

**AMENDMENT TO H.R. 1319, AS REPORTED
OFFERED BY MR. BISHOP OF NORTH CAROLINA**

Page 28, line 16, strike “and”.

Page 29, line 15, strike the period at the end and
insert “; and”.

Page 29, after line 15, insert the following:

1 (3) the Secretary of Education shall reserve 10
2 percent of such appropriated amount to provide op-
3 portunity grants under subsection (c).

Page 29, after line 22, insert the following:

4 (c) OPPORTUNITY GRANTS.—

5 (1) IN GENERAL.—From the amount reserved
6 under subsection (a)(3), the Secretary of Education
7 shall make grants to parents of eligible students.

8 (2) APPLICATION.—

9 (A) IN GENERAL.—A parent desiring to re-
10 ceive a grant under this subsection shall submit
11 an application to the Secretary dem-
12 onstrating—

13 (i) the household income of the eligi-
14 ble student; and

1 (ii) that the local education agency
2 serving the eligible student has not pro-
3 vided in-person instruction during school
4 year 2020-2021 consistent with that pro-
5 vided during school year 2019-2020.

6 (B) FORMAT.—The Secretary shall accept
7 applications on annual rolling basis and make
8 the applications available as a standardized
9 form in electronic and written format.

10 (3) AMOUNT OF GRANT.—The amount of a
11 grant under this subsection shall be calculated con-
12 sistent with the following:

13 (A) Eligible students with a household in-
14 come that is less than or equal to 100 percent
15 of the reduced price lunch income shall receive
16 100 percent of the per-pupil funding with re-
17 spect to the local education agency serving the
18 student, as determined by the Secretary.

19 (B) Eligible students with a household in-
20 come that is greater than 100 percent of the re-
21 duced price lunch income, but less than 150
22 percent of the reduced price lunch income, shall
23 receive 90 percent of the per-pupil funding with
24 respect to the local education agency serving
25 the student, as determined by the Secretary.

1 (C) Eligible students with a household in-
2 come that is greater than or equal to 150 per-
3 cent of the reduced price lunch income, but less
4 than 200 percent of the reduced price lunch in-
5 come, shall receive 80 percent of the per-pupil
6 funding with respect to the local education
7 agency serving the student, as determined by
8 the Secretary.

9 (D) Eligible students with a household in-
10 come that is greater than or equal to 200 per-
11 cent of the reduced price lunch income, but less
12 than 250 percent of the reduced price lunch in-
13 come, shall receive 70 percent of the per-pupil
14 funding with respect to the local education
15 agency serving the student, as determined by
16 the Secretary.

17 (4) USE OF FUNDS.—Grant funds received
18 under this subsection shall be used for the following:

19 (A) Tuition and fees for a private elemen-
20 tary school or a private secondary school that is
21 a qualified education provider approved under
22 paragraph (5).

23 (B) Private tutoring (including through a
24 learning pod or micro school).

25 (C) Home school expenses.

1 (D) Education materials, including instruc-
2 tion materials and textbooks.

3 (E) Electronic devices to facilitate the edu-
4 cation of an eligible student.

5 (F) Such other purposes as the Secretary
6 determines appropriate.

7 (5) APPROVAL.—With respect to each State,
8 the Secretary shall approve as a qualified education
9 provider any private elementary school or private
10 secondary school that demonstrates to the Secretary
11 that such school is accredited, licensed, or otherwise
12 operates within State law.

13 (6) RULE OF CONSTRUCTION.—Nothing in this
14 subsection shall be construed to—

15 (A) affect any aspect of the provision of
16 private, religious, or home education;

17 (B) exclude a private, religious, or home
18 education provider from receiving funds—

19 (i) provided to a parent under this
20 subsection, except as provided in para-
21 graphs (4) and (5); or

22 (ii) pursuant to any other provision of
23 law; or

24 (C) require a qualified education provider
25 to alter any creed practice, admissions policy, or

1 curriculum in order to receive funds provided to
2 a parent under this section.

3 (7) DEFINITIONS.—For purposes of this sub-
4 section:

5 (A) The term “eligible student” means a
6 student—

7 (i) served by local educational agency
8 that, with respect to school year 2020-
9 2021, has not provided in-person instruc-
10 tion consistent with school year 2019-
11 2020; and

12 (ii) has a household with income less
13 than 250 percent of the reduced price
14 lunch income.

15 (B) The term “household income” has
16 meaning given such term in section 36B(d)(2)
17 of the Internal Revenue Code of 1986 (26
18 U.S.C. 36B(d)(2)).

19 (C) The term “reduced price lunch in-
20 come” means 185 percent of the applicable
21 family size income levels contained in the non-
22 farm income poverty guidelines prescribed by
23 the Office of Management and Budget, as ad-
24 justed annually in accordance with paragraph
25 (B) of section 9(b)(1) of the Richard B Russell

1 National School Lunch Act (42 U.S.C. 1758
2 (b)(1)).

3 (D) The terms “elementary school”, “local
4 educational agency”, “parent”, “secondary
5 school”, and “Secretary” have the meanings
6 given such terms in section 8101 of the Ele-
7 mentary and Secondary Education Act of 1965
8 (20 U.S.C. 7801).

