

116TH CONGRESS  
2D SESSION

# S. 4868

To allow eligible entities under part B of title IV of the Elementary and Secondary Education Act of 1965 to use subgrant funds for activities authorized under such part, regardless of whether such activities are conducted during nonschool hours or periods when school is not in session, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

OCTOBER 26 (legislative day, OCTOBER 19), 2020

Ms. MURKOWSKI (for herself and Ms. SMITH) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

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## A BILL

To allow eligible entities under part B of title IV of the Elementary and Secondary Education Act of 1965 to use subgrant funds for activities authorized under such part, regardless of whether such activities are conducted during nonschool hours or periods when school is not in session, and for other purposes.

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. SHORT TITLE.**

4 This Act may be cited as the “21st Century Commu-  
5 nity Learning Centers Coronavirus Relief Act of 2020”.

1 **SEC. 2. FLEXIBLE USE OF SUBGRANT FUNDS.**

2 Notwithstanding each provision in part B of title IV  
3 of the Elementary and Secondary Education Act of 1965  
4 (20 U.S.C. 7171 et seq.) that requires activities under  
5 such part to be carried out during nonschool hours or peri-  
6 ods when school is not in session, for the period under  
7 which a public health emergency declared by the Secretary  
8 of Health and Human Services under section 319 of the  
9 Public Health Service Act (42 U.S.C. 247d) on January  
10 31, 2020, with respect to COVID–19 is in effect or until  
11 June 30, 2022, whichever is later, an eligible entity that  
12 is awarded a subgrant under section 4204 of such Act (20  
13 U.S.C. 7174) for community learning centers may use  
14 such subgrant funds to carry out activities described in  
15 section 4205 of such Act (20 U.S.C. 7175)—

16 (1) during the regular school day for students  
17 eligible to receive services under part B of title IV  
18 of such Act (20 U.S.C. 7171 et seq.) when the stu-  
19 dent is not receiving full-time in-person instruction;

20 (2) regardless of whether such activities are  
21 conducted in person or virtually; and

22 (3) if such activities supplement but do not sup-  
23 plant regular school day instruction.

24 **SEC. 3. COMPLIANCE WITH HEALTH MANDATES.**

25 An eligible entity that is awarded a subgrant under  
26 section 4204 of the Elementary and Secondary Education

1 Act of 1965 (20 U.S.C. 7174) for a community learning  
2 center shall implement all applicable State, local, and  
3 Tribal health and safety requirements, and, if applicable,  
4 enhanced protocols related to the public health emergency  
5 declared by the Secretary of Health and Human Services  
6 under section 319 of the Public Health Service Act (42  
7 U.S.C. 247d) on January 31, 2020, with respect to  
8 COVID–19.

9 **SEC. 4. APPLICATION TO PROVIDE SERVICES DURING THE**  
10 **SCHOOL DAY.**

11 An eligible entity that seeks to provide services pursu-  
12 ant to the authority under this Act shall submit to the  
13 State educational agency in such form as shall be re-  
14 quired, an addendum to the eligible entity’s application  
15 submitted under section 4204(b) of the Elementary and  
16 Secondary Education Act of 1965 (20 U.S.C. 7174(b))—

17 (1) specifying how the subgrant funds and any  
18 additional funds to be awarded will be used to carry  
19 out the activities described in section 4205 of the El-  
20 elementary and Secondary Education Act of 1965 (20  
21 U.S.C. 7175); and

22 (2) describing how the eligible entity will com-  
23 ply with section 3 of this Act.

1 **SEC. 5. APPROPRIATION OF FUNDS FOR COMMUNITY**  
2 **LEARNING CENTERS.**

3       There is authorized to be appropriated and there is  
4 appropriated (in addition to any other amounts appro-  
5 priated to carry out part B of title IV of the Elementary  
6 and Secondary Education Act of 1965 (20 U.S.C. 7171  
7 et seq.) and out of any money in the Treasury not other-  
8 wise appropriated), \$1,200,000,000 to enable eligible enti-  
9 ties that are awarded subgrants under section 4204 of the  
10 Elementary and Secondary Education Act of 1965 (20  
11 U.S.C. 7174) to provide additional hours of service, hire  
12 additional staff to maintain social distancing, and to pay  
13 for cleaning, sanitization, and personal protective equip-  
14 ment supplies.

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