

By: Menéndez

S.B. No. 262

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 behavioral health
18 consultation; and

19 (iii) providing behavioral health support
20 to all children who are provided care; and

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

24 (a-2) The annual training described by Subsection (a)(2)
25 must include training on care provided to children with special
26 needs and methods for:

27 (1) identifying possible developmental delays;

- 1 (2) locating community resources for the children;
2 (3) providing effective communication to the
3 children's parents; and
4 (4) accommodating the special needs of children in the
5 classroom.

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

10 SECTION 4. This Act takes effect September 1, 2021.