

Administrative Transfer of 40 TAC Chapters 81, 83, and 85 to 26 TAC Chapter 213

The DADS rules are listed in Title 40. Social Services and Assistance, Part 1. Department of Aging and Disability Services, Chapters 81, 83, and 85. The rules are being moved to the HHSC portion of the TAC in Title 26. Health and Human Services, Part 1. Texas Health and Human Services Commission, Chapter 213. Area Agencies on Aging, Subchapter A, B, and C.

Title 40, Chapter 81 Transfer to Title 26, Chapter 213, Subchapter A

Previous DADS Rule Location	New HHSC Rules Location
§81.9 Designation of Planning and Service Areas	§213.1 Designation of Planning and Service Areas
§81.11 Designation of Area Agencies on Aging	§213.3 Designation of Area Agencies on Aging
§81.13 Compliance with Contractor Responsibilities, Rewards and Sanctions	§213.5 Compliance with Contractor Responsibilities, Rewards and Sanctions
§81.15 Appeal Procedures for Area Agency on Aging Contractors	§213.7 Appeal Procedures for Area Agency on Aging Contractors
§81.19 Grievance Procedures for Participants in Older Americans Act Programs	§213.9 Grievance Procedures for Participants in Older Americans Act Programs
§81.23 Emergency Management Responsibilities of the Texas Department on Aging	§213.11 Emergency Management Responsibilities of the Texas Department on Aging

Title 40, Chapter 83 Transfer to Title 26, Chapter 213, Subchapter B

Previous DADS Rule Location	New HHSC Rules Location
§83.3 System of Access and Assistance	§213.51 System of Access and Assistance
§83.4 Certification of Benefits Counselors Regarding the Preparation of Advanced Directives	§213.53 Certification of Benefits Counselors Regarding the Preparation of Advanced Directives
§83.19 Direct Purchase of Service (DPS)	§213.55 Direct Purchase of Service (DPS)

Title 40, Chapter 85 Transfer to Title 26, Chapter 213, Subchapter C

Previous DADS Rule Location	New HHSC Rules Location
§85.2 Definitions	§213.101 Definitions
§85.201 AAA Administrative Responsibilities	§213.151 AAA Administrative Responsibilities
§85.202 AAA Fiscal Responsibilities	§213.153 AAA Fiscal Responsibilities
§85.206 Process for AAA to Request Approval to Directly Provide a Service	§213.155 Process for AAA to Request Approval to Directly Provide a Service
§85.208 Data Management	§213.157 Data Management
§85.301 Transportation Services	§213.201 Transportation Services
§85.302 Nutrition Services	§213.203 Nutrition Services
§85.303 Participant Assessment Services	§213.205 Participant Assessment Services
§85.304 Homemaker Services	§213.207 Homemaker Services
§85.305 Personal Assistance Services	§213.209 Personal Assistance Services
§85.306 Adult Day Services	§213.211 Adult Day Services
§85.307 Emergency Response Services	§213.213 Emergency Response Services
§85.308 Residential Repair Services	§213.215 Residential Repair Services
§85.309 Senior Centers	§213.217 Senior Centers
§85.310 Respite Voucher	§213.219 Respite Voucher
§85.501 AAA Funding Allocation Formula for Older Americans Act Programs	§213.301 AAA Funding Allocation Formula for Older Americans Act Programs
§85.502 Unspent Award Funds	§213.303 Unspent Award Funds