

1 The Texas Lottery Commission (Commission) files this notice of intent to review, and to
2 consider for readoption, amendment, or repeal, the Commission’s rules at Title 16 Texas
3 Administrative Code Chapter 403, relating to General Administration. The names and numbers
4 of the rules contained in Chapter 403 are set forth below. This review is being conducted in
5 accordance with the requirements of Texas Government Code §2001.039 (Agency Review of
6 Existing Rules):

- 7 §403.101 – Public Information
- 8 §403.102 – Items Mailed to the Commission
- 9 §403.110 – Petition for Adoption of Rule Changes
- 10 §403.115 – Negotiated Rulemaking and Alternative Dispute Resolution
- 11 §403.201 – Definitions
- 12 §403.202 – Prerequisites to Suit
- 13 §403.203 – Sovereign Immunity
- 14 §403.204 – Notice of Claim of Breach of Contract
- 15 §403.205 – Agency Counterclaim
- 16 §403.206 – Request for Voluntary Disclosure of Additional Information
- 17 §403.207 – Duty to Negotiate
- 18 §403.208 – Timetable
- 19 §403.209 – Conduct of Negotiation
- 20 §403.210 – Settlement Approval Procedures
- 21 §403.211 – Settlement Agreement
- 22 §403.212 – Costs of Negotiation
- 23 §403.213 – Request for Contested Case Hearing

- 1 §403.214 – Mediation Timetable
- 2 §403.215 – Conduct of Mediation
- 3 §403.216 – Qualifications and Immunity of the Mediator
- 4 §403.217 – Confidentiality of Mediation and Final Settlement Agreement
- 5 §403.218 – Costs of Mediation
- 6 §403.219 – Settlement Approval Procedures
- 7 §403.220 – Initial Settlement Agreement
- 8 §403.221 – Final Settlement Agreement
- 9 §403.222 – Referral to the State Office of Administrative Hearings
- 10 §403.223 – Use of Assisted Negotiation Processes
- 11 §403.301 – Historically Underutilized Businesses
- 12 §403.401 – Use of Commission Motor Vehicles
- 13 §403.501 – Custody and Use of Criminal History Record Information
- 14 §403.600 – Complaint Review Process
- 15 §403.700 – Employee Tuition Reimbursement
- 16 §403.701 – Family Leave Pool
- 17 §403.800 – Savings Incentive Program

18 The Commission will assess whether the reasons for initially adopting each of these rules
19 continue to exist. Each rule will be reviewed to determine whether it is obsolete, whether it
20 reflects current legal and policy considerations, and whether it reflects current procedures of the
21 Commission.

1 Written comments pertaining to this rule review may be submitted by mail to Deanne
2 Rienstra, Special Counsel, at Texas Lottery Commission, P.O. Box 16630, Austin, Texas 78761-
3 6630; by facsimile at (512) 344-5189; or by email at *legal.input@lottery.state.tx.us*.

4 The deadline for comments is 30 days after publication of this notice in the *Texas*
5 *Register*. Proposed changes to any of these rules as a result of the rule review will be published
6 as separate rulemaking proceedings in the Proposed Rules section of the *Texas Register* at a later
7 date. Any proposed rule changes will be open for public comment prior to final adoption or
8 repeal by the Commission, in accordance with the requirements of the Administrative Procedure
9 Act, Texas Government Code, Chapter 2001.

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