

## What are personal care services?

40 TAC §92.2

Personal care services means:

- assistance with feeding, dressing, moving, bathing, or other personal needs or maintenance; or
- general supervision or oversight of the physical and mental well-being of a person who needs assistance to maintain a private and independent residence in the facility or who needs assistance to manage his or her personal life, regardless of whether a guardian has been appointed for the person.



### Texas Department of Aging and Disability Services

#### Complaint Hotline

1-800-458-9858

Find and compare Texas facilities  
[www.dads.state.tx.us](http://www.dads.state.tx.us)

#### ADDITIONAL RESOURCES

##### Texas LTC Ombudsman Program

###### Advocate for residents

Information, assistance, complaints

1-800-252-2412

[www.dads.state.tx.us](http://www.dads.state.tx.us)

##### Texas Department of Family and Protective Services

###### Adult Protective Services

Abuse, neglect, and financial exploitation in the community

1-800-252-5400

[www.dfps.state.tx.us](http://www.dfps.state.tx.us)

##### Texas Office of the Attorney General

###### Medicaid fraud control

1-800-252-8011

[www.oag.state.tx.us](http://www.oag.state.tx.us)

Texas Department of Aging and Disability Services  
[www.dads.state.tx.us](http://www.dads.state.tx.us)

DADS Media Services 11P154 \* December 2010  
Publication No. 191

# Assisted Living Facility Information



*An assisted living facility is an option for those who can no longer live in their homes or who choose not to.*

*This brochure explains the variety of assisted living facilities available in Texas, who they care for, and the services they provide.*

Texas Department of Aging and Disability Services

## What is an assisted living facility?

### 40 TAC §92.11

An assisted living facility is an establishment that:

- (A)** furnishes, in one or more facilities, food and shelter to four or more persons who are unrelated to the proprietor of the establishment;
- (B)** provides:
  - (i) personal care services;
  - (ii) administration of medication by a person licensed or otherwise authorized in this state to administer the medication; or
  - (iii) services described in clauses (i) and (ii) of this subparagraph; and
- (C)** may provide assistance with or supervision of the administration of medication.



## What types of assisted living facilities are there?

### 40 TAC §92.3

A **Type A** facility may care for residents who are physically and mentally capable of evacuating the facility unassisted, do not require routine attendance during sleeping hours, and are capable of following directions in an emergency.

A **Type B** facility may care for residents who may require staff assistance to evacuate, are incapable of following directions under emergency conditions, require staff attendance during nighttime sleeping hours, and require assistance transferring to and from a wheelchair.

A **Type C** facility is a four-bed facility that meets minimum standards for enrollment with DADS as an adult foster care facility.



Assisted living facilities are regulated under the **Texas Health and Safety Code, Chapter 247 and Texas Administrative Code(TAC), Title 40, Part I, Chapter 92.**

## Who are typical assisted living residents?

### 40 TAC §92.6

Assisted living residents may:

- (1)** exhibit symptoms of mental or emotional disturbance, but are not considered at risk of imminent harm to self or others;
- (2)** need assistance with movement;
- (3)** require assistance with bathing, dressing, and grooming;
- (4)** require assistance with routine skin care, such as application of lotions or treatment of minor cuts and burns;
- (5)** need reminders to encourage toilet routine and prevent incontinence;
- (6)** require temporary services by professional personnel;
- (7)** need assistance with medications, supervision of self-medication, or administration of medication;
- (8)** require encouragement to eat or monitoring due to social or psychological reasons of temporary illness;
- (9)** be hearing impaired or speech impaired;
- (10)** be incontinent without pressure sores;
- (11)** require an established therapeutic diet;
- (12)** require self-help devices; and
- (13)** need assistance with meals, which may include feeding.