

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.

Department of State Health Services

Rule Transfer

During the 84th Legislative Session, the Texas Legislature passed Senate Bill 200, addressing the reorganization of health and human services delivery in Texas. As a result, certain functions previously performed by the Department of State Health Services (DSHS), including client services, certain regulatory functions, and the operation of state hospitals, transferred to the Texas Health and Human Services Commission (HHSC) in accordance with Texas Government Code, §531.0201 and §531.02011. The DSHS rules in Texas Administrative Code, Title 25, Part 1, Chapter 117, End Stage Renal Disease Facilities, Subchapter G, Fire Prevention and Safety Requirements, and Subchapter H, Physical Plant and Construction Requirements, that are related to these transferred functions, are being transferred to HHSC under Texas Administrative Code, Title 26, Part 1, Chapter 507, End Stage Renal Disease Facilities, Subchapter Y, Fire Prevention and Safety Requirements and Subchapter Z, Physical Plant and Construction Requirements.

The rules will be transferred in the Texas Administrative Code effective May 30, 2025.

The following table outlines the rule transfer:

Figure: 25 TAC Chapter 117, Subchapters G and H

TRD-202501421

Health and Human Services Commission

Rule Transfer

During the 84th Legislative Session, the Texas Legislature passed Senate Bill 200, addressing the reorganization of health and human services delivery in Texas. As a result, certain functions previously performed by the Department of State Health Services (DSHS), including client services, certain regulatory functions, and the operation of state hospitals, transferred to the Texas Health and Human Services Commission (HHSC) in accordance with Texas Government Code, §531.0201 and §531.02011. The DSHS rules in Texas Administrative Code, Title 25, Part 1, Chapter 117, End Stage Renal Disease Facilities, Subchapter G, Fire Prevention and Safety Requirements, and Subchapter H, Physical Plant and Construction Requirements, that are related to these transferred functions, are being transferred to HHSC under Texas Administrative Code, Title 26, Part 1, Chapter 507, End Stage Renal Disease Facilities, Subchapter Y, Fire Prevention and Safety Requirements and Subchapter Z, Physical Plant and Construction Requirements.

The rules will be transferred in the Texas Administrative Code effective May 30, 2025.

The following table outlines the rule transfer:

Figure: 25 TAC Chapter 117, Subchapters G and H

TRD-202501422

Figure: 25 TAC Chapter 117, Subchapters G and H

Current Rules Title 25. Health Services Part 1. Department Of State Health Services Chapter 117. End Stage Renal Disease Facilities	Move to Title 26. Health and Human Services Part 1. Health and Human Services Commission Chapter 507. End Stage Renal Disease Facilities
Subchapter G. Fire Prevention and Safety Requirements	Subchapter Y. Fire Prevention and Safety Requirements
§117.91. Fire Prevention, Protection, and Emergency Contingency Plan.	§507.501. Fire Prevention, Protection, and Emergency Contingency Plan.
§117.92. General Safety.	§507.502. General Safety.
§117.93. Handling and Storage of Gases and Flammable Liquids.	§507.503. Handling and Storage of Gases and Flammable Liquids.
Subchapter H. Physical Plant and Construction Requirements	Subchapter Z. Physical Plant and Construction Requirements
§117.101. Construction Requirements for an Existing End Stage Renal Disease Facility.	§507.511. Construction Requirements for an Existing End Stage Renal Disease Facility.
§117.102. Construction Requirements for a New End Stage Renal Disease Facility.	§507.512. Construction Requirements for a New End Stage Renal Disease Facility.
§117.103. Elevators, Escalators, and Conveyors.	§507.513. Elevators, Escalators, and Conveyors.
§117.104. Preparation, Submittal, Review and Approval of Plans, and Retention of Records.	§507.514. Preparation, Submittal, Review and Approval of Plans, and Retention of Records.
§117.105. Construction, Inspections, and Approval of Project.	§507.515. Construction, Inspections, and Approval of Project.
§117.106. Tables.	§507.516. Tables.

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Health and Human Services Commission

Rule Transfer

Due to a filing discrepancy by the Texas Health and Human Services Commission, the HHSC rule in Texas Administrative Code, Title 26, Part 1, Chapter 370, Human Trafficking Resource Center, §370.456, Prohibition of Provider Discrimination Based on Immunization Status, was adopted in the incorrect location and is now being transferred to Title 1, Part 15, Chapter 370, State Children's Health Insurance Program, Subchapter E, Provider Requirements, §370.456, Prohibition of Provider Discrimination Based on Immunization Status.

The rules will be transferred in the Texas Administrative Code effective May 13, 2025.

The following table outlines the rule transfer:

Figure: 26 TAC §370.456

TRD-202501423

Texas Health and Human Services Commission

Rule Transfer

Due to a filing discrepancy by the Texas Health and Human Services Commission, the HHSC rule in Texas Administrative Code, Title 26, Part 1, Chapter 370, Human Trafficking Resource Center, §370.456, Prohibition of Provider Discrimination Based on Immunization Status, was adopted in the incorrect location and is now being transferred to Title 1, Part 15, Chapter 370, State Children's Health Insurance Program, Subchapter E, Provider Requirements, §370.456, Prohibition of Provider Discrimination Based on Immunization Status.

The rules will be transferred in the Texas Administrative Code effective May 13, 2025.

The following table outlines the rule transfer:

Figure: 26 TAC §370.456

TRD-202501424

Figure: 26 TAC §370.456

Current Rules Title 26. Health and Human Services Part 1. Health and Human Services Chapter 370. Human Trafficking Resource Center	Move to Title 1. Administration Part 15. Texas Health and Human Services Commission Chapter 370. State Children’s Health Insurance Program Subchapter E. Provider Requirements
§370.456. Prohibition of Provider Discrimination Based on Immunization Status.	§370.456. Prohibition of Provider Discrimination Based on Immunization Status.

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