

Calendar No. 240

117TH CONGRESS
2^D SESSION

S. 3460

To prohibit local educational agencies from obligating certain Federal funds when schools are not providing full time in-person instruction.

IN THE SENATE OF THE UNITED STATES

JANUARY 10, 2022

Mr. RUBIO introduced the following bill; which was read the first time

JANUARY 18, 2022

Read the second time and placed on the calendar

A BILL

To prohibit local educational agencies from obligating certain Federal funds when schools are not providing full time in-person instruction.

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 “Keep Kids in Schools
5 Act”.

1 **SEC. 2. RESTRICTION RELATING TO IN-PERSON INSTRU-**
2 **CTION.**

3 (a) **IN GENERAL.**—Notwithstanding any other provi-
4 sion of law, and subject to subsection (b), a local edu-
5 cational agency that received funds under section 18003
6 of division B of the CARES Act (Public Law 116-136),
7 section 313 of the Coronavirus Response and Relief Sup-
8 plemental Appropriations Act, 2021 (division M of Public
9 Law 116–260), or section 2001 of the American Rescue
10 Plan Act of 2021 (Public Law 117-2) shall not obligate
11 such funds during any period when one or more elemen-
12 tary or secondary schools served by such local educational
13 agency are not providing full time in-person instruction.

14 (b) **EXCEPTION.**—The restriction described in sub-
15 section (a) shall not apply with respect to a school that
16 is not providing full time in-person instruction due to fol-
17 lowing quarantine or isolation guidelines issued by the
18 Centers for Disease Control and Prevention.

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