

section in amounts determined appropriate by the Secretary that shall be used for dissemination activities within the eligible school district or nationally.

**(4) Definition of eligible school**

In this subsection, the term “eligible school” means a public middle school or secondary school, including a charter school, that has implemented comprehensive reforms that have been effective in lowering school dropout rates for all students—

(A) in that secondary school or charter school; or

(B) in the case of a middle school, in the secondary school that the middle school feeds students into.

**(c) Capacity building**

**(1) In general**

The Secretary, through a contract with one or more non-Federal entities, may conduct a capacity building and design initiative in order to increase the types of proven strategies for school dropout prevention and reentry that address the needs of an entire school population rather than a subset of students.

**(2) Number and duration**

**(A) Number**

The Secretary may award not more than five contracts under this subsection.

**(B) Duration**

The Secretary may award a contract under this subsection for a period of not more than 5 years.

**(d) Support for existing reform networks**

**(1) In general**

The Secretary may provide appropriate support to eligible entities to enable the eligible entities to provide training, materials, development, and staff assistance to schools assisted under this part.

**(2) Definition of eligible entity**

In this subsection, the term “eligible entity” means an entity that, prior to January 8, 2002—

(A) provided training, technical assistance, and materials related to school dropout prevention or reentry to 100 or more elementary schools or secondary schools; and

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

(Pub. L. 89-10, title I, §1811, as added Pub. L. 107-110, title I, §101, Jan. 8, 2002, 115 Stat. 1610.)

SUBPART 2—SCHOOL DROPOUT PREVENTION  
INITIATIVE

**§ 6561. Definitions**

In this subpart:

**(1) Low-income student**

The term “low-income student” means a student who is determined by a local educational agency to be from a low-income family using the measures described in section 6313(c) of this title.

**(2) State**

The term “State” means each of the several States of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, American Samoa, the Commonwealth of the Northern Mariana Islands, and the Bureau of Indian Affairs for purposes of serving schools funded by the Bureau.

(Pub. L. 89-10, title I, §1821, as added Pub. L. 107-110, title I, §101, Jan. 8, 2002, 115 Stat. 1612.)

**§ 6561a. Program authorized**

**(a) Grants to State educational agencies and local educational agencies**

**(1) Amount less than \$75,000,000**

**(A) In general**

If the amount appropriated under section 6553 of this title for a fiscal year equals or is less than \$75,000,000, then the Secretary shall use such amount to award grants, on a competitive basis, to—

(i) State educational agencies to support activities—

(I) in schools that—

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

(bb) have annual school dropout rates that are above the State average annual school dropout rate; or

(II) in the middle schools that feed students into the schools described in subclause (I); or

(ii) local educational agencies that operate—

(I) schools that—

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

(bb) have annual school dropout rates that are above the State average annual school dropout rate; or

(II) middle schools that feed students into the schools described in subclause (I).

**(B) Use of grant funds**

Grant funds awarded under this paragraph shall be used to fund effective, sustainable, and coordinated school dropout prevention and reentry programs that may include the activities described in subsection (b)(2) of this section, in—

(i) schools serving students in grades 6 through 12 that have annual school dropout rates that are above the State average annual school dropout rate; or

(ii) the middle schools that feed students into the schools described in clause (i).

**(2) Amount less than \$250,000,000 but more than \$75,000,000**

If the amount appropriated under section 6553 of this title for a fiscal year is less than \$250,000,000 but more than \$75,000,000, then the Secretary shall use such amount to award grants, on a competitive basis, to State educational agencies to enable the State educational agencies to award subgrants under subsection (b) of this section.

**(3) Amount equal to or exceeds \$250,000,000**

If the amount appropriated under section 6553 of this title for a fiscal year equals or exceeds \$250,000,000, then the Secretary shall use such amount to award a grant to each State educational agency in an amount that bears the same relation to such appropriated amount as the amount the State educational agency received under part A of this subchapter for the preceding fiscal year bears to the amount received by all State educational agencies under such part for the preceding fiscal year, to enable the State educational agency to award subgrants under subsection (b) of this section.

**(b) Subgrants to local educational agencies****(1) In general**

From amounts made available to a State educational agency under paragraph (2) or (3) of subsection (a) of this section, the State educational agency shall award subgrants, on a competitive basis, to local educational agencies that operate public schools that serve students in grades 6 through 12 and that have annual school dropout rates that are above the State average annual school dropout rate, to enable those schools, or the middle schools that feed students into those schools, to implement effective, sustainable, and coordinated school dropout prevention and reentry programs that involve activities such as—

- (A) professional development;
- (B) obtaining curricular materials;
- (C) release time for professional staff to obtain professional development;
- (D) planning and research;
- (E) remedial education;
- (F) reduction in pupil-to-teacher ratios;
- (G) efforts to meet State student academic achievement standards;
- (H) counseling and mentoring for at-risk students;
- (I) implementing comprehensive school reform models, such as creating smaller learning communities; and
- (J) school reentry activities.

**(2) Amount**

Subject to paragraph (3), a subgrant under this subpart shall be awarded—

- (A) in the first year that a local educational agency receives a subgrant payment under this subpart, in an amount that is based on factors such as—
  - (i) the size of schools operated by the local educational agency;
  - (ii) costs of the model or set of prevention and reentry strategies being implemented; and
  - (iii) local cost factors such as poverty rates;
- (B) in the second year, in an amount that is not less than 75 percent of the amount the local educational agency received under this subpart in the first such year;
- (C) in the third year, in an amount that is not less than 50 percent of the amount the local educational agency received under this subpart in the first such year; and
- (D) in each succeeding year, in an amount that is not less than 30 percent of the

amount the local educational agency received under this subpart in the first year.

**(3) Duration**

A subgrant under this subpart shall be awarded for a period of 3 years, and may be continued for a period of 2 additional years if the State educational agency determines, based on the annual reports described in section 6561i(a) of this title, that significant progress has been made in lowering the annual school dropout rate for secondary schools participating in the program assisted under this subpart.

(Pub. L. 89–10, title I, §1822, as added Pub. L. 107–110, title I, §101, Jan. 8, 2002, 115 Stat. 1612.)

**§ 6561b. Applications****(a) In general**

To receive—

(1) a grant under this subpart, a State educational agency or local educational agency shall submit an application and plan to the Secretary at such time, in such manner, and accompanied by such information as the Secretary may reasonably require; and

(2) a subgrant under this subpart, a local educational agency shall submit an application and plan to the State educational agency at such time, in such manner, and accompanied by such information as the State educational agency may reasonably require.

**(b) Contents****(1) State educational agency and local educational agency**

Each application and plan submitted under subsection (a) of this section shall—

(A) include an outline—

(i) of the State educational agency's or local educational agency's strategy for reducing the State educational agency or local educational agency's annual school dropout rate;

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

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

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

(C) describe the instructional strategies to be implemented, how the strategies will serve all students, and the effectiveness of the strategies;

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

(E) contain evidence of coordination with existing resources;

(F) provide an assurance that funds provided under this subpart will supplement, and not supplant, other State and local funds available for school dropout prevention and reentry programs; and

(G) describe how the activities to be assisted conform with research knowledge