

AMENDMENT NO. IV/1 Calendar No. _____

Purpose: To amend title IV regarding elementary school and secondary school counseling programs.

IN THE SENATE OF THE UNITED STATES—114th Cong., 1st Sess.

S. _____

To reauthorize the Elementary and Secondary Education Act of 1965 to ensure that every child achieves.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. FRANKEN

Viz:

1 On page 373, between lines 19 and 20, insert the following:
2

3 **SEC. 4003. ELEMENTARY SCHOOL AND SECONDARY**
4 **SCHOOL COUNSELING PROGRAMS.**

5 Title IV (20 U.S.C. 7101 et seq.), as amended by
6 section 4001, is further amended by adding at the end
7 the following:

8 **“PART C—ELEMENTARY SCHOOL AND**
9 **SECONDARY SCHOOL COUNSELING PROGRAMS**
10 **“SEC. 4301. ELEMENTARY SCHOOL AND SECONDARY**
11 **SCHOOL COUNSELING PROGRAMS.**

12 **“(a) GRANTS AUTHORIZED.—**

1 “(1) IN GENERAL.—The Secretary is authorized
2 to award grants to eligible entities to enable such
3 agencies to establish or expand elementary school
4 and secondary school counseling programs that com-
5 ply with the requirements of subsection (c).

6 “(2) SPECIAL CONSIDERATION.—In awarding
7 grants under this section, the Secretary shall—

8 “(A) give special consideration to applica-
9 tions describing programs that—

10 “(i) demonstrate the greatest need for
11 new or additional counseling services
12 among children in the schools served by
13 the eligible entity, in part by providing in-
14 formation on current ratios, as of the date
15 of application for a grant under this sec-
16 tion, of students to school counselors, stu-
17 dents to school social workers, and stu-
18 dents to school psychologists;

19 “(ii) propose promising and innovative
20 approaches for initiating or expanding
21 school counseling; and

22 “(iii) show strong potential for rep-
23 lication and dissemination; and

24 “(B) give priority to—

1 “(i) schools that serve students in
2 rural and remote areas;

3 “(ii) schools in need of improvement
4 and persistently lowest achieving schools;
5 or

6 “(iii) schools with a high percentage
7 of students aged 5 through 17 who—

8 “(I) are in poverty, as counted in
9 the most recent census data approved
10 by the Secretary;

11 “(II) are eligible for a free or re-
12 duced priced lunch under the Richard
13 B. Russell National School Lunch Act
14 (42 U.S.C. 1751 et seq.);

15 “(III) are in families receiving
16 assistance under the State program
17 funded under part A of title IV of the
18 Social Security Act; or

19 “(IV) are eligible to receive med-
20 ical assistance under the Medicaid
21 program.

22 “(3) EQUITABLE DISTRIBUTION.—In awarding
23 grants under this section, the Secretary shall ensure
24 an equitable geographic distribution among the re-

1 gions of the United States and among eligible enti-
2 ties located in urban, rural, and suburban areas.

3 “(4) DURATION.—A grant under this section
4 shall be awarded for a period not to exceed 3 years.

5 “(5) MAXIMUM GRANT.—A grant awarded
6 under this section shall not exceed \$400,000 for any
7 fiscal year.

8 “(b) APPLICATIONS.—

9 “(1) IN GENERAL.—Each eligible entity desir-
10 ing a grant under this section shall submit an appli-
11 cation to the Secretary at such time, in such man-
12 ner, and accompanied by such information as the
13 Secretary may reasonably require.

14 “(2) CONTENTS.—Each application for a grant
15 under this section shall—

16 “(A) describe the school population to be
17 targeted by the program, the particular coun-
18 seling needs of such population, and the current
19 school counseling resources available for meet-
20 ing such needs;

21 “(B) include the information described in
22 subparagraphs (B) through (D) of section
23 4104(b)(4), with respect to the grant under this
24 part;

1 “(C) document that the eligible entity has
2 personnel qualified to develop, implement, and
3 administer the program; and

4 “(D) document how the eligible entity will
5 engage in meaning consultation with parents
6 and families in the development of such pro-
7 gram.

8 “(e) USE OF FUNDS.—Each eligible entity receiving
9 a grant under this part shall use grant funds to develop,
10 implement and evaluate comprehensive, evidence-based,
11 school counseling programs through activities which incor-
12 porate evidence-based practices, such as—

13 “(1) the implementation of a comprehensive
14 school counseling program to meet the counseling
15 and educational needs of all students;

16 “(2) increasing the range, availability, quantity,
17 and quality of counseling services, provided by quali-
18 fied school counselors, school psychologists, school
19 social workers, and other qualified school-based men-
20 tal health service providers, in the elementary
21 schools and secondary schools of the eligible entity;

22 “(3) the implementation of innovative ap-
23 proaches to increase children’s understanding of
24 peer and family relationships, peer and family inter-

1 action, work and self, decision making, or academic
2 and career planning;

3 “(4) the implementation of academic, postsec-
4 ondary education and career planning programs;

5 “(5) the initiation of partnerships with commu-
6 nity groups, social service agencies, or other public
7 or private non-profit entities in collaborative efforts
8 to enhance the program and promote school-linked
9 integration of services, as long as the eligible entity
10 documents how such partnership supplements, not
11 supplants, existing school-employed school-based
12 mental health service providers and services, in ac-
13 cordance with subsection (g);

14 “(6) the implementation of a team approach to
15 school counseling in the schools served by the eligible
16 entity by working toward ratios of school counselors,
17 school social workers, and school psychologists to
18 students recommended to enable such personnel to
19 effectively address the needs of students; and

20 “(7) any other activity determined necessary by
21 the eligible entity that meets the purpose of this part

22 “(d) LIMITATION ON ADMINISTRATIVE COSTS.—Not
23 more than 4 percent of the amounts made available under
24 this section for any fiscal year may be used for administra-
25 tive costs to carry out this section.

1 “(e) REPORT.—Not later than 2 years after assist-
2 ance is made available to eligible entities under subsection
3 (a), the Secretary shall make publicly available a report—

4 “(1) evaluating the programs assisted pursuant
5 to each grant under this section; and

6 “(2) outlining the information from eligible en-
7 tities regarding the ratios of students to—

8 “(A) school counselors;

9 “(B) school social workers; and

10 “(C) school psychologists.

11 “(f) SUPPLEMENT, NOT SUPPLANT.—Funds made
12 available under this section shall be used to supplement,
13 and not supplant, other Federal, State, or local funds used
14 for providing school-based counseling and mental health
15 services to students.

16 “(g) DEFINITIONS.—In this section:

17 “(1) ELIGIBLE ENTITY.—The term ‘eligible en-
18 tity’ means—

19 “(A) a local educational agency;

20 “(B) an educational service agency serving
21 more than 1 local educational agency; or

22 “(C) a consortium of local educational
23 agencies.

24 “(2) SCHOOL-BASED MENTAL HEALTH SERVICE
25 PROVIDERS.—The term ‘school-based mental health

1 service provider' has the meaning given the term in
2 section 4102.

3 “(3) SCHOOL COUNSELOR.—The term ‘school
4 counselor’ means an individual who meets the cri-
5 teria for licensure or certification as a school coun-
6 selor in the State where the individual is employed.

7 “(4) SCHOOL PSYCHOLOGIST.—The term
8 ‘school psychologist’ means an individual who is li-
9 censed or certified in school psychology by the State
10 in which the individual is employed.

11 “(5) SCHOOL SOCIAL WORKER.—The term
12 ‘school social worker’ means an individual who is li-
13 censed or certified as a school social worker for the
14 State in which the individual is employed.

15 “(h) AUTHORIZATION OF APPROPRIATIONS.—There
16 are authorized to be appropriated to carry out this section
17 such sums as may be necessary for each of fiscal years
18 2016 through 2021.”.