

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

During the 84th Legislative Session, the Texas Legislature passed Senate Bill (S.B.) 200, addressing the reorganization of health and human services delivery in Texas. To comply with the requirements of S.B. 200, the *Texas Register* created new Title 26, Health and Human Services, in the Texas Administrative Code. Rules currently in the Texas Administrative Code that concern health and human services may transition to the new title. This transition may affect all or part of the agency's rules in Title 1, Part 15, Texas Health and Human Services Commission. The HHSC rules in Texas Administrative Code, Title 1, Part 15, Chapter 379, Family Violence Program are being transferred to Texas Administrative Code, Title 26, Part 1, Chapter 356, Family Violence Program.

The rules will be transferred in the Texas Administrative Code effective April 1, 2024.

The following table outlines the rule transfer:

Figure: 1 TAC Chapter 379

TRD-202400877

Health and Human Services Commission

Rule Transfer

During the 84th Legislative Session, the Texas Legislature passed Senate Bill (S.B.) 200, addressing the reorganization of health and human services delivery in Texas. To comply with the requirements of S.B. 200, the *Texas Register* created new Title 26, Health and Human Services, in the Texas Administrative Code. Rules currently in the Texas Administrative Code that concern health and human services may transition to the new title. This transition may affect all or part of the agency's rules in Title 1, Part 15, Texas Health and Human Services Commission. The HHSC rules in Texas Administrative Code, Title 1, Part 15, Chapter 379, Family Violence Program are being transferred to Texas Administrative Code, Title 26, Part 1, Chapter 356, Family Violence Program.

The rules will be transferred in the Texas Administrative Code effective April 1, 2024.

The following table outlines the rule transfer:

Figure: 1 TAC Chapter 379

TRD-202400878

Figure: 1 TAC Chapter 379

Current Rules	Move to
Title 1. Administration	Title 26. Health and Human Services
Part 15. Texas Health and Human Services Commission	Part 1. Texas Health and Human Services Commission
Chapter 379. Family Violence Program	Chapter 356. Family Violence Program
Subchapter A. Definitions	Subchapter A. Definitions
§379.1. Definitions.	§356.1. Definitions.
Subchapter B. Shelter Centers	Subchapter B. Shelter Centers
Division 1. Board of Directors	Division 1. Board of Directors
§379.101. Fiscal Oversight and Accountability.	§356.101. Fiscal Oversight and Accountability.
§379.102. Shelter Center's Board Handbook.	§356.102. Shelter Center's Board Handbook.
§379.103. Board of Directors Training.	§356.103. Board of Directors Training.
§379.104. Confidentiality.	§356.104. Confidentiality.
Division 2. Contract Standards	Division 2. Contract Standards
§379.201. Special Nonresidential Project Contract.	§356.201. Special Nonresidential Project Contract.
§379.202. Satellite Shelter Funding.	§356.202. Satellite Shelter Funding.
§379.203. Satellite Shelter Requirements.	§356.203. Satellite Shelter Requirements.
§379.204. Internal Monitoring System.	§356.204. Internal Monitoring System.
§379.205. Funding Waivers.	§356.205. Funding Waivers.
§379.206. Requesting a Variance or Waiver.	§356.206. Requesting a Variance or Waiver.
§379.207. More than One Funding Percentage Waiver.	§356.207. More than One Funding Percentage Waiver.
Division 3. Fiscal Management	Division 3. Fiscal Management
§379.301. Accounting System Requirements.	§356.301. Accounting System Requirements.
§379.302. Cash/Non-Cash Documentation.	§356.302. Cash/Non-Cash Documentation.
Division 4. Personnel	Division 4. Personnel
§379.401. Personnel Policies.	§356.401. Personnel Policies.
§379.402. Personnel Files.	§356.402. Personnel Files.
§379.403. Drug and Alcohol Policy.	§356.403. Drug and Alcohol Policy.
§379.404. New Employee Orientation and Training.	§356.404. New Employee Orientation and Training.
§379.405. Staff Development.	§356.405. Staff Development.
§379.406. Children's Advocate.	§356.406. Children's Advocate.
§379.407. Legal Advocate.	§356.407. Legal Advocate.
§379.408. Volunteer Coordinator.	§356.408. Volunteer Coordinator.
Division 5. Facility, Safety, and Health Requirements	Division 5. Facility, Safety, and Health Requirements
§379.501. Facility Requirements for the 24-Hour-a-Day Shelter Center.	§356.501. Facility Requirements for the 24-Hour-a-Day Shelter Center.
§379.502. Preparing, Providing, and Serving Food to Residents.	§356.502. Preparing, Providing, and Serving Food to Residents.

§379.503. Security System.	§356.503. Security System.
§379.504. Security Policies and Procedures.	§356.504. Security Policies and Procedures.
§379.505. Shelter Center and Satellite Shelter Staffing.	§356.505. Shelter Center and Satellite Shelter Staffing.
§379.506. Providing Hygiene Items to Residents.	§356.506. Providing Hygiene Items to Residents.
§379.507. Types of Facilities Allowed by the Commission for a 24-hour-a-Day Shelter.	§356.507. Types of Facilities Allowed by the Commission for a 24-hour-a-Day Shelter.
§379.508. Exceptions to Allowable Types of Facilities for a 24-Hour-a-Day Shelter.	§356.508. Exceptions to Allowable Types of Facilities for a 24-Hour-a-Day Shelter.
§379.509. Additional Requirements if a Shelter Center Uses a Series of Safe Homes.	§356.509. Additional Requirements if a Shelter Center Uses a Series of Safe Homes.
§379.510. Using a Motel as a Type of Shelter	§356.510. Using a Motel as a Type of Shelter
Division 6. Program Administration	Division 6. Program Administration
§379.601. Required Services.	§356.601. Required Services.
§379.602. Charging for Services.	§356.602. Charging for Services.
§379.603. Eligibility.	§356.603. Eligibility.
§379.604. Federal and State Laws Regarding Eligibility.	§356.604. Federal and State Laws Regarding Eligibility.
§379.605. Eligibility Criteria.	§356.605. Eligibility Criteria.
§379.606. Denial of Services.	§356.606. Denial of Services.
§379.607. Eligibility of Previously Involuntarily Terminated Residents or Nonresidents.	§356.607. Eligibility of Previously Involuntarily Terminated Residents or Nonresidents.
§379.608. Access to Services for People with Limited English Proficiency.	§356.608. Access to Services for People with Limited English Proficiency.
§379.609. Services at Capacity.	§356.609. Services at Capacity.
§379.610. Emergency Shelter or Care for an Unaccompanied Minor.	§356.610. Emergency Shelter or Care for an Unaccompanied Minor.
§379.611. Nonresidential Services for a Person Under 18 Years of Age.	§356.611. Nonresidential Services for a Person Under 18 Years of Age.
§379.612. Termination of Services.	§356.612. Termination of Services.
§379.613. General Confidentiality Policy.	§356.613. General Confidentiality Policy.
§379.614. Confidentiality Information for Adult Residents and Nonresidents.	§356.614. Confidentiality Information for Adult Residents and Nonresidents.
§379.615. Confidentiality Agreements.	§356.615. Confidentiality Agreements.
§379.616. Confidentiality Training.	§356.616. Confidentiality Training.
§379.617. Information in Resident or Nonresident Files.	§356.617. Information in Resident or Nonresident Files.
§379.618. Policies and Procedures Regarding Entries in a Resident or Nonresident File.	§356.618. Policies and Procedures Regarding Entries in a Resident or Nonresident File.
§379.619. Maintaining Control over Resident and Nonresident Files.	§356.619. Maintaining Control over Resident and Nonresident Files.
§379.620. Release of Resident or Nonresident Information.	§356.620. Release of Resident or Nonresident Information.

§379.621. Release of Resident or Nonresident Information Document.	§356.621. Release of Resident or Nonresident Information Document.
§379.622. Court Orders.	§356.622. Court Orders.
§379.623. Procedures Regarding Court Orders.	§356.623. Procedures Regarding Court Orders.
§379.624. Notification of Court Orders.	§356.624. Notification of Court Orders.
§379.625. Policies and Procedures for the Retention and Destruction of Documentation.	§356.625. Policies and Procedures for the Retention and Destruction of Documentation.
§379.626. Disruption in Providing Services	§356.626. Disruption in Providing Services.
§379.627. Maximum Length of Stay for Shelter Center Residents.	§356.627. Maximum Length of Stay for Shelter Center Residents.
§379.628. Resident and Nonresident Rights.	§356.628. Resident and Nonresident Rights.
§379.629. Resident's Belongings.	§356.629. Resident's Belongings.
§379.630. Cooperation with Criminal Justice Officials.	§356.630. Cooperation with Criminal Justice Officials.
§379.631. Community Education.	§356.631. Community Education.
§379.632. Volunteer Program.	§356.632. Volunteer Program.
§379.633. Volunteer Recruitment.	§356.633. Volunteer Recruitment.
§379.634. Content of Training for Direct Service Volunteers.	§356.634. Content of Training for Direct Service Volunteers.
§379.635. Content of Training for Non-Direct Service Volunteers.	§356.635. Content of Training for Non-Direct Service Volunteers.
Division 7. Service Delivery	Division 7. Service Delivery
§379.701. Shelter Center Services.	§356.701. Shelter Center Services.
§379.702. Data Collection.	§356.702. Data Collection.
§379.703. Promoting Cooperative Living in the Shelter.	§356.703. Promoting Cooperative Living in the Shelter.
§379.704. Crisis Call Hotline.	§356.704. Crisis Call Hotline.
§379.705. Subcontracting the Crisis Call Hotline.	§356.705. Subcontracting the Crisis Call Hotline.
§379.706. Medical Care.	§356.706. Medical Care.
§379.707. Residents' Medications.	§356.707. Residents' Medications.
§379.708. Resident's Orientation.	§356.708. Resident's Orientation.
§379.709. Nonresident's Orientation.	§356.709. Nonresident's Orientation.
§379.710. Service Plan.	§356.710. Service Plan.
§379.711. Group Intervention.	§356.711. Group Intervention.
§379.712. Religion and Intervention Services.	§356.712. Religion and Intervention Services.
§379.713. Delivery of Children's Direct Services.	§356.713. Delivery of Children's Direct Services.
§379.714. Intervention Services for Children Residing in the Shelter.	§356.714. Intervention Services for Children Residing in the Shelter.
§379.715. Safety Policies and Procedures for Delivering Services to Children.	§356.715. Safety Policies and Procedures for Delivering Services to Children.

§379.716. Texas Department of Family and Protective Services' (DFPS) Child Care Permit.	§356.716. Texas Department of Family and Protective Services' (DFPS) Child Care Permit.
§379.717. Legal Assistance Services.	§356.717. Legal Assistance Services.
§379.718. Educational Services for Children of Adult Residents.	§356.718. Educational Services for Children of Adult Residents.
§379.719. Training and Employment Services.	§356.719. Training and Employment Services.
Subchapter C. Special Nonresidential Projects	Subchapter C. Special Nonresidential Projects
Division 1. Board of Directors	Division 1. Board of Directors
§379.801. Fiscal Oversight and Accountability.	§356.801. Fiscal Oversight and Accountability.
§379.802. Notification Regarding Special Nonresidential Projects.	§356.802. Notification Regarding Special Nonresidential Projects.
§379.803. Confidentiality.	§356.803. Confidentiality.
Division 2. Contract Standards	Division 2. Contract Standards
§379.901. Internal Monitoring System.	§356.901. Internal Monitoring System.
§379.902. Requesting a Variance or Waiver.	§356.902. Requesting a Variance or Waiver.
§379.903. Primary Services to an Unserved or Underserved Population.	§356.903. Primary Services to an Unserved or Underserved Population.
Division 3. Fiscal Management	Division 3. Fiscal Management
§379.1001. Accounting System Requirements.	§356.1001. Accounting System Requirements.
§379.1002. Cash/Non-cash Resources Documentation.	§356.1002. Cash/Non-cash Resources Documentation.
Division 4. Personnel	Division 4. Personnel
§379.1101. Personnel Policies.	§356.1101. Personnel Policies.
§379.1102. Personnel Files.	§356.1102. Personnel Files.
§379.1103. Drug and Alcohol Policy.	§356.1103. Drug and Alcohol Policy.
§379.1104. New Employee Orientation and Training.	§356.1104. New Employee Orientation and Training.
§379.1105. Staff Development.	§356.1105. Staff Development.
Division 5. Facility, Safety, and Health Requirements	Division 5. Facility, Safety, and Health Requirements
§379.1201. Facility Requirements for the Special Nonresidential Project.	§356.1201. Facility Requirements for the Special Nonresidential Project.
§379.1202. Security System Policies and Procedures.	§356.1202. Security System Policies and Procedures.
Division 6. Program Administration	Division 6. Program Administration
§379.1301. Required Services.	§356.1301. Required Services.
§379.1302. Charging for Services.	§356.1302. Charging for Services.
§379.1303. Eligibility.	§356.1303. Eligibility.
§379.1304. Federal and State Laws Regarding Eligibility.	§356.1304. Federal and State Laws Regarding Eligibility.

§379.1305. Eligibility Criteria.	§356.1305. Eligibility Criteria.
§379.1306. Denial of Services.	§356.1306. Denial of Services.
§379.1307. Access to Services for People with Limited English Proficiency.	§356.1307. Access to Services for People with Limited English Proficiency.
§379.1308. Nonresidential Services for a Person Under 18 Years of Age.	§356.1308. Nonresidential Services for a Person Under 18 Years of Age.
§379.1309. Termination of Services.	§356.1309. Termination of Services.
§379.1310. General Confidentiality Policy.	§356.1310. General Confidentiality Policy.
§379.1311. Confidentiality Information for Program Participants.	§356.1311. Confidentiality Information for Program Participants.
§379.1312. Confidentiality Agreements.	§356.1312. Confidentiality Agreements.
§379.1313. Confidentiality Training.	§356.1313. Confidentiality Training.
§379.1314. Provision of Health and Human Services Commission (HHSC)-funded Services by Attorneys or Other Licensed Professionals.	§356.1314. Provision of Health and Human Services Commission (HHSC)-funded Services by Attorneys or Other Licensed Professionals.
§379.1315. Information in Program Participant Files.	§356.1315. Information in Program Participant Files.
§379.1316. Policies and Procedures Regarding Entries in a Program Participant's File.	§356.1316. Policies and Procedures Regarding Entries in a Program Participant's File.
§379.1317. Maintaining Control over Program Participant Files.	§356.1317. Maintaining Control over Program Participant Files.
§379.1318. Release of Program Participant Information.	§356.1318. Release of Program Participant Information.
§379.1319. Release of Program Participant Information Document.	§356.1319. Release of Program Participant Information Document.
§379.1320. Court Orders.	§356.1320. Court Orders.
§379.1321. Procedures Regarding Court Orders.	§356.1321. Procedures Regarding Court Orders.
§379.1322. Notification of Court Orders.	§356.1322. Notification of Court Orders.
§379.1323. Policies and Procedures for the Retention and Destruction of Documentation.	§356.1323. Policies and Procedures for the Retention and Destruction of Documentation.
Division 7. Service Delivery	Division 7. Service Delivery
§379.1401. Special Nonresidential Project Services.	§356.1401. Special Nonresidential Project Services.
§379.1402. Data Collection.	§356.1402. Data Collection.
§379.1403. Crisis Call Hotline.	§356.1403. Crisis Call Hotline.
§379.1404. Subcontracting the Crisis Call Hotline.	§356.1404. Subcontracting the Crisis Call Hotline.
§379.1405. Program Participant's Orientation.	§356.1405. Program Participant's Orientation.
§379.1406. Religion and Intervention Services.	§356.1406. Religion and Intervention Services.
§379.1407. Safety Policies and Procedures if Providing Services to Children.	§356.1407. Safety Policies and Procedures if Providing Services to Children.

§379.1408. Texas Department of Family and Protective Services' (DFPS) Child Care Licensing.	§356.1408. Texas Department of Family and Protective Services' (DFPS) Child Care Licensing.
Subchapter D. Nonresidential Centers	Subchapter D. Nonresidential Centers
Division 1. Board of Directors	Division 1. Board of Directors
§379.1501. Fiscal Oversight and Accountability.	§356.1501. Fiscal Oversight and Accountability.
§379.1502. Nonresidential Center's Board Handbook.	§356.1502. Nonresidential Center's Board Handbook.
§379.1503. Board of Directors Training.	§356.1503. Board of Directors Training.
§379.1504. Confidentiality.	§356.1504. Confidentiality.
Division 2. Contract Standards	Division 2. Contract Standards
§379.1601. Primary Services to an Unserved or Underserved Population.	§356.1601. Primary Services to an Unserved or Underserved Population.
§379.1602. Special Nonresidential Project Contract.	§356.1602. Special Nonresidential Project Contract.
§379.1603. Internal Monitoring System.	§356.1603. Internal Monitoring System.
§379.1604. Funding Waivers.	§356.1604. Funding Waivers.
§379.1605. Requesting a Variance or Waiver.	§356.1605. Requesting a Variance or Waiver.
Division 3. Fiscal Management	Division 3. Fiscal Management
§379.1701. Accounting System Requirements.	§356.1701. Accounting System Requirements.
§379.1702. Cash/Non-Cash Resources Documentation.	§356.1702. Cash/Non-Cash Resources Documentation.
Division 4. Personnel	Division 4. Personnel
§379.1801. Personnel Policies.	§356.1801. Personnel Policies.
§379.1802. Personnel Files.	§356.1802. Personnel Files.
§379.1803. Drug and Alcohol Policy.	§356.1803. Drug and Alcohol Policy.
§379.1804. New Employee Orientation and Training.	§356.1804. New Employee Orientation and Training.
§379.1805. Staff Development.	§356.1805. Staff Development.
§379.1806. Legal Advocate.	§356.1806. Legal Advocate.
§379.1807. Volunteer Coordinator.	§356.1807. Volunteer Coordinator.
Division 5. Facility, Safety, and Health Requirements	Division 5. Facility, Safety, and Health Requirements
§379.1901. Facility Requirements for the Nonresidential Center.	§356.1901. Facility Requirements for the Nonresidential Center.
§379.1902. Security System.	§356.1902. Security System.
§379.1903. Security Policies and Procedures.	§356.1903. Security Policies and Procedures.
Division 6. Program Administration	Division 6. Program Administration
§379.2001. Required Services.	§356.2001. Required Services.
§379.2002. Charging for Services.	§356.2002. Charging for Services.
§379.2003. Eligibility.	§356.2003. Eligibility.
§379.2004. Federal and State Laws Regarding Eligibility.	§356.2004. Federal and State Laws Regarding Eligibility.

§379.2005. Eligibility Criteria.	§356.2005. Eligibility Criteria.
§379.2006. Denial of Services.	§356.2006. Denial of Services.
§379.2007. Eligibility of Previously Involuntarily Terminated Program Participants.	§356.2007. Eligibility of Previously Involuntarily Terminated Program Participants.
§379.2008. Access to Services for People with Limited English Proficiency.	§356.2008. Access to Services for People with Limited English Proficiency.
§379.2009. Nonresidential Services for a Person Under 18 Years of Age.	§356.2009. Nonresidential Services for a Person Under 18 Years of Age.
§379.2010. Termination of Services.	§356.2010. Termination of Services.
§379.2011. General Confidentiality Policy.	§356.2011. General Confidentiality Policy.
§379.2012. Confidentiality Information for Adult Program Participants.	§356.2012. Confidentiality Information for Adult Program Participants.
§379.2013. Confidentiality Agreements.	§356.2013. Confidentiality Agreements.
§379.2014. Confidentiality Training.	§356.2014. Confidentiality Training.
§379.2015. Information in Program Participant Files.	§356.2015. Information in Program Participant Files.
§379.2016. Policies and Procedures Regarding Entries in Program Participant's Files.	§356.2016. Policies and Procedures Regarding Entries in Program Participant's Files.
§379.2017. Maintaining Control over Program Participant Files.	§356.2017. Maintaining Control over Program Participant Files.
§379.2018. Release of Program Participant Information.	§356.2018. Release of Program Participant Information.
§379.2019. Release of Program Participant Information Document.	§356.2019. Release of Program Participant Information Document.
§379.2020. Court Orders.	§356.2020. Court Orders.
§379.2021. Procedures Regarding Court Orders.	§356.2021. Procedures Regarding Court Orders.
§379.2022. Notification of Court Orders.	§356.2022. Notification of Court Orders.
§379.2023. Policies and Procedures for the Retention and Destruction of Documentation.	§356.2023. Policies and Procedures for the Retention and Destruction of Documentation.
§379.2024. Minimum Hours for a Nonresidential Center.	§356.2024. Minimum Hours for a Nonresidential Center.
§379.2025. Requirements if a Victim of Family Violence Needs Shelter Services.	§356.2025. Requirements if a Victim of Family Violence Needs Shelter Services.
§379.2026. Disruption in Providing Services.	§356.2026. Disruption in Providing Services.
§379.2027. Program Participant Rights.	§356.2027. Program Participant Rights.
§379.2028. Cooperation with Criminal Justice Officials.	§356.2028. Cooperation with Criminal Justice Officials.
§379.2029. Community Education.	§356.2029. Community Education.
§379.2030. Volunteer Program.	§356.2030. Volunteer Program.
§379.2031. Volunteer Recruitment.	§356.2031. Volunteer Recruitment.
§379.2032. Content of Training for Direct Service Volunteers.	§356.2032. Content of Training for Direct Service Volunteers.

§379.2033. Content of Training for Non-Direct Service Volunteers.	§356.2033. Content of Training for Non-Direct Service Volunteers.
Division 7. Service Delivery	Division 7. Service Delivery
§379.2101. Nonresidential Center Services.	§356.2101. Nonresidential Center Services.
§379.2102. Data Collection.	§356.2102. Data Collection.
§379.2103. Crisis Call Hotline.	§356.2103. Crisis Call Hotline.
§379.2104. Subcontracting the Crisis Call Hotline.	§356.2104. Subcontracting the Crisis Call Hotline.
§379.2105. Medical Care.	§356.2105. Medical Care.
§379.2106. Program Participant's Orientation.	§356.2106. Program Participant's Orientation.
§379.2107. Individual Service Plans.	§356.2107. Individual Service Plans.
§379.2108. Group Intervention.	§356.2108. Group Intervention.
§379.2109. Religion and Intervention Services.	§356.2109. Religion and Intervention Services.
§379.2110. Delivery of Children's Direct Services.	§356.2110. Delivery of Children's Direct Services.
§379.2111. Safety Policies and Procedures for Delivering Services to Children.	§356.2111. Safety Policies and Procedures for Delivering Services to Children.
§379.2112. Texas Department of Family and Protective Services' (DFPS) Child Care Permit.	§356.2112. Texas Department of Family and Protective Services' (DFPS) Child Care Permit.
§379.2113. Legal Assistance Services	§356.2113. Legal Assistance Services.
§379.2114. Training and Employment Services.	§356.2114. Training and Employment Services.

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