

119TH CONGRESS
2D SESSION

S. 3845

To establish and expand child care programs for parents who work nontraditional hours, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 11, 2026

Mr. YOUNG (for himself, Ms. HASSAN, Mr. TILLIS, Mr. KAINE, and Mr. HICKENLOOPER) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To establish and expand child care programs for parents who work nontraditional hours, and for other purposes.

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 “After Hours Child
5 Care Act”.

6 **SEC. 2. CHILD CARE AND DEVELOPMENT INNOVATION**
7 **FUND.**

8 (a) ESTABLISHMENT.—The Child Care and Develop-
9 ment Block Grant Act of 1990 (42 U.S.C. 9857 et seq.)
10 is amended—

1 (1) by redesignating section 658P as section
2 658T, and moving that section 658T to follow sec-
3 tion 658S; and

4 (2) by adding at the end the following:

5 **“SEC. 658U. CHILD CARE AND DEVELOPMENT INNOVATION**
6 **FUND.**

7 “(a) PURPOSE.—The purpose of this section is to—

8 “(1) improve child care access for parents
9 working hours outside of traditional 9 to 5 work
10 hours, such as parents working an evening, night, or
11 weekend shift; and

12 “(2) address the needs of working parents with
13 young children, so that the parents are able to stay
14 attached to the workforce, attain eligibility for pro-
15 motions and salary increases, and amass savings.

16 “(b) DEFINITIONS.—In this section:

17 “(1) CHILD CARE PROGRAM.—The term ‘child
18 care program’ means the child care activities of an
19 eligible child care provider.

20 “(2) NONTRADITIONAL WORK HOURS.—The
21 term ‘nontraditional work hours’ means work hours
22 at least 25 percent of which—

23 “(A) are before 9 a.m. or after 5 p.m. on
24 a weekday;

25 “(B) are on a Saturday or Sunday; or

1 “(C) are scheduled within 7 days before re-
2 quired attendance at work for those work
3 hours.

4 “(3) SECRETARY.—The term ‘Secretary’ means
5 the Secretary of Health and Human Services.

6 “(c) GENERAL AUTHORITY.—

7 “(1) GRANTS.—Not later than 90 days after
8 the date of enactment of the After Hours Child Care
9 Act, the Secretary shall establish a pilot program,
10 through which the Secretary shall award grants on
11 a competitive basis to eligible entities to pay for the
12 Federal share of the cost of—

13 “(A) expanding capacity for an existing (as
14 of January 1, 2027) child care program, includ-
15 ing such a program of a family child care pro-
16 vider to serve families in which a parent is
17 working nontraditional work hours;

18 “(B) entering into an enrollment-based
19 contract with—

20 “(i) an eligible child care provider to
21 serve such families; or

22 “(ii) a fiscal intermediary such as a
23 staffed network of family child care pro-
24 viders, child care resource and referral or-
25 ganization, or entity operating a child care

1 facilities fund for the services of multiple
2 eligible child care providers to serve such
3 families;

4 “(C) planning activities, including con-
5 ducting a needs assessment and outreach to ex-
6 isting eligible child care providers (existing on
7 the date of the outreach);

8 “(D) establishing an onsite child care pro-
9 gram at a workplace to serve such families;

10 “(E) expanding capacity for an onsite child
11 care program at a workplace to serve such fam-
12 ilies; or

13 “(F) establishing a child care program, in-
14 cluding a program of a family child care pro-
15 vider with the primary goal of serving such
16 families.

17 “(2) DURATION.—The Secretary shall award
18 the grant for a period of 5 years. A grant awarded
19 under this section may not be renewed.

20 “(3) AMOUNT.—The Secretary shall award the
21 grant in an amount of not less than \$25,000 and
22 not more than \$500,000.

23 “(d) ELIGIBLE ENTITIES.—To be eligible to receive
24 a grant under this section, an entity shall be—

25 “(1) an eligible child care provider; or

1 “(2) a partnership of—

2 “(A) an eligible child care provider; and

3 “(B) a lead agency, business, child care re-
4 source and referral organization, community de-
5 velopment financial institution, staffed network
6 of family child care providers, another inter-
7 mediary with experience supporting child care
8 providers, or another appropriate entity.

9 “(e) APPLICATION.—To be eligible to receive a grant
10 under this section, an entity shall submit an application
11 to the Secretary at such time, in such manner, and con-
12 taining—

13 “(1) a description of the activities to be funded
14 under the grant;

15 “(2) a description of the objective for the activi-
16 ties, which may be an objective described in a para-
17 graph of subsection (f), including—

18 “(A) whether the objective is to increase
19 the quantity or quality of a good or service,
20 specified in the description; and

21 “(B) information on that quantity or qual-
22 ity of that good or service, on the date of sub-
23 mission of the application; and

24 “(3) the population to be served through the ac-
25 tivities.

1 “(f) USE OF FUNDS.—An entity that receives a grant
2 under this section may use the grant funds for activities
3 that may include—

4 “(1) staffing the child care program involved;

5 “(2) improving the child care facility and re-
6 lated equipment;

7 “(3) establishing or improving the curriculum
8 of the child care program;

9 “(4) assisting eligible child care providers in
10 meeting health and safety requirements, achieving li-
11 censure or registration as a child care provider, or
12 improving quality;

13 “(5) acquiring other items needed for the child
14 care program; and

15 “(6) providing training in the prevention of
16 sudden infant death syndrome and safe sleep prac-
17 tices.

18 “(g) MATCH.—The non-Federal share of the cost de-
19 scribed in subsection (c)(1) shall be 25 percent.

20 “(h) REPORT.—Not less often than every 2 years, the
21 Secretary shall prepare and submit to Congress a report
22 that includes—

23 “(1) information on the number of children
24 served under this section and the employment status
25 of their parents;

1 “(2) general information to demonstrate the im-
2 pact of activities carried out under grants under this
3 section on child care availability; and

4 “(3) for each objective referred to in subsection
5 (e)(2) that is described in an application submitted
6 by a grant recipient, a summary of information ob-
7 tained by—

8 “(A) collecting, from each recipient, infor-
9 mation on the quantity or quality of the good
10 or service referred to in subsection (e)(2)(B), as
11 of the last day of the grant period;

12 “(B) comparing the information described
13 in subsection (e)(2)(B) with the information de-
14 scribed in subparagraph (A), for each such re-
15 cipient; and

16 “(C) summarizing that collected informa-
17 tion and those comparisons for all the recipients
18 who described the objective in such an applica-
19 tion.

20 “(4) other information relevant to the grants
21 made under this section.

22 “(i) RELATIONSHIP TO OTHER REQUIREMENTS.—
23 None of the requirements of this subchapter, other than
24 section 658T, shall apply to this section. No reference in

1 this subchapter to ‘this subchapter’ shall be considered to
2 include this section.

3 “(j) AUTHORIZATION.—There is authorized to be ap-
4 propriated to carry out this section \$10,000,000 for the
5 period of fiscal years 2027 through 2031.”.

6 (b) CONFORMING AMENDMENTS.—

7 (1) APPLICATION PROVISIONS.—Section
8 658E(c)(2) of the Child Care and Development
9 Block Grant Act of 1990 (42 U.S.C. 9858c(c)(2)) is
10 amended—

11 (A) in subparagraph (A)(i)(II), by striking
12 “658P(2)” and inserting “658T(2)”; and

13 (B) in subparagraph (K)(i)(IV), by strik-
14 ing “658P(6)(B)” and inserting “658T(6)(B)”.

15 (2) REPORT PROVISIONS.—Section 658K(a)(2)
16 of the Child Care and Development Block Grant Act
17 of 1990 (42 U.S.C. 9858i(a)(2)) is amended—

18 (A) in subparagraph (A), by striking
19 “658P(6)” and inserting “658T(6)”; and

20 (B) in subparagraph (F), by striking
21 “658P(6)(B)” and inserting “658T(6)(B)”.

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