

# HB0541S01 compared with HB0541

~~text~~ shows text that was in HB0541 but was deleted in HB0541S01.

text shows text that was not in HB0541 but was inserted into HB0541S01.

**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 Andrew Stoddard proposes the following substitute bill:

## CHILD CARE GRANTS AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor:** {}Andrew Stoddard

**Senate Sponsor:** {}\_\_\_\_\_

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### LONG TITLE

#### General Description:

This bill requires the Office of Child Care to offer grants within available funds to child care providers.

#### Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ requires the Office of Child Care to provide grants, within available funds, to child care providers;
- ▶ requires the Office of Child Care to make an annual report;
- ▶ extends a sunset date; and
- ▶ makes technical changes.

#### Money Appropriated in this Bill:

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This bill appropriates in fiscal year 2025:

- ▶ to Department of Workforce Services - ~~{Office of Child Care}~~ Operations and Policy - Workforce Development as a one-time appropriation:
  - from the General Fund, One-time, \$240,000,000

### Other Special Clauses:

This bill provides a special effective date.

### Utah Code Sections Affected:

AMENDS:

**35A-3-212**, as last amended by Laws of Utah 2023, Chapter 328

**63I-2-235**, as last amended by Laws of Utah 2022, Chapter 21

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

Section 1. Section **35A-3-212** is amended to read:

**35A-3-212. Use of relief funds -- Grants to child care providers -- Reporting requirements.**

(1) As used in this section:

(a) "Child care provider" means a person that holds a license or certificate from the Department of Health and Human Services in accordance with Title 26B, Chapter 2, Part 4, Child Care Licensing.

~~[(a)]~~ (b) "COVID-19 relief funds" means federal funds provided to the office under:

- (i) the American Rescue Plan Act, Pub. L. No. 117-2;
- (ii) the Coronavirus Aid, Relief, and Economic Security Act, Pub. L. No. 116-136; or
- (iii) the Coronavirus Response and Relief Supplemental Appropriations Act, Pub. L.

No. 116-260.

(c) "Low-income child" means a child who is a member or foster child of a family with an annual income at or below 200% federal poverty level.

~~[(b) "Eligible child care provider" means:]~~

~~[(i) a child care provider that enters into a contract with an employer to provide child care for the employer's employees, either on-site or off-site of the employer's place of business; or]~~

~~[(ii) a regulated residential child care provider.]~~

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~~[(c) (i) "Employer" means:]~~

~~[(A) a public employer;]~~

~~[(B) a private employer; or]~~

~~[(C) a cooperative organized for the purpose of providing child care for members' employees.]~~

~~[(ii) "Employer" includes a local education agency, as defined in Section 53E-1-102.]~~

~~[(d) "Regulated residential child care provider" means a person who holds a license or certificate from the Department of Health and Human Services to provide residential child care in accordance with Title 26B, Chapter 2, Part 4, Child Care Licensing.]~~

(2) (a) Subject to availability of funds and requirements under applicable federal law, the office shall ~~[use COVID-19 relief funds to]~~ provide grants to ~~[eligible]~~ child care providers to:

~~(i) assist in paying start-up costs associated with the provision of child care[-];~~

~~(ii) stabilize the child care provider's business; and~~

~~(iii) allow the child care provider to offer increased compensation, benefits, or a combination of both to the child care provider's employees.~~

(b) The office shall make rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to establish criteria and procedures for applying for and awarding grants under this Subsection (2)[-], including prioritizing grants to a child care provider that predominantly serves:

(i) children receiving a child care subsidy or grant; or

(ii) low-income children.

(3) In fiscal years 2022 through 2024, the office shall submit to the department, for inclusion in the department's annual written report described in Section 35A-1-109, an annual report that provides:

(a) a complete accounting of the COVID-19 relief funds expended by the office during the previous fiscal year;

(b) a description of the services, projects, and programs funded by the office with COVID-19 relief funds during the previous fiscal year, including the amount of COVID-19 relief funds allocated to each service, project, or program; and

(c) information regarding the outcomes and effectiveness of the services, projects, and

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programs funded by the office with COVID-19 relief funds during the previous fiscal year.

(4) In fiscal years 2025 and 2026, the office shall submit to the department, for inclusion in the department's annual written report described in Section 35A-1-109, a report that provides a complete accounting of grants, if any, made by the office pursuant to this section during the previous fiscal year.

Section 2. Section **63I-2-235** is amended to read:

**63I-2-235. Repeal dates: Title 35A.**

(1) Section 35A-1-104.6 is repealed June 30, 2022.

(2) Section 35A-3-212 is repealed June 30, [~~2025~~] 2026.

Section 3. **FY 2025 Appropriation.**

The following sums of money are appropriated for the fiscal year beginning July 1, 2024, and ending June 30, 2025. These are additions to amounts previously appropriated for fiscal year 2025.

Subsection 3(a). ~~{Expendable Funds and Accounts:~~

~~—~~ The Legislature has reviewed the following expendable funds. The **Operating and Capital Budgets.**

Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the Legislature ~~{authorizes the State Division of Finance to transfer amounts between funds and accounts as indicated. Outlays and expenditures}~~ appropriates the following sums of money from the funds or accounts ~~{to which the money is transferred may be made without further legislative action, in accordance with statutory provisions relating to the funds or accounts}~~ indicated for the use and support of the government of the state of Utah.

ITEM 1        To Department of Workforce Services - ~~{Office of Child Care}~~ Operations and Policy

From General Fund, One-time	\$240,000,000
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Schedule of Programs:

<del>{Child Care Stabilization</del>	\$240,000,000
<del>Grants}</del> <u>Workforce Development</u>	

The Legislature intends that the funds not lapse at the end of fiscal year 2025, but that the Department of Workforce Services expend \$120,000,000 in the fiscal year beginning July 1,

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2024 and ending June 30, 2025 on child care provider grants, and \$120,000,000 in the fiscal year beginning July 1, 2025 and ending June 30, 2026 on child care provider grants.

Section 4. **Effective date.**

This bill takes effect on July 1, 2024.