

TEXAS WORKFORCE COMMISSION LETTER

ID/No:	WD 25-16
Date:	October 25, 2016
Keyword:	Child Care; TWIST
Effective:	November 19, 2016

To: Local Workforce Development Board Executive Directors
Commission Executive Offices
Integrated Service Area Managers



From: Reagan Miller, Deputy Director, Workforce Solutions

Subject: **Texas Department of Family and Protective Services Annual Inspections for Registered Child Care Homes Accepting Subsidized Children**

PURPOSE:

To provide information and guidance to Local Workforce Development Boards (Boards) regarding Texas Department of Family and Protective Services (DFPS) annual inspections for registered child care homes accepting subsidized children pursuant to the requirements of the federal Child Care and Development Block Grant (CCDBG) Act of 2014.

BACKGROUND:

Section 658E(c)(2)(K) of the CCDBG Act of 2014 requires that all child care providers that serve children through the Child Care and Development Fund (CCDF) have at least one unannounced inspection annually for compliance with state licensing standards. Eligible relatives are exempt from this requirement.

The CCDBG Act requires that states have the process in place for annual inspections of child care facilities that serve CCDF children no later than November 19, 2016.

DFPS licensing regulations require annual unannounced inspections of all Licensed Child Care Centers and Licensed Child Care Homes. However, DFPS licensing standards require that Registered Child Care Homes be inspected at least every other year.

PROCEDURES:

NLF: Boards must be aware that beginning on November 19, 2016, DFPS will have in place a process for conducting annual inspections for all Registered Child Care Homes that have a current agreement with a Board to serve subsidized children.

NLF: Boards must be aware that:

- on a monthly basis the Texas Workforce Commission will provide to DFPS a list of all Registered Child Care Homes with a current agreement as entered in The Workforce Information System of Texas (TWIST); and
- DFPS will use that list to determine the appropriate frequency to conduct the required unannounced inspections, which, at a minimum, must occur at least once annually.

NLF: Boards must ensure that current Registered Child Care Homes:

- are notified of the annual unannounced inspection requirement; and
- given the option to end the agreement if the provider does not wish to be subject to the annual inspection requirement of the CCDBG Act.

NLF: Boards must ensure that new Registered Child Care Homes entering into agreements with the Board to serve subsidized children are aware of and agree to the annual inspection requirement of the CCDBG Act.

INQUIRIES:

Send inquiries regarding this WD Letter to wfpolicy.clarifications@twc.state.tx.us.

RESCISSIONS:

None

REFERENCES:

Child Care and Development Block Grant Act of 2014

FLEXIBILITY RATINGS:

No Local Flexibility (NLF): This rating indicates that Boards must comply with the federal and state laws, rules, policies, and required procedures set forth in this WD Letter and have no local flexibility in determining whether and/or how to comply. All information with an NLF rating is indicated by “must” or “shall.”

Local Flexibility (LF): This rating indicates that Boards have local flexibility in determining whether and/or how to implement guidance or recommended practices set forth in this WD Letter. All information with an LF rating is indicated by “may” or “recommend.”