

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 Aging and Disability 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, some agencies were abolished and their functions transferred to the Texas Health and Human Services Commission (HHSC). Texas Government Code, §531.0202(b), specified the Department of Aging and Disability Services (DADS) be abolished September 1, 2017, after all its functions were transferred to HHSC in accordance with Texas Government Code, §531.0201 and §531.02011. Certain rule sections in the former DADS rules in Texas Administrative Code, Title 40, Part 1, Chapter 89, Advisory Committees are being transferred to Texas Administrative Code, Title 1, Part 15, Chapter 351, Coordinated Planning and Delivery of Health and Human Services, Subchapter B, Advisory Committees, Division 1, Committees.

The rules will be transferred in the Texas Administrative Code effective July 19, 2024.

The following table outlines the rule transfer:

Figure: 40 TAC Chapter 89

TRD-202402513

Texas 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, some agencies were abolished and their functions transferred to the Texas Health and Human Services Commission (HHSC). Texas Government Code, §531.0202(b), specified the Department of Aging and Disability Services (DADS) be abolished September 1, 2017, after all its functions were transferred to HHSC in accordance with Texas Government Code, §531.0201 and §531.02011. Certain rule sections in the former DADS rules in Texas Administrative Code, Title 40, Part 1, Chapter 89, Advisory Committees are being transferred to Texas Administrative Code, Title 1, Part 15, Chapter 351, Coordinated Planning and Delivery of Health and Human Services, Subchapter B, Advisory Committees, Division 1, Committees.

The rules will be transferred in the Texas Administrative Code effective July 19, 2024.

The following table outlines the rule transfer:

Figure: 40 TAC Chapter 89

TRD-202402514

Figure: 40 TAC Chapter 89

Current Rules	Move to
Title 40. Social Services and Assistance Part 1. Department of Aging and Disability Services Chapter 89. Advisory Committees	Title 1. Administration Part 15. Texas Health and Human Services Commission Chapter 351. Coordinated Planning and Delivery of Health and Human Services Subchapter B. Advisory Committees Division 1. Committees
§89.6. Nursing Facility Administrators Advisory Committee.	§351.838. Nursing Facility Administrators Advisory Committee.
§89.4. Aging Texas Well Advisory Committee.	§351.847. Aging Texas Well Advisory Committee.
§89.7. Texas Respite Advisory Committee.	§351.849. Texas Respite Advisory Committee.

Department of Assistive and Rehabilitative 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, some agencies were abolished, and their functions transferred to the Texas Health and Human Services Commission (HHSC). Texas Government Code, §531.0202(a), specified the Department of Assistive and Rehabilitative Services (DARS) be abolished September 1, 2017, after all its functions were transferred to HHSC or the Department of Family and Protective Services in accordance with Texas Government Code, §531.0201. The former DARS rules in Texas Administrative Code (TAC), Title 40, Part 2, Chapter 101, Administrative Rules and Procedures, Subchapter C, Councils, Board, and Committees, Division 4, Board for Evaluation of Interpreters Advisory Board are being transferred to 1 TAC Part 15, Chapter 351, Coordinated Planning and Delivery of Health and Human Services, Subchapter B, Advisory Committees, Division 2, Board for Evaluation of Interpreters Advisory Board.

The rules will be transferred in the Texas Administrative Code effective July 19, 2024.

The following table outlines the rule transfer:

Figure: 40 TAC Chapter 101, Subchapter C, Division 4

TRD-202402515

Texas 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, some agencies were abolished, and their functions transferred to the Texas Health and Human Services Commission (HHSC). Texas Government Code, §531.0202(a), specified the Department of Assistive and Rehabilitative Services (DARS) be abolished September 1, 2017, after all its functions were transferred to HHSC or the Department of Family and Protective Services in accordance with Texas Government Code, §531.0201. The former DARS rules in Texas Administrative Code (TAC), Title 40, Part 2, Chapter 101, Administrative Rules and Procedures, Subchapter C, Councils, Board, and Committees, Division 4, Board for Evaluation of Interpreters Advisory Board are being transferred to 1 TAC Part 15, Chapter 351, Coordinated Planning and Delivery of Health and Human Services, Subchapter B, Advisory Committees, Division 2, Board for Evaluation of Interpreters Advisory Board.

The rules will be transferred in the Texas Administrative Code effective July 19, 2024.

The following table outlines the rule transfer:

Figure: 40 TAC Chapter 101, Subchapter C, Division 4

TRD-202402516

Figure: 40 TAC Chapter 101, Subchapter C, Division 4

Current Rules	Move to
Title 40. Social Services and Assistance	Title 1. Administration
Part 2. Department of Assistive and Rehabilitative Services	Part 15. Texas Health and Human Services Commission
Chapter 101. Administrative Rules and Procedures	Chapter 351. Coordinated Planning and Delivery of Health and Human Services
Subchapter C. Councils, Board, and Committees	Subchapter B. Advisory Committees
Division 4. Board for Evaluation of Interpreters Advisory Board	Division 2. Board for Evaluation of Interpreters Advisory Board
§101.601. Purpose.	§351.1201. Purpose.
§101.603. Legal Authority.	§351.1203. Legal Authority.
§101.605. Definitions.	§351.1205. Definitions.
§101.607. Substantive Rules.	§351.1207. Substantive Rules.
§101.609. Duration of BEI Advisory Board.	§351.1209. Duration of BEI Advisory Board.

