

MEMORANDUM

Department of Aging and Disability Services Long Term Care Policy * Survey and Certification Clarification

TO: Regulatory Services
Regional Directors and State Office Managers

FROM: Veronda L. Durden
Assistant Commissioner
Regulatory Services

SUBJECT: Adult Day Care Dietitian Consultant – **S&CC #05-16**

APPLIES TO: Adult Day Care Facilities

DATE: November 23, 2005

The purpose of this memorandum is to clarify the requirement for dietitian consultant services in Adult Day Care Facilities (ADC) at 40 Texas Administrative Code (TAC) 98.62(d)(6).

Section 98.62(d)(6) - Dietitian consultant prescribes the following:

- (A) The facility must receive consultation at least four hours each month from a dietitian. The dietitian consultant plans and/or reviews menus and must:
- (i) prior approve and sign each snack and luncheon menu;
 - (ii) review menus monthly to ensure that substitutions were appropriate; and
 - (iii) develop any special diets ordered by physicians for individual clients.
- (B) The dietitian consultant is required for all facilities, even those that have their meals delivered from another facility with its own dietitian consultant. A consultant may provide consultation to several facilities as long as each facility receives at least four hours a month. The four hours cannot be “shared” by several facilities.
- (C) Facilities that contract for the preparation and delivery of meals with management companies employing their own registered dietitians are required to have the four hours of consultation from a dietitian consultant.

The dietitian consultant is **not** required to be on site. Facilities must supply written documentation of the consultation, including services provided and the date and time of the consultation, which must equal four hours per month.

If you have any questions regarding this matter, please contact Dotty Acosta, Assisted Living and Adult Day Care Program Specialist, Policy Development and Support, at (512) 438-2170.

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Veronda L. Durden

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