

Markowski/Title IV/Amdt. #1

BOM15281

*Jose N. Murkowski*  
S.L.C.

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To amend title IV regarding 21st century community learning centers.

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

AMENDMENTS intended to be proposed by Ms. MURKOWSKI (for herself, Mr. FRANKEN, Mr. SANDERS, Mr. CASSIDY, Ms. COLLINS, and Ms. BALDWIN)

Viz:

- 1 On page 373, between lines 19 and 20, insert the following:
- 2
- 3 **SEC. 4003. 21ST CENTURY COMMUNITY LEARNING CENTERS.**
- 4
- 5 (a) PROGRAM AUTHORIZED.—Part B of title IV (20
- 6 U.S.C. 7101 et seq.) is amended to read as follows:

1 **“PART B—21ST CENTURY COMMUNITY LEARNING**  
2 **CENTERS**

3 **“SEC. 4201. PURPOSE; DEFINITIONS.**

4 “(a) **PURPOSE.**—The purpose of this part is to pro-  
5 vide opportunities for communities to establish or expand  
6 activities in community learning centers that—

7 “(1) provide opportunities for academic enrich-  
8 ment, including providing tutorial services to help  
9 students, particularly students who attend low-per-  
10 forming schools, to meet challenging State academic  
11 standards described in section 1111(b)(1);

12 “(2) offer students a broad array of additional  
13 services, programs, and activities, such as youth de-  
14 velopment activities, service learning, nutrition and  
15 health education, drug and violence prevention pro-  
16 grams, counseling programs, art, music, physical fit-  
17 ness and wellness programs, technology education  
18 programs, financial literacy programs, math, science,  
19 career and technical programs, internship or appren-  
20 ticeship programs, and other ties to an in-demand  
21 industry sector or occupation for high school stu-  
22 dents that are designed to reinforce and complement  
23 the regular academic program of participating stu-  
24 dents; and

25 “(3) offer families of students served by com-  
26 munity learning centers opportunities for active and

1 meaningful engagement in their children's education,  
2 including opportunities for literacy and related edu-  
3 cational development.

4 "(b) DEFINITIONS.—In this part:

5 "(1) COMMUNITY LEARNING CENTER.—The  
6 term 'community learning center' means an entity  
7 that—

8 "(A) assists students to meet challenging  
9 State academic standards described in section  
10 1111(b)(1) by providing the students with aca-  
11 demic enrichment activities and a broad array  
12 of other activities (such as programs and activi-  
13 ties described in subsection (a)(2)) during non-  
14 school hours or periods when school is not in  
15 session (such as before and after school or dur-  
16 ing summer recess) that—

17 "(i) reinforce and complement the  
18 regular academic programs of the schools  
19 attended by the students served; and

20 "(ii) are targeted to the students' aca-  
21 demic needs and aligned with the instruc-  
22 tion students receive during the school day;  
23 and

24 "(B) offers families of students served by  
25 such center opportunities for literacy, and re-

1           lated educational development and opportunities  
2           for active and meaningful engagement in their  
3           children’s education.

4           “(2) COVERED PROGRAM.—The term ‘covered  
5           program’ means a program for which —

6                   “(A) the Secretary made a grant under  
7                   part B of title IV (as such part was in effect  
8                   on the day before the date of enactment of the  
9                   Every Child Achieves Act of 2015); and

10                   “(B) the grant period had not ended on  
11                   that date of enactment.

12           “(3) ELIGIBLE ENTITY.—The term ‘eligible en-  
13           tity’ means a local educational agency, community-  
14           based organization, Indian tribe or tribal organiza-  
15           tion (as such terms are defined in section 4 of the  
16           Indian Self-Determination and Education Act (25  
17           U.S. C. 450b)), another public or private entity, or  
18           a consortium of 2 or more such agencies, organiza-  
19           tions, or entities.

20           “(4) EXTERNAL ORGANIZATION.—The term ‘ex-  
21           ternal organization’ means—

22                   “(A) a nonprofit organization with a  
23                   record of success in running or working with  
24                   after school programs; or

1           “(B) in the case of a community where  
2           there is no such organization, a nonprofit orga-  
3           nization in the community that enters into a  
4           formal agreement or partnership with an orga-  
5           nization described in subparagraph (A) to re-  
6           ceive mentoring and guidance.

7           “(5) RIGOROUS PEER REVIEW PROCESS.—The  
8           term ‘rigorous peer review process’ means a process  
9           by which—

10           “(A) employees of a State educational  
11           agency who are familiar with the 21st century  
12           community learning center program under this  
13           part review all applications that the State re-  
14           ceives for awards under this part for complete-  
15           ness and applicant eligibility;

16           “(B) the State educational agency selects  
17           peer reviewers for such applications, who  
18           shall—

19           “(i) be selected for their expertise in  
20           providing effective academic, enrichment,  
21           youth development, and related services to  
22           children; and

23           “(ii) not include any applicant, or rep-  
24           resentative of an applicant, that has sub-

1           mitted an application under this part for  
2           the current application period; and

3           “(C) the peer reviewers described in sub-  
4           paragraph (B) review and rate the applications  
5           to determine the extent to which the applica-  
6           tions meet the requirements under sections  
7           4204(b) and 4205.

8           “(6) STATE.—The term ‘State’ means each of  
9           the 50 States, the District of Columbia, and the  
10          Commonwealth of Puerto Rico.

11       **“SEC. 4202. ALLOTMENTS TO STATES.**

12          “(a) RESERVATION.—From the funds appropriated  
13       under section 4206 for any fiscal year, the Secretary shall  
14       reserve—

15           “(1) such amounts as may be necessary to  
16       make continuation awards to grant recipients under  
17       covered programs (under the terms of those grants);

18           “(2) not more than 1 percent for national ac-  
19       tivities, which the Secretary may carry out directly  
20       or through grants and contracts, such as providing  
21       technical assistance to eligible entities carrying out  
22       programs under this part or conducting a national  
23       evaluation; and

24           “(3) not more than 1 percent for payments to  
25       the outlying areas and the Bureau of Indian Affairs,

1 to be allotted in accordance with their respective  
2 needs for assistance under this part, as determined  
3 by the Secretary, to enable the outlying areas and  
4 the Bureau to carry out the purpose of this part.

5 “(b) STATE ALLOTMENTS.—

6 “(1) DETERMINATION.—From the funds appro-  
7 priated under section 4206 for any fiscal year and  
8 remaining after the Secretary makes reservations  
9 under subsection (a), the Secretary shall allot to  
10 each State for the fiscal year an amount that bears  
11 the same relationship to the remainder as the  
12 amount the State received under subpart 2 of part  
13 A of title I for the preceding fiscal year bears to the  
14 amount all States received under that subpart for  
15 the preceding fiscal year, except that no State shall  
16 receive less than an amount equal to one-half of 1  
17 percent of the total amount made available to all  
18 States under this subsection.

19 “(2) REALLOTMENT OF UNUSED FUNDS.—If a  
20 State does not receive an allotment under this part  
21 for a fiscal year, the Secretary shall reallocate the  
22 amount of the State’s allotment to the remaining  
23 States in accordance with this part.

24 “(c) STATE USE OF FUNDS.—

1           “(1) IN GENERAL.—Each State that receives an  
2 allotment under this part shall reserve not less than  
3 93 percent of the amount allotted to such State  
4 under subsection (b), for each fiscal year for awards  
5 to eligible entities under section 4204.

6           “(2) STATE ADMINISTRATION.—A State edu-  
7 cational agency may use not more than 2 percent of  
8 the amount made available to the State under sub-  
9 section (b) for—

10           “(A) the administrative costs of carrying  
11 out its responsibilities under this part;

12           “(B) establishing and implementing a rig-  
13 orous peer review process for grant applications  
14 described in section 4204(b) (including con-  
15 sultation with the Governor and other State  
16 agencies responsible for administering youth de-  
17 velopment programs and adult learning activi-  
18 ties); and

19           “(C) awarding of funds to eligible entities  
20 (in consultation with the Governor and other  
21 State agencies responsible for administering  
22 youth development programs and adult learning  
23 activities).

24           “(3) STATE ACTIVITIES.—A State educational  
25 agency may use not more than 5 percent of the

1 amount made available to the State under subsection  
2 (b) for the following activities:

3 “(A) Monitoring and evaluation of pro-  
4 grams and activities assisted under this part.

5 “(B) Providing capacity building, training,  
6 and technical assistance under this part.

7 “(C) Comprehensive evaluation (directly,  
8 or through a grant or contract) of the effective-  
9 ness of programs and activities assisted under  
10 this part.

11 “(D) Providing training and technical as-  
12 sistance to eligible entities who are applicants  
13 for or recipients of awards under this part.

14 “(E) Ensuring that any eligible entity that  
15 receives an award under this part from the  
16 State aligns the activities provided by the pro-  
17 gram with State academic standards.

18 “(F) Ensuring that any such eligible entity  
19 identifies and partners with external organiza-  
20 tions, if available, in the community.

21 “(G) Working with teachers, principals,  
22 parents, the local workforce, the local commu-  
23 nity, and other stakeholders to review and im-  
24 prove State policies and practices to support the

1 implementation of effective programs under this  
2 part.

3 “(II) Coordinating funds received under  
4 this part with other Federal and State funds to  
5 implement high-quality programs.

6 “(I) Providing a list of prescreened exter-  
7 nal organizations, as described in section  
8 4203(a)(11).

9 **“SEC. 4203. STATE APPLICATION.**

10 “(a) IN GENERAL.—In order to receive an allotment  
11 under section 4202 for any fiscal year, a State shall sub-  
12 mit to the Secretary, at such time as the Secretary may  
13 require, an application that—

14 “(1) designates the State educational agency as  
15 the agency responsible for the administration and  
16 supervision of programs assisted under this part;

17 “(2) describes how the State educational agency  
18 will use funds received under this part, including  
19 funds reserved for State-level activities;

20 “(3) contains an assurance that the State edu-  
21 cational agency—

22 “(A) will make awards under this part to  
23 eligible entities that serve students who pri-  
24 marily attend schools that have been identified  
25 under section 1114(a)(1)(A) and other schools

1 determined by the local educational agency to  
2 be in need of intervention and support and the  
3 families of such students; and

4 “(B) will further give priority to eligible  
5 entities that propose in the application to serve  
6 students described in subclauses (I) and (II) of  
7 section 4204(i)(1)(A)(i);

8 “(4) describes the procedures and criteria the  
9 State educational agency will use for reviewing appli-  
10 cations and awarding funds to eligible entities on a  
11 competitive basis, which shall include procedures and  
12 criteria that take into consideration the likelihood  
13 that a proposed community learning center will help  
14 participating students meet State and local content  
15 and student academic achievement standards;

16 “(5) describes how the State educational agency  
17 will ensure that awards made under this part are—

18 “(A) of sufficient size and scope to support  
19 high-quality, effective programs that are con-  
20 sistent with the purpose of this part; and

21 “(B) in amounts that are consistent with  
22 section 4204(h);

23 “(6) describes the steps the State educational  
24 agency will take to ensure that programs implement  
25 effective strategies, including providing ongoing

1 technical assistance and training, evaluation, dis-  
2 semination of promising practices, and coordination  
3 of professional development for staff in specific con-  
4 tent areas as well as youth development;

5 “(7) describes how programs under this part  
6 will be coordinated with programs under this Act,  
7 and other programs as appropriate;

8 “(8) contains an assurance that the State edu-  
9 cational agency—

10 “(A) will make awards for programs for a  
11 period of not less than 3 years and not more  
12 than 5 years; and

13 “(B) will require each eligible entity seek-  
14 ing such an award to submit a plan describing  
15 how the activities to be funded through the  
16 award will continue after funding under this  
17 part ends;

18 “(9) contains an assurance that funds appro-  
19 priated to carry out this part will be used to supple-  
20 ment, and not supplant, other Federal, State, and  
21 local public funds expended to provide programs and  
22 activities authorized under this part and other simi-  
23 lar programs;

24 “(10) contains an assurance that the State edu-  
25 cational agency will require eligible entities to de-

1       scribe in their applications under section 4204(b)  
2       how the transportation needs of participating stu-  
3       dents will be addressed;

4           “(11) describes how the State will prescreen ex-  
5       ternal organizations that could provide assistance in  
6       carrying out the activities under this part, and de-  
7       velop and make available to eligible entities a list of  
8       external organizations that successfully completed  
9       the prescreening process;

10          “(12) provides—

11           “(A) an assurance that the application was  
12       developed in consultation and coordination with  
13       appropriate State officials, including the chief  
14       State school officer, and other State agencies  
15       administering before and after school (or sum-  
16       mer school) programs, the heads of the State  
17       health and mental health agencies or their des-  
18       ignees, statewide after school networks (where  
19       applicable) and representatives of teachers, local  
20       educational agencies, and community-based or-  
21       ganizations; and

22           “(B) a description of any other representa-  
23       tives of teachers, parents, students, or the busi-  
24       ness community that the State has selected to

1           assist in the development of the application, if  
2           applicable;

3           “(13) describes the results of the State’s needs  
4           and resources assessment for before and after school  
5           activities, which shall be based on the results of on-  
6           going State evaluation activities;

7           “(14) describes how the State educational agen-  
8           cy will evaluate the effectiveness of programs and  
9           activities carried out under this part, which shall in-  
10          clude, at a minimum—

11           “(A) a description of the performance indi-  
12          cators and performance measures that will be  
13          used to evaluate programs and activities with  
14          emphasis on alignment with the regular aca-  
15          demic program of the school and the academic  
16          needs of participating students, including per-  
17          formance indicators and measures that—

18           “(i) are able to track student success  
19          and improvement over time;

20           “(ii) include State assessment results  
21          and other indicators of student success and  
22          improvement, such as improved attendance  
23          during the school day, better classroom  
24          grades, regular (or consistent) program at-

1                   tendance, and on-time advancement to the  
2                   next grade level; and

3                   “(iii) for high school students, may in-  
4                   clude indicators such as career com-  
5                   petencies, successful completion of intern-  
6                   ships or apprenticeships, or work-based  
7                   learning opportunities;

8                   “(B) a description of how data collected  
9                   for the purposes of subparagraph (A) will be  
10                  collected; and

11                  “(C) public dissemination of the evalua-  
12                  tions of programs and activities carried out  
13                  under this part; and

14                  “(15) provides for timely public notice of intent  
15                  to file an application and an assurance that the ap-  
16                  plication will be available for public review after sub-  
17                  mission.

18                  “(b) DEEMED APPROVAL.—An application submitted  
19                  by a State educational agency pursuant to subsection (a)  
20                  shall be deemed to be approved by the Secretary unless  
21                  the Secretary makes a written determination, prior to the  
22                  expiration of the 120-day period beginning on the date on  
23                  which the Secretary received the application, that the ap-  
24                  plication is not in compliance with this part.

1       “(c) DISAPPROVAL.—The Secretary shall not finally  
2 disapprove the application, except after giving the State  
3 educational agency notice and opportunity for a hearing.

4       “(d) NOTIFICATION.—If the Secretary finds that the  
5 application is not in compliance, in whole or in part, with  
6 this part, the Secretary shall—

7           “(1) give the State educational agency notice  
8 and an opportunity for a hearing; and

9           “(2) notify the State educational agency of the  
10 finding of noncompliance, and, in such notification,  
11 shall—

12               “(A) cite the specific provisions in the ap-  
13 plication that are not in compliance; and

14               “(B) request additional information, only  
15 as to the noncompliant provisions, needed to  
16 make the application compliant.

17       “(e) RESPONSE.—If the State educational agency re-  
18 sponds to the Secretary’s notification described in sub-  
19 section (d)(2) during the 45-day period beginning on the  
20 date on which the agency received the notification, and  
21 resubmits the application with the requested information  
22 described in subsection (d)(2)(B), the Secretary shall ap-  
23 prove or disapprove such application prior to the later of—

1           “(1) the expiration of the 45-day period begin-  
2           ning on the date on which the application is resub-  
3           mitted; or

4           “(2) the expiration of the 120-day period de-  
5           scribed in subsection (b).

6           “(f) FAILURE TO RESPOND.—If the State edu-  
7           cational agency does not respond to the Secretary’s notifi-  
8           cation described in subsection (d)(2) during the 45-day pe-  
9           riod beginning on the date on which the agency received  
10          the notification, such application shall be deemed to be  
11          disapproved.

12          “(g) LIMITATION.—The Secretary may not impose a  
13          priority or preference for States or eligible entities that  
14          seek to use funds made available under this part to extend  
15          the regular school day.

16          **“SEC. 4204. LOCAL COMPETITIVE GRANT PROGRAM.**

17          “(a) IN GENERAL.—

18                 “(1) COMMUNITY LEARNING CENTERS.—A  
19                 State that receives funds under this part for a fiscal  
20                 year shall provide the amount made available under  
21                 section 4202(c)(1) to eligible entities for community  
22                 learning centers in accordance with this part.

23                 “(2) EXPANDED LEARNING PROGRAM ACTIVI-  
24                 TIES.—A State that receives funds under this part  
25                 for a fiscal year may also use such funds to support

1 those enrichment and engaging academic activities  
2 described in section 4205(a) that—

3 “(A) are included as part of an expanded  
4 learning program that provide students at least  
5 300 additional program hours before, during, or  
6 after the traditional school day;

7 “(B) supplement but do not supplant  
8 school day requirements; and

9 “(C) are awarded to entities that meet the  
10 requirements of subsection (i).

11 “(b) APPLICATION.—

12 “(1) IN GENERAL.—To be eligible to receive an  
13 award under this part, an eligible entity shall submit  
14 an application to the State educational agency at  
15 such time, in such manner, and including such infor-  
16 mation as the State educational agency may reason-  
17 ably require.

18 “(2) CONTENTS.—Each application submitted  
19 under paragraph (1) shall include—

20 “(A) a description of the activities to be  
21 funded, including—

22 “(i) an assurance that the program  
23 will take place in a safe and easily acces-  
24 sible facility;

1           “(ii) a description of how students  
2           participating in the program carried out by  
3           the community learning center will travel  
4           safely to and from the center and home, if  
5           applicable; and

6           “(iii) a description of how the eligible  
7           entity will disseminate information about  
8           the community learning center (including  
9           its location) to the community in a manner  
10          that is understandable and accessible;

11          “(B) a description of how such activities  
12          are expected to improve student academic  
13          achievement as well as overall student success;

14          “(C) a demonstration of how the proposed  
15          program will coordinate Federal, State, and  
16          local programs and make the most effective use  
17          of public resources;

18          “(D) an assurance that the proposed pro-  
19          gram was developed, and will be carried out—

20                 “(i) in active collaboration with the  
21                 schools the students attend (including  
22                 through the sharing of relevant student  
23                 data among the schools), all participants in  
24                 the eligible entity, and any partnership en-  
25                 tities described in subparagraph (II), while

1           complying with applicable laws relating to  
2           privacy and confidentiality; and

3           “(ii) in alignment with State and local  
4           content and student academic achievement  
5           standards;

6           “(E) a description of how the activities will  
7           meet the principles of effectiveness described in  
8           section 4205(b);

9           “(F) an assurance that the program will  
10          target students who primarily attend schools el-  
11          igible for schoolwide programs under section  
12          1114 and the families of such students;

13          “(G) an assurance that funds under this  
14          part will be used to increase the level of State,  
15          local, and other non-Federal funds that would,  
16          in the absence of funds under this part, be  
17          made available for programs and activities au-  
18          thorized under this part, and in no case sup-  
19          plant Federal, State, local, or non-Federal  
20          funds;

21          “(H) a description of the partnership be-  
22          tween a local educational agency, a community-  
23          based organization, and another public entity or  
24          private entity, if appropriate;

1           “(I) an evaluation of the community needs  
2           and available resources for the community  
3           learning center and a description of how the  
4           program proposed to be carried out in the cen-  
5           ter will address those needs (including the  
6           needs of working families);

7           “(J) a demonstration that the eligible enti-  
8           ty will use best practices, including research or  
9           evidence-based practices, to provide educational  
10          and related activities that will complement and  
11          enhance academic performance, achievement,  
12          postsecondary and workforce preparation, and  
13          positive youth development of the students;

14          “(K) a description of a preliminary plan  
15          for how the community learning center will con-  
16          tinue after funding under this part ends;

17          “(L) an assurance that the community will  
18          be given notice of an intent to submit an appli-  
19          cation and that the application and any waiver  
20          request will be available for public review after  
21          submission of the application;

22          “(M) if the eligible entity plans to use vol-  
23          unteers in activities carried out through the  
24          community learning center, a description of how  
25          the eligible entity will encourage and use appro-

1           priately qualified persons to serve as the volun-  
2           teers; and

3                   “(N) such other information and assur-  
4           ances as the State educational agency may rea-  
5           sonably require.

6           “(c) APPROVAL OF CERTAIN APPLICATIONS.—The  
7           State educational agency may approve an application  
8           under this part for a program to be located in a facility  
9           other than an elementary school or secondary school only  
10          if the program will be at least as available and accessible  
11          to the students to be served as if the program were located  
12          in an elementary school or secondary school.

13          “(d) PERMISSIVE LOCAL MATCH.—

14                   “(1) IN GENERAL.—A State educational agency  
15           may require an eligible entity to match funds award-  
16           ed under this part, except that such match may not  
17           exceed the amount of the grant award and may not  
18           be derived from other Federal or State funds.

19                   “(2) SLIDING SCALE.—The amount of a match  
20           under paragraph (1) shall be established based on a  
21           sliding fee scale that takes into account—

22                           “(A) the relative poverty of the population  
23           to be targeted by the eligible entity; and

24                           “(B) the ability of the eligible entity to ob-  
25           tain such matching funds.

1           “(3) IN-KIND CONTRIBUTIONS.—Each State  
2 educational agency that requires an eligible entity to  
3 match funds under this subsection shall permit the  
4 eligible entity to provide all or any portion of such  
5 match in the form of in-kind contributions.

6           “(4) CONSIDERATION.—Notwithstanding this  
7 subsection, a State educational agency shall not con-  
8 sider an eligible entity’s ability to match funds when  
9 determining which eligible entities will receive  
10 awards under this part.

11          “(e) PEER REVIEW.—In reviewing local applications  
12 under this part, a State educational agency shall use a  
13 rigorous peer review process or other methods of assuring  
14 the quality of such applications.

15          “(f) GEOGRAPHIC DIVERSITY.—To the extent prac-  
16 ticable, a State educational agency shall distribute funds  
17 under this part equitably among geographic areas within  
18 the State, including urban and rural communities.

19          “(g) DURATION OF AWARDS.—Grants under this  
20 part shall be awarded for a period of not less than 3 years  
21 and not more than 5 years.

22          “(h) AMOUNT OF AWARDS.—A grant awarded under  
23 this part may not be made in an amount that is less than  
24 \$50,000.

25          “(i) PRIORITY.—

1           “(1) IN GENERAL.—In awarding grants under  
2 this part, a State educational agency shall give pri-  
3 ority to applications—

4           “(A) proposing to target services to—

5           “(i) students who primarily attend  
6 schools that—

7           “(I) have been identified under  
8 section 1114(a) and other schools de-  
9 termined by the local educational  
10 agency to be in need of intervention  
11 and support to improve student aca-  
12 demic achievement and other out-  
13 comes; and

14           “(II) enroll students who may be  
15 at risk for academic failure, dropping  
16 out of school, involvement in criminal  
17 or delinquent activities, or who lack  
18 strong positive role models; and

19           “(ii) the families of students described  
20 in clause (i);

21           “(B) submitted jointly by eligible entities  
22 consisting of not less than 1—

23           “(i) local educational agency receiving  
24 funds under part A of title I; and

25           “(ii) another eligible entity; and

1           “(C) demonstrating that the activities pro-  
2           posed in the application—

3           “(i) are, as of the date of the submis-  
4           sion of the application, not accessible to  
5           students who would be served; or

6           “(ii) would expand accessibility to  
7           high-quality services that may be available  
8           in the community.

9           “(2) SPECIAL RULE.—The State educational  
10          agency shall provide the same priority under para-  
11          graph (1) to an application submitted by a local edu-  
12          cational agency if the local educational agency dem-  
13          onstrates that it is unable to partner with a commu-  
14          nity-based organization in reasonable geographic  
15          proximity and of sufficient quality to meet the re-  
16          quirements of this part.

17          “(3) LIMITATION.—A State educational agency  
18          may not impose a priority or preference for eligible  
19          entities that seek to use funds made available under  
20          this part to extend the regular school day.

21          “(j) RENEWABILITY OF AWARDS.—A State edu-  
22          cational agency may renew a grant provided under this  
23          part to an eligible entity, based on the eligible entity’s per-  
24          formance during the original grant period.

1 **“SEC. 4205. LOCAL ACTIVITIES.**

2 “(a) AUTHORIZED ACTIVITIES.—Each eligible entity  
3 that receives an award under section 4204 may use the  
4 award funds to carry out a broad array of activities that  
5 advance student academic achievement and support stu-  
6 dent success, including—

7 “(1) academic enrichment learning programs,  
8 mentoring programs, remedial education activities,  
9 and tutoring services, that are aligned with—

10 “(A) State and local content and student  
11 academic achievement standards; and

12 “(B) local curricula that are designed to  
13 improve student academic achievement;

14 “(2) core academic subject education activities,  
15 including such activities that enable students to be  
16 eligible for credit recovery or attainment;

17 “(3) literacy education programs, including fi-  
18 nancial literacy programs;

19 “(4) programs that support a healthy, active  
20 lifestyle, including nutritional education and regular,  
21 structured physical activity programs;

22 “(5) services for individuals with disabilities;

23 “(6) programs that provide after school activi-  
24 ties for students who are English learners that em-  
25 phasize language skills and academic achievement;

26 “(7) cultural programs;

1           “(8) telecommunications and technology edu-  
2 cation programs;

3           “(9) expanded library service hours;

4           “(10) parenting skills programs that promote  
5 parental involvement and family literacy;

6           “(11) programs that provide assistance to stu-  
7 dents who have been truant, suspended, or expelled  
8 to allow the students to improve their academic  
9 achievement;

10          “(12) drug and violence prevention programs  
11 and counseling programs;

12          “(13) programs that build skills in science,  
13 technology, engineering and mathematics (referred  
14 to in this paragraph as ‘STEM’) and that foster in-  
15 novation in learning by supporting non-traditional  
16 STEM education teaching methods; and

17          “(14) programs that partner with in-demand  
18 fields of the local workforce or build career com-  
19 petencies and career readiness and ensure that local  
20 workforce and career readiness skills are aligned  
21 with the Carl D. Perkins Career and Technical Edu-  
22 cation Act of 2006 and the Workforce Innovation  
23 and Opportunity Act.

24          “(b) MEASURES OF EFFECTIVENESS.—

1           “(1) IN GENERAL.—For a program or activity  
2 developed pursuant to this part to meet the meas-  
3 ures of effectiveness, monitored by the State edu-  
4 cational agency as described in section 4203(a)(14),  
5 such program or activity shall—

6           “(A) be based upon an assessment of ob-  
7 jective data regarding the need for before and  
8 after school programs (including during sum-  
9 mer recess periods) and activities in the schools  
10 and communities;

11           “(B) be based upon an established set of  
12 performance measures aimed at ensuring the  
13 availability of high quality academic enrichment  
14 opportunities;

15           “(C) if appropriate, be based upon evi-  
16 dence-based research that provides evidence  
17 that the program or activity will help students  
18 meet the State and local student academic  
19 achievement standards;

20           “(D) ensure that measures of student suc-  
21 cess align with the regular academic program of  
22 the school and the academic needs of partici-  
23 pating students and include performance indica-  
24 tors and measures described in section  
25 4203(a)(14)(A); and

1           “(E) collect the data necessary for the  
2           measures of student success described in sub-  
3           paragraph (D).

4           “(2) PERIODIC EVALUATION.—

5           “(A) IN GENERAL.—The program or activ-  
6           ity shall undergo a periodic evaluation in con-  
7           junction with the State educational agency’s  
8           overall evaluation plan as described in section  
9           4203(a)(14), to assess the program’s progress  
10          toward achieving the goal of providing high  
11          quality opportunities for academic enrichment  
12          and overall student success.

13          “(B) USE OF RESULTS.—The results of  
14          evaluations under subparagraph (A) shall be—

15                 “(i) used to refine, improve, and  
16                 strengthen the program or activity, and to  
17                 refine the performance measures;

18                 “(ii) made available to the public upon  
19                 request, with public notice of such avail-  
20                 ability provided; and

21                 “(iii) used by the State to determine  
22                 whether a grant is eligible to be renewed  
23                 under section 4204(j).

1 **“SEC. 4206. AUTHORIZATION OF APPROPRIATIONS.**

2 “There are authorized to be appropriated to carry out  
3 this part such sums as may be necessary for each of fiscal  
4 years 2016 through 2021.”.

5 (b) TRANSITION.—The recipient of a multiyear grant  
6 award under part B of Title IV of the Elementary and  
7 Secondary Education Act of 1965 (20 U.S.C. 7171 et  
8 seq.), as such Act was in effect on the day before the date  
9 of enactment of this Act, shall continue to receive funds  
10 in accordance with the terms and conditions of such  
11 award.

12 On page 529, on line 13, strike “(J)”.