
IN THE CONGRESS OF THE UNITED STATES

May 22, 2020

Mr. Brown (for himself; Mr. Obama, Mr. Cntrl, Mr. Radcliffe,
Mrs. Logan) introduced the following bill

A BILL

To fully fund the Individuals with Disabilities Education Act (IDEA)

Be it enacted by the House of Representatives of the United States of America in Congress

Assembled,

SECTION 1.

This law shall be cited as the “Educational Opportunity for Students with Disabilities (EOSD) Act”

SECTION 2.

Section 611(i) of the Individuals with Disabilities Education Act (20 U.S.C. 1411(i)) is amended to read as follows:

“(i) Funding.—

“(1) IN GENERAL.—For the purpose of carrying out this part, other than section 619, there are authorized to be appropriated—

“(A) \$14,036,427,000 or 16.2 percent of the amount determined under paragraph (2), whichever is greater, for fiscal year 2020, and there are hereby appropriated \$1,651,792,000 or 1.9 percent of the amount determined under paragraph (2), whichever

is greater, for fiscal year 2020, which shall become available for obligation on July 1, 2019, and shall remain available through September 30, 2020;

“(B) \$15,908,525,000 or 17.9 percent of the amount determined under paragraph (2), whichever is greater, for fiscal year 2021, and there are hereby appropriated \$3,523,890,000 or 3.9 percent of the amount determined under paragraph (2), whichever is greater, for fiscal year 2021, which shall become available for obligation on July 1, 2020, and shall remain available through September 30, 2022;

“(C) \$18,030,313,000 or 19.8 percent of the amount determined under paragraph (2), whichever is greater, for fiscal year 2022, and there are hereby appropriated \$5,645,678,000 or 6.1 percent of the amount determined under paragraph (2), whichever is greater, for fiscal year 2022, which shall become available for obligation on July 1, 2021, and shall remain available through September 30, 2023;

“(D) \$20,435,093,000 or 21.9 percent of the amount determined under paragraph (2), whichever is greater, for fiscal year 2023, and there are hereby appropriated \$8,050,458,000 or 8.5 percent of the amount determined under paragraph (2), whichever is greater, for fiscal year 2024, which shall become available for obligation on July 1, 2022, and shall remain available through September 30, 2024;

“(E) \$23,160,608,000 or 24.2 percent of the amount determined under paragraph (2), whichever is greater, for fiscal year 2024, and there are hereby appropriated \$10,775,973,000 or 11.1 percent of the amount determined under paragraph (2), whichever is greater, for fiscal year 2024, which shall become available for obligation on July 1, 2023, and shall remain available through September 30, 2025;

“(F) \$26,249,637,000 or 26.8 percent of the amount determined under paragraph (2), whichever is greater, for fiscal year 2025, and there are hereby appropriated \$13,865,003,000 or 13.8 percent of the amount determined under paragraph (2), whichever is greater, for fiscal year 2025, which shall become available for obligation on July 1, 2024, and shall remain available through September 30, 2026;

“(G) \$29,750,664,000 or 29.6 percent of the amount determined under paragraph (2), whichever is greater, for fiscal year 2026, and there are hereby appropriated \$17,366,029,000 or 17.2 percent of the amount determined under paragraph (2), whichever is greater, for fiscal year 2026, which shall become available for obligation on July 1, 2025, and shall remain available through September 30, 2027;

“(H) \$33,718,634,000 or 32.7 percent of the amount determined under paragraph (2), whichever is greater, for fiscal year 2027, and there are hereby appropriated \$21,334,002,000 or 20.6 percent of the amount determined under paragraph (2), whichever is greater, for fiscal year 2027, which shall become available for obligation on July 1, 2026, and shall remain available through September 30, 2028;

“(I) \$38,215,836,000 or 36.2 percent of the amount determined under paragraph (2), whichever is greater, for fiscal year 2028, and there are hereby appropriated \$25,831,201,000 or 24.4 percent of the amount determined under paragraph (2), whichever is greater, for fiscal year 2028, which shall become available for obligation on July 1, 2027, and shall remain available through September 30, 202; and

“(J) \$43,312,845,000 or 40 percent of the amount determined under paragraph (2), whichever is greater, for fiscal year 2029 and each subsequent fiscal year, and there are hereby appropriated \$30,928,210,000 or 28.6 percent of the amount determined under paragraph (2), whichever is greater, for fiscal year 2029 and each subsequent fiscal year, which—

“(i) shall become available for obligation with respect to fiscal year 2030 on July 1, 2030, and shall remain available through September 30, 2032; and

“(ii) shall become available for obligation with respect to each subsequent fiscal year on July 1 of that fiscal year and shall remain available through September 30 of the succeeding fiscal year.

“(2) AMOUNT.—With respect to each subparagraph of paragraph (1), the amount determined under this paragraph is the product of—

“(A) the total number of children with disabilities in all States who—

“(i) received special education and related services during the last school year that concluded before the first day of the fiscal year for which the determination is made; and

“(ii) were aged—

“(I) 3 through 5 (with respect to the States that were eligible for grants under section 619); and

“(II) 6 through 21; and

“(B) the average per-pupil expenditure in public elementary schools and secondary schools in the United States.”.

SEC. 3. OFFSETS.

The amounts appropriated in 611(i) of the Individuals with Disabilities Education Act (20 U.S.C. 1411(i)), as amended by section 2 of this Act, shall be expended consistent with pay-as-you-go requirements.