



COMMISSIONER  
Jon Weizenbaum

July 18, 2013

To: Medicaid Hospice Providers

Subject: Information Letter #13-38 Medicaid Hospice Revocation and General Inpatient Services

In accordance with Title 40 Texas Administration Code (TAC), Chapter 30, §30.16 and §30.18, an individual or the individual's representative may revoke the individual's election of Hospice services at any time and may then elect to receive Hospice services later as long as the individual meets eligibility requirements. However, it is not appropriate to revoke Hospice services to receive aggressive or curative treatments and then re-elect Hospice services once aggressive or curative treatments are provided.

Also, it is not appropriate to revoke Hospice services, if an individual requires inpatient admission for palliative care such as pain control or symptom management that cannot be managed in other settings. An approved inpatient facility is a Medicaid Hospice provider that meets the conditions of participation for providing direct inpatient care, a hospital or a nursing facility that meets the standards regarding 24 hour nursing services and patient areas. However, if the Medicaid Hospice provider will be providing services to an individual in one of these settings, the Medicaid Hospice provider must have a contract with the inpatient facility and must request payment from the Department of Aging and Disability Services (DADS) at the general inpatient care rate. The inpatient facility must request payment from the Medicaid Hospice provider and not request payment from DADS. Please refer to 40 TAC, Chapter 30, §30.60 and Section 5240 of the DADS Medicaid Hospice Provider Manual for additional information.

In addition, when an individual is admitted to the hospital for a condition not related to the terminal illness, it is not necessary for the Hospice provider to revoke Hospice services. The Medicaid Hospice provider may continue to provide routine Hospice services and request payment under routine home care while the individual is hospitalized. Care for the individual must be carefully coordinated with the attending physician and hospital staff.

If you have questions or need additional information, please contact Sara Goodman, at (512) 438-5837 or by email at [sara.goodman@dads.state.tx.us](mailto:sara.goodman@dads.state.tx.us).

Sincerely,

[signature on file]

Carol Sloan  
Section Manager  
Community Services and Program Operations

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