



AMENDMENT NO. 5

Calendar No. _____

Purpose: To prohibit the Secretary of Education from using interagency agreements to propose or implement a reduction in force, or any similar effort, to permanently reduce the number of employees employed by the Department of Education.

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. ____ . PROHIBITION ON REDUCTION IN FORCE RE-**
- 3 **SULTING FROM INTERAGENCY AGREEMENTS.**
- 4 (a) COVERED INTERAGENCY AGREEMENT.—In this
- 5 section the term “covered interagency agreement” means
- 6 any interagency agreement entered into by the Depart-
- 7 ment of Education and another Federal agency on or after
- 8 September 30, 2024.

1 (b) PROHIBITION.—Beginning on the date of enact-
2 ment of this section, the Secretary of Education shall en-
3 sure that:

4 (1) No Federal employee of the Department of
5 Education whose position is directly or indirectly af-
6 fected by a covered interagency agreement will be
7 subject to a reduction in force, involuntary separa-
8 tion, or reclassification in connection with or fol-
9 lowing the execution of that covered interagency
10 agreement.

11 (2) Any detail or permanent reassignment of a
12 Department of Education employee to another Fed-
13 eral agency pursuant to a covered interagency agree-
14 ment shall be voluntary, and no employee shall be
15 subject to adverse action for declining such detail or
16 reassignment.

17 (3) The Department of Education shall not use
18 the existence of a covered interagency agreement or
19 a prospective future interagency agreement as jus-
20 tification, in whole or in part, for any staffing reduc-
21 tion action.