



## Health Facility Licensing Guidance Letter

<b>Number:</b> GL 19-1000-A
<b>Title:</b> Chemical Dependency Treatment Facility Outpatient Satellite Site Exemption (HB 4298-86R)
<b>Provider Types:</b> Outpatient Chemical Dependency Treatment Facilities
<b>Date Issued:</b> March 3, 2022

### 1.0 Subject and Purpose

This amended guidance letter replaces the previous GL 19-1000-A, issued on February 3, 2020, to notify providers the Health and Human Services Commission (HHSC) adopted rules in Texas Administrative Code Title 25 (25 TAC) Chapter 448, to implement [House Bill \(HB\) 4298](#), which is described in this guidance letter. These rules, which took effect March 3, 2022, were published in the February 11, 2022 issue of the *Texas Register* (47 TexReg 655).

HHSC provides guidance to licensed providers on legislation passed during the 86<sup>th</sup> Legislature, Regular Session (2019). HB 4298, relating to the licensing of satellite offices of outpatient chemical dependency treatment facilities, authorizes a satellite site, without being separately licensed, to provide services under the supervision of a licensed outpatient chemical dependency treatment facility (CDTF).

The Health Facility Licensing Unit of the Health Care Regulation Department of HHSC receives and processes all applications for any entity wishing to provide chemical dependency treatment services in Texas.

This letter defines the term “satellite site” and outlines provider responsibilities and expectations.

### 2.0 Policy Details & Provider Responsibilities

Satellite site—Satellite office or location.

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Revised March 3, 2022

The Health Facility Licensing Unit issues CDTF licenses in accordance with requirements set forth by [Texas Health and Safety Code Chapter 464](#). HHSC amended [Texas Administrative Code Title 25 \(25 TAC\) §448.401](#) to implement HB 4298, which allows satellite sites to provide outpatient CDTF services under the auspices of the existing license, without requiring a separate CDTF license in the location where the service is being provided.

HB 4298 does not eliminate existing regulatory oversight of licensed CDTFs. Any satellite sites that provide CDTF services remain subject to the requirements set forth under current [statute](#) and [rule](#) related to licensure inspections and investigations, and the headquarters remains responsible for compliance.

HB 4298 does not apply to a new outpatient CDTF that does not have an existing license.

It is the responsibility of the licensed CDTF to ensure:

- The Health Facility Licensing Unit receives completed [Form 3214](#) upon opening of any new satellite site and upon license renewal.
- Operators of satellite sites, such as churches, schools, county offices, and other public or private buildings understand the requirements to cooperate with HHSC inspectors and investigators under [25 TAC §448.407](#).
- HHSC inspectors and investigators have access to inspect and investigate complaints within all satellite sites.

### **3.0 Background/History**

The purpose of HB 4298 is to address barriers to receiving chemical dependency treatment services within certain rural communities, thus expanding access to treatment.

### **4.0 Resources**

View HB 4298 at:

<https://capitol.texas.gov/tlodocs/86R/billtext/html/HB04298F.htm>.

View Texas Health and Safety Code Chapter 464 at:

<https://statutes.capitol.texas.gov/Docs/HS/htm/HS.464.htm>.

View 25 TAC Chapter 448 at:

[https://texreg.sos.state.tx.us/public/readtac\\$ext.ViewTAC?tac\\_view=4&ti=25&pt=1&ch=448](https://texreg.sos.state.tx.us/public/readtac$ext.ViewTAC?tac_view=4&ti=25&pt=1&ch=448).

View Form 3214, Chemical Dependency Treatment Facility Satellite Site Notification Form at: <https://www.hhs.texas.gov/regulations/forms/3000-3999/form-3214-chemical-dependency-treatment-facility-satellite-site-notification>.

### **5.0 Contact Information**

If you have any questions about this letter, please contact the Policy, Rules and Training unit by email at: [HCR\\_PRT@hhs.texas.gov](mailto:HCR_PRT@hhs.texas.gov).