

# IN ADDITION

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

## Comptroller of Public Accounts

### Notice of Contract Award

Notice of Award: The Texas Comptroller of Public Accounts announces the award of a fiscal note consulting services contract under Request for Proposals No. 222a ("RFP") to Tim S. Wooten, 409 Wilson Ranch Road, Cypress Mill, Texas 78663. The total amount of the contract is not to exceed \$96,000.00. The term of the contract is October 23, 2018, through August 31, 2019, with option to renew for one (1) additional one (1) year period.

The RFP was published in the August 31, 2018, issue of the *Texas Register* (43 TexReg 5693).

TRD-201804664

Vicki Rees

Contracts Attorney

Comptroller of Public Accounts

Filed: October 24, 2018



## 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 11/05/18 - 11/11/18 is 18% for Consumer<sup>1</sup>/Agricultural/Commercial<sup>2</sup> credit through \$250,000.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 11/05/18 - 11/11/18 is 18% for Commercial over \$250,000.

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

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

TRD-201804725

Leslie L. Pettijohn

Commissioner

Office of Consumer Credit Commissioner

Filed: October 31, 2018



## Texas Education Agency

### Request for Applications (RFA) Concerning the 2019-2020 Teacher Leadership Grant Program

Filing Date. October 31, 2018

Filing Authority. The availability of grant funds under RFA #701-19-101 is authorized by P.L. 114-95, Elementary and Secondary Education Act of 1965, as amended by the Every Student Succeeds Act (ESSA), Title I, Part A, §1003.

Eligible Applicants. The Texas Education Agency (TEA) is requesting applications under RFA #701-19-101 from local educational agencies

(LEAs) that have three or more campuses that are both: (1) identified for comprehensive support; and (2) served with Title I, Part A funds as indicated on Schedule SC5000 in the 2018-2019 ESSA Consolidated Grant Application. An eligibility list will be posted along with the RFA.

Description. The 2019-2020 Teacher Leadership Grant Program will provide selected applicants funds to develop teacher leadership programs on qualifying comprehensive campuses that will be aimed at increasing teacher effectiveness and ultimately student outcomes. These teacher leadership programs will: (1) identify strong teacher leaders through a targeted and rigorous recruitment and selection process; (2) partner with an effective third-party provider to support the design and implementation of teacher leadership programs and provide training and ongoing support to teacher leaders on the topics of peer observations, coaching, leading colleagues, and facilitating data-driven inquiry cycles; and (3) design and implement the school-level structures and systems needed to maximize a teacher leader's impact.

LEAs will be required to partner with vendors that specialize in designing, implementing, and supporting teacher leader models in schools.

Dates of Project. The 2019-2020 Teacher Leadership Grant Program will be implemented during the 2019-2020 school year. Applicants should plan for a starting date of no earlier than March 1, 2019, and an ending date of no later than July 30, 2020.

Project Amount. Approximately \$4 million is available for funding the 2019-2020 Teacher Leadership Grant Program. It is anticipated that approximately 8-10 grants will be awarded ranging in amounts up to \$1 million. This project is funded 100% with federal funds.

Selection Criteria. Applications will be selected based on the ability of each applicant to carry out all requirements contained in the RFA. Reviewers will evaluate applications based on the overall quality and validity of the proposed grant programs and the extent to which the applications address the primary objectives and intent of the project. Applications must address each requirement as specified in the RFA to be considered for funding. TEA reserves the right to select from the highest-ranking applications those that address all requirements in the RFA.

TEA is not obligated to approve an application, provide funds, or endorse any application submitted in response to this RFA. This RFA does not commit TEA to pay any costs before an application is approved. The issuance of this RFA does not obligate TEA to award a grant or pay any costs incurred in preparing a response.

Requesting the Application. The complete RFA will be posted on the TEA Grant Opportunities web page at <http://tea4avoswald.tea.state.tx.us/GrantOpportunities/forms/Grant-ProgramSearch.aspx> for viewing and downloading. In the "Search Options" box, select the name of the RFA from the drop-down list. Scroll down to the "Application and Support Information" section to view and download all documents that pertain to this RFA.

Further Information. In order to make sure that no prospective applicant obtains a competitive advantage because of acquisition of information unknown to other prospective applicants, any and all questions must be submitted in writing to Allison.Friedlander@tea.texas.gov, the

TEA email address identified in the program guidelines of the RFA, no later than Friday, November 30, 2018. All questions and the written answers thereto will be posted on the TEA Grant Opportunities web page in the format of Frequently Asked Questions (FAQs) by Thursday, December 6, 2018. In the "Search Options" box, select the name of the RFA from the drop-down list. Scroll down to the "Application and Support Information" section to view all documents that pertain to this RFA.

**Deadline for Receipt of Applications.** Applications must be received in the TEA Document Control Center by 5:00 p.m. (Central Time), Thursday, January 10, 2019, to be eligible to be considered for funding. TEA will not accept applications by email. Applications may be delivered to the TEA visitors' reception area on the second floor of the William B. Travis Building, 1701 North Congress Avenue (at 17th Street and North Congress, two blocks north of the Capitol), Austin, Texas 78701 or mailed to Document Control Center, Grants Administration Division, Texas Education Agency, 1701 North Congress Avenue, Austin, Texas 78701-1494.

TRD-201804723

Cristina De La Fuente-Valadez

Director, Rulemaking

Texas Education Agency

Filed: October 31, 2018

## Texas Commission on Environmental Quality

### Agreed Orders

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 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 **December 12, 2018**. 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 **December 12, 2018**. Written comments may also be sent by facsimile machine to the enforcement coordinator at (512) 239-2550. The commission's 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: 3P Stone; DOCKET NUMBER: 2018-1457-WQ-E; IDENTIFIER: RN106906738; LOCATION: Lueders, Haskell County;

TYPE OF FACILITY: aggregate production operation; RULE VIOLATED: 30 TAC §281.25(a)(4), by failing to obtain a multi-sector general permit; PENALTY: \$875; ENFORCEMENT COORDINATOR: Harley Hobson, (512) 239-1337; REGIONAL OFFICE: 1977 Industrial Boulevard, Abilene, Texas 79602-7833, (325) 698-9674.

(2) COMPANY: ACME BRICK COMPANY; DOCKET NUMBER: 2018-1448-WR-E; IDENTIFIER: RN104816806; LOCATION: Lueders, Shackelford County; TYPE OF FACILITY: aggregate production operation; RULES VIOLATED: TWC, §11.081 and §11.121, by failing to obtain authorization prior to impounding, diverting, or using state water; PENALTY: \$875; ENFORCEMENT COORDINATOR: Alejandro Laje, (512) 239-2547; REGIONAL OFFICE: 1977 Industrial Boulevard, Abilene, Texas 79602-7833, (325) 698-9674.

(3) COMPANY: Ball Metal Beverage Container Corporation; DOCKET NUMBER: 2018-0585-AIR-E; IDENTIFIER: RN100225440; LOCATION: Fort Worth, Tarrant County; TYPE OF FACILITY: metal beverage container manufacturing plant; RULES VIOLATED: 30 TAC §116.110(a) and §116.315(a), and Texas Health and Safety Code (THSC), §382.0518(a) and §382.085(b), by failing to submit an application for renewal at least six months prior to the expiration of a permit; and 30 TAC §122.143(4) and §122.145(2)(A), Federal Operating Permit Number O3457, General Terms and Conditions, and THSC, §382.085(b), by failing to report all instances of deviations; PENALTY: \$98,675; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: \$39,470; ENFORCEMENT COORDINATOR: David Carney, (512) 239-2583; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(4) COMPANY: Buena Vista Turf Farm, LLC; DOCKET NUMBER: 2018-0678-MLM-E; IDENTIFIER: RN109752238; LOCATION: Ravenna, Fannin County; TYPE OF FACILITY: agricultural facility; RULES VIOLATED: 30 TAC §324.6 and 40 Code of Federal Regulations §279.22(c)(1), by failing to mark or clearly label used oil storage containers with the words "Used Oil"; 30 TAC §327.3(a) and (b), by failing to notify the TCEQ within 24 hours of becoming aware of a reportable discharge or spill of a substance into the environment; and 30 TAC §335.4, by failing to not cause, suffer, allow, or permit the unauthorized disposal of industrial solid waste; PENALTY: \$17,354; ENFORCEMENT COORDINATOR: Jonathan Nguyen, (512) 239-1661; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(5) COMPANY: City of Kyle; DOCKET NUMBER: 2017-1734-MWD-E; IDENTIFIER: RN102182680; LOCATION: Kyle, Hays County; TYPE OF FACILITY: wastewater treatment facility; RULES VIOLATED: 30 TAC §305.125(1), TWC, §26.121(a)(1), and Texas Pollutant Discharge Elimination System (TPDES) Permit Number WQ0011041002, Interim Effluent Limitations and Monitoring Requirements Numbers 1, 2, and 6, and Permit Conditions Number 2.d, by failing to comply with permitted effluent limitations; 30 TAC §305.125(1) and (5), TWC, §26.121(a)(1), and TPDES Permit Number WQ0011041002, Interim Effluent Limitations and Monitoring Requirements Number 4, Operational Requirements Number 1, and Permit Conditions Number 2.d, by failing to properly operate and maintain the facility and all of its systems of collection, treatment, and disposal, and failing to prevent the discharge of floating solids and visible foam other than trace amounts into or adjacent to waters in the state; and 30 TAC §§305.125(1) and (11)(A), 319.4, and 319.5(b), and TPDES Permit Number WQ0011041002, Interim Effluent Limitations and Monitoring Requirements Number 1 and Monitoring and Reporting Requirements Numbers 1 and 3.a., by failing to analyze samples at the required frequency; PENALTY: \$171,638; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: \$171,638;

ENFORCEMENT COORDINATOR: Farhaud Abbaszadeh, (512) 239-0779; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 339-2929.

(6) COMPANY: CLAYTON WATER SUPPLY CORPORATION; DOCKET NUMBER: 2018-0960-PWS-E; IDENTIFIER: RN101436137; LOCATION: Carthage, Panola County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.115(f)(1) and Texas Health and Safety Code, §341.0315(c), by failing to comply with the maximum contaminant level of 0.080 milligrams per liter for total trihalomethanes based on the locational running annual average; PENALTY: \$175; ENFORCEMENT COORDINATOR: Michaelle Garza, (210) 403-4076; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(7) COMPANY: DCP Operating Company, LP; DOCKET NUMBER: 2017-1373-AIR-E; IDENTIFIER: RN100216613; LOCATION: Borger, Hutchinson County; TYPE OF FACILITY: natural gas processing plant; RULES VIOLATED: 30 TAC §101.201(a)(1)(B) and §122.143(4), Federal Operating Permit (FOP) Number O2449, General Terms and Conditions (GTC) and Special Terms and Conditions (STC) Number 2.F, and Texas Health and Safety Code (THSC), §382.085(b), by failing to submit the initial notification for a reportable emissions event no later than 24 hours after the discovery of an emissions event; and 30 TAC §116.115(c) and §122.143(4), THSC, §382.085(b), FOP Number O2449, GTC and STC Number 8, and New Source Review Permit Number 3131A, Special Conditions Number 1, by failing to prevent unauthorized emissions; PENALTY: \$50,375; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: \$25,187; ENFORCEMENT COORDINATOR: Rebecca Johnson, (361) 825-3424; REGIONAL OFFICE: 3918 Canyon Drive, Amarillo, Texas 79109-4933, (806) 353-9251.

(8) COMPANY: DRYMALLA CONSTRUCTION COMPANY, INCORPORATED; DOCKET NUMBER: 2018-0950-WQ-E; IDENTIFIER: RN109231100; LOCATION: Montgomery, Montgomery County; TYPE OF FACILITY: construction site; RULES VIOLATED: 30 TAC §305.125(1), TWC, §26.121(a)(2), and Texas Pollutant Discharge Elimination System General Permit Number TXR150026085, Part II, Section C.3, Part III, Section F.4(e), and Part VII, Numbers 1 and 8, by failing to design and utilize appropriate controls to minimize the off-site transport of suspended sediments and other pollutants if it is necessary to pump or channel standing water from the site and to take all reasonable steps to minimize or prevent any discharge that has a reasonable likelihood of adversely affecting human health or the environment; PENALTY: \$2,550; ENFORCEMENT COORDINATOR: Farhaud Abbaszadeh, (512) 239-0779; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(9) COMPANY: Gerdau Ameristeel US Incorporated; DOCKET NUMBER: 2018-0738-AIR-E; IDENTIFIER: RN100226059; LOCATION: Vidor, Orange County; TYPE OF FACILITY: steel plant; RULES VIOLATED: 30 TAC §116.115(b)(2)(G) and (c) and §122.143(4), Texas Health and Safety Code, §382.085(b), New Source Review Permit Number 2448, Special Conditions Number 16, and Federal Operating Permit Number O1281, General Terms and Conditions and Special Terms and Conditions Number 10, by failing to maintain a fabric filter baghouse in good working order to control particulate matter emissions; PENALTY: \$10,688; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: \$4,275; ENFORCEMENT COORDINATOR: Johnnie Wu, (512) 239-2524; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1830, (409) 898-3838.

(10) COMPANY: Greg LeBlanc dba Orange County Ice and Fredna LeBlanc dba Orange County Ice; DOCKET NUMBER: 2017-1318-

PWS-E; IDENTIFIER: RN104633847; LOCATION: Bridge City, Orange County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.41(c)(3)(A), by failing to submit properly completed well completion data and obtain approval by the executive director (ED) prior to placing a well into service as a public water supply source; 30 TAC §290.42(l), by failing to compile and maintain a thorough and up-to-date plant operations manual for operator review and reference; 30 TAC §290.42(m) and §290.43(e), by failing to secure the water treatment plant and all appurtenances in a lockable building that is designed to prevent intruder access or within an intruder-resistant fence that remains locked during periods of darkness and when the facility is unattended; 30 TAC §§290.46(f)(4), 290.106(e), and 290.122(c)(2)(A) and (f), by failing to provide the results of nitrate sampling to the ED for the January 1, 2015 - December 31, 2015, and January 1, 2016 - December 31, 2016, monitoring periods, and failing to issue public notification and submit a copy of the public notification to the ED regarding the failure to provide the results of nitrate sampling for the January 1, 2015 - December 31, 2015, monitoring period; 30 TAC §290.46(m)(1)(B), by failing to conduct an annual inspection of the pressure tank; 30 TAC §290.46(n)(2), by failing to provide an accurate and up-to-date map of the distribution system so that valves and mains can be easily located during emergencies; 30 TAC §290.46(s)(2)(C)(i), by failing to verify the accuracy of the manual disinfectant residual analyzer at least once every 90 days using chlorine solutions of known concentrations; 30 TAC §290.46(v), by failing to ensure that the facility's electrical wiring is securely installed in compliance with a local or national electrical code; 30 TAC §290.51(a)(6) and TWC, §5.702, by failing to pay all annual Public Health Service fees and associated late fees for TCEQ Financial Administration Account Number 91810189 for Fiscal Years 2011 - 2017; 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 §290.122(c)(2)(A) and (f), by failing to issue public notification and submit a copy of the public notification to the ED regarding the failure to conduct routine coliform monitoring during the month of March 2014; PENALTY: \$1,109; ENFORCEMENT COORDINATOR: Steven Hall, (512) 239-2569; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1830, (409) 898-3838.

(11) COMPANY: Harden Cabinets LLC; DOCKET NUMBER: 2018-0739-IHW-E; IDENTIFIER: RN106017643; LOCATION: Sanger, Denton County; TYPE OF FACILITY: sawmill and cabinet manufacturing facility; RULES VIOLATED: 30 TAC §335.9(a)(1), by failing to keep records of all hazardous and industrial solid waste activities regarding the quantities generated, stored, processed, and disposed of on-site or shipped off-site for storage, processing, or disposal; and 30 TAC §§335.62, 335.503(a), and 335.504 and 40 Code of Federal Regulations §262.11, by failing to conduct hazardous waste determinations and waste classifications; PENALTY: \$12,963; ENFORCEMENT COORDINATOR: Margarita Dennis, (817) 588-5892; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(12) COMPANY: Lion Elastomers LLC; DOCKET NUMBER: 2018-0687-AIR-E; IDENTIFIER: RN100224799; LOCATION: Port Neches, Jefferson County; TYPE OF FACILITY: styrene-butadiene rubber manufacturing plant; RULES VIOLATED: 30 TAC §116.115(c) and §122.143(4), New Source Review Permit Number 9908, Special Conditions Number 1, Federal Operating Permit Number O1224, Special Terms and Conditions Number 13, and Texas Health and Safety Code, §382.085(b), by failing to prevent unauthorized emissions; PENALTY: \$14,625; ENFORCEMENT COORDINATOR:

Richard Garza, (512) 239-2697; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1830, (409) 898-3838.

(13) COMPANY: NAZS ENTERPRISES, INCORPORATED dba Honey Stop 2; DOCKET NUMBER: 2018-1129-PST-E; IDENTIFIER: RN101790947; LOCATION: Beaumont, Jefferson 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), by failing to monitor the underground storage tank in a manner which will detect a release at a frequency of at least once every 30 days; PENALTY: \$3,000; ENFORCEMENT COORDINATOR: Berenice Munoz, (512) 239-2617; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1830, (409) 898-3838.

(14) COMPANY: Orlando Guerra, Jr. dba Pepes; DOCKET NUMBER: 2018-0859-PST-E; IDENTIFIER: RN102792355; LOCATION: San Ygnacio, Zapata County; TYPE OF FACILITY: convenience store with retail sales 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 petroleum underground storage tanks (USTs); 30 TAC §334.7(d)(1)(A) and §334.8(c)(4)(C), by failing to ensure an updated UST registration and self-certification form was submitted to the TCEQ within 30 days after the date of ownership change; 30 TAC §334.8(c)(5)(A)(iii), by failing to have a current, valid TCEQ delivery certificate posted at the facility in a location where it is clearly visible at all times; 30 TAC §334.42(i) and TWC, §26.3475(c)(2), by failing to inspect all sumps including dispenser sumps, manways, overspill containers or catchment basins associated with the USTs at least once every 60 days to assure that their sides, bottoms, and any penetration points are maintained liquid-tight and free of any liquid or debris; 30 TAC §334.45(c)(3)(A), by failing to securely anchor emergency shut-off valves (also called shear or impact valves) at the base of all dispensers; 30 TAC §334.49(c)(2)(C) and (4), and TWC, §26.3475(d), by failing to inspect the impressed current cathodic protection system at least once every 60 days to ensure that the rectifier and system components are operating properly, and failing to test the corrosion protection system for operability and adequacy of protection at a frequency of at least once every three years; 30 TAC §334.50(b)(1)(A), (2), and (d)(4)(A)(ii), and TWC, §26.3475(a) and (c)(1), by failing to monitor the USTs for releases at a frequency of at least once every month (not to exceed 35 days between each monitoring); 30 TAC §334.54(b)(2), by 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; and 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; PENALTY: \$19,674; ENFORCEMENT COORDINATOR: Stephanie McCurley, (512) 239-2607; REGIONAL OFFICE: 707 East Calton Road, Suite 304, Laredo, Texas 78041-3887, (956) 791-6611.

(15) COMPANY: SAMNANG NALI CORPORATION dba Spitfire Grill & Grocery; DOCKET NUMBER: 2018-0998-PST-E; IDENTIFIER: RN101899169; LOCATION: Pennington, Trinity 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 in a manner which will detect a release at a frequency of at least once every 30 days; PENALTY: \$3,375; ENFORCEMENT COORDINATOR: Ken Moller, (512) 239-6111; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1830, (409) 898-3838.

(16) COMPANY: SILVER CREEK VILLAGE WATER SUPPLY CORPORATION; DOCKET NUMBER: 2018-1161-PWS-E; IDENTIFIER: RN101459725; LOCATION: Burnet, Burnet County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.106(f)(2) and Texas Health and Safety Code, §341.031(a), by failing to comply with the acute maximum contaminant level of 10 milligrams per liter for nitrate; PENALTY: \$810; ENFORCEMENT COORDINATOR: Marla Waters, (512) 239-4712; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 339-2929.

(17) COMPANY: Sojourner Drilling Corporation; DOCKET NUMBER: 2018-1468-PST-E; IDENTIFIER: RN101873636; LOCATION: Abilene, Taylor County; TYPE OF FACILITY: fleet refueling; RULE VIOLATED: 30 TAC §334.8(c)(5)(A)(i), by failing to possess a valid TCEQ Delivery Certificate prior to receiving fuel; PENALTY: \$875; ENFORCEMENT COORDINATOR: Jonathan Nguyen, (512) 239-1661; REGIONAL OFFICE: 1977 Industrial Boulevard, Abilene, Texas 79602-7833, (325) 698-9674.

(18) COMPANY: Weatherford U.S., L.P.; DOCKET NUMBER: 2018-0841-IWD-E; IDENTIFIER: RN102586088; LOCATION: Houston, Harris County; TYPE OF FACILITY: wastewater treatment facility; RULES VIOLATED: 30 TAC §305.125(1), TWC, §26.121(a)(1), and Texas Pollutant Discharge Elimination System Permit Number WQ0004760000, Effluent Limitations and Monitoring Requirements Numbers 1 and 3, by failing to comply with permitted effluent limitations; PENALTY: \$6,187; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: \$2,475; ENFORCEMENT COORDINATOR: Christopher Moreno, (254) 761-3038; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

TRD-201804707

Charmaine Backens

Director, Litigation Division

Texas Commission on Environmental Quality

Filed: October 30, 2018



### Enforcement Orders

An agreed order was adopted regarding SR BUKHARI INC. dba Quicky Mart, Docket No. 2016-1375-PST-E on October 31, 2018, assessing \$24,385 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Lena Roberts, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Lazarus Refining & Marketing, LLC, Docket No. 2017-0018-IHW-E on October 31, 2018, assessing \$30,323 in administrative penalties with \$6,064 deferred. Information concerning any aspect of this order may be obtained by contacting Epifanio Villarreal, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Weslaco, Docket No. 2017-0656-MWD-E on October 31, 2018, assessing \$6,375 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Austin Henck, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding DOUBLE-O-OPERATING LLC, Docket No. 2017-0789-WQ-E on October 31, 2018, assessing \$12,500 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Jess Robinson, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Total Petrochemicals & Refining USA, Inc., Docket No. 2017-0909-AIR-E on October 31, 2018, assessing \$42,151 in administrative penalties with \$8,430 deferred. Information concerning any aspect of this order may be obtained by contacting Raime Hayes-Falero, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An order was adopted regarding Landed I, Ltd d/b/a J H Walker Trucking, Docket No. 2017-0944-PST-E on October 31, 2018, assessing \$3,157 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Adam Taylor, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding National Oilwell Varco, L.P., Docket No. 2017-1032-AIR-E on October 31, 2018, assessing \$19,606 in administrative penalties with \$3,921 deferred. Information concerning any aspect of this order may be obtained by contacting Jo Hunsberger, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Garland, Docket No. 2017-1179-PST-E on October 31, 2018, assessing \$8,251 in administrative penalties with \$1,650 deferred. Information concerning any aspect of this order may be obtained by contacting Margarita Dennis, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Flowers Baking Co. of Tyler, LLC, Docket No. 2017-1425-AIR-E on October 31, 2018, assessing \$23,250 in administrative penalties with \$4,650 deferred. Information concerning any aspect of this order may be obtained by contacting Carol McGrath, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding NEPAL SALES MART LLC dba Fresh Food Store, Docket No. 2017-1575-PST-E on October 31, 2018, assessing \$16,354 in administrative penalties with \$3,270 deferred. Information concerning any aspect of this order may be obtained by contacting Marla Waters, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding RYDER TRUCK RENTAL, INC. dba Ryder 0588A, Docket No. 2017-1649-PST-E on October 31, 2018, assessing \$12,603 in administrative penalties with \$2,520 deferred. Information concerning any aspect of this order may be obtained by contacting Rahim Momin, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding SKIDMORE WATER SUPPLY CORPORATION, Docket No. 2017-1659-PWS-E on October 31, 2018, assessing \$240 in administrative penalties with \$180 deferred. Information concerning any aspect of this order may be obtained by contacting Jonathan Nguyen, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

A default order was adopted regarding Samuel Coronado dba Citrus Trailer Park, Docket No. 2017-1674-PWS-E on October 31, 2018, assessing \$1,711 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Clayton Smith, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding MERITOCRACY C-STORE INC. dba Win Star Food Mart, Docket No. 2017-1677-PST-E on October 31, 2018, assessing \$7,650 in administrative penalties with \$1,530 deferred. Information concerning any aspect of this order may be obtained by contacting Epifanio Villarreal, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding BLACKLANDS INVESTMENT CORPORATION dba Bearcat Shamrock, Docket No. 2017-1695-PST-E on October 31, 2018, assessing \$12,338 in administrative penalties with \$2,467 deferred. Information concerning any aspect of this order may be obtained by contacting Carlos Molina, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding EQUISTAR CHEMICALS, LP, Docket No. 2017-1756-WDW-E on October 31, 2018, assessing \$10,013 in administrative penalties with \$2,002 deferred. Information concerning any aspect of this order may be obtained by contacting Epi Villarreal, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Southside Place, Docket No. 2017-1785-PWS-E on October 31, 2018, assessing \$390 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Soraya Bun, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding EnLink Midstream Services, LLC, Docket No. 2017-1787-AIR-E on October 31, 2018, assessing \$10,275 in administrative penalties with \$2,055 deferred. Information concerning any aspect of this order may be obtained by contacting Carol McGrath, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding General Dynamics Ordnance and Tactical Systems, Inc., Docket No. 2018-0053-AIR-E on October 31, 2018, assessing \$15,938 in administrative penalties with \$3,187 deferred. Information concerning any aspect of this order may be obtained by contacting Carol McGrath, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Targa Midstream Services LLC, Docket No. 2018-0070-AIR-E on October 31, 2018, assessing \$15,000 in administrative penalties with \$3,000 deferred. Information concerning any aspect of this order may be obtained by contacting Carol McGrath, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding MULTI-COUNTY WATER SUPPLY CORPORATION, Docket No. 2018-0220-PWS-E on October 31, 2018, assessing \$426 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Soraya Bun, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding JSW Steel (USA) Inc., Docket No. 2018-0254-AIR-E on October 31, 2018, assessing \$17,850 in administrative penalties with \$3,570 deferred. Information concerning any aspect of this order may be obtained by contacting David Car-

ney, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Steinhagen Oil Company, Inc. dba Fastlane No 14, Docket No. 2018-0313-PST-E on October 31, 2018, assessing \$14,438 in administrative penalties with \$2,887 deferred. Information concerning any aspect of this order may be obtained by contacting Berenice Munoz, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

TRD-201804727

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: October 31, 2018



#### Notice of Correction to Agreed Order Number 8

In the September 15, 2017, issue of the *Texas Register* (42 TexReg 4830), the Texas Commission on Environmental Quality (commission) published notice of Agreed Orders, specifically Item Number 8, for ENVIRONMENTAL OIL RECOVERY, INCORPORATED. The error is as submitted by the commission.

The reference to penalty should be corrected to read: "\$4,481".

For questions concerning this error, please contact Michael Parrish at (512) 239-2548.

TRD-201804709

Charmaine Backens

Director, Litigation Division

Texas Commission on Environmental Quality

Filed: October 30, 2018



#### Notice of Informational Meeting on an Air Quality Standard Permit for Permanent Rock and Concrete Crushers: Proposed Air Quality Registration Number 153100

**APPLICATION.** BC Materials, L.L.C., P.O. Box 249, Hewitt, Texas 76643-0249 has applied to the Texas Commission on Environmental Quality (TCEQ) for an Air Quality Standard Permit, Registration Number 153100, which would authorize construction of a permanent rock crusher. The facility is proposed to be located at 760 Limestone County Road 380, Groesbeck, Limestone County, Texas 76642. This application is being processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application. <http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=31.63333&lng=-96.57889&zoom=13&type=r>. This application was submitted to the TCEQ on August 13, 2018. The executive director has determined the application was technically complete on August 15, 2018.

The executive director shall approve or deny the application not later than 30 days after the end of the public comment period, considering all comments received within the comment period, and base this decision on whether the application meets the requirements of the standard permit.

**CENTRAL/REGIONAL OFFICE.** The application will be available for viewing and copying at the TCEQ Central Office and the TCEQ

Waco Regional Office, located at 6801 Sanger Ave, Ste 2500, Waco, Texas 76710-7826, during the hours of 8:00 a.m. to 5:00 p.m., Monday through Friday.

The TCEQ will conduct an informational meeting to answer questions and discuss the application. The meeting will be held:

**Tuesday, November 27, 2018, at 6:00 p.m.**

**Groesbeck Convention Center**

**106 East Navasota Street**

**Groesbeck, Texas 76642**

**INFORMATION.** For more information about this permit application or the permitting process, please call the Public Education Program toll free at (800) 687-4040. General information can be found at our website at [www.tceq.texas.gov](http://www.tceq.texas.gov). Si desea información en español, puede llamar al (800) 687-4040.

Further information may also be obtained from BC Materials, L.L.C., P.O. Box 249, Hewitt, Texas 76643-0249, or by calling Mrs. Melissa Fitts, Vice President, Westward Environmental, Inc. at (830) 249-8284.

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

Notice Issuance Date: October 29, 2018

TRD-201804729

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: October 31, 2018



#### Notice of Public Meeting for TPDES Permit for Municipal Wastewater New Permit No. WQ0015666001

**APPLICATION.** Norhill Energy, LLC, 620 Truelove Trail, Southlake, Texas 76092, has applied to the Texas Commission on Environmental Quality (TCEQ) for new Texas Pollutant Discharge Elimination System (TPDES) Permit No. WQ0015666001, to authorize the discharge of treated domestic wastewater at a daily average flow not to exceed 75,000 gallons per day. TCEQ received this application on March 19, 2018.

The facility will be located approximately 1,578 feet southwest of the intersection of County Road 412 and County Road 409, in Collin County, Texas 75069. The treated effluent will be discharged to **an unnamed tributary**; thence to Stiff Creek; **thence to Soil Conservation Service (SCS) Site 12 Reservoir**; **thence to Stiff Creek**; thence to Sister Grove Creek; thence to Lavon Lake in Segment No. 0821 of the Trinity River Basin. The unclassified receiving water uses are minimal aquatic life use for the unnamed tributary, limited aquatic life use for Stiff Creek, and high aquatic life use for SCS Site 12 Reservoir. The designated uses for Segment No. 0821 are high aquatic life use, public water supply, and primary contact recreation. In accordance with 30 TAC §307.5 and the TCEQ implementation procedures (June 2010) for the Texas Surface Water Quality Standards, an antidegradation review of the receiving waters was performed. A Tier 1 antidegradation review has preliminarily determined that existing water quality uses will not be impaired by this permit action. Numerical and narrative criteria to protect existing uses will be maintained. A Tier 2 review has preliminarily determined that no significant degradation of water quality is expected in SCS Site 12 Reservoir, which has been identified as having high aquatic life uses. Existing uses will be maintained and protected. The

preliminary determination can be reexamined and may be modified if new information is received. This link to an electronic map of the site or facility's general location is provided as a public courtesy and is not part of the application or notice. For the exact location, refer to the application. <http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=33.2575&lng=-96.534166&zoom=13&type=r>.

The TCEQ Executive Director has completed the technical review of the application and prepared a draft permit. The draft permit, if approved, would establish the conditions under which the facility must operate. The Executive Director has made a preliminary decision that this permit, if issued, meets all statutory and regulatory requirements.

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

**The Public Meeting is to be held:**

**Thursday, December 13, 2018, at 7:00 p.m.**

**Harry McKillop Elementary School (Cafeteria)**

**3509 Liberty Way**

**Melissa, Texas 75454**

**INFORMATION.** Citizens are encouraged to submit written comments anytime during the meeting or by mail before the close of the public comment period to the Office of the Chief Clerk, TCEQ, Mail Code MC-105, P.O. Box 13087, Austin, Texas 78711-3087 or electronically at <http://www14.tceq.texas.gov/epic/eComment/>. If you need more information about the permit application or the permitting process, please call the TCEQ Public Education Program, Toll Free, at (800) 687-4040. *Si desea información en español, puede llamar (800) 687-4040.* General information about the TCEQ can be found at our website at [www.tceq.texas.gov](http://www.tceq.texas.gov).

The permit application, Executive Director's preliminary decision, and draft permit are available for viewing and copying at McKinney City Hall, Office of the City Secretary, 222 North Tennessee Street, McKinney, Texas. Further information may also be obtained from Norhill Energy, LLC at the address stated above or by calling Mr. Steve Selinger, Manager, at (817) 421-0731.

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

Issuance Date: October 26, 2018

TRD-201804730

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: October 31, 2018



## Notice of Water Quality Application

The following notice was issued on October 25, 2018.

The following does not require publication in a newspaper. Written comments or requests for a public meeting may be submitted to the Office of the Chief Clerk, Mail Code 105, P.O. Box 13087, Austin Texas 78711-3087 WITHIN (30) DAYS OF THE ISSUED DATE OF THE NOTICE.

## INFORMATION SECTION

HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 23 has applied for a minor amendment to the Texas Pollutant Discharge Elimination System Permit No. WQ0011485001 to authorize the addition of an interim phase at a daily average flow not to exceed 600,000 gallons per day (gpd). The current permit authorizes the discharge of treated domestic wastewater at a daily average flow not to exceed 700,000 gpd. The facility is located at 7214 Woodland West Drive, in Harris County, Texas 77040.

If you need more information about these permit applications or the permitting process, please call the TCEQ Public Education Program, toll free, at (800) 687-4040. General information about the TCEQ can be found at our website at [www.TCEQ.texas.gov](http://www.TCEQ.texas.gov). Si desea información en español, puede llamar al (800) 687-4040.

TRD-201804728

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: October 31, 2018



Second Revised Notice of Public Meeting (To Change the Location of the Public Meeting from Kingsland to Llano, Texas): Proposed Air Quality Permit Number 152092L001

**APPLICATION.** Collier Materials, Inc., has applied to the Texas Commission on Environmental Quality (TCEQ) for Issuance of Permit 152092L001.

This application would authorize construction of a portable crusher. The applicant has provided the following directions to the site: from the intersection of Highway 71 and Farm-to-Market Road 2233, travel approximately 1.3 miles east on Highway 71 to the site entrance on the north side, Sunrise Beach Village, Llano County, Texas 78657. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application. <http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=30.568194&lng=-98.464583&zoom=13&type=r>. The facility will emit the following contaminants: particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less.

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

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

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

**The Public Meeting is to be held:**

**Tuesday, November 13, 2018, at 7:00 p.m.**

**John L. Kuykendall Event Center**

**2200 W. Ranch Road 152**

**Llano, Texas 78643**

**INFORMATION.** Citizens are encouraged to submit written comments anytime during the public meeting or by mail before the close of the public comment period to the Office of the Chief Clerk, TCEQ, Mail Code MC-105, P.O. Box 13087, Austin, Texas 78711-3087 or electronically at <http://www14.tceq.texas.gov/epic/eComment/>. If you need more information about the permit application or the permitting process, please call the TCEQ Public Education Program, toll free, at (800) 687-4040. General information can be found at our Web site at [www.tceq.texas.gov](http://www.tceq.texas.gov). *Si desea información en español, puede llamar al (800) 687-4040.*

The application will be available for viewing and copying at the TCEQ central office, the TCEQ Austin regional office, and the Kingsland Library, 125 West Polk Street, Kingsland, Llano County. The facility's compliance file, if any exists, is available for public review in the Austin regional office of the TCEQ. Further information may also be obtained from Collier Materials, Inc., P.O. Box 86, Marble Falls, Texas 78654-0086 or by calling Mrs. Melissa Fitts, Westward Environmental, Inc., at (830) 249-8284.

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

Notice Issuance Date: October 26, 2018

TRD-201804731

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: October 31, 2018



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

The Texas Commission on Environmental Quality (TCEQ or commission) requests comments from the public on the draft October 2018 Update to the WQMP for the State of Texas.

Download the draft October 2018 WQMP Update at [https://www.tceq.texas.gov/permitting/wqmp/WQmanagement\\_updates.html](https://www.tceq.texas.gov/permitting/wqmp/WQmanagement_updates.html) or view a printed copy at the TCEQ Library, Building A, 12100 Park 35 Circle, Austin, Texas.

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

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

**Deadline**

All comments must be received at the TCEQ no later than **5:00 p.m. December 11, 2018.**

**How to Submit Comments**

Comments must be submitted in writing to:

Nancy Vignali Texas Commission on Environmental Quality Water Quality Division, MC 150 P.O. Box 13087 Austin, Texas 78711-3087

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

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

TRD-201804706

Robert Martinez

Director, Environmental Law Division

Texas Commission on Environmental Quality

Filed: October 30, 2018



**Texas Ethics Commission**

**List of Late Filers**

Below is a list from the Texas Ethics Commission naming the filers who failed to pay the penalty fine for failure to file the report, or filing a late report, in reference to the specified filing deadline. If you have any questions, you may contact Sue Edwards at (512) 463-5800.

**Deadline: Semiannual Report due July 16, 2018, for Candidates and Officeholders**

Arnoldo A. Alonzo, 3719 Rey David, Brownsville, Texas 78521

Candace A. Aylor, P.O. Box 1371, Austin, Texas 78767

Clinton A. Bedsole, 8449 Plymouth Lane, Frisco, Texas 75034

Spencer R. Bounds, 2408 Wydeewood Drive, Midland, Texas 79707

Dawnna Dukes, 1103 Rutgers Dr., Pflugerville, Texas 78660

Brennen P. Dunn, 2306 Blodgett St., Houston, Texas 77004

MarySue Louisa Femath, 689 Santiago Bustamante Ave., Ysleta del Sur Pueblo, Texas 79927

Garen Elaina Fowler, P.O. Box 161572, Westlake Hills, Texas 78716

Christopher Lauren Graham, P.O. Box 226265, Dallas, Texas 75222



Isaiah Roby Jackson, 602 N. Baird St., Ste. 203, Midland, Texas 79701

Joseph W. Mumbach, 6625 Roos Rd., Houston, Texas 77074

Jeffery A. Payne, P.O. Box 820038, Dallas, Texas 75382-0038

Ronald E. Reynolds, 6140 Hwy. 6 South, Ste. 233, Missouri City, Texas 77459-3802

Stephen A. West, 209 West 2nd St., Ste. 213, Fort Worth, Texas 76102

**Deadline: Personal Financial Statement due July 26, 2018**

Charles Urbina Jones, 430 Williams Rd., Poteet, Texas 78065

**Deadline: Personal Financial Statement due July 30, 2018**

Amy Welborn, 1717 W. 6th St., Ste. 250, Austin, Texas 78703-4777

TRD-201804712

Seana Willing

Executive Director

Texas Ethics Commission

Filed: October 30, 2018



## Texas Facilities Commission

### Request for Proposals #303-0-20641-A

The Texas Facilities Commission (TFC), on behalf of the Texas Department of Criminal Justice (TDCJ), announces the issuance of Request for Proposals (RFP) #303-0-20641-A. TFC seeks a five (5) or ten (10) year lease of approximately 5,685 square feet of office space in Georgetown, Texas.

The deadline for questions is November 30, 2018, and the deadline for proposals is December 7, 2018, at 3:00 p.m. The award date is January 17, 2019. TFC reserves the right to accept or reject any or all proposals submitted. TFC is under no legal or other obligation to execute a lease on the basis of this notice or the distribution of an RFP. Neither this notice nor the RFP commits TFC to pay for any costs incurred prior to the award of a grant.

Parties interested in submitting a proposal may obtain information by contacting the Program Specialist, Evelyn Esquivel, at (512) 463-6494. A copy of the RFP may be downloaded from the Electronic State Business Daily at <http://www.txsmartbuy.com/sp/303-0-20641-A>.

TRD-201804718

Naomi Gonzalez

Acting General Counsel

Texas Facilities Commission

Filed: October 31, 2018



## General Land Office

### Notice and Opportunity to Comment on Requests for Consistency Agreement/Concurrence Under the Texas Coastal Management Program

On January 10, 1997, the State of Texas received federal approval of the Coastal Management Program (CMP) (62 *Federal Register* pp. 1439 - 1440). Under federal law, federal agency activities and actions affecting the Texas coastal zone must be consistent with the CMP goals and policies identified in 31 TAC Chapter 501. Requests for federal consistency review were deemed administratively complete for the following project(s) during the period of October 1, 2018, to October 19, 2018. As required by federal law, the public is given an opportunity to comment on the consistency of proposed activities in the coastal

zone undertaken or authorized by federal agencies. Pursuant to 31 TAC §§506.25, 506.32, and 506.41, the public comment period extends 30 days from the date published on the Texas General Land Office web site. The notice was published on the web site on Friday, November 2, 2018. The public comment period for this project will close at 5:00 p.m. on Sunday, December 2, 2018.

### FEDERAL AGENCY ACTIVITIES:

**Applicant:** U.S. Army Corps of Engineers

**Project Description:** In November 2015, the U.S. Army Corps of Engineers (USACE) in partnership with the non-Federal Sponsor (NFS), the Texas General Land Office (GLO), began the Coastal Texas Protection and Restoration Feasibility Study (Coastal Texas Study) to determine the feasibility of alternatives to enhance, restore, and sustain the environment, economy, and culture along the Texas coast. The Draft Integrated Feasibility Report and Environmental Impact Statement (DIFR-EIS) documents the examination and selection of the Tentatively Selected Plan (TSP). The environmental, engineering, economic, and social analyses conducted to determine which alternative best addresses the coastal hazards that negatively impact the Texas coast were conducted in accordance with USACE procedures and guidance. Following identification of the TSP, the impacts of each of the alternatives considered were evaluated in accordance with the procedures under the National Environmental Policy Act (NEPA). The USACE and GLO identified the alternative during the TSP Milestone Meeting, held on May 30, 2018. The Chief of Planning and Policy approved the release of the DIFR-EIS for concurrent public review, policy review, and Independent External Peer Review. The USACE Project Delivery Team (PDT) and the GLO will analyze and address comments received during the concurrent reviews to assist with the development of the Final Integrated Feasibility Report and Environmental Impact Statement (FIFR-EIS).

The analyses conducted by the USACE and GLO for the Coastal Texas Study's DIFR-EIS will determine the feasibility and impacts of constructing large-scale coastal storm risk management (CSRM) and ecosystem restoration (ER) alternative plans to restore and enhance the State's ecologic coastal features and reduce the risk of coastal storm damage. The CSRM alternative plans consist of structural features that include levees, floodwalls, surge barrier gates (both navigable and environmental flow control gates), and breakwaters. The ER alternative plans consist of nonstructural features that include habitat restoration and shoreline erosion control through marsh, beach/dune, and island restoration. These features will address critical coastal ecosystems in need of restoration, including wetlands, seagrass beds, sea turtle nesting habitat, piping plover critical habitat, bird island rookeries, and Federal and State wildlife refuges. The DIFR-EIS also includes a No-Action Alternative. The intent of the CSRM and ER structural and nonstructural features is to provide coastal communities with a multiple-lines-of-defense strategy to become more resilient and less vulnerable to coastal hazards. This would help protect the vital coastal ecosystem, the health and safety of residents and visitors in the coastal communities, and the industries within those communities, all of which are critical to the economic wellbeing of the State and the Nation.

The DIFR-EIS documents can be reviewed on the USACE Galveston District website at:

<https://www.swg.usace.army.mil/Business-With-Us/Planning-Environmental-Branch/Documents-for-Public-Review/>.

**CMP Project No:** 19-1065-F2

**Applicant:** U.S. Army Corps of Engineers

**Project Description:** The purpose of the proposed project is to improve navigation safety on the Matagorda Ship Channel (MSC) and reduce channel scouring. The design deficiency is in the land cut, where the channel narrows from 2,000 feet to 950 feet (referred to as the bottleneck). The bottleneck constricts the flow and increases current velocity that leads to channel scouring. Navigation safety is hampered by the effect of the current velocities on the pilots' control of ships. Alternatives being considered include channel designs and beneficial use placement areas for dredged material. The Proposed Action includes removing the existing rock dike on both sides of the channel and reusing the stone to construct a new 2,800-foot dike on the west bank and 3,800-foot dike on the east bank of the MSC. A barge canal would be mechanically dredged to a depth of -14 Mean Lower Low Water (MLLW) from the bay side and material would be placed in the permanent placement area behind the new dikes and in the temporary placement areas to be hydraulically dredged later. A 3-foot blanket of stone would be placed for armoring the new channel slopes from elevation +4.0 to -17 feet MLLW. The bottleneck between the jetties would be removed. Dredging would be performed using a hydraulic cutter-head dredge to a depth of -40 feet MLLW. Approximately 2,454,000 cubic yards (cy) would be dredged on the west channel side and placed in a 344-acre beneficial use placement area. The material would be discharged in the surf zone adjacent to the west jetty for beach restoration. Approximately 2,454,000 cy would be dredged on the eastern channel side; half would be placed in the surf zone adjacent to the west jetty. The other half would be placed adjacent to Sundown Island on the northwestern side creating a 51-acre island expansion with a 73-acre water bottom footprint. Three areas of existing large jetty stone, 1,950 linear feet (1.4 acres) would be removed and reused for construction of the flares on the bay side. Under the Proposed Action, the water velocity would be reduced, navigation would be safer, vessels would no longer need to wait, and channel scouring would be reduced.

**CMP Project No:** 19-1068-F2

**FEDERAL AGENCY ACTIONS:**

**Applicant:** Texas Parks & Wildlife Department

**Location:** project site is in Aransas Bay at the end of Park Road 13B within Goose Island State Park and extending approximately 1610 linear feet south into Aransas Bay

**Latitude & Longitude (NAD 83):** 28.124499; -96.977644

**Project Description:** applicant proposes to repair three existing sets of stairs and the railings on the fishing pier and to lower a section of Goose Island State Park fishing pier to meet American with Disability Act (ADA) requirements. No loss of aquatic resources is expected.

**Type of Application:** U.S. Army Corps of Engineers (USACE) permit application # SWG-2018-00793. This application will be reviewed pursuant to Section 10 of the Rivers and Harbors Act of 1899.

**CMP Project No:** 19-1067-F1

Further information on the applications listed above, including a copy of the consistency certifications or consistency determinations for inspection, may be obtained from Ms. Allison Buchtien P.O. Box 12873, Austin, Texas 78711-2873, or via email at [federal.consistency@glo.texas.gov](mailto:federal.consistency@glo.texas.gov). Comments should be sent to Ms. Buchtien at the above address or by email.

TRD-201804721

Mark A. Havens

Chief Clerk and Deputy Land Commissioner

General Land Office

Filed: October 31, 2018

## Texas Health and Human Services Commission

### Public Notice - Texas State Plan for Medical Assistance Amendments

The Texas Health and Human Services Commission (HHSC) announces its intent to submit amendments to the Texas State Plan for Medical Assistance under Title XIX of the Social Security Act. The proposed amendments are effective January 1, 2019.

The purpose of these amendments is to update the fee schedules in the current state plan by adjusting fees, rates, or charges for the following:

2019 Annual Healthcare Common Procedure Coding System (HCPCS) Updates;

Ambulance Services;

Birthing Center Facility Services;

Case Management Services;

Certified Pediatric Nurse Practitioners and Certified Family Nurse Practitioners;

Certified Registered Nurse Anesthetists and Anesthesiologist Assistants;

Clinical Diagnostic Laboratory Services;

Durable Medical Equipment, Prosthetics, Orthotics, and Supplies (DMEPOS);

Early and Periodic Screening, Diagnosis, and Treatment Services (EPSDT);

Family Planning Services;

Hearing Aids and Audiometric Evaluations;

Home Health Services;

Indian Health Services;

Licensed Clinical Social Worker Services;

Licensed Professional Counselor Services;

Licensed Marriage and Family Therapist Services;

Physicians and Other Practitioners;

Physician Assistants;

Rehabilitative Chemical Dependency Treatment Facility Services; and

Vision Care Services.

The proposed amendments are estimated to result in a cost of \$4,833,049 for the remainder of federal fiscal year (FFY) 2019, consisting of a cost of \$2,812,351 in federal funds and a cost of \$2,020,698 in state general revenue. For FFY 2020, the estimated cost is \$5,421,631, consisting of a cost of \$3,241,593 in federal funds and a cost of \$2,180,038 in state general revenue. For FFY 2021, the estimated cost is \$5,438,835, consisting of a cost of \$3,251,879 in federal funds and a cost of \$2,186,956 in state general revenue.

Further detail on specific rates and percentage changes is available on the HHSC Rate Analysis website under the proposed effective date at: <http://rad.hhs.texas.gov/rate-packets>.

**Rate Hearing.** A rate hearing will be held on November 13, 2018, at 1:30 p.m. in Austin, Texas, and information about the proposed rate changes (including methodology and justification) and the hearing can be found in the October 19, 2018, issue of the *Texas Register* on pages 6979-6981 at <http://www.sos.state.tx.us/texreg/index.shtml>.

In addition, a rate hearing will be held on January 14, 2019, at 1:30 p.m. in Austin, Texas to address the 2019 Annual Healthcare Common Procedures Coding System (HCPCS) Updates. Once available, information about the proposed rate changes and the hearing will be published in a subsequent issue of the *Texas Register* at <http://www.sos.state.tx.us/texreg/index.shtml>.

**Copy of Proposed Amendments.** Interested parties may obtain a free copy of the proposed amendments and/or additional information about the amendments by contacting Cynthia Henderson, State Plan Advisor, by mail at the Health and Human Services Commission, P.O. Box 13247, Mail Code H-600, Austin, Texas 78711; by telephone at (512) 428-1963; by facsimile at (512) 730-7472; or by email at [Medicaid\\_Chip\\_SPA\\_Inquiries@hhsc.state.tx.us](mailto:Medicaid_Chip_SPA_Inquiries@hhsc.state.tx.us). Copies of the proposed amendments will be available for review at the local county offices of the Texas Department of Aging and Disability Services.

**Written Comments.** Written comments about the proposed amendments and/or requests to review comments may be sent by U.S. mail, overnight mail, special delivery mail, hand delivery, fax, or email:

**U.S. Mail**

Texas Health and Human Services Commission Attention: Rate Analysis, Mail Code H-400 P.O. Box 149030 Austin, Texas 78714-9030

**Overnight mail, special delivery mail, or hand delivery**

Texas Health and Human Services Commission Attention: Rate Analysis, Mail Code H-400 Brown-Heatly Building 4900 North Lamar Blvd Austin, Texas 78751 Phone number for package delivery: (512) 730-7401

**Fax**

Attention: Rate Analysis at (512) 730-7475

**Email**

[RADAcuteCare@hhsc.state.tx.us](mailto:RADAcuteCare@hhsc.state.tx.us)

TRD-201804669

Karen Ray

Chief Counsel

Texas Health and Human Services Commission

Filed: October 24, 2018



**Department of State Health Services**

Licensing Actions for Radioactive Materials

During the first half of October, 2018, the Department of State Health Services (Department) has taken actions regarding Licenses for the possession and use of radioactive materials as listed in the tables (in alphabetical order by location). The subheading "Location" indicates the city in which the radioactive material may be possessed and/or used. The location listing "Throughout TX [Texas]" indicates that the radioactive material may be used on a temporary basis at locations throughout the state.

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

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

#### NEW LICENSES ISSUED:

Location of Use/Possession of Material	Name of Licensed Entity	License Number	City of Licensed Entity	Amendment Number	Date of Action
Throughout TX	Yellowjacket Oilfield Services L.L.C.	L06958	Midland	00	10/02/18
Throughout TX	Premier Energy Services L.L.C.	L06959	Midland	00	10/02/18
Throughout TX	Kleinfelder Inc.	L06960	Irving	00	10/05/18
Throughout TX	SCI Engineering Inc.	L06961	Selma	00	10/08/18

#### AMENDMENTS TO EXISTING LICENSES ISSUED:

Location of Use/Possession of Material	Name of Licensed Entity	License Number	City of Licensed Entity	Amendment Number	Date of Action
Allen	Texas Health Presbyterian Hospital Allen	L05765	Allen	35	10/03/18
Austin	Seton Family of Hospitals	L00268	Austin	170	10/12/18
Austin	Austin Radiological Association	L00545	Austin	216	10/08/18
Austin	Austin Heart P.L.L.C.	L04623	Austin	95	10/08/18
Austin	ARA St. David's Imaging L.P.	L05862	Austin	91	10/08/18
Baytown	San Jacinto Methodist Hospital dba Houston Methodist Baytown Hospital	L02388	Baytown	71	10/10/18
Bedford	Texas Health Harris Methodist Hospital Hurst Euless Bedford	L02303	Bedford	44	10/12/18
Dallas	Methodist Hospitals of Dallas	L00659	Dallas	127	10/12/18
Dallas	Medical City Dallas Hospital dba Medical City	L01976	Dallas	218	10/05/18
El Paso	El Paso County Hospital District dba University Medical Center of El Paso	L00502	El Paso	79	10/05/18
El Paso	Tenet Hospitals Limited dba The Hospitals of Providence Sierra Campus	L02365	El Paso	104	10/12/18

AMENDMENTS TO EXISTING LICENSES ISSUED (continued):

Houston	SJ Medical Center L.L.C. dba St. Joseph Medical Center	L02279	Houston	95	10/12/18
Houston	Stewart & Stevenson Service Inc.	L05267	Houston	05	10/15/18
Houston	Petnet Houston L.L.C.	L05542	Houston	38	10/05/18
Houston	JF Southwest Heart Clinic P.A.	L05963	Houston	05	10/05/18
Houston	Houston Northwest Operating Company dba Houston Northwest Medical Center	L06190	Houston	36	10/05/18
Houston	The University of Texas M.D. Anderson Cancer Center	L06227	Houston	44	10/12/18
Houston	The Methodist Hospital dba Houston Methodist	L06948	Houston	01	10/02/18
Kingwood	Lieber-Moore Cardiology Associates dba Texas Cardiology Associates of Houston	L04622	Kingwood	19	10/12/18
Laredo	Laredo Texas Hospital Company L.P. dba Laredo Medical Center	L01306	Laredo	82	10/05/18
Midland	Midland County Hospital District dba Midland Memorial Hospital	L00728	Midland	116	10/12/18
Plano	Texas Health Presbyterian Hospital Plano	L04467	Plano	78	10/12/18
Port Lavaca	Union Carbide Corporation	L00051	Port Lavaca	105	10/04/18
San Antonio	M M Ontiveros M.D., P.A.	L05675	San Antonio	19	10/15/18
Sugar Land	Thermo Process Instruments L.P.	L03524	Sugar Land	94	10/02/18
Sweeny	Phillips 66 Company Sweeny Refinery	L06524	Sweeny	13	10/08/18
Texarkana	J. M. Hurley M.D., P.A. dba Texarkana Cardiology Associates	L04738	Texarkana	18	10/05/18
Throughout TX	Rone Engineering Services Ltd.	L02356	Dallas	54	10/01/18
Throughout TX	HVJ North Texas – Chelliah Consultants Inc.	L06807	Dallas	04	10/03/18
Throughout TX	C&J Spec Rent Services Inc. dba Casedhole Solutions	L06662	Houston	10	10/08/18
Throughout TX	C & J Spec-Rent Services Inc.	L06712	Houston	09	10/11/18
Throughout TX	Goolsby Testing Laboratories Inc.	L03115	Humble	105	10/01/18
Throughout TX	Dialog Wireline Services L.L.C.	L06104	Kilgore	19	10/03/18
Throughout TX	Ace NDT	L06595	Perryton	20	10/05/18
Throughout TX	Arias & Associates Inc. dba Arias Geoprosessionals	L04964	San Antonio	53	10/02/18
Throughout TX	Pioneer Inspection Services Inc.	L06553	Spring	02	10/01/18
Throughout TX	Schlumberger Technology Corporation (STC)	L06880	Sugar Land	03	10/02/18
Throughout TX	TSI Laboratories Inc.	L04767	Victoria	19	10/11/18
Tomball	Northwest Houston Heart Center P.A.	L05958	Tomball	21	10/05/18
Waco	Texas State Technical College Waco	L01926	Waco	45	10/15/18

RENEWAL OF LICENSES ISSUED:

Location of Use/Possession of Material	Name of Licensed Entity	License Number	City of Licensed Entity	Amend- ment Number	Date of Action
Fort Worth	Darren Lackan M.D., P.A. dba Diabetes and Thyroid Ctr. of Fort Worth	L06074	Fort Worth	06	10/03/18
Port Neches	TPC Group L.L.C.	L06106	Port Neches	06	10/10/18
Throughout TX	Shared Medical Services Inc.	L06142	Nacogdoches	28	10/02/18

# TERMINATIONS OF LICENSES ISSUED:

Location of Use/Possession of Material	Name of Licensed Entity	License Number	City of Licensed Entity	Amendment Number	Date of Action
San Antonio	Schnitzler Cardiovascular Consultants	L05792	San Antonio	15	10/09/18
Throughout TX	Emergency Environmental Services L.L.C.	L06810	Haslet	01	10/01/18
Throughout TX	Sunset Well Service Inc.	L06426	Midland	05	10/01/18
Webster	Bay Area Regional Medical Center L.L.C.	L06655	Webster	12	10/02/18

TRD-201804722

Barbara L. Klein

General Counsel

Department of State Health Services

Filed: October 31, 2018

Barbara L. Klein

General Counsel

Department of State Health Services

Filed: October 31, 2018

## Texas Department of Insurance

### Company Licensing

Application for ZALE LIFE INSURANCE COMPANY, a foreign life, accident and/or health company, to change its name to LANGHORNE REINSURANCE (ARIZONA) LTD. The home office is in Scottsdale, Arizona.

Application for SAN FRANCISCO REINSURANCE COMPANY, a foreign fire and/or casualty company, to change its name to ALLIANZ REINSURANCE AMERICA, INC. The home office is in Petaluma, California.

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 103-CL, Austin, Texas 78701.

TRD-201804720

Norma Garcia

General Counsel

Texas Department of Insurance

Filed: October 31, 2018

## Texas Department of Insurance, Division of Workers' Compensation

### Correction of Error

The Texas Department of Insurance, Division of Workers' Compensation submitted proposed amendments to Chapter 116, General Provisions - Subsequent Injury Fund, §116.11, which are published in the proposed rules section of the November 2, 2018, issue of the *Texas Register* (43 TexReg 7312). Due to publication errors made by the *Texas Register*, an incomplete list of the statutory authority for the proposed amendments appeared in the preamble.

On page 7313, second column, the sentence beginning "Amended §116.11 . . ." should read as follows:

Amended §116.11 is proposed under the authority of Labor Code §§402.00111, 402.00116, 402.00128, and 402.061.

TRD-201804714

### Correction of Error

### Order Placing Certain Food and Drug Administration Approved Drugs Containing Cannabidiol into Schedule V

The Acting Administrator of the Drug Enforcement Administration issued a final order placing Food and Drug Administration approved drugs that contain cannabidiol derived from cannabis and no more than 0.1 percent residual tetrahydrocannabinols into Schedule V, effective September 28, 2018. This final order was published in the *Federal Register*, Volume 83, Number 189, pages 48950 - 48953. This action was based on the following:

1. FDA approved drugs containing cannabidiol have currently accepted medical use in treatment in the United States;
2. FDA approved drugs containing cannabidiol no longer meet the criteria for placement in Schedule I;
3. FDA approved drugs containing cannabidiol have a very low potential for abuse; and,
4. The amendment was necessary to carry out United States obligations under the Single Convention on Narcotic Drugs, 1961.

Pursuant to Section 481.034(g), as amended by the 75th legislature, of the Texas Controlled Substances Act, Health and Safety Code, Chapter 481, at least thirty-one days have expired since notice of the above referenced action was published in the *Federal Register*. In the capacity as Commissioner of the Texas Department of State Health Services, John Hellerstedt, M.D., does hereby order that FDA-approved drug products containing cannabidiol with no more than 0.1 percent residual tetrahydrocannabinols be placed into Schedule V. Due to the fact that this safe and effective drug is now available through federal Food and Drug Administration approval, immediately scheduling this drug will mitigate imminent hazard to public safety by offering access to an approved therapy that will address potentially life-threatening situations for a known population of children with intractable epilepsy.

### SCHEDULE V

\*Approved cannabidiol drugs.

A drug product in finished dosage formulation that has been approved by the U.S. Food and Drug Administration that contains cannabidiol (2-[1R-3-methyl-6R-(1-methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-1,3-benzenediol) derived from cannabis and no more than 0.1 percent (w/w) residual tetrahydrocannabinols.

Changes to the schedules are marked with an asterisk(\*).

TRD-201804732

The Texas Department of Insurance, Division of Workers' Compensation, submitted proposed amendments to Chapter 142, Dispute Resolution - Benefit Contested Case hearing, §142.12, which were published in the proposed rules section of the November 2, 2018, issue of the *Texas Register* (43 TexReg 7319). Due to publication errors made by the *Texas Register*, the word "subsection" was replaced with the word "paragraph" in §142.12(e)(2) and (f)(1).

On page 7323, the rule text for §142.12(e) and (f)(1) should read as follows:

(e) Service. Upon granting a request and issuing a subpoena, the administrative law judge [hearing officer] shall:

(1) return it to the requester for service, according to §176.5, Texas Rules of Civil Procedure; or

(2) send it to the appropriate sheriff or constable, or any person who is not a party and is 18 years of age or older for service, if a claimant who is neither represented by an attorney nor assisted by OIEC [an unrepresented claimant] has requested the division [Commission] to arrange for service, as provided by subsection (c)(2) of this section.

(f) Costs.

(1) Except as provided by subsection (c)(2) of this section, the party requesting the subpoena is responsible for all costs associated with the subpoena, including service, witness fees, and mileage.

TRD-201804715



## Panhandle Regional Planning Commission

### Legal Notice

The Panhandle Regional Planning Commission (PRPC) is seeking to procure items for distance learning through the Frank Phillips College campus in Borger, Texas.

Copies of the solicitation can be obtained Monday through Friday, 8:00 a.m. to 5:00 p.m., at 415 Southwest Eighth Ave., Amarillo, Texas 79101 or by contacting Leslie Hardin, PRPC's Workforce Development Contracts Coordinator at (806) 372-3381 or lhardin@theprpc.org. Proposals must be received at PRPC by 3:00 p.m. on Friday, November 23, 2018.

PRPC, as administrative and fiscal agent for the Panhandle Workforce Development Board dba Workforce Solutions Panhandle, a proud partner of the AmericanJobCenter network, is an equal Opportunity Employer/Program. Auxiliary aids and services are available upon request to individuals with disabilities. Relay Texas: 711

TRD-201804661

Leslie Hardin

WFD Contracts Coordinator

Panhandle Regional Planning Commission

Filed: October 24, 2018



### Legal Notice

The Panhandle Regional Planning Commission (PRPC) is seeking to procure items for distance learning through the Frank Phillips College campus in Borger, Texas.

Copies of the solicitation can be obtained Monday through Friday, 8:00 a.m. to 5:00 p.m., at 415 Southwest Eighth Ave., Amarillo, Texas 79101 or by contacting Leslie Hardin, PRPC's Workforce Development Contracts Coordinator at (806) 372-3381 or lhardin@theprpc.org. Pro-

posals must be received at PRPC by 3:00 p.m. on Friday, November 23, 2018.

PRPC, as administrative and fiscal agent for the Panhandle Workforce Development Board dba Workforce Solutions Panhandle, a proud partner of the AmericanJobCenter network, is an equal Opportunity Employer/Program. Auxiliary aids and services are available upon request to individuals with disabilities. Relay Texas: 711

TRD-201804662

Leslie Hardin

WFD Contracts Coordinator

Panhandle Regional Planning Commission

Filed: October 24, 2018



### Legal Notice

The Panhandle Regional Planning Commission (PRPC) is seeking to procure items for workforce training provided to students in the areas of welding, industrial machinery mechanics, instrumentation and electrical, pump and engine, process technology and nursing.

Copies of the solicitations can be obtained Monday through Friday, 8:00 a.m. to 5:00 p.m., at 415 Southwest Eighth Ave., Amarillo, Texas 79101, or by contacting Leslie Hardin, PRPC's Workforce Development Contracts Coordinator at (806) 372-3381 or lhardin@theprpc.org. Proposals must be received at PRPC by 3:00 p.m. on Friday, November 30, 2018.

PRPC, as administrative and fiscal agent for the Panhandle Workforce Development Board dba Workforce Solutions Panhandle, a proud partner of the AmericanJobCenter network, is an equal Opportunity Employer/Program. Auxiliary aids and services are available upon request to individuals with disabilities. Relay Texas: 711

TRD-201804663

Leslie Hardin

WFD Contracts Coordinator

Panhandle Regional Planning Commission

Filed: October 24, 2018



## Public Utility Commission of Texas

### Notice of Application for Amendment to Certificate of Convenience and Necessity for a Proposed Transmission Line

Notice is given to the public of an application filed with the Public Utility Commission of Texas (commission) on October 23, 2018, for an amendment to a certificate of convenience and necessity (CCN) for a proposed transmission line in Yoakum and Gaines Counties.

Docket Style and Number: Application of Southwestern Public Service to Amend a CCN for a 115-kV Transmission Line Within Yoakum and Gaines Counties (Mustang to Seminole), Docket Number 48724.

The Application: Southwestern Public Service filed an application for approval to amend its CCN to construct a 115-kilovolt (kV) transmission line located in Yoakum and Gaines Counties. The transmission line will be constructed using primarily single-circuit, single-pole steel structures and the proposed ten routes range between 17 to 22 miles in length. The estimated costs for the transmission facilities is approximately \$15.9 to 18.1 million. The Commission may approve any of the routes or route segments presented in the application.

Persons wishing to intervene or comment on the action sought should contact the Public Utility Commission of Texas by mail at P.O. Box 13326, Austin, Texas 78711-3326, or by phone at (512) 936-7120 or

toll-free at (888) 782-8477. The deadline for intervention in this proceeding is December 7, 2018. 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 48724.

TRD-201804670  
Andrea Gonzalez  
Assistant Rules Coordinator  
Public Utility Commission of Texas  
Filed: October 25, 2018



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

Notice is given to the public of an application filed with the Public Utility Commission of Texas (commission) on August 31, 2018, under the Public Utility Regulatory Act, Tex. Util. Code Ann. §39.154 and §39.158.

Docket Style and Number: Application of Trident Renewables Holdco, LLC Under §39.158 of the Public Utility Regulatory Act, Docket Number 48655.

The Application: On August 31, 2018, Trident Renewables Holdco, LLC filed an application for approval of the sale and transfer of tax equity interests in a portfolio of renewable electric generation assets currently held by its affiliate, GE Energy Financial Services, Inc. to BAL Investment and Advisory, Inc. (BALIA) and CF Windax, LLC. CF Windax, LLC is an affiliate wholly owned by funds managed by Fortress Credit Advisors, LLC. Upon completion of the transaction, BALIA will hold all Class A interests and CF Windax, LLC will hold all Class B interests in Trident. Trident's three wind projects include the 218 MW Pattern Panhandle Wind, the 289 MW Miami Wind I Holdings, and the 161 MW Spinning Spur Wind Two. All three wind projects are interconnected to the Electric Reliability Council of Texas (ERCOT). The combined generation owned and controlled by BALIA and its affiliates, CF Windax and its affiliates following the proposed purchase will not exceed twenty percent of the total electricity offered for sale in ERCOT.

A comment or request to intervene should be mailed to 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 48655.

TRD-201804703  
Andrea Gonzalez  
Assistant Rules Coordinator  
Public Utility Commission of Texas  
Filed: October 30, 2018



#### Notice of Application for Service Area Boundary Change

Notice is given to the public of the filing with the Public Utility Commission of Texas (Commission) of an application on October 25, 2018, to amend a certificate of convenience and necessity (CCN) for a service area boundary change in Cameron County.

Docket Style and Number: Application of Brownsville Public Utilities Board to Amend a Certificate of Convenience and Necessity for a Service Area Boundary Change in Cameron County. Docket Number 48809. The Application: The Public Utilities Board of the City of Brownsville (BPUB) seeks a minor boundary change to its electric CCN number 30021 to include 24.34 acres within AEP Texas, Inc.'s

singly-certificated service area. Approval of the application would result in BPUB being dually-certificated with AEP Texas in the requested service area. BPUB received a letter request from El Valle Investments, LTD., owner of the 24.34 acre area of land, requesting BPUB to provide electric utility service to the property for a new subdivision. The estimated cost to BPUB to provide service to the requested area is \$154,382.33.

Persons wishing to comment on the action sought or intervene should contact the Public Utility Commission of Texas no later than November 16, 2018, 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 48809.

TRD-201804704  
Andrea Gonzalez  
Assistant Rules Coordinator  
Public Utility Commission of Texas  
Filed: October 30, 2018



#### Notice of Application to Amend a Certificate of Convenience and Necessity

Notice is given to the public of an application filed with the Public Utility Commission of Texas (commission) on October 22, 2018, to amend a certificate of convenience and necessity (CCN).

Docket Style and Number: Application of Campbell Water Supply Corporation to Amend a Water Certificate of Convenience and Necessity (CCN) in Hunt County, Docket Number 48806.

The Application: Campbell Water Supply Corporation seeks to amend CCN 10810 to include areas it currently serves. The requested service area consists of approximately 3,736 acres and 33 customers.

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) 935-7120 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 48806.

TRD-201804671  
Andrea Gonzalez  
Assistant Rules Coordinator  
Public Utility Commission of Texas  
Filed: October 25, 2018



### Texas Department of Transportation

#### Public Notice - Aviation

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

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

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



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

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

TRD-201804683

Joanne Wright

Deputy General Counsel

Texas Department of Transportation

Filed: October 26, 2018



### Request for Proposals - Traffic Safety Program

In accordance with 43 TAC §25.901 *et seq.*, the Texas Department of Transportation (TxDOT) is requesting project proposals to support the targets and strategies of its traffic safety program to reduce the number of motor vehicle related crashes, injuries, and fatalities in Texas. These targets and strategies form the basis for the Federal Fiscal Year 2020 (FY 2020) Texas Highway Safety Plan (HSP).

Authority and responsibility for funding of the traffic safety grant program derives from the National Highway Safety Act of 1966 (23 USC §401 *et seq.*), and the Texas Traffic Safety Act of 1967 (Transportation Code, Chapter 723). The Traffic Safety Section (TRF-TS) is an integral part of TxDOT and works through 25 districts for local projects. The program is administered at the state level by TxDOT's Traffic Safety Division (TRF). The executive director of TxDOT is the designated Governor's Highway Safety Representative.

The following is information related to the FY 2020 General Traffic Safety Grants - Request for Proposals (RFP). Please review the full FY 2020 RFP located online at: <https://www.txdot.gov/apps/egrants/eGrantsHelp/RFP/RFP2020.pdf>.

This request for proposals does not include solicitations for Selective Traffic Enforcement Program (STEP) proposals. Information regarding STEP proposals for FY 2020 can be found at: <https://www.txdot.gov/apps/egrants/eGrantsHelp/RFP.html> and FY 2020 STEP proposals will be submitted under a separate process.

### General Proposals for highway safety funding are due to the TRF-TS no later than 5:00 p.m. CST, January 10, 2019.

All questions regarding the development of proposals must be submitted by sending an email to: [TRF\\_RFP@txdot.gov](mailto:TRF_RFP@txdot.gov) by 5:00 p.m. CST, on November 30, 2018. A list of the questions with answers (Q&A document) will be posted at: <https://www.txdot.gov/apps/egrants/eGrantsHelp/rfp.html> by 5:00 p.m. CST, on December 07, 2018.

A webinar on general proposal submissions via the Traffic Safety eGrants system will be hosted by the TRF-TS Austin headquarters staff. The webinar will be conducted on Thursday, November 15, 2018, from 9:00 a.m. CST to 12:00 p.m. CST. For access information please go to <https://www.txdot.gov/apps/egrants/eGrantsHelp/rfp.html>.

The Program Needs Section of the RFP includes Performance Measures tables which outline the targets, strategies, and performance measures for each of the Traffic Safety Program Areas. TRF-TS is seeking proposals in all program areas, but is particularly interested in proposals which address the specific program needs listed in the High Priority Program Needs subsection of the Program Needs Section of the RFP.

The proposals must be completed using eGrants, which can be found by going to [www.txdot.gov/apps/egrants](http://www.txdot.gov/apps/egrants).

TRD-201804684

Joanne Wright

Deputy General Counsel

Texas Department of Transportation

Filed: October 26, 2018



### Texas Water Development Board

#### Notice for 2017 State Water Plan Amendment; Notice of Public Hearing and Intent to Adopt Amendment

The Texas Water Development Board (TWDB) will conduct a public hearing in accordance with Texas Water Code §16.053(r) and 31 Texas Administrative Code §357.51(h), and §358.4(a) on December 3, 2018, to receive public comment on a proposed amendment to the 2017 State Water Plan, Water for Texas 2017. The hearing will begin at 10:00 a.m. in Room 172, Stephen F. Austin Building, 1700 North Congress Avenue, Austin, Texas 78701.

The Board seeks to receive public comments related to incorporating changes adopted by the Region L regional water planning group to its adopted 2016 regional water plan on February 15, 2018. Specifically, Region L added a new recommended water management strategy project with associated capital cost for advanced meter infrastructure sponsored by the San Antonio Water System. On April 5, 2018, the TWDB received the 2016 Region L Regional Water Plan amendment materials and request for approval. These materials were reviewed by Board staff and the minor amendment to the regional water plan was approved by the Board on June 11, 2018.

Interested persons are encouraged to attend the hearings to present comments concerning the proposed amendment. Those who cannot attend the hearings may provide written comments on or before December 3, 2018, to Mr. Todd Chenoweth, General Counsel, Texas Water Development Board, P.O. Box 13231, Capitol Station, Austin, Texas 78711 or by email to [PUBLIC-COMMENT@twdb.texas.gov](mailto:PUBLIC-COMMENT@twdb.texas.gov). The TWDB will receive public comment on the proposed amendment until close of business at 5:00 p.m. on December 3, 2018. Copies of the proposed amendment are available for inspection during regular business hours at the Stephen F. Austin Building from the Water Use, Projections, and Planning Division, Texas Water Development Board, 1700 North Congress Avenue, Austin, Texas 78701. If you want to review these documents, please call (512) 936-2387 for arrangements to view them. A copy of the proposed amendment will also be available on the TWDB's website at <http://www.twdb.texas.gov/water-planning/swp/2017/index.asp>.

The Board will consider adopting the amendment to the 2017 State Water Plan at the regularly scheduled Board meeting to be noticed separately.

TRD-201804717

Todd Chenoweth

General Counsel

Texas Water Development Board

Filed: October 31, 2018

