

By: Miller

H.B. No. 2177

A BILL TO BE ENTITLED

1 AN ACT

2 relating to license terms and fees and registration and listing  
3 fees for certain child-care facilities.

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

5 SECTION 1. Section 42.048(f), Human Resources Code, is  
6 amended to read as follows:

7 (f) A license must be issued if the department determines  
8 that a facility meets all requirements. The evaluation shall be  
9 based on one or more visits to the facility and a review of required  
10 forms and records. A license is valid until [~~the license expires,~~  
11 ~~is~~] revoked[~~r~~] or [~~is~~] surrendered.

12 SECTION 2. Sections 42.054(a), (b), (c), (d), and (e),  
13 Human Resources Code, are amended to read as follows:

14 (a) The department shall charge an applicant a  
15 nonrefundable application fee in the amount of \$35 for an initial  
16 license to operate a child-care facility, a child-placing agency,  
17 or a continuum-of-care residential operation.

18 (b) The department shall charge each child-care facility a  
19 fee in the amount of \$35 for an initial license. The department  
20 shall charge each child-placing agency and continuum-of-care  
21 residential operation a fee in the amount of \$50 for an initial  
22 license.

23 (c) The department shall charge each licensed child-care  
24 facility an annual license fee in an amount equal to \$35 plus \$1

1 multiplied by the maximum number of children for whom the  
2 child-care facility is authorized to provide care. The fee is due  
3 on the date on which the department issues the child-care  
4 facility's initial license and on the anniversary of that date.

5 (d) The department shall charge each licensed child-placing  
6 agency and continuum-of-care residential operation an annual  
7 license fee in the amount of \$100. The fee is due on the date on  
8 which the department issues the initial license to the  
9 child-placing agency or continuum-of-care residential operation  
10 and on the anniversary of that date.

11 (e) The department shall charge each family home that is  
12 listed or registered with the department an annual fee to cover a  
13 part of the department's cost in regulating family homes. The  
14 amount of the fee is \$20 for a listed home or \$35 for a registered  
15 home. The fee is due on the date on which the department initially  
16 lists or registers the home and on the anniversary of that date.

17 SECTION 3. Sections 42.050 and 42.054(h), Human Resources  
18 Code, are repealed.

19 SECTION 4. The changes in law made by this Act apply only to  
20 an application fee paid or license fee or registration and listing  
21 fee due on or after the effective date of this Act. An application  
22 fee paid or license fee or registration and listing fee due before  
23 that date is governed by the law in effect on the date the fee was  
24 paid or due, as applicable, and that law is continued in effect for  
25 that purpose.

26 SECTION 5. This Act takes effect September 1, 2019.