

By: Bernal

H.B. No. 1765

A BILL TO BE ENTITLED

AN ACT

relating to standards for certain child-care facilities that detain  
unaccompanied children.

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

SECTION 1. Subchapter C, Chapter 42, Human Resources Code,  
is amended by adding Section 42.067 to read as follows:

Sec. 42.067. STANDARDS FOR RESIDENTIAL DETENTION  
FACILITIES. (a) This section applies only to a residential  
child-care facility that:

(1) is operated by or under a contract with United  
States Immigration and Customs Enforcement to enforce federal  
immigration laws; and

(2) detains a child who is not accompanied by or in the  
physical custody of a parent, guardian, or other adult family  
member.

(b) The commission shall adopt rules that require a  
residential child-care facility described by Subsection (a) to:

(1) allow each child described by Subsection (a)(2)  
who is detained in the facility to:

(A) contact the child's parent, guardian, or  
other adult family member at least two times each week by telephone,  
video conference, or similar form of communication; and

(B) visit in person with the child's parent,  
guardian, or other adult family member; and

1           (2) follow a protocol of trauma-informed care in  
2 providing services to the child.

3           (c) If a child-care facility described by Subsection (a) is  
4 located 30 miles or less from the facility in which a child's  
5 parent, guardian, or other adult family member is detained, the  
6 child-care facility shall exercise its best efforts to ensure the  
7 child has in-person visits with the child's parent, guardian, or  
8 other adult family member.

9           SECTION 2. This Act takes effect September 1, 2019.