

118TH CONGRESS  
1ST SESSION

# S. 1305

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

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IN THE SENATE OF THE UNITED STATES

APRIL 26, 2023

Mr. SCOTT of Florida introduced the following bill; which was read twice and referred to the Committee on Finance

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## 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  
22 school 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.”.

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