

Figure: 26 TAC §271.155(a) [~~40 TAC §48.3903(a)~~]

If	Then
<p>Termination or reduction is because the client lost <u>their</u> [his] eligibility as an income-eligible, failed to qualify as an income-eligible after a verbal referral, failed to meet the client needs assessment score or medical criteria for the service, repeatedly [{]more than three times[}] directly or knowingly, and passively condoned the behavior of someone in <u>their</u> [his] home and [thus,] refused to follow service delivery provisions, experienced a change in <u>their</u> [his] need for the specific service, or failed to pay fees for services,</p>	<p>The action is effective 12 <u>calendar</u> days from the date of the notice unless the action is appealed. In the event of <u>an</u> appeal, services continue until the hearing officer gives a decision. The cost of providing services during this period is subject to recovery by <u>HHSC</u> [the department] from the client. Services to <u>a client</u> [clients] in residential care facilities are terminated five <u>calendar</u> days after the hearing officer gives <u>their</u> [his] decision.</p>
<p>[Termination is because the client lacks AFDC, SSI, Medicaid or food stamp eligibility,]</p>	<p>[Services continue only to the end of the month that the client is determined ineligible, even if the action is appealed.]</p>
<p>[Termination is because the client lacks physician's orders for the service,]</p>	<p>[Services continue only through the date the previous orders end, even if the action is appealed.]</p>
<p>[Termination or reduction is because of budgetary constraints or changes in federal law or state regulations, and services are reduced or terminated for an entire categorical client group,]</p>	<p>[Services continue only through the date of termination of a categorical client group, even if appealed.]</p>
<p>Termination is because the client or someone in <u>their</u> [his] home threatens the health or safety of others, or because the client threatens <u>their</u> [his] own health or safety.</p>	<p>Services may be terminated immediately under the following conditions:</p> <p><u>A client receiving residential care, adult foster care, day activity and health services, or special services to persons with disabilities threatens their own health or safety or that of others; or</u></p>

	<u>Someone in the client's home or a client receiving emergency response services, home-delivered meals, community attendant services, family care, primary home care, or special services to persons with disabilities threatens HHSC staff or provider agency staff's health or safety.</u>
	[A client receiving residential care, adult foster care, day activity and health services, or special services to persons with disabilities threatens his own health or safety or that of others; or]
	[Someone in the client's home or a client receiving emergency response services, home-delivered meals, waiver services, family care, primary home care, or special services to persons with disabilities threatens the Texas Department of Human Services' (DHS's)] staff or provider's health or safety.]
<u>Termination is because the client lacks TANF, SSI, Medicaid or SNAP eligibility.</u>	<u>Services continue only to the end of the month that the client is determined ineligible, even if the action is appealed.</u>
<u>Termination or reduction is because of budgetary constraints or changes in federal law or state regulations, and services are reduced or terminated for an entire categorical client group.</u>	<u>Services continue only through the date of termination of a categorical client group, even if appealed.</u>
<u>Termination is because the client lacks a practitioner's statement of medical need for the service.</u>	<u>Services continue only through the date the previous practitioner's statement of medical need ends, even if the action is appealed.</u>