

By: Menéndez

S.B. No. 1744

A BILL TO BE ENTITLED

AN ACT

relating to training requirements and prohibited discrimination for child-care facilities and registered family homes.

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

SECTION 1. Section 42.042(e), Human Resources Code, is amended to read as follows:

(e) The executive commissioner shall promulgate minimum standards that apply to licensed child-care facilities and to registered family homes covered by this chapter and that will:

(1) promote the health, safety, and welfare of children attending a facility or registered family home;

(2) promote safe, comfortable, and healthy physical facilities and registered family homes for children;

(3) ensure adequate supervision of children by capable, qualified, and healthy personnel;

(4) ensure adequate and healthy food service where food service is offered;

(5) prohibit ~~racial~~ discrimination based on race or disability by child-care facilities and registered family homes;

(6) require procedures for parental and guardian consultation in the formulation of children's educational and therapeutic programs;

(7) prevent the breakdown of foster care and adoptive placement; and

1 (8) ensure that a child-care facility or registered
2 family home:

3 (A) follows the directions of a child's physician
4 or other health care provider in providing specialized medical
5 assistance required by the child; and

6 (B) maintains for a reasonable time a copy of any
7 directions from the physician or provider that the parent provides
8 to the facility or home.

9 SECTION 2. Section [42.0421](#), Human Resources Code, is
10 amended by adding Subsections (a-1) and (a-2) to read as follows:

11 (a-1) The initial training described by Subsection (a)(1)
12 must include training on:

13 (1) trauma-informed care; and

14 (2) behavioral health that includes:

15 (A) methods for:

16 (i) understanding and managing behaviors;

17 (ii) requesting a consultation; and

18 (iii) providing support to all children who
19 are provided care; and

20 (B) a description of the impact autism and other
21 intellectual and developmental disabilities have on behavior and
22 communication.

23 (a-2) The annual training described by Subsection (a)(2)
24 must include training on providing care to children with special
25 needs that includes methods for:

26 (1) identifying possible developmental delays;

27 (2) locating community resources for the children;

1 (3) providing effective communication to the
2 children's parents; and

3 (4) accommodating the special needs of children in the
4 classroom.

5 SECTION 3. As soon as practicable after the effective date
6 of this Act, the executive commissioner of the Health and Human
7 Services Commission shall adopt the rules necessary to implement
8 the changes in law made by this Act.

9 SECTION 4. This Act takes effect September 1, 2019.