

REVIEW OF AGENCY RULES

This section contains notices of state agency rule review as directed by the Texas Government Code, §2001.039.

Included here are proposed rule review notices, which invite public comment to specified rules under review; and adopted rule review notices, which summarize public comment received as part of the review. The complete text of an agency's rule being reviewed is available in the *Texas Administrative Code* on the Texas Secretary of State's website.

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

Proposed Rule Reviews

Texas Department of Transportation

Title 43, Part 1

Notice of Intention to Review

In accordance with Government Code, §2001.039, the Texas Department of Transportation (department) files this notice of intention to review Title 43 TAC, Part 1, Chapter 10, *Ethical Conduct by Entities Doing Business with the Department*, and Chapter 11, *Design*, Chapter 12, *Public Donation and Participation Program*, Chapter 13, *Materials Quality*, Chapter 15, *Financing and Construction of Transportation Projects*, Chapter 16, *Planning and Development of Transportation Projects*, Chapter 21, *Right of Way*, Chapter 22, *Use of State Property*.

The department will accept comments regarding whether the reasons for adopting these rules continue to exist. Comments regarding this rule review may be submitted to Rule Comments, General Counsel Division, Texas Department of Transportation, 125 East 11th Street, Austin, Texas 78701-2483 or to RuleComments@txdot.gov with the subject line "Rule Review." The deadline for receipt of comments is 5:00 p.m. on *March 16, 2026*.

In accordance with Transportation Code, §201.811(a)(5), a person who submits comments must disclose, in writing with the comments, whether the person does business with the department, may benefit monetarily from the proposed amendments, or is an employee of the department.

TRD-202600373

Becky Blewett

Deputy General Counsel

Texas Department of Transportation

Filed: January 29, 2026



Adopted Rule Reviews

Commission on State Emergency Communications

Title 1, Part 12

In accordance with Texas Government Code §2001.039, the Commission on State Emergency Communications (CSEC) has concluded its review of the rules in Title 1, Part 12, Texas Administrative Code, Chapter 252, *Administration*. The notice of proposed rule review was published in the August 15, 2025 issue of the *Texas Register* (50 TexReg 5345).

No comments were received regarding CSEC's notice of review.

CSEC has determined the reasons for adopting the rules continue to exist with the exception of rule 252.4. Furthermore, the review process indicated that rules 252.2 – 252.3 and 252.5 – 252.9 needed amendments to update the rules to reduce inefficiency, be more consistent with relevant statutes, update the agency's procedures, reflect current terminology in the industry, and improve clarity. Accordingly, CSEC adopts with amendments 1 TAC §§252.2 – 252.3 and 252.5 – 252.9, as proposed in the December 5, 2025 issue of the *Texas Register* (50 TexReg 7785) and adopted elsewhere in this issue of the *Texas Register*, repeals 1 TAC §252.4, as proposed in the December 5, 2025 issue of the *Texas Register* (50 TexReg 7791) and adopted elsewhere in this issue of the *Texas Register*, and readopts without amendment 1 TAC §252.1.

TRD-202600384

Kenny Moreland

General Counsel

Commission on State Emergency Communications

Filed: January 29, 2026



In accordance with Texas Government Code §2001.039, the Commission on State Emergency Communications (CSEC) has concluded its review of the rules in Title 1, Part 12, Texas Administrative Code, Chapter 253, *Practice and Procedure*. The notice of proposed rule review was published in the August 15, 2025 issue of the *Texas Register* (50 TexReg 5345).

No comments were received regarding CSEC's notice of review.

CSEC has determined the reasons for adopting the rules continue to exist. Furthermore, the review process indicated that rules 253.1 and 253.3 – 253.5 needed amendments to update, simplify, and clarify the agency's procedures regarding petitions for rulemaking, protest procedures, negotiated rulemaking, and enhanced contract and performance monitoring. Accordingly, CSEC adopts with amendments 1 TAC §§253.1 and 253.3 – 253.5, as proposed in the December 5, 2025 issue of the *Texas Register* (50 TexReg 7792) and adopted elsewhere in this issue of the *Texas Register*, and readopts without amendment 1 TAC §253.2.

TRD-202600385

Kenny Moreland

General Counsel

Commission on State Emergency Communications

Filed: January 29, 2026



Texas Education Agency

Title 19, Part 2

The Texas Education Agency (TEA) adopts the review 19 TAC Chapter 151, Commissioner's Rules Concerning Passing Standards for Educator Certification Examinations, pursuant to Texas Government Code, §2001.039. TEA proposed the review of 19 TAC Chapter 151 in the October 17, 2025 issue of the *Texas Register* (50 TexReg 6887).

Relating to the review of 19 TAC Chapter 151, TEA finds that the reasons for adopting these rules continue to exist and readopts the rules.

TEA received no comments related to the review of Chapter 151.

At a later date, TEA plans to add passing standards for new exams.

This concludes the review of Chapter 151.

TRD-202600393

Cristina De La Fuente-Valadez

Director, Rulemaking

Texas Education Agency

Filed: January 30, 2026



Department of State Health Services

Title 25, Part 1

The Texas Health and Human Services Commission (HHSC), on behalf of the Texas Department of State Health Services (DSHS), adopts the review of the chapter below in Title 25, Part 1, of the Texas Administrative Code (TAC):

Chapter 104, Children Participating in Rodeos

Notice of the review of this chapter was published in the November 28, 2025, issue of the *Texas Register* (50 TexReg 7739). HHSC received no comments concerning this chapter.

DSHS has reviewed Chapter 104 in accordance with Texas Government Code §2001.039, which requires state agencies to assess, every four years, whether the initial reasons for adopting a rule continue to exist.

The agency determined that the original reasons for adopting all rules in the chapter continue to exist and readopts Chapter 104. Any amendments, if applicable, to Chapter 104 identified by DSHS in the rule review will be proposed in a future issue of the *Texas Register*.

This concludes DSHS's review of 25 TAC Chapter 104 as required by Texas Government Code §2001.039.

TRD-202600386

Jessica Miller

Director, Rules Coordination Office

Department of State Health Services

Filed: January 30, 2026



Texas Workforce Commission

Title 40, Part 20

The Texas Workforce Commission (TWC) adopts the review of Chapter 806, Purchases of Products and Services from People with Disabilities, in accordance with Texas Government Code, §2001.039. The proposed notice of intent to review rules was published in the November 7, 2025, issue of the *Texas Register* (50 TexReg 7343).

During the review, TWC determined that Chapter 806, Subchapter J, Transition and Retention Plans, is obsolete and no longer needed, because the subchapter expired on September 1, 2023, and therefore should be repealed.

PUBLIC COMMENTS

The public comment period closed on December 8, 2025. TWC received comments from East Texas Lighthouse for the Blind and an ability rights advocate, KJH Consultant Services.

COMMENT: Both commenters expressed support for the Purchasing from People with Disabilities program. One of the commenters provided recommendations for strengthening the rules.

RESPONSE: The Commission appreciates the comments and support for the program. The commenter's recommendations are beyond the scope of this rule review project. This project's scope is to determine whether the reasons for adopting the rules in Chapter 806 continue to exist. TWC will, however, take the comments into consideration when determining whether any amendments to the rules are warranted in future rulemaking projects.

TWC has assessed and determined that the reasons for adopting the rules continue to exist and therefore readopts Chapter 806, Purchases of Products and Services from People with Disabilities. As a result of the review, Chapter 806, Subchapter J, will be repealed in a future agency rulemaking.

TRD-202600495

Les Trobman

General Counsel

Texas Workforce Commission

Filed: February 3, 2026

