

111TH CONGRESS
1ST SESSION

H. R. 3943

To amend the Elementary and Secondary Education Act of 1965 to allow members of the Armed Forces who served on active duty on or after September 11, 2001, to be eligible to participate in the Troops-to-Teachers Program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 27, 2009

Mr. COURTNEY (for himself, Mr. PETRI, and Ms. MATSUI) introduced the following bill; which was referred to the Committee on Education and Labor, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Elementary and Secondary Education Act of 1965 to allow members of the Armed Forces who served on active duty on or after September 11, 2001, to be eligible to participate in the Troops-to-Teachers Program, 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 The Act may be cited as the “Post 9/11 Troops to
5 Teachers Enhancement Act”.

1 **SEC. 2. YEARS OF SERVICE REQUIREMENTS; STIPEND.**

2 (a) YEARS OF SERVICE REQUIREMENTS.—Section
3 2303(a) of the Elementary and Secondary Education Act
4 of 1965 (20 U.S.C. 6673(a)) is amended—

5 (1) in paragraph (1)—

6 (A) by striking “or” at the end of subpara-
7 graph (B);

8 (B) by striking the period at the end of
9 subparagraph (C) and inserting “; or”; and

10 (C) by adding at the end the following:

11 “(D) commencing on or after September
12 11, 2001, serves at least 90 continuous days on
13 active duty (as such term is defined in section
14 101(d)(1) of title 10, United States Code, ex-
15 cept that such term does not include a period
16 of service described in paragraphs (1) through
17 (3) of section 3311(d) of title 38, United States
18 Code) in the Armed Forces (excluding service
19 on active duty in entry level or skills training)
20 and, after completion of such service, is dis-
21 charged or released as follows:

22 “(i) A discharge from active duty in
23 the Armed Forces with an honorable dis-
24 charge.

25 “(ii) A release after service on active
26 duty in the Armed Forces characterized by

1 the Secretary concerned as honorable serv-
2 ice and placement on the retired list,
3 transfer to the Fleet Reserve or Fleet Ma-
4 rine Corps Reserve, or placement on the
5 temporary disability retired list.

6 “(iii) A release from active duty in the
7 Armed Forces for further service in a re-
8 serve component of the Armed Forces after
9 service on active duty characterized by the
10 Secretary concerned as honorable service.”;
11 and

12 (2) in paragraph (2)(A)(i), by striking “6 or
13 more years” and inserting “4 or more years”.

14 **SEC. 3. DEFINITION OF LOCAL EDUCATIONAL AGENCY AND**
15 **PUBLIC CHARTER SCHOOLS.**

16 (a) AMENDMENT.—Section 2304(a)(1)(B) of the Ele-
17 mentary and Secondary Education Act of 1965 (20 U.S.C.
18 6674(a)(B)) is amended by striking “high-need local edu-
19 cational agency or public charter school, as such terms are
20 defined in section 2101” and inserting “local educational
21 agency receiving funding under part A of title I or public
22 charter school (as such term is defined in section 2102)”.

23 (b) EFFECTIVE DATE.—The amendments made by
24 subsection (a) shall take effect 30 days after the date of
25 the enactment of this Act.

1 **SEC. 4. ADVISORY BOARD.**

2 Chapter A of subpart 1 of part C of title II of the
3 Elementary and Secondary Education Act of 1965 (20
4 U.S.C. 2301 et seq.) is amended by adding at the end
5 the following:

6 **“SEC. 2308. ADVISORY BOARD.**

7 “(a) ESTABLISHMENT.—Not later than 120 days
8 after the date of enactment of the Post 9/11 Troops to
9 Teachers Enhancement Act, the Secretary, in consultation
10 with the Secretary of Defense, shall establish an Advisory
11 Board composed of—

12 “(1) a representative from the Defense Activity
13 for Non-Traditional Education Support Division of
14 the Department of Defense;

15 “(2) a representative from the Department of
16 Innovation and Improvement of the Department of
17 Education;

18 “(3) a representatives from 3 State offices that
19 operate to recruit eligible members of the Armed
20 Forces for participation in the Program and facili-
21 tating the employment of participants in the Pro-
22 gram as elementary school teachers, secondary
23 school teachers, and vocational or technical teachers;
24 and

25 “(4) a representative from each of 3 veteran
26 service organizations.

1 “(b) DUTIES.—The Advisory Board established
2 under subsection (a) shall—

3 “(1) collect, consider, and disseminate feedback
4 from participants and State offices described in sub-
5 section (a)(4) on—

6 “(A) the best practices for improving re-
7 recruitment of eligible members of the Armed
8 Forces in States, local educational agencies,
9 and public charter schools under served by the
10 Program;

11 “(B) ensuring that high-need local edu-
12 cational agencies and public charter schools are
13 aware of the Program and how to participate in
14 it;

15 “(C) coordinating the goals of the Program
16 with other Federal, State, and local education
17 needs and programs; and

18 “(D) other activities that the Advisory
19 Board deems necessary; and

20 “(2) not later than 1 year after the date of the
21 enactment of the Post 9/11 Troops to Teachers En-
22 hancement Act, and annually thereafter, prepare
23 and submit a report to the Health, Education,
24 Labor, and Pensions Committee, and the Armed
25 Services Committee, of the Senate and the Edu-

1 cation and Labor Committee, and the Armed Serv-
2 ices Committee, of the House which shall include—

3 “(A) information with respect to the activi-
4 ties of the Advisory Board;

5 “(B) information with respect to the Pro-
6 gram, including—

7 “(i) the number of participants in the
8 Program;

9 “(ii) the number of States partici-
10 pating in the Program;

11 “(iii) local educational agencies and
12 schools in where participants are employed;

13 “(iv) the grade levels at which partici-
14 pants teach;

15 “(v) the academic subjects taught by
16 participants;

17 “(vi) rates of retention of participants
18 by the local educational agencies and pub-
19 lic charter schools employing participant;

20 “(vii) other demographic information
21 as may be necessary to evaluate the effec-
22 tiveness of the program; and

23 “(viii) a review of the stipend and
24 bonus available to participants under sub-

1 sections (c) and (d)(1) of section 2304;
2 and
3 “(C) recommendations for—
4 “(i) improvements to local, State, and
5 Federal recruitment and retention efforts;
6 “(ii) legislative or executive policy
7 changes to improve the Program, enhance
8 participant experience, and increase par-
9 ticipation in the program; and
10 “(iii) other changes necessary to en-
11 sure that the Program is meeting the pur-
12 pose described in section 2302(a).”.

13 **SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**

14 Section 2321(b) of the Elementary and Secondary
15 Education Act of 1965 (20 U.S.C. 6691) is amended to
16 read as follows:

17 “(b) RESERVATION.—From the funds appropriated
18 to carry out this subpart for each of fiscal years 2010
19 through 2014, the Secretary shall reserve \$50,000,000 to
20 carry out chapter A for each such fiscal year.”.

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