

AMENDMENT TO H.R. 5

OFFERED BY M .

In title VI of the Elementary and Secondary Education Act of 1965, as proposed to be amended by section 601(a) of the bill—

(1) redesignate part F as part G;

(2) redesignate section 6601 as section 6701;

and

(3) insert after part E the following:

1 **“PART F—SCHOOL DROPOUT PREVENTION**

2 **“SEC. 6571. SHORT TITLE.**

3 “This part may be cited as the ‘Dropout Prevention
4 Act’.

5 **“SEC. 6572. PURPOSE.**

6 “‘The purpose of this part is to provide for school
7 dropout prevention and reentry and to raise academic
8 achievement levels by providing grants that—

9 “(1) challenge all children to attain their high-
10 est academic potential; and

11 “(2) ensure that all students have substantial
12 and ongoing opportunities to attain their highest
13 academic potential through schoolwide programs

1 proven effective in school dropout prevention and re-
2 entry.

3 **“SEC. 6573. AUTHORIZATION OF APPROPRIATIONS.**

4 “For the purpose of carrying out this part, there are
5 authorized to be appropriated \$125,000,000 for fiscal year
6 2016 and such sums as may be necessary for each of the
7 5 succeeding fiscal years, of which—

8 “(1) 10 percent shall be available to carry out
9 subpart 1 for each fiscal year; and

10 “(2) 90 percent shall be available to carry out
11 subpart 2 for each fiscal year.

12 **“Subpart 1—Coordinated National Strategy**

13 **“SEC. 6581. NATIONAL ACTIVITIES.**

14 “(a) IN GENERAL.—The Secretary is authorized—

15 “(1) to collect systematic data on the effective-
16 ness of the programs assisted under this part in re-
17 ducing school dropout rates and increasing school
18 reentry and secondary school graduation rates;

19 “(2) to establish a national clearinghouse of in-
20 formation on effective school dropout prevention and
21 reentry programs that shall disseminate to State
22 educational agencies, local educational agencies, and
23 schools—

24 “(A) the results of research on school
25 dropout prevention and reentry; and

1 “(B) information on effective programs,
2 best practices, and Federal resources to—

3 “(i) reduce annual school dropout
4 rates;

5 “(ii) increase school reentry; and

6 “(iii) increase secondary school grad-
7 uation rates;

8 “(3) to provide technical assistance to State
9 educational agencies, local educational agencies, and
10 schools in designing and implementing programs and
11 securing resources to implement effective school
12 dropout prevention and reentry programs;

13 “(4) to establish and consult with an inter-
14 agency working group that shall—

15 “(A) address inter- and intra-agency pro-
16 gram coordination issues at the Federal level
17 with respect to school dropout prevention and
18 reentry, and assess the targeting of existing
19 Federal services to students who are most at
20 risk of dropping out of school, and the cost-ef-
21 fectiveness of various programs and approaches
22 used to address school dropout prevention and
23 reentry;

24 “(B) describe the ways in which State edu-
25 cational agencies and local educational agencies

1 can implement effective school dropout preven-
2 tion and reentry programs using funds from a
3 variety of Federal programs, including the pro-
4 grams under this part; and

5 “(C) examine Federal programs that may
6 have a positive impact on secondary school
7 graduation or school reentry;

8 “(5) to carry out a national recognition pro-
9 gram in accordance with subsection (b) that recog-
10 nizes schools that have made extraordinary progress
11 in lowering school dropout rates; and

12 “(6) to use funds made available for this sub-
13 part to carry out the evaluation required under sec-
14 tion 1830(c).

15 “(b) RECOGNITION PROGRAM.—

16 “(1) ESTABLISHMENT.—The Secretary shall—

17 “(A) establish a national recognition pro-
18 gram; and

19 “(B) develop uniform national guidelines
20 for the recognition program that shall be used
21 to recognize eligible schools from nominations
22 submitted by State educational agencies.

23 “(2) RECOGNITION.—The Secretary shall recog-
24 nize, under the recognition program established
25 under paragraph (1), eligible schools.

1 “(3) SUPPORT.—The Secretary may make mon-
2 etary awards to an eligible school recognized under
3 this subsection in amounts determined appropriate
4 by the Secretary that shall be used for dissemination
5 activities within the eligible school district or nation-
6 ally.

7 “(4) DEFINITION OF ELIGIBLE SCHOOL.—In
8 this subsection, the term ‘eligible school’ means a
9 public middle school or secondary school, including
10 a charter school, that has implemented comprehen-
11 sive reforms that have been effective in lowering
12 school dropout rates—

13 “(A) for all students in that secondary
14 school or charter school;

15 “(B) For students in one or more of the
16 subgroups described in section
17 1111(b)(2)(B)(xii); or

18 “(C) in the case of a middle school, for all
19 students or for students in one or more of the
20 subgroups described in section
21 1111(b)(2)(B)(xii) with a higher than average
22 dropout rate in the secondary school that the
23 middle school feeds students into.

24 “(c) CAPACITY BUILDING.—

1 “(1) IN GENERAL.—The Secretary, through a
2 contract with one or more non-Federal entities, may
3 conduct a capacity building and design initiative in
4 order to increase the types of proven strategies for
5 school dropout prevention and reentry that address
6 the needs of an entire school population rather than
7 a subset of students.

8 “(2) NUMBER AND DURATION.—

9 “(A) NUMBER.—The Secretary may award
10 not more than five contracts under this sub-
11 section.

12 “(B) DURATION.—The Secretary may
13 award a contract under this subsection for a pe-
14 riod of not more than 5 years.

15 “(d) SUPPORT FOR EXISTING REFORM NET-
16 WORKS.—

17 “(1) IN GENERAL.—The Secretary may provide
18 appropriate support to eligible entities to enable the
19 eligible entities to provide training, materials, devel-
20 opment, and staff assistance to schools assisted
21 under this part.

22 “(2) DEFINITION OF ELIGIBLE ENTITY.—In
23 this subsection, the term ‘eligible entity’ means an
24 entity that, prior to the date of enactment of the
25 Dropout Prevention Act—

1 “(A) provided training, technical assist-
2 ance, and materials related to school dropout
3 prevention or reentry to 100 or more elemen-
4 tary schools or secondary schools; and

5 “(B) developed and published a specific
6 educational program or design related to school
7 dropout prevention or reentry for use by the
8 schools.

9 **“Subpart 2—School Dropout Prevention Initiative**

10 **“SEC. 6591. DEFINITIONS.**

11 “‘In this subpart:

12 “(1) LOW-INCOME STUDENT.—The term ‘low-
13 income student’ means a student who is determined
14 by a local educational agency to be from a low-in-
15 come family using the measures described in section
16 1113(e).

17 “(2) STATE.—The term ‘State’ means each of
18 the several States of the United States, the District
19 of Columbia, the Commonwealth of Puerto Rico, the
20 United States Virgin Islands, Guam, American
21 Samoa, the Commonwealth of the Northern Mariana
22 Islands, and the Bureau of Indian Affairs for pur-
23 poses of serving schools funded by the Bureau.

1 **“SEC. 6592. PROGRAM AUTHORIZED.**

2 “(a) GRANTS TO STATE EDUCATIONAL AGENCIES
3 AND LOCAL EDUCATIONAL AGENCIES.—

4 “(1) AMOUNT LESS THAN \$75,000,000.—

5 “(A) IN GENERAL.—If the amount appro-
6 priated under section 6573 for a fiscal year
7 equals or is less than \$75,000,000, then the
8 Secretary shall use such amount to award
9 grants, on a competitive basis, to—

10 “(i) State educational agencies to sup-
11 port activities—

12 “(I) in schools that—

13 “(aa) serve students in
14 grades 6 through 12; and

15 “(bb) have annual school
16 dropout rates that are above the
17 State average annual school
18 dropout rate; or

19 “(II) in the middle schools that
20 feed students into the schools de-
21 scribed in subclause (I); or

22 “(ii) local educational agencies that
23 operate—

24 “(I) schools that—

25 “(aa) serve students in
26 grades 6 through 12; and

1 “(bb) have annual school
2 dropout rates that are above the
3 State average annual school
4 dropout rate; or

5 “(II) middle schools that feed
6 students into the schools described in
7 subclause (I).

8 “(B) USE OF GRANT FUNDS.—Grant funds
9 awarded under this paragraph shall be used to
10 fund effective, sustainable, and coordinated
11 school dropout prevention and reentry programs
12 that may include the activities described in sub-
13 section (b)(2), in—

14 “(i) schools serving students in grades
15 6 through 12 that have annual school
16 dropout rates that are above the State av-
17 erage annual school dropout rate; or

18 “(ii) the middle schools that feed stu-
19 dents into the schools described in clause
20 (i).

21 “(2) AMOUNT LESS THAN \$250,000,000 BUT
22 MORE THAN \$75,000,000.—If the amount appro-
23 priated under section 6573 for a fiscal year is less
24 than \$250,000,000 but more than \$75,000,000,
25 then the Secretary shall use such amount to award

1 grants, on a competitive basis, to State educational
2 agencies to enable the State educational agencies to
3 award subgrants under subsection (b).

4 “(3) AMOUNT EQUAL TO OR EXCEEDS
5 \$250,000,000.—If the amount appropriated under sec-
6 tion 6573 for a fiscal year equals or exceeds
7 \$250,000,000, then the Secretary shall use such
8 amount to award a grant to each State educational
9 agency in an amount that bears the same relation to
10 such appropriated amount as the amount the State
11 educational agency received under part A for the
12 preceding fiscal year bears to the amount received
13 by all State educational agencies under such part for
14 the preceding fiscal year, to enable the State edu-
15 cational agency to award subgrants under subsection
16 (b).

17 “(b) SUBGRANTS TO LOCAL EDUCATIONAL AGEN-
18 CIES.—

19 “(1) IN GENERAL.—From amounts made avail-
20 able to a State educational agency under paragraph
21 (2) or (3) of subsection (a), the State educational
22 agency shall award subgrants, on a competitive
23 basis, to local educational agencies that operate pub-
24 lic schools that serve students in grades 6 through
25 12 and that have annual school dropout rates that

1 are above the State average annual school dropout
2 rate, to enable those schools, or the middle schools
3 that feed students into those schools, to implement
4 effective, sustainable, and coordinated school drop-
5 out prevention and reentry programs that involve ac-
6 tivities such as—

7 “(A) professional development;

8 “(B) obtaining curricular materials;

9 “(C) release time for professional staff to
10 obtain professional development;

11 “(D) planning and research, including the
12 development of early warning indicator systems
13 in middle schools designed to identify students
14 who are at risk of dropping out of high school
15 and to guide preventative and recuperative
16 school improvement strategies, including—

17 “(i) identifying and analyzing the aca-
18 demic risk factors that most reliable pre-
19 dict dropouts by using longitudinal data of
20 past cohorts of students;

21 “(ii) identifying specific indicators of
22 student progress and performance, such as
23 attendance, academic performance in core
24 courses, and credit accumulation, to guide
25 decision making;

1 “(iii) identifying or developing a
2 mechanism for regularly collecting and
3 analyzing data about the impact of inter-
4 ventions on the indicators of student
5 progress and performance; and

6 “(iv) analyzing academic indicators to
7 determine whether students are on track to
8 graduate secondary school in the standard
9 number of years;

10 “(E) remedial education;

11 “(F) reduction in pupil-to-teacher ratios;

12 “(G) efforts to meet State student aca-
13 demic achievement standards;

14 “(H) counseling and mentoring for at-risk
15 students, including the creation of individual-
16 ized student success plans;

17 “(I) implementing comprehensive school
18 reform models, such as creating smaller learn-
19 ing communities; and

20 “(J) school reentry activities.

21 “(2) AMOUNT.—Subject to paragraph (3), a
22 subgrant under this subpart shall be awarded—

23 “(A) in the first year that a local edu-
24 cational agency receives a subgrant payment

1 under this subpart, in an amount that is based
2 on factors such as—

3 “(i) the size of schools operated by
4 the local educational agency;

5 “(ii) costs of the model or set of pre-
6 vention and reentry strategies being imple-
7 mented; and

8 “(iii) local cost factors such as poverty
9 rates;

10 “(B) in the second year, in an amount that
11 is not less than 75 percent of the amount the
12 local educational agency received under this
13 subpart in the first such year;

14 “(C) in the third year, in an amount that
15 is not less than 50 percent of the amount the
16 local educational agency received under this
17 subpart in the first such year; and

18 “(D) in each succeeding year, in an
19 amount that is not less than 30 percent of the
20 amount the local educational agency received
21 under this subpart in the first year.

22 “(3) DURATION.—A subgrant under this sub-
23 part shall be awarded for a period of 3 years, and
24 may be continued for a period of 2 additional years
25 if the State educational agency determines, based on

1 the annual reports described in section 1830(a), that
2 significant progress has been made in lowering the
3 annual school dropout rate for secondary schools
4 participating in the program assisted under this sub-
5 part.

6 **“SEC. 6593. APPLICATIONS.**

7 “(a) IN GENERAL.—To receive—

8 “(1) a grant under this subpart, a State edu-
9 cational agency or local educational agency shall
10 submit an application and plan to the Secretary at
11 such time, in such manner, and accompanied by
12 such information as the Secretary may reasonably
13 require; and

14 “(2) a subgrant under this subpart, a local edu-
15 cational agency shall submit an application and plan
16 to the State educational agency at such time, in
17 such manner, and accompanied by such information
18 as the State educational agency may reasonably re-
19 quire.

20 “(b) CONTENTS.—

21 “(1) STATE EDUCATIONAL AGENCY AND LOCAL
22 EDUCATIONAL AGENCY.—Each application and plan
23 submitted under subsection (a) shall—

24 “(A) include an outline—

1 “(i) of the State educational agency’s
2 or local educational agency’s strategy for
3 reducing the State educational agency or
4 local educational agency’s annual school
5 dropout rate;

6 “(ii) for targeting secondary schools,
7 and the middle schools that feed students
8 into those secondary schools, that have the
9 highest annual school dropout rates; and

10 “(iii) for assessing the effectiveness of
11 the efforts described in the plan;

12 “(B) contain an identification of the
13 schools in the State or operated by the local
14 educational agency that have annual school
15 dropout rates that are greater than the average
16 annual school dropout rate for the State;

17 “(C) describe the instructional strategies
18 to be implemented, how the strategies will serve
19 all students, and the effectiveness of the strate-
20 gies;

21 “(D) describe a budget and timeline for
22 implementing the strategies;

23 “(E) contain evidence of coordination with
24 existing resources;

1 “(F) provide an assurance that funds pro-
2 vided under this subpart will supplement, and
3 not supplant, other State and local funds avail-
4 able for school dropout prevention and reentry
5 programs; and

6 “(G) describe how the activities to be as-
7 sisted conform with research knowledge and evi-
8 dence-based school dropout prevention and re-
9 entry programs.

10 “(2) LOCAL EDUCATIONAL AGENCY.—Each ap-
11 plication and plan submitted under subsection (a) by
12 a local educational agency shall contain, in addition
13 to the requirements of paragraph (1)—

14 “(A) an assurance that the local edu-
15 cational agency is committed to providing ongo-
16 ing operational support for such schools to ad-
17 dress the problem of school dropouts for a pe-
18 riod of 5 years; and

19 “(B) an assurance that the local edu-
20 cational agency will support the plan, includ-
21 ing—

22 “(i) provision of release time for
23 teacher training;

24 “(ii) efforts to coordinate activities for
25 secondary schools and the middle schools

1 that feed students into those secondary
2 schools; and

3 “(iii) encouraging other schools served
4 by the local educational agency to partici-
5 pate in the plan.

6 **“SEC. 6594. STATE RESERVATION.**

7 “A State educational agency that receives a grant
8 under paragraph (2) or (3) of section 1822(a) may reserve
9 not more than 5 percent of the grant funds for administra-
10 tive costs and State activities related to school dropout
11 prevention and reentry activities, of which not more than
12 2 percent of the grant funds may be used for administra-
13 tive costs.

14 **“SEC. 6595. STRATEGIES AND CAPACITY BUILDING.**

15 “Each local educational agency receiving a grant or
16 subgrant under this subpart and each State educational
17 agency receiving a grant under this subpart shall imple-
18 ment scientifically based, sustainable, and widely rep-
19 licated strategies for school dropout prevention and re-
20 entry. The strategies may include—

21 “(1) specific strategies for targeted purposes,
22 such as—

23 “(A) effective early intervention programs
24 designed to identify at-risk students;

1 “(B) effective programs serving at-risk
2 students, including racial and ethnic minorities
3 and pregnant and parenting teenagers, designed
4 to prevent such students from dropping out of
5 school; and

6 “(C) effective programs to identify and en-
7 courage youth who have already dropped out of
8 school to reenter school and complete their sec-
9 ondary education; and

10 “(2) approaches such as breaking larger schools
11 down into smaller learning communities and other
12 comprehensive reform approaches, creating alter-
13 native school programs, and developing clear link-
14 ages to career skills and employment.

15 **“SEC. 6596. SELECTION OF LOCAL EDUCATIONAL AGENCIES**
16 **FOR SUBGRANTS.**

17 “(a) STATE EDUCATIONAL AGENCY REVIEW AND
18 AWARD.—The State educational agency shall review appli-
19 cations submitted under section 1823(a)(2) and award
20 subgrants to local educational agencies with the assistance
21 and advice of a panel of experts on school dropout preven-
22 tion and reentry.

23 “(b) ELIGIBILITY.—A local educational agency is eli-
24 gible to receive a subgrant under this subpart if the local

1 educational agency operates a public school (including a
2 public alternative school)—

3 “(1) that is eligible to receive assistance under
4 part A; and

5 “(2)(A) that serves students 50 percent or more
6 of whom are low-income students; or

7 “(B) in which a majority of the students come
8 from feeder schools that serve students 50 percent
9 or more of whom are low-income students.

10 **“SEC. 6597. COMMUNITY BASED ORGANIZATIONS.**

11 “A local educational agency that receives a grant or
12 subgrant under this subpart and a State educational agen-
13 cy that receives a grant under this subpart may use the
14 funds to secure necessary services from a community-
15 based organization or other government agency if the
16 funds are used to provide school dropout prevention and
17 reentry activities related to schoolwide efforts.

18 **“SEC. 6598. TECHNICAL ASSISTANCE.**

19 “Notwithstanding any other provision of law, each
20 local educational agency that receives funds under this
21 subpart shall use the funds to provide technical assistance
22 to secondary schools served by the agency that have not
23 made progress toward lowering annual school dropout
24 rates after receiving assistance under this subpart for 2
25 fiscal years.

1 **“SEC. 6599. SCHOOL DROPOUT RATE CALCULATION.**

2 “For purposes of calculating an annual school drop-
3 out rate under this subpart, a school shall use the annual
4 event school dropout rate for students leaving a school in
5 a single year determined in accordance with the National
6 Center for Education Statistics’ Common Core of Data.

7 **“SEC. 6600. REPORTING AND ACCOUNTABILITY.**

8 “(a) LOCAL EDUCATIONAL AGENCY REPORTS.—

9 “(1) IN GENERAL.—To receive funds under this
10 subpart for a fiscal year after the first fiscal year
11 that a local educational agency receives funds under
12 this subpart, the local educational agency shall pro-
13 vide, on an annual basis, a report regarding the sta-
14 tus of the implementation of activities funded under
15 this subpart, and the dropout data for students at
16 schools assisted under this subpart, disaggregated by
17 each subgroup described in section
18 1111(b)(2)(B)(xii), to the—

19 “(A) Secretary, if the local educational
20 agency receives a grant under section
21 1822(a)(1); or

22 “(B) State educational agency, if the local
23 educational agency receives a subgrant under
24 paragraph (2) or (3) of section 1822(a).

25 “(2) DROPOUT DATA.—The dropout data under
26 paragraph (1) shall include annual school dropout

1 rates for each fiscal year, starting with the 2 fiscal
2 years before the local educational agency received
3 funds under this subpart.

4 “(b) STATE REPORT ON PROGRAM ACTIVITIES.—
5 Each State educational agency receiving funds under this
6 subpart shall provide to the Secretary, at such time and
7 in such format as the Secretary may require, information
8 on the status of the implementation of activities funded
9 under this subpart and outcome data for students in
10 schools assisted under this subpart.

11 “(c) ACCOUNTABILITY.—The Secretary shall evaluate
12 the effect of the activities assisted under this subpart on
13 school dropout prevention compared, if feasible, to a con-
14 trol group using control procedures. The Secretary may
15 use funds appropriated for subpart 1 to carry out this
16 evaluation.

17 **“SEC. 6601. PROHIBITED USES OF FUNDS.**

18 “No funds under this part may be used for—

19 “(1) the development, establishment, implemen-
20 tation, or enforcement of zero-tolerance school dis-
21 cipline policies unless otherwise required by Federal
22 law; or

23 “(2) law enforcement agencies or local police
24 departments serving a school or local educational
25 agency—

1 “(A) with substantial documented excesses
2 or racial disparities in the use of exclusionary
3 discipline;

4 “(B) operating under an open school de-
5 segregation order, whether court-ordered or vol-
6 untary;

7 “(C) operating under a pattern or practice
8 or practice consent decree for civil rights viola-
9 tions; or

10 “(D) already receiving substantial Federal
11 funds for the placement of law enforcement in
12 schools.”.

