

Funding for Education in the American Recovery and Reinvestment Act (ARRA) Enacted February 17, 2009 TEA Draft Document as of March 2, 2009

Source data:

The American Recovery and Reinvestment Act of 2009 (ARRA) (H.R. 1) (P.L. 111-5)
Congressional Record – House

Conference Report to Accompany ARRA (H.R. 1) – H.Rept. 111-16

* Amounts provided by U.S. Department of Education (USDE) as of February 19, 2009.

<http://www.ed.gov/about/overview/budget/statetables/recovery.html>

** Amounts provided by Congressional Research Service (CRS) as of February 13, 2009.

<http://edlabor.house.gov/documents/111/pdf/publications/ARRA-estimatedstateeducationfunding-20090213.pdf>

ARRA: Division A, Title XIV – State Fiscal Stabilization Fund		Estimated Texas Allocations
<p>H.R.1, p.165 §14001(d)</p> <p>H.R.1, p.166 §14002(a)(1)</p> <p>§14002(a)(2)(A)(i)</p>	<p>State Fiscal Stabilization Fund entire amount is available upon enactment of the ARRA. After U.S. Department of Education (USDE) administrative set-asides, the state allocation is based on 61% relative population of individuals ages 5-24 and 39% on the basis of their relative total population.</p> <p><u>State Grants - State Uses of Funds:</u></p> <p>1. For each fiscal year, the Governor shall use 81.8% for the support of elementary, secondary, and post secondary education and, as applicable, early childhood education programs and services.</p> <p>a) First use of funds to restore state support for education to provide the amount of funds through the state's primary elementary and secondary funding formula, that is needed:</p> <ol style="list-style-type: none"> 1) To restore, in each of federal FY 2009 (school year '09-'10), federal FY 2010 (school year '10-'11), and federal FY 2011 (school year '11-'12), the level of state support provided through such formula to the greater of the federal FY 2008 (school year '08-'09) or federal FY 2009 (school year '09-'10) level; and 2) Where applicable, to allow existing state formula increase to support elementary and secondary education for federal FY 2010 (school year '10-'11), and federal FY 2011 (school year '11-'12) to be implemented and allow funding for phasing in state equity and adequacy adjustments if such increases were enacted <p>b) Additional first use of funds is to provide, in each FY 2009 (school year '09-'10), federal FY 2010 (school year '10-'11), and federal FY 2011 (school year '11-'12), the amount of funds to public IHEs in the state that is needed to restore state support to the greater of the FY 2008 (school year '08-'09) or federal FY 2009 (school year '09-'10) level.</p> <p>c) After restoring state support for education, the Governor shall use any funds remaining to provide LEAs with subgrants based on relative shares of funding under Title I, Part A of ESEA for the most recent year for which data are available.</p> <p>2. The Governor shall use 18.2% for public safety and other government services, which may include assistance for elementary and secondary education and public institutions of higher education (IHEs) and for modernization, renovation, or repairs of public school and IHE facilities, consistent with recognized green building rating system.</p>	<p>\$3,973,437,816*</p>
<p>§14002(a)(2)(A)(i)(I)</p> <p>§14002(a)(2)(A)(i)(II)</p> <p>§14002(a)(2)(A)(ii)</p> <p>§14002(a)(3)</p> <p>§14002(b)(1)</p>		

<p>H.R.1, p.167 §14003(a)(b)</p>	<p><u>Uses of Funds by Local Education Agencies (LEAs):</u> LEAs may use funds for any activity authorized by ESEA (i.e., NCLB), IDEA, Adult and Family Literacy, Carl Perkins (Career and Technical Education), or for modernization, renovation, or repair of public school facilities, including modernization, renovation, and repairs that are consistent with a recognized green building rating system. Prohibitions on uses of funds are included.</p>
<p>H.R.1, p.168 §14005</p>	<p><u>State Application:</u> The bill requires that the Governor of the state apply for the funds with specific detailed information, including four assurances.</p>
<p>H.R.1, p.168 §14005(c) – application H.R.1, p.169 §14006</p>	<p><u>State Incentive Grants (\$4,350,000,000 total allocation)</u> The Governor must submit an application. Secretary of Education (Secretary) is authorized to award in FY 2010 (school year '10-'11) Incentive grants to states that have made significant progress in achieving equity in teacher distribution, establishing a longitudinal data system, and enhancing assessment for ELL and students with disabilities. Secretary determines which states receive grants and the amount of those grants based on State Stabilization application and other criteria determined appropriate by the Secretary.</p>
<p>H.R.1, p.170 §14006(c)</p>	<p>Each state receiving a grant shall use at least 50% of a state's grant to provide LEAs with subgrants based on relative shares of Title I, Part A, ESEA.</p>
<p>H.R.1, p.170 §14007(a)(1)(2)</p>	<p><u>Innovation Fund (Up to \$650,000,000 may be reserved for this purpose)</u> Innovation Fund awarded by the Secretary shall consist of academic achievement awards to recognize school districts, or partnerships between nonprofit organization and school districts or one or more schools that have made achievement gains.</p>
<p>§14007(b)</p>	<p>Eligibility for an award includes having significantly closed the achievement gaps; having exceeded the state's annual measurable objectives; having made significant improvement in graduation rates or increased recruitment and placement of "highly qualified" teachers and school leaders; and demonstrating established partnerships with the private sector.</p>
<p>H.R.1, p.171 §14008</p>	<p><u>State Reports</u> For each year of the program, a state receiving State Fiscal Stabilization Funds shall submit a report to the Secretary as determined by the Secretary.</p>
<p>H.R.1, p.172 §14012(d)</p>	<p><u>Maintenance of Effort</u> Upon prior approval from the Secretary, a state or LEA that receives State Fiscal Stabilization Funds may treat any portion of such funds that is used for elementary, secondary or postsecondary education as non-federal funds for the purpose of any requirement to maintain fiscal effort under any other program.</p>

ARRA: Division A, Title VIII – Department of Education		Estimates for Texas Allocations
<p>Education for the Disadvantaged</p> <p>H.R. 1, p.67</p>	<p>Title I, Part A, to be distributed to LEAs for:</p> <ul style="list-style-type: none"> Title I, Targeted Grants Title I, Education Finance Incentive Grants (EFIG) <p>Note: ARRA provides allocations only for the Targeted and EFIG portions. An LEA is eligible for Title I Targeted and EFIG grants if the LEA's number of formula children is at least ten and that number represents five percent or greater of the LEA's population (ages 5-17, inclusive, as documented by the Census Bureau's poverty criteria). Formula children are census low income, foster home, and neglected children. Consequently, approximately 21 LEAs that currently receive Title I, Part A funds will not receive these ARRA Title I, Part A funds. Additionally, 24 LEAs currently do not receive any Title I, Part A funds and will also not receive ARRA Title I, Part A funds.</p> <p>Note: States are expected to use some of the funding provided for early childhood programs and activities (according to the Congressional Record, although H.R. 1 is not specific). Congressional Record – House, H1424</p> <p>Type of Grant to LEAs: Formula</p>	\$944,630,905*
<p>H.R. 1, p.67</p>	<p>Title I, School Improvement Grants (School Improvement Academies)</p> <p>Type of Grant to LEAs: Formula (typically fewer than 300 grantees)</p> <p>Note: States are expected to use some of the funding provided for early childhood programs and activities and states are encouraged to use 40% of their School Improvement allocation for middle and high schools (according to the Congressional Record, although H.R. 1 is not specific). Congressional Record – House, H1424</p> <p><u>State Reporting requirement in Education for the Disadvantaged</u> No later than 12/1/09, LEAs report to the state education agency with a school-by-school listing of per-pupil educational expenditures from state and local sources during the 2008-2009 academic year. States must report to USDE no later than 3/31/10.</p>	\$285,212,000**
<p>H.R. 1, p.67</p>	<p>Title II, Part D – Education Technology</p> <p>Primary goal is to improve academic achievement through the use of technology in public education.</p> <p>Type of Grant to LEAs: Currently, Title II, Part D funds are required by statute to be 50% formula grants and 50% competitive.</p> <p>Eligible local entity means a high-need LEA or an eligible local partnership.</p> <p>Title VII, Subtitle B – McKinney-Vento Homeless Assistance Act.</p> <p>Type of Grant to LEAs: TBD. ARRA allows for formula or competitive (currently, competitive through ESC Region 10.)</p> <p>Timing: Funds must be distributed to states not later than 60 days after the date of the enactment; state shall subgrant the funds to LEA within 120 days after receiving its grant from the Secretary.</p>	\$59,395,748*
<p>School Improvement Program</p> <p>H.R. 1, p.68</p>		\$3,454,000**

<p>Special Education</p>	<p>IDEA, Part B – Grants to States Type of Grant to LEAs: Formula Eligible: All</p>	<p>\$945,636,328*</p>
<p>H.R. 1, pp.68- 69</p>	<p>IDEA, Part B – Preschool Grants Type of Grant to LEAs: Formula Eligible: All</p>	<p>\$24,328,422*</p>
<p>Impact Aid H.R. 1, p.67</p>	<p>USDE will distribute a total allocation of \$100,000,000 in Impact Aid directly to LEAs for construction of schools that educate "federally-connected students or have federally-owned land". (LEAs that are financially burdened by federal jurisdictions, such as military bases and Native American reservations.)</p>	
<p>Innovation and Improvement H.R. 1, p.68</p>	<p>\$200,000,000 - Teacher Incentive Fund (TIF) to develop and implement performance-based teacher and principal incentive programs in high-need schools. Up to 5% may be available for technical assistance, training, peer review of applications, program outreach and evaluation activities. A portion of the funds will also be used for a national evaluation by the Institute of Education Sciences. USDE will administer competitive grants to LEAs, states or partnerships of these with at least one non-profit organization.</p>	
<p>Institute of Education Science H.R. 1, pp.69- 70</p>	<p>\$250,000,000 for Institute of Education Sciences to carry out Section 208 of Educational Technical Assistance Act. May be used for statewide data systems that include postsecondary and workforce information, of which \$5,000,000 may be used for state data coordinators and for awards to public or private organizations or agencies to improve data coordination.</p>	
<p>ARRA: Division B, Title I, Subtitle F – Infrastructure Financing Tools</p>		
<p>Part III – Tax Credit Bonds for Schools</p>	<p>Qualified School Construction Bonds No/low interest bonds for school construction, repair, or rehabilitation or acquisition of land for school facilities. 100% of the available project proceeds must be spent for qualified purposes within 3 years of the date of issuance.</p>	<p>\$594,000,000 (Estimated obligation authority for Texas)</p>
<p>Title XV – Accountability and Transparency</p>		
<p>H.R. 1, p. 173</p>	<ul style="list-style-type: none"> Section 1512: Not later than 10 days after the end of each calendar quarter, each recipient of recovery funds from a federal agency shall submit a report to the USDE that contains a detailed list of all projects or activities funded, including detailed information on subcontracts and subgrants. 	
<p>H.R. 1, p. 179</p>	<ul style="list-style-type: none"> Section 1526: Provides for a public website that will contain detailed information about the expenditure of funds. (www.recovery.gov) 	
<p>Title XVI General Provisions for ARRA</p>		
<p>H.R. 1, pp.188- 190</p>	<ul style="list-style-type: none"> Section 1602: Provides for quick start activities for infrastructure investment funds. Recipients of funds should give preference to activities that can be started and completed with the goal of 	

	<ul style="list-style-type: none">• using at least 50% for activities that can be initiated within 120 days of enactment.• Section 1603: Funds appropriated in this Act shall remain available for obligation until September 30, 2010, unless expressly provided otherwise in this Act.• Section 1607: Not later than 45 days after the enactment of this act the Governor of each state shall certify that the state will request and use funds provided by this Act to the state and its agencies. If funds are not accepted for use by the Governor, then acceptance by the state legislature shall be sufficient to provide funding.	
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