

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

State Securities Board

Title 7, Part 7

The State Securities Board (Agency), beginning September 2026, will review and consider for readoption, revision, or repeal Chapter 101, General Administration; Chapter 103, Rulemaking Procedure; and Chapter 104, Procedure for Review of Applications, in accordance with Texas Government Code, §2001.039, which requires rule review every four years. The rules to be reviewed are located in Title 7, Part 7, of the Texas Administrative Code. The text of the rule sections will not be published. The text of these rules may be found in the Texas Administrative Code, Title 7, Part 7 or through the Board's website at www.ssb.texas.gov/texas-securities-act-board-rules.

The Agency has conducted a preliminary review of these chapters and determined the reasons for initially adopting the chapters continue to exist. The Agency's Board will consider, among other things, whether the initial factual, legal, and policy reasons for adoption of these rules continue to exist, whether these rules should be repealed, and whether any changes are needed. This notice to review has no effect on the chapters as they currently exist. Readopted chapters will be noted in a subsequent issue of the *Texas Register's* "Review of Agency Rules" section without publication of the text.

Any changes to the rules proposed by the Agency's Board after reviewing the rules and considering the comments received in response to this notice will appear in the "Proposed Rules" section of a subsequent issue of the *Texas Register*. Such changes will be open for public comment prior to the final adoption of any changes to the rule by the Agency in accordance with the requirements of the Administrative Procedure Act, Texas Government Code Annotated, Chapter 2001.

Comments or suggestions on the proposal must be in writing and will be accepted for 30 days following publication of this notice in the *Texas Register*. Written comments should be submitted to Cheryn Netz Howard, General Counsel, State Securities Board, P.O. Box 13167, Austin, Texas 78711-3167. Comments may also be submitted electronically to proposal@ssb.texas.gov. Comments received will be reviewed and discussed in a future Board meeting.

Issued in Austin, Texas on August 24, 2026.

TRD-202603728
Jeremy E. Heintz
Securities Commissioner
State Securities Board
Filed: August 24, 2026

Department of State Health Services

Title 25, Part 1

The Texas Health and Human Services Commission (HHSC), in its own capacity and on behalf of the Texas Department of State Health Services (DSHS), proposes to review and consider for readoption, revision, or repeal the chapter listed below, in its entirety, contained in Title 25, Part 1, of the Texas Administrative Code:

Chapter 98, Texas HIV Medication Program

This review is conducted in accordance with the requirements of Texas Government Code §2001.039, which requires state agencies, every four years, to assess whether the initial reasons for adopting a rule continue to exist. After reviewing its rules, the agency will readopt, readopt with amendments, or repeal its rules.

Comments on the review of Chapter 98, Texas HIV Medication Program, may be submitted to HHSC Rules Coordination Office, Mail Code 4102, P.O. Box 13247, Austin, Texas 78711-3247, or by email to hhsrulescoordinationoffice@hhs.texas.gov. When emailing comments, please indicate "Comments on Proposed Rule Review Chapter 98" in the subject line. The deadline for comments is on or before 5:00 p.m. central time on the 31st day after the date this notice is published in the *Texas Register*.

The text of the rule sections being reviewed will not be published but may be found in Title 25, Part 1, of the Texas Administrative Code or on the Secretary of State's website at State Rules and Open Meetings (www.sos.texas.gov).

TRD-202603728
Jessica Miller
Director, Rules Coordination Office
Department of State Health Services
Filed: August 24, 2026



The Texas Health and Human Services Commission (HHSC), in its own capacity and on behalf of the Texas Department of State Health Services (DSHS), proposes to review and consider for readoption, revision, or repeal the chapter listed below, in its entirety, contained in Title 25, Part 1, of the Texas Administrative Code:

Chapter 133, Hospital Licensing

This review is conducted in accordance with the requirements of Texas Government Code §2001.039, which requires state agencies, every four years, to assess whether the initial reasons for adopting a rule continue to exist. After reviewing its rules, the agency will readopt, readopt with amendments, or repeal its rules.

Comments on the review of Chapter 133, Hospital Licensing, may be submitted to HHSC Rules Coordination Office, Mail Code 4102, P.O. Box 13247, Austin, Texas 78711-3247, or by email to hhsrulescoordinationoffice@hhs.texas.gov. When emailing comments, please indicate "Comments on Proposed Rule Review Chapter 133" in the subject line. The deadline for comments is on or before 5:00 p.m. central time on the 31st day after the date this notice is published in the *Texas Register*.

The text of the rule sections being reviewed will not be published but may be found in Title 25, Part 1, of the Texas Administrative Code or on the Secretary of State's website at State Rules and Open Meetings (www.sos.texas.gov).

TRD-202603707

Jessica Miller

Director, Rules Coordination Office

Department of State Health Services

Filed: August 24, 2026



The Texas Health and Human Services Commission (HHSC), on behalf of the Texas Department of State Health Services (DSHS), proposes to review and consider for readoption, revision, or repeal the chapter listed below, in its entirety, contained in Title 25, Part 1, of the Texas Administrative Code:

Chapter 157, Emergency Medical Care

This review is conducted in accordance with the requirements of Texas Government Code §2001.039, which requires state agencies, every four years, to assess whether the initial reasons for adopting a rule continue to exist. After reviewing its rules, the agency will readopt, readopt with amendments, or repeal its rules.

Comments on the review of Chapter 157, Emergency Medical Care, may be submitted to HHSC Rules Coordination Office, Mail Code 4102, P.O. Box 13247, Austin, Texas 78711-3247, or by email to hhsrulescoordinationoffice@hhs.texas.gov. When emailing comments, please indicate "Comments on Proposed Rule Review Chapter 157" in the subject line. The deadline for comments is on or before 5:00 p.m. central time on the 31st day after the date this notice is published in the *Texas Register*.

The text of the rule sections being reviewed will not be published but may be found in Title 25, Part 1, of the Texas Administrative Code or on the Secretary of State's website at State Rules and Open Meetings (www.sos.texas.gov).

TRD-202603650

Jessica Miller

Director, Rules Coordination Office

Department of State Health Services

Filed: August 19, 2026



Texas Health and Human Services Commission

Title 26, Part 1

The Texas Health and Human Services Commission (HHSC) proposes to review and consider for readoption, revision, or repeal the chapter listed below, in its entirety, contained in Title 26, Part 1, of the Texas Administrative Code (TAC):

Chapter 556, Nurse Aides

This review is conducted in accordance with the requirements of Texas Government Code §2001.039, which requires state agencies, every

four years, to assess whether the initial reasons for adopting a rule continue to exist. After reviewing its rules, the agency will readopt, readopt with amendments, or repeal its rules.

Comments on the review of Chapter 505, Hospital Licensing, may be submitted to HHSC Rules Coordination Office, Mail Code 4102, P.O. Box 13247, Austin, Texas 78711-3247, or by email to hhsrulescoordinationoffice@hhs.texas.gov. When emailing comments, please indicate "Comments on Proposed Rule Review Chapter 556" in the subject line. The deadline for comments is on or before 5:00 p.m. central time on the 31st day after the date this notice is published in the *Texas Register*.

The text of the rule sections being reviewed will not be published but may be found in Title 26, Part 1, of the Texas Administrative Code or on the Secretary of State's website at State Rules and Open Meetings (www.sos.texas.gov).

TRD-202603648

Jessica Miller

Director, Rules Coordination Office

Texas Health and Human Services Commission

Filed: August 19, 2026



The Texas Health and Human Services Commission (HHSC) proposes to review and consider for readoption, revision, or repeal the chapter listed below, in its entirety, contained in Title 26, Part 1, of the Texas Administrative Code (TAC):

Chapter 746, Minimum Standards for Child-Care Centers

This review is conducted in accordance with the requirements of Texas Government Code §2001.039, which requires state agencies, every four years, to assess whether the initial reasons for adopting a rule continue to exist. After reviewing its rules, the agency will readopt, readopt with amendments, or repeal its rules.

Comments on the review of Chapter 746, Minimum Standards for Child-Care Centers, may be submitted to HHSC Rules Coordination Office, Mail Code 4102, P.O. Box 13247, Austin, Texas 78711-3247, or by email to hhsrulescoordinationoffice@hhs.texas.gov. When emailing comments, please indicate "Comments on Proposed Rule Review Chapter 746" in the subject line. The deadline for comments is on or before 5:00 p.m. central time on the 31st day after the date this notice is published in the *Texas Register*.

The text of the rule sections being reviewed will not be published but may be found in Title 26, Part 1, of the Texas Administrative Code or on the Secretary of State's website at State Rules and Open Meetings (www.sos.texas.gov).

TRD-202603649

Jessica Miller

Director, Rules Coordination Office

Texas Health and Human Services Commission

Filed: August 19, 2026



Adopted Rule Reviews

Texas Ethics Commission

Title 1, Part 2

The Texas Ethics Commission (the Commission) has completed its review of all sections in Chapter 26 (Political and Legislative Advertising) of Title 1, Part 2, Texas Administrative Code.

This review was conducted in accordance with Texas Gov't Code §2001.039. Notice of the review was published in the July 18, 2025, issue of the *Texas Register* (50 TexReg 4094). No comments were received in response to the notice. The Commission determined that the initial reasons for adopting rules in this chapter continue to exist and readopts this chapter.

The Commission finds the original reasons for adopting these rules continue to exist but with amendments needed. The amendments were published previously in the Proposed Rules section of the *Texas Register*.

This concludes the review of Chapter 26, as required by Tex. Gov't Code §2001.039.

TRD-202603652
Amanda Arriaga
General Counsel
Texas Ethics Commission
Filed: August 19, 2026



The Texas Ethics Commission (the Commission) has completed its review of all sections in Chapter 34 (Regulation of Lobbyists) of Title 1, Part 2, Texas Administrative Code.

This review was conducted in accordance with Texas Gov't Code §2001.039. Notice of the review was published in the July 18, 2025, issue of the *Texas Register* (50 TexReg 4094). No comments were received in response to the notice. The Commission determined that the initial reasons for adopting rules in this chapter continue to exist and readopts this chapter.

The Commission finds the original reasons for adopting these rules continue to exist but with amendments needed. The amendments were published previously in the Proposed Rules section of the *Texas Register*.

This concludes the review of Chapter 34, as required by Tex. Gov't Code §2001.039.

TRD-202603651
Amanda Arriaga
General Counsel
Texas Ethics Commission
Filed: August 19, 2026



The Texas Ethics Commission (the Commission) has completed its review of all sections in Chapter 45 (Conflicts of Interest) of Title 1, Part 2, Texas Administrative Code.

This review was conducted in accordance with Texas Gov't Code §2001.039. Notice of the review was published in the July 18, 2025, issue of the *Texas Register* (50 TexReg 4095). No comments were received in response to the notice. The Commission determined that the initial reasons for adopting rules in this chapter continue to exist and readopts this chapter.

The Commission finds the original reasons for adopting these rules continue to exist but with amendments needed. The amendments were published previously in the Proposed Rules section of the *Texas Register*.

This concludes the review of Chapter 45, as required by Tex. Gov't Code §2001.039.

TRD-202603653

Amanda Arriaga
General Counsel
Texas Ethics Commission
Filed: August 19, 2026



The Texas Ethics Commission (the Commission) has completed its review of all sections in Chapter 46 (Disclosure of Interested Parties) of Title 1, Part 2, Texas Administrative Code.

This review was conducted in accordance with Texas Gov't Code §2001.039. Notice of the review was published in the July 18, 2025, issue of the *Texas Register* (50 TexReg 4095). No comments were received in response to the notice. The Commission determined that the initial reasons for adopting rules in this chapter continue to exist and readopts this chapter.

The Commission finds the original reasons for adopting these rules continue to exist but with amendments needed. The amendments were published previously in the Proposed Rules section of the *Texas Register*.

This concludes the review of Chapter 46, as required by Tex. Gov't Code §2001.039.

TRD-202603654
Amanda Arriaga
General Counsel
Texas Ethics Commission
Filed: August 19, 2026



Finance Commission of Texas

Title 7, Part 1

On behalf of the Finance Commission of Texas (commission), the Texas Department of Banking (department) has completed the review of Texas Administrative Code, Title 7, Chapter 3 (State Bank Regulation), comprised of Subchapter A (§§3.1 - 3.5); Subchapter B (§§3.21 - 3.38); Subchapter C (§§3.40 - 3.45); Subchapter D (§§3.51 - 3.62); Subchapter E (§§3.91 - 3.93); and Subchapter F (§§3.111 and §3.112).

Notice of the review of Chapter 3 was published in the February 27, 2026 issue of the *Texas Register* (51 TexReg 1311). No comments were received in response to the notice.

The commission believes the reasons for initially adopting Chapter 3 continue to exist. However, certain revisions may be appropriate. Proposed amendments, if any, will be published in the *Texas Register* at a later date.

The commission finds that the reasons for initially adopting these rules continue to exist and readopts these sections in accordance with the requirements of the Government Code, §2001.039.

TRD-202603722
Robert K. Nichols, III
General Counsel
Finance Commission of Texas
Filed: August 24, 2026



Texas Department of Banking

Title 7, Part 2

On behalf of the Finance Commission of Texas (commission), the Texas Department of Banking (department) has completed the review

of Texas Administrative Code, Title 7, Chapter 33 (Money Services Businesses), comprised of §§33.7, 33.15, 33.27, 33.30, 33.31, 33.33, 33.35, 33.51 - 33.53, and 33.55.

Notice of the review of Chapter 33 was published in the February 27, 2026 issue of the *Texas Register* (51 TexReg 1312). No comments were received in response to the notice.

The commission believes the reasons for initially adopting Chapter 33 continue to exist. However, certain revisions may be appropriate. Proposed amendments, if any, will be published in the *Texas Register* at a later date.

The commission finds that the reasons for initially adopting these rules continue to exist and readopts these sections in accordance with the requirements of the Government Code, §2001.039.

TRD-202603723

Robert K. Nichols, III

General Counsel

Texas Department of Banking

Filed: August 24, 2026



Office of Consumer Credit Commissioner

Title 7, Part 5

The Finance Commission of Texas (commission) has completed the rule review of Texas Administrative Code, Title 7, Part 5, Chapter 86, Subchapter A, concerning Registration of Retail Creditors, and Subchapter B, concerning Retail Installment Contract, in their entirety. The rule review was conducted under Texas Government Code, §2001.039.

Notice of the review of 7 Chapter 86, Subchapters A and B was published in the June 5, 2026, issue of the *Texas Register* (51 TexReg 3821). The commission received no comments in response to that notice. The commission believes that the reasons for initially adopting the rules contained in these subchapters continue to exist.

As a result of the rule review, the commission finds that the reasons for initially adopting the rules in 7 TAC Chapter 86, Subchapters A and B continue to exist, and readopts these subchapters in accordance with the requirements of Texas Government Code, §2001.039.

TRD-202603674

Matthew Nance

General Counsel

Office of Consumer Credit Commissioner

Filed: August 21, 2026



Texas Health and Human Services Commission

Title 26, Part 1

The Texas Health and Human Services Commission (HHSC) adopts the review of the chapter below in Title 26, Part 1, of the Texas Administrative Code (TAC):

Chapter 553, Licensing Standards for Assisted Living Facilities

Notice of the review of this chapter was published in the May 29, 2026, issue of the *Texas Register* (51 TexReg 3719) for public comment.

The 31-day comment period ended June 29, 2026. During this period, HHSC received comments from one commenter. The comments focus on residents who have a guardian or legally authorized representative (LAR). The commenter expressed concerns that a resident who has a guardian or LAR might be treated as if the resident has no voice. The

commenter points out that many residents can still express preferences about care, routines, relationships, activities, food, privacy, and where the resident wants to live.

A summary of the comments relating to the rules and HHSC's responses follows.

Comment: In §553.259, relating to Admission Policies and Procedures, the commenter suggests adding language requiring a resident service plan to document the resident's own preferences and participation to the greatest extent possible. If a guardian or LAR signs or approves the service plan, the facility should still document how the resident was included, what the resident expressed, and whether the plan reflects the resident's known preferences.

Response: HHSC agrees that requiring an Assisted Living Facility (ALF) to document a resident's preferences and note how the resident participated in the development of the resident's service plan would help to ensure the plan reflects the resident's known preferences. HHSC will consider this suggested amendment during the next upcoming rule project for the chapter.

Comment: In §553.265, relating to Resident Records and Retention, the commenter suggests requiring assisted living facilities to document the scope of a guardian's authority and any rights retained by the resident. Keeping the guardianship order in the chart is important, but staff also need to understand what the order actually allows. This would help prevent staff from treating guardianship as broader than the court intended.

Response: HHSC agrees that requiring an ALF to document in a resident's record the scope of authority of the resident's guardian and any rights retained by the resident would help protect the resident's rights and prevent staff from treating guardianship as broader than the court intended. HHSC will consider this suggested amendment during the next upcoming rule project for the chapter.

Comment: In §553.267, relating to Rights, the commenter suggests adding language that states facilities must support the resident's participation in decisions unless participation is clearly restricted by law or court order. This would reinforce the principle that guardianship is meant to protect a person, not erase the person's dignity or voice.

Response: HHSC agrees that adding the statement that a facility must support a resident's participation in decisions, unless participation is clearly restricted by law or court order, would help to protect a resident's dignity and voice. HHSC will consider this suggested amendment during the next upcoming rule project for the chapter.

Comment: In §553.269, relating to Access to Residents and Records by the State Long-Term Care Ombudsman Program, the commenter states that ombudsman access is important for residents who may be afraid to complain, unable to communicate clearly, or dependent on others for decision-making. The commenter suggests requiring facilities to explain ombudsman access to residents and LARs during admission, during service planning, and when there is a meaningful change in condition.

Response: HHSC agrees that requiring facilities to explain ombudsman access to residents and LARs during admission, during service planning, and when there is a meaningful change in condition would help protect the rights of residents who may be unable to communicate clearly or dependent on others for decision-making. HHSC will consider this suggested amendment during the next upcoming rule project for the chapter.

HHSC has reviewed Chapter 553 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.

HHSC determined that the original reasons for adopting the rules in Chapter 553 continue to exist, except for §553.43 and §553.255. HHSC determined that the reasons for adopting those two sections no longer exist and therefore readopts Chapter 553 except for:

§553.43, Disclosure of Facility Identification Number; and

§553.255, All Staff Policy for Residents with Alzheimer's Disease or a Related Disorder.

This concludes HHSC's review of 26 TAC Chapter 553 as required by Texas Government Code §2001.039.

TRD-202603705

Jessica Miller

Director, Rules Coordination Office

Texas Health and Human Services Commission

Filed: August 24, 2026

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