

109TH CONGRESS  
1ST SESSION

# H. R. 598

To amend the Impact Aid program under the Elementary and Secondary Education Act of 1965 to improve the distribution of school construction payments to better meet the needs of military and Indian land school districts.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 2, 2005

Mr. TERRY (for himself, Mr. SKELTON, Mr. HAYES, Mr. PAUL, Mr. ETHERIDGE, Mr. SAXTON, Mr. RUPPERSBERGER, Mr. GRIJALVA, Mr. RYUN of Kansas, Mr. MENENDEZ, Mr. COSTELLO, Mr. CASE, Mr. PALLONE, and Mrs. BLACKBURN) introduced the following bill; which was referred to the Committee on Education and the Workforce

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## A BILL

To amend the Impact Aid program under the Elementary and Secondary Education Act of 1965 to improve the distribution of school construction payments to better meet the needs of military and Indian land school districts.

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. IMPROVED DISTRIBUTION OF CONSTRUCTION  
4       PAYMENTS.**

5       Section 8007(a) of the Elementary and Secondary  
6       Education Act of 1965 (20 U.S.C. 7707(a)) is amended—

3 (2) in subparagraphs (A) and (B) of paragraph  
4 (2), by striking “50 percent” each place it appears  
5 and inserting “40 percent”;

6 (3) in paragraph (2) by adding at the end the  
7 following new subparagraphs:

10                             “(D) The agency is eligible under Section  
11                             8003(a)(2)(C). ”; and

12 (4) by striking paragraph (3) and inserting the  
13 following:

14           “(3) AMOUNT OF PAYMENTS.—The amount of  
15        a payment to each local educational agency de-  
16        scribed in this subsection for a fiscal year shall be—

17                   “(A) not less than the greater of the  
18                   amount appropriated as provided under para-  
19                   graph (1) for such fiscal year; divided by—

1 tending a school facility described in sec-  
2 tion 8008(a) if the Secretary does not pro-  
3 vide assistance for the school facility under  
4 that section for the fiscal year; multiplied  
5 by

## 9 SEC. 2. COMPETITIVE EMERGENCY AND MODERNIZATION

10 GRANTS.

11 Section 8007(b) of the Elementary and Secondary  
12 Education Act of 1965 (20 U.S.C. 7707(b)) is amended—

13 (1) in paragraph (1) by striking “60 percent”  
14 and inserting “20 percent”;

22 (3) by striking paragraph (3)(D)(ii)(II) and in-  
23 serting the following:

1 for the school for the preceding school  
2 year constituted at least 40 percent of  
3 the total student enrollment in the  
4 school during the preceding school  
5 year.”; and  
6 (4) in paragraph (4)(C) by striking “(B), (C),  
7 and (D)” and inserting “and (C)”.

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