

28 *Be it enacted by the Legislature of the state of Utah:*

29 Section 1. Section **26-1-41** is enacted to read:

30 **26-1-41. Health care grant requests and funding.**

31 (1) Before June 1, 2020, the department shall, for purposes of Title X grants offered  
 32 pursuant to Public Health Service Act, 42 U.S.C. Sec. 300 et seq., apply for a waiver from  
 33 compliance with the requirements found in 42 C.F.R. Sec. 59.5(a)(4) pertaining to providing  
 34 certain services to a minor without parental consent.

35 (2) Any time the United States Department of Health and Human Services accepts  
 36 grant applications, the department shall apply for a grant under Title X of the Public Health  
 37 Service Act, 42 U.S.C. Sec. 300 et seq.

38 (3) If the department receives a grant under Subsection (2), the department shall  
 39 prioritize disbursement of grant funds in the prioritization order described in Subsection (4).

40 (4) (a) (i) When disbursing grant funds, the department shall give first priority to  
 41 nonpublic entities that provide family planning services as well as other comprehensive  
 42 services to enable women to give birth and parent or place for adoption.

43 (ii) The department shall give preference to entities described in Subsection (4)(a)(i)  
 44 that:

45 (A) expand availability of prenatal and postnatal care in low-income and under-served  
 46 areas of the state;

47 (B) provide support for a woman to carry a baby to term;

48 (C) emphasize the health and viability of the fetus; ~~and~~ [or] and ~~and~~

49 (D) provide education and maternity support.

50 (iii) If the department receives applications from qualifying nonpublic entities as  
 51 described in Subsection (4)(a), the department shall disburse all of the grant funds to qualifying  
 52 nonpublic entities described in Subsection (4)(a).

53 (b) If grant funds are not exhausted under Subsection (4)(a), or if no entity qualifies for  
 54 grant funding under the criteria described in Subsection (4)(a), the department shall give  
 55 second priority for grant funds to nonpublic entities that provide:

56 (i) family planning services; and

57 (ii) provide required primary health services as described in 42 U.S.C. Sec.

58 254b(b)(1)(A).