

110TH CONGRESS
2D SESSION

H. R. 6239

To amend the Elementary and Secondary Education Act of 1965 to suspend temporarily the process of identifying schools and local educational agencies as in need of improvement and of imposing sanctions on such schools and local educational agencies.

IN THE HOUSE OF REPRESENTATIVES

JUNE 11, 2008

Mr. GRAVES (for himself and Mr. WALZ of Minnesota) 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 suspend temporarily the process of identifying schools and local educational agencies as in need of improvement and of imposing sanctions on such schools and local educational agencies.

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 “NCLB Recess Until
5 Reauthorization Act”.

1 **SEC. 2. TEMPORARY SUSPENSION OF IDENTIFYING**
2 **SCHOOLS AND LOCAL EDUCATIONAL AGEN-**
3 **CIES AS IN NEED OF IMPROVEMENT AND OF**
4 **IMPOSING SANCTIONS ON SUCH SCHOOLS**
5 **AND LOCAL EDUCATIONAL AGENCIES.**

6 Section 1116 of the Elementary and Secondary Edu-
7 cation Act of 1965 (20 U.S.C. 6316) is amended by add-
8 ing at the end the following:

9 “(i) TEMPORARY SUSPENSION.—

10 “(1) SUSPENSION.—Subject to paragraph (2),
11 during the 2008–2009 school year, the following
12 shall apply:

13 “(A) NO NEW IDENTIFICATIONS FOR IM-
14 PROVEMENT OR SANCTIONS.—A school or local
15 educational agency shall not be identified for
16 improvement under this section, and a sanction
17 shall not be imposed by reason of being so iden-
18 tified. However, a school or local educational
19 agency that was, as of such date, identified for
20 improvement may continue to be so identified
21 and may continue to be subject to any specific
22 sanction that was, as of such date, being im-
23 posed.

24 “(B) NO NEW CORRECTIVE ACTIONS OR
25 RESTRUCTURINGS.—A school or local edu-
26 cational agency shall not be identified for cor-

1 rective action or restructuring under this sec-
2 tion, and a corrective action or restructuring
3 shall not be required by reason of being so iden-
4 tified. However, a school or local educational
5 agency that was, as of such date, identified for
6 corrective action or restructuring may continue
7 to be so identified and may continue to be sub-
8 ject to any specific corrective action or restruc-
9 turing that was, as of such date, being required.

10 “(2) SUNSET.—Paragraph (1) shall cease to
11 apply beginning on the earlier of—

12 “(A) the last day of the 2008–2009 school
13 year; or

14 “(B) the date of the enactment of an Act
15 containing an authorization of appropriations
16 for this title for fiscal year 2009.”.

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