

103^D CONGRESS
1ST SESSION

S. 884

IN THE HOUSE OF REPRESENTATIVES

MAY 5, 1993

Referred to the Committee on Education and Labor

AN ACT

To make technical amendments to the Higher Education Act of 1965 and the Carl D. Perkins Vocational and Applied Technology Act.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. COOPERATIVE EDUCATION.**

2 (a) RESERVATION FOR CONTINUATION AWARDS.—
3 The matter preceding paragraph (1) of section 802(b) of
4 the Higher Education Act of 1965 (20 U.S.C.
5 1133a(b)(1)) is amended to read as follows:

6 “(b) RESERVATIONS.—From the amounts appro-
7 priated pursuant to the authority of subsection (a) for fis-
8 cal year 1993 the Secretary shall reserve such sums as
9 are necessary to make grant awards in accordance with
10 section 803(a)(6) for such year. From the amounts appro-
11 priated pursuant to the authority of subsection (a) and
12 not reserved pursuant to the preceding sentence in each
13 fiscal year—”.

14 (b) CLARIFICATION REGARDING SUBSEQUENT PAR-
15 TICIPATION OF CERTAIN GRANT RECIPIENTS.—Section
16 803 of the Higher Education Act of 1965 (20 U.S.C.
17 1133b) is amended—

18 (1) in subparagraph (A) of subsection (a)(1),
19 by striking “that have not received a grant under
20 this paragraph in the 10-year period preceding the
21 date for which a grant under this section is re-
22 quested”;

23 (2) in the heading of subsection (c), by insert-
24 ing “; SUBSEQUENT PARTICIPATION RULE” after
25 “SHARE”; and

26 (3) in subsection (c)—

1 (A) in the matter preceding subparagraph
2 (A) of paragraph (1), by striking “No” and in-
3 serting “Except as provided in paragraph (4),
4 no”;

5 (B) in subparagraph (A), by inserting “,
6 except that any grant awarded pursuant to sec-
7 tion 802 of the Higher Education Act of 1965
8 (as such Act was in effect on July 22, 1992)
9 shall be included in the calculation of the 5 fis-
10 cal year period described in this subparagraph”
11 before the semicolon; and

12 (C) by adding at the end the following new
13 paragraph:

14 “(4) SUBSEQUENT PARTICIPATION RULE.—An
15 institution of higher education or a combination of
16 such institutions shall be eligible to receive a grant
17 under subsection (a)(1)(A) after the expiration of
18 the 10 fiscal year period following the final fiscal
19 year in which such institution or combination re-
20 ceives grant funds in accordance with subparagraph
21 (A) or (B) of paragraph (1).”.

22 (c) PRIORITY.—Subsection (a) of section 803 of the
23 Higher Education Act of 1965 (20 U.S.C. 1135b) is fur-
24 ther amended by adding at the end the following new para-
25 graph:

1 “(6) PRIORITY.—In awarding grants under
2 paragraph (1)(A) in any fiscal year the Secretary
3 shall give priority to institutions of higher education
4 or combinations of such institutions that have re-
5 ceived grant funds in the preceding fiscal year pur-
6 suant to a multiyear grant award under paragraph
7 (1)(A) or section 802 of the Higher Education Act
8 of 1965 (as such section was in effect on July 22,
9 1992).”.

10 (d) FEDERAL SHARE.—Subsection (c) of section 803
11 of the Higher Education Act of 1965 (20 U.S.C.
12 1133b(c)) is further amended—

13 (1) in the matter preceding subparagraph (A)
14 of paragraph (2), by striking “The” and inserting
15 “Except as provided in paragraph (3), the”; and

16 (2) by amending paragraph (3) to read as fol-
17 lows:

18 “(3) SPECIAL RULE.—The Secretary shall not
19 waive the provisions of this subsection, except that
20 if an institution of higher education or combination
21 of such institutions received grant funds under sec-
22 tion 802 of the Higher Education Act of 1965 (as
23 such section was in effect on July 22, 1992) pursu-
24 ant to a multiyear grant award and such institution
25 or combination is eligible to receive grant funds

1 under this section, then the Secretary shall waive the
2 Federal share provisions set forth in paragraph (2)
3 for such institution or combination and shall apply
4 the Federal share provisions set forth in section
5 802(c)(2) of the Higher Education Act of 1965 (as
6 such section was in effect on July 22, 1992) to such
7 institution or combination for the duration of such
8 multiyear grant award.”.

9 (e) AVAILABILITY OF APPROPRIATIONS.—Subsection
10 (c) of section 802 of the Higher Education Act of 1965
11 (20 U.S.C. 1133a(c)) is amended to read as follows:

12 “(c) AVAILABILITY OF APPROPRIATIONS.—

13 “(1) LIMITATION REGARDING COMPENSATION
14 OF STUDENTS.—Appropriations under this title shall
15 not be available for the payment of compensation of
16 students for employment by employers under ar-
17 rangements pursuant to this title.

18 “(2) SPECIAL RULE.—Funds appropriated pur-
19 suant to the authority of subsection (a) for fiscal
20 year 1993 shall remain available for obligation until
21 September 30, 1994.”.

22 **SEC. 2. GRADUATE PROGRAMS.**

23 Notwithstanding any other provision of law, if an in-
24 dividual received multiyear fellowship assistance under
25 part B, C, or D of title IX of the Higher Education Act

1 of 1965 in fiscal year 1992, then the Secretary of Edu-
 2 cation shall apply the provisions of such parts (as such
 3 parts were in effect on July 22, 1992) for the remainder
 4 of the duration of such multiyear fellowship assistance.

5 **SEC. 3. PACIFIC REGIONAL EDUCATIONAL LABORATORY.**

6 The matter preceding paragraph (1) of section
 7 101A(b) of the Carl D. Perkins Vocational and Applied
 8 Technology Education Act (20 U.S.C. 2311a(b)) is
 9 amended—

10 (1) by striking “Center for the Advancement of
 11 Pacific Education, Honolulu, Hawaii, or its succes-
 12 sor entity as the Pacific regional educational labora-
 13 tory” and inserting “Pacific Regional Educational
 14 Laboratory, Honolulu, Hawaii”; and

15 (2) by inserting “or provide direct services re-
 16 garding” after “grants for”.

17 **SEC. 4. DISTRIBUTION OF FUNDS TO POSTSECONDARY AND**
 18 **ADULT PROGRAMS.**

19 Section 232 of the Carl D. Perkins Vocational and
 20 Applied Technology Education Act (20 U.S.C. 2341a) is
 21 amended—

22 (1) in subsection (a)—

23 (A) in the first sentence, by inserting “or
 24 consortia thereof” before “within”; and

25 (B) in the second sentence—

1 (i) by inserting “or consortium” be-
2 fore “shall”; and

3 (ii) by inserting “or consortium” be-
4 fore “in the preceding”;

5 (2) in subsection (b)—

6 (A) in paragraph (1), by inserting “or con-
7 sortia” after “institutions”; and

8 (B) in the matter preceding subparagraph
9 (A) of paragraph (2), by inserting “or consor-
10 tia” after “institutions”; and

11 (3) in subsection (c)—

12 (A) in paragraph (1), by inserting “or con-
13 sortium” after “institution”; and

14 (B) in paragraph (2), by inserting “or con-
15 sortia” after “institutions”.

16 **SEC. 5. NATIONAL BOARD FOR PROFESSIONAL TEACHING**
17 **STANDARDS.**

18 Section 551 of the Higher Education Act of 1965 (20
19 U.S.C. 1107(f)) is amended—

20 (1) in paragraph (1) of subsection (b), by strik-
21 ing “the Federal share of”;

22 (2) in subparagraph (B) of subsection (e)(1), by
23 striking “share of the cost of the activities of the
24 Board is” and inserting “contributions described in
25 subsection (f) are”; and

1 (3) by amending subsection (f) to read as fol-
2 lows:

3 “(f) MATCHING FUNDS REQUIREMENT.—

4 “(1) IN GENERAL.—The Secretary shall not
5 provide financial assistance under this subpart to
6 the Board unless the Board agrees to expend non-
7 Federal contributions equal to \$1 for every \$1 of the
8 Federal funds provided pursuant to such financial
9 assistance.

10 “(2) NON-FEDERAL CONTRIBUTIONS.—The
11 non-Federal contributions described in paragraph
12 (1)—

13 “(A) may include all non-Federal funds
14 raised by the Board on or after January 1,
15 1987; and

16 “(B) may be used for outreach, implemen-
17 tation, administration, operation, and other
18 costs associated with the development and im-
19 plementation of national teacher assessment
20 and certification procedures under this sub-
21 part.”.

Passed the Senate May 4 (legislative day, April 19),
1993.

Attest:

WALTER J. STEWART,

Secretary.