# Foster Care Redesign

# Texas Administrative Code (TAC) Rules Waiver

TAC rule 700.108 gives the Texas Department of Family and Protective Services (DFPS) the authority to waive a provision in any section of chapter 700 (Child Protective Services) to support the successful implementation of Foster Care Redesign. These waivers must be approved by the DFPS commissioner.

On August 15th 2013, DFPS Commissioner John Specia Jr. waived the following TAC rules as a part of stage I of the implementation of Foster Care Redesign.

**Title 40 Social Services and Assistance, Part 19 Department of Family and Protective Services, Chapter 700 Child Protective Services:**

| Subchapter | Current Rule Sections | Summary Explanation of Waiver |
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| Q: Purchased Protective Services | 700.1703 Types of Services Provided Under Each Type of Contract | SSCC can provide services beyond the services listed within the TAC rule. SSCC can modify the definition of services listed within the TAC rule. |
| Q: Purchased Protective Services | 700.1718 Purchased Adoption Services  e. Reimbursement of purchased legal risk placements, services, and adoption services  (1) Basis of payment  (2) Maximum amounts DFPS pays  Attached Graphic | SSCC will establish its own payment methodologies for purchased legal risk placement services and adoption services. |
| W: Level of Care Service System | Division 1: Basic Service Level  700.2301 What is the description of the Basic Service Level?  700.2303 What are the characteristics of a child that needs the Basic Service Level? | SSCC will not utilize the Level of Care Service System. SSCC will be paid a blended foster care rate for each child placed within the SSCC’s provider network. |
| W: Level of Care Service System | Division 2: Moderate Service Level  700.2321 What is the description of the Moderate Service Level?  700.2323 What are the characteristics of a child that needs the Moderate Service Level? | SSCC will not utilize the Level of Care Service System. SSCC will be paid a blended foster care rate for each child placed within the SSCC’s provider network. |
| W: Level of Care Service System | Division 3: Specialized Service Level  700.2341 What is the description of the Specialized Service Level?  700.2343 What are the characteristics of a child that needs the Specialized Service Level? | SSCC will not utilize the Level of Care Service System. SSCC will be paid a blended foster care rate for each child placed within the SSCC’s provider network. |
| W: Level of Care Service System | Division 4: Intense Service Level  700.2361 What is the description of the Intense Service Level?  700.2363 What are the characteristics of a child that needs the Intense Service Level? | SSCC will not utilize the Level of Care Service System. SSCC will be paid a blended foster care rate for each child placed within the SSCC’s provider network. |
| W: Level of Care Service System | Division 5: Intensive Psychiatric Transition Program (IPTP)  700.2381 What is the IPTP?  700.2383 Who is eligible for the IPTP?  700.2385 How long may a child be placed in the IPTP? | SSCC must provide services to children and youth who fit the criteria for IPTP under the blended foster care rate. SSCC will have flexibility on how the children and youth who fit the criteria for IPTP are served. |