



SPECIFIC INSTRUCTIONS
for the completion of the

2014
TEXAS DAY ACTIVITY AND HEALTH SERVICES
(DAHS)
ACCOUNTABILITY REPORT - MULTIPURPOSE

For assistance with the completion of the report, contact the Rate Enhancement Analyst for this program listed on the following webpage: <http://www.hhsc.state.tx.us/rad/long-term-svcs/contacts.shtml>.

For assistance with tracking of
the accountability report, contact:

Cost Reporting Specialist
Phone: (512) 730-7454
FAX: (512) 730-7475

For assistance with the Automated Cost

ACRES Help Line

Reporting & Evaluation System (ACRES)
Contact:

Phone: (512) 730-7404
FAX: (512) 730-7475

PURPOSE

The purpose of the Accountability Report - Multipurpose (ARM) is to collect direct care attendant compensation information from providers participating in the Attendant Compensation Rate Enhancement in situations where the provider's standard Medicaid cost report does not provide adequate information for determining compliance with enhancement spending requirements.

WHO MUST COMPLETE THIS REPORT?

As described in Title 1 of the Texas Administrative Code (TAC) 355.112(h)(2), contracts that were participating in Rate Enhancement may be required to submit an acceptable report in certain circumstances, such as a change of ownership, contract terminations, mid-year withdrawal from the Rate Enhancement, new participants for a partial year or other reason specified by the Health and Human Services Commission (HHSC) Rate Analysis Department (RAD). Providers are notified of the requirement to submit this report in an HHSC RAD letter that specifically requests this report.

GENERAL INFORMATION

Except where otherwise noted, this report is governed by all rules and instructions pertaining to the completion of your DAHS Cost Report. Refer to:

- Cost Determination Process rules at 1 TAC §§355.101-355.111;
- Attendant Compensation Rate Enhancement rules at 1 TAC §355.112;
- The Texas DAHS Program-Specific Rules at 1 TAC §355.6907;
- Mandatory Training for the 2012, 2013 or 2014 Cost Reports; and
- Specific Instructions for the completion of the 2012, 2013 or 2014 DAHS Cost Report.

AUTOMATED COST REPORTING & EVALUATION SYSTEM (ACRES)

All providers are required to prepare the report electronically using the ACRES Data Entry Software. The ACRES software is accessible at no charge on the HHSC RAD website at:

<http://www.hhsc.state.tx.us/rad/long-term-svcs/acres.shtml>

From this webpage, select the correct report for the correct year. ARMs are listed under the heading, Rate Enhancement Reports. An ACRES Data Entry Manual also is available on this page to assist with using the ACRES software.

DUE DATE AND SUBMISSION

This report is due at HHSC RAD as specified in the HHSC RAD letter requesting the ARM. You must submit an electronic copy of the report via E-mail to ACRES@hhsc.state.tx.us. You must also submit the required supporting documents, schedules and signed, notarized certification pages to the address below. Reports will not be considered as “received” until both the electronic and required supporting paper documents are received at HHSC Rate Analysis. Refer to the ACRES Data Entry Manual at www.hhsc.state.tx.us/rad/long-term-svcs/acres.shtml for further information regarding ACRES and submittal requirements. From this website, select “View the 2014 ACRES Accountability Report – Multipurpose Information”.

REGULAR MAIL:

Texas Health and Human Services Commission
Rate Analysis Department, Mail Code H-400
P.O. Box 149030
Austin, TX 78714-9030

SPECIAL DELIVERY:

Texas Health and Human Services Commission
Rate Analysis Department, Mail Code H-400
4900 North Lamar
Austin, TX 78751-2316

Reports must be submitted electronically unless prior authorization has been received from HHSC Rate Analysis to submit a paper report. If you feel that you have a valid reason as to why you cannot submit your report electronically, contact the HHSC Rate Analysis, ACRES Help Line at the number listed on the cover of these instructions.

FAILURE TO FILE AN ACCEPTABLE REPORT

According to 1 TAC §355.112(h)(4), failure to submit a timely ARM, completed in accordance with instructions and rules, by the report due date may result in vendor hold, and enhancement funds may be recouped. If an acceptable report is not submitted within 365 days of the due date, any recoupments become permanent.

EXTENSIONS

Extensions of due dates are limited to those requested for good cause. Good cause refers to those extreme circumstances that are beyond the control of the contracted provider and for which adequate advance planning and organization would not have been of any assistance. Submit your written request for an extension at least 15 working days prior to the due date of your report. The extension request must clearly explain the necessity for the extension and specify the extended due date being requested. Providers who fail to file an acceptable report by the due date because of the denial of a due date extension request are subject to vendor hold.

COMPARISON: INDIVIDUAL REPORT, GROUP REPORT, AGGREGATION

A separate ARM is required for each individual contract that enters or exits the Attendant Compensation Rate Enhancement Program off-cycle with its fiscal year. Each ARM should include only costs and statistical data associated with one individual contract. In some circumstances, however, a provider entity that owns or controls more than one DAHS contract may have the option to submit a group report. A group report cannot be submitted without prior permission from HHSC

RAD.

Whether the report is for an individual or group of contracts, Title 1 TAC §355.112(ee) allows a provider entity that submits multiple ARMs for the same reporting period to request that these contracts be evaluated in aggregate for purposes of the Attendant Compensation Rate Enhancement. After reading the definitions below, if you believe that you could complete a group ARM or wish to aggregate multiple ARMs, please contact pat.whitaker@hhsc.state.tx.us or (512) 707-6094 for approval and a group report number prior to completing the report. Both options for aggregation and/or completion of a group report will be assessed at that time; therefore, please include a list of all the involved contracts numbers when contacting HHSC Rate Analysis.

Group Report: If approved, HHSC RAD will issue a specific 9-digit group report number to be used in initiating the group report. To be able to submit a group report, all contracts to be included on the report must be commonly owned or controlled by the same entity, have the same reporting period, and be at the same Rate Enhancement level. If HHSC RAD determines that the provider may submit a group report, the provider must submit with the report a completed Schedule E and attach the group report approval notification provided by HHSC RAD.

Aggregation: Aggregation is not the same as a group report, although a group report is aggregated in its nature. Both processes require that the current report must cover the same reporting period for all of the included contracts; however, a group report also requires that the contracts be at the same enhancement level. When completing an ARM, aggregation means that the provider requests to have the data from multiple reports reviewed in combination in order to determine if all the contracts met their spending requirements as a whole. Aggregation is optional, but if chosen, all the ARMs for the entity that have the same reporting period will be included in the aggregation.

An example to clarify the differences between aggregation and a group report would be the situation where a provider entity has three DAHS contracts having the same ARM reporting period, but one contract is at a different enhancement level than the remaining two contracts. This provider could complete two reports instead of three: one individual report and a group report for the two contracts at the same level. The provider could still aggregate all contracts for both reports because they have the same reporting period. Both a group report and aggregation require the provider to have prior approval from HHSC RAD and to complete Schedule E with both reports.

A group report or aggregation may benefit a provider by allowing the attendant compensation for contracts in low-wage areas to be offset by the attendant compensation of contracts in high wage areas in meeting spending requirements for the Attendant Compensation Rate Enhancement Program. If a recoupment is owed for a group report or aggregated contracts, the recoupment amount per unit of service is applied equally to all units provided during the ARM reporting period by all the included contracts. The total amount of the recoupment for each contract would vary depending upon the volume of units provided by each contract during the reporting period.

Any contract that was terminated, sold or assigned to a new owner during the reporting period

cannot be included in a group report or an aggregation request with continuing contracts. Terminating contracts cannot be aggregated with continuing contracts, because terminating contracts that participate in Rate Enhancement are placed on vendor hold until the final ARM and all owed reports are analyzed for compliance with spending requirements.

REPORTING PERIOD

The reporting period is any period of time between January 1, 2013 and December 31, 2014, during which the provider was a participant in the Rate Enhancement. The reporting period is specified in the HHSC RAD letter requesting the ARM and does not exceed 12 months. Refer to the instructions for items 6 and 7 below for further direction on determining your reporting period.

ACCOUNTING METHOD

All information submitted on the ARM must be based on an accrual method of accounting [see 1 TAC §355.105(b)(1)], except where otherwise specified. Governmental entities may report on a cash basis or modified accrual basis.

ROUNDING MONETARY AMOUNTS

All reported monetary amounts should be rounded to the nearest whole number (with no zeros included for "cents"). For example, \$25.49 should be rounded to \$25 and \$25.50 should be rounded to \$26. Reports submitted without proper rounding of monetary amounts may be returned for proper completion.

ROUNDING STATISTICAL AMOUNTS

Statistical data (i.e., hours, units and miles) must be reported to two decimal places. For example, when reporting the paid hours for attendants, 150 hours and 30 minutes would be reported as 150.50 hours and 150 hours and 20 minutes would be reported as 150.33 hours. Reports submitted without appropriate decimal places may be returned for proper completion.

REPORT CERTIFICATION

Contracted providers must certify the accuracy of the ARM submitted to HHSC. Contracted providers may be liable for civil penalties, criminal penalties and/or imprisonment if the ARM is not completed according to HHSC rules and instructions or if the information is misrepresented and/or falsified.

COST ALLOCATION METHODS

Refer to the Cost Determination Process Rules at 1 TAC §355.102(j) and §355.105(b)(2)(B)(v) for information concerning allowable allocation methods and requirements for adequate allocation summaries. Note that costs must be directly costed whenever reasonably possible. FICA/Medicare, unemployment, worker's compensation premiums, and paid claims and employee health paid claims may be allocated based on salaries or direct costed. Health insurance premiums, life insurance premiums and other employee benefits must be direct costed. All paid hours, salaries and wages reported on the ARM must be directly charged according to payroll records and timesheets.

DEFINITIONS

Accrual Accounting Method - method of accounting in which revenues are recorded in the period in which they are earned and expenses are recorded in the period in which they are incurred. If a provider operates on a cash basis, it will be necessary to convert from cash to accrual basis for reporting purposes. Care must be taken to ensure that a proper cutoff of accounts receivable and accounts payable occurred both at the beginning and ending of the reporting period. Amounts earned although not actually received and amounts owed to employees and creditors but not paid should be included in the reporting period in which they were earned or incurred. Allowable expenses properly accrued during the reporting period must be paid within 180 days after the end of the reporting period in order to remain allowable costs for reporting purposes. If accrued expenses are not paid within 180 days after the end of the reporting period, the expense is unallowable and should not be reported on the report.

In situations where a contracted provider, any of its controlling entities, its parent company/sole member or its related-party management company has filed for bankruptcy protection, the contracted provider may request an exception to the 180-day requirement for payment of accrued allowable expenses by submitting a written request to HHSC Rate Analysis. The written request must be submitted within 60 days of the date of the bankruptcy filing or at least 60 days prior to the due date of the report for which the exception is being requested, whichever is later. The contracted provider will then be requested by HHSC RAD to provide certain documentation, which must be provided by the specified due date. Such exceptions due to bankruptcy may be granted for reasonable, necessary and documented accrued allowable expenses that were not paid within the 180-day requirement.

Attendant - the unlicensed caregiver providing direct assistance to the clients with Activities of Daily Living (ADLs) and Instrumental Activities of Daily Living (IADLs). The attendant may perform some nonattendant functions. In such cases, the attendant must perform attendant functions at least 80% of his or her total time worked. Other staff in these settings not providing attendant services at least 80% of their total time worked are not considered attendants. Time studies must be performed in accordance with §355.105(b)(2)(B)(i) for staff in the DAHS program that are not full-time attendants but perform attendant functions to determine if a staff member meets the 80% requirement. Failure to perform the time studies for these staff will result in the staff not being considered attendants.

Attendants do not include the director, administrator, assistant director, assistant administrator, clerical and secretarial staff, professional staff, other administrative staff, licensed staff, attendant supervisors, cooks and kitchen staff, maintenance and groundskeeping staff, activity director and laundry and housekeeping staff. Attendants do include drivers.

Attendant/Driver Contract Labor – nonstaff attendants and drivers who provide services to the facility intermittently, whose remuneration (i.e., fee or compensation) is not subject to employer payroll tax contributions and who perform tasks routinely performed by employees. Contract labor does not include consultants. Expenses incurred for contracting public transportation for DAHS clients is not considered contract labor.

Contracted Provider - the business component with which the Texas Department of Aging and Disability Services (DADS) contracts for the provision of DAHS services.

Controlling Entity - the individual or organization that owns the contracting entity.

Mileage Reimbursement – reimbursement paid to the attendant for the use of his or her personal vehicle and which is not subject to payroll taxes.

Related Party - a natural person or organization related to the contracted provider by blood/marriage, common ownership, or any association which permits either entity to exert power or influence, either directly or indirectly, over the other. In determining whether a related-party relationship exists with the contracted provider, the tests of common ownership and control are applied separately. Control exists where an individual or organization has the power, directly or indirectly, to significantly influence or direct the actions or policies of an organization or institution.

If the elements of common ownership or control are not present in both organizations, the organizations are deemed not to be related to each other. The existence of an immediate family relationship will create an irrefutable presumption of relatedness through control or attribution of ownership or equity interests where the significance tests are met. The following persons are considered immediate family for cost-reporting purposes: (1) husband and wife; (2) natural parent, child and sibling; (3) adopted child and adoptive parent; (4) stepparent, stepchild, stepsister, and stepbrother; (5) father-in-law, mother-in-law, brother-in-law, son-in-law, sister-in-law, and daughter-in-law; (6) grandparent and grandchild; (7) uncles and aunts by blood or marriage; (8) first cousins, and (9) nephews and nieces by blood or marriage. Disclosure of related-party information is required for all allowable costs reported by the contracted provider.

Workers' Compensation - for reporting purposes, the actual costs paid by the contracted provider during the reporting period related to employee on-the-job-injury (such as commercial insurance premiums or the medical bills paid on behalf of an injured employee).

CREATING THE REPORT

After downloading the ACRES software, create the report by following the directions in the ACRES Data Entry Manual. Click the button to Select Report Type, and select “DAHS – Accountability Report.” Click the Year button to be sure you have downloaded the correct year report that HHSC requested. During the Add Contract step to start the report, a dialogue box will display that reads

“Enter Contract Number.” The 9-digit number to enter is determined by whether the report is for an individual contract or HHSC RAD has approved the completion of a group report as described below.

9-DIGIT DADS DAHS CONTRACT # (if report is for an individual contract)

Enter your 9-digit DAHS contract number for the DADS contract. If after looking at the upper right-hand corner of your most recent DAHS cost report, your recent payment information, correspondence from DADS, and/or your contract with DADS, you do not know your correct 9-digit DAHS contract number, please contact the Rate Enhancement Analyst for this program as listed on the HHSC website at: <http://www.hhsc.state.tx.us/rad/long-term-svcs/contacts.shtml>.

HHSC-ASSIGNED GROUP # (if report is for a group of contracts)

A group report cannot be submitted without prior permission from HHSC RAD. Instructions to obtain approval to submit a group report are located in the above section of this document, “Comparison: Individual Report, Group Report, Aggregation.” A 9-digit group report number will be assigned by HHSC RAD during the approval process that should be entered when creating the report.

COVER PAGE

The first data entry screen is for the Cover Sheet. **CAUTION: Before entering any data, please verify that the screen header for the Cover Sheet displays the correct report, year and contract number. The report, year or contract number cannot be revised after creating the report. If this information is incorrect, the preparer must create a new report using the correct report, year and contract number and re-enter any data.**

CONTRACTED PROVIDER IDENTIFICATION (if report is for an individual contract)

Enter the trade name or doing-business-as (dba) name and the physical address of the contracted provider if you are completing the report for an individual contract. Do not leave this item blank.

CONTRACTING ENTITY

Enter the requested information regarding the business entity that contracts with DADS to provide DAHS services. This block cannot be blank.

CONTACT

Each provider must complete the CONTACT block. The contact person is the employee of the provider, contracting entity, controlling entity, parent company, sole member, governmental body or related-party management company that is designated to be contacted concerning information reported on the report. The contact person should be able to answer questions about the contents of your report that arise during the HHSC RAD’s edit process and the HHSC Office of Inspector General (OIG) audit verification process.

PREPARER

The preparer is the employee or contracted individual who actually prepared the report. For this reporting period, the preparer must have completed classroom or online cost report training for 2013 DAHS cost reports (including both the General and DAHS Program Specific modules) and received a training completion certificate or attended the required cost report training as per 1 TAC §355.102(d) (relating to General Principles of Allowable and Unallowable Costs) for completing the 2013 DAHS cost report. If the preparer and contact are the same person, you may enter “see contact.”

RECORDS LOCATION:

Report the address where the provider's accounting records and supporting documentation used to prepare this report are maintained. This address should be the one at which a field audit of these records can be conducted.

NUMBERED COST REPORT ITEMS

ITEM 1 (Is This Report for a Group of Contracts or an Individual Contract?)

Indicate whether the report is for a group of contracts or an individual contract. Unless you have obtained permission from HHSC RAD to submit a group report, this report should be for an individual contract. If you select “group,” a message will display to remind you that you must receive permission from HHSC RAD to submit a group report under an assigned number. If the report is for a group of contracts, complete Schedule E and attach the group report approval document issued by HHSC RAD.

ITEM 2 (DADS 9-Digit Contract Number – if report is for an individual contract)

If this report is for an individual contract, enter your 9-digit DAHS contract number. If this report is for a group of contracts, leave this item blank. Be sure to complete this report under the correct 9-digit number to avoid the report being returned to you.

ITEM 3 (Group Number (for Rate Analysis Department use only))

Leave this item blank. This item is for HHSC RAD use only. If this is a group report, the group number will be entered by HHSC staff upon receipt.

ITEM 4 (Texas County Code in Which Accounting Records are Located)

Report the 3-digit county code for the Texas county in which the accounting records and supporting documentation used to prepare this compensation report are located. The Texas county codes are located in the back of the instructions. If the accounting records are located outside the state of Texas, enter "999". The response to item 4 should correspond to the information reported on the Cover Page in "Accounting records for audit of this report are located at (street, city, state, zip)".

ITEM 5 (Reserved for Future Use)

ITEM 6 (Reporting Period - Beginning Date)

The reporting period beginning date cannot be earlier than January 1, 2013. If your contract is new between January 1, 2013 and December 31, 2014, your beginning date is the effective date the contract became participant in Rate Enhancement. If your contract was acquired through a change of ownership between January 1, 2013 and December 31, 2014, your beginning date is the initial date of your contract. The letter from HHSC Rate Analysis that requested this ARM specifies the reporting period for this report. Reports that are completed for the incorrect reporting period will be returned.

ITEM 7 (Reporting Period - Ending Date)

The reporting period ending date cannot be later than December 31, 2014. If your contract terminated between January 1, 2013 and December 31, 2014, the ending date would be the date recognized by DADS as the ownership-change effective date or contract termination date, respectively.

Your entire reporting period cannot be more than a full year. If your reporting period is less than a full year, provide an explanation as to why it is less than a full year.

ITEM 8 (Attach copies of Mandatory Cost Report Training Completion Certificate?)

Attach a copy of a state-conducted mandatory 2013 cost report classroom training certificate or online training completion certificate for your preparer. Reports submitted without proper classroom or online training completion certificates attached are not considered acceptable reports, will not be processed until the required certificates have been received, and may be returned for proper completion if the required certificates are not received in a timely manner.

ITEM 9 (Does Contracting Entity hold any other participating contracts?)

If the contracting entity holds any other contracts that are participating in the Rate Enhancement, report the total number of contracts in the box provided and list the type of contract (i.e., PHC/FC, CBA, CLASS, DAHS, RC, CBA AL, DB-MD) with its 9-digit contract number in the space provided. If you are completing this report for a group of contracts, list all of the contracts within the group and any additional contracts that are participants in the Rate Enhancement. If the answer to item 8 is no, leave the box and lines blank.

ITEM 10 (Select Correspondence Address)

Select the address to which you want all future correspondence concerning this report to be mailed. The two choices correspond to the addresses indicated in the “cover page” section of this report.

ITEMS 11-13 reserved for future use

ITEM 14 (Number of Miles Reimbursed)

If you reported mileage reimbursement in item 33, report the number of miles reimbursed in item

14. The reimbursement per mile will be checked by HHSC auditors against the maximum average reimbursement on average allowed by the state (See Item # 18 below).

ITEM 15 (Owner-employees or related-party employees?)

If "YES", complete Schedule C for each owner-employee or other related-party employee and attach an organization chart that clearly indicates each owner-employee's and related-party employee's position within the entire related organization.

ITEM 16 (Related-Party Contract Services provided by a related organization?)

If "YES", complete Schedule B, Section 1A for each related-party contract service. This item does NOT refer to related individuals or to individuals who are employees of the facility, its contracting entity, any of its controlling entities, its parent company, its sole member, its governmental body or its related-party management company. Refer to the DEFINITIONS section for the definitions of related parties.

ITEM 17 (Related-Party Contract Services provided by a related individual?)

If "YES", complete Schedule B, Section 1B for each related-party contract service. This item does NOT refer to related organizations or groups of individuals nor does it refer to individuals who are employees of the facility, its contracting entity, any of its controlling entities, its parent company, its sole member, its governmental body or its related-party management company. Refer to the DEFINITIONS section for the definitions of related parties.

ITEM 18 (Allocation of Expenses)

If any costs on the report resulted from allocation, mark item 18 "YES". The following expenses must be direct costed:

Salaries/Wages:

Employee Benefits/Insurance:

Accrued Vacation, Accrued Sick Leave

Employer-Paid Health/Medical/Dental Premiums

Employer-Paid Disability Insurance Premiums

Employer-Paid Life Insurance Premiums

Employer-Paid Contributions to acceptable retirement funds/pension plans

Employer-Paid Contributions to acceptable deferred compensation funds

Employer-Paid Child Day Care

Mileage Reimbursement, maximum reimbursement as follows:

56.5¢ 01/01/13 to 12/31/13

56.0¢ 01/01/14 to 12/31/14

The following may be direct costed or allocated using a functional method based upon percentage of salaries:

FICA

Medicare

Unemployment (TUCA and FUTA)
Workers' Compensation Premiums
Workers' Compensation Paid Claims
Employer-Paid Health/Medical/Dental Paid Claims
Employer-Paid Disability Paid Claims

For allocation of expenses, attach (and properly cross-reference to each applicable item): a detailed allocation summary showing 100% of your expenses by cost category, the numerator and denominator of the allocation calculation in words and in numbers, the resulting allocation percentage (with 2 decimal places), the application of the allocation percentage to each shared cost, the amount allocated to each contract/program/business entity, and the report line item on which each allocated cost is reported on the report.

ITEMS 19 and 21 (Attendant and Driver Hours)

In item 19, report hours worked by attendants during your reporting period. In item 21 report hours worked by drivers during your reporting period. See the DEFINITIONS section for the definition of an attendant and requirements pertaining to staff members functioning in more than one capacity. Reported hours must be associated with allowable costs as defined in 1 TAC §355.103(b)(1). Round all reported hours to the nearest whole hour.

ITEMS 20 and 22 (Attendant and Driver Salaries and Wages)

In item 20, report accrued salaries and wages for attendants. In item 22, report accrued salaries and wages for drivers. Report only salaries and wages for individuals employed by the provider for whom FICA contributions are made in item 25. See the DEFINITIONS section for the definition of an attendant and requirements pertaining to staff members functioning in more than one capacity. Salaries and wages include overtime, bonuses, and taxable fringe benefits such as accrued/taken vacation, accrued/taken sick leave, and other allowances in accordance with 1 TAC §355.103(b)(1)(A)(iii)(II).

ITEM 23 (Attendant/Driver Contract Labor – Paid Hours)

Report hours worked by the contract attendants/drivers during your reporting period. Round all reported hours to the nearest whole hour.

ITEM 24 (Attendant/Driver Contract Labor - Compensation)

Report the total costs for contract labor functioning as attendants and drivers. See the DEFINITIONS section for a definition of reportable attendant/driver contract labor.

ITEM 25 (Attendant and Driver Payroll Taxes – FICA and Medicare)

Report both FICA and Medicare taxes for attendants and drivers on item 25.

ITEM 26 (Does item 25 equal 7.65%?)

If the answer to this question is "NO", provide a detailed explanation. If additional space is required, attach (and properly cross-reference) the detailed explanation. The explanation should

provide reconciliation. Federal regulations mandate an employer FICA contribution of at least 6.20% and Medicare contributions of 1.45%. Reasons why your facility's FICA contributions might not equal 6.20% of the payroll or why your facility's Medicare contributions might not equal 1.45% of the payroll might include the fact that certain employees participated in a cafeteria plan during the reporting period. The reconciliation explanation must be detailed, reporting the number of employees participating in a cafeteria plan and the amount of salaries associated with those employees, with the resulting dollar amount of salaries subject to FICA being multiplied by 6.20%, the resulting dollar amount subject to Medicare contributions and reconciled with the amount reported in item 25.

ITEM 27 (Attendant and Driver Payroll Taxes - State and Federal Unemployment)

Report both federal (FUTA) and state (TUCA) unemployment expenses for attendants and drivers. If this item is blank, provide a detailed explanation in the space provided as to why no unemployment expenses are reported. Unemployment expenses may be allocated based upon payroll; in such a situation, an acceptable allocation summary must be attached.

ITEM 28 (Attendant and Driver Workers' Compensation – Insurance (WCI) Premiums)

If your contract, any of its controlling entities, or its parent company/sole member is a subscriber to the Workers' Compensation Act, report the WCI premiums paid to your commercial insurance carrier for attendants and drivers. Premium costs include the base rate, any discounts for lack of injuries, any refunds for prior period overpayments, any additional modifiers and surcharges for experiencing high numbers of injuries (such as being placed in a risk pool).

If your contract, any of its controlling entities, or its parent company/sole member is not a subscriber to the Workers' Compensation Act, there are alternate insurance premium costs that can be reported in this item. Acceptable alternate insurance policies include industrial accident policies and other similar types of coverage for employee on-the-job injuries. Health insurance is not worker's compensation and should be reported in item 30.

If your commercially-purchased insurance policy does not provide total coverage and has a deductible and/or coinsurance clause, any deductibles and/or coinsurance payments made by the employer on behalf of the employee would be considered paid claims (i.e., self-insurance) and must be reported in item 29.

WCI premium expenses may be allocated based upon payroll; in such a situation, an acceptable allocation summary must be attached.

ITEM 29 (Attendant and Driver Workers' Compensation - Paid Claims)

Report medical claims paid for employee on-the-job injuries for attendants and drivers. If you were not a subscriber to the Workers' Compensation Act (i.e., traditional workers' compensation insurance policy), and you paid workers' compensation claims for employee on-the-job injuries for the staff whose salaries and wages are reported in items 20 and/or 22 report the amount of claims paid in this item. If you maintained a separate banking account for the sole purpose of paying your

workers' compensation claims for employee on-the-job injuries (i.e., a nonsubscriber risk reserve account), the contributions made to this banking account are not allowable. Paid claims may be direct costed or allocated based upon payroll. If paid claims are allocated, an acceptable allocation summary must be attached.

ITEM 30 (Attendant and Driver Employee Benefits - Health Insurance)

Report employer-paid health insurance for attendants and drivers whose salaries and wages are reported in items 20 and 22. Employer-paid health insurance premiums must be direct costed. Paid claims may be allocated based on payroll or direct costed. If paid claims are allocated, an acceptable allocation summary must be attached.

ITEM 31 (Attendant and Driver Employee Benefits - Life Insurance)

Report employer-paid life insurance for attendants and drivers whose salaries and wages are reported in items 20 and 22. Employer-paid life insurance premiums must be direct costed.

ITEM 32 (Attendant and Driver Employee Benefits - Other Benefits)

Report any employer-paid disability insurance and retirement contributions for attendants and drivers whose salaries and wages are reported in items 20 and 22. These benefits must be direct costed. The contracted provider's unrecovered cost of meals and room and board furnished to direct care employees, uniforms, staff personal vehicle mileage reimbursement, job-related training reimbursements and job certification renewal fees are not to be reported in these items. Other than mileage reimbursement for client transportation, costs that are not employee benefits and are not subject to payroll taxes are not to be reported on the ARM; these costs may be reported on the provider's cost report in the appropriate items. In the space provided, describe the amount and type of each benefit comprising the total amount reported. Employee benefits must be reported in accordance with 1 TAC §355.103(b)(1)(A)(iii)(II).

ITEM 33 (Mileage Reimbursement)

Report the mileage reimbursement paid to attendants and/or drivers in item 33. Refer to the Definitions section regarding mileage reimbursement. The amount of mileage reimbursement reported in this item will be divided by the number of miles reported in item 14 to verify mileage reimbursement ceilings. Allowable mileage reimbursement cannot exceed the maximum average reimbursement rate applicable for the reporting period as set by the Texas Legislature for state employee travel (See Item # 18 above).

ITEM 34 (Total Attendant Cost)

Sum items 20, 22, 24, 25, 27 through 33.

ITEM 35 (Title XIX and XX DAHS) UNITS OF SERVICE – 01/01/13 thru 08/31/13

Report the units of service provided during January 1, 2013 through August 31, 2013 for those Title XIX and XX client for whom you have received payment from DADS or for whom you expect to bill DADS and to receive payment, even though payment has not yet been received. Report the units of service for those Title XIX clients who participate in the Community Based Alternatives

(CBA) Waiver. If this date range falls completely outside of your reporting period as defined by Items 6 and 7, leave this item blank.

ITEM 36 (Private and Other) UNITS OF SERVICE – 01/01/13 thru 08/31/13

Report the total number of units of service during January 1, 2013 through August 31, 2013 for private clients and other clients, respite clients and Star+Plus clients. Report your private client units of service in the same manner as the DADS units of service, which may require conversion of private client units to the DADS unit of service definition. Report units of service provided for any type of client that you served who later decided that they did not want to participate in DAHS services. You must report these units of service even if you know you will not be paid for serving the client. Report units of service for DADS Title XIX or XX clients whom you served prior to their eligibility determination, even if you do not expect to be paid for the services provided during that time. If this date range falls completely outside of your reporting period as defined by Items 6 and 7, leave this item blank.

ITEM 37 (Total Units of Service) – 01/01/13 thru 08/31/13

This item is the sum of items 35 and 36.

ITEM 38 (Title XIX and XX DAHS) UNITS OF SERVICE – 09/01/13 thru 08/31/14

Report the units of service provided during September 1, 2013 through August 31, 2014 for those Title XIX and XX client for whom you have received payment from DADS or for whom you expect to bill DADS and to receive payment, even though payment has not yet been received. Report the units of service for those Title XIX clients who participate in the Community Based Alternatives (CBA) Waiver. If this date range falls completely outside of your reporting period as defined by Items 6 and 7, leave this item blank.

ITEM 39 (Private and Other) UNITS OF SERVICE – 09/01/13 thru 08/31/14

Report the total number of units of service during September 1, 2013 through August 31, 2014 for private clients and other clients, respite clients and Star+Plus clients. Report your private client units of service in the same manner as the DADS units of service, which may require conversion of private client units to the DADS unit of service definition. Report units of service provided for any type of client that you served who later decided that they did not want to participate in DAHS services. You must report these units of service even if you know you will not be paid for serving the client. Report units of service for DADS Title XIX or XX clients whom you served prior to their eligibility determination, even if you do not expect to be paid for the services provided during that time. If this date range falls completely outside of your reporting period as defined by Items 6 and 7, leave this item blank.

ITEM 40 (Total Units of Service) – 09/01/13 thru 08/31/14

This item is the sum of items 38 and 39.

ITEM 41 (Title XIX and XX DAHS) UNITS OF SERVICE – 09/01/14 thru 12/31/14

Report the units of service provided during September 1, 2014 through December 31, 2014 for those Title XIX and XX client for whom you have received payment from DADS or for whom you expect to bill DADS and to receive payment, even though payment has not yet been received. Report the units of service for those Title XIX clients who participate in the Community Based Alternatives (CBA) Waiver. If this date range falls completely outside of your reporting period as defined by Items 6 and 7, leave this item blank.

ITEM 42 (Private and Other) UNITS OF SERVICE – 09/01/14 thru 12/31/14

Report the total number of units of service during September 1, 2014 through December 31, 2014 for private clients and other clients, respite clients and Star+Plus clients. Report your private client units of service in the same manner as the DADS units of service, which may require conversion of private client units to the DADS unit of service definition. Report units of service provided for any type of client that you served who later decided that they did not want to participate in DAHS services. You must report these units of service even if you know you will not be paid for serving the client. Report units of service for DADS Title XIX or XX clients whom you served prior to their eligibility determination, even if you do not expect to be paid for the services provided during that time. If this date range falls completely outside of your reporting period as defined by Items 6 and 7, leave this item blank.

ITEM 43 (Total Units of Service) – 09/01/14 thru 12/31/14

This item is the sum of items 41 and 42.

SCHEDULE A: RESERVED FOR FUTURE USE

SCHEDULE B

See 1 TAC §355.102(i) for specific details and requirements on related-party transactions.

The purchase of services from related organizations or related individuals by the provider or the provider's central office must be reported as related-party transactions on Schedule B.

Expenses in related-party transactions are allowable at the cost to the related organization; however, the cost must not exceed the price of comparable services that could be purchased elsewhere in an arm's-length transaction. The related organization's costs include all reasonable costs, direct and indirect, incurred in the furnishing of services to the provider. The intent is to treat the costs incurred by the supplier as if they were incurred by the contracted provider itself. Therefore, if a cost would be unallowable if incurred by the contracted provider itself, it would be similarly unallowable to the related organization.

See the DEFINITIONS section for a definition of related-party.

EXCEPTIONS TO THE RELATED-PARTY RULE

An exception (1 TAC §355.102(I)(5)) is provided to the general rule applicable to related organizations if the contracted provider demonstrates on each report that certain criteria have been met. If **all of the conditions** of this exception are met, the charges by the related-party supplier to the contracted provider for such services are allowable costs. **The contracted provider must submit documentation either prior to or upon submission of the report to demonstrate that all of the following criteria have been met:**

- The supplying organization is a bona fide separate organization.
- A majority of the supplying organization's business activity is transacted with other organizations not related to the contracted provider.
- There is an open, competitive market for the type of services furnished by the related organization.
- The services are those which commonly are obtained by entities such as the contracted provider from other organizations and are not a basic element of contracted client care.
- The charge to the contracted provider is comparable to open market prices and does not exceed the charge made to others.

If Medicare has made a determination that a related-party situation does not exist or has granted an exception to the related-party definition, and you desire that DADS accept that determination, you must submit a copy of the applicable Medicare determination, along with evidence supporting the Medicare determination for the current reporting period with each affected report. If the exception granted by Medicare is no longer applicable due to changes in circumstances of the contracted provider or because the circumstances do not apply to the contracted provider, DADS can choose not to accept the Medicare determination.

SECTION 1A

Complete this section if contract attendant/driver services were purchased from a related organization (for related individuals, see Section 1B).

Column A (Name of Related Party/Organization) - Enter the name of the related party or organization. If the contracted provider is a proprietorship, the related organization could be the individual owner rather than a separate corporation. If the contracted provider is a partnership, the related organization could be one of the partners. Refer to the DEFINITIONS section for information regarding related parties.

Column B (Percentage of Ownership) - Enter the percent of the contracted provider owned by the related party. For example, if the contracted provider is a 50-50 partnership and the related party in Column A was one of the partners, the percentage of common ownership would be 50%. If the contracted provider is one "branch" of a central corporation and the related party in Column A was the central office, the percentage of common ownership would be 100%. If the contracted provider

is a corporation and the related party in Column A was a stockholder with 2% of the stock, then the percentage of common ownership would be 2%.

The percentage of common ownership may be 0% if the related-party is deemed related due to control (including being a member of the contracted provider's Board of Directors) or the existence of an immediate family relationship (other than a spousal relationship in a community property state in which case the percentage of common ownership would be the same as the owner's/stockholder's). In situations where the percentage of common ownership is 0%, a properly cross-referenced attachment should explain how the individual meets the criteria as a related party.

Column C (Description of Purchased or Leased Services) - Describe the services purchased or leased from the related party.

Column D (Cost to Provider) - This amount should be the exact cost incurred (and paid within the acceptable accrual period) by the contracted provider for the purchased/leased services.

Column E (Cost to Related Party/Organization) - This amount should be the exact cost to the related organization and should be the amount reported on the report.

SECTION 1B

Complete this section if contract attendant services were purchased from a related individual (for related organizations, see Section 1A). If the related individual is an employee of the contracted provider, a controlling entity, or other related party, do not complete this section, but rather complete Schedule C.

Column A (Name of Related-Party Individual) - Enter the name of the person who is the related party. If the contracted provider is a proprietorship, the related party could be the individual owner. If the contracted provider is a partnership, the related party could be one of the (individual) partners. Only individuals should be listed in this column; services purchased from related organizations should be reported in Section 1A, not 1B. Refer to the DEFINITIONS section for information regarding related parties.

Column B (Percentage of Ownership) - Enter the percent of the contracted provider owned by the related individual. If the contracted provider is a 50-50 partnership and the related party in Column A was one of the partners, the percentage of common ownership would be 50%. If the contracted provider is a corporation and the related party in Column A was a stockholder with 4% of the stock, then the percentage of common ownership would be 4%.

The percentage of common ownership may be 0% if the related-party is deemed related due to control (including being a member of the contracted provider's Board of Directors) or the existence of an immediate family relationship (other than a spousal relationship in a community property state in which case the percentage of common ownership would be the same as the owner's/stockholder's). In situations where the percentage of common ownership is 0%, a properly

cross-referenced attachment should explain how the individual meets the criteria as a related party.

Column C (Description of Service Performed) - Enter a description of the service performed.

Column D (Total Hours Worked in Program) - Enter the total hours the related individual worked in the program during the entire reporting period. The amount reported in this column should be substantiated by itemized invoices and/or timesheets. Dividing the total compensation received from Column E by the total hours worked from Column D should result in the average compensation per hour for the services described in Column C.

Column E (Total Compensation Earned) - Enter the amount of compensation the related-party individual received during the reporting period for the services described in Column C. This amount should be the amount included in the report.

SCHEDULE C

This schedule must be completed by **every** contracted provider that has an owner-employee or other related-party employee acting as an attendant/driver regardless of whether the owner-employee or other related-party employee received **any compensation** for their services during the reporting period.

For reporting purposes, an employee who meets the definition of a related party or an owner who is a sole proprietor, a partner owning 5% or more of the partnership, or a corporate stockholder owning 5% or more of the outstanding stock of the contracted provider must report their compensation on a Schedule C (these meet the definition of an "owner-employee").

If no compensation was paid, received, or properly accrued during the reporting period for an owner-employee or a related-party employee, complete items 1 - 10 and indicate "None" or "N/A" in the remaining items. Be sure to clearly explain in item 10 why no compensation is being reported.

An organizational chart must be attached to the Schedule C indicating the owner-employee's or the related-party employee's name and position within the organization. When organizational structures are composed of several corporations and the owner-employee and/or other related-party employee is associated with more than one of the corporations, it is necessary to submit at least two organizational charts: one picturing the entire organizational structure of various corporations and one detailing the organizational structure of the corporation providing the services covered by the specific report.

Allowable Compensation (see 1 TAC §355.103(b)(2))

Allowable compensation for an owner-employee or other related-party employee is governed by the

principles that the services rendered are necessary functions, that the compensation is for the reasonable value of services rendered, that the compensation is not based on profitability, and that the services performed do not duplicate those performed by another employee of the facility.

A function is deemed necessary when, if the owner or related party had not performed said function, the facility would have had to employ another person to perform that function. To be necessary, a function must pertain to direct or indirect activities in the provision or supervision of contracted resident services.

The test of reasonableness requires that the compensation of owner-employees and other related-party employees be such an amount as would ordinarily be paid for comparable services performed by non-owners or unrelated parties. Reasonable compensation is limited to the fair market value of services rendered by the owner-employee or other related-party employee in connection with resident care. Education and experience of the owner are pertinent only as they relate to the job being performed and the services being rendered, in this case, attendant/driver services.

NOTE: Record all monetary amounts rounded to the nearest whole dollar (with no zeros included for cents).

PART 1 - COMPENSATION

Item 1 (Name) - Indicate the name (Last Name, First Name, and Middle Name/Initial) of the owner-employee or the related-party employee.

Item 2 (Title) - Indicate the title of the owner-employee or other related-party employee. The title must correspond to the title indicated on the organizational chart attached to the report.

Item 3 (Type of Position) - Identify the type of position filled by the owner-employee or other related-party employee. Only attendant and driver positions should be included in this report.

Item 4 (Location of Position Within Organizational Structure) - Indicate the location of the owner-employee's or other related-party employee's position within the organizational structure (i.e., facility, contracting entity, a controlling entity, or parent company/sole member/related-party management company). Item 4 should relate to the organizational chart(s) attached to the report.

Item 5 (Description of Duties) - Provide a description of the duties performed by the owner-employee or other related-party employee as they relate to the specific report or attach and properly cross-reference a copy of the person's written job description and provide a summary of how those duties relate to the specific report. See 1 TAC §355.105(b)(2)(B)(xi). Only attendant and driver positions should be included on this report.

Item 6 (Relationship to Provider) - Indicate the owner-employee's or other related-party employee's relationship to the contracted provider. If the schedule is being completed for an owner-employee, indicate that the employee is an owner and describe the type of ownership (e.g.,

owner-sole proprietor; owner- % partner; owner- % stockholder). If the schedule is being completed for a related-party employee other than the owner, identify the relationship (e.g., husband of owner-sole proprietor; daughter-in-law of % partner; brother of % stockholder). If the schedule is being completed for a member of the Board of Directors (related through control), identify that fact in this item.

Item 7 (Percentage of Ownership) - If the schedule is being completed for an owner-employee, enter the percentage of ownership for that employee. If the schedule is being completed for a related-party employee who has no ownership interest, indicate "None" as the ownership percentage. If the schedule is being completed for a related-party employee who is the spouse of an owner in a community property state, indicate the same ownership percentage as the owner.

Item 8 (Total Compensation) - Report the total amount of compensation paid to (or properly accrued by) the owner-employee or other related-party employee during the reporting period. See 1 TAC §355.103(b)(2)(A-B) and §355.105(b)(2)(B)(xi).

Total compensation includes regular salary, overtime pay, bonuses and any other forms of compensation subject to payroll taxes, as well as any accrued compensation which had not been paid to the employee at the end of this reporting period. (Note: Accrued expenses must be paid within 180 days after the end of the reporting period in order to be allowable for reporting purposes.)

Item 9 (Number of Hours Worked) - Report the number of hours worked during the reporting period by the employee in order to earn the total compensation reported in item 8. In other words, if item 8 were divided by item 9, the result would be the employee's average compensation per hour.

Item 10 (Direct Costing Method) - If the services provided by this employee benefited more than the contract for which the report is being completed, if the employee's salary is reported in more than one item on this report, or if the employee performed both attendant and nonattendant functions for this contract, the salary must be directly charged based upon timesheets. Describe the basis upon which the compensation has been directly charged to this report or between line items. For example, you might state that the salary has been directly charged based upon daily timesheets, attach a copy of a completed timesheet, attach a copy of the written instructions applicable to the completion of the timesheet, report the total number of hours recorded by all timesheets during the reporting period (the denominator), report the total number of hours directly chargeable to the specific report based upon the results of the daily timesheets (the numerator), and show the calculation of the percentage of compensation directly charged to this report (a percentage with two decimal places).

PART 2 – DIRECT COSTING OF COMPENSATION

Item 11 (Breakdown of Total Compensation) - Provide a breakdown by business component of how the total allowable compensation reported in item 8 was directly charged. If the owner-employee or other related-party employee performed both attendant and nonattendant functions for

this contract, provide a breakdown between the employee's attendant and nonattendant compensation.

The owner-employee or other related-party employee must report in item 11 the total compensation received from all business entities (components) which benefit from his/her effort or work. If the business component has a state of Texas vendor/provider number, report the number in the business component blank (e.g., CBA AL #XXXXXXXXXX; CBA #XXXXXXXXXX; NF #XXXXXXXXXX; ERS #XXXXXXXXXX; DAHS #XXXXXXXXXX; RC #XXXXXXXXXX).

Compensation should be directly charged to each business entity based on the level of effort involved in providing services to or working for the entity (and supported by daily timesheets).

Item 12 (% of Total Compensation) - Report the percentage of the total employee compensation from item 8 that has been directly charged to this report. Report the percentage with two decimal places (i.e., 33.33%).

Item 13 (% of Total Hours) - Report the percentage of the employee's total hours (item 9) directly charged to this report. Report the percentage with two decimal places. If the percentage of hours reported in item 13 is different from the percentage of compensation reported in item 12, please provide a detailed explanation for the variance. If additional pages are required, please cross-reference any attachments.

Item 14 (Report Item Numbers) - Enter each report item number on which the salary directly charged to this report is reported. The explanation provided in item 10 should clearly explain how the amount was calculated for each report item number completed in item 14.

SCHEDULE D: RESERVED FOR FUTURE USE

SCHEDULE E

Schedule E is used for two purposes: (1) to indicate for a group report that the group report approval document issued by HHSC RAD is attached, or (2) to list the participating contracts requested in an aggregation. If a parent company, sole member, individual, limited partnership or group of limited partnerships controlled by the same general partner is completing multiple DAHS ARMs for the same reporting period, Title 1 of the Texas Administrative Code §355.112(ee) allows you to request to have all of your participating contracts evaluated in the aggregate for compliance with spending requirements of the Attendant Compensation Rate Enhancement Program. If you are completing the report for one contract and do not want to aggregate multiple reports, do not complete Schedule E. If you are both completing a group report and requesting to aggregate with other ARMs completed for the same reporting period, the same Schedule E form can be used for

both processes by following instructions for both processes below.

If you are completing the report for more than one contract (group report), enter an “X” or checkmark in the first box that reads, “This ARM is for a group of contracts...” and attach the HHSC RAD document (e.g., letter or e-mail communication) that approved the group report, assigned the group report number, and listed the contract numbers to be included in the group report. To complete a group report, each contract included in the report must be at the same enhancement level. Leave the numbered boxes blank unless you also request to aggregate this ARM with other ARMs completed for the same time period.

If you are requesting to aggregate multiple ARMs for the purpose of Attendant Compensation Rate Enhancement, enter an “X” or checkmark in the second box that reads, “I request that this ARM be aggregated...” The ARMs included in the aggregation do not have to be for contracts at the same rate enhancement level. List all contracts requested in the aggregation in the numbered boxes. Indicate the reporting period in the boxes to the right of each contract listed (attach additional sheets if necessary). If the reporting periods for all of the contracts are not the same, the contracts cannot be aggregated.

CERTIFICATION PAGES

REPORT CERTIFICATION

This page must be completed and signed by an individual legally responsible for the conduct of the provider, such as an owner, partner, Corporate Officer, Association Office, governmental official or L.L.C. member. The program administrator may not sign this certification page unless he/she holds one of these positions. The responsible party's signature must be notarized. The signature date should be the same or after the date the preparer signed the Methodology Certification page, since the report certification indicates that the report has been reviewed after preparation.

The certification page must contain original signatures and original notary stamps/seals.

Multi-contract organizations submitting more than one ARM may submit one report containing original signatures and notary stamps/seals. All other reports submitted by the multi-contract provider can be submitted with copies of the original certification page. For multi-contract organizations that choose this option:

- the original certification page must include a list of the 9-digit contract numbers of the compensation reports being submitted with copies of the original certification page; and
- the copies of the original certification page must indicate the 9-digit contract number of the compensation report being submitted with the original certification page.

METHODOLOGY CERTIFICATION

This page must be signed by the person identified on the cover page of this report as *PREPARER*. This person must be the individual who actually prepared the report or who has primary responsibility for the preparation of the report for the provider. Signing as *PREPARER* carries the responsibility for an accurate and complete report prepared in accordance with applicable methodology rules and instructions. Signing as *PREPARER* signifies that the preparer is knowledgeable of the applicable methodology rules and instructions and that the preparer has either completed the report himself/herself in accordance with those rules and instructions or has adequately supervised and thoroughly instructed his/her employees in the proper completion of the report. Ultimate responsibility for the report lies with the person signing as *PREPARER*. If more than one person prepared the report, an executed Methodology Certification page (with original signature and original notary stamp/seal) may be submitted by each preparer. Preparers should make note of the additional statement on the certification page notifying preparers that they may lose their authority to prepare future reports if the reports are not prepared in accordance with all applicable rules, instructions and mandatory training materials.

Note: Each person signing as preparer must have attended the HHSC state-sponsored mandatory 2013 Cost Report Training or completed 2013 Cost Report Online Training for DAHS (including both the General and DAHS Program Specific modules) and a valid training completion certificate must be attached to the report for each preparer. If valid training completion certificate is not attached, the report will not be processed until such time as the required certificate is provided. If the required certificate is not provided in a timely manner, the report will be returned as unacceptable.

STATE OF TEXAS COUNTY CODES

| <u>County Name / Code</u> |
|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|
| Anderson 001 | Crockett 053 | Hays 105 | Mason 157 | Shackelford 209 |
| Andrews 002 | Crosby 054 | Hemphill 106 | Matagorda 158 | Shelby 210 |
| Angelina 003 | Culberson 055 | Henderson 107 | Maverick 159 | Sherman 211 |
| Aransas 004 | Dallam 056 | Hidalgo 108 | McCulloch 160 | Smith 212 |
| Archer 005 | Dallas 057 | Hill 109 | McLennan 161 | Somervell 213 |
| Armstrong 006 | Dawson 058 | Hockley 110 | McMullen 162 | Starr 214 |
| Atascosa 007 | Deaf Smith 059 | Hood 111 | Medina 163 | Stephens 215 |
| Austin 008 | Delta 060 | Hopkins 112 | Menard 164 | Sterling 216 |
| Bailey 009 | Denton 061 | Houston 113 | Midland 165 | Stonewall 217 |
| Bandera 010 | DeWitt 062 | Howard 114 | Milam 166 | Sutton 218 |
| Bastrop 011 | Dickens 063 | Hudspeth 115 | Mills 167 | Swisher 219 |
| Baylor 012 | Dimmit 064 | Hunt 116 | Mitchell 168 | Tarrant 220 |
| Bee 013 | Donley 065 | Hutchinson 117 | Montague 169 | Taylor 221 |
| Bell 014 | Duval 066 | Irion 118 | Montgomery 170 | Terrell 222 |
| Bexar 015 | Eastland 067 | Jack 119 | Moore 171 | Terry 223 |
| Blanco 016 | Ector 068 | Jackson 120 | Morris 172 | Throckmorton 224 |
| Borden 017 | Edwards 069 | Jasper 121 | Motley 173 | Titus 225 |
| Bosque 018 | Ellis 070 | Jeff Davis 122 | Nacogdoches 174 | Tom Green 226 |
| Bowie 019 | El Paso 071 | Jefferson 123 | Navarro 175 | Travis 227 |
| Brazoria 020 | Erath 072 | Jim Hogg 124 | Newton 176 | Trinity 228 |
| Brazos 021 | Falls 073 | Jim Wells 125 | Nolan 177 | Tyler 229 |
| Brewster 022 | Fannin 074 | Johnson 126 | Nueces 178 | Upshur 230 |
| Briscoe 023 | Fayette 075 | Jones 127 | Ochiltree 179 | Upton 231 |
| Brooks 024 | Fisher 076 | Karnes 128 | Oldham 180 | Uvalde 232 |
| Brown 025 | Floyd 077 | Kaufman 129 | Orange 181 | Val Verde 233 |
| Burleson 026 | Foard 078 | Kendall 130 | Palo Pinto 182 | Van Zandt 234 |
| Burnet 027 | Fort Bend 079 | Kenedy 131 | Panola 183 | Victoria 235 |
| Caldwell 028 | Franklin 080 | Kent 132 | Parker 184 | Walker 236 |
| Calhoun 029 | Freestone 081 | Kerr 133 | Parmer 185 | Waller 237 |
| Callahan 030 | Frio 082 | Kimble 134 | Pecos 186 | Ward 238 |
| Cameron 031 | Gaines 083 | King 135 | Polk 187 | Washington 239 |
| Camp 032 | Galveston 084 | Kinney 136 | Potter 188 | Webb 240 |
| Carson 033 | Garza 085 | Kleberg 137 | Presidio 189 | Wharton 241 |
| Cass 034 | Gillespie 086 | Knox 138 | Rains 190 | Wheeler 242 |
| Castro 035 | Glasscock 087 | Lamar 139 | Randall 191 | Wichita 243 |
| Chambers 036 | Goliad 088 | Lamb 140 | Reagan 192 | Wilbarger 244 |
| Cherokee 037 | Gonzales 089 | Lampasas 141 | Real 193 | Willacy 245 |
| Childress 038 | Gray 090 | LaSalle 142 | Red River 194 | Williamson 246 |
| Clay 039 | Grayson 091 | Lavaca 143 | Reeves 195 | Wilson 247 |
| Cochran 040 | Gregg 092 | Lee 144 | Refugio 196 | Winkler 248 |
| Coke 041 | Grimes 093 | Leon 145 | Roberts 197 | Wise 249 |
| Coleman 042 | Guadalupe 094 | Liberty 146 | Robertson 198 | Wood 250 |
| Collin 043 | Hale 095 | Limestone 147 | Rockwall 199 | Yoakum 251 |
| Collingsworth 044 | Hall 096 | Lipscomb 148 | Runnels 200 | Young 252 |
| Colorado 045 | Hamilton 097 | Live Oak 149 | Rusk 201 | Zapata 253 |
| Comal 046 | Hansford 098 | Llano 150 | Sabine 202 | Zavala 254 |
| Comanche 047 | Hardeman 099 | Loving 151 | San Augustine 203 | |
| Concho 048 | Hardin 100 | Lubbock 152 | San Jacinto 204 | |
| Cooke 049 | Harris 101 | Lynn 153 | San Patricio 205 | |
| Coryell 050 | Harrison 102 | Madison 154 | San Saba 206 | |
| Cottle 051 | Hartley 103 | Marion 155 | Schleicher 207 | |
| Crane 052 | Haskell 104 | Martin 156 | Scurry 208 | |