

118TH CONGRESS
2D SESSION

H. R. 9754

To amend the Elementary and Secondary Education Act of 1965 to require maintenance of State funds for school resource officers in elementary schools and secondary schools, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 23, 2024

Mr. BERGMAN (for himself, Mr. HUIZENGA, and Mrs. McCLAIN) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To amend the Elementary and Secondary Education Act of 1965 to require maintenance of State funds for school resource officers in elementary schools and secondary schools, 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 “School Resource Offi-
5 cer Funding Protection Act of 2024” or the “SRO Fund-
6 ing Protection Act of 2024”.

1 **SEC. 2. SCHOOL RESOURCE OFFICER FUNDING.**

2 Subpart 2 of part F of title VIII of the Elementary
3 and Secondary Education Act of 1965 (20 U.S.C. 7901
4 et seq.) is amended by adding at the end the following:

5 **“SEC. 8549D. SCHOOL RESOURCE OFFICER FUNDING MAIN-**
6 **TENANCE.**

7 “(a) IN GENERAL.—Beginning with the first fiscal
8 year beginning after the date of the enactment of this sec-
9 tion, a State educational agency may receive the total
10 amount of funds that the agency is eligible to receive
11 under a program under this Act for any fiscal year only
12 if the agency maintains funding for school resource officer
13 programs in elementary schools and secondary schools
14 served by the agency at an amount that is not less than
15 the amount expended by the agency for such school re-
16 source officer programs in the most recent fiscal year pre-
17 ceding such fiscal year in which the agency, as applica-
18 ble—

19 “(1) did not receive a waiver under subsection
20 (c); or

21 “(2) complied with the requirements of this sec-
22 tion.

23 “(b) REPORT.—A State educational agency shall, on
24 an annual basis, submit to the Secretary a certification
25 of compliance with the requirement under subsection (a)
26 in such form, at such time, and containing such informa-

1 tion as the Secretary may require, including a public re-
2 port detailing, for the fiscal year in which the report is
3 submitted and each of the 5 preceding fiscal years—

4 “(1) the amount of State funding for school re-
5 source officer programs in elementary schools and
6 secondary schools served by the agency; and

7 “(2) the number of school resource officers
8 working in such elementary schools and secondary
9 schools pursuant to such programs.

10 “(c) WAIVER.—The Secretary may waive the require-
11 ment under subsection (a) for a State educational agency
12 that submits to the Secretary a waiver request dem-
13 onstrating that extraordinary financial circumstances of
14 the State resulted in a reduction in the amount of State
15 funding for school resource officer programs in elementary
16 schools and secondary schools served by the agency.

17 “(d) NONCOMPLIANCE.—In the case of a State edu-
18 cational agency that fails to meet the requirement under
19 subsection (a) for a fiscal year and does not receive a waiv-
20 er under subsection (c), the Secretary shall, for the fol-
21 lowing fiscal year, reduce the total amount of funds that
22 the agency is eligible to receive under programs under this
23 Act in such following fiscal year by an amount in propor-
24 tion to—

1 “(1) the amount of State funding for school re-
2 source officer programs in elementary schools and
3 secondary schools served by the agency for the fiscal
4 year in which the agency fails to meet such require-
5 ment; compared to

6 “(2) the amount of such funding expended by
7 the agency in the most recent fiscal year preceding
8 such fiscal year in which the agency, as applicable—

9 “(A) did not receive a waiver under sub-
10 section (c); or

11 “(B) complied with the requirements of
12 this section.

13 “(e) SCHOOL RESOURCE OFFICER DEFINED.—For
14 purposes of this section, the term ‘school resource officer’
15 has the meaning given such term in section 1709 of the
16 Omnibus Crime Control and Safe Streets Act of 1968 (34
17 U.S.C. 10389).”.

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