

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.

Paid Expenditures and Total Average Filled FTE Staff

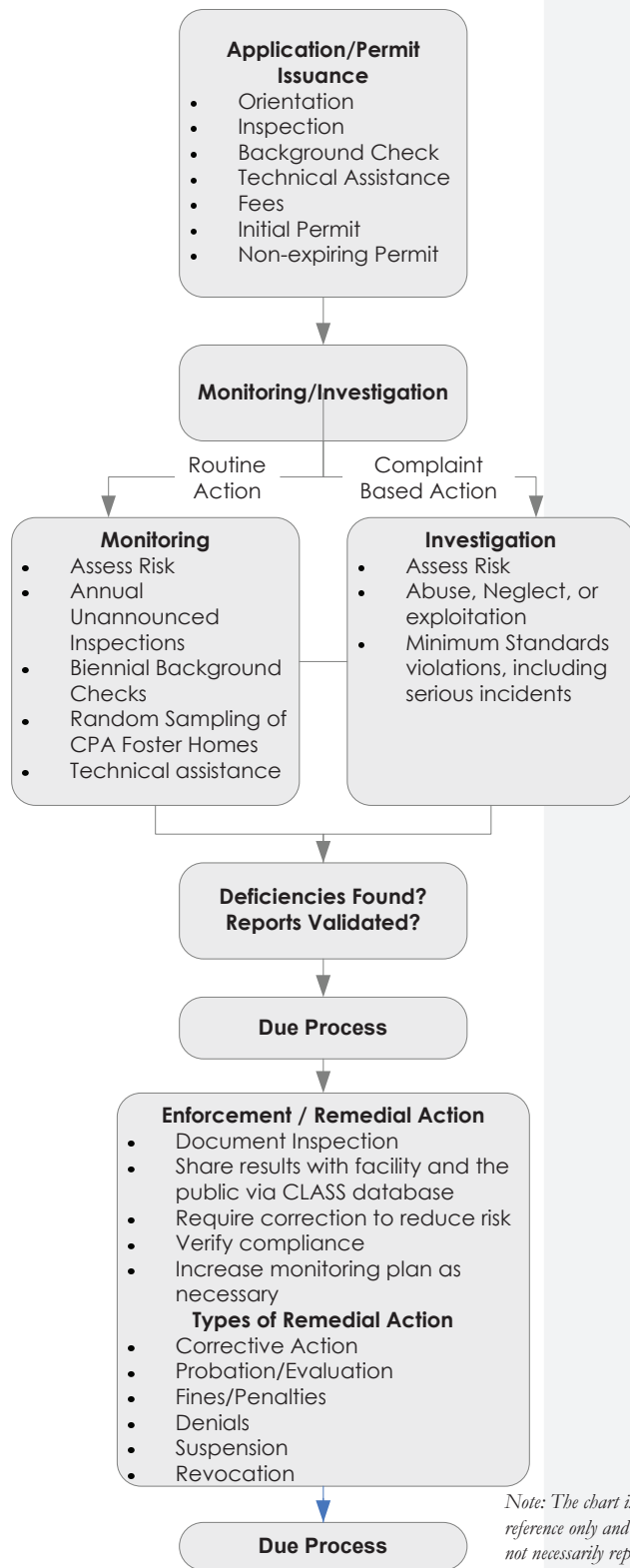
Total Staff	204.6
Direct Delivery Total Staff	204.6
Caseworkers	136.0
Supervisors	22.3
Clerical	20.4
Other	26.1
Staff Costs	\$10,399,651.63

Worker Demographics

Turnover Rate	9.1%
Tenure:	
Less Than 1 Year	16.3%
1 - 3 Years	39.8%
Greater than 3 Years	43.9%
Entry Salary (Inv)	\$36,355.68
Entry Salary (Non-Inv)	\$32,610.96
Average Age	39.6
Race/Ethnicity:	
African-American	38.2%
Anglo	39.0%
Hispanic	20.3%
Other	2.4%

Supervisor Demographics

Turnover Rate	13.3%
Tenure:	
Less Than 1 Year	4.5%
1 - 3 Years	9.1%
Greater than 3 Years	86.4%
Entry Salary	\$41,605.92
Average Age	39.2
Race/Ethnicity:	
African-American	27.3%
Anglo	31.8%
Hispanic	36.4%
Other	4.5%



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

Statistics FY 2009

24-Hour Care Facilities	10,361
Capacity of Facilities	43,107
Abuse/Neglect Investigations	2,238
Non-Abuse/Neglect Investigations	3,129
Inspections	10,481
Adverse Actions	0

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.
- Validating a system of weighted minimum standards in order to help quantify compliance.
- 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.
- Balancing standards for safety with the needs for the least restrictive environment.

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.
- Maximizing the use of Mobile Technology.

Fiscal Year 2004 and 2009 Pre- and Post-Reform Statistics by Region (RCCL)

2004	Region 1 - Lubbock	2009
0.0%	Turnover	0.0%
\$44,338	Average Base Salary	\$36,634
95	Inspections	543
129	Investigations	252

2004	Region 2 - Abilene	2009
0.0%	Turnover	14.8%
\$0	Average Base Salary	\$37,057
38	Inspections	317
134	Investigations	184

2004	Region 3 - Arlington	2009
0.0%	Turnover	4.7%
\$39,191	Average Base Salary	\$35,790
341	Inspections	1,896
436	Investigations	886

2004	Region 9 - Midland	2009
0.0%	Turnover	0.0%
\$0	Average Base Salary	\$46,726
24	Inspections	143
87	Investigations	69

2004	Region 7 - Austin	2009
26.7%	Turnover	5.5%
\$34,351	Average Base Salary	\$35,321
396	Inspections	1,542
603	Investigations	791

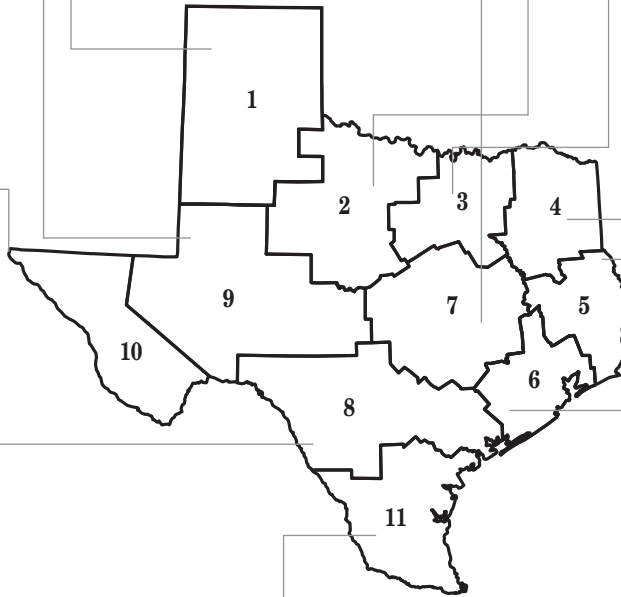
2004	Region 4 - Tyler	2009
0.0%	Turnover	0.0%
\$32,501	Average Base Salary	\$37,131
95	Inspections	357
139	Investigations	202

2004	Region 10 - El Paso	2009
0.0%	Turnover	0.0%
\$32,865	Average Base Salary	\$38,805
38	Inspections	272
47	Investigations	125

2004	Region 5 - Beaumont	2009
100.0%	Turnover	0.0%
\$34,518	Average Base Salary	\$39,218
57	Inspections	277
62	Investigations	161

2004	Region 8 - San Antonio	2009
38.1%	Turnover	10.7%
\$34,462	Average Base Salary	\$36,365
337	Inspections	1,769
367	Investigations	984

2004	Region 6 - Houston	2009
0.0%	Turnover	22.4%
\$36,337	Average Base Salary	\$36,673
660	Inspections	2,433
991	Investigations	1,154



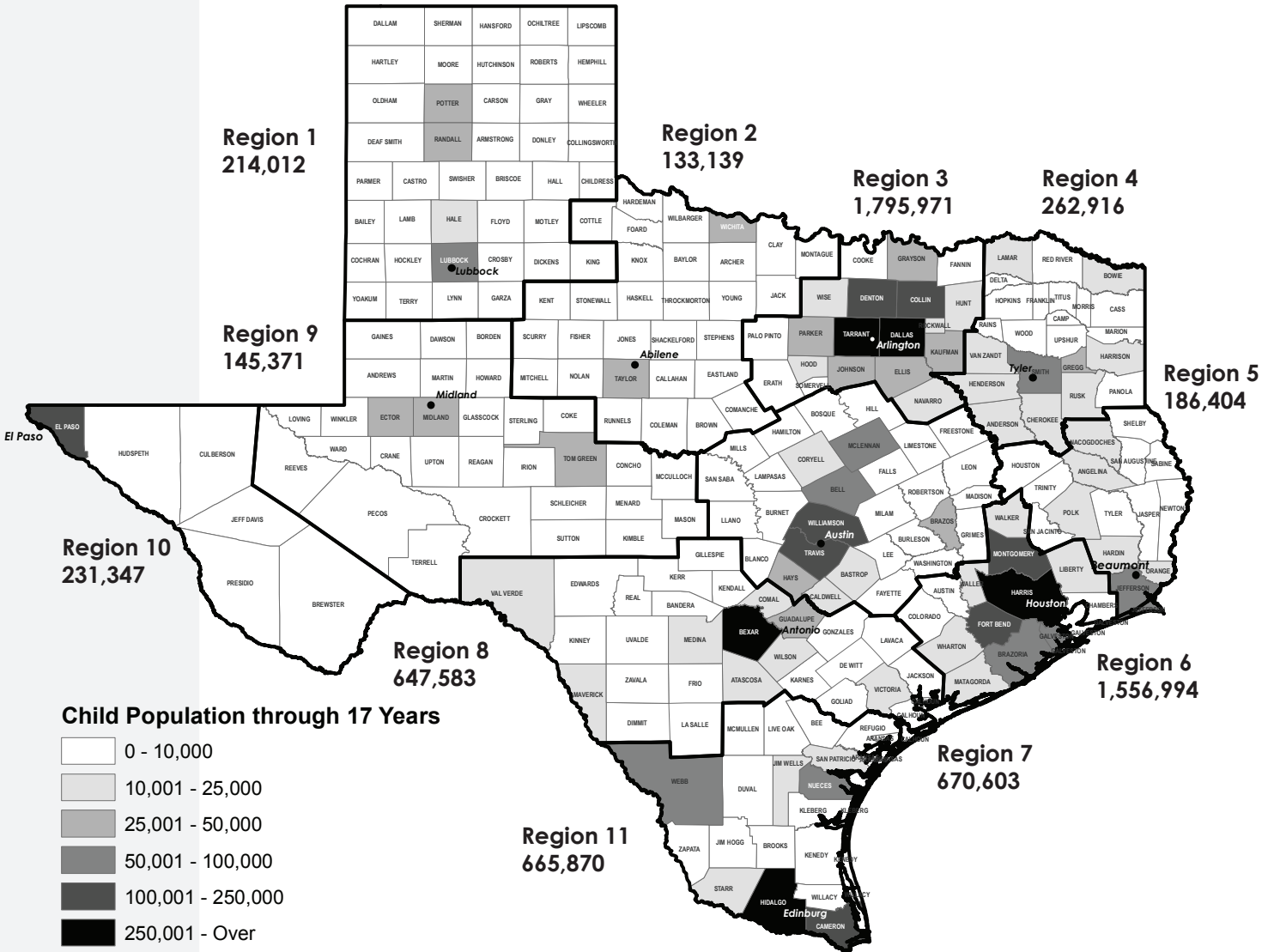
2004	Region 11 - Edinburg	2009
0.0%	Turnover	0.0%
\$33,926	Average Base Salary	\$37,607
132	Inspections	903
339	Investigations	457

2004	Statewide Totals	2009
33.8	Caseworkers*	136.0
12.9%	Turnover	9.1%
\$36,499	Average Base Salary	\$36,659
2,213	Inspections	10,454
3,341	Investigations	5,265

* RCCL workers report to a state office division and are not regionally allocated.
 The State Total for Completed Investigations includes those where the Region was Unknown and/or Out of State.

**Texas Child Population
Ages Birth through 17 Years
Fiscal Year 2009**

State Total: 6,510,210



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

Residential Child Care Licensing Operations* in Texas as of August 31

Year	Child Placing Agencies (CPA)**	Homes Verified by CPAs	General Residential Operations	Independent Foster Family and Group Homes	Residential Treatment Centers	Maternity Homes	Total Licensed Residential
2005	292	9,670	152	34	94	15	10,257
2006	304	9,842	140	20	91	15	10,412
2007	332	9,438	140	15	87	16	10,028
2008	331	9,518	144	10	90	13	10,106
2009	334	9,761	150	14	89	13	10,361

* Counts do not include Applicants

** Counts include Branch Offices

Residential Child Care Licensing Operations in Texas as of August 31

	2008		2009	
	Count	Capacity	Count	Capacity
Child Placing Agencies*				
Main Offices	202	NA	204	NA
Branch Offices**	129	NA	130	NA
Subtotal	331	NA	334	NA
Homes Verified by Child Placing Agencies	Count	Capacity	Count	Capacity
Agency Foster Homes ***	6,481	22,360	6,602	22,350
Agency Group Homes ***	467	4,309	440	3,974
CPS Foster Family Homes	1,810	5,520	1,754	5,239
CPS Foster Group Homes	34	221	27	188
CPS Adoptive Homes	726	N/A	938	N/A
Subtotal	9,518	32,410	9,761	31,751
Licensed Residential Operations	Count	Capacity	Count	Capacity
General Residential Operations	144	7,166	150	7,217
Independent Foster Homes	3	16	3	14
Independent Foster Group Homes	7	77	11	106
Residential Treatment Centers	90	3,889	89	3,838
Maternity Homes	13	191	13	181
Subtotal	257	11,339	266	11,356
Total Residential Child Care Licensing Operations	10,106	43,749	10,361	43,107

* Includes 11 DFPS Regional Child Placing Agencies

** Branch Offices operate under the license authority of the main office.

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

Residential Child Care Licensing Operations Regulated by Fiscal Year

Child Placing Agencies

Region	Main Offices		Branch Offices		Total CPAs	
	2008	2009	2008	2009	2008	2009
1 Lubbock	11	10	8	8	19	18
2 Abilene	6	6	13	13	19	19
3 Arlington	66	68	19	21	85	89
4 Tyler	4	5	10	9	14	14
5 Beaumont	4	4	5	5	9	9
6 Houston	37	36	17	17	54	53
7 Austin	34	35	15	15	49	50
8 San Antonio	27	29	13	14	40	43
9 Midland	2	2	3	3	5	5
10 El Paso	4	4	5	5	9	9
11 Edinburg	7	5	21	20	28	25
Unknown/Out Of State	0	0	0	0	0	0
Total	202	204	129	130	331	334

Homes Verified by Child Placing Agencies

Region	Agency Foster Homes		Agency Group Homes		CPS Foster Homes	
	2008	2009	2008	2009	2008	2009
1 Lubbock	289	280	12	14	176	159
2 Abilene	174	183	18	19	99	103
3 Arlington	1,642	1,653	108	93	368	382
4 Tyler	252	275	16	15	121	122
5 Beaumont	146	150	16	18	102	110
6 Houston	1,385	1,384	90	70	329	338
7 Austin	898	963	68	69	189	161
8 San Antonio	966	997	62	64	179	192
9 Midland	87	97	11	13	97	46
10 El Paso	200	180	9	8	35	43
11 Edinburg	440	439	57	57	85	78
Unknown/Out Of State	2	1	0	0	30	20
Total	6,481	6,602	467	440	1,810	1,754

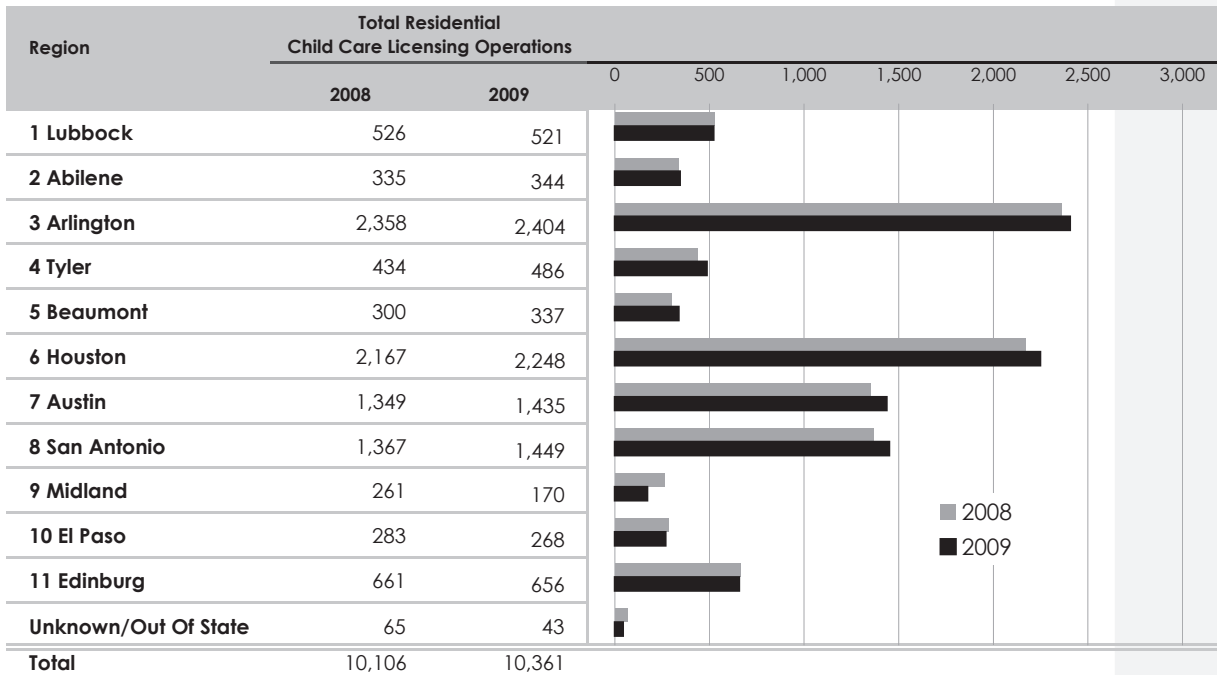
Region	CPS Foster Group Homes		CPS Adoptive Homes		Subtotal - Total Homes Verified by CPAs	
	2008	2009	2008	2009	2008	2009
1 Lubbock	5	4	9	30	491	487
2 Abilene	0	0	17	12	308	317
3 Arlington	6	4	119	149	2,243	2,281
4 Tyler	1	0	18	47	408	459
5 Beaumont	0	0	16	42	280	320
6 Houston	11	9	222	317	2,037	2,118
7 Austin	2	2	105	150	1,262	1,345
8 San Antonio	4	4	75	105	1,286	1,362
9 Midland	2	1	54	4	251	161
10 El Paso	0	1	24	20	268	252
11 Edinburg	2	2	35	40	619	616
Unknown/Out Of State	1	0	32	22	65	43
Total	34	27	726	938	9,518	9,761

Residential Child Care Licensing Operations Regulated by Fiscal Year

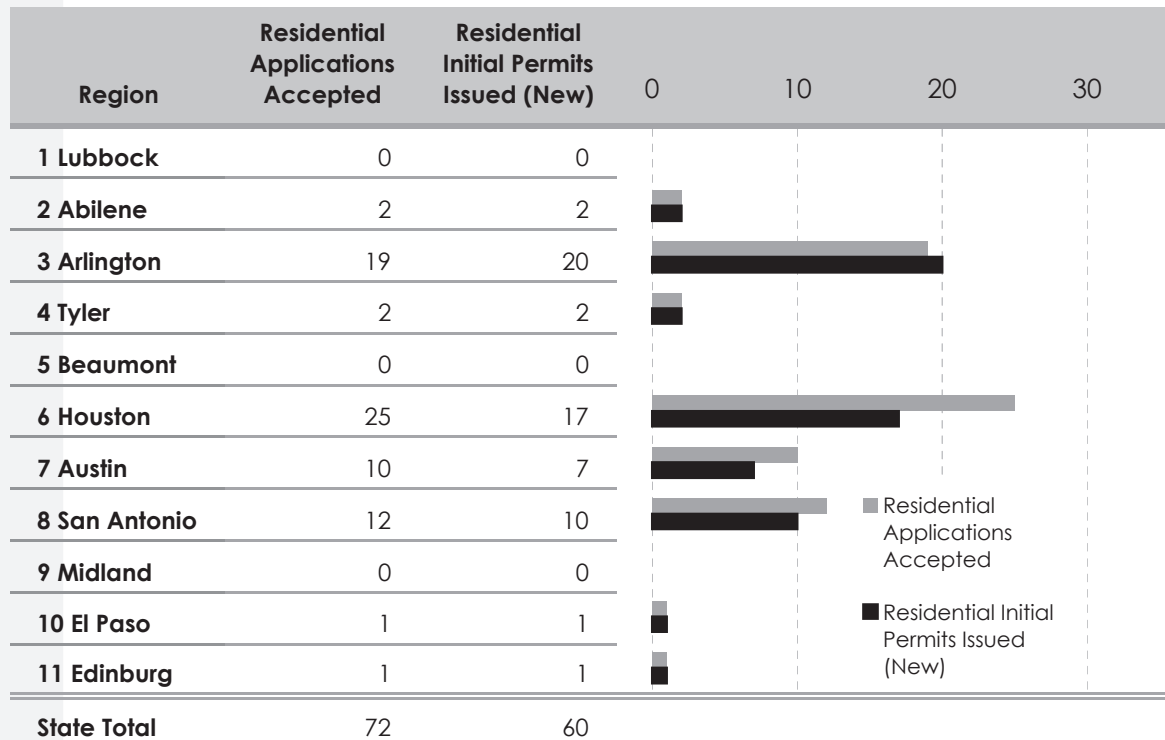
Licensed Residential Operations

Region	General Residential Operations		Independent Foster Family Homes		Independent Foster Group Homes	
	2008	2009	2008	2009	2008	2009
1 Lubbock	13	13	0	0	0	0
2 Abilene	6	6	0	0	0	0
3 Arlington	21	23	1	1	0	0
4 Tyler	7	7	0	0	0	0
5 Beaumont	8	5	0	0	0	0
6 Houston	20	21	0	1	6	9
7 Austin	21	22	0	0	0	2
8 San Antonio	27	30	2	1	0	0
9 Midland	4	4	0	0	1	0
10 El Paso	5	6	0	0	0	0
11 Edinburg	12	13	0	0	0	0
Unknown/Out Of State	0	0	0	0	0	0
Total	144	150	3	3	7	11

Region	Residential Treatment Centers		Maternity Homes		Subtotal - Licensed Residential Operations	
	2008	2009	2008	2009	2008	2009
1 Lubbock	2	2	1	1	16	16
2 Abilene	0	1	2	1	8	8
3 Arlington	5	6	3	4	30	34
4 Tyler	4	5	1	1	12	13
5 Beaumont	3	3	0	0	11	8
6 Houston	48	44	2	2	76	77
7 Austin	15	14	2	2	38	40
8 San Antonio	11	12	1	1	41	44
9 Midland	0	0	0	0	5	4
10 El Paso	1	1	0	0	6	7
11 Edinburg	1	1	1	1	14	15
Unknown/Out Of State	0	0	0	0	0	0
Total	90	89	13	13	257	266

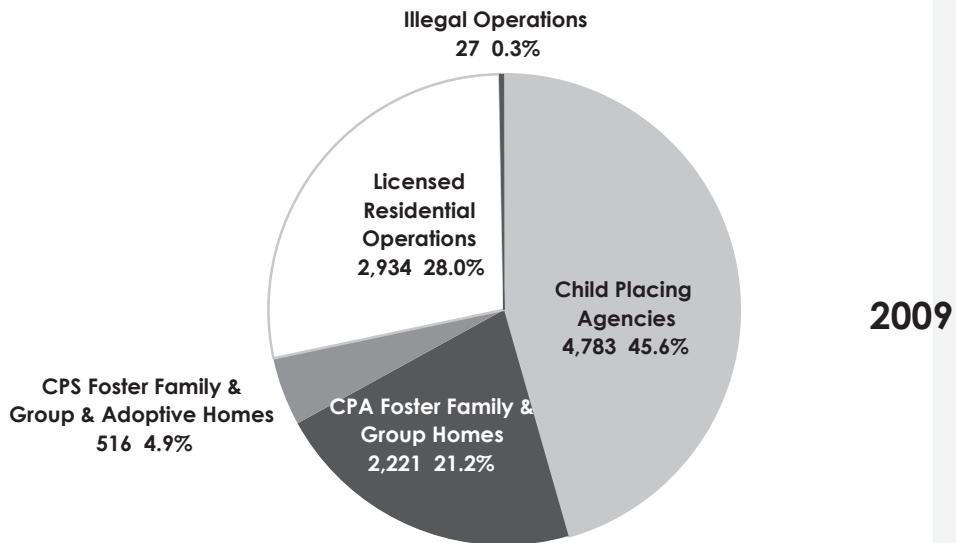
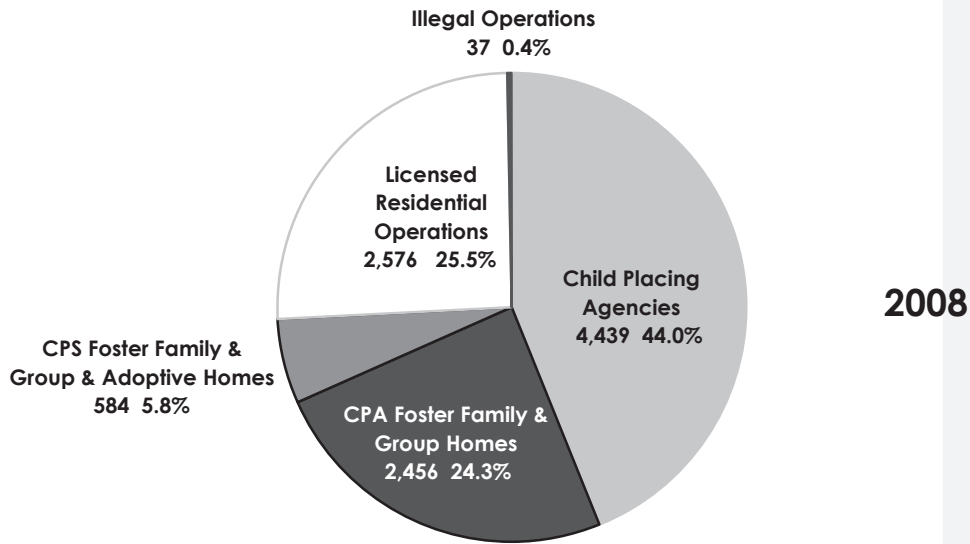


Licensing of Residential Child Care Operations by Region Fiscal Year 2009



Note: Does not include homes verified by CPA's.

Inspections in Residential Child Care Licensing Operations



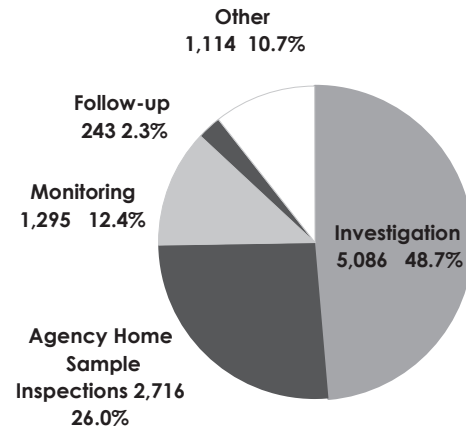
Facility Type	2008	2009
Child Placing Agencies	4,439	4,783
CPA Foster Family & Group Homes	2,456	2,221
CPS Foster Family & Foster Group & Adoptive Homes	584	516
Licensed Residential Operations	2,576	2,934
Illegal Operations	38	27
Total	10,093	10,481

Note: RCL 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 child in care. Foster home inspections for the latter purpose are periodically selected at random from across the state from

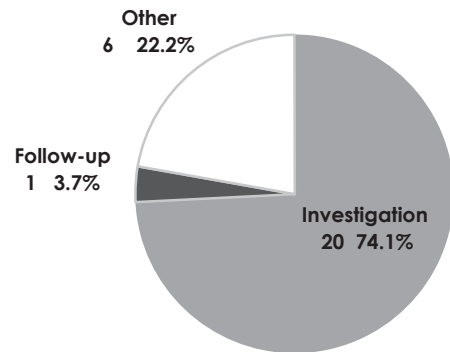
**Inspections in Residential Child Care Licensing Operations by Type of Inspection
Fiscal Year 2009**

Total Inspections: 10,481

Residential Child Care Licensing Operations	
Inspection Type	Number
Investigation	5,086
Agency Home Sample Inspections	2,716
Monitoring	1,295
Follow-up	243
Other	1,114
Total	10,454

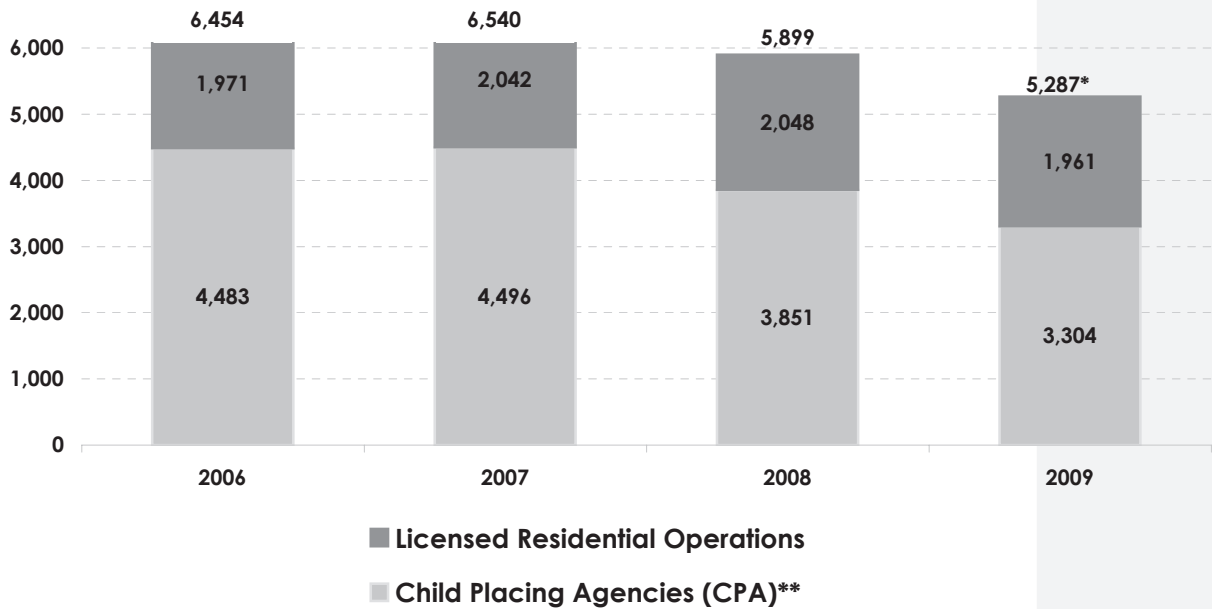


Illegal Operations	
Inspection Type	Number
Investigation	20
Monitoring	0
Follow-up	1
Other	6
Total	27



Note: RCL 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 home inspections for the latter purpose are periodically selected at random from across the state from the DFPS database for inspection.

Investigations in Residential Child Care Licensing Operations



* Includes 22 Investigations of Illegal Operations

** Includes homes regulated by Child Placing Agencies

Investigations in Residential Child Care Licensing Operations Fiscal Year 2009

Region	Child Placing Agencies (CPA)	Licensed Residential Operations	Illegal Operations	Total Investigations
1 Lubbock	158	94	0	252
2 Abilene	164	20	0	184
3 Arlington	780	106	4	890
4 Tyler	118	84	0	202
5 Beaumont	92	69	0	161
6 Houston	639	515	6	1,160
7 Austin	406	385	1	792
8 San Antonio	456	528	6	990
9 Midland	49	20	0	69
10 El Paso	108	17	0	125
11 Edinburg	334	123	0	457
Other/Unknown	0	0	5	5
Total	3,304	1,961	22	5,287

Investigations in Residential Child Care Licensing Operations Fiscal Year 2009

Operation Type	Total Number Operations as of 8/31/09	Investigations	Number of Abuse/Neglect Investigations			Number of Non Abuse/Neglect Investigations	
			Total	Valid	Percent Validated	Total	Investigations with a Deficiency Cited
Residential Child Care Licensing Operations							
Child Placing Agencies (CPA)*	334	3,304	1,505	61	4.1%	1,861	483
General Residential Operations	150	852	275	11	4.0%	598	152
Independent Foster/ Foster Group Homes	14	16	1	0	0.0%	15	4
Residential Treatment Centers	89	1,092	456	19	4.2%	633	141
Maternity Homes	13	1	0	0	0.0%	1	1
Subtotal	600	5,265	2,237	91	4.1%	3,108	781
Illegal Operations	13	22	1	0	0.0%	21	4
Total	613	5,287	2,238	91	4.1%	3,129	785

* Includes CPA branch offices

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

Adverse and Corrective Actions in Residential Child Care Licensing Operations by Region Fiscal Year 2009

Adverse Actions in Residential Child Care Licensing Operations by Region Fiscal Year 2009

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

Corrective Actions in Residential Child Care Licensing Operations by Region Fiscal Year 2009

Region	Evaluation	Probation	Total Corrective Action
1 Lubbock	0	0	0
2 Abilene	0	0	0
3 Arlington	3	0	3
4 Tyler	0	0	0
5 Beaumont	0	0	0
6 Houston	9	2	11
7 Austin	2	0	2
8 San Antonio	0	0	0
9 Midland	0	0	0
10 El Paso	0	0	0
11 Edinburg	0	0	0
Unknown	0	0	0
State Total	14	2	16

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

Background Checks for Residential Child Care Licensing Operations Fiscal Year 2009

Residential Child Care Licensing Operations	Central Registry Checks	DPS Checks	FBI Checks *
CPAs, CPA Foster Agency Homes	40,182	40,209	13,316
General Residential Operations	11,048	11,048	621
Independent Foster/ Group Homes	298	298	28
Residential Treatment Centers	9,252	9,252	226
Maternity Homes	308	308	17
Total	61,088	61,115	14,208

* 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 illegal child-care operations or CPS Foster and CPS Adoptive homes.

Child Care Administrator Credential Exam Fiscal Year 2009

Licensed Child Care Administrators (LCCA)	49	Passed
	2	Failed
	51	Total Exams
Licensed Child Placing Agency Administrators (LCPA)	69	Passed
	2	Failed
	71	Total Exams

Total number of exams for both licenses for FY09 was 122.

On 8/31/2009 there were:

	Active	Inactive	Total
LCCA	647	164	811
LCPA	346	12	358
Total			1,169