



August 30, 2021

Dear Child Care Provider:

The 87<sup>th</sup> Legislature, Regular Session, concluded on May 31, 2021. A number of bills passed during the session that will impact child care operations regulated by Child Care Regulation (CCR).

CCR has posted a chart on the [Minimum Standards](#) webpage that includes the following information for such bills:

- A brief summary of the changes in the law;
- Information on how to comply with the changes in the law; and
- Information on when to comply with the new law.

Please review the chart carefully, as not all bills may impact your specific type of operation. CCR will continue to communicate with you as additional decisions are made on how to implement this recent legislation.

We look forward to working with you as we implement these new requirements and continue to work toward our common goal of protecting the health, safety, and well-being of children in out-of-home care in Texas.

Sincerely,

Jean Shaw  
Associate Commissioner  
Child Care Regulation

Bill Number	Summary	How to Comply	When to Comply
<p><a href="#">HOUSE BILL 3379</a>  <i>This law applies to Listed Family Homes.</i>   <i>Effective 09/01/2021</i></p>	<p>Amends Family Code (FC) §261.101 to:</p> <ul style="list-style-type: none"> <li>Clarify that the person or professional reporting abuse or neglect of a child must have "reasonable cause to believe" that the child's physical, mental health, or welfare has been adversely affected by the abuse or neglect.</li> </ul> <p><u>Rule Changes:</u>  Child Care Regulation (CCR) does not need to amend rules to implement this legislation because minimum standards related to reporting abuse, neglect, and exploitation simply reference the Texas Family Code statute.</p>	<p>You must continue to ensure that abuse, neglect, and exploitation are reported to the Texas Department of Family and Protective Services (DFPS) in accordance with Texas Family Code §261.101, as required by minimum standards.</p> <p>You should ensure any policies, procedures, orientation content, and training content related to the reporting of abuse, neglect, and exploitation are consistent with the change in the law. You can contact <a href="#">DFPS</a> for additional information regarding the change to this law.</p>	<p>09/01/2021</p>
<p><a href="#">SENATE BILL 225 SECTION 3</a>  <i>This law applies to Listed Family Homes.</i>   <i>Effective 09/01/2021</i></p>	<p>Adds Human Resources Code §42.04291 to:</p> <ul style="list-style-type: none"> <li>Require CCR to establish standards for the visual and auditory supervision of an infant engaged in time on the infant's stomach while awake (tummy time).</li> </ul> <p><u>Rule Changes:</u>  CCR will propose relevant rule amendments to 26 Texas Administrative Code (TAC) Chapter 742.</p> <p>During the rule revision process, CCR will email you to notify you when:</p> <ul style="list-style-type: none"> <li>You have the opportunity to comment on proposed rule changes; and</li> <li>Rules are adopted and will be effective.</li> </ul>	<p>You do not need to take any action until rules are adopted.</p>	<p>When CCR notifies you that rules have been adopted, CCR will communicate a date for compliance.</p>

Bill Number	Summary	How to Comply	When to Comply
<p><a href="#">SENATE BILL 225 SECTIONS 2, 4, 5, 7 (in part), and 8</a>  <i>This law applies to Listed Family Homes.</i></p> <p><i>Effective 09/01/2021</i></p>	<p>SECTIONS 2, 4, 5, 7, and 8 amend or add sections of the Human Resources Code to require:</p> <ul style="list-style-type: none"> <li>the names of applicants to be included on the application form for a listed family home or a licensed child care homes and for the applicant's name to be associated with the name on the permit; and</li> <li>CCR to collect information on employees of listed family homes, registered child care homes, and licensed child care homes who have had a license, registration, or other occupational authorization revoked by a license authority, and to collaborate with other licensing authorities to determine the most efficient method of identifying these employees.</li> </ul> <p>The above-listed sections of this bill require appropriation of funds for implementation. SECTION 10 of the bill states the CCR may, but is not required to, implement these sections if the legislature did not appropriate money for their implementation. Therefore, as funding permits, CCR will implement these sections of the legislation.</p>	<p>You do not need to take any action unless and until CCR implements these sections of the Senate Bill 225.</p>	<p>If CCR implements these sections of Senate Bill 225, CCR will notify you of the requirements and timeframe for complying.</p>
<p><a href="#">SENATE BILL 764</a>  <i>This law applies to Listed Family Homes.</i></p> <p><i>Effective 09/01/2021</i></p>	<p>Adds Human Resource Code §42.072 (d-1) to:</p> <ul style="list-style-type: none"> <li>Clarify that a Listed Family Home cannot operate pending the suspension or denial of a permit.</li> </ul> <p>This was not a substantive change in the law, as §42.072(e) already only allows an operation to operate pending appeal of a revocation or refusal to renew.</p> <p><u>Rule Changes</u>  CCR will propose relevant rule amendments when CCR moves Subchapter M (Administrative Reviews and Due Process Hearings) from 40 TAC Chapter 745 to 26 TAC Chapter 745.</p> <p>During the rule revision process, CCR will email you to notify you when:</p> <ul style="list-style-type: none"> <li>You have the opportunity to comment on proposed rule changes; and</li> <li>Rules are adopted and will be effective.</li> </ul>	<p>You do not have to take any action unless CCR notifies you that CCR is:</p> <ul style="list-style-type: none"> <li>suspending your permit; or</li> </ul> <p>denying your application for a listing.</p>	<p>When CCR notifies you that CCR is suspending your permit.</p>

**Below is information on a bill that may impact your operation but does not require CCR to take any action to implement the requirements in the law.**

Bill Number	Summary
<p><a href="#">HOUSE BILL 567</a>  <i>This law applies to Listed Family Homes</i></p> <p><i>Effective 09/01/2021</i></p>	<p>Amends Texas Family Code §261.001(4) to:</p> <ul style="list-style-type: none"> <li>• Change the criteria outlined in the definition of “neglect” the Department of Family and Protective Services (DFPS) uses to determine findings for investigations involving allegations of neglect of a child.</li> </ul>
<p><a href="#">SENATE BILL 922</a>  <i>This law applies to Listed Family Homes</i></p> <p><i>Effective 09/01/2021</i></p>	<p>Amends Government Code §411.0865 to:</p> <ul style="list-style-type: none"> <li>• Provide directive to the Texas Department of Public Safety (DPS) relating to contracts with vendors who provide fingerprinting services.</li> </ul>