

**AMENDMENT TO H.R. 5, AS REPORTED
OFFERED BY MR. YOUNG OF ALASKA AND MS.
GABBARD OF HAWAII**

(Page and line nos. refer to Rules Committee Print 113-18)

Page 4, line 21, after the dollar amount insert “(reduced by \$195,399,345)”.

Page 9, strike lines 2 and 3.

Page 11, strike line 3.

Page 11, strike lines 19 and 20.

Page 194, strike line 1 and all that follows through page 238, line 15.

Page 487, strike lines 13 through 16 and insert the following (and amend the table of contents accordingly):

1 **TITLE VI—THE FEDERAL GOV-**
2 **ERNMENT’S TRUST RESPON-**
3 **SIBILITY TO AMERICAN IN-**
4 **DIAN, ALASKA NATIVE, AND**
5 **NATIVE HAWAIIAN EDU-**
6 **CATION**

7 **SEC. 601. THE FEDERAL GOVERNMENT’S TRUST RESPONSI-**
8 **BILITY TO AMERICAN INDIAN, ALASKA NA-**
9 **TIVE, AND NATIVE HAWAIIAN EDUCATION.**

10 Title VI of the Act (20 U.S.C. 7301 et seq.) is
11 amended to read as follows:

12 “TITLE VI—THE FEDERAL GOVERNMENT’S
13 TRUST RESPONSIBILITY TO AMERICAN IN-
14 DIAN, ALASKA NATIVE, AND NATIVE HA-
15 WAIAN EDUCATION

16 “PART A—INDIAN EDUCATION

17 “**SEC. 6101. STATEMENT OF POLICY.**

18 “It is the policy of the United States to fulfill the
19 Federal Government’s unique and continuing trust rela-
20 tionship with, and responsibility to, the Indian people for
21 the education of Indian children. The Federal Government
22 will continue to work with local educational agencies, In-
23 dian tribes and organizations, postsecondary institutions,
24 and other entities toward the goal of ensuring that pro-
25 grams that serve Indian children are of the highest quality

1 and provide for not only the basic elementary and sec-
2 ondary educational needs, but also the unique educational
3 and culturally related academic needs of these children.

4 **“SEC. 6102. PURPOSE.**

5 “It is the purpose of this part to support the efforts
6 of local educational agencies, Indian tribes and organiza-
7 tions, postsecondary institutions, and other entities—

8 “(1) to meet the unique educational and cul-
9 turally related academic needs of American Indian
10 and Alaska Native students, so that such students
11 can meet State student academic achievement stand-
12 ards.

13 “(2) to ensure that Indian and Alaskan Native
14 students gain knowledge and understanding of Na-
15 tive communities, languages, tribal histories, tradi-
16 tions, and cultures; and

17 “(3) to ensure that school leaders, teachers, and
18 other staff who serve Indian and Alaska Native stu-
19 dents have the ability to provide culturally appro-
20 priate and effective instruction to such students.

21 “SUBPART 1—FORMULA GRANTS TO LOCAL
22 EDUCATIONAL AGENCIES

23 **“SEC. 6111. PURPOSE.**

24 “It is the purpose of this subpart to support the ef-
25 forts of local educational agencies, Indian tribes and orga-

1 nizations, and other entities to improve the academic
2 achievement of American Indian and Alaska Native stu-
3 dents by providing for their unique cultural, language, and
4 educational needs and ensuring that they are prepared to
5 meet State academic standards.

6 **“SEC. 6112. GRANTS TO LOCAL EDUCATIONAL AGENCIES**
7 **AND TRIBES.**

8 “(a) IN GENERAL.—In accordance with this section
9 and section 6113, the Secretary may make grants from
10 allocations made under section 6113, to—

11 “(1) local educational agencies;

12 “(2) Indian tribes;

13 “(3) Indian organizations; and

14 “(4) Alaska Native Organizations

15 “(b) LOCAL EDUCATIONAL AGENCIES.—

16 “(1) ENROLLMENT REQUIREMENTS.—A local
17 educational agency shall be eligible for a grant under
18 this subpart for any fiscal year if the number of In-
19 dian children eligible under section 6117 who were
20 enrolled in the schools of the agency, and to whom
21 the agency provided free public education, during
22 the preceding fiscal year—

23 “(A) was at least 10; or

1 “(B) constituted not less than 25 percent
2 of the total number of individuals enrolled in
3 the schools of such agency.

4 “(2) EXCLUSION.—The requirement of para-
5 graph (1) shall not apply in Alaska, California, or
6 Oklahoma, or with respect to any local educational
7 agency located on, or in proximity to, an Indian res-
8 ervation.

9 “(c) INDIAN TRIBES, INDIAN ORGANIZATIONS, ALAS-
10 KA NATIVE ORGANIZATIONS, AND CONSORTIA.—

11 “(1) IN GENERAL.—If a local educational agen-
12 cy that is otherwise eligible for a grant under this
13 subpart does not establish a committee under section
14 6114(c)(4) for such grant, an Indian tribe, Indian
15 organization, Alaska Native Organization, or consor-
16 tium of such entities that represents not less than
17 1/3 of the eligible Indian or Alaska Native children
18 who are served by such local educational agency may
19 apply for such grant.

20 “(2) SPECIAL RULE.—

21 “(A) IN GENERAL.—The Secretary shall
22 treat each Indian tribe, Indian organization,
23 Alaska Native Organization, or consortium of
24 such entities applying for a grant pursuant to

1 paragraph (1) as if such applicant were a local
2 educational agency for purposes of this subpart.

3 “(B) EXCEPTIONS.—Notwithstanding sub-
4 paragraph (A), such Indian tribe, Indian orga-
5 nization, Alaska Native Organization, or con-
6 sortium of such entities shall not be subject to
7 the requirements of section 6114(c)(5),
8 6118(c), or 6119.

9 “(3) ELIGIBILITY.—If more than 1 applicant
10 qualifies to apply for a grant under paragraph (1),
11 the entity that represents the most eligible Indian
12 and Alaska Native children who are served by the
13 local educational agency shall be eligible to receive
14 the grant or the applicants may apply in consortium
15 and jointly operate a program.

16 “(d) INDIAN AND ALASKA NATIVE COMMUNITY-
17 BASED ORGANIZATIONS.—

18 “(1) IN GENERAL.—If no local educational
19 agency pursuant to subsection (b), and no Indian
20 tribe, tribal organization, Alaska Native Organiza-
21 tion, or consortium pursuant to subsection (c), ap-
22 plies for a grant under this subpart, Indian and
23 Alaska Native community-based organizations serv-
24 ing the community of the local educational agency
25 may apply for the grant.

1 “(2) APPLICABILITY OF SPECIAL RULE.—The
2 Secretary shall apply the special rule in subsection
3 (c)(2) to a community-based organization applying
4 or receiving a grant under paragraph (1) in the
5 same manner as such rule applies to an Indian tribe,
6 Indian organization, Alaska Native Organization, or
7 consortium .

8 “(3) DEFINITION OF INDIAN AND ALASKA NA-
9 TIVE COMMUNITY-BASED ORGANIZATIONS.—In this
10 subsection, the term ‘Indian and Alaska Native com-
11 munity-based organizations’ means any organiza-
12 tions that—

13 “(A) are composed primarily of the family
14 members of Indian or Alaska Native students,
15 Indian or Alaska Native community members,
16 tribal government education officials, and tribal
17 members from a specific community;

18 “(B) assist in the social, cultural, and edu-
19 cational development of Indians or Alaska Na-
20 tives in such community;

21 “(C) meet the unique cultural, language,
22 and academic needs of Indian or Alaska Native
23 students; and

1 “(D) demonstrate organizational and ad-
2 ministrative capacity to effectively manage the
3 grant.

4 **“SEC. 6113. AMOUNT OF GRANTS.**

5 “(a) AMOUNT OF GRANT AWARDS.—

6 “(1) IN GENERAL.—Except as provided in sub-
7 section (b) and paragraph (2), the Secretary shall
8 allocate to each local educational agency that has an
9 approved application under this subpart an amount
10 equal to the product of—

11 “(A) the number of Indian children who
12 are eligible under section 6117 and served by
13 such agency; and

14 “(B) the greater of—

15 “(i) the average per pupil expenditure
16 of the State in which such agency is lo-
17 cated; or

18 “(ii) 80 percent of the average per
19 pupil expenditure of all the States.

20 “(2) REDUCTION.—The Secretary shall reduce
21 the amount of each allocation otherwise determined
22 under this section in accordance with subsection (e).

23 “(b) MINIMUM GRANT.—

24 “(1) IN GENERAL.—Notwithstanding subsection
25 (e), an entity that is eligible for a grant under sec-

1 tion 6112, and a school that is operated or sup-
2 ported by the Bureau of Indian Education that is el-
3 igible for a grant under subsection (d), that submits
4 an application that is approved by the Secretary,
5 shall, subject to appropriations, receive a grant
6 under this subpart in an amount that is not less
7 than \$3,000.

8 “(2) CONSORTIA.—Local educational agencies
9 may form a consortium for the purpose of obtaining
10 grants under this subpart.

11 “(3) INCREASE.—The Secretary may increase
12 the minimum grant under paragraph (1) to not
13 more than \$4,000 for all grantees if the Secretary
14 determines such increase is necessary to ensure the
15 quality of the programs provided.

16 “(c) DEFINITION.—For the purpose of this section,
17 the term average per pupil expenditure”, used with respect
18 to a State, means an amount equal to—

19 “(1) the sum of the aggregate current expendi-
20 tures of all the local educational agencies in the
21 State, plus any direct current expenditures by the
22 State for the operation of such agencies, without re-
23 gard to the sources of funds from which such local
24 or State expenditures were made, during the second

1 fiscal year preceding the fiscal year for which the
2 computation is made; divided by

3 “(2) the aggregate number of children who
4 were included in average daily attendance for whom
5 such agencies provided free public education during
6 such preceding fiscal year.

7 “(d) SCHOOLS OPERATED OR SUPPORTED BY THE
8 BUREAU OF INDIAN EDUCATION.—

9 “(1) IN GENERAL.—Subject to subsection (e),
10 in addition to the grants awarded under subsection
11 (a), the Secretary shall allocate to the Secretary of
12 the Interior an amount equal to the product of—

13 “(A) the total number of Indian children
14 enrolled in schools that are operated by—

15 “(i) the Bureau of Indian Education;

16 or

17 “(ii) an Indian tribe, or an organiza-
18 tion controlled or sanctioned by an Indian
19 tribal government, for the children of that
20 tribe under a contract with, or grant from,
21 the Department of the Interior under the
22 Indian Self-Determination Act or the Trib-
23 ally Controlled Schools Act of 1988; and

24 “(B) the greater of—

1 “(i) the average per pupil expenditure
2 of the State in which the school is located;
3 or

4 “(ii) 80 percent of the average per
5 pupil expenditure of all the States.

6 “(2) SPECIAL RULE.—Any school described in
7 paragraph (1)(A) that wishes to receive an allocation
8 under this subpart shall submit an application in ac-
9 cordance with section 6114, and shall otherwise be
10 treated as a local educational agency for the purpose
11 of this subpart, except that such school shall not be
12 subject to section 6114(c)(5), section 6118(c), or
13 section 6119.

14 “(e) RATABLE REDUCTIONS.—If the sums appro-
15 priated for any fiscal year to carry out this subpart are
16 insufficient to pay in full the amounts determined for local
17 educational agencies under subsection (a)(1) and for the
18 Secretary of the Interior under subsection (d), each of
19 those amounts shall be ratably reduced.

20 **“SEC. 6114. APPLICATIONS.**

21 “(a) APPLICATION REQUIRED.—Each local edu-
22 cational agency that desires to receive a grant under this
23 subpart shall submit an application to the Secretary at
24 such time, in such manner, and containing such informa-
25 tion as the Secretary may reasonably require.

1 “(b) COMPREHENSIVE PROGRAM REQUIRED.—Each
2 application submitted under subsection (a) shall include
3 a description of a comprehensive program for meeting the
4 needs of Indian and Alaska Native children served by the
5 local educational agency, including the language and cul-
6 tural needs of the children, that—

7 “(1) describes how the comprehensive program
8 will offer programs and activities to meet the cul-
9 turally related academic needs of American Indian
10 and Alaska Native students;

11 “(2)(A) is consistent with the State, tribal, and
12 local plans submitted under other provisions of this
13 Act; and

14 “(B) includes academic content and stu-
15 dent academic achievement goals for such chil-
16 dren, and benchmarks for attaining such goals,
17 that are based on State academic content and
18 student academic achievement standards adopt-
19 ed under title I for all children;

20 “(3) explains how the local educational agency
21 will use the funds made available under this subpart
22 to supplement other Federal, State, and local pro-
23 grams that serve such students;

1 “(4) demonstrates how funds made available
2 under this subpart will be used for activities de-
3 scribed in section 6115;

4 “(5) describes the professional development op-
5 portunities that will be provided, as needed, to en-
6 sure that—

7 “(A) teachers and other school profes-
8 sionals who are new to the Indian or Alaska
9 Native community are prepared to work with
10 Indian and Alaska Native children;

11 “(B) all teachers who will be involved in
12 programs assisted under this subpart have been
13 properly trained to carry out such programs;
14 and

15 “(C) those family members of Indian and
16 Alaska Native children and representatives of
17 tribes who are on the committee described in
18 (c)(5) will participate in the planning of profes-
19 sional development materials

20 “(6) describes how the local educational agen-
21 cy—

22 “(A) will periodically assess the progress of
23 all Indian children enrolled in the schools of the
24 local educational agency, including Indian chil-
25 dren who do not participate in programs as-

1 sisted under this subpart, in meeting the goals
2 described in paragraph (2);

3 “(B) will provide the results of each as-
4 sessment referred to in subparagraph (A) to—

5 “(i) the committee described in sub-
6 section (c)(5); and

7 “(ii) the community served by the
8 local educational agency; and

9 “(iii) the tribes whose children are
10 served by the local educational agency

11 “(C) is responding to findings of any pre-
12 vious assessments that are similar to the as-
13 sessments described in subparagraph (A); and

14 “(7) explicitly delineates—

15 “(A) a formal, collaborative process that
16 the local educational agency used to directly in-
17 volve tribes, Indian organizations, or Alaska
18 Native Organizations in the development of the
19 comprehensive programs and the results of such
20 process; and

21 “(B) how the local educational agency
22 plans to ensure that tribes, Indian organiza-
23 tions, or Alaska Native Organizations will play
24 an active, meaningful, and ongoing role in the
25 functioning of the comprehensive programs.

1 “(c) ASSURANCES.—Each application submitted
2 under subsection (a) shall include assurances that—

3 “(1) the local educational agency will use funds
4 received under this subpart only to supplement the
5 funds that, in the absence of the Federal funds
6 made available under this subpart, such agency
7 would make available for services described in this
8 subsection, and not to supplant such funds;

9 “(2) the local educational agency will use funds
10 received under this subpart only for activities de-
11 scribed and authorized under this subpart;

12 “(3) the local educational agency will prepare
13 and submit to the Secretary such reports, in such
14 form and containing such information, as the Sec-
15 retary may require to—

16 “(A) carry out the functions of the Sec-
17 retary under this subpart; and

18 “(B) determine the extent to which activi-
19 ties carried out with funds provided to the local
20 educational agency under this subpart are effec-
21 tive in improving the educational achievement
22 of Indian and Alaska Native students served by
23 such agency; and

1 “(C) determine the extent to which such
2 activities address the unique cultural, language,
3 and educational needs of Indian students.

4 “(4) the program for which assistance is
5 sought—

6 “(A) is based on a comprehensive local as-
7 sessment and prioritization of the unique edu-
8 cational and culturally related academic needs
9 of the American Indian and Alaska Native stu-
10 dents for whom the local educational agency is
11 providing an education;

12 “(B) will use the best available talents and
13 resources, including individuals from the Indian
14 or Alaska Native community; and

15 “(C) was developed by such agency in open
16 consultation with the families of Indian or Alas-
17 ka Native children, Indian or Alaska Native
18 teachers, Indian or Alaska Native students
19 from secondary schools, and representatives of
20 tribes, Indian organizations, or Alaska Native
21 Organizations in the community including
22 through public hearings held by such agency to
23 provide to the individuals described in this sub-
24 paragraph a full opportunity to understand the

1 program and to offer recommendations regard-
2 ing the program; and

3 “(5) the local educational agency developed the
4 program with the participation and written approval
5 of a committee—

6 “(A) that is composed of, and selected
7 by—

8 “(i) family members of Indian and
9 Alaska Native children that are attending
10 the local educational agency’s schools;

11 “(ii) teachers in the schools; and

12 “(iii) Indian and Alaska Native stu-
13 dents attending secondary schools of the
14 agency;

15 “(B) a majority of whose members are
16 family members of Indian and Alaska Native
17 children that are attending the local educational
18 agency’s schools;

19 “(C) that has set forth such policies and
20 procedures, including policies and procedures
21 relating to the hiring of personnel, as will en-
22 sure that the program for which assistance is
23 sought will be operated and evaluated in con-
24 sultation with, and with the involvement of,

1 parents of the children, and representatives of
2 the area, to be served;

3 “(D) with respect to an application de-
4 scribing a schoolwide program in accordance
5 with section 6115(c), that has—

6 “(i) reviewed in a timely fashion the
7 program; and

8 “(ii) determined that the program will
9 not diminish the availability of culturally
10 related activities for American Indian and
11 Alaska Native students; and

12 “(iii) will directly enhance the edu-
13 cational experience of American Indian and
14 Alaska Native students; and

15 “(E) that has adopted reasonable bylaws
16 for the conduct of the activities of the com-
17 mittee and abides by such bylaws.

18 “(6) the local educational agency conducted
19 adequate outreach to family members to meet the
20 requirements under subsection (c)(5).

21 **“SEC. 6115. AUTHORIZED SERVICES AND ACTIVITIES.**

22 “(a) GENERAL REQUIREMENTS.—Each local edu-
23 cational agency that receives a grant under this subpart
24 shall use the grant funds, in a manner consistent with the

1 purpose specified in section 6111, for services and activi-
2 ties that—

3 “(1) are designed to carry out the comprehen-
4 sive program of the local educational agency for In-
5 dian students, and described in the application of
6 the local educational agency submitted to the Sec-
7 retary under section 6114(a) solely for the services
8 and activities described in such application;

9 “(2) are designed with special regard for the
10 language and cultural needs of the Indian students;
11 and

12 “(3) supplement and enrich the regular school
13 program of such agency.

14 “(b) PARTICULAR ACTIVITIES.—The services and ac-
15 tivities referred to in subsection (a) may include—

16 “(1) activities that support Native American
17 language immersion programs and Native American
18 language restoration programs, which may be taught
19 by traditional leaders;

20 “(2) culturally related activities that support
21 the program described in the application submitted
22 by the local educational agency;

23 “(3) early childhood and family programs that
24 emphasize school readiness;

1 “(4) enrichment programs that focus on prob-
2 lem solving and cognitive skills development and di-
3 rectly support the attainment of challenging State
4 academic content and student academic achievement
5 standards;

6 “(5) integrated educational services in combina-
7 tion with other programs including programs that
8 enhance student achievement by promoting increased
9 involvement of parents and families in school activi-
10 ties;

11 “(6) career preparation activities to enable In-
12 dian students to participate in programs such as the
13 programs supported by the Carl D. Perkins Career
14 and Technical Education Improvement Act of 2006,
15 including programs for tech-prep education, men-
16 toring, and apprenticeship;

17 “(7) activities to educate individuals so as to
18 prevent violence, suicide, and substance abuse;

19 “(8) the acquisition of equipment, but only if
20 the acquisition of the equipment is essential to
21 achieve the purpose described in section 6111;

22 “(9) activities that promote the incorporation of
23 culturally responsive teaching and learning strategies
24 into the educational program of the local educational
25 agency;

1 “(10) activities that incorporate culturally and
2 linguistically relevant curriculum content into class-
3 room instruction that is responsive to the unique
4 learning styles of Indian and Alaska Native children
5 and ensures that children are better able to meet
6 State standards;;

7 “(11) family literacy services;

8 “(12) activities that recognize and support the
9 unique cultural and educational needs of Indian chil-
10 dren, and incorporate appropriately qualified tribal
11 elders and seniors;

12 “(13) dropout prevention strategies for Indian
13 and Alaska Native students; and

14 “(14) strategies to meet the educational needs
15 of at-risk Indian students in correctional facilities,
16 including such strategies that support Indian and
17 Alaska Native students who are transitioning from
18 such facilities to schools served by local educational
19 agencies;

20 “(c) SCHOOLWIDE PROGRAMS.—Notwithstanding
21 any other provision of law, a local educational agency may
22 use funds made available to such agency under this sub-
23 part to support a schoolwide program under section 1114
24 if—

1 “(1) the committee established pursuant to sec-
2 tion 6114(c)(5) approves the use of the funds for
3 the schoolwide program;

4 “(2) the schoolwide program is consistent with
5 the purpose described in section 6111; and

6 “(3) the local educational agency identifies in
7 its application how the use of such funds in a
8 schoolwide program will produce benefits to the
9 American Indian and Alaska Native students that
10 would not be achieved if the funds were not used in
11 a schoolwide program.

12 “(d) **LIMITATION ON ADMINISTRATIVE COSTS.**—Not
13 more than 5 percent of the funds provided to a grantee
14 under this subpart for any fiscal year may be used for
15 administrative purposes.

16 “(e) **LIMITATION ON THE USE OF FUNDS.**—Funds
17 provided to a grantee under this subpart may not be used
18 for long-distance travel expenses for training activities
19 available locally or regionally.

20 **“SEC. 6116. INTEGRATION OF SERVICES AUTHORIZED.**

21 “(a) **PLAN.**—An entity receiving funds under this
22 subpart may submit a plan to the Secretary for the inte-
23 gration of education and related services provided to In-
24 dian students.

1 “(b) CONSOLIDATION OF PROGRAMS.—Upon the re-
2 ceipt of an acceptable plan under subsection (a), the Sec-
3 retary, in cooperation with each Federal agency providing
4 grants for the provision of education and related services
5 to the entity, shall authorize the entity to consolidate, in
6 accordance with such plan, the federally funded education
7 and related services programs of the entity and the Fed-
8 eral programs, or portions of the programs, serving Indian
9 students in a manner that integrates the program services
10 involved into a single, coordinated, comprehensive pro-
11 gram and reduces administrative costs by consolidating
12 administrative functions.

13 “(c) PROGRAMS AFFECTED.—The funds that may be
14 consolidated in a demonstration project under any such
15 plan referred to in subsection (a) shall include funds for
16 any Federal program exclusively serving Indian children,
17 or the funds reserved under any Federal program to exclu-
18 sively serve Indian children, under which the entity is eligi-
19 ble for receipt of funds under a statutory or administrative
20 formula for the purposes of providing education and re-
21 lated services that would be used to serve Indian students.

22 “(d) PLAN REQUIREMENTS.—For a plan to be ac-
23 ceptable pursuant to subsection (b), the plan shall—

24 “(1) identify the programs or funding sources
25 to be consolidated;

1 “(2) be consistent with the objectives of this
2 section concerning authorizing the services to be in-
3 tegrated in a demonstration project;

4 “(3) describe a comprehensive strategy that
5 identifies the full range of potential educational op-
6 portunities and related services to be provided to as-
7 sist Indian students to achieve the objectives set
8 forth in this subpart;

9 “(4) describe the way in which services are to
10 be integrated and delivered and the results expected
11 from the plan;

12 “(5) identify the projected expenditures under
13 the plan in a single budget;

14 “(6) identify the State, tribal, or local agency
15 or agencies to be involved in the delivery of the serv-
16 ices integrated under the plan;

17 “(7) identify any statutory provisions, regula-
18 tions, policies, or procedures that the entity believes
19 need to be waived in order to implement the plan;

20 “(8) set forth measures for academic content
21 and student academic achievement goals designed to
22 be met within a specific period of time; and

23 “(9) be approved by a committee formed in ac-
24 cordance with section 6114(c)(5), if such a com-
25 mittee exists.

1 “(e) PLAN REVIEW.—Upon receipt of the plan from
2 an eligible entity, the Secretary shall consult with the Sec-
3 retary of each Federal department providing funds to be
4 used to implement the plan, and with the entity submit-
5 ting the plan. The parties so consulting shall identify any
6 waivers of statutory requirements or of Federal depart-
7 mental regulations, policies, or procedures necessary to en-
8 able the entity to implement the plan. Notwithstanding
9 any other provision of law, the Secretary of the affected
10 department shall have the authority to waive any regula-
11 tion, policy, or procedure promulgated by that department
12 that has been so identified by the entity or department,
13 unless the Secretary of the affected department deter-
14 mines that such a waiver is inconsistent with the objectives
15 of this subpart or those provisions of the statute from
16 which the program involved derives authority that are spe-
17 cifically applicable to Indian students.

18 “(f) PLAN APPROVAL.—Within 90 days after the re-
19 ceipt of an entity’s plan by the Secretary, the Secretary
20 shall inform the entity, in writing, of the Secretary’s ap-
21 proval or disapproval of the plan. If the plan is dis-
22 approved, the entity shall be informed, in writing, of the
23 reasons for the disapproval and shall be given an oppor-
24 tunity to amend the plan or to petition the Secretary to
25 reconsider such disapproval.

1 “(g) RESPONSIBILITIES OF DEPARTMENT OF EDU-
2 CATION.—Not later than 180 days after the date of enact-
3 ment of the Student Success Act of 2013, the Secretary
4 of Education, the Secretary of the Interior, the Secretary
5 of the Department of Health and Human Services, and
6 the head of any other Federal department or agency iden-
7 tified by the Secretary of Education, shall enter into an
8 interdepartmental memorandum of agreement providing
9 for the implementation and coordination of the demonstra-
10 tion projects authorized under this section. The lead agen-
11 cy head for a demonstration project under this section
12 shall be—

13 “(1) the Secretary of the Interior, in the case
14 of an entity meeting the definition of a contract or
15 grant school under title XI of the Education Amend-
16 ments of 1978; or

17 “(2) the Secretary of Education, in the case of
18 any other entity.

19 “(h) RESPONSIBILITIES OF LEAD AGENCY.—The re-
20 sponsibilities of the lead agency shall include—

21 “(1) the use of a single report format related
22 to the plan for the individual project, which shall be
23 used by an eligible entity to report on the activities
24 undertaken under the project;

1 “(2) the use of a single report format related
2 to the projected expenditures for the individual
3 project which shall be used by an eligible entity to
4 report on all project expenditures;

5 “(3) the development of a single system of Fed-
6 eral oversight for the project, which shall be imple-
7 mented by the lead agency; and

8 “(4) the provision of technical assistance to an
9 eligible entity appropriate to the project, except that
10 an eligible entity shall have the authority to accept
11 or reject the plan for providing such technical assist-
12 ance and the technical assistance provider.

13 “(i) REPORT REQUIREMENTS.—A single report for-
14 mat shall be developed by the Secretary, consistent with
15 the requirements of this section. Such report format shall
16 require that reports described in subsection (h), together
17 with records maintained on the consolidated program at
18 the local level, shall contain such information as will allow
19 a determination that the eligible entity has complied with
20 the requirements incorporated in its approved plan, in-
21 cluding making a demonstration of student academic
22 achievement, and will provide assurances to each Sec-
23 retary that the eligible entity has complied with all directly
24 applicable statutory requirements and with those directly

1 applicable regulatory requirements that have not been
2 waived.

3 “(j) NO REDUCTION IN AMOUNTS.—In no case shall
4 the amount of Federal funds available to an eligible entity
5 involved in any demonstration project be reduced as a re-
6 sult of the enactment of this section.

7 “(k) INTERAGENCY FUND TRANSFERS AUTHOR-
8 IZED.—The Secretary is authorized to take such action
9 as may be necessary to provide for an interagency transfer
10 of funds otherwise available to an eligible entity in order
11 to further the objectives of this section.

12 “(l) ADMINISTRATION OF FUNDS.—

13 “(1) IN GENERAL.—Program funds for the con-
14 solidated programs shall be administered in such a
15 manner as to allow for a determination that funds
16 from a specific program are spent on allowable ac-
17 tivities authorized under such program, except that
18 the eligible entity shall determine the proportion of
19 the funds granted that shall be allocated to such
20 program.

21 “(2) SEPARATE RECORDS NOT REQUIRED.—
22 Nothing in this section shall be construed as requir-
23 ing the eligible entity to maintain separate records
24 tracing any services or activities conducted under
25 the approved plan to the individual programs under

1 which funds were authorized for the services or ac-
2 tivities, nor shall the eligible entity be required to al-
3 locate expenditures among such individual programs.

4 “(m) OVERAGE.—The eligible entity may commingle
5 all administrative funds from the consolidated programs
6 and shall be entitled to the full amount of such funds
7 (under each program’s or agency’s regulations). The over-
8 age (defined as the difference between the amount of the
9 commingled funds and the actual administrative cost of
10 the programs) shall be considered to be properly spent for
11 Federal audit purposes, if the overage is used for the pur-
12 poses provided for under this section.

13 “(n) FISCAL ACCOUNTABILITY.—Nothing in this
14 part shall be construed so as to interfere with the ability
15 of the Secretary or the lead agency to fulfill the respon-
16 sibilities for the safeguarding of Federal funds pursuant
17 to chapter 75 of title 31, United States Code.

18 “(o) REPORT ON STATUTORY OBSTACLES TO PRO-
19 GRAM INTEGRATION.—

20 “(1) PRELIMINARY REPORT.—Not later than 2
21 years after the date of enactment of the Student
22 Success Act of 2013, the Secretary of Education
23 shall submit a preliminary report to the Committee
24 on Education and the Workforce and the Committee
25 on Natural Resources of the House of Representa-

1 tives. and the Committee on Health, Education,
2 Labor, and Pensions and the Committee on Indian
3 Affairs of the Senate on the status of the implemen-
4 tation of the demonstration projects authorized
5 under this section.

6 “(2) FINAL REPORT.—Not later than 5 years
7 after the date of enactment of the Student Success
8 Act of 2013, the Secretary of Education shall sub-
9 mit a report to the Committee on Education and the
10 Workforce and the Committee on Natural Resources
11 of the House of Representatives and the Committee
12 on Health, Education, Labor, and Pensions and the
13 Committee on Indian Affairs of the Senate on the
14 results of the implementation of the demonstration
15 projects authorized under this section. Such report
16 shall identify statutory barriers to the ability of par-
17 ticipants to integrate more effectively their education
18 and related services to Indian students in a manner
19 consistent with the objectives of this section.

20 “(p) DEFINITIONS.—For the purposes of this section,
21 the term Secretary” means—

22 “(1) the Secretary of the Interior, in the case
23 of an entity meeting the definition of a contract or
24 grant school under title XI of the Education Amend-
25 ments of 1978; or

1 “(2) the Secretary of Education, in the case of
2 any other entity.

3 **“SEC. 6117. STUDENT ELIGIBILITY FORMS.**

4 “(a) IN GENERAL.—The Secretary shall require that,
5 as part of an application for a grant under this subpart,
6 each applicant shall maintain a file, with respect to each
7 Indian child for whom the local educational agency pro-
8 vides a free public education, that contains a form that
9 sets forth information establishing the status of the child
10 as an Indian child eligible for assistance under this sub-
11 part, and that otherwise meets the requirements of sub-
12 section (b).

13 “(b) FORMS.—The form described in subsection (a)
14 shall include—

15 “(1) either—

16 “(A)(i) the name of the tribe or band of
17 Indians (as defined in section 6151) with re-
18 spect to which the child claims membership;

19 “(ii) the enrollment or membership number
20 establishing the membership of the child (if
21 readily available); and

22 “(iii) the name and address of the organi-
23 zation that maintains updated and accurate
24 membership data for such tribe or band of Indi-
25 ans; or

1 “(B) the name, the enrollment or member-
2 ship number (if readily available), and the name
3 and address of the organization responsible for
4 maintaining updated and accurate membership
5 data, of any parent or grandparent of the child
6 from whom the child claims eligibility under
7 this subpart, if the child is not a member of the
8 tribe or band of Indians (as so defined);

9 “(2) a statement of whether the tribe or band
10 of Indians (as so defined), with respect to which the
11 child, or parent or grandparent of the child, claims
12 membership, is federally recognized;

13 “(3) the name and address of the parent or
14 legal guardian of the child;

15 “(4) a signature of the parent or legal guardian
16 of the child that verifies the accuracy of the informa-
17 tion supplied; and

18 “(5) any other information that the Secretary
19 considers necessary to provide an accurate program
20 profile.

21 “(c) STATUTORY CONSTRUCTION.—Nothing in this
22 section shall be construed to affect a definition contained
23 in section 6151.

24 “(d) DOCUMENTATION AND TYPES OF PROOF.—

1 “(1) TYPES OF PROOF.—For purposes of deter-
2 mining whether a child is eligible to be counted for
3 the purpose of computing the amount of a grant
4 award under section 6113, the membership of the
5 child, or any parent or grandparent of the child, in
6 a tribe or band of Indians (as so defined) may be
7 established by proof other than an enrollment num-
8 ber, notwithstanding the availability of an enroll-
9 ment number for a member of such tribe or band.
10 Nothing in subsection (b) shall be construed to re-
11 quire the furnishing of an enrollment number.

12 “(2) NO NEW OR DUPLICATIVE DETERMINA-
13 TIONS.—Once a child is determined to be an Indian
14 eligible to be counted for such grant award, the local
15 education agency shall maintain a record of such de-
16 termination and shall not require a new or duplicate
17 determination to be made for such child for a subse-
18 quent application for a grant under this subpart.

19 “(3) PREVIOUSLY FILED FORMS.—An Indian
20 student eligibility form that was on file as required
21 by this section on the day before the date of enact-
22 ment of the Student Success Act of 2013 and that
23 met the requirements of this section, as this section
24 was in effect on the day before the date of enact-

1 ment of such Act, shall remain valid for such Indian
2 student.

3 “(e) MONITORING AND EVALUATION REVIEW.—

4 “(1) IN GENERAL.—

5 “(A) REVIEW.—For each fiscal year, in
6 order to provide such information as is nec-
7 essary to carry out the responsibility of the Sec-
8 retary to provide technical assistance under this
9 subpart, the Secretary shall conduct a moni-
10 toring and evaluation review of a sampling of
11 the recipients of grants under this subpart. The
12 sampling conducted under this subparagraph
13 shall take into account the size of and the geo-
14 graphic location of each local educational agen-
15 cy.

16 “(B) EXCEPTION.—A local educational
17 agency may not be held liable to the United
18 States or be subject to any penalty, by reason
19 of the findings of an audit that relates to the
20 date of completion, or the date of submission,
21 of any forms used to establish, before April 28,
22 1988, the eligibility of a child for an entitle-
23 ment under the Indian Elementary and Sec-
24 ondary School Assistance Act.

1 “(2) FALSE INFORMATION.—Any local edu-
2 cational agency that provides false information in an
3 application for a grant under this subpart shall—

4 “(A) be ineligible to apply for any other
5 grant under this subpart; and

6 “(B) be liable to the United States for any
7 funds from the grant that have not been ex-
8 pended.

9 “(3) EXCLUDED CHILDREN.—A student who
10 provides false information for the form required
11 under subsection (a) shall not be counted for the
12 purpose of computing the amount of a grant under
13 section 6113.

14 “(f) TRIBAL GRANT AND CONTRACT SCHOOLS.—
15 Notwithstanding any other provision of this section, in cal-
16 culating the amount of a grant under this subpart to a
17 tribal school that receives a grant or contract from the
18 Bureau of Indian Education, the Secretary shall use only
19 one of the following, as selected by the school:

20 “(1) A count of the number of students in the
21 schools certified by the Bureau.

22 “(2) A count of the number of students for
23 whom the school has eligibility forms that comply
24 with this section.

1 “(g) TIMING OF CHILD COUNTS.—For purposes of
2 determining the number of children to be counted in calcu-
3 lating the amount of a local educational agency’s grant
4 under this subpart (other than in the case described in
5 subsection (f)(1)), the local educational agency shall—

6 “(1) establish a date on, or a period not longer
7 than 31 consecutive days during, which the agency
8 counts those children, if that date or period occurs
9 before the deadline established by the Secretary for
10 submitting an application under section 6114; and

11 “(2) determine that each such child was en-
12 rolled, and receiving a free public education, in a
13 school of the agency on that date or during that pe-
14 riod, as the case may be.

15 **“SEC. 6118. PAYMENTS.**

16 “(a) IN GENERAL.—Subject to subsections (b) and
17 (c), the Secretary shall pay to each local educational agen-
18 cy that submits an application that is approved by the Sec-
19 retary under this subpart the amount determined under
20 section 6113. The Secretary shall notify the local edu-
21 cational agency of the amount of the payment not later
22 than June 1 of the year for which the Secretary makes
23 the payment.

24 “(b) PAYMENTS TAKEN INTO ACCOUNT BY THE
25 STATE.—The Secretary may not make a grant under this

1 subpart to a local educational agency for a fiscal year if,
2 for such fiscal year, the State in which the local edu-
3 cational agency is located takes into consideration pay-
4 ments made under this chapter in determining the eligi-
5 bility of the local educational agency for State aid, or the
6 amount of the State aid, with respect to the free public
7 education of children during such fiscal year or the pre-
8 ceding fiscal year.

9 “(c) REDUCTION OF PAYMENT FOR FAILURE TO
10 MAINTAIN FISCAL EFFORT.—

11 “(1) IN GENERAL.—The Secretary may not pay
12 a local educational agency the full amount of a grant
13 award determined under section 6113 for any fiscal
14 year unless the State educational agency notifies the
15 Secretary, and the Secretary determines, that with
16 respect to the provision of free public education by
17 the local educational agency for the preceding fiscal
18 year, the combined fiscal effort of the local edu-
19 cational agency and the State, computed on either a
20 per student or aggregate expenditure basis, was not
21 less than 90 percent of the amount of the combined
22 fiscal effort, computed on the same basis, for the
23 second preceding fiscal year.

24 “(2) FAILURE TO MAINTAIN EFFORT.—If, for
25 the preceding fiscal year, the Secretary determines

1 that a local educational agency and State failed to
2 maintain the combined fiscal effort for such agency
3 at the level specified in paragraph (1), the Secretary
4 shall—

5 “(A) reduce the amount of the grant that
6 would otherwise be made to such agency under
7 this subpart in the exact proportion of the fail-
8 ure to maintain the fiscal effort at such level;
9 and

10 “(B) not use the reduced amount of the
11 agency and State expenditures for the pre-
12 ceding year to determine compliance with para-
13 graph (1) for any succeeding fiscal year, but
14 shall use the amount of expenditures that would
15 have been required to comply with paragraph
16 (1).

17 “(3) WAIVER.—

18 “(A) IN GENERAL.—The Secretary may
19 waive the requirement of paragraph (1) for a
20 local educational agency, for not more than 1
21 year at a time, if the Secretary determines that
22 the failure to comply with such requirement is
23 due to exceptional or uncontrollable cir-
24 cumstances, such as a natural disaster or a pre-

1 cipitous and unforeseen decline in the agency’s
2 financial resources.

3 “(B) FUTURE DETERMINATIONS.—The
4 Secretary shall not use the reduced amount of
5 the agency’s expenditures for the fiscal year
6 preceding the fiscal year for which a waiver is
7 granted to determine compliance with para-
8 graph (1) for any succeeding fiscal year, but
9 shall use the amount of expenditures that would
10 have been required to comply with paragraph
11 (1) in the absence of the waiver.

12 “(d) REALLOCATIONS.—The Secretary may reallo-
13 cate, in a manner that the Secretary determines will best
14 carry out the purpose of this subpart, any amounts that—

15 “(1) based on estimates made by local edu-
16 cational agencies or other information, the Secretary
17 determines will not be needed by such agencies to
18 carry out approved programs under this subpart; or

19 “(2) otherwise become available for reallocation
20 under this subpart.

21 **“SEC. 6119. STATE EDUCATIONAL AGENCY REVIEW.**

22 “Before submitting an application to the Secretary
23 under section 6114, a local educational agency shall sub-
24 mit the application to the State educational agency, which
25 may comment on such application. If the State educational

1 agency comments on the application, the agency shall com-
2 ment on all applications submitted by local educational
3 agencies in the State and shall provide those comments
4 to the respective local educational agencies, with an oppor-
5 tunity to respond.

6 “SUBPART 2—SPECIAL PROGRAMS AND PROJECTS TO
7 IMPROVE EDUCATIONAL OPPORTUNITIES FOR IN-
8 DIAN CHILDREN AND YOUTH

9 “**SEC. 6121. SPECIAL PROGRAMS AND PROJECTS TO IM-
10 PROVE EDUCATIONAL OPPORTUNITIES FOR
11 INDIAN CHILDREN AND YOUTH.**

12 “(a) PURPOSE.—

13 “(1) IN GENERAL.—It is the purpose of this
14 section to support projects to develop, test, and dem-
15 onstrate the effectiveness of services and programs
16 to improve educational opportunities and achieve-
17 ment of Indian children and youth.

18 “(2) COORDINATION.—The Secretary shall take
19 the necessary actions to achieve the coordination of
20 activities assisted under this subpart with—

21 “(A) other programs funded under this
22 Act; and

23 “(B) other Federal programs operated for
24 the benefit of American Indian and Alaska Na-
25 tive children and youth.

1 “(b) ELIGIBLE ENTITIES.—In this section, the term
2 eligible entity” means a State educational agency, local
3 educational agency, Indian tribe, Indian organization, fed-
4 erally supported elementary school or secondary school for
5 Indian students, Indian institution (including an Indian
6 institution of higher education), Alaska Native Organiza-
7 tion, or a consortium of such entities.

8 “(c) GRANTS AUTHORIZED.—

9 “(1) IN GENERAL.—The Secretary shall award
10 grants to eligible entities to enable such entities to
11 carry out activities that meet the purpose of this
12 section, including—

13 “(A) innovative programs related to the
14 educational needs of educationally disadvan-
15 taged children and youth;

16 “(B) educational services that are not
17 available to such children and youth in suffi-
18 cient quantity or quality, including remedial in-
19 struction, to raise the achievement of Indian
20 and Alaska Native children in one or more of
21 the core academic subjects of English, mathe-
22 matics, science, foreign languages, art, history,
23 and geography;

24 “(C) bilingual and bicultural programs and
25 projects;

1 “(D) special health and nutrition services,
2 and other related activities, that address the
3 special health, social, emotional, and psycho-
4 logical problems of Indian children;

5 “(E) special compensatory and other pro-
6 grams and projects designed to assist and en-
7 courage Indian children to enter, remain in, or
8 reenter school, and to increase the rate of high
9 school graduation for Indian children;

10 “(F) comprehensive guidance, counseling,
11 and testing services;

12 “(G) high quality early childhood education
13 programs that are effective in preparing young
14 children to make sufficient academic growth by
15 the end of grade 3, including kindergarten and
16 pre-kindergarten programs, family-based pre-
17 school programs that emphasize school readi-
18 ness, screening and referral, and the provision
19 of services to Indian children and youth with
20 disabilities;

21 “(H) partnership projects between local
22 educational agencies and institutions of higher
23 education that allow secondary school students
24 to enroll in courses at the postsecondary level to

1 aid such students in the transition from sec-
2 ondary to postsecondary education;

3 “(I) partnership projects between schools
4 and local businesses for career preparation pro-
5 grams designed to provide Indian youth with
6 the knowledge and skills such youth need to
7 make an effective transition from school to a
8 high-skill, high-wage career;

9 “(J) programs designed to encourage and
10 assist Indian students to work toward, and gain
11 entrance into, an institution of higher edu-
12 cation;

13 “(K) family literacy services;

14 “(L) activities that recognize and support
15 the unique cultural and educational needs of In-
16 dian children, and incorporate appropriately
17 qualified tribal elders and seniors; or

18 “(M) high quality professional development
19 of teaching professionals and paraprofessionals;
20 or

21 “(N) other services that meet the purpose
22 described in this section.

23 “(d) GRANT REQUIREMENTS AND APPLICATIONS.—

24 “(1) GRANT REQUIREMENTS.—

1 “(A) IN GENERAL.—The Secretary may
2 make multiyear grants under subsection (c) for
3 the planning, development, pilot operation, or
4 demonstration of any activity described in sub-
5 section (c) for a period not to exceed 5 years.

6 “(B) PRIORITY.—In making multiyear
7 grants described in this paragraph, the Sec-
8 retary shall give priority to entities submitting
9 applications that present a plan for combining
10 two or more of the activities described in sub-
11 section (c) over a period of more than 1 year.

12 “(C) PROGRESS.—The Secretary shall
13 make a grant payment for a grant described in
14 this paragraph to an eligible entity after the
15 initial year of the multiyear grant only if the
16 Secretary determines that the eligible entity has
17 made substantial progress in carrying out the
18 activities assisted under the grant in accordance
19 with the application submitted under paragraph
20 (3) and any subsequent modifications to such
21 application.

22 “(2) DISSEMINATION GRANTS.—

23 “(A) IN GENERAL.—In addition to award-
24 ing the multiyear grants described in paragraph
25 (1), the Secretary may award grants under sub-

1 section (c) to eligible entities for the dissemina-
2 tion of exemplary materials or programs as-
3 sisted under this section.

4 “(B) DETERMINATION.—The Secretary
5 may award a dissemination grant described in
6 this paragraph if, prior to awarding the grant,
7 the Secretary determines that the material or
8 program to be disseminated—

9 “(i) has been adequately reviewed;

10 “(ii) has demonstrated educational
11 merit; and

12 “(iii) can be replicated.

13 “(3) APPLICATION.—

14 “(A) IN GENERAL.—Any eligible entity
15 that desires to receive a grant under this sec-
16 tion shall submit an application to the Sec-
17 retary at such time and in such manner as the
18 Secretary may reasonably require.

19 “(B) CONTENTS.—Each application sub-
20 mitted to the Secretary under subparagraph
21 (A), other than an application for a dissemina-
22 tion grant under paragraph (2), shall contain—

23 “(i) a description of how parents of
24 Indian children and representatives of In-
25 dian tribes have been, and will be, involved

1 in developing and implementing the activi-
2 ties for which assistance is sought;

3 “(ii) assurances that the applicant will
4 participate, at the request of the Secretary,
5 in any national evaluation of activities as-
6 sisted under this section;

7 “(iii) information demonstrating that
8 the proposed program for the activities is
9 a scientifically based research program,
10 where applicable, which may include a pro-
11 gram that has been modified to be cul-
12 turally appropriate for students who will be
13 served;

14 “(iv) a description of how the appli-
15 cant will incorporate the proposed activities
16 into the ongoing school program involved
17 once the grant period is over; and

18 “(v) such other assurances and infor-
19 mation as the Secretary may reasonably
20 require.

21 “(e) ADMINISTRATIVE COSTS.—Not more than 5 per-
22 cent of the funds provided to a grantee under this subpart
23 for any fiscal year may be used for administrative pur-
24 poses.

1 **“SEC. 6122. PROFESSIONAL DEVELOPMENT FOR TEACHERS**
2 **AND EDUCATION PROFESSIONALS.**

3 “(a) **PURPOSES.**—The purposes of this section are—

4 “(1) to increase the number of qualified Indian
5 and Alaska Native teachers and administrators serv-
6 ing Indian and Alaska Native students;

7 “(2) to provide training to qualified Indian and
8 Alaska Native individuals to become educators and
9 education support service professionals; and

10 “(3) to improve the skills of qualified Indian in-
11 dividuals who serve in the capacities described in
12 paragraph (2).

13 “(b) **ELIGIBLE ENTITIES.**—For the purpose of this
14 section, the term eligible entity” means—

15 “(1) an institution of higher education, includ-
16 ing an Indian institution of higher education;

17 “(2) a State educational agency or local edu-
18 cational agency, in consortium with an institution of
19 higher education;

20 “(3) an Indian tribe or organization, in consor-
21 tium with an institution of higher education; and

22 “(4) a Bureau-funded school (as defined in sec-
23 tion 1146 of the Education Amendments of 1978).

24 “(c) **PROGRAM AUTHORIZED.**—The Secretary is au-
25 thorized to award grants to eligible entities having applica-

1 tions approved under this section to enable those entities
2 to carry out the activities described in subsection (d).

3 “(d) AUTHORIZED ACTIVITIES.—

4 “(1) IN GENERAL.—Grant funds under this sec-
5 tion shall be used for activities to provide support
6 and training for Indian individuals in a manner con-
7 sistent with the purposes of this section. Such activi-
8 ties may include continuing programs, symposia,
9 workshops, conferences, and direct financial support,
10 and may include programs designed to train tribal
11 elders and seniors.

12 “(2) SPECIAL RULES.—

13 “(A) TYPE OF TRAINING.—For education
14 personnel, the training received pursuant to a
15 grant under this section may be inservice or
16 preservice training.

17 “(B) PROGRAM.—For individuals who are
18 being trained to enter any field other than
19 teaching, the training received pursuant to a
20 grant under this section shall be in a program
21 that results in a graduate degree.

22 “(e) APPLICATION.—Each eligible entity desiring a
23 grant under this section shall submit an application to the
24 Secretary at such time, in such manner, and accompanied

1 by such information, as the Secretary may reasonably re-
2 quire. At a minimum

3 “(f) SPECIAL RULE.—In awarding grants under this
4 section, the Secretary—

5 “(1) shall consider the prior performance of the
6 eligible entity; and

7 “(2) may not limit eligibility to receive a grant
8 under this section on the basis of—

9 “(A) the number of previous grants the
10 Secretary has awarded such entity; or

11 “(B) the length of any period during which
12 such entity received such grants.

13 “(g) GRANT PERIOD.—Each grant under this section
14 shall be awarded for a period of not more than 5 years.

15 “(h) SERVICE OBLIGATION.—

16 “(1) IN GENERAL.—The Secretary shall re-
17 quire, by regulation, that an individual who receives
18 training pursuant to a grant made under this sec-
19 tion—

20 “(A) perform work—

21 “(i) related to the training received
22 under this section; and

23 “(ii) that benefits Indian people; or

24 “(B) repay all or a prorated part of the as-
25 sistance received.

1 “(2) REPORTING.—The Secretary shall estab-
2 lish, by regulation, a reporting procedure under
3 which a grant recipient under this section shall, not
4 later than 12 months after the date of completion of
5 the training, and periodically thereafter, provide in-
6 formation concerning compliance with the work re-
7 quirement under paragraph (1).

8 **“SEC. 6123. TRIBAL EDUCATION AGENCIES COOPERATIVE**
9 **AGREEMENTS.**

10 “(a) PURPOSE.—Tribes may enter into written coop-
11 erative agreements with the State educational agency and
12 the local educational agencies operating a school or schools
13 within Indian lands. For purposes of this section, the term
14 ‘Indian land’ has the meaning given that term in section
15 8013.

16 “(b) COOPERATIVE AGREEMENT.—If requested by
17 the Indian tribe, the State educational agency or the local
18 educational agency may enter into a cooperative agree-
19 ment with the Indian tribe. Such cooperative agreement—

20 “(1) may authorize the tribe or such tribe’s re-
21 spective tribal education agency to plan, conduct,
22 consolidate, and administer programs, services, func-
23 tions, and activities, or portions thereof, adminis-
24 tered by the State educational agency or the local
25 educational agency;

1 “(2) may authorize the tribe or such tribe’s re-
2 spective tribal education agency to reallocate funds
3 for such programs, services, functions, and activities,
4 or portions thereof as necessary; and

5 “(3) shall—

6 “(A) only confer the tribe or such tribe’s
7 respective tribal education agency with respon-
8 sibilities to conduct activities described in para-
9 graph (1) such that the burden assumed by the
10 tribe or the tribal education agency for con-
11 ducting such is commensurate with the benefit
12 that doing so conveys to all parties of the agree-
13 ment; and

14 “(B) be based solely on terms of the writ-
15 ten agreement decided upon by the Indian tribe
16 and the State educational agency or local edu-
17 cation agency.

18 “(c) DISAGREEMENT.—Agreements shall only be
19 valid if the Indian tribe and State educational agency or
20 local educational agency agree fully in writing to all of
21 the terms of the written cooperative agreement.

22 “(d) COMPLIANCE WITH APPLICABLE LAW.—Noth-
23 ing in this section shall be construed to relieve any party
24 to a cooperative agreement from complying with all appli-
25 cable Federal, State, local laws. State and local edu-

1 cational agencies are still the ultimate responsible, liable
2 parties for complying with all laws and funding require-
3 ments for any functions that are conveyed to tribes and
4 tribal education agencies through the cooperative agree-
5 ments.

6 “(e) DEFINITION.—For the purposes of this subpart,
7 the term ‘Indian Tribe’ means any tribe or band that is
8 officially recognized by the Secretary of the Interior.

9 “SUBPART 3—NATIONAL ACTIVITIES

10 “SEC. 6131. NATIONAL RESEARCH ACTIVITIES.

11 “(a) AUTHORIZED ACTIVITIES.—The Secretary may
12 use funds made available to carry out this subpart for each
13 fiscal year to—

14 “(1) conduct research related to effective ap-
15 proaches for improving the academic achievement
16 and development of Indian and Alaska Native chil-
17 dren and adults;

18 “(2) collect and analyze data on the educational
19 status and needs of Indian and Alaska Native stu-
20 dents; and

21 “(4) carry out other activities that are con-
22 sistent with the purpose of this part.

23 “(b) ELIGIBILITY.—The Secretary may carry out any
24 of the activities described in subsection (a) directly or
25 through grants to, or contracts or cooperative agreements

1 with, Indian tribes, Indian organizations, State edu-
2 cational agencies, local educational agencies, institutions
3 of higher education, including Indian institutions of higher
4 education, and other public and private agencies and insti-
5 tutions.

6 “(c) COORDINATION.—Research activities supported
7 under this section—

8 “(1) shall be coordinated with appropriate of-
9 fices within the Department; and

10 “(2) may include collaborative research activi-
11 ties that are jointly funded and carried out by the
12 Office of Indian Education Programs, the Office of
13 Educational Research and Improvement, the Bureau
14 of Indian Education, and the Institute of Education
15 Sciences.

16 **“SEC. 6132. IMPROVEMENT OF ACADEMIC SUCCESS FOR**
17 **STUDENTS THROUGH NATIVE AMERICAN**
18 **LANGUAGE.**

19 “(a) PURPOSE.—It is the purpose of this section to
20 improve educational opportunities and academic achieve-
21 ment of Indian and Alaska Native students through Na-
22 tive American language programs and to foster the acqui-
23 sition of Native American language.

24 “(b) DEFINITION OF ELIGIBLE ENTITY.—In this sec-
25 tion, the term ‘eligible entity’ means a State educational

1 agency, local educational agency, Indian tribe, Indian or-
2 ganization, federally supported elementary school or sec-
3 ondary school for Indian students, Indian institution (in-
4 cluding an Indian institution of higher education), or a
5 consortium of such entities.

6 “(c) GRANTS AUTHORIZED.—The Secretary shall
7 award grants to eligible entities to enable such entities to
8 carry out the following activities:

9 “(1) Native American language programs
10 that—

11 “(A) provide instruction through the use of
12 a Native American language for not less than
13 10 children for an average of not less than 500
14 hours per year per student;

15 “(B) provide for the involvement of par-
16 ents, caregivers, and families of students en-
17 rolled in the program;

18 “(C) utilize, and may include the develop-
19 ment of, instructional courses and materials for
20 learning Native American languages and for in-
21 struction through the use of Native American
22 languages;

23 “(D) provide support for professional de-
24 velopment activities; and

1 “(E) include a goal of all students achiev-
2 ing—

3 “(i) fluency in a Native American lan-
4 guage; and

5 “(ii) academic proficiency in mathe-
6 matics, English, reading or language arts,
7 and science.

8 “(2) Native American language restoration pro-
9 grams that—

10 “(A) provide instruction in not less than 1
11 Native American language;

12 “(B) provide support for professional de-
13 velopment activities for teachers of Native
14 American languages;

15 “(C) develop instructional materials for the
16 programs; and

17 “(D) include the goal of increasing pro-
18 ficiency and fluency in not less than 1 Native
19 American language.

20 “(d) APPLICATION.—

21 “(1) IN GENERAL.—An eligible entity that de-
22 sires to receive a grant under this section shall sub-
23 mit an application to the Secretary at such time, in
24 such manner, and accompanied by such information
25 as the Secretary may require.

1 “(2) CERTIFICATION.—An eligible entity that
2 submits an application for a grant to carry out the
3 activity specified in subsection (c)(1), shall include
4 in such application a certification that assures that
5 such entity has experience and a demonstrated
6 record of effectiveness in operating and admin-
7 istering a Native American language program or any
8 other educational program in which instruction is
9 conducted in a Native American language.

10 “(e) GRANT DURATION.—The Secretary shall make
11 grants under this section only on a multi-year basis. Each
12 such grant shall be for a period not to exceed 5 years.

13 “(f) DEFINITION.—In this section, the term ‘average’
14 means the aggregate number of hours of instruction
15 through the use of a Native American language to all stu-
16 dents enrolled in a Native American language program
17 during a school year divided by the total number of stu-
18 dents enrolled in the program.

19 “(g) ADMINISTRATIVE COSTS.—

20 “(1) IN GENERAL.—Except as provided in para-
21 graph (2), not more than 5 percent of the funds pro-
22 vided to a grantee under this section for any fiscal
23 year may be used for administrative purposes.

24 “(2) EXCEPTION.—An elementary school or
25 secondary school for Indian students that receives

1 funds from a recipient of a grant under subsection
2 (c) for any fiscal year may use not more than 10
3 percent of the funds for administrative purposes.

4 **“SEC. 6133. GRANTS TO TRIBES FOR EDUCATION ADMINIS-**
5 **TRATIVE PLANNING AND DEVELOPMENT.**

6 “(a) IN GENERAL.—The Secretary may make grants
7 to Indian tribes, and tribal organizations approved by In-
8 dian tribes, to plan and develop a centralized tribal admin-
9 istrative entity to—

10 “(1) coordinate all education programs operated
11 by the tribe or within the territorial jurisdiction of
12 the tribe;

13 “(2) develop education codes for schools within
14 the territorial jurisdiction of the tribe;

15 “(3) provide support services and technical as-
16 sistance to schools serving children of the tribe; and

17 “(4) perform child-find screening services for
18 the preschool-aged children of the tribe to—

19 “(A) ensure placement in appropriate edu-
20 cational facilities; and

21 “(B) coordinate the provision of any need-
22 ed special services for conditions such as dis-
23 abilities and English language skill deficiencies.

24 “(b) PERIOD OF GRANT.—Each grant awarded under
25 this section may be awarded for a period of not more than

1 3 years. Such grant may be renewed upon the termination
2 of the initial period of the grant if the grant recipient dem-
3 onstrates to the satisfaction of the Secretary that renew-
4 ing the grant for an additional 3-year period is necessary
5 to carry out the objectives of the grant described in sub-
6 section (c)(2)(A).

7 “(c) APPLICATION FOR GRANT.—

8 “(1) IN GENERAL.—Each Indian tribe and trib-
9 al organization desiring a grant under this section
10 shall submit an application to the Secretary at such
11 time, in such manner, containing such information,
12 and consistent with such criteria, as the Secretary
13 may prescribe in regulations.

14 “(2) CONTENTS.—Each application described in
15 paragraph (1) shall contain—

16 “(A) a statement describing the activities
17 to be conducted, and the objectives to be
18 achieved, under the grant; and

19 “(B) a description of the method to be
20 used for evaluating the effectiveness of the ac-
21 tivities for which assistance is sought and for
22 determining whether such objectives are
23 achieved.

24 “(3) APPROVAL.—The Secretary may approve
25 an application submitted by a tribe or tribal organi-

1 zation pursuant to this section only if the Secretary
2 is satisfied that such application, including any doc-
3 umentation submitted with the application—

4 “(A) demonstrates that the applicant has
5 consulted with other education entities, if any,
6 within the territorial jurisdiction of the appli-
7 cant who will be affected by the activities to be
8 conducted under the grant;

9 “(B) provides for consultation with such
10 other education entities in the operation and
11 evaluation of the activities conducted under the
12 grant; and

13 “(C) demonstrates that there will be ade-
14 quate resources provided under this section or
15 from other sources to complete the activities for
16 which assistance is sought, except that the
17 availability of such other resources shall not be
18 a basis for disapproval of such application.

19 “(d) RESTRICTION.—A tribe may not receive funds
20 under this section if such tribe receives funds under sec-
21 tion 1144 of the Education Amendments of 1978.

1 “SUBPART 4—FEDERAL ADMINISTRATION

2 **“SEC. 6141. NATIONAL ADVISORY COUNCIL ON INDIAN EDU-**
3 **CATION.**

4 “(a) MEMBERSHIP.—There is established a National
5 Advisory Council on Indian Education (hereafter in this
6 section referred to as the Council”), which shall—

7 “(1) consist of 15 Indian members, who shall
8 be appointed by the President from lists of nominees
9 furnished, from time to time, by Indian tribes and
10 organizations; and

11 “(2) represent different geographic areas of the
12 United States.

13 “(b) DUTIES.—The Council shall—

14 “(1) advise the Secretary concerning the fund-
15 ing and administration (including the development of
16 regulations and administrative policies and prac-
17 tices) of any program, including any program estab-
18 lished under this part—

19 “(A) with respect to which the Secretary
20 has jurisdiction; and

21 “(B)(i) that includes Indian children or
22 adults as participants; or

23 “(ii) that may benefit Indian children or
24 adults;

1 “(2) make recommendations to the Secretary
2 for filling the position of Director of Indian Edu-
3 cation whenever a vacancy occurs; and

4 “(3) submit to Congress, not later than June
5 30 of each year, a report on the activities of the
6 Council, including—

7 “(A) any recommendations that the Coun-
8 cil considers appropriate for the improvement of
9 Federal education programs that include Indian
10 children or adults as participants, or that may
11 benefit Indian children or adults; and

12 “(B) recommendations concerning the
13 funding of any program described in subpara-
14 graph (A).

15 **“SEC. 6142. PEER REVIEW.**

16 “The Secretary may use a peer review process to re-
17 view applications submitted to the Secretary under sub-
18 part 2 or subpart 3.

19 **“SEC. 6143. PREFERENCE FOR INDIAN APPLICANTS.**

20 “In making grants and entering into contracts or co-
21 operative agreements under subpart 2 or subpart 3, the
22 Secretary shall give a preference to Indian tribes, organi-
23 zations, and institutions of higher education under any
24 program with respect to which Indian tribes, organiza-

1 tions, and institutions are eligible to apply for grants, con-
2 tracts, or cooperative agreements.

3 **“SEC. 6144. MINIMUM GRANT CRITERIA.**

4 “The Secretary may not approve an application for
5 a grant, contract, or cooperative agreement under subpart
6 2 or subpart 3 unless the application is for a grant, con-
7 tract, or cooperative agreement that is—

8 “(1) of sufficient size, scope, and quality to
9 achieve the purpose or objectives of such grant, con-
10 tract, or cooperative agreement; and

11 “(2) based on relevant research findings.

12 **“SUBPART 5—DEFINITIONS; AUTHORIZATIONS OF**
13 **APPROPRIATIONS**

14 **“SEC. 6151. DEFINITIONS.**

15 “For the purposes of this part:

16 “(1) **ADULT.**—The term ‘adult’ means an indi-
17 vidual who—

18 “(A) has attained the age of 16 years; or

19 “(B) has attained an age that is greater
20 than the age of compulsory school attendance
21 under an applicable State law.

22 “(2) **FREE PUBLIC EDUCATION.**—The term
23 ‘free public education’ means education that is—

1 “(A) provided at public expense, under
2 public supervision and direction, and without
3 tuition charge; and

4 “(B) provided as elementary or secondary
5 education in the applicable State or to preschool
6 children.

7 “(3) INDIAN.—The term ‘Indian’ means an in-
8 dividual who is—

9 “(A) a member of an Indian tribe or band,
10 as membership is defined by the tribe or band,
11 including—

12 “(i) any tribe or band terminated
13 since 1940; and

14 “(ii) any tribe or band recognized by
15 the State in which the tribe or band re-
16 sides;

17 “(B) a descendant, in the first or second
18 degree, of an individual described in subpara-
19 graph (A);

20 “(C) considered by the Secretary of the In-
21 terior to be an Indian for any purpose;

22 “(D) an Alaska Native, as defined in sec-
23 tion 6206(1); or

24 “(E) a member of an organized Indian
25 group that received a grant under the Indian

1 Education Act of 1988 as in effect the day pre-
2 ceding the date of enactment of the Improving
3 America’s Schools Act of 1994.

4 “(4) ALASKA NATIVE ORGANIZATION.—The
5 term ‘Alaska Native Organization’ has the same
6 meaning as defined in section 6206(2).

7 **“SEC. 6152. AUTHORIZATIONS OF APPROPRIATIONS.**

8 “(a) SUBPART 1.—For the purpose of carrying out
9 subpart 1, there are authorized to be appropriated
10 \$98,245,425 for each of fiscal years 2014 through 2019.

11 “(b) SUBPARTS 2 AND 3.—For the purpose of car-
12 rying out subparts 2 and 3, there are authorized to be
13 appropriated \$33,303,534 for each of fiscal years 2014
14 through 2019.

15 “PART B—ALASKA NATIVE EDUCATION

16 **“SEC. 6201. SHORT TITLE.**

17 “This part may be cited as the ‘Alaska Native Edu-
18 cational Equity, Support, and Assistance Act’.

19 **“SEC. 6202. FINDINGS.**

20 “Congress finds and declares the following:

21 “(1) The preservation of culture and language
22 is critical to the attainment of educational success,
23 to the betterment of the conditions, and to the long-
24 term well-being, of Alaska Natives. Alaska Native

1 students must be afforded a culturally relevant edu-
2 cation.

3 “(2) It is the policy of the Federal Government
4 to maximize the leadership of and participation by
5 Alaska Natives in the planning and the management
6 of Alaska Native education programs and to support
7 efforts developed by and undertaken within the Alas-
8 ka Native community to improve educational oppor-
9 tunity for all students.

10 “(3) Many Alaska Native children enter and
11 exit school with serious educational disadvantages.

12 “(4) Overcoming the magnitude of the geo-
13 graphic challenges, historical inequities, and other
14 barriers to successfully improving educational out-
15 comes for Alaska Native students in rural, village,
16 and urban settings is challenging. Significant dis-
17 parities between academic achievement of Alaska
18 Native students and non-Native students continues,
19 including lower graduation rates, increased school
20 dropout rates, and lower achievement scores on
21 standardized tests.

22 “(5) The preservation of Alaska Native cultures
23 and languages and the integration of Alaska Native
24 cultures and languages into education, positive iden-
25 tity development for Alaska Native students, and

1 local, place-based, and culture-based programming
2 are critical to the attainment of educational success
3 and the long-term well-being of Alaska Native stu-
4 dents.

5 “(6) Improving educational outcomes for Alaska
6 Native students increases access to employment op-
7 portunities.

8 “(7) The programs and activities authorized
9 under this part give priority to Alaska Native orga-
10 nizations as a means of increasing Alaska Native
11 parents’ and community involvement in the pro-
12 motion of academic success of Alaska Native stu-
13 dents.

14 “(8) The Federal Government should lend sup-
15 port to efforts developed by and undertaken within
16 the Alaska Native community to improve educational
17 opportunity for Alaska Native students. In 1983,
18 pursuant to Public Law 98–63, Alaska ceased to re-
19 ceive educational funding from the Bureau of Indian
20 Affairs. The Bureau of Indian Education does not
21 operate any schools in Alaska, nor operate or fund
22 Alaska Native education programs. The program
23 under this part supports the Federal trust responsi-
24 bility of the United States to Alaska Natives.

1 **“SEC. 6203. PURPOSES.**

2 “The purposes of this part are as follows:

3 “(1) To recognize and address the unique edu-
4 cational needs of Alaska Natives.

5 “(2) To recognize the role of Alaska Native lan-
6 guages and cultures in the educational success and
7 long-term well-being of Alaska Native students.

8 “(3) To integrate Alaska Native cultures and
9 languages into education, develop Alaska Native stu-
10 dents’ positive identity, and support local place-
11 based and culture-based curriculum and program-
12 ming.

13 “(4) To authorize the development, manage-
14 ment, and expansion of effective supplemental edu-
15 cational programs to benefit Alaska Natives.

16 “(5) To provide direction and guidance to ap-
17 propriate Federal, State, and local agencies to focus
18 resources, including resources made available under
19 this part, on meeting the educational needs of Alas-
20 ka Natives.

21 “(6) To ensure the maximum participation by
22 Alaska Native educators and leaders in the planning,
23 development, management, and evaluation of pro-
24 grams designed to serve Alaska Natives students,
25 and to ensure Alaska Native organizations play a

1 meaningful role in supplemental educational services
2 provided to Alaska Native students.

3 **“SEC. 6204. PROGRAM AUTHORIZED.**

4 “(a) GENERAL AUTHORITY.—

5 “(1) GRANTS AND CONTRACTS.—The Secretary
6 is authorized to make grants to, or enter into con-
7 tracts with, Alaska Native organizations, State edu-
8 cational agencies, local educational agencies, edu-
9 cational entities with experience in developing or op-
10 erating Alaska Native educational programs or pro-
11 grams of instruction conducted in Alaska Native lan-
12 guages, cultural and community-based organizations
13 with experience in developing or operating programs
14 to benefit the educational needs of Alaska Natives,
15 and consortia of organizations and entities described
16 in this paragraph, to carry out programs that meet
17 the purposes of this part.

18 “(2) ADDITIONAL REQUIREMENT.—A State
19 educational agency, local educational agency, edu-
20 cational entity with experience in developing or oper-
21 ating Alaska Native educational programs or pro-
22 grams of instruction conducted in Alaska Native lan-
23 guages, cultural and community-based organization
24 with experience in developing or operating programs
25 to benefit the educational needs of Alaska Natives,

1 or consortium of such organizations and entities is
2 eligible for an award under this part only as part of
3 a partnership involving an Alaska Native organiza-
4 tion.

5 “(3) MANDATORY ACTIVITIES.—Activities pro-
6 vided through the programs carried out under this
7 part shall include the following which shall only be
8 provided specifically in the context of elementary
9 and secondary education:

10 “(A) The development and implementation
11 of plans, methods, and strategies to improve the
12 education of Alaska Natives.

13 “(B) The collection of data to assist in the
14 evaluation of the programs carried out under
15 this part.

16 “(4) PERMISSIBLE ACTIVITIES.—Activities pro-
17 vided through programs carried out under this part
18 may include the following which shall only be pro-
19 vided specifically in the context of elementary and
20 secondary education:

21 “(A) The development of curricula and
22 programs that address the educational needs of
23 Alaska Native students, including the following:

1 “(i) Curriculum materials that reflect
2 the cultural diversity, languages, history,
3 or the contributions of Alaska Natives.

4 “(ii) Instructional programs that
5 make use of Alaska Native languages and
6 cultures.

7 “(iii) Networks that develop, test, and
8 disseminate best practices and introduce
9 successful programs, materials, and tech-
10 niques to meet the educational needs of
11 Alaska Native students in urban and rural
12 schools.

13 “(B) Training and professional develop-
14 ment activities for educators, including the fol-
15 lowing:

16 “(i) Pre-service and in-service training
17 and professional development programs to
18 prepare teachers to develop appreciation
19 for and understanding of Alaska Native
20 cultures, values, ways of knowing and
21 learning in order to effectively address the
22 cultural diversity and unique needs of
23 Alaska Native students.

24 “(ii) Recruitment and preparation of
25 teachers who are Alaska Native.

1 “(iii) Programs that will lead to the
2 certification and licensing of Alaska Native
3 teachers, principals, and superintendents.

4 “(C) The development and operation of
5 student enrichment programs, including those
6 in science, technology, engineering, and mathe-
7 matics that—

8 “(i) are designed to prepare Alaska
9 Native students to excel in such subjects;

10 “(ii) provide appropriate support serv-
11 ices to the families of such students that
12 are needed to enable such students to ben-
13 efit from the programs; and

14 “(iii) include activities that recognize
15 and support the unique cultural and edu-
16 cational needs of Alaska Native children,
17 and incorporate appropriately qualified
18 Alaska Native elders and other tradition
19 bearers.

20 “(D) Research and data collection activi-
21 ties to determine the educational status and
22 needs of Alaska Native children.

23 “(E) Other research and evaluation activi-
24 ties related to programs carried out under this
25 part.

1 “(F) Remedial and enrichment programs
2 to assist Alaska Native students to be college or
3 career ready upon graduation from high school.

4 “(G) Culturally based education programs
5 designed and provided by an entity with dem-
6 onstrated experience in—

7 “(i) providing programs of study, both
8 on site and in local schools, to share the
9 rich and diverse cultures of Alaska Native
10 peoples among youth, elders, teachers, and
11 the larger community;

12 “(ii) instructing Alaska Native youth
13 in leadership, communication, Native cul-
14 ture, arts, and languages;

15 “(iii) increasing the high school grad-
16 uation rate of Alaska Native students who
17 are served;

18 “(iv) providing instruction in Alaska
19 Native history and ways of living to stu-
20 dents and teachers in the local school dis-
21 trict;

22 “(v) providing intergenerational learn-
23 ing and internship opportunities to Alaska
24 Native youth and young adults; and

1 “(vi) providing cultural immersion ac-
2 tivities aimed at Alaska Native cultural
3 preservation.

4 “(H) Statewide on-site exchange programs,
5 for both students and teachers, that work to fa-
6 cilitate cultural relationships between urban and
7 rural Alaskans to build mutual respect and un-
8 derstanding, and foster a statewide sense of
9 common identity through host family, school,
10 and community cross-cultural immersion.

11 “(I) Education programs for at-risk urban
12 Alaska Native students in kindergarten through
13 grade 12 that work to increase graduation rates
14 among such students and that—

15 “(i) include culturally-informed cur-
16 riculum intended to preserve and promote
17 Alaska Native culture;

18 “(ii) partner effectively with the local
19 school district by providing a school-within-
20 a school program model;

21 “(iii) provide high-quality academic
22 instruction, small classroom sizes, and so-
23 cial-emotional support for students from
24 elementary school through high school, in-
25 cluding residential support;

1 “(iv) work with parents to increase
2 parental involvement in their students’
3 education;

4 “(v) work to improve academic pro-
5 ficiency and increase graduation rates;

6 “(vi) provide college preparation and
7 career planning; and

8 “(vii) incorporate a strong data collec-
9 tion and continuous evaluation component
10 at all levels of the program.

11 “(J) Statewide programs that provide tech-
12 nical assistance and support to schools and
13 communities to engage adults in promoting the
14 academic progress and overall well-being of
15 Alaska Native people through child and youth
16 development, positive youth-adult relationships,
17 improved conditions for learning (school cli-
18 mate, student connection to school and commu-
19 nity), and increased connections between
20 schools and families.

21 “(K) Career preparation activities to en-
22 able Alaska Native children and adults to pre-
23 pare for meaningful employment, including pro-
24 grams providing tech-prep, mentoring, training,
25 and apprenticeship activities.

1 “(L) Support for the development and
2 operational activities of regional vocational
3 schools in rural areas of Alaska to provide stu-
4 dents with necessary resources to prepare for
5 skilled employment opportunities.

6 “(M) Other activities, consistent with the
7 purposes of this part, to meet the educational
8 needs of Alaska Native children and adults.

9 “(N) Regional leadership academies that
10 demonstrate effectiveness in building respect,
11 understanding, and fostering a sense of Alaska
12 Native identity to promote their pursuit of and
13 success in completing higher education or ca-
14 reer training.

15 “(b) LIMITATION ON ADMINISTRATIVE COSTS.—Not
16 more than 5 percent of funds provided to an award recipi-
17 ent under this part for any fiscal year may be used for
18 administrative purposes.

19 “(c) PRIORITIES.—In awarding grants or contracts
20 to carry out activities described in this subpart, the Sec-
21 retary shall give priority to applications from Alaska Na-
22 tive Organizations. Such priority shall be explicitly delin-
23 eated in the Secretary’s process for evaluating applications
24 and applied consistently and transparently to all applica-
25 tions from Alaska Native Organizations.

1 “(d) AUTHORIZATION OF APPROPRIATIONS.—There
2 are authorized to be appropriated to carry out this part
3 \$31,453,135 for each of fiscal years 2014 through 2019.

4 **“SEC. 6205. ADMINISTRATIVE PROVISIONS.**

5 “(a) APPLICATION REQUIRED.—

6 “(1) IN GENERAL.—No grant may be made
7 under this part, and no contract may be entered into
8 under this part, unless the Alaska Native organiza-
9 tion or entity seeking the grant or contract submits
10 an application to the Secretary in such form, in such
11 manner, and containing such information as the Sec-
12 retary may determine necessary to carry out the pro-
13 visions of this part.

14 “(2) REQUIREMENT FOR CERTAIN APPLI-
15 CANTS.—An applicant described in section
16 6204(a)(2) shall, in the application submitted under
17 this paragraph—

18 “(A) demonstrate that an Alaska Native
19 organization was directly involved in the devel-
20 opment of the program for which the applica-
21 tion seeks funds and explicitly delineate the
22 meaningful role that the Alaska Native organi-
23 zation will play in the implementation and eval-
24 uation of the program for which funding is
25 sought; and

1 “(B) provide a copy of the Alaska Native
2 organization’s governing document.

3 “(b) CONSULTATION REQUIRED.—Each applicant for
4 an award under this part shall provide for ongoing advice
5 from and consultation with representatives of the Alaska
6 Native community.

7 “(c) LOCAL EDUCATIONAL AGENCY COORDINA-
8 TION.—Each applicant for an award under this part shall
9 inform each local educational agency serving students who
10 would participate in the program to be carried out under
11 the grant or contract about the application.

12 “(d) CONTINUATION AWARDS.—An applicant de-
13 scribed in section 6204(a)(2) that receives funding under
14 this part shall periodically demonstrate to the Secretary,
15 during the term of the award, that the applicant is con-
16 tinuing to meet the requirements of subsection (a)(2)(A).

17 **“SEC. 6206. DEFINITIONS.**

18 “In this part:

19 “(1) ALASKA NATIVE.—The term ‘Alaska Na-
20 tive’ has the same meaning as the term ‘Native ’ has
21 in section 3(b) of the Alaska Native Claims Settle-
22 ment Act and their descendants.

23 “(2) ALASKA NATIVE ORGANIZATION.—The
24 term ‘Alaska Native organization’ means a federally
25 recognized tribe, consortium of tribes, regional non-

1 profit Native association, and an organization,
2 that—

3 “(A) has or commits to acquire expertise
4 in the education of Alaska Natives; and

5 “(B) has Alaska Natives in substantive
6 and policymaking positions within the organiza-
7 tion.

8 “PART C—NATIVE HAWAIIAN EDUCATION

9 “**SEC. 6301. FINDINGS.**

10 “Congress finds the following:

11 “(1) Native Hawaiians are a distinct and
12 unique indigenous people with a historical continuity
13 to the original inhabitants of the Hawaiian archi-
14 pelago, whose society was organized as a nation and
15 internationally recognized as a nation by the United
16 States, and many other countries.

17 “(2) Native Hawaiians have a cultural, historic,
18 and land-based link to the indigenous people who ex-
19 ercised sovereignty over the Hawaiian Islands.

20 “(3) The political status of Native Hawaiians is
21 comparable to that of American Indians and Alaska
22 Natives.

23 “(4) The political relationship between the
24 United States and the Native Hawaiian people has
25 been recognized and reaffirmed by the United

1 States, as evidenced by the inclusion of Native Ha-
2 waiians in many Federal statutes, including—

3 “(A) the Native American Programs Act of
4 1974 (42 U.S.C. 2991 et seq.);

5 “(B) Public Law 95–341 (commonly
6 known as the ‘American Indian Religious Free-
7 dom Act’ (42 U.S.C. 1996));

8 “(C) the National Museum of the Amer-
9 ican Indian Act (20 U.S.C. 80q et seq.);

10 “(D) the Native American Graves Protec-
11 tion and Repatriation Act (25 U.S.C. 3001 et
12 seq.);

13 “(E) the National Historic Preservation
14 Act (16 U.S.C. 470 et seq.);

15 “(F) the Native American Languages Act
16 (25 U.S.C. 2901 et seq.);

17 “(G) the American Indian, Alaska Native,
18 and Native Hawaiian Culture and Art Develop-
19 ment Act (20 U.S.C. 4401 et seq.);

20 “(H) the Workforce Investment Act of
21 1998 (29 U.S.C. 2801 et seq.); and

22 “(I) the Older Americans Act of 1965 (42
23 U.S.C. 3001 et seq.).

24 “(5) Many Native Hawaiian students lag be-
25 hind other students in terms of—

1 “(A) school readiness factors;

2 “(B) scoring below national norms on edu-
3 cation achievement tests at all grade levels;

4 “(C) underrepresentation in the uppermost
5 achievement levels and in gifted and talented
6 programs;

7 “(D) overrepresentation among students
8 qualifying for special education programs;

9 “(E) underrepresentation in institutions of
10 higher education and among adults who have
11 completed 4 or more years of college;

12 “(6) The percentage of Native Hawaiian stu-
13 dents served by the State of Hawaii Department of
14 Education rose 30 percent from 1980 to 2008, and
15 there are and will continue to be geographically
16 rural, isolated areas with a high Native Hawaiian
17 population density.

18 “(7) The Native Hawaiian people are deter-
19 mined to preserve, develop, and transmit to future
20 generations their ancestral territory and their cul-
21 tural identity in accordance with their own spiritual
22 and traditional beliefs, customs, practices, language,
23 and social institutions.

24 **“SEC. 6302. PURPOSES.**

25 “The purposes of this part are—

1 “(1) to authorize, develop, implement, assess,
2 and evaluate innovative educational programs, Na-
3 tive Hawaiian language medium programs, Native
4 Hawaiian culture-based education programs, and
5 other education programs to improve the academic
6 achievement of Native Hawaiian students by meet-
7 ing their unique cultural and language needs in
8 order to help such students meet challenging State
9 student academic achievement standards;

10 “(2) to provide guidance to appropriate Fed-
11 eral, State, and local agencies to more effectively
12 and efficiently focus resources, including resources
13 made available under this part, on the development
14 and implementation of—

15 “(A) innovative educational programs for
16 Native Hawaiians;

17 “(B) rigorous and substantive Native Ha-
18 waiian language programs; and

19 “(C) Native Hawaiian culture-based edu-
20 cational programs; and

21 “(3) to create a system by which information
22 from programs funded under this part will be col-
23 lected, analyzed, evaluated, reported, and used in de-
24 cisionmaking activities regarding the types of grants
25 awarded under this part.

1 **“SEC. 6303. NATIVE HAWAIIAN EDUCATION COUNCIL**
2 **GRANT.**

3 “(a) GRANT AUTHORIZED.—In order to better effec-
4 tuate the purposes of this part through the coordination
5 of educational and related services and programs available
6 to Native Hawaiians, including those programs that re-
7 ceive funding under this part, the Secretary shall award
8 a grant to an education council, as described under sub-
9 section (b).

10 “(b) EDUCATION COUNCIL.—

11 “(1) ELIGIBILITY.—To be eligible to receive the
12 grant under subsection (a), the council shall be an
13 education council (referred to in this section as the
14 ‘Education Council’) that meets the requirements of
15 this subsection.

16 “(2) COMPOSITION.—The Education Council
17 shall consist of 15 members of whom—

18 “(A) 1 shall be the President of the Uni-
19 versity of Hawaii (or a designee);

20 “(B) 1 shall be the Governor of the State
21 of Hawaii (or a designee);

22 “(C) 1 shall be the Superintendent of the
23 State of Hawaii Department of Education (or a
24 designee);

25 “(D) 1 shall be the chairperson of the Of-
26 fice of Hawaiian Affairs (or a designee);

1 “(E) 1 shall be the executive director of
2 Hawaii’s Charter School Network (or a des-
3 ignee);

4 “(F) 1 shall be the chief executive officer
5 of the Kamehameha Schools (or a designee);

6 “(G) 1 shall be the Chief Executive Officer
7 of the Queen Liliuokalani Trust (or a designee);

8 “(H) 1 shall be a member, selected by the
9 other members of the Education Council, who
10 represents a private grant-making entity;

11 “(I) 1 shall be the Mayor of the County of
12 Hawaii (or a designee);

13 “(J) 1 shall be the Mayor of Maui County
14 (or a designee from the Island of Maui);

15 “(K) 1 shall be the Mayor of the County
16 of Kauai (or a designee);

17 “(L) 1 shall be appointed by the Mayor of
18 Maui County from the Island of either Molokai
19 or Lanai;

20 “(M) 1 shall be the Mayor of the City and
21 County of Honolulu (or a designee);

22 “(N) 1 shall be the chairperson of the Ha-
23 waiian Homes Commission (or a designee); and

1 “(O) 1 shall be the chairperson of the Ha-
2 waii Workforce Development Council (or a des-
3 ignee representing the private sector).

4 “(3) REQUIREMENTS.—Any designee serving on
5 the Education Council shall demonstrate, as deter-
6 mined by the individual who appointed such designee
7 with input from the Native Hawaiian community,
8 not less than 5 years of experience as a consumer
9 or provider of Native Hawaiian education or cultural
10 activities, with traditional cultural experience given
11 due consideration.

12 “(4) LIMITATION.—A member (including a des-
13 ignee), while serving on the Education Council, shall
14 not be a recipient of grant funds that are awarded
15 under this part.

16 “(5) TERM OF MEMBERS.—A member who is a
17 designee shall serve for a term of not more than 4
18 years.

19 “(6) CHAIR, VICE CHAIR.—

20 “(A) SELECTION.—The Education Council
21 shall select a Chair and a Vice Chair from
22 among the members of the Education Council.

23 “(B) TERM LIMITS.—The Chair and Vice
24 Chair shall each serve for a 2-year term.

1 “(7) ADMINISTRATIVE PROVISIONS RELATING
2 TO EDUCATION COUNCIL.—The Education Council
3 shall meet at the call of the Chair of the Council,
4 or upon request by a majority of the members of the
5 Education Council, but in any event not less often
6 than every 120 days.

7 “(8) NO COMPENSATION.—None of the funds
8 made available through the grant may be used to
9 provide compensation to any member of the Edu-
10 cation Council or member of a working group estab-
11 lished by the Education Council, for functions de-
12 scribed in this section.

13 “(c) USE OF FUNDS FOR COORDINATION ACTIVI-
14 TIES.—The Education Council shall use funds made avail-
15 able through the grant to carry out each of the following
16 activities:

17 “(1) Providing advice about the coordination,
18 and serving as a clearinghouse for, the educational
19 and related services and programs available to Na-
20 tive Hawaiians, including the programs assisted
21 under this part.

22 “(2) Assessing the extent to which such services
23 and programs meet the needs of Native Hawaiians,
24 and collecting data on the status of Native Hawaiian
25 education.

1 “(3) Providing direction and guidance, through
2 the issuance of reports and recommendations, to ap-
3 propriate Federal, State, and local agencies in order
4 to focus and improve the use of resources, including
5 resources made available under this part, relating to
6 Native Hawaiian education, and serving, where ap-
7 propriate, in an advisory capacity.

8 “(4) Awarding grants, if such grants enable the
9 Education Council to carry out the activities de-
10 scribed in paragraphs (1) through (3).

11 “(5) Hiring an executive director who shall as-
12 sist in executing the duties and powers of the Edu-
13 cation Council, as described in subsection (d).

14 “(d) USE OF FUNDS FOR TECHNICAL ASSIST-
15 ANCE.—The Education Council shall use funds made
16 available through the grant to—

17 “(1) provide technical assistance to Native Ha-
18 waiian organizations that are grantees or potential
19 grantees under this part;

20 “(2) obtain from such grantees information and
21 data regarding grants awarded under this part, in-
22 cluding information and data about—

23 “(A) the effectiveness of such grantees in
24 meeting the educational priorities established by
25 the Education Council, as described in para-

1 graph (6)(D), using metrics related to these
2 priorities; and

3 “(B) the effectiveness of such grantees in
4 carrying out any of the activities described in
5 section 6304(c) that are related to the specific
6 goals and purposes of each grantee’s grant
7 project, using metrics related to these priorities;

8 “(3) assess and define the educational needs of
9 Native Hawaiians;

10 “(4) assess the programs and services available
11 to address the educational needs of Native Hawai-
12 ians;

13 “(5) assess and evaluate the individual and ag-
14 gregate impact achieved by grantees under this part
15 in improving Native Hawaiian educational perform-
16 ance and meeting the goals of this part, using
17 metrics related to these goals;

18 “(6) prepare and submit to the Secretary, at
19 the end of each calendar year, an annual report that
20 contains—

21 “(A) a description of the activities of the
22 Education Council during the calendar year;

23 “(B) a description of significant barriers to
24 achieving the goals of this part;

1 “(C) a summary of each community con-
2 sultation session described in subsection (e);
3 and

4 “(D) recommendations to establish prior-
5 ities for funding under this part, based on an
6 assessment of—

7 “(i) the educational needs of Native
8 Hawaiians;

9 “(ii) programs and services available
10 to address such needs;

11 “(iii) the effectiveness of programs in
12 improving the educational performance of
13 Native Hawaiian students to help such stu-
14 dents meet challenging State student aca-
15 demic achievement standards; and

16 “(iv) priorities for funding in specific
17 geographic communities.

18 “(e) USE OF FUNDS FOR COMMUNITY CONSULTA-
19 TIONS.—The Education Council shall use funds made
20 available through the grant under subsection (a) to hold
21 not less than 1 community consultation each year on each
22 of the islands of Hawaii, Maui, Molokai, Lanai, Oahu, and
23 Kauai, at which—

24 “(1) not less than 3 members of the Education
25 Council shall be in attendance;

1 “(2) the Education Council shall gather com-
2 munity input regarding—

3 “(A) current grantees under this part, as
4 of the date of the consultation;

5 “(B) priorities and needs of Native Hawai-
6 ians; and

7 “(C) other Native Hawaiian education
8 issues; and

9 “(3) the Education Council shall report to the
10 community on the outcomes of the activities sup-
11 ported by grants awarded under this part.

12 “(f) FUNDING.—For each fiscal year, the Secretary
13 shall use the amount described in section 6305(d)(2), to
14 make a payment under the grant. Funds made available
15 through the grant shall remain available until expended.

16 “(g) REPORT.—Beginning not later than 2 years
17 after the date of enactment of the Student Success Act,
18 and for each subsequent year, the Secretary shall prepare
19 and submit to the Committee on Education and the Work-
20 force of the House of Representatives, and the Committee
21 on Indian Affairs and the Committee on Health, Edu-
22 cation, Labor, and Pensions of the Senate, a report that—

23 “(1) summarizes the annual reports of the Edu-
24 cation Council;

1 “(2) describes the allocation and use of funds
2 under this part and the information gathered since
3 the first annual report submitted by the Education
4 Council to the Secretary under this section; and

5 “(3) contains recommendations for changes in
6 Federal, State, and local policy to advance the pur-
7 poses of this part.

8 **“SEC. 6304. GRANT PROGRAM AUTHORIZED.**

9 “(a) GRANTS AND CONTRACTS.—In order to carry
10 out programs that meet the purposes of this part, the Sec-
11 retary is authorized to award grants to, or enter into con-
12 tracts with—

13 “(1) Native Hawaiian educational organiza-
14 tions;

15 “(2) Native Hawaiian community-based organi-
16 zations;

17 “(3) public and private nonprofit organizations,
18 agencies, and institutions with experience in devel-
19 oping or operating Native Hawaiian education and
20 workforce development programs or programs of in-
21 struction in the Native Hawaiian language;

22 “(4) charter schools; and

23 “(5) consortia of the organizations, agencies,
24 and institutions described in paragraphs (1) through
25 (4).

1 “(b) PRIORITY.—In awarding grants and entering
2 into contracts under this part, the Secretary shall give pri-
3 ority to—

4 “(1) programs that meet the educational pri-
5 ority recommendations of the Education Council, as
6 described under section 6303(d)(6)(D);

7 “(2) the repair and renovation of public schools
8 that serve high concentrations of Native Hawaiian
9 students;

10 “(3) programs designed to improve the aca-
11 demic achievement of Native Hawaiian students by
12 meeting their unique cultural and language needs in
13 order to help such students meet challenging State
14 student academic achievement standards, including
15 activities relating to—

16 “(A) achieving competence in reading, lit-
17 eracy, mathematics, and science for students in
18 preschool through grade 3;

19 “(B) the educational needs of at-risk chil-
20 dren and youth;

21 “(C) professional development for teachers
22 and administrators;

23 “(D) the use of Native Hawaiian language
24 and preservation or reclamation of Native Ha-
25 waiian culture-based educational practices; and

1 “(E) other programs relating to the activi-
2 ties described in this part; and

3 “(4) programs in which a local educational
4 agency, institution of higher education, or a State
5 educational agency in partnership with a nonprofit
6 entity serving underserved communities within the
7 Native Hawaiian population apply for a grant or
8 contract under this part as part of a partnership or
9 consortium.

10 “(c) AUTHORIZED ACTIVITIES.—Activities provided
11 through programs carried out under this part may in-
12 clude—

13 “(1) the development and maintenance of a
14 statewide Native Hawaiian early education and care
15 system to provide a continuum of high-quality early
16 learning services for Native Hawaiian children from
17 the prenatal period through the age of kindergarten
18 entry;

19 “(2) the operation of family-based education
20 centers that provide such services as—

21 “(A) early care and education programs
22 for Native Hawaiians; and

23 “(B) research on, and development and as-
24 sessment of, family-based, early childhood, and
25 preschool programs for Native Hawaiians;

1 “(3) activities that enhance beginning reading
2 and literacy in either the Hawaiian or the English
3 language among Native Hawaiian students in kin-
4 dergarten through grade 3 and assistance in ad-
5 dressing the distinct features of combined English
6 and Hawaiian literacy for Hawaiian speakers in
7 grades 5 and 6;

8 “(4) activities to meet the special needs of Na-
9 tive Hawaiian students with disabilities, including—

10 “(A) the identification of such students
11 and their needs;

12 “(B) the provision of support services to
13 the families of such students; and

14 “(C) other activities consistent with the re-
15 quirements of the Individuals with Disabilities
16 Education Act;

17 “(5) activities that address the special needs of
18 Native Hawaiian students who are gifted and tal-
19 ented, including—

20 “(A) educational, psychological, and devel-
21 opmental activities designed to assist in the
22 educational progress of such students; and

23 “(B) activities that involve the parents of
24 such students in a manner designed to assist in
25 the educational progress of such students;

1 “(6) the development of academic and voca-
2 tional curricula to address the needs of Native Ha-
3 waiian students, including curricula materials in the
4 Hawaiian language and mathematics and science
5 curricula that incorporate Native Hawaiian tradition
6 and culture;

7 “(7) professional development activities for edu-
8 cators, including—

9 “(A) the development of programs to pre-
10 pare prospective teachers to address the unique
11 needs of Native Hawaiian students within the
12 context of Native Hawaiian culture, language,
13 and traditions;

14 “(B) in-service programs to improve the
15 ability of teachers who teach in schools with
16 high concentrations of Native Hawaiian stu-
17 dents to meet the unique needs of such stu-
18 dents; and

19 “(C) the recruitment and preparation of
20 Native Hawaiians, and other individuals who
21 live in communities with a high concentration of
22 Native Hawaiians, to become teachers;

23 “(8) the operation of community-based learning
24 centers that address the needs of Native Hawaiian
25 students, parents, families, and communities

1 through the coordination of public and private pro-
2 grams and services, including—

3 “(A) early education programs;

4 “(B) before, after, and Summer school
5 programs, expanded learning time, or weekend
6 academies;

7 “(C) career and technical education pro-
8 grams; and

9 “(D) programs that recognize and support
10 the unique cultural and educational needs of
11 Native Hawaiian children, and incorporate ap-
12 propriately qualified Native Hawaiian elders
13 and seniors;

14 “(9) activities, including program co-location,
15 that ensure Native Hawaiian students graduate col-
16 lege and career ready including—

17 “(A) family literacy services;

18 “(B) counseling, guidance, and support
19 services for students; and

20 “(C) professional development activities de-
21 signed to help educators improve the college
22 and career readiness of Native Hawaiian stu-
23 dents;

1 “(10) research and data collection activities to
2 determine the educational status and needs of Na-
3 tive Hawaiian children and adults;

4 “(11) other research and evaluation activities
5 related to programs carried out under this part; and

6 “(12) other activities, consistent with the pur-
7 poses of this part, to meet the educational needs of
8 Native Hawaiian children and adults.

9 “(d) **ADDITIONAL ACTIVITIES.**—Notwithstanding
10 any other provision of this part, funds made available to
11 carry out this section as of the day before the date of en-
12 actment of the Student Success Act shall remain available
13 until expended. The Secretary shall use such funds to sup-
14 port the following:

15 “(1) The repair and renovation of public
16 schools that serve high concentrations of Native Ha-
17 waiian students.

18 “(2) The perpetuation of, and expansion of ac-
19 cess to, Hawaiian culture and history through digital
20 archives.

21 “(3) Informal education programs that connect
22 traditional Hawaiian knowledge, science, astronomy,
23 and the environment through State museums or
24 learning centers.

1 “(4) Public charter schools serving high con-
2 centrations of Native Hawaiian students.

3 “(e) ADMINISTRATIVE COSTS.—

4 “(1) IN GENERAL.—Except as provided in para-
5 graph (2), not more than 5 percent of funds pro-
6 vided to a recipient of a grant or contract under this
7 section for any fiscal year may be used for adminis-
8 trative purposes.

9 “(2) EXCEPTION.—The Secretary may waive
10 the requirement of paragraph (1) for a nonprofit en-
11 tity that receives funding under this section and
12 allow not more than 10 percent of funds provided to
13 such nonprofit entity under this section for any fis-
14 cal year to be used for administrative purposes.

15 **“SEC. 6305. ADMINISTRATIVE PROVISIONS.**

16 “(a) APPLICATION REQUIRED.—No grant may be
17 made under this part, and no contract may be entered into
18 under this part, unless the entity seeking the grant or con-
19 tract submits an application to the Secretary at such time,
20 in such manner, and containing such information as the
21 Secretary may determine to be necessary to carry out the
22 provisions of this part.

23 “(b) DIRECT GRANT APPLICATIONS.—The Secretary
24 shall provide a copy of all direct grant applications to the
25 Education Council.

1 “(c) SUPPLEMENT NOT SUPPLANT.—

2 “(1) IN GENERAL.—Except as provided in para-
3 graph (2), funds made available under this part
4 shall be used to supplement, and not supplant, any
5 State or local funds used to achieve the purposes of
6 this part.

7 “(2) EXCEPTION.—Paragraph (1) shall not
8 apply to any nonprofit entity or Native Hawaiian
9 community-based organization that receives a grant
10 or other funds under this part.

11 “(d) AUTHORIZATION OF APPROPRIATIONS.—

12 “(1) IN GENERAL.—There are authorized to be
13 appropriated to carry out this part \$32,397,259 for
14 each of fiscal years 2014 through 2019.

15 “(2) RESERVATION.—Of the funds appro-
16 priated under this subsection, the Secretary shall re-
17 serve, for each fiscal year after the date of enact-
18 ment of the Student Success Act not less than
19 \$500,000 for the grant to the Education Council
20 under section 6303.

21 “(3) AVAILABILITY.—Funds appropriated
22 under this subsection shall remain available until ex-
23 pended.”.

