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2D SESSION

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To allow States to let Federal funds for the education of disadvantaged children follow low-income children to the accredited or otherwise State-approved public school, private school, or supplemental educational services program they attend.

IN THE SENATE OF THE UNITED STATES

JANUARY 28, 2014

Mr. ALEXANDER (for himself, Mr. COATS, Mr. CORNYN, and Mr. VITTER) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To allow States to let Federal funds for the education of disadvantaged children follow low-income children to the accredited or otherwise State-approved public school, private school, or supplemental educational services program they attend.

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 “Scholarships for Kids
5 Act”.

1 **SEC. 2. PURPOSE.**

2 The purpose of this Act is to improve the academic
3 achievement of the disadvantaged by encouraging State ef-
4 forts to expand the educational choices available to low-
5 income students.

6 **SEC. 3. SCHOLARSHIPS FOR KIDS PROGRAM.**

7 Subpart 2 of part A of title I of the Elementary and
8 Secondary Education Act of 1965 (20 U.S.C. 6331 et
9 seq.) is amended by adding at the end the following:

10 **“SEC. 1128. SCHOLARSHIPS FOR KIDS PROGRAM.**

11 “(a) DEFINITIONS.—In this section:

12 “(1) ELIGIBLE CHILD.—

13 “(A) IN GENERAL.—The term ‘eligible
14 child’ means a child residing in a participating
15 State who—

16 “(i) is not older than 21;

17 “(ii) is entitled to a free public edu-
18 cation through grade 12; and

19 “(iii)(I) is from a family with an in-
20 come below the poverty level on the basis
21 of the most recent satisfactory data pub-
22 lished by the Department of Commerce; or

23 “(II) is a child described in subpara-
24 graph (B).

25 “(B) EXCEPTION FOR CONTINUING ELIGI-
26 BILITY.—A participating State may elect to

1 serve a child as an eligible child under an ap-
 2 proved program under this section if—

3 “(i) such child was an eligible child
 4 described in subparagraph (A) during the
 5 previous fiscal year;

6 “(ii) such child is from a family with
 7 an income that is not greater than 200
 8 percent of the poverty level on the basis of
 9 the most recent satisfactory data published
 10 by the Department of Commerce for the
 11 preceding year; and

12 “(iii) the State educational agency has
 13 determined that the child qualifies for con-
 14 tinuing eligibility, as defined by the partici-
 15 pating State in its declaration of intent
 16 under subsection (d).

17 “(C) CRITERIA OF POVERTY.—In deter-
 18 mining if a family has an income below the pov-
 19 erty level for purposes of this section, a State
 20 shall use the poverty threshold, for the most re-
 21 cently completed calendar year, most recently
 22 published by the Bureau of the Census.

23 “(2) PARTICIPATING STATE.—The term ‘par-
 24 ticipating State’ means a State whose declaration of
 25 intent to exercise the State option for a Scholarships

1 for Kids program is approved by the Secretary as
2 described in subsection (d).

3 “(3) STATE.—The term ‘State’ means each of
4 the several States of the United States, the District
5 of Columbia, and the Commonwealth of Puerto Rico.

6 “(4) SUPPLEMENTAL EDUCATIONAL SERVICES
7 PROGRAM.—The term ‘supplemental educational
8 services program’ means a program providing sup-
9 plemental educational services, as defined in section
10 1116(e)(12).

11 “(b) SCHOLARSHIPS FOR KIDS PROGRAM AUTHOR-
12 IZED.—

13 “(1) IN GENERAL.—Notwithstanding any other
14 provision of law and to the extent permitted under
15 State law, a participating State may use the funds
16 made available under this subpart to carry out a
17 Scholarships for Kids program in accordance with
18 subsection (c).

19 “(2) INAPPLICABILITY OF OTHER REQUIRE-
20 MENTS.—Notwithstanding any other provision of
21 this part or any other law, a participating State car-
22 rying out a Scholarships for Kids program that
23 meets the requirements of this section, and the local
24 educational agencies in such State, shall not be re-
25 quired to meet any other requirements under this

1 Act or any other law, except as provided in para-
 2 graph (3), in order to receive the State's funds
 3 under this subpart.

4 “(3) ACADEMIC STANDARDS, ACADEMIC ASSESS-
 5 MENTS, AND REPORTING ON PERFORMANCE
 6 DISAGGREGATED BY STUDENT SUBGROUP.—A par-
 7 ticipating State carrying out a Scholarships for Kids
 8 program that meets the requirements of this section,
 9 and the local educational agencies within such State,
 10 shall comply with paragraphs (1), (3), (6), and (7)
 11 of subsection (b), and subsection (h), of section
 12 1111, and with the requirements of subpart 2 of
 13 part E of title IX (except for section 9521).

14 “(c) USE OF FUNDS.—

15 “(1) STUDENT GRANTS.—

16 “(A) IN GENERAL.—Each participating
 17 State shall use the funds made available under
 18 section 1122 and not reserved under paragraph
 19 (2) or (3) to carry out a Scholarships for Kids
 20 program, under which the State shall—

21 “(i) establish a per-pupil amount for
 22 the grants under this section, based on the
 23 number of eligible children in the State, as
 24 described in subparagraph (B); and

1 “(ii) make a grant available on behalf
 2 of each eligible child, in the amount deter-
 3 mined under such subparagraph, that the
 4 parents of the eligible child may use for
 5 any of the following purposes, as allowed
 6 by State law:

7 “(I) To supplement the budget of
 8 any public school the eligible child is
 9 able to attend without fees.

10 “(II) To pay for all, or a portion,
 11 of any fees required to attend another
 12 public school in the participating
 13 State.

14 “(III) To pay for all, or a por-
 15 tion, of the tuition and fees required
 16 to attend an accredited or otherwise
 17 State-approved private school.

18 “(IV) To pay for all, or a por-
 19 tion, of the fees required to partici-
 20 pate in a State-approved supplemental
 21 educational services program.

22 “(B) CALCULATION OF GRANT
 23 AMOUNTS.—Each participating State shall cal-
 24 culate the amount of the grant to be awarded
 25 to each eligible child for each fiscal year by di-

1 viding the allocation to the participating State
 2 under this subpart remaining after the partici-
 3 pating State reserves any funds under para-
 4 graph (2) or (3), by the total number of eligible
 5 children, as determined by the participating
 6 State.

7 “(2) ADMINISTRATIVE EXPENSES.—A partici-
 8 pating State may reserve not more than 3 percent
 9 of its allocation under section 1122 for administra-
 10 tive costs associated with carrying out the partici-
 11 pating State’s duties and functions under this sec-
 12 tion, including—

13 “(A) certifying the eligibility of children
 14 living in the participating State;

15 “(B) disseminating information to parents
 16 of eligible children about public schools, private
 17 schools, and programs of supplemental edu-
 18 cational services that are available to eligible
 19 children in the participating State;

20 “(C) paying the costs of administering any
 21 tests required to be administered to eligible
 22 children participating in the program; and

23 “(D) providing subgrants to local edu-
 24 cational agencies in the participating State for
 25 any of these purposes.

1 “(3) TRANSPORTATION FOR ELIGIBLE CHIL-
 2 DREN.—A participating State may reserve not more
 3 than 2 percent of its allocation under section 1122
 4 to provide transportation for eligible children to the
 5 public school, private school, or supplemental edu-
 6 cational services program the eligible children attend
 7 in accordance with paragraph (1)(A)(ii).

8 “(d) STATE DECLARATION OF INTENT.—

9 “(1) IN GENERAL.—In order to carry out a
 10 Scholarships for Kids program under this section, a
 11 State educational agency shall submit a declaration
 12 of intent to exercise the State option for a Scholar-
 13 ships for Kids program to the Secretary that satis-
 14 fies the requirements of this subsection.

15 “(2) CONTENTS.—Each declaration of intent
 16 submitted under paragraph (1) shall provide the fol-
 17 lowing:

18 “(A) A description of the program to be
 19 administered under this section, including the
 20 per-student amount calculated under subsection
 21 (c)(1)(B) that will follow each eligible child to
 22 the school or supplemental educational services
 23 program the eligible child attends.

1 “(B) An assurance that funds made avail-
2 able under this section will be spent in accord-
3 ance with the requirements of this section.

4 “(C)(i) An assurance that the State will
5 provide a parent of each eligible child within the
6 State who receives or is offered a grant under
7 this section with the option to use grant funds
8 for 1 (or more than 1 if the parent so chooses)
9 of any of the following, as allowed by State law:

10 “(I) To supplement the budget of any
11 public school the eligible child is able to at-
12 tend without fees.

13 “(II) To pay for all, or a portion, of
14 any fees required to attend another public
15 school in the participating State.

16 “(III) To pay for all, or a portion, of
17 the tuition and fees to attend an accredited
18 or otherwise State-approved private school.

19 “(IV) To pay for all, or a portion, of
20 the fees required to participate in a supple-
21 mental educational services program.

22 “(ii) A description of the procedures the
23 State will implement to carry out the require-
24 ments of clause (i), including any accreditation
25 or other method by which the State will approve

1 private schools and providers of supplemental
2 educational services programs to accept grant
3 funds under this section.

4 “(D) An assurance that the State will pub-
5 lish, in a widely read or distributed medium, an
6 annual report that contains—

7 “(i) the number of students, schools,
8 and providers of programs of supplemental
9 educational services that participated in
10 the program assisted under this section;

11 “(ii) information regarding the aca-
12 demic progress of students receiving a
13 grant under this section in meeting chal-
14 lenging State student academic achieve-
15 ment standards under section 1111(b)(1),
16 if the State requires that students receiv-
17 ing a grant participate in the academic as-
18 sessments administered under section
19 1111(b)(3); and

20 “(iii) such other information as the
21 State may require.

22 “(E) A description of how the State will
23 define continuing eligibility with respect to chil-
24 dren who have participated in the State’s Schol-

1 arships for Kids program for the preceding
2 year, in accordance with subsection (a)(1)(B).

3 “(F) An assurance that the State will as-
4 sist each local educational agency, public school,
5 and participating private school affected by the
6 State declaration of intent to meet the require-
7 ments of this section.

8 “(G) An assurance that the State will use
9 Federal funds awarded as grants to eligible
10 children under this section to supplement any
11 funds from non-Federal sources that would, in
12 the absence of such Federal funds, be made
13 available to such students or to the schools or
14 programs of supplemental educational services
15 the students attend, and not to supplant such
16 funds.

17 “(H) An assurance that the State will
18 comply with the requirements of paragraphs
19 (1), (3), (6), and (7) of subsection (b), and sub-
20 section (h), of section 1111.

21 “(I) An assurance that the State will par-
22 ticipate in biennial State academic assessments
23 in grades 4 and 8 in reading and mathematics
24 under the National Assessment of Educational
25 Progress carried out under section 303(b)(3) of

1 the National Assessment of Educational
 2 Progress Authorization Act if the Secretary
 3 pays the costs of administering such assess-
 4 ments.

5 “(3) REVIEW AND APPROVAL BY THE SEC-
 6 RETARY.—

7 “(A) IN GENERAL.—The Secretary shall—

8 “(i) establish a process to review the
 9 declarations of intent received from States
 10 under this subsection; and

11 “(ii) by not later than 30 days after
 12 the submission of a State declaration of in-
 13 tent, approve the State declaration or, if
 14 the Secretary clearly demonstrates that the
 15 State declaration of intent does not meet
 16 the requirements of this subsection, carry
 17 out the requirements of paragraph (4).

18 “(B) STANDARD AND NATURE OF RE-
 19 VIEW.—The Secretary shall conduct a good
 20 faith review of State declarations of intent in
 21 their totality and in deference to State and local
 22 judgments, with the goal of promoting parental
 23 choice.

24 “(4) STATE DECLARATION OF INTENT DETER-
 25 MINATION, DEMONSTRATION, AND REVISION.—If the

1 Secretary determines that a State declaration of in-
2 tent does not meet the requirements of this sub-
3 section, the Secretary shall, prior to disapproving
4 the declaration of intent—

5 “(A) immediately notify the State of the
6 determination;

7 “(B) provide to the State a detailed de-
8 scription of the specific requirements of this
9 subsection that the Secretary determined were
10 not met in the declaration of intent;

11 “(C) offer the State an opportunity to re-
12 vise and resubmit its declaration of intent with-
13 in 30 days of the determination;

14 “(D) provide technical assistance, upon re-
15 quest of the State, in order to assist the State
16 in meeting the requirements of this subsection;
17 and

18 “(E) provide an opportunity for a public
19 hearing not later than 30 days after receiving
20 from the State a revised declaration of intent,
21 with public notice provided not less than 15
22 days before the hearing.

23 “(5) STATE DECLARATION OF INTENT DIS-
24 APPROVAL.—The Secretary shall have the authority
25 to disapprove a State declaration of intent if—

1 “(A) the State has been notified and of-
 2 ferred an opportunity to revise and resubmit the
 3 declaration of intent with technical assistance,
 4 in accordance with paragraph (4); and

5 “(B)(i) the State does not submit a revised
 6 declaration of intent; or

7 “(ii) the State submits a revised declara-
 8 tion of intent that the Secretary determines,
 9 after an opportunity for a hearing conducted in
 10 accordance with paragraph (4)(E), does not
 11 meet the requirements of this subsection.

12 “(6) RECOGNITION BY OPERATION OF LAW.—If
 13 the Secretary fails to take action on a declaration of
 14 intent submitted by a State within the time specified
 15 in paragraph (3)(A)(ii), the declaration of intent, as
 16 submitted, shall be deemed to be approved.

17 “(7) LIMITATIONS.—The Secretary shall not
 18 have the authority to require a State, as a condition
 19 of approval of the State declaration of intent under
 20 this subsection, to—

21 “(A) submit any standards for academic
 22 content or student academic achievement for re-
 23 view or approval;

24 “(B) enter into a voluntary partnership
 25 with another State to develop and implement

1 academic assessments, State academic content
2 standards, and accountability systems;

3 “(C) include in, or delete from, such a dec-
4 laration of intent any criterion that specifies,
5 describes, or prescribes any standard or meas-
6 ure that the State uses to establish, implement,
7 or improve—

8 “(i) State standards;

9 “(ii) assessments;

10 “(iii) State accountability systems;

11 “(iv) systems that measure student
12 growth;

13 “(v) measures of other academic indi-
14 cators; or

15 “(vi) teacher and principal evaluation
16 systems; or

17 “(D) require the collection, publication, or
18 transmission to the Department of individual
19 student data that is not expressly required to
20 be collected under this Act.

21 “(e) ACCOUNTABILITY FOR ACADEMIC PROGRESS.—

22 A participating State may require each eligible child re-
23 ceiving a grant under this section to take academic assess-
24 ments implemented by the State educational agency under
25 section 1111(b)(3) or an alternative assessment approved

1 by the State educational agency of the participating State,
 2 if the participating State pays any costs associated with
 3 administering the assessment.

4 “(f) NONDISCRIMINATION AND OTHER REQUIRE-
 5 MENTS FOR SCHOOLS AND PROVIDERS OF SUPPLE-
 6 MENTAL EDUCATIONAL SERVICES PROGRAMS.—

7 “(1) NONDISCRIMINATION.—

8 “(A) IN GENERAL.—Except as provided in
 9 subparagraph (B), a school or provider of a
 10 supplemental educational services program that
 11 participates in a program under this section by
 12 accepting grant funds under this section on be-
 13 half of an eligible child under this section shall
 14 agree to not discriminate against program par-
 15 ticipants or applicants on the basis of race,
 16 color, national origin, religion, or sex.

17 “(B) EXCEPTIONS.—

18 “(i) IN GENERAL.—Notwithstanding
 19 any other provision of law, the prohibition
 20 of sex discrimination in subparagraph (A)
 21 shall not apply to a participating school
 22 that is operated by, supervised by, con-
 23 trolled by, or connected to a religious orga-
 24 nization to the extent that the application

1 of subparagraph (A) is inconsistent with
 2 the religious tenets or beliefs of the school.

3 “(ii) SINGLE-SEX SCHOOL, CLASS, OR
 4 ACTIVITY.—Notwithstanding subparagraph
 5 (A) or any other provision of law, a parent
 6 may choose, and a school may offer, a sin-
 7 gle-sex school, class, or activity.

8 “(C) APPLICABILITY.—Section 909 of the
 9 Education Amendments of 1972 (20 U.S.C.
 10 1688) shall apply to this section as if such sec-
 11 tion 909 were part of this section.

12 “(2) CHILDREN WITH DISABILITIES.—Nothing
 13 in this section shall be construed to alter or modify
 14 the Individuals with Disabilities Education Act.

15 “(3) RULES OF CONDUCT AND OTHER SCHOOL
 16 POLICIES.—A participating school or provider of
 17 supplemental educational services may require eligi-
 18 ble children attending the school or receiving the
 19 services, respectively, to abide by any rules of con-
 20 duct or other requirements applicable to all other
 21 students served by the school or the provider of sup-
 22 plemental educational services.

23 “(4) RELIGIOUSLY AFFILIATED SCHOOLS AND
 24 PROVIDERS OF SUPPLEMENTAL EDUCATIONAL SERV-
 25 ICES.—

1 “(A) IN GENERAL.—Notwithstanding any
 2 other provision of law, a school or provider of
 3 supplemental educational services participating
 4 in a program under this section that is operated
 5 by, supervised by, controlled by, or connected
 6 to, a religious organization may exercise its
 7 right in matters of employment consistent with
 8 title VII of the Civil Rights Act of 1964 (42
 9 U.S.C. 2000e–1 et seq.), including the exemp-
 10 tions in such title.

11 “(B) MAINTENANCE OF PURPOSE.—Not-
 12 withstanding any other provision of law, funds
 13 made available under this section to eligible stu-
 14 dents that are received by a participating school
 15 or supplemental educational services provider,
 16 as a result of their parents’ choice, shall not,
 17 consistent with the first amendment of the Con-
 18 stitution of the United States—

19 “(i) necessitate any change in the par-
 20 ticipating school’s teaching mission;

21 “(ii) require any participating school
 22 to remove religious art, icons, scriptures,
 23 or other symbols; or

24 “(iii) preclude any participating school
 25 from retaining religious terms in its name,

1 selecting its board members on a religious
 2 basis, or including religious references in
 3 its mission statements and other char-
 4 tering or governing documents.

5 “(g) NATIONAL PROGRAM ASSESSMENT.—

6 “(1) IN GENERAL.—The Secretary, acting
 7 through the Director of the Institute of Education
 8 Sciences, shall carry out a national assessment of
 9 activities carried out with Federal funds under this
 10 section in order—

11 “(A) to determine the effectiveness of this
 12 section in achieving the purposes of this section;
 13 and

14 “(B) to provide timely information to the
 15 President, Congress, the States, local edu-
 16 cational agencies, and the public on how to im-
 17 plement this section more effectively, including
 18 recommendations for legislative and administra-
 19 tive action that can achieve the purposes of this
 20 section more effectively.

21 “(2) SCOPE OF ASSESSMENT.—The national as-
 22 sessment shall assess activities supported under this
 23 section, including—

24 “(A) the implementation of programs as-
 25 sisted under this section by participating States

1 and the impact of such programs on improving
2 the academic achievement of low-income chil-
3 dren to meet the challenging academic content
4 and student academic achievement standards
5 adopted by the participating States under sec-
6 tion 1111(b)(1), based on the State academic
7 assessments adopted under section 1111(b)(3),
8 to the extent applicable;

9 “(B) the types of programs and services in
10 participating States that have demonstrated the
11 greatest effectiveness in helping low-income stu-
12 dents reach the challenging academic content
13 and student academic achievement standards
14 developed by the participating States; and

15 “(C) the effectiveness of States, local edu-
16 cational agencies, schools, and other recipients
17 of assistance under this section in achieving the
18 purposes of this section, by—

19 “(i) improving the academic achieve-
20 ment of low-income children and their per-
21 formance on State assessments, where ap-
22 plicable, as compared with other children;
23 and

1 “(ii) improving the participation of
2 parents of low-income children in the edu-
3 cation of their children.

4 “(3) SOURCES OF INFORMATION AND DATA
5 COLLECTION.—

6 “(A) IN GENERAL.—In conducting the as-
7 sessment under this subsection, the Secretary
8 shall—

9 “(i) analyze existing data from States
10 required for reports under this Act and the
11 Individuals with Disabilities Education
12 Act, and summarize major findings from
13 such reports; and

14 “(ii) analyze data from the National
15 Assessment of Educational Progress car-
16 ried out under section 303(b)(2) of the
17 National Assessment of Educational
18 Progress Authorization Act.

19 “(B) SPECIAL RULE.—The information
20 and data used to prepare the assessment, as de-
21 scribed in subparagraph (A), shall be derived
22 from existing State and local reporting require-
23 ments and data sources. Nothing in this para-
24 graph shall be construed as authorizing, requir-
25 ing, or allowing any additional reporting re-

1 quirements, data elements, or information to be
2 reported to the Secretary not otherwise explic-
3 itly authorized by any other Federal law.

4 “(4) REPORTS.—

5 “(A) INTERIM REPORT.—Not later than 3
6 years after the date of enactment of the Schol-
7 arships for Kids Act, the Secretary shall trans-
8 mit to the President, the Committee on Edu-
9 cation and the Workforce of the House of Rep-
10 resentatives, and the Committee on Health,
11 Education, Labor, and Pensions of the Senate,
12 an interim report on the national assessment
13 conducted under this subsection.

14 “(B) FINAL REPORT.—Not later than 5
15 years after the date of enactment of the Schol-
16 arships for Kids Act, the Secretary shall trans-
17 mit to the President, the Committee on Edu-
18 cation and the Workforce of the House of Rep-
19 resentatives, and the Committee on Health,
20 Education, Labor, and Pensions of the Senate,
21 a final report on the national assessment con-
22 ducted under this subsection.

23 “(h) PROHIBITION AGAINST FEDERAL MANDATES,
24 DIRECTION, OR CONTROL.—Nothing in this subsection
25 shall be construed to authorize the Secretary or any other

1 officer or employee of the Federal Government to man-
 2 date, direct, control, or exercise any direction or super-
 3 vision over the instructional content or materials, cur-
 4 riculum, program of instruction, academic content and
 5 student academic achievement standards, or academic as-
 6 sessments of a State, local educational agency, elementary
 7 school or secondary school, or provider of supplemental
 8 educational services.”.

9 **SEC. 4. AUTHORIZATION OF APPROPRIATIONS.**

10 Section 1002 of the Elementary and Secondary Edu-
 11 cation Act of 1965 (20 U.S.C. 6302) is amended to read
 12 as follows:

13 **“SEC. 1002. AUTHORIZATION OF APPROPRIATIONS.**

14 “For the purpose of carrying out part A, there are
 15 authorized to be appropriated \$23,955,840,000 for fiscal
 16 year 2015 and each of the 5 succeeding fiscal years.”.

17 **SEC. 5. PROGRAM CONSOLIDATION.**

18 (a) CONSOLIDATION OF CERTAIN FEDERAL EDU-
 19 CATION PROGRAMS.—The following provisions are re-
 20 pealed:

21 (1) Section 1003 and parts B, C, D, E, F, G,
 22 and H of title I of the Elementary and Secondary
 23 Education Act of 1965 (20 U.S.C. 6301 et seq.).

24 (2) Titles II, III, IV, V, VI, and VII of the Ele-
 25 mentary and Secondary Education Act of 1965 (20

1 U.S.C. 6601 et seq., 6801 et seq., 7101 et seq.,
2 7301 et seq., 7401 et seq.).

3 (3) Clauses (iii) and (iv) of section 105(f)(1)(B)
4 of the Compact of Free Association Amendments
5 Act of 2003 (48 U.S.C. 1921d(f)(1)(B)(iii) and
6 (iv)).

7 (4) The Carl D. Perkins Career and Technical
8 Education Act of 2006 (20 U.S.C. 2301 et seq.).

9 (5) Subtitle B of title VII of the McKinney-
10 Vento Homeless Assistance Act (42 U.S.C. 11431 et
11 seq.).

12 (6) The Educational Technical Assistance Act
13 of 2002 (20 U.S.C. 9601 et seq.).

14 (7) Part A of title II of the Higher Education
15 Act of 1965 (20 U.S.C. 1022 et seq.).

16 (8) Sections 402B and 402C of the Higher
17 Education Act of 1965 (20 U.S.C. 1070a–12,
18 1070a–13).

19 (9) Section 410 of the Agricultural Research
20 Extension, and Education Reform Act of 1998 (7
21 U.S.C. 7630).

22 (10) Section 1417(j) of the National Agricul-
23 tural Research, Extension, and Teaching Policy Act
24 of 1977 (7 U.S.C. 3152(j)).

1 (11) Section 4101 of the Patient Protection and
2 Affordable Care Act (42 U.S.C. 280h–4 note).

3 (12) Section 9 of the National Science Founda-
4 tion Authorization Act of 2002 (42 U.S.C. 1862n).

5 (13) Section 399Z–1 of the Public Health Serv-
6 ice Act (42 U.S.C. 280h–5).

7 (14) Sections 14005, 14006, and 14007 of the
8 American Recovery and Reinvestment Act of 2009
9 (Public Law 111–5; 123 Stat. 282).

10 (b) EFFECTIVE DATE.—Subsection (a) shall take ef-
11 fect on October 1, 2015.

12 (c) ADDITIONAL CONFORMING AMENDMENTS.—

13 (1) IN GENERAL.—After consultation with the
14 appropriate committees of Congress and the Direc-
15 tor of the Office of Management and Budget, each
16 applicable Secretary shall prepare recommended leg-
17 islation containing technical and conforming amend-
18 ments to reflect the changes made by this Act.

19 (2) SUBMISSION TO CONGRESS.—Not later than
20 6 months after the date of enactment of this Act,
21 each applicable Secretary shall submit the rec-
22 ommended legislation referred to under paragraph
23 (1) to the appropriate committees of Congress.

24 (3) DEFINITION OF APPLICABLE SECRETARY.—

25 For purposes of this section, the term “applicable

- 1 Secretary'' means a Secretary with authority over a
- 2 program or provision of law described in subsection
- 3 (a).

