



AMENDMENT NO. 4 Calendar No. _____

Purpose: To require the Secretary of Education to provide an analysis to Congress and the public in 30 days showing the cost of the Department of Education's Inter-agency Agreements.

IN THE SENATE OF THE UNITED STATES—119th Cong., 2d Sess.

S. 3747

To amend the Higher Education Act of 1965 to recognize students who have completed secondary school education in a home school setting as high school graduates, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. Kaine

Viz:

1 At the end, add the following:

2 **SEC. ____ . CONGRESSIONAL OVERSIGHT ON EFFORTS TO**
3 **DISMANTLE THE DEPARTMENT OF EDU-**
4 **CATION.**

5 (a) REPORT.—

6 (1) IN GENERAL.—Not later than 30 days after
7 the date of enactment of this section, the Secretary
8 of Education shall submit to the Committee on
9 Health, Education, Labor, and Pensions and the
10 Committee on Appropriations of the Senate and the

1 Committee on Education and Workforce and the
2 Committee on Appropriations of the House of Rep-
3 resentatives, and to the Comptroller General, a re-
4 port detailing the following information on each
5 interagency agreement entered into by the Depart-
6 ment of Education and another Federal agency dur-
7 ing the period beginning on September 30, 2024,
8 and ending on the date of enactment of this Act:

9 (A) The most recent version of each inter-
10 agency agreement described in this section, in-
11 cluding a complete history identifying the date,
12 nature, and rationale for each amendment made
13 since the agreement was originally executed.

14 (B) The total costs incurred or projected
15 to be incurred in implementing each inter-
16 agency agreement, disaggregated by each such
17 agreement, including each of the following ele-
18 ments:

19 (i) Direct payments made or obligated
20 to the receiving Federal agency.

21 (ii) The Department of Education
22 staff time attributed to planning, imple-
23 mentation, and oversight of each such
24 agreement.

1 (iii) A description of the methodology
2 and cost accounting framework used to
3 calculate costs in this subparagraph, in-
4 cluding whether such methodology con-
5 forms with the Office of Management and
6 Budget guidance.

7 (C) Quantifiable performance baselines for
8 each program listed under each such inter-
9 agency agreement, as measured against the
10 Government Performance and Results Act of
11 1993 (Public Law 103-62) performance data
12 from the 2 fiscal years preceding the date each
13 such agreement was entered into, and the
14 metrics by which the receiving agency will be
15 evaluated on an ongoing basis for each such
16 program.

17 (D) Costs incurred or projected to be in-
18 curred by States and local educational agencies,
19 or other grantees, in transitioning to new agen-
20 cy contacts, systems, or processes, as required
21 by each interagency agreement.

22 (2) PUBLIC TRANSPARENCY.—The report de-
23 scribed in paragraph (1) shall be made available to
24 the public on the same day as submitted to Congress

1 in a format that is widely accessible and publicly
2 available.

3 (b) DETERMINATION OF SUBSTANTIAL RESPONSE.—

4 (1) IN GENERAL.—Not later than 15 days after
5 the receipt of the report described in subsection (a),
6 the Comptroller General shall issue a formal suffi-
7 ciency determination of whether the Department of
8 Education's submission under subsection (a) is a
9 substantial response.

10 (2) CRITERIA.—For purposes of this section, a
11 substantial response is a submission that addresses
12 each element required under subparagraphs (A)
13 through (D) of subsection (a)(1) with specificity suf-
14 ficient to allow Congress and the public to meaning-
15 fully evaluate the cost and programmatic impact of
16 each interagency agreement.

17 (c) ENFORCEMENT.—Beginning on the date that is
18 45 days after the date of enactment of this section, no
19 funds appropriated to the Department of Education may
20 be obligated or expended to implement any interagency
21 agreement described in subsection (a) until the Secretary
22 of Education has submitted the report required under sub-
23 section (a)(1), and the Comptroller General has deter-
24 mined under subsection (c) that the Secretary of Edu-
25 cation's submission constitutes a substantial response.