

cation assistance, prior to the general amendment of this subchapter by Pub. L. 107-110. See section 6763 of this title.

A prior section 3123 of Pub. L. 89-10 was classified to section 6833 of this title, prior to the general amendment of this subchapter by Pub. L. 107-110.

§ 6844. Coordination with related programs

In order to maximize Federal efforts aimed at serving the educational needs of children of limited English proficiency, the Secretary shall coordinate and ensure close cooperation with other entities carrying out programs serving language-minority and limited English proficient children that are administered by the Department and other agencies.

(Pub. L. 89-10, title III, §3124, as added Pub. L. 107-110, title III, §301, Jan. 8, 2002, 115 Stat. 1705.)

PRIOR PROVISIONS

A prior section 6844, Pub. L. 89-10, title III, §3134, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3646, related to local uses of funds, prior to the general amendment of this subchapter by Pub. L. 107-110. See section 6766 of this title.

§ 6845. Rules of construction

Nothing in this part shall be construed—

(1) to prohibit a local educational agency from serving limited English proficient children simultaneously with children with similar educational needs, in the same educational settings where appropriate;

(2) to require a State or a local educational agency to establish, continue, or eliminate any particular type of instructional program for limited English proficient children; or

(3) to limit the preservation or use of Native American languages.

(Pub. L. 89-10, title III, §3125, as added Pub. L. 107-110, title III, §301, Jan. 8, 2002, 115 Stat. 1705.)

PRIOR PROVISIONS

A prior section 6845, Pub. L. 89-10, title III, §3135, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3647, related to local applications for technology education assistance, prior to the general amendment of this subchapter by Pub. L. 107-110. See section 6764 of this title.

§ 6846. Legal authority under State law

Nothing in this part shall be construed to negate or supersede State law, or the legal authority under State law of any State agency, State entity, or State public official, over programs that are under the jurisdiction of the State agency, entity, or official.

(Pub. L. 89-10, title III, §3126, as added Pub. L. 107-110, title III, §301, Jan. 8, 2002, 115 Stat. 1705.)

PRIOR PROVISIONS

A prior section 6846, Pub. L. 89-10, title III, §3136, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3648, related to national challenge grants for technology in education, prior to the general amendment of this subchapter by Pub. L. 107-110.

§ 6847. Civil rights

Nothing in this part shall be construed in a manner inconsistent with any Federal law guaranteeing a civil right.

(Pub. L. 89-10, title III, §3127, as added Pub. L. 107-110, title III, §301, Jan. 8, 2002, 115 Stat. 1705.)

PRIOR PROVISIONS

A prior section 6847, Pub. L. 89-10, title III, §3137, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3649, related to Federal administration of programs, prior to the general amendment of this subchapter by Pub. L. 107-110.

§ 6848. Programs for Native Americans and Puerto Rico

Notwithstanding any other provision of this part, programs authorized under this part that serve Native American (including Native American Pacific Islander) children and children in the Commonwealth of Puerto Rico may include programs of instruction, teacher training, curriculum development, evaluation, and assessment designed for Native American children learning and studying Native American languages and children of limited Spanish proficiency, except that an outcome of programs serving such children shall be increased English proficiency among such children.

(Pub. L. 89-10, title III, §3128, as added Pub. L. 107-110, title III, §301, Jan. 8, 2002, 115 Stat. 1705.)

§ 6849. Prohibition

In carrying out this part, the Secretary shall neither mandate nor preclude the use of a particular curricular or pedagogical approach to educating limited English proficient children.

(Pub. L. 89-10, title III, §3129, as added Pub. L. 107-110, title III, §301, Jan. 8, 2002, 115 Stat. 1706.)

SUBPART 3—NATIONAL ACTIVITIES

§ 6861. National professional development project

The Secretary shall use funds made available under section 6821(c)(1)(C) of this title to award 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 re-