

1           The Railroad Commission of Texas (Commission) adopts amendments to §14.2013, relating to  
2 Licenses and Fees; new §14.2014, relating to Military Fee Exemption; and amendments to §14.2019,  
3 relating to Certification Requirements, without changes to the proposed text as published in the October  
4 23, 2015, issue of the *Texas Register* (40 TexReg 7329). The Commission adopts the amendments and  
5 new rule pursuant to Senate Bill (SB) 807, 84th Legislature (2015), which added §55.009 to Texas  
6 Occupations Code, Chapter 55, requiring a state agency which issues a license to waive the license  
7 application and examination fees for an applicant who is a military service member, military veteran, or  
8 military spouse, in certain situations.

9           The Commission adopts new §14.2014 to address the requirements and procedure for the  
10 military fee exemption. The Commission adopts amendments to §14.2013 and §14.2019 to add a  
11 reference to new §14.2014.

12           The Commission received no comments on the proposal.

13           The Commission adopts the amendments and new rule under Texas Natural Resources Code,  
14 §116.012, which authorizes the Commission to adopt rules and standards relating to liquefied natural gas  
15 activities to protect the health, welfare, and safety of the general public; and Texas Occupations Code,  
16 §55.009, which requires the Commission to waive the license application and examination fees for a  
17 military service member, military veteran, or military spouse in certain situations.

18           Texas Natural Resources Code, §116.012, and Texas Occupations Code, §55.009, are affected by  
19 the adopted amendments and new rule.

20           Statutory authority: Texas Natural Resources Code, §116.012, and Texas Occupations Code,  
21 §55.009.

22           Cross-reference to statute: Texas Natural Resources Code, §116.012, and Texas Occupations  
23 Code, §55.009.

24

1 §14.2013. Licenses and Fees.

2 (a) - (d) (No change.)

3 (e) A military service member, military veteran, or military spouse shall be exempt from the  
4 original license fee pursuant to the requirements in §14.2014 of this title (relating to Military Fee  
5 Exemption). An individual who receives a military fee exemption is not exempt from renewal or  
6 transport registration fees specified in §14.2016 and §14.2704 of this title (relating to Licensing  
7 Requirements; and Registration and Transfer of LNG Transports, respectively).

8  
9 §14.2014. Military Fee Exemption.

10 (a) This section applies to military service members, military veterans, or military spouses, as  
11 those terms are defined in Texas Occupations Code, Chapter 55.

12 (b) The Commission shall waive license and examination fees for:

13 (1) a military service member or military veteran whose service, training, or education  
14 meets the Commission's licensing or certification requirements in this chapter; or

15 (2) a military service member, military veteran, or military spouse who holds a current  
16 license issued by another jurisdiction with licensing requirements substantially equivalent to the  
17 Commission's licensing requirements in this chapter.

18 (c) To receive a military fee exemption, an applicant for a fee exemption shall file with the  
19 Commission LNG Form 2035 and any documentation required by this subsection.

20 (1) A military service member or military veteran whose service, training, or education  
21 meets the Commission's requirements for licensing or certification shall submit the following  
22 documentation with LNG Form 2035:

23 (A) a copy of any military records showing the applicant's dates of service;

24 (B) a copy of the applicant's driver's license or state-issued identification card;

1 and either

2 (C) any military service history for the applicant showing that LNG activities  
3 were performed, including a description of the types of LNG activities that were performed; or

4 (D) any military LNG training or education the applicant received, including a  
5 description of the types of LNG activities the training or education covered.

6 (2) A military service member or military veteran who holds a current license issued by  
7 another jurisdiction with licensing requirements substantially equivalent to the Commission's  
8 requirements in this chapter shall submit the following documentation with LNG Form 2035:

9 (A) a copy of the license issued by the named jurisdiction;

10 (B) a description of the types of LNG activities that were performed under the  
11 license;

12 (C) a copy of any military records showing the applicant's dates of service; and

13 (D) a copy of the applicant's driver's license or state-issued identification card.

14 (3) A military spouse who holds a current license issued by another jurisdiction with  
15 licensing requirements substantially equivalent to the Commission's requirements in this chapter shall  
16 submit the following documentation with LNG Form 2035:

17 (A) a copy of the license issued by the named jurisdiction;

18 (B) a description of the types of LNG activities that were performed under the  
19 license;

20 (C) a copy of the applicant's driver's license or state-issued identification card;

21 (D) a copy of the military service member's military records, including dates of  
22 service; and

23 (E) a copy of a valid marriage license between the applicant and the individual  
24 listed on the military records.

1           (d) The Commission shall review LNG Form 2035 and required documentation to determine if  
2 the requirements for the fee exemption have been met and shall notify the applicant of the determination  
3 in writing within 30 days.

4           (1) If all requirements have been met, the applicant may submit the application for  
5 license or examination and attach a copy of the written notice granting military fee exemption with the  
6 application to serve as notice of payment.

7           (2) If the Commission has notified the applicant that the application is incomplete, the  
8 applicant shall provide any requested information or documentation within 30 days of the date of the  
9 notice.

10          (e) A military service member, military veteran, or military spouse who receives a military fee  
11 exemption is not exempt from, and may not use this section to circumvent, the requirements in this  
12 chapter to obtain a license or become certified by examination; license or certification renewal  
13 requirements; or any transport registration requirements or fees.

14  
15 §14.2019. Certification Requirements.

16          (a) This section applies to all licensees and their employees who perform LNG activities, and to  
17 any ultimate consumer who has purchased, leased, or obtained other rights in any vessel defined by this  
18 chapter as an LNG transport, including any employee of such ultimate consumer if that employee drives  
19 or in any way operates such an LNG transport. Only paragraph (2) of this subsection applies to an  
20 employee of a state agency or institution, county, municipality, school district, or other governmental  
21 subdivision. Driving a motor vehicle powered by LNG or fueling of motor vehicles for an ultimate  
22 consumer by the ultimate consumer or its employees do not in themselves constitute LNG activities.

23           (1) - (3) (No change.)

24           (4) An individual who has filed LNG Form 2016 and the applicable nonrefundable

1 examination fee may take the rules examination at the Commission's AFRED Training Center, 6506  
2 Bolm Road, Austin, Texas, between the hours of 8:00 a.m. and 12:00 noon, Monday through Friday,  
3 except for state holidays, and at other designated times and locations around the state. Tuesdays and  
4 Thursdays are the preferred days for examinations at the AFRED Training Center. Dates and locations of  
5 available Commission LNG examinations may be obtained in the Austin offices of AFRED and on the  
6 Commission's web site [~~at www.rrc.state.tx.us~~], and shall be updated at least monthly. Examinations shall  
7 be conducted in Austin and in other locations around the state. Individuals or companies may request in  
8 writing that examinations be given in their area. AFRED shall schedule its examinations and locations at  
9 its discretion.

10 (5) - (6) (No change.)

11 (b) - (e) (No change.)

12 (f) A military service member, military veteran, or military spouse shall be exempt from the  
13 examination fee specified in subsection (c) of this section pursuant to the requirements in §14.2014 of  
14 this

1 title (relating to Military Fee Exemption). An individual who receives a military fee exemption is not  
2 exempt from renewal fees specified in subsection (d) of this section.

3 This agency hereby certifies that the rules as adopted have been reviewed by legal counsel and  
4 found to be a valid exercise of the agency's legal authority.

5 Issued in Austin, Texas, on December 15, 2015.

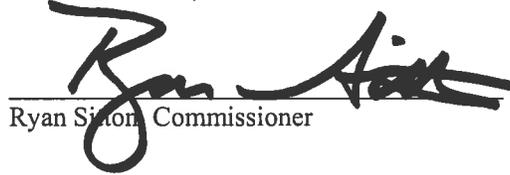
6 Filed with the Office of the Secretary of State on December 15, 2015.



David Porter, Chairman

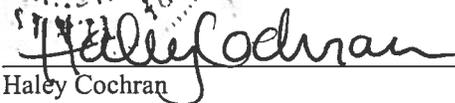


Christi Craddick, Commissioner



Ryan Simon, Commissioner

  
ATTEST:  
  
Secretary of the Commission



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