The 88th Texas Legislative Session Texas Tour

Houston

DePelchin • TexProtects







INVESTING IN SUPPORT FOR CHILDREN AND FAMILIES Transforming Child Welfare in Texas



Welcome

Jesse Booher, DePelchin

A Word from Our Sponsor

Texas Child Welfare Funders

Child Protection and Wellbeing Landscape and Legislative Priorities

TexProtects Policy Team

Breakout Discussions

Audience Participation

Get Involved

TexProtects



Welcome

Jesse Booher, Chief Operating Officer at DePelchin







A brighter tomorrow for children and families in Texas.





A Word from Our Sponsor

Texas Child Welfare Funders

Texas Child Welfare Funders







Texas Child Welfare Funders is a peer group of Philanthropy Southwest. It is a community of funders that collaboratively aligns the work of members and keeps them engaged in and informed about child welfare matters across Texas.

Texas Child Welfare Funders exists to optimize the child welfare system from initial report to permanency, ensuring the best outcome for the child.

For more information, funders can go to: https://www.philanthropysouthwest.org/texas-child-welfare-funders





Child Protection and Child Wellbeing Landscape Legislative Priorities

TexProtects
Champions for Safe Children

TexProtects Policy Team





Mission and Focus

TexProtects is a nonprofit and nonpartisan organization dedicated to protecting Texas children from the trauma of abuse and neglect and empowering families to thrive through education, research and advocacy.

CHILD PROTECTION

Child Abuse Prevention

Family Preservation **CPS System and** Workforce

Foster Care

Transition and Support Services for Youth

Healing and Trauma-Informed Care





Child Protection and Wellbeing Landscape

Texas needs to scale up support services for families

8.3%

Low-income infants and toddlers were uninsured

40.9%

Babies received a developmental screening

19.2

Infant/toddler maltreatment rate 18.9%

Babies were living in crowded housing

NATIONAL AVERAGE

5.2%

Families in poverty received TANF benefits 78.4%

Family resilience

2.3%

Babies experienced housing instability

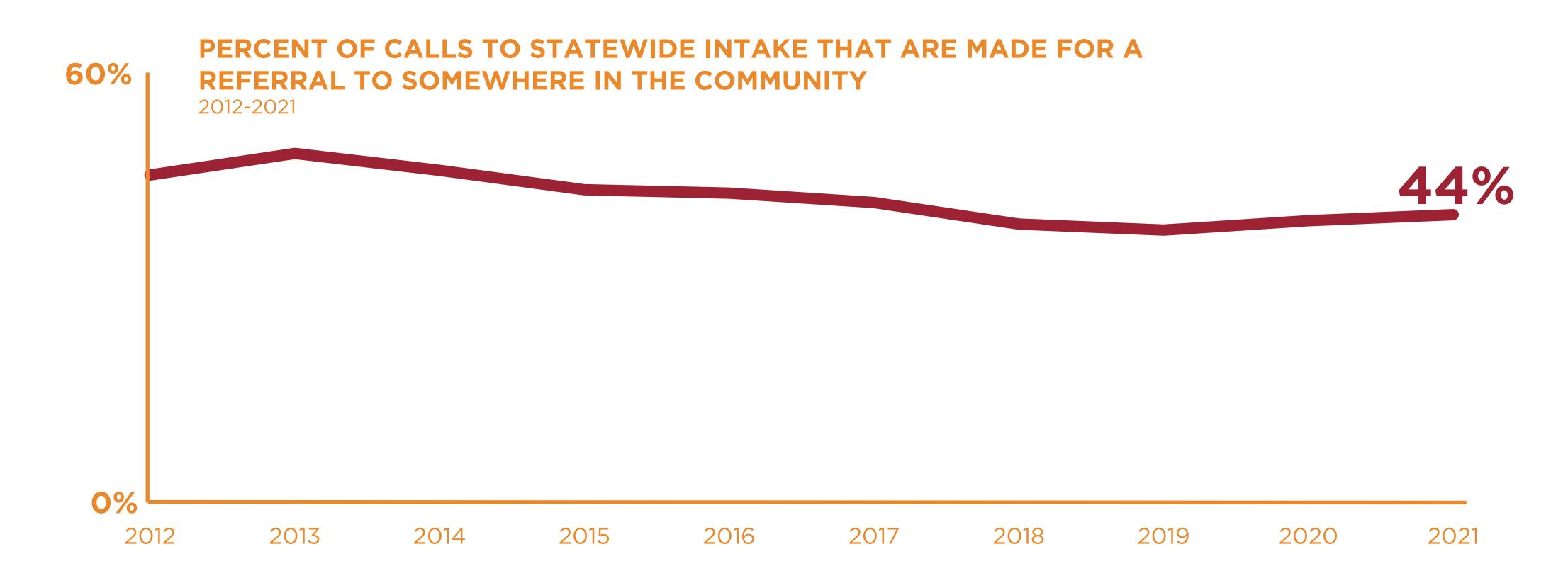
53.3%

Infants/toddlers with mothers in the labor force

Source: Zero to Three (2022), State of Babies Yearbook



More than 4 IN 10 statewide intake reports seek other support



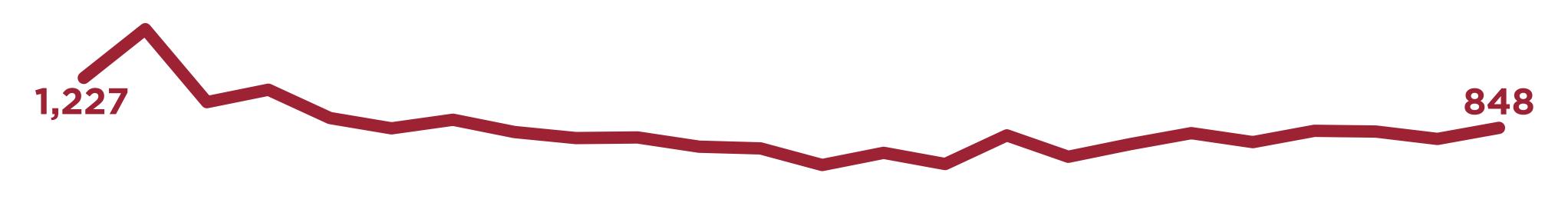
Source: Department of Family and Protective Services Data Book, Statewide Intake: Type of Contact and Method of Receipt



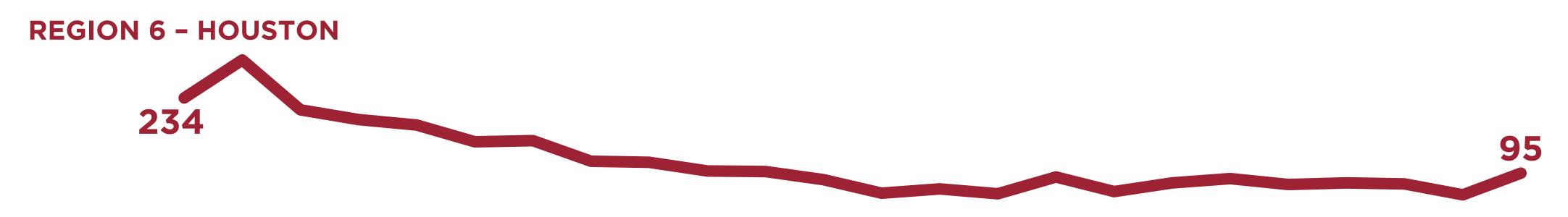
Families on CPS' radar are NOT RECEIVING the ongoing support they need statewide

NUMBER OF FAMILIES REFERRED TO FAMILY-BASED SAFETY SERVICES

(SEPTEMBER 2020-AUGUST 2022)



Sep 2020 Nov 2020 Jan 2021 Mar 2021 May 2021 Jul 2021 Sep 2021 Nov 2021 Jan 2022 Mar 2022 May 2022 Jul 2022



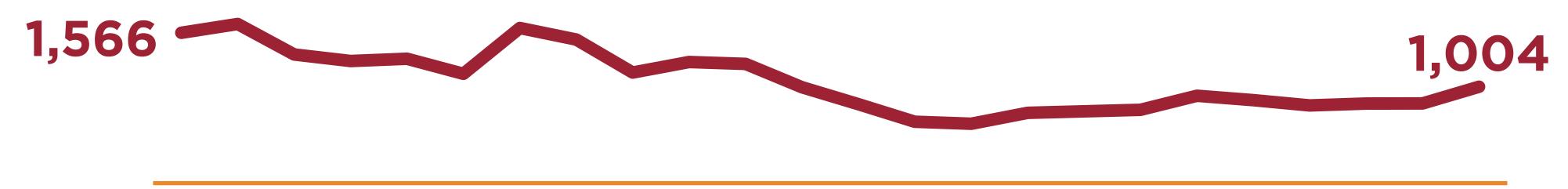
Sep 2020 Nov 2020 Jan 2021 Mar 2021 May 2021 Jul 2021 Sep 2021 Nov 2021 Jan 2022 Mar 2022 May 2022 Jul 2022

Source: Department of Family and Protective Services Data Book, Number of Completed Investigations by Disposition and Closure Action by State/Region/Stage County



Overall, child removals have DECREASED statewide

NUMBER OF CHILDREN BEING REMOVED FROM HOMES, SEPTEMBER 2020-AUGUST 2022



Sep 2020 Nov 2020 Jan 2021 Mar 2021 May 2021 Jul 2021 Sep 2021 Nov 2021 Jan 2022 Mar 2022 May 2022 Jul 2022

REGION 6 - HOUSTON

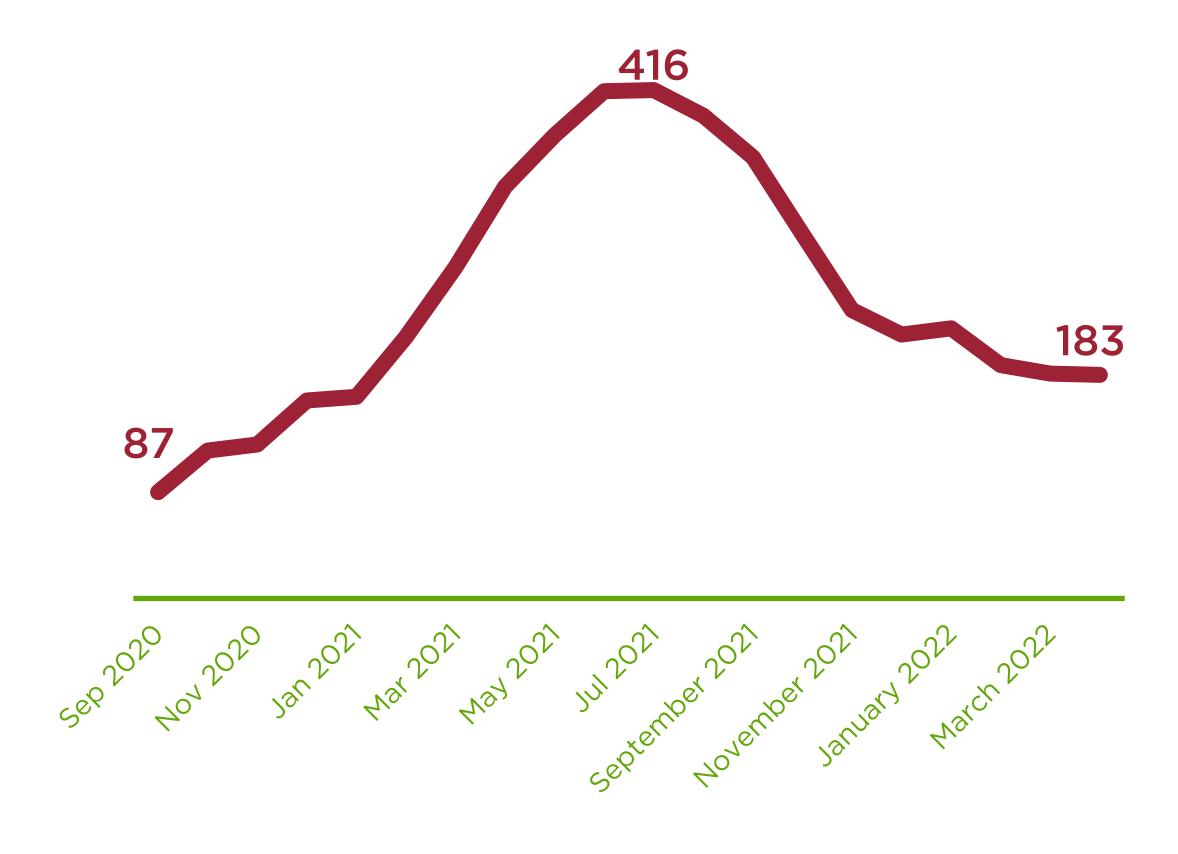


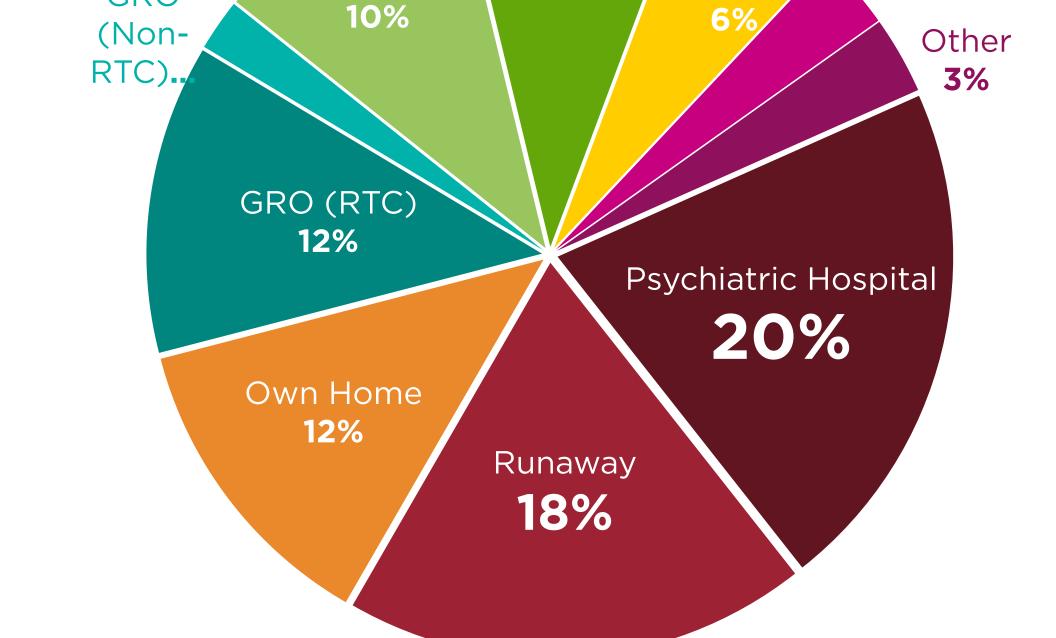
Sep 2020 Nov 2020 Jan 2021 Mar 2021 May 2021 Jul 2021 Sep 2021 Nov 2021 Jan 2022 Mar 2022 May 2022 Jul 2022

Source: Department of Family and Protective Services Data Book, Demographics of Children New in Substitute Care for Children Age 0-17



Children Without Placement (CWOP)





Jail/Juvenile

Detention /

9%

Kinship

GRO

Foster

Shelter

3%

Source: Department of Family and Protective Services Data Book, Children Without Placement Report Presentation to the Senate Special Committee on Child Protective Services PERCENT OF CHILDREN IN CUSTODY BY PLACEMENT PRIOR TO CWOP STATUS IN 2021



Federal Foster Care Lawsuit

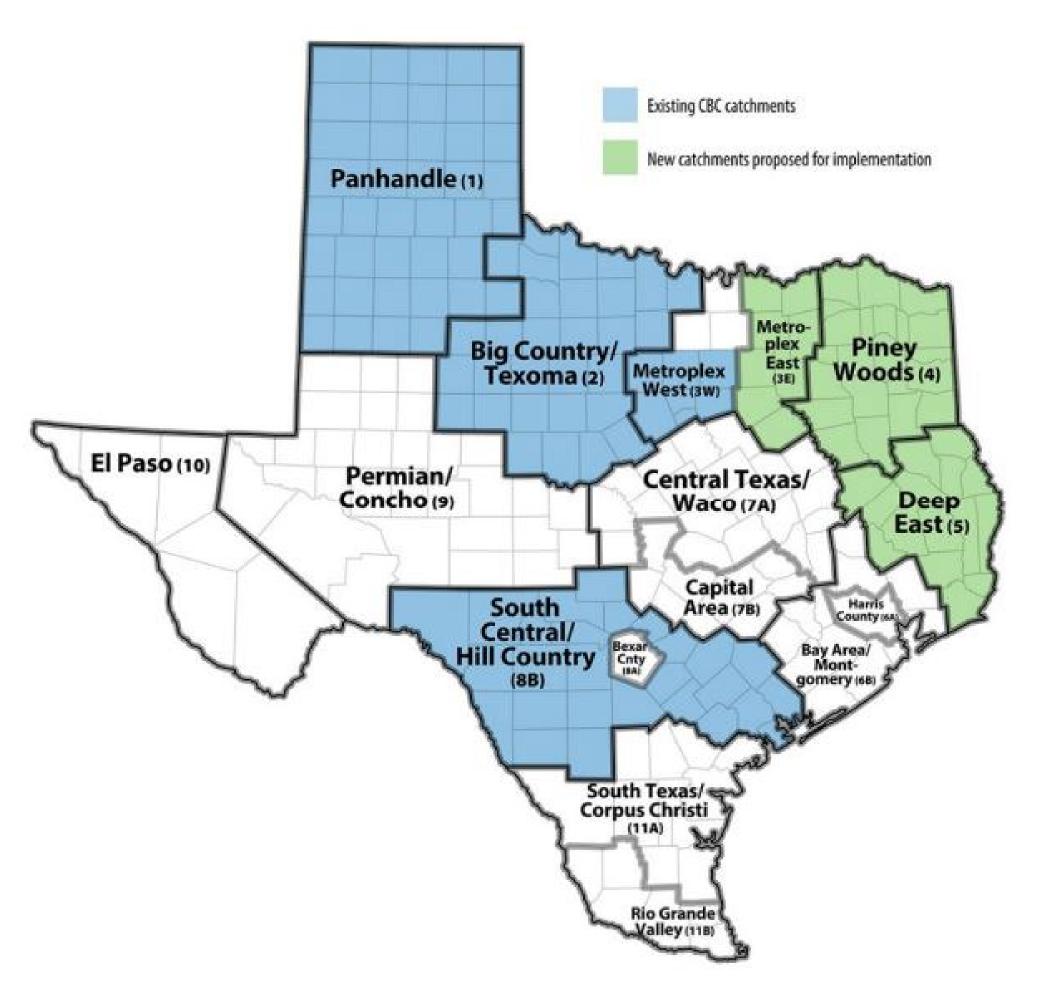
Oct 2018 - 5th Circuit Court Jan 2018 - Judge Jack affirmed that CPS was Texas opposed the lawsuit ordered permanent 2015 - Judge Jack found violating kids' right to be and appealed - saying injunction against Texas with 2011 - Class action lawsuit by Texas liable for violating free from unreasonable risk mandates were expensive 100 actions that had to be **Children's Rights** rights - kids aged out more of harm and upheld some of and unnecessary - 5th taken - appointed 2 "special damaged than entered Judge Jack's rulings but Circuit Court of Appeals masters" to monitor for 3 struck down cap on years caseloads and many others July 2019 – 5th Circuit Court Feb 2020 - Judge Jack Oct 2019 - Plaintiffs in case overturned several of Judge expresses continued concern Nov 2018 - Judge Jack issues Dec 2019 - Texas agrees to Jack's mandates but upheld about overnight supervision ask Judge Jack to hold state new injunction to strengthen caseload size of 14-17 for that no children could be in contempt of court and demands information oversight of licensed foster investigators and placed in group homes because of false statements from one facility about a care and data system conservatorship caseworkers (more than 6 children) about overnight supervision child death and another without 24-hour supervision regarding use of restraints June 2020 - Special Monitors publish report: "the Texas May 2021 - Special Monitors Dec 2020 - Judge Jack holds child welfare system Sept 2020 - DFPS and HHSC file report highlighting the Feb 2021 - Governor publicly continues to expose children state in contempt over a are found to be in contempt placement capacity crisis, announces that the state will in permanent managing dozen remedial orders and and threatened with which has left a growing conservatorship to an threatened a \$75,000/day cooperate \$50,000/day fines number of children without unreasonable risk of serious fine if not addressed placement harm." Heightened **Monitoring begins** June 2022 - DFPS and HHSC July 2022 - Judge Jack September 2021 - Judge January 2022 - Expert panel March 2022 – Judge Jack Jack orders the parties of have made progress on made it clear that the Court makes recommendations to holds a hearing to discuss remedial orders but Judge the lawsuit to come up with Monitors are necessary; end the crisis of children update on expert panel Jack still displeased about a definitive plan to address DFPS will need to provide a recommendations, status of without placement; state the placement capacity children in care being in written update on the status given 90 days to address the the findings into the unsafe placements; children of 48 kids placed out of crisis; a 3-person expert inadequate mental health investigation of The Refuge, in TMC for 13+ months now panel is created to propose state in 11 facilities under service array and vaccination rates

recommendations

investigation

part of remedial orders

Community-Based Care



Office of Community-Based Care Transition: Joint Oversight Committee Hearing Presentation

Currently Active:

Metroplex West (formerly Region 3B and 3W)

- Contracted with OCOK
- Stage II (case management) implemented in March 2020

Big Country/Texoma (formerly Region 2)

- Contracted with 2INgage
- Stage II implemented in June 2020

Panhandle (formerly Region 1)

- Contracted with Saint Francis Ministries
- Stage II implemented in March 2022

South Central/Hill Country (formerly Region 8B)

- Contracted with Belong
- Stage II implemented in October 2022



Legislative Priorities

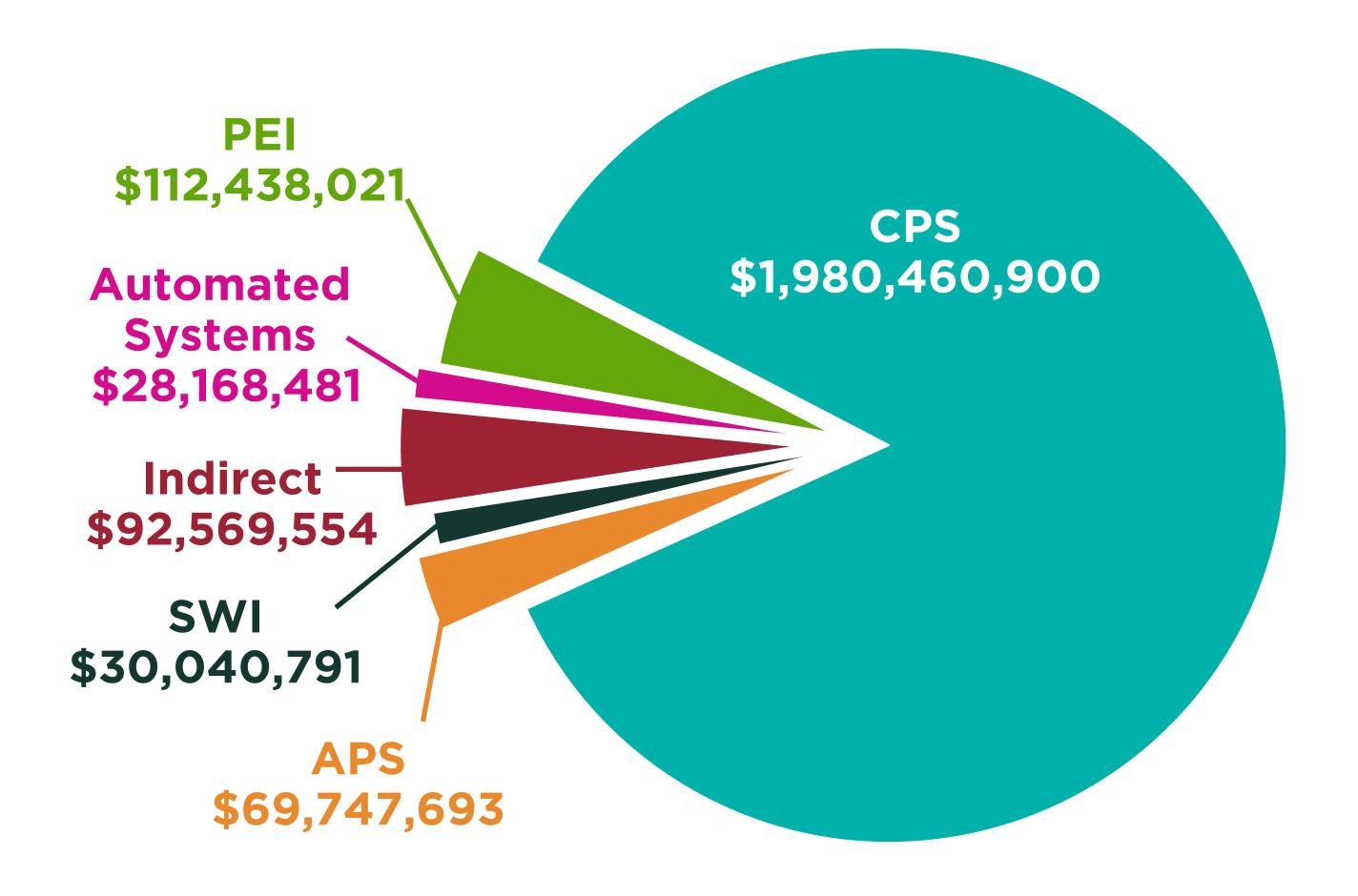
Prevention Kinship Data Workforce

Prevention



Increase funding for Prevention and Early Intervention (PEI) services

Just 5% of Texas' budget is spent on early prevention efforts in comparison to Child Protective Services





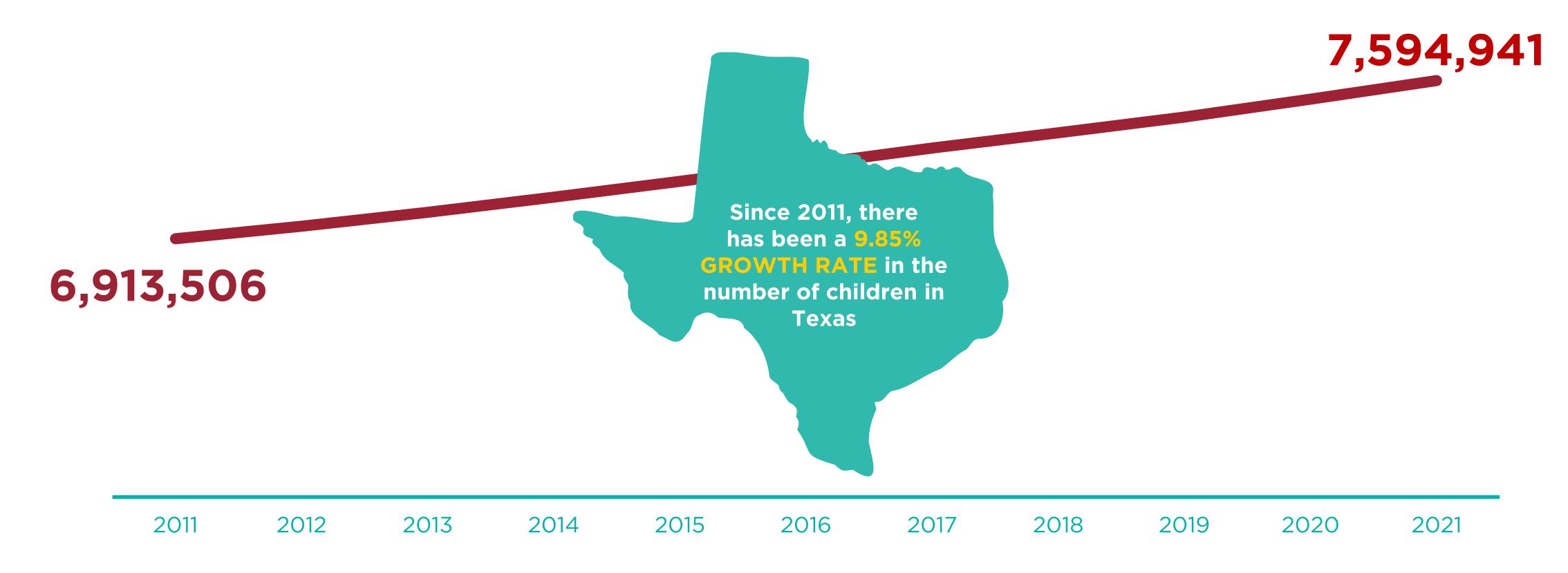


Prevention



Scale universal postpartum home visitation programs statewide

1 IN EVERY 10 Children in the U.S. Live in Texas



NUMBER OF U.S. CHILDREN AGES 0-17 YEARS LIVING IN TEXAS, 2011-2021

Source: Department of Family and Protective Services Data Book, Texas Child Population

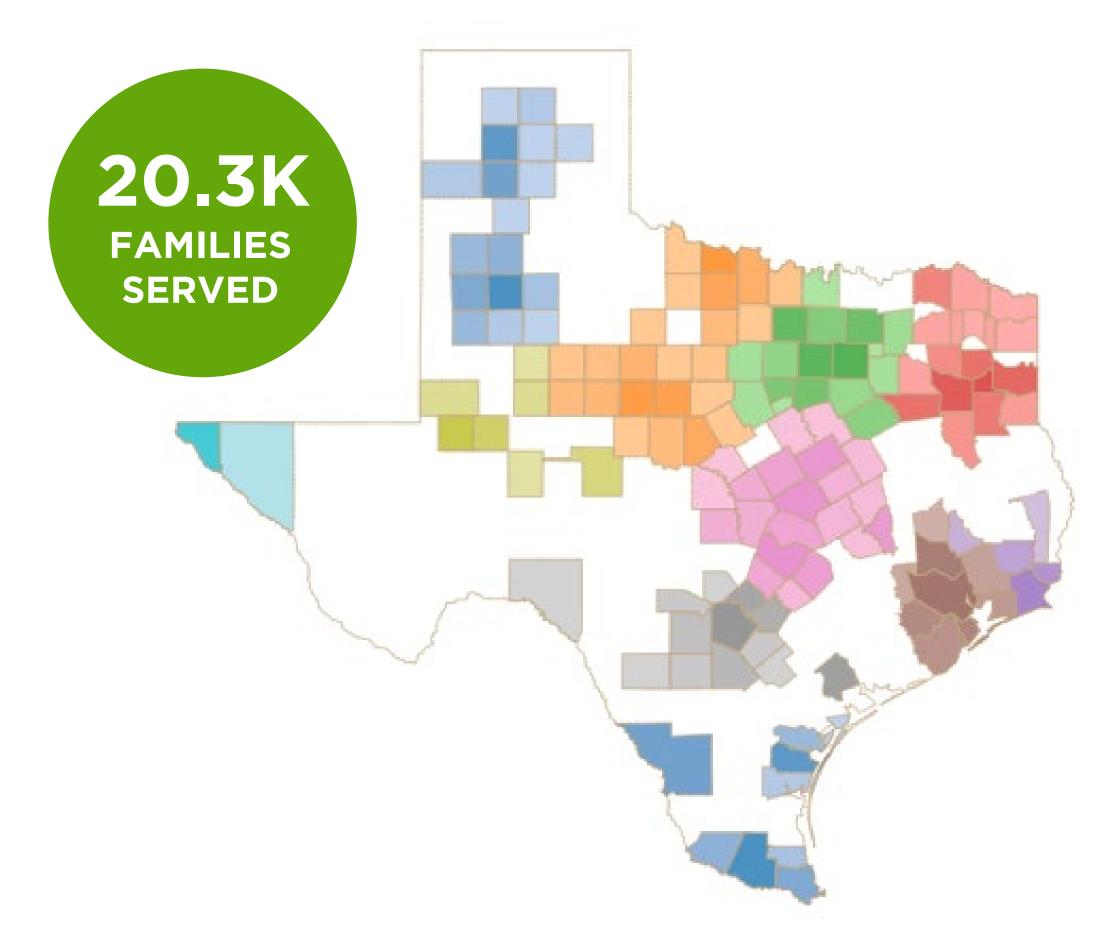


Who has ACCESS to prevention services in Texas?

FAMILIES SERVED IN CHILD ABUSE/NEGLECT PREVENTION PROGRAMS

SFY 2021 DFPS Prevention and Early Intervention

- 1.8 million families in Texas with children under age 6
- 413,000 of these families may benefit from Home Visiting services
- Less than 5% of families who could benefit from Home Visiting receive it



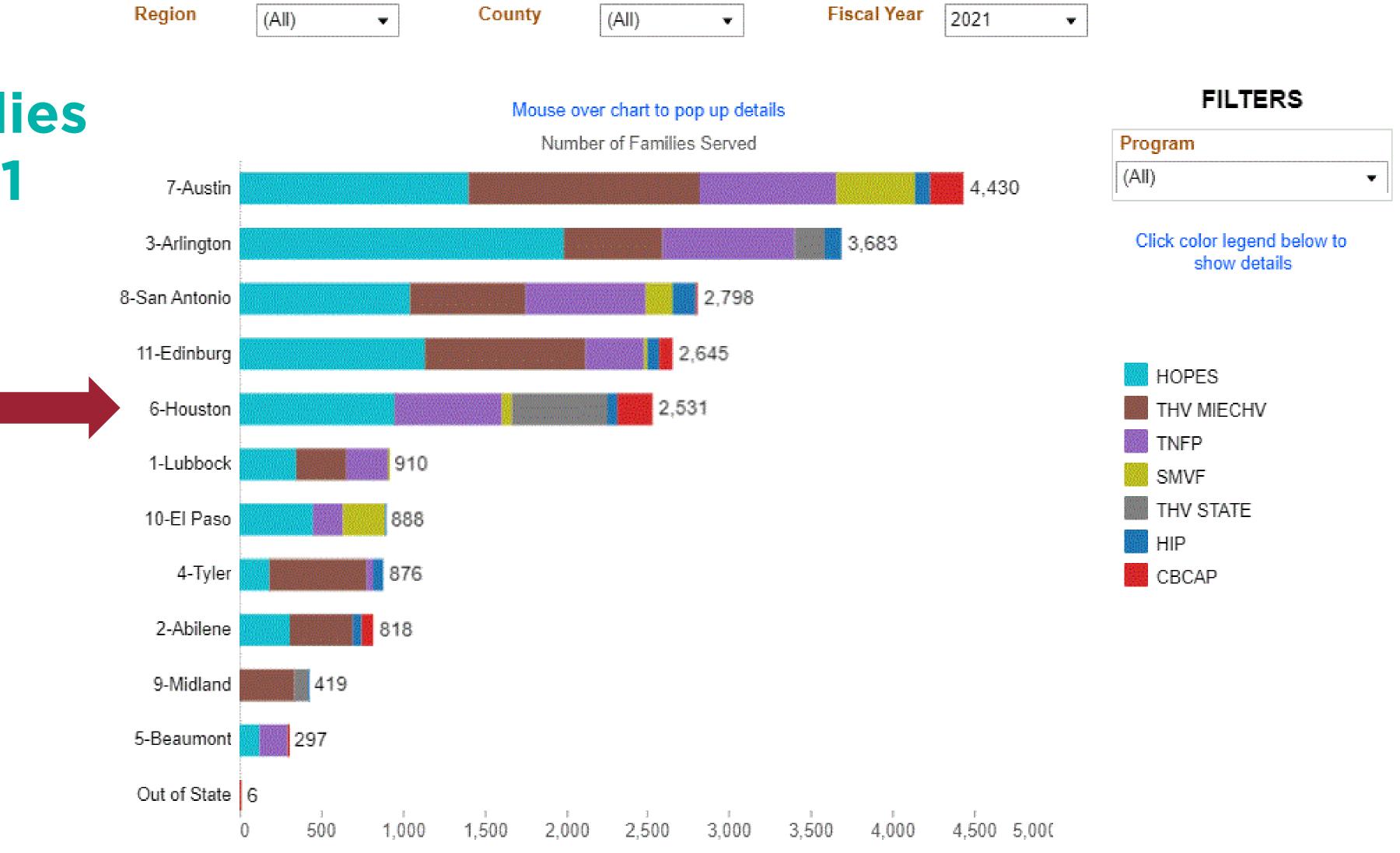
*Chart from DFPS PEI website

*Data: Wilson, A.C. & Whitfield, B. (2020). Profiles of Families in Texas who could benefit from home visiting services. State profile created for use by TexProtects with Texas policymakers and state officials.



Prevention Programs in **Houston & Families** Served in 2021

Prevention and Early Intervention: Families Served in Child Abuse/Neglect Prevention Programs



*Chart from DFPS PEI website





Home Visiting Outcomes

Family Connects

30% reduction in maternal postpartum depression or anxiety symptoms

50% less infant emergency medical care at 12 months

44% fewer CPS investigations at 2 years of age; 39% fewer CPS investigations at 5 years

*Family Connects International: The Evidence

Parents as Teachers

22% decreased likelihood of child maltreatment substantiations

50% fewer cases of suspected abuse or neglect

*Parents as Teachers: An Evidence-Based Home Visiting Model



Prevention



Improve the delivery and availability of prevention services for children to prevent Adverse Childhood Experiences (ACEs)

Response to ACE's Survey

Questions Taken from the Original ACE Study	%	Population
		Estimate
Parent or guardian divorced or separated	25.8	1,809,973
Parent or guardian served time in jail	7.1	494,521
Saw or heard parents or adults slap, hit, kick, punch one another in the home	6.0	418,843
Lived with anyone who was mentally ill, suicidal, or severely depressed	9.8	684,684
Lived with anyone who had a problem with alcohol or drugs	8.4	582,042
Additional ACEs Questions Identified by National Survey of Children's Health		
Parent or guardian died	3.2	228,544
Was a victim of violence or witnessed violence in his or her neighborhood	4.4	307,855
Treated or judged unfairly because of his and her race or ethnic group	5.0	347,730
Parent or guardian has a tough time covering food and housing on the family's income (somewhat often)	12.4	891,052
Parent or guarding has a tough time covering food or housing on the family's income (very often)	4.3	309,404

The Economic Cost of Adverse Childhood Experiences



Trauma results in the increased likelihood of negative outcomes across the lifetime



Mothers & Babies

Low birth pregnancy weight Pre-term birth Health risks during pregnancy Health risks to the infant



Brain Development

Cognitive impairment Structural abnormalities A toxic stress response system



Mental & Physical Health

Chronic disease (diabetes & cancer) STIs

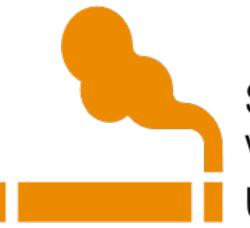
Depression, Anxiety, Bipolar Disorder Eating disorders

Suicide attempts or completion



School & Work

Expulsion from school Academic failure Lost time from work for treatment



Risky Behaviors

Substance use & Smoking Violence against others Unsafe/risky sex





The Economic Impact

TexProtects estimates that the lifetime costs associated with confirmed child maltreatment in Texas in 2019 alone is \$52.9 billion.

National costly risk factors associated with ACEs include:

- illicit drug use, \$168 billion in costs attributable to ACEs annually
- smoking, \$160 billion annually
- harmful alcohol consumption, \$73 billion annually
- obesity, \$65 million annually

Research shows that preventing ACEs may reduce trauma within families and improve their later financial outlook. Having four or more ACEs, compared to having none, is associated with being 1.6x more likely to live in poverty as an adult.

In 2019, about 1.5 million Texas children were living in poverty. Compared to other states, Texas ranks 40th/50 in the United States for the overall poverty rate

The Economic Cost of Adverse Childhood Experiences

Health





What Can We Do?

- Connect with stakeholders in communities around Texas to identify what's working and what is needed to get to root causes of childhood adversity.
- Bring community guidance back to state agencies to identify strategies to increase effectiveness of state prevention dollars.
- Propose recommendations to the next legislature so Texas can do more of what works and less of what doesn't to keep children safe and families strong.

Kinship



Develop and fund a pilot program that will increase financial and legal supports for relatives to prevent a removal

Defining Kinship

Relatives or friends of the family who step in to care for a child when they are unsafe to remain in the home with their parent(s).

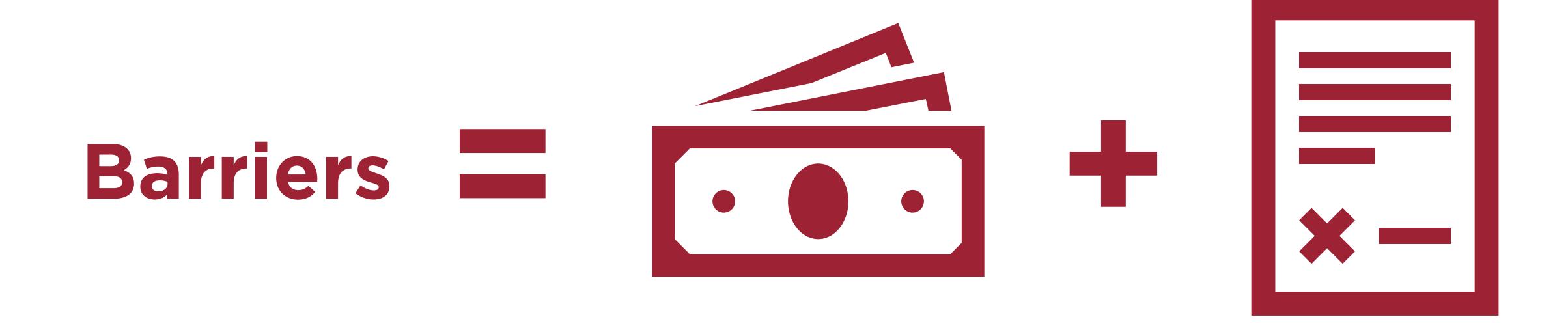
Informal Kinship Placement:

- Kin providing care but the state doesn't have custody of the child
- Could be outside of the CPS system entirely
- Our focus = Open Investigation or FBSS stage

Formal Kinship Placement:

- Kin providing care but the state has custody of the child
- Verified vs Unverified = Licensed vs Not Licensed

Supporting Informal Kinship Placements



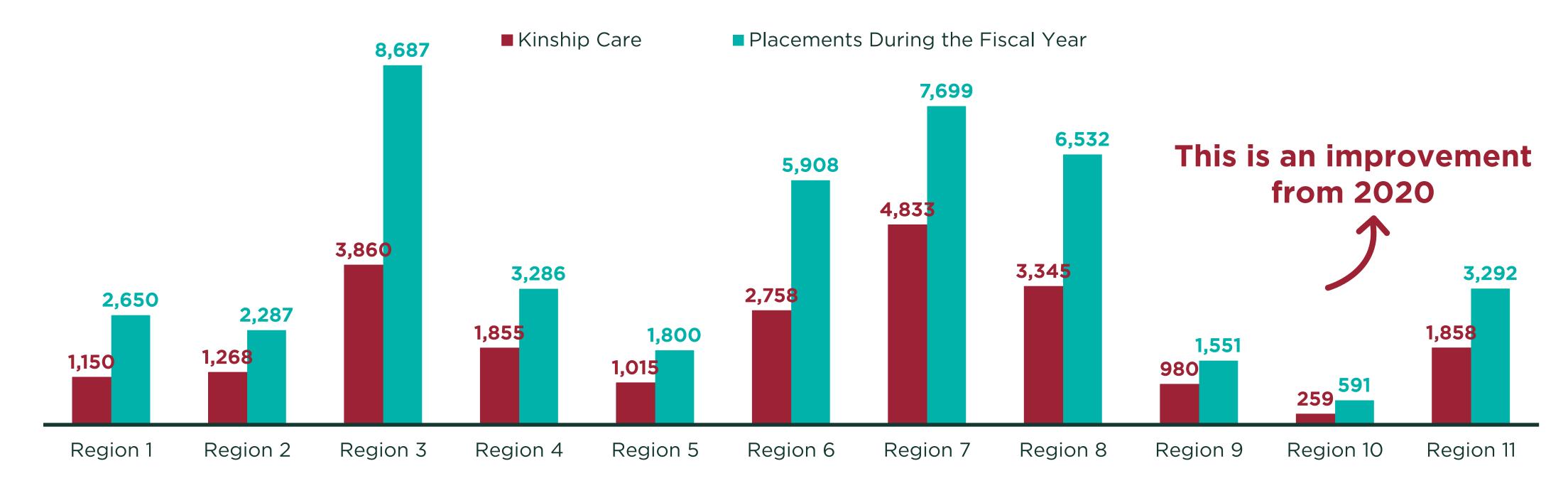
Kinship



Ensure kinship caregivers can receive pay parity to that of a licensed placement for the duration a child is in their home

AT LEAST 43% of children in substitute care were placed in a kinship home in 2021

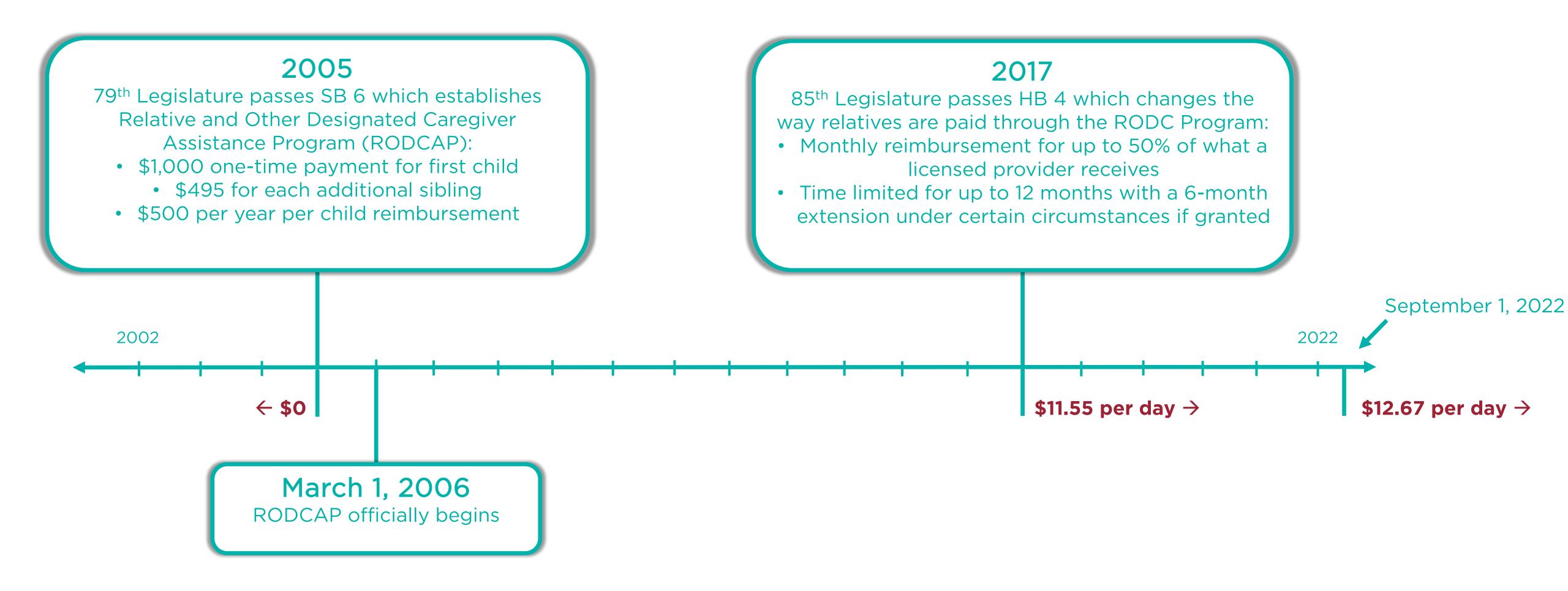
NUMBER OF CHILDREN PLACED IN KINSHIP CARE COMPARED TO TOTAL NUMBER OF PLACEMENTS IN 2021, BY REGION



Source: Department of Family and Protective Services Data Book, CPS Substitute Care: Placements During Fiscal Year

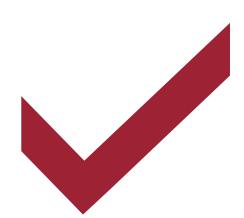


Increasing Support to Kinship Caregivers Who Are Not Licensed Over the Past Two Decades





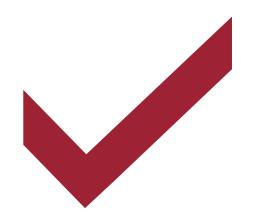
Kinship Pay Parity Recommendations:



Remove the 12-month limit to ensure that whoever the child is placed with receives compensation for the duration of the case.



Remove the 50% cap and decouple the reimbursement rate from the current rate system since there is currently a project underway to update rate methodology.



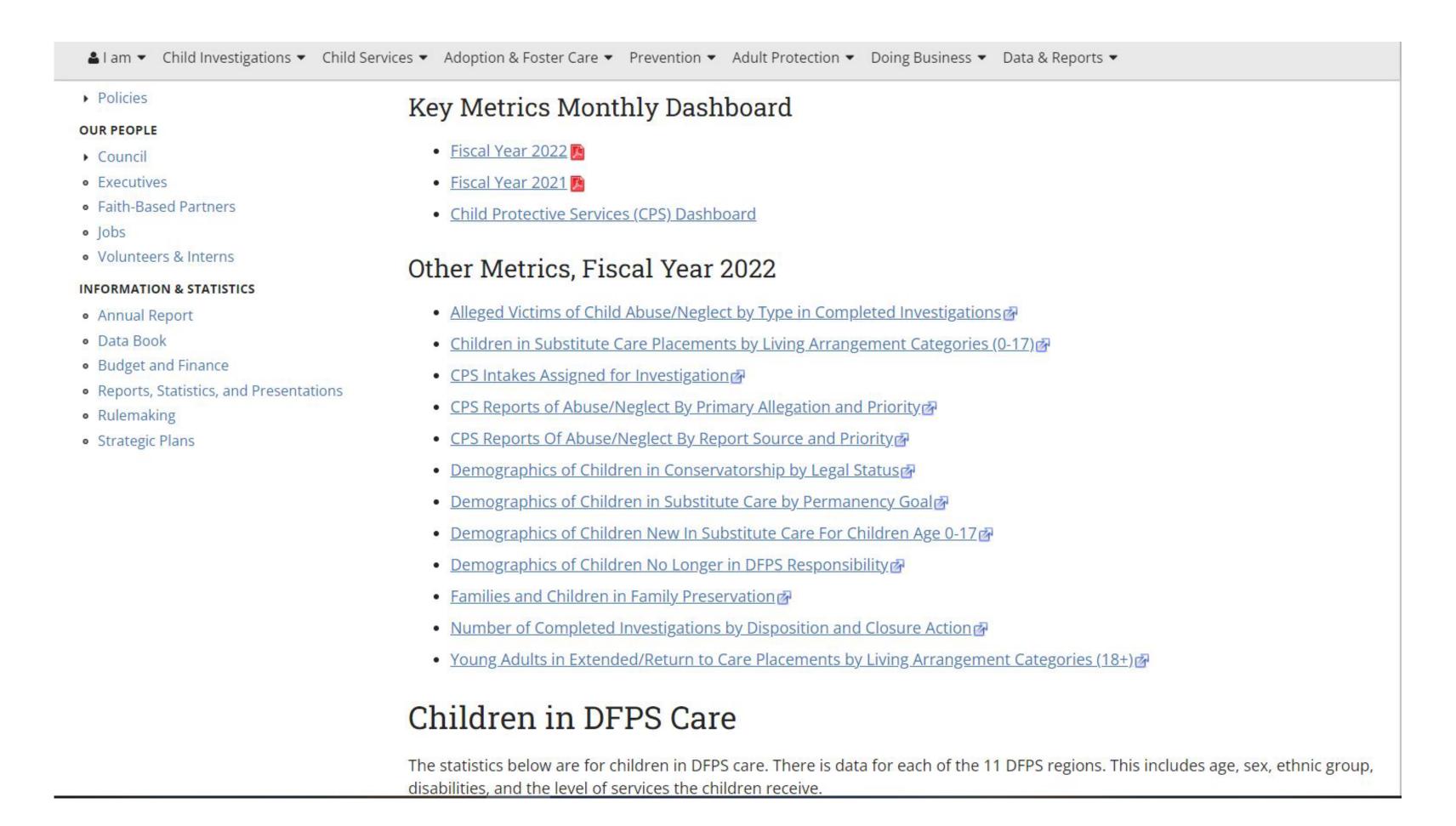
Ensure there is payment for an approved placement, whether that is DFPS that approves it or a court order that approves it.

Data



Ensure monthly data is available on critical child protection measures

DFPS has created a monthly data landing page





https://www.dfps.state.tx.us/About_DFPS/Monthly_Data/default.asp

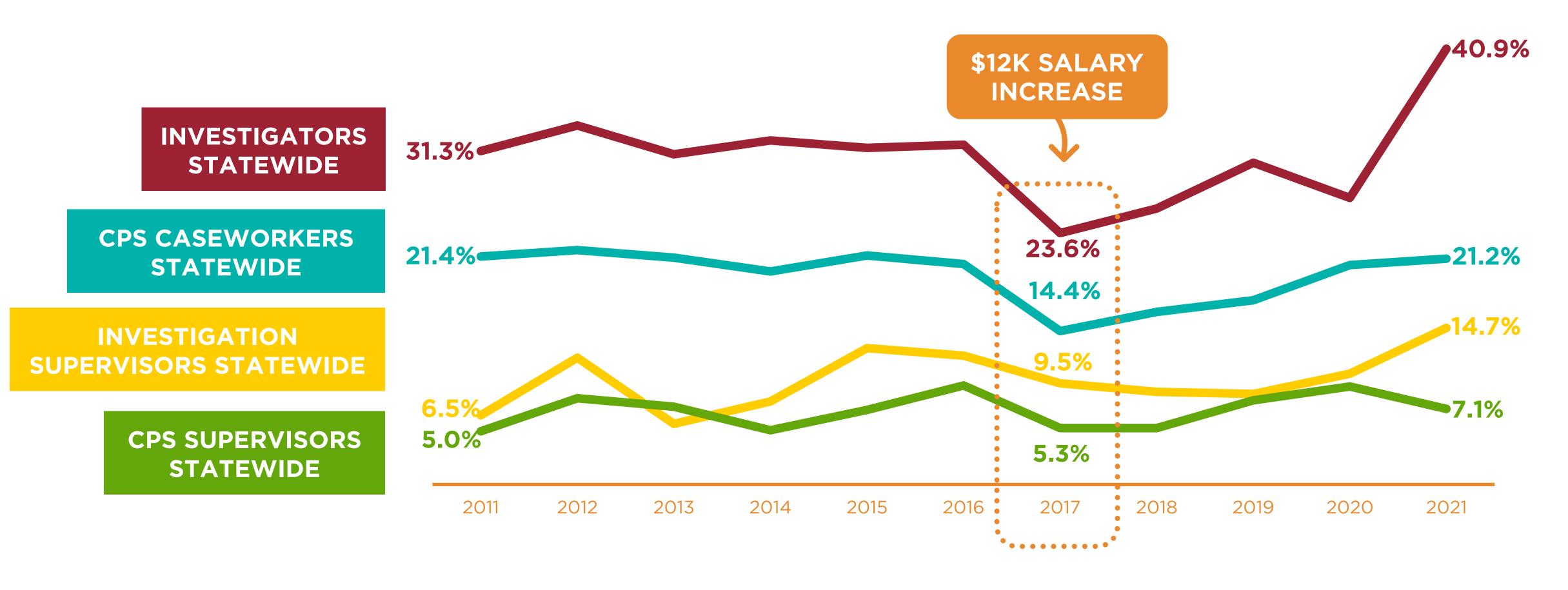


Workforce



Require DFPS to publish a workforce plan on how to retain a high-quality workforce and elevate high-producers into leadership

Workforce turnover has INCREASED FOR STAFF since 2017



Source: Department of Family and Protective Services Data Book, Child Protective (CPI/CCI/CPS):

Staff Turnover



Workforce Pay Differential

Average Monthly Salaries for FY21

Investigators: \$4,315.20 CPS Caseworkers: \$4,467.32

Investigations Supervisors: \$5,169.04 CPS Supervisors: \$5,211.76

Source: Department of Family and Protective Services Data Book, Child Protective (CPI/CCI/CPS): Average Monthly Salaries

Losses in Benefits When Promoted

Investigators lose their stipend

CPS Supervisors and Program Directors no longer can earn overtime

No longer benefit from travel check since they are at their desk more



Breakout Discussions

Audience Participation

Prevention Breakout Room

Prevention Funding
Universal Postpartum Home Visitation
ACEs

System Involvement Breakout Room

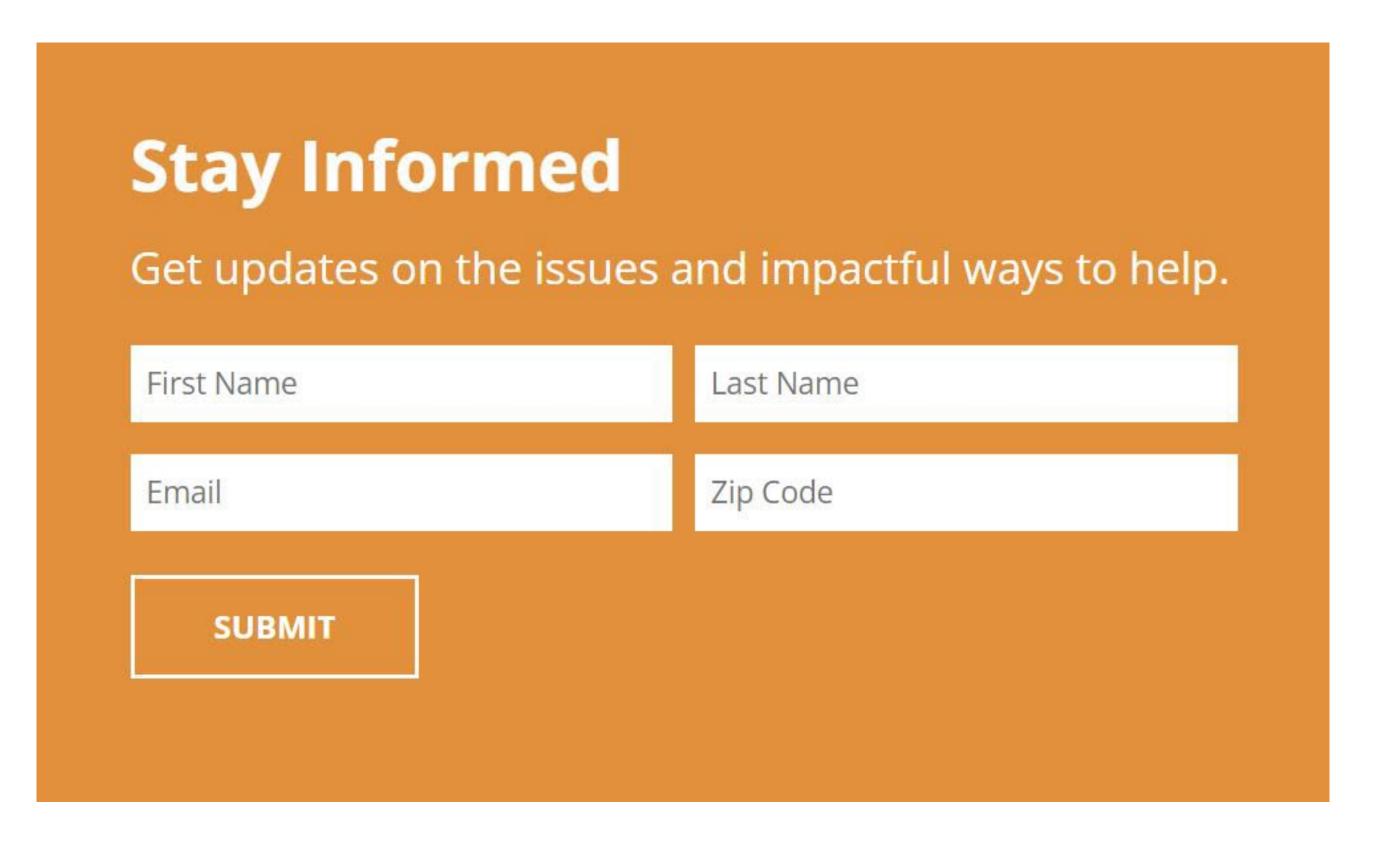
Kinship
Data
Workforce



Get Involved



Go to our <u>website</u> and sign up to receive child welfare advocacy alerts



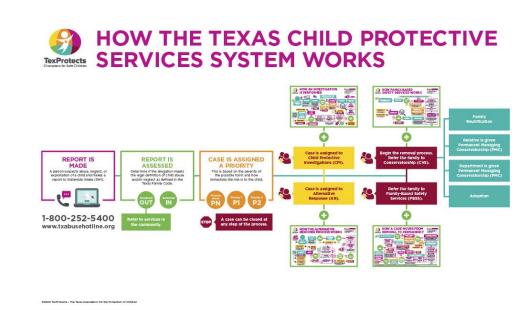
Be A Champion for Texas Children



Resources



State of the State Report



CPS 101

Figure 101

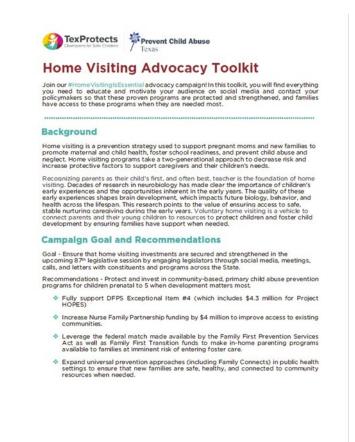
Texprotects Presents

Presents

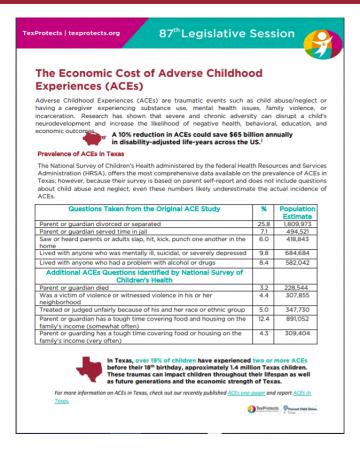
Prevent Child Abuse
Texas:

Child Protection Services Flow Charts (5)

CPS 101



Home Visiting Advocacy
Toolkit



The Economic Cost of ACEs



Transforming the CPS
System



Thank You!

Texas Child Welfare Funders



Connected, Impactful Philanthropy

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