

**AMENDMENT TO H.R. 5**

**OFFERED BY M**      . \_\_\_\_\_

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

- (1) redesignate part F as part G; and
- (2) insert after part E the following:

1           **“PART F—INVESTING IN INNOVATION**

2   **“SEC. 6571. PURPOSES.**

3           “The purposes of this part are to—

4                   “(1) fund the identification, development, eval-  
5           uation, and expansion of innovative, evidence-based  
6           practices, programs, and strategies in order to sig-  
7           nificantly—

8                   “(A) increase student academic achieve-  
9           ment and decrease achievement gaps;

10                   “(B) increase secondary school graduation  
11           rates;

12                   “(C) increase college enrollment rates,  
13           rates of college persistence, and rates of attain-  
14           ment of other post-secondary credentials;

1           “(D) improve teacher and principal effec-  
2           tiveness or retention of highly effective teachers  
3           or principals; and

4           “(E) increase the identification and dis-  
5           semination of innovative educational strategies  
6           in rural areas; and

7           “(2) support the rapid development, expansion,  
8           and adoption of tools and resources that improve the  
9           efficiency, effectiveness, or pace of adoption of such  
10          educational practices, programs, and strategies.

11 **“SEC. 6572. NATIONAL ACTIVITIES.**

12          “(a) IN GENERAL.—Subject to subsection (b), from  
13          the amounts appropriated under section 6578, the Sec-  
14          retary shall reserve not more than 10 percent for each fis-  
15          cal year to carry out activities of national significance,  
16          which may include—

17               “(1) technical assistance, including to appli-  
18               cants from rural areas;

19               “(2) pre-application workshops or web-based  
20               seminars for potential applicants, including appli-  
21               cants from rural areas;

22               “(3) the recruitment of peer reviewers, includ-  
23               ing individuals with a background in rural education  
24               and individuals with expertise in education tech-

1 nology, to participate in the review of applications  
2 submitted under section 6574;

3 “(4) dissemination of best practices, in con-  
4 sultation with the regional educational laboratories  
5 established under part D of the Education Sciences  
6 Reform Act of 2002 (20 U.S.C. 9561 et seq.) and  
7 comprehensive centers established under section 203  
8 of the Educational Technical Assistance Act of 2002  
9 (20 U.S.C. 9602), developed with grant funds pro-  
10 vided under this part, including best practices devel-  
11 oped with grant funds in rural areas;

12 “(5) entering into partnerships with other agen-  
13 cies, nonprofits, and the private sector to carry out  
14 advanced research and development activities, in-  
15 cluding research and activities in rural areas; and

16 “(6) carrying out prize awards, in a manner  
17 consistent with section 24 of the Stevenson-Wydler  
18 Technology Innovation Act of 1980 (15 U.S.C.  
19 3719).

20 “(b) RESERVATION OF FUNDS FOR DISSEMINA-  
21 TION.—The Secretary shall reserve not less than 50 per-  
22 cent of the funds reserved under this section to carry out  
23 the dissemination activities described in subsection (a)(4).

1 **“SEC. 6573. PROGRAM AUTHORIZED; LENGTH OF GRANTS;**  
2 **PRIORITIES.**

3 “(a) PROGRAM AUTHORIZATION.—From the  
4 amounts appropriated under section 6578 and not re-  
5 served under section 6572, the Secretary shall award  
6 grants, on a competitive basis, to eligible entities to carry  
7 out the activities described in section 6575.

8 “(b) DURATION OF GRANTS.—The Secretary shall  
9 award grants to eligible entities under this section for a  
10 period of not more than 3 years, and may extend such  
11 grants for an additional 2-year period if the eligible entity  
12 demonstrates to the Secretary that it is making significant  
13 progress on the program performance measures identified  
14 in section 6576.

15 “(c) RURAL AREAS.—The Secretary shall ensure that  
16 not less than 25 percent of the funds awarded under this  
17 section for any fiscal year are for projects that meet both  
18 of the following requirements:

19 “(1) The eligible entity is—

20 “(A) a local educational agency with an  
21 urban-centric district locale code of 32, 33, 41,  
22 42, or 43, as determined by the Secretary;

23 “(B) a consortium of such local edu-  
24 cational agencies; or

1           “(C) an educational service agency or a  
2           nonprofit organization with demonstrated ex-  
3           pertise in serving students from rural areas.

4           “(2) A majority of the schools to be served by  
5           the project are designated with a school locale code  
6           of 41, 42, or 43, or a combination of such codes, as  
7           determined by the Secretary.

8           “(d) SUPPORT FOR NEW PRACTICES, STRATEGIES,  
9           OR PROGRAMS.—The Secretary shall ensure that not less  
10          than one-half of the funds awarded under this section for  
11          any fiscal year are for projects that—

12           “(1) meet an evidence standard described in  
13           paragraph (2) or (3) of subsection (f); and

14           “(2) do not meet the evidence standard de-  
15           scribed in paragraph (1) of subsection (f).

16          “(e) PRIORITIES.—In awarding grants under this  
17          section, the Secretary may give priority to an eligible enti-  
18          ty that includes, in its application under section 6574, a  
19          plan to—

20           “(1) improve early learning outcomes and aca-  
21           demic connections between early learning and ele-  
22           mentary school;

23           “(2) support college access, persistence, and  
24           success;

1           “(3) support family and community engage-  
2           ment;

3           “(4) address the unique learning needs of stu-  
4           dents with disabilities or English language learners;

5           “(5) support the effective use of education tech-  
6           nology to improve teaching and learning;

7           “(6) improve the teaching and learning of  
8           science, technology, engineering, computing, or  
9           mathematics;

10          “(7) serve schools in rural local educational  
11          agencies;

12          “(8) train teachers or principals to adopt and  
13          implement college and career ready standards;

14          “(9) develop alternative career pathways or dif-  
15          ferentiated school staffing models for effective teach-  
16          ers or principals to expand their impact on student  
17          learning;

18          “(10) train or support principals or teacher  
19          leaders, including teacher leaders preparing for prin-  
20          cipal roles;

21          “(11) support, improve, or develop any other  
22          area of school innovation, as determined by the Sec-  
23          retary; and

1           “(12) address the learning needs of Indian, Na-  
2           tive American, Alaska Native, or migrant children in  
3           school.

4           “(f) STANDARDS OF EVIDENCE.—The Secretary shall  
5           set standards for the quality of evidence that an eligible  
6           entity shall provide to demonstrate that the activities the  
7           eligible entity proposes to carry out with grant funds  
8           under this section are likely to succeed in improving stu-  
9           dent outcomes or outcomes on other performance meas-  
10          ures. These standards may include any of the following:

11           “(1) Strong evidence that the activities pro-  
12          posed by the eligible entity will have a statistically  
13          significant effect on student academic achievement,  
14          student growth, graduation rates, or outcomes on  
15          other performance measures.

16           “(2) Moderate evidence that the activities pro-  
17          posed by the eligible entity will improve student aca-  
18          demic achievement, student growth, graduation  
19          rates, or outcomes on other performance measures.

20           “(3) Evidence of promise or a strong theory  
21          that the activities proposed by the eligible entity will  
22          improve student academic achievement, student  
23          growth, graduation rates, or outcomes on other per-  
24          formance measures.

1 **“SEC. 6574. APPLICATIONS.**

2 “(a) APPLICATIONS.—An eligible entity that desires  
3 to receive a grant under section 6573 shall submit an ap-  
4 plication to the Secretary at such time, in such manner,  
5 and containing such information as the Secretary may rea-  
6 sonably require.

7 “(b) CONTENTS.—Each application submitted by an  
8 eligible entity under subsection (a) shall—

9 “(1) describe the project for which the eligible  
10 entity is seeking a grant and how the evidence sup-  
11 porting that project meets the standards of evidence  
12 established by the Secretary under section 6573(f);

13 “(2) describe how the eligible entity will address  
14 at least one of the areas described in section  
15 6575(a)(1);

16 “(3) provide an estimate of the number of stu-  
17 dents that the eligible entity plans to serve under  
18 the proposed project, including the percentage of  
19 those students who are from low-income families,  
20 and the number of students to be served through ad-  
21 ditional expansion after the grant ends;

22 “(4) demonstrate that the eligible entity has es-  
23 tablished one or more partnerships with the private  
24 sector, which may include philanthropic organiza-  
25 tions, and that the partner or partners will provide  
26 matching funds, except that the Secretary may



1 waive, on a case-by-case basis, the matching funds  
2 requirement under this paragraph upon a showing of  
3 exceptional circumstances, such as the difficulty of  
4 raising matching funds for a project to serve a rural  
5 area;

6 “(5) describe the eligible entity’s plan for con-  
7 tinuing the proposed project after the grant funding  
8 under section 6573 ends, including a plan for dis-  
9 semination of best practices and collaboration with  
10 other local educational agencies;

11 “(6) demonstrate that the proposed project has  
12 incorporated input and feedback from educators  
13 working in the area to be served;

14 “(7) if the eligible entity is a local educational  
15 agency—

16 “(A) document the local educational agen-  
17 cy’s record in—

18 “(i) increasing student achievement,  
19 including achievement for each subgroup  
20 described in section 1111(b)(2)(B)(xii); or

21 “(ii) decreasing achievement gaps;  
22 and

23 “(B) demonstrate how the local edu-  
24 cational agency has made significant improve-  
25 ments in other outcomes, as applicable, on the

1 performance measures described in section  
2 6576;

3 “(8) if the eligible entity is a nonprofit organi-  
4 zation—

5 “(A) provide evidence that the nonprofit  
6 organization has helped at least one high-need  
7 school or high-need local educational agency  
8 significantly—

9 “(i) increase student achievement, in-  
10 cluding achievement for each subgroup de-  
11 scribed in section 1111(b)(2)(B)(xii);

12 “(ii) reduce achievement gaps; or

13 “(iii) increase graduation rates; and

14 “(B) describe how the nonprofit organiza-  
15 tion has helped at least 1 school or local edu-  
16 cational agency make a significant improve-  
17 ment, as applicable, in other outcomes on the  
18 performance measures described in section  
19 6576;

20 “(9) if the eligible entity is an educational serv-  
21 ice agency—

22 “(A) provide evidence that the agency has  
23 helped at least one high-need school or high-  
24 need local educational agency significantly—

1                   “(i) increase student achievement, in-  
2                   cluding achievement for each subgroup de-  
3                   scribed in section 1111(b)(2)(B)(xii);

4                   “(ii) reduce achievement gaps; or

5                   “(iii) increase graduation rates; and

6                   “(B) describe how the agency has helped  
7                   at least 1 school or local educational agency  
8                   make a significant improvement, as applicable,  
9                   in other outcomes on the performance measures  
10                  described in section 6576;

11                  “(10) provide a description of the eligible enti-  
12                  ty’s plan for independently evaluating the effective-  
13                  ness of activities carried out with funds under sec-  
14                  tion 6573;

15                  “(11) provide an assurance that the eligible en-  
16                  tity will—

17                         “(A) cooperate with cross-cutting evalua-  
18                         tions;

19                         “(B) make evaluation data available to  
20                         third parties for validation and further study  
21                         consistent with protections established by appli-  
22                         cable Federal, State, and local privacy require-  
23                         ments and other on provisions on the protection  
24                         of personally identifiable information; and

1                   “(C) participate in communities of prac-  
2                   tice; and

3                   “(12) if the eligible entity is a nonprofit organi-  
4                   zation that intends to make subgrants, consistent  
5                   with section 6575(b), provide an assurance that the  
6                   eligible entity will apply paragraphs (1) through  
7                   (10), as appropriate, in the eligible entity’s selection  
8                   of subgrantees and in the oversight of such sub-  
9                   grants.

10                  “(c) CRITERIA FOR EVALUATING APPLICATIONS.—  
11                  The Secretary shall award grants under section 6573 on  
12                  a competitive basis, based on the quality of the applica-  
13                  tions under this section submitted and, consistent with the  
14                  standards established under section 6573(f), each eligible  
15                  entity’s likelihood of achieving success in improving stu-  
16                  dent outcomes or outcomes on other performance meas-  
17                  ures.

18                  **“SEC. 6575. USES OF FUNDS.**

19                  “(a) USES OF FUNDS.—Each eligible entity that re-  
20                  ceives a grant under section 6573—

21                         “(1) shall use the grant funds to address, at a  
22                         minimum, one of the following areas of school inno-  
23                         vations:

24                                 “(A) Improving the effectiveness and dis-  
25                                 tribution of teachers or principals.

1           “(B) Strengthening the use of data to im-  
2           prove teaching and learning.

3           “(C) Providing high-quality instruction  
4           based on rigorous standards that build toward  
5           college and career readiness and measuring stu-  
6           dents’ mastery using high-quality assessments  
7           aligned to those standards.

8           “(D) Turning around the lowest-per-  
9           forming schools.

10          “(E) Supporting the effective use of tech-  
11          nology to improve teaching or principals and  
12          learning, including training teachers or prin-  
13          cipals in the innovative use of technology.

14          “(F) Any other area of school innovation,  
15          as determined by the Secretary;

16          “(2) shall use those funds to develop or expand  
17          strategies to improve the performance of high-need  
18          students on the performance measures described in  
19          section 6576; and

20          “(3) may use the grant funds for an inde-  
21          pendent evaluation, as required by section  
22          6574(b)(9), of the innovative practices carried out  
23          with the grant.

24          “(b) **AUTHORITY TO SUBGRANT.**—In the case of an  
25          eligible entity receiving a grant under section 6573 that

1 is nonprofit organization such eligible entity may use the  
2 grant funds to make subgrants to other entities to provide  
3 support to one or more high-need schools or high-need  
4 local educational agencies. Any entity receiving a subgrant  
5 under this subsection shall comply with the requirements  
6 of this part for eligible entities, as appropriate.

7 **“SEC. 6576. PERFORMANCE MEASURES.**

8 “(a) IN GENERAL.—The Secretary shall establish  
9 performance measures for the projects carried out under  
10 this part. These measures, at a minimum, shall track an  
11 eligible entity’s progress in—

12 “(1) improving outcomes for each subgroup de-  
13 scribed in section 1111(b)(2)(B)(xii) that is served  
14 by the grantee on measures, including, as applicable,  
15 by—

16 “(A) increasing student achievement and  
17 decreasing achievement gaps;

18 “(B) increasing secondary school gradua-  
19 tion rates;

20 “(C) increasing college enrollment rates  
21 and rates of college persistence;

22 “(D) improving teacher and principal ef-  
23 fectiveness or the retention of highly effective  
24 teachers or principals;

25 “(E) improving school readiness; or

1                   “(F) any other indicator as the Secretary  
2                   or grantee may determine; and

3                   “(2) implementing the eligible entity’s project  
4                   in rural schools, as applicable.

5                   “(b) DATA COLLECTION PERIOD.—From the  
6 amounts appropriated under section 6578, the Secretary  
7 may—

8                   “(1) approve, for an eligible entity receiving a  
9                   grant under section 6573, a data collection period of  
10 not more than 72 months beginning after the end of  
11 the eligible entity’s grant period; and

12                   “(2) provide the eligible entity with funding  
13 during such period for the sole purpose of collecting,  
14 analyzing, and reporting performance information  
15 under this subsection on the project carried out dur-  
16 ing the grant period.

17 **“SEC. 6577. ANNUAL REPORT.**

18                   “An eligible entity that receives a grant under section  
19 6573 shall submit to the Secretary, at such time and in  
20 such manner as the Secretary may require, an annual re-  
21 port that includes information on—

22                   “(1) the eligible entity’s progress on the per-  
23 formance measures established under section 6576;  
24 and

25                   “(2) the data supporting such progress.

1 **“SEC. 6578. AUTHORIZATION OF APPROPRIATIONS.**

2 “There are authorized to be appropriated to carry out  
3 this part \$500,000,000 for fiscal year 2016 and such sums  
4 as may be necessary for each of the 5 succeeding fiscal  
5 years.

6 **“SEC. 6579. DEFINITIONS.**

7 “In this part:

8 “(1) ELIGIBLE ENTITY.—The term ‘eligible en-  
9 tity’ means—

10 “(A) a local educational agency;

11 “(B) an educational service agencies; or

12 “(C) a nonprofit organization in partner-  
13 ship with a local educational agency or consor-  
14 tium of schools.

15 “(2) HIGH-NEED LOCAL EDUCATIONAL AGEN-  
16 CY.—The term ‘high-need local educational agency’  
17 means a local educational agency—

18 “(A) that serves not fewer than 10,000  
19 children from families with incomes below the  
20 poverty line;

21 “(B) for which not less than 20 percent of  
22 the children served by the agency are from fam-  
23 ilies with incomes below the poverty line; or

24 “(C) that is in the highest quartile of local  
25 educational agencies in the State, based on stu-  
26 dent poverty.



1           “(3) HIGH-NEED SCHOOL.—The term ‘high-  
2           need school’ means—

3                   “(A) an elementary school or middle school  
4                   in which not less than 50 percent of the en-  
5                   rolled students are children eligible for free or  
6                   reduced price lunch under the Richard B. Rus-  
7                   sell National School Lunch Act (42 U.S.C.  
8                   1751 et seq.);

9                   “(B) a high school in which not less than  
10                   40 percent of the enrolled students are children  
11                   eligible for free or reduced price lunch under  
12                   the Richard B. Russell National School Lunch  
13                   Act (42 U.S.C. 1751 et seq.), which may be cal-  
14                   culated using comparable data from feeder  
15                   schools.

16           “(4) PRINCIPAL.—The term ‘principal’ includes  
17           an assistant principal.

18           “(5) TEACHER.—The term ‘teacher’ includes  
19           teacher leaders.

20           “(6) TEACHER LEADER.—The term ‘teacher  
21           leader’ means a teacher who has demonstrated effec-  
22           tiveness and assumes leadership responsibilities to  
23           work with other teachers to raise student achieve-  
24           ment in multiple classrooms.”.

