

TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS
**TDHCA Governing Board Approved Draft of
Proposed Readoption of 10 TAC Chapter 2 Enforcement,
Subchapter B Enforcement for Noncompliance with Program Requirements of Chapters 6 and 7,
§2.204 Contents of a Quality Improvement Plan**

Disclaimer

Attached is a draft of the proposed readoption of 10 TAC Chapter 2, Subchapter B, §2.204 Contents of a Quality Improvement Plan that was approved by the TDHCA Governing Board on March 9, 2023. This document, including its preamble, is scheduled to be published in the March 24, 2023, edition of the *Texas Register* and that published version will constitute the official version for purposes of public comment. The version herein is informational only and should not be relied upon as the basis for public comment.

Summary of the Document and the Changes Proposed: TDHCA last amended 10 TAC §2.204 Contents of a Quality Improvement Plan in October 2019. As part of the four-year rule review under Tex. Gov't Code §2001.039, staff is recommending a proposed readoption of the rule with no changes.

In compliance with Texas Government Code, §2001.023(c), a summary of the proposed document is provided above. Also in compliance with Texas Government Code, §2001.023(c), this cover sheet and summary are provided in both English and Spanish.

Public Comment

**Public Comment Period: Starts: 8AM Austin local time on March 24, 2023
Ends: 5PM Austin local time on April 24, 2023**

Comments received after 5PM Austin local time on April 24, 2023, will not be accepted.

Written comments may be submitted, in hard copy or electronic format to:

Texas Department of Housing and Community Affairs
Attn: Gavin Reid
P.O. Box 13941
Austin, Texas 78711-3941
Email: gavin.reid@tdhca.state.tx.us

Written comments may be submitted in hard copy or email format within the designated public comment period. Those making public comment are encouraged to reference the specific draft rule, policy, or plan related to their comment as well as a specific reference or cite associated with each comment.

Please be aware that all comments submitted to the TDHCA will be considered public information.

TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS
Street Address: 221 East 11th Street, Austin, TX 78701
Mailing Address: PO Box 13941, Austin, TX 78711-3941
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DEPARTAMENTO DE VIVIENDA Y ASUNTOS COMUNITARIOS DE TEXAS
**Borrador aprobado por la Junta Directiva del TDHCA de
la nueva adopción propuesta a la sección (§) 2.204 [“Contenidos de un plan de mejora de la calidad”]
del subcapítulo B [“Ejecución por incumplimiento de los requisitos de programas de los capítulos 6 y 7”] del
capítulo 2 [“Ejecución”] del título 10 del Código Administrativo de Texas (TAC)**

Descargo de responsabilidad

Se adjunta un borrador de la nueva adopción propuesta a la sección (§) 2.204 [“Contenidos de un plan de mejora de la calidad”] del subcapítulo B del capítulo 2 del título 10 del Código Administrativo de Texas (TAC), aprobado por la Junta Directiva del TDHCA el 9 de marzo de 2023. Se espera que este documento, incluyendo su preámbulo, se publique en la edición del *Texas Register* del 24 de marzo de 2023. Esa versión publicada constituirá la versión oficial para fines de comentarios del público. La versión aquí mencionada es solo informativa y no debe considerarse como fundamento para comentarios del público

Resumen del documento y los cambios propuestos: el TDHCA modificó por última vez la sección (§) 2.204 [“Contenidos de un plan de mejora de la calidad”] del título 10 del TAC en octubre de 2019. Como parte de la revisión de normas cada cuatro años en virtud de la sección (§) 2001.039 del Código de Gobierno de Texas, el personal recomienda una nueva adopción propuesta de la norma sin cambios.

De conformidad con la sección (§) 2001.023(c) del Código de Gobierno de Texas, anteriormente se facilita un resumen del documento propuesto. Asimismo, de conformidad con la sección (§) 2001.023(c) del Código de Gobierno de Texas, esta portada y resumen se ofrecen tanto en inglés como en español.

Comentarios del público

Periodo de comentarios del público: Inicio: 8 a. m., hora local de Austin, del 24 de marzo de 2023

Fin: 5 p. m., hora local de Austin, del 24 de abril de 2023

No se aceptarán los comentarios que se reciban después de las 5:00 p. m., hora local de Austin, del 24 de abril de 2023.

Los comentarios por escrito pueden presentarse en formatos impreso, fax o electrónico a:

Departamento de Vivienda y Asuntos Comunitarios de Texas
A la atención de: Gavin Reid
P.O. Box 13941
Austin, Texas 78711-3941
Correo electrónico: gavin.reid@tdhca.state.tx.us

Los comentarios por escrito pueden presentarse en formato impreso o por correo electrónico dentro del período designado de comentarios del público. Se anima a quienes formulen comentarios públicos a que hagan referencia al borrador de la norma, política o plan específico relacionado con su comentario, así como una referencia o cita específica asociada a cada comentario.

Tenga en cuenta que todos los comentarios enviados al TDHCA se considerarán información pública.

DEPARTAMENTO DE VIVIENDA Y ASUNTOS COMUNITARIOS DE TEXAS

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The Texas Department of Housing and Community Affairs (the Department) files this notice of rule review for 10 TAC §2.204 Contents of a Quality Improvement Plan. The purpose of the proposed action is to conduct a rule review in accordance with Tex. Gov't Code §2001.039, which requires a state agency to review its rules every four years.

At this time, the Department has determined that there continues to be a need for this rule, which is to establish minimum requirements of a Quality Improvement Plan for an Eligible Entity facing termination or reduction of funding under 10 TAC §2.203. The Department has also determined that no changes to this rule as currently in effect are necessary. This rule proposed for readoption will be noted in the Texas Register's Review of Agency Rules section without publication of the text.

REQUEST FOR PUBLIC COMMENT. All comments or questions in response to this notice of rule review may be submitted in writing from March 24, 2023, through April 24, 2023. Written comments may be submitted to Gavin Reid, Texas Department of Housing and Community Affairs, P.O. Box 13941, Austin, Texas 78711-3941, or by email to greid@tdhca.state.tx.us. ALL COMMENTS MUST BE RECEIVED BY 5:00 p.m. Austin local time, April 24, 2023.

§2.204 Contents of a Quality Improvement Plan

(a) Capitalized words used herein have the meaning assigned in, Chapter 1 of this title (relating to Administration), Chapter 2 of this title (relating to Enforcement), Chapter 6 of this title (relating to Community Affairs Programs), or assigned by federal or state law.

(b) If a QIP is required of an Eligible Entity under §2.203(f) of this chapter (relating to Termination and Reduction of Funding for CSBG Eligible Entities), it must comply with this section. While each QIP developed by an Eligible Entity is unique and must be responsive to the specific Deficiency identified, all of the items in this section, at a minimum, must be addressed.

(c) The QIP must set forth a timeline for resolution of each Deficiency. In general, issues should be fully resolved within 60 calendar days from the final determination letter issued to the Eligible Entity as referenced in §2.203(e) of this chapter.

(d) At minimum, the QIP must identify:

(1) Specific actions that will be taken to address each Deficiency;

(2) The date by when each Deficiency will be corrected; and

(3) If applicable, an explanation for any Deficiency that cannot be corrected within 60 calendar days.