

# DCL

## Day Care Licensing Overview

The Texas Department of Family and Protective Services is granted its authority to regulate child-care facilities and child-placing agencies by the Texas Legislature in Chapter 42 of the Texas Human Resources Code.

The purpose of regulation is to protect a group or class of children by establishing and enforcing statewide minimum standards.

### Expenditures and Total Average Filled Full Time Equivalent (FTE) Staff\*

Total Staff	373.5
Direct Delivery DCL Total	321.5
Case Workers	249.1
Supervisors	30.0
Clerical	37.7
Other	4.7
Staff Costs	\$18,192,251

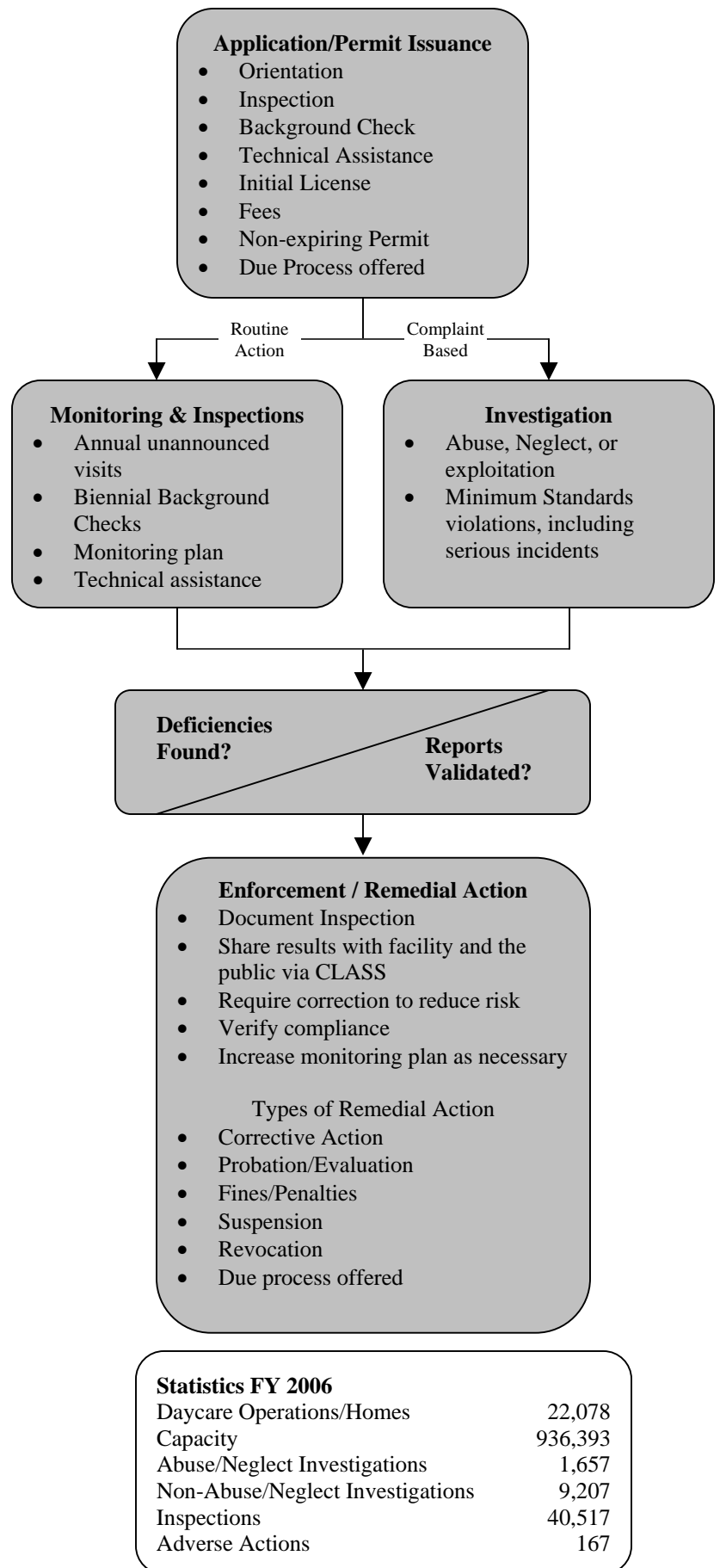
### Worker Demographics

Turnover Rate	19.6%
Tenure	
Less than 1 Year	23.0%
1 - 3 Years	23.8%
Greater than 3 Years	53.2%
Entry Salary	\$25,632.00
Average Age	41.4
Race/Ethnicity	
African-American	27.8%
Anglo	45.6%
Hispanic	22.2%
Other	4.4%

### Supervisor Demographics

Turnover Rate	6.6%
Tenure	
Less than 1 Year	15.2%
1 - 3 Years	0.0%
Greater than 3 Years	84.8%
Entry Salary	\$36,504.00
Average Age	45.9
Race/Ethnicity	
African-American	18.2%
Anglo	45.5%
Hispanic	33.3%
Other	3.0%

\*FTE is the year-to-date average FTE which is calculated by the hours paid each month

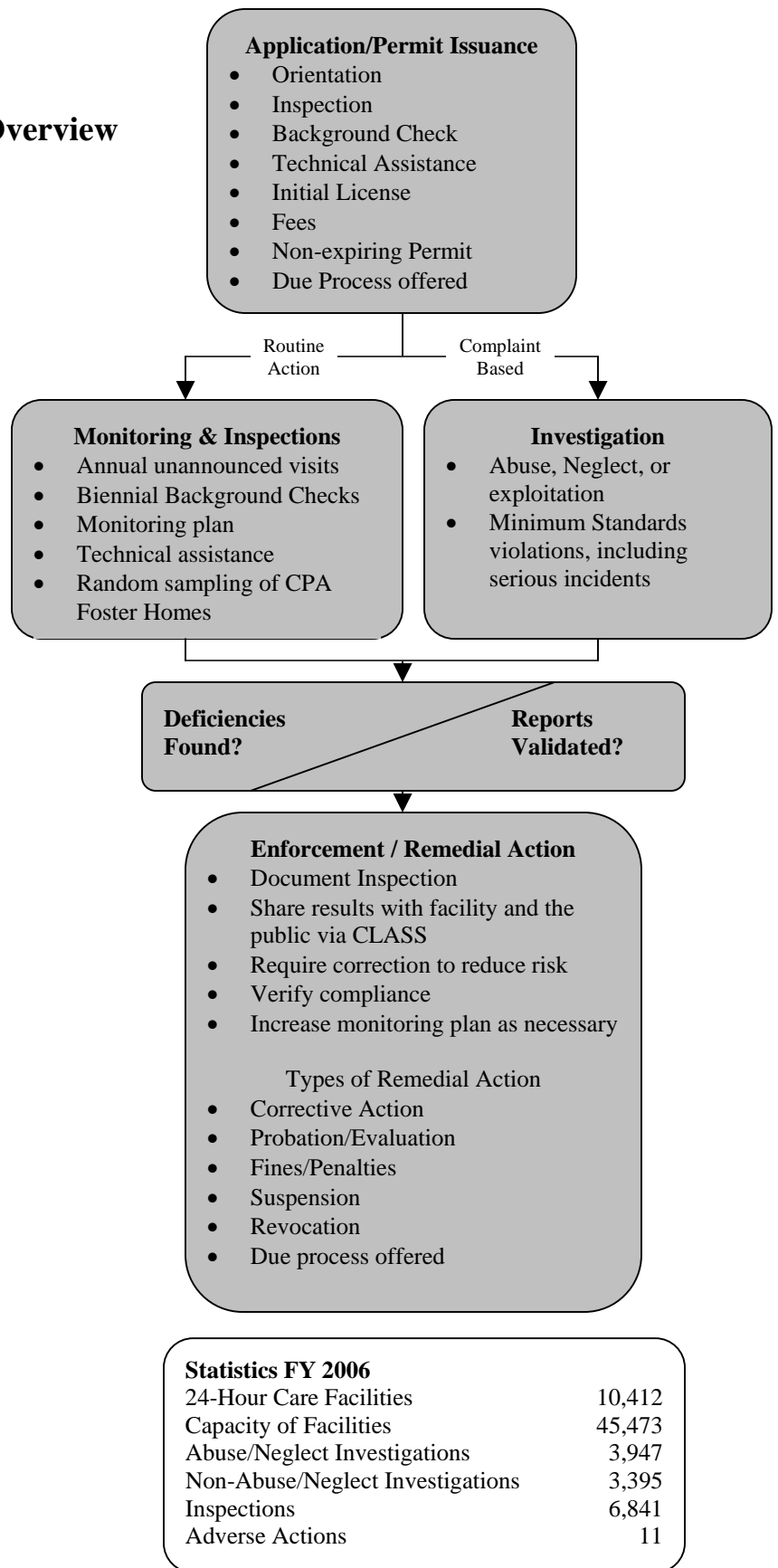


# RCCL

## Residential Child-Care Licensing Overview

The Texas Department of Family and Protective Services is granted its authority to regulate child-care facilities and child-placing agencies (CPS) by the Texas Legislature in Chapter 42 of the Texas Human Resources Code.

The purpose of regulation is to protect a group or class of children by establishing and enforcing statewide minimum standards.



### Expenditures and Total Average Filled Full Time Equivalent (FTE) Staff\*

Total Staff	112.1
Direct Delivery RCL Total	100.8
Case Workers	69.4
Supervisors	14.0
Clerical	14.0
Other	3.4
Staff Costs	\$6,051,617

### Worker Demographics

Turnover Rate	19.6%
Tenure	
Less than 1 Year	29.0%
1 - 3 Years	29.1%
Greater than 3 Years	41.9%
Entry Salary	\$30,432.00
Average Age	41.2
Race/Ethnicity	
African-American	27.9%
Anglo	44.1%
Hispanic	23.3%
Other	4.7%

### Supervisor Demographics

Turnover Rate	6.6%
Tenure	
Less than 1 Year	0.0%
1 - 3 Years	14.3%
Greater than 3 Years	85.7%
Entry Salary	\$38,825.00
Average Age	38.7
Race/Ethnicity	
African-American	35.7%
Anglo	50.0%
Hispanic	14.3%
Other	0.0%

\*FTE is the year-to-date average FTE which is calculated by the hours paid each month

*Note:*

- The chart is for reference only and does not necessarily represent the flow of a case
- Child-Placing Agencies validate and assure that agency homes meet standards

# Legal Responsibility for Child-Care Licensing

## Day Care and Residential Care: Statutory References

Social Security Act  
 Human Resources Code, Chapters 40, 42, and 43  
 Texas Family Code, Title 5  
 Texas Government Code  
 Texas Health and Safety Code, Chapter 249  
 Texas Administrative Code, Title 40

## Major Provisions:

- Develop minimum standards to promote the health, safety and well being of children in out-of-home care.
- Process applications and issue permits to child care operations (this is a term inclusive of child day care, residential child-care, and child-placing operations) meeting minimum standards.
- Inspect child-care operations to ensure they maintain compliance with minimum standards.
- Investigate complaints of abuse/neglect or standard violations and ensure appropriate corrective or adverse actions are taken.
- Conduct criminal background checks and DFPS central registry checks on all adult staff or caregivers, and youth age 14 – 18 who will be in frequent or regular contact with children in child-care operations.
- Provide technical assistance on compliance with minimum standards and encourage improvement of child-care operations.
- Educate and advise consumers of child-care operations by providing the operations' compliance history .

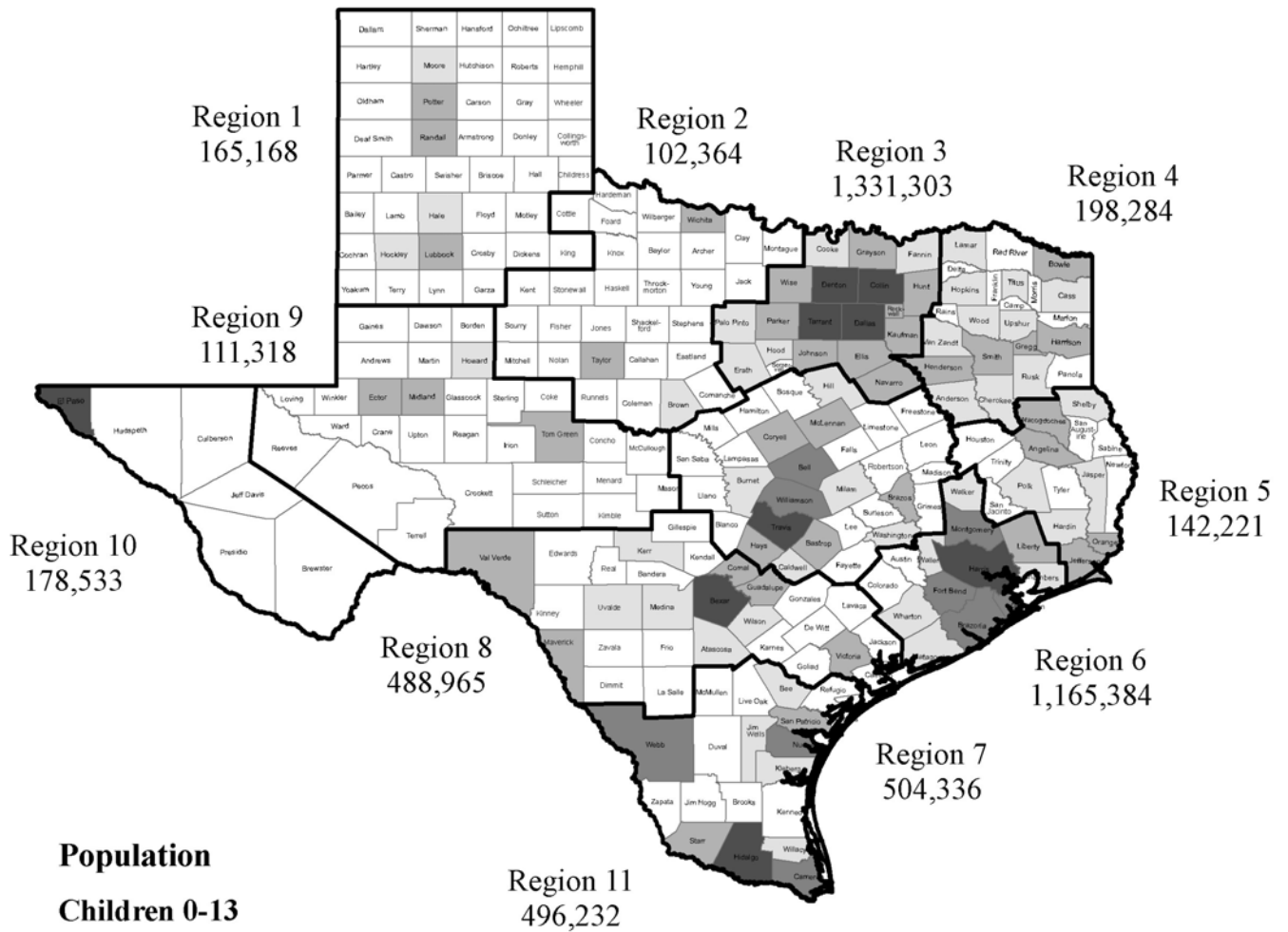
## Other Programmatic Information:

### Challenges:

- Appropriately and consistently enforcing minimum standards across operation type and throughout the state.
- Regulating Child-Placing Agencies as they grow in size, scope and complexity.
- Creating a system of weighted minimum standards in order to help quantify compliance.
- Meeting the growing training and technical assistance needs of the child-care community.
- Developing inclusive, appropriate, and effective relationships with child-care operations resulting in increased compliance and stronger protection for children.
- Determining Exemption Status for new and different types of child care operations.
- Providing technical assistance to child day care operations struggling to manage behavior problems exhibited by young children.
- Providing thorough, efficient and timely background check results to over a quarter of a million people seeking to work in child care, foster care or seeking to adopt a child.

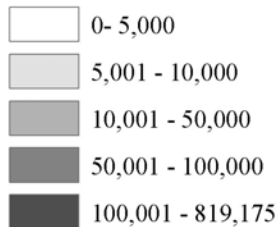
# Texas Child Population Ages Birth to 13 Years Fiscal Year 2006

State Total 4,884,108



**Population**

**Children 0-13**



Population data source: Texas State Data Center, University of Texas (San Antonio)

## Child-Care Operations in Texas at End of August by Fiscal Year

Year	Day Care Facilities	Registered Child-Care Homes	Listed Family Homes	Residential Facilities / Homes	Child-Placing Agencies (CPA)*
2002	10,903	9,584	3,194	8,788	242
2003	10,938	9,355	3,366	8,950	249
2004	10,621	8,422	3,845	9,033	275
2005	10,545	7,808	4,132	9,965	292
2006	10,695	7,488	3,895	10,108	304

## Complaint Investigations in Child-Care Operations Fiscal Year 2006

Operation Type	Total Number of Operations as of August 31, 2006	Complaints Investigated	Abuse/Neglect Complaints Investigated		Non-Abuse/Neglect Complaints Investigated	
			Total	Valid	Total	Deficiency Cited
<b>Day Care Licensing</b>						
Licensed Child-Care Centers	9,091	9,483	1,322	209	8,161	2,636
Licensed Child-Care Homes	1,604	234	44	3	190	64
Registered Child-Care Homes	7,488	704	171	27	533	251
Listed Family Homes	3,895	430	110	11	320	168
<b>Totals</b>	<b>22,078</b>	<b>10,851</b>	<b>1,647</b>	<b>250</b>	<b>9,204</b>	<b>3,119</b>
<b>Residential Licensing (24-Hour Care)</b>						
Facilities	246	1,971	1,209	76	762	166
Independent Foster Homes	20	0	0	0	0	5
CPAs and CPA Foster and Adoptive Homes *	6,710	3,423	1,963	166	1,460	78
Child Protective Services Foster and Adoptive Homes	3,436	1,060	478	10	582	N/A
<b>Totals</b>	<b>10,412</b>	<b>6,454</b>	<b>3,650</b>	<b>252</b>	<b>2,804</b>	<b>249</b>
Unlicensed Operations**		976	307	75	669	153
<b>Totals - All Operation Types</b>	<b>32,490</b>	<b>18,281</b>	<b>5,604</b>	<b>577</b>	<b>12,677</b>	<b>3,521</b>

\* Includes total CPA Licenses plus Branch Offices

\*\* Unlicensed operations include illegal operations and exemption requests.

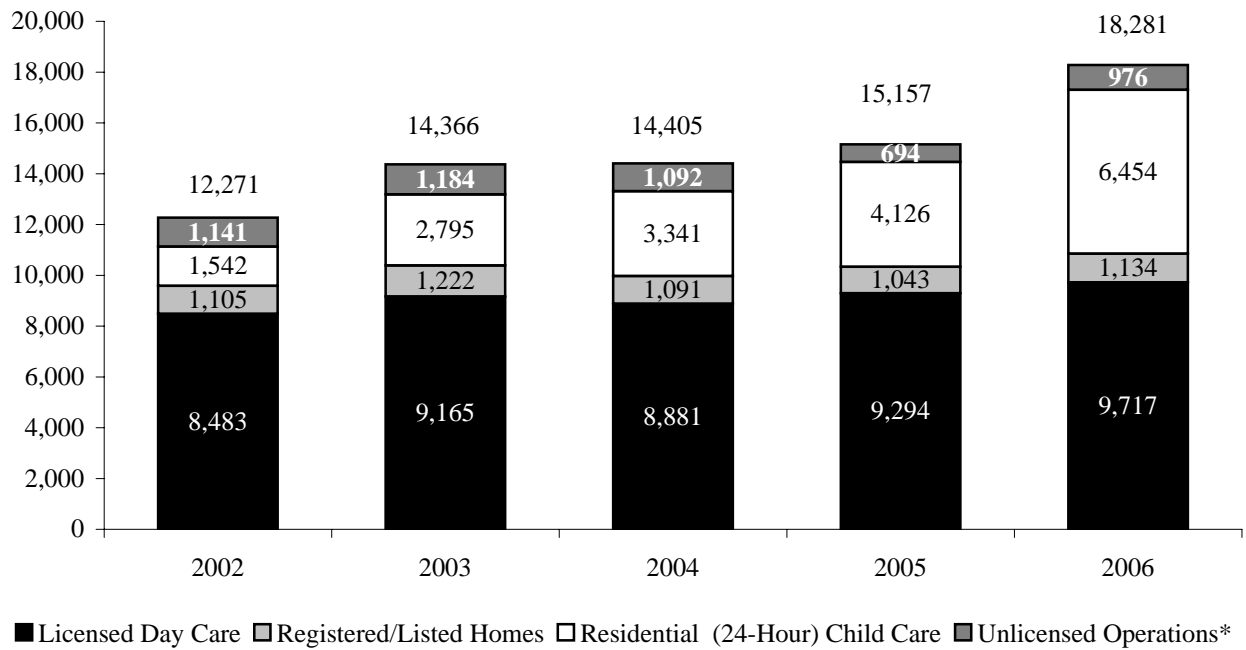
## Child-Care Operations in Texas as of August 31

Type of Operation	2005		2006	
	Number	Capacity	Number	Capacity
<b>Day Care Licensing</b>				
Licensed Child-Care Centers	8,900	834,064	9,091	860,738
Licensed Child-Care Homes	1,645	19,625	1,604	19,042
<b>Subtotal, Licensed/Certified Operations</b>	<b>10,545</b>	<b>853,689</b>	<b>10,695</b>	<b>879,780</b>
Registered Child-Care Homes	7,808	46,848	7,488	44,928
Listed Homes	4,132	12,396	3,895	11,685
<b>Total Day Care Operations and Homes</b>	<b>22,485</b>	<b>912,933</b>	<b>22,078</b>	<b>936,393</b>
<b>Residential Licensing (24-Hour Care)</b>				
Independent Foster Group Homes	13	144	11	109
Independent Foster Family Homes	21	62	9	38
Operations Providing Basic Care	73	4,668	70	4,689
Operations Serving Mentally Retarded Children	3	138	3	138
Emergency Shelters	69	1,929	61	1,866
Residential Treatment Centers	94	4,359	91	4,085
Therapeutic Camps	7	286	6	256
<b>Subtotal, Residential Operations</b>	<b>280</b>	<b>11,586</b>	<b>251</b>	<b>11,181</b>
Child-Placing Agencies*	292	N/A	304	N/A
Agency Foster Homes	5,162	18,270	5,768	20,305
Agency Foster Group Homes	641	5,813	638	5,668
CPS** Foster Homes	3,103	8,786	2,708	7,806
CPS Foster Group Homes	73	451	53	317
CPS Adoptive Homes	691	N/A	675	N/A
<b>Subtotal, Homes</b>	<b>9,670</b>	<b>33,320</b>	<b>9,842</b>	<b>34,096</b>
Maternity Homes	15	197	15	196
<b>Total Residential</b>	<b>10,257</b>	<b>45,103</b>	<b>10,412</b>	<b>45,473</b>
<b>Child-Care Administrators</b>	879	N/A	1,089	N/A

\* Includes total CPA Licenses plus Branch Offices

\*\* CPS (Child Protective Services) is a licensed Child-Placing Agency and operates eleven licensed Child-Placing Agencies.

## Child-Care Operation Investigations by Fiscal Year



## Investigations in Regulated Child-Care Operations Fiscal Year 2006

Region	Day Care Operations and Registered Family Homes	Residential (24-Hour) Operations	Unlicensed Operations*	Total
Lubbock (1)	584	265	57	906
Abilene (2)	316	350	25	691
Arlington (3)	2,831	932	300	4,063
Tyler (4)	368	350	46	764
Beaumont (5)	209	115	25	349
Houston (6)	2,351	1,439	193	3,983
Austin (7)	1,331	1,381	150	2,862
San Antonio (8)	1,671	853	91	2,615
Midland (9)	246	100	19	365
El Paso (10)	283	140	21	444
Edinburg (11)	661	528	48	1,237
Other/Unknown	0	1	1	2
<b>State Total</b>	<b>10,851</b>	<b>6,454</b>	<b>976</b>	<b>18,281</b>

\*Unlicensed operations include illegal operations and exemption requests.

## Day Care Operations and Homes Regulated by Fiscal Year

<b>Licensed Child-Care Centers</b>	<b>2,005</b>	<b>2006</b>
Lubbock (1)	324	315
Abilene (2)	207	221
Arlington (3)	2,180	2,223
Tyler (4)	359	352
Beaumont (5)	236	226
Houston (6)	2,190	2,250
Austin (7)	1,160	1,203
San Antonio (8)	919	938
Midland (9)	192	193
El Paso (10)	293	295
Edinburg (11)	840	874
Unknown		1
<b>Total</b>	<b>8,900</b>	<b>9,091</b>
<b>Licensed Child-Care Homes</b>	<b>2,005</b>	<b>2006</b>
Lubbock (1)	82	75
Abilene (2)	76	63
Arlington (3)	319	344
Tyler (4)	89	83
Beaumont (5)	35	34
Houston (6)	167	173
Austin (7)	220	215
San Antonio (8)	114	112
Midland (9)	62	56
El Paso (10)	201	175
Edinburg (11)	280	274
<b>Total</b>	<b>1,645</b>	<b>1,604</b>
<b>Registered Child-Care Homes</b>	<b>2005</b>	<b>2006</b>
Lubbock (1)	230	211
Abilene (2)	178	179
Arlington (3)	2,315	2,308
Tyler (4)	153	130
Beaumont (5)	104	93
Houston (6)	2,679	2,562
Austin (7)	773	743
San Antonio (8)	745	717
Midland (9)	66	50
El Paso (10)	98	93
Edinburg (11)	467	402
<b>Total</b>	<b>7,808</b>	<b>7,488</b>
<b>Listed Family Homes</b>	<b>2005</b>	<b>2006</b>
Lubbock (1)	211	186
Abilene (2)	109	103
Arlington (3)	1,681	1,338
Tyler (4)	138	131
Beaumont (5)	93	102
Houston (6)	487	515
Austin (7)	855	929
San Antonio (8)	289	332
Midland (9)	86	92
El Paso (10)	55	55
Edinburg (11)	128	112
Unknown	0	0
<b>Total</b>	<b>4,132</b>	<b>3,895</b>



## Residential Operations Regulated by Fiscal Year

<b>Facilities</b>	<b>2005</b>	<b>2006</b>
Lubbock (1)	17	16
Abilene (2)	9	8
Arlington (3)	33	30
Tyler (4)	14	13
Beaumont (5)	10	10
Houston (6)	69	68
Austin (7)	43	40
San Antonio (8)	42	40
Midland (9)	7	5
El Paso (10)	5	5
Edinburg (11)	12	11
<b>Total</b>	<b>261</b>	<b>246</b>

<b>Independent Foster Homes</b>	<b>2005</b>	<b>2006</b>
Lubbock (1)	0	0
Abilene (2)	0	0
Arlington (3)	6	2
Tyler (4)	3	1
Beaumont (5)	1	1
Houston (6)	11	9
Austin (7)	5	3
San Antonio (8)	5	3
Midland (9)	1	1
El Paso (10)	0	0
Edinburg (11)	2	0
<b>Total</b>	<b>34</b>	<b>20</b>

<b>Child-Placing Agencies *</b>	<b>2005</b>	<b>2006</b>
Lubbock (1)	15	17
Abilene (2)	8	12
Arlington (3)	71	79
Tyler (4)	11	13
Beaumont (5)	8	9
Houston (6)	54	51
Austin (7)	45	45
San Antonio (8)	38	37
Midland (9)	5	5
El Paso (10)	7	7
Edinburg (11)	30	29
<b>Total</b>	<b>292</b>	<b>304</b>

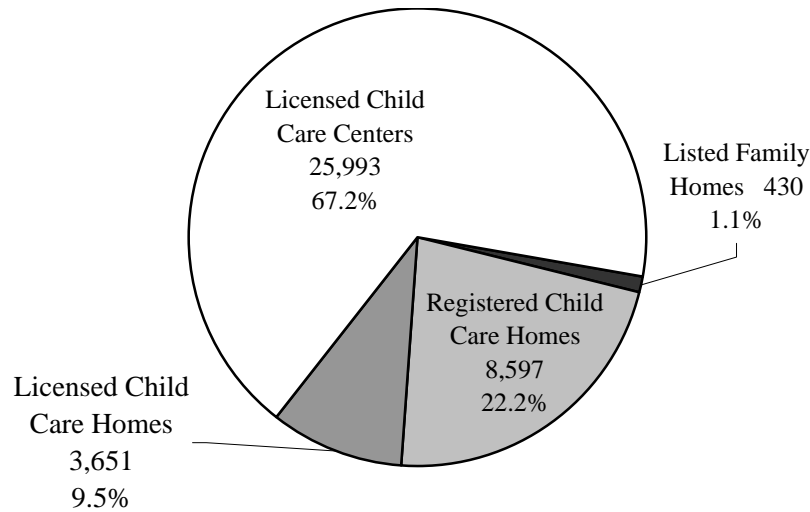
<b>CPA Foster Homes</b>	<b>2005</b>	<b>2006</b>
Lubbock (1)	280	307
Abilene (2)	233	230
Arlington (3)	1,341	1,606
Tyler (4)	213	242
Beaumont (5)	131	146
Houston (6)	1,478	1,472
Austin (7)	756	882
San Antonio (8)	694	749
Midland (9)	79	93
El Paso (10)	162	191
Edinburg (11)	424	480
Unknown	12	8
<b>Total</b>	<b>5,803</b>	<b>6,406</b>

\* Includes total CPA Licenses plus Branch Offices

*Note:* Information about CPS foster and adoptive homes can be found on page 74.

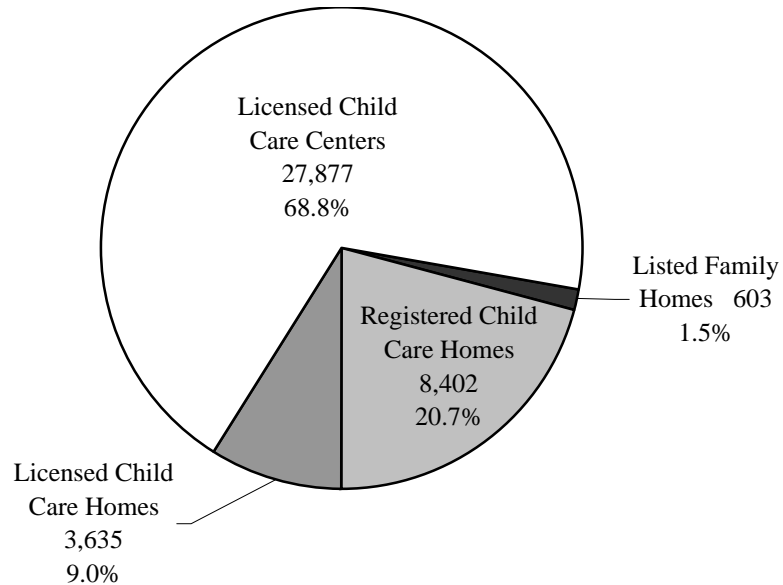
# Inspections in Regulated Day-Care Operations Fiscal Year 2005

Total: 38,671

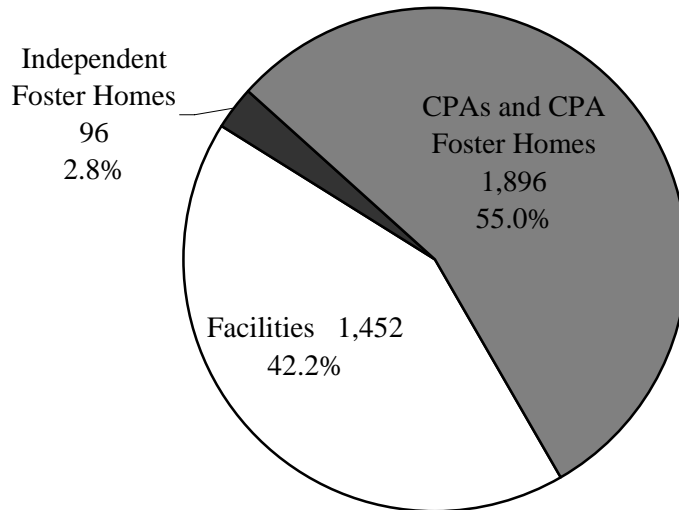


# Fiscal Year 2006

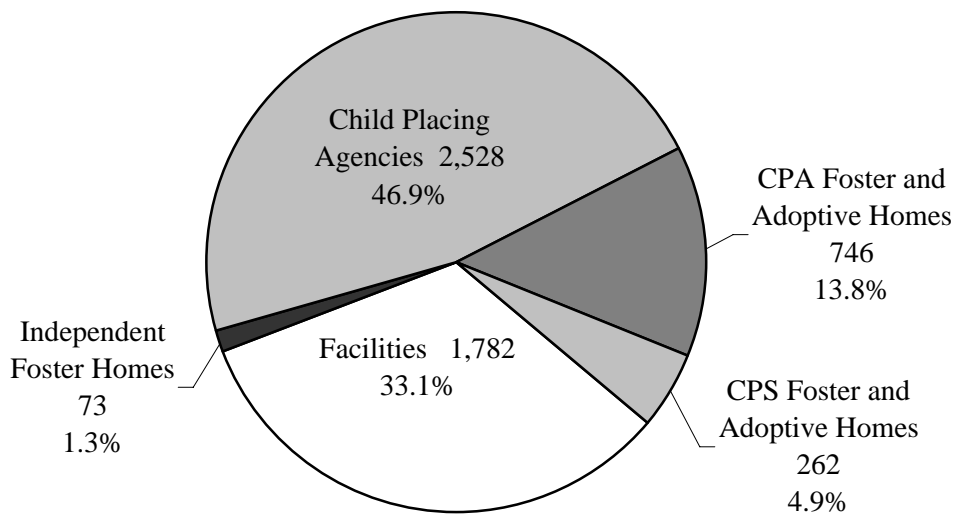
Total: 40,517



## Inspections in Regulated Residential Child-Care Operations Fiscal Year 2005



## Fiscal Year 2006

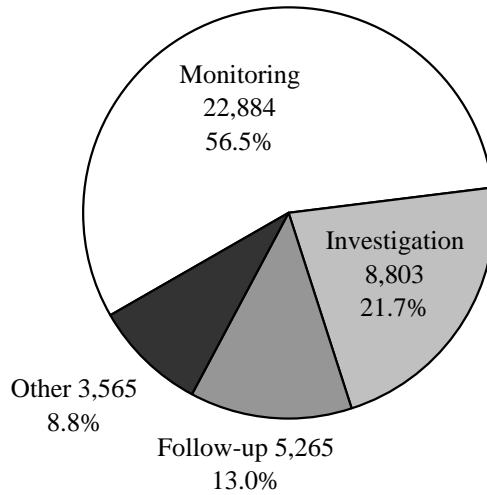


*Note:* CCL inspects agency foster homes for two reasons: (1) to conduct an investigation; or (2) to determine whether the CPA managing the foster homes is compliant in its verification, monitoring, and management of the foster home and the children in care. Foster homes inspected for the latter purpose are periodically selected at random from across the state from the DFPS database for inspection.

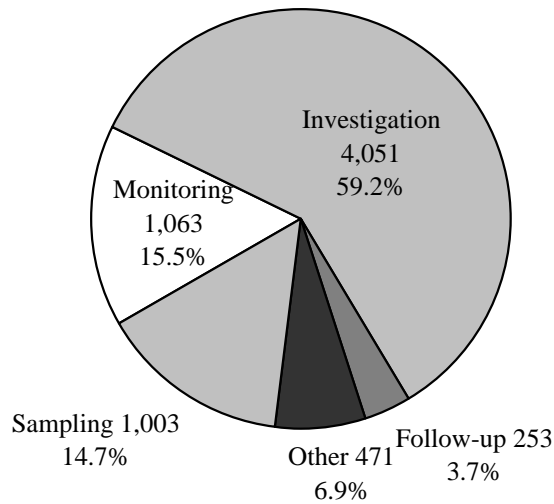
*Note:* Methodology changed in FY 2006 and was applied to FY 2005 and FY 2006.

## Inspections in Regulated Child-Care Operations by Type of Inspection Fiscal Year 2006

**Day Care**  
Total: 40,517



**Residential Care**  
Total: 6,841



*Note:* CCL inspects agency foster homes for two reasons: (1) to conduct an investigation; or (2) to determine whether the CPA managing the foster homes is compliant in its verification, monitoring, and management of the foster home and the children in care. Foster homes inspected for the latter purpose are periodically selected at random from across the state from the DFPS database for inspection.

## Adverse Actions in Day Care Operations by Region Fiscal Year 2006

Region	Permits Denied		Permits Revoked		Permits Suspended		Legal Injunctions		Total Adverse Actions
	Day Care	Registered Child-Care Home	Day Care	Registered Child-Care Home	Day Care	Registered Child-Care Home	Day Care	Registered Child-Care Home	
Lubbock (1)	1	2	3	3	1	7	1	0	18
Abilene (2)	2	2	2	1	0	1	0	0	8
Arlington (3)	0	0	2	10	0	2	0	0	14
Tyler (4)	0	2	1	1	2	1	0	0	7
Beaumont (5)	0	0	1	0	4	4	0	0	9
Houston (6)	5	1	1	13	9	13	1	2	45
Austin (7)	0	7	2	3	1	35	0	0	48
San Antonio (8)	4	3	0	4	0	3	0	0	14
Midland (9)	0	0	1	1	0	0	0	0	2
El Paso (10)	1	0	0	1	0	0	0	0	2
Edinburg (11)	0	0	0	0	0	0	0	0	0
<b>State Total</b>	<b>13</b>	<b>17</b>	<b>13</b>	<b>37</b>	<b>17</b>	<b>66</b>	<b>2</b>	<b>2</b>	<b>167</b>

## Corrective Actions in Day Care Operations by Region Fiscal Year 2006

Region	Evaluation		Probation		Total Corrective Actions
	Day Care	Registered Child-Care Home	Day Care	Registered Child-Care Home	
Lubbock (1)	6	3	0	0	9
Abilene (2)	2	0	0	1	3
Arlington (3)	13	2	11	3	29
Tyler (4)	5	2	2	2	11
Beaumont (5)	3	0	4	0	7
Houston (6)	21	0	12	2	35
Austin (7)	17	3	7	1	28
San Antonio (8)	4	0	18	1	23
Midland (9)	0	0	4	1	5
El Paso (10)	0	0	0	0	0
Edinburg (11)	2	0	0	0	2
<b>State Total</b>	<b>73</b>	<b>10</b>	<b>58</b>	<b>11</b>	<b>152</b>

## Licensing of Day Care Operations by Region Fiscal Year 2006

Region	Licensed Child Care Centers & Homes		Registered Family Homes		Listed Homes
	Applications Accepted	Initial Permits Issued	Applications Accepted	Permits Granted	New Listed
Lubbock (1)	43	34	96	24	68
Abilene (2)	38	34	88	36	46
Arlington (3)	398	340	870	404	402
Tyler (4)	52	50	51	15	29
Beaumont (5)	32	27	35	8	25
Houston (6)	404	368	610	388	160
Austin (7)	177	166	407	115	269
San Antonio (8)	159	142	295	125	141
Midland (9)	17	16	46	7	37
El Paso (10)	45	41	38	22	17
Edinburg (11)	161	152	100	55	31
Unknown	1	0	0	0	0
<b>State Total</b>	<b>1,527</b>	<b>1,370</b>	<b>2,636</b>	<b>1,199</b>	<b>1,225</b>

## Licensing of Residential (24-Hour) Operations by Region Fiscal Year 2006

Region	Applications Accepted	Initial Permits Issued (New)
Lubbock (1)	1	1
Abilene (2)	0	0
Arlington (3)	20	24
Tyler (4)	2	1
Beaumont (5)	1	1
Houston (6)	26	24
Austin (7)	8	10
San Antonio (8)	8	8
Midland (9)	1	1
El Paso (10)	0	0
Edinburg (11)	4	4
<b>State Total</b>	<b>71</b>	<b>74</b>

## Adverse Actions in Residential (24-Hour) Operations by Region Fiscal Year 2006

Region	Permits Denied	Permits Revoked	Permits Suspended	Total Adverse Actions
Lubbock (1)	0	0	0	0
Abilene (2)	0	0	0	0
Arlington (3)	1	0	1	2
Tyler (4)	0	1	1	2
Beaumont (5)	0	0	0	0
Houston (6)	2	1	3	6
Austin (7)	0	0	0	0
San Antonio (8)	0	1	0	1
Midland (9)	0	0	0	0
El Paso (10)	0	0	0	0
Edinburg (11)	0	0	0	0
State Total	3	3	5	11

Note: There were no Legal Injunctions during the fiscal year.

## Corrective Actions in Residential (24-Hour) Operations by Region Fiscal Year 2006

Region	Evaluation	Probation	Total Corrective Actions
Lubbock (1)	0	0	0
Abilene (2)	0	0	0
Arlington (3)	0	2	2
Tyler (4)	0	0	0
Beaumont (5)	0	0	0
Houston (6)	0	0	0
Austin (7)	1	0	1
San Antonio (8)	1	0	1
Midland (9)	0	0	0
El Paso (10)	0	0	0
Edinburg (11)	0	0	0
State Total	2	2	4

## Background Checks by Operation Type Fiscal Year 2006

Operation Type	Central Registry Checks	DPS Checks	FBI Checks
<b>Day Care Licensing</b>			
Licensed Child-Care Center	143,680	143,680	498
Licensed Child-Care Home	4,029	4,029	16
Registered Child-Care Home	11,087	11,087	26
Listed Family Home	3,841	3,841	11
<b>Total Day Care</b>	<b>162,637</b>	<b>162,637</b>	<b>551</b>
<b>Residential Licensing (24-Hour Care)</b>			
CPAs and CPA Foster and Adoptive Home Facility	34,296	34,296	1,343
Independent Foster Home	16,890	16,890	251
Maternity Home	337	337	6
	257	257	10
<b>Total Residential</b>	<b>51,780</b>	<b>51,780</b>	<b>1,610</b>
<b>Total</b>	<b>214,417</b>	<b>214,417</b>	<b>2,161</b>

*Note* : Does not include background checks conducted on individuals in an illegal child-care operation, exemption requests, CPS foster and CPS adoptive homes.