

115TH CONGRESS
1ST SESSION

S. 1138

To rescind \$500,000 a week from the Office of the Secretary of Education until the Secretary of Education reconsiders Upward Bound applications that were rejected due to arbitrary formatting issues.

IN THE SENATE OF THE UNITED STATES

MAY 16, 2017

Mr. TESTER introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To rescind \$500,000 a week from the Office of the Secretary of Education until the Secretary of Education reconsiders Upward Bound applications that were rejected due to arbitrary formatting issues.

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 “Department of Edu-
5 cation Accountability Act”.

6 **SEC. 2. RESCISSION OF FUNDS.**

7 (a) **REQUIRING REVIEW OF ALL UPWARD BOUND**
8 **APPLICATIONS.**—Notwithstanding any other provision of

1 law or any policy of the Department of Education, the
2 Secretary of Education shall consider all applications that
3 were submitted for a grant under section 402C of the
4 Higher Education Act of 1965 (20 U.S.C. 1070a–13), for
5 the grant competition under such section for fiscal year
6 2017, without regard as to whether the application satis-
7 fied any formatting requirements, including font type or
8 size, line spacing, or margins.

9 (b) COMPLIANCE.—As soon as the Secretary of Edu-
10 cation has ensured that the Department of Education has
11 complied with subsection (a), the Secretary shall prepare
12 and submit a certification of such compliance to Congress
13 and to the Secretary of the Treasury.

14 (c) RESCISSION.—

15 (1) IN GENERAL.—Subject to paragraph (2), ef-
16 fective on the date that is 7 days after the date of
17 enactment of this Act, and every 7 days thereafter,
18 there are rescinded from the unobligated balances
19 made available for the Office of the Secretary of
20 Education, \$500,000.

21 (2) COMPLIANCE.—Paragraph (1) shall cease to
22 have force or effect on the date on which the Sec-
23 retary of Education submits the certification re-
24 quired under subsection (b).

1 (3) USE OF FUNDS.—Any amounts rescinded
2 under paragraph (1) shall be returned to the Treas-
3 ury and used for deficit reduction.

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