

By: Swinford

H.B. No. 2866

Substitute the following for H.B. No. 2866:

By: Wohlgemuth

C.S.H.B. No. 2866

A BILL TO BE ENTITLED

AN ACT

1
2 relating to coordination of inspections of certain licensed
3 child-care facilities.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Sections 42.0442(a), (b), and (c), Human
6 Resources Code, are amended to read as follows:

7 (a) The department shall coordinate monitoring inspections
8 of licensed day-care centers, licensed group day-care homes, and
9 registered family homes performed by another state agency or a
10 political subdivision of the state to eliminate redundant
11 inspections.

12 (b) The department shall form a [an interagency] task force
13 consisting of representatives of [with] the Texas Department of
14 Health, the Texas Department of Human Services, [and] the Texas
15 Workforce Commission, and political subdivisions to develop an
16 inspection protocol that will coordinate inspections by those
17 agencies and political subdivisions. The protocol must assign the
18 required items for inspection by each agency or political
19 subdivision and facilitate the sharing of inspection data and
20 compliance history.

21 (c) The [interagency] task force shall establish an
22 inspection checklist based on the inspection protocol developed
23 under Subsection (b). Each state agency or political subdivision
24 that inspects a facility listed in Subsection (a) shall use the

1 inspection checklist in performing an inspection. A state agency
2 or political subdivision shall make a copy of the completed
3 inspection checklist available to the facility at the facility's
4 request to assist the facility in maintaining records.

5 SECTION 2. (a) This Act takes effect immediately if it
6 receives a vote of two-thirds of all the members elected to each
7 house, as provided by Section 39, Article III, Texas Constitution.
8 If this Act does not receive the vote necessary for immediate
9 effect, this Act takes effect September 1, 2003.

10 (b) Not later than June 1, 2004:

11 (1) the Department of Protective and Regulatory
12 Services shall complete development of the inspection protocol
13 required by Section 42.0442(b), Human Resources Code, as amended by
14 this Act, and establishment of the inspection checklist required by
15 Section 42.0442(c), Human Resources Code, as amended by this Act;
16 and

17 (2) each political subdivision of this state shall
18 begin using the inspection checklist as required by Section
19 42.0442(c), Human Resources Code, as amended by this Act.