

 FL-26
(Original Signature of Member)

118TH CONGRESS
1ST SESSION

H. R. _____

To provide block grants to assign armed law enforcement officers to elementary and secondary schools.

IN THE HOUSE OF REPRESENTATIVES

Mr. DIAZ-BALART introduced the following bill; which was referred to the Committee on _____

A BILL

To provide block grants to assign armed law enforcement officers to elementary and secondary schools.

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 “School Guardian Act
5 of 2023”.

6 **SEC. 2. SCHOOL GUARDIAN GRANTS.**

7 Title I of the Omnibus Crime Control and Safe
8 Streets Act of 1968 (34 U.S.C. 10101 et seq.) is amended
9 by adding at the end the following:

1 **“PART PP—SCHOOL GUARDIAN GRANTS**

2 **“SEC. 3061. GRANTS FOR LAW ENFORCEMENT OFFICERS AT**
3 **SCHOOLS.**

4 “(a) DEFINITIONS.—In this section—

5 “(1) the term ‘K-12 school’ means an elemen-
6 tary school or secondary school, as such terms are
7 defined under section 8101 of the Elementary and
8 Secondary Education Act of 1965 (20 U.S.C. 7801);
9 and

10 “(2) the term ‘local educational agency’ has the
11 meaning given such term under section 8101 of the
12 Elementary and Secondary Education Act of 1965
13 (20 U.S.C. 7801).

14 “(b) GRANT AUTHORIZATION.—Subject to the avail-
15 ability of appropriations, the Attorney General shall make
16 a grant to each State that elects to receive a grant under
17 this section for the cost of assigning armed law enforce-
18 ment officers to provide security at K-12 schools, which
19 may be used for the cost of pay, training, and equipment
20 for the law enforcement officers.

21 “(c) AMOUNT.—A grant under this section to a State
22 for a fiscal year shall be in an amount that bears the same
23 ratio to the total amount awarded under this section for
24 the fiscal year as the total number of individuals attending
25 a K-12 school in the State bears to the total number of
26 individuals attending a K-12 school in the United States.

1 “(d) ADMINISTRATION OF GRANTS.—The use of, and
2 award of subgrants using, amounts received under this
3 section shall be administered by the head of the chief law
4 enforcement agency of a State.

5 “(e) SUBGRANTS.—

6 “(1) IN GENERAL.—The head of the chief law
7 enforcement officer of a State may award a subgrant
8 to a law enforcement agency of a unit of local gov-
9 ernment in the State for the cost of hiring 1 or more
10 full-time law enforcement officers who will be as-
11 signed to provide full-time security at K-12 schools.

12 “(2) AGREEMENTS.—

13 “(A) IN GENERAL.—A law enforcement
14 agency of a unit of local government desiring a
15 subgrant under this subsection shall enter into
16 a written agreement with each K-12 school in
17 the jurisdiction of the agency, or with the local
18 educational agency that serves such K-12
19 school, which shall indicate the number of law
20 enforcement officers the law enforcement agen-
21 cy will hire and assign to each such K-12 school
22 if awarded a subgrant.

23 “(B) OFFICERS AT EACH SCHOOL.—The
24 written agreements entered into by a law en-
25 forcement agency under subparagraph (A) shall

1 provide for the hiring of not less than 1 full-
2 time law enforcement officer who will be as-
3 signed to provide full-time security at each K-
4 12 school in the jurisdiction of the law enforce-
5 ment agency.

6 “(3) AMOUNT.—The amount of a subgrant
7 under this subsection to a law enforcement agency
8 of a unit of local government shall be based on the
9 number of law enforcement officers the law enforce-
10 ment agency will hire, as indicated in the written
11 agreements described in paragraph (2).

12 “(f) REPORTING.—Each State that receives a grant
13 under this section for a fiscal year shall submit to the At-
14 torney General a report regarding the use of the grant
15 for that fiscal year, which shall include—

16 “(1) the number of subgrants awarded;

17 “(2) the amount of each subgrant awarded;

18 “(3) the number of law enforcement officers
19 hired to provide security at a K-12 school using
20 amounts received under the grant; and

21 “(4) the number of K-12 schools in the State
22 with 1 or more full-time law enforcement officers for
23 whom the cost of the pay, training, or equipment for
24 the law enforcement officers was paid using amounts
25 received under the grant.

1 “(g) FAILURE TO USE AMOUNTS.—

2 “(1) RETURN.—A State shall return to the At-
3 torney General any amounts received under a grant
4 under this section for a fiscal year which are unobli-
5 gated as of the day after the last day of the fiscal
6 year.

7 “(2) USE.—Amounts returned to the Attorney
8 General under paragraph (1) shall be merged with
9 other amounts available to carry out this section and
10 remain available until expended to the Attorney
11 General to make grants under this section, without
12 further appropriation.

13 “(3) REPORTING.—The Attorney General shall
14 submit to Congress a report that provides, for each
15 fiscal year, the total amount of funds provided for
16 that fiscal year that are returned under paragraph
17 (1) and the amount of funds provided for that fiscal
18 year that are returned under paragraph (1) by each
19 State.

20 “(h) FUNDING.—

21 “(1) IN GENERAL.—Effective on the date of en-
22 actment of this Act, of the unobligated balances of
23 amounts made available to the Internal Revenue
24 Service under Public Law 117–169 (136 Stat.
25 1818), \$80,000,000,000 shall be transferred, on a

1 pro rata basis, to the Attorney General to carry out
2 this section.

3 “(2) AVAILABILITY AND USE.—Amounts trans-
4 ferred under paragraph (1) shall be merged with,
5 and subject to the same terms and conditions as,
6 other amounts available to carry out this section,
7 and shall remain available until expended.

8 “(3) ANNUAL AVAILABILITY OF AMOUNTS.—
9 From amounts transferred under paragraph (1), the
10 Attorney General may make not more than
11 \$8,000,000,000 in grants under this section for each
12 of fiscal years 2024 through 2033.”.