

By: Menéndez

S.B. No. 2450

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to training requirements for and prohibited  
3 discrimination by child-care facilities and registered family  
4 homes.

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

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

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

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

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

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

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

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

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

24 (7) prevent the breakdown of foster care and adoptive

1 placement;

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

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

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

10 (9) ensure that a child's health, safety, and welfare  
11 are adequately protected on the grounds of a child-care facility or  
12 registered family home.

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

15 (a-1) The initial training described by Subsection (a)(1)  
16 must include training on:

17 (1) trauma-informed care; and

18 (2) behavioral health that includes:

19 (A) methods for:

20 (i) understanding and managing behaviors;

21 (ii) requesting a behavioral health  
22 consultation; and

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

25 (B) a description of the impact autism and other  
26 intellectual and developmental disabilities have on behavior and  
27 communication.

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

- 4            (1) identifying possible developmental delays;  
5            (2) locating community resources for the children;  
6            (3) providing effective communication to the  
7 children's parents; and  
8            (4) accommodating the special needs of children in the  
9 classroom.

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

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