

TRANSFERRED RULES

The Government Code, §2002.058, authorizes the Secretary of State to remove or transfer rules within the Texas Administrative Code when the agency that promulgated the rules is abolished. The Secretary of State will publish notice of rule transfer or removal in this section of the *Texas Register*. The effective date of a rule transfer is the date set by the legislature, not the date of publication of notice. Proposed or emergency rules are not subject to administrative transfer.

Texas Health and Human Services Commission

Rule Transfer

Pursuant to Texas Health and Safety Code Section §314A.004, the Governor of Texas designates the state agency responsible for reviewing applications for certificates of public advantage and supervising the activities for which those certificates are issued. On August 14, 2024, the Governor replaced the Texas Health and Human Services Commission (HHSC) as the designated agency with the Office of Public Insurance Counsel (OPIC). Therefore, the HHSC rules in Texas Administrative Code, Title 26, Part 1, Chapter 567, Certificate of Public Advantage are being transferred to OPIC in Texas Administrative Code, Title 28, Part 7, Chapter 280, Certificate of Public Advantage.

The rules will be transferred in the Texas Administrative Code effective May 1, 2025.

The following table outlines the rule transfer:

Figure: 26 TAC Chapter 567

TRD-202501075

Office of Public Insurance Counsel

Rule Transfer

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The rules will be transferred in the Texas Administrative Code effective May 1, 2025.

The following table outlines the rule transfer:

Figure: 26 TAC Chapter 567

TRD-202501076

Figure: 26 TAC Chapter 567

Current Rules Title 26. Health and Human Services Part 1. Health and Human Services Commission Chapter 567. Certificate of Public Advantage	Move to Title 28. Insurance Part 7. Office of Public Insurance Counsel Chapter 280. Certificate of Public Advantage
Subchapter A. General Provisions	Subchapter A. General Provisions
§567.1. Purpose.	§280.1. Purpose.
§567.2. Definitions.	§280.2. Definitions.
§567.3. Applicability.	§280.3. Applicability.
§567.4. Certificate of Public Advantage Required.	§280.4. Certificate of Public Advantage Required.
§567.5. Compliance.	§280.5. Compliance.
§567.6. Scope.	§280.6. Scope.
Subchapter B. Application and Issuance	Subchapter B. Application and Issuance
§567.21. Changes That May Affect the Certificate of Public Advantage Application.	§280.21. Changes That May Affect the Certificate of Public Advantage Application.
§567.22. Application.	§280.22. Application.
§567.23. Texas Health and Human Services Commission Review.	§280.23. Texas Health and Human Services Commission Review.
§567.24. Attorney General Review.	§280.24. Attorney General Review.
§567.25. Application Fees.	§280.25. Application Fees.
§567.26. Conditions for Issuing a Certificate of Public Advantage.	§280.26. Conditions for Issuing a Certificate of Public Advantage.
Subchapter C. Operational Requirements	Subchapter C. Operational Requirements
§567.31. Terms.	§280.31. Terms.
§567.32. Changes that May Affect the Certificate of Public Advantage.	§280.32. Changes that May Affect the Certificate of Public Advantage.
§567.33. Annual Public Hearing.	§280.33. Annual Public Hearing.
§567.34. Annual Report.	§280.34. Annual Report.
§567.35. Voluntary Termination.	§280.35. Voluntary Termination.
§567.36. Supervision Fees.	§280.36. Supervision Fees.
Subchapter D. Rate Review	Subchapter D. Rate Review
§567.41. Rate Reviews for Hospitals Operating Under a Certificate of Public Advantage.	§280.41. Rate Reviews for Hospitals Operating Under a Certificate of Public Advantage.
Subchapter E. Enforcement	Subchapter E. Enforcement
§567.51. Supervision.	§280.51. Supervision.
§567.52. Annual Review.	§280.52. Annual Review.
§567.53. Investigation; Consequences.	§280.53. Investigation; Consequences.
§567.54. Corrective Action Plan.	§280.54. Corrective Action Plan.