

AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 3616
OFFERED BY MR. GOODLING

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Impact Aid Reauthor-
3 ization Act of 2000”.

4 SEC. 2. PURPOSE.

5 Section 8001 of the Elementary and Secondary Edu-
6 cation Act of 1965 (20 U.S.C. 7701) is amended—

7 (1) in the matter preceding paragraph (1)—

8 (A) by inserting after “educational services
9 to federally connected children” the following:
10 “in a manner that promotes control by local
11 educational agencies with little or no Federal or
12 State involvement”; and

13 (B) by inserting after “certain activities of
14 the Federal Government” the following: “, such
15 as activities to fulfill the responsibilities of the
16 Federal Government with respect to Indian
17 tribes and activities under section 514 of the
18 Soldiers’ and Sailors’ Civil Relief Act of 1940
19 (50 U.S.C. App. 574),”;



1 (2) in paragraph (4), by adding “or” at the
2 end;

3 (3) by striking paragraph (5);

4 (4) by redesignating paragraph (6) as para-
5 graph (5); and

6 (5) in paragraph (5) (as redesignated), by in-
7 serting before the period at the end the following:
8 “and because of the difficulty of raising local rev-
9 enue through bond referendums for capital projects
10 due to the inability to tax Federal property”.

11 **SEC. 3. PAYMENTS RELATING TO FEDERAL ACQUISITION**
12 **OF REAL PROPERTY.**

13 (a) FISCAL YEAR REQUIREMENT.—Section 8002(a)
14 of the Elementary and Secondary Education Act of 1965
15 (20 U.S.C. 7702(a)) is amended in the matter preceding
16 paragraph (1) by striking “1999” and inserting “2005”.

17 (b) AMOUNT.—

18 (1) INSUFFICIENT FUNDS.—Section
19 8002(b)(1)(B) of the Elementary and Secondary
20 Education Act of 1965 (20 U.S.C. 7702(b)(1)(B)) is
21 amended by striking “shall ratably reduce the pay-
22 ment to each eligible local educational agency” and
23 inserting “shall calculate the payment for each eligi-
24 ble local educational agency in accordance with sub-
25 section (h)”.



1 (2) MAXIMUM AMOUNT.—Section 8002(b)(1)(C)
2 of the Elementary and Secondary Education Act of
3 1965 (20 U.S.C. 7702(b)(1)(C)) is amended by add-
4 ing at the end before the period the following: “, or
5 the maximum amount that such agency is eligible to
6 receive for such fiscal year under this section, which-
7 ever is greater”.

8 (c) PAYMENTS WITH RESPECT TO FISCAL YEARS IN
9 WHICH INSUFFICIENT FUNDS ARE APPROPRIATED.—
10 Section 8002(h) of the Elementary and Secondary Edu-
11 cation Act of 1965 (20 U.S.C. 7702(h)) is amended to
12 read as follows:

13 “(h) PAYMENTS WITH RESPECT TO FISCAL YEARS
14 IN WHICH INSUFFICIENT FUNDS ARE APPROPRIATED.—
15 For any fiscal year for which the amount appropriated
16 under section 8014(a) is insufficient to pay to each local
17 educational agency the full amount determined under sub-
18 section (b), the Secretary shall make payments to each
19 local educational agency under this section as follows:

20 “(1) FOUNDATION PAYMENTS FOR PRE-1995 RE-
21 CIPIENTS.—

22 “(A) IN GENERAL.—The Secretary shall
23 first make a foundation payment to each local
24 educational agency that is eligible to receive a
25 payment under this section for the fiscal year



1 involved and was eligible to receive a payment
2 under section 2 of the Act of September 30,
3 1950 (Public Law 874, 81st Congress) (as such
4 section was in effect on the day preceding the
5 date of the enactment of the Improving Amer-
6 ica's Schools Act of 1994) for any of the fiscal
7 years 1989 through 1994.

8 “(B) AMOUNT.—The amount of a payment
9 under subparagraph (A) for a local educational
10 agency shall be equal to 37 percent of the pay-
11 ment amount the local educational agency was
12 eligible to receive under section 2 of the Act of
13 September 30, 1950, for fiscal year 1994 (or if
14 the local educational agency was not eligible to
15 receive a payment under such section 2 for fis-
16 cal year 1994, the payment that local edu-
17 cational agency was eligible to receive under
18 such section 2 for the most recent fiscal year
19 preceding 1994).

20 “(C) INSUFFICIENT APPROPRIATIONS.—If
21 the amount appropriated under section 8014(a)
22 is insufficient to pay the full amount deter-
23 mined under this paragraph for all eligible local
24 educational agencies for the fiscal year, then
25 the Secretary shall ratably reduce the payment



1 to each local educational agency under this
2 paragraph.

3 “(2) PAYMENTS FOR 1995 RECIPIENTS.—

4 “(A) IN GENERAL.—From any amounts
5 remaining after making payments under para-
6 graph (1) for the fiscal year involved, the Sec-
7 retary shall make a payment to each eligible
8 local educational agency that received a pay-
9 ment under this section for fiscal year 1995.

10 “(B) AMOUNT.—The amount of a payment
11 under subparagraph (A) for a local educational
12 agency shall be determined as follows:

13 “(i) Calculate the difference between
14 the amount appropriated to carry out this
15 section for fiscal year 1995 and the total
16 amount of foundation payments made
17 under paragraph (1) for the fiscal year.

18 “(ii) Determine the percentage share
19 for each local educational agency that re-
20 ceived a payment under this section for fis-
21 cal year 1995 by dividing the assessed
22 value of the Federal property of the local
23 educational agency for fiscal year 1995 de-
24 termined in accordance with subsection
25 (b)(3), by the total national assessed value



1 of the Federal property of all such local
2 educational agencies for fiscal year 1995,
3 as so determined.

4 “(iii) Multiply the percentage share
5 described in clause (ii) for the local edu-
6 cational agency by the amount determined
7 under clause (i).

8 “(3) SUBSECTION (i) RECIPIENTS.—From any
9 funds remaining after making payments under para-
10 graphs (1) and (2) for the fiscal year involved, the
11 Secretary shall make payments in accordance with
12 subsection (i).

13 “(4) REMAINING FUNDS.—From any funds re-
14 maining after making payments under paragraphs
15 (1), (2), and (3) for the fiscal year involved—

16 “(A) the Secretary shall make a payment
17 to each local educational agency that received a
18 foundation payment under paragraph (1) for
19 the fiscal year involved in an amount that bears
20 the same relation to 25 percent of the remain-
21 der as the amount the local educational agency
22 received under paragraph (1) for the fiscal year
23 involved bears to the amount all local edu-
24 cational agencies received under paragraph (1)
25 for the fiscal year involved; and



1 “(B) the Secretary shall make a payment
2 to each local educational agency that is eligible
3 to receive a payment under this section for the
4 fiscal year involved in an amount that bears the
5 same relation to 75 percent of the remainder as
6 a percentage share determined for the local
7 educational agency (in the same manner as per-
8 centage shares are determined for local edu-
9 cational agencies under paragraph (2)(B)(ii))
10 bears to the percentage share determined (in
11 the same manner) for all local educational
12 agencies eligible to receive a payment under this
13 section for the fiscal year involved, except that
14 for the purpose of calculating a local edu-
15 cational agency’s assessed value of the Federal
16 property, data from the most current fiscal year
17 shall be used.

18 (d) SPECIAL PAYMENTS.—

19 (1) IN GENERAL.—Section 8002(i)(1) of the El-
20 ementary and Secondary Education Act of 1965 (20
21 U.S.C. 7702(i)(1)) is amended to read as follows:

22 “(1) IN GENERAL.—For any fiscal year begin-
23 ning with fiscal year 2000 for which the amount ap-
24 propriated to carry out this section exceeds the
25 amount so appropriated for fiscal year 1996 and for



1 which subsection (b)(1)(B) applies, the Secretary
2 shall use the remainder described in subsection
3 (h)(3) for the fiscal year involved (not to exceed the
4 amount equal to the difference between (A) the
5 amount appropriated to carry out this section for
6 fiscal year 1997 and (B) the amount appropriated to
7 carry out this section for fiscal year 1996) to in-
8 crease the payment that would otherwise be made
9 under this section to not more than 50 percent of
10 the maximum amount determined under subsection
11 (b) for any local educational agency described in
12 paragraph (2).”.

13 (2) CONFORMING AMENDMENT.—The heading
14 of section 8002(i) of the Elementary and Secondary
15 Education Act of 1965 (20 U.S.C. 7702(i)) is
16 amended by striking “PRIORITY” and inserting SPE-
17 CIAL”.

18 (e) ADDITIONAL ASSISTANCE FOR CERTAIN LOCAL
19 EDUCATIONAL AGENCIES IMPACTED BY FEDERAL PROP-
20 ERTY ACQUISITION.—Section 8002(j)(2) of the Elemen-
21 tary and Secondary Education Act of 1965 (20 U.S.C.
22 7702(j)(2)) is amended—

23 (1) by striking “(A) A local educational agen-
24 cy” and inserting “A local educational agency”;



1 (2) by redesignating clauses (i) through (v) as
2 subparagraphs (A) through (E), respectively; and

3 (3) in subparagraph (C) (as redesignated), by
4 adding at the end before the period the following:
5 “and such agency does not currently have a military
6 installation located within its geographic bound-
7 aries”.

8 (f) DATA; PRELIMINARY AND FINAL PAYMENTS.—
9 Section 8002 of the Elementary and Secondary Education
10 Act of 1965 (20 U.S.C. 7702) is amended by adding at
11 the end the following:

12 “(1) DATA; PRELIMINARY AND FINAL PAYMENTS.—

13 “(1) IN GENERAL.—The Secretary shall—

14 “(A) not later than 30 days following the
15 application deadline under section 8005(c) for a
16 fiscal year, require any local educational agency
17 that applied for a payment under subsection (b)
18 for the fiscal year to submit such data as may
19 be necessary in order to compute the payment;

20 “(B) as soon as possible after the begin-
21 ning of any fiscal year, but no later than 60
22 days after the enactment of an Act making ap-
23 propriations to carry out this title for the fiscal
24 year, provide a preliminary payment under sub-
25 section (b) for any local educational agency that



1 applied for a payment under subsection (b) for
2 the fiscal year and was eligible for such a pay-
3 ment for the preceding fiscal year, in the
4 amount of 60 percent of the payment for the
5 previous year; and

6 “(C) provide a final payment under sub-
7 section (b) for any eligible local educational
8 agency not later than 12 months after the ap-
9 plication deadline established under section
10 8005(c), except that any local educational agen-
11 cy failing to submit all of the data required
12 under subparagraph (A) shall be denied such
13 payment for the fiscal year for which the appli-
14 cation is made unless funds from a source other
15 than the Act described in subparagraph (B) are
16 made available to provide such payment.

17 “(2) ELIGIBILITY FOR PAYMENTS IN SUBSE-
18 QUENT YEARS.—The denial of a payment under sub-
19 section (b) to a local educational agency for a fiscal
20 year pursuant to this subsection shall not affect the
21 eligibility of the local educational agency for a final
22 payment under subsection (b) for a subsequent fiscal
23 year.”.



1 **SEC. 4. PAYMENTS FOR ELIGIBLE FEDERALLY CONNECTED**
2 **CHILDREN.**

3 (a) **MILITARY INSTALLATION HOUSING UNDERGOING**
4 **RENOVATION OR REBUILDING.—**

5 (1) **IN GENERAL.—**Section 8003(a)(4) of the
6 Elementary and Secondary Education Act of 1965
7 (20 U.S.C. 7703(a)) is amended—

8 (A) in the heading, by striking “UNDER-
9 GOING RENOVATION” and inserting “UNDER-
10 GOING RENOVATION OR REBUILDING”;

11 (B) by striking “For purposes” and insert-
12 ing the following:

13 “(A) **IN GENERAL.—**For purposes”;

14 (C) in subparagraph (A) (as designated by
15 subparagraph (B)), by inserting “or rebuilding”
16 after “undergoing renovation”; and

17 (D) by adding at the end the following:

18 “(B) **LIMITATIONS.—**(i)(I) Except as pro-
19 vided in subclause (II), children described in
20 paragraph (1)(D)(i) may be deemed to be chil-
21 dren described in paragraph (1)(B) with respect
22 to housing on Federal property undergoing ren-
23 ovation or rebuilding in accordance with sub-
24 paragraph (A) for a period not to exceed 2 fis-
25 cal years.



1 “(II) If the Secretary determines, on the
2 basis of a certification provided to the Secretary
3 by a designated representative of the Secretary
4 of Defense, that the expected completion date of
5 the renovation or rebuilding of the housing has
6 been delayed by not less than 1 year, then—

7 “(aa) in the case of a determination
8 made by the Secretary in the 1st fiscal
9 year described in subclause (I), the time
10 period described such subclause shall be
11 extended by the Secretary for an additional
12 2 years; and

13 “(bb) in the case of a determination
14 made by the Secretary in the 2nd fiscal
15 year described in subclause (I), the time
16 period described such subclause shall be
17 extended by the Secretary for an additional
18 1 year.

19 “(ii) The number of children described in
20 paragraph (1)(D)(i) who are deemed to be chil-
21 dren described in paragraph (1)(B) with respect
22 to housing on Federal property undergoing ren-
23 ovation or rebuilding in accordance with sub-
24 paragraph (A) for any fiscal year may not ex-
25 ceed the maximum number of children who are



1 expected to occupy that housing upon comple-
2 tion of the renovation or rebuilding.”.

3 (2) EFFECTIVE DATE.—The amendments made
4 by paragraph (1) shall apply with respect to pay-
5 ments to a local educational agency for fiscal years
6 beginning before, on, or after the date of the enact-
7 ment of this Act.

8 (b) MILITARY ‘BUILD TO LEASE’ PROGRAM HOUS-
9 ING.—Section 8003(a) of the Elementary and Secondary
10 Education Act of 1965 (20 U.S.C. 7703(a)) is amended
11 by adding at the end the following:

12 “(5) MILITARY ‘BUILD TO LEASE’ PROGRAM
13 HOUSING.—

14 “(A) IN GENERAL.—For purposes of com-
15 puting the amount of payment for a local edu-
16 cational agency for children identified under
17 paragraph (1), the Secretary shall consider chil-
18 dren residing in housing initially acquired or
19 constructed under the former section 2828(g) of
20 title 10, United States Code (commonly known
21 as the ‘Build to Lease’ program), as added by
22 section 801 of the Military Construction Au-
23 thorization Act, 1984, to be children described
24 under paragraph (1)(B) if the property de-
25 scribed is within the fenced security perimeter

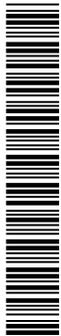


1 of the military facility upon which such housing
2 is situated.

3 “(B) ADDITIONAL REQUIREMENTS.—If the
4 property described in subparagraph (A) is not
5 owned by the Federal Government, is subject to
6 taxation by a State or political subdivision of a
7 State, and thereby generates revenues for a
8 local educational agency that is applying to re-
9 ceive a payment under this section, then the
10 Secretary—

11 “(i) shall require the local educational
12 agency to provide certification from an ap-
13 propriate official of the Department of De-
14 fense that the property is being used to
15 provide military housing; and

16 “(ii) shall reduce the amount of the
17 payment under this section by an amount
18 equal to the amount of revenue from such
19 taxation received in the second preceding
20 fiscal year by such local educational agen-
21 cy, unless the amount of such revenue was
22 taken into account by the State for such
23 second preceding fiscal year and already
24 resulted in a reduction in the amount of



1 State aid paid to such local educational
2 agency.”.

3 **SEC. 5. MAXIMUM AMOUNT OF BASIC SUPPORT PAYMENTS.**

4 Section 8003(b)(1) of the Elementary and Secondary
5 Education Act of 1965 (20 U.S.C. 7703(b)(1)) is amended
6 by adding at the end the following:

7 “(D) INCREASE IN LOCAL CONTRIBUTION
8 RATE DUE TO UNUSUAL GEOGRAPHIC FAC-
9 TORS.—If the current expenditures in those
10 local educational agencies which the Secretary
11 has determined to be generally comparable to
12 the local educational agency for which a com-
13 putation is made under subparagraph (C) are
14 not reasonably comparable because of unusual
15 geographical factors which affect the current
16 expenditures necessary to maintain, in such
17 agency, a level of education equivalent to that
18 maintained in such other agencies, then the
19 Secretary shall increase the local contribution
20 rate for such agency under subparagraph
21 (C)(iii) by such an amount which the Secretary
22 determines will compensate such agency for the
23 increase in current expenditures necessitated by
24 such unusual geographical factors. The amount
25 of any such supplementary payment may not



1 exceed the per-pupil share (computed with re-
2 gard to all children in average daily attend-
3 ance), as determined by the Secretary, of the
4 increased current expenditures necessitated by
5 such unusual geographic factors.”.

6 **SEC. 6. BASIC SUPPORT PAYMENTS FOR HEAVILY IM-**
7 **PACTED LOCAL EDUCATIONAL AGENCIES.**

8 (a) IN GENERAL.—Section 8003(b) of the Elemen-
9 tary and Secondary Education Act of 1965 (20 U.S.C.
10 7703(b)) is amended—

11 (1) by redesignating paragraphs (2) and (3) as
12 paragraphs (3) and (4), respectively; and

13 (2) by inserting after paragraph (1) the fol-
14 lowing:

15 “(2) BASIC SUPPORT PAYMENTS FOR HEAVILY
16 IMPACTED LOCAL EDUCATIONAL AGENCIES.—

17 “(A) IN GENERAL.—(i) From the amount
18 appropriated under section 8014(b) for a fiscal
19 year, the Secretary is authorized to make basic
20 support payments to eligible heavily impacted
21 local educational agencies with children de-
22 scribed in subsection (a).

23 “(ii) A local educational agency that re-
24 ceives a basic support payment under this para-
25 graph for a fiscal year shall not be eligible to

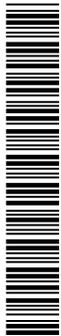


1 receive a basic support payment under para-
2 graph (1) for that fiscal year.

3 “(B) ELIGIBILITY FOR CONTINUING HEAV-
4 ILY IMPACTED LOCAL EDUCATIONAL AGEN-
5 CIES.—

6 “(i) FISCAL YEAR 2001.—A heavily
7 impacted local educational agency is eligi-
8 ble to receive a basic support payment
9 under subparagraph (A) for fiscal year
10 2001 with respect to a number of children
11 determined under subsection (a)(1) only if
12 the agency received an additional assist-
13 ance payment under subsection (f) (as
14 such subsection was in effect on the day
15 before the date of the enactment of the
16 Impact Aid Reauthorization Act of 2000)
17 for fiscal year 2000.

18 “(ii) FISCAL YEAR 2002 AND SUBSE-
19 QUENT FISCAL YEARS.—A heavily im-
20 pacted local educational agency described
21 in clause (i) is eligible to receive a basic
22 support payment under subparagraph (A)
23 for fiscal year 2002 and any subsequent
24 fiscal year with respect to a number of

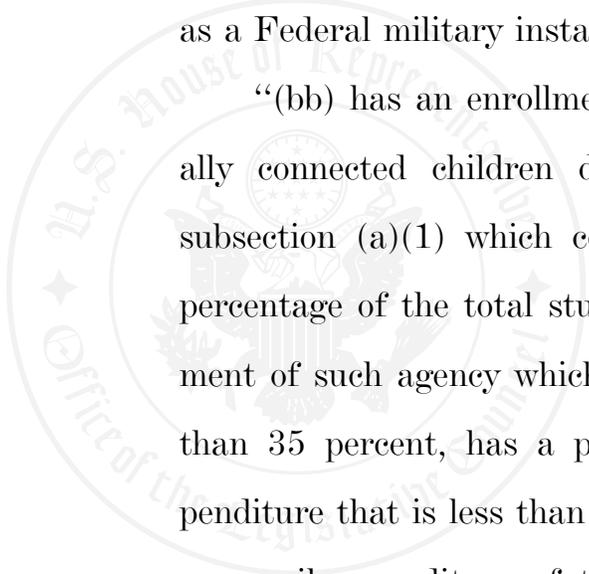


1 children determined under subsection
2 (a)(1) only if the agency—

3 “(I) received a basic support pay-
4 ment under subparagraph (A) for fis-
5 cal year 2001; and

6 “(II)(aa) is a local educational
7 agency whose boundaries are the same
8 as a Federal military installation;

9 “(bb) has an enrollment of feder-
10 ally connected children described in
11 subsection (a)(1) which constitutes a
12 percentage of the total student enroll-
13 ment of such agency which is not less
14 than 35 percent, has a per-pupil ex-
15 penditure that is less than the average
16 per-pupil expenditure of the State in
17 which the agency is located or the av-
18 erage per-pupil expenditure of all
19 States (whichever average per-pupil
20 expenditure is greater), except that a
21 local educational agency with a total
22 student enrollment of less than 350
23 students shall be deemed to have sat-
24 isfied such per-pupil expenditure re-
25 quirement, and has a tax rate for gen-

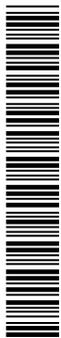


1 eral fund purposes which is at least
2 95 percent of the average tax rate for
3 general fund purposes of comparable
4 local educational agencies in the
5 State; or

6 “(cc) has a total student enroll-
7 ment of not less than 25,000 stu-
8 dents, of which not less than 50 per-
9 cent are federally connected children
10 described in subsection (a)(1) and not
11 less than 6,000 of such federally con-
12 nected children are children described
13 in subparagraphs (A) and (B) of sub-
14 section (a)(1).

15 “(iii) RESUMPTION OF ELIGIBILITY.—

16 A heavily impacted local educational agen-
17 cy described in clause (i) or (ii) that be-
18 comes ineligible under either such clause
19 for 1 or more fiscal years may resume eli-
20 gibility for a basic support payment under
21 this paragraph for a subsequent fiscal year
22 only if the agency meets the requirements
23 of item (aa), (bb), or (cc) of clause (ii)(II)
24 for that subsequent fiscal year.



1 “(C) ELIGIBILITY FOR NEW HEAVILY IM-
2 PACTED LOCAL EDUCATIONAL AGENCIES.—

3 “(i) IN GENERAL.—A heavily im-
4 pacted local educational agency that did
5 not receive an additional assistance pay-
6 ment under subsection (f) (as such sub-
7 section was in effect on the day before the
8 date of the enactment of the Impact Aid
9 Reauthorization Act of 2000) for fiscal
10 year 2000 is eligible to receive a basic sup-
11 port payment under subparagraph (A) for
12 fiscal year 2002 and any subsequent fiscal
13 year with respect to a number of children
14 determined under subsection (a)(1) only if
15 the agency—

16 “(I) has an enrollment of feder-
17 ally connected children described in
18 subsection (a)(1) which constitutes a
19 percentage of the total student enroll-
20 ment of such agency which (aa) is not
21 less than 50 percent if such agency
22 receives a payment on behalf of chil-
23 dren described in subparagraphs (F)
24 and (G) of such subsection or (bb) is
25 not less than 40 percent if such agen-



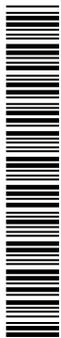
1 cy does not receive a payment on be-
2 half of such children;

3 “(II)(aa) is a local educational
4 agency whose boundaries are the same
5 as a Federal military installation; or

6 “(bb) is a local educational agen-
7 cy that has a tax rate for general
8 fund purposes which is at least 95
9 percent of the average tax rate for
10 general fund purposes of comparable
11 local educational agencies in the
12 State; and

13 “(III)(aa) for a local educational
14 agency that has a total student enroll-
15 ment of 350 or more students, the
16 agency has a per-pupil expenditure
17 that is less than the average per-pupil
18 expenditure of the State in which the
19 agency is located; or

20 “(bb) for a local educational
21 agency that has a total student enroll-
22 ment of less than 350 students, the
23 agency has a per-pupil expenditure
24 that is less than the average per-pupil
25 expenditure of a comparable agency in



1 the State in which the agency is lo-
2 cated.

3 “(ii) RESUMPTION OF ELIGIBILITY.—

4 A heavily impacted local educational agen-
5 cy described in clause (i) that becomes in-
6 eligible under such clause for 1 or more
7 fiscal years may resume eligibility for a
8 basic support payment under this para-
9 graph for a subsequent fiscal year only if
10 the agency meets the requirements of sub-
11 clauses (I), (II), and (III) of clause (i) for
12 that subsequent fiscal year.

13 “(iii) APPLICATION.—With respect to
14 the first fiscal year for which a heavily im-
15 pacted local educational agency described
16 in clause (i) applies for a basic support
17 payment under subparagraph (A), or with
18 respect to the first fiscal year for which a
19 heavily impacted local educational agency
20 applies for a basic support payment under
21 subparagraph (A) after becoming ineligible
22 under clause (i) for 1 or more preceding
23 fiscal years, the agency shall apply for
24 such payment at least 1 year prior to the
25 start of that first fiscal year.



1 “(D) MAXIMUM AMOUNT FOR REGULAR
2 HEAVILY IMPACTED LOCAL EDUCATIONAL
3 AGENCIES.—(i) Except as provided in subpara-
4 graph (E), the maximum amount that a heavily
5 impacted local educational agency is eligible to
6 receive under this paragraph for any fiscal year
7 is the sum of the total weighted student units,
8 as computed under subsection (a)(2) (subject to
9 clause (ii)), multiplied by the greater of—

10 “(I) four-fifths of the average per-
11 pupil expenditure of the State in which the
12 local educational agency is located for the
13 third fiscal year preceding the fiscal year
14 for which the determination is made; or

15 “(II) four-fifths of the average per-
16 pupil expenditure of all of the States for
17 the third fiscal year preceding the fiscal
18 year for which the determination is made.

19 “(ii)(I) For a local educational agency with
20 respect to which 35 percent or more of the total
21 student enrollment of the schools of the agency
22 are children described in subparagraph (D) or
23 (E) (or a combination thereof) of subsection
24 (a)(1), the Secretary shall calculate the weight-
25 ed student units of such children for purposes



1 of subsection (a)(2) by multiplying the number
2 of such children by a factor of 0.55.

3 “(II) For a local educational agency that
4 has an enrollment of 100 or fewer federally con-
5 nected children described in subsection (a)(1),
6 the Secretary shall calculate the total number
7 of weighted student units for purposes of sub-
8 section (a)(2) by multiplying the number of
9 such children by a factor of 1.75.

10 “(III) For a local educational agency that
11 has an enrollment of more than 100 but not
12 more than 750 children described in subsection
13 (a)(1), the Secretary shall calculate the total
14 number of weighted student units for purposes
15 of subsection (a)(2) by multiplying the number
16 of such children by a factor of 1.25.

17 “(E) MAXIMUM AMOUNT FOR LARGE
18 HEAVILY IMPACTED LOCAL EDUCATIONAL
19 AGENCIES.—(i)(I) Subject to clause (ii), the
20 maximum amount that a heavily impacted local
21 educational agency described in subclause (II)
22 is eligible to receive under this paragraph for
23 any fiscal year shall be determined in accord-
24 ance with the formula described in paragraph
25 (1)(C).



1 “(II) A heavily impacted local educational
2 agency described in this subclause is a local
3 educational agency that has a total student en-
4 rollment of not less than 25,000 students, of
5 which not less than 50 percent are federally
6 connected children described in subsection
7 (a)(1) and not less than 6,000 of such federally
8 connected children are children described in
9 subparagraphs (A) and (B) of subsection
10 (a)(1).

11 “(ii) For purposes of calculating the max-
12 imum amount described in clause (i), the factor
13 used in determining the weighted student units
14 under subsection (a)(2) with respect to children
15 described in subparagraphs (A) and (B) of sub-
16 section (a)(1) shall be 1.35.

17 “(F) DATA.—For purposes of providing
18 assistance under this paragraph, the Secretary
19 shall use student, revenue, expenditure, and tax
20 data from the third fiscal year preceding the
21 fiscal year for which the local educational agen-
22 cy is applying for assistance under this para-
23 graph.”.

24 (b) PAYMENTS WITH RESPECT TO FISCAL YEARS IN
25 WHICH INSUFFICIENT FUNDS ARE APPROPRIATED.—



1 Paragraph (3) of section 8003(b) of the Elementary and
2 Secondary Education Act of 1965 (20 U.S.C. 7703(b)),
3 as redesignated, is amended—

4 (1) in subparagraph (A), by striking “para-
5 graph (1)” and inserting “paragraphs (1) and (2)”;

6 (2) in subparagraph (B)—

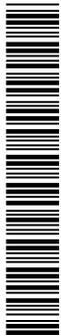
7 (A) in the heading, by inserting after
8 “PAYMENTS” the following: “IN LIEU OF PAY-
9 MENTS UNDER PARAGRAPH (1)”;

10 (B) in the matter preceding subclause (I)
11 of clause (i), by inserting after ““threshold pay-
12 ment’”)” the following: “in lieu of basic support
13 payments under paragraph (1)”;

14 (C) in clause (ii), by striking “paragraph
15 (1)” and inserting “clause (i)”;

16 (D) by adding at the end the following:

17 “(iv) In the case of a local educational
18 agency that has a total student enrollment of
19 fewer than 1,000 students and that has a per-
20 pupil expenditure that is less than the average
21 per-pupil expenditure of the State in which the
22 agency is located, the total percentage used to
23 calculate threshold payments under clause (i)
24 shall not be less than 40 percent.”;



1 (3) by redesignating subparagraph (C) as sub-
2 paragraph (D);

3 (4) by inserting after subparagraph (B) the fol-
4 lowing:

5 “(C) LEARNING OPPORTUNITY THRESH-
6 OLD PAYMENTS IN LIEU OF PAYMENTS UNDER
7 PARAGRAPH (2).—For fiscal years described in
8 subparagraph (A), the learning opportunity
9 threshold payment in lieu of basic support pay-
10 ments under paragraph (2) shall be equal to the
11 amount obtained under subparagraph (D) or
12 (E) of paragraph (2), as the case may be.”; and
13 (5) in subparagraph (D) (as redesignated), by
14 striking “computation made under subparagraph
15 (B)” and inserting “computations made under sub-
16 paragraphs (B) and (C)”.

17 (c) CONFORMING AMENDMENTS.—(1) Section
18 8002(b)(1)(C) of the Elementary and Secondary Edu-
19 cation Act of 1965 (20 U.S.C. 7702(b)(1)(C)) is amended
20 by striking “section 8003(b)(1)(C)” and inserting “para-
21 graph 1(C) of section 8003(b) or subparagraph (D) or (E)
22 of paragraph (2) of such section, as the case may be”.

23 (2) Section 8003 of the Elementary and Secondary
24 Education Act of 1965 (20 U.S.C. 7703) is amended—



1 (A) in subsection (a)(1), by striking “subsection
2 (b), (d), or (f)” and inserting “subsection (b) or
3 (d)”;

4 (B) in subsection (b)—

5 (i) in paragraph (1)(C), in the matter pre-
6 ceding clause (i), by striking “this subsection”
7 and inserting “this paragraph”; and

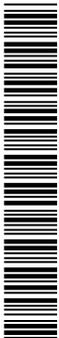
8 (ii) in paragraph (4) (as redesignated)—

9 (I) in subparagraph (A), by striking
10 “paragraphs (1)(B), (1)(C), and (2) of this
11 subsection” and inserting “subparagraphs
12 (B) and (C) of paragraph (1) or subpara-
13 graphs (B) through (D) of paragraph (2),
14 as the case may be, paragraph (3) of this
15 subsection”; and

16 (II) in subparagraph (B)—

17 (aa) by inserting after “para-
18 graph (1)(C)” the following: “or sub-
19 paragraph (D) or (E) of paragraph
20 (2), as the case may be,”; and

21 (bb) by striking “paragraph
22 (2)(B)” and inserting “subparagraph
23 (B) or (C) of paragraph (3)”;



1 (C) in subsection (c)(1), by striking “paragraph
2 (2) and subsection (f)” and inserting “subsection
3 (b)(2) and paragraph (2)”;

4 (D) by striking subsection (f); and

5 (E) in subsection (i), by striking “sections 8002
6 and 8003(b)” and inserting “section 8002 and sub-
7 section (b) of this section”.

8 **SEC. 7. BASIC SUPPORT PAYMENTS FOR LOCAL EDU-**
9 **CATIONAL AGENCIES AFFECTED BY RE-**
10 **MOVAL OF FEDERAL PROPERTY.**

11 Section 8003(b) of the Elementary and Secondary
12 Education Act of 1965 (20 U.S.C. 7703(b)), as amended
13 by this Act, is further amended by adding at the end the
14 following:

15 “(5) LOCAL EDUCATIONAL AGENCIES AF-
16 FECTED BY REMOVAL OF FEDERAL PROPERTY.—

17 “(A) IN GENERAL.—In computing the
18 amount of a basic support payment under this
19 subsection for a fiscal year for a local edu-
20 cational agency described in subparagraph (B),
21 the Secretary shall meet the additional require-
22 ments described in subparagraph (C).

23 “(B) LOCAL EDUCATIONAL AGENCY DE-
24 SCRIBED.—A local educational agency described
25 in this subparagraph is a local educational



1 agency with respect to which Federal property
2 (i) located within the boundaries of the agency,
3 and (ii) on which 1 or more children reside who
4 are receiving a free public education at a school
5 of the agency, is transferred by the Federal
6 Government to another entity in any fiscal year
7 beginning on or after the date of the enactment
8 of the Impact Aid Reauthorization Act of 2000
9 so that the property is subject to taxation by
10 the State or a political subdivision of the State.

11 “(C) ADDITIONAL REQUIREMENTS.—The
12 additional requirements described in this sub-
13 paragraph are the following:

14 “(i) For each fiscal year beginning
15 after the date on which the Federal prop-
16 erty is transferred, a child described in
17 subparagraph (B) who continues to reside
18 on such property and who continues to re-
19 ceive a free public education at a school of
20 the agency shall be deemed to be a child
21 who resides on Federal property for pur-
22 poses of computing under the applicable
23 subparagraph of subsection (a)(1) the
24 amount that the agency is eligible to re-
25 ceive under this subsection.



1 “(ii)(I) For the third fiscal year be-
2 ginning after the date on which the Fed-
3 eral property is transferred, and for each
4 fiscal year thereafter, the Secretary shall,
5 after computing the amount that the agen-
6 cy is otherwise eligible to receive under this
7 subsection for the fiscal year involved, de-
8 duct from such amount an amount equal
9 to the revenue received by the agency for
10 the immediately preceding fiscal year as a
11 result of the taxable status of the former
12 Federal property.

13 “(II) For purposes of determining the
14 amount of revenue to be deducted in ac-
15 cordance with subclause (I), the local edu-
16 cational agency—

17 “(aa) shall provide for a review
18 and certification of such amount by
19 an appropriate local tax authority;
20 and

21 “(bb) shall submit to the Sec-
22 retary a report containing the amount
23 certified under item (aa).”.



1 **SEC. 8. ADDITIONAL PAYMENTS FOR LOCAL EDUCATIONAL**
2 **AGENCIES WITH HIGH CONCENTRATIONS OF**
3 **CHILDREN WITH SEVERE DISABILITIES.**

4 (a) REPEAL.—Subsection (g) of section 8003 of the
5 Elementary and Secondary Education Act of 1965 (20
6 U.S.C. 7703(g)) is repealed.

7 (b) CONFORMING AMENDMENTS.—(1) Section 8003
8 of the Elementary and Secondary Education Act of 1965
9 (20 U.S.C. 7703) is amended by redesignating subsections
10 (h) and (i) as subsections (f) and (g), respectively.

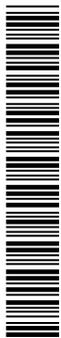
11 (2) Section 426 of the General Education Provisions
12 Act (20 U.S.C. 1228) is amended by striking “subsections
13 (d) and (g) of section 8003 of such Act” and inserting
14 “section 8003(d) of such Act”.

15 **SEC. 9. APPLICATION FOR PAYMENTS UNDER SECTIONS**
16 **8002 AND 8003.**

17 Section 8005(d) of the Elementary and Secondary
18 Education Act of 1965 (20 U.S.C. 7705(d)) is amended—

19 (1) in paragraph (2), by inserting after “not
20 more than 60 days after a deadline established
21 under subsection (c)” the following: “, or not more
22 than 60 days after the date on which the Secretary
23 sends written notice to the local educational agency
24 pursuant to paragraph (3)(A), as the case may be,”;
25 and

26 (2) in paragraph (3) to read as follows:



1 “(3) LATE APPLICATIONS.—

2 “(A) NOTICE.—The Secretary shall, as
3 soon as practicable after the deadline estab-
4 lished under subsection (c), provide to each
5 local educational agency that applied for a pay-
6 ment under section 8002 or 8003 for the prior
7 fiscal year, and with respect to which the Sec-
8 retary has not received an application for a pay-
9 ment under either such section (as the case
10 may be) for the fiscal year in question, written
11 notice of the failure to comply with the deadline
12 and instruction to ensure that the application is
13 filed not later than 60 days after the date on
14 which the Secretary sends the notice.

15 “(B) ACCEPTANCE AND APPROVAL OF
16 LATE APPLICATIONS.—The Secretary shall not
17 accept or approve any application of a local
18 educational agency that is filed more than 60
19 days after the date on which the Secretary
20 sends written notice to the local educational
21 agency pursuant to subparagraph (A).”.



1 **SEC. 10. PAYMENTS FOR SUDDEN AND SUBSTANTIAL IN-**
 2 **CREASES IN ATTENDANCE OF MILITARY DE-**
 3 **PENDENTS.**

4 Section 8006 of the Elementary and Secondary Edu-
 5 cation Act of 1965 (20 U.S.C. 7706) is repealed.

6 **SEC. 11. CONSTRUCTION.**

7 (a) IN GENERAL.—Section 8007 of the Elementary
 8 and Secondary Education Act of 1965 (20 U.S.C. 7707)
 9 is amended to read as follows:

10 **“SEC. 8007. CONSTRUCTION.**

11 **“(a) CONSTRUCTION PAYMENTS AUTHORIZED.—**

12 **“(1) IN GENERAL.—**From 70 percent of the
 13 amount appropriated for each fiscal year under sec-
 14 tion 8014(e), the Secretary shall make payments in
 15 accordance with this subsection to each local edu-
 16 cational agency that receives a basic support pay-
 17 ment under section 8003(b) for that fiscal year.

18 **“(2) ADDITIONAL REQUIREMENTS.—**A local
 19 educational agency that receives a basic support pay-
 20 ment under section 8003(b)(1) shall also meet at
 21 least 1 of the following requirements:

22 **“(A)** The number of children determined
 23 under section 8003(a)(1)(C) for the agency for
 24 the preceding school year constituted at least
 25 50 percent of the total student enrollment in



1 the schools of the agency during the preceding
2 school year.

3 “(B) The number of children determined
4 under subparagraphs (B) and (D)(i) of section
5 8003(a)(1) for the agency for the preceding
6 school year constituted at least 50 percent of
7 the total student enrollment in the schools of
8 the agency during the preceding school year.

9 “(3) AMOUNT OF PAYMENTS.—

10 “(A) LOCAL EDUCATIONAL AGENCIES IM-
11 PACTED BY MILITARY DEPENDENT CHIL-
12 DREN.—The amount of a payment to each local
13 educational agency described in this subsection
14 that is impacted by military dependent children
15 for a fiscal year shall be equal to—

16 “(i)(II) 35 percent of the amount ap-
17 propriated under section 8014(e) for such
18 fiscal year; divided by

19 “(II) the total number of weighted
20 student units of children described in sub-
21 paragraphs (B) and (D)(i) of section
22 8003(a)(1) for all local educational agen-
23 cies described in this subsection (as cal-
24 culated under section 8003(a)(2)), includ-
25 ing the number of weighted student units



1 of such children attending a school facility
2 described in section 8008(a) if the Sec-
3 retary does not provide assistance for the
4 school facility under that section for the
5 prior fiscal year; multiplied by

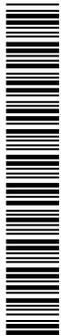
6 “(ii) the total number of such weight-
7 ed student units for the agency.

8 “(B) LOCAL EDUCATIONAL AGENCIES IM-
9 PACTED BY CHILDREN WHO RESIDE ON INDIAN
10 LANDS.—The amount of a payment to each
11 local educational agency described in this sub-
12 section that is impacted by children who reside
13 on Indian lands for a fiscal year shall be equal
14 to—

15 “(i)(I) 35 percent of the amount ap-
16 propriated under section 8014(e) for such
17 fiscal year; divided by

18 “(II) the total number of weighted
19 student units of children described in sec-
20 tion 8003(a)(1)(C) for all local educational
21 agencies described in this subsection (as
22 calculated under section 8003(a)(2)); mul-
23 tiplied by

24 “(ii) the total number of such weight-
25 ed student units for the agency.



1 “(4) USE OF FUNDS.—Any local educational
 2 agency that receives funds under this subsection
 3 shall use such funds for construction, as defined in
 4 section 8013(3).

5 “(b) SCHOOL FACILITY MODERNIZATION GRANTS
 6 AUTHORIZED.—

7 “(1) IN GENERAL.—From 30 percent of the
 8 amount appropriated for each fiscal year under sec-
 9 tion 8014(e), the Secretary shall award grants in ac-
 10 cordance with this subsection to eligible local edu-
 11 cational agencies to enable the local educational
 12 agencies to carry out modernization of school facili-
 13 ties.

14 “(2) ELIGIBILITY REQUIREMENTS.—A local
 15 educational agency is eligible to receive funds under
 16 this subsection only if—

17 “(A) such agency (or in the case of a local
 18 educational agency that does not have the au-
 19 thority to tax or issue bonds, such agency’s fis-
 20 cal agent) has no capacity to issue bonds or is
 21 at such agency’s limit in bonded indebtedness
 22 for the purposes of generating funds for capital
 23 expenditures; and

24 “(B)(i) such agency received assistance
 25 under section 8002(a) for the fiscal year and



1 has an assessed value of taxable property per
2 student in the school district that is less than
3 the average of the assessed value of taxable
4 property per student in the State in which the
5 local educational agency is located; or

6 “(ii) such agency received assistance under
7 subsection (a) for the fiscal year and has a
8 school facility emergency, as determined by the
9 Secretary, that poses a health or safety hazard
10 to the students and school personnel assigned
11 to the school facility.

12 “(3) AWARD CRITERIA.—In awarding grants
13 under this subsection the Secretary shall consider 1
14 or more of the following factors:

15 “(A) The extent to which the local edu-
16 cational agency lacks the fiscal capacity to un-
17 dertake the modernization project without Fed-
18 eral assistance.

19 “(B) The extent to which property in the
20 local educational agency is nontaxable due to
21 the presence of the Federal Government.

22 “(C) The extent to which the local edu-
23 cational agency serves high numbers or percent-
24 ages of children described in subparagraphs
25 (A), (B), (C), and (D) of section 8003(a)(1).



1 “(D) The need for modernization to
2 meet—

3 “(i) the threat that the condition of
4 the school facility poses to the safety and
5 well-being of students;

6 “(ii) overcrowding conditions as evi-
7 denced by the use of trailers and portable
8 buildings and the potential for future over-
9 crowding because of increased enrollment;
10 and

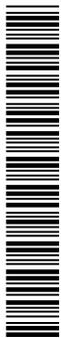
11 “(iii) facility needs resulting from ac-
12 tions of the Federal Government.

13 “(E) The age of the school facility to be
14 modernized.

15 “(4) OTHER AWARD PROVISIONS.—

16 “(A) FEDERAL SHARE.—The Federal
17 funds provided under this subsection to a local
18 educational agency described in subparagraph
19 (C) shall not exceed 50 percent of the total cost
20 of the project to be assisted under this sub-
21 section. A local educational agency may use in-
22 kind contributions to meet the matching re-
23 quirement of the preceding sentence.

24 “(B) MAXIMUM GRANT.—A local edu-
25 cational agency described in subparagraph (C)



1 may not receive a grant under this subsection
2 in an amount that exceeds \$3,000,000 during
3 any 5-year period.

4 “(C) LOCAL EDUCATIONAL AGENCY DE-
5 SCRIBED.—A local educational agency described
6 in this subparagraph is a local educational
7 agency that has the authority to issue bonds
8 but is at such agency’s limit in bonded indebt-
9 edness for the purposes of generating funds for
10 capital expenditures.

11 “(5) APPLICATIONS.—A local educational agen-
12 cy that desires to receive a grant under this sub-
13 section shall submit an application to the Secretary
14 at such time, in such manner, and accompanied by
15 such information as the Secretary may require. Each
16 application shall contain—

17 “(A) documentation certifying such agen-
18 cy’s lack of bonding capacity;

19 “(B) a listing of the school facilities to be
20 modernized, including the number and percent-
21 age of children determined under section
22 8003(a)(1) in average daily attendance in each
23 school facility;

24 “(C) a description of the ownership of the
25 property on which the current school facility is



1 located or on which the planned school facility
2 will be located;

3 “(D) a description of any school facility
4 deficiency that poses a health or safety hazard
5 to the occupants of the school facility and a de-
6 scription of how that deficiency will be repaired;

7 “(E) a description of the modernization to
8 be supported with funds provided under this
9 subsection;

10 “(F) a cost estimate of the proposed mod-
11 ernization; and

12 “(G) such other information and assur-
13 ances as the Secretary may reasonably require.

14 “(6) EMERGENCY GRANTS.—

15 “(A) APPLICATIONS.—Each local edu-
16 cational agency described in paragraph
17 (2)(B)(ii) that desires a grant under this sub-
18 section shall include in the application sub-
19 mitted under paragraph (5) a signed statement
20 from an appropriate local official certifying that
21 a health or safety deficiency exists.

22 “(B) PRIORITY.—If the Secretary receives
23 more than 1 application from local educational
24 agencies described in paragraph (2)(B)(ii) for
25 grants under this subsection for any fiscal year,



1 the Secretary shall give priority to local edu-
2 cational agencies based on the severity of the
3 emergency, as determined by the Secretary, and
4 when the application was received.

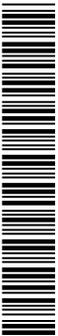
5 “(C) CONSIDERATION FOR FOLLOWING
6 YEAR.—A local educational agency described in
7 paragraph (2)(B)(ii) that applies for a grant
8 under this subsection for any fiscal year and
9 does not receive the grant shall have the appli-
10 cation for the grant considered for the following
11 fiscal year, subject to the priority described in
12 subparagraph (B).”

13 (b) DEFINITION.—Section 8013 of the Elementary
14 and Secondary Education Act of 1965 (20 U.S.C. 7713)
15 is amended by adding at the end the following:

16 “(13) MODERNIZATION.—The term ‘moderniza-
17 tion’ means repair, renovation, alteration, or con-
18 struction, including—

19 “(A) the concurrent installation of equip-
20 ment; and

21 “(B) the complete or partial replacement
22 of an existing school facility, but only if such
23 replacement is less expensive and more cost-ef-
24 fective than repair, renovation, or alteration of
25 the school facility.”



1 **SEC. 12. FEDERAL ADMINISTRATION.**

2 Section 8010(c) of the Elementary and Secondary
3 Education Act of 1965 (20 U.S.C. 7710(c)) is amended—

4 (1) by striking paragraph (1);

5 (2) by redesignating paragraphs (2) and (3) as
6 paragraphs (1) and (2), respectively; and

7 (3) in paragraph (2)(D) (as redesignated), by
8 striking “section 5(d)(2) of the Act of September
9 30, 1950 (Public Law 874, 81st Congress) (as such
10 section was in effect on the day preceding the date
11 of enactment of the Improving America’s Schools
12 Act of 1994) or”.

13 **SEC. 13. ADMINISTRATIVE HEARINGS AND JUDICIAL RE-**
14 **VIEW.**

15 (a) ADMINISTRATIVE HEARINGS.—

16 (1) IN GENERAL.—Section 8011(a) of the Ele-
17 mentary and Secondary Education Act of 1965 (20
18 U.S.C. 7711) is amended by adding at the end be-
19 fore the period the following: “if the local edu-
20 cational agency or State, as the case may be, sub-
21 mits to the Secretary a request for the hearing not
22 later than 60 days after the date of the action of the
23 Secretary under this title”.

24 (2) EFFECTIVE DATE.—The amendment made
25 by paragraph (1) shall apply with respect to an ac-
26 tion of the Secretary under title VIII of the Elemen-



1 tary and Secondary Education Act of 1965 (20
2 U.S.C. 7701 et seq.) initiated on or after the date
3 of the enactment of this Act.

4 (b) JUDICIAL REVIEW OF SECRETARIAL ACTION.—
5 Section 8011(b)(1) of the Elementary and Secondary
6 Education Act of 1965 (20 U.S.C. 7711(b)(1)) is amended
7 by striking “60 days” and inserting “30 working days (as
8 determined by the local educational agency or State)”.

9 **SEC. 14. DEFINITIONS.**

10 Section 8013(5)(A)(iii) of the Elementary and Sec-
11 ondary Education Act of 1965 (20 U.S.C. 7713(5)(A)(iii))
12 is amended—

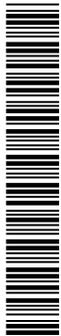
13 (1) in subclause (I), by striking “or” at the
14 end; and

15 (2) by adding at the end the following:

16 “(III) affordable housing assisted
17 under the Native American Housing As-
18 sistance and Self-Determination Act of
19 1996; or”.

20 **SEC. 15. AUTHORIZATION OF APPROPRIATIONS.**

21 (a) PAYMENTS FOR FEDERAL ACQUISITION OF REAL
22 PROPERTY.—Section 8014(a) of the Elementary and Sec-
23 ondary Education Act of 1965 (20 U.S.C. 7714(a)) is
24 amended by striking “\$16,750,000 for fiscal year 1995”
25 and inserting “\$32,000,000 for fiscal year 2000”.



1 (b) BASIC PAYMENTS.—Section 8014(b) of the Ele-
2 mentary and Secondary Education Act of 1965 (20 U.S.C.
3 7714(b)) is amended—

4 (1) by striking “subsections (b) and (f) of sec-
5 tion 8003” and inserting “section 8003(b)”;

6 (2) by striking “\$775,000,000 for fiscal year
7 1995” and inserting “\$809,400,000 for fiscal year
8 2000”; and

9 (3) by striking “, of which 6 percent” and all
10 that follows and inserting a period.

11 (c) PAYMENTS FOR CHILDREN WITH DISABIL-
12 ITIES.—Section 8014(c) of the Elementary and Secondary
13 Education Act of 1965 (20 U.S.C. 7714(c)) is amended
14 by striking “\$45,000,000 for fiscal year 1995” and insert-
15 ing “\$50,000,000 for fiscal year 2000”.

16 (d) PAYMENTS FOR INCREASES IN MILITARY CHIL-
17 DREN.—Subsection (d) of section 8014 of the Elementary
18 and Secondary Education Act of 1965 (20 U.S.C. 7714)
19 is repealed.

20 (e) CONSTRUCTION.—Section 8014(e) of the Elemen-
21 tary and Secondary Education Act of 1965 (20 U.S.C.
22 7714(e)) is amended by striking “\$25,000,000 for fiscal
23 year 1995” and inserting “\$10,052,000 for fiscal year
24 2000”.



1 (f) FACILITIES MAINTENANCE.—Section 8014(f) of
2 the Elementary and Secondary Education Act of 1965 (20
3 U.S.C. 7714(f)) is amended by striking “\$2,000,000 for
4 fiscal year 1995” and inserting “\$5,000,000 for fiscal
5 year 2000”.

6 (g) ADDITIONAL ASSISTANCE FOR CERTAIN LOCAL
7 EDUCATIONAL AGENCIES IMPACTED BY FEDERAL PROP-
8 ERTY ACQUISITION.—Section 8014(g) of the Elementary
9 and Secondary Education Act of 1965 (20 U.S.C.
10 7714(g)) is amended—

11 (1) in the heading, by striking “FEDERAL
12 PROPERTY LOCAL EDUCATIONAL AGENCIES” and
13 inserting “LOCAL EDUCATIONAL AGENCIES IM-
14 PACTED BY FEDERAL PROPERTY ACQUISITION”;
15 and

16 (2) by striking “such sums as are necessary be-
17 ginning in fiscal year 1998 and for each succeeding
18 fiscal year” and inserting “\$1,500,000 for fiscal
19 year 2000 and such sums as may be necessary for
20 each of the four succeeding fiscal years”.

21 **SEC. 16. EFFECTIVE DATE.**

22 This Act, and the amendments made by this Act,
23 shall take effect on October 1, 2000, or the date of the
24 enactment of this Act, whichever occurs later.

