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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

Certification of the Average Closing Price of Gas and Oil - August 2016

The Comptroller of Public Accounts, administering agency for the collection of the Crude Oil Production Tax, has determined, as required by Tax Code, §202.058, that the average taxable price of crude oil for reporting period August 2016 is \$33.39 per barrel for the three-month period beginning on May 1, 2016, and ending July 31, 2016. Therefore, pursuant to Tax Code, §202.058, crude oil produced during the month of August 2016 from a qualified low-producing oil lease is not eligible for a credit on the crude oil production tax imposed by Tax Code, Chapter 202.

The Comptroller of Public Accounts, administering agency for the collection of the Natural Gas Production Tax, has determined, as required by Tax Code, §201.059, that the average taxable price of gas for reporting period August 2016 is \$1.46 per mcf for the three-month period beginning on May 1, 2016, and ending July 31, 2016. Therefore, pursuant to Tax Code, §201.059, gas produced during the month of August 2016 from a qualified low-producing well is eligible for a 100% credit on the natural gas production tax imposed by Tax Code, Chapter 201.

The Comptroller of Public Accounts, administering agency for the collection of the Franchise Tax, has determined, as required by Tax Code, §171.1011(s), that the average closing price of West Texas Intermediate

crude oil for the month of August 2016 is \$44.80 per barrel. Therefore, pursuant to Tax Code, §171.1011(r), a taxable entity shall not exclude total revenue received from oil produced during the month of August 2016 from a qualified low-producing oil well.

The Comptroller of Public Accounts, administering agency for the collection of the Franchise Tax, has determined, as required by Tax Code, §171.1011(s), that the average closing price of gas for the month of August 2016 is \$2.72 per MMBtu. Therefore, pursuant to Tax Code, §171.1011(r), a taxable entity shall exclude total revenue received from gas produced during the month of August 2016 from a qualified low-producing gas well.

Inquiries should be submitted to Teresa G. Bostick, Director, Tax Policy Division, P.O. Box 13528, Austin, Texas 78711-3528.

TRD-201604787

Lita Gonzalez

General Counsel

Comptroller of Public Accounts

Filed: September 13, 2016



Local Sales Tax Rate Changes Effective October 2016

A 2 percent local sales and use tax will become effective October 1, 2016, in the city listed below.

CITY NAME	LOCAL CODE	LOCAL RATE	TOTAL RATE
Dish (Denton Co)	2061364	.020000	.082500

The 1/4 percent city sales and use tax for Municipal Street Maintenance and Repair as permitted under Chapter 327 of the Texas Tax Code will be abolished, effective September 30, 2016, in the cities listed below.

CITY NAME	LOCAL CODE	LOCAL RATE	TOTAL RATE
Buffalo Gap (Taylor Co)	2221067	.017500	.080000
Crystal City (Zavala Co)	2254012	.017500	.080000
Sanctuary (Parker Co)	2184133	.015000	.077500
Skellytown (Carson Co)	2033047	.010000	.072500

The 1/2 percent city sales and use tax for improving and promoting economic and industrial development as permitted under Chapter 504 of the Texas Local Government code, Type A Corporations (4A) will be abolished, effective September 30, 2016, in the cities listed below.

CITY NAME	LOCAL CODE	LOCAL RATE	TOTAL RATE
Brownwood (Brown Co)	2025010	.020000	.082500
Early (Brown Co)	2025038	.020000	.082500

The City sales and use tax will be increased to 1 1/4 percent as permitted under Chapter 321 of the Texas Tax Code, effective October 1, 2016 in the city listed below.

CITY NAME	LOCAL CODE	LOCAL RATE	TOTAL RATE
Three Rivers (Live Oak Co)	2149020	.020000	.082500

The City sales and use tax will be increased to 1 1/2 percent as permitted under Chapter 321 of the Texas Tax Code, effective October 1, 2016 in the cities listed below.

CITY NAME	LOCAL CODE	LOCAL RATE	TOTAL RATE
Burton (Washington Co)	2239021	.020000	.082500
Cranfills Gap (Bosque Co)	2018073	.020000	.082500
Talty (Kaufman Co)	2129113	.020000	.082500
Vega (Oldham)	2180011	.020000	.082500

The City sales and use tax will be increased to 1 3/4 percent as permitted under Chapter 321 of the Texas Tax Code, effective October 1, 2016 in the city listed below.

CITY NAME	LOCAL CODE	LOCAL RATE	TOTAL RATE
Alma (Ellis Co)	2070112	.020000	.082500

The City sales and use tax will be increased to 2 percent as permitted under Chapter 321 of the Texas Tax Code, effective October 1, 2016 in the cities listed below.

CITY NAME	LOCAL CODE	LOCAL RATE	TOTAL RATE
Double Oak (Denton Co)	2061248	.020000	.082500
Hallsville (Harrison Co)	2102034	.020000	.082500
Jacinto City (Harris Co)	2101160	.020000	.082500
Pattison (Waller Co)	2237050	.020000	.082500
Waskom (Harrison Co)	2102025	.020000	.082500

An additional 1/4 percent city sales and use tax for Municipal Street Maintenance and Repair as permitted under Chapter 327 of the Texas Tax Code will become effective October 1, 2016 in the city listed below.

CITY NAME	LOCAL CODE	LOCAL RATE	TOTAL RATE
Millsap (Parker Co)	2184080	.017500	.080000

An additional 1/2 percent city sales and use tax for Municipal Street Maintenance and Repair as permitted under Chapter 327 of the Texas Tax Code will become effective October 1, 2016 in the city listed below.

CITY NAME	LOCAL CODE	LOCAL RATE	TOTAL RATE
Danbury (Brazoria Co)	2020079	.020000	.082500

The additional city sales and use tax for Municipal Street Maintenance and Repair will be increased from 1/4 percent to 1/2 percent as permitted under Chapter 327 of the Texas Tax Code will become effective October 1, 2016 in the city listed below.

CITY NAME	LOCAL CODE	LOCAL RATE	TOTAL RATE
Moulton (Lavaca Co)	2143026	.020000	.082500

The city sales and use tax for improving and promoting economic and industrial development as permitted under Chapter 504 of the Texas Local Government code, Type A Corporations (4A) will be reduced to 1/4 percent, effective September 30, 2016, in the city listed below.

CITY NAME	LOCAL CODE	LOCAL RATE	TOTAL RATE
Krum (Denton Co)	2061140	.020000	.082500

An additional 1/2 percent city sales and use tax for improving and promoting economic and industrial development as permitted under Chapter 505 of the Texas Local Government code, Type B Corporations (4B) will become effective October 1, 2016 in the city listed below.

CITY NAME	LOCAL CODE	LOCAL RATE	TOTAL RATE
Elmendorf (Bexar Co)	2015192	.020000	.082500

An additional 1/2 percent city sales and use tax for Municipal Street Maintenance and Repair as permitted under Chapter 327 of the Texas Tax Code and the City sales and use tax will be increased to 1 1/2 percent as permitted under Chapter 321 of the Texas Tax Code, will become effective October 1, 2016 in the city listed below.

CITY NAME	LOCAL CODE	LOCAL RATE	TOTAL RATE
Follett (Lipscomb Co)	2148049	.020000	.082500

The additional 1/2 percent sales and use tax for improving and promoting economic and industrial development as permitted under Chapter 504 of the Texas Local Government Code, Type A Corporations (4A) will be reduced to 1/4 percent and an additional 1/4 percent city sales and use tax for Municipal Street Maintenance and Repair as permitted under Chapter 327 of the Texas Tax Code will become effective October 1, 2016 in the cities listed below. There will be no change in the local rate or total rate.

CITY NAME	LOCAL CODE	LOCAL RATE	TOTAL RATE
Haslet (Tarrant Co)	2220344	.020000	.082500
Sinton (San Patricio Co)	2205049	.020000	.082500

The additional 1/2 percent sales and use tax for improving and promoting economic and industrial development as permitted under Chapter 504 of the Texas Local Government Code, Type A Corporations (4A) will be reduced to 3/8 percent and an additional 1/8 percent city sales and use tax for Municipal Street Maintenance and Repair as permitted under Chapter 327 of the Texas Tax Code will become effective October 1, 2016 in the city listed below. There will be no change in the local rate or total rate.

CITY NAME	LOCAL CODE	LOCAL RATE	TOTAL RATE
Port Arthur (Jefferson Co)	2123020	.020000	.082500
Port Arthur (Orange Co)	2123020	.020000	.082500

The additional 1/2 percent sales and use tax for improving and promoting economic and industrial development as permitted under Chapter 505 of the Texas Local Government Code, Type B Corporations (4B) will be abolished effective September 30, 2016 and the adoption of an additional 1/2 percent sales and use tax for Municipal Street Maintenance and Repair as permitted under Chapter 327 of the Texas Tax Code will become effective October 1, 2016 in the city listed below. There will be no change in the local rate or total rate.

CITY NAME	LOCAL CODE	LOCAL RATE	TOTAL RATE
Rio Vista (Johnson Co)	2126036	.015000	.077500

The additional 1/2 percent sales and use tax for improving and promoting economic and industrial development as permitted under Chapter 505 of the Texas Local Government Code, Type B Corporations (4B) will be reduced to 1/4 percent and the additional city sales and use tax for Municipal Street Maintenance and Repair will be increased from 1/4 percent to 1/2 percent as permitted under Chapter 327 of the Texas Tax Code will become effective October 1, 2016 in the city listed below. There will be no change in the local rate or total rate.

CITY NAME	LOCAL CODE	LOCAL RATE	TOTAL RATE
Bartonville (Denton Co)	2061211	.020000	.082500

The additional 1/2 percent sales and use tax for improving and promoting economic and industrial development as permitted under Chapter 505 of the Texas Local Government Code, Type B Corporations (4B) will be abolished effective September 30, 2016, the additional city sales and use tax for Municipal Street Maintenance and Repair will be increased from 1/4 percent to 3/8 percent as permitted under Chapter 327 of the Texas Tax Code and the city sales and use tax will be increased from one percent to 1 3/8 percent as permitted under Chapter 321 of the Texas Tax Code, will become effective October 1, 2016 in the city listed below. There will be no change in the local rate or total rate.

CITY NAME	LOCAL CODE	LOCAL RATE	TOTAL RATE
Haltom City (Tarrant Co)	2220255	.020000	.082500

The additional 1/4 percent sales and use tax for property tax relief will be abolished effective September 30, 2016 and the additional city sales and use tax for Municipal Street Maintenance and Repair will be increased from 1/4 percent to 1/2 percent as permitted under Chapter 327 of the Texas Tax Code will become effective October 1, 2016 in the city listed below. There will be no change in the local rate or total rate.

CITY NAME	LOCAL CODE	LOCAL RATE	TOTAL RATE
Lucas (Collin Co)	2043143	.020000	.082500

The additional 1/2 percent sales and use tax for property tax relief will be abolished effective September 30, 2016 and the additional city sales and use tax for Municipal Street Maintenance and Repair will be increased from 1/4 percent to one percent as permitted under Chapter 327 of the Texas Tax Code will become effective October 1, 2016 in the city listed below.

<u>CITY NAME</u>	<u>LOCAL CODE</u>	<u>LOCAL RATE</u>	<u>TOTAL RATE</u>
Granite Shoals (Burnet Co)	2027036	.020000	.082500

The additional 1/2 percent sales and use tax for property tax relief will be reduced to 3/8 percent effective September 30, 2016 and the adoption of an additional 1/8 percent as permitted under Chapter 504 of the Texas Local Government Code Type A Corporations (4A) will become effective October 1, 2016 in the city listed below. There will be no change in the local rate or total rate.

<u>CITY NAME</u>	<u>LOCAL CODE</u>	<u>LOCAL RATE</u>	<u>TOTAL RATE</u>
Del Rio (Val Verde Co)	2233018	.020000	.082500

A 1/4 percent special purpose district sales and use tax will become effective October 1, 2016 in the special purpose district listed below.

<u>SPD NAME</u>	<u>LOCAL CODE</u>	<u>NEW RATE</u>	<u>TOTAL RATE</u>
Krum Crime Control and Prevention District	5061694	.002500	SEE NOTE 1

A 1/2 percent special purpose district sales and use tax will become effective October 1, 2016 in the special purpose districts listed below.

<u>SPD NAME</u>	<u>LOCAL CODE</u>	<u>NEW RATE</u>	<u>TOTAL RATE</u>
Brownwood Municipal Development District	5025528	.005000	SEE NOTE 2
Early Municipal Development District	5025519	.005000	SEE NOTE 3
Liberty County Emergency Services District No. 7	5146504	.005000	SEE NOTE 4

A one percent special purpose district sales and use tax will become effective October 1, 2016 in the special purpose districts listed below.

<u>SPD NAME</u>	<u>LOCAL CODE</u>	<u>NEW RATE</u>	<u>TOTAL RATE</u>
Harris County Emergency Services District No. 24	5101954	.010000	SEE NOTE 5
Montgomery County Emergency Services District No.14	5170772	.010000	SEE NOTE 6

A 1 1/2 percent special purpose district sales and use tax will become effective October 1, 2016 in the special purpose districts listed below.

<u>SPD NAME</u>	<u>LOCAL CODE</u>	<u>NEW RATE</u>	<u>TOTAL RATE</u>
Bexar County Emergency Services District No. 7	5015600	.015000	SEE NOTE 7
Hays County Emergency Services District No. 5-A	5105594	.015000	SEE NOTE 8

A 2 percent special purpose district sales and use tax will become effective October 1, 2016 in the special purpose districts listed below.

<u>SPD NAME</u>	<u>LOCAL CODE</u>	<u>NEW RATE</u>	<u>TOTAL RATE</u>
Montgomery County Emergency Services District No. 2	5170781	.020000	SEE NOTE 9
Williamson County Emergency Services District No. 3	5246576	.020000	SEE NOTE 10

NOTE 1: The boundaries for the Krum Crime Control and Prevention District are the same as the boundaries for the city of Krum.

NOTE 2: The boundaries of the Brownwood Municipal Development District are the same as the boundaries for the city of Brownwood.

NOTE 3: The boundaries of the Early Municipal Development District are the same as the boundaries for the city of Early.

NOTE 4: The Liberty County Emergency Services District No. 7 is located in the east-central portion of Liberty County, which has a county sales and use tax. The city of Hardin is located entirely within the Liberty County Emergency Services District No. 7. The unincorporated areas of

Liberty County in ZIP Codes 77327, 77369, 77561, 77564 and 77575 are partially located within the Liberty County Emergency Services District No. 7. Contact the district representative at 713-805-5181 for additional boundary information.

NOTE 5: The Harris County Emergency Services District No. 24 is located in the north-central portion of Harris County. The district's boundaries exclude areas of the district which are responsible for collecting and remitting sales and use tax to the city of Houston due to a strategic partnership agreement between a utility district and the city of Houston for the imposition of sales and use tax. The district excludes East Aldine Management District and its special zone which impose special purpose district sales and use tax. The district is located entirely within the Houston MTA, which imposes a transit sales and use tax. The unincorporated areas of Harris County in ZIP Codes 77032, 77039, 77060 and 77073 are partially located in the Harris County Emergency Services District No. 24. Contact the district representative at 713-984-8222 for additional boundary information.

NOTE 6: The Montgomery County Emergency Services District No. 14 is located in the southern portion of Montgomery County. The district excludes any area in The Woodlands Township, which imposes a special purpose district sales tax. The district's boundaries include areas of the district which are also responsible for collecting and remitting sales and use tax to the city of Houston due to a strategic partnership agreement between the utility district and the city. The district does not include any area within the Houston MTA. The unincorporated areas of Montgomery County in ZIP Codes 77380 and 77381 are partially located within the Montgomery County Emergency Services District No. 14. Contact the district representative at 713-984-8222 for additional boundary information.

NOTE 7: The Bexar County Emergency Services District No. 7 is located in the northwestern portion of Bexar County. The district is located entirely within the San Antonio MTA, which imposes a transit sales and use tax. The district does not include any area within the cities of San Antonio or Helotes. The unincorporated areas of Bexar County in ZIP Codes 78023 and 78254 are partially located in the Bexar County Emergency Services District No. 7. Contact the district representative at 210-688-0665 for additional boundary information.

NOTE 8: The Hays County Emergency Services District No. 5-A is the unincorporated area of the original district. The unincorporated areas of Hays County in ZIP Codes 78610, 78640 and 78666 are partially located in the Hays County Emergency Services District No. 5-A. Contact the district representative at 512-268-3131 for additional boundary information.

NOTE 9: Montgomery County Emergency Services District No. 2 is located in the northwestern portion of Montgomery County. The district excludes for sales tax purposes any area in the city of Montgomery and the portion of the city of Conroe that overlaps the district. The unincorporated areas of Montgomery County in ZIP Codes 77316, 77333, 77356, and 77873 are partially located within the Montgomery County Emergency Services District No. 2. Contact the district representative at 713-984-8222 for additional boundary information.

NOTE 10: The Williamson County Emergency Services District No. 3 is located in the south-central portion of Williamson County. The district excludes, for sales tax purposes, any area in the city of Hutto. The unincorporated areas of Williamson County in ZIP Codes 78626, 78634 and 78665 are partially located within the Williamson County Emergency Services District No. 3. Contact the district representative at 512-759-2616 for additional boundary information. Texas

Lita Gonzalez
General Counsel
Comptroller of Public Accounts
Filed: September 8, 2016

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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 09/19/16 - 09/25/16 is 18% for Consumer¹/Agricultural/Commercial² credit through \$250,000.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 09/19/16 - 09/25/16 is 18% for Commercial over \$250,000.

¹ Credit for personal, family or household use.

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

TRD-201604785
Leslie Pettijohn
Commissioner
Office of Consumer Credit Commissioner
Filed: September 13, 2016

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East Texas Council of Governments

Request for Proposal

East Texas Council of Governments (ETCOG) is soliciting proposals for ETCOG Financial and Compliance Audit 2016 Request for Proposal (RFP) for end of year September 30, 2016. The RFP will be available Tuesday, September 13, 2016, at <http://www.etcog.org/314/Request-for-Proposals.htm>. Click on 'ETCOG Financial and Compliance Audit 2016 RFP' to obtain a copy of RFP #CG-EFCA16R; RFP updates; and any related pertinent information. Requests for a hardcopy of the RFP and any RFP questions or concerns must be emailed to Trish Hudspeth at patricia.hudspeth@etcog.org for a response. Verbal communications will not be addressed. The RFP submission deadline is Tuesday October 4, 2016, by 10:30 a.m., no exceptions.

TRD-201604721
Lindsay Vanderbilt
Director of Communications
East Texas Council of Governments
Filed: September 9, 2016

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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 October 24, 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 October 24, 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: A-PLANTS PLUS, L.L.C. dba Quix 405; DOCKET NUMBER: 2016-0966-PST-E; IDENTIFIER: RN102405495; LOCATION: Robinson, McLennan County; TYPE OF FACILITY: 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 underground storage tanks (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; and 30 TAC §334.10(b), by failing to maintain UST records and make them immediately available for inspection upon request by agency personnel; PENALTY: \$6,630; ENFORCEMENT COORDINATOR: Jonathan Nguyen, (512) 239-1661; REGIONAL OFFICE: 6801 Sanger Avenue, Suite 2500, Waco, Texas 76710-7826, (254) 751-0335.

(2) COMPANY: Audrey C. Griffin; DOCKET NUMBER: 2016-0955-LII-E; IDENTIFIER: RN106125966; LOCATION: Fort Worth, Tarrant County; TYPE OF FACILITY: landscaping irrigation systems; RULES VIOLATED: 30 TAC §344.35(d)(2), by failing to obtain a permit prior to the installation of an irrigation system; and 30 TAC §344.52(c), by failing to ensure backflow prevention devices are tested prior to being put into service; PENALTY: \$751; ENFORCEMENT COORDINATOR: Rajesh Acharya, (512) 239-0577; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(3) COMPANY: Barnett Gathering, LLC; DOCKET NUMBER: 2016-1168-AIR-E; IDENTIFIER: RN105010714; LOCATION: Rendon, Tarrant County; TYPE OF FACILITY: compressor station; RULES VIOLATED: 30 TAC §122.143(4) and §122.146(2), Federal Operating Permit Number O3114/General Operating Permit Number 511, Site-wide Requirements (b)(3), and Texas Health and Safety Code, §382.085(b), by failing to submit a Permit Compliance Certification no later than 30 days after the end of the certification period; PENALTY: \$2,813; ENFORCEMENT COORDINATOR: Molly Ellsworth, (512) 239-2296; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(4) COMPANY: Bee County; DOCKET NUMBER: 2016-1018-PST-E; IDENTIFIER: RN101433365; LOCATION: Beeville, Bee 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: \$2,438; Supplemental Environmental Project offset amount of \$1,951; ENFORCEMENT COORDINATOR: Keith Frank, (512) 239-1203; REGIONAL OFFICE: 6300 Ocean Drive, Suite 1200, Corpus Christi, Texas 78412-5503, (361) 825-3100.

(5) COMPANY: Capital Metropolitan Transportation Authority; DOCKET NUMBER: 2016-1055-EAQ-E; IDENTIFIER: RN104008966; LOCATION: Austin, Williamson County; TYPE OF FACILITY: transportation services site; RULE VIOLATED: 30 TAC §213.4(j)(3) and Edwards Aquifer Protection Plan Number 11-11021101, Standard Conditions Number 14, by failing to obtain approval of a modification to an approved Water Pollution Abatement Plan prior to initiating a regulated activity over the Edwards Aquifer Recharge Zone; PENALTY: \$1,875; ENFORCEMENT COORDINATOR: Melissa Castro, (512) 239-0855; REGIONAL OFFICE: 12100 Park 35 Circle, Building A, Austin, Texas 78753, (512) 339-2929.

(6) COMPANY: Cho Huynh dba One Stop; DOCKET NUMBER: 2016-1038-PST-E; IDENTIFIER: RN101843258; LOCATION: Groveton, Trinity County; TYPE OF FACILITY: 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 underground storage tank (UST) 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: \$3,504; ENFORCEMENT COORDINATOR: Holly Kneisley, (817) 588-5856; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(7) COMPANY: City of Bridgeport; DOCKET NUMBER: 2016-0456-MWD-E; IDENTIFIER: RN102740230; LOCATION: Bridgeport, Wise County; TYPE OF FACILITY: wastewater treatment plant; RULES VIOLATED: TWC, §26.121(a)(1), 30 TAC §305.125(1), and Texas Pollutant Discharge Elimination System Permit Number WQ0010389003, Effluent Limitations and Monitoring Requirements Number 1, by failing to comply with permitted effluent limitations; PENALTY: \$46,000; Supplemental Environmental Project offset amount of \$46,000; ENFORCEMENT COORDINATOR: Claudia Corrales, (512) 239-4935; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(8) COMPANY: City of Commerce; DOCKET NUMBER: 2016-1020-PWS-E; IDENTIFIER: RN101376788; LOCATION: Commerce, Hunt County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.115(f)(1) and Texas Health and Safety Code (THSC), §341.0315(c), by failing to comply with the maximum contaminant level (MCL) of 0.080 milligrams per liter (mg/L) for total trihalomethanes, based on a locational running annual average; 30 TAC §290.115(f)(1) and THSC, §341.0315(c), by failing to comply with the MCL of 0.060 mg/L for total haloacetic acids, based on a locational running annual average; and 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 along with certification that the consumer notification has been distributed for the January 1, 2011 - December 31, 2013, monitoring period; PENALTY: \$862; ENFORCEMENT COORDINATOR: Yuliya Dunaway, (210) 403-4077; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(9) COMPANY: City of Decatur; DOCKET NUMBER: 2016-1019-PWS-E; IDENTIFIER: RN101391019; LOCATION: Decatur, Wise County; TYPE OF FACILITY: public water system; RULES VIOLATED: 30 TAC §290.115(f)(1) and Texas Health and Safety Code, §341.0315(c), by failing to comply with the maximum contaminant level of 0.080 milligrams per liter for total trihalomethanes, based

on the locational running annual average; PENALTY: \$762; ENFORCEMENT COORDINATOR: Claudia Corrales, (512) 239-4935; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(10) COMPANY: City of Fort Worth; DOCKET NUMBER: 2016-1034-PST-E; IDENTIFIER: RN102407970; 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: \$3,750; ENFORCEMENT COORDINATOR: Holly Kneisley, (817) 588-5856; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(11) COMPANY: City of Hutchins; DOCKET NUMBER: 2016-0910-WQ-E; IDENTIFIER: RN105506141; LOCATION: Hutchins, Dallas County; TYPE OF FACILITY: small municipal separate storm sewer system (MS4); RULES VIOLATED: 30 TAC §281.25(a)(4) and 40 Code of Federal Regulations §122.26(a)(9)(i)(A), by failing to maintain authorization to discharge stormwater under a Texas Pollutant Discharge Elimination System (TPDES) General Permit for MS4s; and 30 TAC §305.125(1) and TPDES General Permit Numbers TXR040104 and TXR040593, Part IV, Section B(2), by failing to submit concise annual reports to the executive director within 90 days of the end of each reporting year; PENALTY: \$15,250; ENFORCEMENT COORDINATOR: Austin Henck, (512) 239-6155; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(12) COMPANY: City of New Home; DOCKET NUMBER: 2016-1145-PWS-E; IDENTIFIER: RN101389146; LOCATION: New Home, Lynn County; TYPE OF FACILITY: public water supply; RULE VIOLATED: 30 TAC §290.46(j)(1)(A) and (B), by failing to have all customer service inspections conducted by an individual that is a Plumbing Inspector or Water Supply Protection Specialist licensed by the Texas State Board of Plumbing Examiners or by a Customer Service Inspector who has completed a commission-approved course, passed an examination administered by the executive director, and holds current professional license as a Customer Service Inspector; PENALTY: \$135; ENFORCEMENT COORDINATOR: James Boyle, (512) 239-2527; REGIONAL OFFICE: 5012 50th Street, Suite 100, Lubbock, Texas 79414-3421, (806) 796-7092.

(13) COMPANY: Enbridge G and P (East Texas) L.P.; DOCKET NUMBER: 2016-0980-AIR-E; IDENTIFIER: RN106051568; LOCATION: Teneha, Shelby County; TYPE OF FACILITY: natural gas processing plant; RULES VIOLATED: 30 TAC §122.143(4) and §122.146(2), Texas Health and Safety Code, §382.085(b), and Federal Operating Permit Number O3491, General Terms and Conditions and Special Terms and Conditions Number 11, by failing to submit a permit compliance certification no later than 30 days after the end of the certification period; PENALTY: \$2,813; ENFORCEMENT COORDINATOR: Rajesh Acharya, (512) 239-0577; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(14) COMPANY: Enbridge Pipelines (Texas Gathering) L.P.; DOCKET NUMBER: 2016-1056-AIR-E; IDENTIFIER: RN106175219; LOCATION: Wheeler, Wheeler County; TYPE OF FACILITY: natural gas processing plant; RULES VIOLATED: 30 TAC §101.201(a)(1)(B) and Texas Health and Safety Code (THSC), §382.085(b), by failing to submit an initial notification no later than 24 hours after the discovery of an emissions event; and 30 TAC §106.6(c), THSC, §382.085(b), and Permit by Rule Registration Number 96954, by failing to prevent unauthorized emissions; PENALTY: \$7,500; ENFORCEMENT COORDINATOR: Rajesh

Acharya, (512) 239-0577; REGIONAL OFFICE: 3918 Canyon Drive, Amarillo, Texas 79109-4933, (806) 353-9251.

(15) COMPANY: G and R Kunwar Incorporated dba Bob and Fred Convenience Store; DOCKET NUMBER: 2016-0881-PST-E; IDENTIFIER: RN101565901; LOCATION: Fort Worth, Tarrant County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §115.244(3) and Texas Health and Safety Code (THSC), §382.085(b), by failing to conduct the monthly inspections of pressure/vacuum relief valves, vapor check valves, or the Stage I dry breaks; 30 TAC §115.248(1) and THSC, §382.085(b), by failing to ensure that at least one station representative receive training and instruction in the operation and maintenance of the Stage II vapor recovery system; 30 TAC §115.246(a)(1) and THSC, §382.085(b), by failing to maintain Stage II records at the station and make them immediately available for review upon request by agency personnel; 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(c)(1), by failing to monitor the underground storage tank (UST) for releases at a frequency of at least once every month; and 30 TAC §334.10(b), by failing to maintain UST records and make them immediately available for inspection upon request by agency personnel; PENALTY: \$7,461; ENFORCEMENT COORDINATOR: James Baldwin, (512) 239-1337; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(16) COMPANY: HOLLYWOOD FOOD AND GAS INCORPORATED dba Medina Base Quick Mart; DOCKET NUMBER: 2016-0610-PST-E; IDENTIFIER: RN101432912; LOCATION: San Antonio, Bexar County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.49(a)(2) and TWC, §26.3475(d), by failing to ensure the underground storage tank (UST) corrosion protection system is operated and maintained in a manner that will ensure continuous corrosion protection; 30 TAC §334.72, by failing to report a suspected release to the TCEQ within 24 hours of discovery; 30 TAC §334.74, by failing to investigate a suspected release of a regulated substance within 30 days of discovery; 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: \$18,731; ENFORCEMENT COORDINATOR: Danielle Porras, (713) 767-3682; REGIONAL OFFICE: 14250 Judson Road, San Antonio, Texas 78233-4480, (210) 490-3096.

(17) COMPANY: Intertek USA Incorporated; DOCKET NUMBER: 2016-0771-IHW-E; IDENTIFIER: RN100573641; LOCATION: Nederland, Jefferson County; TYPE OF FACILITY: chemical testing facility; RULES VIOLATED: 30 TAC §335.9(a)(1), by failing to maintain records of all hazardous and industrial solid waste activities; 30 TAC §335.6(c)(4), by failing to update the facility's Notice of Registration; 30 TAC §335.474 and §335.479, by failing to prepare and update a five-year source reduction and waste minimization plan on-site and failing to submit the source reduction waste minimization plan to the TCEQ Regional Office; and 30 TAC §335.9(a)(2)(A) and (B), by failing to submit a complete and correct Annual Waste Summary for 2014; PENALTY: \$12,564; ENFORCEMENT COORDINATOR: Holly Kneisley, (817) 588-5856; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(18) COMPANY: ISA AND TAGHREED ENTERPRISES, INCORPORATED dba South Main Service Station; DOCKET NUMBER: 2016-0934-PST-E; IDENTIFIER: RN100702786; LOCATION: Stafford, Fort Bend County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(c)(1), by failing to monitor the underground storage tanks for releases at a frequency of at least once every month; PENALTY: \$4,375; ENFORCEMENT COORDINATOR:

TOR: Steven Stump, (512) 239-1343; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(19) COMPANY: Jesse Gibson and Vivian R. Gibson dba ETC Cleaners; DOCKET NUMBER: 2016-0737-DCL-E; IDENTIFIER: RN103997185; LOCATION: Waxahachie, Ellis County; TYPE OF FACILITY: dry cleaning drop station; RULES VIOLATED: 30 TAC §337.11(e) and Texas Health and Safety Code, §374.102, by failing to renew the facility's registration by completing and submitting the required registration form to the TCEQ for a dry cleaning and/or drop station facility; PENALTY: \$5,000; ENFORCEMENT COORDINATOR: Benjamin Sakmar, (512) 239-1704; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(20) COMPANY: Kamila Investments, Incorporated dba Country-side Ice; DOCKET NUMBER: 2016-0816-PST-E; IDENTIFIER: RN102145844; LOCATION: San Antonio, Bexar County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(c)(1), by failing to monitor the underground storage tanks for releases at a frequency of at least once every month; PENALTY: \$6,750; ENFORCEMENT COORDINATOR: Sandra Douglas, (512) 239-2549; REGIONAL OFFICE: 14250 Judson Road, San Antonio, Texas 78233-4480, (210) 490-3096.

(21) COMPANY: Lakeby LLC dba My Stop; DOCKET NUMBER: 2016-1075-PST-E; IDENTIFIER: RN101663391; LOCATION: Waco, McLennan County; TYPE OF FACILITY: 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 underground storage tank system; PENALTY: \$2,566; ENFORCEMENT COORDINATOR: Danielle Porras, (713) 767-3682; REGIONAL OFFICE: 6801 Sanger Avenue, Suite 2500, Waco, Texas 76710-7826, (254) 751-0335.

(22) COMPANY: MAYFAIR USA INVESTMENT, INCORPORATED dba Corner Shell; DOCKET NUMBER: 2016-0891-PST-E; IDENTIFIER: RN101794071; LOCATION: Texas City, Galveston County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and (d)(1)(B)(ii) and TWC, §26.3475(c)(1), by failing to monitor the underground storage tanks for releases at a frequency of at least once every month, and failing to conduct reconciliation of detailed inventory control records at least once each month, in a manner 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 30 TAC §334.77(a)(2), by failing to visually inspect any above ground releases or exposed below ground releases and prevent further migration of the released substance into surrounding soils and groundwater; PENALTY: \$7,313; ENFORCEMENT COORDINATOR: Holly Kneisley, (817) 588-5856; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(23) COMPANY: MONA ENTERPRISES, INCORPORATED dba Shop In Market; DOCKET NUMBER: 2016-0785-PST-E; IDENTIFIER: RN101782282; LOCATION: Houston, Harris County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(c)(1), by failing to monitor the underground storage tanks for releases at a frequency of at least once every month; 30 TAC §334.49(e)(1), by failing to maintain corrosion protection records and make them immediately available for inspection upon request by agency personnel; and 30 TAC §334.605(a), by failing to ensure that a certified Class A and Class B operator is re-trained within three years of their last training date; PENALTY: \$7,363; ENFORCEMENT COORDINATOR:

Danielle Porras, (713) 767-3682; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(24) COMPANY: NASKAL INVESTMENTS, INCORPORATED dba Knox Super Stop; DOCKET NUMBER: 2016-1206-PST-E; IDENTIFIER: RN102253978; LOCATION: Red Oak, Ellis County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(c)(1), by failing to monitor the underground storage tanks for releases at a frequency of at least once every month; PENALTY: \$4,875; ENFORCEMENT COORDINATOR: Steven Stump, (512) 239-1343; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(25) COMPANY: PAKG ENTERPRISES INCORPORATED dba Speedy Express; DOCKET NUMBER: 2016-0730-PST-E; IDENTIFIER: RN102231529; LOCATION: Alvin, Brazoria County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.7(d)(3), by failing to notify the agency of any change or additional information regarding the underground storage tanks (USTs) within 30 days of the occurrence of the change or addition; 30 TAC §334.48(b), by failing to ensure that the UST system is operated, maintained, and managed in accordance with accepted industry practices; 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 §334.49(c)(2)(C) and (4)(C) 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 other system components are operating properly, and failing to have the cathodic protection system inspected and tested for operability and adequacy of protection at a frequency of at least once every three years; 30 TAC §334.54(b)(1) and (2), by failing to keep the UST system vent lines open and functioning, and failing to maintain all piping, pumps, manways, tank access points, and ancillary equipment in a capped, plugged, locked, and/or otherwise secured manner to prevent access, tampering, or vandalism by unauthorized persons; 30 TAC §334.8(c)(5)(C), by failing to ensure that a legible tag, label, or marking with the tank number is permanently applied upon or affixed to either the top of the fill tube or to a non-removable point in the immediate area of the fill tube for each regulated UST at the facility according to the UST registration and self-certification form; and 30 TAC §37.875(a) and §334.10(b)(1)(B), by failing to maintain UST records and make them immediately available for inspection upon request by agency personnel; PENALTY: \$16,303; ENFORCEMENT COORDINATOR: Keith Frank, (512) 239-1203; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(26) COMPANY: Philecon, Incorporated dba Tall Tree Marina; DOCKET NUMBER: 2016-0711-PST-E; IDENTIFIER: RN101878759; LOCATION: Mount Vernon, Franklin County; TYPE OF FACILITY: 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 underground storage tank (UST) 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; and 30 TAC §334.49(a)(1) and TWC, §26.3475(d), by failing to provide corrosion protection for the UST system; PENALTY: \$6,879; ENFORCEMENT COORDINATOR: Holly Kneisley, (817) 588-5856; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(27) COMPANY: Pioneer Natural Resources USA, Incorporated; DOCKET NUMBER: 2016-0086-AIR-E; IDENTIFIER: RN100223452; LOCATION: Masterson, Moore County; TYPE OF FACILITY: natural gas pipeline compression station and tank battery;

RULES VIOLATED: 30 TAC §122.143(4) and §122.145(2)(C), Federal Operating Permit Number O3077, General Terms and Conditions, and Texas Health and Safety Code, §382.085(b), by failing to submit a deviation report no later than 30 days after the end of the reporting period; PENALTY: \$3,075; ENFORCEMENT COORDINATOR: Raime Hayes-Falero, (713) 767-3567; REGIONAL OFFICE: 3918 Canyon Drive, Amarillo, Texas 79109-4933, (806) 353-9251.

(28) COMPANY: PRICEWISE LLC dba Pricewise 105; DOCKET NUMBER: 2016-0504-PST-E; IDENTIFIER: RN101617165; LOCATION: Nederland, Jefferson County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.7(d) and §334.54(e)(2), by failing to comply with applicable registration requirements for taking an underground storage tank (UST) system temporarily out-of-service; 30 TAC §37.815(a) and (b), by failing to demonstrate acceptable financial assurance for taking corrective action and for compensating third parties for bodily injury and property damage caused by accidental releases arising from the operation of petroleum USTs; and 30 TAC §334.54(c)(2) and TWC, §26.3475(c)(1), by failing to monitor the USTs for releases at a frequency of at least once every month; PENALTY: \$7,818; ENFORCEMENT COORDINATOR: John Fennell, (512) 239-2616; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(29) COMPANY: S AND S B ENTERPRISES INCORPORATED dba Zara Food Mart; DOCKET NUMBER: 2016-0871-PST-E; IDENTIFIER: RN102355369; LOCATION: San Antonio, Bexar County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(c)(1), by failing to monitor the underground storage tanks for releases at a frequency of at least once every month; PENALTY: \$3,375; ENFORCEMENT COORDINATOR: Rebecca Boyett, (512) 239-2503; REGIONAL OFFICE: 14250 Judson Road, San Antonio, Texas 78233-4480, (210) 490-3096.

(30) COMPANY: S TUM CORPORATION dba C and C Grocery; DOCKET NUMBER: 2016-1078-PST-E; IDENTIFIER: RN101233823; LOCATION: Brazoria, Brazoria County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and (d)(1)(B)(ii) and TWC, §26.3475(c)(1), by failing to monitor the underground storage tanks (USTs) for releases at a frequency of at least once every month, and failing to conduct reconciliation of detailed inventory control records at least once each month, in a manner 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; 30 TAC §334.45(c)(3)(A), by failing to properly install/secure emergency shut-off valves at the base of all dispensers; 30 TAC §334.8(c)(5)(A)(iii), by failing to have a current, valid TCEQ delivery certificate posted at the station; 30 TAC §334.7(d)(3), by failing to notify the agency of any change or additional information regarding the USTs within 30 days of the occurrence of the change or addition; and 30 TAC §115.241(b)(1)(A) and (2), by failing to perform and complete all Stage II decommissioning activities; PENALTY: \$9,470; ENFORCEMENT COORDINATOR: Jessica Bland, (512) 239-4967; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(31) COMPANY: Saad and Sidra, LLC dba Kaiser Food Mart; DOCKET NUMBER: 2016-0768-PST-E; IDENTIFIER: RN102362217; LOCATION: Tyler, Smith County; TYPE OF FACILITY: 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 underground storage tank system; PENALTY: \$2,567; ENFORCEMENT COORDINATOR: Abigail Lindsey, (512)

239-2576; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(32) COMPANY: Sandeep Kaur dba City Mart; DOCKET NUMBER: 2016-0928-PST-E; IDENTIFIER: RN101542322; LOCATION: Sherman, Grayson County; TYPE OF FACILITY: 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 underground storage tank (UST) system; 30 TAC §334.602(a), by failing to identify and designate for the UST facility at least one named individual for each class of operator - Class A, Class B, and Class C; and 30 TAC §334.49(a)(4) and TWC, §26.3475(d), by failing to provide corrosion protection to all underground metal components of a UST system which are designed or used to convey, contain, or store regulated substances; PENALTY: \$8,755; ENFORCEMENT COORDINATOR: Tiffany Maurer, (512) 239-2696; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(33) COMPANY: Seadrift Coke L.P.; DOCKET NUMBER: 2015-1732-AIR-E; IDENTIFIER: RN102147055; LOCATION: Port Lavaca, Calhoun County; TYPE OF FACILITY: Petroleum Needle Coke production plant; RULES VIOLATED: 30 TAC §§122.132(e)(4)(C), 122.142(e)(2), 122.143(4), and 122.145(1)(C), Texas Health and Safety Code (THSC), §382.085(b), and Federal Operating Permit (FOP) Number O1370, Special Terms and Conditions (STC) Number 11, by failing to submit semi-annual Compliance Schedule certified progress reports no later than 30 days after the end of each reporting period; 30 TAC §111.111(a)(8)(A) and §122.143(4), THSC, §382.085(b), and FOP Number O1370, STC Number 3.B.i, by failing to prevent visible emissions; 30 TAC §§101.20(3), 116.115(c), and 122.143(4), THSC, §382.085(b), FOP Number O1370, STC Numbers 7 and 11, and New Source Review (NSR) Permit Numbers 70898 and PSDTX410M3, Special Conditions (SC) Number 11, by failing to adhere to the provisions in a Compliance Schedule; 30 TAC §§101.20(3), 116.115(b), and 122.143(4), THSC, §382.085(b), FOP Number O1370, STC Number 11, and NSR Permit Numbers 70898 and PSDTX410M3, SC Number 46.B, by failing to record hourly green coke feed rates to the calcining kiln; 30 TAC §§101.20(3), 116.115(b), 116.116(b)(1), and 122.143(4), THSC, §382.085(b), FOP Number O1370, STC Number 7, and NSR Permit Numbers 70898 and PSDTX410M3, General Conditions, by failing to comply with representations in a permit application; 30 TAC §§101.20(3), 116.115(c), and 122.143(4), THSC, §382.085(b), FOP Number O1370, STC Number 7, and NSR Permit Numbers 70898 and PSDTX410M3, SC Number 49, by failing to convey processed wastewater in a piped/covered system to the Wastewater Treatment Station; 30 TAC §116.110(a) and §122.143(4), THSC, §382.085(b) and §382.0518(a), and FOP Number O1370, General Terms and Conditions (GTC), by failing to obtain authorization prior to constructing and operating the surface coating operations; 30 TAC §122.143(4) and §122.145(2)(A), THSC, §382.085(b), and FOP Number O1370, GTC, by failing to include all instances of deviations; and 30 TAC §101.201(b)(1) and §122.143(4), THSC, §382.085(b), and FOP Number O1370, STC Number 2.F, by failing to create complete and accurate final records of all non-reportable emissions events no later than two weeks after the end of the emissions events; PENALTY: \$50,671; Supplemental Environmental Project offset amount of \$20,268; ENFORCEMENT COORDINATOR: Raime Hayes-Falero, (713) 767-3567; REGIONAL OFFICE: 6300 Ocean Drive, Suite 1200, Corpus Christi, Texas 78412-5503, (361) 825-3100.

(34) COMPANY: Southwest Landfill TX, LP; DOCKET NUMBER: 2016-0760-MSW-E; IDENTIFIER: RN102064151; LOCATION: Canyon, Randall County; TYPE OF FACILITY: landfill; RULES VIOLATED: 30 TAC §330.15(e)(7) and §330.133(c), by failing to

prevent the acceptance of regulated hazardous waste at a municipal solid waste facility; PENALTY: \$13,500; ENFORCEMENT COORDINATOR: Keith Frank, (512) 239-1203; REGIONAL OFFICE: 3918 Canyon Drive, Amarillo, Texas 79109-4933, (806) 353-9251.

(35) COMPANY: Star Houston, Incorporated dba Star Motor Cars; DOCKET NUMBER: 2016-0917-PST-E; IDENTIFIER: RN100602598; LOCATION: Houston, Harris County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.8(c)(4)(A)(vii) and (5)(B)(ii), by failing to renew a previously issued underground storage tank (UST) delivery certificate by submitting a properly completed UST registration and self-certification form at least 30 days before the expiration date; and 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; PENALTY: \$3,673; ENFORCEMENT COORDINATOR: Shelby Orme, (512) 239-4575; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(36) COMPANY: STOCKDALE ENTERPRISES, L.L.C. dba Dyess Parkview Market; DOCKET NUMBER: 2016-0874-PST-E; IDENTIFIER: RN101868727; LOCATION: Seguin, Guadalupe County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(c)(1), by failing to monitor the underground storage tanks for releases at a frequency of at least once every month; PENALTY: \$3,375; ENFORCEMENT COORDINATOR: Keith Frank, (512) 239-1203; REGIONAL OFFICE: 14250 Judson Road, San Antonio, Texas 78233-4480, (210) 490-3096.

(37) COMPANY: Sunoco Partners Marketing and Terminals L.P.; DOCKET NUMBER: 2015-1512-AIR-E; IDENTIFIER: RN100214626; LOCATION: Nederland, Jefferson County; TYPE OF FACILITY: petroleum storage terminal; RULES VIOLATED: 30 TAC §116.115(b)(2)(F) and (c) and §122.143(4), New Source Review (NSR) Permit Number 56508, Special Conditions (SC) Number 1, Federal Operating Permit (FOP) Number O1573, Special Terms and Conditions (STC) Number 10, and Texas Health and Safety Code (THSC), §382.085(b), by failing to comply with the permitted emissions rate; 30 TAC §§101.20(2), 113.100, 116.115(b)(2)(E)(i) and (c), and 122.143(4), 40 Code of Federal Regulations (CFR) §63.10(b)(1) and (2)(vii), NSR Permit Number 56508, SC Number 2.A., FOP Number O1573, STC Number 10, and THSC, §382.085(b), by failing to comply with the recordkeeping requirements of 40 CFR Part 63, Subpart A; 30 TAC §122.143(4), FOP Number O1573, STC Number 3.A.(iv)(3), and THSC, §382.085(b), by failing to maintain sufficient records of quarterly visible emissions observations; and 30 TAC §122.145(2)(A) and §122.143(4), FOP Number O1573, General Terms and Conditions, and THSC, §382.085(b), by failing to report all instances of deviations; PENALTY: \$72,340; ENFORCEMENT COORDINATOR: David Carney, (512) 239-2583; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(38) COMPANY: Sunilk Investments LLC dba Fast Fuels; DOCKET NUMBER: 2016-0896-PST-E; IDENTIFIER: RN106368129; LOCATION: Tyler, Smith 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; and 30 TAC §334.602(a), by failing to designate at least one Class C operator for the facility; PENALTY: \$4,400; ENFORCEMENT COORDINATOR: Keith Frank, (512) 239-1203; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(39) COMPANY: Targa Midstream Services LLC; DOCKET NUMBER: 2016-1080-AIR-E; IDENTIFIER: RN100238716; LOCATION: Chico, Wise County; TYPE OF FACILITY: natural gas processing plant; RULES VIOLATED: 30 TAC §116.115(b)(2)(F) and (c), Texas Health and Safety Code (THSC), §382.085(b), and New Source Review Permit Number 84108, Special Conditions Number 1, by failing to prevent unauthorized emissions; and 30 TAC §101.201(c) and THSC, §382.085(b), by failing to submit a final record for Incident Number 226889 within 14 days of the end of the emissions event; PENALTY: \$3,681; ENFORCEMENT COORDINATOR: Kingsley Coppinger, (512) 239-6581; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(40) COMPANY: Texas State University; DOCKET NUMBER: 2016-0472-PWS-E; IDENTIFIER: RN100221480; LOCATION: San Marcos, Hays County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.117(e)(2), (h), and (i)(3) and §290.122(c)(2)(A) and (f) and 40 Code of Federal Regulations (CFR) §141.87 and §141.90(a), by failing to conduct water quality parameter sampling at each of the facility's entry points and the required distribution sample site(s) for the two consecutive six-month periods (January 1, 2015 - June 30, 2015, and July 1, 2015 - December 31, 2015), following the January 1, 2014 - December 31, 2014, monitoring period during which the copper action level was exceeded, have the samples analyzed, and report the results to the executive director (ED), and failing to provide public notification and submit a copy of the public notification to the ED regarding the failure to conduct all of the required water quality parameter sampling during the January 1, 2015 - June 30, 2015, monitoring period; 30 TAC §290.117(f)(3)(A) and §290.122(b)(2)(A) and (f) and 40 CFR §§141.81(e)(1), 141.82(a), and 141.90(c)(2), by failing to submit a recommendation to the ED for optimal corrosion control treatment within six months after the end of the January 1, 2014 - December 31, 2014, monitoring period during which the copper action level was exceeded, and failing to provide public notification and submit a copy of the public notification to the ED regarding the failure to submit a recommendation to the ED for optimal corrosion control treatment; 30 TAC §290.117(g)(2)(A) and §290.122(b)(2)(A) and (f) and 40 CFR §141.83 and §141.90(d)(1), by failing to submit a recommendation to the ED for source water treatment within 180 days after the end of the January 1, 2014 - December 31, 2014, monitoring period during which the copper action level was exceeded, and failing to provide public notification and submit a copy of the public notification to the ED regarding the failure to submit a recommendation to the ED for source water treatment; and 30 TAC §290.122(c)(2)(A) and (f), by failing to timely provide public notification and submit a copy of the public notification to the ED regarding the failure to conduct raw groundwater source monitoring after a coliform positive result in April 2012; PENALTY: \$870; ENFORCEMENT COORDINATOR: Michaelle Garza, (210) 403-4076; REGIONAL OFFICE: 12100 Park 35 Circle, Building A, Austin, Texas 78753, (512) 339-2929.

(41) COMPANY: Tong Ky Vun dba Alvin Food Mart 2; DOCKET NUMBER: 2016-1021-PWS-E; IDENTIFIER: RN101245850; LOCATION: Alvin, Brazoria County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.121(a) and (b), by failing to develop and maintain an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the facility will use to comply with the monitoring requirements; and 30 TAC §290.42(l), by failing to maintain a thorough and up-to-date plant operations manual for operator review and reference; PENALTY: \$122; ENFORCEMENT COORDINATOR: Sarah Kim, (512) 239-4728; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(42) COMPANY: VILLAGE FARMS, L.P.; DOCKET NUMBER: 2016-0470-PWS-E; IDENTIFIER: RN100818087; LOCATION: Fort Davis, Jeff Davis County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.110(e)(4)(A) and (f)(3), by failing to timely submit a Disinfectant Level Quarterly Operating Report (DLQOR) to the executive director (ED) each quarter by the tenth day of the month following the end of the third quarter of 2015; 30 TAC §290.117(c)(2)(A), (h), and (i)(1) and 40 Code of Federal Regulations (CFR) §141.86 and §141.90(a), by failing to collect lead and copper tap samples at the required ten sample sites for one six-month monitoring period (January 1, 2015 - June 30, 2015), following the January 1, 2014 - December 31, 2014, monitoring period during which the copper action level was exceeded, have the samples analyzed, and report the results to the ED; 30 TAC §290.117(d)(2)(A), (h), and (i)(2), §290.122(c)(2)(A) and (f) and 40 CFR §141.88 and §141.90(b), by failing to collect one lead and copper sample from each of the facility's entry points no later than 180 days after the end of the January 1, 2014 - December 31, 2014, monitoring period during which the copper action level was exceeded, have the samples analyzed, and report the results to the ED, and failing to issue public notification and submit a copy of the public notification to the ED regarding the failure to collect one lead and copper sample from each of the facility's entry points no later than 180 days after the end of the January 1, 2014 - December 31, 2014, monitoring period; 30 TAC §290.117(e)(2), (h), and (i)(3), §290.122(c)(2)(A) and (f) and 40 CFR §141.87 and §141.90(a), by failing to conduct water quality parameter sampling at each of the facility's entry points and the required distribution sample site(s) for two consecutive six-month periods (January 1, 2015 - June 30, 2015, and July 1, 2015 - December 31, 2015), following the January 1, 2014 - December 31, 2014, monitoring period during which the copper action level was exceeded, have the samples analyzed, and report the results to the ED, and failing to issue public notification and submit a copy of the public notification to the ED regarding the failure to conduct all of the required water quality parameter sampling during the January 1, 2015 - June 30, 2015, monitoring period; 30 TAC §290.117(f)(3)(A) and §290.122(b)(2)(B) and (f) and 40 CFR §§141.81(e)(1), 141.82(a), and 141.90(c)(2), by failing to submit a recommendation to the ED for optimal corrosion control treatment within six months after the end of the January 1, 2014 - December 31, 2014, monitoring period during which the copper action level was exceeded, and failing to issue public notification and submit a copy of the public notification to the ED regarding the failure to submit a recommendation to the ED for optimal corrosion control treatment; and 30 TAC §290.117(g)(2)(A) and §290.122(b)(2)(B) and (f) and 40 CFR §141.83 and §140.90(d)(1), by failing to submit a recommendation to the ED for source water treatment within 180 days after the end of the January 1, 2014 - December 31, 2014, monitoring period during which the copper action level was exceeded, and failing to issue public notification and submit a copy of the public notification to the ED regarding the failure to submit a recommendation to the ED for source water treatment; PENALTY: \$1,311; ENFORCEMENT COORDINATOR: Michaelle Garza, (210) 403-4076; REGIONAL OFFICE: 401 East Franklin Avenue, Suite 560, El Paso, Texas 79901-1206, (915) 834-4949.

(43) COMPANY: Yeti Group, LLC dba Mansell Grocery and Feed; DOCKET NUMBER: 2016-0767-PST-E; IDENTIFIER: RN101539211; LOCATION: Italy, Ellis County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(c)(1), by failing to monitor the underground storage tanks 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.



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

The Texas Commission on Environmental Quality (TCEQ, or commission) staff is providing an opportunity for written public comment on the listed Agreed Orders (AOs) in accordance with Texas Water Code (TWC), §7.075. TWC, §7.075 requires that before the commission may approve the AOs, the commission shall allow the public an opportunity to submit written comments on the proposed AOs. TWC, §7.075 requires that notice of the opportunity to comment must be published in the *Texas Register* no later than the 30th day before the date on which the public comment period closes, which in this case is **October 24, 2016**. TWC, §7.075 also requires that the commission promptly consider any written comments received and that the commission may withdraw or withhold approval of an AO if a comment discloses facts or considerations that indicate that consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the statutes and rules within the commission's jurisdiction or the commission's orders and permits issued in accordance with the commission's regulatory authority. Additional notice of changes to a proposed AO is not required to be published if those changes are made in response to written comments.

A copy of each proposed AO is available for public inspection at both the commission's central office, located at 12100 Park 35 Circle, Building A, 3rd Floor, Austin, Texas 78753, (512) 239-3400 and at the applicable regional office listed as follows. Written comments about an AO should be sent to the attorney designated for the AO at the commission's central office at P.O. Box 13087, MC 175, Austin, Texas 78711-3087 and must be **received by 5:00 p.m. on October 24, 2016**. Comments may also be sent by facsimile machine to the attorney at (512) 239-3434. The designated attorney is available to discuss the AO and/or the comment procedure at the listed phone number; however, TWC, §7.075 provides that comments on the AO shall be submitted to the commission in **writing**.

(1) COMPANY: Gilbert V. Perez; DOCKET NUMBER: 2015-1576-MSW-E; TCEQ ID NUMBER: RN106672827; LOCATION: 723 County Road 2000, Pearsall, Frio County; TYPE OF FACILITY: property that contains and/or involves the management of municipal solid waste (MSW); RULES VIOLATED: 30 TAC §330.7(a) and §330.15(a), and TCEQ Agreed Order Docket Number 2013-1063-MSW-E, Ordering Provision number 2.b., by causing, suffering, allowing, or permitting any activity of storage, processing, removal, or disposal of MSW without authorization from the TCEQ; and by causing, suffering, allowing, or permitting the unauthorized collection, storage, processing or disposal of MSW; PENALTY: \$6,500; STAFF ATTORNEY: Elizabeth Lieberknecht, Litigation Division, MC 175, (512) 239-0620; REGIONAL OFFICE: San Antonio Regional Office, 14250 Judson Road, San Antonio, Texas 78233-4480, (210) 490-3096.

(2) COMPANY: OAK TERRACE ESTATES, INC. and Robert M. Smith; DOCKET NUMBER: 2015-1830-PWS-E; TCEQ ID NUMBER: RN102673902; LOCATION: intersection of Oak Crest Drive and Lively Oak Street, Livingston, Polk County; TYPE OF FACILITY: public water system; RULES VIOLATED: 30 TAC §290.117(c)(2)(C) and (i)(1), by failing to collect lead and copper tap

samples at the required five sample sites, have the samples analyzed at an approved laboratory, and submit the results to the executive director; and 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 executive director regarding the failure to submit a disinfectant level quarterly operating report and by failing to collect routine coliform distribution samples; PENALTY: \$1,107; STAFF ATTORNEY: Ryan Rutledge, Litigation Division, MC 175, (512) 239-0630; REGIONAL OFFICE: Beaumont Regional Office, 3870 Eastex Freeway, Beaumont, Texas 77703-1830, (409) 898-3838.

(3) COMPANY: Robert M. Smith and OAK TERRACE ESTATES, INC.; DOCKET NUMBER: 2015-1108-PWS-E; TCEQ ID NUMBER: RN102673902; LOCATION: intersection of Oak Crest Drive and Lively Oak Street, Livingston, Polk County; TYPE OF FACILITY: public water system; RULES VIOLATED: 30 TAC §290.46(f)(2), (3)(A)(i)(III), (iii) and (iv), and (B)(ii) and (iii), by failing to maintain water works operation and maintenance records and make them available for review to commission personnel; Texas Health and Safety Code, §341.0315(c) and 30 TAC §290.46(d)(2)(A) and §290.110(b)(4), by failing to maintain a disinfectant residual of at least 0.2 milligrams per liter of free chlorine throughout the distribution system at all time; and 30 TAC §290.46(m)(4), by failing to maintain all water treatment units, storage and pressure maintenance facilities, distribution system lines, and related appurtenances in a watertight condition; PENALTY: \$740; STAFF ATTORNEY: Ryan Rutledge, Litigation Division, MC 175, (512) 239-0630; REGIONAL OFFICE: Beaumont Regional Office, 3870 Eastex Freeway, Beaumont, Texas 77703-1830, (409) 898-3838.

(4) COMPANY: Texas Concrete Enterprise, L.L.C.; DOCKET NUMBER: 2015-1771-WQ-E; TCEQ ID NUMBER: RN100888056; LOCATION: 955 Grayson Road, Houston, Harris County; TYPE OF FACILITY: concrete batch plant; RULES VIOLATED: 30 TAC §305.125(1) and Texas Pollutant Discharge Elimination System General Permit Number TXG111072, Part II Standard Permit Condition Section D, by failing to submit a Notice of Termination, on a form approved by the executive director, when the owner or operator of the facility changed and by failing to submit a Notice of Termination after the property was sold on September 6, 2012; PENALTY: \$1,370; STAFF ATTORNEY: Ian Groetsch, Litigation Division, MC 175, (512) 239-2225; REGIONAL OFFICE: Houston Regional Office, 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.



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

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

(TWC), §7.075, this notice of the proposed order and the opportunity to comment is published in the *Texas Register* no later than the 30th day before the date on which the public comment period closes, which in this case is **October 24, 2016**. The commission will consider any written comments received, and the commission may withdraw or withhold approval of a DO if a comment discloses facts or considerations that indicate that consent to the proposed DO is inappropriate, improper, inadequate, or inconsistent with the requirements of the statutes and rules within the commission's jurisdiction, or the commission's orders and permits issued in accordance with the commission's regulatory authority. Additional notice of changes to a proposed DO is not required to be published if those changes are made in response to written comments.

A copy of each proposed DO is available for public inspection at both the commission's central office, located at 12100 Park 35 Circle, Building A, 3rd Floor, Austin, Texas 78753, (512) 239-3400 and at the applicable regional office listed as follows. Written comments about a DO should be sent to the attorney designated for the DO at the commission's central office at P.O. Box 13087, MC 175, Austin, Texas 78711-3087 and must be **received by 5:00 p.m. on October 24, 2016**. Comments may also be sent by facsimile machine to the attorney at (512) 239-3434. The commission's attorneys are available to discuss the DOs and/or the comment procedure at the listed phone number; however, TWC, §7.075 provides that comments on the DOs shall be submitted to the commission in **writing**.

(1) COMPANY: Alfonzo Campos, Sr.; DOCKET NUMBER: 2016-0009-WOC-E; TCEQ ID NUMBER: RN107594962; LOCATION: 8060 Sims Drive, Beeville, Bee County; TYPE OF FACILITY: public water system; RULES VIOLATED: TWC, §37.003, Texas Health and Safety Code, §341.034(b), and 30 TAC §30.5(a) and §30.381(b), by failing to obtain a valid water system operator's license prior to performing process control duties in the production, treatment, and distribution of public drinking water; PENALTY: \$436; STAFF ATTORNEY: Ian Groetsch, Litigation Division, MC 175, (512) 239-2225; REGIONAL OFFICE: Corpus Christi Regional Office, NRC Building, Suite 1200, 6300 Ocean Drive, Unit 5839, Corpus Christi, Texas 78412-5839, (361) 825-3100.

(2) COMPANY: CHAU MANAGEMENT, Inc. d/b/a Times Market 101 and d/b/a Times Market 102; DOCKET NUMBER: 2013-0187-PST-E; TCEQ ID NUMBERS: RN101748911 and RN101752194; LOCATION: 630 North Virginia Street (Facility 1) and 107 Seadrift Street (Facility 2), Port Lavaca, Calhoun County; TYPE OF FACILITY: underground storage tank (UST) systems and convenience store with retail sale of gasoline; RULES VIOLATED: 30 TAC §37.815(a) and (b), by failing to demonstrate acceptable financial assurance for taking corrective action and for compensating third parties for bodily injury and property damage caused by accidental releases arising from the operation of the petroleum USTs (Facility 1 and 2); TWC, §26.3475(d) and 30 TAC §334.49(c)(4), by failing to test the cathodic protection system for performance and operability at a frequency of at least once every three years (Facility 1); and TWC, §26.3475(c)(1) and 30 TAC §334.50(b)(1)(A), by failing to monitor the USTs for releases at a frequency of at least once every month (not to exceed 35 days between each monitoring) (Facility 1 and 2); PENALTY: \$19,558; STAFF ATTORNEY: Ian Groetsch, Litigation Division, MC 175, (512) 239-2225; REGIONAL OFFICE: Corpus Christi Regional Office, NRC Building, Suite 1200, 6300 Ocean Drive, Unit 5839, Corpus Christi, Texas 78412-5839, (361) 825-3100.

(3) COMPANY: Stan H. Kyle; DOCKET NUMBER: 2016-0377-MSW-E; TCEQ ID NUMBER: RN108725334; LOCATION: 1085 County Road 2650, Shelbyville, Shelby County; TYPE OF FACILITY: property that contains and/or involves the management of municipal

solid waste (MSW); RULE VIOLATED: 30 TAC §330.15(c), by causing, suffering, allowing, or permitting the unauthorized disposal of MSW; PENALTY: \$1,312; STAFF ATTORNEY: Clayton Smith, Litigation Division, MC 175, (512) 239-6224; REGIONAL OFFICE: Beaumont Regional Office, 3870 Eastex Freeway, Beaumont, Texas 77703-1830, (409) 898-3838.

(4) COMPANY: Ted Booher d/b/a Rapid Environmental Services, LLC; DOCKET NUMBER: 2015-1845-MLM-E; TCEQ ID NUMBER: RN103145876; LOCATION: 15721 Montana Avenue, El Paso, El Paso County; TYPE OF FACILITY: used oil and used oil filter storage, transfer, and transport facility; RULES VIOLATED: 40 Code of Federal Regulations (CFR) §122.26(c), 30 TAC §281.25(a)(4), and Texas Pollutant Discharge Elimination System General Permit Number TXR050000, Part II, Section C, Number 6(a)(1), by failing to submit a notice of change within 14 days after the occurrence of an operator name change; 30 TAC §§324.4(2)(C)(i), 324.11(2), and 328.24(a) and (b), by failing to register prior to conducting used oil and used oil filter activities at the facility; 30 TAC §328.24(e) and §324.22(c), by failing to provide financial responsibility with registration to assure the facility has sufficient assets to provide for proper closure; 40 CFR §§112.3, 112.7, and 279.45 and 30 TAC §328.28, by failing to develop a plan to prevent spills and respond to spill in accordance with the federal spill prevention, control, and countermeasure requirements; 40 CFR §279.45(g) and 30 TAC §324.11, by failing to mark or clearly label used oil storage containers with the words "Used Oil"; and 40 CFR §279.45(h)(3) and 30 TAC §324.11 and §324.4(1), by failing to prevent the disposal of used oil on the ground; PENALTY: \$3,300; STAFF ATTORNEY: David A. Terry, Litigation Division, MC 175, (512) 239-0619; REGIONAL OFFICE: El Paso Regional Office, 401 East Franklin Avenue, Suite 560, El Paso, Texas 79901-1212, (915) 834-4949.

TRD-201604783

Kathleen C. Decker

Director, Litigation Division

Texas Commission on Environmental Quality

Filed: September 13, 2016

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Notice of Opportunity to Comment on Shutdown/Default
Order of Administrative Enforcement Actions

The Texas Commission on Environmental Quality (TCEQ or commission) staff is providing an opportunity for written public comment on the listed Shutdown/Default Order (S/DO). Texas Water Code (TWC), §26.3475 authorizes the commission to order the shutdown of any underground storage tank (UST) system found to be noncompliant with release detection, spill and overflow prevention, and/or, after December 22, 1998, cathodic protection regulations of the commission, until such time as the owner/operator brings the UST system into compliance with those regulations. The commission proposes a Shutdown Order after the owner or operator of a UST facility fails to perform required corrective actions within 30 days after receiving notice of the release detection, spill and overflow prevention, and/or after December 22, 1998, cathodic protection violations documented at the facility. The commission proposes a Default Order when the staff has sent an executive director's preliminary report and petition (EDPRP) to an entity outlining the alleged violations, the proposed penalty, the proposed technical requirements necessary to bring the entity back into compliance, and the entity fails to request a hearing on the matter within 20 days of its receipt of the EDPRP or requests a hearing and fails to participate at the hearing. In accordance with TWC, §7.075, this notice of the proposed order and the opportunity to comment is published in the *Texas Register* no later than the 30th day before the date on which the pub-

lic comment period closes, which in this case is **October 24, 2016**. The commission will consider any written comments received and the commission may withdraw or withhold approval of an S/DO if a comment discloses facts or considerations that indicate that consent to the proposed S/DO is inappropriate, improper, inadequate, or inconsistent with the requirements of the statutes and rules within the commission's jurisdiction, or the commission's orders and permits issued in accordance with the commission's regulatory authority. Additional notice of changes to a proposed S/DO is not required to be published if those changes are made in response to written comments.

A copy of the proposed S/DO is available for public inspection at both the commission's central office, located at 12100 Park 35 Circle, Building A, 3rd Floor, Austin, Texas 78753, (512) 239-3400 and at the applicable regional office listed as follows. Written comments about the S/DO shall be sent to the attorney designated for the S/DO at the commission's central office at P.O. Box 13087, MC 175, Austin, Texas 78711-3087 and must be **received by 5:00 p.m. on October 24, 2016**. Written comments may also be sent by facsimile machine to the attorney at (512) 239-3434. The commission attorney is available to discuss the S/DO and/or the comment procedure at the listed phone number; however, comments on the S/DO shall be submitted to the commission in **writing**.

(1) COMPANY: H Shaheen LLC dba AM Food Mart; DOCKET NUMBER: 2015-0973-PST-E; TCEQ ID NUMBER: RN101381705; LOCATION: 1602 Highway 6 South, Houston, Harris County; TYPE OF FACILITY: underground storage tank (UST) system and convenience store with retail sales of gasoline; RULES VIOLATED: TWC, §26.3475(c)(1) and 30 TAC §334.50(b)(1)(A), by failing to monitor the USTs for releases at a frequency of at least once every month (not to exceed 35 days between each monitoring); PENALTY: \$4,500; STAFF ATTORNEY: Clayton Smith, Litigation Division, MC 175, (512) 239-6224; REGIONAL OFFICE: Houston Regional Office, 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

TRD-201604781

Kathleen C. Decker
Director, Litigation Division
Texas Commission on Environmental Quality
Filed: September 13, 2016



Notice of Public Hearing on Proposed Revisions to 30 TAC Chapter 114

The Texas Commission on Environmental Quality (commission) will conduct a public hearing to receive testimony regarding proposed revisions to 30 Texas Administrative Code (TAC) Chapter 114, Low Income Vehicle Repair Assistance, Retrofit, and Accelerated Vehicle Retirement Program (LIRAP) Revisions, §114.7 and §114.64, under the requirements of Texas Government Code, Chapter 2001, Subchapter B.

The proposed rulemaking would implement Chapter 114 to incorporate the federal Tier 3 emission standards, established under 40 Code of Federal Regulations Section 86.1811-17, as an eligibility component for replacement vehicles and as a determinant for the replacement compensation amount. The proposed amendments would also specify that no more than \$600 in assistance may be granted annually per vehicle for emissions-related repairs to pass the required annual emissions inspection. Finally, the proposed rulemaking would provide more detail to the definition of "engine" and make other non-substantive clarifying changes as needed for accuracy and consistency.

The commission will hold a public hearing on this proposal in Austin on October 20, 2016, at 2:00 p.m., in Building E, Room 201S, at the commission's central office located at 12100 Park 35 Circle. The hearing is structured for the receipt of oral or written comments by interested persons. Individuals may present oral statements when called upon in order of registration. Open discussion will not be permitted during the hearing; however, commission staff members will be available to discuss the proposal 30 minutes prior to the hearing.

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

Written comments may be submitted to Derek Baxter, MC 205, Office of Legal Services, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087, or faxed to (512) 239-4808. Electronic comments may be submitted at: <http://www1.tceq.texas.gov/rules/ecomments/>. File size restrictions may apply to comments being submitted via the eComments system. All comments should reference Rule Project Number 2016-031-114-AI. The comment period closes October 24, 2016. Copies of the proposed rulemaking can be obtained from the commission's website at http://www.tceq.texas.gov/rules/propose_adopt.html. For further information, please contact Alison Stokes, Air Quality Division, (512) 239-2428.

TRD-201604720

Robert Martinez
Director, Environmental Law Division
Texas Commission on Environmental Quality
Filed: September 9, 2016



Notice of Public Hearings and Opportunity to Comment on the Edwards Aquifer Protection Program

The Texas Commission on Environmental Quality (TCEQ or commission) will conduct public hearings to receive comments from the public on actions the commission should take to protect the Edwards Aquifer from pollution, as required under Texas Water Code, §26.046. This requirement assists the commission in its shared responsibility with local governments such as cities and groundwater conservation districts to protect the water quality of the aquifer.

Annual hearings are held on the Edwards Aquifer Protection Program and the TCEQ rules, 30 Texas Administrative Code Chapter 213, which regulate development over the delineated contributing, recharge and transition zones of the Edwards Aquifer.

There will be two hearings held at the following times and locations:

Monday, October 24, 2016, at 2:00 p.m. at the Tesoro Building, Alamo Area Council of Governments, Al J. Notzon III Board Room, 8700 Tesoro Drive, Suite 100 San Antonio, Texas 78217

Tuesday, October 25, 2016, at 2:00 p.m. at the TCEQ's central office located at, 12100 Park 35 Circle, Building E, Room 201S, Austin, Texas 78753

These hearings will be structured for the receipt of oral or written comments by interested persons. Individuals may present oral statements when called upon. There will be no open discussion during the hearings; however, commission staff members will be available to answer questions 30 minutes prior to and 30 minutes after the conclusion of each hearing. Registration will begin 30 minutes prior to each hearing.

Persons with disabilities who have special communication or other accommodation needs who are planning to attend the Austin hearing should contact the Office of Administrative Services Facilities Liaison at (512) 239-0080. Persons requesting accommodations for the San Antonio hearing should contact Ms. Macy Beauchamp at (512) 239-0437. Requests should be made as far in advance as possible.

Written comments should reference the Edwards Aquifer Protection Program and may be sent to Ms. Macy Beauchamp, Texas Commission on Environmental Quality, Program Support Section, MC 174, P.O. Box 13087, Austin, Texas 78711-3087, faxed to (512) 239-2249, or emailed to macy.beauchamp@tceq.texas.gov. Comments must be received by **5:00 p.m., November 28, 2016**. For further information or questions concerning these hearings, please contact Ms. Beauchamp at (512) 239-0437, or visit <https://www.tceq.texas.gov/field/eapp/history.html>.

TRD-201604778

Robert Martinez

Director, Environmental Law Division

Texas Commission on Environmental Quality

Filed: September 13, 2016



Notice of Water Rights Application

Notices issued September 12, 2016

APPLICATION NO. 13164; Intercontinental Terminals Company, LLC, P.O. Box 698, Deer Park, Texas 77536, Applicant, seeks a temporary water use permit to divert and use not to exceed 95 acre-feet of water within a period of three years from two points, on an unnamed tributary of Buffalo Bayou and on Buffalo Bayou, San Jacinto River Basin for industrial purposes in Harris County. The application and partial fees were received on October 25, 2014. Additional information and fees were received on May 19, and May 22, 2015. The application was declared administratively complete and accepted for filing with the Office of the Chief Clerk on September 10, 2015. The Executive Director completed the technical review of the application and prepared a draft permit. The draft permit, if granted, would include special conditions including, but not limited to installing a measuring device for diversions. The application, technical memoranda, and Executive Director's draft permit are available for viewing and copying at the Office of the Chief Clerk, 12100 Park 35 Circle, Bldg. F., Austin, Texas 78753. Written public comments and requests for a public meeting should be submitted to the Office of Chief Clerk, at the address provided in the information section below, by September 30, 2016.

APPLICATION NO. 14-1891C; The Sara Jean Cameron Estate, 302 CR 320, San Saba, Texas 76877, Applicant, Estate has applied to amend Certificate of Adjudication No. 14-1891 to add an additional diversion point and place of use on the San Saba River, Colorado River Basin in Menard County. Applicant does not seek to increase the diversion rate. The application and partial fees were received on November 1, 2013. Additional information and fees were received on April 28 and July 7, 2014. The application was declared administratively complete and accepted for filing on September 3, 2015. The Executive Director has completed the technical review of the application and prepared a draft amendment. The draft amendment, if granted, would contain special conditions including, but not limited to, the installation of metering devices. The application, technical memoranda, and Executive Director's draft amendment are available for reviewing and copying at the Office of the Chief Clerk, 12100 Park 35 Circle, Bldg F., Austin, Texas 78753. Written public comments and requests for a public meeting should be submitted to the Office of the

Chief Clerk, at the address provided in the information section below by September 29, 2016.

APPLICATION NO. 13195; Hidalgo County Drainage District No. 1, 902 North Doolittle Road Edinburg, Texas 78542, Applicant, seeks authorization to construct and maintain an off-channel reservoir (Panchita Reservoir); and to divert water from a diversion point on the South Main Drain (Diversion Point 1) and three diversion segments on the North Main Drain and Main Floodwater Channel (Diversion Segments 1 - 3), Nueces-Rio Grande Coastal Basin, for domestic, municipal, mining, agricultural, industrial, hydroelectric power generation, recreational, flood control and water quality purposes or for storage in the Panchita Reservoir or existing off-channel reservoirs owned by the Santa Cruz Irrigation District and the Engleman Irrigation District for subsequent diversion and use in Hidalgo and Willacy Counties. The application and partial fees were received on May 11, 2015. Additional information and fees were received July 13, September 25, and November 3, 2015. The application was declared administratively complete and filed with the Office of the Chief Clerk on November 20, 2015. Additional information was received on December 4, 2015. The TCEQ Executive Director has completed the technical review of the application and prepared a draft permit. The draft permit, if granted, would contain special conditions including, but not limited to, a requirement to measure the quantity diverted and maintain measurement records. The application and Executive Director's draft permit are available for viewing and copying at the Office of the Chief Clerk, 12100 Park 35 Circle, Building F., Austin, Texas 78753. Written public comments and requests for a public meeting should be submitted to the Office of Chief Clerk, at the address provided in the information section below, within 30 days of the date of newspaper publication of the notice.

INFORMATION SECTION

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

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

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

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

Written hearing requests, public comments or requests for a public meeting should be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087. For information concerning the hearing process, please contact the Public Interest Counsel, MC 103, at the same address. For additional information, individual members of the general public may contact the Public Education Program at (800) 687-4040. General information regarding the

TCEQ can be found at our web site at www.tceq.state.tx.us. Si desea información en español, puede llamar al (800) 687-4040.

TRD-201604797

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: September 14, 2016



Texas Superfund Registry 2016

BACKGROUND

The Texas Commission on Environmental Quality (TCEQ or commission) is required under the Texas Solid Waste Disposal Act, Texas Health and Safety Code (THSC), Chapter 361 to identify, to the extent feasible, and evaluate facilities which may constitute an imminent and substantial endangerment to public health and safety or to the environment due to a release or threatened release of hazardous substances into the environment. The first registry identifying these sites was published on January 16, 1987, in the *Texas Register* (12 TexReg 205). In accordance with THSC, §361.181, the commission must update the state Superfund registry annually to add new facilities that have been proposed for listing in accordance with THSC, §361.184(a) and listed in accordance with THSC, §361.188(a)(1) (see also 30 Texas Administrative Code (TAC) §335.343) or to remove facilities that have been deleted in accordance with THSC, §361.189 (see also 30 TAC §335.344). The current notice also includes facilities where state Superfund action has ended, or where cleanup is being adequately addressed by other means.

SITES LISTED ON THE STATE SUPERFUND REGISTRY

In accordance with THSC, §361.188(a)(1), the state Superfund registry identifying those facilities that are *listed* and have been determined to pose an imminent and substantial endangerment in descending order of Hazard Ranking System (HRS) scores are as follows.

1. Col-Tex Refinery. Located on both sides of Business Interstate Highway 20 (United States Highway 80) in Colorado City, Mitchell County: tank farm and refinery.
2. First Quality Cylinders. Located at 931 West Laurel Street, San Antonio, Bexar County: aircraft cylinder rebuilder.
3. James Barr Facility. Located in the 3300 block of Industrial Drive, in the southern part of Pearland, Brazoria County: vacuum truck waste storage.
4. Pioneer Oil Refining Company. Located at 20280 South Payne Road, outside of Somerset, Bexar County: oil refinery.
5. Precision Machine and Supply. Located at 500 West Olive Street, Odessa, Ector County: chrome plating and machine shop.
6. Voda Petroleum Inc. Located approximately 1.25 miles west of the intersection of Farm-to-Market Road (FM) 2275 (George Richey Road) and FM 3272 (North White Oak Road), 2.6 miles north-northeast of Clarksville City, Gregg County: waste oil recycling.
7. Sonics International, Inc. Located north of Farm Road 101, approximately two miles west of Ranger, Eastland County: industrial waste injection wells.
8. Maintech International. Located at 8300 Old Ferry Road, Port Arthur, Jefferson County: chemical cleaning and equipment hydroblasting.
9. Federated Metals. Located at 9200 Market Street, Houston, Harris County: magnesium dross/sludge disposal, inactive landfill.

10. International Creosoting. Located at 1110 Pine Street, Beaumont, Jefferson County: wood treatment.

11. McBay Oil and Gas. Located approximately three miles northwest of Grapeland on Farm Road 1272, Houston County: oil refinery and oil reclamation plant.

12. Materials Recovery Enterprises (MRE). Located about four miles southwest of Ovalo, near United States Highway 83 and Farm Road 604, Taylor County: Class I industrial waste management.

13. American Zinc. Located approximately 3.5 miles north of Dumas on United States Highway 287 and five miles east of Dumas on Farm Road 119, Moore County: zinc smelter.

14. Toups. Located on the west side of Texas 326, 2.1 miles north of its intersection with Texas 105, in Sour Lake, Hardin County: fencepost treating and municipal waste.

15. Harris Sand Pits. Located at 23340 South Texas 16, approximately 10.5 miles south of San Antonio at Von Ormy, Bexar County: commercial sand and clay pit.

16. JCS Company. Located north of Phalba on County Road 2415, approximately 1.5 miles west of the intersection of County Road 2403 and Texas 198, Van Zandt County: lead-acid battery recycling.

17. Jerrell B. Thompson Battery. Located north of Phalba on County Road 2410, approximately one mile north of the intersection of County Road 2410 and Texas 198, Van Zandt County: lead-acid battery recycling.

18. Spector Salvage Yard. Located at Jackson Avenue and Tenth Street, Orange, Orange County: military surplus and chemical salvage yard.

19. Hayes-Sammons Warehouse. Located at Miller Avenue and East Eighth Street, Mission, Hidalgo County: commercial grade pesticide storage.

20. Jensen Drive Scrap. Located at 3603 Jensen Drive, Houston, Harris County: scrap salvage.

21. State Highway 123 PCE Plume. Located near the intersection of State Highway 123 and Interstate Highway 35 in San Marcos, Hays County: contaminated groundwater plume.

22. Baldwin Waste Oil Company. Located on County Road 44 approximately 0.1 mile west of its intersection with Farm Road 1889, Robstown, Nueces County: waste oil processing.

23. Hall Street. Located north of the intersection of 20th Street East with California Street, north of Dickinson, Galveston County: waste disposal and landfill/open field dumping.

24. Unnamed Plating. Located at 6816 - 6824 Industrial Avenue, El Paso, El Paso County: metals processing and recovery.

25. Tricon America, Inc. Located at 101 East Hampton Road, Crowley, Tarrant County: aluminum and zinc smelting and casting.

SITES PROPOSED FOR LISTING ON THE STATE SUPERFUND REGISTRY

In accordance with THSC, §361.184(a) those facilities that may pose an imminent and substantial endangerment and that have been *proposed* to the state Superfund registry are set out in descending order of HRS scores as follows.

1. Kingsland. Located in the vicinity of the 2100 and 2400 blocks of FM Road 1431 in the community of Kingsland, Llano County: two groundwater plumes.

2. Rogers Delinted Cottonseed - Colorado City. Located near the intersection of Interstate Highway 20 and State Highway 208 in Colorado City, Mitchell County: cottonseed delinting, processing.
3. Camtraco Enterprises, Inc. Located at 18823 Amoco Drive in Pearland, Brazoria County: fuel storage/fuel blending/distillation.
4. Angus Road Groundwater Site. Located beneath the 4300 block of Angus Road, west of Odessa, Ector County: groundwater plume of unknown source.
5. Industrial Road/Industrial Metals. Located at 3000 Agnes Street in Corpus Christi, Nueces County: lead acid battery recycling and copper coil salvage.
6. Tenaha Wood Treating. Located at 275 County Road 4382, about a mile and a half south of the city limits and near the intersection of United States Highway 96 and County Road 4382, Tenaha, Shelby County: wood treatment.
7. Poly-Cycle Industries, Inc., Tecula. Located northeast of Tecula on the southeast corner of the intersection of FM 2064 and County Road 4216, Cherokee County: lead acid battery recycling.
8. Sherman Foundry. Located at 532 East King Street in south central Sherman, Grayson County: cast iron foundry.
9. Process Instrumentation and Electrical (PIE). Located at the northwest corner of 48th Street and Andrews Highway (Highway 385) in Odessa, Ector County: chromium plating.
10. Marshall Wood Preserving. Located at 2700 West Houston Street, Marshall, Harrison County: wood treatment.
11. Avinger Development Company (ADCO). Located on the south side of State Highway 155, approximately 0.25 mile east of the intersection with State Highway 49, Avinger, Cass County: wood treatment.
12. Hu-Mar Chemicals. Located north of McGothlin Road, between the old Southern Pacific Railroad tracks and 12th Street, Palacios, Matagorda County: pesticide and herbicide formulation.
13. Moss Lake Road Groundwater Site. Located approximately 0.25 mile north of the intersection of North Moss Lake Road and Interstate Highway 20, approximately four miles east of Big Spring, Howard County: groundwater plume of an unknown source.
14. Ballard Pits. Located at the end of Ballard Lane, west of its intersection with County Road 73, approximately 5.8 miles north of Robstown, Nueces County: disposal of oil field drilling muds and petroleum wastes.
15. Cass County Treating Company. Located at 304 Hall Street within the southeastern city limits of Linden, Cass County: wood treatment.
16. Tucker Oil Refinery/Clinton Manges Oil Refinery. Located on the east side of United States Highway 79 in the rural community of Tucker, Anderson County: oil refinery.
17. Bailey Metal Processors, Inc. Located one mile northwest of Brady on Highway 87, McCulloch County: scrap metal dealer, primarily conducting copper and lead reclamation.
18. City View Road Groundwater Plume. Located northwest of the intersection of Interstate Highway 20 and State Highway 158, Midland County: groundwater contamination plume.
19. Mineral Wool Insulation Manufacturing Company. Located on Shaw Road at the northwest corner of the city limits of Rogers, Bell County: mineral wool manufacturing.

20. Scrub-A-Dubb Barrel Company. Located at 1102 North Ash Avenue, Lubbock, Lubbock County: former drum cleaning and reconditioning business.

CHANGES SINCE THE SEPTEMBER 2015 SUPERFUND REGISTRY PUBLICATION

Since the last *Texas Register* publication of the state Superfund registry on September 25, 2015, (40 TexReg 6777), no additional sites were proposed or listed on the state Superfund registry. Two sites, the EmChem Corporation site and the Woodward Industries, Inc. site, were deleted from the state Superfund registry. The EmChem Corporation site was eligible for deletion due to its acceptance into the TCEQ Voluntary Cleanup Program. The commission has deleted the Woodward Industries, Inc. site from the state Superfund program because it has been determined that due to the removal actions performed, the site no longer presents an endangerment to human health or the environment.

SITES DELETED FROM THE STATE SUPERFUND REGISTRY

To date, 54 sites have been *deleted* from the state Superfund registry in accordance with THSC, §361.189 (see also 30 TAC §335.344).

Aluminum Finishing Company, Harris County; Archem Company/Thames Chelsea, Harris County; Aztec Ceramics, Bexar County; Aztec Mercury, Brazoria County; Barlow's Wills Point Plating, Van Zandt County; Bestplate, Inc., Dallas County; Butler Ranch, Karnes County; Cox Road Dump Site, Liberty County; Crim-Hammett, Rusk County; Dorchester Refining Company, Titus County; Double R Plating Company, Cass County; El Paso Plating Works, El Paso County; EmChem Corporation, Brazoria County; Force Road Oil, Brazoria County; Gulf Metals Industries, Harris County; Hagerson Road Drum, Fort Bend County; Harkey Road, Brazoria County; Hart Creosoting, Jasper County; Harvey Industries, Inc., Henderson County; Hicks Field Sewer Corp., Tarrant County; Hi-Yield, Hunt County; Higgins Wood Preserving, Angelina County; Houston Lead, Harris County; Houston Scrap, Harris County; J.C. Pennco Waste Oil Service, Bexar County; Kingsbury Metal Finishing, Guadalupe County; LaPata Oil Company, Harris County; Lyon Property, Kimble County; McNabb Flying Service, Brazoria County; Melton Kelly Property, Navarro County; Munoz Borrow Pits, Hidalgo County; Newton Wood Preserving, Newton County; Niagara Chemical, Cameron County; Old Lufkin Creosoting, Angelina County; Permian Chemical, Ector County; Phipps Plating, Bexar County; PIP Minerals, Liberty County; Poly-Cycle Industries, Ellis County; Poly-Cycle Industries, Jacksonville, Cherokee County; Rio Grande Refinery I, Hardin County; Rio Grande Refinery II, Hardin County; Rogers Delinted Cottonseed-Farmersville, Collin County; Sampson Horrice, Dallas County; SESCO, Tom Green County; Shelby Wood Specialty, Inc., Shelby County; Solvent Recovery Services, Fort Bend County; South Texas Solvents, Nueces County; State Marine, Jefferson County; Stoller Chemical Company, Hale County; Texas American Oil, Ellis County; Thompson Hayward Chemical, Knox County; Waste Oil Tank Services, Harris County; Woodward Industries, Inc., Nacogdoches and Wortham Lead Salvage, Henderson County.

REMOVAL FROM INCLUSION

The Lindsay Post Company Site, located in Alto, Cherokee County, was removed from inclusion on the registry as a site that was proposed for listing in the January 22, 1988, issue of the *Texas Register* (13 TexReg 427).

How to Access Agency Records

Agency records for these sites may be accessible for viewing or copying by contacting the TCEQ Central File Room (CFR) Customer Service Center, Building E, North Entrance, at 12100 Park 35 Circle, Austin, Texas 78753, phone number (512) 239-2900, fax (512) 239-

1850, or e-mail cfrreq@tceq.texas.gov. CFR Customer Service Center staff will assist with providing program area contacts for records not maintained in the CFR. Also, inquiries concerning the agency Superfund program records may be directed to Superfund staff at the Superfund toll free line (800) 633-9363 or e-mail superfund@tceq.texas.gov. Parking for mobility impaired persons is available on the east side of Building D, convenient to access ramps that are located between Buildings D and E. There is no charge for viewing the files, however, copying of file information is subject to payment of a fee.

TRD-201604780

Kathleen C. Decker

Director, Litigation Division

Texas Commission on Environmental Quality

Filed: September 13, 2016



Golden Crescent Workforce Development Board

Request for Proposals - Program Monitor - WSGC

The Golden Crescent Workforce Development Board is seeking proposals for Program Monitor for its Workforce Centers in the Golden Crescent. The response Deadline is September 23, 2016. A copy of the Request for Proposals can be found on our website at www.gcworkforce.org. Any questions regarding this RFP need to be directed to the Executive Director at henryguajardo@gcworkforce.org

TRD-201604724

Henry Guajardo

Executive Director

Golden Crescent Workforce Development Board

Filed: September 9, 2016



Texas Health and Human Services Commission

Public Notice - Waiver Renewal to the Texas Home Living (TxHmL)

The Texas Health and Human Services Commission (HHSC) is submitting to the Centers for Medicare & Medicaid Services (CMS) a request for a renewal to the Texas Home Living (TxHmL) waiver program, a waiver implemented under the authority of section 1915(c) of the Social Security Act. CMS has approved this waiver through February 28, 2017. The proposed effective date for the renewal is March 1, 2017, with no changes to cost neutrality.

This renewal request proposes to make the following changes:

Pursuant to the 84th Texas Legislature, 2015, Regular Session, the HHSC transition plan for the Texas Department of Aging and Disability Services (DADS) requires the integration of DADS into the HHSC system. Please note the subsequent language modifications made throughout the application:

Department of Aging and Disability Services to Health and Human Services Commission (DADS - HHSC);

"local authority" to "local intellectual and developmental disability authority";

Operating Agency to State Medicaid Agency;

"consumer" to "individual" and other such changes related to person-first language; and

"consumer directed services agency" to "financial management services agency."

The following paragraphs identify and describe the substantial changes to the following appendices that are being revised and include a description of the revision, respectively.

Appendix A: Waiver Administration and Operation

Language was adjusted to reflect the agency transformation, in which DADS, the current operating agency, is being integrated into the HHSC system. Consistent with CMS regulations, performance measures were removed from this assurance based on HHSC responsibility for both operating and regulating the program.

Appendix B: Participant Access and Eligibility

Unduplicated number of participants and point in time numbers for all waiver years were updated.

Eligibility group Medicaid Buy-In for Children (MBIC) (under age 19) §1902(a)(10)(A)(ii)(XIX), §1902(cc)(1) has been removed from the list of other specified groups as the MBIC group only applies to the 300% Special Income Limit groups.

Eligibility groups SSI Recipient §1902(a)(10)(A)(i)(II) and Medicaid Buy-In (MBI) §1902(a)(10)(A)(ii)(XIII) were removed from the list of other specified groups as they are identified B4b.

Appendix C: Participant Services

Through the Medicaid State Plan, Community First Choice (CFC), habilitation, and personal assistance services are now available to all individuals receiving TxHmL waiver services. Transportation services are included exclusively in Community Supports for individuals receiving TxHmL waiver services.

Changed provider type name from financial management services agencies to consumer directed services direct service provider; no change to services will occur due to this change.

Added that Respite services cannot be provided at the same time as Community Supports or CFC state plan services.

Updated the service definition for Financial Management Services.

The service definition of Respite was modified to include the provision that Respite cannot be provided at the same time as Community Supports or CFC state plan services.

The State is changing the name of Support Consultation Services to Support Consultation. This change does not affect the service.

The State is changing the name of Audiology to Audiology Services. This change does not affect the services.

The State is changing the name of Dental to Dental Treatment. This change does not affect the services.

Limitations to Dental Treatment were updated to include the following language: This waiver service is only provided to individuals age 21 and over. All medically necessary Dental Treatment for children under the age of 21 are covered in the state plan pursuant to the [Early and Periodic Screening, Diagnostic, and Treatment] EPSDT benefit.

The State is changing the name of Dietary to Dietary Service. This change does not affect the services.

The State is changing the name of Occupational Therapy to Occupational Therapy Services. This change does not affect the services.

The State is changing the name of Physical Therapy to Physical Therapy Services. This change does not affect the services.

Limitations to Physical Therapy Services were updated to include the following language: This waiver service is only provided to individuals age 21 and over. All medically necessary Physical Therapy services for children under the age of 21 are covered in the state plan pursuant to the EPSDT benefit.

Limitations to Occupational Therapy Services were updated to include the following language: This waiver service is only provided to individuals age 21 and over. All medically necessary Occupational Therapy services for children under the age of 21 are covered in the state plan pursuant to the EPSDT benefit.

The State is changing the name of Skilled Nursing to Nursing. This change does not affect the services.

The State is changing the name of Speech/Language Therapy to Speech-Language Pathology to better represent the services. This change will not affect the service.

Limitations to Speech-Language Therapy were updated to include the following language: This waiver service is only provided to individuals age 21 and over. All medically necessary Speech-Language Pathology services for children under the age of 21 are covered in the state plan pursuant to the EPSDT benefit."

The list of examples of Adaptive Aids was removed from this service definition and a hyperlink to the complete list of billable Adaptive Aids is provided.

The provider standard, other standard for Adaptive Aids has been modified to accurately reflect the standard.

Cost limit for Adaptive Aids services was adjusted to \$10,000 because the previous \$6,000 annual limit was listed in error; this change is made to reflect what is currently offered in TxHmL.

Update Criminal History and Background Checks for providers of Consumer Directed Services (CDS) to reflect new requirements.

General Service Specifications, open enrollment of providers process has been updated to include a requirement for financial management agencies to obtain a Medicaid provider agreement. This is not a new requirement and is added to accurately reflect current requirements.

Administrative penalties were added as an additional method of remediation for program providers who do not comply with TxHmL rules.

Methods for remediation of financial management services agencies were updated.

Appendix D: Service Delivery

Respite is modified to include the provision that Respite cannot be provided at the same time as community supports or Community First Choice state plan services.

Administrative penalties were added as an additional method of remediation for program providers.

Appendix G: Health and Welfare

Language regarding restraint, seclusion and restrictive intervention was clarified.

Administrative penalties were added as an additional method of remediation for program providers who do not comply with TxHmL rules.

Appendix I: Financial Accountability

Fiscal responsibility was updated to reflect current practices, and the rate methodology was updated to include a legislatively-mandated spending requirement related to a rate increase effective September 1, 2015.

Methods for Remediation/Fixing Individual Problems was updated.

Appendix J:

Unduplicated number of participants and point in time numbers for all waiver years were updated.

TxHmL provides essential community-based services and supports to individuals with an intellectual and developmental disability living in their own homes or with their families. Services and supports are intended to enhance quality of life, functional independence, and health and well-being in continued community-based living and to enhance, rather than replace, existing informal or formal supports and resources. Services include day habilitation, respite, supported employment, prescription medications, financial management services, support consultation, adaptive aids, audiology services, behavioral support, community support, dental treatment, dietary service, employment assistance, minor home modifications, occupational therapy services, physical therapy services, nursing, and speech-language pathology.

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

U.S. Mail

Texas Health and Human Services Commission

Attention: Jacqueline Pernell, Waiver Coordinator, Policy Development Support

P.O. Box 13247

Mail Code H-600

Austin, Texas 78711-3247

Telephone

(512) 428-1931

Fax

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

Email

TX_Medicaid_Waivers@hhsc.state.tx.us

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

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

The DADS local offices will post this notice for 30 days. The complete waiver application can be found online on the DADS website at:

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

TRD-201604796

Karen Ray

Chief Counsel

Texas Health and Human Services Commission

Filed: September 14, 2016

◆ ◆ ◆

Texas Department of Housing and Community Affairs

Notice of Funding Availability (NOFA) for the Texas Department of Housing and Community Affairs "FY 2017 Texas Bootstrap Loan Program"

I. Source of Funds.

The Texas Bootstrap Loan Program is funded through the Housing Trust Fund which was established by the 72nd Legislature, Senate Bill 546, Texas Government Code §2306.201, to create affordable housing for low- and very low-income households. Funding sources consist of appropriations or transfers made to the fund, unencumbered fund balances, and public or private gifts, grants, or donations.

II. Notice of Funding Availability (NOFA) Summary.

The Texas Department of Housing and Community Affairs (the "Department"), through its Single Family Operations and Services Division, announces the availability of approximately \$3,000,000 of State of Texas Housing Trust Funds for Fiscal Year 2017 for the Texas Bootstrap Loan ("Bootstrap") Program. The funding will be available for reservation on Tuesday, September 27, 2016. The Department will continue to accept reservations on an ongoing basis until August 31, 2018, or until all funding has been committed. Additional funds may be added to this NOFA from loan repayments, interest earnings and obligations from prior years.

The purpose of the Bootstrap Program is to purchase land and/or build new residential or improve existing residential housing through self-help construction methods for Owner-Builders, including persons with special needs, whose household income does not exceed 60 percent of the Area Median Family Income.

To be able to reserve Bootstrap Program funds on behalf of Owner-Builders, nonprofit organizations must undergo certification as a "Non-profit Owner-Builder Housing Provider" (NOHP) by the Department and execute a loan origination agreement. Two-thirds of the funds are set aside for Owner-Builders with property in census tracts with median incomes not exceeding 75 percent of the current state median income. The remaining one-third is released statewide.

III. Additional Information.

The "FY 2017 Texas Bootstrap Loan Program" NOFA is posted on the Department's website at <http://www.tdhca.state.tx.us/oci/bootstrap.htm>. Questions regarding the Bootstrap Program NOFA may be addressed to Raul Gonzales at (512) 475-1473 or raul.gonzales@tdhca.state.tx.us.

TRD-201604789

Timothy K. Irvine
Executive Director

Texas Department of Housing and Community Affairs
Filed: September 13, 2016

Texas Department of Insurance

Company Licensing

Application for admission to the State of Texas by HEALTHCARE UNDERWRITERS GROUP, INC., a foreign fire and/or casualty company. The home office is in Columbus, Ohio.

Correction:

In the August 12, 2016, issue of the *Texas Register* (41 TexReg 6125), an application for METLIFE INSURANCE COMPANY USA, Wilmington, Delaware, a foreign life, accident and/or health company to change its name to BRIGHTHOUSE INSURANCE COMPANY was

published. The correct name is BRIGHTHOUSE LIFE INSURANCE COMPANY.

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-201604803

Norma Garcia

General Counsel

Texas Department of Insurance

Filed: September 14, 2016

◆ ◆ ◆
Notice of Filing

The Texas Automobile Insurance Plan Association (TAIPA) filed a private passenger and commercial automobile insurance rate filing on September 7, 2016, under Insurance Code, §2151.202. The commissioner has not scheduled a hearing because the rate filed does not exceed 105 percent of the current average rate for each coverage written through the association. See Insurance Code, §2151.2041.

You may review TAIPA's rate filing by visiting the link at the bottom of this notice, or you may review it in the Office of the Chief Clerk at the Texas Department of Insurance during regular business hours at 333 Guadalupe St., Austin, Texas. For further information or to request a copy of the filing, please contact the Office of the Chief Clerk by phone at (512) 676-6585 or by email at ChiefClerk@tdi.texas.gov (refer to Petition No. A-0916-11).

If you wish to submit written comments related to the filing, please do so before October 5, 2016. You must provide two copies of your comments. Send one copy to the Texas Department of Insurance, Office of the Chief Clerk, Mail Code 113-2A, P.O. Box 149104, Austin, Texas 78714-9104; or email it to ChiefClerk@tdi.texas.gov. Send the other copy to J'ne Byckovski, Chief Actuary, Texas Department of Insurance, Property and Casualty Actuarial Office, Mail Code 105-5F, P.O. Box 149104, Austin, Texas 78714-9104; or you may email it to PCActuarial@tdi.texas.gov.

TRD-201604802

Norma Garcia

General Counsel

Texas Department of Insurance

Filed: September 14, 2016

◆ ◆ ◆
Notice of Public Hearing

The commissioner of insurance will hold a public hearing to determine whether a necessity exists to suspend the Texas Medical Liability Insurance Underwriting Association's (JUA) authority to issue new insurance policies. Insurance Code §2203.4515 requires the commissioner to make this determination, after notice and hearing. The public hearing will be held:

Docket No. 2792

9:30 a.m., Central Time

October 17, 2016

Room 100, Willian P. Hobby Jr. State Office Building

333 Guadalupe St., Austin, Texas 78701

To submit written comments, please provide two copies no later than 5:00 p.m., Central Time, Friday, October 14, 2016. Please send one

copy to the Office of the Chief Clerk, Mail Code 113-2A, Texas Department of Insurance, P.O. Box 149104, Austin, Texas 78714-9104, or by email to ChiefClerk@tdi.texas.gov. Send the other copy to Marianne Baker, Director, Property and Casualty Lines Office, Mail Code 104-PC, Texas Department of Insurance, P.O. Box 149104, Austin, Texas 78714-9104, or by email to Marianne.Baker@tdi.texas.gov. We will also accept written and oral comments at the public hearing.

TRD-201604804

Norma Garcia

General Counsel

Texas Department of Insurance

Filed: September 14, 2016



Texas Lottery Commission

Scratch Ticket Game Number 1760 "Word Games"

1.0 Name and Style of Scratch Ticket Game.

A. The name of Scratch Ticket Game No. 1760 is "WORD GAMES". The play style is "crossword".

1.1 Price of Scratch Ticket Game.

A. Tickets for Scratch Ticket Game No. 1760 shall be \$3.00 per Scratch Ticket.

1.2 Definitions in Scratch Ticket Game No. 1760.

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-imaged games. The possible black Play Symbols are: A, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T, U, V, W, X, Y, Z, 2X SYMBOL, 3X SYMBOL, \$3.00, \$5.00, \$10.00, \$15.00, \$20.00, \$30.00, \$50.00, \$100, \$500, \$5,000 and \$50,000.

D. Play Symbol Caption - the small printed material appearing below each Play Symbol which explains the Play Symbol. One and only one of these Play Symbol Captions appears under each Play Symbol and each is printed in caption font in black ink in positive. Crossword and Bingo style games do not typically have Play Symbol Captions. The Play Symbol Caption which corresponds with and verifies each Play Symbol is as follows:

Figure 1: GAME NO. 1760 - 1.2D

PLAY SYMBOL	CAPTION
A	
B	
C	
D	
E	
F	
G	
H	
I	
J	
K	
L	
M	
N	
O	
P	
Q	
R	
S	
T	
U	
V	
W	
X	
Y	
Z	
2X SYMBOL	2TIMES
3X SYMBOL	3TIMES
\$3.00	THR\$
\$5.00	FIV\$
\$10.00	TEN\$
\$15.00	FFN\$
\$20.00	TWY\$
\$30.00	TRTY\$
\$50.00	FIFTY\$
\$100	ONHN
\$500	FVHN
\$5,000	FVTH
\$50,000	50TH

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

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

G. Mid-Tier Prize - A prize of \$30.00, \$50.00, \$100 or \$500.

H. High-Tier Prize - A prize of \$5,000 or \$50,000.

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

J. Pack-Scratch Ticket number - A 14 (fourteen) digit number consisting of the four (4) digit game number (1760), a seven (7) digit Pack number, and a three (3) digit Scratch Ticket number. Scratch Ticket numbers start with 001 and end with 125 within each Pack. The format will be: 1760-0000001-001.

K. Pack - A Pack of "WORD GAMES" Scratch Ticket Game contains 125 Scratch Tickets, which are packed in plastic shrink-wrapping and fanfolded in pages of one (1). Ticket 001 will be shown on the front of the Pack; the back of Ticket 125 will be revealed on the back of the Pack. All Packs will be tightly shrink-wrapped. There will be no breaks between the Tickets in a Pack. Every other book will reverse i.e., reverse order will be: the back of Ticket 001 will be shown on the front of the Pack and the front of Ticket 125 will be shown on the back of the Pack.

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

M. Scratch Ticket Game, Scratch Ticket or Ticket - A Texas Lottery "WORD GAMES" Scratch Ticket Game No. 1760 Ticket.

2.0 Determination of Prize Winners. The determination of prize winners is subject to the general Scratch Ticket validation requirements set forth in Texas Lottery Rule 401.302, Instant Game Rules, these Game Procedures, and the requirements set out on the back of each Scratch Ticket. A prize winner in the "WORD GAMES" Scratch Ticket Game is determined once the latex on the Scratch Ticket is scratched off to expose up to 77 (seventy-seven) possible Play Symbols. The player must scratch ALL of the YOUR 18 LETTERS. The player then scratches ALL the letters found in GAME 1, GAME 2 and GAME 3 that exactly match the YOUR 18 LETTERS. If the player has matched ALL of the letters in a WORD with the YOUR 18 LETTERS, the player wins the PRIZE for that WORD. If the player has matched ALL of the letters in a WORD with a 2X MULTIPLIER, the player wins 2 TIMES the PRIZE for that WORD. If the player has matched ALL of the letters in a WORD with a 3X MULTIPLIER, the player wins 3 TIMES the PRIZE for that WORD. In each GAME, every lettered square within an unbroken horizontal (left to right) sequence must be matched with the YOUR 18 LETTERS to be considered a complete WORD. Words revealed in a vertical or diagonal sequence are not considered valid WORDS. Words within WORDS are not eligible for a prize. No portion of the Display Printing nor any extraneous matter whatsoever shall be usable or playable as a part of the Scratch Ticket Game.

2.1 Scratch Ticket Validation Requirements.

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

1. Seventy-seven (77) possible Play Symbols must appear under the Latex Overprint on the front portion of the Scratch Ticket;
 2. Play Symbols in this game do not have Play Symbol Captions;
 3. Each of the Play Symbols must be present in its entirety and be fully legible;
 4. Each of the Play Symbols must be printed in black ink;
 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 77 (seventy-seven) possible 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 77 (seventy-seven) possible Play Symbols must be exactly one of those described in §1.2.C of these Game Procedures;
 17. Each of the 77 (seventy-seven) possible 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 Texas Lottery 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 in GAME 1 unless restricted by other parameters, play action or prize structure.

C. Each Ticket will contain two (2) three-letter words, four (4) four-letter words, three (3) five-letter words and one (1) six-letter word.

D. A minimum of 3 vowels will always appear in the YOUR 18 LETTERS play area. Vowels are considered to be A, E, I, O and U.

E. A minimum of twelve (12) letters in the YOUR 18 LETTERS play area will open at least one (1) letter of a word on a Ticket.

F. All words used on the Ticket will be different.

G. All words used will be from the TEXAS APPROVED WORD LIST CASHWORD/CROSSWORD v.1.1 dated July 2, 2015.

H. The presence or absence of any letter or combination of letter in the YOUR 18 LETTERS play area will not be indicative of winning or non-winning Ticket.

I. There will be no matching letters in the YOUR 18 LETTERS play area.

J. Words from the TEXAS REJECTED WORD LIST v2.2 dated July 2, 2015 will not appear horizontally, vertically or diagonally in the YOUR 18 LETTERS play area.

K. The MULTIPLIER Play Symbols will always appear within the correct GAME (GAME 2 used the "2X" (2TIMES) Play Symbol and GAME 3 uses the "3X" (3TIMES) Play Symbol).

L. No matching non-winning Prize Symbols within a GAME.

M. A winning Prize Symbol will never match a non-winning Prize Symbol on a Ticket.

N. No three (3) or more matching non-winning Prize Symbols on a Ticket.

2.3 Procedure for Claiming Prizes.

A. To claim a "WORD GAMES" Scratch Ticket Game prize of \$3.00, \$5.00, \$10.00, \$15.00, \$20.00, \$30.00, \$50.00, \$100 or \$500, a claimant shall sign the back of the Ticket in the space designated on the Scratch Ticket and present the winning Scratch Ticket to any Texas Lottery Retailer. The Texas Lottery Retailer shall verify the claim and, if valid, and upon presentation of proper identification, if appropriate, make payment of the amount due the claimant and physically void the Scratch Ticket; provided that the Texas Lottery Retailer may, but is not required to, pay a \$30.00, \$50.00, \$100 or \$500 Scratch Ticket. 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 §2.3.B and 2.3.C of these Game Procedures.

B. To claim a "WORD GAMES" Scratch Ticket Game prize of \$5,000 or \$50,000, the claimant must sign the winning Scratch Ticket and present it at one of the Texas Lottery's Claim Centers. If the claim is validated by the Texas Lottery, payment will be made to the bearer of the validated winning Scratch Ticket for that prize upon presentation of proper identification. When paying a prize of \$600 or more, the Texas Lottery shall file the appropriate income reporting form with the Internal Revenue Service (IRS) and shall withhold federal income tax at a rate set by the IRS if required. In the event that the claim is not validated by the Texas Lottery, the claim shall be denied and the claimant shall be notified promptly.

C. As an alternative method of claiming a "WORD GAMES" 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. 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 §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 "WORD GAMES" 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 "WORD GAMES" 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 Instant Prizes. There will be approximately 6,000,000 Scratch Tickets in the Scratch Ticket Game No. 1760. The approximate number and value of prizes in the game are as follows:

Figure 2: GAME NO. 1760 - 4.0

Prize Amount	Approximate Number of Winners*	Approximate Odds are 1 in **
\$3	624,000	9.62
\$5	432,000	13.89
\$10	192,000	31.25
\$15	96,000	62.50
\$20	72,000	83.33
\$30	26,250	228.57
\$50	20,750	289.16
\$100	6,000	1,000.00
\$500	750	8,000.00
\$5,000	20	300,000.00
\$50,000	3	2,000,000.00

*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 4.08. 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 Tickets in the game may be increased or decreased at the sole discretion of the Texas Lottery.

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. 1760 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 Texas Lottery Scratch Ticket closing procedures and the Instant Game Rules. See 16 TAC §401.302(j).

6.0 Governing Law. In purchasing a Scratch Ticket, the player agrees to comply with, and abide by, these Game Procedures for Scratch Ticket Game No. 1760, 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-201604776



Scratch Ticket Game Number 1807 "Super Loteria"

1.0 Name and Style of Scratch Ticket Game.

A. The name of Scratch Ticket Game No. 1807 is "SUPER LOTERIA". The play style is "row/column/diagonal".

1.1 Price of Scratch Ticket Game.

A. The price for Scratch Ticket Game No. 1807 shall be \$5.00 per Scratch Ticket.

1.2 Definitions in Scratch Ticket Game No. 1807.

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:

THE MOCKINGBIRD SYMBOL, THE CACTUS SYMBOL, THE STRAWBERRY SYMBOL, THE ROADRUNNER SYMBOL, THE BAT SYMBOL, THE PIÑATA SYMBOL, THE COWBOY SYMBOL, THE NEWSPAPER SYMBOL, THE SUNSET SYMBOL, THE COWBOY HAT SYMBOL, THE COVERED WAGON SYMBOL, THE MARACAS SYMBOL, THE LONE STAR SYMBOL, THE CORN SYMBOL, THE HEN SYMBOL, THE SPEAR SYMBOL, THE GUITAR SYMBOL, THE FIRE SYMBOL, THE MORTAR PESTLE SYMBOL, THE WHEEL SYMBOL, THE PECAN TREE SYMBOL, THE JACKRABBIT SYMBOL, THE BOAR SYMBOL, THE ARMADILLO SYMBOL, THE LIZARD SYMBOL, THE CHILE PEPPER SYMBOL, THE HORSESHOE SYMBOL, THE HORSE SYMBOL, THE SHOES SYMBOL, THE BLUEBONNET SYMBOL, THE CHERRIES SYMBOL, THE OIL RIG SYMBOL, THE MOONRISE SYMBOL, THE RATTLESNAKE SYMBOL, THE WINDMILL SYMBOL, THE SPUR SYMBOL, THE SADDLE SYMBOL, \$5.00, \$10.00, \$15.00, \$20.00, \$50.00, \$100, \$200, \$500, \$5,000 and \$100,000.

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

Figure 1: GAME NO. 1807 - 1.2D

PLAY SYMBOL	CAPTION
THE MOCKINGBIRD SYMBOL	THEMOCKINGBIRD
THE CACTUS SYMBOL	THE CACTUS
THE STRAWBERRY SYMBOL	THESTRAWBERRY
THE ROADRUNNER SYMBOL	THEROADRUNNER
THE BAT SYMBOL	THE BAT
THE PIÑATA SYMBOL	THE PIÑATA
THE COWBOY SYMBOL	THECOWBOY
THE NEWSPAPER SYMBOL	THENEWSPAPER
THE SUNSET SYMBOL	THE SUNSET
THE COWBOY HAT SYMBOL	THECOWBOYHAT
THE COVERED WAGON SYMBOL	THECOVEREDWAGON
THE MARACAS SYMBOL	THE MARACAS
THE LONE STAR SYMBOL	THE LONE STAR
THE CORN SYMBOL	THE CORN
THE HEN SYMBOL	THE HEN
THE SPEAR SYMBOL	THE SPEAR
THE GUITAR SYMBOL	THE GUITAR
THE FIRE SYMBOL	THE FIRE
THE MORTAR PESTLE SYMBOL	THEMORTARPESTLE
THE WHEEL SYMBOL	THE WHEEL
THE PECAN TREE SYMBOL	THEPECANTREE
THE JACKRABBIT SYMBOL	THEJACKRABBIT
THE BOAR SYMBOL	THE BOAR
THE ARMADILLO SYMBOL	THEARMADILLO
THE LIZARD SYMBOL	THELIZARD
THE CHILE PEPPER SYMBOL	THECHILEPEPPER
THE HORSESHOE SYMBOL	THEHORSESHOE
THE HORSE SYMBOL	THE HORSE

THE SHOES SYMBOL	THE SHOES
THE BLUEBONNET SYMBOL	THEBLUEBONNET
THE CHERRIES SYMBOL	THECHERRIES
THE OIL RIG SYMBOL	THEOILRIG
THE MOONRISE SYMBOL	THE MOONRISE
THE RATTLESNAKE SYMBOL	THERATTLESNAKE
THE WINDMILL SYMBOL	THEWINDMILL
THE SPUR SYMBOL	THE SPUR
THE SADDLE SYMBOL	THESADDLE
\$5.00	FIV\$
\$10.00	TEN\$
\$15.00	FTN\$
\$20.00	TWY\$
\$50.00	FFTY\$
\$100	ONHN
\$200	TOHN
\$500	FVHN
\$5,000	FVTH
\$100,000	100THOU

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

F. Low-Tier Prize - A prize of \$5.00, \$10.00, \$15.00 or \$20.00.

G. Mid-Tier Prize - A prize of \$50.00, \$100, \$200 or \$500.

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

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

J. Pack-Ticket Number - A 14 (fourteen) digit number consisting of the four (4) digit game number (1807), a seven (7) digit Pack number, and a three (3) digit Scratch Ticket number. Scratch Ticket numbers start with 001 and end with 075 within each Pack. The format will be: 1807-0000001-001.

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

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

M. Scratch Ticket Game, Scratch Ticket or Ticket - Texas Lottery "SUPER LOTERIA" Scratch Ticket Game No. 1807.

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 "SUPER LOTERIA" Scratch Ticket Game is determined once the latex on the Scratch Ticket is scratched off to expose 52 (fifty-two) Play Symbols. The player scratches the CALLER'S CARD area to reveal 21 symbols. The player scratches ONLY the symbols on the PLAY BOARD that match the symbols revealed on the CALLER'S CARD. If the player reveals a complete row, column, or diagonal line, the player wins the prize for that line. BONUS GAMES: The player scratches ONLY the symbols on the LOTERIA BONUS GAMES that match the symbols revealed on the CALLER'S CARD. If a player reveals all 4 symbols in any one GAME, the player wins the PRIZE for that GAME. El jugador raspa las CARTAS DEL GRITON para revelar 21 símbolos. El jugador raspa SO-

LAMENTE los símbolos en la TABLA DE JUEGO que son iguales a los símbolos revelados en las CARTAS DEL GRITON para revelar una línea completa horizontal, vertical, o diagonal para ganar el premio para esa línea. JUEGOS DE BONO: El jugador raspa SOLAMENTE los símbolos de los JUEGOS DE BONO DE LA LOTERIA que son iguales a los símbolos revelados de la CARTA DEL GRITÓN. Si el jugador revela todos los 4 símbolos en cualquier JUEGO, el jugador gana el PREMIO para ese JUEGO. 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 52 (fifty-two) Play Symbols must appear under the Latex Overprint on the front portion of the Scratch Ticket;
2. Each of the Play Symbols must have a Play Symbol Caption underneath, unless specified, and each Play Symbol must agree with its Play Symbol Caption;
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 52 (fifty-two) Play Symbols under the Latex Overprint on the front portion of the Scratch Ticket, exactly one Serial Number, exactly one Retailer Validation Code, and exactly one Pack-Scratch Ticket Number on the Scratch Ticket;
14. The Serial Number of an apparent winning Scratch Ticket shall correspond with the Texas Lottery's Serial Numbers for winning Scratch Tickets, and a Scratch Ticket with that Serial Number shall not have been paid previously;
15. The Scratch Ticket must not be blank or partially blank, misregistered, defective or printed or produced in error;
16. Each of the 52 (fifty-two) Play Symbols must be exactly one of those described in §1.2.C of these Game Procedures;
17. Each of the 52 (fifty-two) Play Symbols on the Scratch Ticket must be printed in the Symbol font and must correspond precisely to the artwork on file at the Texas Lottery; the Scratch Ticket Serial Numbers

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

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

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

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

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

2.2 Programmed Game Parameters.

A. A Ticket can win up to six (6) times in accordance with the approved prize structure.

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

C. No matching Play Symbols in the CALLER'S CARD play area.

D. At least eight (8), but no more than twelve (12), CALLER'S CARD Play Symbols will match a symbol on the PLAY BOARD play area on a Ticket.

E. CALLER'S CARD Play Symbols will have a random distribution on the Ticket unless restricted by other parameters, play action or prize structure.

F. No matching Play Symbols are allowed on the PLAY BOARD play area.

G. BONUS GAMES: Every Bonus Game Grid will match at least one (1) Play Symbol to the CALLER'S CARD.

2.3 Procedure for Claiming Prizes.

A. To claim a "SUPER LOTERIA" Scratch Ticket Game prize of \$5.00, \$10.00, \$15.00, \$20.00, \$50.00, \$100, \$200 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, \$200 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 §2.3.B and §2.3.C of these Game Procedures.

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

C. As an alternative method of claiming a "SUPER LOTERIA" 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 §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 "SUPER LOTERIA" 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 "SUPER LOTERIA" Scratch Ticket Game, the Texas Lottery shall deposit the amount of the prize in a custodial bank account, with an adult member of the minor's family or the minor's guardian serving as custodian for the minor.

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

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

3.0 Scratch Ticket Ownership.

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

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

4.0 Number and Value of Scratch Ticket Prizes. There will be approximately 40,080,000 Scratch Tickets in Scratch Ticket Game No. 1807. The approximate number and value of prizes in the game are as follows:

Figure 2: GAME NO. 1807 - 4.0

Prize Amount	Approximate Number of Winners*	Approximate Odds are 1 in **
\$5	4,809,600	8.33
\$10	4,008,000	10.00
\$15	534,400	75.00
\$20	534,400	75.00
\$50	534,400	75.00
\$100	167,334	239.52
\$200	27,388	1,463.41
\$500	4,008	10,000.00
\$5,000	100	400,800.00
\$100,000	20	2,004,000.00

*The number of prizes in a game is approximate based on the number of tickets ordered. The number of actual prizes available in a game may vary based on number of tickets manufactured, testing, distribution, sales and number of prizes claimed.

**The overall odds of winning a prize are 1 in 3.77. 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. 1807 without advance notice, at which point no further Scratch Tickets in that game may be sold. The determination of the closing date and reasons for closing will be made in accordance with the Scratch Ticket closing procedures and the Instant Game Rules. See 16 TAC §401.302(j).

6.0 Governing Law. In purchasing a Scratch Ticket, the player agrees to comply with, and abide by, these Game Procedures for Scratch Ticket Game No. 1807, 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-201604774
 Bob Biard
 General Counsel
 Texas Lottery Commission
 Filed: September 12, 2016



Scratch Ticket Game Number 1832 "\$7,500,000 Ultimate Cash"

1.0 Name and Style of Scratch Ticket Game.

A. The name of Scratch Ticket Game No. 1832 is "\$7,500,000 ULTIMATE CASH". The play style is "key number match".

1.1 Price of Scratch Ticket Game.

A. The price for Scratch Ticket Game No. 1832 shall be \$50.00 per Scratch Ticket.

1.2 Definitions in Scratch Ticket Game No. 1832.

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: SINGLE CHERRY SYMBOL, GOLD BAR SYMBOL, BANANA SYMBOL, DICE SYMBOL, CROWN SYMBOL, DIAMOND SYMBOL, SPADE SYMBOL, PINEAPPLE SYMBOL, BELL SYMBOL, SUN SYMBOL, ANCHOR SYMBOL, APPLE SYMBOL, HORSESHOE SYMBOL, LIGHTNING BOLT SYMBOL, LEMON SYMBOL, HEART SYMBOL, STRAWBERRY SYMBOL, CLUB SYMBOL, POT OF GOLD SYMBOL, FOUR LEAF CLOVER SYMBOL, WISHBONE SYMBOL, 01, 03, 04, 06, 07, 08, 09, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, VAULT

SYMBOL, 2X SYMBOL, 5X SYMBOL, 10X SYMBOL, \$50.00, \$70.00, \$100, \$200, \$500, \$1,000, \$2,000, \$10,000 and \$7,500,000.

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.1832 - 1.2D

PLAY SYMBOL	CAPTION
SINGLE CHERRY SYMBOL	CHERRY
GOLD BAR SYMBOL	BAR
BANANA SYMBOL	BANANA
DICE SYMBOL	DICE
CROWN SYMBOL	CROWN
DIAMOND SYMBOL	DIAMOND
SPADE SYMBOL	SPADE
PINEAPPLE SYMBOL	PNAPLE
BELL SYMBOL	BELL
SUN SYMBOL	SUN
ANCHOR SYMBOL	ANCHOR
APPLE SYMBOL	APPLE
HORSESHOE SYMBOL	HRSHOE
LIGHTNING BOLT SYMBOL	BOLT
LEMON SYMBOL	LEMON
HEART SYMBOL	HEART
STRAWBERRY SYMBOL	STRWBY
CLUB SYMBOL	CLUB
POT OF GOLD SYMBOL	GOLD
FOUR LEAF CLOVER SYMBOL	CLOVER
WISHBONE SYMBOL	WISHBN
01	ONE
03	THR
04	FOR
06	SIX
07	SVN
08	EGT
09	NIN
11	ELV
12	TLV
13	TRN
14	FTN
15	FFN
16	SXN
17	SVT
18	ETN
19	NTN

20	TWY
21	TWON
22	TWTO
23	TWTH
24	TWFR
25	TWV
26	TWSX
27	TWSV
28	TWET
29	TWNI
30	TRTY
31	TRON
32	TRTO
33	TRTH
34	TRFR
35	TRV
36	TRSX
37	TRSV
38	TRET
39	TRNI
40	FRTY
41	FRON
42	FRTO
43	FRTH
44	FRFR
45	FRV
46	FRSX
47	FRSV
48	FRET
49	FRNI
50	FFTY
VAULT SYMBOL	WIN
2X SYMBOL	WINX2
5X SYMBOL	WINX5
10X SYMBOL	WINX10
\$50.00	FFTY\$
\$70.00	SVTY\$
\$100	ONHN
\$200	TOHN
\$500	FVHN

\$1,000	ONTH
\$2,000	TOTH
\$10,000	10TH
\$7,500,000	TPPZ

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 \$50.00 and \$70.00.

G. Mid-Tier Prize - A prize of \$100, \$150, \$200 or \$500.

H. High-Tier Prize - A prize of \$1,000, \$2,000, \$2,500, \$10,000 or \$7,500,000.

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

J. Pack-Scratch Ticket Number - A 14 (fourteen) digit number consisting of the four (4) digit game number (1832), a seven (7) digit Pack number, and a three (3) digit Scratch Ticket number. Scratch Ticket numbers start with 001 and end with 020 within each Pack. The format will be: 1832-0000001-001.

K. Pack - A Pack of the "\$7,500,000 ULTIMATE CASH" Scratch Ticket Game contains 020 Scratch Tickets, packed in plastic shrink-wrapping and fanfolded in pages of one (1). The back of Ticket 001 will be shown on the front of the Pack; the back of Ticket 020 will be revealed on the back of the Pack. All Packs will be tightly shrink-wrapped. There will be no breaks between the Tickets in a Pack.

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

M. Scratch Game Ticket, Scratch Ticket or Ticket - Texas Lottery "\$7,500,000 ULTIMATE CASH" Scratch Ticket Game No. 1832.

2.0 Determination of Prize Winners. The determination of prize winners is subject to the general Scratch Ticket validation requirements set forth in Texas Lottery Rule 401.302, Instant Game Rules, these Game Procedures, and the requirements set out on the back of each Scratch Ticket. A prize winner in the "\$7,500,000 ULTIMATE CASH" Scratch Ticket Game is determined once the latex on the Scratch Ticket is scratched off to expose 74 (seventy-four) Play Symbols. MYSTERY BONUS PLAY AREAS: If a player reveals two (2) matching Play Symbols in the same MYSTERY BONUS safe, the player wins \$100. MAIN PLAY AREA: If a player matches any of YOUR NUMBERS Play Symbols to any of the WINNING NUMBERS Play Symbols, the player wins the prize for that number. If a player reveals a "VAULT" Play Symbol, the player wins the prize for that symbol instantly. If a player reveals a "2X" Play Symbol, the player wins DOUBLE the prize for that symbol. If a player reveals a "5X" Play Symbol, the player wins 5 TIMES the prize for that symbol. If a player reveals a "10X" Play Symbol, the player wins 10 TIMES the prize for that symbol. No por-

tion 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 74 (seventy-four) 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 74 (seventy-four) 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 74 (seventy-four) Play Symbols must be exactly one of those described in §1.2.C of these Game Procedures;

17. Each of the 74 (seventy-four) 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. GENERAL: Consecutive Non-Winning Tickets within a Pack will not have matching patterns of either Play Symbols or Prize Symbols.

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

C. GENERAL: A Ticket can win up to thirty-four (34) times.

D. GENERAL: On winning and Non-Winning Tickets, the top cash prizes of \$10,000 and \$7,500,000 will each appear at least once, except on Tickets winning thirty-four (34) times.

E. MYSTERY BONUS PLAY AREAS: A Ticket can win up to one (1) time in each of the four (4) MYSTERY BONUS play areas.

F. MYSTERY BONUS PLAY AREAS: A MYSTERY BONUS Play Symbol will not be used more than one (1) time per Ticket across all four (4) MYSTERY BONUS play areas, unless used in a winning combination.

G. MYSTERY BONUS PLAY AREAS: Winning combinations across all four (4) MYSTERY BONUS play areas will be different.

H. MAIN PLAY AREA: No matching non-winning YOUR NUMBERS Play Symbols will appear on a Ticket.

I. MAIN PLAY AREA: Non-winning Prize Symbols will not match a winning Prize Symbol on a Ticket.

J. MAIN PLAY AREA: No matching WINNING NUMBERS Play Symbols will appear on a Ticket.

K. MAIN PLAY AREA: The "VAULT" (WIN) Play Symbol will never appear as a WINNING NUMBERS Play Symbol.

L. MAIN PLAY AREA: The "VAULT" (WIN) Play Symbol will never appear on a Non-Winning Ticket.

M. MAIN PLAY AREA: The "VAULT" (WIN) Play Symbol will win the prize for that Play Symbol and will win as per the prize structure.

N. MAIN PLAY AREA: No more than three (3) "VAULT" (WIN) Play Symbols will appear on a Ticket.

O. MAIN PLAY AREA: The "2X" (WINX2) Play Symbol will never appear as a WINNING NUMBERS Play Symbol.

P. MAIN PLAY AREA: The "2X" (WINX2) Play Symbol will never appear more than once on a Ticket, unless restricted by other parameters, play action or prize structure.

Q. MAIN PLAY AREA: The "2X" (WINX2) Play Symbol will never appear on a Non-Winning Ticket.

R. MAIN PLAY AREA: The "2X" (WINX2) Play Symbol will win 2 TIMES the prize for that Play Symbol and will win as per the prize structure.

S. MAIN PLAY AREA: The "5X" (WINX5) Play Symbol will never appear as a WINNING NUMBERS Play Symbol.

T. MAIN PLAY AREA: The "5X" (WINX5) Play Symbol will never appear more than once on a Ticket, unless restricted by other parameters, play action or prize structure.

U. MAIN PLAY AREA: The "5X" (WINX5) Play Symbol will never appear on a Non-Winning Ticket.

V. MAIN PLAY AREA: The "5X" (WINX5) Play Symbol will win 5 TIMES the prize for that Play Symbol and will win as per the prize structure.

W. MAIN PLAY AREA: The "10X" (WINX10) Play Symbol will never appear as a WINNING NUMBERS Play Symbol.

X. MAIN PLAY AREA: The "10X" (WINX10) Play Symbol will never appear more than once on a Ticket, unless restricted by other parameters, play action or prize structure.

Y. MAIN PLAY AREA: The "10X" (WINX10) Play Symbol will never appear on a Non-Winning Ticket.

Z. MAIN PLAY AREA: The "10X" (WINX10) Play Symbol will win 10 TIMES the prize for that Play Symbol and will win as per the prize structure.

AA. MAIN PLAY AREA: YOUR NUMBERS Play Symbols will never equal the corresponding Prize Symbol (i.e., 50 and \$50).

BB. MAIN PLAY AREA: On all Tickets, a Prize Symbol will not appear more than five (5) times except as required by the prize structure to create multiple wins.

CC. MAIN PLAY AREA: On Non-Winning Tickets, a WINNING NUMBERS Play Symbol will never match a YOUR NUMBERS Play Symbol.

2.3 Procedure for Claiming Prizes.

A. To claim a "\$7,500,000 ULTIMATE CASH" Scratch Ticket Game prize of \$50.00, \$70.00, \$100, \$150, \$200 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, \$70.00, \$100, \$150, \$200 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 §2.3.B and §2.3.C of these Game Procedures.

B. To claim a "\$7,500,000 ULTIMATE CASH" Scratch Ticket Game prize of \$1,000, \$2,000, \$2,500 or \$10,000, 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. To claim a "\$7,500,000 ULTIMATE CASH" top level prize of \$7,500,000, the claimant must sign the winning Scratch Ticket and present it at Texas Lottery Commission headquarters in Austin, Texas. 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.

D. As an alternative method of claiming a "\$7,500,000 ULTIMATE CASH" 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.

E. 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.

F. 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 §2.3.D of these Game Procedures. No liability for interest for any delay shall accrue to the benefit of the claimant pending payment of the claim.

2.5 Payment of Prizes to Persons Under 18. If a person under the age of 18 years is entitled to a cash prize under \$600 from the "\$7,500,000 ULTIMATE CASH" Scratch Ticket Game, the Texas Lottery shall deliver to an adult member of the minor's family or the minor's guardian a check or warrant in the amount of the prize payable to the order of the minor.

2.6 If a person under the age of 18 years is entitled to a cash prize of \$600 or more from the "\$7,500,000 ULTIMATE CASH" Scratch Ticket Game, the Texas Lottery shall deposit the amount of the prize in a custodial bank account, with an adult member of the minor's family or the minor's guardian serving as custodian for the minor.

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

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

3.0 Scratch Ticket Ownership.

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

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

4.0 Number and Value of Scratch Ticket Prizes. There will be approximately 3,600,000 Scratch Tickets in Scratch Ticket Game No. 1832. The approximate number and value of prizes in the game are as follows:

Figure 2: GAME NO. 1832 - 4.0

Prize Amount	Approximate Number of Winners*	Approximate Odds are 1 in **
\$50	720,000	5.00
\$70	450,000	8.00
\$100	201,000	17.91
\$150	19,500	184.62
\$200	12,000	300.00
\$500	14,550	247.42
\$1,000	7,860	458.02
\$2,000	3,570	1,008.40
\$2,500	600	6,000.00
\$10,000	120	30,000.00
\$7,500,000	3	1,200,000.00

*The number of prizes in a game is approximate based on the number of tickets ordered. The number of actual prizes available in a game may vary based on number of tickets manufactured, testing, distribution, sales and number of prizes claimed.

**The overall odds of winning a prize are 1 in 2.52. The individual odds of winning for a particular prize level may vary based on sales, distribution, testing, and number of prizes claimed.

A. The actual number of Scratch Tickets in the game may be increased or decreased at the sole discretion of the Texas Lottery Commission.

5.0 End of the Scratch Ticket Game. The Executive Director may, at any time, announce a closing date (end date) for the Scratch Ticket Game No. 1832 without advance notice, at which point no further Scratch Tickets in that game may be sold. The determination of the closing date and reasons for closing will be made in accordance with the Scratch Ticket closing procedures and the Instant Game Rules. See 16 TAC §401.302(j).

6.0 Governing Law. In purchasing a Scratch Ticket, the player agrees to comply with, and abide by, these Game Procedures for Scratch Ticket Game No. 1832, 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-201604775
 Bob Biard
 General Counsel
 Texas Lottery Commission
 Filed: September 12, 2016



Texas Department of Public Safety

Correction of Error

The Texas Department of Public Safety proposed new 37 TAC §13.51 in the September 9, 2016 issue of the *Texas Register* (41 TexReg 6956). Due to a *Texas Register* editing error, the rule text is not underlined. The rule should have been published as follows:

§13.51. Ephedrine, Pseudoephedrine, and Norpseudoephedrine.

(a) A wholesale distributor who sells, transfers, or otherwise furnishes a product containing ephedrine, pseudoephedrine, or norpseudoephedrine to a retailer shall obtain before delivering the product:

- (1) The retailer's business name, address, area code, and telephone number;
- (2) The name of the person making the purchase;
- (3) The amount of the product containing ephedrine, pseudoephedrine, or norpseudoephedrine ordered; and
- (4) Any other information required by the department.

(b) A wholesale distributor shall make an accurate and legible record of the information in subsection (a) of this section and the amount of the product containing ephedrine, pseudoephedrine, or norpseudoephedrine actually delivered. A wholesale distributor shall retain the record for a period of at least two years after the date of the transaction. The record shall be made available to the department upon request.

(c) Not later than ten business days after receipt of an order for a product containing ephedrine, pseudoephedrine, or norpseudoephedrine requesting delivery of a suspicious quantity of that product, the wholesale distributor shall report the suspicious order to the department on the form and in the manner approved by the department.

(d) A wholesale distributor who distributes a product containing ephedrine, pseudoephedrine, or norpseudoephedrine to a retailer shall make available for immediate inspection to any member of the department during regular business hours upon presentation of proper credentials all files, papers, processes, controls, or facilities appropriate for verification of a required record or report. If the wholesaler is

no longer in operation or closed, the records shall be made available within three business days.

(e) A wholesale distributor who fails to comply with the requirements of this section may be subject to administrative penalties, pursuant to Subchapter H of the Act and notification of the proper administrative or law enforcement authorities.

TRD-201604795

◆ ◆ ◆
Public Utility Commission of Texas

Notice of Application for Retail Electric Provider Certification

Notice is given to the public of the filing with the Public Utility Commission of Texas (commission) of an application on September 7, 2016, for retail electric provider certification, pursuant to Public Utility Regulatory Act (PURA) §39.352.

Docket Title and Number: Application of Griddy Energy LLC for a Retail Electric Provider Certificate, Docket Number 46342.

Applicant requests an Option I retail electric certificate.

Information on the application may be obtained by contacting the commission by mail at P.O. Box 13326, Austin, Texas 78711-3326, or by phone at (512) 936-7120 or toll free at (888) 782-8477. Hearing and speech-impaired individuals with text telephone (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All inquiries should reference Docket Number 46342.

TRD-201604736

Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: September 9, 2016

◆ ◆ ◆
Notice of Application to Amend Certificated Service Area Boundaries

Notice is given to the public of the filing with the Public Utility Commission of Texas (commission) of an application on September 6, 2016, for an amendment to certificated service area boundaries within Hays County, Texas.

Docket Style and Number: Application of Pedernales Electric Cooperative, Inc. and Bluebonnet Electric Cooperative, Inc. to Amend a Certificate of Convenience and Necessity for Electric Service Area Boundaries within Hays County. Docket Number 46340.

The Application: Pedernales Electric Cooperative, Inc. and Bluebonnet Electric Cooperative, Inc. filed an application for a service area boundary exception to better define the boundaries between their respective service areas.

Persons wishing to comment on the action sought or intervene should contact the commission no later than September 30, 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 46340.

TRD-201604729
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: September 9, 2016

◆ ◆ ◆
Notice of Application to Obtain a Sewer Certificate of Convenience and Necessity

Notice is given to the public of the filing with the Public Utility Commission of Texas (commission) of an application to obtain a sewer certificate of convenience and necessity (CCN) in Collin County, Texas.

Docket Style and Number: Application of Bear Creek Special Utility District for a Sewer Certificate of Convenience and Necessity in Collin County, Docket Number 46341.

The Application: On September 7, 2016, Bear Creek Special Utility District (Bear Creek) filed an application to obtain a new sewer certificate of convenience and necessity in Collin County. Bear Creek seeks single certification to approximately 14,300 acres that are currently not in a sewer certificate.

Persons wishing to intervene or comment on the action sought should contact the commission by mail at P.O. Box 13326, Austin, Texas 78711-3326, or by phone at (512) 936-7120 or toll-free at (888) 782-8477. A deadline for intervention in this proceeding will be established. Hearing and speech-impaired individuals with text telephone (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 46341.

TRD-201604726
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: September 9, 2016

◆ ◆ ◆
Notice of Intent to Serve Decertified Area

Notice is given to the public of the filing with the Public Utility Commission of Texas (commission) on July 15, 2016, of a notice of intent to provide water and sewer service to area decertified from Pinehurst Decker Prairie Water Supply Corporation's (Pinehurst WSC's) water certificate of convenience and necessity (CCN) No. 11768 in Montgomery County.

Docket Style and Number: Quadvest, L.P.'s Notice of Intent to Serve Area Decertified from Pinehurst Decker Prairie Water Supply Corporation in Montgomery County, Docket Number 46157.

The Application: On July 15, 2016, pursuant to Tex. Water Code §13.254 and 16 Tex. Admin. Code §24.113, Quadvest, L.P. (Quadvest) filed with the commission a notice of intent to provide water and sewer service to area decertified from Pinehurst WSC's CCN No. 11768. Quadvest and Pinehurst WSC reached an agreement on the monetary amount of compensation due Pinehurst WSC for any property rendered useless and valueless.

Persons wishing to comment should contact the commission by mail at P.O. Box 13326, Austin, Texas 78711-3326, or by phone at (512) 936-7120 or toll-free at (888) 782-8477. 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 46157.

TRD-201604734
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: September 9, 2016

Notice of Intent to Serve Decertified Area

Notice is given to the public of the filing with the Public Utility Commission of Texas (commission) on July 6, 2016, of notice of intent to provide water service to a 32.261-acre tract in Montgomery County.

Docket Style and Number: Quadvest, L.P.'s Notice of Intent to Provide Service to Area Decertified from H-M-W Special Utility District in Montgomery County, Docket Number 46139.

The Application: Pursuant to Texas Water Code §13.254 and 16 Texas Administrative Code §24.113, Quadvest, L.P. (Quadvest) filed with the Public Utility Commission of Texas (commission) a notice of its intent to serve a 32.261-acre tract in Montgomery County that was decertified from water certificate of convenience and necessity No. 10342 held by H-M-W Special Utility District. The 32.261-acre tract at issue was decertified pursuant to Texas Water Code §13.254(a 5).

Quadvest and H-M-W Special Utility District agree that the agreement between the parties for compensation for the property rendered useless or valueless as a result of the decertification is reasonable and that there is no other property at issue.

Persons wishing to comment should contact the Public Utility Commission of Texas by mail at P.O. Box 13326, Austin, Texas 78711-3326, or by phone at (512) 936-7120 or toll-free at (888) 782-8477. 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 46139.

TRD-201604788

Adriana Gonzales

Rules Coordinator

Public Utility Commission of Texas

Filed: September 13, 2016

Texas Department of Transportation

Aviation Division - Request for Proposals for Construction Manager-At-Risk

The City of Cotulla (Owner), through its agent, the Texas Department of Transportation (TxDOT), intends to engage a qualified firm to provide Construction Manager at Risk (CMAR) services for the construction of a terminal building at the Cotulla/La Salle County Airport. This solicitation is being offered under the provisions of Government Code, Chapter 2269.

Seven completed, unfolded copies of Form AVN-553 (response) must be received by TxDOT Aviation Division no later than October 25, 2016, 2:30 p.m. Electronic facsimiles or responses sent by email will not be accepted. Please mark the envelope to the attention of Beverly Longfellow, using one of the delivery methods below:

Mail or 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

Responses will be opened and read aloud on October 25, 2016, 2:30 p.m. in the offices of TxDOT Aviation Division, 150 East Riverside Drive, 5th floor South Tower, Room 107.

*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. At this time, please let the guard know if you are attending the opening or dropping off a response. If the guard contacts the Aviation Division's reception desk by the due date and time specified in this RFP, your response will be considered on time. An Aviation Division representative will meet you to accept your submittal. If a respondent wishes to attend the public opening of the responses, an Aviation Division representative will be available to escort respondents to the opening location. 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.

It is the sole responsibility of the respondent to ensure that responses are completed on the correct form and received by TxDOT Aviation Division before the deadline indicated. Responses received on forms other than the AVN-553 or after the deadline, by mail or otherwise, will be rejected and returned unopened. However, nothing in this Request for Proposals (RFP) precludes TxDOT from requesting additional information at any time during the procurement process.

Nothing herein is intended to exclude any responsible firm or in any way restrain or restrict competition. On the contrary, all qualified firms are encouraged to submit responses. The Owner and TxDOT reserve the right to award in part or in whole or to reject any or all responses.

In accordance with Government Code, §2269.253, this will be a one-step procurement process for the selection of a CMAR firm. Respondents shall utilize the latest version of Form AVN-553, titled "Request for Proposals Construction Manager-At-Risk 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 web site at <http://www.txdot.gov/business/projects/aviation.html>. The form may not be altered in any way. All printing must be in black on white paper, except for the optional illustration pages. Respondents must carefully follow the instructions provided on each page of the form. Responses may not exceed the number of pages in the response format. The response format consists of ten pages of data plus an Exhibit A where the CMAR will indicate its fees. Responses shall be stapled but not bound in any other fashion. **RESPONSES WILL NOT BE ACCEPTED IN ANY OTHER FORMAT. A PRIME PROVIDER MAY ONLY SUBMIT ONE RESPONSE. IF A PRIME PROVIDER SUBMITS MORE THAN ONE RESPONSE, THAT PROVIDER WILL BE DISQUALIFIED.**

PROJECT DESCRIPTION AND BACKGROUND

The Owner, through its agent, TxDOT, seeks responses from qualified firms to provide CMAR services for the construction of a new terminal building to be located at the Cotulla/La Salle County Airport.

The scope of services for the terminal building, which is proposed to be approximately 3,500 square feet, is intended to provide a complete and useable facility for the City of Cotulla which can be put into operation immediately after acceptance by TxDOT and the Owner.

The proposed contract is subject to 49 CFR Part 26 concerning the participation of Disadvantaged Business Enterprises (DBE). The DBE goal for the preconstruction phase is 0%. The goal will be re-set for the construction phase. The TxDOT Project Manager is Stephanie Kleiber.

The scope of services includes all aspects of construction, including but not limited to the following:

1. During the design phase, the selected CMAR team will meet and collaborate with Owner, engineer, architect and TxDOT to gain a detailed understanding of the project requirements and general parameters under which the project will be designed and constructed. The respondent's expertise will be used to affect value engineering, establish a project schedule and ultimately determine the Guaranteed Maximum Price (GMP). The services include attending meetings, consultation of plan reviews, constructability reviews and cost estimating. The CMAR will serve as general contractor for the project during the construction phase. The selected CMAR will join the project team as soon as possible. The CMAR's preconstruction services should include construction cost estimates at the end of the schematic design and design development phases. Upon completion of the construction documents phase, the CMAR will solicit competitive bids in order to propose a GMP. If this pricing is consistent with previous budgets and cost estimates provided by the CMAR, and TxDOT/Owner is satisfied with the preconstruction services provided by the CMAR, then TxDOT/Owner intends to enter into an agreement with the CMAR for the construction of the project. TxDOT/Owner will have no obligation to continue with the selected CMAR if an acceptable GMP cannot be achieved, or if unforeseen circumstances make it necessary to cancel, delay or otherwise modify the project.

2. In accordance with the approved schedule and GMP, provide and/or secure and install all materials, labor, coordination, management, and supervisory activities necessary to complete construction of the project in accordance with the drawings, specifications, and other contract documents that will be prepared by the engineer, architect, and TxDOT/Owner.

3. The selected CMAR will be required to furnish a performance bond and payment bond, each in the full amount of the construction costs, executed by a surety company or surety companies authorized to execute surety bonds under and in accordance with the laws of the State of Texas.

4. Develop project schedule.

5. Coordinate construction plans with the Owner, engineer, architect and TxDOT following final approval from TxDOT.

CONSTRUCTION/CONSTRUCTION ADMINISTRATION

1. Complete construction.

2. Administer progress meetings and prepare and distribute minutes of the meetings, as agreed upon by TxDOT/Owner.

3. Prepare and submit pay applications on a monthly basis.

4. Schedule any special inspections as required by local ordinances.

5. Compile, review and submit project closeout documentation.

FEE STRUCTURE AND BUDGET

It is anticipated that the final contract will be based on a GMP. The budget for this project is approximately \$1,000,000.00.

EVALUATION CRITERIA

The following criteria will be used in evaluating CMAR responses.

Composition and experience of CMAR team members (25 points):

Provide experience with similar projects within the last five years, including previous projects using the CMAR delivery method. Indicate no more than six key team members. Provide educational backgrounds, work experience, areas of expertise, and specific experience with construction of similar kinds of facilities. [Sources of information: Aviation Project Construction Manager-At-Risk Team, Recent Airport Experience Form]

Technical approach to the project (10 points): Provide evidence of the firm's/team's understanding of the project and any unique aspects associated with the project. Describe specific problems and considerations to be addressed. Detail how the process of CMAR would be managed and handled. Address project oversight for the entire process and coordination with the Owner. Describe how changes, modifications and corrections would be addressed. [Sources of information: Proposed Technical Approach to Project]

Project schedule (10 points): Provide proposed time frame to complete and respond to architect/engineer following each phase of design. Demonstrate experience in meeting completion date schedules by providing the original construction duration and final construction duration on the last five projects. Provide appropriate explanation on the causation when a variance of 5% or more is experienced. [Sources of information: Project Schedule, Budget Compliance and Managerial Capabilities]

Budget compliance (10 points): For the same five projects listed above, demonstrate experience in maintaining construction budgets by providing the awarded budget and the final completion budget. Provide appropriate explanation on the causation when a variance of 5% or more above the awarded budget is experienced. [Sources of information: Project Schedule, Budget Compliance and Managerial Capabilities]

Managerial capabilities (10 points): Provide systematic approach to quality assurance and interdisciplinary coordination methodologies throughout all phases of the project. Provide previous experience with successful value engineering processes and any possible opportunities for value engineering on this project. [Sources of information: Project Schedule, Budget Compliance and Managerial Capabilities]

Compensation and fees (35 points): The offer (as more set out in Exhibit A, CMAR Proposal Form,) shall consist of a not-to-exceed fee for pre-construction services and construction general conditions. [Sources of information: Exhibit A, CMAR Proposal Form]

SELECTION PROCEDURE

The selection committee will be composed of TxDOT Aviation Division staff. The committee will have no more than 45 days after the date on which the responses are opened to evaluate and rank each proposal in accordance with the criteria established above. The final selection by the committee will generally be made following the completion of review of responses. 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.

COMMITMENT

Respondent understands and agrees that TxDOT and Owner have the ability to terminate the selection process at any time, and to reject any and all responses, and that TxDOT has made no representations, written or oral, that it will award a contract for this project. Furthermore, respondent recognizes and understands that any cost incurred by the respondent which arises from respondent's submittal of a response to this RFP shall be the sole responsibility of respondent.

REFERENCES

Responses must include references and contact information for a minimum of three (3) previously completed construction projects involving the management of various trade contractors, and the year in which each was constructed. References should be included on page five of the Form AVN-553. References of the top ranked respondents will be contacted. TxDOT reserves the right to contact references other than, and/or in addition to, those furnished by respondent.

BASIS FOR AWARD

The intent is to award a contract to the respondent whose qualifications and pricing are considered to provide the best value to TxDOT/Owner.

Information gathered during the selection process, interviews, and any reference checks, in addition to the evaluation criteria stated in the RFP, and any other information or factors deemed relevant by TxDOT/Owner, shall be utilized in the final award.

FURTHER INFORMATION

Please contact TxDOT Aviation Division for any technical or procedural questions at avnrfq@txdot.gov or 1-800-68-PILOT. For procedural questions, please contact Beverly Longfellow, Grant Manager. For technical questions, please contact Stephanie Kleiber, Project Manager.

TRD-201604798

Joanne Wright

Deputy General Counsel

Texas Department of Transportation

Filed: September 14, 2016



Aviation Division - Request for Qualifications for Professional Architectural/Engineering Services

The City of Rockwall, through its agent, the Texas Department of Transportation (TxDOT), intends to engage a professional architectural/engineering firm for services pursuant to Chapter 2254, Subchapter A, of the Government Code. TxDOT Aviation Division will solicit and receive qualification statements for the current aviation project as described below.

Current Project: City of Rockwall; TxDOT CSJ No.: 1718ROCKW. Scope:

Provide engineering/design services, including construction administration, to:

1. Rehabilitate and mark Runway 17-35;
2. Rehabilitate airport entrance road;
3. Rehabilitate and repair apron;
4. Rehabilitate T-hangar access and taxiways; and
5. Construct ditches and install culverts.

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 8%. The goal will be re-set for the construction phase. TxDOT Project Manager is Ryan Hindman P.E.

Utilizing multiple engineering/design and construction grants over the course of the next five years, future scope of work items at the Ralph M. Hall/Rockwall Municipal Airport may include the following:

1. Improve airfield drainage;

2. Rehabilitate and repair airfield pavement;

3. Relocate parallel taxiway; and

4. Construct new airport entrance road.

The City of Rockwall 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.dot.state.tx.us/avn/avninfo/notice/consult/index.html> by selecting "Ralph M. Hall/Rockwall Municipal 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.

AVN-550 Preparation Instructions:

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. 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 pages of data plus one optional illustration page. A prime provider may only submit one AVN-550. If a prime provider submits more than one AVN-550, that provider will be disqualified. Responses to this solicitation 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.

The completed Form AVN-550 **must be received** in the TxDOT Aviation eGrants system no later than October 18, 2016, 11:59 p.m. (CDST). Electronic facsimiles or forms sent by email or regular/overnight mail will not be accepted.

Firms that wish to submit a response to this solicitation must be a user in the TxDOT Aviation eGrants system no later than one business day before the solicitation due date. To request access to eGrants, please complete the Contact Us webform located at <http://txdot.gov/government/funding/egrants-2016/aviation.html>.

An instructional video on how to respond to a solicitation in eGrants is available at <http://txdot.gov/government/funding/egrants-2016/aviation.html>.

Step by step instructions on how to respond to a solicitation in eGrants are also posted at <http://www.dot.state.tx.us/avn/avninfo/notice/consult/index.html>.

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 Sheri Quinlan, Grant Manager. For technical questions, please contact Ryan Hindman P.E., Project Manager.

For questions regarding responding to this solicitation in eGrants, please contact the TxDOT Aviation help desk at 1-800-687-4568 or avn-egrantshelp@txdot.gov.

TRD-201604800

Joanne Wright

Deputy General Counsel

Texas Department of Transportation

Filed: September 14, 2016



Aviation Division - Request for Qualifications for Professional Architectural/Engineering Services

The City of San Marcos, through its agent, the Texas Department of Transportation (TxDOT), intends to engage a professional architectural/engineering firm for services pursuant to Chapter 2254, Subchapter A, of the Government Code. TxDOT Aviation Division will solicit and receive qualification statements for services described below.

Airport Sponsor: City of San Marcos TxDOT CSJ No. 17HGSMRCO; Scope: Provide architectural and engineering/design services, including construction administration, to construct a city-owned box hangar at San Marcos Regional Airport in San Marcos, 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 for the design phase is set at 13%. The goal will be re-set for the construction phase. The TxDOT Project Manager is Stephanie Kleiber, P.E.

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 "San Marcos Regional Airport."

AVN-550 Preparation Instructions:

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. 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 pages of data plus one optional illustration page. A prime provider may only submit one AVN-550. If a prime provider submits more than one AVN-550, that

provider will be disqualified. Responses to this solicitation 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.

The completed Form AVN-550 **must be received** in the TxDOT Aviation eGrants system no later than October 25, 2016, 11:59 p.m. (CDST). Electronic facsimiles or forms sent by email or regular/overnight mail will not be accepted.

Firms that wish to submit a response to this solicitation must be a user in the TxDOT Aviation eGrants system no later than one business day before the solicitation due date. To request access to eGrants, please complete the Contact Us web form located at <http://txdot.gov/government/funding/egrants-2016/aviation.html>.

An instructional video on how to respond to a solicitation in eGrants is available at <http://txdot.gov/government/funding/egrants-2016/aviation.html>.

Step by step instructions on how to respond to a solicitation in eGrants will also be posted in the RFQ packet at <http://www.txdot.gov/inside-txdot/division/aviation/projects.html>.

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.

For questions regarding responding to this solicitation in eGrants, please contact the TxDOT Aviation help desk at 1 (800) 687-4568 or avn-egrantshelp@txdot.gov.

TRD-201604801

Joanne Wright

Deputy General Counsel

Texas Department of Transportation

Filed: September 14, 2016



Aviation Division - Request for Qualifications for Professional Services

The City of Bonham, through its agent, the Texas Department of Transportation (TxDOT), intends to engage a qualified firm for professional 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 Government Code. TxDOT Aviation Division will solicit and receive qualifications for professional services as described below.

Airport Sponsor: City of Bonham, TxDOT CSJ No. 16MPBNHAM. Scope: Prepare an Airport Master Plan update report and Airport Layout Plan update using the guidance found in Advisory Circular (AC) 150/5070-6B, Airport Master Plans. The Airport Master Plan will be tailored to the individual needs of Bonham Municipal Airport in Bonham, 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 Daniel Benson.

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 October 25, 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 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 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-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 Daniel Benson, Project Manager.

TRD-201604799

Joanne Wright

Deputy General Counsel

Texas Department of Transportation

Filed: September 14, 2016

Texas Windstorm Insurance Association

Request for Proposals

Purpose of Request for Proposals

The Texas Windstorm Insurance Association (TWIA) will issue a Request For Proposals (RFP) for Reinsurance Brokerage and Advisory Services. As described in the RFP, the purpose is to obtain proposals from qualified Respondents for reinsurance brokerage and advisory services.

Proposal/Response Format

The RFP will be published on the TWIA website on or about September 23, 2016 at: <http://www.twia.org>. Further information regarding the RFP will also be available on TWIA's website at this address, including any updates, amendments, and clarifications.

Mandatory Response Requirements

Applications must meet all requirements of the RFP. Applications will be reviewed by the Association and evaluated as outlined in the RFP.

Rights and Obligations

TWIA is not responsible for any costs incurred in responding to this RFP, and TWIA reserves the right to accept or reject any or all applications in its sole discretion. TWIA is under no obligation to award a contract on the basis of the RFP. TWIA reserves the right to issue other RFPs for the services outlined in this RFP.

Contact Information

Any requests for information for the purpose of this RFP should be directed to:

Email:

jmurphy@twia.org

Mail:
Texas Windstorm Insurance Association
Attn: James Murphy
5700 South Mopac, Building A
Austin, Texas 78749

TRD-201604805
James Murphy
Chief Actuary
Texas Windstorm Insurance Association
Filed: September 14, 2016

