



Date: August 5, 2021

To: Community Attendant Services (CAS) Providers
Family Care (FC) Providers
Primary Home Care (PHC) Providers

Subject: Information Letter No. 2021-38
Certain COVID-19 Flexibilities Expiring for Community Attendant
Services, Family Care and Primary Home Care Providers

This information letter (IL) provides notice that emergency amendments to §47.65, Supervisory Visits and §47.25, Attendant Orientation expire on August 22, 2021. Certain flexibilities outlined in [IL 20-16](#) supported in the emergency rules that have been in effect since March 16, 2020 will no longer be permitted once the emergency rules expire.

Beginning August 23, 2021, providers will no longer be allowed to suspend face to face supervisory visits as described in IL 20-16. At that time, providers must follow 40 Texas Administrative Code (TAC) §47.65(a), Relating to supervisory visits for annual reassessments. Providers will also no longer be allowed to conduct attendant orientations by phone or videoconferencing at the discretion of the supervisor at any location with or without the participation of the individual. Instead providers must follow the stipulations set forth in 40 TAC §47.25(b), relating to attendant orientation.

The ability to allow IDT meetings be conducted by telephone and videoconferencing, which is also described in IL 20-16, is not impacted by the expiration of the emergency rules.

Please reference IL 20-16 for previous guidance regarding supervisory visits and IDT meetings.

Follow State and Federal Guidance

CAS, FC, and PHC program supervisors must follow guidance issued by:

- The [Centers for Disease Control](#) (CDC)
- [Centers for Medicare and Medicaid Services \(CMS\)](#)
- The [Texas Department of State Health Services](#) (DSHS)
- Texas [HHSC](#)
- Governor Gregg Abbott
- Your local public health department
- Your local government guidance

Contact Information

If you have any questions about this letter, please contact the CAS, FC, and PHC Policy team by emailing CCADPolicy@hsc.state.tx.us.

Sincerely,

[signature on file]

Michelle Erwin
Deputy Associate Commissioner of Policy and Program
Medicaid and CHIP Services