

1 **STATE CHILD CARE PILOT PROGRAM**

2 2023 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Ashlee Matthews**

5 Senate Sponsor: _____

6

LONG TITLE

7 **General Description:**

8 This bill creates the State Child Care Pilot Program.

9 **Highlighted Provisions:**

10 This bill:

- 11 ▶ defines terms;
- 12 ▶ creates the State Child Care Pilot Program (pilot program) within the Division of
- 13 Human Resource Management to allow certain state agencies to contract with a
- 14 child care provider to establish an on-site child care center for the agency's
- 15 employees in a facility owned or operated by the agency;
- 16 ▶ requires a child care provider that establishes an on-site child care center under the
- 17 pilot program to maintain liability insurance coverage;
- 18 ▶ allows an agency that participates in the pilot program to charge a reasonable fee for
- 19 the use of the agency's facility as an on-site child care center;
- 20 ▶ provides that the state is not liable for civil damages resulting from the
- 21 establishment of an on-site child care center under the pilot program;
- 22 ▶ requires the Division of Human Resource Management to adopt rules to administer
- 23 the pilot program and report on the pilot program to the Legislature;
- 24 ▶ establishes a termination date for the pilot program but requires legislative review
- 25 before the termination date; and
- 26 ▶ makes technical changes.
- 27



28 **Money Appropriated in this Bill:**

29 None

30 **Other Special Clauses:**

31 None

32 **Utah Code Sections Affected:**

33 AMENDS:

34 **63I-1-263**, as last amended by Laws of Utah 2022, Chapters 23, 34, 68, 153, 218, 236,
35 249, 274, 296, 313, 361, 362, 417, 419, and 472

36 ENACTS:

37 **63A-17-808**, Utah Code Annotated 1953



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

40 Section 1. Section **63A-17-808** is enacted to read:

41 **63A-17-808. State Child Care Pilot Program.**

42 (1) As used in this section:

43 (a) "Pilot program" means the State Child Care Pilot Program created in Subsection

44 (2).

45 (b) "Qualifying agency" means:

46 (i) the Department of Corrections;

47 (ii) the Department of Transportation;

48 (iii) the Department of Alcoholic Beverage Services; or

49 (iv) the Division of Facilities Construction and Management.

50 (2) There is created within the division the State Child Care Pilot Program.

51 (3) The pilot program shall allow a qualifying agency to enter into a contract with a
52 child care provider to establish an on-site child care center for the qualifying agency's
53 employees in a facility owned or operated by the qualifying agency.

54 (4) A child care provider that establishes an on-site child care center under the pilot
55 program shall maintain professional liability insurance in an amount determined by the
56 division.

57 (5) (a) A qualifying agency that participates in the pilot program may charge a
58 reasonable fee, as determined by the division, for the use of the qualifying agency's facility as

59 an on-site child care center so that the qualifying agency incurs no expense.

60 (b) The fee described in Subsection (5)(a) shall include costs for utility, building
61 maintenance, and administrative services supplied by the qualifying agency that are related to
62 the operation of the on-site child care center.

63 (6) The state is not liable for any civil damages for acts or omissions resulting from the
64 establishment of an on-site child care center under the pilot program.

65 (7) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
66 division, in consultation with each qualifying agency, shall make rules to administer the pilot
67 program.

68 (8) The division shall provide a written report to the Government Operations Interim
69 Committee on or before October 1, 2025, that describes the efficacy of the pilot program,
70 including any recommendations for additional legislative action.

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

72 **63I-1-263. Repeal dates: Titles 63A to 63N.**

73 (1) Subsection **63A-5b-405**(5), relating to prioritizing and allocating capital
74 improvement funding, is repealed July 1, 2024.

75 (2) Section **63A-5b-1003**, State Facility Energy Efficiency Fund, is repealed July 1,
76 2023.

77 (3) Sections **63A-9-301** and **63A-9-302**, related to the Motor Vehicle Review
78 Committee, are repealed July 1, 2023.

79 (4) Section **63A-17-808**, related to the State Child Care Pilot Program, is repealed July
80 1, 2026.

81 ~~[(4)]~~ (5) In relation to the Utah Transparency Advisory Board, on January 1, 2025:

82 (a) Section **63A-18-102** is repealed;

83 (b) Section **63A-18-201** is repealed; and

84 (c) Section **63A-18-202** is repealed.

85 ~~[(5)]~~ (6) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed
86 July 1, 2028.

87 ~~[(6)]~~ (7) Title 63C, Chapter 6, Utah Seismic Safety Commission, is repealed January 1,
88 2025.

89 ~~[(7)]~~ (8) Title 63C, Chapter 12, Snake Valley Aquifer Advisory Council, is repealed

90 July 1, 2024.

91 ~~[(8)]~~ (9) Title 63C, Chapter 17, Point of the Mountain Development Commission Act,
92 is repealed July 1, 2023.

93 ~~[(9)]~~ (10) Title 63C, Chapter 18, Behavioral Health Crisis Response Commission, is
94 repealed July 1, 2023.

95 ~~[(10)]~~ (11) Title 63C, Chapter 23, Education and Mental Health Coordinating Council,
96 is repealed July 1, 2026.

97 ~~[(11)]~~ (12) Title 63C, Chapter 27, Cybersecurity Commission, is repealed July 1, 2032.

98 ~~[(12)]~~ (13) Title 63C, Chapter 28, Ethnic Studies Commission, is repealed July 1,
99 2026.

100 ~~[(13)]~~ (14) Section [63G-6a-805](#), which creates the Purchasing from Persons with
101 Disabilities Advisory Board, is repealed July 1, 2026.

102 ~~[(14)]~~ (15) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed
103 July 1, 2028.

104 ~~[(15)]~~ (16) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed
105 July 1, 2024.

106 ~~[(16)]~~ (17) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1,
107 2026.

108 ~~[(17)]~~ (18) Subsection [63J-1-602.1](#)(17), relating to the Nurse Home Visiting Restricted
109 Account, is repealed July 1, 2026.

110 ~~[(18)]~~ (19) Subsection [63J-1-602.2](#)(6), referring to dedicated credits to the Utah
111 Marriage Commission, is repealed July 1, 2023.

112 ~~[(19) Subsection [63J-1-602.2](#)(7), referring to the Trip Reduction Program, is repealed~~
113 ~~July 1, 2022.]~~

114 (20) Subsection [63J-1-602.2](#)(26), related to the Utah Seismic Safety Commission, is
115 repealed January 1, 2025.

116 (21) Title 63L, Chapter 11, Part 4, Resource Development Coordinating Committee, is
117 repealed July 1, 2027.

118 (22) In relation to the Utah Substance Use and Mental Health Advisory Council, on
119 January 1, 2033:

120 (a) Sections [63M-7-301](#), [63M-7-302](#), [63M-7-303](#), [63M-7-304](#), and [63M-7-306](#) are

121 repealed;

122 (b) Section 63M-7-305, the language that states "council" is replaced with
123 "commission";

124 (c) Subsection 63M-7-305(1)(a) is repealed and replaced with:

125 "(1) "Commission" means the Commission on Criminal and Juvenile Justice."; and

126 (d) Subsection 63M-7-305(2) is repealed and replaced with:

127 "(2) The commission shall:

128 (a) provide ongoing oversight of the implementation, functions, and evaluation of the
129 Drug-Related Offenses Reform Act; and

130 (b) coordinate the implementation of Section 77-18-104 and related provisions in
131 Subsections 77-18-103(2)(c) and (d)."

132 (23) The Crime Victim Reparations and Assistance Board, created in Section
133 63M-7-504, is repealed July 1, 2027.

134 (24) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1, 2026.

135 (25) Title 63N, Chapter 1b, Part 4, Women in the Economy Subcommittee, is repealed
136 January 1, 2025.

137 (26) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.

138 (27) Section 63N-2-512, related to the Hotel Impact Mitigation Fund, is repealed July
139 1, 2028.

140 (28) Title 63N, Chapter 3, Part 9, Strategic Innovation Grant Pilot Program, is repealed
141 July 1, 2027.

142 (29) Title 63N, Chapter 3, Part 11, Manufacturing Modernization Grant Program, is
143 repealed July 1, 2025.

144 (30) In relation to the Rural Employment Expansion Program, on July 1, 2023:

145 (a) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is repealed;
146 and

147 (b) Subsection 63N-4-805(5)(b), referring to the Rural Employment Expansion
148 Program, is repealed.

149 (31) In relation to the Board of Tourism Development, on July 1, 2025:

150 (a) Subsection 63N-2-511(1)(b), which defines "tourism board," is repealed;

151 (b) Subsections 63N-2-511(3)(a) and (5), the language that states "tourism board" is

152 repealed and replaced with "Utah Office of Tourism";
153 (c) Subsection 63N-7-101(1), which defines "board," is repealed;
154 (d) Subsection 63N-7-102(3)(c), which requires the Utah Office of Tourism to receive
155 approval from the Board of Tourism Development, is repealed; and
156 (e) Title 63N, Chapter 7, Part 2, Board of Tourism Development, is repealed.
157 (32) Subsection 63N-8-103(3)(c), which allows the Governor's Office of Economic
158 Opportunity to issue an amount of tax credit certificates only for rural productions, is repealed
159 on July 1, 2024.