

106TH CONGRESS
1ST SESSION

H. R. 1206

To transfer the impact aid program to the Department of the Treasury and to provide for the procurement of services by nongovernmental personnel for the performance of the functions of the impact aid program.

IN THE HOUSE OF REPRESENTATIVES

MARCH 18, 1999

Mr. TERRY (for himself and Mr. LUCAS of Oklahoma) introduced the following bill; which was referred to the Committee on the Education and the Workforce

A BILL

To transfer the impact aid program to the Department of the Treasury and to provide for the procurement of services by nongovernmental personnel for the performance of the functions of the impact aid program.

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 “Impact Aid Revitaliza-
5 tion Act of 1999”.

1 **SEC. 2. TRANSFER OF IMPACT AID PROGRAM FROM DE-**
2 **PARTMENT OF EDUCATION TO DEPARTMENT**
3 **OF THE TREASURY.**

4 (a) TRANSFER OF FUNCTIONS.—There are hereby
5 transferred to the Department of the Treasury all func-
6 tions that the Secretary of Education exercised on the day
7 before the effective date specified in section 4 (including
8 all related functions of any officer or employee of the De-
9 partment of Education) that relate to the administration
10 or enforcement of the impact aid program under title VIII
11 of the Elementary and Secondary Education Act of 1965
12 (20 U.S.C. 7701 et seq.).

13 (b) TRANSFER OF ASSETS AND FUNDS.—Consistent
14 with section 1531 of title 31, United States Code, the as-
15 sets, liabilities, contracts, property, records, and unex-
16 pended balances of appropriations, authorizations, alloca-
17 tions, and other funds that relate to the functions trans-
18 ferred under subsection (a) from the Department of Edu-
19 cation shall be transferred to the Department of the
20 Treasury. Unexpended funds transferred pursuant to this
21 subsection shall be used by the Department of the Treas-
22 ury only for the purposes for which the funds were origi-
23 nally authorized and appropriated.

24 (c) REFERENCES.—

25 (1) IN GENERAL.—Section 8013 of the Elemen-
26 tary and Secondary Education Act of 1965 (20

1 U.S.C. 7713) is amended by adding at the end the
2 following:

3 “(13) SECRETARY.—The term ‘Secretary’
4 means the Secretary of the Treasury.”.

5 (2) OTHER REFERENCES.—After the transfer
6 of functions from the Department of Education
7 under subsection (a), any reference in any other
8 Federal law, Executive order, rule, regulation, docu-
9 ment, or other material to the Department of Edu-
10 cation or the Secretary of Education in connection
11 with the administration or enforcement of the im-
12 pact aid program shall be deemed to be a reference
13 to the Department of the Treasury or the Secretary
14 of the Treasury, respectively.

15 (d) SAVINGS PROVISIONS.—The transfer of functions
16 from the Department of Education under subsection (a)
17 shall not affect—

18 (1) an order, determination, rule, regulation,
19 permit, agreement, grant, contract, certificate, li-
20 cense, registration, privilege, or other administrative
21 action issued, made, granted, or otherwise in effect
22 or final with respect to the Department of Education
23 on the day before the transfer date with respect to
24 the transferred functions; or

1 (2) any suit commenced with regard to the De-
 2 partment of Education, and any other proceeding
 3 (including a notice of proposed rulemaking), or any
 4 application for any license, permit, certificate, or fi-
 5 nancial assistance pending before the Department of
 6 Education on the day before the transfer date with
 7 respect to the transferred functions.

8 **SEC. 3. PROCUREMENT OF SERVICES BY NONGOVERN-**
 9 **MENTAL PERSONNEL TO CARRY OUT CER-**
 10 **TAIN FUNCTIONS OF THE IMPACT AID PRO-**
 11 **GRAM.**

12 The Secretary may, in accordance with applicable ad-
 13 ministrative regulation or policy, competitively procure by
 14 contract the services of nongovernmental personnel for the
 15 performance of the functions of the impact aid program,
 16 in whole or in part, determined by the Secretary to be
 17 more efficient under subsection (a)(1).

18 **SEC. 4. EFFECTIVE DATE.**

19 This Act shall take effect on the earlier of—

20 (1) the date that is 180 days after the date of
 21 the enactment of this Act; and

22 (2) such date during that 180-day period as the
 23 President may direct in an Executive order.

○