

113TH CONGRESS
1ST SESSION

H. R. 1845

To authorize the Secretary of Education to make grants to promote the education of pregnant and parenting students.

IN THE HOUSE OF REPRESENTATIVES

MAY 7, 2013

Mr. POLIS (for himself and Ms. CHU) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To authorize the Secretary of Education to make grants to promote the education of pregnant and parenting students.

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 “Pregnant and Par-
5 enting Students Access to Education Act of 2013”.

6 **SEC. 2. FINDINGS AND PURPOSES.**

7 (a) FINDINGS.—The Congress finds the following:

8 (1) There are approximately 750,000 teen preg-
9 nancies and 400,000 teen births annually in the
10 United States.

1 (2) Although teen pregnancy and birth rates in
2 the United States have declined by 42 percent and
3 49 percent respectively since the early 1990s, it is
4 still the case that nearly 3 in 10 girls in the United
5 States become pregnant at least once by age 20.

6 (3) The teen pregnancy and birth rates in the
7 United States are higher than in any other Western
8 industrialized country.

9 (4) The figure is even higher among Latinas
10 (44 percent) and African-American girls (48 per-
11 cent).

12 (5) There are geographic variations in teen
13 childbearing; in 2010, the teen birth rate in rural
14 counties was nearly one-third higher compared to
15 the rest of the country regardless of age, race, or
16 ethnicity.

17 (6) Many pregnant and parenting students face
18 significant barriers in enrolling, attending, and suc-
19 ceeding in school, including—

20 (A) discrimination in violation of title IX
21 of the Education Amendments of 1972, includ-
22 ing stigmatization at school by administrators,
23 teachers, and peer students;

24 (B) a lack of consistent policies at the
25 State, district, and school levels that allow for

1 excused absences for prenatal and postnatal
2 health care appointments in order for teen par-
3 ents to successfully complete their education;

4 (C) difficulty maintaining academic
5 progress while out of school leading up to or
6 following the birth of a child;

7 (D) juggling school work with parenting
8 responsibilities;

9 (E) lack of access to affordable quality
10 child care and transportation to and from the
11 child care arrangement and school, which can,
12 as a practical matter, make it virtually impos-
13 sible for a parenting student to attend school
14 regularly; and

15 (F) stereotypes that future opportunities
16 for postsecondary education or careers are lim-
17 ited for pregnant and parenting students, which
18 can diminish students' motivation to stay en-
19 gaged in school.

20 (7) Fully 30 percent of teen girls who have
21 dropped out of school cite pregnancy or parenthood
22 as a reason.

23 (8) Only about half (51 percent) of teen moth-
24 ers earned a high school diploma by age 22 com-

1 pared to 89 percent of women who didn't have a
2 teen birth.

3 (9) Less than 2 percent of young teen mothers
4 attain a college degree by age 30.

5 (10) Studies of females and males who dropped
6 out of high school indicate that becoming a parent
7 played a role in their discontinuation of school, and
8 in many cases it played a major role. For example,
9 nearly half of all female dropouts and one-third of
10 male dropouts said that becoming a parent played a
11 role in their decision to leave school.

12 (11) Nearly 1 in 5 births to mothers aged 15
13 through 19 is a repeat birth, totaling nearly 67,000
14 repeat births.

15 (12) Because teen pregnancy and parenting are
16 significant risk factors for dropout, teen pregnancy
17 prevention can go a long way toward improving high
18 school graduation rates.

19 (13) Females who do not earn a high school di-
20 ploma are especially likely to face severe economic
21 consequences—to be unemployed, to earn very low
22 wages, and to have to rely on public support pro-
23 grams—that significantly affect not only individual
24 students and their families, but also our national
25 economy as a whole.

1 (14) Teen childbearing in the United States
2 cost taxpayers (Federal, State and local) at least
3 \$10.9 billion in 2008.

4 (15) Title IX of the Education Amendments of
5 1972 (20 U.S.C. 1681 et seq.) prohibits educational
6 institutions that receive Federal funding from dis-
7 criminating against pregnant and parenting stu-
8 dents, and its implementing regulations detail
9 schools' obligations to ensure that pregnant and par-
10 enting students have access to equal educational op-
11 portunities.

12 (16) Some States currently collect data about
13 the pregnancy and parenting status of secondary
14 school students, but most do not, and there is no na-
15 tionwide data collection on this important dimension
16 of the student population.

17 (17) Some local educational agencies are mak-
18 ing active efforts to engage and re-engage pregnant
19 and parenting youth in secondary education by im-
20 plementing voluntary programs that provide or ar-
21 range academic and support services for them, in-
22 cluding individualized graduation plans, flexible
23 scheduling, homebound instruction for extended ab-
24 sences, school-based child care, transportation assist-

1 ance, health and social service referrals, and parent
2 education courses.

3 (18) The responsibilities of pregnancy and par-
4 enting can also interfere with the attainment of a
5 college degree. 61 percent of women who have chil-
6 dren after enrolling in community college do not
7 graduate. Women who do not have children after en-
8 rollment graduate at a 65 percent higher rate than
9 women who do.

10 (19) Federal financial assistance to local edu-
11 cational agencies to start or expand voluntary stu-
12 dent academic and support service programs and ini-
13 tiatives for pregnant and parenting students is im-
14 perative to helping these students prepare for ca-
15 reers and post-secondary education opportunities,
16 and care for their children without need for long-
17 term public assistance.

18 (b) PURPOSES.—The purposes of this Act are—

19 (1) to ensure that each pregnant and parenting
20 student has equal access to the same free, appro-
21 priate, high-quality public education that is provided
22 to other students;

23 (2) to improve high school graduation rates, ca-
24 reer-readiness, access to postsecondary educational

1 opportunities, and outcomes for pregnant and par-
2 enting students and their children; and

3 (3) to assist each State and local educational
4 agency in improving its graduation rates and ful-
5 filling its responsibilities under title IX of the Edu-
6 cation Amendments of 1972 (20 U.S.C. 1681 et
7 seq.) with respect to pregnant and parenting stu-
8 dents.

9 **SEC. 3. GRANTS FOR STATE AND LOCAL ACTIVITIES FOR**
10 **THE EDUCATION OF PREGNANT AND PAR-**
11 **ENTING STUDENTS.**

12 (a) IN GENERAL.—The Secretary of Education is au-
13 thorized to make grants to States to carry out the activi-
14 ties described in subsection (d). A grant made under this
15 section shall be for a minimum of 3 years, and the Sec-
16 retary shall have the discretion to renew the grant at the
17 end of the grant period.

18 (b) APPLICATION.—A State desiring to receive a
19 grant under this section shall submit an application to the
20 Secretary at such time, in such manner, and containing
21 such information as the Secretary may reasonably require,
22 including, at a minimum, the State plan described in sub-
23 section (f).

24 (c) ALLOCATION OF FUNDS.—

1 (1) RESERVATION OF FUNDS FOR NATIONAL
2 ACTIVITIES.—From the funds made available to
3 carry out this Act, the Secretary may reserve not
4 more than 5 percent for national activities.

5 (2) ALLOTMENT TO THE SECRETARY OF THE
6 INTERIOR.—The amount allocated for payments
7 under this Act to the Secretary of the Interior for
8 any fiscal year shall be, as determined pursuant to
9 criteria established by the Secretary, the amount
10 necessary to meet the needs of—

11 (A) Indian children on reservations served
12 by secondary schools for Indian children oper-
13 ated or supported by the Department of the In-
14 terior; and

15 (B) out-of-State Indian children in elemen-
16 tary schools and secondary schools in local edu-
17 cational agencies under special contracts with
18 the Department of the Interior.

19 (3) FORMULA GRANTS TO STATES.—The Sec-
20 retary shall allocate to States having approved appli-
21 cations the funds remaining after the application of
22 paragraphs (1) and (2) based on the percentage of
23 the State's number of teen births compared to the
24 number of teen births nationally, except that the
25 minimum grant for a State shall be \$300,000.

1 (4) SUPPLEMENT NOT SUPPLANT.—Grant
2 funds provided under paragraph (3) shall be used
3 only to supplement the funds that would, in the ab-
4 sence of such Federal funds, be made available from
5 non-Federal sources for the education of pupils par-
6 ticipating in programs assisted under this Act, and
7 not to supplant such funds.

8 (d) USE OF FUNDS.—

9 (1) IN GENERAL.—Funds made available to a
10 State under this Act shall be used for the following:

11 (A) To provide or enhance educational pro-
12 grams and related services that enable pregnant
13 and parenting students to enroll in, attend, and
14 succeed in school, and that are culturally and
15 linguistically competent.

16 (B) To designate a Coordinator for Edu-
17 cation of Pregnant and Parenting Students in
18 the State educational agency to direct and man-
19 age the State educational agency’s activities re-
20 lated to this Act, in collaboration with the
21 State’s designated employee responsible for the
22 State’s efforts to comply with and carry out, to
23 the fullest extent, its responsibilities under title
24 IX of the Education Amendments of 1972 (20
25 U.S.C. 1681 et seq.).

1 (C) To prepare and carry out a State plan
2 described in subsection (f).

3 (D) To develop and implement high-quality
4 professional development programs for local
5 educational agencies and school personnel.

6 (E) To direct grants to rural and other
7 local educational agencies without capacity to
8 prepare an application for funds so that such
9 local educational agencies may carry out the ac-
10 tivities described in subsections (e) and (f) of
11 section 4.

12 (F) To ensure that information about the
13 program is disseminated to all local educational
14 agencies and made publicly and readily avail-
15 able on the State educational agency's Web site,
16 including—

17 (i) the name and contact information
18 for the individuals described in subpara-
19 graph (B);

20 (ii) a list of subgrantees; and

21 (iii) an explanation of the rights of
22 students and responsibilities of schools
23 under title IX of the Education Amend-
24 ments of 1972 (20 U.S.C. 1681 et seq.),
25 including investigation and complaint pro-

1 cedures as required under subsection (a)
2 and (b) of section 106.8 of title 34, Code
3 of Federal Regulations (as in effect on the
4 date of the enactment of this Act).

5 (2) RESERVATION FOR STATE-LEVEL ACTIVI-
6 TIES.—From the funds made available to a State
7 under this Act, a State may reserve not more than
8 10 percent for State-level activities.

9 (3) SUBGRANTS.—The State shall distribute at
10 least 90 percent of each State grant as subgrants to
11 local educational agencies in accordance with section
12 4.

13 (e) COORDINATOR FOR EDUCATION OF PREGNANT
14 AND PARENTING STUDENTS.—The Coordinator for Edu-
15 cation of Pregnant and Parenting Students in the State
16 educational agency described in subsection (d)(1)(B)
17 shall—

18 (1) gather information on the nature and extent
19 of State and local efforts to prevent teen pregnancy
20 and the nature and extent of barriers to educational
21 access and success facing pregnant and parenting
22 students in the State, including information on re-
23 ported incidents of discrimination;

24 (2) develop and carry out the State plan de-
25 scribed in subsection (f);

1 (3) collect and report information to the Sec-
2 retary of Education, such as that which is listed in
3 subparagraphs (A) through (G) of section 6(a)(6);

4 (4) facilitate the coordination of services with
5 the State agencies responsible for administering pro-
6 grams affecting children, youth, and families (in-
7 cluding for the purposes of maximizing the
8 leveraging of resources from such agencies), includ-
9 ing—

10 (A) Temporary Assistance for Needy Fam-
11 ilies;

12 (B) Medicaid;

13 (C) Children’s Health Insurance Program;

14 (D) teen pregnancy prevention, family
15 planning, and maternal and child health pro-
16 grams;

17 (E) Women, Infants and Children Food
18 and Nutrition Service;

19 (F) Supplemental Nutrition Assistance
20 Program;

21 (G) child care programs;

22 (H) early childhood education, home visita-
23 tion, and child welfare programs;

24 (I) workforce investment programs and
25 postsecondary education;

1 (J) housing assistance and homeless assist-
2 ance programs;

3 (K) school-based health services programs;
4 and

5 (L) programs carried out by Federally
6 qualified health centers (as defined in sections
7 1861(aa)(4) and 1905(a)(2)(B) of the Social
8 Security Act (42 U.S.C. 1395x(aa)(4) and
9 1396d(a)(2)(B))), health centers (as defined in
10 section 330 of the Public Health Service Act
11 (42 U.S.C. 254b)), and outpatient health pro-
12 grams and facilities operated by tribal organiza-
13 tions;

14 (5) coordinate and collaborate with educators,
15 service providers, and local educational agency preg-
16 nant and parenting student liaisons;

17 (6) provide technical assistance and training to
18 local educational agencies, including the dissemina-
19 tion of best practices; and

20 (7) report to the Secretary any complaints re-
21 ceived by the State about discrimination based on
22 pregnancy or parenting status and what actions
23 were taken to address those complaints.

24 (f) STATE PLAN.—Pursuant to subsection (d)(1)(C),
25 each State shall submit a plan to provide for the education

1 of pregnant and parenting students. Such plan shall in-
2 clude the following:

3 (1) A description of how such students will be
4 given the opportunity to meet the same rigorous aca-
5 demic achievement and college and career-readiness
6 standards that all students are expected to meet.

7 (2) The policy, protocol, or procedure that each
8 district or State implements once a pregnancy has
9 been discovered on campus; including how each dis-
10 trict ensures the student understands his or her
11 rights under title IX of the Education Amendments
12 of 1972 (20 U.S.C. 1681 et seq.).

13 (3) A description of how the State will identify
14 such students.

15 (4) A description of training programs to raise
16 awareness of school personnel regarding the rights
17 and educational needs of pregnant and parenting
18 students.

19 (5) A description of procedures designed to en-
20 sure that students eligible for Federal, State, or
21 local food, housing, health care, temporary assist-
22 ance, or child care programs are informed of their
23 eligibility for, assisted in enrolling in, and able to
24 participate in such programs.

1 (6) A description of procedures designed to en-
2 sure that students eligible for Federal, State, or
3 local after-school programs or supplemental edu-
4 cational services are enrolled in and able to partici-
5 pate in such programs.

6 (7) Strategies that respond to the problems
7 identified under subsection (e)(1).

8 (8) A demonstration that the State and its local
9 educational agencies have developed, reviewed, and
10 revised policies to remove barriers to enrollment and
11 retention of pregnant and parenting students in
12 schools in the State.

13 (9) Assurances that—

14 (A) State educational agencies and local
15 educational agencies will not stigmatize, dis-
16 criminate against, or involuntarily segregate
17 students on the basis of pregnancy or par-
18 enting;

19 (B) local educational agencies will des-
20 ignate a pregnant and parenting student liaison
21 to communicate with the Coordinator for Edu-
22 cation of Pregnant and Parenting Students in
23 the State educational agency and oversee the
24 provision of services at the local educational
25 agency and school levels; and

1 (C) State educational agencies and local
2 educational agencies will ensure that transpor-
3 tation is provided for students who have an in-
4 ability to pay for transportation and who—

5 (i) choose to attend programs for
6 pregnant and parenting students located
7 outside of their school of origin; or

8 (ii) need transportation to and from
9 school and the student’s child care provider
10 for the student and the student’s child, re-
11 spectively.

12 (10) Description of how the State will ensure
13 that local educational agencies comply with require-
14 ments of this Act.

15 (11) A description of technical assistance to be
16 provided to local educational agencies.

17 (g) PROFESSIONAL DEVELOPMENT AND PUBLIC
18 EDUCATION.—Each State and each local educational
19 agency shall include in professional development and pub-
20 lic education materials reference to, and shall ensure that
21 school personnel, students, and family members of stu-
22 dents are aware of title IX of the Education Amendments
23 of 1972 (20 U.S.C. 1681 et seq.) and its implementing
24 regulations, which set forth the Federal civil right to be
25 free from discrimination on the basis of a student’s preg-

1 nancy, childbirth, false pregnancy, termination of preg-
2 nancy, or recovery therefrom. This includes the right to
3 be free from harassment and stigmatization on those
4 bases, as well as the following:

5 (1) The right to enroll in any school or program
6 for which they would otherwise qualify.

7 (2) If enrolled into a special program or sepa-
8 rate school, the right to an education equal in qual-
9 ity to that offered to other students in the “main-
10 stream” or “originating” school.

11 (3) The right to decline to participate in a spe-
12 cialized program or separate school.

13 (4) The right to continue their education in the
14 school in which they were enrolled, or would have
15 been enrolled, prior to the student’s pregnancy,
16 childbirth, false pregnancy, termination of preg-
17 nancy, or recovery therefrom, including elementary
18 or secondary schools, charter schools, honors and
19 magnet programs, Advanced Placement and Inter-
20 national Baccalaureate programs, career and tech-
21 nical education programs, special education and non-
22 public school placements, alternative options or pro-
23 grams, migrant education, free and reduced lunch
24 programs, services for English language learners,
25 physical education programs, after-school academic

1 programs, and any others for which they are other-
2 wise qualified.

3 (5) The right to participate in school activities
4 including graduations and other ceremonies; to re-
5 ceive awards or peer recognition; to participate on
6 field trips, student clubs and councils, in after-school
7 activities, including cheerleading or athletics teams;
8 and in any other school-related programs, subject to
9 providing a medical release if that is required of all
10 students who have physical or emotional conditions
11 requiring the attention of medical personnel and who
12 want to continue participating.

13 (6) The right to the same benefits and services
14 offered to students with other temporary disabilities.

15 (7) The right to an excused absence for as long
16 as the student's physician deems it medically nec-
17 essary, without penalty, and automatic return to the
18 status the student held prior to the leave of absence.

19 (8) The right not to be retaliated against for
20 raising awareness of, complaining about, or report-
21 ing discrimination.

22 (h) COORDINATION FOR SUPPORT SERVICES.—Local
23 educational agencies may coordinate with social services
24 agencies, public health agencies, youth services providers,
25 or other community-based organizations for the purposes

1 of ensuring that pregnant and parenting students have ac-
2 cess to the academic support services they need to con-
3 tinue their education; and to raise awareness among agen-
4 cies about pregnant and parenting students and their edu-
5 cational rights and opportunities.

6 (i) PREGNANT AND PARENTING STUDENT LIAI-
7 SON.—The duties of a local educational agency’s pregnant
8 and parenting student liaison shall include—

9 (1) identification, by consulting with school per-
10 sonnel, and by self-reports, of pregnant and par-
11 enting students in need of services to help them stay
12 in school and succeed;

13 (2) gathering information on the nature and ex-
14 tent of barriers to educational access and success
15 facing pregnant and parenting students in the geo-
16 graphic area served by the local educational agency,
17 including information on reported incidents of dis-
18 crimination;

19 (3) ensuring and facilitating the continued en-
20 rollment of pregnant and parenting students in
21 school in an academic program that best meets the
22 educational goals of the student and his or her fam-
23 ily;

24 (4) ensuring that the educational and related
25 barriers faced by pregnant and parenting students

1 are addressed, and that any services and referrals
2 provided are culturally and linguistically competent;

3 (5) informing pregnant and parenting students
4 of educational and related services extended to preg-
5 nant and parenting students and of their right
6 under title IX of the Education Amendments of
7 1972 (20 U.S.C. 1681 et seq.) to continue their edu-
8 cation; and

9 (6) coordinating the provision of services in
10 conjunction with the Coordinator for Education of
11 Pregnant and Parenting Students in the State edu-
12 cational agency and with community organizations
13 and partners.

14 **SEC. 4. LOCAL EDUCATIONAL AGENCY SUBGRANTS FOR**
15 **THE EDUCATION OF PREGNANT AND PAR-**
16 **ENTING STUDENTS.**

17 (a) IN GENERAL.—A State educational agency re-
18 ceiving a grant under section 3 shall make competitive
19 subgrants to local educational agencies for the purpose of
20 facilitating the enrollment, attendance, and success in
21 school of pregnant and parenting students. Services may
22 be provided on school grounds or at other facilities.

23 (b) APPLICATION.—Local educational agencies seek-
24 ing subgrants shall submit an application to the State edu-

1 cational agency in time and manner required by the State.

2 The application shall include—

3 (1) an assessment of the educational and re-
4 lated needs of pregnant and parenting students in
5 the local educational agency;

6 (2) a description of the local educational agen-
7 cy's plan for addressing those needs, and assurance
8 that the specific services and programs for which
9 subgrants are being sought are culturally and lin-
10 guistically competent;

11 (3) assurance of the local educational agency's
12 compliance with local educational agency require-
13 ments established in section 3; and

14 (4) a description of the local educational agen-
15 cy's plan for continuing specific services and pro-
16 grams for which subgrants are being sought in case
17 of the loss of or absence of Federal assistance.

18 (c) AWARDS.—Subgrants under this section shall be
19 awarded on the basis of need and the strength of the appli-
20 cation in meeting the requirements and goals of this Act.
21 Priority consideration shall be given to applications from
22 local educational agencies serving students in geographic
23 areas with—

24 (1) teen birth rates that are higher than the
25 State average; or

1 (2) teen birth rates below the State average but
2 having one or more racial or ethnic groups with teen
3 birth rates higher than the State average.

4 (d) DURATION.—Subgrants under this section shall
5 be for periods not to exceed 3 years.

6 (e) REQUIRED ACTIVITIES.—Subgrant funds shall be
7 expended for activities that include—

8 (1) the provision of academic support services
9 for pregnant and parenting students, which may in-
10 clude, but are not limited to academic counseling,
11 the development of individualized graduation plans,
12 assistance with class scheduling, assistance with
13 planning for and gaining access to postsecondary
14 educational opportunities, assistance securing tutor-
15 ing or other academic support services, supplemental
16 instruction, homework assistance, tutoring, or other
17 educational services, such as homebound instruction
18 services to be provided during extended leaves of ab-
19 sence due to pregnancy complications, childbirth, or
20 the illness of a student's child, to keep the student
21 on track to finish the student's classes and graduate;

22 (2) assistance to pregnant and parenting stu-
23 dents in gaining access to quality, affordable child
24 care and early childhood education services;

1 (3) the provision of transportation services or
2 assistance so that parenting students and their chil-
3 dren can get to and from school and child care, re-
4 spectively, and so that pregnant students unable to
5 walk long distances can get to school if transpor-
6 tation is not already provided for that student;

7 (4) the provision of services and programs to
8 attract, engage, and retain pregnant and parenting
9 students in school, including informing pregnant and
10 parenting teenagers and their family members and
11 caring adults of their right to continue their edu-
12 cation, the importance of doing so, and the con-
13 sequences of not doing so;

14 (5) the education of students, parents and com-
15 munity members about the educational rights of
16 pregnant and parenting students;

17 (6) the professional development of school per-
18 sonnel regarding the challenges facing pregnant and
19 parenting students and their educational rights;

20 (7) proactive outreach efforts to assist pregnant
21 and parenting teenagers with excessive absences and
22 to re-enroll pregnant or parenting teenagers who
23 have dropped out of school;

24 (8) the revision of school policies and practices
25 to remove barriers and to encourage pregnant and

1 parenting students to continue their education, in-
2 cluding—

3 (A) the revision of attendance policies to
4 allow for students to be excused from school,
5 school activities, after-school activities, or
6 school-related programs for—

7 (i) attendance at pregnancy-related
8 medical appointments, including expectant
9 fathers who are students;

10 (ii) fulfillment of the student’s par-
11 enting responsibilities, including arranging
12 child care, caring for the student’s sick
13 child or children, and attending medical
14 appointments for the student’s child or
15 children; and

16 (iii) such other situations beyond the
17 control of the student as determined by the
18 board of education in each local edu-
19 cational agency, or such other cir-
20 cumstances which cause reasonable con-
21 cern to student or the student’s parent for
22 the safety or health of the student, for ex-
23 ample addressing circumstances resulting
24 from domestic or sexual violence; and

1 (B) the creation and implementation of a
2 policy flexible enough to meet the individualized
3 lactation and medical needs of student mothers,
4 including reasonable break time from class, ac-
5 cess to a clean, private space and protection
6 from retaliation for this purpose;

7 (9) the provision to student parents, and at a
8 student's request, also to a non-student parent or
9 other family members and caring adults, of training
10 and support in parenting skills, healthy relationship
11 skills, strategies to prevent future unplanned preg-
12 nancy, and other life skills such as goal setting,
13 budgeting, time management, financial literacy, net-
14 working, job interviewing, applying for college and
15 securing financial aid; and

16 (10) the provision to pregnant and parenting
17 students of educational and career mentoring serv-
18 ices and peer groups, whether during school hours or
19 after school.

20 (f) ALLOWABLE ACTIVITIES.—

21 (1) IN GENERAL.—Subgrant funds may be ex-
22 pended for allowable activities such as—

23 (A) the provision of child care and early
24 childhood education for the child of the par-
25 enting student, either by providing these serv-

1 ices directly on school grounds or by other ar-
2 rangement, such as by providing financial as-
3 sistance to obtain such services at a child care
4 facility within a reasonable distance of the
5 school;

6 (B) the provision of case management
7 services to pregnant and parenting students,
8 such as assistance with applying for and access-
9 ing public benefits and Federal financial aid for
10 postsecondary education and training;

11 (C) the provision of, or referrals to, preg-
12 nancy prevention, primary health care, maternal
13 and child health, family planning, mental
14 health, substance abuse, housing assistance,
15 homeless assistance, legal aid services, including
16 paternity testing, establishing parental rights,
17 child custody arrangements, and other services
18 needed by the student;

19 (D) the provision of emergency financial or
20 in-kind assistance to a parenting student to ful-
21 fill the basic human needs of a student and the
22 student's child;

23 (E) efforts to create a positive school cli-
24 mate for pregnant and parenting students, in-
25 cluding addressing discrimination against, har-

1 assessment and stigmatization of pregnant and
2 parenting students; and

3 (F) the provision of training practicums
4 for graduate students in social work to carry
5 out the purpose of the grant.

6 (2) MEDICALLY ACCURATE AND COMPLETE IN-
7 FORMATION.—

8 (A) IN GENERAL.—With respect to infor-
9 mation provided under paragraph (1)(C) and
10 subsection (e)(9), whether provided by local
11 educational agencies or by contract or arrange-
12 ment as described in subsection (g), the infor-
13 mation shall be, where appropriate, medically
14 accurate and complete and developmentally ap-
15 propriate for the intended audience.

16 (B) DEFINITION.—For purposes of this
17 paragraph, the term “medically accurate and
18 complete” means verified or supported by the
19 weight of research conducted in compliance with
20 accepted scientific methods and—

21 (i) published in peer-reviewed jour-
22 nals, where applicable; or

23 (ii) comprising information that lead-
24 ing professional organizations and agencies

1 with relevant expertise in the field recog-
2 nize as accurate, objective, and complete.

3 (g) ACTIVITIES OF NONPROFIT COMMUNITY ORGANI-
4 ZATIONS.—Local educational agencies may provide and
5 expend subgrant funds on required activities authorized
6 in subsection (e) or allowable activities authorized in sub-
7 section (f) directly or by contract or arrangement with so-
8 cial services agencies, public health agencies, youth serv-
9 ices providers, or other nonprofit community-based organi-
10 zations with experience effectively assisting pregnant and
11 parenting students to stay in school by conducting the ac-
12 tivities described in subsections (e) and (f).

13 **SEC. 5. CONVERSION TO CATEGORICAL PROGRAM IN**
14 **EVENT OF FAILURE OF STATE REGARDING**
15 **EXPENDITURE OF GRANTS.**

16 (a) IN GENERAL.—The Secretary shall, from the
17 amounts specified in subsection (b), make grants to local
18 educational agencies in a State described in subsection (b)
19 for the required activities specified in section 4(e) and the
20 allowable activities specified in section 4(f).

21 (b) APPLICATION.—A local educational agency desir-
22 ing a grant under this section shall submit an application
23 to the Secretary at such time and in such manner as the
24 Secretary may require.

1 (c) SPECIFICATION OF FUNDS.—The amounts re-
2 ferred to in subsection (a) are any amounts that would
3 have been allocated to a State under section 3(c)(3) that
4 are not paid to the State as a result of—

5 (1) the failure of the State to submit an appli-
6 cation under section 3(b);

7 (2) the failure of the State, in the determina-
8 tion of the Secretary, to prepare the application in
9 accordance with such section or to submit the appli-
10 cation within a reasonable period of time; or

11 (3) the State informing the Secretary that the
12 State does not intend to expend the full amount of
13 such allocation.

14 **SEC. 6. NATIONAL ACTIVITIES.**

15 (a) IN GENERAL.—The Secretary of Education shall
16 carry out the following activities:

17 (1) Review of State plans to ensure they ade-
18 quately address all of the elements listed in section
19 3(f) of this Act.

20 (2) Provide technical assistance to State edu-
21 cational agencies.

22 (3) Provide guidance to Federal programs and
23 grantees likely to have contact with pregnant and
24 parenting students and their family members and
25 caring adults regarding the educational rights of

1 pregnant and parenting students and the State edu-
2 cational agencies responsibilities, including the re-
3 sponsibilities under this Act.

4 (4) At the end of each 3-year grant period, con-
5 duct a rigorous, evidence-based, comprehensive eval-
6 uation of the local educational agency programs
7 funded by these grants and their effectiveness in im-
8 proving graduation rates and educational outcomes
9 for pregnant and parenting students, including ac-
10 ceptance and enrollment in higher education. The
11 findings of such evaluations shall be reported to
12 Congress.

13 (5) Conduct a one-time national evaluation of
14 pregnant and parenting student access to education
15 program service delivery models, directly or via con-
16 tract with an independent research institution. Iden-
17 tify and disseminate the findings and best practices
18 at the State and local levels, including models of
19 programs that are successful at, or show promise of,
20 serving specific racial or ethnic groups or have been
21 modified and tested with specific racial or ethnic
22 groups, and create an online best practices clearing-
23 house as a resource for other State educational
24 agencies and local educational agencies.

1 (6) Annually collect and disseminate nonperson-
2 ally identifiable data and information, in a manner
3 protective of student privacy, and disaggregated by
4 each school or alternative program identified pursu-
5 ant to subparagraph (B) and by whether services for
6 pregnant and parenting students are offered in
7 school or off-site, on—

8 (A) the number of pregnant and parenting
9 students enrolled in school;

10 (B) rates and participation of pregnant
11 and parenting students in mainstream or origi-
12 nating schools, rates and participation of preg-
13 nant and parenting students in alternative pro-
14 grams and, for each alternative program, an in-
15 dication as to whether it is offered in a main-
16 stream school or off-site;

17 (C) pregnant and parenting students' per-
18 formance on academic assessments;

19 (D) pregnant and parenting students'
20 graduation rates, dropout rates and transfer
21 rates;

22 (E) rates of usage by pregnant and par-
23 enting students of child care services or assist-
24 ance (if offered);

1 (F) rates of usage by pregnant or par-
2 enting students of other services offered (bro-
3 ken down by type of service); and

4 (G) such other data and information as the
5 Secretary determines to be necessary and rel-
6 evant.

7 (7) Coordinate data collection and dissemina-
8 tion with the agencies and entities that receive funds
9 under this Act and those that administer programs
10 in accordance with this Act.

11 (b) REPORTING RATES.—Notwithstanding subsection
12 (a)(6)(B) through (F), if the number of pregnant and par-
13 enting students in a particular school or program in a
14 State is smaller than a size determined by such State, it
15 shall be reported by the applicable local educational agen-
16 cy, and if the number of pregnant and parenting students
17 under the jurisdiction of a local educational agency in a
18 State is smaller than a size determined by such State, it
19 shall be reported by such State.

20 **SEC. 7. EFFECT ON FEDERAL AND STATE NONDISCRIMINA-**
21 **TION LAWS.**

22 Nothing in this Act shall be construed to preempt,
23 invalidate, or limit rights, remedies, procedures, or legal
24 standards available to victims of discrimination or retalia-
25 tion under any other Federal law or a law of a State or

1 political subdivision of a State, including title VI of the
2 Civil Rights Act of 1964 (42 U.S.C. 2000d et seq.), title
3 IX of the Education Amendments of 1972 (20 U.S.C.
4 1681 et seq.), section 504 of the Rehabilitation Act of
5 1973 (29 U.S.C. 794), the Americans with Disabilities Act
6 of 1990 (42 U.S.C. 12101 et seq.), section 1557 of the
7 Patient Protection and Affordable Care Act (42 U.S.C.
8 18116), or section 1979 of the Revised Statutes (42
9 U.S.C. 1983). The obligations imposed by this Act are in
10 addition to those imposed by title IX of the Education
11 Amendments of 1972 (20 U.S.C. 1681 et seq.), title VI
12 of the Civil Rights Act of 1964 (42 U.S.C. 2000d et seq.),
13 the Americans with Disabilities Act of 1990 (42 U.S.C.
14 12101 et seq.), and section 1557 of the Patient Protection
15 and Affordable Care Act (42 U.S.C. 18116).

16 **SEC. 8. DEFINITION OF STATE.**

17 For purposes of this Act, the term “State” means
18 each of the 50 States, the District of Columbia, the Com-
19 monwealth of Puerto Rico, the Commonwealth of the
20 Northern Mariana Islands, American Samoa, Guam, the
21 United States Virgin Islands, and any other territory or
22 possession of the United States.

1 **SEC. 9. AUTHORIZATION OF APPROPRIATIONS.**

2 There is authorized to be appropriated to carry out
3 this Act such sums as may be necessary for fiscal years
4 2014 through 2018.

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