

(B) may include another local educational agency, a public charter school, an elementary school or secondary school, an educational service agency, a nonprofit educational organization, another institution of higher education, a school of arts and sciences within such an institution, the division of such an institution that prepares teachers and principals, a nonprofit cultural organization, an entity carrying out a pre-kindergarten program, a teacher organization, a principal organization, or a business.

(2) Low-performing school

The term “low-performing school” means an elementary school or secondary school that is identified under section 6316 of this title.

(Pub. L. 89-10, title II, §2131, as added Pub. L. 107-110, title II, §201, Jan. 8, 2002, 115 Stat. 1633.)

§ 6632. Subgrants

(a) In general

The State agency for higher education for a State that receives a grant under section 6611 of this title, working in conjunction with the State educational agency (if such agencies are separate), shall use the funds reserved under section 6613(a)(2) of this title to make subgrants, on a competitive basis, to eligible partnerships to enable such partnerships to carry out the activities described in section 6634 of this title.

(b) Distribution

The State agency for higher education shall ensure that—

- (1) such subgrants are equitably distributed by geographic area within a State; or
- (2) eligible partnerships in all geographic areas within the State are served through the subgrants.

(c) Special rule

No single participant in an eligible partnership may use more than 50 percent of the funds made available to the partnership under this section.

(Pub. L. 89-10, title II, §2132, as added Pub. L. 107-110, title II, §201, Jan. 8, 2002, 115 Stat. 1633.)

§ 6633. Applications

To be eligible to receive a subgrant under this subpart, an eligible partnership shall submit an application to the State agency for higher education at such time, in such manner, and containing such information as the agency may require.

(Pub. L. 89-10, title II, §2133, as added Pub. L. 107-110, title II, §201, Jan. 8, 2002, 115 Stat. 1633.)

§ 6634. Use of funds

(a) In general

An eligible partnership that receives a subgrant under section 6632 of this title shall use the subgrant funds for—

- (1) professional development activities in core academic subjects to ensure that—
 - (A) teachers and highly qualified paraprofessionals, and, if appropriate, principals have subject matter knowledge in the aca-

demically subjects that the teachers teach, including the use of computer related technology to enhance student learning; and

(B) principals have the instructional leadership skills that will help such principals work most effectively with teachers to help students master core academic subjects; and

(2) developing and providing assistance to local educational agencies and individuals who are teachers, highly qualified paraprofessionals, or principals of schools served by such agencies, for sustained, high-quality professional development activities that—

(A) ensure that the individuals are able to use challenging State academic content standards and student academic achievement standards, and State assessments, to improve instructional practices and improve student academic achievement;

(B) may include intensive programs designed to prepare such individuals who will return to a school to provide instruction related to the professional development described in subparagraph (A) to other such individuals within such school; and

(C) may include activities of partnerships between one or more local educational agencies, one or more schools served by such local educational agencies, and one or more institutions of higher education for the purpose of improving teaching and learning at low-performing schools.

(b) Coordination

An eligible partnership that receives a subgrant to carry out this subpart and a grant under section 1023¹ of this title shall coordinate the activities carried out under this subpart and the activities carried out under that section 1023 of this title.

(Pub. L. 89-10, title II, §2134, as added Pub. L. 107-110, title II, §201, Jan. 8, 2002, 115 Stat. 1633.)

REFERENCES IN TEXT

Section 1023 of this title, referred to in subsec. (b), was in the original a reference to section 203 of the Higher Education Act of 1965, Pub. L. 89-329. Section 203 of Pub. L. 89-329 was repealed by Pub. L. 110-315, title II, §201(2), Aug. 14, 2008, 122 Stat. 3133. Pub. L. 110-315 enacted a new section 203 of Pub. L. 89-329, which relates to administrative provisions, and is classified to section 1022b of this title.

SUBPART 4—ACCOUNTABILITY

§ 6641. Technical assistance and accountability

(a) Improvement plan

After the second year of the plan described in section 6319(a)(2) of this title, if a State educational agency determines, based on the reports described in section 6319(b)(1) of this title, that a local educational agency in the State has failed to make progress toward meeting the annual measurable objectives described in section 6319(a)(2) of this title, for 2 consecutive years, such local educational agency shall develop an improvement plan that will enable the agency to meet such annual measurable objectives and that specifically addresses issues that prevented

¹ See References in Text note below.