By: Menéndez S.B. No. 151

A BILL TO BE ENTITLED

AN ACT

relating to training requirements for and prohibited discrimination by 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;

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

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

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

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

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

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

(1) trauma-informed care; and

(2) behavioral health that includes:

(A) methods for:

(i) understanding and managing behaviors;

(ii) requesting a behavioral health consultation; and

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

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

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

(1) identifying possible developmental delays;

(2) locating community resources for the children;

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

(4) accommodating the special needs of children in the day-care center or group day-care home.

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

SECTION 4. This Act takes effect September 1, 2027.