



## TEXAS DEPARTMENT OF STATE HEALTH SERVICES

DAVID L. LAKEY, M.D.  
COMMISSIONER

P.O. Box 149347  
Austin, Texas 78714-9347  
1-888-963-7111  
TTY: 1-800-735-2989  
[www.dshs.state.tx.us](http://www.dshs.state.tx.us)

**Broadcast MSG BHP# 93**

March 13, 2013

TO: Executive Directors, Community MHMR Centers  
Executive Director, Texas Council of Community MHMR Centers

FROM: Ross C. Robinson, Director *RC for Ross Robinson*  
Community Mental Health and Substance Abuse, Program Services

RE: Monthly Ability-to-Pay Fee Schedule for State Fiscal Year 2013

Pursuant to Title 25 TAC, Part 1, Chapter 412, Subchapter C, §412.106, the LMHA must conduct and document a financial assessment for each person within the first 30 days of services. For as long as the person continues to receive services, the financial assessment must be updated at least annually and whenever a significant financial change occurs. Significant financial change is defined in title 25 TAC, Part 1, Chapter 412, Subchapter C, §412.103.

In accordance with Broadcast Message #035 dated November 2011 and 25 TAC, Part 1, Chapter 412, Subchapter C, §412.110, personnel from the Department of State Health Services (DSHS) and the Department of Aging and Disability Resources have reviewed the current Federal Poverty Guidelines and revised the Monthly Ability-to-Pay Fee Schedule (schedule). The attached schedule has been revised based on the 2013 Federal Poverty Guidelines. The effective date is April 1, 2013.

This schedule is the only sliding scale approved for use at this time. To access the schedule electronically, click on the following link: [Monthly Ability-to-Pay Fee Schedule](#) or go to the DSHS website and click on "Mental Health and Substance Abuse"; then click on: "Mental Health"; click on: "Mental Health Consumer and Substance Abuse Client Rights"; and scroll down to the end of the listings for Mental Health Consumer Rights; and click on: "Monthly Ability-to-Pay Fee Schedule."

A person's maximum monthly fee (MMF) is based on the financial assessment, and is calculated using the schedule referenced in the subchapter as "Exhibit A" and attached hereto. The calculation of the person's MMF takes into consideration the number of family members and annual gross income reduced by extraordinary expenses paid during the previous 12 months or projected for the next 12 months.

Please address any questions or concerns to Janet Fletcher at 512/206-5044 or by email to [janet.fletcher@dshs.state.tx.us](mailto:janet.fletcher@dshs.state.tx.us).