

116TH CONGRESS
1ST SESSION

H. R. 3647

To provide temporary impact aid construction grants to eligible local educational agencies, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 9, 2019

Mr. COX of California (for himself and Mr. YOUNG) introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To provide temporary impact aid construction grants to eligible local educational agencies, 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 “Impact Aid Infrastruc-
5 ture Act”.

6 **SEC. 2. IMPACT AID CONSTRUCTION GRANTS AUTHORIZED.**

7 (a) FUNDING AND SUNSET.—

8 (1) AUTHORIZATION OF APPROPRIATIONS.—

9 There are authorized to be appropriated

1 \$1,000,000,000 for fiscal year 2021 to carry out
2 this Act.

3 (2) SUPPLEMENTAL FUNDING.—The amount
4 authorized under paragraph (1) shall be in addition
5 to any amounts authorized to be appropriated or
6 otherwise made available to carry out section 7007
7 of title VII of the Elementary and Secondary Edu-
8 cation Act of 1965 (20 U.S.C. 7707).

9 (3) AVAILABILITY OF FUNDS.—Any amounts
10 appropriated under subsection (a)(1) shall remain
11 available until expended.

12 (4) SUNSET.—The authority to award grants
13 under this Act shall expire at the end of the 3-year
14 period beginning on the date on which funds are
15 first made available to award a grant under this Act.

16 (b) RESERVATION FOR MANAGEMENT AND OVER-
17 SIGHT.—From the funds appropriated under subsection
18 (a)(1), the Secretary may reserve up to half of 1 percent
19 for management and oversight of the activities carried out
20 with those funds.

21 (c) FORMULA GRANTS.—From 40 percent of the
22 funds appropriated under subsection (a)(1) and not re-
23 served under subsection (b), the Secretary shall make pay-
24 ments in accordance with section 7007(a) of the Elemen-

1 tary and Secondary Education Act of 1965 (20 U.S.C.
2 7707(a)).

3 (d) COMPETITIVE GRANTS.—From 60 percent of the
4 funds appropriated under subsection (a)(1) and not re-
5 served under subsection (b), the Secretary—

6 (1) shall award emergency grants in accordance
7 with section 7007(b) of the Elementary and Sec-
8 ondary Education Act of 1965 (20 U.S.C. 7707(b)),
9 except as otherwise provided in this Act; and

10 (2) may award modernization grants in accord-
11 ance with section 7007(b) of the Elementary and
12 Secondary Education Act of 1965 (20 U.S.C.
13 7707(b)), except as otherwise provided in this Act.

14 **SEC. 3. ELIGIBILITY.**

15 (a) ELIGIBILITY FOR EMERGENCY GRANTS.—

16 (1) IN GENERAL.—For purposes of receiving an
17 emergency grant under section 2(d)(1) of this Act,
18 in addition to a local educational agency that meets
19 the eligibility requirements for the award of such a
20 grant under any of subparagraphs (A), (C), or (D)
21 of section 7007(b)(3) of the Elementary and Sec-
22 ondary Education Act of 1965 (20 U.S.C.
23 7707(b)(3)), a local educational agency that meets
24 the requirements described in paragraph (2) of this
25 subsection (without regard to whether the agency

1 meets the requirements of such subparagraphs (A),
2 (C), or (D)), shall be eligible for such a grant.

3 (2) REQUIREMENTS.—A local educational agen-
4 cy meets the requirements of this paragraph, if such
5 agency has—

6 (A) a total taxable assessed value of real
7 property that may be taxed for school purposes
8 of less than \$100,000,000; or

9 (B) an assessed value of real property per
10 student that may be taxed for school purposes
11 that is less than the average of the assessed
12 value of real property per student that may be
13 taxed for school purposes in the State in which
14 the local educational agency is located.

15 (b) ELIGIBILITY FOR MODERNIZATION GRANTS.—

16 (1) IN GENERAL.—For purposes of receiving a
17 modernization grant under section 2(d)(2) of this
18 Act, in addition to a local educational agency that
19 meets the eligibility requirements for the award of
20 such a grant under any of subparagraphs (B), (C),
21 or (D) of section 7007(b)(3) of the Elementary and
22 Secondary Education Act of 1965 (20 U.S.C.
23 7707(b)(3)), a local educational agency that meets
24 the requirements described in paragraph (2) of this
25 subsection (without regard to whether the agency

1 meets the requirements of such subparagraphs (B),
2 (C), or (D)), shall be eligible for such a grant.

3 (2) REQUIREMENTS.—A local educational agen-
4 cy meets the requirements of this paragraph, if such
5 agency has—

6 (A) a total taxable assessed value of real
7 property that may be taxed for school purposes
8 of less than \$100,000,000; or

9 (B) an assessed value of real property per
10 student that may be taxed for school purposes
11 that is less than the average of the assessed
12 value of real property per student that may be
13 taxed for school purposes in the State in which
14 the local educational agency is located.

15 (c) LOCAL EDUCATIONAL AGENCY DEFINED.—In
16 this section, the term “local educational agency” has the
17 meaning given the term in section 7013 of the Elementary
18 and Secondary Education Act of 1965 (20 U.S.C. 7713).

19 **SEC. 4. INAPPLICABILITY OF CERTAIN PROVISIONS.**

20 Clauses (i) and (vi) of paragraph (5)(A) of section
21 7007(b) of the Elementary and Secondary Education Act
22 of 1965 (20 U.S.C. 7707(b)) shall not apply to grants
23 made under section 2(d).

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