

**§ 7217b. Federal administration****(a) Technical assistance**

The Secretary, upon request, shall provide technical assistance to State educational agencies and local educational agencies under this part.

**(b) Rulemaking**

The Secretary shall issue regulations under this part only to the extent that such regulations are necessary to ensure that there is compliance with the specific requirements and assurances required by this part.

**(c) Availability of appropriations**

Notwithstanding any other provision of law, unless expressly in limitation of this subsection, funds appropriated in any fiscal year to carry out programs under this part shall become available for obligation on July 1 of such fiscal year and shall remain available for obligation until the end of the subsequent fiscal year.

(Pub. L. 89-10, title V, §5143, as added Pub. L. 107-110, title V, §501, Jan. 8, 2002, 115 Stat. 1787.)

## PRIOR PROVISIONS

A prior section 5143 of Pub. L. 89-10 was classified to section 3223 of this title, prior to the general amendment of Pub. L. 89-10 by Pub. L. 103-382.

**§ 7217c. Supplement, not supplant**

Funds made available under this part shall be used to supplement, and not supplant, any other Federal, State, or local education funds.

(Pub. L. 89-10, title V, §5144, as added Pub. L. 107-110, title V, §501, Jan. 8, 2002, 115 Stat. 1788.)

## PRIOR PROVISIONS

A prior section 5144 of Pub. L. 89-10 was classified to section 3224 of this title, prior to the general amendment of Pub. L. 89-10 by Pub. L. 103-382.

**§ 7217d. Definitions**

In this part:

**(1) Local educational agency**

The term “local educational agency” means a local educational agency or a consortium of such agencies.

**(2) Public school**

The term “public school” means a public elementary school or a public secondary school.

**(3) School-age population**

The term “school-age population” means the population aged 5 through 17.

**(4) State**

The term “State” means each of the 50 States, the District of Columbia, and the Commonwealth of Puerto Rico.

(Pub. L. 89-10, title V, §5145, as added Pub. L. 107-110, title V, §501, Jan. 8, 2002, 115 Stat. 1788.)

## PRIOR PROVISIONS

A prior section 5145 of Pub. L. 89-10 was classified to section 3224a of this title, prior to the general amendment of Pub. L. 89-10 by Pub. L. 103-382.

**§ 7217e. Authorization of appropriations**

There are authorized to be appropriated to carry out this part—

- (1) \$450,000,000 for fiscal year 2002;
- (2) \$475,000,000 for fiscal year 2003;
- (3) \$500,000,000 for fiscal year 2004;
- (4) \$525,000,000 for fiscal year 2005;
- (5) \$550,000,000 for fiscal year 2006; and
- (6) \$600,000,000 for fiscal year 2007.

(Pub. L. 89-10, title V, §5146, as added Pub. L. 107-110, title V, §501, Jan. 8, 2002, 115 Stat. 1788.)

## PRIOR PROVISIONS

A prior section 5146 of Pub. L. 89-10 was classified to section 3224b of this title, prior to the general amendment of Pub. L. 89-10 by Pub. L. 103-382.

## PART B—PUBLIC CHARTER SCHOOLS

## SUBPART 1—CHARTER SCHOOL PROGRAMS

**§ 7221. Purpose**

It is the purpose of this subpart to increase national understanding of the charter schools model by—

- (1) providing financial assistance for the planning, program design, and initial implementation of charter schools;
- (2) evaluating the effects of such schools, including the effects on students, student academic achievement, staff, and parents;
- (3) expanding the number of high-quality charter schools available to students across the Nation; and
- (4) encouraging the States to provide support to charter schools for facilities financing in an amount more nearly commensurate to the amount the States have typically provided for traditional public schools.

(Pub. L. 89-10, title V, §5201, as added Pub. L. 107-110, title V, §501, Jan. 8, 2002, 115 Stat. 1788.)

## PRIOR PROVISIONS

A prior section 5201 of Pub. L. 89-10 was classified to section 7231 of this title, prior to the general amendment of this subchapter by Pub. L. 107-110.

**§ 7221a. Program authorized****(a) In general**

The Secretary may award grants to State educational agencies having applications approved pursuant to section 7221b of this title to enable such agencies to conduct a charter school grant program in accordance with this subpart.

**(b) Special rule**

If a State educational agency elects not to participate in the program authorized by this subpart or does not have an application approved under section 7221b of this title, the Secretary may award a grant to an eligible applicant that serves such State and has an application approved pursuant to section 7221b(c) of this title.

**(c) Program periods****(1) Grants to States**

Grants awarded to State educational agencies under this subpart shall be for a period of not more than 3 years.

**(2) Grants to eligible applicants**

Grants awarded by the Secretary to eligible applicants or subgrants awarded by State edu-