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March 17, 2004

To: CBA Home and Community Support Services (HCSS) Agencies
CBA/CCAD Adult Foster Care (AFC) Providers
CBA/CCAD Assisted Living Residential Care (AL/RC) Agencies
CBA/CCAD Emergency Response Services (ERS) Agencies
CBA/CCAD Home Delivered Meals (HDM) Agencies
CBA/CCAD Respite Care Agencies
Community Living Assistance and Support Services (CLASS) Agencies
Consolidated Waiver Program (CWP) Providers
Consumer Directed Services (CDS) Agencies
Consumer Managed Personal Assistant Services (CMPAS) Agencies
Day Activity and Health Services (DAHS) Agencies
Deaf-Blind with Multiple Disabilities (DB-MD) Agencies
Medically Dependent Children Program (MDCP) Providers
Primary Home Care Program Providers
Programs of All-Inclusive Care for the Elderly (PACE) Agencies
Special Services to Persons with Disabilities (SSPD) Agencies

Subject: Long Term Care (LTC)
Information Letter No. 04-11
Revisions to Adoption of Chapter 49, Contracting for Community Care
Services
Effective February 5, 2004

Effective February 5, 2004, the Texas Department of Human Services (DHS) adopted new revisions to Chapter 49, Contracting for Community Care Services.

The new revisions:

- Adopted new sections to reorganize and rewrite the rules in plain English as part of the agency's initiative to make its rules easier to navigate and understand;
- Were rewritten to complement licensure rules for DHS-licensed entities;
- Regarding access to a contractor's records that appear in Chapter 69 of this title were restated in Chapter 49 for the convenience of the public and provider agencies; and
- Outline provisional contracts and requirements for Home and Community Support Services agencies contracting to provide services for Primary Home Care Program, Community Based Alternatives and Consolidated Waiver Programs. These requirements will be deleted from Chapters 47, 49, and 50 of this title.

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Please ensure that all provider agency staff are complying with these new rules. You may access these rules on the Internet at the Secretary of State's website address at:

[http://info.sos.state.tx.us/pls/pub/readtac\\$ext.ViewTAC?tac_view=4&ti=40&pt=1&ch=49](http://info.sos.state.tx.us/pls/pub/readtac$ext.ViewTAC?tac_view=4&ti=40&pt=1&ch=49)

Please contact your contract manager if you have any questions regarding this information. Contract managers may contact Debbie Hightower at (512) 438-2561 with any questions.

Sincerely,

[signature on file]

Marilyn Eaton
Director
Long Term Care Services

ME:dh