

TEXAS TRANSPORTATION COMMISSION

ALL Counties

MINUTE ORDER

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ALL Districts

Government Code, §2001.039 requires state agencies to readopt their rules every four years and, prior to readopting, to consider whether the reason for adopting each rule continues to exist.

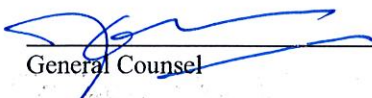
During July 2008, the Texas Department of Transportation reviewed Title 43 Texas Administrative Code, Part 1, Chapter 2, Environmental Review of Transportation Projects, and Chapter 7, Rail Facilities. The Notice of Intent to review was published in the *Texas Register* on December 7, 2012 (37 TexReg 9660).

No comments were received regarding this rule review. However, during the rule review process the Rail Division's staff identified text in §7.31, Safety Requirements, that needed to be revised. Those revisions are being proposed simultaneously with this order. Additionally, the memoranda of understanding with Natural Resource Agencies, which are contained in Chapter 2, Subchapter B, are being updated as required by statute. Those updates are also being proposed simultaneously with this order.

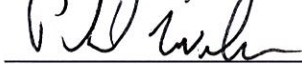
The Texas Transportation Commission (commission) finds that the reasons for adopting these rules continue to exist.

IT IS THEREFORE ORDERED by the commission that the reviewed rules are readopted, subject to the changes to Chapter 2 relating to the memoranda of understanding with Natural Resource Agencies and to §7.31 being proposed simultaneously with this order, and that the executive director provide for filing with the Office of the Secretary of State, Texas Register Division, a notice readopting these rules.

Submitted and reviewed by:


General Counsel

Recommended by:


Executive Director

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Minute Number Date Passed