

CHAPTER 525

H.B. No. 231

An Act relating to notice of the revocation or suspension of a license to operate a child-care facility.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Chapter 42, Human Resources Code, is amended by adding Section 42.077 to read as follows:

Sec. 42.077. NOTICE OF ACTION AGAINST FACILITY. *(a) If the department revokes or suspends a facility's license, the department shall publish notice of this action in a newspaper of*

general circulation in the county in which the facility is located. The newspaper shall place the notice in the section in which advertisements for day-care services are normally published.

(b) If a person who operates a facility that has had its license revoked or suspended later applies for a new license to operate the same facility, the department shall charge the person an application fee in an amount necessary to reimburse the department for the cost of the notice relating to that facility.

(c) The department shall pay for publication of the notice from funds appropriated to the department for licensing and regulating child-care facilities and from appeal and application fees collected under Subsection (b) of this section and appropriated to the department.

(d) A facility that has its license revoked or suspended shall mail notification of this action by certified mail to the parents or guardian of the child served by the facility. The facility shall mail the notification within five days of the effective date of the license revocation or suspension.

SECTION 2. This Act takes effect September 1, 1985.

SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Passed by the House on April 24, 1985, by a non-record vote; House concurred in Senate amendments to H.B. No. 231 on May 20, 1985, by a non-record vote; passed by the Senate, with amendments, on May 17, 1985, by the following vote: Yeas 30, Nays 0.

Approved: June 12, 1985

Effective: September 1, 1985