

REVIEW OF AGENCY RULES

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

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

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

Proposed Rule Reviews

Office of the Attorney General

Title 1, Part 3

The Office of the Attorney General (OAG) files this Notice of Intention to Review Texas Administrative Code, Title 1, Administration, Part 3, Office of the Attorney General, Chapter 55, concerning Child Support Enforcement. The review is conducted in accordance with Texas Government Code §2001.039, which requires state agencies to review and consider their administrative rules for readoption, amendment, or repeal every four years. The review will include an assessment of whether the reasons for initially adopting the rules continue to exist.

The OAG proposes to review Chapter 55, Child Support Enforcement, Subchapter A, General Guidelines, §§55.1 - 55.5; Subchapter B, Locate-Only Services, §§55.31 and 55.32; Subchapter C, Administrative Review, §§55.101 - 55.105; Subchapter D, Forms for Child Support Enforcement, §§55.111, 55.112, 55.115 - 55.121; Subchapter F, Collections and Distributions, §§55.140 - 55.142; Subchapter G, Authorized Costs and Fees in IV-D Cases, §§55.151 - 55.155; Subchapter H, License Suspension, §§55.201 - 55.209, 55.212 - 55.216; Subchapter I, State Directory of New Hires, §§55.301 - 55.308; Subchapter J, Voluntary Paternity Acknowledgment Process, §§55.401 - 55.409; Subchapter K, Release of Information, §55.501; Subchapter L, Financial Institution Data Matches, §§55.551 - 55.558; Subchapter M, Intercept of Insurance Claims, §§55.601 - 55.606; Subchapter N, National Medical Support Notice, §§55.701 - 55.707; Subchapter O, State Disbursement Unit, §§55.801 - 55.804; and Subchapter P, Review and Adjustment of a Support Order, §55.851.

For 30 days following the publication of this notice, the OAG will accept public comments regarding the review. Any proposed changes to these rules as a result of the review will be published in the Proposed Rules section of the *Texas Register* and will be open for an additional 30 day public comment period prior to final adoption or repeal by the OAG.

Comments regarding this rule review should be directed to Ildefonso Ochoa, Deputy Director for Policy, Legal and Program Operations, Child Support Division, Office of the Attorney General, (physical address) 5500 East Oltorf, Austin, Texas 78741 or (mailing address) P.O. Box 12017, Mail Code 044, Austin, Texas 78711-2017.

TRD-201602893
Amanda Crawford
General Counsel
Office of the Attorney General
Filed: June 8, 2016

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The Office of the Attorney General (OAG) files this Notice of Intention to Review Texas Administrative Code, Title 1, Administration, Part 3, Office of the Attorney General, Chapter 66, concerning Family Trust Fund Disbursement Procedures. The review is conducted in accordance with Texas Government Code §2001.039, which requires state agencies to review and consider their administrative rules for readoption, amendment, or repeal every four years. The review will include an assessment of whether the reasons for initially adopting the rules continue to exist.

The OAG proposes to review Chapter 66, Child Support Enforcement, Subchapter A, General Provisions and Eligibility, §§66.1 - 66.3, 66.5, 66.7, and 66.9; Subchapter B, Grant Application, Scope of Grant, Approval and Funding, §§66.15, 66.17, 66.19, 66.21, and 66.23; Subchapter C, Special Conditions and Required Documents, §§66.33, 66.35, 66.37, 66.41, and 66.47; Subchapter D, Award and Grant Acceptance, §§66.55, 66.57, and 66.59; Subchapter E, Administering Grants, §§66.67, 66.69, 66.75, 66.77, 66.79, 66.93, 66.95, 66.99, 66.101, 66.103, 66.105, 66.107, 66.109, and 66.111; and Subchapter F, Program Monitoring and Audits, §66.119 and §66.123.

For 30 days following the publication of this notice, the OAG will accept public comments regarding the review. Any proposed changes to these rules as a result of the review will be published in the Proposed Rules section of the *Texas Register* and will be open for an additional 30 day public comment period prior to final adoption or repeal by the OAG.

Comments regarding this rule review should be directed to Ildefonso Ochoa, Deputy Director for Policy, Legal and Program Operations, Child Support Division, Office of the Attorney General, (physical address) 5500 East Oltorf, Austin, Texas 78741 or (mailing address) P.O. Box 12017, Mail Code 044, Austin, Texas 78711-2017.

TRD-201602894
Amanda Crawford
General Counsel
Office of the Attorney General
Filed: June 8, 2016

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Texas Optometry Board

Title 22, Part 14

The Texas Optometry Board, files this notice of intention to review Texas Administrative Code, Title 22, Chapter 277, pursuant to the requirements of Texas Government Code §2001.039. This section requires all state agencies to review their rules every four years. After an

assessment that the reasons for initially adopting the rules continue to exist, the agency's rules may be considered for readoption.

The agency has conducted a preliminary assessment of the following rules in Chapter 277 and has determined that the reasons for initially adopting the rules continue to exist: §277.1. Complaint Procedures, §277.2. Disciplinary Proceedings, §277.3 Probation, §277.4 Reinstatement, §277.5 Convictions, §277.6. Administrative Fines and Penalties, §277.7. Patient Records, §277.8. Emergency Temporary Suspension or Restriction, §277.9. Alternative Dispute Resolution, and §277.10. Remedial Plans.

The agency invites comments from the public regarding whether the reasons for initially adopting these rules continue to exist. Comments on the proposal may be submitted to Chris Kloeris, Executive Director, Texas Optometry Board, 333 Guadalupe Street, Suite 2-420, Austin, Texas 78701-3942. The deadline for furnishing comments is thirty days after publication in the *Texas Register*.

The Texas Optometry Board, files this notice of intention to review Texas Administrative Code, Title 22, Chapter 279, pursuant to the requirements of Texas Government Code §2001.039. This section requires all state agencies to review their rules every four years. After an assessment that the reasons for initially adopting the rules continue to exist, the agency's rules may be considered for readoption.

The agency has conducted a preliminary assessment of the following rules in Chapter 279 and has determined that the reasons for initially adopting the rules continue to exist:

§279.1. Contact Lens Examination, §279.2. Contact Lens Prescriptions, §279.3. Spectacle Examination, §279.4. Spectacle and Ophthalmic Devices Prescriptions, §279.5. Dispensing Ophthalmic Materials, §279.9. Advertising, §279.10. Professional Identification, §279.11. Relationship with Dispensing Optician - Books and Records, §279.12. Relationship with Dispensing Optician - Separation of Offices, §279.13. Board Interpretation Number Thirteen, §279.14. Patient Files, §279.15. Board Interpretation Number Fifteen and §279.16. Telehealth Services.

The agency invites comments from the public regarding whether the reasons for initially adopting these rules continue to exist. Comments on the proposal may be submitted to Chris Kloeris, Executive Director, Texas Optometry Board, 333 Guadalupe Street, Suite 2-420, Austin, Texas 78701-3942. The deadline for furnishing comments is thirty days after publication in the *Texas Register*.

The Texas Optometry Board, files this notice of intention to review Texas Administrative Code, Title 22, Chapter 280, pursuant to the requirements of Texas Government Code §2001.039. This section requires all state agencies to review their rules every four years. After an assessment that the reasons for initially adopting the rules continue to exist, the agency's rules may be considered for readoption.

The agency has conducted a preliminary assessment of the following rules in Chapter 280 and has determined that the reasons for initially adopting the rules continue to exist:

§280.1. Application for Certification, §280.2. Required Education, §280.3. Certified Therapeutic Optometrist Examination, §280.5. Pre-

scription and Diagnostic Drugs for Therapeutic Optometry, §280.6. Procedures Authorized for Therapeutic Optometrists, §280.8. Optometric Glaucoma Specialist: Required Education, Examination and Clinical Skills Evaluation, §280.9. Application for Licensure as Optometric Glaucoma Specialist, §280.10. Optometric Glaucoma Specialist: Administration and Prescribing of Oral Medications and Anti-Glaucoma Drugs, and §280.11. Treatment of Glaucoma by an Optometric Glaucoma Specialist.

The agency invites comments from the public regarding whether the reasons for initially adopting these rules continue to exist. Comments on the proposal may be submitted to Chris Kloeris, Executive Director, Texas Optometry Board, 333 Guadalupe Street, Suite 2-420, Austin, Texas 78701-3942. The deadline for furnishing comments is thirty days after publication in the *Texas Register*.

TRD-201602811
Chris Kloeris
Executive Director
Texas Optometry Board
Filed: June 2, 2016

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Adopted Rule Reviews

Texas Education Agency

Title 19, Part 2

The Texas Education Agency (TEA) adopts the review of 19 TAC Chapter 66, State Adoption and Distribution of Instructional Materials, Subchapter AA, Commissioner's Rules Concerning the Commissioner's List of Electronic Instructional Materials; Subchapter BB, Commissioner's Rules Concerning State-Developed Open-Source Instructional Materials; Subchapter CC, Commissioner's Rules Concerning Acceptable Condition of Public School Printed Instructional Materials, Electronic Instructional Materials, and Technological Equipment; and Subchapter DD, Commissioner's Rules Concerning Instructional Materials Allotment, pursuant to the Texas Government Code, §2001.039. The TEA proposed the review of 19 TAC Chapter 66, Subchapters AA-DD, in the December 4, 2015, issue of the *Texas Register* (40 TexReg 8813).

The TEA finds that the reasons for adopting Subchapters AA-DD continue to exist and readopts the rules. The TEA received no comments related to the review of Subchapters AA-DD. At a later date, the TEA plans to revise Subchapters AA-DD to clarify the rules and bring them into alignment with the Texas Education Code, Chapter 31, Instructional Materials.

This concludes the review of 19 TAC Chapter 66.

TRD-201602752
Cristina De La Fuente-Valadez
Director, Rulemaking
Texas Education Agency
Filed: June 1, 2016

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