

Senator Wayne A. Harper proposes the following substitute bill:

HOSPITALITY EMPLOYEE GRANT PROGRAM

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Wayne A. Harper

House Sponsor: Steve Eliason

LONG TITLE

General Description:

This bill enacts a grant program for certain hospitality employees.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ creates a one-time grant program for certain hospitality employees who:
 - work a minimum number of hours for an eligible business during calendar year 2022; and
 - obtain an employer certification; and
- ▶ authorizes the Governor's Office of Economic Opportunity to make rules to administer the grant program.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

63I-2-263, as last amended by Laws of Utah 2021, First Special Session, Chapter 4



26 ENACTS:

27 **63N-1b-307.5**, Utah Code Annotated 1953



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

30 Section 1. Section **63I-2-263** is amended to read:

31 **63I-2-263. Repeal dates, Title 63A to Title 63N.**

32 (1) Section **63A-3-111** is repealed June 30, 2021.

33 [~~(2) Title 63C, Chapter 19, Higher Education Strategic Planning Commission is~~
34 ~~repealed July 1, 2021.~~]

35 [~~(3)~~ (2) Title 63C, Chapter 22, Digital Wellness, Citizenship, and Safe Technology
36 Commission is repealed July 1, 2023.

37 [~~(4)~~ (3) Section **63G-1-502** is repealed July 1, 2022.

38 [~~(5)~~ (4) The following sections regarding the World War II Memorial Commission are
39 repealed on July 1, 2022:

40 (a) Section **63G-1-801**;

41 (b) Section **63G-1-802**;

42 (c) Section **63G-1-803**; and

43 (d) Section **63G-1-804**.

44 [~~(6)~~ (5) Section **63H-7a-303** is repealed July 1, 2024.

45 [~~(7)~~ (6) Subsection **63J-1-206(3)(c)**, relating to coronavirus, is repealed July 1, 2021.

46 [~~(8)~~ (7) Sections **63M-7-213** and **63M-7-213.5** are repealed on January 1, 2023.

47 [~~(9)~~ (8) Section **63M-7-217** is repealed on July 1, 2022.

48 (9) Section **63N-1b-307.5** is repealed January 1, 2024.

49 (10) Title 63N, Chapter 13, Part 3, Facilitating Public-private Partnerships Act, is
50 repealed January 1, 2024.

51 [~~(11) Title 63N, Chapter 15, COVID-19 Economic Recovery Programs, is repealed~~
52 ~~December 31, 2021.~~]

53 Section 2. Section **63N-1b-307.5** is enacted to read:

54 **63N-1b-307.5. Grants for hospitality employees.**

55 (1) As used in this section:

56 (a) "Eligible hospitality business" means an entity that is classified under the following

57 NAICS codes of the 2022 North American Industry Classification System of the federal
58 Executive Office of the President, Office of Management and Budget:

59 (i) NAICS Code 72241, Drinking Places (Alcoholic Beverages); or

60 (ii) NAICS Code 72251, Restaurants and Other Eating Places.

61 (b) "Eligible hospitality employee" means an individual who during calendar year 2022
62 works at least 1,560 hours as a food service employee for one eligible hospitality business in
63 the state.

64 (c) "Employer certification" means a certificate that:

65 (i) an eligible hospitality business issues to an eligible hospitality employee;

66 (ii) certifies that:

67 (A) the eligible hospitality business satisfies the requirements of Subsection (1)(a); and

68 (B) the eligible hospitality employee satisfies the requirements of Subsection (1)(b);

69 (iii) includes any additional information the office requires; and

70 (iv) is in a form prescribed by the office.

71 (d) "Food service employee" means an employee of an eligible hospitality business
72 whose primary responsibilities are:

73 (i) preparing food or drink;

74 (ii) serving food or drink; or

75 (iii) bussing or seating tables.

76 (2) Subject to appropriations and the provisions of this section, the office shall award a
77 grant in the amount of \$1,250 to each eligible hospitality employee.

78 (3) To obtain a grant under this section, an eligible hospitality employee shall:

79 (a) submit an application to the office in a form prescribed by the office; and

80 (b) include with the application a copy of the eligible hospitality employee's employer
81 certification.

82 (4) An eligible hospitality business shall:

83 (a) upon request, issue an employer certification to a food service employee if the
84 eligible hospitality business determines that the food service employee is an eligible hospitality
85 employee; and

86 (b) if the eligible hospitality business issues one or more employer certifications,
87 submit to the office $\hat{H} \rightarrow [\ddagger] \leftarrow \hat{H}$

88 ~~Ĥ→ [(i)] ←Ĥ~~ a list that includes the name and identifying information for each eligible
88a hospitality

89 employee to whom the eligible hospitality business issued an employer certification

89a ~~Ĥ→ [and] : ←Ĥ~~

90 ~~Ĥ→ [(ii) a document that expressly directs and authorizes the State Tax Commission to~~
91 ~~disclose to the office the eligible small business's returns and other information that would~~
92 ~~otherwise be subject to confidentiality under Section 59-1-403:] ←Ĥ~~

93 (5) (a) The office may not award a grant to an eligible hospitality employee under this
94 section before the office receives the documents described in Subsection (4)(b) from the
95 eligible hospitality business that issued the eligible hospitality employee's employer
96 certification.

97 (b) If the eligible hospitality business fails to submit the documents described in
98 Subsection (4)(b) by the deadline established by the office, the office shall deny the eligible
99 hospitality employee's application.

100 (6) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
101 office may make rules related to the process of applying for and awarding grants under this
102 section, including deadlines for submitting an application and the documents described in
103 Subsection (4)(b).