

117TH CONGRESS  
1ST SESSION

# H. R. 542

To authorize the establishment of an Education Jobs Fund to retain and create education jobs in communities most impacted by COVID–19, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 28, 2021

Mrs. HAYES (for herself, Mr. SCOTT of Virginia, Mr. SABLAN, Mr. LEVIN of Michigan, Ms. ADAMS, Ms. CASTOR of Florida, Ms. BONAMICI, Mr. SUOZZI, Mr. TRONE, Ms. TLAIB, Mrs. TRAHAN, Mrs. NAPOLITANO, Ms. NORTON, Mr. MORELLE, Mr. MCGOVERN, Mr. HIMES, Mr. GRIJALVA, Ms. WILSON of Florida, Mrs. BEATTY, Mr. JONES, Mr. SIRES, Mr. KAHELE, Mr. AUCHINCLOSS, Mr. LAWSON of Florida, Ms. LEE of California, Mr. POCAN, Mr. SAN NICOLAS, Mr. COURTNEY, Mr. JOHNSON of Georgia, Mr. CÁRDENAS, and Mr. HASTINGS) introduced the following bill; which was referred to the Committee on Education and Labor

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## A BILL

To authorize the establishment of an Education Jobs Fund to retain and create education jobs in communities most impacted by COVID–19, and for other purposes.

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 “Save Education Jobs  
5       Act”.

1 **SEC. 2. AUTHORIZATION OF APPROPRIATIONS TO RETAIN**  
2 **AND CREATE EDUCATION JOBS.**

3 (a) IN GENERAL.—There are authorized to be appro-  
4 priated to the Secretary to establish and implement an  
5 Education Jobs Fund—

- 6 (1) \$56,600,000,000 for fiscal year 2021;  
7 (2) \$52,400,000,000 for fiscal year 2022;  
8 (3) \$34,300,000,000 for fiscal year 2023;  
9 (4) \$26,100,000,000 for fiscal year 2024;  
10 (5) \$17,700,000,000 for fiscal year 2025;  
11 (6) \$14,400,000,000 for fiscal year 2026;  
12 (7) \$14,600,000,000 for fiscal year 2027;  
13 (8) \$14,800,000,000 for fiscal year 2028;  
14 (9) \$15,000,000,000 for fiscal year 2029; and  
15 (10) \$15,200,000,000 for fiscal year 2030.

16 (b) RESERVATION FOR ADMINISTRATIVE EX-  
17 PENSES.—Of the amounts made available for a fiscal year  
18 under subsection (a), the Secretary may reserve not more  
19 than \$1,000,000 for each such fiscal year for administra-  
20 tion and oversight of this Act.

21 (c) ALLOCATION SCHEDULE.—

22 (1) FIRST YEAR OF GRANTS.—From the  
23 amounts first made available under subsection (a),  
24 not later than 30 days after the date of the enact-  
25 ment of this Act, the Secretary shall award grants  
26 in accordance with section 3.

1           (2) SUBSEQUENT YEARS.—Not later than 30  
2       days after the first day of the first fiscal year that  
3       begins after the date of the enactment of this Act  
4       and annually thereafter, from the amounts made  
5       available under subsection (a), the Secretary shall  
6       award grants in accordance with section 3.

7   **SEC. 3. GRANTS TO RETAIN AND CREATE EDUCATION JOBS.**

8       (a) ELIGIBILITY.—

9           (1) NATIONAL ELIGIBILITY.—

10           (A) FISCAL YEARS 2021 THROUGH 2026.—

11       For fiscal years 2021 through 2026, each State  
12       educational agency that submits an application  
13       meeting the requirements under section 5 shall  
14       be eligible to receive a grant in accordance with  
15       this section for each such fiscal year.

16           (B) FISCAL YEARS 2027 THROUGH 2030.—

17       Except as provided in paragraph (2), for fiscal  
18       years 2027 through 2030, each State edu-  
19       cational agency that submits an application  
20       meeting the requirements under section 5 shall  
21       be eligible to receive a grant in accordance with  
22       this section for each such fiscal year.

23           (2) STATE EDUCATIONAL AGENCY ELIGIBILITY  
24       IN THE CASE OF NATIONAL UNEMPLOYMENT AVER-  
25       AGE DECREASE.—

(A) FISCAL YEARS FOR WHICH NATIONAL ELIGIBILITY DOES NOT APPLY.—Paragraph (1)(B) shall not apply with respect to a fiscal year described in such paragraph if during the period beginning on the first day of fiscal year 2021 and ending on the last day of the fiscal year preceding such a fiscal year, the average rate of total unemployment in the Nation (seasonally adjusted) for the period consisting of the most recent 3 consecutive months for which data for all States are published by the Bureau of Labor Statistics was less than or equal to 5.5 percent.

(B) STATE EDUCATIONAL AGENCY-BASED ELIGIBILITY.—In the case of a fiscal year described in subparagraph (A), a State educational agency shall be eligible to receive a grant in accordance with this section for such fiscal year if—

(i) such State educational agency submits an application meeting the requirements under section 5; and

(ii) with respect to each month occurring in the fiscal year preceding such fiscal year, the average rate of total unemploy-

1                   ment in the State (seasonally adjusted) for  
2                   the period consisting of the most recent 3  
3                   consecutive months for which data are  
4                   published by the Bureau of Labor Statis-  
5                   tics was greater than 5.5 percent.

6                   (3) OUTLYING AREA AND BUREAU OF INDIAN  
7                   EDUCATION ELIGIBILITY.—

8                   (A) FISCAL YEARS 2021 THROUGH 2026.—

9                   For fiscal years 2021 through 2026, each out-  
10                  lying area and program operated or funded by  
11                  the Bureau of Indian Education shall be eligible  
12                  to receive a grant in accordance with this sec-  
13                  tion for each such fiscal year.

14                  (B) FISCAL YEARS 2027 THROUGH 2030.—

15                  Except as provided in subparagraph (C), for  
16                  fiscal years 2027 through 2030, each outlying  
17                  area and program operated or funded by the  
18                  Bureau of Indian Education shall be eligible to  
19                  receive a grant in accordance with this section  
20                  for each such fiscal year.

21                  (C) EXCEPTION.—Subparagraph (B) shall

22                  not apply with respect to a fiscal year described  
23                  in such subparagraph if during the period be-  
24                  ginning on the first day of fiscal year 2021 and  
25                  ending on the last day of the fiscal year pre-

ceding such a fiscal year, the average rate of total unemployment in the Nation (seasonally adjusted) for the period consisting of the most recent 3 consecutive months for which data for all States are published by the Bureau of Labor Statistics was less than or equal to 3.5 percent.

(b) ALLOCATION OF GRANT FUNDS.—

(1) ALLOCATION TO OUTLYING AREAS AND BUREAU OF INDIAN EDUCATION.—

(A) RESERVATION.—Subject to subsection (a)(3), from the amount made available under section 2(a) for a fiscal year, the Secretary shall reserve—

(i) an amount equal to  $\frac{1}{2}$  of 1 percent for allocations to the outlying areas in accordance with subparagraph (B); and

(ii) an amount equal to  $\frac{1}{2}$  of 1 percent for allocations to programs operated or funded by the Bureau of Indian Education in accordance with subparagraph (C).

(B) OUTLYING AREAS.—From the amount made available under subparagraph (A)(i) for a fiscal year, the Secretary shall allocate to each outlying area a grant that bears the same pro-

1           portion to such amount as the amount the out-  
2           lying area received under part A of title I of the  
3           Elementary and Secondary Education Act of  
4           1965 (20 U.S.C. 6311 et seq.) for the pre-  
5           ceding fiscal year bears to the amount all out-  
6           lying areas received under such part for the  
7           preceding fiscal year.

8                   (C) PROGRAMS OPERATED OR FUNDED BY  
9           THE BUREAU OF INDIAN EDUCATION.—From  
10          the amount made available under subparagraph  
11          (A)(ii) for a fiscal year, the Secretary shall, in  
12          consultation with the Secretary of the Interior,  
13          allocate to each program operated or funded by  
14          the Bureau of Indian Education a grant that  
15          bears the same proportion to such amount as  
16          the amount the program operated or funded by  
17          the Bureau of Indian Education received under  
18          part A of title I of the Elementary and Sec-  
19          ondary Education Act of 1965 (20 U.S.C. 6311  
20          et seq.) for the preceding fiscal year bears to  
21          the amount all programs operated or funded by  
22          the Bureau of Indian Education received under  
23          such part for the preceding fiscal year.

24                   (2) ALLOCATION TO STATE EDUCATIONAL  
25          AGENCIES.—From the amount made available under

1 section 2(a) for a fiscal year remaining after the res-  
2 ervation under paragraph (1)(A), the Secretary shall  
3 allocate to each State educational agency that is eli-  
4 gible under subsection (a) a grant that bears the  
5 same proportion to such amount as the amount the  
6 State educational agency received under part A of  
7 title I of the Elementary and Secondary Education  
8 Act of 1965 (20 U.S.C. 6311 et seq.) for the pre-  
9 ceding fiscal year bears to the amount all State edu-  
10 cational agencies received under such part for the  
11 preceding fiscal year.

12 (c) RESERVATION BY STATE EDUCATIONAL AGEN-  
13 CY.—

14 (1) IN GENERAL.—Of the amounts allocated to  
15 a State educational agency under subsection (b)(2)  
16 for a fiscal year, such State educational agency may  
17 reserve not more than 5 percent—

18 (A) for administrative costs of carrying out  
19 subgrants under subsection (d);

20 (B) for the costs of retaining or creating  
21 positions in the State educational agency re-  
22 lated to the administration or support of early  
23 childhood, public elementary, public secondary,  
24 or public postsecondary education; and



1 (C) to implement evidence-based strategies  
2 to ensure that low-income students and minor-  
3 ity children enrolled in schools assisted under  
4 this section are not served at disproportionate  
5 rates by ineffective, out-of-field, or inexperi-  
6 enced teachers, as described in section  
7 1111(g)(1)(B) of the Elementary and Sec-  
8 ondary Education Act of 1965 (20 U.S.C.  
9 6311(g)(1)(B)).

10 (2) PROHIBITED USE OF FUNDS.—None of the  
11 funds reserved by a State educational agency under  
12 paragraph (1) may be used by such State edu-  
13 cational agency to carry out an activity described in  
14 paragraphs (1) through (5) of section 4(c).

15 (d) SUBGRANTS TO LOCAL EDUCATIONAL AGEN-  
16 CIES.—Of the amounts allocated to a State educational  
17 agency under subsection (b)(2) for a fiscal year and re-  
18 maining after such State educational agency reserves  
19 funds under subsection (c)(1), such State educational  
20 agency shall allocate to each local educational agency in  
21 the State a grant that bears the same proportion to such  
22 amount as the amount the local educational agency re-  
23 ceived under part A of title I of the Elementary and Sec-  
24 ondary Education Act of 1965 (20 U.S.C. 6311 et seq.)  
25 for the preceding fiscal year bears to the amount all local

1 educational agencies in the State received under such part  
2 for the preceding fiscal year.

3 **SEC. 4. USE OF FUNDS.**

4 (a) **REQUIRED USE OF FUNDS.**—A local educational  
5 agency that receives a subgrant under section 3(d) shall  
6 use not less than 90 percent of the subgrant funds for  
7 compensation and benefits and other expenses, such as  
8 support services, necessary to retain existing employees,  
9 to recall or rehire former employees, and to hire new em-  
10 ployees, in order to provide early childhood, elementary,  
11 or secondary educational related services.

12 (b) **PERMISSIBLE USE OF FUNDS.**—A local edu-  
13 cational agency that receives a subgrant under section  
14 3(d) may use not more than 10 percent of such subgrant  
15 funds for any of the following:

16 (1) Training, which may include high-quality  
17 residency, mentoring and induction programs, and  
18 professional development.

19 (2) Salary increases to cover extended days or  
20 school years for instruction and enrichment to make  
21 up for students' lost instructional time due to  
22 COVID-19 and to ensure all students have access to  
23 a well-rounded education and the supports needed to  
24 succeed.

1           (3) Salary increases to cover increased work-  
2       days to provide intensive professional learning and  
3       educator planning opportunities, including through  
4       professional learning communities.

5           (4) Except as provided in subsection (c)(2), in-  
6       centives, such as loan forgiveness, service scholarship  
7       programs, fee reimbursement for costs associated  
8       with obtaining advanced or additional teacher certifi-  
9       cation, or increased salaries, for teachers to teach in  
10      high-need schools and in high-need fields such as  
11      special education.

12          (5) To develop, maintain, or expand partnership  
13      programs with teacher preparation programs in in-  
14      stitutions of higher education that target high-need  
15      fields, high-need schools, and diverse candidates to  
16      expand the pipeline into the teaching profession.

17          (6) Developing teacher leadership roles in high-  
18      need schools.

19      (c) PROHIBITED USE OF FUNDS.—A local edu-  
20      cational agency that receives a subgrant under section  
21      3(d) may not use such subgrant funds—

22          (1) for general administrative expenses or for  
23      other support services expenditures (as such terms  
24      are defined on the date of the enactment of this Act

1 in the Common Core of Data of the National Center  
2 for Education Statistics);

3 (2) to provide increased salaries or bonuses re-  
4 lated to on-the-job performance;

5 (3) directly or indirectly, to—

6 (A) establish, restore, or supplement a  
7 rainy-day fund;

8 (B) supplant State funds in a manner that  
9 has the effect of establishing, restoring, or  
10 supplementing a rainy-day fund;

11 (C) reduce or retire debt obligations in-  
12 curred by the State; or

13 (D) supplant State funds in a manner that  
14 has the effect of reducing or retiring debt obli-  
15 gations incurred by the State;

16 (4) to meet the requirements under section  
17 1117 or 8501 of the Elementary and Secondary  
18 Education Act of 1965 (20 U.S.C. 6320; 20 U.S.C.  
19 7881); or

20 (5) to support private schools, through employ-  
21 ment, services, vouchers, tax-credit scholarships, or  
22 savings accounts for students to attend private ele-  
23 mentary or secondary schools, or other means.

1 **SEC. 5. APPLICATIONS.**

2 (a) IN GENERAL.—A State educational agency seek-  
3 ing to receive a grant under this Act shall provide to the  
4 Secretary an application that includes the following:

5 (1) An assurance that the State educational  
6 agency will develop and implement a monitoring plan  
7 that will enable the State educational agency to en-  
8 sure that local educational agencies in such State  
9 comply with all applicable programmatic and fiscal  
10 requirements, including with the use of funds re-  
11 quirements under section 4.

12 (2) An assurance that the State educational  
13 agency will support local educational agencies in tar-  
14 geting funding provided under this Act to high-need  
15 schools and to support subgroups of students, in-  
16 cluding low-income students, students with disabil-  
17 ities, English learners, minority children, students  
18 experiencing homelessness, children or youth in fos-  
19 ter care, migrant children, students involved with  
20 the juvenile justice system, or children at risk for  
21 academic failure.

22 (3) An assurance that the funds received under  
23 this Act will be used to supplement the level of Fed-  
24 eral, State, and local public funds that would, in the  
25 absence of such Federal funds provided under this

1 Act, be used to support public elementary and public  
2 secondary education and not supplant such funds.

3 (4) An assurance that the State educational  
4 agency and local educational agencies in such State  
5 will provide the reports required under section 7.

6 (5) An assurance that the State educational  
7 agency will provide the local educational agencies in  
8 such State with the technical assistance and support  
9 needed to help avoid unanticipated spending cliffs.

10 (6) An assurance that the State educational  
11 agency will take action to ensure that low-income  
12 students and minority children enrolled in schools  
13 assisted under this section are not served at dis-  
14 proportionate rates by ineffective, out-of-field, or in-  
15 experienced teachers, as described in section  
16 1111(g)(1)(B) of the Elementary and Secondary  
17 Education Act of 1965 (20 U.S.C. 6311(g)(1)(B)).

18 (7) An assurance the State educational agency  
19 will meet the maintenance of effort and equity re-  
20 quirements under section 6.

21 (b) NO FURTHER INFORMATION OR ASSURANCES.—  
22 The Secretary may not require information or assurances  
23 in addition to the information and assurances required  
24 under subsection (a) and section 6 unless such information

1 or assurance is necessary to determine compliance with  
2 this Act.

3 **SEC. 6. MAINTENANCE OF EFFORT AND EQUITY.**

4 (a) STATE EDUCATIONAL AGENCY MAINTENANCE OF  
5 EFFORT.—As a condition of receiving a grant under this  
6 Act for a fiscal year, a State educational agency shall pro-  
7 vide to the Secretary an assurance that such State edu-  
8 cational agency will, in such fiscal year, provide support  
9 for public elementary and public secondary education, in-  
10 cluding current and capital spending, that bears the same  
11 proportion to the overall State budget for such fiscal year  
12 as the average amount of such support for school years  
13 2017–2018 and 2018–2019 bears to the average overall  
14 State budget for the fiscal years applicable to such school  
15 years.

16 (b) MAINTENANCE OF EQUITY.—

17 (1) STATE EDUCATIONAL AGENCY MAINTENANCE OF EQUITY FOR HIGH-NEED LOCAL EDU-  
18 CATIONAL AGENCIES.—As a condition of receiving a  
19 grant under this Act for a fiscal year, a State edu-  
20 cational agency shall provide to the Secretary an as-  
21 surance that if any per-pupil reduction in State  
22 funding occurs in such fiscal year for any high-need  
23 local educational agency in the State, it shall not be  
24

1 more than the overall per-pupil reduction in State  
2 funds.

3 (2) STATE EDUCATIONAL AGENCY MAINTENANCE OF EQUITY FOR SCHOOLS WITH HIGHEST  
4 SHARE OF ECONOMICALLY DISADVANTAGED STUDENTS.—As a condition of receiving a grant under  
5 this Act for a fiscal year, a State educational agency  
6 shall provide to the Secretary an assurance that the  
7 State educational agency will not reduce State fund-  
8 ing below fiscal year 2019 levels for the 20 percent  
9 of local educational agencies in the State with the  
10 highest share of economically disadvantaged stu-  
11 dents.  
12

13  
14 (3) LOCAL EDUCATIONAL AGENCY MAINTENANCE OF EQUITY FOR HIGH-POVERTY SCHOOLS.—  
15 As a condition of receiving a subgrant under this  
16 Act for a fiscal year, a local educational agency shall  
17 provide to the State educational agency an assur-  
18 ance that—  
19

20 (A) if any per-pupil reduction in local edu-  
21 cational agency funding occurs in such fiscal  
22 year for any high-poverty school served by the  
23 local educational agency, it shall not be more  
24 than the overall per-pupil reduction in local  
25 educational agency funds; and



1 (B) the local educational agency will not  
2 reduce staffing in any high-poverty school in an  
3 amount that is greater than—

4 (i) the total reduction in staffing in all  
5 schools served by the local educational  
6 agency, divided by

7 (ii) the total enrollment in such local  
8 educational agency.

9 **SEC. 7. REPORTING REQUIREMENTS.**

10 (a) REPORTING REQUIREMENTS.—

11 (1) IN GENERAL.—Not later than 60 days after  
12 the date of enactment of this Act, and annually for  
13 each subsequent year for which funds are made  
14 available under this Act, the Secretary shall submit  
15 a report to the Committee on Health, Education,  
16 Labor, and Pensions of the Senate, the Committee  
17 on Appropriations of the Senate, the Committee on  
18 Education and Labor of the House of Representa-  
19 tives, and the Committee on Appropriations of the  
20 House of Representatives that includes the following  
21 information:

22 (A) The outlying areas to which the Sec-  
23 retary allocated funds under this Act.

24 (B) The outlying areas to which the Sec-  
25 retary did not allocate funds under this Act.

1 (C) The amounts allocated to each outlying  
2 area under this Act.

3 (D) The programs operated or funded by  
4 the Bureau of Indian Education to which the  
5 Secretary, in consultation with the Secretary of  
6 the Interior, allocated funds.

7 (E) The programs operated or funded by  
8 the Bureau of Indian Education to which the  
9 Secretary, in consultation with the Secretary of  
10 the Interior, did not allocate funds.

11 (F) The amount allocated to each program  
12 operated or funded by the Bureau of Indian  
13 Education.

14 (G) The amount allocated to each State  
15 educational agency under this Act.

16 (H) A summary of the reports the Sec-  
17 retary received under subsections (b) and (c).

18 (2) PUBLICATION.—The Secretary shall make  
19 each report submitted under paragraph (1) publicly  
20 available on the website of the Department of Edu-  
21 cation.

22 (b) STATE EDUCATIONAL AGENCY REPORTING.—  
23 Not later than 6 months after the disbursement of sub-  
24 grants and annually for each subsequent year for which  
25 funds are made available under this Act, a State edu-

1 cational agency that receives a grant under this Act shall  
2 submit a report to the Secretary that includes the fol-  
3 lowing information:

4           (1) The number and percentage of educator  
5           and other staff positions that are eliminated or left  
6           unfilled in the State (as reported on the annual re-  
7           port card under paragraph (1) or (2) of section  
8           1111(h) of the Elementary and Secondary Edu-  
9           cation Act of 1965 (20 U.S.C. 6311(h))), included  
10          in the aggregate and disaggregated by:

11                 (A) High-poverty local education agencies  
12                 and schools compared to low-poverty local edu-  
13                 cation agencies and schools.

14                 (B) Local educational agencies and schools  
15                 serving the highest number and percentage of  
16                 minority children compared to local education  
17                 agencies and schools serving the fewest number  
18                 and percent of minority children.

19           (2) The number and percentage of teaching po-  
20           sitions that are eliminated or left unfilled in the  
21           State (as reported on the annual report card under  
22           paragraph (1) or (2) of section 1111(h) of the Ele-  
23           mentary and Secondary Education Act of 1965 (20  
24           U.S.C. 6311(h))), included in the aggregate and

disaggregated by the following characteristics of the teacher who previously held the position:

(A) Race and ethnicity.

(B) Certification status (full-certification or provisional certification).

(C) Teachers in the first 2 years of teaching.

(D) Teachers with 3 or more years of teaching experience.

(E) If determined appropriate by the State educational agency, the most recent effectiveness rating with respect to such teacher.

(3) The percentage of funds under this Act reserved under section 3(c) and how such funds were spent.

(4) A summary of the activities for which the subgrants were used in the State.

(5) A summary of how the State educational agency ensured State funding for the 20 percent of local educational agencies in the State with the highest share of economically disadvantaged students remained at or above fiscal year 2019 levels.

(6) A summary of how the State educational agency supported local educational agencies in prioritizing subgrants to meet the needs of low-in-

1        come students, students with disabilities, English  
2        learners, minority children, students experiencing  
3        homeless, children and youth in foster care, migrant  
4        children, students involved with the juvenile justice  
5        system, and children at risk for academic failure.

6            (7) The amount allocated by the State edu-  
7        cational agency to each local educational agency.

8            (8) A description of grant outcomes, including  
9        the extent to which teacher shortages in high-need-  
10       fields in high-needs schools remain.

11           (9) A summary of the reports the State edu-  
12       cational agency received under subsection (d).

13        (c) FISCAL ACCOUNTABILITY.—Not later than 60  
14       days after a State educational agency receives funds under  
15       this Act, and annually for each subsequent year for which  
16       funds are made available under this Act thereafter, such  
17       State educational agency shall submit to the Secretary the  
18       following:

19            (1) The number of full-time equivalent employ-  
20       ees by category prior to receiving the funds under  
21       this Act and the number of full-time equivalent em-  
22       ployees by category after receiving such funds.

23            (2) The most current applicable maintenance of  
24       effort data available to demonstrate compliance with  
25       section 6(a).

1           (3) The most current maintenance of equity  
2       data available to demonstrate compliance with sec-  
3       tion 6(b).

4           (4) A summary of development and implemen-  
5       tation of a monitoring plan that will enable the  
6       State educational agency to ensure that its local  
7       educational agencies comply with all applicable pro-  
8       grammatic and fiscal requirements.

9       (d) LOCAL EDUCATIONAL AGENCY REPORTING.—  
10   Not later than 1 year after a local educational agency re-  
11   ceives a subgrant under section 3(d), and annually for  
12   each subsequent year for which funds are made available  
13   under this Act thereafter, such local educational agency  
14   shall submit a report to the State educational agency that  
15   includes the following:

16           (1) A list of the activities for which such  
17       subgrant funds were used.

18           (2) A description of the outcomes from the use  
19       of such subgrant funds.

20           (3) A summary of how the local educational  
21       agency sought to preserve or improve the number of  
22       teacher and support staff positions in the local edu-  
23       cational agency's highest poverty schools.

24           (4) The per-pupil expenditures (which shall in-  
25       clude actual personnel expenditures, including staff

1 salary differentials for years of employment, and ac-  
2 tual nonpersonnel expenditures) of State and local  
3 education funds for each school served by the agency  
4 for the preceding fiscal year, disaggregated by each  
5 quartile of students attending the school based on  
6 student level of poverty and by each major racial or  
7 ethnic group in the school, for the preceding fiscal  
8 year.

9 (5) A description of how the local educational  
10 agency sought to protect the highest poverty schools  
11 from reductions-in-force or hiring freezes.

12 (6) A description of how low-income and minor-  
13 ity children are not served at disproportionate rates  
14 by ineffective, out-of-field, or inexperienced teachers.

15 (7) A description of how the local educational  
16 agency allocated funding to high-need schools to  
17 support subgroups of students, including low-income  
18 students, students with disabilities, English learners,  
19 minority children, students experiencing homeless-  
20 ness, children or youth in foster care, migrant chil-  
21 dren, students involved with the juvenile justice sys-  
22 tem, and children at risk for academic failure.

23 (8) The number of full-time equivalent employ-  
24 ees by category prior to receiving the subgrant and

1 the number of full time equivalent employees by cat-  
2 egory after receiving the subgrant.

3 **SEC. 8. DEFINITIONS.**

4 In this Act:

5 (1) ECONOMICALLY DISADVANTAGED STU-  
6 DENT.—The term “economically disadvantaged stu-  
7 dent” means a student eligible for a free or reduced  
8 price lunch under the Richard B. Russell National  
9 School Lunch Act (42 U.S.C. 1751 et seq.).

10 (2) EDUCATION JOBS FUND.—The term “Edu-  
11 cation Jobs Fund” means the fund established  
12 under section 2(a).

13 (3) ESEA TERMS.—The terms “English learn-  
14 er”, “local educational agency”, “outlying area”,  
15 “paraprofessional”, “professional development”,  
16 “school leader”, “specialized instructional support  
17 personnel”, “Secretary”, “State”, “State educational  
18 agency”, and “well-rounded education” have the  
19 meanings given such terms in section 8101 of the  
20 Elementary and Secondary Education Act of 1965  
21 (20 U.S.C. 7801).

22 (4) HIGH-NEED LOCAL EDUCATIONAL AGEN-  
23 CY.—The term “high-need local educational agency”  
24 means a local educational agency that has a percent-  
25 age of economically disadvantaged students that is



1 greater than the median percentage of economically  
2 disadvantaged students for all local educational  
3 agencies in the State.

4 (5) HIGH-POVERTY SCHOOL.—The term “high-  
5 poverty school” means, with respect to a school  
6 served by a local educational agency, a school that  
7 serves a higher percentage of economically disadvan-  
8 taged students than the school that serves the me-  
9 dian amount of economically disadvantaged students  
10 served by such local educational agency.

11 (6) OVERALL PER-PUPIL REDUCTION IN LOCAL  
12 EDUCATIONAL AGENCY FUNDS.—The term “overall  
13 per-pupil reduction in local educational agency  
14 funds” means, with respect to a fiscal year—

15 (A) the total reduction in local educational  
16 agency funds in such fiscal year provided to all  
17 schools served by such local educational agency,  
18 divided by

19 (B) the total student enrollment in such  
20 schools served by such local educational agency  
21 for each school year applicable to such fiscal  
22 year.

23 (7) OVERALL PER-PUPIL REDUCTION IN STATE  
24 FUNDS.—The term “overall per-pupil reduction in  
25 State funds” means, with respect to a fiscal year—

1                   (A) the total reduction in State funds in  
2                   such fiscal year provided to all local educational  
3                   agencies in the State, divided by

4                   (B) the total student enrollment in such  
5                   local educational agencies in the State for each  
6                   school year applicable to such fiscal year.

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