to meet Federal, State and local rules, regulations and performance.

Proposals are due to Brazos Valley Council of Governments/Workforce Solutions Brazos Valley Board on July 13, 2016 by 12:00 p.m. A proposers' conference call will be held on June 23, 2016 at 2:00 p.m. to discuss the RFQ and to answer questions about the procurement. The RFQ may be accessed at the Board's web page at www.bvjobs.org/. The contact person for this procurement is Richard Rogers, Board Procurement Consultant, (512) 963-4895, richard@swtexas.net.

Equal opportunity employer/program. Auxiliary aids and services are available upon request to individuals with disabilities. Relay Texas (800) 735-2989, TDD (800) 735-2988 Voice, TTY (979) 595-2819

TRD-201603067
 Patricia Buck
 Program Manager
 Brazos Valley Council of Governments
 Filed: June 16, 2016

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Comptroller of Public Accounts
 Local Sales Tax Rate Changes Effective July 1, 2016

The additional 1/2 percent sales and use tax for improving and promoting economic and industrial development as permitted under Chapter 504 of the Texas Local Government Code, Type A Corporations (4A) will be reduced to 1/4 percent and an additional 1/4 percent as permitted under Chapter 505 of the Texas Local Government Code Type B Corporations (4B) will become effective July 1, 2016 in the city listed below. There will be no change in the local rate or total rate.

<u>CITY NAME</u>	<u>LOCAL CODE</u>	<u>LOCAL RATE</u>	<u>TOTAL RATE</u>
Penitas (Hidalgo Co)	2108190	.020000	.082500

TRD-201603062
 Lita Gonzalez
 General Counsel
 Comptroller of Public Accounts
 Filed: June 16, 2016

Laurie Velasco
 Assistant General Counsel, Contracts
 Comptroller of Public Accounts
 Filed: June 22, 2016

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Notice of Contract Amendment

The Texas Comptroller of Public Accounts ("Comptroller") entered into an amendment with the following contractor to its respective Professional Services Agreement for Independent Examining Services ("Contract") resulting from Comptroller's Request for Qualifications 207L ("RFQ 207L"). The Contract was awarded as authorized by Chapter 111, Subchapter A, §111.0045 of the Texas Tax Code.

Notice of RFQ 207L was published in the April 11, 2014, issue of *Texas Register* (39 TexReg. 2975). Notice of Award was published in the August 22, 2014, issue of *Texas Register* (39 TexReg 6737).

The Amendment to the respective Contract has been entered into with the following person or firm:

State and Local Tax Group, LLC, 308 Cooper Drive, Hurst, Texas 76053, is extended by Amendment No. 2.

The term of the Contract, as amended, is September 1, 2014 through August 31, 2016. The Amendment, the subject of this notice, extends the term of the Contract through August 31, 2017, with no option to renew.

The total amount of the Contract is based on the size of contract tax examination package awarded by the Comptroller's Project Manager during the term of the Contract.

TRD-201603160

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Notice of Contract Amendments

The Texas Comptroller of Public Accounts ("Comptroller") entered into amendments with several independent contractors to their respective original Professional Services Agreements for Independent Examining Services ("Contracts") resulting from Comptroller's Request for Qualifications 212m ("RFQ 212m"). The Contracts were awarded as authorized by Chapter 111, Subchapter A, §111.0045 of the Texas Tax Code.

Notice of issuance of RFQ 212m was published in the April 10, 2015, issue of *Texas Register* (40 TexReg 2104). Notice of Award was published in the September 4, 2015, issue of *Texas Register* (40 TexReg 5938).

The Amendments to the respective Contracts have been entered into with the following persons or firms:

Cynthia Alvarez, 3820 Ashbury Lane, Bedford, Texas 76021, is extended by Amendment No. 1.

Sam W. Armstrong, P.C., 27403 Manor Falls Lane, Fulshear, Texas 77441, is extended by Amendment No. 1.

Cindy H. Coats, CPA, 212 W. Legend Oaks Drive, Georgetown, Texas 78628-5003, is extended by Amendment No. 1.

Antonio V. Concepcion, 9227 Bristlebrook Drive, Houston, Texas 77083, is extended by Amendment No. 1.

Lee A. Hopes & Associates, Inc., 10415 Antelope Alley, Missouri City, Texas 77459, is extended by Amendment No. 1.

Delores A. Nornberg, 7518 Briecesco Drive, Corpus Christi, Texas 78414, is extended by Amendment No. 1.

Texas Tax Consulting Group, L.C., 3216 Reid Drive, Suite E, Corpus Christi, Texas 78404, is extended by Amendment No. 1.

The original term of the Contracts is September 1, 2015 through August 31, 2016. The Amendments, the subject of this notice, extend the term of the Contracts through August 31, 2017, with one (1) additional one (1) year option to renew.

The total amount of each Contract is based on the size of contract tax examination packages awarded by the Comptroller's Project Manager during the term of each Contract.

TRD-201603161

Laurie Velasco

Assistant General Counsel, Contracts

Comptroller of Public Accounts

Filed: June 22, 2016



Office of Consumer Credit Commissioner

Notice of Rate Ceilings

The Consumer Credit Commissioner of Texas has ascertained the following rate ceilings by use of the formulas and methods described in §§303.003, 303.009, and 304.003, Texas Finance Code.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 06/27/16 - 07/03/16 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 06/27/16 - 07/03/16 is 18% for Commercial over \$250,000.

The judgment ceiling as prescribed by §304.003 for the period of 07/01/16 - 07/31/16 is 5.00% for Consumer/Agricultural/Commercial credit through \$250,000.

The judgment ceiling as prescribed by §304.003 for the period of 07/01/16 - 07/31/16 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.

TRD-201603127

Leslie L. Pettijohn

Commissioner

Office of Consumer Credit Commissioner

Filed: June 21, 2016



Deep East Texas Council of Governments

Solicitation for Professional Accounting Services

The Deep East Texas Council of Governments (DETCOG) announces the issuance of a Request for Proposals (RFP) #0617.0788. DETCOG seeks a qualified Certified Public Accounting firm to perform consulting services for our Housing Choice Voucher Program as outlined in the Scope of Service. DETCOG operates 1941 Section 8 Voucher units. Questions regarding this RFP should be submitted to the following email address: cboykin@detcog.org.

The deadline for proposals is Tuesday, July 12, 2016 at 4:00 p.m. CST. 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 CaTina Boykin at (409) 381-5251 or "cboykin@detcog.org". A copy of the RFP may be downloaded from the "www.DETCOG.org" website.

TRD-201603108

Rusty Phillips

Assistant Executive Director

Deep East Texas Council of Governments

Filed: June 17, 2016



State Board for Educator Certification

Notice of State Board for Educator Certification Disciplinary Policy Guidelines

Filing Date. June 22, 2016

The State Board for Educator Certification (SBEC) took action at its December 11, 2015 meeting to adopt the following Disciplinary Policy Guidelines in order to articulate and provide notice of its guiding policy considerations in educator discipline matters.

SBEC Disciplinary Policy Guidelines

As provided in 19 TAC §249.5, the primary purposes the SBEC seeks to achieve in educator disciplinary matters are to: (1) protect the safety and welfare of Texas schoolchildren and school personnel; (2) ensure educators and applicants are morally fit and worthy to instruct or to supervise the youth of the state; and (3) fairly and efficiently resolve educator disciplinary proceedings.

The SBEC's focus on the safety and welfare of students is also reflected in the SBEC Mission Statement, Core Principles, and Goals that were adopted on February 6, 2009.

Without diminishing in any way the SBEC 19 TAC Chapter 249 procedural and substantive rights of educators to contest allegations of educator misconduct, it is the policy of the SBEC to fully investigate such allegations and, if those allegations are found to have merit, to ensure that any sanction that is imposed furthers these purposes.

A certified educator holds a unique position of public trust with almost unparalleled access to the hearts and minds of impressionable students. Therefore, the conduct of an educator must be held to the highest standard. Because SBEC sanctions are imposed for reasons of public policy, and are not penal in nature, criminal procedural and punishment standards are not appropriate to educator discipline proceedings.

General Principles:

1. Because the SBEC's primary duty is to safeguard the interests of Texas students, educator certification must be considered a privilege and not a right.

2. SBEC disciplinary sanctions are based on educator conduct that is proved by a preponderance of the evidence, without regard to whether there has been a criminal conviction, deferred adjudication or other type of community supervision, an indictment, or even an arrest. Under the Educators' Code of Ethics, an educator may be sanctioned for conduct underlying a criminal conviction even if the crime is not subject to sanction under the Texas Occupations Code, Chapter 53. An educator may also be sanctioned for conduct underlying a criminal conviction even if the conduct is not specifically listed in 19 TAC §249.16, as long as the conduct renders the educator unworthy to instruct.

3. Because the SBEC recognizes that an educator's good moral character, as defined in 19 TAC §249.3, constitutes the essence of the role model that the educator represents to students both inside and outside the classroom, criminal law, 19 TAC Chapter 247, the Educator's Code of Ethics, and 19 TAC Chapter 249, providing for educator disciplinary proceedings, are merely a minimum base line standard for educator conduct. Active community supervision, as well as conduct that indicates dishonesty, untruthfulness, habitual impairment through drugs or alcohol, abuse or neglect of students and minors, including the educator's own children, or reckless endangerment of the safety of others, may demonstrate that the person lacks good moral character, is a negative role model to students, and does not possess the moral fitness necessary to be a certified educator.

4. "Unworthy to instruct or to supervise the youth of this state," which serves as a basis for sanctions under 19 TAC §249.15(b)(2), is a broad concept that is not limited to the specific criminal convictions that are described in Texas Education Code (TEC) §21.058 and §21.060. The SBEC 19 TAC §249.3(45) definition of "the determination that a person is unfit to hold a certificate under the TEC, Chapter 21, Subchapter B, or to be allowed on a school campus under the auspices of an educator preparation program" predates the adoption of TEC §21.058 and §21.060, and is based upon the TEC, Chapter 21, Subchapter B, grant of authority to the SBEC to "regulate and oversee all aspects of the certification, continuing education, and standards of conduct of public school educators." As a Texas Court of Civil Appeals ruled in the seminal case of *Marrs v. Matthews*, 270 S.W. 586 (1925), "unworthy to instruct" "means the lack of 'worth'; the absence of those moral and mental qualities which are required to enable one to render the service essential to the accomplishment of the object which the law has in view." Therefore, the moral fitness of a person to instruct the youth of this state must be determined from an examination of all relevant conduct, is not limited to conduct that occurs while performing the duties of a professional educator, and is not limited to conduct that constitutes a criminal violation or results in a criminal conviction.

5. Educators have positions of authority, have extensive access to students when no other adults (or even other students, in some cases) are present, and have access to confidential information that could provide a unique opportunity to exploit student vulnerabilities. Therefore, educators must clearly understand the boundaries of the educator-student relationship that they are trusted not to cross. The SBEC considers any violation of that trust, such as soliciting or engaging in a romantic or sexual relationship with any student or minor, to be conduct that may result in permanent revocation of an educator's certificate.

6. The SBEC recognizes and considers evidence of rehabilitation with regard to educator conduct that could result in sanction, denial of a certification application, or denial of an application for reinstatement of a certificate, but must also consider the nature and seriousness of prior conduct, the potential danger the conduct poses to the health and welfare of students, the effect of the prior conduct upon any victims of the conduct, whether sufficient time has passed and sufficient evidence is presented to demonstrate that the educator or applicant has been rehabilitated from the prior conduct, and the effect of the conduct upon the educator's good moral character and ability to be a proper role model for students. Where appropriate, Agreed Orders will include a requirement for rehabilitation, counseling, or training programs.

Further Information. For more information, contact the SBEC c/o TEA Division of Educator Leadership and Quality by mail at 1701 North Congress Avenue, Room 5-100, Austin, Texas 78701; by telephone at (512) 936-8213; by fax at (512) 463-7795; or by email at SBECPublicComment@tea.texas.gov.

TRD-201603165

Cristina De La Fuente-Valadez
Director, Rulemaking, Texas Education Agency
State Board for Educator Certification
Filed: June 22, 2016

Texas Commission on Environmental Quality

Agreed Orders

The Texas Commission on Environmental Quality (TCEQ, agency, or commission) staff is providing an opportunity for written public comment on the listed Agreed Orders (AOs) in accordance with Texas Water Code (TWC), §7.075. TWC, §7.075 requires that before the commission may approve the AOs, the commission shall allow the 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 August 2, 2016. TWC, §7.075 also requires that the commission promptly consider any written comments received and that the commission may withdraw or withhold approval of an AO if a comment discloses facts or considerations that indicate that consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the statutes and rules within the commission's jurisdiction or the commission's orders and permits issued in accordance with the commission's regulatory authority. Additional notice of changes to a proposed AO is not required to be published if those changes are made in response to written comments.

A copy of each proposed AO is available for public inspection at both the commission's central office, located at 12100 Park 35 Circle, Building C, 1st Floor, Austin, Texas 78753, (512) 239-2545 and at the applicable regional office listed as follows. Written comments about an AO should be sent to the enforcement coordinator designated for each AO at the commission's central office at P.O. Box 13087, Austin, Texas 78711-3087 and must be received by 5:00 p.m. on August 2, 2016. Written comments may also be sent by facsimile machine to the enforcement coordinator at (512) 239-2550. The commission enforcement coordinators are available to discuss the AOs and/or the comment procedure at the listed phone numbers; however, TWC, §7.075 provides that comments on the AOs shall be submitted to the commission in writing.

(1) COMPANY: Arturo Lomeli Briseno dba A B Ranch; DOCKET NUMBER: 2016-0310-AGR-E; IDENTIFIER: RN102450723; LOCATION: Stephenville, Erath County; TYPE OF FACILITY: concentrated animal feeding operation (CAFO); RULES VIOLATED: TWC, §26.121(a)(1), 30 TAC §305.125(1) and §321.31(a), and Texas Pollutant Discharge Elimination System Permit Number WQ0004850000, Parts VI A. and VII A.8(f)(2), by failing to prevent the unauthorized discharge of wastewater from a CAFO into or adjacent to any water in the state; PENALTY: \$3,563; ENFORCEMENT COORDINATOR: Larry Butler, (512) 239-2543; REGIONAL OFFICE: 580-D West Lingleville Road, Stephenville, Texas 76401, (254) 965-9200.

(2) COMPANY: Atmos Energy Corporation; DOCKET NUMBER: 2016-0279-AIR-E; IDENTIFIER: RN100542505; LOCATION: Athens, Henderson County; TYPE OF FACILITY: natural gas compression and storage plant; RULES VIOLATED: 30 TAC §122.143(4), Texas Health and Safety Code, §382.085(b), and Federal Operating Permit Number O2458, Special Terms and Conditions Number 7, by failing to maintain daily fuel usage below the permitted limit; PENALTY: \$17,550; Supplemental Environmental Project offset amount of \$7,020; ENFORCEMENT COORDINATOR: Carol Mc-

Grath, (210) 403-4063; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(3) COMPANY: BIG STAR RV PARK, LLC; DOCKET NUMBER: 2016-0315-PWS-E; IDENTIFIER: RN107923195; LOCATION: Big Spring, Howard County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.106(f)(2) and Texas Health and Safety Code, §341.031(a), by failing to comply with the acute maximum contaminant level of ten milligrams per liter for nitrate; PENALTY: \$660; ENFORCEMENT COORDINATOR: Ryan Byer, (512) 239-2571; REGIONAL OFFICE: 3300 North A Street, Building 4, Suite 107, Midland, Texas 79705-5404, (432) 570-1359.

(4) COMPANY: Cabot Norit Americas, Incorporated; DOCKET NUMBER: 2016-0309-AIR-E; IDENTIFIER: RN102609724; LOCATION: Marshall, Harrison County; TYPE OF FACILITY: an activated carbon manufacturing plant; RULES VIOLATED: 30 TAC §101.201(b)(1)(G) and (H) and §122.143(4), Federal Operating Permit (FOP) Number O3335, Special Terms and Conditions (STC) Number 2.F., and Texas Health and Safety Code (THSC), §382.085(b), by failing to report on final records all individually listed compounds or mixtures of air contaminants for reportable emissions events; 30 TAC §101.201(a)(1)(B) and §122.143(4), FOP Number O3335, STC Number 2.F., and THSC, §382.085(b), by failing to submit an initial notification for Incident Number 212534 within 24 hours after discovery of the emissions event; 30 TAC §116.115(c) and §122.143(4), FOP Number O3335, STC Number 8, New Source Review (NSR) Permit Number 56552, Special Conditions (SC) Number 1, and THSC, §382.085(b), by failing to prevent unauthorized emissions; 30 TAC §§101.20(3), 116.115(c), and 122.143(4), FOP Number O3335, STC Number 8, NSR Permit Numbers 78421 and PSCTX1183, SC Number 1, and THSC, §382.085(b), by failing to prevent unauthorized emissions; PENALTY: \$65,208; Supplemental Environmental Project offset amount of \$32,604; ENFORCEMENT COORDINATOR: David Carney, (512) 239-2583; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(5) COMPANY: CASTLE WATER, INCORPORATED; DOCKET NUMBER: 2016-0071-PWS-E; IDENTIFIER: RN101283679; LOCATION: Granbury, Hood County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.41(c)(3)(P) and TCEQ Agreed Order Docket Number 2013-1956-PWS-E, Ordering Provision Number 2.c., by failing to provide an all-weather access road to well sites; 30 TAC §290.45(b)(1)(D)(i), Texas Health and Safety Code, §341.0315(c), and TCEQ Agreed Order Docket Number 2013-1956-PWS-E, Ordering Provision Number 2.e., by failing to provide a minimum well capacity of at least 0.44 gallons per minute per connection, as required by the alternative capacity requirement approved by the executive director on October 2, 2001; and 30 TAC §290.51(a)(6) and TWC, §5.702, by failing to pay annual public health service fees and/or any associated late fees for TCEQ Financial Administration Account Number 91840002 for Fiscal Years 2014 and 2015; PENALTY: \$485; ENFORCEMENT COORDINATOR: Steven Hall, (512) 239-2569; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(6) COMPANY: CBS Foods, LLC dba Center Food Mart; DOCKET NUMBER: 2016-0615-PST-E; IDENTIFIER: RN101767598; LOCATION: San Antonio, Bexar County; TYPE OF FACILITY: convenience store with retail sales of gasoline and diesel; RULES VIOLATED: 30 TAC §334.49(a)(1) and TWC, §26.3475(d), by failing to provide corrosion protection for the underground storage tank system; PENALTY: \$4,312; ENFORCEMENT COORDINATOR: James Baldwin, (512) 239-1337; REGIONAL OFFICE: 14250 Judson Road, San Antonio, Texas 78233-4480, (210) 490-3096.

(7) COMPANY: City of Earth; DOCKET NUMBER: 2015-1102-MWD-E; IDENTIFIER: RN101916187; LOCATION: Earth, Lamb County; TYPE OF FACILITY: wastewater treatment plant; RULES VIOLATED: 30 TAC §305.125(1) and TCEQ Permit Number WQ0010162001, Operational Requirements Number 4, by failing to maintain adequate safeguards to prevent the discharge of untreated or inadequately treated wastes during electrical power failures by means of alternate power sources, standby generators, and/or retention of inadequately treated wastewater; TWC, §26.121(a)(1), 30 TAC §305.125(1) and (4), and TCEQ Permit Number WQ0010162001, Permit Conditions Number 2.g, by failing to prevent the unauthorized discharge of untreated wastewater from the collection system into or adjacent to water in the state; 30 TAC §305.125(1) and §319.11(d) and TCEQ Permit Number WQ0010162001, Monitoring and Reporting Requirements Number 5, by failing to accurately calibrate all automatic flow measuring or recording devices and all totalizing meters for measuring flows by a trained person at facility start-up and as often thereafter as necessary to ensure accuracy, but not less often than annually; TWC, §26.121(a)(1), 30 TAC §305.125(1), and TCEQ Permit Number WQ0010162001, Effluent Limitations and Monitoring Requirements A, by failing to comply with permitted effluent limitations; 30 TAC §305.125(1) and TCEQ Permit Number WQ0010162001, Special Provisions Number 15, by failing to submit the results of the annual soil sample analysis during September of each year; PENALTY: \$25,803; ENFORCEMENT COORDINATOR: Had Darling, (512) 239-2520; REGIONAL OFFICE: 5012 50th Street, Suite 100, Lubbock, Texas 79414-3421, (806) 796-7092.

(8) COMPANY: City of Los Fresnos; DOCKET NUMBER: 2016-0230-MWD-E; IDENTIFIER: RN102184207; LOCATION: Los Fresnos, Cameron County; TYPE OF FACILITY: wastewater treatment plant; RULES VIOLATED: TWC, §26.121(a)(1), 30 TAC §305.125(1), and Texas Pollutant Discharge Elimination System Permit Number WQ0010590002, Interim Effluent Limitations and Monitoring Requirements Number 1, by failing to comply with permitted effluent limitations; PENALTY: \$12,000; ENFORCEMENT COORDINATOR: Claudia Corrales, (512) 239-4935; REGIONAL OFFICE: 1804 West Jefferson Avenue, Harlingen, Texas 78550-5247, (956) 425-6010.

(9) COMPANY: Delta County Municipal Utility District; DOCKET NUMBER: 2015-0916-MWD-E; IDENTIFIER: RN101608990; LOCATION: Pecan Gap, Delta County; TYPE OF FACILITY: wastewater treatment facility; RULES VIOLATED: TWC, §26.121(a)(1), 30 TAC §305.125(1), and TPDES Permit Number WQ0010744001, Effluent Limitations and Monitoring Requirements Numbers 1 and 6, by failing to comply with permitted effluent limits; 30 TAC §305.125(17) and §319.7(d) and TPDES Permit Number WQ0010744001, Monitoring and Reporting Requirements Number 1, by failing to timely submit effluent monitoring results at the intervals specified in the permit; and 30 TAC §§305.125(1) and (11)(A), 319.1, 319.4, and 319.5(b), and TPDES Permit Number WQ0010744001, Monitoring Requirements Numbers 1 and 3(a), by failing to collect and analyze effluent samples at the intervals specified in the permit; PENALTY: \$55,100; Supplemental Environmental Project offset amount of \$55,100; ENFORCEMENT COORDINATOR: Had Darling, (512) 239-2520; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(10) COMPANY: Equistar Chemicals, LP; DOCKET NUMBER: 2016-0328-AIR-E; IDENTIFIER: RN100542281; LOCATION: Channelview, Harris County; TYPE OF FACILITY: chemical manufacturing; RULES VIOLATED: 30 TAC §§101.20(3), 116.115(b)(2)(F) and (c), and 122.143(4), Texas Health and Safety Code, §382.085(b), New Source Review Permit Numbers 8125, PSCTX1280, and N144, Special Conditions Number 1, and Federal Operating Permit Number O1426, Special Terms and Conditions Number 32, by

failing to comply with the maximum allowable emissions rate for Methanol Reformer Furnace, EPN EHTF7001; PENALTY: \$105,000; Supplemental Environmental Project offset amount of \$42,000; ENFORCEMENT COORDINATOR: Amancio R. Gutierrez, (512) 239-3921; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(11) COMPANY: ERA WATER SUPPLY CORPORATION; DOCKET NUMBER: 2015-1742-PWS-E; IDENTIFIER: RN101438992; LOCATION: Era, Cooke County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.109(c)(3)(A)(ii), by failing to collect a set of repeat distribution coliform samples within 24 hours of a distribution total coliform-positive sample result on a routine sample for the month of August 2015; 30 TAC §290.110(e)(4)(A) and (f)(3), by failing to submit a Disinfectant Level Quarterly Operating Report (DLQOR) to the executive director (ED) each quarter by the tenth day of the month following the end of each quarter for the second quarter of 2015; 30 TAC §290.271(b) and §290.274(a) and (c), by failing to mail or directly deliver one copy of the Consumer Confidence Report (CCR) to each bill paying customer by July 1st of each year and failing to submit to the TCEQ by July 1st of each year a copy of the annual CCR and certification that the CCR has been distributed to the customers of the facility and that the information in the CCR is correct and consistent with compliance monitoring data for the years 2013 and 2014; 30 TAC §290.117(i)(6) and (j), by failing to mail consumer notification of lead tap water monitoring results to persons served at the locations that were sampled and failing to submit to the TCEQ a copy of the consumer notification and certification that the consumer notification has been distributed to the persons served at the locations in a manner consistent with TCEQ requirements for the January 1, 2013 - December 31, 2013, monitoring period; 30 TAC §290.122(c)(2)(A) and (f), by failing to provide public notification and submit a copy of the public notification to the ED regarding the failure to submit a DLQOR to the ED for the first and third quarters of 2014; and 30 TAC §291.76 and TWC, §5.702, by failing to pay regulatory assessment fees for the TCEQ Public Utility Account regarding Certificate of Convenience and Necessity Number 10278 for calendar year 2014; PENALTY: \$571; ENFORCEMENT COORDINATOR: Katy Montgomery, (210) 403-4016; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(12) COMPANY: Hwy 300 LLC; DOCKET NUMBER: 2016-0403-MWD-E; IDENTIFIER: RN103065041; LOCATION: Longview, Gregg County; TYPE OF FACILITY: wastewater treatment facility; RULES VIOLATED: 30 TAC §305.125(1) and TCEQ Permit Number WQ0014395001 Operational Requirements Number 1 and Special Provisions Number 3, by failing to ensure that the facility and all of its systems of collection, treatment, and disposal are properly operated and maintained; and 30 TAC §21.4 and TWC, §5.702, by failing to pay all annual Consolidated Water Quality fees and associated late fees for TCEQ Financial Administration Account Number 23005554 for Fiscal Years 2010 - 2016; PENALTY: \$3,375; ENFORCEMENT COORDINATOR: Cheryl Thompson, (817) 588-5886; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(13) COMPANY: INDUSTRIAL ASPHALT, LLC; DOCKET NUMBER: 2014-1655-EAQ-E; IDENTIFIER: RN103140695; LOCATION: Buda, Hays County; TYPE OF FACILITY: quarry; RULES VIOLATED: 30 TAC §213.4(j)(3) and Water Pollution Abatement Plan (WPAP) Number 11-10110302 Standard Condition Number 6, by failing to obtain approval of a modification to an approved WPAP prior to initiating construction of the modification; and 30 TAC §213.4(k) and WPAP Number 11-10110302 Standard Condition Number 2, by failing to maintain the best management practices; PENALTY: \$23,175; ENFORCEMENT COORDINATOR: Had Darling, (512)

239-2520; REGIONAL OFFICE: 12100 Park 35 Circle, Building A, Austin, Texas 78753, (512) 339-2929.

(14) COMPANY: Ingram Readymix Number 9, L.L.C. and Ingram Readymix, Incorporated; DOCKET NUMBER: 2015-0212-WQ-E; IDENTIFIER: RN102571247; LOCATION: Marble Falls, Burnet County; TYPE OF FACILITY: concrete batch plant; RULES VIOLATED: 40 Code of Federal Regulations (CFR) §122.28(b)(2), 30 TAC §205.7, and Texas Pollutant Discharge Elimination System (TPDES) General Permit (GP) Number TXG111156, Part III Section B(4)(c) and Part IV Number 1, by failing to maintain a rain gauge on-site and monitor the rain gauge a minimum of once per week; 40 CFR §122.28(b)(2) and §136.3, 30 TAC §205.7 and §319.11(b), and TPDES GP Number TXG111156, Part IV Numbers 1 and 7(c), by failing to ensure that the methods of sample analysis meet the requirements of 40 CFR Part 136 or are analyzed in accordance with the latest edition of Standard Methods for the Examination of Water and Wastewater; 40 CFR §122.28(b)(2), 30 TAC §205.7, and TPDES GP Number TXG111156, Part III Section B(1), (2), and (3) and Part IV Number 1, by failing to monitor effluent from Outfall Number 002 at the frequency specified in the permit; TWC, §26.121(a)(1), 40 CFR §122.28(b)(2), 30 TAC §205.7, and TPDES GP Number TXG111156, Part III Section B(5)(b)(iii)(A)(1) and Part IV Numbers 1 and 3, by failing to prevent or minimize the discharge of industrial waste into or adjacent to any water in the state; TWC, §26.121(a)(1), 40 CFR §122.28(b)(2), and 30 TAC §205.7, and TPDES GP Number TXG111156, Part IV Numbers 1 and 3, by failing to prevent the discharge of industrial waste into or adjacent to any water in the state; PENALTY: \$11,714; ENFORCEMENT COORDINATOR: Had Darling, (512) 239-2520; REGIONAL OFFICE: 12100 Park 35 Circle, Building A, Austin, Texas 78753, (512) 339-2929.

(15) COMPANY: James T. Scott; DOCKET NUMBER: 2016-0906-WOC-E; IDENTIFIER: RN105733927; LOCATION: Lubbock, Lubbock County; TYPE OF FACILITY: public water supply (PWS); RULE VIOLATED: 30 TAC §30.5(a), by failing to obtain a required occupational license for PWS program; PENALTY: \$175; ENFORCEMENT COORDINATOR: David Carney, (512) 239-2583; REGIONAL OFFICE: 5012 50th Street, Suite 100, Lubbock, Texas 79414-3426, (806) 796-7092.

(16) COMPANY: Lucid Energy Westex, LLC; DOCKET NUMBER: 2016-0173-AIR-E; IDENTIFIER: RN106588601; LOCATION: Sterling, Sterling County; TYPE OF FACILITY: natural gas processing plant; RULES VIOLATED: 30 TAC §§122.143(4), 122.146(1) and (2), and 122.165(a)(8) and (b), Texas Health and Safety Code (THSC), §382.085(b), and Federal Operating Permit (FOP) Number O3686/Oil and Gas General Operating Permit (GOP) Number 514, Site-wide Requirements (b)(1) and (2), by failing to submit a complete and accurate annual compliance certification within 30 days after the end of the certification period; 30 TAC §122.143(4) and §122.145(2)(B), THSC, §382.085(b), and FOP Number O3686/Oil and Gas GOP Number 514, Site-wide Requirements (b)(1) and (2), by failing to submit a deviation report for at least each six-month period after permit issuance; 30 TAC §§106.8(c)(4), 106.512(2)(C)(i), and 122.143(4), THSC, §382.085(b), and FOP Number O3686/Oil and Gas GOP Number 514, Site-wide Requirements (b)(9)(D)(xlili), by failing to maintain the records of the manufacturer's specific recommendation for the oxygen sensor replacement and maintenance for the Mustang Caterpillar Engines and make them available for review; and 30 TAC §116.615(2), THSC, §382.085(b), and FOP Number O3686/Oil and Gas GOP Number 514, Site-wide Requirements (b)(9)(E)(ii), by failing to accurately represent Engines C2 and C3 in Standard Permit Registration Number 107819; PENALTY: \$18,000; Supplemental Environmental Project offset amount of \$7,200; ENFORCEMENT COORDINATOR: Rajesh

Acharya, (512) 239-0577; REGIONAL OFFICE: 622 South Oakes, Suite K, San Angelo, Texas 76903-7035, (325) 655-9479.

(17) COMPANY: MANJARI INCORPORATED dba O M Mart; DOCKET NUMBER: 2016-0385-PST-E; IDENTIFIER: RN101900397; LOCATION: Springtown, Parker County; TYPE OF FACILITY: convenience store with retail sales of gasoline and diesel fuel; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(c)(1), by failing to monitor the underground storage tanks for releases at a frequency of at least once every month; and 30 TAC §115.225 and 40 Code of Federal Regulations §63.11120(a) and Texas Health and Safety Code, §382.085(b), by failing to comply with annual Stage I vapor recovery testing requirements; PENALTY: \$5,048; ENFORCEMENT COORDINATOR: James Baldwin, (512) 239-1337; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(18) COMPANY: Marathon Pipe Line LLC; DOCKET NUMBER: 2016-0473-AIR-E; IDENTIFIER: RN105087670; LOCATION: Alvin, Brazoria County; TYPE OF FACILITY: pipeline transportation of natural gas and refined petroleum products; RULE VIOLATED: Texas Health and Safety Code, §382.085(a) and (b), by failing to prevent unauthorized emissions; PENALTY: \$2,438; ENFORCEMENT COORDINATOR: Rajesh Acharya, (512) 239-0577; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(19) COMPANY: MARINA QUEST, INCORPORATED dba Texoma Marina and Resort; DOCKET NUMBER: 2015-1826-PWS-E; IDENTIFIER: RN102071990; LOCATION: Whitesboro, Grayson County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.109(c)(2)(A)(i) and §290.122(c)(2)(A) and (f) and Texas Health and Safety Code, §341.033(d), by failing to collect routine distribution water samples for coliform analysis for the months of May 2015 - August 2015 and failing to issue public notification and submit a copy of the notification to the executive director (ED) regarding the failure to collect routine coliform samples for the months of May 2015 and June 2015; 30 TAC §290.109(c)(2)(F) and §290.122(c)(2)(A) and (f), by failing to collect five routine distribution coliform samples during the month following a total coliform-positive sample result for the month of April 2015, and failing to issue public notification and submit a copy of notification to the ED regarding the failure to collect five routine distribution coliform samples during the month following a total coliform-positive sample result for the month of April 2015; and 30 TAC §290.122(c)(2)(A) and (f), by failing to issue public notification and submit a copy of the public notification to the ED regarding the failure to collect a set of repeat distribution total coliform samples within 24 hours of being notified of a total coliform-positive sample result on a routine sample collected for the month of March 2015, and failing to conduct increased coliform monitoring for the month of September 2014, and failing to collect raw groundwater source *Escherichia coli* samples from all active sources within 24 hours of notification of a distribution total coliform-positive result on a routine sample for the month of August 2014; PENALTY: \$1,986; ENFORCEMENT COORDINATOR: Katy Montgomery, (210) 403-4016; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(20) COMPANY: Marisol Management LLC dba Marisols Convenience Store; DOCKET NUMBER: 2016-0305-PST-E; IDENTIFIER: RN104891338; LOCATION: Laredo, Webb County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.602(a), by failing to designate, train, and certify at least one individual for each class of operator - Class A, Class B, Class C for the facility; 30 TAC §334.42(i) and TWC, §26.3475(c)(2), by failing to inspect all sumps, manways, overspill

containers, or catchment basins associated with an underground storage tank (UST) system at least once every 60 days to assure that the sides, bottoms, and any penetration points are maintained liquid tight and free of debris; and 30 TAC §334.50(b)(1)(A), (2) and (A)(i)(III), (d)(1)(B)(ii) and (iii)(I) and TWC, §26.3475(a) and (c)(1), by failing to monitor the USTs for releases at a frequency of at least once every month, failing to provide release detection for the pressurized piping associated with the UST system, failing to test the line leak detectors at least once per year for performance and operational reliability, 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% of the total substance flow-through for the month plus 130 gallons, and failing to record inventory volume measurement for regulated substance inputs, withdrawals, and the amount still remaining in the tank each operating day; PENALTY: \$7,734; ENFORCEMENT COORDINATOR: Catherine Grutsch, (512) 239-2607; REGIONAL OFFICE: 707 East Calton Road, Suite 304, Laredo, Texas 78041-3887, (956) 791-6611.

(21) COMPANY: MARTY MECHANICAL, INCORPORATED dba One Stop 46; DOCKET NUMBER: 2016-0141-PST-E; IDENTIFIER: RN102257227; LOCATION: Rockwall, Rockwall County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.8(c)(4)(A)(vii) and (5)(B)(ii), by failing to renew a previously issued underground storage tank (UST) delivery certificate by submitting a properly completed UST registration and self-certification form at least 30 days before the expiration date; 30 TAC §334.8(c)(5)(A)(i) and TWC, §26.3467(a), by failing to make available to a common carrier a valid, current TCEQ delivery certificate before accepting delivery of a regulated substance into the USTs; 30 TAC §37.815(a) and (b), by failing to demonstrate acceptable financial assurance for taking corrective action and for compensating third parties for bodily injury and property damage caused by accidental releases arising from the operation of petroleum USTs; 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(c)(1), by failing to monitor the USTs for releases at a frequency of at least once every month; 30 TAC §334.51(b) and TWC, §26.3475(c)(2), by failing to equip the UST system with spill and overflow prevention equipment; 30 TAC §334.6(a)(2), by failing to provide notification of major construction activities for a UST system; 30 TAC §334.78(c), by 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)(4) and TWC, §26.3475(d), by failing to provide corrosion protection to all underground and/or totally or partially submerged metal components of a UST system; and 30 TAC §26.121(a)(1), by failing to not allow the unauthorized discharge of gasoline into or adjacent to waters in the state; PENALTY: \$58,690; ENFORCEMENT COORDINATOR: Rebecca Boyett, (512) 239-2503; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(22) COMPANY: Mazen, LLC dba Truck N Travel; DOCKET NUMBER: 2016-0303-PST-E; IDENTIFIER: RN101559672; LOCATION: Weatherford, Parker 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 §334.49(c)(4)(C) and TWC, §26.3475(d), by failing to have the cathodic protection system inspected and tested for operability and adequacy of protection at a frequency of at least once every three years; 30 TAC §115.225 and 40 Code of Federal Regulations §63.11120(a), by failing to conduct the annual testing of the Stage I equipment; 30 TAC §115.222(3) and Texas Health and Safety Code, §382.085(b), by failing to comply with control requirements for emission limitation anywhere in the liquid transfer or vapor balance system; and 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; PENALTY: \$26,622; ENFORCEMENT COORDINATOR: Holly Kneisley, (817) 588-5856; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(23) COMPANY: Minerva Garcia dba Abdiels Tire Shop; DOCKET NUMBER: 2016-0579-MSW-E; IDENTIFIER: RN108045733; LOCATION: Austin, Travis County; TYPE OF FACILITY: tire shop; RULE VIOLATED: 30 TAC §328.63(c), by failing to obtain a registration to process scrap tires; PENALTY: \$2,500; ENFORCEMENT COORDINATOR: Jessica Bland, (512) 239-4967; REGIONAL OFFICE: 12100 Park 35 Circle, Building A, Austin, Texas 78753, (512) 339-2929.

(24) COMPANY: Monarch Utilities I L.P.; DOCKET NUMBER: 2016-0428-PWS-E; IDENTIFIER: RN101450286; LOCATION: Pottsboro, Grayson County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.115(f)(1) and Texas Health and Safety Code, §341.0315(c), by failing to comply with the maximum contaminant level of 0.060 milligrams per liter for haloacetic acids, based on the locational running annual average; PENALTY: \$172; ENFORCEMENT COORDINATOR: Farhaudd Abbaszadeh, (512) 239-0779; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(25) COMPANY: New Braunfels Utilities; DOCKET NUMBER: 2016-0429-MWD-E; IDENTIFIER: RN102078011; LOCATION: New Braunfels, Comal County; TYPE OF FACILITY: wastewater treatment plant; RULES VIOLATED: TWC, §26.121(a)(1), 30 TAC §305.125(1), and Texas Pollutant Discharge Elimination System Permit Number WQ0010232001, Effluent Limitations and Monitoring Requirements Numbers 1 and 2, by failing to comply with permitted effluent limitations; PENALTY: \$27,000; ENFORCEMENT COORDINATOR: James Boyle, (512) 239-2527; REGIONAL OFFICE: 14250 Judson Road, San Antonio, Texas 78233-4480, (210) 490-3096.

(26) COMPANY: NEW DELTA BUSINESS LLC dba Delta Food Mart 2; DOCKET NUMBER: 2016-0262-PST-E; IDENTIFIER: RN101887891; LOCATION: Bridge City, Orange County; TYPE OF FACILITY: a convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.42(i), by failing to inspect all sumps, manways, over spill containers, or catchment basins associated with an underground storage tank (UST) system at least once every 60 days to assure that the sides, bottoms, and any penetration points are maintained liquid tight and free of debris and liquid and remove any liquid or debris found in them during that inspection within 96 hours of discovery; and 30 TAC §334.8(c)(5)(C), by failing to ensure that a legible tag, label, or marking with the tank number is permanently applied upon or affixed to either the top of the fill tube or to a non-removable point in the immediate area of the fill tube for each regulated UST; PENALTY: \$3,108; ENFORCEMENT COORDINATOR: Catherine Grutsch, (512) 239-2607; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(27) COMPANY: OVERSTREET DAIRY LLC; DOCKET NUMBER: 2016-0276-AGR-E; IDENTIFIER: RN105126551; LOCATION: Chillicothe, Hardeman County; TYPE OF FACILITY: dairy farm; RULES VIOLATED: 30 TAC §305.125(1) and §321.44(a) and Texas Pollution Discharge Elimination System (TPDES) General Permit (GP) Number TXG921386, Part IV, Recordkeeping, Reporting, and Notification Requirements, B. Reporting and Notifications Number 5, by failing to notify the appropriate regional office orally within 24 hours of becoming aware of a discharge and in writing within 14 working days of the discharge to the Enforcement Division; 30 TAC §321.39(b) and (6), and §305.125(1) and (5) and TPDES GP Number

TXG921386, Part III, Pollution Prevention Plan Requirements, A. Technical Requirements Numbers 6.e, 10.a, and 10.c., by failing to properly operate and maintain all facilities and systems of treatment and control; 30 TAC §305.125(1) and §321.46(a)(7)(A) and TPDES GP Number TXG921386, Part III, Pollution Prevention Plan Requirements, A. Technical Requirements Number 2.a, by failing to indicate all required items on the site map; and 30 TAC §305.125(1) and §321.46(c)(5) and TPDES GP Number TXG921386, Part III, Pollution Prevention Plan Requirements, A. Technical Requirements Number 15.b, by failing to have a licensed Texas Professional Engineer review the existing engineering documentation, complete a site evaluation of the structural controls, and review existing liner documentation every five years; PENALTY: \$4,150; ENFORCEMENT COORDINATOR: Farhaudd Abbaszadeh, (512) 239-0779; REGIONAL OFFICE: 1977 Industrial Boulevard, Abilene, Texas 79602-7833, (325) 698-9674.

(28) COMPANY: Plainview BioEnergy, LLC; DOCKET NUMBER: 2016-0339-IWD-E; IDENTIFIER: RN101983278; LOCATION: Plainview, Hale County; TYPE OF FACILITY: ethanol production plant; RULES VIOLATED: 30 TAC §305.125(1) and Texas Pollution Discharge Elimination System (TPDES) Permit Number WQ0004935000, Monitoring and Reporting Requirements Number 5, by failing to ensure that all automatic flow measuring or recording devices are calibrated by a trained person at plant start-up and as often thereafter as necessary to ensure accuracy, but not less often than annually; and 30 TAC §305.125(1) and §319.11(a), and TPDES Permit Number WQ0004935000, Monitoring and Reporting Requirements Numbers 2.a and 3.a, by failing to properly collect effluent samples; PENALTY: \$5,083; Supplemental Environmental Project offset amount of \$2,033; ENFORCEMENT COORDINATOR: Farhaudd Abbaszadeh, (512) 239-0779; REGIONAL OFFICE: 5012 50th Street, Suite 100, Lubbock, Texas 79414-3421, (806) 796-7092.

(29) COMPANY: Prime Materials, LLC; DOCKET NUMBER: 2016-0458-MLM-E; IDENTIFIER: RN106908379; LOCATION: Tilden, McMullen County; TYPE OF FACILITY: aggregate production operation (APO); RULES VIOLATED: 30 TAC §106.149(3) and Texas Health and Safety Code, §382.085(b), by failing to ensure water sprays are installed on the plant at all screens and transfer points and used as necessary to achieve maximum control of dust emissions; 30 TAC §281.25(4) and 40 Code of Federal Regulations §122.26(c), by failing to obtain authorization to discharge stormwater associated with industrial activities under Texas Pollution Discharge Elimination System General Permit Number TXR050000; and 30 TAC §342.25(d), by failing to renew the APO registration annually as regulated activities continued; PENALTY: \$13,125; ENFORCEMENT COORDINATOR: Farhaudd Abbaszadeh, (512) 239-0779; REGIONAL OFFICE: 707 East Calton Road, Suite 304, Laredo, Texas 78041-3887, (956) 791-6611.

(30) COMPANY: Texmark Chemicals, Incorporated; DOCKET NUMBER: 2015-1684-AIR-E; IDENTIFIER: RN100238740; LOCATION: Galena Park, Harris County; TYPE OF FACILITY: chemical plant; RULES VIOLATED: 30 TAC §111.111(a)(4)(A)(ii) and §122.143(4), Texas Health and Safety Code (THSC), §382.085(b), and Federal Operating Permit (FOP) Number O1363, Special Terms and Conditions (STC) Number 1.A, by failing to record at least 98% of the flare daily visible emissions observations; 30 TAC §§101.20(1), 116.115(c), and 122.143(4), THSC, §382.085(b), 40 Code of Federal Regulations (CFR) §60.18(c)(2), FOP Number O1363, STC Numbers 1.A and 13, and New Source Review (NSR) Permit Number 21472, Special Conditions (SC) Number 14.B, by failing to operate the flare with a flame present at all times; 30 TAC §116.115(c) and §122.143(4), THSC, §382.085(b), FOP Number O1363, STC Numbers 1.A and 13, and NSR Permit Number 21472, SC Number 23.F, by failing to conduct quarterly leak detection and repair monitoring; 30 TAC §§101.20(1),

115.352(4), 116.115(c), and 122.143(4), THSC, §382.085(b), 40 CFR §60.482-6(a)(1), FOP Number O1363, STC Numbers 1.A and 13, and NSR Permit Number 21472, SC Number 23.E, by failing to maintain a cap, plug, or blind flange on all open-ended lines; 30 TAC §116.115(c) and §122.143(4), THSC, §382.085(b), FOP Number O1363, STC Numbers 1.A and 13, and NSR Permit Number 21472, SC Number 14.D, by failing to conduct annual calibrations for the flare flow monitor and calorimeter; 30 TAC §116.115(c) and §122.143(4), THSC, §382.085(b), FOP Number O1363, STC Numbers 1.A and 13, and NSR Permit Number 21472, SC Number 8, by failing to conduct semi-annual natural gas fuel analysis; 30 TAC §122.143(4) and §122.145(2)(C), THSC, §382.085(b), and FOP Number O1363, General Terms and Conditions, by failing to report all instances of deviations; 30 TAC §116.115(c) and §122.143(4), THSC, §382.085(b), FOP Number O1363, STC Number 13, and NSR Permit Number 21472, SC Number 14.D, by failing to maintain continuous records of the vent stream flow and British thermal units content to the flare; and 30 TAC §§101.20(1), 116.115(c), and 122.143(4), THSC, §382.085(b), 40 CFR §60.112b(a)(1)(i), FOP Number O1363, STC Numbers 1.A and 13, and NSR Permit Number 21472, SC Number 25.B, by failing to refill or de-gas tanks within 24 hours of landing internal floating roofs; PENALTY: \$53,394; Supplemental Environmental Project offset amount of \$20,158; ENFORCEMENT COORDINATOR: Amancio R. Gutierrez, (512) 239-3921; REGIONAL OFFICE: 5425 Polk Avenue, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(31) COMPANY: United Skates Incorporated dba Adventures USA; DOCKET NUMBER: 2016-0026-PWS-E; IDENTIFIER: RN101196434; LOCATION: Lubbock, Lubbock County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.122(c)(2)(A) and (f), by failing to provide public notification and submit a copy of the public notification to the executive director regarding the failure to conduct routine coliform monitoring for the months of September and December of 2012, June, October, November and December of 2014, and June of 2015; and 30 TAC §290.109(c)(2)(A)(i) and Texas Health and Safety Code, §341.033(d), by failing to collect a routine distribution water sample for coliform analysis for the month of September 2015; PENALTY: \$660; ENFORCEMENT COORDINATOR: Jim Fisher, (512) 239-2537; REGIONAL OFFICE: 5012 50th Street, Suite 100, Lubbock, Texas 79414-3421, (806) 796-7092.

TRD-201603121

Kathleen C. Decker
Director, Litigation Division
Texas Commission on Environmental Quality
Filed: June 21, 2016



Enforcement Orders

An agreed order was adopted regarding Jesus Espinoza dba Champion Stone Quarry, Docket No. 2014-1016-MLM-E on June 22, 2016 assessing \$55,000 in administrative penalties with \$11,000 deferred.

Information concerning any aspect of this order may be obtained by contacting Cheryl Thompson, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Servando Rivera, Docket No. 2015-0150-MLM-E on June 22, 2016 assessing \$34,071 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Elizabeth Carroll Harkrider, Staff Attorney at (512) 239-

3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Legacy Metals LLC, Docket No. 2015-0298-IHW-E on June 22, 2016 assessing \$7,875 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Elizabeth Carroll Harkrider, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

A default order was adopted regarding James L. Oxford, Trustee of Country Villa Trust dba Country Villa Mobile Home Park, Docket No. 2015-0666-PWS-E on June 22, 2016 assessing \$794 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Elizabeth Carroll Harkrider, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding NEW NGC, INC., Docket No. 2015-0783-WQ-E on June 22, 2016 assessing \$10,000 in administrative penalties with \$2,000 deferred.

Information concerning any aspect of this order may be obtained by contacting Had Darling, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087. A default order was adopted regarding Devine Convenience LLC dba Super Mart, Docket No. 2015-0803-PST-E on June 22, 2016 assessing \$8,750 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Meaghan M. Bailey, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Nelson Gardens Energy, LLC, Docket No. 2015-0869-AIR-E on June 22, 2016 assessing \$13,938 in administrative penalties with \$2,787 deferred.

Information concerning any aspect of this order may be obtained by contacting Eduardo Heras, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Hub City Convenience Stores, Inc. dba Chisum 35, Docket No. 2015-0904-PST-E on June 22, 2016 assessing \$10,420 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Ryan Rutledge, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Paul Mauricio Sr., Docket No. 2015-0921-PST-E on June 22, 2016 assessing \$7,650 in administrative penalties with \$1,530 deferred.

Information concerning any aspect of this order may be obtained by contacting Holly Kneisley, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Margarito Mendez, Docket No. 2015-1161-MSW-E on June 22, 2016 assessing \$6,000 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting J. Amber Ahmed, Staff Attorney at (512) 239-3400, Texas

Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Owens Corning Insulating Systems, LLC, Docket No. 2015-1207-AIR-E on June 22, 2016 assessing \$37,121 in administrative penalties with \$7,424 deferred.

Information concerning any aspect of this order may be obtained by contacting Amancio Gutierrez, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Wolf Hollow I Power, LLC, Docket No. 2015-1292-AIR-E on June 22, 2016 assessing \$96,600 in administrative penalties with \$19,320 deferred.

Information concerning any aspect of this order may be obtained by contacting Eduardo Heras, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Craig's Dirt Service, L.L.C., Docket No. 2015-1342-WQ-E on June 22, 2016 assessing \$26,517 in administrative penalties with \$5,303 deferred.

Information concerning any aspect of this order may be obtained by contacting Alejandro Laje, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

A default and shutdown order was adopted regarding D & D INTERNATIONAL, INC. dba Handi Stop 72, Docket No. 2015-1374-PST-E on June 22, 2016 assessing \$23,585 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Ryan Rutledge, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Marathon Oil EF LLC, Docket No. 2015-1378-AIR-E on June 22, 2016 assessing \$9,150 in administrative penalties with \$1,830 deferred.

Information concerning any aspect of this order may be obtained by contacting Eduardo Heras, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

A default order was adopted regarding Randall & Spencer, LLC dba 2 Cousins Gas & Grocery, Docket No. 2015-1383-PWS-E on June 22, 2016 assessing \$550 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Ryan Rutledge, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Texas Barge & Boat, Inc., Docket No. 2015-1410-AIR-E on June 22, 2016 assessing \$10,650 in administrative penalties with \$2,130 deferred.

Information concerning any aspect of this order may be obtained by contacting Rajesh Acharya, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Air Liquide Large Industries U.S. LP, Docket No. 2015-1459-AIR-E on June 22, 2016 assessing \$107,100 in administrative penalties with \$21,420 deferred.

Information concerning any aspect of this order may be obtained by contacting Eduardo Heras, Enforcement Coordinator at (512)

239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

A default order was adopted regarding Eddie Douglas, Docket No. 2015-1551-PWS-E on June 22, 2016 assessing \$2,202 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Ryan Rutledge, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Targa Midstream Services LLC, Docket No. 2015-1559-AIR-E on June 22, 2016 assessing \$14,298 in administrative penalties with \$2,859 deferred.

Information concerning any aspect of this order may be obtained by contacting Amancio R. Gutierrez, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Targa Midstream Services LLC, Docket No. 2015-1568-AIR-E on June 22, 2016 assessing \$8,990 in administrative penalties with \$1,798 deferred.

Information concerning any aspect of this order may be obtained by contacting Eduardo Heras, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Odessa, Docket No. 2015-1598-MWD-E on June 22, 2016 assessing \$22,112 in administrative penalties with \$4,422 deferred.

Information concerning any aspect of this order may be obtained by contacting Ross Luedtke, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Orange County Water Control and Improvement District No. 1, Docket No. 2015-1621-PWS-E on June 22, 2016 assessing \$1,380 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Katy Montgomery, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Shell Chemical LP, Docket No. 2015-1636-AIR-E on June 22, 2016 assessing \$50,000 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Rajesh Acharya, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Adrian, Docket No. 2015-1647-PWS-E on June 22, 2016 assessing \$697 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Yuliya Dunaway, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding SHIN-ETSU SILICONES OF AMERICA, INC., Docket No. 2015-1726-PWS-E on June 22, 2016 assessing \$243 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Farhaud Abbaszadeh, Enforcement Coordinator at (512)

239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Presidio, Docket No. 2015-0141-MWD-E on June 21, 2016 assessing \$1,050 in administrative penalties with \$210 deferred.

Information concerning any aspect of this order may be obtained by contacting Melissa Castro, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Junction, Docket No. 2015-0421-MWD-E on June 21, 2016 assessing \$6,413 in administrative penalties with \$1,282 deferred.

Information concerning any aspect of this order may be obtained by contacting Cheryl Thompson, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding WINNIE WELDING WORKS & CONSTRUCTION, INC., Docket No. 2015-1426-WQ-E on June 21, 2016 assessing \$5,813 in administrative penalties with \$1,162 deferred.

Information concerning any aspect of this order may be obtained by contacting Larry Butler, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Royse City, Docket No. 2015-1463-PWS-E on June 21, 2016 assessing \$300 in administrative penalties with \$60 deferred.

Information concerning any aspect of this order may be obtained by contacting Jim Fisher, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Huntsville, Docket No. 2015-1482-MWD-E on June 21, 2016 assessing \$5,812 in administrative penalties with \$1,162 deferred.

Information concerning any aspect of this order may be obtained by contacting Ronica Rodriguez, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Duval County Conservation and Reclamation District, Docket No. 2015-1573-MWD-E on June 21, 2016 assessing \$7,500 in administrative penalties with \$1,500 deferred.

Information concerning any aspect of this order may be obtained by contacting Ronica Rodriguez, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding JACKSON WATER SUPPLY CORPORATION, Docket No. 2015-1592-PWS-E on June 21, 2016 assessing \$612 in administrative penalties with \$122 deferred.

Information concerning any aspect of this order may be obtained by contacting Sarah Kim, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding CSFM INC dba Chestnut Star Food Mart, Docket No. 2015-1697-PST-E on June 21, 2016 assessing \$3,505 in administrative penalties with \$701 deferred.

Information concerning any aspect of this order may be obtained by contacting James Baldwin, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Mart, Docket No. 2015-1709-PWS-E on June 21, 2016 assessing \$2,322 in administrative penalties with \$464 deferred.

Information concerning any aspect of this order may be obtained by contacting Katy Montgomery, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding United Copper Industries, Inc., Docket No. 2015-1757-AIR-E on June 21, 2016 assessing \$3,413 in administrative penalties with \$682 deferred.

Information concerning any aspect of this order may be obtained by contacting Tiffany Maurer, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Katy, Docket No. 2015-1786-WQ-E on June 21, 2016 assessing \$813 in administrative penalties with \$162 deferred.

Information concerning any aspect of this order may be obtained by contacting James Boyle, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Canutillo Independent School District, Docket No. 2015-1808-MWD-E on June 21, 2016 assessing \$5,000 in administrative penalties with \$1,000 deferred.

Information concerning any aspect of this order may be obtained by contacting Austin Henck, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding La Joya Independent School District, Docket No. 2015-1848-MWD-E on June 21, 2016 assessing \$5,000 in administrative penalties with \$1,000 deferred.

Information concerning any aspect of this order may be obtained by contacting Larry Butler, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Lampasas, Docket No. 2016-0008-PWS-E on June 21, 2016 assessing \$370 in administrative penalties with \$74 deferred.

Information concerning any aspect of this order may be obtained by contacting Katy Montgomery, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding MAXEY ENERGY COMPANY dba Max E Mart 13, Docket No. 2016-0029-PST-E on June 21, 2016 assessing \$7,500 in administrative penalties with \$1,500 deferred.

Information concerning any aspect of this order may be obtained by contacting Epifanio Villareal, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Edgewood, Docket No. 2016-0043-PWS-E on June 21, 2016 assessing \$639 in administrative penalties with \$127 deferred.

Information concerning any aspect of this order may be obtained by contacting Katy Montgomery, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding One Stop Restoration LLC dba Iron Horse Ranch Yorktown Lodge, Docket No. 2016-0060-PWS-E on June 21, 2016 assessing \$500 in administrative penalties with \$100 deferred.

Information concerning any aspect of this order may be obtained by contacting Michaelle Garza, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding SBBQ Operations, LLC, Docket No. 2016-0097-WQ-E on June 21, 2016 assessing \$4,500 in administrative penalties with \$900 deferred.

Information concerning any aspect of this order may be obtained by contacting Melissa Castro, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding CONTINENTAL HOMES OF TEXAS, L.P., Docket No. 2016-0112-WQ-E on June 21, 2016 assessing \$938 in administrative penalties with \$187 deferred.

Information concerning any aspect of this order may be obtained by contacting Alejandro Laje, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Mauser USA, LLC, Docket No. 2016-0169-AIR-E on June 21, 2016 assessing \$2,438 in administrative penalties with \$487 deferred.

Information concerning any aspect of this order may be obtained by contacting Kingsley Coppinger, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Aqua Development, Inc., Docket No. 2016-0175-PWS-E on June 21, 2016 assessing \$150 in administrative penalties with \$30 deferred.

Information concerning any aspect of this order may be obtained by contacting James Baldwin, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Enbridge G & P (East Texas) L.P., Docket No. 2016-0194-AIR-E on June 21, 2016 assessing \$5,800 in administrative penalties with \$1,160 deferred.

Information concerning any aspect of this order may be obtained by contacting Kingsley Coppinger, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Whitewright, Docket No. 2016-0195-MWD-E on June 21, 2016 assessing \$2,925 in administrative penalties with \$585 deferred.

Information concerning any aspect of this order may be obtained by contacting Ross Luedtke, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Childress, Docket No. 2016-0220-MWD-E on June 21, 2016 assessing \$3,375 in administrative penalties with \$675 deferred.

Information concerning any aspect of this order may be obtained by contacting Ross Luedtke, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Town of Woodsboro, Docket No. 2016-0231-MWD-E on June 21, 2016 assessing \$4,875 in administrative penalties with \$975 deferred.

Information concerning any aspect of this order may be obtained by contacting Melissa Castro, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding HOLLY SPRINGS WATER SUPPLY CORPORATION, Docket No. 2016-0233-PWS-E on June 21, 2016 assessing \$200 in administrative penalties with \$40 deferred.

Information concerning any aspect of this order may be obtained by contacting Ryan Byer, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Beaumont, Docket No. 2016-0246-PST-E on June 21, 2016 assessing \$2,813 in administrative penalties with \$562 deferred.

Information concerning any aspect of this order may be obtained by contacting Epifanio Villareal, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Patrick Mireles, Arnold Mireles, and Total Commitment Construction Co., LLC, Docket No. 2016-0365-MSW-E on June 21, 2016 assessing \$1,875 in administrative penalties with \$375 deferred.

Information concerning any aspect of this order may be obtained by contacting Jessica Bland, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Megatel Homes, Inc., Docket No. 2016-0450-WQ-E on June 21, 2016 assessing \$938 in administrative penalties with \$187 deferred.

Information concerning any aspect of this order may be obtained by contacting Larry Butler, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

TRD-201603163
Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: June 22, 2016



Notice of a Proposed Renewal with Amendment of a General Permit Authorizing the Discharge of Pesticides

The Texas Commission on Environmental Quality (TCEQ, agency, or commission) is proposing to renew and amend Texas Pollutant Discharge Elimination System General Permit TXG870000. This general permit authorizes the application of pesticides into or over, including near, waters of the United States for the control of mosquito and other insect pests, vegetation and algae pests, animal pests, area-wide pests, and forest canopy pests. The proposed general permit applies to the entire state of Texas. General permits are authorized by Texas Water Code, §26.040.

PROPOSED GENERAL PERMIT. The executive director has prepared a draft general permit renewal with amendments of an existing general permit that authorizes the application of pesticides into or over, including near, waters of the United States (U.S.) for the control of mosquito and other insect pests, vegetation and algae pests, animal pests, area-wide pests, and forest canopy pests. No significant degradation of water quality is expected and existing uses will be maintained and protected. The executive director proposes to require certain dischargers to submit a Notice of Intent to obtain authorization to discharge.

The executive director has reviewed this action for consistency with the goals and policies of the Texas Coastal Management Program (CMP) according to Coastal Coordination Advisory Committee regulations and has determined that the action is consistent with applicable CMP goals and policies.

A copy of the proposed general permit and fact sheet are available for viewing and copying at the TCEQ Office of the Chief Clerk located at the TCEQ's Austin office, at 12100 Park 35 Circle, Building F. These documents are also available at the TCEQ's 16 regional offices and on the TCEQ website at <http://www.tceq.texas.gov/permitting/waste-water/general/index.html>.

PUBLIC COMMENT/PUBLIC MEETING. You may submit public comments or request a public meeting about this proposed general permit. The purpose of a public meeting is to provide the opportunity to submit written or oral comment or to ask questions about the proposed general permit. Generally, the TCEQ will hold a public meeting if the executive director determines that there is a significant degree of public interest in the proposed general permit or if requested by a local legislator. A public meeting is not a contested case hearing.

Written public comments must be received by the Office of the Chief Clerk, MC 105, TCEQ, PO Box 13087, Austin, Texas 78711-3087 or electronically at www.tceq.texas.gov/about/comments.html within 30 days from the date this notice is published.

APPROVAL PROCESS. After the comment period, the executive director will consider all the public comments and prepare a written response. The response will be filed with the TCEQ Office of the Chief Clerk at least 10 days before the scheduled commission meeting when the commission will consider approval of the general permit. The commission will consider all public comment in making its decision and will either adopt the executive director's response or prepare its own response. The commission will issue its written response on the general permit at the same time the commission issues or denies the general permit. A copy of any issued general permit and response to comments will be made available to the public for inspection at the agency's Austin and regional offices. A notice of the commissions' action on the proposed general permit and a copy of its response to comments will be mailed to each person who made a comment. Also, a notice of the commission's action on the proposed general permit and the text of its response to comments will be published in the *Texas Register*.

MAILING LISTS. In addition to submitting public comments, you may ask to be placed on a mailing list to receive future public notices mailed by the Office of the Chief Clerk. You may request to be added to: 1) the mailing list for this specific general permit; 2) the permanent mailing list for a specific county; or 3) both. Clearly specify the mailing lists to which you wish to be added and send your request to the TCEQ Office of the Chief Clerk at the address previously mentioned. Unless you otherwise specify, you will be included only on the mailing list for this specific general permit.

INFORMATION. If you need more information about this general permit or the permitting process, please call the TCEQ Public Education

Program, Toll Free, at 1-800-687-4040. General information about the TCEQ can be found at our website at: <http://www.tceq.texas.gov>.

Further information may also be obtained by calling Laurie Fleet of the TCEQ Water Quality Division at (512) 239-5445.

Si desea información en español, puede llamar 1-800-687-4040.

TRD-201603077

Robert Martinez

Director, Environmental Law Division

Texas Commission on Environmental Quality

Filed: June 17, 2016



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

The Texas Commission on Environmental Quality (TCEQ or commission) staff is providing an opportunity for written public comment on the listed Agreed Orders (AOs) in accordance with Texas Water Code (TWC), §7.075. TWC, §7.075 requires that before the commission may approve the AOs, the commission shall allow the public an opportunity to submit written comments on the proposed AOs. TWC, §7.075 requires that notice of the opportunity to comment must be published in the *Texas Register* no later than the 30th day before the date on which the public comment period closes, which in this case is **August 2, 2016**. TWC, §7.075 also requires that the commission promptly consider any written comments received and that the commission may withdraw or withhold approval of an AO if a comment discloses facts or considerations that indicate that consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the statutes and rules within the commission's jurisdiction or the commission's orders and permits issued in accordance with the commission's regulatory authority. Additional notice of changes to a proposed AO is not required to be published if those changes are made in response to written comments.

A copy of each proposed AO is available for public inspection at both the commission's central office, located at 12100 Park 35 Circle, Building A, 3rd Floor, Austin, Texas 78753, (512) 239-3400 and at the applicable regional office listed as follows. Written comments about an AO should be sent to the attorney designated for the AO at the commission's central office at P.O. Box 13087, MC 175, Austin, Texas 78711-3087 and must be **received by 5:00 p.m. on August 2, 2016**. Comments may also be sent by facsimile machine to the attorney at (512) 239-3434. The designated attorney is available to discuss the AO and/or the comment procedure at the listed phone number; however, TWC, §7.075 provides that comments on an AO shall be submitted to the commission in **writing**.

(1) COMPANY: 4150 East Highway 290 Partners, LLC dba Austin Paintball; DOCKET NUMBER: 2012-1834-MLM-E; TCEQ ID NUMBER: RN106477052; LOCATION: 4150 East Highway 290, Dripping Springs, Hays County; TYPE OF FACILITY: recreation facility used for paintball competition; RULES VIOLATED: 40 CFR §122.26(c) and 30 TAC §281.25(a)(4), by failing to obtain authorization to discharge storm water associated with construction activities; and 30 TAC §213.23(a)(1), by failing to obtain authorization prior to beginning regulated activities over the Edward Aquifer Contributing Zone; PENALTY: \$5,000; STAFF ATTORNEY: Jim Sallans, Litigation Division, MC 175, (512) 239-2053; REGIONAL OFFICE: Austin Regional Office, 12100 Park 35 Circle, Building A, Austin, Texas 78753, (512) 339-2929.

(2) COMPANY: Austin 512, LLC; DOCKET NUMBER: 2015-0891-MWD-E; TCEQ ID NUMBER: RN103124202; LOCATION: 1105

Westwood Lane, Giddings, Lee County; TYPE OF FACILITY: wastewater treatment facility; RULE VIOLATED: TWC, §26.121(a)(1), by discharging sewage, municipal waste, recreational waste, agricultural waste, and/or industrial waste into or adjacent to any water in the state without authorization; PENALTY: \$7,386; STAFF ATTORNEY: Elizabeth Carroll Harkrider, Litigation Division, MC 175, (512) 239-2008; REGIONAL OFFICE: Austin Regional Office, 12100 Park 35 Circle, Building A, Austin, Texas 78753, (512) 339-2929.

(3) COMPANY: BLS RE1, LLC; DOCKET NUMBER: 2015-1007-PWS-E; TCEQ ID NUMBER: RN105736722; LOCATION: 1921 Alta Vista Drive, Midland, Midland County; TYPE OF FACILITY: public water system; RULES VIOLATED: Texas Health and Safety Code, §341.033(d) and 30 TAC §290.109(c)(2)(A)(i) and §290.122(c)(2)(A) and (f), by failing to collect routine distribution water samples for coliform analysis, issue public notification, and submit a copy of the notification to the executive director regarding the failure to collect routine coliform samples; and 30 TAC §290.110(e)(4)(A) and (f)(3), by failing to submit a Disinfectant Level Quarterly Operating Report to the executive director by the tenth day of the month following the end of the quarter; PENALTY: \$2,247; STAFF ATTORNEY: J. Amber Ahmed, Litigation Division, MC 175, (512) 239-1204; REGIONAL OFFICE: Midland Regional Office, 9900 W IH-20, Suite 100, Midland, Texas 79706-5406, (432) 570-1359.

(4) COMPANY: City of Carl's Corner; DOCKET NUMBER: 2015-1283-PWS-E; TCEQ ID NUMBER: RN101391852; LOCATION: 2100 Linda Road East, Carl's Corner, Hill County; TYPE OF FACILITY: public water system; RULES VIOLATED: Texas Health and Safety Code, §341.0315(c), 30 TAC §290.45(b)(1)(B)(i), and TCEQ AO Docket Number 2009-1496-PWS-E, Ordering Provision Number 2.g., by failing to provide a well capacity of 0.6 gallons per minute per connection; 30 TAC §290.43(d)(7), by failing to maintain the pressure tank and all associated appurtenances thoroughly tight against leakage; 30 TAC §290.41(c)(3)(L), by failing to provide a well blow-off line that terminates in a downward direction and at a point which will not be submerged by flood waters; and 30 TAC §290.42(e)(3)(D), by failing to provide disinfection facilities for determining the amount of disinfectant used daily and the amount of disinfectant remaining for use; PENALTY: \$16,345; STAFF ATTORNEY: Elizabeth Carroll Harkrider, Litigation Division, MC 175, (512) 239-2008; REGIONAL OFFICE: Waco Regional Office, 6801 Sanger Avenue, Suite 2500, Waco, Texas 76710-7826, (254) 751-0335.

(5) COMPANY: ESPINOZA STONE, INC.; DOCKET NUMBER: 2015-0997-WQ-E; TCEQ ID NUMBER: RN106352875 and RN108638545; LOCATION: County Road 207, approximately 0.5 miles southwest of the intersection of county roads 205 and 207, Shackelford County (Site Number 1); 470 East County Road 427, Goldthwaite, Mills County (Site Number 2); TYPE OF FACILITY: aggregate production operations (APOs); RULES VIOLATED: 30 TAC §342.25(d), by failing to renew the APO registration annually as regulated activities continued on Site Number 1, and 30 TAC §342.25(b), by failing to register Site Number 2 as an APO not later than 10 business days before the beginning date of regulated activities; PENALTY: \$10,000; STAFF ATTORNEY: Jess Robinson, Litigation Division, MC 175, (512) 239-0455; REGIONAL OFFICE: Abilene Regional Office, 1977 Industrial Boulevard, Abilene, Texas 79602-7833, (325) 698-9674 (Site Number 1) and Waco Regional Office, 6801 Sanger Avenue, Suite 2500, Waco, Texas 76710-7826, (254) 751-0335 (Site Number 2).

(6) COMPANY: Jet Center of Dallas, LLC; DOCKET NUMBER: 2014-1866-PST-E; TCEQ ID NUMBER: RN103017257; LOCATION: 5661 Apollo Drive, Dallas, Dallas County; TYPE OF FACILITY: underground storage tank (UST) system with two

USTs at an aircraft refueling facility; RULES VIOLATED: 30 TAC §334.8(c)(4)(A)(vii) and (5)(B)(ii), by failing to timely renew a previously issued UST delivery certificate by submitting a properly completed UST registration and self-certification form at least 30 days before the expiration date; TWC, §26.3467(a) and 30 TAC §334.8(c)(5)(A)(I), by failing to make available to a common carrier a valid, current TCEQ delivery certificate before accepting delivery of a regulated substance into the USTs; TWC, §26.3475(d) and 30 TAC §334.49(a)(1), by failing to provide corrosion protection for the UST system; and TWC, §26.3475(c)(1) and 30 TAC §334.50(b)(1)(A), by failing to monitor the USTs for releases at a frequency of at least once every month (not to exceed 35 days between each monitoring); PENALTY: \$10,901; STAFF ATTORNEY: Jim Sallans, Litigation Division, MC 175, (512) 239-2053; REGIONAL OFFICE: Dallas-Fort Worth Regional Office, 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(7) COMPANY: Prakesh Patel d/b/a Git It Kwik; DOCKET NUMBER: 2015-0552-PST-E; TCEQ ID NUMBER: RN102392776; LOCATION: 9801 Wesley Street, Greenville, Hunt County; TYPE OF FACILITY: underground storage tank (UST) system and a convenience store with retail sales of gasoline; RULES VIOLATED: TWC, §26.3475(c)(1) and 30 TAC §334.50(b)(1)(A), by failing to monitor the USTs for releases at a frequency of at least once every month (not to exceed 35 days between each monitoring); PENALTY: \$22,500; STAFF ATTORNEY: Meaghan M. Bailey, Litigation Division, MC 175, (512) 239-0205; REGIONAL OFFICE: Dallas-Fort Worth Regional Office, 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(8) COMPANY: ROY STATION COMPANY; DOCKET NUMBER: 2015-0359-PST-E; TCEQ ID NUMBER: RN101489730; LOCATION: 1801 West 2nd Street, Taylor, Williamson County; TYPE OF FACILITY: underground storage tank (UST) system and a convenience store with retail sales of gasoline; RULES VIOLATED: TWC, §26.3475(c)(1) and 30 TAC §334.50(b)(1)(A), by failing to monitor releases at a frequency of at least once every month (not to exceed 35 days between each monitoring); TWC, §26.3475(a) and 30 TAC §334.50(b)(2), by failing to provide release detection for the pressurized piping associated with the USTs; and TWC, §26.3475(d) and 30 TAC §334.49(a)(1), by failing to provide corrosion protection for the UST system; PENALTY: \$10,254; STAFF ATTORNEY: Jacquelyn Boutwell, Litigation Division, MC 175, (512) 239-5846; REGIONAL OFFICE: Austin Regional Office, 12100 Park 35 Circle, Building A, Austin, Texas 78753, (512) 339-2929.

TRD-201603123
Kathleen C. Decker
Director, Litigation Division
Texas Commission on Environmental Quality
Filed: June 21, 2016

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

The Texas Commission on Environmental Quality (TCEQ or commission) staff is providing an opportunity for written public comment on the listed Default Orders (DOs). The commission staff proposes a DO when the staff has sent an executive director's preliminary report and petition (EDPRP) to an entity outlining the alleged violations; the proposed penalty; the proposed technical requirements necessary to bring the entity back into compliance; and the entity fails to request a hearing on the matter within 20 days of its receipt of the EDPRP or requests a hearing and fails to participate at the hearing. Similar to the procedure followed with respect to Agreed Orders entered into by the execu-

tive director of the commission, in accordance with Texas Water Code (TWC), §7.075, this notice of the proposed order and the opportunity to comment is published in the *Texas Register* no later than the 30th day before the date on which the public comment period closes, which in this case is **August 2, 2016**. The commission will consider any written comments received, and the commission may withdraw or withhold approval of a DO if a comment discloses facts or considerations that indicate that consent to the proposed DO is inappropriate, improper, inadequate, or inconsistent with the requirements of the statutes and rules within the commission's jurisdiction, or the commission's orders and permits issued in accordance with the commission's regulatory authority. Additional notice of changes to a proposed DO is not required to be published if those changes are made in response to written comments.

A copy of each proposed DO is available for public inspection at both the commission's central office, located at 12100 Park 35 Circle, Building A, 3rd Floor, Austin, Texas 78753, (512) 239-3400 and at the applicable regional office listed as follows. Written comments about the DO should be sent to the attorney designated for the DO at the commission's central office at P.O. Box 13087, MC 175, Austin, Texas 78711-3087 and must be **received by 5:00 p.m. on August 2, 2016**. Comments may also be sent by facsimile machine to the attorney at (512) 239 3434. The commission's attorneys are available to discuss the DOs and/or the comment procedure at the listed phone numbers; however, TWC, §7.075 provides that comments on the DOs shall be submitted to the commission in **writing**.

(1) COMPANY: David Gray; DOCKET NUMBER: 2015-1735-LII-E; TCEQ ID NUMBER: RN108740960; LOCATION: 6725 Lucas Lane, North Richland Hills, Tarrant County; TYPE OF FACILITY: landscaping business; RULES VIOLATED: TWC, §37.003 and 30 TAC §30.5(b), by advertising or representing to the public that he can perform services for which a license is required without holding a current license, or without employing an individual who holds a current license; PENALTY: \$262; STAFF ATTORNEY: Clayton Smith, Litigation Division, MC 175, (512) 239-6224; REGIONAL OFFICE: Dallas-Fort Worth Regional Office, 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(2) COMPANY: Sergio Ayala, Jr.; DOCKET NUMBER: 2015-1475-LII-E; TCEQ ID NUMBER: RN108306408; LOCATION: 3616 Esper Drive, El Paso, El Paso County; TYPE OF FACILITY: landscape business; RULES VIOLATED: TWC, §37.003, Texas Occupations Code, §1903.251, and 30 TAC §30.5(a), by failing to hold an irrigation license prior to selling, designing, consulting, installing, altering, repairing, or servicing an irrigation system; PENALTY: \$955; STAFF ATTORNEY: Isaac Ta, Litigation Division, MC 175, (512) 239-0683; REGIONAL OFFICE: El Paso Regional Office, 401 East Franklin Avenue, Suite 560, El Paso, Texas 79901-1212, (915) 834-4949.

TRD-201603124
Kathleen C. Decker
Director, Litigation Division
Texas Commission on Environmental Quality
Filed: June 21, 2016



Notice of Public Hearing

On Assessment of Administrative Penalties and Requiring Certain Actions of Fuel Centers Environmental Management, LLC d/b/a Fuel Center of Legacy

SOAH Docket No. 582-16-4677

TCEQ Docket No. 2015-1311-PST-E

The Texas Commission on Environmental Quality (TCEQ or the Commission) has referred this matter to the State Office of Administrative Hearings (SOAH). An Administrative Law Judge with the State Office of Administrative Hearings will conduct a public hearing at:

10:00 a.m. - July 21, 2016

William P. Clements Building
300 West 15th Street, 4th Floor
Austin, Texas 78701

The purpose of the hearing will be to consider the Executive Director's Preliminary Report and Petition mailed February 3, 2016 concerning assessing administrative penalties against and requiring certain actions of Fuel Centers Environmental Management, LLC d/b/a Fuel Center of Legacy, for violations in Collin County, Texas, of: Tex. Water Code §§26.3467(a) and 26.3475(c)(1) and (c)(2), and 30 Tex. Admin. Code §§334.7(d)(3); 334.8(c)(4)(C), (c)(5)(A), and (c)(5)(A)(i); 334.50(b)(1)(A); 334.51(a)(6); 334.54(e)(2); 334.72; and 334.602(a).

The hearing will allow Fuel Centers Environmental Management, LLC d/b/a Fuel Center of Legacy, the Executive Director, and the Commission's Public Interest Counsel to present evidence on whether a violation has occurred, whether an administrative penalty should be assessed, and the amount of such penalty, if any. The first convened session of the hearing will be to establish jurisdiction, afford Fuel Centers Environmental Management, LLC d/b/a Fuel Center of Legacy, the Executive Director of the Commission, and the Commission's Public Interest Counsel an opportunity to negotiate and to establish a discovery and procedural schedule for an evidentiary hearing. Unless agreed to by all parties in attendance at the preliminary hearing, an evidentiary hearing will not be held on the date of this preliminary hearing. Upon failure of Fuel Centers Environmental Management, LLC d/b/a Fuel Center of Legacy to appear at the preliminary hearing or evidentiary hearing, the factual allegations in the notice will be deemed admitted as true, and the relief sought in the notice of hearing may be granted by default. The specific allegations included in the notice are those set forth in the Executive Director's Preliminary Report and Petition, attached hereto and incorporated herein for all purposes. Fuel Centers Environmental Management, LLC d/b/a Fuel Center of Legacy, the Executive Director of the Commission, and the Commission's Public Interest Counsel are the only designated parties to this proceeding.

Legal Authority: Tex. Water Code §7.054 and chs. 7 and 26, and 30 Tex. Admin. Code chs. 70 and 334; Tex. Water Code §7.058, and the Rules of Procedure of the Texas Commission on Environmental Quality and the State Office of Administrative Hearings, including 30 Tex. Admin. Code §§70.108 and 70.109 and ch. 80, and 1 Tex. Admin. Code ch. 155.

Further information regarding this hearing may be obtained by contacting Jess Robinson, Staff Attorney, Texas Commission on Environmental Quality, Litigation Division, Mail Code 175, P.O. Box 13087, Austin, Texas 78711-3087, telephone (512)239-3400. Information concerning your participation in this hearing may be obtained by contacting Vic McWherter, Public Interest Counsel, Mail Code 103, at the same P.O. Box address given above, or by telephone at (512)239-6363.

Any document filed prior to the hearing must be filed with TCEQ's Office of the Chief Clerk and SOAH. Documents filed with the Office of the Chief Clerk may be filed electronically at <http://www.tceq.texas.gov/goto/eFilings> or sent to the following address: TCEQ Office of the Chief Clerk, Mail Code 105, P.O. Box 13087, Austin, Texas 78711-3087. Documents filed with SOAH may be filed via fax at (512) 322-2061 or sent to the following address: SOAH, 300 West 15th Street, Suite 504, Austin, Texas 78701. When

contacting the Commission or SOAH regarding this matter, reference the SOAH docket number given at the top of this notice.

Persons who need special accommodations at the hearing should call the SOAH Docketing Department at (512) 475-3445, at least one week before the hearing.

Issued: June 21, 2016

TRD-201603166

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: June 22, 2016



Notice of Public Hearing

On Assessment of Administrative Penalties and Requiring Certain Actions of M Siddiqi & Son's Inc. d/b/a B Z Shop 2

SOAH Docket No. 582-16-4663

TCEQ Docket No. 2015-1066-PST-E

The Texas Commission on Environmental Quality (TCEQ or the Commission) has referred this matter to the State Office of Administrative Hearings (SOAH). An Administrative Law Judge with the State Office of Administrative Hearings will conduct a public hearing at:

10:00 a.m. - July 21, 2016

William P. Clements Building

300 West 15th Street, 4th Floor

Austin, Texas 78701

The purpose of the hearing will be to consider the Executive Director's Preliminary Report and Petition mailed January 25, 2016 concerning assessing administrative penalties against and requiring certain actions of M SIDDIQI & SON'S INC. d/b/a B Z Shop 2, for violations in Dallas County, Texas, of: Tex. Water Code §26.3475(a) and (c)(1), 30 Tex. Admin. Code §334.50(b)(1)(a) and (b)(2), and TCEQ Agreed Order Docket No. 2012-0852-PST-E, Ordering Provision No. 2.a.

The hearing will allow M SIDDIQI & SON'S INC. d/b/a B Z Shop 2, the Executive Director, and the Commission's Public Interest Counsel to present evidence on whether a violation has occurred, whether an administrative penalty should be assessed, and the amount of such penalty, if any. The first convened session of the hearing will be to establish jurisdiction, afford M SIDDIQI & SON'S INC. d/b/a B Z Shop 2, the Executive Director of the Commission, and the Commission's Public Interest Counsel an opportunity to negotiate and to establish a discovery and procedural schedule for an evidentiary hearing. Unless agreed to by all parties in attendance at the preliminary hearing, an evidentiary hearing will not be held on the date of this preliminary hearing. Upon failure of M SIDDIQI & SON'S INC. d/b/a B Z Shop 2 to appear at the preliminary hearing or evidentiary hearing, the factual allegations in the notice will be deemed admitted as true, and the relief sought in the notice of hearing may be granted by default. The specific allegations included in the notice are those set forth in the Executive Director's Preliminary Report and Petition, attached hereto and incorporated herein for all purposes. M SIDDIQI & SON'S INC. d/b/a B Z Shop 2, the Executive Director of the Commission, and the Commission's Public Interest Counsel are the only designated parties to this proceeding.

Legal Authority: Tex. Water Code §7.054 and chs. 7 and 26 and 30 Tex. Admin. Code chs. 70 and 334; Tex. Water Code §7.058, and the Rules of Procedure of the Texas Commission on Environmental

Quality and the State Office of Administrative Hearings, including 30 Tex. Admin. Code §§70.108 and 70.109 and ch. 80, and 1 Tex. Admin. Code ch. 155.

Further information regarding this hearing may be obtained by contacting J. Amber Ahmed, Staff Attorney, Texas Commission on Environmental Quality, Litigation Division, Mail Code 175, P.O. Box 13087, Austin, Texas 78711-3087, telephone (512) 239-3400. Information concerning your participation in this hearing may be obtained by contacting Vic McWherter, Public Interest Counsel, Mail Code 103, at the same P.O. Box address given above, or by telephone at (512) 239-6363.

Any document filed prior to the hearing must be filed with TCEQ's Office of the Chief Clerk and SOAH. Documents filed with the Office of the Chief Clerk may be filed electronically at <http://www.tceq.texas.gov/goto/eFilings> or sent to the following address: TCEQ Office of the Chief Clerk, Mail Code 105, P.O. Box 13087, Austin, Texas 78711-3087. Documents filed with SOAH may be filed via fax at (512) 322-2061 or sent to the following address: SOAH, 300 West 15th Street, Suite 504, Austin, Texas 78701. When contacting the Commission or SOAH regarding this matter, reference the SOAH docket number given at the top of this notice.

Persons who need special accommodations at the hearing should call the SOAH Docketing Department at (512) 475-3445, at least one week before the hearing.

Issued: June 21, 2016

TRD-201603167

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: June 22, 2016



Notice of Public Hearing

On Assessment of Administrative Penalties and Requiring Certain Actions of Maria E. Rosas

SOAH Docket No. 582-16-4556

TCEQ Docket No. 2015-1836-MSW-E

The Texas Commission on Environmental Quality (TCEQ or the Commission) has referred this matter to the State Office of Administrative Hearings (SOAH). An Administrative Law Judge with the State Office of Administrative Hearings will conduct a public hearing at:

10:00 a.m. - July 14, 2016

William P. Clements Building

300 West 15th Street, 4th Floor

Austin, Texas 78701

The purpose of the hearing will be to consider the Executive Director's Preliminary Report and Petition mailed March 2, 2016 concerning assessing administrative penalties against and requiring certain actions of Maria E. Rosas, for violations in Hudspeth County, Texas, of: 30 Tex. Admin. Code §330.15(c) and Agreed Order Docket No. 2013-0583-MSW-E, Ordering Provision No. 2.b.

The hearing will allow Maria E. Rosas, the Executive Director, and the Commission's Public Interest Counsel to present evidence on whether a violation has occurred, whether an administrative penalty should be assessed, and the amount of such penalty, if any. The first convened session of the hearing will be to establish jurisdiction, afford Maria E. Rosas, the Executive Director of the Commission, and the Commis-

sion's Public Interest Counsel an opportunity to negotiate and to establish a discovery and procedural schedule for an evidentiary hearing. Unless agreed to by all parties in attendance at the preliminary hearing, an evidentiary hearing will not be held on the date of this preliminary hearing. Upon failure of Maria E. Rosas to appear at the preliminary hearing or evidentiary hearing, the factual allegations in the notice will be deemed admitted as true, and the relief sought in the notice of hearing may be granted by default. The specific allegations included in the notice are those set forth in the Executive Director's Preliminary Report and Petition, attached hereto and incorporated herein for all purposes. Maria E. Rosas, the Executive Director of the Commission, and the Commission's Public Interest Counsel are the only designated parties to this proceeding.

Legal Authority: Tex. Water Code §7.054 and ch. 7, Tex. Health & Safety Code ch. 361, and 30 Tex. Admin. Code chs. 70 and 330; Tex. Water Code §7.058, and the Rules of Procedure of the Texas Commission on Environmental Quality and the State Office of Administrative Hearings, including 30 Tex. Admin. Code §§70.108 and 70.109 and ch. 80, and 1 Tex. Admin. Code ch. 155.

Further information regarding this hearing may be obtained by contacting Jacquelyn Boutwell, Staff Attorney, Texas Commission on Environmental Quality, Litigation Division, Mail Code 175, P.O. Box 13087, Austin, Texas 78711-3087, telephone (512) 239-3400. Information concerning your participation in this hearing may be obtained by contacting Vic McWherter, Public Interest Counsel, Mail Code 103, at the same P.O. Box address given above, or by telephone at (512) 239-6363.

Any document filed prior to the hearing must be filed with TCEQ's Office of the Chief Clerk and SOAH. Documents filed with the Office of the Chief Clerk may be filed electronically at <http://www.tceq.texas.gov/goto/eFilings> or sent to the following address: TCEQ Office of the Chief Clerk, Mail Code 105, P.O. Box 13087, Austin, Texas 78711-3087. Documents filed with SOAH may be filed via fax at (512) 322-2061 or sent to the following address: SOAH, 300 West 15th Street, Suite 504, Austin, Texas 78701. When contacting the Commission or SOAH regarding this matter, reference the SOAH docket number given at the top of this notice.

Persons who need special accommodations at the hearing should call the SOAH Docketing Department at (512) 475-3445, at least one week before the hearing.

Issued: June 15, 2016

TRD-201603168

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: June 22, 2016



Notice of Public Hearing

On Assessment of Administrative Penalties and Requiring Certain Actions of Rathana Sarey Khey d/b/a Blue Diamond Convenience Store
SOAH Docket No. 582-16-4662

TCEQ Docket No. 2015-1487-PST-E

The Texas Commission on Environmental Quality (TCEQ or the Commission) has referred this matter to the State Office of Administrative Hearings (SOAH). An Administrative Law Judge with the State Office of Administrative Hearings will conduct a public hearing at:

10:00 a.m. - July 21, 2016

William P. Clements Building

300 West 15th Street, 4th Floor

Austin, Texas 78701

The purpose of the hearing will be to consider the Executive Director's Preliminary Report and Petition mailed April 15, 2016 concerning assessing administrative penalties against and requiring certain actions of Rathana Sarey Khey d/b/a Blue Diamond Convenience Store, for violations in Harrison County, Texas, of: Tex. Water Code §26.3467(a), 30 Tex. Admin. Code §§37.815 (a) and (b), 30 Tex. Admin. Code §§334.8(c)(4)(A)(vii), (c)(5)(A)(i), (c)(5)(B)(ii), and 334.602(a).

The hearing will allow Rathana Sarey Khey d/b/a Blue Diamond Convenience Store, the Executive Director, and the Commission's Public Interest Counsel to present evidence on whether a violation has occurred, whether an administrative penalty should be assessed, and the amount of such penalty, if any. The first convened session of the hearing will be to establish jurisdiction, afford Rathana Sarey Khey d/b/a Blue Diamond Convenience Store, the Executive Director of the Commission, and the Commission's Public Interest Counsel an opportunity to negotiate and to establish a discovery and procedural schedule for an evidentiary hearing. Unless agreed to by all parties in attendance at the preliminary hearing, an evidentiary hearing will not be held on the date of this preliminary hearing. Upon failure of Rathana Sarey Khey d/b/a Blue Diamond Convenience Store to appear at the preliminary hearing or evidentiary hearing, the factual allegations in the notice will be deemed admitted as true, and the relief sought in the notice of hearing may be granted by default. The specific allegations included in the notice are those set forth in the Executive Director's Preliminary Report and Petition, attached hereto and incorporated herein for all purposes. Rathana Sarey Khey d/b/a Blue Diamond Convenience Store, the Executive Director of the Commission, and the Commission's Public Interest Counsel are the only designated parties to this proceeding.

Legal Authority: Tex. Water Code §7.054 and chs. 7 and 26 and 30 Tex. Admin. Code chs. 37, 70, and 334; Tex. Water Code §7.058, and the Rules of Procedure of the Texas Commission on Environmental Quality and the State Office of Administrative Hearings, including 30 Tex. Admin. Code §70.108 and §70.109 and ch. 80, and 1 Tex. Admin. Code ch. 155.

Further information regarding this hearing may be obtained by contacting Adam Taylor, Staff Attorney, Texas Commission on Environmental Quality, Litigation Division, Mail Code 175, P.O. Box 13087, Austin, Texas 78711-3087, telephone (512) 239-3400. Information concerning your participation in this hearing may be obtained by contacting Vic McWherter, Public Interest Counsel, Mail Code 103, at the same P.O. Box address given above, or by telephone at (512) 239-6363.

Any document filed prior to the hearing must be filed with TCEQ's Office of the Chief Clerk and SOAH. Documents filed with the Office of the Chief Clerk may be filed electronically at <http://www.tceq.texas.gov/goto/eFilings> or sent to the following address: TCEQ Office of the Chief Clerk, Mail Code 105, P.O. Box 13087, Austin, Texas 78711-3087. Documents filed with SOAH may be filed via fax at (512) 322-2061 or sent to the following address: SOAH, 300 West 15th Street, Suite 504, Austin, Texas 78701. When contacting the Commission or SOAH regarding this matter, reference the SOAH docket number given at the top of this notice.

Persons who need special accommodations at the hearing should call the SOAH Docketing Department at (512) 475-3445, at least one week before the hearing.

Issued: June 21, 2016

TRD-201603169

Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: June 22, 2016

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Notice of Water Rights Application

Notice issued June 15, 2016

APPLICATION NO. 14-1841A; Tanner & Carol Mahan and Tyler & Paige Wright, P.O. Box 888, Menard, Texas 76859, and P.O. Box 845, Menard, Texas 76859, Applicants, seek to amend their portion of Certificate of Adjudication No. 14-1841 to authorize an existing dam and reservoir on the San Saba River, Colorado River Basin in Menard County and impound therein not to exceed 6.625 acre-feet of water for recreation purposes and to use their two acre-foot portion of water to compensate for evaporative losses. The application and partial fees were received on December 12, 2012. Additional information and fees were received on January 26, January 31, and June 20, 2013. The application was declared administratively complete and filed with the Office of the Chief Clerk on September 13, 2013. The Executive Director has completed the technical review of the application and prepared a draft amendment. The amendment, if granted, would include a special condition requiring the Owners to pass inflows. The application, technical memoranda, and Executive Director's draft amendment are available for viewing and copying at the Office of the Chief Clerk, 12100 Park 35 Circle, Bldg. F, Austin, Texas 78753. Written public comments and requests for a public meeting should be received in the Office of Chief Clerk, at the address provided in the information section below, within 30 days of the date of newspaper publication of the notice.

INFORMATION SECTION

To view the complete issued notice, view the notice on our web site at www.tceq.texas.gov/comm_exec/cc/pub_notice.html or call the Office of the Chief Clerk at 512-239-3300 to obtain a copy of the complete notice. When searching the web site, type in the issued date range shown at the top of this document to obtain search results.

A public meeting is intended for the taking of public comment, and is not a contested case hearing.

The Executive Director can consider approval of an application unless a written request for a contested case hearing is filed. To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) applicant's name and permit number; (3) the statement "(I/we) request a contested case hearing"; and (4) a brief and specific description of how you would be affected by the application in a way not common to the general public. You may also submit any proposed conditions to the requested application which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing to the Texas Commission on Environmental Quality (TCEQ) Office of the Chief Clerk at the address provided in the information section below.

If a hearing request is filed, the Executive Director will not issue the requested permit and may forward the application and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting.

Written hearing requests, public comments or requests for a public meeting should be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087. For information concerning the hearing process, please contact the Public Interest Counsel, MC 103, at the same address. For additional information, individual members of the general public may contact the Public Edu-

cation Program at (800) 687-4040. General information regarding the TCEQ can be found at our web site at www.tceq.texas.gov. Si desea información en español, puede llamar al (800) 687-4040.

Issued in Austin, Texas on June 21, 2016.

TRD-201603156
Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: June 22, 2016

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Proposal for Decision

The State Office of Administrative Hearings (SOAH) issued a Proposal for Decision and Order to the Texas Commission on Environmental Quality (TCEQ) on June 14, 2016, in the matter of the Executive Director of the Texas Commission on Environmental Quality v. Chapman, Inc.; SOAH Docket No. 582-16-1301; TCEQ Docket No. 2015-0727-PST-E. The commission will consider the Administrative Law Judge's Proposal for Decision and Order regarding the enforcement action against Chapman, Inc. on a date and time to be determined by the Office of the Chief Clerk in Room 201S of Building E, 12100 N. Interstate 35, Austin, Texas.

This posting is Notice of Opportunity to Comment on the Proposal for Decision and Order. The comment period will end 30 days from date of this publication. Written public comments should be submitted to the Office of the Chief Clerk, MC-105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087. If you have any questions or need assistance, please contact Meghan Taack, Office of the Chief Clerk, (512) 239-3300.

TRD-201603157
Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: June 22, 2016

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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 Kristi Melton at (512) 463-5800.

Deadline: Semiannual Report due January 15, 2016

- Bob W. Leonard, 101 Summit Ave., Ste. 300, Fort Worth, Texas 76102
- David Medina, The Medina Law Firm PLLC, 5300 Memorial Dr., Ste. 890, Houston, Texas 77007
- J.M. Alvarez, 501 N. Britton Ave., Rio Grande City, Texas 78582
- Borris Lee Miles, 5302 Almeda Rd., Houston, Texas 77004
- Mauricio Rondon, 4003 Feagan St., #5, Houston, Texas 77007
- Anette J. Carlisle, P.O. Box 2733, Amarillo, Texas 79105
- Ronald Reynolds, 6140 Hwy. 6 South, Ste. 233, Missouri City, Texas 77459
- Mary M. Markantonis, 12335 Kingsride, #336, Houston, Texas 77024
- Ricky W. Smith, P.O. Box 9297, Huntsville, Texas 77340
- Peter M. Kelly, 1005 Heights Blvd., Houston, Texas 77008

John T. Floyd, III, 2927 Dixon Ct., Pearland, Texas 77584
Emmett Gary Merwin, 5009 Sugarberry Dr., McKinney, Texas 75071
Matthew Murphy, P.O. Box 301044, Houston, Texas 77230-0144
Daniel A. Biggs, 7979 Westheimer St., Apt. 101, Houston, Texas 77063
Nathan Webb, 5817 1/2 Victor St., Dallas, Texas 75214

Deadline: 30th Day Before Election Report due February 1, 2016

Marco A. Sevilla, 4345 FM 851 S., Alto, Texas 75925
Elaine H. Palmer, P.O. Box 131392, Houston, Texas 77219
Robert Cody Garrett, 914 Koerner Lane, Austin, Texas 78721
David Wylie, P.O. Box 170321, Arlington, Texas 76003
Andrew J. Condie, P.O. Box 894, Cuero, Texas 77954
Andrew T. McKernon, P.O. Box 11614, Fort Worth, Texas 76110

Marilynn S. Mayse, 4306 York St., Dallas, Texas 75210
Tex Christopher, 5711 Sugar Hill, #112, Houston, Texas 77056

Deadline: 8th Day Before Election Report due February 22, 2016

Mitchell Ray Bosworth, 5411 Sycamore Creek, Kingwood, Texas 77345

TRD-201603087
Natalia Ashley
Executive Director
Texas Ethics Commission
Filed: June 17, 2016



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: Lobby Activities Report due December 10, 2015

Wil Galloway, 408 W. 11th St., Austin, Texas 78701
Adam Goldman, 919 Congress Ave., Ste. 425, Austin, Texas 78701
Ricardo Lopez-Guerra, P.O. Box 1765, Austin, Texas 78767
Roberto Maldonado, 924 McCullough Ave., San Antonio, Texas 78215
James W. Mathis, 1122 Colorado, Ste. 208, Austin, Texas 78701
Dinah Welsh, 3400 Enfield Rd., Austin, Texas 78703

Deadline: Lobby Activities Report due January 11, 2016

Ben Campbell, 1749 Timber Ridge Cr., Corinth, Texas 76210
Johnna Carlson, Texas Children's Hospital, 2450 Holcombe Blvd., Houston, Texas 77021
Hank Clements, 5907 Hillcrest Ave., Dallas, Texas 75205
Wil Galloway, 408 W. 11th St., Austin, Texas 78701
Scott E. Gilmore, 1301 Nueces St., Ste. 200, Austin, Texas 78701
Anthony Haley, 1212 Guadalupe, Ste. 1003, Austin, Texas 78701
Tony Hernandez, 408 W. 11th St., Fifth Fl., Austin, Texas 78701
S. Jay Maguire, 6616 Tasajillo Trl., Austin, Texas 78739-1482

Dinah Welsh, 3400 Enfield Rd., Austin, Texas 78703

Deadline: Personal Financial Statement due February 12, 2016

Connor P. Flanagan, 1221 W. Oak St. #2428, Denton, Texas 76201
Barbara Hawkins, 215 N. Center St., Apt. 1702, San Antonio, Texas 78202
Darren J. Mieskoski, 10120 Palmbrook Dr., Austin, Texas 78717
TRD-201603114
Natalia Ashley
Executive Director
Texas Ethics Commission
Filed: June 20, 2016



Texas Facilities Commission

Request for Proposals #303-7-20571

The Texas Facilities Commission (TFC), on behalf of the Department of Public Safety (DPS), announces the issuance of Request for Proposals (RFP) #303-7-20571. TFC seeks a five (5) or ten (10) year lease of approximately 5,637 square feet of office space in San Antonio, Texas.

The deadline for questions is July 12, 2016 and the deadline for proposals is July 21, 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=125258.

TRD-201603085
Kay Molina
General Counsel
Texas Facilities Commission
Filed: June 17, 2016



Request for Proposals #303-7-20572

The Texas Facilities Commission (TFC), on behalf of the Health and Human Services Commission (HHSC) announces the issuance of Request for Proposals (RFP) #303-7-20572. TFC seeks a five (5) or ten (10) year lease of approximately 25,536 square feet of usable space that consists of 3,676 square feet of office space and 21,860 square feet of conditioned warehouse space in Grand Prairie or Arlington, Texas.

The deadline for questions is July 12, 2016 and the deadline for proposals is July 26, 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=125296.

TRD-201603115

◆ ◆ ◆
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 31, 2016, through June 3, 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 24, 2016. The public comment period for this project will close at 5:00 p.m. on Monday, July 25, 2016.

FEDERAL AGENCY ACTIVITY:

Applicant: National Marine Fisheries Service (NMFS)

Location: Gulf of Mexico

Project Description: To promulgate a new rule to the Fishery Management Plan for Reef Fish Resources of the Gulf of Mexico. This Proposed Rule would adjust the red grouper allowable harvest in the Gulf of Mexico. The commercial annual catch limit (ACL) and annual catch target (ACT) would be adjusted from 6.03 million pounds gutted weight (mp gw) and 5.72 mp gw, to 8.19 mp gw, and 7.78 mp gw, respectively. The recreational ACL and ACT would be adjusted from 1.9 mp gw and 1.73 mp gw, to 2.58 mp gw, and 2.37 mp gw, respectively. NMFS stated that the project will be consistent to the maximum extent practicable with the enforceable policies of the Texas Coastal Management Program.

CMP Project No: 16-1343-F2

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 e-mail at federal.consistency@glo.texas.gov. Comments should be sent to Mr. Solis at the above address or by e-mail.

TRD-201603153
Anne L. Idsal
Chief Clerk/Deputy Land Commissioner
General Land Office
Filed: June 21, 2016
◆ ◆ ◆

Texas Health and Human Services Commission

**Public Notice - Waiver Amendment to the Medically
Dependent Children Program**

The Texas Health and Human Services Commission (HHSC) is submitting to the Centers for Medicare & Medicaid Services (CMS) a request for an amendment to the Medically Dependent Children Program (MDCP) waiver, a waiver implemented under the authority of section 1915(c) of the Social Security Act. CMS has approved this waiver through August 31, 2017. The proposed effective date for the amendment is August 31, 2016, with no changes to cost neutrality.

This amendment request proposes to make the following changes:

Increase waiver year (WY) 4 and WY 5 point-in-time (PIT) and Factor C numbers to better align with actual enrollment counts. This will increase the number of individuals that can be enrolled in the waiver at any point-in-time and the maximum number of unduplicated individuals that can be served during the waiver year based on legislative appropriations.

MDCP provides home and community-based services to persons under age 21 who are medically fragile and meet the requirements for nursing facility care. Services include respite, adaptive aids, minor home modifications, employment assistance, supported employment, financial management services, transition assistance services and flexible family support services. Texas uses the MDCP waiver to provide services to Texans in the least restrictive environment possible. These environments include the individual's or a family member's home or a foster care home which can meet their complex medical needs.

An individual may obtain free copies of the proposed waiver amendment, including MDCP settings transition plan, or if you have questions, need additional information, or wish to submit comments regarding this amendment or the MDCP settings transition plan, interested parties may contact Jacqueline Pernell by U.S. mail, telephone, fax, or email. The addresses are as follows:

U.S. Mail

Texas Health and Human Services Commission
Attention: Jacqueline Pernell, Policy Development Support, Waiver Coordinator
P.O. Box 13247
Mail Code H-600
Austin, Texas 78711-3247

Telephone

(512) 428-1931

Fax

Attention: Jacqueline Pernell, Program Coordinator, at (512) 730-7477

Email

TX_Medicaid_Waivers@hhsc.state.tx.us.

In addition, the DADS local offices will post this notice for 30 days. The complete waiver amendment request can be found online on the DADS website at:

<http://www.dads.state.tx.us/providers/MDCP/>

The HHSC website will have a link to the complete waiver amendment at:

<http://www.hhsc.state.tx.us/medicaid/hcbs/>

TRD-201603146

Karen Ray
Chief Counsel
Texas Health and Human Services Commission
Filed: June 21, 2016

Department of State Health Services
Licensing Actions for Radioactive Materials



During the first half of June, 2016, the Department of State Health Services (Department) has taken actions regarding Licenses for the possession and use of radioactive materials as listed in the tables (in alphabetical order by location). The subheading "Location" indicates the city in which the radioactive material may be possessed and/or used. The location listing "Throughout TX [Texas]" indicates that the radioactive material may be used on a temporary basis at locations throughout the state.

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

A person affected by the actions published in this notice may request a hearing within 30 days of the publication date. A "person affected" is defined as a person who demonstrates that the person has suffered or will suffer actual injury or economic damage and, if the person is not a local government, is (a) a resident of a county, or a county adjacent to the county, in which radioactive material is or will be located, or (b) doing business or has a legal interest in land in the county or adjacent county. 25 TAC, §289.205(b)(15); Health and Safety Code, §401.003(15). Requests must be made in writing and should contain the words "hearing request," the name and address of the person affected by the agency action, the name and license number of the entity that is the subject of the hearing request, a brief statement of how the person is affected by the action what the requestor seeks as the outcome of the hearing, and the name and address of the attorney if the requestor is represented by an attorney. Send hearing requests by mail to: Hearing Request, Radiation Material Licensing, MC 2835, PO Box 149347, Austin, Texas 78714-9347, or by fax to: 512-834-6690, or by e-mail to: RAMlicensing@dshs.state.tx.us.

AMENDMENTS TO EXISTING LICENSES ISSUED:

Location of Use/Possession of Material	Name of Licensed Entity	License Number	City of Licensed Entity	Amendment Number	Date of Action
Austin	Seton Family of Hospitals	L00268	Austin	146	06/08/16
Austin	The University of Texas at Austin Environmental Health and Safety	L00485	Austin	90	06/09/16
Austin	St. Davids Healthcare Partnership L.P., L.L.P. dba St. Davids Medical Center	L00740	Austin	130	06/06/16
Austin	St. Davids Healthcare Partnership L.P., L.L.P. dba St. Davids Medical Center	L00740	Austin	131	06/14/16
Austin	St. Davids Healthcare Partnership L.P., L.L.P. dba St. Davids South Austin Medical Center	L03273	Austin	103	06/14/16
Austin	Austin Heart P.L.L.C.	L04623	Austin	86	06/13/16
Austin	ARA St. Davids Imaging L.P.	L05862	Austin	65	06/08/16
Burleson	Heartplace P.A.	L05883	Burleson	22	06/09/16
Cedar Park	Cedar Park Health System L.P. dba Cedar Park Regional Medical Center	L06140	Cedar Park	15	06/14/16
Clifton	Goodall Witcher Hospital Authority dba Goodall Witcher Hospital	L06574	Clifton	03	06/08/16
College Station	Texas A&M University	L00448	College Station	145	06/15/16
College Station	College Station Hospital L.P. dba College Station Medical Center	L02559	College Station	67	06/08/16
Corpus Christi	Triad Isotopes Inc. dba Triad Isotopes-Corpus Christi	L05368	Corpus Christi	21	06/14/16
Corpus Christi	Pegasus Inspections & Consulting L.L.C.	L06733	Corpus Christi	03	06/09/16
Dallas	Baylor University Medical Center	L01290	Dallas	136	06/07/16
Dallas	Medical City Dallas Hospital dba Medical City	L01976	Dallas	204	06/07/16
Dallas	Petnet Solutions Inc.	L05193	Dallas	46	06/13/16
Dallas	Cardinal Health	L05610	Dallas	36	06/06/16
Dallas	Cardinal Health	L05610	Dallas	37	06/15/16

AMENDMENTS TO EXISTING LICENSES ISSUED (continued):

Dallas	University of Texas Southwestern Medical Center at Dallas	L05947	Dallas	32	06/06/16
Dallas	Truradiation Partners North Dallas L.L.C. dba Northpoint Cancer Center	L06645	Dallas	05	06/01/16
El Paso	El Paso Healthcare System Ltd. dba Del Sol Medical Center	L02551	El Paso	72	06/09/16
El Paso	El Paso Healthcare System Ltd. dba Del Sol Medical Center	L02551	El Paso	73	06/13/16
El Paso	El Paso Healthcare System Ltd. dba Las Palmas Medical Center	L02715	El Paso	92	06/13/16
Fort Worth	Texas Christian University	L01096	Fort Worth	47	06/15/16
Fort Worth	Texas Health Harris Methodist Hospital Fort Worth	L01837	Fort Worth	150	06/09/16
Houston	Memorial Hermann Health System dba Memorial Hermann Southwest Hospital	L00439	Houston	212	06/06/16
Houston	The University of Texas M.D. Anderson Cancer Center	L00466	Houston	164	06/13/16
Houston	Weatherford US L.P.	L02756	Houston	29	06/10/16
Houston	South Texas Nuclear Pharmacy	L05304	Houston	14	06/14/16
Houston	American Diagnostic Tech L.L.C.	L05514	Houston	117	06/01/16
Houston	Cardinal Health	L05536	Houston	54	06/15/16
Houston	Oncology Consultants P.A.	L06339	Houston	09	06/15/16
Houston	Texas Gulf Coast Veterinary Specialists P.L.L.C.	L06437	Houston	02	06/01/16
Irving	Las Colinas Oncology MSO L.P. dba Las Colinas Cancer Center	L06078	Irving	12	06/15/16
La Porte	Braskem America Inc.	L06292	La Porte	08	06/08/16
Lake Jackson	Brazosport Cardiology dba Pearland Heart Institute	L05359	Lake Jackson	10	06/06/16
Lubbock	University Medical Center	L04719	Lubbock	147	06/14/16
Marble Falls	Scott & White Hospital – Marble Falls dba Baylor Scott & White Medical Center – Marble Falls	L06722	Marble Falls	03	06/15/16
McKinney	Columbia Medical Center of McKinney Subsidiary L.P. dba Medical Center of McKinney	L02415	McKinney	47	06/06/16
Nacogdoches	Shared Medical Services Inc.	L06142	Nacogdoches	14	06/08/16
Plano	Columbia Medical Ctr of Plano Subsidiary L.P. dba Medical Center of Plano	L02032	Plano	108	06/08/16
Plano	Health Texas Provider Network dba The Heart Group	L06501	Plano	11	06/14/16
Plano	Truradiation Partners Plano L.L.C.	L06617	Plano	08	06/14/16
Point Comfort	Alcoa World Alumina L.L.C.	L05186	Point Comfort	16	06/14/16
San Antonio	VHS San Antonio Partners L.L.C. dba Baptist Health System	L00455	San Antonio	237	06/13/16
San Antonio	VHS San Antonio Imaging Partners L.P. dba Baptist M&S Imaging Centers	L04506	San Antonio	93	06/13/16
San Antonio	Alamo Cement Company	L04951	San Antonio	12	06/09/16
San Antonio	BTDI JV L.L.P.	L06768	San Antonio	01	06/06/16
Stephenville	Texas Health Harris Methodist Hospital Stephenville	L03097	Stephenville	35	06/15/16
Sugar Land	Fort Bend Heart Center Ltd., L.L.P.	L05678	Sugar Land	12	06/07/16
Temple	Scott & White Memorial Hospital dba Scott & White Medical Center – Temple	L00331	Temple	104	06/01/16
Throughout TX	Seton Family of Hospitals	L00268	Austin	145	06/06/16
Throughout TX	Nondestructive & Visual Inspection L.L.C.	L06162	Carthage	18	06/15/16
Throughout TX	Techcorr USA Management L.L.C.	L05972	Flint	120	06/10/16

AMENDMENTS TO EXISTING LICENSES ISSUED (continued):

Throughout TX	Baker Hughes Oilfield Operations Inc. dba Baker Atlas	L00446	Houston	185	06/08/16
Throughout TX	Irisndt Inc.	L06435	Houston	14	06/07/16
Throughout TX	NDT Pro Services L.L.C.	L06772	Houston	02	06/03/16
Throughout TX	Endeavor Energy Resources L.P. dba Jones Wireline Services	L05085	Midland	10	06/07/16
Throughout TX	Endeavor Energy Resources L.P. dba Jones Wireline Services	L05085	Midland	11	06/10/16
Throughout TX	Team Industrial Services Inc.	L00087	Pasadena	237	06/08/16
Throughout TX	P. L. P. S. Inc.	L04955	Pearland	09	06/14/16
Throughout TX	Ace NDT	L06595	Perryton	12	06/02/16
Throughout TX	The Woodlands	L06303	The Woodlands	07	06/14/16
Tyler	Nutech Inc.	L04274	Tyler	80	06/14/16
Tyler	Cardiac Imaging Inc.	L06565	Tyler	10	06/06/16
Waco	Hillcrest Baptist Medical Center dba Baylor Scott & White Med. Ctr Hillcrest	L00845	Waco	105	06/13/16
Waco	Providence Health Services of Waco	L01638	Waco	67	06/01/16
Waco	Texas Oncology P.A. Cancer Care and Research Center	L05940	Waco	10	06/07/16
Waco	Texas Oncology P.A.	L05940	Waco	11	06/14/16

TERMINATIONS OF LICENSES ISSUED:

Location of Use/Possession of Material	Name of Licensed Entity	License Number	City of Licensed Entity	Amendment Number	Date of Action
Midland	T Bob Amthor Holdings L.L.C.	L05964	Midland	03	06/14/16
Orange	Lanxess Corporation	L00976	Orange	60	06/07/16
Southlake	Forest Park Medical Ctr. at Southlake L.L.C. dba FPMC Southlake	L06600	Southlake	02	06/06/16

TRD-201603159
 Lisa Hernandez
 General Counsel
 Department of State Health Services
 Filed: June 22, 2016

Texas Department of Housing and Community Affairs

"Revised 2016-1 Multifamily Direct Loan" Notice of Funding Availability

I. Sources of Multifamily Direct Loan Funds.

Multifamily Direct Loan funds are made available through program income generated from prior year HOME allocations, de-obligated funds from prior year HOME allocations, the 2015 Grant Year HOME allocation, and loan repayments from the Tax Credit Assistance Program ("TCAP Repayment funds" or "TCAP RF"). The Department may amend this NOFA or the Department may release a new NOFA upon receiving its 2016 HOME allocation from HUD or additional TCAP loan repayments. These funds have been programmed for multifamily activities including acquisition and/or refinance of affordable housing involving new construction or rehabilitation.

II. Notice of Funding Availability (NOFA).

The Texas Department of Housing and Community Affairs (the "Department") previously announced the availability of up to \$23,109,096 in Multifamily Direct Loan funding for the development of affordable multifamily rental housing for low-income Texans. Of that amount, at least \$4,000,000 has been set aside for applications layered with Non-competitive (4%) Housing Tax Credits proposing new construction; at least \$3,236,344 is available for eligible Community Housing Development Organizations ("CHDO") meeting the requirements of the definition of Community Housing Development Organization found in 24 CFR §92.2 and the requirements of this NOFA; up to \$3,000,000 will be available for applications proposing Supportive Housing in accordance with 10 TAC §10.3(a) of the 2016 Uniform Multifamily Rules or applications that commit to setting aside units for extremely low income households as required in the NOFA; the remaining funds will be available for applications that do not meet the requirements above.

The Multifamily Direct Loan program provides loans to for-profit and nonprofit entities to develop affordable housing for low-income Texans qualified as earning 80 percent or less of the applicable Area Median Family Income.

Applications have been and will continue to be accepted on a first-come, first-served basis until 5 p.m. Austin local time on August 31, 2016. Funds are currently available on a statewide basis.

III. Application Deadline and Availability.

Applications may be accepted until 5 p.m. Austin Local Time on August 31, 2016. The "Revised 2016-1 Multifamily Direct

Loan" NOFA is posted on the Department's website: <http://www.tdhca.state.tx.us/multifamily/nofas-rules.htm>. Subscribers to the Department's LISTSERV will receive notification that the NOFA is posted. The Application Log, which indicates the amount currently available under each set-aside, is also posted on the Department's website: <http://www.tdhca.state.tx.us/multifamily/home/index.htm>

Questions regarding the 2016-1 Multifamily Direct Loan NOFA may be addressed to Andrew Sinnott at (512) 475-0538 or andrew.sinnott@tdhca.state.tx.us.

TRD-201603098
Timothy K. Irvine
Executive Director
Texas Department of Housing and Community Affairs
Filed: June 17, 2016

Texas Department of Insurance

Company Licensing

Application for admission to the state of Texas by SAFEPOINT INSURANCE COMPANY, a foreign fire and/or casualty company. The home office is in Temple Terrace, Florida.

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-201603158
Norma Garcia
General Counsel
Texas Department of Insurance
Filed: June 22, 2016

Texas Lottery Commission

Scratch Ticket Game Number 1757 "\$7 Million Payout"

1.0 Name and Style of Scratch Ticket Game.

A. The name of Scratch Ticket Game No. 1757 is "\$7 MILLION PAYOUT". The play style is "key number match".

1.1 Price of Scratch Ticket Game.

A. The price for Scratch Ticket Game No. 1757 shall be \$1.00 per Scratch Ticket.

1.2 Definitions in Scratch Ticket Game No. 1757.

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, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 13, 14, 15, MONEY BAG SYMBOL, \$25 BURST SYMBOL, 2X SYMBOL, \$1.00, \$2.00, \$5.00, \$10.00, \$20.00, \$25.00, \$40.00, \$100, \$500 and \$5,000.

D. Play Symbol Caption - The printed material appearing below each Play Symbol which explains the Play Symbol. One caption appears under each Play Symbol and is printed in caption font in black ink in positive. The Play Symbol Caption which corresponds with and verifies each Play Symbol is as follows:

Figure 1: GAME NO. 1757 - 1.2D

PLAY SYMBOL	CAPTION
01	ONE
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
MONEY BAG SYMBOL	WIN
\$25 BURST SYMBOL	WIN\$25
2X SYMBOL	DBL
\$1.00	ONE\$
\$2.00	TWO\$
\$5.00	FIV\$
\$10.00	TEN\$
\$20.00	TWY\$
\$25.00	TWV\$
\$40.00	FRTY\$
\$100	ONHN\$
\$500	FVHN
\$5,000	FVTH

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 \$25.00, \$40.00, \$100 or \$500.

H. High-Tier Prize - A prize of \$5,000.

I. Bar Code - A 24 (twenty-four) character interleaved two (2) of five (5) Bar Code which will include a four (4) digit game ID, the seven (7) digit Pack number, the three (3) digit Scratch Ticket number and the

ten (10) digit Validation Number. The Bar Code appears on the back of the Scratch Ticket.

J. Pack-Scratch Ticket Number - A 14 (fourteen) digit number consisting of the four (4) digit game number (1757), 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: 1757-0000001-001.

K. Pack - A Pack of the "\$7 MILLION PAYOUT" 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.

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 "\$7 MILLION PAYOUT" Scratch Ticket Game No. 1757.

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 "\$7 MILLION PAYOUT" 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 any of the WINNING NUMBERS Play Symbols, the player wins the prize for that number. If a player reveals a "Money Bag" Play Symbol, the player wins the prize for that symbol instantly. If a player reveals a "\$25 BURST" Play Symbol, the player wins \$25 instantly. If a player reveals a "2X" Play Symbol, the player wins DOUBLE the prize for that symbol. No portion of the Display Printing nor any extraneous matter whatsoever shall be usable or playable as a part of the Scratch Ticket.

2.1 Scratch Ticket Validation Requirements.

A. To be a valid Scratch Ticket, all of the following requirements must be met:

1. Exactly 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 Ticket Game) or refund the retail sales price of the Scratch Ticket, solely at the Executive Director's discretion.

2.2 Programmed Game Parameters.

A. A Ticket can win up to five (5) times in accordance with the approved prize structure.

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

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

D. Each Ticket will have two (2) different "WINNING NUMBERS" Play Symbols.

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

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

G. The "MONEY BAG" (WIN), "\$25 BURST" (WIN\$25) and "2X" (DBL) Play Symbols will never appear in the "WINNING NUMBERS" Play Symbol spots.

H. The "\$25 BURST" (WINS\$25) Play Symbol will appear as dictated by the prize structure.

I. The "2X" (DBL) Play Symbol will appear as dictated by the prize structure.

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

K. No prize amount in a non-winning spot will correspond with the "YOUR NUMBERS" Play Symbol (i.e., 10 and \$10).

2.3 Procedure for Claiming Prizes.

A. To claim a "\$7 MILLION PAYOUT" Scratch Ticket Game prize of \$1.00, \$2.00, \$5.00, \$10.00, \$20.00, \$25.00, \$40.00, \$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 \$25.00, \$40.00, \$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. To claim a "\$7 MILLION PAYOUT" Scratch Ticket Game prize of \$5,000, 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 "\$7 MILLION PAYOUT" Scratch Ticket Game prize, the claimant must sign the winning Scratch Ticket, thoroughly complete a claim form, and mail both to: Texas Lottery Commission, P.O. Box 16600, Austin, Texas 78761-6600. The Texas Lottery is not responsible for Scratch Tickets lost in the mail. In the event that the claim is not validated by the Texas Lottery, the claim shall be denied and the claimant shall be notified promptly.

D. Prior to payment by the Texas Lottery of any prize, the Texas Lottery shall deduct:

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

a. delinquent in the payment of a tax or other money to a state agency and that delinquency is reported to the Comptroller under Government Code §403.055;

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

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

2. delinquent child support payments from the winnings of a prize winner in the amount of the delinquency as determined by a court or a Title IV-D agency under Chapter 231, Family Code.

E. If a person is indebted or owes delinquent taxes to the State, other than those specified in the preceding paragraph, the winnings of a person shall be withheld until the debt or taxes are paid.

2.4 Allowance for Delay of Payment. The Texas Lottery may delay payment of the prize pending a final determination by the Executive Director, under any of the following circumstances:

A. if a dispute occurs, or it appears likely that a dispute may occur, regarding the prize;

B. if there is any question regarding the identity of the claimant;

C. if there is any question regarding the validity of the Scratch Ticket presented for payment; or

D. if the claim is subject to any deduction from the payment otherwise due, as described in Section 2.3.D of these Game Procedures. No liability for interest for any delay shall accrue to the benefit of the claimant pending payment of the claim.

2.5 Payment of Prizes to Persons Under 18. If a person under the age of 18 years is entitled to a cash prize under \$600 from the "\$7 MILLION PAYOUT" Scratch Ticket Game, the Texas Lottery shall deliver to an adult member of the minor's family or the minor's guardian a check or warrant in the amount of the prize payable to the order of the minor.

2.6 If a person under the age of 18 years is entitled to a cash prize of \$600 or more from the "\$7 MILLION PAYOUT" Scratch Ticket Game, the Texas Lottery shall deposit the amount of the prize in a custodial bank account, with an adult member of the minor's family or the minor's guardian serving as custodian for the minor.

2.7 Scratch Ticket Claim Period. All Scratch Ticket prizes must be claimed within 180 days following the end of the Scratch Ticket Game or within the applicable time period for certain eligible military personnel as set forth in Texas Government Code §466.408. Any rights to a prize that is not claimed within that period, and in the manner specified in these Game Procedures and on the back of each Scratch Ticket, shall be forfeited.

2.8 Disclaimer. The number of prizes in a game is approximate based on the number of Scratch Tickets ordered. The number of actual prizes available in a game may vary based on number of Scratch Tickets manufactured, testing, distribution, sales and number of prizes claimed. A Scratch Ticket Game may continue to be sold even when all the top prizes have been claimed.

3.0 Scratch Ticket Ownership.

A. Until such time as a signature is placed upon the back portion of a Scratch Ticket in the space designated, a Scratch Ticket shall be owned by the physical possessor of said Scratch Ticket. When a signature is placed on the back of the Scratch Ticket in the space designated, the player whose signature appears in that area shall be the owner of the Scratch Ticket and shall be entitled to any prize attributable thereto. Notwithstanding any name or names submitted on a claim form, the Executive Director shall make payment to the player whose signature appears on the back of the Scratch Ticket in the space designated. If more than one name appears on the back of the Scratch Ticket, the Executive Director will require that one of those players whose name appears thereon be designated by such players to receive payment.

B. The Texas Lottery shall not be responsible for lost or stolen Scratch Tickets and shall not be required to pay on a lost or stolen Scratch Ticket.

4.0 Number and Value of Scratch Ticket Prizes. There will be approximately 12,000,000 Scratch Tickets in Scratch Ticket Game No. 1757.

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

Figure 2: GAME NO. 1757 - 4.0

Prize Amount	Approximate Number of Winners*	Approximate Odds are 1 in **
\$1	1,440,000	8.33
\$2	880,000	13.64
\$5	160,000	75.00
\$10	80,000	150.00
\$20	40,000	300.00
\$25	20,000	600.00
\$40	17,500	685.71
\$100	3,000	4,000.00
\$500	150	80,000.00
\$5,000	5	2,400,000.00

*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 4.54. 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. 1757 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. 1757, 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-201603134

Bob Biard

General Counsel

Texas Lottery Commission

Filed: June 21, 2016



Scratch Ticket Game Number 1776 "Cowboys"

1.0 Name and Style of Scratch Ticket Game.

A. The name of Scratch Ticket Game No. 1776 is "COWBOYS". The play style is "key number match".

1.1 Price of Scratch Ticket Game.

A. Tickets for Scratch Ticket Game No. 1776 shall be \$5.00 per Scratch Ticket.

1.2 Definitions in Scratch Ticket Game No. 1776.

A. Display Printing - That area of the Scratch Ticket outside of the area where the overprint and Play Symbols appear.

B. Latex Overprint - The removable scratch-off covering over the Play Symbols on the front of the Scratch Ticket.

C. Play Symbol - The printed data under the latex on the front of the Scratch Ticket that is used to determine eligibility for a prize. Each Play Symbol is printed in Symbol font in black ink in positive except for dual-image games. The possible black Play Symbols are: 01, 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, FOOTBALL SYMBOL, TD SYMBOL, \$5.00, \$10.00, \$15.00, \$20.00, \$50.00, \$100, \$1,000, \$5,000 and \$100,000.

D. Play Symbol Caption - The printed material appearing below each Play Symbol which explains the Play Symbol. One caption appears under each Play Symbol and is printed in caption font in black ink in positive. The Play Symbol Caption which corresponds with and verifies each Play Symbol is as follows:

Figure 1: GAME NO. 1776 - 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
20	TWY
21	TWON
22	TWTO
23	TWTH
24	TWFR
25	TWV
26	TWSX
27	TWSV
28	TWET
29	TWNI
30	TRTY
31	TRON
32	TRTO
33	TRTH
34	TRFR
35	TRV
36	TRSX
37	TRSV

38	TRET
39	TRNI
40	FRTY
41	FRON
42	FRTO
43	FRTH
44	FRFR
45	FRFV
46	FRSX
47	FRSV
48	FRET
49	FRNI
50	FFTY
FOOTBALL SYMBOL	WIN
TD SYMBOL	WINALL
\$5.00	FIV\$
\$10.00	TEN\$
\$15.00	FFN\$
\$20.00	TWY\$
\$50.00	FFTY\$
\$100	ONHN
\$1,000	ONTH
\$5,000	FVTH
\$100,000	100TH

E. Serial Number - A unique 13 (thirteen) digit number appearing under the latex scratch-off covering on the front of the Scratch Ticket. The Serial Number is for validation purposes and cannot be used to play the game. The format will be: 0000000000000.

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

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

H. High-Tier Prize - A prize of \$1,000, \$5,000 or \$100,000.

I. Bar Code - A 24 (twenty-four) character interleaved two (2) of five (5) Bar Code which will include a four (4) digit game ID, the seven (7) digit Pack number, the three (3) digit Scratch Ticket number and the ten (10) digit Validation Number. The Bar Code appears on the back of the Scratch Ticket.

J. Pack-Ticket Number - A 14 (fourteen) digit number consisting of the four (4) digit game number (1776), a seven (7) digit Pack number, and a three (3) digit Scratch Ticket number. Scratch Ticket numbers start with 001 and end with 075 within each Pack. The format will be: 1776-0000001-001.

K. Pack - A Pack of "COWBOYS" Scratch Tickets contains 075 Tickets, packed in plastic shrink-wrapping and fanfolded in pages of one

(1). Ticket 001 will be shown on the front of the Pack; the back of Ticket 075 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 075 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 Game Ticket, Scratch Ticket or Ticket - A Texas Lottery "COWBOYS" Scratch Ticket Game No. 1776 Ticket.

2.0 Determination of Prize Winners. The determination of prize winners is subject to the general Scratch Ticket validation requirements set forth in Texas Lottery Rule §401.302, Instant Game Rules, these Game Procedures, and the requirements set out on the back of each Scratch Ticket. A prize winner in the "COWBOYS" Scratch Ticket Game is determined once the latex on the Scratch Ticket is scratched off to expose

45 (forty-five) Play Symbols. If a player matches any of the YOUR NUMBERS Play Symbols to any of the WINNING NUMBERS Play Symbols, the player wins the prize for that number. If a player reveals a "FOOTBALL" Play Symbol, the player wins the prize for that symbol instantly. If the player reveals a "TD" Play Symbol, the player WINS ALL 20 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 45 (forty-five) Play Symbols must appear under the Latex Overprint on the front portion of the Scratch Ticket;
2. Each of the Play Symbols must have a Play Symbol Caption underneath, unless specified, and each Play Symbol must agree with its Play Symbol Caption;
3. Each of the Play Symbols must be present in its entirety and be fully legible;
4. Each of the Play Symbols must be printed in black ink except for dual image games;
5. The Scratch Ticket shall be intact;
6. The Serial Number, Retailer Validation Code and Pack-Scratch Ticket Number must be present in their entirety and be fully legible;
7. The Serial Number must correspond, using the Texas Lottery's codes, to the Play Symbols on the Scratch Ticket;
8. The Scratch Ticket must not have a hole punched through it, be mutilated, altered, unreadable, reconstituted or tampered with in any manner;
9. The Scratch Ticket must not be counterfeit in whole or in part;
10. The Scratch Ticket must have been issued by the Texas Lottery in an authorized manner;
11. The Scratch Ticket must not have been stolen, nor appear on any list of omitted Scratch Tickets or non-activated Scratch Tickets on file at the Texas Lottery;
12. The Play Symbols, Serial Number, Retailer Validation Code and Pack-Scratch Ticket Number must be right side up and not reversed in any manner;
13. The Scratch Ticket must be complete and not miscut and have exactly 45 (forty-five) Play Symbols under the Latex Overprint on the front portion of the Scratch Ticket, exactly one Serial Number, exactly one Retailer Validation Code, and exactly one Pack-Scratch Ticket Number on the Scratch Ticket;
14. The Serial Number of an apparent winning Scratch Ticket shall correspond with the Texas Lottery's Serial Numbers for winning Scratch Tickets, and a Scratch Ticket with that Serial Number shall not have been paid previously;
15. The Scratch Ticket must not be blank or partially blank, misregistered, defective or printed or produced in error;
16. Each of the 45 (forty-five) Play Symbols must be exactly one of those described in Section 1.2.C of these Game Procedures;
17. Each of the 45 (forty-five) Play Symbols on the Scratch Ticket must be printed in the Symbol font and must correspond precisely to the artwork on file at the Texas Lottery; the Scratch Ticket Serial Numbers must be printed in the Serial font and must correspond precisely to the artwork on file at the Texas Lottery; and the Pack-Scratch Ticket

Number must be printed in the Pack-Scratch Ticket Number font and must correspond precisely to the artwork on file at the Texas Lottery;

18. The Display Printing on the Scratch Ticket must be regular in every respect and correspond precisely to the artwork on file at the Texas Lottery; and

19. The Scratch Ticket must have been received by the Texas Lottery by applicable deadlines.

B. The Scratch Ticket must pass all additional validation tests provided for in these Game Procedures, the Texas Lottery's Rules governing the award of prizes of the amount to be validated, and any confidential validation and security tests of the Texas Lottery.

C. Any Scratch Ticket not passing all of the validation requirements is void and ineligible for any prize and shall not be paid. However, the Executive Director may, solely at the Executive Director's discretion, refund the retail sales price of the Scratch Ticket. In the event a defective Scratch Ticket is purchased, the only responsibility or liability of the Texas Lottery shall be to replace the defective Scratch Ticket with another unplayed Scratch Ticket in that Scratch Ticket Game (or a Scratch Ticket of equivalent sales price from any other current Texas Lottery Scratch Ticket Game) or refund the retail sales price of the Scratch Ticket, solely at the Executive Director's discretion.

2.2 Programmed Game Parameters.

A. Consecutive Non-Winning Tickets within a Pack will not have matching patterns of either Play Symbols or Prize Symbols.

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

C. A Ticket can win up to twenty (20) times.

D. On winning and Non-Winning Tickets, the top cash prizes of \$100,000, \$5,000 and \$1,000 will each appear at least once, except on Tickets winning eleven (11) times or more.

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

F. Non-winning Prize Symbols will not match a winning Prize Symbol on a Ticket.

G. Tickets winning more than one (1) time will use as many WINNING NUMBERS Play Symbols as possible to create matches, unless restricted by other parameters, play action or prize structure.

H. No matching WINNING NUMBERS Play Symbols will appear on a Ticket.

I. The "TD" (WINALL) Play Symbol will never appear as a WINNING NUMBERS Play Symbol.

J. The "TD" (WINALL) Play Symbol will instantly win all twenty (20) prizes and will win only as per the prize structure.

K. The "TD" (WINALL) Play Symbol will never appear more than once on a Ticket.

L. The "TD" (WINALL) Play Symbol will never appear on a Non-Winning Ticket.

M. On Tickets winning with the "TD" (WINALL) Play Symbol, no YOUR NUMBERS Play Symbols will match any of the WINNING NUMBERS Play Symbols.

N. The "FOOTBALL" (WIN) Play Symbol will never appear as a WINNING NUMBERS Play Symbol.

O. The "FOOTBALL" (WIN) Play Symbol will instantly win the prize amount directly below the "FOOTBALL" (WIN) Play Symbol on a Ticket.

P. The "FOOTBALL" (WIN) Play Symbol will never appear more than once on a Ticket.

Q. The "FOOTBALL" (WIN) Play Symbol will never appear on a Non-Winning Ticket.

R. The "TD" (WINALL) Play Symbol and the "FOOTBALL" (WIN) Play Symbol will never appear on the same Ticket.

S. On Tickets winning with the "FOOTBALL" (WIN) Play Symbol, no YOUR NUMBERS Play Symbols will match any of the WINNING NUMBERS Play Symbols.

T. YOUR NUMBERS Play Symbols will never equal the corresponding Prize Symbol (i.e., 5 and \$5, 10 and \$10, 15 and \$15, 20 and \$20, 50 and \$50).

U. On all Tickets, a Prize Symbol will not appear more than four (4) times except as required by the prize structure to create multiple wins.

V. On Non-Winning Tickets, a WINNING NUMBERS Play Symbol will never match a YOUR NUMBERS Play Symbol.

2.3 Procedure for Claiming Prizes.

A. To claim a "COWBOYS" Scratch Ticket Game prize of \$5.00, \$10.00, \$20.00, \$50.00 or \$100, 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 or \$100 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 "COWBOYS" Scratch Ticket Game prize of \$1,000, \$5,000 or \$100,000, the claimant must sign the winning Scratch Ticket and present it at one of the Texas Lottery's Claim Centers. If the claim is validated by the Texas Lottery, payment will be made to the bearer of the validated winning Scratch Ticket for that prize upon presentation of proper identification. When paying a prize of \$600 or more, the Texas Lottery shall file the appropriate income reporting form with the Internal Revenue Service (IRS) and shall withhold federal income tax at a rate set by the IRS if required. In the event that the claim is not validated by the Texas Lottery, the claim shall be denied and the claimant shall be notified promptly.

C. As an alternative method of claiming a "COWBOYS" 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.

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

2.4 Allowance for Delay of Payment. The Texas Lottery may delay payment of the prize pending a final determination by the Executive Director, under any of the following circumstances:

A. if a dispute occurs, or it appears likely that a dispute may occur, regarding the prize;

B. if there is any question regarding the identity of the claimant;

C. if there is any question regarding the validity of the Scratch Ticket presented for payment; or

D. if the claim is subject to any deduction from the payment otherwise due, as described in Section 2.3.D of these Game Procedures. No liability for interest for any delay shall accrue to the benefit of the claimant pending payment of the claim.

2.5 Payment of Prizes to Persons Under 18. If a person under the age of 18 years is entitled to a cash prize under \$600 from the "COWBOYS" 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 "COWBOYS" 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.

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

3.0 Scratch Ticket Ownership.

A. Until such time as a signature is placed upon the back portion of a Scratch Ticket in the space designated, a Scratch Ticket shall be owned by the physical possessor of said Scratch Ticket. When a signature is placed on the back of the Scratch Ticket in the space designated, the player whose signature appears in that area shall be the owner of the Scratch Ticket and shall be entitled to any prize attributable thereto. Notwithstanding any name or names submitted on a claim form, the Executive Director shall make payment to the player whose signature appears on the back of the Scratch Ticket in the space designated. If more than one name appears on the back of the Scratch Ticket, the

Executive Director will require that one of those players whose name appears thereon be designated by such players to receive payment.

B. The Texas Lottery shall not be responsible for lost or stolen Scratch Tickets and shall not be required to pay on a lost or stolen Scratch Ticket.

4.0 Number and Value of Scratch Prizes. There will be approximately 9,720,000 Scratch Tickets in Scratch Ticket Game No. 1776. The approximate number and value of prizes in the game are as follows:

Figure 2: GAME NO. 1776 - 4.0

Prize Amount	Approximate Number of Winners*	Approximate Odds are 1 in **
\$5	820,800	11.84
\$10	1,144,800	8.49
\$20	388,800	25.00
\$50	64,800	150.00
\$100	14,445	672.90
\$1,000	452	21,504.42
\$5,000	54	180,000.00
\$100,000	10	972,000.00

*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 3.99. 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. 1776 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. 1776, 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-201603150
 Bob Biard
 General Counsel
 Texas Lottery Commission
 Filed: June 21, 2016



Scratch Ticket Game Number 1777 "Houston Texans"

1.0 Name and Style of Scratch Ticket Game.

A. The name of Scratch Ticket Game No. 1777 is "HOUSTON TEXANS". The play style is "key number match".

1.1 Price of Scratch Ticket Game.

A. The price for Scratch Ticket Game No. 1777 shall be \$5.00 per Ticket.

1.2 Definitions in Scratch Ticket Game No. 1777.

A. Display Printing - That area of the Scratch Ticket outside of the area where the overprint and Play Symbols appear.

B. Latex Overprint - The removable scratch-off covering over the Play Symbols on the front of the Scratch Ticket.

C. Play Symbol - The printed data under the latex on the front of the Scratch Ticket that is used to determine eligibility for a prize. Each Play Symbol is printed in Symbol font in black ink in positive except for dual-image games. The possible black Play Symbols are: 01, 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, FOOTBALL SYMBOL, GOALPOST SYMBOL, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100, \$500, \$5,000 and \$100,000.

D. Play Symbol Caption - The printed material appearing below each Play Symbol which explains the Play Symbol. One caption appears under each Play Symbol and is printed in caption font in black ink in positive. The Play Symbol Caption which corresponds with and verifies each Play Symbol is as follows:

Figure 1: GAME NO. 1777- 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
20	TWY
21	TWON
22	TWTO
23	TWTH
24	TWFR
25	TWV
26	TWSX
27	TWSV
28	TWET
29	TWNI
30	TRTY
31	TRON
32	TRTO
33	TRTH
34	TRFR
35	TRFV
36	TRSX
37	TRSV
38	TRET

39	TRNI
40	FRTY
FOOTBALL SYMBOL	WIN
GOALPOST SYMBOL	WINX5
\$5.00	FIV\$
\$10.00	TEN\$
\$20.00	TWY\$
\$25.00	TWV\$
\$50.00	FFTY\$
\$100	ONHN
\$500	FVHN
\$5,000	FVTH
\$100,000	100TH

E. Serial Number - A unique 13 (thirteen) digit number appearing under the latex scratch-off covering on the front of the Scratch Ticket. The Serial Number is for validation purposes and cannot be used to play the game. The format will be: 0000000000000.

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

G. Mid-Tier Prize - A prize of \$25.00, \$50.00, \$100 or \$500.

H. High-Tier Prize - A prize of \$5,000 or \$100,000.

I. Bar Code - A 24 (twenty-four) character interleaved two (2) of five (5) Bar Code which will include a four (4) digit game ID, the seven (7) digit Pack number, the three (3) digit Scratch Ticket number and the ten (10) digit Validation Number. The Bar Code appears on the back of the Scratch Ticket.

J. Pack-Scratch Ticket Number - A 14 (fourteen) digit number consisting of the four (4) digit game number (1777), a seven (7) digit Pack number, and a three (3) digit Scratch Ticket number. Scratch Ticket numbers start with 001 and end with 75 within each Pack. The format will be: 1777-0000001-001.

K. Pack - A Pack of "HOUSTON TEXANS" Scratch Game Tickets contains 75 Tickets, packed in plastic shrink-wrapping and fanfolded in pages of one (1). The Packs will alternate. One will show the front of Ticket 001 and back of 075 while the other fold will show the back of Ticket 001 and front of 075.

L. Non-Winning Scratch Ticket - A Scratch Ticket which is not programmed to be a winning Scratch Ticket or a Scratch Ticket that does not meet all of the requirements of these Game Procedures, the State Lottery Act (Texas Government Code, Chapter 466), and applicable rules adopted by the Texas Lottery pursuant to the State Lottery Act and referenced in 16 TAC Chapter 401.

M. Scratch Ticket Game, Scratch Ticket or Ticket - Texas Lottery "HOUSTON TEXANS" Scratch Ticket Game No. 1777.

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 "HOUSTON TEXANS" Scratch Ticket

Game is determined once the latex on the Scratch Ticket is scratched off to expose 45 (forty-five) Play Symbols. If a player matches any of YOUR NUMBERS Play Symbols to any of the WINNING NUMBERS Play Symbols, the player wins the prize for that number. If a player reveals a "FOOTBALL" Play Symbol, the player wins the prize for that Play Symbol instantly. If a player reveals a "GOALPOST" Play Symbol, the player wins 5 TIMES the prize for that symbol! No portion of the Display Printing nor any extraneous matter whatsoever shall be usable or playable as a part of the Scratch Ticket.

2.1 Scratch Ticket Validation Requirements.

A. To be a valid Scratch Ticket, all of the following requirements must be met:

- Exactly 45 (forty-five) Play Symbols must appear under the Latex Overprint on the front portion of the Scratch Ticket;
- 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;
- Each of the Play Symbols must be present in its entirety and be fully legible;
- Each of the Play Symbols must be printed in black ink except for dual image games;
- The Scratch Ticket shall be intact;
- The Serial Number, Retailer Validation Code and Pack-Scratch Ticket Number must be present in their entirety and be fully legible;
- The Serial Number must correspond, using the Texas Lottery's codes, to the Play Symbols on the Scratch Ticket;
- The Scratch Ticket must not have a hole punched through it, be mutilated, altered, unreadable, reconstituted or tampered with in any manner;
- The Scratch Ticket must not be counterfeit in whole or in part;
- 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 45 (forty-five) Play Symbols under the Latex Overprint on the front portion of the Scratch Ticket, exactly one Serial Number, exactly one Retailer Validation Code, and exactly one Pack-Scratch Ticket Number on the Scratch Ticket;

14. The Serial Number of an apparent winning Scratch Ticket shall correspond with the Texas Lottery's Serial Numbers for winning Scratch Tickets, and a Scratch Ticket with that Serial Number shall not have been paid previously;

15. The Scratch Ticket must not be blank or partially blank, misregistered, defective or printed or produced in error;

16. Each of the 45 (forty-five) Play Symbols must be exactly one of those described in Section 1.2.C of these Game Procedures;

17. Each of the 45 (forty-five) Play Symbols on the Scratch Ticket must be printed in the Symbol font and must correspond precisely to the artwork on file at the Texas Lottery; the Scratch Ticket Serial Numbers must be printed in the Serial font and must correspond precisely to the artwork on file at the Texas Lottery; and the Pack-Scratch Ticket Number must be printed in the Pack-Scratch Ticket Number font and must correspond precisely to the artwork on file at the Texas Lottery;

18. The Display Printing on the Scratch Ticket must be regular in every respect and correspond precisely to the artwork on file at the Texas Lottery; and

19. The Scratch Ticket must have been received by the Texas Lottery by applicable deadlines.

B. The Scratch Ticket must pass all additional validation tests provided for in these Game Procedures, the Texas Lottery's Rules governing the award of prizes of the amount to be validated, and any confidential validation and security tests of the Texas Lottery.

C. Any Scratch Ticket not passing all of the validation requirements is void and ineligible for any prize and shall not be paid. However, the Executive Director may, solely at the Executive Director's discretion, refund the retail sales price of the Scratch Ticket. In the event a defective Scratch Ticket is purchased, the only responsibility or liability of the Texas Lottery shall be to replace the defective Scratch Ticket with another unplayed Scratch Ticket in that Scratch Ticket Game (or a Scratch Ticket of equivalent sales price from any other current Texas Lottery Scratch 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 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 prize amount in a non-winning spot will correspond with the YOUR NUMBERS Play Symbol (i.e., 5 and \$5).

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

E. No matching WINNING NUMBERS Play Symbols on a Ticket.

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

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

H. The "FOOTBALL" (WIN) Play Symbol will never appear more than once on a winning Ticket.

I. The "GOALPOST" (WINX5) Play Symbol will only appear on intended winning Tickets as dictated by the prize structure.

2.3 Procedure for Claiming Prizes.

A. To claim a "HOUSTON TEXANS" Scratch Ticket Game prize of \$5.00, \$10.00, \$20.00, \$25.00, \$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 \$25.00, \$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. To claim a "HOUSTON TEXANS" Scratch Ticket Game prize of \$5,000 or \$100,000, the claimant must sign the winning 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 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 "HOUSTON TEXANS" 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.

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

2.4 Allowance for Delay of Payment. The Texas Lottery may delay payment of the prize pending a final determination by the Executive Director, under any of the following circumstances:

A. if a dispute occurs, or it appears likely that a dispute may occur, regarding the prize;

B. if there is any question regarding the identity of the claimant;

C. if there is any question regarding the validity of the Scratch Ticket presented for payment; or

D. if the claim is subject to any deduction from the payment otherwise due, as described in Section 2.3.D of these Game Procedures. No liability for interest for any delay shall accrue to the benefit of the claimant pending payment of the claim.

2.5 Payment of Prizes to Persons Under 18. If a person under the age of 18 years is entitled to a cash prize under \$600 from the "HOUSTON TEXANS" 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 "HOUSTON TEXANS" 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 5,520,000 Scratch Tickets in Scratch Ticket Game No. 1777. The approximate number and value of prizes in the game are as follows:

Figure 2: GAME NO. 1777 - 4.0

Prize Amount	Approximate Number of Winners*	Approximate Odds are 1 in **
\$5	625,600	8.82
\$10	496,800	11.11
\$20	147,200	37.50
\$25	50,600	109.09
\$50	46,874	117.76
\$100	15,180	363.64
\$500	1,380	4,000.00
\$5,000	15	368,000.00
\$100,000	4	1,380,000.00

*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 3.99. 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. 1777 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. 1777, 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-201603151
Bob Biard
General Counsel
Texas Lottery Commission
Filed: June 21, 2016

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North Central Texas Council of Governments

Call for Projects

The North Central Texas Council of Governments (NCTCOG), under the Environmental Protection Agency's Clean Diesel Funding Assistance Program, is offering \$600,000 in grant funding for replacement or repower of existing diesel-powered ground support equipment (GSE) operating airports in the Dallas-Fort Worth (DFW) ten-county ozone nonattainment region. Eligible projects may receive federal funds for up to 25 percent of total project cost for repower and up to 40 percent of project cost for replacement. Priority may be given to projects that repower or replace existing GSE with an all-electric equivalent. Selected partners will be responsible for: following all applicable federal procurement guidelines; meeting cost-share requirements; and granting appropriate security interest to NCTCOG for all grant funded vehicles and/or equipment. NCTCOG may consider applications received in response to this solicitation for future funding opportunities or programs. More information and application materials for this Call for Projects can be obtained online at www.nctcog.org/aqfunding.

Application materials must be received no later than 5:00 p.m., CDT, on Friday, August 26, 2016, to Rachel Linnewiel, Air Quality Planner, North Central Texas Council of Governments, 616 Six Flags Drive, Arlington, Texas 76011.

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

TRD-201603084
R. Michael Eastland
Executive Director
North Central Texas Council of Governments
Filed: June 17, 2016

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Public Utility Commission of Texas

Notice of Application for Amendment to Certificated Service Area Boundary

Notice is given to the public of an application filed on June 16, 2016, with the Public Utility Commission of Texas for an amendment to a certificated service area boundary in Kent County, Texas.

Docket Style and Number: Application of Cap Rock Telephone Cooperative, Inc. to Amend a Certificate of Convenience and Necessity

for a Minor Service Area Boundary Change in Kent County. Docket Number 46068.

The Application: The minor boundary amendment is being filed to realign the boundary between the Verbena exchange of Cap Rock Telephone Cooperative, Inc. and the Snyder exchange of ATT Communications, Inc. The amendment will transfer a portion of ATT's serving area in the Snyder exchange to Cap Rock's Verbena exchange.

Persons wishing to comment on the action sought or intervene should contact the Public Utility Commission of Texas by July 8, 2016, by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 46068.

TRD-201603152
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: June 21, 2016

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Notice of Application for Approval of Merger

Notice is given to the public of an application by AEP Texas Central Company, AEP Texas North Company and AEP Utilities, Inc., filed with the Public Utility Commission of Texas (commission) on June 15, 2016, pursuant to Public Utility Regulatory Act §14.101, and §39.915 and 16 Texas Administrative Code §25.74(a) (TAC).

Docket Style and Number: Application of AEP Texas Central Company, AEP Texas North Company and AEP Utilities, Inc. for Approval of Merger, Docket No. 46050

The Application: AEP Texas Central Company (TCC), AEP Texas North Company (TNC) and AEP Utilities, Inc. (collectively, Applicants) filed an application with commission for regulatory approval to merge TCC and TNC into their parent company, currently named AEP Utilities, Inc., which will change its name to AEP Texas, Inc. Applicants request Commission approval of the merger before the scheduled closing date of December 31, 2016.

Persons who wish to intervene in or comment upon this application should notify the commission. A request to intervene or for further information should be mailed to the Public Utility Commission of Texas, P.O. Box 13326, Austin, Texas 78711-3326. Further information may also be obtained by calling the commission at (512) 936-7120 or (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. The deadline to intervene is July 15, 2016. All correspondence should refer to Docket Number 46050.

TRD-201603103
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: June 17, 2016

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Notice of Application for Sale, Transfer, or Merger

Notice is given to the public of an application filed with the Public Utility Commission of Texas (commission) on June 17, 2016, pursuant to the Texas Water Code.

Docket Style and Number: Application of Brushy Creek Municipal Utility District and Aqua Texas, Inc. for Sale, Transfer, or Merger of Facilities and Certificate Rights in Williamson County, Docket Number 46077.

The Application: Brushy Creek and Aqua Texas filed an application for approval of the sale, transfer, or merger of facilities and certificate rights in Williamson County. Specifically, Aqua Texas seeks approval to purchase the water assets of Brushy Creek, CCN No. 11773, and retain the seller's current water certificated service areas.

Persons who wish to intervene in the proceeding or comment upon the action sought should contact the commission as soon as possible as an intervention deadline will be imposed. A comment or request to intervene should be mailed to Public Utility Commission of Texas, P.O. Box 13326, Austin, Texas 78711-3326. Further information may also be obtained by calling the commission's Office of Customer Protection at (512) 936-7120 or (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All correspondence should refer to Docket Number 46077.

TRD-201603162
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: June 22, 2016



Notice of Application to Amend Water and Sewer Certificates of Convenience and Necessity

Notice is given to the public of the filing with the Public Utility Commission of Texas of an application to amend water and sewer certificates of convenience and necessity in Montgomery County.

Docket Style and Number: Application of Quadvest, L.P. to Amend its Certificates of Convenience and Necessity in Montgomery County, Docket Number 46067.

The Application: On June 16, 2016, Quadvest, L.P. filed an application to amend water certificate of convenience and necessity (CCN) No. 11612 and sewer CCN No. 20952, adding approximately 202 acres of service area and zero current customers.

Persons wishing to intervene or comment on the action sought should contact the Public Utility Commission of Texas by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at (888) 782-8477. A deadline for intervention in this proceeding will be established. Hearing and speech-impaired individuals with text telephones (TTY) may contact the Commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 46067.

TRD-201603172
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: June 22, 2016



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

Notice is given to the public of the filing with the Public Utility Commission of Texas (commission) on June 20, 2016, a petition to amend

a certificate of convenience and necessity (CCN) by expedited release in Montgomery County.

Docket Style and Number: Petition of Monterrey Oaks, LTD to Amend the City of Splendora's Certificate of Convenience and Necessity in Montgomery County by Expedited Release, Docket Number 46078.

The Application: Monterrey Oaks, LTD filed an application for expedited release of approximately 102.291 acres from the City of Splendora's water CCN No. 11727 in Montgomery County pursuant to Tex. Water Code §13.254(a-5) and 16 Tex. Admin. Code §24.113(r).

Persons wishing to comment on the action sought should contact the Commission no later than July 21, 2016, by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may contact the Commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 46078.

TRD-201603171
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: June 22, 2016



Notice of Petition for Recovery of Universal Service Funding

Notice is given to the public of the filing with the Public Utility Commission of Texas (commission) an application on June 20, 2016 for recovery of Universal Service Funding pursuant to Public Utility Regulatory Act, §56.025 and 16 TAC §26.406.

Docket Style and Number: Application of Big Bend Telephone Company to Recover Funds From the Texas Universal Service Fund Pursuant to PURA §56.025 and 16 TAC §26.406. Docket Number 46082.

The Application: Big Bend Telephone Company seeks recovery of funds from the Texas Universal Service Fund (TUSF) due to Federal Communications Commission (FCC) actions resulting in a reduction in the Federal Universal Service Fund (FUSF) revenues available to Big Bend. The petition requests that the Commission allow recovery of funds from the TUSF up to the amount of \$859,203 for 2015 to replace FUSF revenue reductions.

Persons wishing to intervene or comment on the action sought should contact the Public Utility Commission of Texas by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at (888) 782-8477. A deadline for intervention in this proceeding will be established. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 46082.

TRD-201603154
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: June 21, 2016



Public Notice of Workshop and Request for Comments

Staff of the Public Utility Commission of Texas will conduct a workshop on Project No. 45625, *Rulemaking Relating to the Use of Hand-Held Devices for Retail Electric Customer Enrollment*, on Monday, August 8, 2016, at 9:30 a.m. The workshop will be conducted in

the Commissioner's Hearing Room, located on the 7th floor of the William B. Travis Building, 1701 N. Congress Ave., Austin, Texas. Prior to the workshop, commission staff will make a copy of the meeting agenda available by Wednesday, July 27, 2016 in Central Records under Project No. 45625.

In preparation for the workshop, commission staff requests comments from interested parties on the strawman proposals filed by staff and/or party coalition in Project No. 45625 by Monday, June 27, 2016. Parties are invited to submit written comments on the two strawman proposals by filing sixteen copies of such comments with the commission's Central Records no later than 3:00 p.m. on Friday, July 22, 2016. Parties are invited to file reply comments by filing sixteen copies of such responses no later than 3:00 p.m. on Tuesday, August 2, 2016. All comments and reply comments should reference Project No. 45625 and should be limited to 20 pages.

Questions concerning the workshop or this notice should be referred to Cliff Crouch, Competitive Markets, at (512) 936-7296 or at cliff.crouch@puc.texas.gov. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1.

TRD-201603101
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: June 17, 2016

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Texas Department of Transportation

Public Notice - Aviation

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

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

www.txdot.gov/inside-txdot/get-involved/about/hearings-meetings.html.

Or visit www.txdot.gov, How Do I Find Hearings and Meetings, choose Hearings and Meetings, and then choose Schedule.

Or contact Texas Department of Transportation, Aviation Division, 150 East Riverside, Austin, Texas 78704, (512) 416-4500 or 1-800-68-PI-LOT.

TRD-201603155
Joanne Wright
Deputy General Counsel
Texas Department of Transportation
Filed: June 22, 2016

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Workforce Solutions for the Heart of Texas

Request for Proposal for Data Analysis Services

Workforce Solutions for the Heart of Texas Child Care Services (WS HOT CCS) is the contracted entity for the CCS program funded by the Workforce Solutions for Heart of Texas, Texas Workforce Commission and Department of Labor. WS HOT CCS is soliciting proposals for a qualified professional to provide Child Care Services data analysis reports as needed. Selection of contractor will be based on Request for Proposal (RFP) Evaluation Criteria.

The RFP contains all the proposal submission requirements and may be obtained by contacting Teresa Watson at (254) 296-5372 or e-mailing: Teresa.Watson@hotworkforce.com. The RFP can be downloaded from the WS HOT CCS website: <http://www.eoacwaco.org> beginning June 13, 2016. Respondents may submit questions about the procurement to Ms. Watson from June 13 - 15, 2016.

Proposals are due no later than 3:00 p.m. (CST) June 21, 2016.

Workforce Solutions Heart of Texas Child Care Services

1416 S. New Road

Waco, Texas 76711

(254) 296-5372

The Workforce Solutions Heart of Texas Child Care Services is an equal opportunity employer/programs and auxiliary aids and services are available upon request to include individuals with disabilities. TTY/TDD via RELAY Texas service at 711 or (TDD) 1-800-735-2989 / 1-800-735-2988 (voice).

TRD-201603044
Teresa Watson
CCS Director
Workforce Solutions for the Heart of Texas
Filed: June 15, 2016

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