

Calendar No. 208

109TH CONGRESS
1ST SESSION**S. 1683**

To provide relief for students affected by Hurricane Katrina.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 12, 2005

Mrs. HUTCHISON (for herself and Mr. CORNYN) introduced the following bill;
which was read the first time

SEPTEMBER 13, 2005

Read the second time and placed on the calendar

A BILL

To provide relief for students affected by Hurricane Katrina.

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. DEFINITION OF STUDENT AFFECTED BY HUR-**
4 **RICANE KATRINA.**

5 In this Act, the term “student affected by Hurricane
6 Katrina” means a student who resides or resided on Au-
7 gust 22, 2005, in an area, or is enrolled or was enrolled
8 on August 22, 2005, in a school located in an area, for
9 which a major disaster has been declared in accordance

1 with section 401 of the Robert T. Stafford Disaster Relief
2 and Emergency Assistance Act (42 U.S.C. 5170) as a re-
3 sult of Hurricane Katrina.

4 **SEC. 2. EDUCATION EXPENSES.**

5 Notwithstanding any other provision of law, any
6 funds made available to the Federal Emergency Manage-
7 ment Agency for Hurricane Katrina relief may be used
8 to pay any education expense—

9 (1) related to a student affected by Hurricane
10 Katrina; and

11 (2) that the Secretary of Education determines
12 appropriate.

13 **SEC. 3. WAIVER OF EDUCATION REQUIREMENTS.**

14 Notwithstanding any other provision of law, the Sec-
15 retary of Education may waive any requirement of the El-
16 ementary and Secondary Education Act of 1965 (20
17 U.S.C. 6301 et seq.) for a State, local educational agency,
18 school, teacher, or student that or who is affected by an
19 influx of a student affected by Hurricane Katrina.

20 **SEC. 4. HOMELESS STUDENTS.**

21 (a) SCHOOL PLACEMENT.—

22 (1) IN GENERAL.—The school placement provi-
23 sions shall not apply to students affected by Hurri-
24 cane Katrina.

1 (2) SCHOOL PLACEMENT PROVISIONS.—In this
2 subsection, the term “school placement provisions”
3 means subsection (e)(3), and paragraphs (1)(J)(i)
4 and (3) of subsection (g), of section 722, and section
5 723(a)(2)(B), of the McKinney-Vento Homeless As-
6 sistance Act (42 U.S.C. 11432, 11433(a)(2)(B)) and
7 any other provision of subtitle B of title VII of such
8 Act (42 U.S.C. 11431 et seq.) that relates to the
9 placement, or a change in placement, of homeless
10 children and youths in schools.

11 (b) STUDENT IDENTIFICATION.—A local educational
12 agency or an elementary school or secondary school may
13 issue and require the use of identification cards or other
14 identifying insignia for students affected by Hurricane
15 Katrina, notwithstanding subtitle B of title VII of the
16 McKinney-Vento Homeless Assistance Act.

17 (c) DEFINITIONS.—In this subsection:

18 (1) ELEMENTARY SCHOOL; SECONDARY
19 SCHOOL.—The terms “elementary school” and “sec-
20 ondary school” have the meanings given the terms
21 in section 9101 of the Elementary and Secondary
22 Education Act of 1965 (42 U.S.C. 7801).

23 (2) HOMELESS CHILDREN AND YOUTHS.—The
24 term “homeless children and youths” has the mean-

1 ing given the term in section 725 of the McKinney-
2 Vento Homeless Assistance Act (42 U.S.C. 11434a).

3 **SEC. 5. EFFECTIVE DATE.**

4 This Act shall be effective for the period beginning
5 on the date of enactment of this Act and ending on June
6 30, 2006.

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