

107TH CONGRESS
1ST SESSION

H. R. 1527

To provide funding flexibility to States and local educational agencies with respect to programs to provide special education and related services to children with disabilities.

IN THE HOUSE OF REPRESENTATIVES

APRIL 4, 2001

Mr. TIAHRT (for himself, Mr. SOUDER, Mr. WICKER, Mr. PAUL, Mr. JONES of North Carolina, and Mr. BARTLETT of Maryland) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To provide funding flexibility to States and local educational agencies with respect to programs to provide special education and related services to children with disabilities.

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 “Flexibility to Increase
5 IDEA Funding Act”.

1 **SEC. 2. SPECIAL EDUCATION FUNDING FLEXIBILITY FOR**
2 **STATES AND LOCAL EDUCATIONAL AGEN-**
3 **CIES.**

4 (a) AUTHORIZATION.—

5 (1) IN GENERAL.—Notwithstanding any other
6 provision of law, a State or local educational agency
7 that receives amounts under any of the provisions of
8 law described in paragraph (2) may transfer, in
9 whole or in part, such amounts to programs to pro-
10 vide special education and related services to chil-
11 dren with disabilities in accordance with part B of
12 the Individuals with Disabilities Education Act (20
13 U.S.C. 1411 et seq.).

14 (2) PROVISIONS OF LAW.—The provisions of
15 law described in this paragraph are the following:

16 (A) Title I of the Elementary and Sec-
17 ondary Education Act of 1965 (other than sub-
18 sections (a) and (c) of section 1116 of such
19 Act).

20 (B) Part B of title II of such Act.

21 (C) Subpart 2 of part A of title III of such
22 Act (other than section 3136 of such Act).

23 (D) Title IV of such Act.

24 (E) Title VI of such Act.

25 (F) Part C of title VII of such Act.

1 (G) The Carl D. Perkins Vocational and
2 Technical Education Act of 1998.

3 (b) PROHIBITION ON REDUCTION OF GRANT
4 AMOUNT UNDER IDEA.—The Secretary of Education
5 may not reduce the amount of a grant to a State under
6 part B of the Individuals with Disabilities Education Act
7 (20 U.S.C. 1411 et seq.) by reason of the authority of
8 a State or local educational agency to transfer funds pur-
9 suant to subsection (a)(1).

10 (c) DEFINITIONS.—In this section:

11 (1) LOCAL EDUCATIONAL AGENCY.—The term
12 “local educational agency” has the meaning given
13 that term in section 14101 of the Elementary and
14 Secondary Education Act of 1965.

15 (2) OUTLYING AREA.—The term “outlying
16 area” has the meaning given that term in section
17 14101 of the Elementary and Secondary Education
18 Act of 1965.

19 (3) STATE.—The term “State” means each of
20 the 50 States, the District of Columbia, the Com-
21 monwealth of Puerto Rico, and each outlying area.

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