SUBSTITUTE OFFERED BY MR. OWENS OF UTAH

FOR THE AMENDMENT IN THE NATURE OF A

SUBSTITUTE TO H.R. 5428

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

This Act may be cited as the “School Safety and Preparedness Act”.

2 SEC. 2. DEFINITIONS.

In this Act:

(1) OTHER STAFF.—The term “other staff”—

(A) has the meaning given such term in section 8101(35) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801(35)); and

(B) shall be construed to apply to all schools (as defined in paragraph (2)).

(2) SCHOOL.—The term “school” means—

(A) an early childhood education program (as defined in section 103 of the Higher Education Act of 1965 (20 U.S.C. 1003));

(B) an elementary school (as defined in section 8101(19) of the Elementary and Sec-
ondary Education Act of 1965 (20 U.S.C. 7801(45));

(C) a secondary school (as defined in section 8101(45) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801(45))); and

(D) an institution of higher education (as defined in section 102 of the Higher Education Act of 1965 (20 U.S.C. 1002)).

(3) SCHOOL LEADER.—The term “school leader”—

(A) has the meaning given such term in section 8101(44) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801(44)); and

(B) includes the chief administrative officer of a school defined in subparagraph (A) or (D) of paragraph (2).

(4) STUDENT.—The term “student” means an individual who is enrolled in, and attending classes at, a school.

SEC. 3. ANNUAL REPORT ON INDICATORS OF SCHOOL CRIME AND SAFETY.

(a) IN GENERAL.—
(1) REPORT.—The Secretary of Education, through the National Center for Education Statistics of the Department of Education and in conjunction with the Bureau of Justice Statistics of the Office of Justice Programs of the Department of Justice, shall publish not less frequently than annually an updated version of the National Center for Education Statistics report NCES 2021–0092 issued in July 2021.

(2) CONSULTATION.—In carrying out paragraph (1), the Secretary of Education shall consult with the Attorney General, the Secretary of Homeland Security, and the Secretary of Health and Human Services.

(b) STATISTICS ON SCHOOL CRIME AND SAFETY.—In collecting data on school crime and safety to be compiled in the annual report described in subsection (a), the Secretary of Education, in consultation with the Attorney General, the Secretary of Homeland Security, and the Secretary of Health and Human Services, shall periodically review the data available to compile the report and determine if the data is sufficient to provide an accurate analysis of the crime and safety of schools, including crime and safety incidents involving firearms.
(c) SAFETY AND PREVENTION.—In compiling the annual report described in subsection (a), the Secretary of Education shall analyze the existence or absence of safety and prevention measures at schools and make recommendations, when sufficient evidence exists to support such recommendations, about the safety and prevention measures in schools that might mitigate or prevent crime and safety incidents, including mitigating or preventing crimes or safety incidents involving firearms.

(d) RULE OF CONSTRUCTION.—In collecting data on crime and safety incidents to be compiled in the annual report described in subsection (a), no data shall be reported in a case where data is insufficient to yield statistically reliable information or the results would reveal personally identifiable information about an individual student, teacher, school leader, or other staff.

Amend the title so as to read: “A bill to require the Secretary of Education, in consultation with the Attorney General, the Secretary of Homeland Security, and the Secretary of Health and Human Services, to publish an annual report on indicators of school crime and safety, including indicators related to incidents involving firearms.”.