

117TH CONGRESS
1ST SESSION

S. 2959

To provide that, due to the disruptions caused by COVID–19, applications for impact aid funding for fiscal year 2023 may use certain data submitted in the fiscal year 2022 application.

IN THE SENATE OF THE UNITED STATES

OCTOBER 7, 2021

Mr. THUNE (for himself and Ms. SMITH) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To provide that, due to the disruptions caused by COVID–19, applications for impact aid funding for fiscal year 2023 may use certain data submitted in the fiscal year 2022 application.

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 “Supplemental Impact
5 Aid Flexibility Act”.

6 **SEC. 2. IMPACT AID PROGRAM.**

7 Due to the public health emergency directly relating
8 to COVID–19 and notwithstanding sections 7002(j) and

1 7003(c) of the Elementary and Secondary Education Act
2 of 1965 (20 U.S.C. 7702(j), 7703(c)), a local educational
3 agency desiring to receive a payment under section 7002
4 or 7003 of such Act (20 U.S.C. 7702, 7703) for fiscal
5 year 2023 that also submitted an application for such pay-
6 ment for fiscal year 2022 shall, in the application sub-
7 mitted under section 7005 of such Act (20 U.S.C. 7705)
8 for fiscal year 2023—

9 (1) with respect to a requested payment under
10 section 7002 of such Act—

11 (A) use the data described in section
12 7002(j) of such Act relating to calculating such
13 payment that was submitted by the local edu-
14 cational agency in the application for fiscal year
15 2022; or

16 (B) use the data relating to calculating
17 such payment for the fiscal year required under
18 section 7002(j) of such Act; and

19 (2) with respect to a requested payment under
20 section 7003 of such Act—

21 (A) use the student count data relating to
22 calculating such payment that was submitted by
23 the local educational agency in the application
24 for fiscal year 2022, provided that payments for
25 fiscal year 2023 shall be calculated by the Sec-

1 retary using the expenditures and rates de-
2 scribed in clauses (i), (ii), (iii), and (iv) of sec-
3 tion 7003(b)(1)(C) of such Act that would oth-
4 erwise apply for fiscal year 2023; or

5 (B) use the student count data relating to
6 calculating such payment for the fiscal year re-
7 quired under section 7003(c) of such Act.

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