"(B) in the absence of any such approved agreement, as attendance at (or membership of) a school of the local educational agency so making or contracting to make such tuition payment.

In any determination of average daily attendance at or membership of schools, children who are not provided free public education (as defined in paragraph (4)) shall not be counted."

(i) Section 210 (7) of such Act is amended by inserting "or minimum" after "complete" in the first sentence thereof and by adding at the end thereof the following new sentence: "The cost of constructing minimum school facilities in the school district of a local educational agency shall be determined by the Commissioner, after consultation with the State and local educational agencies, on the basis of such information as may be contained in the application of such local educational agency and such other information as he may obtain." Construction costs.

(j) The last sentence of section 210 (10) of such Act is amended to read: "Except as used in sections 203, 204, 309, and 310, such term does not include interests in land and off-site improvements."

(k) Section 210 (11) of such Act is amended by inserting at the end thereof the following new sentence: "Whether or not school facilities are minimum school facilities shall be determined by the Commissioner, after consultation with the State and local educational agencies, in accordance with regulations prescribed by him." Minimum facilities.

(l) The second sentence of section 210 (12) of such Act is amended by inserting before the period at the end thereof "or which has responsibility for the provision of such facilities".

(m) Section 105 (a) of such Act is amended by striking out "title" and inserting "Act" in lieu thereof. 20 USC 255.

SEC. 3. The amendments made by the preceding sections of this Act shall become effective July 1, 1953. Effective date.

Approved August 8, 1953.

Public Law 247 CHAPTER 401

AN ACT

August 8, 1953
[H. R. 6354]

To authorize the Coast Guard to accept, operate, and maintain a certain defense housing facility at Cape May, New Jersey.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Coast Guard is authorized to accept from the Department of the Navy, without reimbursement, the fifty-unit defense housing facility at Cape May, New Jersey, and to operate and maintain such facility on a rental basis for occupancy by Coast Guard personnel and their dependents pursuant to the provisions of the Act of July 2, 1945 (59 Stat. 316; 37 U. S. C. 111a). Coast Guard. Housing facility, Cape May, N. J.

SEC. 2. The gross amounts of all rents collected shall be deposited in the Treasury to the credit of miscellaneous receipts. The appropriation "Operating expenses, Coast Guard" shall be available for the cost of operation and maintenance of said housing facility.

SEC. 3. The administration of this housing facility by the Coast Guard shall be in conformity with the administration of similar housing projects by the other Armed Forces.

Approved August 8, 1953.

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