

106TH CONGRESS
2D SESSION

S. 3158

To shift Impact Aid funding responsibility for military connected children and property from the Department of Education to the Department of Defense.

IN THE SENATE OF THE UNITED STATES

OCTOBER 4 (legislative day, SEPTEMBER 22), 2000

Mr. JEFFORDS introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To shift Impact Aid funding responsibility for military connected children and property from the Department of Education to the Department of Defense.

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 “Educational Assistance
5 for Military Connected Children Act of 2000”.

1 **SEC. 2. FUNDING RESPONSIBILITY FOR MILITARY CON-**
 2 **NECTED CHILDREN.**

3 Title VIII of the Elementary and Secondary Edu-
 4 cation Act of 1965 (20 U.S.C. 7701 et seq.) is amended
 5 by adding at the end the following:

6 **“SEC. 8015. FUNDING RESPONSIBILITY OF SECRETARY OF**
 7 **DEFENSE.**

8 “(a) COMPUTATION OF AMOUNTS.—

9 “(1) FEDERAL PROPERTY.—The Secretary
 10 shall determine, for each local educational agency re-
 11 ceiving assistance under section 8002, the amount of
 12 payment in each fiscal year attributable to the pres-
 13 ence of a military installation.

14 “(2) MILITARY CONNECTED CHILDREN.—The
 15 Secretary shall determine, for each local educational
 16 agency receiving assistance under section 8003 or
 17 8007, the number of military connected children
 18 served by such agency in a fiscal year.

19 “(3) FACILITIES.—The Secretary shall deter-
 20 mine the amount provided for each local educational
 21 agency under section 8008.

22 “(4) TOTAL AMOUNT OF PAYMENTS.—The Sec-
 23 retary shall determine the total amount of
 24 payments—

25 “(A) all local educational agencies are to
 26 receive under section 8002 which are attrib-

1 utable to the presence of a military installation
2 in each fiscal year;

3 “(B) all local educational agencies are to
4 receive under section 8003 or 8007 for military
5 connected children in each fiscal year; and

6 “(C) all local educational agencies are to
7 receive under section 8008 in each fiscal year.

8 “(b) TRANSFER OF FUNDS.—From any amounts
9 available to the Secretary of Defense, the Secretary of De-
10 fense shall transfer to the Secretary of Education in each
11 fiscal year the total amount of funds necessary for the
12 Secretary of Education to make all of the payments de-
13 scribed in subsection (a)(4) for such fiscal year.

14 “(c) SPECIAL RULE.—Notwithstanding any other
15 provision of law, funds made available by the Secretary
16 of Defense to the Secretary of Education pursuant to sub-
17 section (b) shall be the only funds used to make payments
18 under section 8002, 8003, 8007, or 8008 to local edu-
19 cational agencies for military connected children or prop-
20 erty.

21 “(d) DEFINITIONS.—For the purpose of this
22 section—

23 “(1) the term ‘military connected children’
24 means the children described in—

1 “(A) section 8003(a)(1)(A) who reside on
2 military installations;

3 “(B) section 8003(a)(1)(B) who reside on
4 military installations; and

5 “(C) section 8003(a)(1)(D) who have par-
6 ents employed on military installations.

7 “(2) the term ‘military installation’ has the
8 same meaning given to such term in section 2801(c)
9 of title 10, United States Code.”.

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