

Figure: 40 TAC Chapter 9, Subchapter E

<p>Current Rules Title 40. Social Services and Assistance Part 1. Department of Aging and Disability Services Chapter 9. Intellectual Disability Services--Medicaid State Operating Agency Responsibilities Subchapter E. Intermediate Care Facilities for Individuals with an Intellectual Disability or Related Conditions (ICF/IID) Program--Contracting</p>	<p>Move to Title 26. Health and Human Services Part 1. Texas Health and Human Services Commission Chapter 261. Intermediate Care Facilities for Individuals with an Intellectual Disability or Related Conditions (ICF/IID) Program--Contracting</p>
Division 1. General Requirements	Subchapter A. General Requirements
§9.201. Purpose.	§261.201. Purpose.
§9.202. Application.	§261.202. Application.
§9.203. Definitions.	§261.203. Definitions.
Division 2. Provider Enrollment	Subchapter B. Provider Enrollment
§9.206. Application Process.	§261.206. Application Process.
§9.207. Certification and Licensure.	§261.207. Certification and Licensure.
§9.208. Provider Agreement.	§261.208. Provider Agreement.
Division 3. Provider Administrative Requirements	Subchapter C. Provider Administrative Requirements
§9.211. Compliance with State and Federal Laws.	§261.211. Compliance with State and Federal Laws.
§9.212. Non-licensed Providers Meeting Licensure Standards.	§261.212. Non-licensed Providers Meeting Licensure Standards.
§9.213. Records.	§261.213. Records.
§9.214. Certified Capacity of a Facility.	§261.214. Certified Capacity of a Facility.
§9.215. Relocation of Facility.	§261.215. Relocation of Facility.
§9.217. Assignment of Provider Agreement.	§261.217. Assignment of Provider Agreement.
§9.218. Voluntary Facility Closure and Suspension of Certified Capacity.	§261.218. Voluntary Facility Closure and Suspension of Certified Capacity.
§9.219. Provider Reimbursement	§261.219. Provider Reimbursement.
Division 4. Provider Service Requirements	Subchapter D. Provider Service Requirements
§9.221. Durable Medical Equipment.	§261.221. Durable Medical Equipment.
§9.222. Permanency Planning and LAR Participation for Individuals Under 22 Years of Age.	§261.222. Permanency Planning and LAR Participation for Individuals Under 22 Years of Age.
§9.223. Review of Living Options.	§261.223. Review of Living Options.
§9.224. Capacity Assessment.	§261.224. Capacity Assessment.
§9.225. Reporting Incidents to DADS.	§261.225. Reporting Incidents to DADS.
§9.226. Leaves.	§261.226. Leaves.
§9.227. Discharge From a Facility.	§261.227. Discharge From a Facility.

§9.228. Augmentative Communication Device System.	§261.228. Augmentative Communication Device System.
§9.229. Critical Incident Reporting.	§261.229. Critical Incident Reporting.
§9.230. Requirements for a Day Habilitation Center.	§261.230. Requirements for a Day Habilitation Center.
Division 5. Eligibility, Enrollment and Review	Subchapter E. Eligibility, Enrollment and Review
§9.236. Eligibility Criteria.	§261.236. Eligibility Criteria.
§9.237. Level of Care.	§261.237. Level of Care.
§9.238. ICF/MR Level of Care I Criteria.	§261.238. ICF/MR Level of Care I Criteria.
§9.239. ICF/MR Level of Care VIII Criteria.	§261.239. ICF/MR Level of Care VIII Criteria.
§9.240. Level of Need.	§261.240. Level of Need.
§9.241. Level of Need Criteria.	§261.241. Level of Need Criteria.
§9.242. Supporting Documentation for Level of Need.	§261.242. Supporting Documentation for Level of Need.
§9.243. Reconsideration of Level of Need.	§261.243. Reconsideration of Level of Need.
§9.244. Applicant Enrollment in the ICF/MR Program.	§261.244. Applicant Enrollment in the ICF/MR Program.
§9.245. Renewal of Level of Care.	§261.245. Renewal of Level of Care.
§9.246. Renewal and Revision of Level of Need.	§261.246. Renewal and Revision of Level of Need.
§9.247. Re-administration of the ICAP.	§261.247. Re-administration of the ICAP.
§9.248. Lapsed Level of Care.	§261.248. Lapsed Level of Care.
§9.249. Fair Hearing.	§261.249. Fair Hearing.
§9.250. Permanency Planning Reviews.	§261.250. Permanency Planning Reviews.
Division 6. Personal Funds	Subchapter F. Personal Funds
§9.251. Protecting Individuals' Personal Funds.	§261.251. Protecting Individuals' Personal Funds.
§9.252. Notice Regarding Personal Funds.	§261.252. Notice Regarding Personal Funds.
§9.253. Determining Management of Personal Funds.	§261.253. Determining Management of Personal Funds.
§9.254. Items and Services Provided by the Program Provider.	§261.254. Items and Services Provided by the Program Provider.
§9.255. Items and Services Purchased with Personal Funds.	§261.255. Items and Services Purchased with Personal Funds.
§9.256. Program Provider-Managed Personal Funds.	§261.256. Program Provider-Managed Personal Funds.
§9.257. Requests for Personal Funds from Trust Fund Accounts.	§261.257. Requests for Personal Funds from Trust Fund Accounts.
§9.258. Closing Trust Fund Accounts.	§261.258. Closing Trust Fund Accounts.
§9.259. Refunds.	§261.259. Refunds.
§9.260 Applied Income.	§261.260. Applied Income.
§9.261. Contributions.	§261.261. Contributions.
§9.262. Trust Fund Monitoring and Audits.	§261.262. Trust Fund Monitoring and Audits.

§9.263. Informal Review and Administrative Hearing.	§261.263. Informal Review and Administrative Hearing.
Division 7. Provider Agreement Sanctions	Subchapter G. Provider Agreement Sanctions
§9.266. DADS Review of Inspection or Survey Findings.	§261.266. DADS Review of Inspection or Survey Findings.
§9.267. Directed Plan of Correction and Vendor Hold Based on State Survey Agency Findings.	§261.267. Directed Plan of Correction and Vendor Hold Based on State Survey Agency Findings.
§9.268. Termination of Provider Agreement.	§261.268. Termination of Provider Agreement.
§9.269. Audits.	§261.269. Audits.
§9.270. Suspension of Payments.	§261.270. Suspension of Payments.
Division 8. Administrative Hearings	Subchapter H. Administrative Hearings
§9.273. Administrative Hearings.	§261.273. Administrative Hearings.
Division 9. Hospice Services	Subchapter I. Hospice Services
§9.274. Hospice Services.	§261.274. Hospice Services.
Division 10. Surrogate Decision-Making	Subchapter J. Surrogate Decision-Making
§9.281. Purpose.	§261.281. Purpose.
§9.282. Application.	§261.282. Application.
§9.283. Informed Decision Assessment.	§261.283. Informed Decision Assessment.
§9.284. Making Informed Decisions.	§261.284. Making Informed Decisions.
§9.285. IDT Decisions.	§261.285. IDT Decisions.
§9.286. Surrogate Decision-Maker.	§261.286. Surrogate Decision-Maker.
§9.287. Provider Responsibilities Regarding Surrogate Decision-Maker.	§261.287. Provider Responsibilities Regarding Surrogate Decision-Maker.
§9.288. Surrogate Consent Committee Decisions.	§261.288. Surrogate Consent Committee Decisions.
§9.289. Submission of Application Packet for Surrogate Consent Committee.	§261.289. Submission of Application Packet for Surrogate Consent Committee.
§9.290. Appointment and Qualifications of a Surrogate Consent Committee.	§261.290. Appointment and Qualifications of a Surrogate Consent Committee.
§9.291. Notice of Hearing and Documents Provided to Surrogate Consent Committee.	§261.291. Notice of Hearing and Documents Provided to Surrogate Consent Committee.
§9.292. Review and Consultation Prior to Hearing.	§261.292. Review and Consultation Prior to Hearing.
§9.293. Surrogate Consent Committee Hearing.	§261.293. Surrogate Consent Committee Hearing.
§9.294. Notice of Guardianship Proceeding.	§261.294. Notice of Guardianship Proceeding.
§9.295. Liability for Treatment Decision.	§261.295. Liability for Treatment Decision.