

116TH CONGRESS
2D SESSION

H. R. 8691

To authorize the establishment of an Education Jobs Fund to retain and create education jobs in communities most impacted by COVID–19, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 27, 2020

Mrs. HAYES (for herself, Mr. SABLAN, and Mr. SCOTT of Virginia) introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To authorize the establishment of an Education Jobs Fund to retain and create education jobs in communities most impacted by COVID–19, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Save Education Jobs
5 Act”.

1 **SEC. 2. AUTHORIZATION OF APPROPRIATIONS TO RETAIN**
2 **AND CREATE EDUCATION JOBS.**

3 (a) IN GENERAL.—There are authorized to be appro-
4 priated to the Secretary to establish and implement an
5 Education Jobs Fund—

- 6 (1) \$56,600,000,000 for fiscal year 2021;
7 (2) \$52,400,000,000 for fiscal year 2022;
8 (3) \$34,300,000,000 for fiscal year 2023;
9 (4) \$26,100,000,000 for fiscal year 2024;
10 (5) \$17,700,000,000 for fiscal year 2025;
11 (6) \$14,400,000,000 for fiscal year 2026;
12 (7) \$14,600,000,000 for fiscal year 2027;
13 (8) \$14,800,000,000 for fiscal year 2028;
14 (9) \$15,000,000,000 for fiscal year 2029; and
15 (10) \$15,200,000,000 for fiscal year 2030.

16 (b) RESERVATION FOR ADMINISTRATIVE EX-
17 PENSES.—Of the amounts made available for a fiscal year
18 under subsection (a), the Secretary may reserve not more
19 than \$1,000,000 for each such fiscal year for administra-
20 tion and oversight of this Act.

21 (c) ALLOCATION SCHEDULE.—

22 (1) FIRST YEAR OF GRANTS.—From the
23 amounts first made available under subsection (a),
24 not later than 30 days after the date of the enact-
25 ment of this Act, the Secretary shall award grants
26 in accordance with section 3.

1 (2) SUBSEQUENT YEARS.—Not later than 30
2 days after the first day of the first fiscal year that
3 begins after the date of the enactment of this Act
4 and annually thereafter, from the amounts made
5 available under subsection (a), the Secretary shall
6 award grants in accordance with section 3.

7 **SEC. 3. GRANTS TO RETAIN AND CREATE EDUCATION JOBS.**

8 (a) ELIGIBILITY.—

9 (1) NATIONAL ELIGIBILITY.—

10 (A) FISCAL YEARS 2021 THROUGH 2026.—

11 For fiscal years 2021 through 2026, each State
12 educational agency that submits an application
13 meeting the requirements under section 5 shall
14 be eligible to receive a grant in accordance with
15 this section for each such fiscal year.

16 (B) FISCAL YEARS 2027 THROUGH 2030.—

17 Except as provided in paragraph (2), for fiscal
18 years 2027 through 2030, each State edu-
19 cational agency that submits an application
20 meeting the requirements under section 5 shall
21 be eligible to receive a grant in accordance with
22 this section for each such fiscal year.

23 (2) STATE EDUCATIONAL AGENCY ELIGIBILITY
24 IN THE CASE OF NATIONAL UNEMPLOYMENT AVER-
25 AGE DECREASE.—

(A) FISCAL YEARS FOR WHICH NATIONAL ELIGIBILITY DOES NOT APPLY.—Paragraph (1)(B) shall not apply with respect to a fiscal year described in such paragraph if during the period beginning on the first day of fiscal year 2021 and ending on the last day of the fiscal year preceding such a fiscal year, the average rate of total unemployment in the Nation (seasonally adjusted) for the period consisting of the most recent 3 consecutive months for which data for all States are published by the Bureau of Labor Statistics was less than or equal to 5.5 percent.

(B) STATE EDUCATIONAL AGENCY-BASED ELIGIBILITY.—In the case of a fiscal year described in subparagraph (A), a State educational agency shall be eligible to receive a grant in accordance with this section for such fiscal year if—

(i) such State educational agency submits an application meeting the requirements under section 5; and

(ii) with respect to each month occurring in the fiscal year preceding such fiscal year, the average rate of total unemploy-

1 ment in the State (seasonally adjusted) for
2 the period consisting of the most recent 3
3 consecutive months for which data are
4 published by the Bureau of Labor Statis-
5 tics was greater than 5.5 percent.

6 (3) OUTLYING AREA AND BUREAU OF INDIAN
7 EDUCATION ELIGIBILITY.—

8 (A) FISCAL YEARS 2021 THROUGH 2026.—

9 For fiscal years 2021 through 2026, each out-
10 lying area and program operated or funded by
11 the Bureau of Indian Education shall be eligible
12 to receive a grant in accordance with this sec-
13 tion for each such fiscal year.

14 (B) FISCAL YEARS 2027 THROUGH 2030.—

15 Except as provided in subparagraph (C), for
16 fiscal years 2027 through 2030, each outlying
17 area and program operated or funded by the
18 Bureau of Indian Education shall be eligible to
19 receive a grant in accordance with this section
20 for each such fiscal year.

21 (C) EXCEPTION.—Subparagraph (B) shall

22 not apply with respect to a fiscal year described
23 in such subparagraph if during the period be-
24 ginning on the first day of fiscal year 2021 and
25 ending on the last day of the fiscal year pre-

ceding such a fiscal year, the average rate of total unemployment in the Nation (seasonally adjusted) for the period consisting of the most recent 3 consecutive months for which data for all States are published by the Bureau of Labor Statistics was less than or equal to 3.5 percent.

(b) ALLOCATION OF GRANT FUNDS.—

(1) ALLOCATION TO OUTLYING AREAS AND BUREAU OF INDIAN EDUCATION.—

(A) RESERVATION.—Subject to subsection (a)(3), from the amount made available under section 2(a) for a fiscal year, the Secretary shall reserve—

(i) an amount equal to $\frac{1}{2}$ of 1 percent for allocations to the outlying areas in accordance with subparagraph (B); and

(ii) an amount equal to $\frac{1}{2}$ of 1 percent for allocations to programs operated or funded by the Bureau of Indian Education in accordance with subparagraph (C).

(B) OUTLYING AREAS.—From the amount made available under subparagraph (A)(i) for a fiscal year, the Secretary shall allocate to each outlying area a grant that bears the same pro-

1 portion to such amount as the amount the out-
2 lying area received under part A of title I of the
3 Elementary and Secondary Education Act of
4 1965 (20 U.S.C. 6311 et seq.) for the pre-
5 ceding fiscal year bears to the amount all out-
6 lying areas received under such part for the
7 preceding fiscal year.

8 (C) PROGRAMS OPERATED OR FUNDED BY
9 THE BUREAU OF INDIAN EDUCATION.—From
10 the amount made available under subparagraph
11 (A)(ii) for a fiscal year, the Secretary shall, in
12 consultation with the Secretary of the Interior,
13 allocate to each program operated or funded by
14 the Bureau of Indian Education a grant that
15 bears the same proportion to such amount as
16 the amount the program operated or funded by
17 the Bureau of Indian Education received under
18 part A of title I of the Elementary and Sec-
19 ondary Education Act of 1965 (20 U.S.C. 6311
20 et seq.) for the preceding fiscal year bears to
21 the amount all programs operated or funded by
22 the Bureau of Indian Education received under
23 such part for the preceding fiscal year.

24 (2) ALLOCATION TO STATE EDUCATIONAL
25 AGENCIES.—From the amount made available under

1 section 2(a) for a fiscal year remaining after the res-
2 ervation under paragraph (1)(A), the Secretary shall
3 allocate to each State educational agency that is eli-
4 gible under subsection (a) a grant that bears the
5 same proportion to such amount as the amount the
6 State educational agency received under part A of
7 title I of the Elementary and Secondary Education
8 Act of 1965 (20 U.S.C. 6311 et seq.) for the pre-
9 ceding fiscal year bears to the amount all State edu-
10 cational agencies received under such part for the
11 preceding fiscal year.

12 (c) RESERVATION BY STATE EDUCATIONAL AGEN-
13 CY.—

14 (1) IN GENERAL.—Of the amounts allocated to
15 a State educational agency under subsection (b)(2)
16 for a fiscal year, such State educational agency may
17 reserve not more than 5 percent—

18 (A) for administrative costs of carrying out
19 subgrants under subsection (d);

20 (B) for the costs of retaining or creating
21 positions in the State educational agency re-
22 lated to the administration or support of early
23 childhood, public elementary, public secondary,
24 or public postsecondary education; and

(C) to implement evidence-based strategies to ensure that low-income students and minority children enrolled in schools assisted under this section are not served at disproportionate rates by ineffective, out-of-field, or inexperienced teachers, as described in section 1111(g)(1)(B) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311(g)(1)(B)).

(2) PROHIBITED USE OF FUNDS.—None of the funds reserved by a State educational agency under paragraph (1) may be used by such State educational agency to carry out an activity described in paragraphs (1) through (5) of section 4(c).

(d) SUBGRANTS TO LOCAL EDUCATIONAL AGENCIES.—Of the amounts allocated to a State educational agency under subsection (b)(2) for a fiscal year and remaining after such State educational agency reserves funds under subsection (c)(1), such State educational agency shall allocate to each local educational agency in the State a grant that bears the same proportion to such amount as the amount the local educational agency received under part A of title I of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311 et seq.) for the preceding fiscal year bears to the amount all local

1 educational agencies in the State received under such part
2 for the preceding fiscal year.

3 **SEC. 4. USE OF FUNDS.**

4 (a) **REQUIRED USE OF FUNDS.**—A local educational
5 agency that receives a subgrant under section 3(d) shall
6 use not less than 90 percent of the subgrant funds for
7 compensation and benefits and other expenses, such as
8 support services, necessary to retain existing employees,
9 to recall or rehire former employees, and to hire new em-
10 ployees, in order to provide early childhood, elementary,
11 or secondary educational related services.

12 (b) **PERMISSIBLE USE OF FUNDS.**—A local edu-
13 cational agency that receives a subgrant under section
14 3(d) may use not more than 10 percent of such subgrant
15 funds for any of the following:

16 (1) Training, which may include high-quality
17 residency, mentoring and induction programs, and
18 professional development.

19 (2) Salary increases to cover extended days or
20 school years for instruction and enrichment to make
21 up for students' lost instructional time due to
22 COVID-19 and to ensure all students have access to
23 a well-rounded education and the supports needed to
24 succeed.

1 (3) Salary increases to cover increased work-
2 days to provide intensive professional learning and
3 educator planning opportunities, including through
4 professional learning communities.

5 (4) Except as provided in subsection (c)(2), in-
6 centives, such as loan forgiveness, service scholarship
7 programs, fee reimbursement for costs associated
8 with obtaining advanced or additional teacher certifi-
9 cation, or increased salaries, for teachers to teach in
10 high-need schools and in high-need fields such as
11 special education.

12 (5) To develop, maintain, or expand partnership
13 programs with teacher preparation programs in in-
14 stitutions of higher education that target high-need
15 fields, high-need schools, and diverse candidates to
16 expand the pipeline into the teaching profession.

17 (6) Developing teacher leadership roles in high-
18 need schools.

19 (c) PROHIBITED USE OF FUNDS.—A local edu-
20 cational agency that receives a subgrant under section
21 3(d) may not use such subgrant funds—

22 (1) for general administrative expenses or for
23 other support services expenditures (as such terms
24 are defined on the date of the enactment of this Act

1 in the Common Core of Data of the National Center
2 for Education Statistics);

3 (2) to provide increased salaries or bonuses re-
4 lated to on-the-job performance;

5 (3) directly or indirectly, to—

6 (A) establish, restore, or supplement a
7 rainy-day fund;

8 (B) supplant State funds in a manner that
9 has the effect of establishing, restoring, or
10 supplementing a rainy-day fund;

11 (C) reduce or retire debt obligations in-
12 curred by the State; or

13 (D) supplant State funds in a manner that
14 has the effect of reducing or retiring debt obli-
15 gations incurred by the State;

16 (4) to meet the requirements under section
17 1117 or 8501 of the Elementary and Secondary
18 Education Act of 1965 (20 U.S.C. 6320; 20 U.S.C.
19 7881); or

20 (5) to support private schools, through employ-
21 ment, services, vouchers, tax-credit scholarships, or
22 savings accounts for students to attend private ele-
23 mentary or secondary schools, or other means.

1 **SEC. 5. APPLICATIONS.**

2 (a) IN GENERAL.—A State educational agency seek-
3 ing to receive a grant under this Act shall provide to the
4 Secretary an application that includes the following:

5 (1) An assurance that the State educational
6 agency will develop and implement a monitoring plan
7 that will enable the State educational agency to en-
8 sure that local educational agencies in such State
9 comply with all applicable programmatic and fiscal
10 requirements, including with the use of funds re-
11 quirements under section 4.

12 (2) An assurance that the State educational
13 agency will support local educational agencies in tar-
14 geting funding provided under this Act to high-need
15 schools and to support subgroups of students, in-
16 cluding low-income students, students with disabil-
17 ities, English learners, minority children, students
18 experiencing homelessness, children or youth in fos-
19 ter care, migrant children, students involved with
20 the juvenile justice system, or children at risk for
21 academic failure.

22 (3) An assurance that the funds received under
23 this Act will be used to supplement the level of Fed-
24 eral, State, and local public funds that would, in the
25 absence of such Federal funds provided under this

1 Act, be used to support public elementary and public
2 secondary education and not supplant such funds.

3 (4) An assurance that the State educational
4 agency and local educational agencies in such State
5 will provide the reports required under section 7.

6 (5) An assurance that the State educational
7 agency will provide the local educational agencies in
8 such State with the technical assistance and support
9 needed to help avoid unanticipated spending cliffs.

10 (6) An assurance that the State educational
11 agency will take action to ensure that low-income
12 students and minority children enrolled in schools
13 assisted under this section are not served at dis-
14 proportionate rates by ineffective, out-of-field, or in-
15 experienced teachers, as described in section
16 1111(g)(1)(B) of the Elementary and Secondary
17 Education Act of 1965 (20 U.S.C. 6311(g)(1)(B)).

18 (7) An assurance the State educational agency
19 will meet the maintenance of effort and equity re-
20 quirements under section 6.

21 (b) NO FURTHER INFORMATION OR ASSURANCES.—
22 The Secretary may not require information or assurances
23 in addition to the information and assurances required
24 under subsection (a) and section 6 unless such information

1 or assurance is necessary to determine compliance with
2 this Act.

3 **SEC. 6. MAINTENANCE OF EFFORT AND EQUITY.**

4 (a) STATE EDUCATIONAL AGENCY MAINTENANCE OF
5 EFFORT.—As a condition of receiving a grant under this
6 Act for a fiscal year, a State educational agency shall pro-
7 vide to the Secretary an assurance that such State edu-
8 cational agency will, in such fiscal year, provide support
9 for public elementary and public secondary education, in-
10 cluding current and capital spending, that bears the same
11 proportion to the overall State budget for such fiscal year
12 as the average amount of such support for school years
13 2017–2018 and 2018–2019 bears to the average overall
14 State budget for the fiscal years applicable to such school
15 years.

16 (b) MAINTENANCE OF EQUITY.—

17 (1) STATE EDUCATIONAL AGENCY MAINTENANCE OF EQUITY FOR HIGH-NEED LOCAL EDUCATIONAL AGENCIES.—As a condition of receiving a
18 grant under this Act for a fiscal year, a State edu-
19 cational agency shall provide to the Secretary an as-
20 surance that if any per-pupil reduction in State
21 funding occurs in such fiscal year for any high-need
22 local educational agency in the State, it shall not be
23
24

1 more than the overall per-pupil reduction in State
2 funds.

3 (2) STATE EDUCATIONAL AGENCY MAINTENANCE OF EQUITY FOR SCHOOLS WITH HIGHEST
4 SHARE OF ECONOMICALLY DISADVANTAGED STUDENTS.—As a condition of receiving a grant under
5 this Act for a fiscal year, a State educational agency
6 shall provide to the Secretary an assurance that the
7 State educational agency will not reduce State fund-
8 ing below fiscal year 2019 levels for the 20 percent
9 of local educational agencies in the State with the
10 highest share of economically disadvantaged stu-
11 dents.
12

13
14 (3) LOCAL EDUCATIONAL AGENCY MAINTENANCE OF EQUITY FOR HIGH-POVERTY SCHOOLS.—
15 As a condition of receiving a subgrant under this
16 Act for a fiscal year, a local educational agency shall
17 provide to the State educational agency an assur-
18 ance that—
19

20 (A) if any per-pupil reduction in local edu-
21 cational agency funding occurs in such fiscal
22 year for any high-poverty school served by the
23 local educational agency, it shall not be more
24 than the overall per-pupil reduction in local
25 educational agency funds; and

1 (B) the local educational agency will not
2 reduce staffing in any high-poverty school in an
3 amount that is greater than—

4 (i) the total reduction in staffing in all
5 schools served by the local educational
6 agency, divided by

7 (ii) the total enrollment in such local
8 educational agency.

9 **SEC. 7. REPORTING REQUIREMENTS.**

10 (a) REPORTING REQUIREMENTS.—

11 (1) IN GENERAL.—Not later than 60 days after
12 the date of enactment of this Act, and annually for
13 each subsequent year for which funds are made
14 available under this Act, the Secretary shall submit
15 a report to the Committee on Health, Education,
16 Labor, and Pensions of the Senate, the Committee
17 on Appropriations of the Senate, the Committee on
18 Education and Labor of the House of Representa-
19 tives, and the Committee on Appropriations of the
20 House of Representatives that includes the following
21 information:

22 (A) The outlying areas to which the Sec-
23 retary allocated funds under this Act.

24 (B) The outlying areas to which the Sec-
25 retary did not allocate funds under this Act.

1 (C) The amounts allocated to each outlying
2 area under this Act.

3 (D) The programs operated or funded by
4 the Bureau of Indian Education to which the
5 Secretary, in consultation with the Secretary of
6 the Interior, allocated funds.

7 (E) The programs operated or funded by
8 the Bureau of Indian Education to which the
9 Secretary, in consultation with the Secretary of
10 the Interior, did not allocate funds.

11 (F) The amount allocated to each program
12 operated or funded by the Bureau of Indian
13 Education.

14 (G) The amount allocated to each State
15 educational agency under this Act.

16 (H) A summary of the reports the Sec-
17 retary received under subsections (b) and (c).

18 (2) PUBLICATION.—The Secretary shall make
19 each report submitted under paragraph (1) publicly
20 available on the website of the Department of Edu-
21 cation.

22 (b) STATE EDUCATIONAL AGENCY REPORTING.—
23 Not later than 6 months after the disbursement of sub-
24 grants and annually for each subsequent year for which
25 funds are made available under this Act, a State edu-

1 cational agency that receives a grant under this Act shall
2 submit a report to the Secretary that includes the fol-
3 lowing information:

4 (1) The number and percentage of educator
5 and other staff positions that are eliminated or left
6 unfilled in the State (as reported on the annual re-
7 port card under paragraph (1) or (2) of section
8 1111(h) of the Elementary and Secondary Edu-
9 cation Act of 1965 (20 U.S.C. 6311(h))), included
10 in the aggregate and disaggregated by:

11 (A) High-poverty local education agencies
12 and schools compared to low-poverty local edu-
13 cation agencies and schools.

14 (B) Local educational agencies and schools
15 serving the highest number and percentage of
16 minority children compared to local education
17 agencies and schools serving the fewest number
18 and percent of minority children.

19 (2) The number and percentage of teaching po-
20 sitions that are eliminated or left unfilled in the
21 State (as reported on the annual report card under
22 paragraph (1) or (2) of section 1111(h) of the Ele-
23 mentary and Secondary Education Act of 1965 (20
24 U.S.C. 6311(h))), included in the aggregate and

1 disaggregated by the following characteristics of the
2 teacher who previously held the position:

3 (A) Race and ethnicity.

4 (B) Certification status (full-certification
5 or provisional certification).

6 (C) Teachers in the first 2 years of teach-
7 ing.

8 (D) Teachers with 3 or more years of
9 teaching experience.

10 (E) If determined appropriate by the State
11 educational agency, the most recent effective-
12 ness rating with respect to such teacher.

13 (3) The percentage of funds under this Act re-
14 served under section 3(c) and how such funds were
15 spent.

16 (4) A summary of the activities for which the
17 subgrants were used in the State.

18 (5) A summary of how the State educational
19 agency ensured State funding for the 20 percent of
20 local educational agencies in the State with the high-
21 est share of economically disadvantaged students re-
22 mained at or above fiscal year 2019 levels.

23 (6) A summary of how the State educational
24 agency supported local educational agencies in
25 prioritizing subgrants to meet the needs of low-in-

1 come students, students with disabilities, English
2 learners, minority children, students experiencing
3 homeless, children and youth in foster care, migrant
4 children, students involved with the juvenile justice
5 system, and children at risk for academic failure.

6 (7) The amount allocated by the State edu-
7 cational agency to each local educational agency.

8 (8) A description of grant outcomes, including
9 the extent to which teacher shortages in high-need-
10 fields in high-needs schools remain.

11 (9) A summary of the reports the State edu-
12 cational agency received under subsection (d).

13 (c) FISCAL ACCOUNTABILITY.—Not later than 60
14 days after a State educational agency receives funds under
15 this Act, and annually for each subsequent year for which
16 funds are made available under this Act thereafter, such
17 State educational agency shall submit to the Secretary the
18 following:

19 (1) The number of full-time equivalent employ-
20 ees by category prior to receiving the funds under
21 this Act and the number of full-time equivalent em-
22 ployees by category after receiving such funds.

23 (2) The most current applicable maintenance of
24 effort data available to demonstrate compliance with
25 section 6(a).

1 (3) The most current maintenance of equity
2 data available to demonstrate compliance with sec-
3 tion 6(b).

4 (4) A summary of development and implemen-
5 tation of a monitoring plan that will enable the
6 State educational agency to ensure that its local
7 educational agencies comply with all applicable pro-
8 grammatic and fiscal requirements.

9 (d) LOCAL EDUCATIONAL AGENCY REPORTING.—
10 Not later than 1 year after a local educational agency re-
11 ceives a subgrant under section 3(d), and annually for
12 each subsequent year for which funds are made available
13 under this Act thereafter, such local educational agency
14 shall submit a report to the State educational agency that
15 includes the following:

16 (1) A list of the activities for which such
17 subgrant funds were used.

18 (2) A description of the outcomes from the use
19 of such subgrant funds.

20 (3) A summary of how the local educational
21 agency sought to preserve or improve the number of
22 teacher and support staff positions in the local edu-
23 cational agency's highest poverty schools.

24 (4) The per-pupil expenditures (which shall in-
25 clude actual personnel expenditures, including staff

1 salary differentials for years of employment, and ac-
2 tual nonpersonnel expenditures) of State and local
3 education funds for each school served by the agency
4 for the preceding fiscal year, disaggregated by each
5 quartile of students attending the school based on
6 student level of poverty and by each major racial or
7 ethnic group in the school, for the preceding fiscal
8 year.

9 (5) A description of how the local educational
10 agency sought to protect the highest poverty schools
11 from reductions-in-force or hiring freezes.

12 (6) A description of how low-income and minor-
13 ity children are not served at disproportionate rates
14 by ineffective, out-of-field, or inexperienced teachers.

15 (7) A description of how the local educational
16 agency allocated funding to high-need schools to
17 support subgroups of students, including low-income
18 students, students with disabilities, English learners,
19 minority children, students experiencing homeless-
20 ness, children or youth in foster care, migrant chil-
21 dren, students involved with the juvenile justice sys-
22 tem, and children at risk for academic failure.

23 (8) The number of full-time equivalent employ-
24 ees by category prior to receiving the subgrant and

1 the number of full time equivalent employees by cat-
2 egory after receiving the subgrant.

3 **SEC. 8. DEFINITIONS.**

4 In this Act:

5 (1) ECONOMICALLY DISADVANTAGED STU-
6 DENT.—The term “economically disadvantaged stu-
7 dent” means a student eligible for a free or reduced
8 price lunch under the Richard B. Russell National
9 School Lunch Act (42 U.S.C. 1751 et seq.).

10 (2) EDUCATION JOBS FUND.—The term “Edu-
11 cation Jobs Fund” means the fund established
12 under section 2(a).

13 (3) ESEA TERMS.—The terms “English learn-
14 er”, “local educational agency”, “outlying area”,
15 “paraprofessional”, “professional development”,
16 “school leader”, “specialized instructional support
17 personnel”, “Secretary”, “State”, “State educational
18 agency”, and “well-rounded education” have the
19 meanings given such terms in section 8101 of the
20 Elementary and Secondary Education Act of 1965
21 (20 U.S.C. 7801).

22 (4) HIGH-NEED LOCAL EDUCATIONAL AGEN-
23 CY.—The term “high-need local educational agency”
24 means a local educational agency that has a percent-
25 age of economically disadvantaged students that is

1 greater than the median percentage of economically
2 disadvantaged students for all local educational
3 agencies in the State.

4 (5) HIGH-POVERTY SCHOOL.—The term “high-
5 poverty school” means, with respect to a school
6 served by a local educational agency, a school that
7 serves a higher percentage of economically disadvan-
8 taged students than the school that serves the me-
9 dian amount of economically disadvantaged students
10 served by such local educational agency.

11 (6) OVERALL PER-PUPIL REDUCTION IN LOCAL
12 EDUCATIONAL AGENCY FUNDS.—The term “overall
13 per-pupil reduction in local educational agency
14 funds” means, with respect to a fiscal year—

15 (A) the total reduction in local educational
16 agency funds in such fiscal year provided to all
17 schools served by such local educational agency,
18 divided by

19 (B) the total student enrollment in such
20 schools served by such local educational agency
21 for each school year applicable to such fiscal
22 year.

23 (7) OVERALL PER-PUPIL REDUCTION IN STATE
24 FUNDS.—The term “overall per-pupil reduction in
25 State funds” means, with respect to a fiscal year—

1 (A) the total reduction in State funds in
2 such fiscal year provided to all local educational
3 agencies in the State, divided by

4 (B) the total student enrollment in such
5 local educational agencies in the State for each
6 school year applicable to such fiscal year.

○