

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—116th Cong., 2d Sess.

S. 4063

To provide that, due to the disruptions caused by COVID–19, applications for impact aid funding for fiscal year 2022 may use certain data submitted in the fiscal year 2021 application.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended
to be proposed by Mrs. MURRAY

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Impact Aid Coronavi-
5 rus Relief Act”.

6 **SEC. 2. IMPACT AID PROGRAM.**

7 Due to the public health emergency relating to
8 COVID–19 and notwithstanding sections 7002(j) and
9 7003(c) of the Elementary and Secondary Education Act
10 of 1965 (20 U.S.C. 7702(j), 7703(c)), a local educational
11 agency desiring to receive a payment under section 7002

1 or 7003 of such Act (20 U.S.C. 7702, 7703) for fiscal
2 year 2022 that also submitted an application for such pay-
3 ment for fiscal year 2021 shall, in the application sub-
4 mitted under section 7005 of such Act (20 U.S.C. 7705)
5 for fiscal year 2022—

6 (1) with respect to a requested payment under
7 section 7002 of such Act—

8 (A) use the data described in section
9 7002(j) of such Act relating to calculating such
10 payment that was submitted by the local edu-
11 cational agency in the application for fiscal year
12 2021; or

13 (B) use the data relating to calculating
14 such payment for the fiscal year required under
15 section 7002(j) of such Act; and

16 (2) with respect to a requested payment under
17 section 7003 of such Act—

18 (A) use the student count data relating to
19 calculating such payment that was submitted by
20 the local educational agency in the application
21 for fiscal year 2021, provided that payments for
22 fiscal year 2022 shall be calculated by the Sec-
23 retary using the expenditures and rates de-
24 scribed in clauses (i), (ii), (iii), and (iv) of sec-

1 tion 7003(b)(1)(C) of such Act that would oth-
2 erwise apply for fiscal year 2022; or

3 (B) use the student count data relating to
4 calculating such payment for the fiscal year re-
5 quired under section 7003(e) of such Act.

6 **SEC. 3. MIGRANT EDUCATION PROGRAM.**

7 Due to the public health emergency relating to
8 COVID–19 and notwithstanding subsections (a)(1) and
9 (f)(1) of section 1303 of the Elementary and Secondary
10 Education Act of 1965 (20 U.S.C. 6393), for the purposes
11 of making determinations under subsections (a)(1) and (f)
12 of such section 1303 for fiscal year 2021 and all subse-
13 quent fiscal years for which school year 2019–2020 data
14 would be used in the calculations under section 1303(a)(1)
15 of such Act, the Secretary of Education shall use school
16 year 2018–2019 data or school year 2019–2020 data,
17 whichever data are greater, wherever school year 2019–
18 2020 data would otherwise be required.