

104TH CONGRESS
2^D SESSION

S. 1543

AN ACT

To clarify the treatment of Nebraska impact aid payments.

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

1 **SECTION 1. TREATMENT OF IMPACT AID PAYMENTS.**

2 (a) IN GENERAL.—The Secretary of Education shall
3 treat any State as having met the requirements of section
4 5(d)(2)(A) of Public Law 81–874 for fiscal year 1991, and
5 as not having met those requirements for each of the fiscal
6 years 1992, 1993, and 1994, if—

7 (1) its program of State aid was not certified
8 by the Secretary under section 5(d)(2)(C)(i) of Public
9 Law 81–874 for any fiscal year before fiscal year
10 1991;

11 (2) the State submitted timely notice under
12 that section of its intention to seek that certification;

13 (3) the Secretary determined that the State did
14 not meet the requirements of section 5(d)(2)(A) of
15 Public Law 81–874 for fiscal year 1991; and

16 (4) it has made a payment to each local edu-
17 cational agency in the State, other than any local
18 educational agency that received a payment for fiscal
19 year 1991 under section 3(d)(2)(B) of Public Law
20 81–874, whose State aid it reduced for that fiscal
21 year, in the full amount of that reduction.

22 (b) REPAYMENT NOT REQUIRED.—Notwithstanding
23 any other provision of law, any local educational agency
24 in such a State that received funds under section
25 3(d)(2)(B) of Public Law 81–874 for fiscal year 1991

- 1 shall not, by virtue of subsection (a), be required to repay
- 2 those funds to the Secretary.

Passed the Senate January 26, 1996.

Attest:

Secretary.

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