

117TH CONGRESS
2D SESSION

H. R. 7966

To provide for increased authorization of funding to secure schools, and
for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 7, 2022

Mr. HUDSON (for himself, Mr. AUSTIN SCOTT of Georgia, Mr. MURPHY of North Carolina, Mr. WOMACK, Mr. BACON, Mr. BERGMAN, Mr. WESTERMAN, Mr. WENSTRUP, Mr. JOHNSON of Louisiana, Ms. STEFANIK, Mr. MULLIN, Mr. JOYCE of Ohio, Mr. JOYCE of Pennsylvania, Mr. RODNEY DAVIS of Illinois, Mr. CURTIS, Mrs. HINSON, Mr. CARL, Mr. WALTZ, Mr. ROUZER, Mr. GRAVES of Missouri, Mr. ARMSTRONG, Mr. HERN, Mr. BOST, Mr. MOORE of Alabama, and Mr. ISSA) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committees on Education and Labor, and Oversight and Reform, 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 provide for increased authorization of funding to secure
schools, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Secure Every School
3 and Protect Our Nation’s Children Act” or as the “STOP
4 II Act”.

5 **SEC. 2. INCREASED AUTHORIZATION OF FUNDING FOR**
6 **CERTAIN PROGRAMS.**

7 (a) BYRNE-JAG.—For fiscal year 2023, there is au-
8 thorized to be appropriated to the Attorney General to
9 carry out the grant program under subpart 1 of part E
10 of title I of the Omnibus Crime Control and Safe Streets
11 Act of 1968 (34 U.S.C. 10151 et seq.), in addition to any
12 amounts made available for such purpose, \$500,000,000,
13 to remain available until expended: *Provided*, That such
14 amounts shall be used for additional personnel.

15 (b) COPS.—For fiscal year 2023, there is authorized
16 to be appropriated to the Attorney General to carry out
17 the grant program under part Q of title I of the Omnibus
18 Crime Control and Safe Streets Act of 1968 (34 U.S.C.
19 10381 et seq.), in addition to any amounts made available
20 for such purpose, \$500,000,000, to remain available until
21 expended: *Provided*, That such amounts shall be used as
22 provided under paragraphs (1) and (2) of section 1701(b)
23 of such Act (34 U.S.C. 10381(b)).

24 (c) STOP SCHOOL VIOLENCE.—Subsection (a) of
25 section 2705 of title I of the Omnibus Crime Control and

1 Safe Streets Act of 1968 (34 U.S.C. 10555) is amended
2 to read as follows:

3 “(a) IN GENERAL.—There are authorized to be ap-
4 propriated \$833,000,000 for each of fiscal years 2023
5 through 2028, of which—

6 “(1) \$555,333,334 shall be made available to
7 the BJA Director to carry out this part; and

8 “(2) \$277,666,666 shall be made available to
9 the COPS Director to carry out this part.”.

10 (d) GRANTS FOR MENTAL HEALTH GUIDANCE
11 COUNSELORS.—Section 4112 of the Elementary and Sec-
12 ondary Education Act of 1965 (20 U.S.C. 7122) is amend-
13 ed—

14 (1) in subsection (a), by inserting “, other than
15 subsection (c),” after “this subpart”; and

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

17 “(c) MENTAL HEALTH GUIDANCE COUNSELORS.—
18 There authorized to be appropriated for the hiring of men-
19 tal health guidance counselors by State and local edu-
20 cational agencies \$1,000,000,000 for fiscal year 2023.”.

21 (e) OFFSET.—Of the unobligated balances from
22 amounts made available under sections 602(a)(1) and
23 603(a) of the Social Security Act (42 U.S.C. 802(a)(1),
24 803(a)) on the date of enactment of this Act,
25 \$7,055,000,000 is rescinded as of such date: *Provided*,

1 That such rescission shall be applied first on a pro rata
 2 basis to the unobligated balances of the payment amounts
 3 allocated by the Secretary of the Treasury pursuant to
 4 subsection (b)(3)(B) of section 602 of the Social Security
 5 Act (42 U.S.C. 802): *Provided further*, That any remain-
 6 ing amounts to be rescinded shall be applied next on a
 7 pro rata basis to the unobligated balances of the payment
 8 amounts allocated by the Secretary of the Treasury pursu-
 9 ant to subsection (b)(1)(B) and (b)(2)(B) of section 602
 10 of such Act (42 U.S.C. 802): *Provided further*, That any
 11 remaining amounts to be rescinded shall be applied on a
 12 pro rata basis to the unobligated balances of the payment
 13 amounts allocated by the Secretary of the Treasury for
 14 each of the entities authorized to receive payments under
 15 section 603 of such Act (42 U.S.C. 803).

16 **SEC. 3. ADDITIONAL AUTHORIZED USE OF STOP SCHOOL**
 17 **VIOLENCE GRANTS.**

18 Section 2701 of title I of the Omnibus Crime Control
 19 and Safe Streets Act of 1968 (34 U.S.C. 10151) is amend-
 20 ed—

- 21 (1) in subsection (a)(1), by striking “para-
 22 graphs (5) through (9)” and inserting “paragraphs
 23 (5) through (10)”; and
- 24 (2) in subsection (b)—

1 (A) by redesignating paragraph (9) as
 2 paragraph (10); and

3 (B) by inserting after paragraph (8) the
 4 following:

5 “(9) Assessment of a school to find weaknesses
 6 in security and identify any lack of coverage in men-
 7 tal health support staff for students.”.

8 **SEC. 4. FEDERAL CLEARINGHOUSE ON SCHOOL SAFETY**
 9 **BEST PRACTICES.**

10 (a) IN GENERAL.—Subtitle A of title XXII of the
 11 Homeland Security Act of 2002 (6 U.S.C. 651 et seq.)
 12 is amended by adding at the end the following new section:

13 **“SEC. 2220D. FEDERAL CLEARINGHOUSE ON SCHOOL SAFE-**
 14 **TY BEST PRACTICES.**

15 “(a) ESTABLISHMENT.—

16 “(1) IN GENERAL.—The Secretary, in coordina-
 17 tion with the Secretary of Education, the Attorney
 18 General, and the Secretary of Health and Human
 19 Services, shall establish in the Department a Federal
 20 Clearinghouse on School Safety Best Practices (in
 21 this section referred to as the ‘Clearinghouse’).

22 “(2) PURPOSE.—The Clearinghouse shall be
 23 the primary resource of the Federal Government to
 24 identify and publish online through
 25 SchoolSafety.gov, or any successor website, best

1 practices and recommendations relating to school
2 safety for use by State educational agencies and
3 local educational agencies, institutions of higher edu-
4 cation, State and local law enforcement agencies,
5 health professionals, and the general public.

6 “(3) PERSONNEL.—

7 “(A) ASSIGNMENTS.—The Clearinghouse
8 shall be assigned such personnel and resources
9 as the Secretary considers appropriate to carry
10 out this section.

11 “(B) DETAILEES.—The Secretary of Edu-
12 cation, the Attorney General, and the Secretary
13 of Health and Human Services may detail per-
14 sonnel to the Clearinghouse.

15 “(4) EXEMPTIONS.—

16 “(A) PAPERWORK REDUCTION ACT.—
17 Chapter 35 of title 44, United States Code
18 (commonly known as the ‘Paperwork Reduction
19 Act’) shall not apply to any rulemaking or in-
20 formation collection required under this section.

21 “(B) FEDERAL ADVISORY COMMITTEE
22 ACT.—The Federal Advisory Committee Act (5
23 U.S.C. App.) shall not apply for the purposes of
24 carrying out this section.

25 “(b) CLEARINGHOUSE CONTENTS.—

1 “(1) CONSULTATION.—In identifying and pub-
2 lishing best practices and recommendations pursuant
3 to subsection (a)(2), the Clearinghouse may consult
4 with appropriate Federal, State, local, Tribal, and
5 private sector entities, and nongovernmental organi-
6 zations.

7 “(2) CRITERIA.—Best practices and rec-
8 ommendations of the Clearinghouse identified and
9 published pursuant to subsection (a)(2) shall, at a
10 minimum—

11 “(A) incorporate comprehensive school
12 safety measures, including threat prevention,
13 preparedness, protection, mitigation, incident
14 response, and recovery to improve the safety
15 posture of a school, including relating to the
16 health, safety, and welfare of persons in school
17 settings;

18 “(B) include any evidence or research ra-
19 tionale supporting the determination of the
20 Clearinghouse that the best practice or rec-
21 ommendation at issue has been shown to have
22 a significant effect on improving the safety pos-
23 ture of a school, including relating to the
24 health, safety, and welfare of persons in school
25 settings, including—

1 “(i) relevant research that is evidence-
2 based supporting such best practice or rec-
3 ommendation;

4 “(ii) findings and data from previous
5 Federal or State commissions recom-
6 mending improvements to the safety pos-
7 ture of a school, including relating to the
8 health, safety, and welfare of persons in
9 school settings; or

10 “(iii) other supportive evidence or
11 findings relied upon by the Clearinghouse
12 in determining best practices and rec-
13 ommendations to improve the safety pos-
14 ture of a school, including relating to the
15 health, safety, and welfare of persons in
16 school settings; and

17 “(C) include information on Federal grant
18 programs for which implementation of such best
19 practices or recommendations is an eligible use
20 for any such program.

21 “(3) OTHER BEST PRACTICES AND REC-
22 OMMENDATIONS.—To the greatest extent prac-
23 ticable, in identifying and publishing best practices
24 and recommendations pursuant to subsection (a)(2),
25 the Clearinghouse shall so identify and publish, as

1 appropriate, best practices and recommendations to
2 improve the safety posture of a school, including re-
3 lating to the health, safety, and welfare of persons
4 in school settings, adopted by a Federal, State, local,
5 Tribal, or private sector entity or nongovernmental
6 organization.

7 “(c) ASSISTANCE AND TRAINING.—The Secretary,
8 acting through the Clearinghouse, may publish materials
9 to assist and train State educational agencies and local
10 educational agencies and State and local law enforcement
11 agencies regarding the implementation of best practices
12 and recommendations identified and published pursuant
13 to subsection (a)(2).

14 “(d) CONTINUOUS IMPROVEMENT.—The Secretary
15 shall—

16 “(1) collect for the purpose of continuous im-
17 provement of the Clearinghouse—

18 “(A) data analytics;

19 “(B) user feedback on the implementation
20 of best practices and recommendations identi-
21 fied and published pursuant to subsection
22 (a)(2); and

23 “(C) any evaluations conducted on imple-
24 mentation of such best practices and rec-
25 ommendations; and

1 “(2) in coordination with the Secretary of Edu-
2 cation, the Attorney General, and the Secretary of
3 Health and Human Services—

4 “(A) regularly assess best practices and
5 recommendations identified and published pur-
6 suant to subsection (a)(2) with respect to which
7 there are no resources available through Fed-
8 eral Government programs for implementation;
9 and

10 “(B) establish an external advisory board
11 comprised of appropriate State, local, Tribal,
12 and private sector entities and nongovernmental
13 organizations, including organizations rep-
14 resenting parents of students attending elemen-
15 tary schools or secondary schools, to—

16 “(i) provide feedback on the imple-
17 mentation of best practices and rec-
18 ommendations identified and published
19 pursuant to subsection (a)(2); and

20 “(ii) propose additional recommenda-
21 tions for best practices for inclusion in the
22 Clearinghouse.

23 “(e) PARENTAL ASSISTANCE.—The Clearinghouse
24 shall produce materials to assist parents of students with
25 identifying relevant Clearinghouse resources related to

1 supporting the implementation of Clearinghouse best prac-
2 tices and recommendations identified and published pur-
3 suant to subsection (a)(2).

4 “(f) DEFINITIONS.—In this section:

5 “(1) ELEMENTARY SCHOOL.—The term ‘ele-
6 mentary school’ has the meaning given such term in
7 section 8101 of the Elementary and Secondary Edu-
8 cation Act of 1965 (20 U.S.C. 7801).

9 “(2) EVIDENCE-BASED.—The term ‘evidence-
10 based’ has the meaning given such term in section
11 8101 of the Elementary and Secondary Education
12 Act of 1965 (20 U.S.C. 7801).

13 “(3) INSTITUTION OF HIGHER EDUCATION.—
14 The term ‘institution of higher education’ has the
15 meaning given such term in section 101 of the High-
16 er Education Act of 1965 (20 U.S.C. 1001).

17 “(4) LOCAL EDUCATIONAL AGENCY.—The term
18 ‘local educational agency’ has the meaning given
19 such term in section 8101 of the Elementary and
20 Secondary Education Act of 1965 (20 U.S.C. 7801).

21 “(5) PARENT.—The term ‘parent’ has the
22 meaning given such term in section 8101 of the Ele-
23 mentary and Secondary Education Act of 1965 (20
24 U.S.C. 7801).

1 “(6) SECONDARY SCHOOL.—The term ‘sec-
 2 ondary school’ has the meaning given such term in
 3 section 8101 of the Elementary and Secondary Edu-
 4 cation Act of 1965 (20 U.S.C. 7801).

5 “(7) STATE EDUCATIONAL AGENCY.—The term
 6 ‘State educational agency’ has the meaning given
 7 such term in section 8101 of the Elementary and
 8 Secondary Education Act of 1965 (20 U.S.C.
 9 7801).”.

10 (b) CLERICAL AMENDMENT.—The table of contents
 11 in section 1(b) of the Homeland Security Act of 2002 is
 12 amended by inserting after the item relating to section
 13 2220C the following new item:

“Sec. 2220D. Federal Clearinghouse on School Safety Best Practices.”.

14 **SEC. 5. NOTIFICATION OF FEDERAL CLEARINGHOUSE ON**
 15 **SCHOOL SAFETY BEST PRACTICES.**

16 (a) NOTIFICATION BY THE SECRETARY OF EDU-
 17 CATION.—The Secretary of Education shall provide writ-
 18 ten notification of the publication of the Federal Clearing-
 19 house on School Safety Best Practices (referred to in this
 20 section as the “Clearinghouse”) under section 2220D of
 21 the Homeland Security Act of 2002, as added by section
 22 4, to—

23 (1) every State educational and local edu-
 24 cational agency; and

1 (2) other Department of Education partners in
2 the implementation of the best practices and rec-
3 ommendations of the Clearinghouse, as determined
4 appropriate by the Secretary of Education.

5 (b) NOTIFICATION BY THE SECRETARY OF HOME-
6 LAND SECURITY.—The Secretary of Homeland Security
7 shall provide written notification of the publication of the
8 Clearinghouse under section 2220D of the Homeland Se-
9 curity Act of 2002, as added by section 4, to—

10 (1) every State homeland security advisor;

11 (2) every State department of homeland secu-
12 rity; and

13 (3) other Department of Homeland Security
14 partners in the implementation of the best practices
15 and recommendations of the Clearinghouse, as deter-
16 mined appropriate by the Secretary of Homeland Se-
17 curity.

18 (c) NOTIFICATION BY THE SECRETARY OF HEALTH
19 AND HUMAN SERVICES.—The Secretary of Health and
20 Human Services shall provide written notification of the
21 publication of the Clearinghouse under section 2220D of
22 the Homeland Security Act of 2002, as added by section
23 4, to—

24 (1) every State department of public health;
25 and

1 (2) other Department of Health and Human
2 Services partners in the implementation of the best
3 practices and recommendations of the Clearing-
4 house, as determined appropriate by the Secretary of
5 Health and Human Services.

6 (d) NOTIFICATION BY THE ATTORNEY GENERAL.—
7 The Attorney General shall provide written notification of
8 the publication of the Clearinghouse under section 2220D
9 of the Homeland Security Act of 2002, as added by section
10 4, to—

11 (1) every State department of justice; and
12 (2) other Department of Justice partners in the
13 implementation of the best practices and rec-
14 ommendations of the Clearinghouse, as determined
15 appropriate by the Attorney General.

16 **SEC. 6. GRANT PROGRAM REVIEW.**

17 (a) FEDERAL GRANTS AND RESOURCES.—The Sec-
18 retary of Education, the Secretary of Homeland Security,
19 the Secretary of Health and Human Services, and the At-
20 torney General shall each—

21 (1) review grant programs administered by
22 their respective agency and identify any grant pro-
23 gram that may be used to implement best practices
24 and recommendations of the Federal Clearinghouse
25 on School Safety Best Practices (referred to in this

1 section as the “Clearinghouse”) under section
2 2220D of the Homeland Security Act of 2002, as
3 added by section 4;

4 (2) identify any best practices and rec-
5 ommendations of the Clearinghouse for which there
6 is not a Federal grant program that may be used for
7 the purposes of implementing the best practice or
8 recommendation as applicable to the agency; and

9 (3) periodically report any findings under para-
10 graph (2) to the appropriate committees of Con-
11 gress.

12 (b) STATE GRANTS AND RESOURCES.—The Clearing-
13 house shall, to the extent practicable, identify, for each
14 State—

15 (1) each agency responsible for school safety in
16 the State, or any State that does not have such an
17 agency designated;

18 (2) any grant program that may be used for the
19 purposes of implementing best practices and rec-
20 ommendations of the Clearinghouse; and

21 (3) any resources other than grant programs
22 that may be used to assist in implementation of best
23 practices and recommendations of the Clearing-
24 house.

1 **SEC. 7. RULES OF CONSTRUCTION.**

2 (a) WAIVER OF REQUIREMENTS.—Nothing in this
3 Act or the amendments made by this Act shall be con-
4 strued to create, satisfy, or waive any requirement
5 under—

6 (1) title II of the Americans With Disabilities
7 Act of 1990 (42 U.S.C. 12131 et seq.);

8 (2) the Rehabilitation Act of 1973 (29 U.S.C.
9 701 et seq.);

10 (3) title VI of the Civil Rights Act of 1964 (42
11 U.S.C. 2000d et seq.);

12 (4) title IX of the Education Amendments of
13 1972 (20 U.S.C. 1681 et seq.); or

14 (5) the Age Discrimination Act of 1975 (42
15 U.S.C. 6101 et seq.).

16 (b) PROHIBITION ON FEDERALLY DEVELOPED, MAN-
17 DATED, OR ENDORSED CURRICULUM.—Nothing in this
18 Act or the amendments made by this Act shall be con-
19 strued to authorize any officer or employee of the Federal
20 Government to engage in an activity otherwise prohibited
21 under section 103(b) of the Department of Education Or-
22 ganization Act (20 U.S.C. 3403(b)).

○