

108TH CONGRESS
2D SESSION

H. R. 4957

To ensure an appropriate balance between resources and accountability under the No Child Left Behind Act of 2001.

IN THE HOUSE OF REPRESENTATIVES

JULY 22, 2004

Mr. JOHN introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To ensure an appropriate balance between resources and accountability under the No Child Left Behind Act of 2001.

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 “Keeping Our Edu-
5 cation Promise to America’s Children Act of 2004”.

6 **SEC. 2. DEFERRAL OF FEDERAL MANDATES IF FEDERAL**
7 **GOVERNMENT FAILS TO MAKE MINIMUM AP-**
8 **PROPRIATIONS.**

9 (a) DEFERRAL OF CERTAIN REQUIREMENTS.—Sec-
10 tion 1116 of the Elementary and Secondary Education

1 Act of 1965 (20 U.S.C. 6316) is amended by adding at
2 the end the following:

3 “(i) DEFERRAL.—No school or local educational
4 agency may be identified for or subject to the require-
5 ments of school improvement, corrective action, or restruc-
6 turing under this section for any school year for which
7 the amounts appropriated for the corresponding fiscal
8 year for the purpose of carrying out this part are less than
9 97 percent of the following:

10 “(1) \$20,500,000,000 for fiscal year 2005.

11 “(2) \$22,750,000,000 for fiscal year 2006.

12 “(3) \$25,000,000,000 for fiscal year 2007.”.

13 (b) DEFERRAL OF REQUIREMENTS FOR TEACHERS
14 AND PARAPROFESSIONALS.—Section 1119 of the Elemen-
15 tary and Secondary Education Act of 1965 (20 U.S.C.
16 6319) is amended by adding at the end the following:

17 “(m) DEFERRAL.—A State educational agency may
18 defer the commencement, suspend the implementation, or
19 modify but not cease the development, of the requirements
20 of this section (for the State educational agency and local
21 educational agencies within the State) for 1 school year
22 for each fiscal year for which the amounts appropriated
23 to carry out subparts 1 through 4 of part A of title II
24 are less than 97 percent of the following:

25 “(1) \$3,016,000,000 for fiscal year 2005.

1 “(2) \$3,076,000,000 for fiscal year 2006.

2 “(3) \$3,143,000,000 for fiscal year 2007.”.

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