

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE
OFFERED BY MRS. SPARTZ OF INDIANA**

At the end of the Committee Print, add following:

1 Subtitle F—General Provisions

2 SEC. 2501. AUDITS.

3 An Inspector General receiving funds under section
4 2012 or 2210 shall report to the Committee on Education
5 and Labor of the House of Representatives and the Com-
6 mittee on Health, Education, Labor, and Pensions of the
7 Senate the results of the audits and the scope of oversight
8 performed using such funds.



**AMENDMENT TO THE AMENDMENT IN THE
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At the end of section 2001, insert the following:

1 “(c) LIMITATION.—None of the funds made available
2 under this section may be provided to a State educational
3 agency unless the State notifies the Governor of the State
4 and the appropriate State and local legislative entities of
5 the conditions of receiving funds under this section as de-
6 scribed in section 2003, and the Governor and such enti-
7 ties approve such conditions, if such approval is required
8 by the law of the State.”.



**AMENDMENT TO THE AMENDMENT IN THE
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Page 42, after line 2, insert the following:

1 (c) AUDITS.—The Inspector General of the Depart-
2 ment of Health and Human Services shall submit to the
3 Committee on Education and Labor of the House of Rep-
4 resentatives and the Committee on Health, Education,
5 Labor, and Pensions of the Senate a report summarizing
6 the results of fraud, performance, and compliance audits,
7 if any, related to the programs and activities for which
8 funds are made available under this section.



**AMENDMENT TO THE AMENDMENT IN THE
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Page 57, line 13, after “children.” insert “In carrying out the preceding sentence, the Secretary shall prioritize foster care services.”.



**AMENDMENT TO THE AMENDMENT IN THE
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Page 61, after line 18, insert the following:

1 SEC. 2211. JUVENILE JUSTICE COVID-19 RELIEF FUNDS.

2 (a) FUNDING.—In addition to the amounts otherwise
3 made available under this title, there is appropriated out
4 of amounts in the Treasury not otherwise appropriated,
5 for fiscal year ending September 30, 2021, to remain
6 available until September 30, 2023, \$1,000,000,000 to be
7 divided equally between subsections (c) and (d).

8 (b) ELIGIBLE ENTITY.—An entity that receives funds
9 under title II of the Juvenile Justice and Delinquency Pre-
10 vention Act of 1974 is eligible to receive funds made avail-
11 able under this section, except that only entities in such
12 States that are working to decrease the total population
13 of arrestees, detainees, and inmates in a juvenile detention
14 center shall be eligible for the funds made available in sub-
15 section (c).

16 (c) USE OF FUNDS FOR THE BENEFIT OF JUVE-
17 NILES.—Funds made available under subsection (a) to
18 carry out this subsection shall be used in accordance with

1 title II of the Juvenile Justice Delinquency Prevention Act
2 1974 for the following purposes:

3 (1) To provide rapid mass testing for COVID–
4 19 in juvenile facilities, notification of the results of
5 such tests to the youth and authorized family mem-
6 bers or legal guardians, including policies and proce-
7 dures for non-punitive quarantine that does not in-
8 volve solitary confinement, and to provide for exam-
9 ination by a doctor for any youth who tests positive
10 for COVID–19.

11 (2) To provide youth in out-of-home placements
12 with continued access to appropriate education, reli-
13 gious services, and rehabilitative services.

14 (3) To provide youth with access to legal coun-
15 sel through confidential visits or teleconferencing
16 while COVID-19 related protective measures are in
17 place.

18 (4) To provide staff and youth with appropriate
19 personal protective equipment, hand washing facili-
20 ties, toiletries, and medical care to reduce the spread
21 of the virus and provide staff access to the vaccine
22 as possible.

23 (5) To provide community services that comply
24 with pandemic-related safety guidelines to youth re-

1 entering the community to have appropriate sup-
2 ports.

3 (d) USE OF FUNDS FOR PREVENTION ACTIVITIES.—

4 Funds made available under subsection (a) to carry out
5 this subsection shall be used in accordance with title V
6 of the Juvenile Justice and Delinquency Prevention Act
7 to expand opportunities to help prevent youth from en-
8 gagement or deeper engagement in the juvenile justice sys-
9 tem.



**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE
OFFERED BY MR. OWENS OF UTAH**

Page 3, after line 20, insert the following:

1 (c) LIMITATION.—None of the funds made available
2 under this section may be used to implement academic as-
3 sessments under section 1111(b)(2) of the Elementary
4 and Secondary Education Act of 1965 (20 U.S.C.
5 6311(b)(2)).



Order of Amendments

1. Rep. Allen may offer an amendment to require school districts to offer the option of in-person instruction to all students as a condition of receiving funds from the Elementary and Secondary School Emergency Relief (ESSER) Fund.
2. Rep. Murphy may offer an amendment to require school districts to reopen to serve high-risk students as a condition of receiving funds from the ESSER Fund.
3. Rep. Steel may offer an amendment to require school districts to reopen after all teachers have had access to the COVID-19 vaccine as a condition of receiving funds from the ESSER Fund.
4. Rep. Miller may offer an amendment to put a condition on the ESSER funds that if school districts are not reopening, the money will flow to an Education Savings Account for the parent to use for private school tuition or other educational expenses such as technology or tutoring.
5. Rep. Good may offer an amendment to require school districts that accept ESSER money to document in writing and make public all negotiations regarding reopening between the district and the union.
6. Rep. Foxx may offer an amendment to strike two provisions from the bill: 1) the provision that establishes a presumption that federal workers covered by the *Federal Employees' Compensation Act* (FECA) who contract COVID-19 contracted the virus through work and are thereby eligible for medical benefits, lost wages, and survivor benefits under FECA; 2) the provision that establishes a presumption that maritime workers covered by the *Longshore and Harbor Workers' Compensation Act* (LWHCA) who contract COVID-19 contracted the virus through work and are thereby eligible for medical benefits, lost wages, and survivor benefits under the LWHCA.
7. Rep. Owens may offer an amendment to prohibit any ESSER funds from being used on the testing required under ESEA section 1111.
8. Rep. Keller may offer an amendment to exempt employers with fewer than 10 employees or annual sales under \$1,000,000 from a \$15 minimum wage increase.
9. Rep. Cawthorn may offer an amendment suspending the minimum wage provisions of the Democrat Amendment in the Nature of a Substitute from going into effect in regions with a median hourly wage of less than \$18.
10. Rep. Steel may offer an amendment to direct GAO to conduct a study on the employment impacts of a \$15 minimum wage on automation. If the study concludes that job losses of 200,000 or more will occur due to automation, the wage hike to \$15 will not go into effect.

11. Rep. Owens may offer an amendment stating that no prospective increase in the minimum wage will take effect if the monthly unemployment rate increases for at least three months in the year prior to a wage hike taking effect, the unemployment rate increased by .25 percentage points from the month prior in any of the 12 months prior to a scheduled increase, or the national unemployment rate is above 6.5 percent for any month during the prior 12 months.
12. Rep. Murphy may offer an amendment to strike the entire \$15 minimum wage section from the bill.
13. Rep. Grothman may offer an amendment to strike the 14(c) special certificates language from the bill.
14. Rep. Foxx may offer an amendment to exclude veterans' education benefits from counting in the *Higher Education Act's* 90/10 rule.
15. Rep. Keller may increase the share of the Higher Education Emergency Relief Fund that can flow to students at for-profit colleges from 1 percent to 3 percent, the amount the Democrats voted for in CRRSSA.
16. Rep. Banks may offer an amendment to ensure that any government funds or credits provided to cover COBRA premiums include a prohibition on subsidizing abortion services.
17. Rep. Spartz may offer an amendment to provide \$1 billion to help ensure juvenile detention centers can safely maintain their centers and vaccinate their workers. Part of these funds will also go towards the PROMISE grants with the goal of ensuring juveniles grappling with the pandemic have support in the community.
18. Rep. Thompson may introduce an amendment to allow for Pell Grants to flow to short-term educational programs (modeled after the *Jobs Act of 2019*) that will help Americans learn the skills they need to transition to successful careers.
19. Rep. Walberg may offer an amendment to add an additional \$20,000,000 for enforcement activities at the Office of Labor-Management Standards.
20. Rep. Stefanik may offer an amendment to add \$4.58 billion in funding for the *Workforce Innovation and Opportunity Act* and require 75% of the funding to be spent on skills development and education.
21. Rep. Stefanik may offer an amendment that prohibits institutions of higher education that have partnerships with China from receiving HEER funds.
22. Rep. Stefanik may offer an amendment to reserve 5% from the child care stabilization fund for rural child care providers.

23. Rep. Miller-Meeks may offer an amendment to increase by \$1 billion the appropriation for both the ESSER and HEER funds so schools and colleges can operate mental health centers on college campuses.
24. Rep. Stefanik may offer an amendment to reinstate the restrictions from CRRSAA on uses of funds for those schools subject to the endowment tax and direct that money to community colleges.
25. Rep. Good may offer an amendment to prohibit non-citizens from getting HEER Fund student aid assistance.
26. Rep. Fulcher may offer an amendment to prevent COBRA subsidies provided in the bill from flowing to individuals present in the United States illegally.
27. Rep. Cawthorn may offer an amendment to increase funding in the ESSER account by \$2 billion and require states to reserve a percentage of their allocation to award competitive grants to rural school districts to use for education technology.
28. Rep. Good may offer an amendment to move all funds from the Endowments for the Arts and Humanities to the Rural Education Achievement Program.
29. Rep. Miller-Meeks may offer an amendment to direct an additional \$30,000,000 to OSHA for compliance assistance activities to support employers, including small business owners, in complying with OSHA guidelines and standards related to protecting workers from COVID-19.
30. Rep. Spartz may offer an amendment to require HHS to prioritize foster care services for funds appropriated to assist programs operated by the Administration on Children and Families.
31. Rep. Spartz may offer an amendment to require the HHS Inspector General to submit to Congress the results of fraud, performance, and compliance audits for Older Americans Act programs.
32. Rep. Spartz may offer an amendment to prohibit ESSER funds from going to a state educational agency unless the state opts in by notifying the governor and state and local legislatures of the conditions of this funding, specifically the maintenance of effort and maintenance of equity provisions. The governor and legislature must approve the conditions of the funds if such approval is required by state law.
33. Rep. Spartz may offer an amendment require the Inspector Generals of ED and CNCS to report to the authorizing committees on the audits and oversight activities they perform regarding the funding contained in the bill.