

119TH CONGRESS
1ST SESSION

S. _____

To ensure that there are no reductions in funding for critical education programs for fiscal years 2025, 2026, and 2027, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mr. MARKEY introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To ensure that there are no reductions in funding for critical education programs for fiscal years 2025, 2026, and 2027, 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 “No Cuts to Public
5 Schools Act”.

6 **SEC. 2. MAINTAINING FUNDING FOR CERTAIN EDUCATION**

7 **PROGRAMS.**

8 (a) DEFINITIONS.—In this section:

1 (1) CRITICAL EDUCATION PROGRAM.—The term
2 “critical education program” means each of the fol-
3 lowing:

4 (A) The Individuals with Disabilities Edu-
5 cation Act (20 U.S.C. 1400 et seq.).

6 (B) Part A of title I of the Elementary
7 and Secondary Education Act of 1965 (20
8 U.S.C. 6311 et seq.).

9 (C) Part B of title I of the Elementary
10 and Secondary Education Act of 1965 (20
11 U.S.C. 6361 et seq.).

12 (D) Part C of title I of the Elementary
13 and Secondary Education Act of 1965 (20
14 U.S.C. 6391 et seq.).

15 (E) Part D of title I of the Elementary
16 and Secondary Education Act of 1965 (20
17 U.S.C. 6421 et seq.).

18 (F) Part A of title II of the Elementary
19 and Secondary Education Act of 1965 (20
20 U.S.C. 6611 et seq.).

21 (G) Title III of the Elementary and Sec-
22 ondary Education Act of 1965 (20 U.S.C. 6801
23 et seq.).

1 (H) Part A of title IV of the Elementary
2 and Secondary Education Act of 1965 (20
3 U.S.C. 7101 et seq.).

4 (I) Part B of title IV of the Elementary
5 and Secondary Education Act of 1965 (20
6 U.S.C. 7171 et seq.).

7 (J) Part B of title V of the Elementary
8 and Secondary Education Act of 1965 (20
9 U.S.C. 7341 et seq.).

10 (K) Part A of title VI of the Elementary
11 and Secondary Education Act of 1965 (20
12 U.S.C. 7401 et seq.).

13 (L) Title VII of the Elementary and Sec-
14 ondary Education Act of 1965 (20 U.S.C. 7701
15 et seq.).

16 (M) Subtitle B of title VII of the McKin-
17 ney-Vento Homeless Assistance Act (42 U.S.C.
18 11431 et seq.).

19 (2) REDUCTION IN FUNDING.—The term “re-
20 duction in funding”, when used with respect to a
21 critical education program for a fiscal year, means
22 the amount by which—

23 (A) the total amount of funding appro-
24 priated for the critical education program for
25 fiscal year 2024 under title III of division D of

1 the Further Consolidated Appropriations Act,
2 2024 (Public Law 118–47; 138 Stat. 681),
3 which shall be determined based on the funding
4 allocation specified for the critical education
5 program in the explanatory statement described
6 in section 4 of such Act (Public Law 118–47;
7 138 Stat. 461); exceeds

8 (B) the total amount of funding appro-
9 priated for the critical education program for
10 the fiscal year for which the determination is
11 being made under the applicable regular appro-
12 priation Act for such fiscal year, which shall be
13 determined based on the funding allocation
14 specified for the critical education program in
15 the explanatory statement regarding such reg-
16 ular appropriation Act.

17 (3) REGULAR APPROPRIATION ACT.—The term
18 “regular appropriation Act”—

19 (A) means an annual appropriation Act
20 providing new budget authority (as defined in
21 section 3 of the Congressional Budget and Im-
22 poundment Control Act of 1974 (2 U.S.C.
23 622)) for the programs, projects, and activities
24 under the jurisdiction of a subcommittee of the

1 Committee on Appropriations of the Senate
2 through September 30 of a fiscal year; and

3 (B) includes—

4 (i) an Act referred to in section 105
5 of title 1, United States Code;

6 (ii) a title, division, or other subdivi-
7 sion of an Act or resolution that, if it were
8 a separate Act, would be an Act described
9 in subparagraph (A); and

10 (iii) a resolution or Act, or a title, di-
11 vision, or other subdivision of a resolution
12 or Act, making continuing appropriations
13 through September 30 of a fiscal year.

14 (b) ENSURING ADEQUATE FUNDING FOR CRITICAL
15 EDUCATION PROGRAMS.—

16 (1) IN GENERAL.—For each of fiscal years
17 2025, 2026, and 2027, effective on the date that is
18 30 days after the date of enactment of a regular ap-
19 propriation Act appropriating funding for all critical
20 education programs for such fiscal year, there is ap-
21 propriated, out of any money in the Treasury not
22 otherwise appropriated, for each critical education
23 program an amount equal to any reduction in fund-
24 ing for the critical education program for such fiscal
25 year.

1 (2) AVAILABILITY.—Amounts appropriated
2 under paragraph (1) for a fiscal year shall remain
3 available until expended.

4 (c) BUDGETARY EFFECTS.—

5 (1) STATUTORY PAYGO SCORECARDS.—The
6 budgetary effects of this section shall not be entered
7 on either PAYGO scorecard maintained pursuant to
8 section 4(d) of the Statutory Pay-As-You-Go Act of
9 2010 (2 U.S.C. 933(d)).

10 (2) SENATE PAYGO SCORECARDS.—The budg-
11 etary effects of this section shall not be entered on
12 any PAYGO scorecard maintained for purposes of
13 section 4106 of H. Con. Res. 71 (115th Congress).