

118TH CONGRESS  
2D SESSION

# S. 3884

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.

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## IN THE SENATE OF THE UNITED STATES

MARCH 6, 2024

Mrs. GILLIBRAND (for herself and Mr. TILLIS) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

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## 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 2024”.

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 provide 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 (f) will be provided.

16 (c) **PERIOD OF GRANT.**—The Secretary shall award  
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 award grants under subsection (a)  
21 to States to provide funds to—

22 (1) a law enforcement agency that employs  
23 fewer than 200 full-time law enforcement officers; or

24 (2) a consortium comprised of law enforcement  
25 agencies, one of which employs fewer than 200 such  
26 officers.

1 (e) USE OF FUNDS.—

2 (1) IN GENERAL.—A State shall use a grant  
3 awarded under this section to provide funds to cov-  
4 ered entities located in the State to enable the cov-  
5 ered entities to establish and operate child care pro-  
6 grams (directly or by contract with child care pro-  
7 viders). Such funds may be used by the covered enti-  
8 ty or (through such a contract) child care provider  
9 to provide assistance that may include—

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

12 (B) assistance for the startup costs related  
13 to a child care program;

14 (C) assistance for the training of child care  
15 providers;

16 (D) assistance for law enforcement agen-  
17 cies to provide scholarships for families;

18 (E) assistance for the provision of services  
19 to care for sick children or to provide care to  
20 school-age children;

21 (F) assistance through contracts entered  
22 into by law enforcement agencies with local  
23 child care resource and referral organizations or  
24 local health departments;

1 (G) assistance for care for children with  
2 disabilities;

3 (H) assistance to maintain nonstandard  
4 hours for expanded hours of child care;

5 (I) assistance for payment of expenses for  
6 construction, renovation, or operation of a child  
7 care facility; or

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

10 (2) APPLICATION.—In order for a covered enti-  
11 ty to be eligible to receive funds from a State under  
12 this section, the covered entity or, if the entity is a  
13 consortium including a unit of local government, the  
14 unit of local government involved shall prepare and  
15 submit to the State an application at such time, in  
16 such manner, and containing such information as  
17 the State may require.

18 (3) LIMITATIONS.—With respect to grant funds  
19 received under this section, a State may not provide  
20 in excess of \$3,000,000 from such funds to any sin-  
21 gle applicant.

22 (f) MATCHING REQUIREMENT.—To be eligible to re-  
23 ceive a grant under this section, a State shall provide as-  
24 surances to the Secretary that, with respect to the costs  
25 to be incurred by a covered entity receiving funds in car-

1 rying out activities under this section, the covered entity  
2 will make available (directly or through donations from  
3 public or private entities) non-Federal contributions for  
4 such costs in an amount equal to—

5 (1) for the first fiscal year for which the cov-  
6 ered entity receives such funds, not less than 10 per-  
7 cent of such costs;

8 (2) for the second fiscal year for which the cov-  
9 ered entity receives such funds, not less than 25 per-  
10 cent of such costs; and

11 (3) for the third fiscal year for which the cov-  
12 ered entity receives such funds, not less than  $33\frac{2}{3}$   
13 percent of such costs.

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

17 (1) who receives assistance through a State  
18 shall provide an assurance that the provider will  
19 comply with all applicable State and local licensing  
20 and regulatory requirements and all applicable  
21 health and safety standards in effect in the State;

22 (2) who receives assistance through an Indian  
23 Tribe or Tribal organization shall provide an assur-  
24 ance that the provider will comply with all applicable  
25 regulatory standards; and

1           (3) shall establish and present a safety plan for  
2 the child care facility involved.

3 (h) ADMINISTRATION.—

4           (1) STATE RESPONSIBILITY.—A State shall  
5 have responsibility for administering a grant award-  
6 ed for the State under this section and for moni-  
7 toring covered entities, and child care providers, that  
8 receive funds under such grant.

9           (2) AUDITS.—A State shall require each cov-  
10 ered entity receiving funds under the grant awarded  
11 under this section, and any child care provider re-  
12 ceiving funds through the covered entity, to conduct  
13 an annual audit with respect to the activities of the  
14 covered entity and the child care provider. Such au-  
15 dits shall be submitted to the State.

16           (3) MISUSE OF FUNDS.—

17           (A) REPAYMENT.—If the State determines,  
18 through an audit or otherwise, that a covered  
19 entity or child care provider receiving funds  
20 under a grant awarded under this section has  
21 misused the funds, the State shall notify the  
22 Secretary of the misuse. The Secretary, upon  
23 such a notification, may seek from such a cov-  
24 ered entity or child care provider the repayment

1 of an amount equal to the amount of any such  
2 misused funds plus interest.

3 (B) APPEALS PROCESS.—The Secretary  
4 shall by regulation provide for an appeals proc-  
5 ess with respect to repayments under this para-  
6 graph.

7 (4) 2-YEAR STUDY.—

8 (A) IN GENERAL.—Not later than 2 years  
9 after the date on which the Secretary first  
10 awards grants under this section, the Secretary  
11 shall conduct a study to determine—

12 (i) the capacity of covered entities,  
13 and child care providers receiving funds  
14 through such a grant, to meet the child  
15 care needs of communities within States;

16 (ii) the kinds of consortia that are  
17 being formed with respect to child care at  
18 the local level to carry out programs fund-  
19 ed under this section; and

20 (iii) who is using the programs funded  
21 under this section and the income levels of  
22 such individuals.

23 (B) REPORT.—Not later than 28 months  
24 after the date on which the Secretary first  
25 awards grants under this section, the Secretary

1 shall prepare and submit to the appropriate  
2 committees of Congress a report on the results  
3 of the study conducted in accordance with sub-  
4 paragraph (A).

5 (5) FOUR-YEAR STUDY.—

6 (A) IN GENERAL.—Not later than 4 years  
7 after the date on which the Secretary first  
8 awards grants under this section, the Secretary  
9 shall conduct a study to determine—

10 (i) the number of child care facilities  
11 that—

12 (I) receive funds for construction  
13 or renovation through covered entities  
14 that received funds through a grant  
15 awarded under this section; and

16 (II) remain in operation; and

17 (ii) the extent to which such facilities  
18 are meeting the child care needs of the in-  
19 dividuals served by such facilities.

20 (B) REPORT.—Not later than 52 months  
21 after the date on which the Secretary first  
22 awards grants under this section, the Secretary  
23 shall prepare and submit to the appropriate  
24 committees of Congress a report on the results



1 of the study conducted in accordance with sub-  
2 paragraph (A).

3 (i) DEFINITIONS.—In this section:

4 (1) CONSORTIUM.—The term “consortium”  
5 means a partnership that includes one or more law  
6 enforcement agencies and may also include a unit of  
7 local government, a child care provider, or a founda-  
8 tion.

9 (2) COVERED ENTITY.—The term “covered en-  
10 tity” means a law enforcement agency or a consor-  
11 tium.

12 (3) INDIAN COMMUNITY.—The term “Indian  
13 community” means a community served by an In-  
14 dian Tribe or Tribal organization.

15 (4) INDIAN TRIBE; TRIBAL ORGANIZATION.—  
16 The terms “Indian Tribe” and “Tribal organiza-  
17 tion” have the meanings given the terms “Indian  
18 tribe” and “tribal organization” respectively, in sec-  
19 tion 658P of the Child Care and Development Block  
20 Grant Act of 1990 (42 U.S.C. 9858n).

21 (5) LAW ENFORCEMENT OFFICER.—The term  
22 “law enforcement officer” has the meaning given  
23 such term in section 2503 of the Omnibus Crime  
24 Control and Safe Streets Act of 1968 (34 U.S.C.  
25 10533).

1           (6) LAW ENFORCEMENT AGENCY.—The term  
2 “law enforcement agency” means a government  
3 agency with criminal or civil law enforcement pow-  
4 ers.

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

9           (j) APPLICATION TO INDIAN TRIBES AND TRIBAL  
10 ORGANIZATIONS.—In this section:

11           (1) IN GENERAL.—Except as provided in sub-  
12 section (g)(1), and in paragraphs (2) and (3), the  
13 term “State” includes an Indian Tribe or Tribal or-  
14 ganization.

15           (2) GEOGRAPHIC REFERENCES.—The term  
16 “State” includes an Indian community in sub-  
17 sections (e)(1) (the second place the term appears),  
18 (g)(1) (the third place the term appears), and  
19 (h)(4)(A)(i).

20           (3) STATE-LEVEL ACTIVITIES.—The term  
21 “State-level activities” includes activities at the  
22 Tribal level.

23           (k) AUTHORIZATION OF APPROPRIATIONS.—

1           (1) IN GENERAL.—There is authorized to be  
2           appropriated to carry out this section, \$24,000,000  
3           for each of fiscal years 2025 through 2029.

4           (2) STUDIES AND ADMINISTRATION.—With re-  
5           spect to the total amount appropriated for the pe-  
6           riod of fiscal years 2025 through 2029 in accordance  
7           with this subsection, not more than \$2,500,000 of  
8           that amount may be used for expenditures related to  
9           conducting studies required under, and the adminis-  
10          tration of, this section.

11          (1) TERMINATION OF PROGRAM.—The program es-  
12          tablished under subsection (a) shall terminate on Sep-  
13          tember 30, 2029.

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