

By: Paxton

S.B. No. 1098

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the rights of a parent or guardian with a child in a
3 child-care facility.

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

5 SECTION 1. Subchapter C, Chapter 42, Human Resources Code,
6 is amended by adding Section 42.04271 to read as follows:

7 Sec. 42.04271. RIGHTS OF PARENT OR GUARDIAN WITH CHILD IN
8 CHILD-CARE FACILITY. (a) A parent or guardian of a child at a
9 child-care facility has the right to:

10 (1) enter and inspect the child-care facility during
11 the facility's hours of operation without advance notice;

12 (2) file a complaint against the child-care facility;

13 (3) review the child-care facility's public records;

14 (4) review the child-care facility's written records
15 concerning the child;

16 (5) be provided the commission's inspection reports
17 for the child-care facility by the child-care facility;

18 (6) have the child-care facility comply with a court
19 order preventing another individual from visiting or removing the
20 child;

21 (7) be provided the name, address, and contact
22 information for the commission's child-care licensing division;

23 (8) inspect any video recordings of an alleged
24 incident of abuse or neglect involving the child;

1 (9) obtain a copy of the child-care facility's:

2 (A) policies and procedures handbook; and

3 (B) staff training curriculum and records; and

4 (10) be free from any retaliatory action by the
5 child-care facility for exercising any of the parent's or
6 guardian's rights.

7 (b) A child-care facility shall provide the parent or
8 guardian of the child enrolled in the facility with a written copy
9 of the rights listed in Subsection (a):

10 (1) for a child originally enrolled in a facility
11 before September 1, 2023, not later than September 30, 2023; or

12 (2) for a child originally enrolled in a facility on or
13 after September 1, 2023, not later than the child's first day at the
14 facility.

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