

118TH CONGRESS
1ST SESSION

H. R. 2722

To establish a grant pilot program to provide child care services for the minor children of law enforcement officers to accommodate the shift work and abnormal work hours of such officers, and to enhance recruitment and retention of such officers.

IN THE HOUSE OF REPRESENTATIVES

APRIL 19, 2023

Mr. PETERS (for himself, Mr. VALADAO, Mr. HARDER of California, and Mr. ISSA) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To establish a grant pilot program to provide child care services for the minor children of law enforcement officers to accommodate the shift work and abnormal work hours of such officers, and to enhance recruitment and retention of such officers.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Providing Child Care
5 for Police Officers Act of 2023”.

1 **SEC. 2. CHILD CARE GRANT PROGRAM TO SUPPORT LAW**
2 **ENFORCEMENT.**

3 (a) **ESTABLISHMENT.**—The Secretary of Health and
4 Human Services shall establish a program to award grants
5 to States, on a competitive basis, to assist States in pro-
6 viding funds to encourage the establishment and operation
7 of child care programs to obtain child care services for
8 the minor children of law enforcement officers during the
9 shift work and abnormal work hours of such officers.

10 (b) **APPLICATION.**—To be eligible to receive a grant
11 under this section, a State shall prepare and submit to
12 the Secretary an application at such time, in such manner,
13 and containing such information as the Secretary may re-
14 quire, including an assurance that the funds required
15 under subsection (e) will be provided.

16 (c) **PERIOD OF GRANT.**—The Secretary shall make
17 the grant for a period of 3 years.

18 (d) **SET-ASIDE.**—Of the amount appropriated to
19 carry out this Act for a fiscal year, not less than 20 per-
20 cent shall be used to make grants to eligible units of State
21 and local government that employ fewer than 200 full-time
22 law enforcement officers.

23 (e) **USE OF FUNDS.**—

24 (1) **IN GENERAL.**—A State shall use amounts
25 provided under a grant awarded under this section
26 to provide assistance to law enforcement agencies (or

1 consortia formed in accordance with paragraph (3))
2 located in the State to enable the small businesses
3 (or consortia) to establish and operate child care
4 programs. Such assistance may include—

5 (A) technical assistance in the establish-
6 ment of a child care program;

7 (B) assistance for the startup costs related
8 to a child care program;

9 (C) assistance for the training of child care
10 providers;

11 (D) scholarships for families;

12 (E) the provision of services to care for
13 sick children or to provide care to school-aged
14 children;

15 (F) the entering into of contracts with
16 local resource and referral organizations or local
17 health departments;

18 (G) assistance for care for children with
19 disabilities;

20 (H) assistance to maintain nonstandard
21 hours for expanded hours of child care;

22 (I) payment of expenses for construction,
23 renovation or operation of a child care facility,
24 notwithstanding section 658F(b) of the
25 CCDBG Act; or

1 (J) assistance for any other relevant activ-
2 ity determined appropriate by the State.

3 (2) APPLICATION.—In order for a law enforce-
4 ment agency or consortium to be eligible to receive
5 assistance from a State under this section, the law
6 enforcement agency or unit of local government in-
7 volved shall prepare and submit to the State an ap-
8 plication at such time, in such manner, and con-
9 taining such information as the State may require.

10 (4) LIMITATIONS.—With respect to grant funds
11 received under this section, a State may not provide
12 in excess of \$3,000,000 in assistance from such
13 funds to any single applicant.

14 (f) MATCHING REQUIREMENT.—To be eligible to re-
15 ceive a grant under this section, a State shall provide as-
16 surances to the Secretary that, with respect to the costs
17 to be incurred by a covered entity receiving assistance in
18 carrying out activities under this section, the covered enti-
19 ty will make available (directly or through donations from
20 public or private entities) non-Federal contributions to
21 such costs in an amount equal to—

22 (1) for the first fiscal year in which the covered
23 entity receives such assistance, not less than 10 per-
24 cent of such costs;

1 (2) for the second fiscal year in which the cov-
2 ered entity receives such assistance, not less than 25
3 percent of such costs; and

4 (3) for the third fiscal year in which the covered
5 entity receives such assistance, not less than 33 $\frac{2}{3}$
6 percent of such costs.

7 (g) REQUIREMENTS OF PROVIDERS.—To be eligible
8 to receive assistance under a grant awarded under this
9 section, a child care provider—

10 (1) who receives assistance from a State shall
11 comply with all applicable State and local licensing
12 and regulatory requirements and all applicable
13 health and safety standards in effect in the State;
14 and

15 (2) who receives assistance from an Indian tribe
16 or tribal organization shall comply with all applica-
17 ble regulatory standards.

18 (h) ADMINISTRATION.—

19 (1) STATE RESPONSIBILITY.—A State shall
20 have responsibility for administering a grant award-
21 ed for the State under this section and for moni-
22 toring covered entities that receive assistance under
23 such grant.

24 (2) AUDITS.—A State shall require each cov-
25 ered entity receiving assistance under the grant

1 awarded under this section to conduct an annual
2 audit with respect to the activities of the covered en-
3 tity. Such audits shall be submitted to the State.

4 (3) MISUSE OF FUNDS.—

5 (A) REPAYMENT.—If the State determines,
6 through an audit or otherwise, that a covered
7 entity receiving assistance under a grant award-
8 ed under this section has misused the assist-
9 ance, the State shall notify the Secretary of the
10 misuse. The Secretary, upon such a notifica-
11 tion, may seek from such a covered entity the
12 repayment of an amount equal to the amount
13 of any such misused assistance plus interest.

14 (B) APPEALS PROCESS.—The Secretary
15 shall by regulation provide for an appeals proc-
16 ess with respect to repayments under this para-
17 graph.

18 (i) REPORTING REQUIREMENTS.—

19 (1) 2-YEAR STUDY.—

20 (A) IN GENERAL.—Not later than 2 years
21 after the date on which the Secretary first
22 awards grants under this section, the Secretary
23 shall conduct a study to determine—

1 (i) the capacity of covered entities to
2 meet the child care needs of communities
3 within States;

4 (ii) the kinds of consortia that are
5 being formed with respect to child care at
6 the local level to carry out programs fund-
7 ed under this section; and

8 (iii) who is using the programs funded
9 under this section and the income levels of
10 such individuals.

11 (B) REPORT.—Not later than 28 months
12 after the date on which the Secretary first
13 awards grants under this section, the Secretary
14 shall prepare and submit to the appropriate
15 committees of Congress a report on the results
16 of the study conducted in accordance with sub-
17 paragraph (A).

18 (2) 4-YEAR STUDY.—

19 (A) IN GENERAL.—Not later than 4 years
20 after the date on which the Secretary first
21 awards grants under this section, the Secretary
22 shall conduct a study to determine the number
23 of child care facilities that are funded through
24 covered entities that received assistance through
25 a grant awarded under this section and that re-

1 main in operation, and the extent to which such
2 facilities are meeting the child care needs of the
3 individuals served by such facilities.

4 (B) REPORT.—Not later than 52 months
5 after the date on which the Secretary first
6 awards grants under this section, the Secretary
7 shall prepare and submit to the appropriate
8 committees of Congress a report on the results
9 of the study conducted in accordance with sub-
10 paragraph (A).

11 (j) DEFINITIONS.—In this section:

12 (1) CAREER LAW ENFORCEMENT OFFICER.—
13 The term “career law enforcement officer” means a
14 person employed by a State or local public agency on
15 a permanent basis who is authorized by law to en-
16 gage in or supervise the prevention, detection, or in-
17 vestigation of violations of criminal laws.

18 (2) CONSORTIA.—The term “consortia” means
19 a law enforcement agency and may also include a
20 unit of local government, a child care provider, or a
21 foundation.

22 (3) COVERED ENTITY.—The term “covered en-
23 tity” means a law enforcement agency or a consor-
24 tium formed in accordance with subsection (d)(3).

1 (4) INDIAN COMMUNITY.—The term “Indian
2 community” means a community served by an In-
3 dian tribe or tribal organization.

4 (5) INDIAN TRIBE; TRIBAL ORGANIZATION.—
5 The terms “Indian tribe” and “tribal organization”
6 have the meanings given the terms in section 658P
7 of the Child Care and Development Block Grant Act
8 of 1990 (42 U.S.C. 9858n).

9 (6) LAW ENFORCEMENT AGENCY.—The term
10 “law enforcement agency” has the meaning given
11 such term in section 2503 of the Omnibus Crime
12 Control and Safe Streets Act of 1968 (34 U.S.C.
13 10533).

14 (7) STATE.—The term “State” has the mean-
15 ing given the term in section 658P of the Child Care
16 and Development Block Grant Act of 1990 (42
17 U.S.C. 9858n).

18 (k) APPLICATION TO INDIAN TRIBES AND TRIBAL
19 ORGANIZATIONS.—In this section:

20 (1) IN GENERAL.—Except as provided in sub-
21 section (f)(1), and in paragraphs (2) and (3), the
22 term “State” includes an Indian tribe or tribal orga-
23 nization.

24 (2) GEOGRAPHIC REFERENCES.—The term
25 “State” includes an Indian community in sub-

1 sections (c) (the second and third place the term ap-
2 pears), (d)(1) (the second place the term appears),
3 (d)(3)(A) (the second place the term appears), and
4 (i)(1)(A)(i).

5 (3) STATE-LEVEL ACTIVITIES.—The term
6 “State-level activities” includes activities at the trib-
7 al level.

8 (l) AUTHORIZATION OF APPROPRIATIONS.—

9 (1) IN GENERAL.—There is authorized to be
10 appropriated to carry out this section, \$24,000,000
11 for each of the fiscal years 2024 to 2028.

12 (2) STUDIES AND ADMINISTRATION.—With re-
13 spect to the total amount appropriated for such pe-
14 riod in accordance with this subsection, not more
15 than \$2,500,000 of that amount may be used for ex-
16 penditures related to conducting studies required
17 under, and the administration of, this section.

18 (m) TERMINATION OF PROGRAM.—The program es-
19 tablished under subsection (a) shall terminate on Sep-
20 tember 30, 2028.

○