

By: Zaffirini

S.B. No. 50

A BILL TO BE ENTITLED

AN ACT

relating to foster care placement in and the licensing of certain residential child-care facilities.

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

SECTION 1. Section 264.107, Family Code, is amended by adding Subsection (h) to read as follows:

(h) The department by rule shall establish guidelines for the placement of a child in a residential child-care facility at which a preventable death, as defined by Section 264.501, of a child in the managing conservatorship of the department occurred.

SECTION 2. Section 42.046, Human Resources Code, is amended by adding Subsection (e-1) to read as follows:

(e-1) The commission shall deny an application under this section if:

(1) the applicant operated a residential child-care facility at which a preventable death, as defined by Section 264.501, Family Code, of a child in the managing conservatorship of the department occurred; and

(2) the commission terminated a contract with the residential child-care facility as the result of the preventable death.

SECTION 3. The changes in law made by this Act to Section 42.046, Human Resources Code, apply only to an application for a license submitted to the Health and Human Services Commission on or

1 after the effective date of this Act.

2 SECTION 4. This Act takes effect September 1, 2023.