

# IN ADDITION

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

## Comptroller of Public Accounts

### Notice of Request for Proposals

Pursuant to Chapter 403 and Chapter 2254, Subchapter B, of the Texas Government Code, the Texas Comptroller of Public Accounts ("Comptroller") announces its Request for Proposals No. 219a ("RFP") to solicit proposals from qualified, independent consultants to assist Comptroller in preparing fiscal notes for property-tax related legislation and to provide related services (the "Services") for the upcoming session of the 85th Texas Legislature in 2016. The selected consultant(s) ("Consultant") will assist Comptroller in accurately estimating the fiscal impacts to state property tax-related legislation and related tasks for the upcoming session of the Texas Legislature. Comptroller reserves the right to award more than one contract under the RFP. The Consultant will be expected to begin performance of the contract on or about October 1, 2016, or as soon thereafter as practical.

Contact: Parties interested in submitting a proposal should contact Carolyn Greenwalt, Assistant General Counsel, Contracts, Texas Comptroller of Public Accounts, in the Issuing Office at: 111 E. 17th St., Room 201, Austin, Texas 78774, (512) 305-8673. The RFP will be available electronically on the *Electronic State Business Daily* ("ESBD") at: <http://esbd.cpa.state.tx.us> after 10:00 a.m. Central Time ("CT") on Friday, August 5, 2016.

Questions: All questions regarding the RFP must be received in the Issuing Office no later than 2:00 p.m. CT on Friday, August 12, 2016. Prospective proposers are encouraged to e-mail Questions to [contracts@cpa.texas.gov](mailto:contracts@cpa.texas.gov) to ensure timely receipt. On or about Friday, August 19, 2016, the Comptroller expects to post responses to questions on the ESBD. *Questions received after the deadline will not be considered. Respondents shall be solely responsible for verifying timely receipt of Questions in the Issuing Office.*

Closing Date: Proposals must be delivered in the Issuing Office to the attention of the Assistant General Counsel no later than 2:00 p.m. CT, on Friday, August 26, 2016. *Late Proposals will not be considered under any circumstances. Respondents shall be solely responsible for ensuring timely receipt of Proposals in the Issuing Office.*

Evaluation criteria: Proposals will be evaluated under the evaluation criteria outlined in the RFP. Comptroller reserves the right to accept or reject any or all proposals submitted. Comptroller is not obligated to execute a contract on the basis of this notice or the distribution of any RFP. Comptroller shall not pay for any costs incurred by any entity in responding to this Notice or to the RFP.

The anticipated schedule of events pertaining to this solicitation is as follows: Issuance of RFP - August 5, 2016, after 10:00 a.m. CT; Questions Due - August 12, 2016, 2:00 p.m. CT; Official Responses to Questions posted - August 19, 2016; Proposals Due - August 26, 2016, 2:00 p.m. CT; Contract Execution - September 15, 2016, or as soon thereafter as practical; Commencement of Work - September 15, 2016, or as soon thereafter as practical. Comptroller reserves the right, in its sole discretion, to change the dates listed for the anticipated schedule of events. Any amendment to this solicitation will be posted on the ESBD as a RFP Addendum. It is the responsibility of interested par-

ties to periodically check the ESBD for updates to the RFP prior to submitting a proposal.

TRD-201603695

Carolyn Greenwalt

Assistant General Counsel, Contracts

Comptroller of Public Accounts

Filed: July 27, 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 and §303.009, Texas Finance Code.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 08/01/16 - 08/07/16 is 18% for Consumer<sup>1</sup>/Agricultural/Commercial<sup>2</sup> credit through \$250,000.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 08/01/16 - 08/07/16 is 18% for Commercial over \$250,000.

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

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

TRD-201603674

Leslie Pettijohn

Commissioner

Office of Consumer Credit Commissioner

Filed: July 26, 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 September 6, 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 September 6, 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: 786 K and H LLC dba S Mart; DOCKET NUMBER: 2016-0571-PST-E; IDENTIFIER: RN102232196; LOCATION: Omaha, Morris County; TYPE OF FACILITY: underground storage tank (UST) system and a convenience store with retail sales of gasoline and diesel fuel; RULES VIOLATED: 30 TAC §334.49(a)(1) and TWC, §26.3475(d), by failing to provide corrosion protection for the UST system; and 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; PENALTY: \$10,125; ENFORCEMENT COORDINATOR: James Baldwin, (512) 239-1337; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(2) COMPANY: Beacon Estates Water Supply Corporation; DOCKET NUMBER: 2015-1612-MWD-E; IDENTIFIER: RN101917573; LOCATION: Brookshire, Waller County; TYPE OF FACILITY: wastewater treatment plant; RULES VIOLATED: TWC, §26.121(a)(1), 30 TAC §305.125(1) and (5) and Texas Pollutant Discharge Elimination System Permit Number WQ0014963001, Operational Requirements Number 1 and Permit Conditions Number 2.d, by failing to properly operate and maintain the facility and all of its systems of collection, treatment, and disposal and take all reasonable steps to minimize or prevent any discharge that has a reasonable likelihood of adversely affecting human health or the environment; PENALTY: \$31,500; ENFORCEMENT COORDINATOR: Farhaud Abbaszadeh, (512) 239-0779; REGIONAL OFFICE: 5425 Polk Avenue, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(3) COMPANY: BELLVILLE SHELL, INCORPORATED dba Bellville Shell Food Court; DOCKET NUMBER: 2016-0519-PST-E; IDENTIFIER: RN102780095; LOCATION: Bellville, Austin County; TYPE OF FACILITY: underground storage tank system and a convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(2)(A)(i) and TWC, §26.3475(a), by failing to equip each pressurized line with an automatic line leak detector; PENALTY: \$4,500; ENFORCEMENT COORDINATOR: Steven Stump, (512) 239-1343; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(4) COMPANY: BLUE BELL CREAMERIES, L.P.; DOCKET NUMBER: 2016-0890-PST-E; IDENTIFIER: RN102789260; LOCATION: Fort Worth, Tarrant County; TYPE OF FACILITY: fleet refueling facility; 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; PENALTY: \$3,375; ENFORCEMENT COORDINATOR: Abigail Lindsey, (512) 239-2576; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(5) COMPANY: BRAZOS VALLEY PETROLEUM CORPORATION dba Pirate Stop; DOCKET NUMBER: 2016-0193-PST-E; IDENTIFIER: RN106150311; LOCATION: Vidor, Orange County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(c)(1), by

failing to monitor the underground storage tank for releases at a frequency of at least once every month; PENALTY: \$6,750; ENFORCEMENT COORDINATOR: John Fennell, (512) 239-2616; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(6) COMPANY: Chevron Phillips Chemical Company LP; DOCKET NUMBER: 2016-0289-AIR-E; IDENTIFIER: RN103919817; LOCATION: Baytown, Harris County; TYPE OF FACILITY: petrochemicals manufacturing plant; RULES VIOLATED: 30 TAC §116.115(b)(2)(F) and (c) and §122.143(4), Texas Health and Safety Code, §382.085(b), Federal Operating Permit Number O2114, Special Terms and Conditions Number 18, and New Source Review Permit Numbers 37063 and N178, Special Conditions Number 1, by failing to prevent unauthorized emissions; PENALTY: \$7,500; ENFORCEMENT COORDINATOR: Eduardo Heras, (512) 239-2422; REGIONAL OFFICE: 5425 Polk Avenue, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(7) COMPANY: CIRCLE K STORES INCORPORATED dba Circle K 2704031 and Circle K 2704035; DOCKET NUMBER: 2016-0617-PST-E; IDENTIFIER: RN102347465 and RN102016367; LOCATIONS: Bastrop, Bastrop County and Yoakum, DeWitt, County; TYPE OF FACILITY: underground storage tanks (USTs) system and 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 USTs for releases at a frequency of at least once every month; 30 TAC §334.72, by failing to report a suspected release to the TCEQ within 24 hours of discovery; and 30 TAC §334.74, by failing to investigate a suspected release of a regulated substance within 30 days of discovery; PENALTY: \$20,100; ENFORCEMENT COORDINATOR: Danielle Porras, (713) 767-3682; REGIONAL OFFICE: 12100 Park 35 Circle, Building A, Austin, Texas 78753 (512) 339-2929.

(8) COMPANY: City of Alpine; DOCKET NUMBER: 2016-0317-MWD-E; IDENTIFIER: RN103114690; LOCATION: Alpine, Brewster County; TYPE OF FACILITY: wastewater treatment facility; RULES VIOLATED: TWC, §26.121(a)(1), 30 TAC §305.125(1), and Texas Pollutant Discharge Elimination System Permit Number WQ0014349001, Effluent Limitations and Monitoring Requirements Number 1, by failing to comply with permitted effluent limitations; PENALTY: \$4,125; Supplemental Environmental Project offset amount of \$3,300; ENFORCEMENT COORDINATOR: Jill Russell, (512) 239-4564; REGIONAL OFFICE: 401 East Franklin Avenue, Suite 560, El Paso, Texas 79901-1206, (915) 834-4949.

(9) COMPANY: City of Megargel; DOCKET NUMBER: 2016-0747-PWS-E; IDENTIFIER: RN101386605; LOCATION: Megargel, Archer County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.115(f)(1), 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: \$195; ENFORCEMENT COORDINATOR: Sandra Douglas, (512) 239-2549; REGIONAL OFFICE: 1977 Industrial Boulevard, Abilene, Texas 79602-7833, (325) 698-9674.

(10) COMPANY: DCP Midstream, LP; DOCKET NUMBER: 2016-0699-AIR-E; IDENTIFIER: RN100542794; LOCATION: George West, Live Oak County; TYPE OF FACILITY: gas plant; RULES VIOLATED: 30 TAC §§101.20(2), 113.1090, and 122.143(4), 40 Code of Federal Regulations (CFR) §63.6625(b) and §63.6630(a), Texas Health and Safety Code (THSC), §382.085(b), and Federal Operating Permit (FOP) Number O2803, Special Terms and Conditions (STC) Number 1.E., by failing to install the continuous parameter monitoring system before commencing operations; and 30 TAC §§101.20(2), 113.1090, and 122.143(4), 40 CFR §63.6610(a), THSC,

§382.085(b), and FOP Number O2803, STC Number 1.E., by failing to conduct the initial performance test within 180 days after commencing operations; PENALTY: \$2,696; ENFORCEMENT COORDINATOR: Kingsley Coppinger, (512) 239-6581; REGIONAL OFFICE: 6300 Ocean Drive, Suite 1200, Corpus Christi, Texas 78412-5503, (361) 825-3100.

(11) COMPANY: DENNIS PORTER, INCORPORATED dba Porters Shell; DOCKET NUMBER: 2016-0526-PST-E; IDENTIFIER: RN101879534; LOCATION: Andrews, Andrews County; TYPE OF FACILITY: underground storage tanks (USTs) system and convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and (2) 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, and failing to provide release detection for the pressurized piping associated with the UST system; 30 TAC §334.72, by failing to report a suspected release to the TCEQ within 24 hours of discovery; and 30 TAC §334.74, by failing to investigate a suspected release of regulated substance within 30 days of discovery; PENALTY: \$76,730; ENFORCEMENT COORDINATOR: Jonathan Nguyen, (512) 239-1661; REGIONAL OFFICE: 9900 West IH-20, Suite 100, Midland, Texas 79706, (432) 570-1359.

(12) COMPANY: East Central Independent School District; DOCKET NUMBER: 2016-0804-PST-E; IDENTIFIER: RN101740454; LOCATION: San Antonio, Bexar County; TYPE OF FACILITY: underground storage tanks (USTs) system and fleet refueling station; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and (b)(2) 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, and failing to provide release detection for the pressurized piping associated with the UST system; PENALTY: \$3,375; ENFORCEMENT COORDINATOR: Abigail Lindsey, (512) 239-2576; REGIONAL OFFICE: 14250 Judson Road, San Antonio, Texas 78233-4480, (210) 490-3096.

(13) COMPANY: Enterprise Products Operating LLC; DOCKET NUMBER: 2016-0100-AIR-E; IDENTIFIER: RN102528197; LOCATION: Pasadena, Harris County; TYPE OF FACILITY: petrochemical storage plant; RULES VIOLATED: 30 TAC §116.115(b)(2)(F) and (c) and §122.143(4), New Source Review Permit Number 7278, Special Conditions Number 1, Federal Operating Permit Number O1429, Special Terms and Conditions Number 12, and Texas Health and Safety Code, §382.085(b), by failing to comply with the maximum allowable emission rates (MAER) for the Marine Vapor Combustor System Loading, Emission Point Number (EPN) VCSTK, and by failing to comply with the MAER for Boiler 2, EPN BLR-2; PENALTY: \$40,950; Supplemental Environmental Project offset amount of \$16,380; ENFORCEMENT COORDINATOR: Raime Hayes-Falero, (713) 767-3567; REGIONAL OFFICE: 5425 Polk Avenue, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(14) COMPANY: Intertek USA Incorporated; DOCKET NUMBER: 2016-0191-MLM-E; IDENTIFIER: RN105768170; LOCATION: Corpus Christi, Nueces County; TYPE OF FACILITY: chemical testing facility; RULES VIOLATED: 30 TAC §§335.62, 335.503(a), and 335.504 and 40 Code of Federal Regulations (CFR) §262.11, by failing to conduct hazardous waste determinations and waste classifications; 30 TAC §335.6(c), by failing to update the facility's Notice of Registration; 30 TAC §335.13(k) and 40 CFR §262.42(a)(2), by failing to submit an exception report for not receiving a copy of a manifest with the handwritten signature of the owner or operator of the designated facility within 45 days of the date the waste was accepted by the initial transporter; 30 TAC §335.69(a)(2) and (d)(2) and 40 CFR §262.34(a)(2) and (c)(1)(ii), by failing to label hazardous waste containers with the beginning date of accumulation and failing to clearly label all hazardous waste containers with the words "Hazardous

Waste" or with other words that identify the contents of the containers; 30 TAC §335.69(a)(1)(A) and 40 CFR §265.173(a), by failing to keep a container holding hazardous waste closed except when adding or removing waste; 30 TAC §335.69(a)(4)(A) and §335.112(a)(3), and 40 CFR §262.34(a)(4) and §265.53, by failing to submit a copy of the contingency plan and all revisions to the plan to all local police departments, fire departments, hospitals, and State and local emergency response teams that may be called upon to provide emergency services; and 30 TAC §324.1 and 40 CFR §279.22(c)(1), by failing to mark or clearly label used oil storage containers with the words "Used Oil;" PENALTY: \$7,691; ENFORCEMENT COORDINATOR: Holly Kneisley, (817) 588-5856; REGIONAL OFFICE: 6300 Ocean Drive, Suite 1200, Corpus Christi, Texas 78412-5503, (361) 825-3100.

(15) COMPANY: Kevin Copeland dba Kevin Copeland Sand and Gravel; DOCKET NUMBER: 2014-1031-WQ-E; IDENTIFIER: RN104849294; LOCATION: Hutto, Williamson County; TYPE OF FACILITY: aggregate production operation (APO); RULES VIOLATED: 30 TAC §342.25, by failing to register the site as an APO by October 30, 2012; and 30 TAC §281.25(a)(4) and 40 Code of Federal Regulations §122.26(c), by failing to obtain authorization to discharge storm water associated with industrial activities; PENALTY: \$10,000; ENFORCEMENT COORDINATOR: Ronica Rodriguez, (512) 239-2601; REGIONAL OFFICE: 12100 Park 35 Circle, Building A, Austin, Texas 78753, (512) 339-2929.

(16) COMPANY: LBM and M LLC dba CJs Convenience; DOCKET NUMBER: 2016-0701-PST-E; IDENTIFIER: RN101826576; LOCATION: Gun Barrel City, Henderson County; TYPE OF FACILITY: underground storage tank (UST) system and a convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(2) and TWC, §26.3475(a), by failing to provide release detection for the pressurized piping associated with the UST system; PENALTY: \$4,254; ENFORCEMENT COORDINATOR: Abigail Lindsey, (512) 239-2576; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(17) COMPANY: MANISCALCO, LIMITED dba J.A.M. Distributing Company; DOCKET NUMBER: 2016-0792-PST-E; IDENTIFIER: RN100241967; LOCATION: Houston, Harris County; TYPE OF FACILITY: common carrier; RULES VIOLATED: 30 TAC §334.5(b)(1)(A) and TWC, §26.3467(d), by failing to deposited a regulated substance into a regulated underground storage tank system that was covered by a valid, current TCEQ delivery certificate; PENALTY: \$3,475; ENFORCEMENT COORDINATOR: Steven Stump, (512) 239-1343; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(18) COMPANY: Mohammed Nadeem dba Stop N Drive; DOCKET NUMBER: 2016-0509-PST-E; IDENTIFIER: RN103045969; LOCATION: Point Blank, San Jacinto County; TYPE OF FACILITY: underground storage tank (UST) and a convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(2) and TWC, §26.3475(a), by failing to provide release detection for the pressurized piping associated with the UST system; PENALTY: \$3,692; ENFORCEMENT COORDINATOR: Jonathan Nguyen, (512) 239-1661; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(19) COMPANY: MT. VERNON ENTERPRISES, INCORPORATED dba Food Mart; DOCKET NUMBER: 2016-0799-PST-E; IDENTIFIER: RN102866118; LOCATION: Mount Vernon, Franklin County; TYPE OF FACILITY: underground storage tank (UST) system and a convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(2) and TWC, §26.3475(a), by failing to provide release detection for the pressurized piping associated with the UST system; and 30 TAC §334.10(b)(1)(B), by failing to maintain UST records

and make them immediately available for inspection upon request by agency personnel; PENALTY: \$3,380; ENFORCEMENT COORDINATOR: Catherine Grutsch, (512) 239-2607; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(20) COMPANY: RAKIN, LLC dba TRI-STOP; DOCKET NUMBER: 2016-0727-PST-E; IDENTIFIER: RN102433505; LOCATION: Beaumont, Jefferson County; TYPE OF FACILITY: underground storage tank (UST) system and a convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(2) and TWC, §26.3475(a), by failing to provide release detection for the pressurized piping associated with the UST system; PENALTY: \$2,807; ENFORCEMENT COORDINATOR: Rajesh Acharya, (512) 239-0577; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(21) COMPANY: RAM-RAHIM LLC dba Stop N Save; DOCKET NUMBER: 2016-0582-PST-E; IDENTIFIER: RN101431435; LOCATION: Richwood, Brazoria County; TYPE OF FACILITY: underground storage tank (UST) system and a 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 UST for releases at a frequency of at least once every month; PENALTY: \$3,375; ENFORCEMENT COORDINATOR: Steven Stump, (512) 239-1343; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(22) COMPANY: Randy O'Neal; DOCKET NUMBER: 2016-0273-MSW-E; IDENTIFIER: RN105855597; LOCATION: Hamilton, Hamilton County; TYPE OF FACILITY: unauthorized municipal solid waste (MSW) disposal site; RULE VIOLATED: 30 TAC §330.15(c), by failing to not cause, suffer, allow, or permit the unauthorized disposal of MSW; PENALTY: \$1,312; ENFORCEMENT COORDINATOR: Abigail Lindsey, (512) 239-2576; REGIONAL OFFICE: 6801 Sanger Avenue, Suite 2500, Waco, Texas 76710-7826, (254) 751-0335.

(23) COMPANY: RIVER RIDGE APARTMENTS, INCORPORATED; DOCKET NUMBER: 2016-0314-PWS-E; IDENTIFIER: RN101177442; LOCATION: McQueeney, Guadalupe 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 10 milligrams per liter for nitrate; PENALTY: \$672; ENFORCEMENT COORDINATOR: Steven Hall, (512) 239-2569; REGIONAL OFFICE: 14250 Judson Road, San Antonio, Texas 78233-4480, (210) 490-3096.

(24) COMPANY: ROAD RANGER, L.L.C.; DOCKET NUMBER: 2016-0631-PWS-E; IDENTIFIER: RN105187181; LOCATION: Moore, Frio 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, and failing to issue public notification and submit a copy of the public notification to the executive director regarding the failure to collect routine coliform samples; PENALTY: \$2,944; ENFORCEMENT COORDINATOR: Steven Hall, (512) 239-2569; REGIONAL OFFICE: 14250 Judson Road, San Antonio, Texas 78233-4480.

(25) COMPANY: SAM RAYBURN WATER, INCORPORATED; DOCKET NUMBER: 2016-0363-PWS-E; IDENTIFIER: RN101256949; LOCATION: Pineland, San Augustine 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 (MCL) of

0.080 milligrams per liter for total trihalomethanes (TTHM), based on a locational running annual average; 30 TAC §290.117(i)(6) and (j), by failing to provide a consumer notification of lead tap water monitoring results to persons served at the sites that were tested and failing to mail a copy of the consumer notification of tap results to the executive director (ED) along with certification that the consumer notification has been distributed for the 2015 monitoring period; 30 TAC §290.122(b)(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 comply with the MCL for TTHM for the third quarter of 2013 and the third quarter of 2014; 30 TAC §290.122(c)(2)(A) and (f), by failing to provide public notification or submit a copy of the public notification to the ED regarding the failure to collect lead and copper tap samples for the 2014 monitoring period; 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 11707 for calendar years 2008 - 2012, 2014, and 2015; PENALTY: \$525; ENFORCEMENT COORDINATOR: Yuliya Dunaway, (210) 403-4077; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(26) COMPANY: Sara Fortune, Incorporated dba Kwik Check Drive In Groceries; DOCKET NUMBER: 2016-0372-PST-E; IDENTIFIER: RN101381796; LOCATION: Needville, Fort Bend County; TYPE OF FACILITY: underground storage tanks (USTs) and convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.7(d)(3), by failing to provide an amended registration for any change or additional information regarding the USTs to the TCEQ within 30 days from the date of occurrence of the change or addition; 30 TAC §334.49(c)(2)(C) and (4) and TWC, §26.3475(d), by failing to inspect the impressed current cathodic protection system at least once every 60 days to ensure that the rectifier and system components are operating properly and failing to test the corrosion protection system for operability and adequacy of protection at a frequency of at least once every three years; 30 TAC §334.50(b)(1)(A), (d)(1)(B)(ii), and (iii)(I) and TWC, §26.3475(c)(1), by failing to monitor the USTs for releases at a frequency of at least once every month, and 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 tanks each operating day; 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 a UST system at least once every 60 days to assure that their sides, bottoms, and any penetration points are maintained liquid tight; 30 TAC §334.45(c)(3)(A), by failing to install a secure anchor at the base of the dispenser in each pressurized delivery or product line, a UL-listed emergency shutoff valve in piping systems in which regulated substances are conveyed under pressure to an aboveground dispensing unit; 30 TAC §115.241(b)(3) and Texas Health and Safety Code, §382.085(b), by failing to perform and complete all decommissioning activities, as applicable for the particular Stage II vapor recovery system equipment installed at the station; 30 TAC §334.48(a) and (b), by failing to ensure that the UST systems are operated, maintained, and managed in a manner that will prevent releases of regulated substances; and 30 TAC §334.8(c)(5)(C), by failing to ensure that a legible tag, label, or marking 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 at the station; PENALTY: \$12,563; ENFORCEMENT COORDINATOR: Jonathan Nguyen, (512) 239-1661; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(27) COMPANY: STRAUS SYSTEMS, INCORPORATED; DOCKET NUMBER: 2016-0712-PST-E; IDENTIFIER: RN100664671; LOCATION: Stafford, Fort Bend County; TYPE OF FACILITY: underground storage tank (UST) and a fleet refueling facility; RULES VIOLATED: 30 TAC §§334.7(d)(3) and (e)(2), 334.8(c)(4)(A)(vii) and (5)(B)(ii), by failing to provide an amended registration for any change or additional information regarding the USTs within 30 days from the date of the occurrence of the change or addition and failing to 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; 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 §334.49(a)(1) and TWC, §26.3475(d), by failing to test the corrosion protection system for operability and adequacy of protection at a frequency of at least once every three years; and 30 TAC §334.10(b)(1)(B), by failing to maintain UST records and make them immediately available for inspection upon request by agency personnel; PENALTY: \$8,922; ENFORCEMENT COORDINATOR: Holly Kneisley, (817) 588-5856; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(28) COMPANY: WATER NECESSITIES, INCORPORATED dba Countrywood Water System; DOCKET NUMBER: 2016-0322-PWS-E; IDENTIFIER: RN101250850; LOCATION: Vidor, Hardin County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.46(d)(2)(A) and §290.110(b)(4) and Texas Health and Safety Code, §341.0315(c), by failing to maintain a minimum disinfectant residual of 0.2 milligrams per liter free chlorine throughout the distribution system at all times; and 30 TAC §290.46(q)(1) and (2), by failing to issue a boil water notification to customers of the facility within 24 hours of a water outage using the prescribed notification format as specified in 30 TAC §290.47(c); PENALTY: \$388; ENFORCEMENT COORDINATOR: Jim Fisher, (512) 239-2537; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(29) COMPANY: WRIGHT SAND CORPORATION, INCORPORATED aka Wright Sand Corporation Big Sandy Sand Co.; DOCKET NUMBER: 2016-0287-WQ-E; IDENTIFIER: RN101864890; LOCATION: Hawkins, Wood County; TYPE OF FACILITY: aggregate production operation (APO); RULES VIOLATED: 30 TAC §342.25(b), by failing to register the site as an APO no later than the 10th business day before commencing regulated activities; and 30 TAC §281.25(a)(4) and 40 Code of Federal Regulations §122.26(c), by failing to obtain authorization under Texas Pollutant Discharge Elimination System General Permit Number TXR050000 to discharge storm water associated with industrial activities; PENALTY: \$6,250; ENFORCEMENT COORDINATOR: Melissa Castro, (512) 239-0855; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

TRD-201603662

Kathleen C. Decker

Director, Litigation Division

Texas Commission on Environmental Quality

Filed: July 26, 2016



## Notice of Public Hearing

On assessment of administrative penalties and requiring certain actions of AZEL H CORP. and HK MIAN BUSINESS, INC. d/b/a Moon Mart  
SOAH Docket No. 582-16-5286

TCEQ Docket No. 2015-1336-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. - August 25, 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 29, 2016 concerning assessing administrative penalties against and requiring certain actions of AZEL H CORP. and HK MIAN BUSINESS, INC. d/b/a Moon Mart, for violations in Harris County, Texas, of: Tex. Health & Safety Code §382.085(b), Tex. Water Code §26.3475(c)(1), and 30 Tex. Admin. Code §§115.242(d)(3) and 334.50(b)(1)(A).

The hearing will allow AZEL H CORP. and HK MIAN BUSINESS, INC. d/b/a Moon Mart, 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 AZEL H CORP. and HK MIAN BUSINESS, INC. d/b/a Moon Mart, 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 **AZEL H CORP. and HK MIAN BUSINESS, INC. d/b/a Moon Mart** 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. AZEL H CORP. and HK MIAN BUSINESS, INC. d/b/a Moon Mart, 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, Tex. Health & Safety Code Ch. 382, and 30 Tex. Admin. Code Chs. 70, 115, 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 Jake Marx, 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: July 26, 2016

TRD-201603694

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: July 27, 2016



## Notice of Receipt of Application for Land Use Compatibility Determination for a New Municipal Solid Waste Permit

Proposed Permit No. 2391

APPLICATION. Pintail Landfill, LLC, 134 Riverstone Terrace, Suite 203, Canton, Cherokee County, Georgia, 30114-1705, the owner and operator of a municipal solid waste disposal facility, has applied to the Texas Commission on Environmental Quality (TCEQ) for a separate land use compatibility determination on a permit to authorize the acceptance of municipal solid waste, special waste, and Class 2 and 3 industrial waste. The facility is located approximately 860 feet east of State Highway 6 between Wendt Road and Kelley Road which is approximately 1 mile North of US Highway 290 Waller County, Texas 77445. The TCEQ received the land use compatibility portion of the application on July 5, 2016. This application is available for viewing and copying at the Waller County Library, 2331 11th Street, Hempstead, Waller County, Texas 77445, and may be viewed online at <http://www.biggsandmathews.com/permits.php>. The following website which provides an electronic map of the site or facility's general location is provided as a public courtesy and is not part of the application or notice: <https://www.tceq.texas.gov/assets/public/hb610/index.html?lat=30.136944&lng=-96.068611&zoom=13&type=r>. For exact location, refer to application.

ADDITIONAL NOTICE. The TCEQ Executive Director has determined that the land use compatibility portion of the application is administratively complete and will conduct a substantive technical review of this portion of the application. Following completion of that substantive technical review, the TCEQ will make a separate determination on the question of land use compatibility, including review of whether any local ordinance or order prohibits the processing or disposal of municipal solid waste in the area of the proposed landfill. If the site is determined to be compatible with the surrounding land uses, the TCEQ may at another time consider conformity with other regulatory requirements. After completing the land use compatibility review, the TCEQ will issue a Notice of Application and Preliminary Decision. Notice of the Application and Preliminary Decision will be published and mailed to those who are on the county-wide mailing list and to those who are on the mailing list for this application. That notice will contain the deadline for submitting public comments.

PUBLIC COMMENT/PUBLIC MEETING. You may submit public comments or request a public meeting on this application. The purpose of a public meeting is to provide the opportunity to submit comments or to ask questions about the application. TCEQ will hold a public meeting if the Executive Director determines that there is a significant degree of public interest in the application or if requested by a local legislator. A public meeting is not a contested case hearing.

OPPORTUNITY FOR A CONTESTED CASE HEARING. After the deadline for submitting public comments, the Executive Director will

consider all timely comments and prepare a response to all relevant and material, or significant public comments. Unless the application is directly referred for a contested case hearing, the response to comments, and the Executive Director's decision on the application, will be mailed to everyone who submitted public comments and to those persons who are on the mailing list for this application. If comments are received, the mailing will also provide instructions for requesting reconsideration of the Executive Director's decision and for requesting a contested case hearing. A person who may be affected by the facility is entitled to request a contested case hearing from the commission. A contested case hearing is a legal proceeding similar to a civil trial in state district court.

TO REQUEST A CONTESTED CASE HEARING, YOU MUST INCLUDE THE FOLLOWING ITEMS IN YOUR REQUEST: your name, address, phone number; applicant's name and permit number; the location and distance of your property/activities relative to the facility; a specific description of how you would be adversely affected by the facility in a way not common to the general public; a list of all disputed issues of fact that you submit during the comment period, and the statement "(I/we) request a contested case hearing." If the request for contested case hearing is filed on behalf of a group or association, the request must designate the group's representative for receiving future correspondence; identify by name and physical address an individual member of the group who would be adversely affected by the facility or activity; provide the information discussed above regarding the affected member's location and distance from the facility or activity; explain how and why the member would be affected; and explain how the interests the group seeks to protect are relevant to the group's purpose.

Following the close of all applicable comment and request periods, the Executive Director will forward the application and any requests for reconsideration or for a contested case hearing to the TCEQ Commissioners for their consideration at a scheduled Commission meeting. The Commission may only grant a request for a contested case hearing on issues the requestor submitted in their timely comments that were not subsequently withdrawn.

If a hearing is granted, the subject of a hearing will be limited to disputed issues of fact or mixed questions of fact and law that are relevant and material to the Commission's decision on the application submitted during the comment period.

MAILING LIST. If you submit public comments, a request for a contested case hearing or a reconsideration of the Executive Director's decision, you will be added to the mailing list for this application to receive future public notices mailed by the Office of the Chief Clerk. In addition, you may request to be placed on: (1) the permanent mailing list for a specific applicant name and permit number; and/or (2) the mailing list for a specific county. To be placed on the permanent and/or the county mailing list, clearly specify which list(s) and send your request to TCEQ Office of the Chief Clerk at the address below.

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

Further information may also be obtained from Pintail Landfill, LLC at the address stated above or by calling Mr. David Green, Vice President at (770) 720-2717.

TRD-201603696

Bridget C. Bohac  
Chief Clerk

Texas Commission on Environmental Quality  
Filed: July 27, 2016



### Update to the Water Quality Management Plan (WQMP)

The Texas Commission on Environmental Quality (TCEQ or commission) requests comments from the public on the draft July 2016 Update to the WQMP for the State of Texas.

Download the draft July 2016 WQMP Update at [http://www.tceq.texas.gov/permitting/wqmp/WQmanagement\\_comment.html](http://www.tceq.texas.gov/permitting/wqmp/WQmanagement_comment.html) or view a printed copy at the TCEQ Library, Building A, 12100 Park 35 Circle, Austin, Texas.

The WQMP is developed and promulgated in accordance with the requirements of Federal Clean Water Act, §208. The draft update includes projected effluent limits of specific domestic dischargers, which may be useful for planning in future permit actions. The draft update may also contain service area populations for listed wastewater treatment facilities, designated management agency information, and total maximum daily load (TMDL) revisions.

Once the commission certifies a WQMP update, it is submitted to the United States Environmental Protection Agency (EPA) for approval. For some Texas Pollutant Discharge Elimination System (TPDES) permits, the EPA's approval of a corresponding WQMP update is a necessary precondition to TPDES permit issuance by the commission.

#### Deadline

All comments must be received at the TCEQ no later than **5:00 p.m. on September 6, 2016.**

#### How to Submit Comments

Comments must be submitted in writing to:

Nancy Vignali

Texas Commission on Environmental Quality  
Water Quality Division, MC 150

P.O. Box 13087

Austin, Texas 78711-3087

Comments may also be faxed to (512) 239-4420, but must be followed up with written comments by mail within three working days of the fax date or by the comment deadline, whichever is sooner.

For further information, or questions, please contact Ms. Vignali at (512) 239-1303 or by email at [Nancy.Vignali@tceq.texas.gov](mailto:Nancy.Vignali@tceq.texas.gov).

TRD-201603679

Robert Martinez

Director, Environmental Law Division  
Texas Commission on Environmental Quality  
Filed: July 26, 2016



## Texas Ethics Commission

List of Late Filers

Below is a list from the Texas Ethics Commission of names of filers who did not file a report or failed to pay penalty fines for late reports in reference to the listed filing deadline. If you have any questions, you may contact Michelle Gonzales at (512) 463-5800.

#### Deadline: Semiannual Report due January 15, 2016, for Candidates

Wesley Shane Nelson, 5943 Ivy Glen Dr., Grand Prairie, Texas 75052

#### Deadline: 30-Day Pre-Election Report due February 1, 2016, for Candidates

Wesley Shane Nelson, 5943 Ivy Glen Dr., Grand Prairie, Texas 75052

Thomas J. Oliverson, 1 E. Greenway Plz., Ste. 225, Houston, Texas 77046

#### Deadline: 8-Day Pre-Election Report due February 22, 2016, for Candidates

Wesley Shane Nelson, 5943 Ivy Glen Dr., Grand Prairie, Texas 75052

#### Deadline: Monthly Report due February 5, 2016, for Committees

Martha A. Brabham, Dallas County Texas Democratic Women, 6927 E. Grand Ave., Dallas, Texas 75223

#### Deadline: Monthly Report due April 5, 2016, for Committees

Ronnie Smitherman, Ironworkers State COPE Fund, 3003 Dawn Dr., #104, Georgetown, Texas 78628-2800

Stephan Galland, We The People of Texas PAC, 103 Blackjack Ln., Burleson, Texas 76028

Keith A. Houser, Citizens for Property Rights, P.O. Box 93476, Southlake, Texas 76092-0114

#### Deadline: Monthly Report due May 5, 2016, for Committees

Keith A. Houser, Citizens for Property Rights, P.O. Box 93476, Southlake, Texas 76092-0114

#### Deadline: Runoff Report due May 16, 2016, for Committees

Kane Wilt, Dallas Fire Fighters Public Safety Committee, 10956 Audelia Rd., Dallas, Texas 75243

#### Deadline: 30-day Pre-Election Report due April 7, 2016, for Committees

Sandra Collins-Tarla, Georgetown Area Republican Women PAC, 150 Canyon Oak Lp, Georgetown, Texas 78633

#### Deadline: 8-day Pre-Election Report due April 29, 2016, for Committees

Sandra Collins-Tarla, Georgetown Area Republican Women PAC, 150 Canyon Oak Lp, Georgetown, Texas 78633

Kane Wilt, Dallas Fire Fighters Public Safety Committee, 10956 Audelia Rd., Dallas, Texas 75243

#### Deadline: Personal Financial Statement due February 12, 2016

Wesley Shane Nelson, 5943 Ivy Glen, Grand Prairie, Texas 75052 (\$500)

#### Deadline: Personal Financial Statement due May 2, 2016

Oliver John Bell, P.O. Box 79710, Houston, Texas 77279

Charles Jason Hubbard., 2207 Tower Dr., Austin, Texas 78703

Molly Hipp Hubbard, 2520 Robinhood No. 1612, Houston, Texas 77005

Michael P. Jones, 3541 Flora Vista Loop, Round Rock, Texas 78681

Judith G. Wells, P.O. Box 173001, Arlington, Texas 76003

TRD-201603620

Natalia Luna Ashley

Executive Director

Texas Ethics Commission

Filed: July 21, 2016

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**Texas Facilities Commission**

**Request for Proposals #303-7-20577**

The Texas Facilities Commission (TFC), on behalf of the Comptroller of Public Accounts - Enforcement Division (CPA), announces the issuance of Request for Proposals (RFP) #303-7-20577. TFC seeks a five (5) or ten (10) year lease of approximately 3,027 square feet of office space in Brownsville, Texas.

The deadline for questions is August 15, 2016 and the deadline for proposals is August 29, 2016 at 3:00 p.m. The award date is September 21, 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=126040](http://esbd.cpa.state.tx.us/bid_show.cfm?bidid=126040).

TRD-201603619

Kay Molina

General Counsel

Texas Facilities Commission

Filed: July 20, 2016

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**Texas Department of Housing and Community Affairs**

**Temporary Emergency Housing Services #332-RFP17-1001**

The Texas Department of Housing and Community Affairs has posted a Request for Proposal #332-RFP17-1001 for **Temporary Emergency Housing Services**. If you are interested in providing a response to this proposal, please view the RFP posting on the Electronic State Business Daily ("ESBD"). The website for the ESBD is: <http://esbd.cpa.state.tx.us/> and you can search by the proposal number listed above.

You may also click on the link below to directly access the ESBD without having to search:

[http://esbd.cpa.state.tx.us/bid\\_show.cfm?bidid=126043](http://esbd.cpa.state.tx.us/bid_show.cfm?bidid=126043)

-or-

View our Department website at [www.tdhea.state.tx.us](http://www.tdhea.state.tx.us) under "What's New" on our homepage. Should you have any difficulty accessing either website, please contact Julie M. Dumbeck CTP, CTPM, CTCM at (512) 475-3991 or [julie.dumbeck@tdhea.state.tx.us](mailto:julie.dumbeck@tdhea.state.tx.us) for further information.

Deadlines: The Department must receive proposals prepared according to instructions in the RFP package on or before Wednesday, August 17, 2016, at 2:00 p.m. Austin local time.

To Obtain a Copy of the RFP: Requests for a copy of the RFP should be submitted to Julie Dumbeck, P.O. Box 13941, Capitol Station, Austin, Texas 78711. Email: [julie.dumbeck@tdhea.state.tx.us](mailto:julie.dumbeck@tdhea.state.tx.us), telephone number (512) 475-3991, and fax (512) 475-2672. Copies are also available on the Electronic State Business Daily (ESBD) at <http://esbd.cpa.state.tx.us/>.

TRD-201603617

Timothy K. Irvine

Executive Director

Texas Department of Housing and Community Affairs

Filed: July 20, 2016

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**Texas Department of Insurance**

**Company Licensing**

Application for admission to the state of Texas by TOWER HILL PRIME INSURANCE COMPANY, a foreign fire and/or casualty company. The home office is in Gainesville, Florida.

Application for admission to the state of Texas by GPM HEALTH AND LIFE INSURANCE COMPANY, a foreign life, accident and/or health company. The home office is in Spokane, Washington.

Application for LYNDON PROPERTY INSURANCE COMPANY, a foreign fire and/or casualty company, to change its name to PROTECTIVE PROPERTY & CASUALTY INSURANCE COMPANY. The home office is in St. Louis, Missouri.

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-201603700

Norma Garcia

General Counsel

Texas Department of Insurance

Filed: July 27, 2016

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**Texas Lottery Commission**

**Scratch Ticket Game Number 1809 "Texas A&M University"**

1.0 Name and Style of Scratch Ticket Game.

A. The name of Scratch Ticket Game No. 1809 is "TEXAS A&M UNIVERSITY". The play style is "key number match".

1.1 Price of Scratch Ticket Game.

A. Tickets for Scratch Ticket Game No. 1809 shall be \$1.00 per Scratch Ticket.

1.2 Definitions in Scratch Ticket Game No. 1809.

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, GOAL-

POST SYMBOL, \$1.00, \$2.00, \$5.00, \$10.00, \$20.00, \$50.00, \$100, \$500 and \$3,000.

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. 1809 - 1.2D**

<b>PLAY SYMBOL</b>	<b>CAPTION</b>
01	ONE
02	TWO
03	THR
04	FOR
05	FIV
06	SIX
07	SVN
08	EGT
09	NIN
10	TEN
11	ELV
12	TLV
13	TRN
14	FTN
15	FFN
16	SXN
17	SVT
18	ETN
19	NTN
<b>GOALPOST SYMBOL</b>	<b>DBL</b>
\$1.00	ONE\$
\$2.00	TWO\$
\$5.00	FIV\$
\$10.00	TEN\$
\$20.00	TWY\$
\$50.00	FFTY\$
\$100	ONHN
\$500	FVHN
\$3,000	THTH

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

F. Low-Tier Prize - A prize of \$1.00, \$2.00, \$5.00, \$10.00 or \$20.00.

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

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

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 (1809), 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: 1809-0000001-001.

K. Pack - A Pack of "TEXAS A&M UNIVERSITY" Scratch Game Tickets contains 150 Scratch 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 the Ticket 001 and 010 will be exposed.

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

M. Scratch Game Ticket, Scratch Ticket or Ticket - A Texas Lottery "TEXAS A&M UNIVERSITY" Scratch Ticket Game No. 1809.

2.0 Determination of Prize Winners. The determination of prize winners is subject to the general Scratch Ticket validation requirements set forth in Texas Lottery Rule §401.302, Instant Game Rules, these Game Procedures, and the requirements set out on the back of each Scratch Ticket. A prize winner in the "TEXAS A&M UNIVERSITY" Scratch Ticket Game is determined once the latex on the Scratch Ticket is scratched off to expose 11 (eleven) Play Symbols. If a player matches any of YOUR NUMBERS Play Symbols to the WINNING NUMBER Play Symbol, the player wins the PRIZE for that number. If a player reveals a "GOALPOST" 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 11 (eleven) 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 11 (eleven) 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 11 (eleven) Play Symbols must be exactly one of those described in Section 1.2.C of these Game Procedures;

17. Each of the 11 (eleven) 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., 1 and \$1).

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

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

F. No matching non-winning Prize Symbols unless restricted by other parameters, play action or prize structure.

G. The "GOALPOST" (DBL) 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 "TEXAS A&M UNIVERSITY" Scratch Ticket Game prize of \$1.00, \$2.00, \$5.00, \$10.00, \$20.00, \$50.00, \$100 or \$500, a claimant shall sign the back of the Scratch Ticket in the space designated on the Scratch Ticket and present the winning Scratch Ticket to any Texas Lottery Retailer. The Texas Lottery Retailer shall verify the claim and, if valid, and upon presentation of proper identification, if appropriate, make payment of the amount due the claimant and physically void the Scratch Ticket; provided that the Texas Lottery Retailer may, but is not required, to pay a \$50.00, \$100 or \$500 Scratch Ticket Game. In the event the Texas Lottery Retailer cannot verify the claim, the Texas Lottery Retailer shall provide the claimant with a claim form and instruct the claimant on how to file a claim with the Texas Lottery. If the claim is validated by the Texas Lottery, a check shall be forwarded to the claimant in the amount due. In the event the claim is not validated, the claim shall be denied and the claimant shall be notified promptly. A claimant may also claim any of the above prizes under the procedure described in Section 2.3.B and Section 2.3.C of these Game Procedures.

B. To claim a "TEXAS A&M UNIVERSITY" Scratch Ticket Game prize of \$3,000, the claimant must sign the winning Scratch Ticket and present it at one of the Texas Lottery's Claim Centers. If the claim is validated by the Texas Lottery, payment will be made to the bearer of the validated winning Scratch Ticket for that prize upon presentation of proper identification. When paying a prize of \$600 or more, the Texas Lottery shall file the appropriate income reporting form with the Internal Revenue Service (IRS) and shall withhold federal income tax at a rate set by the IRS if required. In the event that the claim is not validated by the Texas Lottery, the claim shall be denied and the claimant shall be notified promptly.

C. As an alternative method of claiming a "TEXAS A&M UNIVERSITY" Scratch Ticket Game prize, the claimant must sign the winning Scratch Ticket, thoroughly complete a claim form, and mail both to: Texas Lottery Commission, P.O. Box 16600, Austin, Texas 78761-6600. The Texas Lottery is not responsible for Scratch Tickets lost in the mail. In the event that the claim is not validated by the Texas Lottery, the claim shall be denied and the claimant shall be notified promptly.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

## 3.0 Scratch Ticket Ownership.

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

appears on the back of the Scratch Ticket in the space designated. If more than one name appears on the back of the Scratch Ticket, the Executive Director will require that one of those players whose name appears thereon be designated by such players to receive payment.

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

4.0 Number and Value of Scratch Prizes. There will be approximately 10,080,000 Scratch Tickets in the Scratch Ticket Game No. 1809. The approximate number and value of prizes in the game are as follows:

Figure 2: GAME NO. 1809 - 4.0

Prize Amount	Approximate Number of Winners*	Approximate Odds are 1 in **
\$1	1,008,000	10.00
\$2	739,200	13.64
\$5	268,800	37.50
\$10	100,800	100.00
\$20	23,184	434.78
\$50	2,520	4,000.00
\$100	672	15,000.00
\$500	126	80,000.00
\$3,000	20	504,000.00

\*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 4.70. 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. 1809 without advance notice, at which point no further Scratch Tickets in that game may be sold. The determination of the closing date and reasons for closing will be made in accordance with the Scratch Ticket Game closing procedures and the 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. 1809, 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-201603687  
 Bob Biard  
 General Counsel  
 Texas Lottery Commission  
 Filed: July 26, 2016



Scratch Ticket Game Number 1810 "The University of Texas"

1.0 Name and Style of Scratch Ticket Game.

A. The name of Scratch Ticket Game No. 1810 is "THE UNIVERSITY OF TEXAS". The play style is "key number match".

1.1 Price of Scratch Ticket Game.

A. Tickets for Scratch Ticket Game No. 1810 shall be \$1.00 per Scratch Ticket.

1.2 Definitions in Scratch Ticket Game No. 1810.

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, GOAL-POST SYMBOL, \$1.00, \$2.00, \$5.00, \$10.00, \$20.00, \$50.00, \$100, \$500 and \$3,000.

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. 1810 - 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
GOALPOST SYMBOL	DBL
\$1.00	ONE\$
\$2.00	TWO\$
\$5.00	FIV\$
\$10.00	TEN\$
\$20.00	TWY\$
\$50.00	FFTY\$
\$100	ONHN
\$500	FVHN
\$3,000	THTH

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

F. Low-Tier Prize - A prize of \$1.00, \$2.00, \$5.00, \$10.00 or \$20.00.

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

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

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 (1810), 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: 1810-0000001-001.

K. Pack - A Pack of "THE UNIVERSITY OF TEXAS" Scratch Game Tickets contains 150 Scratch 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 the Ticket 001 and 010 will be exposed.

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

M. Scratch Game Ticket, Scratch Ticket or Ticket - A Texas Lottery "THE UNIVERSITY OF TEXAS" Scratch Ticket Game No. 1810.

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 "THE UNIVERSITY OF TEXAS" Scratch Ticket Game is determined once the latex on the Scratch Ticket is scratched off to expose 11 (eleven) Play Symbols. If a player matches any of YOUR NUMBERS Play Symbols to the WINNING NUMBER Play Symbol, the player wins the PRIZE for that number. If a player reveals a "GOALPOST" 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 11 (eleven) 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 11 (eleven) 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 11 (eleven) Play Symbols must be exactly one of those described in Section 1.2.C of these Game Procedures;

17. Each of the 11 (eleven) 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., 1 and \$1).

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

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

F. No matching non-winning Prize Symbols unless restricted by other parameters, play action or prize structure.

G. The "GOALPOST" (DBL) 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 "THE UNIVERSITY OF TEXAS" Scratch Ticket Game prize of \$1.00, \$2.00, \$5.00, \$10.00, \$20.00, \$50.00, \$100 or \$500, a claimant shall sign the back of the Scratch Ticket in the space designated on the Scratch Ticket and present the winning Scratch Ticket to any Texas Lottery Retailer. The Texas Lottery Retailer shall verify the claim and, if valid, and upon presentation of proper identification, if appropriate, make payment of the amount due the claimant and physically void the Scratch Ticket; provided that the Texas Lottery Retailer may, but is not required, to pay a \$50.00, \$100 or \$500 Scratch Ticket Game. In the event the Texas Lottery Retailer cannot verify the claim, the Texas Lottery Retailer shall provide the claimant with a claim form and instruct the claimant on how to file a claim with the Texas Lottery. If the claim is validated by the Texas Lottery, a check shall be forwarded to the claimant in the amount due. In the event the claim is not validated, the claim shall be denied and the claimant shall be notified promptly. A claimant may also claim any of the above prizes under the procedure described in Section 2.3.B and Section 2.3.C of these Game Procedures.

B. To claim a "THE UNIVERSITY OF TEXAS" Scratch Ticket Game prize of \$3,000, 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 "THE UNIVERSITY OF TEXAS" 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 "THE UNIVERSITY OF TEXAS" 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 "THE UNIVERSITY OF TEXAS" Scratch Ticket Game, the Texas Lottery shall deposit the amount of the prize in a custodial bank account, with an adult member of the minor's family or the minor's guardian serving as custodian for the minor.

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

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

### 3.0 Scratch Ticket Ownership.

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

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

4.0 Number and Value of Scratch Prizes. There will be approximately 10,080,000 Scratch Tickets in the Scratch Ticket Game No. 1810. The approximate number and value of prizes in the game are as follows:

Figure 2: GAME NO. 1810 - 4.0

Prize Amount	Approximate Number of Winners*	Approximate Odds are 1 in **
\$1	1,008,000	10.00
\$2	739,200	13.64
\$5	268,800	37.50
\$10	100,800	100.00
\$20	23,184	434.78
\$50	2,520	4,000.00
\$100	672	15,000.00
\$500	126	80,000.00
\$3,000	20	504,000.00

\*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 4.70. 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. 1810 without advance notice, at which point no further Scratch Tickets in that game may be sold. The determination of the closing date and reasons for closing will be made in accordance with the Scratch Ticket Game closing procedures and the 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. 1810, 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-201603688  
 Bob Biard  
 General Counsel  
 Texas Lottery Commission  
 Filed: July 26, 2016

◆ ◆ ◆

**Public Utility Commission of Texas**

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 July 19, 2016, pursuant to the Texas Water Code.

Docket Style and Number: Application of CP Limited Partnership and AMC Creekside LLC for Sale, Transfer, or Merger of Facilities and Certificate Rights in Denton County, Docket Number 46183.

The Application. CP Limited Partnership and AMC Creekside LLC (AMC Creekside) filed an application for sale, transfer, or merger of facilities and certificate of convenience and necessity rights in Denton County. Specifically, AMC Creekside seeks approval to acquire all of the water and sewer system assets of CP Limited Partnership held under water Certificate of Convenience and Necessity (CCN) No. 12032 and sewer CCN No. 20670. The total area being requested is approximately 109.62 acres, and serves 553 current customers, and includes Creekside Mobile Home Community. Rates will not change for the affected customers.

Persons who wish to intervene in the proceeding or comment upon the action sought should contact the commission as soon as possible as an intervention deadline will be imposed. A comment or request to intervene should be mailed to Public Utility Commission of Texas, P.O. Box 13326, Austin, Texas 78711-3326. Further information may also be obtained by calling the commission's Office of Customer Protection at (512) 936-7120 or (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All correspondence should refer to Docket Number 46183.

TRD-201603675

Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: July 26, 2016



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

Notice is given to the public of an application filed with the Public Utility Commission of Texas (commission) on July 21, 2016, pursuant to the Texas Water Code.

Docket Style and Number: Application of SWWC Utilities, Inc. dba Diamond Water Company and SWWC Utilities, Inc. dba Water Services, Inc. For Sale, Transfer, or Merger of Facilities and Certificate Rights in Bandera, Comal, and Gillespie Counties, Docket Number 46198.

The Application: SWWC Utilities, Inc. dba Diamond Water Company (Diamond Water) and SWWC Utilities, Inc. dba Water Services, Inc. (Water Services) filed an application for approval of the sale, transfer, or merger of facilities and certificate rights in Bandera, Comal and Gillespie Counties. Specifically, Water Services seeks approval to purchase the water assets of Diamond Water, certificate of convenience and necessity number 12865, and retain the seller's current water certificated service areas. Rates will not change for the affected customers.

Persons who wish to intervene in the proceeding or comment upon the action sought should contact the commission as soon as possible as an intervention deadline will be imposed. A comment or request to intervene should be mailed to Public Utility Commission of Texas, P.O. Box 13326, Austin, Texas 78711-3326. Further information may also be obtained by calling the commission's Office of Customer Protection at (512) 936-7120 or (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All correspondence should refer to Docket Number 46198.

TRD-201603676  
Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: July 26, 2016



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

Notice is given to the public of an application filed with the Public Utility Commission of Texas (commission) on July 22, 2016, pursuant to the Texas Water Code.

Docket Style and Number: Application of John Frias Waste Water Utility and Olmito Water Supply Corporation for Sale, Transfer, or Merger of Facilities and Certificate Rights in Cameron County, Docket Number 46205.

The Application: John Frias Waste Water Utility and Olmito Water Supply Corporation filed an application for the sale, transfer, or merger of facilities and certificate rights in Cameron County. Specifically, Olmito WSC seeks approval to acquire all of the sewer system assets of John Frias held under sewer certificate of convenience and necessity number 20714. The total area being requested includes approximately 36 acres and serves 79 current customers.

Persons who wish to intervene in the proceeding or comment upon the action sought should contact the commission as soon as possible as an intervention deadline will be imposed. A comment or request to intervene should be mailed to Public Utility Commission of Texas, P.O.

Box 13326, Austin, Texas 78711-3326. Further information may also be obtained by calling the commission's Office of Customer Protection at (512) 936-7120 or (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All correspondence should refer to Docket Number 46205.

TRD-201603678  
Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: July 26, 2016



#### Notice of Application for Service Area Exception

Notice is given to the public of the filing with the Public Utility Commission of Texas (commission) of an application on July 22, 2016, to amend a certificated service area for a service area exception within Llano County, Texas.

Docket Style and Number: Application of Pedernales Electric Cooperative, Inc. to Amend a Certificate of Convenience and Necessity for a Service Area Exception within Llano County. Docket Number 46202.

The Application: Pedernales Electric Cooperative, Inc. (PEC) filed an application for a service area boundary exception to allow PEC to provide service to a specific customer located within the certificated service area of Central Texas Electric Cooperative, Inc. (CTEC). CTEC has provided an affidavit of relinquishment for the proposed change.

Persons wishing to comment on the action sought or intervene should contact the Public Utility Commission of Texas no later than August 12, 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 telephone (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 46202.

TRD-201603677  
Adriana Gonzales  
Rules Coordinator  
Public Utility Commission of Texas  
Filed: July 26, 2016



#### Notice of Application for Termination of Waiver from Requirements

Notice is given to the public of an application filed on July 19, 2016 with the Public Utility Commission of Texas for termination of waiver from the requirements in 16 Tex. Admin. Code §26.420(f)(3)(B).

Docket Style and Number: Application of Nortex Communications to Terminate Commission-Approved Safe-Harbor Waiver Pursuant to 16 TAC §26.420(f)(3)(B)(v), Docket Number 46185.

The Application: Nortex Communications (Nortex) seeks to change the methodology it uses to calculate its intrastate taxable telecommunications receipts. On December 20, 2006, pursuant 16 Tex. Admin. Code §26.420(f)(3)(B), Nortex was granted a waiver to apply the Commission approved safe harbor percentage to calculate their intrastate taxable revenues. At that time, Nortex did not have the capability to calculate actual monthly intrastate revenues from the company's nationwide calling plans based on actual intrastate telecommunications service receipts as required by 16 TAC §26.420(f)(3). Nortex now has the technical capability to identify actual intrastate, interstate and international usage to determine its Texas universal service fund (TUSF)

assessment. Pursuant to 16 TAC §26.420(f)(3)(B)(v), Nortex seeks to terminate its waiver and change its methodology to assess actual intrastate telecommunications service receipts.

Persons wishing to comment on the action sought or intervene should contact the Public Utility Commission of Texas by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at 1-888-782-8477. Hearing and speech-impaired individuals with text telephone (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 46185.

TRD-201603636

Adriana Gonzales

Rules Coordinator

Public Utility Commission of Texas

Filed: July 22, 2016

## Texas Department of Transportation

### Aviation Division - Request for Qualifications for Professional Engineering Services

The City of Fort Worth, through its agent, the Texas Department of Transportation (TxDOT), intends to engage a Professional Engineering Firm for services pursuant to Chapter 2254, Subchapter A, of the Government Code. TxDOT Aviation Division will solicit and receive qualifications for the current aviation project as described below.

**Current Project:** City of Fort Worth; TxDOT CSJ No.: 1702MEACH. Scope: Provide engineering/design services, including construction administration, to

1. Rehabilitate/reconstruct and mark Taxilane E and object free area;
2. Rehabilitate/reconstruct and mark pass-through hangar row taxilane;
3. Match grade and repair shoulders for pass-through taxilane.

The Agent, in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 U.S.C. §§2000d to 2000d-4) and the Regulations, hereby notifies all respondents that it will affirmatively ensure that any contract entered into pursuant to this advertisement, that disadvantaged business enterprises will be afforded full and fair opportunity to submit in response to this solicitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.

The proposed contract is subject to 49 CFR Part 26 concerning the participation of Disadvantaged Business Enterprises.

**The DBE goal for the design phase of the current project is 6%.** The goal will be re-set for the construction phase. The TxDOT Project Manager is Stephanie Kleiber.

Utilizing multiple engineering/design and construction grants over the course of the next five years, future scope of work items at the Fort Worth Meacham International Airport may include the following:

Provide engineering/design services, including construction administration, to update pavement management plan; rehabilitate, repair, and/or reconstruct Taxiway/Taxilane Golf; rehabilitate, repair, and/or reconstruct Taxiway/Taxilane Kilo; realign, repair, modify, alter, and construct taxiway system along the former Runway 09/27 corridor for new hangar development areas; rehabilitate and repair Runway 16/34 pavement, electrical, and signage systems; rehabilitate and repair Apron C; rehabilitate and repair Apron D and Taxiway J; rehabilitate and repair Apron B Taxilane; construct new partial parallel Taxiway Tango; construct new hangar and Apron E; rehabilitate and repair

Taxiway Alpha; relocate run-up areas for Runway 16/34; rehabilitate and repair north service road; install perimeter fence; rehabilitate, repair and/or reconstruct Taxiway Bravo; upgrade airfield lighting to LED; construct connecting taxiway between Helipads H1 and H2; and realign Taxiways A2, F and K.

The City of Fort Worth reserves the right to determine which of the above services may or may not be awarded to the successful firm and to initiate additional procurement action for any of the services above.

To assist in your qualification statement preparation the criteria, 5010 drawing, project diagram, and most recent Airport Layout Plan are available online at <http://www.txdot.gov/inside-txdot/division/aviation/projects.html> by selecting "Fort Worth Meacham International Airport." The qualification statement should address a technical approach for the current scope only. Firms shall use page 4, Recent Airport Experience, to list relevant past projects for both current and future scope.

Interested firms shall utilize the latest version of Form AVN-550, titled "Qualifications for Aviation Architectural/Engineering Services." The form may be requested from TxDOT, Aviation Division, 125 E. 11th Street, Austin, Texas 78701-2483, phone number, 1-800-68-PILOT (74568). The form may be emailed by request or downloaded from the TxDOT website at <http://www.txdot.gov/inside-txdot/division/aviation/projects.html>. The form may not be altered in any way. All printing must be in black on white paper, except for the optional illustration page. Firms must carefully follow the instructions provided on each page of the form. Qualifications shall not exceed the number of pages in the AVN-550 template. The AVN-550 consists of eight 8 1/2" x 11" pages of data plus one optional illustration page. The optional illustration page shall be no larger than 11" x 17" and may be folded to an 8 1/2" x 11" size. A prime provider may only submit one AVN-550. If a prime provider submits more than one AVN-550, that provider will be disqualified. AVN-550s shall be stapled but not bound or folded in any other fashion. AVN-550s WILL NOT BE ACCEPTED IN ANY OTHER FORMAT.

**ATTENTION:** To ensure utilization of the latest version of Form AVN-550, firms are encouraged to download Form AVN-550 from the TxDOT website as addressed above. Utilization of Form AVN-550 from a previous download may not be the exact same format. Form AVN-550 is a PDF Template.

#### **Please note:**

**SEVEN** completed copies of Form AVN-550 **must be received** by TxDOT Aviation Division no later than August 30, 2016, 4:00 p.m. (CDST). Electronic facsimiles or forms sent by email will not be accepted. Please mark the envelope of the forms to the attention of GM using one of the delivery methods below:

#### **Overnight Delivery**

TxDOT- Aviation  
200 East Riverside Drive  
Austin, Texas 78704

#### **Hand Delivery or Courier\***

TxDOT Riverside Campus, Bldg. 150  
150 East Riverside Drive, 1st Floor  
(MUST check in at guard's desk)  
Austin, Texas 78704

\*If hand delivering your response, you must check in with the guard on the 1st floor main visitor's entrance on the east side of Building 150.

The guard will contact the Aviation Division's reception desk to announce your arrival. If the guard contacts the Aviation Division's reception desk by the due date and time specified in the RFQ, your response will be considered on time. An Aviation Division representative will meet you downstairs to accept your submittal. Please plan to arrive at least 30 minutes before the due date and time in order to accommodate any wait time while others are checking in with the guard.

The consultant selection committee will be composed of local government representatives. The final selection by the committee will generally be made following the completion of review of AVN-550s. The committee will review all AVN-550s and rate and rank each. The Evaluation Criteria for Engineering Qualifications can be found at <http://www.txdot.gov/inside-txdot/division/aviation/projects.html> under Information for Consultants. All firms will be notified and the top rated firm will be contacted to begin fee negotiations for the design and bidding phases. The selection committee does, however, reserve the right to conduct interviews for the top rated firms if the committee deems it necessary. If interviews are conducted, selection will be made following interviews.

Please contact TxDOT Aviation for any technical or procedural questions at 1-800-68-PILOT (74568). For procedural questions, please contact Beverly Longfellow, Grant Manager. For technical questions, please contact Stephanie Kleiber, Project Manager.

TRD-201603625

Joanne Wright

Deputy General Counsel

Texas Department of Transportation

Filed: July 21, 2016



#### Aviation Division - Request for Qualifications for Professional Services

The City of Brady through its agent, the Texas Department of Transportation (TxDOT), intends to engage a qualified firm for services. This solicitation is subject to 49 U.S.C. §47107(a)(17) and will be administered in the same manner as a solicitation conducted under Chapter 2254, Subchapter A, of the Texas Government Code. TxDOT Aviation Division will solicit and receive qualifications for professional services as described below:

Airport Sponsor: City of Brady, TxDOT CSJ No. 16MPBRADY.  
Scope: Prepare an Airport Master Plan which includes, but is not limited to, information regarding existing and future conditions, proposed facility development to meet existing and future demand, constraints to develop, anticipated capital needs, financial considerations, management structure and options, as well as an updated Airport Layout Plan. The Airport Master Plan should be tailored to the individual needs of Curtis Field in Brady, Texas.

The Agent, in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 U.S.C. §§2000d to 2000d-4) and the Regulations, hereby notifies all respondents that it will affirmatively ensure that any contract entered into pursuant to this advertisement, that disadvantaged business enterprises will be afforded full and fair opportunity to submit in response to this solicitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.

The proposed contract is subject to 49 CFR Part 26 concerning the participation of Disadvantaged Business Enterprises.

**The DBE goal is set at 0%.** The TxDOT Project Manager is Megan McLellan.

Interested firms shall utilize the Form AVN-551, titled "Qualifications for Aviation Planning Services." The form may be requested from TxDOT, Aviation Division, 125 E. 11th Street, Austin, Texas 78701-2483, phone number 1-800-68-PILOT (74568). The form may be emailed by request or downloaded from the TxDOT website at <http://www.txdot.gov/inside-txdot/division/aviation/projects.html>. The form may not be altered in any way. All printing must be in black on white paper, except for the optional illustration page. Firms must carefully follow the instructions provided on each page of the form. Qualifications shall not exceed the number of pages in the AVN-551 template. The AVN-551 format consists of eight 8 1/2" x 11" pages of data plus one optional illustration page. The optional illustration page shall be no larger than 11" x 17" and may be folded to an 8 1/2" x 11" size. A prime provider may only submit one AVN-551. If a prime provider submits more than one AVN-551, that provider will be disqualified. AVN-551s shall be stapled but not bound or folded in any other fashion. AVN-551s WILL NOT BE ACCEPTED IN ANY OTHER FORMAT.

**ATTENTION:** To ensure utilization of the latest version of Form AVN-551, firms are encouraged to download Form AVN-551 from the TxDOT website as addressed above. Utilization of Form AVN-551 from a previous download may not be the exact same format. Form AVN-551 is a PDF Template.

#### **Please note:**

**SEVEN** completed copies of Form AVN-551 **must be received** by TxDOT, Aviation Division, no later than August 30, 4:00 p.m. (CDST). Electronic facsimiles or forms sent by email will not be accepted. Please mark the envelope of the forms to the attention of Beverly Longfellow, using one of the delivery methods below:

#### **Overnight Delivery**

TxDOT - Aviation

200 East Riverside Drive

Austin, Texas 78704

#### **Hand Delivery or Courier\***

TxDOT Riverside Campus, Bldg. 150

150 East Riverside Drive, 1st Floor

(MUST check in at guard's desk)

Austin, Texas 78704

\*If hand delivering your response, you must check in with the guard on the first floor main visitor's entrance on the east side of Building 150. The guard will contact the Aviation Division's reception desk to announce your arrival. If the guard contacts the Aviation Division's reception desk by the due date and time specified in the RFQ, your response will be considered on time. An Aviation Division representative will meet you downstairs to accept your submittal. Please plan to arrive at least 30 minutes before the due date and time in order to accommodate any wait time while others are checking in with the guard.

The consultant selection committee will be composed of local government representatives. The final selection by the committee will generally be made following the completion of review of AVN-551s. The committee will review all AVN-551s and rate and rank each. The evaluation criteria for airport planning projects can be found at <http://www.txdot.gov/inside-txdot/division/aviation/projects.html> under Information for Consultants. All firms will be notified and the top rated firm will be contacted to begin fee negotiations. The selection committee does, however, reserve the right to conduct interviews for the top rated firms if the committee deems it necessary. If interviews are conducted, selection will be made following interviews.

Please contact TxDOT Aviation for any technical or procedural questions at 1-800-68-PILOT (74568). For procedural questions, please contact Beverly Longfellow, Grant Manager. For technical questions please contact Megan McLellan, Project Manager.

TRD-201603623

Joanne Wright

Deputy General Counsel

Texas Department of Transportation

Filed: July 21, 2016



#### Aviation Division - Request for Qualifications for Professional Services

The Town of Pecos City through its agent, the Texas Department of Transportation (TxDOT), intends to engage a qualified firm for services. This solicitation is subject to 49 U.S.C. §47107(a)(17) and will be administered in the same manner as a solicitation conducted under Chapter 2254, Subchapter A, of the Texas Government Code. TxDOT Aviation Division will solicit and receive qualifications for professional services as described below:

Airport Sponsor: Town of Pecos City; Pecos Municipal Airport, TxDOT CSJ No. 16MPPECOS. Scope: Prepare an Airport Master Plan Update.

The Agent, in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 U.S.C. §§2000d to 2000d-4) and the Regulations, hereby notifies all respondents that it will affirmatively ensure that any contract entered into pursuant to this advertisement, that disadvantaged business enterprises will be afforded full and fair opportunity to submit in response to this solicitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.

The proposed contract is subject to 49 CFR Part 26 concerning the participation of Disadvantaged Business Enterprises.

**The DBE goal is set at 0%.** TxDOT Project Manager is Megan McLellan.

Interested firms shall utilize the Form AVN-551, titled "Qualifications for Aviation Planning Services." The form may be requested from TxDOT, Aviation Division, 125 E. 11th Street, Austin, Texas 78701-2483, phone number, 1-800-68-PILOT (74568). The form may be emailed by request or downloaded from the TxDOT website at <http://www.txdot.gov/inside-txdot/division/aviation/projects.html>. The form may not be altered in any way. All printing must be in black on white paper, except for the optional illustration page. Firms must carefully follow the instructions provided on each page of the form. Qualifications shall not exceed the number of pages in the AVN-551 template. The AVN-551 format consists of eight 8 1/2" x 11" pages of data plus one optional illustration page. The optional illustration page shall be no larger than 11" x 17" and may be folded to an 8 1/2" x 11" size. A prime provider may only submit one AVN-551. If a prime provider submits more than one AVN-551, that provider will be disqualified. AVN-551s shall be stapled but not bound or folded in any other fashion. AVN-551s WILL NOT BE ACCEPTED IN ANY OTHER FORMAT.

ATTENTION: To ensure utilization of the latest version of Form AVN-551, firms are encouraged to download Form AVN-551 from the TxDOT website as addressed above. Utilization of Form AVN-551 from a previous download may not be the exact same format. Form AVN-551 is a PDF Template.

**Please note:**

**SEVEN** completed copies of Form AVN-551 **must be received** by TxDOT, Aviation Division no later than August 30, 2016, 4:00 p.m. (CDST). Electronic facsimiles or forms sent by email will not be accepted. Please mark the envelope of the forms to the attention of Kelle Chancey using one of the delivery methods below:

#### Overnight Delivery

TxDOT - Aviation

200 East Riverside Drive

Austin, Texas 78704

#### Hand Delivery or Courier\*

TxDOT Riverside Campus, Building 150

150 East Riverside Drive, 1st Floor (Check in at the guard's desk)

Austin, Texas 78704

\*If hand delivering your response, you must check in with the guard at the 1st floor visitor's entrance on the east side of Building 150. The guard will contact the Aviation Division's reception desk to announce your arrival. If the guard contacts the Aviation Division's reception desk by the due date and time specified in the RFQ, your response will be considered on time. An Aviation Division representative will meet you downstairs to accept your submittal. **Please plan to arrive at least 30 minutes before the due date and time in order to accommodate any wait time while others are checking in with the guard.**

The consultant selection committee will be composed of local government representatives. The final selection by the committee will generally be made following the completion of review of AVN-551s. The committee will review all AVN-551s and rate and rank each. The evaluation criteria for airport planning projects can be found at <http://www.txdot.gov/inside-txdot/division/aviation/projects.html> under Information for Consultants. All firms will be notified and the top rated firm will be contacted to begin fee negotiations. The selection committee does, however, reserve the right to conduct interviews for the top rated firms if the committee deems it necessary. If interviews are conducted, selection will be made following interviews.

Please contact TxDOT Aviation for any technical or procedural questions at 1-800-68-PILOT (74568). For procedural questions, please contact Kelle Chancey, Grant Manager. For technical questions please contact Megan McLellan, Project Manager.

TRD-201603624

Joanne Wright

Deputy General Counsel

Texas Department of Transportation

Filed: July 21, 2016



#### Public Hearing - SH 121

Public Notice - Public Hearing for the Proposed Removal and Transfer to the North Texas Tollway Authority of a Portion of SH 121 in Collin County.

Pursuant to Transportation Code, §228.151 and 43 TAC §27.13, the Texas Department of Transportation (TxDOT) will conduct a public hearing on Tuesday, August 23, 2016 at 6:00 p.m., at the TxDOT Collin County Area Office, 2205 South State Highway 5, McKinney, Texas 75069, to receive comments from interested persons concerning the proposed removal from the state highway system and transfer to the North Texas Tollway Authority (NTTA) of a portion of State Highway 121 from the west side of Watters Road overpass through the north, east, and south limits of the construction required to complete

the United States Highway (US) 75/SH 121 Interchange (which has been constructed and is operational) in Collin County, to be utilized by NTTA under Transportation Code, Chapter 366 for the design, financing, construction, operation, and maintenance of a turnpike project.

Transportation Code, §228.151 authorizes TxDOT to lease, sell, or transfer in another manner a toll project or system that is part of the state highway system, including a nontolled state highway or a segment of a nontolled state highway converted to a toll project, to a governmental entity that has the authority to operate a tolled highway. A lease, sale, or transfer is subject to a prior public hearing in each county in which the project is located, and is subject to the Texas Transportation Commission (commission) and the Governor approving the transfer of the toll project or system as being in the best interests of the state and the entity receiving the project or system. Transportation Code, §228.153 requires NTTA to reimburse TxDOT for any expenditures of TxDOT for the financing, design, development, construction, operation, or maintenance of the highway that have not been reimbursed with the proceeds of bonds issued for the highway, unless the commission finds that the transfer will result in substantial net benefits to the state, TxDOT, and the public that equal or exceed that cost.

Criteria and guidelines for the approval of the transfer have been adopted by rule by the commission in 43 TAC §27.13, and specify that the commission may, after considering public comments received, approve the transfer of a toll project to NTTA, if:

- (1) NTTA agrees, through a written commitment, to:
  - (A) assume all liability and responsibility for the safe and effective maintenance and operation of the highway on its transfer;
  - (B) assume all liability and responsibility for existing and future environmental permits, issues, and commitments, including obtaining all environmental permits and approvals, and for compliance with all federal and state environmental laws, regulations, and policies applicable to the highway and related improvements;
  - (C) provide for public involvement and conduct a study of the social and environmental impact of all proposed improvements to the toll project; and
  - (D) if applicable, comply with the design and construction standards of 43 TAC §27.15 when developing projects on the transferred highway; and
- (2) the commission finds that the transfer:
  - (A) is in the best interests of the state;
  - (B) is in the best interests of the entity receiving the project; and
  - (C) will not adversely affect:
    - (i) the financial viability of the project; or
    - (ii) regional mobility.

The commission may not approve the transfer unless the governor approves the transfer as being in the best interests of the state and the entity receiving the project.

Maps and drawings showing the proposed portion of State Highway 121 to be transferred and other information concerning the proposed transfer are on file and available for public inspection and copying by contacting Jim Dobbins, Texas Department of Transportation, 4777 E. Hwy 80, Mesquite, Texas 75150-6643, telephone (214) 320-6282.

All interested citizens are invited to attend this public hearing, which will be conducted in accordance with the procedures specified in 43 TAC §1.5. Speakers will be recognized in the order registered. Any interested person may appear and offer comments or testimony, either

orally or in writing; however, questioning of those making presentations will be reserved exclusively to the presiding authority as may be necessary to ensure a complete record. While any person with pertinent comments or testimony will be granted an opportunity to present them during the course of the hearing, the presiding authority reserves the right to restrict testimony in terms of time and repetitive comment. Groups, organizations, or associations are encouraged to present their commonly held views, and same or similar comments, through a representative member where possible. Presentations must remain pertinent to the issue being discussed. A person may not assign a portion of his or her time to another speaker. A person who disrupts a public hearing must leave the hearing room if ordered to do so by the presiding officer.

Persons with disabilities who plan to attend the hearing and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, large print or Braille, are requested to contact the Dallas District Public Information Office, Texas Department of Transportation, 4777 E. Hwy 80, Mesquite, Texas 75150-6643, telephone (214) 320-6100 at least two work days prior to the hearing so that appropriate arrangements can be made.

Written comments may be submitted following the public hearing to Jim Dobbins, Texas Department of Transportation, 4777 E. Hwy 80, Mesquite, Texas 75150-6643. The deadline for submitting written comments is 5:00 p.m. on Friday, September 2, 2016.

TRD-201603702  
Joanne Wright  
Deputy General Counsel  
Texas Department of Transportation  
Filed: July 27, 2016



#### Public Notice - Aviation

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

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

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

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

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

TRD-201603626  
Joanne Wright  
Deputy General Counsel  
Texas Department of Transportation  
Filed: July 22, 2016



#### Texas Workforce Investment Council

Notice of Request for Redesignation of the Alamo Workforce Development Area

Pursuant to Texas Administrative Code Title 40, Part 22, Chapter 901, Designation and Redesignation of Local Workforce Development Areas, the Texas Workforce Investment Council (Council) hereby provides notice of its receipt of a request for redesignation of the Alamo

Workforce Development Area (WDA). The requested redesignation would result in the transfer of McMullen County from the Coastal Bend WDA to the Alamo WDA.

Written comments on this request may be submitted by mail to Lee Rector, Director, Texas Workforce Investment Council, Post Office Box 2241, Austin, Texas 78768-2241; by facsimile at (512) 936-8118; or by email to [twic@gov.texas.gov](mailto:twic@gov.texas.gov). The deadline for written comments is 30 days after publication of this notice in the *Texas Register*.

A public hearing will be conducted by the Council on September 8, 2016, to receive oral comments on the request. The hearing will commence at 2:00 p.m. in the Senate Finance Committee Room, room number E1.012, of the Texas State Capitol, 100 Congress Avenue, Austin, Texas 78701. Testimony at the hearing will be limited to three minutes. An individual providing oral comments must fill out a witness form prior to the start of the hearing and should therefore arrive early. The Council encourages individuals who provide oral comments to also provide written comments to supplement their testimony. An individual who wishes to register his or her opinion but does not want to provide oral testimony should fill out a witness form, indicating *for* or *against* the requested redesignation. Written testimony may also be submitted with a witness form.

TRD-201603622  
Lee Rector  
Director  
Texas Workforce Investment Council  
Filed: July 21, 2016

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## Workforce Solutions for the Heart of Texas

Notice of Request for Proposal for Lease Space in Marlin,  
Texas for Workforce Solutions Center

The Heart of Texas Workforce Development Board, Inc. (dba) Workforce Solutions for the Heart of Texas is soliciting proposals for lease

space in Marlin, Texas, for the Workforce Solutions for the Heart of Texas Falls County Workforce Center. Proposals are due on August 31, 2016 by 4:30 p.m. Any proposal received after that time and date will not be considered.

For bid specifications and submission requirements, the Request for Proposal is available on the Workforce Solutions for the Heart of Texas website at [www.hotworkforce.com](http://www.hotworkforce.com).

The Heart of Texas Workforce Development Board, Inc. reserves the right to reject any and/or all bids, and to make awards as they may appear to be advantageous to HOTWDB.

The Heart of Texas Workforce Board, Inc. 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).

**[www.hotworkforce.com](http://www.hotworkforce.com)**

801 Washington, Suite 700; Waco, Texas 76701; Phone: (254) 296-5300; Fax: (254) 753-3173

*The Heart of Texas Workforce Development Board, Inc. is an equal opportunity employer/program 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-201603634  
Anthony Billings  
Executive Director  
Workforce Solutions for the Heart of Texas  
Filed: July 22, 2016

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