

**Department of Aging and Disability Services**  
**Access & Intake – Area Agencies on Aging**  
**Rule Regrouping & Reorganizing**

(Active Rules are in Bold type)

Current Rules From Title 40, Part 1				Transferred to			
Department of Aging and Disability Services				Chapter 85 –Implementation of the Older Americans Act			
Chapter and Subchapter	Section	Heading		Chapter and Subchapter	Section	Heading	
				<b>85</b>	<b>A</b>		<b>Definitions</b>
						§85.1	General Purpose
						<b>§85.2</b>	<b>Definitions</b>
<b>83</b>			<b>Area Agency on Aging Administrative Responsibilities</b>		<b>B</b>		<b>System of Access and Assistance</b>
		<b>§83.3</b>	<b>System of Access &amp; Assistance</b>			§85.101	System of Access & Assistance
						§85.102	Benefits Counseling Program
						§85.103	Information, Referral and Assistance
						§85.104	Service Coordination
						§85.105	Ombudsman
						§85.106	Maintenance of Records
<b>83</b>			<b>Area Agency on Aging Administrative Requirements</b>		<b>C</b>		<b>Area Agencies on Aging Administrative Requirements</b>
		§83.1	Area Agency on Aging Administrative Responsibilities			<b>§85.201</b>	<b>Area Agency on Aging Administrative Responsibilities</b>
		§83.2	Area Agency on Aging Fiscal Responsibilities			<b>§85.202</b>	<b>Fiscal Responsibilities</b>
		<b>§83.4</b>	<b>Certification of Benefits Counselors Regarding the Preparation of Advanced Directives</b>			§85.204	Certification of Benefits Counselors Regarding the Preparation of Advanced Directives

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<b>81</b>			<b>Operations of the Area Agencies on Aging</b>				
		<b>§81.19</b>	<b>Grievance Procedures for Participants in Older Americans Act Programs</b>			<b>§85.205</b>	Grievance Procedures for Participants in Older Americans Act Programs
<b>83</b>			<b>Area Agency on Aging Administrative Requirements</b>				
		<b>§83.17</b>	Approval of Direct Services Applications from Area Agencies on Aging			<b>§85.206</b>	<b>Approval of Direct Services Applications from Area Agencies on Aging</b>
		<b>§83.19</b>	<b>Direct Purchase of Service (DPS)</b>			<b>§85.207</b>	Direct Purchase of Service (DPS)
<b>84</b>			<b>General Service Requirements</b>				
		<b>§84.8</b>	Data Management			<b>§85.208</b>	Data Management
					<b>D</b>		<b>Older Americans Act Services</b>
		<b>§84.3</b>	Transportation Service Requirements for the Elderly			<b>§85.301</b>	<b>Transportation Services</b>
		<b>§84.5</b>	Nutrition Service Requirement			<b>§85.302</b>	<b>Nutrition Services</b>  <i>(note for future- section may have three associated sections – congregate meals, home delivered meals, and nutrition consultation.)</i>
		<b>§84.6</b>	Participant Assessment			<b>§85.303</b>	<b>Participant Assessment Services</b>
		<b>§84.7</b>	Homemaker Service Requirements			<b>§85.304</b>	<b>Homemaker Services</b>

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		§84.9	Personal Assistance Service Requirements			<b>§85.305</b>	<b>Personal Assistance Services</b>
		§84.13	Adult Day Care Service Requirements			<b>§85.306</b>	<b>Adult Day Services</b>
		§84.15	Emergency Response Service Standards			<b>§85.307</b>	<b>Emergency Response Services</b>
		§84.19	Residential Repair Services			<b>§85.308</b>	<b>Residential Repair Services</b>
		§84.21	Senior Center Requirements			<b>§85.309</b>	<b>Senior Centers</b>
		§84.23	Respite Voucher Program			<b>§85.310</b>	<b>Respite Voucher Services</b>
<b>83</b>			<b>Area Agencies on Aging Administrative Responsibilities</b>		<b>E</b>		<b>State Long-Term Care Ombudsman Program</b>
		§83.11	Ombudsman Services			<b>§85.401</b>	<b>State Long-Term Ombudsman Program</b>
					<b>F</b>		<b>Management &amp; Oversight</b>
<b>80</b>			<b>State Aging Plan</b>				
		<b>§80.3</b>	<b>Area Agency on Aging Fund Allocation Formula for Older Americans Act Programs</b>			<b>§85.501</b>	<b>Area Agency on Aging Fund Allocation Formula for Older Americans Act Programs</b>
<b>83</b>			<b>Area Agency on Aging Administrative Requirements</b>				
		<b>§83.15</b>	<b>Criteria for Administering Carryover of Unexpended Funding</b>			<b>§85.502</b>	<b>Criteria for Administering Carryover of Unexpended Funding</b>

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<b>81</b>			<b>Operation of the Area Agencies on Aging</b>				
		<b>§81.9</b>	<b>Designation of Planning &amp; Service Areas</b>			§85.503	Designation of Planning & Service Areas
		<b>§81.11</b>	<b>Designation of Area Agencies on Aging</b>			§85.504	Designation of Area Agencies on Aging
		<b>§81.13</b>	<b>Compliance with Contractor Responsibilities, Rewards, and Sanctions</b>			§85.504	Compliance with Contractor Responsibilities, Rewards, and Sanctions
		<b>§81.15</b>	<b>Appeal Procedures for Area Agency on Aging Contractors</b>			§85.506	Appeal Procedures for Area Agency on Aging Contractors
		<b>§81.23</b>	<b>Emergency Management Responsibilities of the Texas Department on Aging</b>			§85.507	Emergency Management Responsibilities of the Texas Department on Aging
<b>82</b>			<b>State Delivery Systems</b>	<b>86</b>			<b>State Funded Programs</b>
		§82.39	Funding Allocation Formula Retired Senior Volunteer Projects			<b>§86.1</b>	<b>Corporation of National Service Funding Allocation</b>