

111TH CONGRESS
2D SESSION

H. R. 4475

To amend sections 14006 and 14007 of the American Recovery and Reinvestment Act of 2009 to reserve funds under the programs established under such sections for payments to the Bureau of Indian Education of the Department of the Interior for Indian children.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 20, 2010

Ms. MCCOLLUM (for herself, Mr. BONNER, Mr. BACA, Mr. LUJÁN, Mr. GRIJALVA, Mr. PETERSON, Mr. CHANDLER, Mr. HEINRICH, Mr. COLE, Mr. SHULER, Mr. KILDEE, Ms. HERSETH SANDLIN, Mr. OBERSTAR, Mr. KENNEDY, Mr. WALZ, Mr. BOREN, and Mr. PALLONE) introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To amend sections 14006 and 14007 of the American Recovery and Reinvestment Act of 2009 to reserve funds under the programs established under such sections for payments to the Bureau of Indian Education of the Department of the Interior for Indian children.

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. FINDINGS.**

4 The Congress finds as follows:

1 (1) The Federal Government has a unique and
2 continuing trust relationship with, and responsibility
3 to, Indian people for their education.

4 (2) The American Recovery and Reinvestment
5 Act of 2009 created the State Fiscal Stabilization
6 Fund, which includes programs administered by the
7 Department of Education for the purpose of advanc-
8 ing education reforms.

9 (3) The Department of the Interior’s Bureau of
10 Indian Education and tribal governments, many of
11 which operate tribal elementary and secondary
12 schools, tribal colleges, early childhood education
13 programs, and tribal education departments, are in-
14 eligible to participate in the State Fiscal Stabiliza-
15 tion Fund programs due to an oversight in the legis-
16 lation.

17 **SEC. 2. PAYMENTS FOR INDIAN CHILDREN.**

18 (a) STATE INCENTIVE GRANTS.—Section 14006(a)
19 of division A of the American Recovery and Reinvestment
20 Act of 2009 (Public Law 111–5) is amended—

21 (1) by redesignating paragraph (2) as para-
22 graph (3); and

23 (2) by inserting after paragraph (1) the fol-
24 lowing:

1 “(2) INDIAN CHILDREN.—After reserving funds
2 under paragraph (1), the Secretary shall reserve at
3 least 1 percent, but not more than 5 percent, of the
4 remaining funds to make a grant in fiscal year 2010
5 to the Bureau of Indian Education of the Depart-
6 ment of the Interior to carry out activities consistent
7 with this section for Indian children under such
8 terms and conditions as the Secretary of Education
9 may determine.”.

10 (b) INNOVATION FUND.—Section 14007(a) of divi-
11 sion A of the American Recovery and Reinvestment Act
12 of 2009 (Public Law 111–5) is amended—

13 (1) by redesignating paragraph (3) as para-
14 graph (4); and

15 (2) by inserting after paragraph (2) the fol-
16 lowing:

17 “(3) INDIAN CHILDREN.—Of the amount avail-
18 able to carry out this section, the Secretary shall re-
19 serve at least 1 percent, but not more than 5 per-
20 cent, for an award to the Bureau of Indian Edu-
21 cation of the Department of the Interior to carry out
22 activities consistent with this section for Indian chil-
23 dren under such terms and conditions as the Sec-
24 retary of Education may determine.”.