

117TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

To amend title 18, United States Code, to establish an Office of Prison Education, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

Mr. SCHATZ (for himself, Mr. BLUMENTHAL, Mr. PADILLA, Mr. CARDIN, Mr. SANDERS, Mr. WYDEN, Mr. BOOKER, Mr. WHITEHOUSE, Ms. KLOBUCHAR, Mr. DURBIN, Ms. DUCKWORTH, Mr. VAN HOLLEN, Ms. SMITH, and Mr. MURPHY) introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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**A BILL**

To amend title 18, United States Code, to establish an Office of Prison Education, and for other purposes.

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 “Promoting Reentry  
5 Through Education in Prisons Act of 2021” or the  
6 “PREP Act”.

7 **SEC. 2. FINDINGS; PURPOSE.**

8 (a) FINDINGS.—Congress finds the following:

1           (1) Over the course of an 8-year-period fol-  
2           lowing the release of individuals from Federal pris-  
3           ons, the United States Sentencing Commission  
4           found that 49.3 percent of such individuals were re-  
5           arrested, 31.7 percent were reconvicted, and 24.6  
6           percent were reincarcerated.

7           (2) The Bureau of Justice Statistics found that  
8           over a similar time period as described in paragraph  
9           (1), 83 percent of people released from State prisons  
10          were rearrested.

11          (3) A broad spectrum of prison education pro-  
12          gramming can prepare individuals for the contem-  
13          porary workforce pre-release, ensuring that upon re-  
14          lease the individuals are best situated to be produc-  
15          tive members of their communities.

16          (4) Education for people in prisons has a clear  
17          public safety benefit, reducing recidivism rates by  
18          over 43 percent.

19          (5) Employment is 13 percent higher for indi-  
20          viduals who participated in either academic or voca-  
21          tional programs in prison, and 28 percent higher for  
22          individuals who participated in vocational programs  
23          alone.

24          (6) During the first 3 years after an individual  
25          is released, each dollar spent on funding prison edu-

1 cation programs reduces incarceration costs by 4 to  
2 5 dollars.

3 (7) Prison education helps to improve the safety  
4 of the prison environment, not only for incarcerated  
5 individuals, but also for correctional officers and  
6 prison staff.

7 (8) A 2016 analysis of the Bureau of Prisons  
8 education programs found that the Bureau of Pris-  
9 ons spends 20 percent as much on inmate education  
10 as the nearest sized State prison systems and experi-  
11 ences a proportionally low return.

12 (9) The 2016 analysis described in paragraph  
13 (8) also found that the Bureau of Prisons lacked the  
14 staff, programmatic strategy and alignment, budget,  
15 assessment, and educational support to effectively  
16 administer educational programs.

17 (b) PURPOSE.—The purpose of this Act is to create  
18 a dedicated office within the Bureau of Prisons to—

19 (1) improve the prison education programs pro-  
20 vided by the Bureau of Prisons;

21 (2) ensure access to quality education programs  
22 across all Federal penal and correctional institu-  
23 tions;

24 (3) create partnerships with education providers  
25 to offer quality programs; and

1           (4) create a repository of research and best  
2           practices for State and local correctional institutions  
3           on quality education programs.

4 **SEC. 3. DEFINITIONS.**

5           In this Act:

6           (1) ASSISTANT DIRECTOR.—The term “Assist-  
7           ant Director” means the Assistant Director for Pris-  
8           on Education appointed under section 4142(b) of  
9           title 18, United States Code, as added by this Act.

10          (2) DIRECTOR.—The term “Director” means  
11          the Director of the Bureau of Prisons.

12 **SEC. 4. OFFICE OF PRISON EDUCATION.**

13          (a) IN GENERAL.—Part III of title 18, United States  
14          Code, is amended by inserting after chapter 307 the fol-  
15          lowing:

16                           **“CHAPTER 308—EDUCATION**

          “Sec.

          “4141. Definitions.

          “4142. Office of Prison Education.

          “4143. Federal Prison Education Program.

17 **“§ 4141. Definitions**

18          “In this chapter:

19           “(1) ASSISTANT DIRECTOR.—The term ‘Assist-  
20           ant Director’ means the Assistant Director for Pris-  
21           on Education appointed under section 4142(b).

22           “(2) DIRECTOR.—The term ‘Director’ means  
23           the Director of the Bureau of Prisons.

1           “(3) **DISABILITY.**—The term ‘disability’ has the  
2 meaning given the term in section 3 of the Ameri-  
3 cans with Disabilities Act of 1990 (42 U.S.C.  
4 12102).

5           “(4) **HIGH SCHOOL DIPLOMA.**—The term ‘high  
6 school diploma’ has the meaning given the term in  
7 section 8101 of the Elementary and Secondary Edu-  
8 cation Act of 1965 (20 U.S.C. 7801).

9 **“§ 4142. Office of Prison Education**

10          “(a) **PURPOSES.**—The purposes of this chapter are  
11 to—

12           “(1) ensure that all Federal penal and correc-  
13 tional institutions provide quality educational pro-  
14 grams for incarcerated individuals;

15           “(2) be a nationwide repository for research,  
16 policies, and best practices on education in prison;  
17 and

18           “(3) offer training and technical assistance for  
19 State prison systems in implementing and admin-  
20 istering education programs in prison.

21          “(b) **ESTABLISHMENT OF THE OFFICE OF PRISON**  
22 **EDUCATION.**—The Director shall establish within the Bu-  
23 reau of Prisons an Office of Prison Education, which shall  
24 be headed by an Assistant Director for Prison Education  
25 appointed by the Director.

1           “(c) FUNCTIONS OF THE OFFICE OF PRISON EDU-  
2   CATION.—The Office of Prison Education required to be  
3   established under this section shall ensure the provision  
4   of educational services for incarcerated individuals in all  
5   Federal penal and correctional institutions, including pro-  
6   grams such as adult literacy, basic skills development,  
7   education toward a regular high school diploma or its rec-  
8   ognized equivalent, postsecondary education, workforce  
9   development, that leads to an industry-recognized creden-  
10   tial, a certificate, or an associate degree, pre-apprentice-  
11   ships, registered apprenticeships, career and technical  
12   education, and expanded opportunities for individuals with  
13   a disability, including by—

14           “(1) implementing the Federal Prison Edu-  
15   cation Program under section 4143;

16           “(2) coordinating and standardizing quality,  
17   evidence-based, and effective education programs in  
18   prison and services across all Federal penal and cor-  
19   rectional institutions;

20           “(3) coordinating relevant Federal agencies in  
21   providing quality educational services, including by  
22   consulting with the Office of Career, Technical, and  
23   Adult Education of the Department of Education;

24           “(4) coordinating with the Secretary of Vet-  
25   erans Affairs to identify and provide information to

1 incarcerated veterans regarding potential eligibility  
2 for educational assistance under laws administered  
3 by the Secretary, including educational assistance  
4 under chapters 30 and 33 of title 38, United States  
5 Code;

6 “(5) conducting research and issuing reports on  
7 education programs in prison, including on best  
8 practices, particularly as it relates to pedagogy and  
9 instruction of incarcerated people;

10 “(6) providing training and technical assistance  
11 for State prison systems to improve education pro-  
12 grams in prison; and

13 “(7) coordinating with the Bureau of Justice  
14 Statistics, the National Institute of Justice, National  
15 Center for Education Statistics, the National Insti-  
16 tute of Corrections, and other relevant agencies as  
17 designated by the Assistant Director in collecting  
18 and reporting Federal and State data on—

19 “(A) the number of individuals who enroll  
20 in and complete an education program in pris-  
21 on, including a regular high school diploma or  
22 its recognized equivalent, a career and technical  
23 education sequence, or a postsecondary degree  
24 or certificate;

1           “(B) the number of individuals who do not  
2 complete an education program in prison and  
3 the reasons for non-completion;

4           “(C) any State or Federal prohibitions or  
5 limitations on employment for individuals with  
6 felony convictions who complete an education  
7 program in prison;

8           “(D) the correlation between participating  
9 in or completing an education program in pris-  
10 on and continued educational enrollment, both  
11 in-custody and post-release;

12           “(E) the correlation between participating  
13 in and completing an education program in  
14 prison with post-release outcomes, including job  
15 placement, job retention, and recidivism;

16           “(F) the correlation between participating  
17 in and completing an education program in  
18 prison with in-custody outcomes, including en-  
19 rollment in other education or training pro-  
20 grams and reduction in citations;

21           “(G) the impact of the correlation de-  
22 scribed in subparagraphs (C) through (F) on  
23 overall corrections spending through factors  
24 such as—

25                   “(i) impacts on recidivism;

1                   “(ii) spending on Federal penal and  
2                   correctional institutions and State prisons;  
3                   and  
4                   “(iii) other relevant factors; and  
5                   “(H) other relevant data.

6 **“§ 4143. Federal Prison Education Program**

7           “(a) DEFINITIONS.—In this section:

8                   “(1) DEMONSTRATED EFFECTIVENESS.—The  
9                   term ‘demonstrated effectiveness’ means the past ef-  
10                   fectiveness of an eligible provider demonstrated by  
11                   providing—

12                           “(A) performance data on its record of im-  
13                           proving the skills of eligible students, particu-  
14                           larly eligible individuals who have low levels of  
15                           literacy, in the content domains of reading,  
16                           writing, mathematics, English language acquisi-  
17                           tion, and other relevant subject areas; and

18                           “(B) information regarding its outcomes  
19                           for participants related to program completion,  
20                           employment attainment, pursuit of additional  
21                           education, and other relevant factors.

22                   “(2) ELIGIBLE PROVIDER.—The term ‘eligible  
23                   provider’ means an organization that has dem-  
24                   onstrated effectiveness in providing programs such  
25                   as adult literacy, basic skills development, education

1 toward a regular high school diploma or its recog-  
2 nized equivalent, postsecondary education, workforce  
3 readiness, apprenticeships, career and technical edu-  
4 cation, and programing individuals with learning dis-  
5 abilities, which may include—

6 “(A) an institution of higher education;

7 “(B) a local educational agency;

8 “(C) a community-based organization or  
9 faith-based organization;

10 “(D) a volunteer literacy organization;

11 “(E) a public or private nonprofit agency;

12 “(F) a nonprofit institution that is not de-  
13 scribed in subparagraphs (A) through (E) and  
14 has the ability to provide adult education and  
15 literacy activities to eligible individuals;

16 “(G) a consortium or coalition of the agen-  
17 cies, organizations, and institutions described in  
18 any of subparagraphs (A) through (F); and

19 “(H) a partnership between an employer  
20 and an entity described in any of subpara-  
21 graphs (A) through (G).

22 “(3) ELIGIBLE STUDENT.—The term ‘eligible  
23 student’ means an individual who is incarcerated in  
24 a Federal correctional facility.

1           “(4) INSTITUTION OF HIGHER EDUCATION.—  
2           The term ‘institution of higher education’ has the  
3           meaning given the term in section 101(a) of the  
4           Higher Education Act of 1965 (20 U.S.C. 1001(a)).

5           “(5) PROGRAM.—The term ‘Program’ means  
6           the Federal Prison Education Program required to  
7           be established under subsection (b)(1).

8           “(b) AUTHORIZATION.—

9           “(1) IN GENERAL.—The Assistant Director  
10          shall establish a Federal Prison Education Program  
11          to develop and support partnerships between eligible  
12          providers and Federal correctional facilities to pro-  
13          vide quality educational opportunities to facilitate  
14          successful community reintegration.

15          “(2) SELECTION OF ELIGIBLE PROVIDERS.—  
16          The Assistant Director shall select eligible providers  
17          to partner with Federal correctional facilities to de-  
18          velop quality education programs for eligible stu-  
19          dents, such as—

20                       “(A) adult literacy;

21                       “(B) basic skills development;

22                       “(C) education toward a regular high  
23          school diploma or its recognized equivalent;

24                       “(D) postsecondary education;

1           “(E) workforce development that leads to  
2           an industry recognized credential, a certificate,  
3           or an associate degree;

4           “(F) apprenticeships; and

5           “(G) career and technical education.

6           “(3) QUALITY PROGRAMS.—When determining  
7           which eligible providers will be selected for participa-  
8           tion in the Program, the Assistant Director shall—

9           “(A) consider the evidence that an eligible  
10          provider demonstrates a strong record on stu-  
11          dent outcomes and successful community re-  
12          integration that shall include—

13               “(i) high rates of program completion;

14               “(ii) a demonstrated record of a re-  
15               duction in recidivism rates, if available;

16               “(iii) success in securing employment,  
17               if available;

18               “(iv) employment retention, if avail-  
19               able;

20               “(v) housing stability, if available; and

21               “(vi) other relevant factors; and

22          “(B) give preference to eligible providers  
23          that demonstrate success in the categories de-  
24          scribed in subparagraph (A).

1           “(4) DIPLOMA MILLS.—The Assistant Director  
2 will prevent diploma mills (as defined in section 103  
3 of the Higher Education Act of 1965 (20 U.S.C.  
4 1003)) from participating in the Program.

5           “(c) PARTICIPATION BY ELIGIBLE PROVIDERS.—

6           “(1) IN GENERAL.—An eligible provider that  
7 desires to participate in the Program under this sec-  
8 tion shall—

9           “(A) develop a quality program, in coordi-  
10 nation with the Federal correctional facility  
11 with which the institution is in partnership, for  
12 eligible students, in which the Federal correc-  
13 tional facility shall administer the logistics of  
14 the program, such as—

15                   “(i) scheduling;

16                   “(ii) location and space;

17                   “(iii) security; and

18                   “(iv) other logistical factors;

19           “(B) ensure that all eligible students with-  
20 out a verifiable high school diploma or its rec-  
21 ognized equivalent receive adult literacy, basic  
22 adult education, skills development, and edu-  
23 cation toward a regular high school diploma or  
24 its recognized equivalent; and

1           “(C) prioritize workforce development pro-  
2           grams that prepare eligible students for in-de-  
3           mand sectors or occupations from which they  
4           are not legally barred from entering due to re-  
5           strictions on formerly incarcerated individuals  
6           obtaining any necessary licenses or certifi-  
7           cations for those occupations, and in doing so,  
8           providers shall—

9                   “(i) consider State licensing require-  
10                  ments, administrative barriers, and waiver  
11                  provisions that will impact eligible students  
12                  in certain occupations when designing their  
13                  programs; and

14                   “(ii) inform eligible students prior to  
15                  participation in programs of potential pro-  
16                  hibitions or limitations to licensing or em-  
17                  ployment upon release depending on the  
18                  program offered and the States in which  
19                  eligible students settle.

20           “(2) INFORMATION TO ELIGIBLE STUDENTS.—  
21           Eligible providers that participate in the Program  
22           under this section shall, as applicable—

23                   “(A) disclose to eligible students and the  
24                  Office of Prison Education information about  
25                  any part of the academic program developed

1 under this section that, by design, cannot be  
2 completed while a student is incarcerated, as  
3 well as the options available for an eligible stu-  
4 dent to complete any remaining program re-  
5 quirements post-release;

6 “(B) offer eligible students who are re-  
7 leased while in enrolled in an education pro-  
8 gram in prison education the opportunity to  
9 continue the students’ enrollment in the aca-  
10 demic program and transfer credits earned if  
11 the student is released from the Federal correc-  
12 tional facility prior to completion of the edu-  
13 cation program;

14 “(C) inform eligible students of the aca-  
15 demic and financial aid options available if the  
16 students are not able to complete the academic  
17 program while incarcerated, including whether  
18 the eligible students can continue in the pro-  
19 gram after release, transfer credits earned in  
20 the program to another program offered by the  
21 institution, or transfer credits earned in the  
22 program to another institution of higher edu-  
23 cation;

24 “(D) for eligible students who wish to con-  
25 tinue their education upon release—

1 “(i) offer academic advising; and

2 “(ii) offer appropriate financial aid  
3 counseling, including Federal and State fi-  
4 nancial aid and student loan counseling;  
5 and

6 “(E) offer eligible students career coun-  
7 seling and job placement assistance upon com-  
8 pletion of an education program in prison and  
9 release from custody.

10 “(3) INFORMATION TO THE OFFICE OF PRISON  
11 EDUCATION.—An eligible provider that participates  
12 in the Program under this section shall submit to  
13 the Assistant Director—

14 “(A) a plan for providing academic and ca-  
15 reer guidance to eligible students, as well as  
16 transition services, to support successful com-  
17 munity reintegration of such students; and

18 “(B) relevant information about the eligi-  
19 ble students participating in the Program it re-  
20 lates to subparagraph (A).

21 “(d) TECHNICAL ASSISTANCE.—The Assistant Direc-  
22 tor shall work with relevant Federal agencies to provide  
23 technical assistance to eligible providers, and the Federal  
24 correctional facilities with which they are in partnership,

1 developing new quality academic programs for eligible stu-  
2 dents, or expanding existing programs.

3 “(e) ANNUAL REPORT.—

4 “(1) IN GENERAL.—An eligible provider that  
5 participates in the Program, working with the Fed-  
6 eral correctional facility with which it is in partner-  
7 ship, shall submit to the Assistant Director an an-  
8 nual report on the provider’s academic program for  
9 eligible students, including implementation and re-  
10 sults.

11 “(2) CONTENTS OF REPORT.—Each annual re-  
12 port submitted under paragraph (1) shall include in-  
13 formation on—

14 “(A) courses and programs offered;

15 “(B) numbers, rates, and types of certifi-  
16 cates and degrees awarded;

17 “(C) the partnership with the Federal cor-  
18 rectional facility, including information on space  
19 allocation, resources, staffing, and other rel-  
20 evant information on effective collaboration;

21 “(D) the effectiveness of the various edu-  
22 cation program’s length, and the value of cre-  
23 dentials or degrees earned with different credit  
24 length;

1           “(E) the variance of different doses or  
2           credit length by educational program;

3           “(F) the models of instruction, curriculum,  
4           and other characteristics of program delivery  
5           that are most effective in a correctional envi-  
6           ronment;

7           “(G) challenges in providing programs and  
8           courses in the prison settings;

9           “(H) how such challenges were addressed;

10          “(I) suggestions for the agency to assist in  
11          addressing challenges;

12          “(J) impacts on the environment and safe-  
13          ty of the correctional facility;

14          “(K) average and projected costs, overall  
15          and per student, of the program;

16          “(L) student demographic data, including  
17          age, gender, race, ethnicity, and security or cus-  
18          tody level; and

19          “(M) other relevant data.

20          “(f) EVALUATION.—

21                 “(1) IN GENERAL.—The Assistant Director, in  
22                 coordination with the National Institute of Justice,  
23                 the Bureau of Justice Statistics, the National Insti-  
24                 tute of Corrections, and the Secretary of Education,

1 shall conduct an evaluation of the Program that as-  
2 sesses—

3 “(A) in-custody outcomes, including im-  
4 pacts on tickets, segregation, program partici-  
5 pation outside of education, and continued en-  
6 rollment in the Program;

7 “(B) post-release outcomes of the Pro-  
8 gram, including—

9 “(i) postsecondary enrollment in and  
10 continuance of education by eligible stu-  
11 dents after release;

12 “(ii) degree attainment from an insti-  
13 tution of higher education;

14 “(iii) progress toward a degree in  
15 credits or time;

16 “(iv) continued participation in edu-  
17 cational programs after release;

18 “(v) factors related to the pursuit of  
19 education, such as housing attainment; and

20 “(vi) other relevant factors;

21 “(C) the impact of the Program on safety  
22 in correctional facilities;

23 “(D) the demand for participation in the  
24 Program, including the size of waiting lists;



1       “(g) MATCHING FUNDS.—The Federal share of the  
2 cost of an academic program carried out under this section  
3 may not exceed 75 percent of the total cost of the aca-  
4 demic program.

5       “(h) ALLOCATION OF FUNDS.—For fiscal years 2020  
6 through 2026, of the amounts appropriated to the Bureau  
7 of Prisons, \$170,000,000 shall be used to carry out sub-  
8 section (b).”.

9       (b) AMENDMENT TO DUTIES OF THE BUREAU OF  
10 PRISONS.—Section 4042(a) of title 18, United States  
11 Code, is amended—

12               (1) in subparagraph (D)—

13                       (A) by striking “(D) establish” and insert-  
14                       ing “(6) establish”; and

15                       (B) in clause (ii), by striking “and” at the  
16                       end;

17               (2) by inserting after paragraph (6), as so re-  
18               designated, the following:

19                       “(7) establish the Office of Prison Education  
20                       required under section 4142; and”; and

21               (3) in subparagraph (E), by striking “(E) es-  
22                       tablish” and inserting “(8) establish”.

23       (c) TABLE OF CHAPTERS AMENDMENT.—The table  
24 of chapters for part III of title 18, United States Code,

1 is amended by inserting after the item relating to section  
2 307 the following:

“308. Education ..... 4141”.

3 **SEC. 5. PRISON EDUCATION RESEARCH, POLICES, AND**  
4 **BEST PRACTICES.**

5 (a) IN GENERAL.—The Assistant Director, in col-  
6 laboration with relevant Federal agencies, including the  
7 Department of Education, State correctional agencies,  
8 State and local correctional institutions, civil rights orga-  
9 nizations, criminal justice organizations, and research  
10 agencies and organizations, shall establish and maintain  
11 a clearinghouse for research, policies, and best practices  
12 on quality education programs in prison.

13 (b) INFORMATION TO THE PUBLIC.—The Assistant  
14 Director shall maintain information and resources on the  
15 public-facing website of the Bureau of Prisons.

16 **SEC. 6. TRAINING AND TECHNICAL ASSISTANCE.**

17 (a) IN GENERAL.—The Assistant Director shall use  
18 funds available to the Bureau of Prisons to provide State  
19 correctional institutions with training and technical assist-  
20 ance on developing and implementing policies and proce-  
21 dures for quality education programs in prison.

22 (b) PARTNERSHIP.—Federal correctional and penal  
23 institutions with education programs in prison established  
24 under section 4143 of title 18, United States Code, as  
25 added by this Act, may partner with State and local cor-

1 rectional institutions and education providers located in  
2 the same State or region to facilitate training and tech-  
3 nical assistance to improve the quality of correctional edu-  
4 cation offered in State prisons.

5 **SEC. 7. PRISON EDUCATION FOR INCARCERATED VET-**  
6 **ERANS.**

7 (a) IN GENERAL.—The Secretary of Veterans Af-  
8 fairs, in coordination with the Director and State correc-  
9 tional agencies, shall—

10 (1) carry out a program of outreach to inform  
11 veterans incarcerated in a Federal or State correc-  
12 tional facility about potential eligibility for edu-  
13 cational assistance under laws administered by the  
14 Secretary, including educational assistance under  
15 chapters 30 and 33 of title 38, United States Code;

16 (2) ensure that educational assistance under  
17 laws administered by the Secretary is available to a  
18 veteran who is incarcerated as described in para-  
19 graph (1) and otherwise eligible for the assistance;

20 (3) assist each veteran who is incarcerated as  
21 described in paragraph (1) and eligible for edu-  
22 cational assistance under a law administered by the  
23 Secretary by connecting the veteran to one or more  
24 quality education programs in prison, including the  
25 Federal Prison Education Program established

1 under section 4143 of title 18, United States Code,  
2 as added by this Act, when the veteran is incarcerated  
3 ated in a Federal or State correctional facility that  
4 provides one or more education programs in prison  
5 that are approved for the use of such assistance;

6 (4) provide financial aid counseling related to  
7 continued educational enrollment and matriculation  
8 post-release; and

9 (5) compile and make available to incarcerated  
10 veterans a resource guide for incarcerated veterans  
11 that includes general information about the avail-  
12 ability, post-release, of—

13 (A) educational assistance available under  
14 laws administered by the Secretary; and

15 (B) job counseling, training, and place-  
16 ment services available under chapters 41 and  
17 42 of title 38, United States Code.

18 (b) LIMITATION ON PROVISION OF EDUCATIONAL AS-  
19 SISTANCE.—

20 (1) MONTHLY HOUSING STIPEND.—A veteran  
21 with a felony conviction who is incarcerated in a  
22 Federal or State correctional facility may not re-  
23 ceive, while so incarcerated—

24 (A) any monthly housing stipend under  
25 section 3313 of title 38, United States Code; or

1                   (B) any amount under section 3014 of  
2                   such title otherwise payable to help meet the  
3                   veteran's subsistence costs.

4                   (2) COSTS COVERED BY OTHER PROGRAMS.—  
5                   Notwithstanding any other provision of law, the Sec-  
6                   retary shall reduce the amount of educational assist-  
7                   ance that the Secretary would otherwise provide to  
8                   a veteran described in paragraph (1) under a law  
9                   administered by the Secretary for costs of tuition,  
10                  fees, supplies, books, equipment, and other edu-  
11                  cational costs relating to pursuing a program of edu-  
12                  cation while incarcerated by an amount equal to the  
13                  amount that such costs are paid by another Federal,  
14                  State, or local program.