

108TH CONGRESS  
1ST SESSION

# H. R. 1094

To authorize appropriations for part B of the Individuals with Disabilities Education Act to achieve full funding for part B of that Act by 2008.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 5, 2003

Ms. HOOLEY of Oregon (for herself, Mrs. JOHNSON of Connecticut, Mr. GUTIERREZ, Mrs. MALONEY, Mr. HILL, Mr. DEFazio, Mr. TERRY, Mrs. TAUSCHER, Ms. CARSON of Indiana, Mr. WAXMAN, Mr. BLUMENAUER, Mr. SNYDER, Mr. HASTINGS of Florida, Mr. REYES, Mrs. CHRISTENSEN, Mr. CARSON of Oklahoma, Mr. FILNER, Mr. RODRIGUEZ, Mr. McDERMOTT, Mr. LYNCH, Mr. SANDERS, Mr. SHAYS, Ms. HARMAN, Mr. HONDA, Mr. PALLONE, Mr. SANDLIN, Mr. BACA, Ms. LEE, Mr. HINCHEY, Mr. ALLEN, Mr. BEREUTER, Mrs. JONES of Ohio, Mr. MCGOVERN, Mr. OWENS, Ms. CORRINE BROWN of Florida, Mr. FRANK of Massachusetts, Mr. KENNEDY of Minnesota, Mrs. JO ANN DAVIS of Virginia, and Mr. KIND) introduced the following bill; which was referred to the Committee on Education and the Workforce

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## A BILL

To authorize appropriations for part B of the Individuals with Disabilities Education Act to achieve full funding for part B of that Act by 2008.

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

3 **SECTION 1. FINDINGS.**

4 The Congress finds the following:

1           (1) All children deserve a quality education, in-  
2           cluding children with disabilities.

3           (2) The Individuals with Disabilities Education  
4           Act (20 U.S.C. 1400 et seq.) provides that the Fed-  
5           eral Government and State and local governments  
6           are to share in the expense of educating children  
7           with disabilities and commits the Federal Govern-  
8           ment to provide funds to assist with the excess ex-  
9           penses of educating children with disabilities.

10          (3) While Congress committed to contribute up  
11          to 40 percent of the average per pupil expenditure  
12          of educating children with disabilities, the Federal  
13          Government has failed to meet this commitment to  
14          assist States and localities.

15          (4) To date, the Federal Government has never  
16          contributed more than 16.5 percent of the national  
17          average per pupil expenditure to assist with the ex-  
18          cess expenses of educating children with disabilities  
19          under the Individuals with Disabilities Education  
20          Act.

21          (5) Failing to meet the Federal Government's  
22          commitment to assist with the excess expense of  
23          educating a child with a disability contradicts the  
24          goal of ensuring that children with disabilities re-  
25          ceive a quality education.

1 **SEC. 2. AUTHORIZATION OF APPROPRIATIONS FOR PART B**  
2 **OF THE INDIVIDUALS WITH DISABILITIES**  
3 **EDUCATION ACT.**

4 Section 611(j) of the Individuals with Disabilities  
5 Education Act (20 U.S.C. 1412(j)), is amended by strik-  
6 ing “there are authorized to be appropriated such sums  
7 as may be necessary” and inserting “there are authorized  
8 to be appropriated the following amounts for the following  
9 fiscal years:

10 “(1) \$10,000,000,000 for fiscal year 2004.

11 “(2) \$12,300,000,000 for fiscal year 2005.

12 “(3) \$15,300,000,000 for fiscal year 2006.

13 “(4) \$18,300,000,000 for fiscal year 2007.

14 “(5) The amount that is equal to the sum of  
15 the maximum amount of the grant that each State  
16 may receive under this section, as determined under  
17 subsection (a)(2), for fiscal year 2008 and for each  
18 subsequent fiscal year”.

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