

110TH CONGRESS
1ST SESSION

H. R. 4262

To amend the Elementary and Secondary Education Act of 1965 to authorize additional flexibility to a State with an unemployment rate that is equal to or greater than 125 percent of the national unemployment rate to transfer funds among programs made available to such State by various provisions of that Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 4, 2007

Mr. HOEKSTRA introduced the following bill; which was referred to the
Committee on Education and Labor

A BILL

To amend the Elementary and Secondary Education Act of 1965 to authorize additional flexibility to a State with an unemployment rate that is equal to or greater than 125 percent of the national unemployment rate to transfer funds among programs made available to such State by various provisions of that Act, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Maximizing the Use
3 of Federal Education Funds for Job Creation Act of
4 2007”.

5 **SEC. 2. PURPOSE.**

6 The purpose of this Act is to provide a State with
7 an unemployment rate that is equal to or greater than
8 125 percent of the national unemployment rate with the
9 flexibility to use Federal funds for essential purposes,
10 while still meeting the goals and mission of the Elemen-
11 tary and Secondary Education Act of 1965.

12 **SEC. 3. AUTHORITY TO CONSOLIDATE OR TRANSFER CER-**
13 **TAIN FUNDS.**

14 (a) **AUTHORITY AVAILABLE.**—A State with an unem-
15 ployment rate that is equal to or greater than 125 percent
16 of the national unemployment rate is authorized to con-
17 solidate or transfer, without limitation, any funds made
18 available to such State from the formula grant programs
19 designated in subsection (b).

20 (b) **DESIGNATED PROGRAMS.**—Subsection (a) applies
21 to any formula grant program carried out under any of
22 the following provisions of the Elementary and Secondary
23 Education Act of 1965:

24 (1) Part A of title I (Improving Basic Pro-
25 grams Operated by Local Educational Agencies).

1 (2) Subpart 1 of part B of title I (Reading
2 First).

3 (3) Subpart 3 of part B of title I (William F.
4 Goodling Even Start Family Literacy Programs).

5 (4) Subpart 4 of part B of title I (Improving
6 Literacy Through School Libraries).

7 (5) Part C of title I (Education of Migratory
8 Children).

9 (6) Part D of title I (Prevention and Interven-
10 tion Programs for Children and Youth who are Ne-
11 glected, Delinquent, or At-Risk).

12 (7) Part F of title I (Comprehensive School Re-
13 form).

14 (8) Part H of title I (School Dropout Preven-
15 tion).

16 (9) Subpart 1 of part A of title II (Teacher and
17 Principal Training and Recruiting Fund (Grants to
18 States)).

19 (10) Part B of title II (Mathematics and
20 Science Partnerships).

21 (11) Part D of title II (Enhancing Education
22 Through Technology).

23 (12) Part A of title III (English Language Ac-
24 quisition, Language Enhancement, and Academic
25 Achievement).

1 (13) Part A of title IV (Safe and Drug Free
2 Schools and Communities).

3 (14) Part B of title IV (21st Century Commu-
4 nity Learning Centers).

5 (15) Subpart 2 of part A of title V (Innovative
6 Programs (State Programs)).

7 (16) Subpart 1 of part A of title VI (Improving
8 Academic Achievement (Accountability)).

9 (c) DURATION.—The authority provided by sub-
10 section (a) shall remain in effect for a period of two years,
11 or until the State’s unemployment rate falls below 125
12 percent of the then national unemployment rate, which-
13 ever occurs first.

14 (d) TREATMENT OF TRANSFERRED OR CONSOLI-
15 DATED FUNDS.—Funds transferred or consolidated under
16 the authority provided by subsection (a) shall be used in
17 accordance with the statutory and regulatory requirements
18 applicable to the program to which the funds were trans-
19 ferred or consolidated.

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