

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 FTE Staff

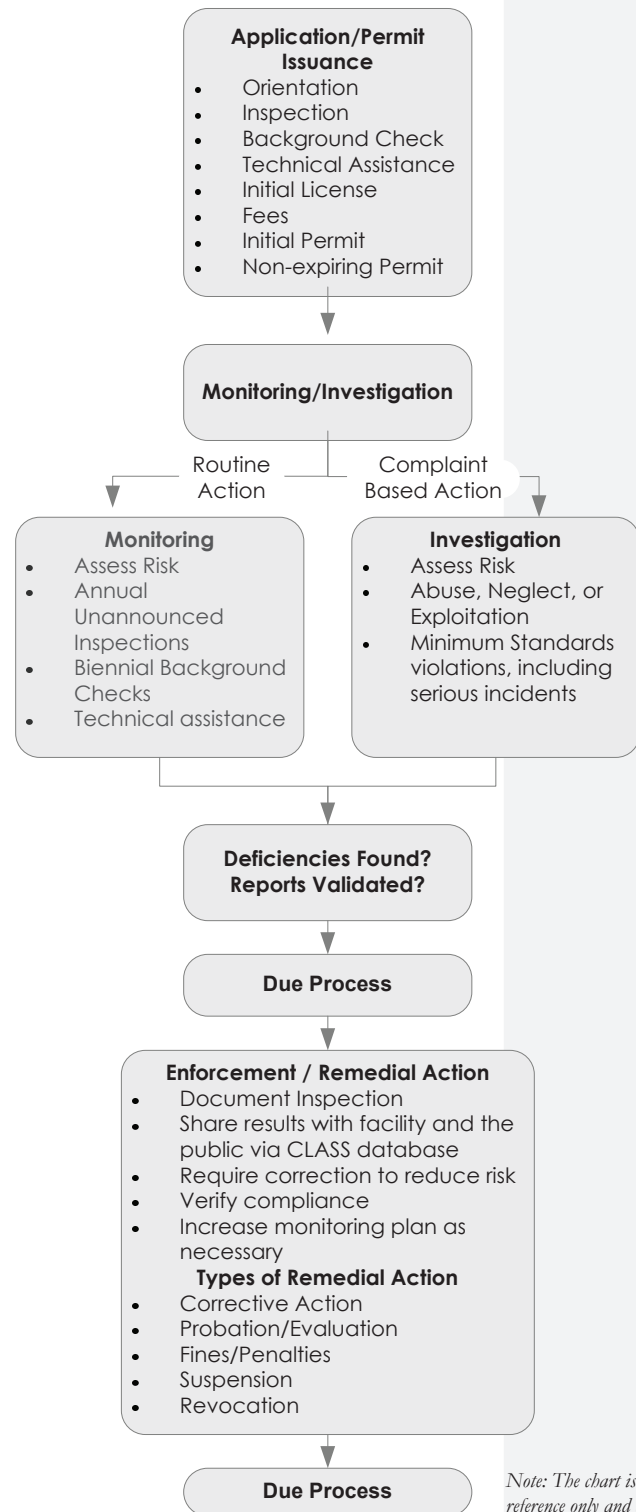
Total Staff	418.4
Direct Delivery Total Staff	363.3
Caseworkers	264.6
Supervisors	35.5
Clerical	46.3
Other	72.0
Staff Costs	\$22,293,875.77

Worker Demographics

Turnover Rate	16.8%
Tenure:	
Less Than 1 Year	22.1%
1 - 3 Years	32.5%
Greater than 3 Years	45.4%
Entry Salary (Inv)	\$31,640.40
Entry Salary (Non-Inv)	\$28,545.96
Average Age	40.2
Race/Ethnicity:	
African-American	28.8%
Anglo	44.6%
Hispanic	22.1%
Other	4.4%

Supervisor Demographics

Turnover Rate	5.6%
Tenure:	
Less Than 1 Year	2.8%
1 - 3 Years	22.2%
Greater than 3 Years	75.0%
Entry Salary	\$38,351.00
Average Age	46.4
Race/Ethnicity:	
African-American	22.2%
Anglo	52.8%
Hispanic	25.0%
Other	0.0%



Note: The chart is for reference only and does not necessarily represent the flow of a case.

Statistics FY 2008

Daycare Operations/Homes	26,026
Capacity	1,030,395
Abuse/Neglect Investigations	2,126
Non-Abuse/Neglect Investigations	14,925
Inspections	45,333
Adverse Actions	301

RCL

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 FTE Staff

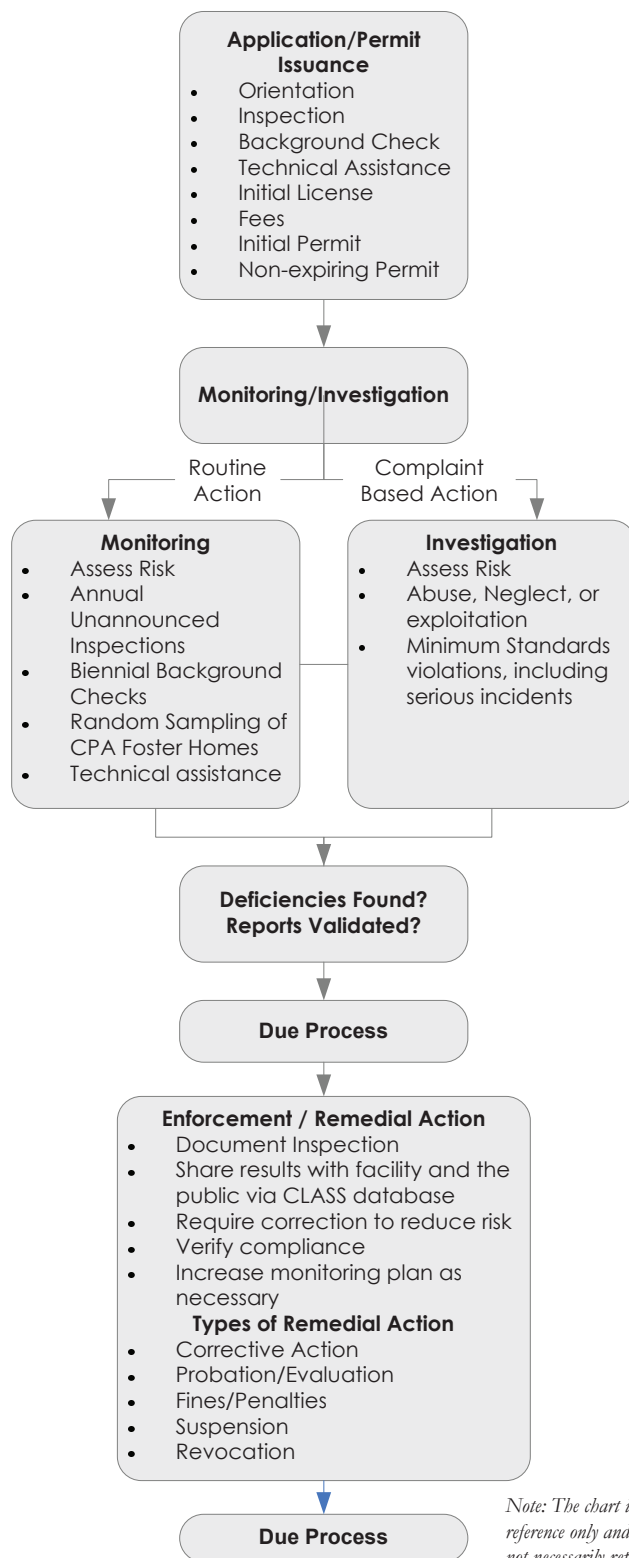
Total Staff	191.1
Direct Delivery Total Staff	183.4
Caseworkers	129.0
Supervisors	21.9
Clerical	17.6
Other	22.6
Staff Costs	\$10,311,101.20

Worker Demographics

Turnover Rate	14.1%
Tenure:	
Less Than 1 Year	23.1%
1 - 3 Years	41.0%
Greater than 3 Years	35.9%
Entry Salary (Inv)	\$35,642.88
Entry Salary (Non-Inv)	\$31,972.00
Average Age	39.6
Race/Ethnicity:	
African-American	41.0%
Anglo	34.2%
Hispanic	21.4%
Other	3.4%

Supervisor Demographics

Turnover Rate	18.8%
Tenure:	
Less Than 1 Year	4.8%
1 - 3 Years	28.6%
Greater than 3 Years	66.7%
Entry Salary	\$40,790.00
Average Age	42.1
Race/Ethnicity:	
African-American	19.0%
Anglo	42.9%
Hispanic	33.3%
Other	4.8%



Note: The chart is for reference only and does not necessarily represent the flow of a case.

Statistics FY 2008

24-Hour Care Facilities	10,106
Capacity of Facilities	43,749
Abuse/Neglect Investigations	2,502
Non-Abuse/Neglect Investigations	3,357
Inspections	10,055
Adverse Actions	4

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 licensed, registered and listed 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 allegations of abuse/neglect, violations of standards violations or the law 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 contact with children in child-care operations excluding children in care.
- Offer consultation to potential applicants and permit holders about meeting and maintaining compliance with Licensing standards, and achieving programs of excellence.
- 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 types.
- Implementing a system of weighted minimum standards in order to help quantify compliance.
- 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 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.
- Implementation of Mobile Technology.

State Total: 5,008,982



Child Care Operations* in Texas as of August 31, 2008

Year	**Licensed Child-Care Operations	Registered Child-Care Homes	Listed Family Homes	Residential Facilities	Child Placing Agencies (CPA)
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
2007	10,855	7,214	3,900	9,696	332
2008	10,874	6,895	8,257	9,775	331

* Counts do not include Applicants

** Includes Licensed Child Care Centers, Licensed Homes, and Small Employer Based Child Care operations.

Child Care Operations in Texas as of August 31, 2008

	2007		2008	
Facility Type - Day Care Licensing	Count	Capacity	Count	Capacity
Licensed Centers	9,319	891,812	9,309	912,320
Licensed Homes	1,536	18,285	1,564	18,664
Listed Homes	3,900	9,895	8,257	19,096
Registered Homes *	7,214	83,655	6,895	80,303
Small Employer Based Child Care	0	0	1	12
Total Day Care Operations and Homes	21,969	1,003,647	26,026	1,030,395

Facility Type - Residential Operations	Count	Capacity	Count	Capacity
General Residential Operation	140	6,921	144	7166
Independent Foster Family	4	22	3	16
Independent Foster Group Home	11	109	7	77
Residential Treatment Center	87	3,914	90	3889
Subtotals, Residential Operations	242	10,966	244	11,148

Facility Type - CPAs	Count	Capacity	Count	Capacity
Main Offices	200	NA	202	NA
Branch Offices	132	NA	129	NA
Subtotal CPAs	332	NA	331	NA

Facility Type - Homes	Count	Capacity	Count	Capacity
Agency Foster Homes **	6,230	22,970	6,481	22,360
Agency Group Homes **	559	5,237	467	4,309
CPS Foster Homes	2,011	6,104	1,810	5,520
CPS Foster Group Homes	41	274	34	221
CPS Adoptive Homes	597	NA	726	NA
Subtotal, Homes	9,438	34,585	9,518	32,410

Facility Type - Maternity Homes	Count	Capacity	Count	Capacity
Maternity Homes	16	207	13	191

Total Residential 10,028 45,758 10,106 43,749

* Homes registered prior to 9/1/03 did not require a capacity to be listed in the database. As new permits are issued for changes made to currently operating homes, the capacities were included. As a result, there is an increase in the capacity that is displayed.

** Adoptive only homes are not included in the number of private agency homes.

Day Care Operations and Homes Regulated by Fiscal Year

Region	Licensed Child Care Centers		Licensed Child Care Homes		Registered Child Care Homes		Listed Family Homes		Small Employer Based Child Care Centers		Total	
	2007	2008	2007	2008	2007	2008	2007	2008	2007	2008	2007	2008
1 Lubbock	312	303	71	68	191	191	202	407	0	0	776	969
2 Abilene	226	213	61	60	152	154	127	223	0	0	566	650
3 Arlington	2,295	2,288	353	376	2,269	2,242	1,318	1,953	0	1	6,235	6,859
4 Tyler	373	357	77	74	117	102	127	411	0	0	694	944
5 Beaumont	220	223	35	30	86	77	104	99	0	0	445	429
6 Houston	2,288	2,312	172	183	2,521	2,357	569	1,762	0	0	5,550	6,614
7 Austin	1,221	1,258	209	221	710	679	858	994	0	0	2,998	3,152
8 San Antonio	961	944	113	114	644	627	362	692	0	0	2,080	2,377
9 Midland	205	207	46	43	53	58	88	221	0	0	392	529
10 El Paso	297	292	163	161	94	79	46	434	0	0	600	966
11 Edinburg	921	912	236	234	377	329	99	1,061	0	0	1,633	2,536
Other/Unknown	0	0	0	0	0	0	0	0	0	0	0	0
Total	9,319	9,309	1,536	1,564	7,214	6,895	3,900	8,257	0	1	21,969	26,026

Residential Operations Regulated by Fiscal Year

Region	Facilities*		Independent Foster Homes		Child Placing Agencies**		CPA Foster Homes***		Total	
	2007	2008	2007	2008	2007	2008	2007	2008	2007	2008
1 Lubbock	16	16	0	0	19	19	306	301	341	336
2 Abilene	8	8	0	0	18	19	196	192	222	219
3 Arlington	28	29	1	1	88	85	1,705	1,750	1,822	1,865
4 Tyler	12	12	0	0	13	14	262	268	287	294
5 Beaumont	10	11	0	0	9	9	154	162	173	182
6 Houston	67	70	9	6	54	54	1,548	1,475	1,678	1,605
7 Austin	39	38	2	0	50	49	895	966	986	1,053
8 San Antonio	40	39	2	2	40	40	948	1,028	1,030	1,109
9 Midland	5	4	1	1	5	5	95	98	106	108
10 El Paso	6	6	0	0	9	9	200	209	215	224
11 Edinburg	12	14	0	0	27	28	480	497	519	539
Other/Unknown	0	0	0	0	0	0	0	2	0	2
Total	243	247	15	10	332	331	6,789	6,948	7,379	7,536

* Facilities include residential treatment centers, general residential operations and maternity homes.

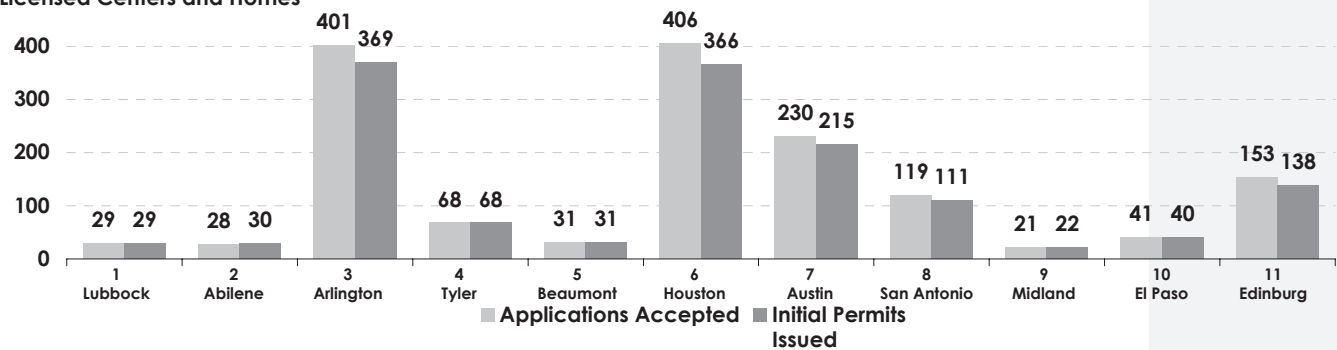
** Includes CPA licenses plus branch offices

*** Adoptive only homes were excluded from the number of CPA foster homes.

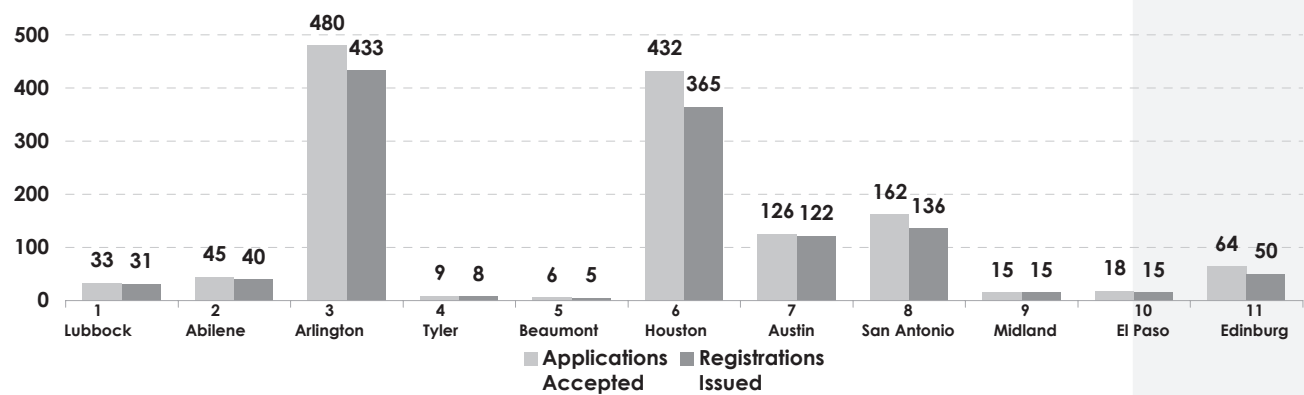
Licensing of Day Care Operations by Region Fiscal Year 2008

Region	Licensed Child Care Centers and Homes		Registered Child Care Homes		Listed Homes
	Applications Accepted	Initial Permits Issued	Applications Accepted	Registrations Issued	Listings Issued
1 Lubbock	29	29	33	31	275
2 Abilene	28	30	45	40	132
3 Arlington	401	369	480	433	1,158
4 Tyler	68	68	9	8	320
5 Beaumont	31	31	6	5	48
6 Houston	406	366	432	365	1,392
7 Austin	230	215	126	122	550
8 San Antonio	119	111	162	136	443
9 Midland	21	22	15	15	167
10 El Paso	41	40	18	15	398
11 Edinburg	153	138	64	50	1,012
State Total	1,527	1,419	1,390	1,220	5,895

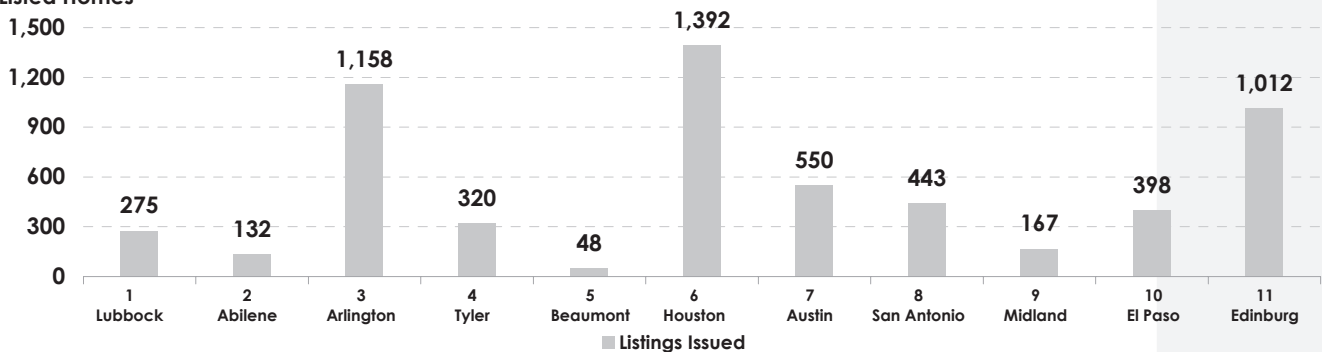
Licensed Centers and Homes



Registered Family Homes



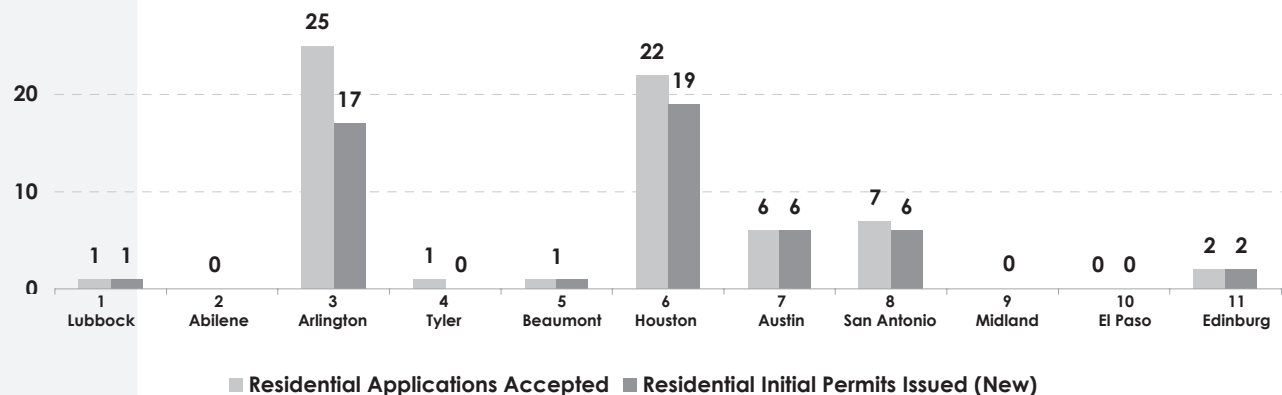
Listed Homes



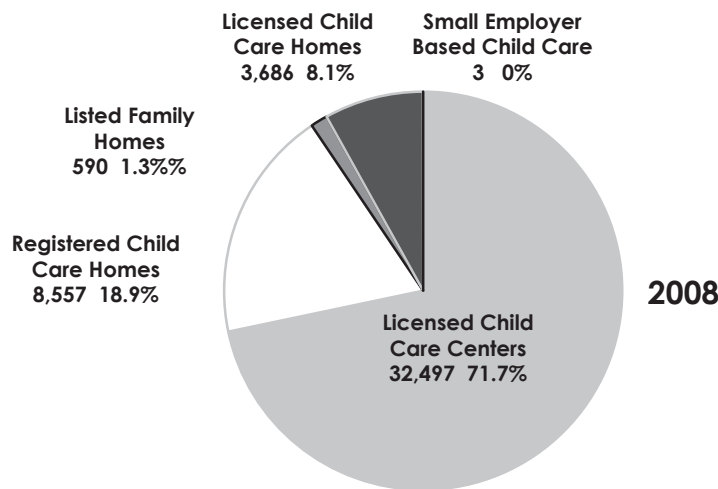
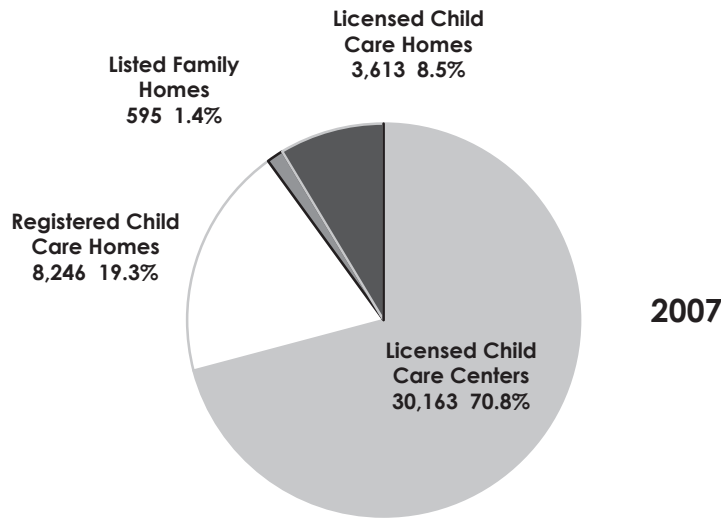
Licensing of Residential (24-Hour) Operations by Region Fiscal Year 2008

Region	Residential Applications Accepted	Residential Initial Permits Issued (New)
1 Lubbock	1	1
2 Abilene	0	0
3 Arlington	25	17
4 Tyler	1	0
5 Beaumont	1	1
6 Houston	22	19
7 Austin	6	6
8 San Antonio	7	6
9 Midland	0	0
10 El Paso	0	0
11 Edinburg	2	2
State Total	65	52

Residential (24 Hour) Operations Licenses

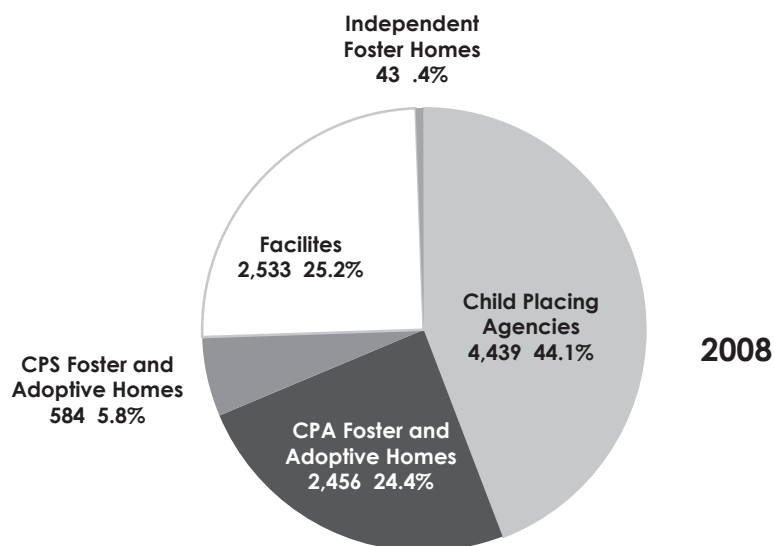
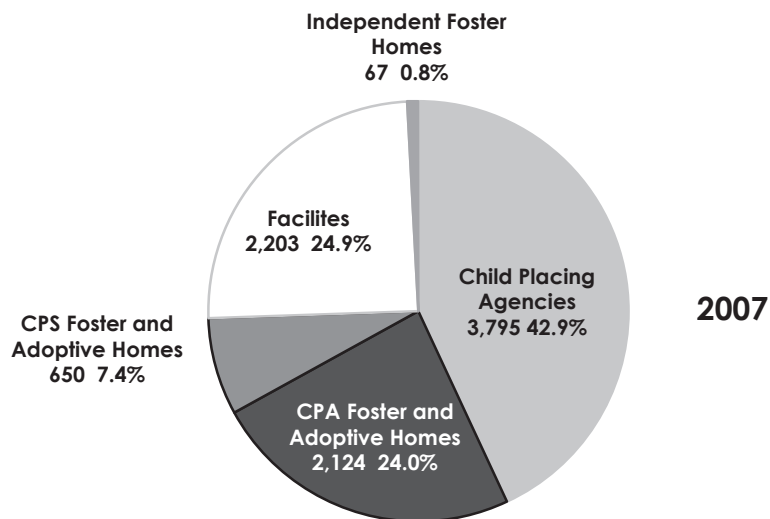


Inspections in Regulated Day-Care Operations



Facility Type	2007	2008
Licensed Child-Care Centers	30,163	32,497
Registered Child-Care Homes	8,246	8,557
Listed Family Homes	595	590
Licensed Child-Care Homes	3,613	3,686
Small Employer Based Child Cares	0	3
Total	42,617	45,333

Inspections in Regulated Residential (24-Hour) Care Operations



Facility Type	2007	2008
Child-Placing Agencies	3,795	4,439
CPA Foster and Adoptive Homes	2,124	2,456
CPS Foster and Adoptive Homes	650	584
Facilities	2,203	2,533
Independent Foster Homes	67	43
Total	8,839	10,055

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.

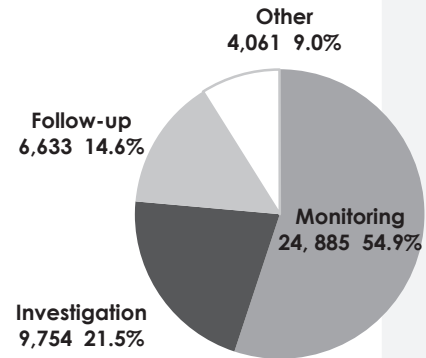
Inspections in Regulated Day-Care Operations by Type of Inspection

Fiscal Year 2008

Total Inspections: 57,606

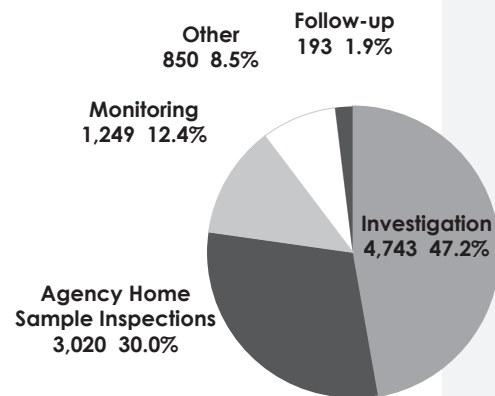
Day Care

Inspection Type	Number
Monitoring	24,885
Investigation	9,754
Follow-up	6,633
Other	4,061
Total	45,333



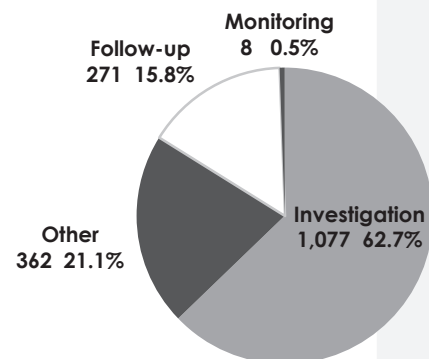
Residential (24-Hour) Care

Inspection Type	Number
Investigation	4,743
Agency Home Sample Inspections	3,020
Monitoring	1,249
Other	850
Follow-up	193
Total	10,055



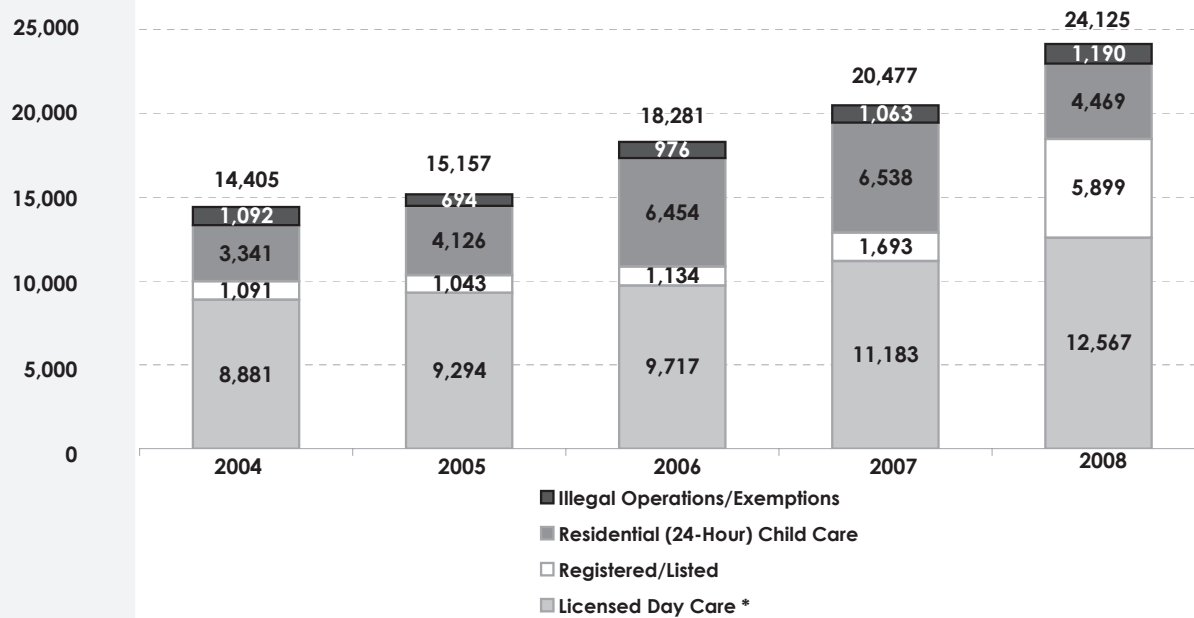
Illegal Operations/Exemptions

Inspection Type	Number
Investigation	1,077
Other	362
Follow-up	271
Monitoring	8
Total	1,718



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.

Child Care Operation Investigations by Fiscal Year



* Includes Licensed Centers, Licensed Homes, and Small Employer Based Child Care investigations.

Investigations in Regulated Child Care Operations Fiscal Year 2008

Region	Licensed Day Care and Registered Family Homes*	Residential Operations	Illegal Operations Exemptions	State
1 Lubbock	920	324	50	1,294
2 Abilene	453	159	29	641
3 Arlington	4,141	1,100	320	5,561
4 Tyler	499	236	38	773
5 Beaumont	219	157	14	390
6 Houston	3,515	1,261	187	4,963
7 Austin	1,593	1,008	197	2,798
8 San Antonio	2,715	970	89	3,774
9 Midland	399	54	36	489
10 El Paso	574	111	21	706
11 Edinburg	2,003	519	52	2,574
Other/Unknown	5	0	157	162
Total	17,036	5,899	1,190	24,125

* Licensed day care and registered family homes includes listed homes.

Complaint Investigations in Child Care Operations Fiscal Year 2008

Operation Type	Total Number Operations as of 8/31/08	Complaints Investigated	Number of Abuse/Neglect Complaints Investigated			Number of Non Abuse/Neglect Complaints Investigated	
			Total	Valid	Percent Validated	Total	Investigations with a Deficiency Cited
Day Care Licensing							
Licensed Centers	9,309	12,073	1,745	276	15.82%	10,317	3,149
Licensed Homes	1,564	494	53	11	20.75%	439	73
Registered Homes	6,895	1,501	221	43	19.46%	1,300	240
Listed Homes	8,257	2,968	107	7	6.54%	2,869	183
Small Employer Based Child Care	1	0	0	0	0%	0	0
Total	26,026	17,036	2,126	337	15.85%	14,925	3,645
Residential Licensing (24-Hour Care)							
Facilities	247	2,029	790	52	6.58%	1,242	319
Independent Foster Homes	10	19	6	1	16.67%	13	3
CPAs and CPA Foster and Adoptive Homes *	7,268	3,224	1,457	79	5.42%	1,736	394
Child Protective Services CPAs and Foster and Adoptive Homes	2,581	627	249	18	7.23%	366	57
Total	10,106	5,899	2,502	150	6.00%	3,357	773
Unlicensed Operations **		1,190	408	90	22.06%	679	235
Total - All Operation Types	36,132	24,125	5,036	577	11.46%	18,961	4,653

* Includes total CPA licenses plus branch offices

** Unlicensed operations include illegal operations and exemptions requests

Note: The number of Complaints Investigated and the number of Non-Abuse/Neglect Complaints Investigated are based on the date that the worker completed the investigation. The number of Abuse/Neglect Complaints Investigated uses the date that the Investigation stage closed. Therefore, the sum of Abuse/Neglect Complaints Investigated and Non-Abuse/Neglect Complaints Investigated will not match the total Complaints Investigated.

Adverse Actions and Corrective Actions in Day Care Operations by Region Fiscal Year 2008

Region	Licensed Child-Care Centers and Homes Adverse Actions				Corrective Actions		
	Permits Denied	Permits Revoked	Permits Suspended	Total Adverse Actions	Evaluation	Probation	Total Corrective Actions
1 Lubbock	0	0	0	0	3	4	7
2 Abilene	2	1	0	3	3	4	7
3 Arlington	3	7	0	10	4	10	14
4 Tyler	1	0	0	1	16	3	19
5 Beaumont	0	2	0	2	4	3	7
6 Houston	12	8	3	23	46	21	67
7 Austin	2	4	0	6	18	9	27
8 San Antonio	1	3	0	4	6	9	15
9 Midland	2	1	0	3	0	2	2
10 El Paso	1	3	0	4	0	8	8
11 Edinburg	1	5	0	6	6	13	19
State Total	25	34	3	62	106	86	192

Region	Registered Child-Care Homes Adverse Actions				Corrective Actions		
	Permits Denied	Permits Revoked	Permits Suspended	Total Adverse Actions	Evaluation	Probation	Total Corrective Actions
1 Lubbock	0	2	0	2	1	0	1
2 Abilene	0	0	0	0	0	1	1
3 Arlington	1	11	0	12	1	3	4
4 Tyler	0	1	0	1	0	0	0
5 Beaumont	0	2	0	2	0	0	0
6 Houston	4	13	0	17	2	4	6
7 Austin	1	2	0	3	2	1	3
8 San Antonio	1	4	0	5	0	2	2
9 Midland	0	1	0	1	0	0	0
10 El Paso	0	0	0	0	0	0	0
11 Edinburg	0	3	1	4	0	1	1
State Total	7	39	1	47	6	12	18

Adverse Actions and Corrective Actions in Day Care Operations by Region Fiscal Year 2008

Region	Adverse Actions				Corrective Actions		
	Permits Denied	Permits Revoked	Permits Suspended	Total Adverse Actions	Evaluation	Probation	Total Corrective Actions
1 Lubbock	11	1	0	12	0	0	0
2 Abilene	7	1	0	8	0	0	0
3 Arlington	9	3	0	12	0	0	0
4 Tyler	16	0	0	16	0	0	0
5 Beaumont	3	0	0	3	0	0	0
6 Houston	31	14	0	45	0	0	0
7 Austin	20	4	0	24	0	0	0
8 San Antonio	15	2	0	17	0	0	0
9 Midland	11	2	0	13	0	0	0
10 El Paso	24	1	0	25	0	0	0
11 Edinburg	11	5	0	16	0	0	0
Unknown	1	0	0	1	0	0	0
State Total	159	33	0	192	0	0	0

Adverse and Corrective Actions in Residential (24-Hour) Operation by Region Fiscal Year 2008

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

Note: Adverse actions are determined by the date the facility was sent the letter of intent. Finalizing adverse action through due process. Voluntary Suspensions are not counted in the number of suspensions. Corrective actions begin after the due process is completed.

Background Checks by Operation Type Fiscal Year 2008

Operation Type	Central Registry Checks	DPS Checks	FBI Checks *
Day Care Licensing			
Licensed Center	188,596	188,312	100,519
Licensed Home	3,896	3,884	675
Listed Home	16,381	16,377	302
Registered Home	10,850	10,842	1,061
Small Employer Based Child Care	8	8	7
	219,731	219,423	102,564
Residential Licensing (24 Hour Care)			
CPAs CPA Foster/Adoptive Homes	39,632	39,641	13,748
Facilities	20,351	20,351	709
Independent Foster Homes	275	275	47
Maternity Homes	374	374	31
	60,632	60,641	14,535
Total	280,363	280,064	117,099

* Represents the number of FBI checks that were requested, not the number that were actually processed.

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

Child Care Administrator Credential Exam Fiscal Year 2008

Licensed Child Care Administrators (LCCA)	60	Passed
	11	Failed
	71	Total exams
Licensed Child Placing Agency Administrators (LCPA)	70	Passed
	5	Failed
	75	Total Exams

Total number of exams for both licenses for FY08 was 146.

On 8/31/08 there were:

	Active	Inactive	Total
LCCA	661	186	847
LCPA	259	10	269
Total			1,116

CPS Children in Residential Child Care Facilities as of 1/7/2009 Fiscal Year 2008

RCC Services	FY 2008 Expenditures
Child Placing Agency	\$ 233,333,659.28
Residential Treatment Center	\$ 61,743,616.09
GRO Emergency Shelter	\$ 25,042,154.31
GRO Basic Child Care	\$ 21,992,440.32
Child Specific Residential Contract	\$ 3,704,657.91
Independent Foster Home	\$ 955,032.74
GRO Therapeutic Camp	\$ 1,020,216.49
Intensive Psychiatric Transition Program	\$ 894,524.50
Women's Shelter (FLDS)	\$ 153,111.94
Maternity Home	\$ 124,747.39
DSHS Specialty Care Facility	\$ 84,272.20
Total	\$ 349,048,433.17

Note: This is not a cost for the Child Care Licensing Program.