

28 (1) (a) Each exempt provider, except as provided in Subsection (1)(c), and each person
29 requesting a residential certificate or to be licensed or to renew a license under this chapter
30 shall submit to the department the name and other identifying information, which shall include
31 fingerprints, of existing, new, and proposed:

- 32 (i) owners;
- 33 (ii) directors;
- 34 (iii) members of the governing body;
- 35 (iv) employees;
- 36 (v) providers of care;
- 37 (vi) volunteers, except parents of children enrolled in the programs; and
- 38 (vii) all adults residing in a residence where child care is provided.

39 (b) (i) The Utah Division of Criminal Investigation and Technical Services within the
40 Department of Public Safety shall process the information required under Subsection (1)(a) to
41 determine whether the individual has been convicted of any crime.

42 (ii) The Utah Division of Criminal Investigation and Technical Services shall submit
43 fingerprints required under Subsection (1)(a) to the FBI for a national criminal history record
44 check.

45 (iii) A person required to submit information to the department under Subsection (1)
46 shall pay the cost of conducting the record check described in this Subsection (1)(b).

47 (c) An exempt provider who provides care to a qualifying child as part of a program
48 administered by an educational institution that is regulated by the State Board of Education is
49 not subject to this Subsection (1) ~~It~~ , unless required by the Child Care and Development
49a Block Grant, 42 U.S.C. Secs. 9857-9858r ~~It~~ .

50 (2) (a) Each person requesting a residential certificate or to be licensed or to renew a
51 license under this chapter shall submit to the department the name and other identifying
52 information of any person age 12 through 17 who resides in the residence where the child care
53 is provided. The identifying information required for a person age 12 through 17 does not
54 include fingerprints.

55 (b) The department shall access the juvenile court records to determine whether a
56 person described in Subsection (1) or (2)(a) has been adjudicated in juvenile court of
57 committing an act which if committed by an adult would be a felony or misdemeanor if:

- 58 (i) the person described in Subsection (1) is under the age of 28; or