

grants on a competitive basis, for a period of not more than 5 years, to institutions of higher education (in consortia with State educational agencies or local educational agencies) to provide for professional development activities that will improve classroom instruction for limited English proficient children and assist educational personnel working with such children to meet high professional standards, including standards for certification and licensure as teachers who work in language instruction educational programs or serve limited English proficient children. Grants awarded under this subsection may be used—

(1) for preservice professional development programs that will assist local schools and institutions of higher education to upgrade the qualifications and skills of educational personnel who are not certified or licensed, especially educational paraprofessionals;

(2) for the development of curricula appropriate to the needs of the consortia participants involved; and

(3) in conjunction with other Federal need-based student financial assistance programs, for financial assistance, and costs related to tuition, fees, and books for enrolling in courses required to complete the degree involved, to meet certification or licensing requirements for teachers who work in language instruction educational programs or serve limited English proficient children.

(Pub. L. 89-10, title III, §3131, as added Pub. L. 107-110, title III, §301, Jan. 8, 2002, 115 Stat. 1706.)

PRIOR PROVISIONS

A prior section 6861, Pub. L. 89-10, title III, §3141, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3649, related to regional technical support and professional development, prior to the general amendment of this subchapter by Pub. L. 107-110.

A prior section 3131 of Pub. L. 89-10 was classified to section 6841 of this title, prior to the general amendment of this subchapter by Pub. L. 107-110.

SUBPART 4—DEFINITIONS

§ 6871. Eligible entity

In this part, the term “eligible entity” means—

(1) one or more local educational agencies; or

(2) one or more local educational agencies, in collaboration with an institution of higher education, community-based organization, or State educational agency.

(Pub. L. 89-10, title III, §3141, as added Pub. L. 107-110, title III, §301, Jan. 8, 2002, 115 Stat. 1706.)

PRIOR PROVISIONS

A prior section 6871, Pub. L. 89-10, title III, §3151, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3652, related to educational technology product development, prior to the general amendment of this subchapter by Pub. L. 107-110.

A prior section 3141 of Pub. L. 89-10 was classified to section 6861 of this title, prior to the general amendment of this subchapter by Pub. L. 107-110.

PART B—IMPROVING LANGUAGE INSTRUCTION EDUCATIONAL PROGRAMS

§ 6891. Short title

This part may be cited as the “Improving Language Instruction Educational Programs For Academic Achievement Act”.

(Pub. L. 89-10, title III, §3201, as added Pub. L. 107-110, title III, §301, Jan. 8, 2002, 115 Stat. 1706.)

PRIOR PROVISIONS

A prior section 6891, Pub. L. 89-10, title III, §3201, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3654, set out short title of the Star Schools Act, prior to the general amendment of this subchapter by Pub. L. 107-110. See section 7255 of this title.

§ 6892. Purpose

The purpose of this part is to help ensure that limited English proficient children master English and meet the same rigorous standards for academic achievement as all children are expected to meet, including meeting challenging State academic content and student academic achievement standards by—

(1) promoting systemic improvement and reform of, and developing accountability systems for, educational programs serving limited English proficient children;

(2) developing language skills and multicultural understanding;

(3) developing the English proficiency of limited English proficient children and, to the extent possible, the native language skills of such children;

(4) providing similar assistance to Native Americans with certain modifications relative to the unique status of Native American languages under Federal law;

(5) developing data collection and dissemination, research, materials, and technical assistance that are focused on school improvement for limited English proficient children; and

(6) developing programs that strengthen and improve the professional training of educational personnel who work with limited English proficient children.

(Pub. L. 89-10, title III, §3202, as added Pub. L. 107-110, title III, §301, Jan. 8, 2002, 115 Stat. 1707.)

PRIOR PROVISIONS

A prior section 6892, Pub. L. 89-10, title III, §3202, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3654, set forth findings relating to the Star Schools Program, prior to the general amendment of this subchapter by Pub. L. 107-110.

§ 6893. Native American children in school

(a) Eligible entities

For the purpose of carrying out programs under this part for individuals served by elementary schools, secondary schools, and postsecondary schools operated predominately for Native American (including Alaska Native) children and youth, an Indian tribe, a tribally sanctioned educational authority, a Native Hawaiian or Native American Pacific Islander native language education organization, or an elementary school or secondary school that is operated or funded by the Bureau of Indian Affairs shall be considered to be a local educational agency.

(b) Application

Notwithstanding any other provision of this part, each tribe, authority, organization, or school described in subsection (a) of this section shall submit any application for assistance under this part directly to the Secretary along with timely comments on the need for the program proposed in the application.

(Pub. L. 89-10, title III, §3203, as added Pub. L. 107-110, title III, §301, Jan. 8, 2002, 115 Stat. 1707.)

PRIOR PROVISIONS

A prior section 6893, Pub. L. 89-10, title III, §3203, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3655, set forth purpose of the Star Schools Program, prior to the general amendment of this subchapter by Pub. L. 107-110. See section 7255a of this title.

§ 6894. Residents of the territories and freely associated states

For the purpose of carrying out programs under this part in the outlying areas, the term “local educational agency” includes public institutions or agencies whose mission is the preservation and maintenance of native languages.

(Pub. L. 89-10, title III, §3204, as added Pub. L. 107-110, title III, §301, Jan. 8, 2002, 115 Stat. 1707.)

PRIOR PROVISIONS

A prior section 6894, Pub. L. 89-10, title III, §3204, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3655, authorized grants, prior to the general amendment of this subchapter by Pub. L. 107-110. See section 7255b of this title.

Prior sections 6895 to 6900 were omitted in the general amendment of this subchapter by Pub. L. 107-110.

Section 6895, Pub. L. 89-10, title III, §3205, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3656, related to eligible entities.

Section 6896, Pub. L. 89-10, title III, §3206, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3657, related to applications for grants. See section 7255c of this title.

Section 6897, Pub. L. 89-10, title III, §3207, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3660, related to leadership and evaluation activities.

Section 6898, Pub. L. 89-10, title III, §3208, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3661, defined terms. See section 7255f of this title.

Section 6899, Pub. L. 89-10, title III, §3209, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3661, set forth administrative provisions. See section 7255e of this title.

Section 6900, Pub. L. 89-10, title III, §3210, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3661, related to other assistance. See section 7255d of this title.

SUBPART 1—PROGRAM DEVELOPMENT AND ENHANCEMENT**§ 6911. Financial assistance for language instruction educational programs**

The purpose of this subpart is to assist local educational agencies, institutions of higher education, and community-based organizations, through the grants authorized under sections 6912 and 6913 of this title—

(1) to develop and enhance their capacity to provide high-quality instruction through language instruction educational programs or special alternative instruction programs to limited English proficient children; and

(2) to help such children—

(A) develop English proficiency and, to the extent possible, proficiency in their native language; and

(B) meet the same challenging State academic content and student academic achievement standards as all children are expected to meet under section 6311(b)(1) of this title.

(Pub. L. 89-10, title III, §3211, as added Pub. L. 107-110, title III, §301, Jan. 8, 2002, 115 Stat. 1707.)

§ 6912. Program enhancement activities**(a) Program authorized****(1) Authority****(A) In general**

The Secretary is authorized to award grants to eligible entities having applications approved under section 6914 of this title to enable such entities to provide innovative, locally designed, high-quality instruction to limited English proficient children, by expanding, developing, or strengthening language instruction educational programs or special alternative instruction programs.

(B) Period

Each grant awarded under this section shall be awarded for a period of 3 years.

(2) Authorized activities**(A) Mandatory activities**

Grants awarded under this section shall be used for—

(i) developing, implementing, expanding, or enhancing comprehensive preschool, elementary, or secondary education programs for limited English proficient children, that are—

(I) aligned with State and local academic content and student academic achievement standards, and local school reform efforts; and

(II) coordinated with related academic services for children;

(ii) providing high-quality professional development to classroom teachers, administrators, and other school or community-based organization personnel to improve the instruction and assessment of limited English proficient children; and

(iii) annually assessing the English proficiency of all limited English proficient children served by activities carried out under this section.

(B) Permissible activities

Grants awarded under this section may be used for—

(i) implementing programs to upgrade the reading and other academic skills of limited English proficient children;

(ii) developing accountability systems to monitor the academic progress of limited English proficient and formerly limited English proficient children;

(iii) implementing family education programs and parent outreach and training