

# HB0167S01 compared with HB0167

~~{deleted text}~~ shows text that was in HB0167 but was deleted in HB0167S01.

inserted text shows text that was not in HB0167 but was inserted into HB0167S01.

**DISCLAIMER:** This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Ashlee Matthews proposes the following substitute bill:

## STATE CHILD CARE ~~{PILOT PROGRAM}~~AMENDMENTS

2023 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Ashlee Matthews**

Senate Sponsor: \_\_\_\_\_

---

### LONG TITLE

#### General Description:

This bill ~~{creates the State Child Care Pilot Program}~~addresses on-site child care for state employees.

#### Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ ~~{creates the State Child Care Pilot Program (pilot program) within the Division of Human Resource Management to allow certain state agencies to contract with a child care provider}~~allows an agency to establish an on-site child care center for the benefit of the agency's employees ~~{in a facility owned or operated by the agency}~~;
- ▶ requires a child care provider that ~~{establishes}~~operates an on-site child care center ~~{under the pilot program}~~ to maintain liability insurance coverage;

## HB0167S01 compared with HB0167

- ▶ allows an agency ~~{that participates in the pilot program }~~to charge a reasonable fee for the use of the agency's facility as an on-site child care center;
- ▶ provides for agency consultation in establishing an on-site child care center; and
- ▶ provides that the state is not liable for civil damages resulting from the ~~{establishment}~~operation of an on-site child care center~~{ under the pilot program;~~
- ~~requires the Division of Human Resource Management to adopt rules to administer the pilot program and report on the pilot program to the Legislature;~~
- ~~establishes a termination date for the pilot program but requires legislative review before the termination date; and~~
- ~~makes technical changes.~~

~~};~~

### Money Appropriated in this Bill:

None

### Other Special Clauses:

None

### Utah Code Sections Affected:

~~{AMENDS:~~

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

~~{ENACTS:~~

~~63A-17-808, Utah Code Annotated 1953~~

---

---

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

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

**63A-17-808.** ~~{ State Child Care Pilot Program}~~ On-site child care for state employees.

(1) As used in this section:

(a) ~~"{Pilot program}" means the State Child Care Pilot Program created in Subsection~~

~~(2):~~

~~(b) "Qualifying agency" means:~~

~~(i) {Child care}" means the same as that term is defined in Section 35A-3-201.~~

## HB0167S01 compared with HB0167

(b) "Licensed child care provider" means a person who holds a license from the Department of ~~Corrections~~

~~— (ii) the Department of Transportation;~~

~~— (iii) the Department of Alcoholic Beverage Services; or~~

~~— (iv) the Division of Facilities Construction and Management.~~

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

~~— (3) The pilot program shall allow a qualifying agency to~~ Health and Human Services to provide center based child care in accordance with Title 26, Chapter 39, Utah Child Care Licensing Act.

(c) "On-site child care center" means a child care center established in a facility that is owned or operated by an agency.

(2) An agency may enter into a contract with a licensed child care provider to ~~establish~~ operate an on-site child care center for the ~~qualifying~~ benefit of the agency's employees ~~in a facility owned or operated by the qualifying agency~~.

~~(4)3~~ A licensed child care provider that ~~establishes~~ operates an on-site child care center ~~under the pilot program~~ for an agency shall maintain professional liability insurance ~~in an amount determined by the division~~.

~~(5)4~~ (a) ~~A qualifying~~ An agency ~~that participates in the pilot program~~ may charge a licensed child care provider a reasonable fee ~~, as determined by the division, for the use of the qualifying agency's facility as~~ for operating an on-site child care center so that the ~~qualifying~~ agency incurs no expense.

(b) The fee ~~described~~ in Subsection ~~(5)4~~(a) shall include costs for utility, building maintenance, and administrative services supplied by the ~~qualifying~~ agency that are related to the operation of the on-site child care center.

(5) An agency may consult with the Office of Child Care within the Department of Workforce Services, the Department of Health and Human Services, and the Division of Facilities Construction and Management for assistance in establishing an on-site child care center.

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

~~(7) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the~~

## HB0167S01 compared with HB0167

~~division, in consultation with each qualifying agency, shall make rules to administer the pilot program:~~

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

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

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

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

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

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

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

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

~~—— (a) Section 63A-18-102 is repealed;~~

~~—— (b) Section 63A-18-201 is repealed; and~~

~~—— (c) Section 63A-18-202 is repealed.~~

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

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

~~—— [(7)] (8) Title 63C, Chapter 12, Snake Valley Aquifer Advisory Council, is repealed July 1, 2024.~~

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

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

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

## HB0167S01 compared with HB0167

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

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

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

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

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

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

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

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

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

— ~~(20) Subsection 63J-1-602.2(26), related to the Utah Seismic Safety Commission, is repealed January 1, 2025.~~

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

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

— ~~(a) Sections 63M-7-301, 63M-7-302, 63M-7-303, 63M-7-304, and 63M-7-306 are repealed;~~

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

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

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

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

— ~~"(2) The commission shall:~~

## HB0167S01 compared with HB0167

- ~~—— (a) provide ongoing oversight of the implementation, functions, and evaluation of the Drug-Related Offenses Reform Act; and~~
- ~~—— (b) coordinate the implementation of Section 77-18-104 and related provisions in Subsections 77-18-103(2)(c) and (d)."~~
- ~~—— (23) The Crime Victim Reparations and Assistance Board, created in Section 63M-7-504, is repealed July 1, 2027.~~
- ~~—— (24) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1, 2026.~~
- ~~—— (25) Title 63N, Chapter 1b, Part 4, Women in the Economy Subcommittee, is repealed January 1, 2025.~~
- ~~—— (26) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.~~
- ~~—— (27) Section 63N-2-512, related to the Hotel Impact Mitigation Fund, is repealed July 1, 2028.~~
- ~~—— (28) Title 63N, Chapter 3, Part 9, Strategic Innovation Grant Pilot Program, is repealed July 1, 2027.~~
- ~~—— (29) Title 63N, Chapter 3, Part 11, Manufacturing Modernization Grant Program, is repealed July 1, 2025.~~
- ~~—— (30) In relation to the Rural Employment Expansion Program, on July 1, 2023:~~
- ~~—— (a) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is repealed; and~~
- ~~—— (b) Subsection 63N-4-805(5)(b), referring to the Rural Employment Expansion Program, is repealed.~~
- ~~—— (31) In relation to the Board of Tourism Development, on July 1, 2025:~~
- ~~—— (a) Subsection 63N-2-511(1)(b), which defines "tourism board," is repealed;~~
- ~~—— (b) Subsections 63N-2-511(3)(a) and (5), the language that states "tourism board" is repealed and replaced with "Utah Office of Tourism";~~
- ~~—— (c) Subsection 63N-7-101(1), which defines "board," is repealed;~~
- ~~—— (d) Subsection 63N-7-102(3)(c), which requires the Utah Office of Tourism to receive approval from the Board of Tourism Development, is repealed; and~~
- ~~—— (e) Title 63N, Chapter 7, Part 2, Board of Tourism Development, is repealed.~~
- ~~—— (32) Subsection 63N-8-103(3)(c), which allows the Governor's Office of Economic Opportunity to issue an amount of tax credit certificates only for rural productions, is repealed~~

**HB0167S01 compared with HB0167**

~~on July 1, 2024.~~

†