

***Texas Real Estate Commission
Chapter 539, Rules Relating to the Residential Service Company Act
Rules Adopted at the May 17, 2009 Meeting***

**Subchapter H. Miscellaneous
Forms
§539.71**

The Texas Real Estate Commission (TREC) adopts amendments to Subchapter H, §539.71 concerning Miscellaneous Forms with changes to the forms adopted by reference as published in the February 26, 2010 issue of the *Texas Register* (35 TexReg 1566). The amended rule adopts by reference a revised Residential Service Company Bond form and Application to approve Evidence of Coverage/Schedule of Charges form. The forms are revised to maintain consistency with other TREC forms. The changes to the forms as adopted from those that were originally proposed are the adopted forms may be utilized as fillable PDF electronic documents.

The revisions to the forms as adopted do not change the nature or scope so much that they could be deemed different forms. The forms as adopted do not affect individuals other than those contemplated by the forms as proposed. The forms as adopted do not impose more onerous requirements than the proposed versions and do not materially alter the issues raised in the proposed forms. Changes in the forms adopted by reference reflect non-substantive variations from the proposed rules and forms to clarify their intent and improve style and readability.

No comments were received on the amendments to the rule as proposed. The reasoned justification for the amendments is enhanced consumer protection for purchasers of residential service contracts.

The amendments are adopted under Texas Occupations Code, §1303.051, which authorizes the Texas Real Estate Commission to adopt rules necessary to implement Chapter 1303.

The statute affected by this adoption is Texas Occupations Code, Chapter 1303. No other statute, code or article is affected by the amendments.

§539.71. Miscellaneous Forms. The Texas Real Estate Commission adopts by reference the following forms approved by the commission. These forms are published and available from the Texas Real Estate Commission, P.O. Box 12188, Austin, Texas 78711-2188, www.trec.state.tx.us.

(1) Residential Service Company Bond, Form RSC 2-4; and

(2) Application to Approve Evidence of Coverage/Schedule of Charges, Form RSC 3-2 .

This agency hereby certifies that the proposal has been reviewed by legal counsel and found to be within the agency's legal authority to adopt.

Issued in Austin, Texas, on May 24, 2010.

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Effective Date: September 1, 2010