

116TH CONGRESS
1ST SESSION

S. 266

To provide for the long-term improvement of public school facilities, and
for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 29, 2019

Mr. REED (for himself, Mr. BROWN, Mr. WHITEHOUSE, Mr. CASEY, Mr. CARDIN, Ms. DUCKWORTH, Mr. MERKLEY, Ms. HARRIS, Ms. WARREN, Ms. CORTEZ MASTO, Ms. HIRONO, Ms. HASSAN, Mrs. GILLIBRAND, Mr. VAN HOLLEN, Ms. ROSEN, Mr. BLUMENTHAL, Mr. SANDERS, Ms. KLOBUCHAR, and Mr. JONES) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To provide for the long-term improvement of public school
facilities, 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; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Rebuild America’s Schools Act of 2019”.

6 (b) TABLE OF CONTENTS.—The table of contents for
7 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Definitions.

TITLE I—GRANTS FOR THE LONG-TERM IMPROVEMENT OF
PUBLIC SCHOOL FACILITIES

- Sec. 101. Purpose and reservation.
 Sec. 102. Allocation to States.
 Sec. 103. Need-based grants to qualified local educational agencies.
 Sec. 104. Annual report on grant program.
 Sec. 105. Authorization of Appropriations.

TITLE II—SCHOOL INFRASTRUCTURE BONDS

- Sec. 201. Restoration of certain qualified tax credit bonds.
 Sec. 202. School infrastructure bonds.
 Sec. 203. Annual report on bond program.

TITLE III—GENERAL PROVISIONS

- Sec. 301. Allowable uses of funds.
 Sec. 302. Prohibited uses.
 Sec. 303. Green Practices.
 Sec. 304. Use of American iron, steel, and manufactured products.
 Sec. 305. Comptroller general report.
 Sec. 306. Study and report physical condition of public schools.
 Sec. 307. Development of data standards.
 Sec. 308. Information clearinghouse.

TITLE IV—IMPACT AID CONSTRUCTION

- Sec. 401. Temporary increase in funding for impact aid construction.

1 SEC. 2. DEFINITIONS.

2 In this Act:

3 (1) APPROPRIATE CONGRESSIONAL COMMIT-
 4 TEES.—The term “appropriate congressional com-
 5 mittees” means the Committee on Education and
 6 Labor of the House of Representatives and the Com-
 7 mittee on Health, Education, Labor and Pensions of
 8 the Senate.

9 (2) BUREAU-FUNDED SCHOOL.—The term “Bu-
 10 reau-funded school” has the meaning given that
 11 term in section 1141 of the Education Amendments
 12 of 1978 (25 U.S.C. 2021).

1 (3) COVERED FUNDS.—The term “covered
2 funds” means funds received—

3 (A) under title I of this Act;

4 (B) from a school infrastructure bond; or

5 (C) from a qualified zone academy bond

6 (as such term is defined in section 54E of the
7 Internal Revenue Code of 1986 (as restored by
8 section 201)).

9 (4) ESEA TERMS.—The terms “elementary
10 school”, “outlying area”, and “secondary school”
11 have the meanings given those terms in section 8101
12 of the Elementary and Secondary Education Act of
13 1965 (20 U.S.C. 7801).

14 (5) LOCAL EDUCATIONAL AGENCY.—The term
15 “local educational agency” has the meaning given
16 that term in section 8101 of the Elementary and
17 Secondary Education Act of 1965 (20 U.S.C. 7801)
18 except that such term does not include a Bureau-
19 funded school.

20 (6) PUBLIC SCHOOL FACILITIES.—The term
21 “public school facilities” means the facilities of a
22 public elementary school or a public secondary
23 school.

24 (7) QUALIFIED LOCAL EDUCATIONAL AGEN-
25 CY.—The term “qualified local educational agency”

1 means a local educational agency that receives funds
 2 under part A of title I of the Elementary and Sec-
 3 ondary Education Act of 1965 (20 U.S.C. 6311 et
 4 seq.).

5 (8) SCHOOL INFRASTRUCTURE BOND.—The
 6 term “school infrastructure bond” has the meaning
 7 given such term in section 54BB of the Internal
 8 Revenue Code of 1986 (as added by section 202).

9 (9) SECRETARY.—The term “Secretary” means
 10 the Secretary of Education.

11 (10) STATE.—The term “State” means each of
 12 the 50 States, the District of Columbia, and the
 13 Commonwealth of Puerto Rico.

14 **TITLE I—GRANTS FOR THE**
 15 **LONG-TERM IMPROVEMENT**
 16 **OF PUBLIC SCHOOL FACILI-**
 17 **TIES**

18 **SEC. 101. PURPOSE AND RESERVATION.**

19 (a) PURPOSE.—Funds made available under this title
 20 shall be for the purpose of supporting long-term improve-
 21 ments to public school facilities in accordance with this
 22 Act.

23 (b) RESERVATION FOR OUTLYING AREAS AND BU-
 24 REAU-FUNDED SCHOOLS.—

1 (1) IN GENERAL.—For each of fiscal years
2 2020 through 2029, the Secretary shall reserve,
3 from the amount appropriated to carry out this
4 title—

5 (A) one-half of 1 percent, to provide assist-
6 ance to the outlying areas; and

7 (B) one-half of 1 percent, for payments to
8 the Secretary of the Interior to provide assist-
9 ance to Bureau-funded schools.

10 (2) USE OF RESERVED FUNDS.—

11 (A) IN GENERAL.—Funds reserved under
12 paragraph (1) shall be used in accordance with
13 sections 301 through 304.

14 (B) SPECIAL RULES FOR BUREAU-FUNDED
15 SCHOOLS.—

16 (i) APPLICABILITY.—Sections 301
17 through 304 shall apply to a Bureau-fund-
18 ed school that receives assistance under
19 paragraph (1)(B) in the same manner that
20 such sections apply to a qualified local edu-
21 cational agency that receives covered
22 funds. The facilities of a Bureau-funded
23 school shall be treated as public school fa-
24 cilities for purposes of the application of
25 such sections.

1 (ii) TREATMENT OF TRIBALLY OPER-
2 ATED SCHOOLS.—The Secretary of the In-
3 terior shall provide assistance to Bureau-
4 funded schools under paragraph (1)(B)
5 without regard to whether such schools are
6 operated by the Bureau of Indian Edu-
7 cation or by an Indian Tribe. In the case
8 of a Bureau-funded school that is a con-
9 tract or grant school (as that term is de-
10 fined in section 1141 of the Education
11 Amendments of 1978 (25 U.S.C. 2021))
12 operated by an Indian Tribe, the Secretary
13 of the Interior shall provide assistance
14 under such paragraph to the Indian Tribe
15 concerned.

16 **SEC. 102. ALLOCATION TO STATES.**

17 (a) ALLOCATION TO STATES.—

18 (1) STATE-BY-STATE ALLOCATION.—Of the
19 amount appropriated to carry out this title for each
20 fiscal year and not reserved under section 101(b),
21 each State that has a plan approved by the Sec-
22 retary under subsection (b) shall be allocated an
23 amount in proportion to the amount received by all
24 local educational agencies in the State under part A
25 of title I of the Elementary and Secondary Edu-

1 cation Act of 1965 (20 U.S.C. 6311 et seq.) for the
2 previous fiscal year relative to the total such amount
3 received by all local educational agencies in every
4 State that has a plan approved by the Secretary
5 under subsection (b).

6 (2) STATE RESERVATION.—A State may reserve
7 not more than 1 percent of its allocation under para-
8 graph (1) to carry out its responsibilities under this
9 Act, which shall include—

10 (A) providing technical assistance to local
11 educational agencies, including by—

12 (i) identifying which State agencies
13 have programs, resources, and expertise
14 relevant to the activities supported by the
15 allocation under this section; and

16 (ii) coordinating the provision of tech-
17 nical assistance across such agencies;

18 (B) in accordance with the guidance issued
19 by the Secretary under section 307, developing
20 an online, publicly searchable database that
21 contains an inventory of the infrastructure of
22 all public school facilities in the State (including
23 the facilities of Bureau-funded schools, as ap-
24 propriate), including, with respect to each such
25 facility, an identification of—

- 1 (i) the information described in
2 clauses (i) through (vi) of subparagraph
3 (F);
- 4 (ii) the age (including an identifica-
5 tion of the date of any retrofits or recent
6 renovations) of—
- 7 (I) the facility;
 - 8 (II) its roof;
 - 9 (III) its lighting system;
 - 10 (IV) its windows;
 - 11 (V) its ceilings;
 - 12 (VI) its plumbing; and
 - 13 (VII) its heating, ventilation, and
14 air conditioning system;
- 15 (iii) fire safety inspection results; and
- 16 (iv) the proximity of the facilities to
17 toxic sites or the vulnerability of the facili-
18 ties to natural disasters, including the ex-
19 tent to which facilities that are vulnerable
20 to seismic natural disasters are seismically
21 retrofitted;
- 22 (C) updating the database developed under
23 subparagraph (B) not less frequently than once
24 every 2 years;

1 (D) ensuring that the information in the
2 database developed under subparagraph (B)—

3 (i) is posted on a publicly accessible
4 State website; and

5 (ii) is regularly distributed to local
6 educational agencies and Tribal govern-
7 ments in the State;

8 (E) issuing and reviewing regulations to
9 ensure the health and safety of students and
10 staff during construction or renovation projects;
11 and

12 (F) issuing or reviewing regulations to en-
13 sure safe, healthy, and high-performing school
14 buildings, including regulations governing—

15 (i) indoor air quality and ventilation,
16 including exposure to carbon monoxide and
17 carbon dioxide;

18 (ii) mold, mildew, and moisture con-
19 trol;

20 (iii) the safety of drinking water at
21 the tap and water used for meal prepara-
22 tion, including regulations that—

23 (I) address the presence of lead
24 and other contaminants in such water;
25 and

1 (II) require the regular testing of
2 the potability of water at the tap;
3 (iv) energy and water efficiency;
4 (v) excessive classroom noise due to
5 activities allowable under section 301; and
6 (vi) the levels of maintenance work,
7 operational spending, and capital invest-
8 ment needed to maintain the quality of
9 public school facilities; and
10 (G) creating a plan to reduce or eliminate
11 exposure to toxins and chemicals, including
12 mercury, radon, PCBs, lead, vapor intrusions,
13 and asbestos.

14 (b) STATE PLAN.—

15 (1) IN GENERAL.—To be eligible to receive an
16 allocation under this section, a State shall submit to
17 the Secretary a plan that—

18 (A) describes how the State will use the al-
19 location to make long-term improvements to
20 public school facilities;

21 (B) explains how the State will carry out
22 each of its responsibilities under subsection
23 (a)(2);

1 (C) explains how the State will make the
2 determinations under subsections (b) and (c) of
3 section 103;

4 (D) identifies how long, and at what levels,
5 the State will maintain fiscal effort for the ac-
6 tivities supported by the allocation after the
7 State no longer receives the allocation; and

8 (E) includes such other information as the
9 Secretary may require.

10 (2) APPROVAL AND DISAPPROVAL.—The Sec-
11 retary shall have the authority to approve or dis-
12 approve a State plan submitted under paragraph
13 (1).

14 (c) CONDITIONS.—As a condition of receiving an allo-
15 cation under this section, a State shall agree to the fol-
16 lowing:

17 (1) MATCHING REQUIREMENT.—The State shall
18 contribute, from non-Federal sources, an amount
19 equal to 10 percent of the amount of the allocation
20 received under this section to carry out the activities
21 supported by the allocation.

22 (2) MAINTENANCE OF EFFORT.—The State
23 shall provide an assurance to the Secretary that the
24 combined fiscal effort per student or the aggregate
25 expenditures of the State with respect to the activi-

1 ties supported by the allocation under this section
 2 for fiscal years beginning with the fiscal year for
 3 which the allocation is received will be not less than
 4 90 percent of the combined fiscal effort or aggregate
 5 expenditures by the State for such purposes for the
 6 year preceding the fiscal year for which the alloca-
 7 tion is received.

8 (3) SUPPLEMENT NOT SUPPLANT.—The State
 9 shall use an allocation under this section only to
 10 supplement the level of Federal, State, and local
 11 public funds that would, in absence of such alloca-
 12 tion, be made available for the activities supported
 13 by the allocation, and not to supplant such funds.

14 **SEC. 103. NEED-BASED GRANTS TO QUALIFIED LOCAL EDU-**
 15 **CATIONAL AGENCIES.**

16 (a) GRANTS TO LOCAL EDUCATIONAL AGENCIES.—

17 (1) IN GENERAL.—Subject to paragraph (2),
 18 from the amounts allocated to a State under section
 19 102(a) and contributed by the State under section
 20 102(c)(1), the State shall award grants to qualified
 21 local educational agencies, on a competitive basis, to
 22 carry out the activities described in section 301(a).

23 (2) ALLOWANCE FOR DIGITAL LEARNING.—A
 24 State may use up to 10 percent of the amount de-
 25 scribed in paragraph (1) to make grants to qualified

1 local educational agencies carry out activities to im-
2 prove digital learning in accordance with section
3 301(b).

4 (b) ELIGIBILITY.—

5 (1) IN GENERAL.—To be eligible to receive a
6 grant under this section a qualified local educational
7 agency—

8 (A) shall be among the local educational
9 agencies in the State with the highest numbers
10 or percentages of students counted under sec-
11 tion 1124(c) of the Elementary and Secondary
12 Education Act of 1965 (20 U.S.C. 6333(c));

13 (B) shall agree to prioritize the improve-
14 ment of the facilities of public schools that
15 serve the highest percentages of students who
16 are eligible for a free or reduced price lunch
17 under the Richard B. Russell National School
18 Lunch Act (42 U.S.C. 1751 et seq.) (which, in
19 the case of a high school, may be calculated
20 using comparable data from the schools that
21 feed into the high school), as compared to other
22 public schools in the jurisdiction of the agency;
23 and

24 (C) may be among the local educational
25 agencies in the State—

1 (i) with the greatest need to improve
2 public school facilities, as determined by
3 the State, which may include consideration
4 of threats posed by the proximity of the fa-
5 cilities to toxic sites or the vulnerability of
6 the facilities to natural disasters; and

7 (ii) with the most limited capacity to
8 raise funds for the long-term improvement
9 of public school facilities, as determined by
10 an assessment of—

11 (I) the current and historic abil-
12 ity of the agency to raise funds for
13 construction, renovation, moderniza-
14 tion, and major repair projects for
15 schools;

16 (II) whether the agency has been
17 able to issue bonds or receive other
18 funds to support school construction
19 projects, and

20 (III) the bond rating of the agen-
21 cy.

22 (2) GEOGRAPHIC DISTRIBUTION.—The State
23 shall ensure that grants under this section are
24 awarded to qualified local educational agencies that
25 represent the geographic diversity of the State.

1 (c) PRIORITY OF GRANTS.—In awarding grants
2 under this section, the State—

3 (1) shall give priority to qualified local edu-
4 cational agencies that—

5 (A) demonstrate the greatest need for such
6 a grant, as determined by a comparison of the
7 factors described in subsection (b);

8 (B) will use the grant to improve the facili-
9 ties of—

10 (i) elementary schools or middle
11 schools that have an enrollment of stu-
12 dents who are eligible for a free or reduced
13 price lunch under the Richard B. Russell
14 National School Lunch Act (42 U.S.C.
15 1751 et seq.) that constitutes not less than
16 40 percent of the total student enrollment
17 at such schools; or

18 (ii) high schools that have an enroll-
19 ment of students who are eligible for a free
20 or reduced price lunch under such Act that
21 constitutes not less than 30 percent of the
22 total student enrollment at such schools
23 (which may be calculated using comparable
24 data from the schools that feed into the
25 high school); and

1 (C) operate public school facilities that
2 pose a severe health and safety threat to stu-
3 dents and staff, which may include a threat
4 posed by the proximity of the facilities to toxic
5 sites or the vulnerability of the facilities to nat-
6 ural disasters; and

7 (2) may give priority to qualified local edu-
8 cational agencies that—

9 (A) will use the grant to improve access to
10 high-speed broadband sufficient to support dig-
11 ital learning accordance with section 301(b);

12 (B) serve elementary schools or secondary
13 schools, including rural schools, that lack such
14 access; and

15 (C) meet one or more of the requirements
16 set forth in subparagraphs (A) through (C) of
17 paragraph (1).

18 (d) APPLICATION.—To be considered for a grant
19 under this section, a qualified local educational agency
20 shall submit an application to the State at such time, in
21 such manner, and containing such information as the
22 State may require. Such application shall include, at min-
23 imum—

1 (1) the information necessary for the State to
2 make the determinations under subsections (b) and
3 (c);

4 (2) a description of the projects that the agency
5 plans to carry out with the grant;

6 (3) an explanation of how such projects will re-
7 duce risks to the health and safety of staff and stu-
8 dents at schools served by the agency; and

9 (4) in the case of a local educational agency
10 that proposes to fund a repair, renovation, or con-
11 struction project for a public charter school, the ex-
12 tent to which—

13 (A) the public charter school lacks access
14 to funding for school repair, renovation, and
15 construction through the financing methods
16 available to other public schools or local edu-
17 cational agencies in the State; and

18 (B) the charter school operator owns or
19 has care and control of the facility that is to be
20 repaired, renovated, or constructed.

21 (e) FACILITIES MASTER PLAN.—

22 (1) PLAN REQUIRED.—Not later than 180 days
23 after receiving a grant under this section, a qualified
24 local educational agency shall submit to the State a
25 comprehensive 10-year facilities master plan.

1 (2) ELEMENTS.—The facilities master plan re-
2 quired under paragraph (1) shall include, with re-
3 spect to all public school facilities of the qualified
4 local educational agency, a description of—

5 (A) the extent to which public school facili-
6 ties meet students' educational needs and sup-
7 port the agency's educational mission and vi-
8 sion;

9 (B) the physical condition of the public
10 school facilities;

11 (C) the current health, safety, and environ-
12 mental conditions of the public school facilities,
13 including—

14 (i) indoor air quality;

15 (ii) the presence of hazardous and
16 toxic substances and chemicals;

17 (iii) the safety of drinking water at
18 the tap and water used for meal prepara-
19 tion, including the level of lead and other
20 contaminants in such water;

21 (iv) energy and water efficiency;

22 (v) excessive classroom noise; and

23 (vi) other health, safety, and environ-
24 mental conditions that would impact the

1 health, safety, and learning ability of stu-
2 dents;

3 (D) how the local educational agency will
4 address any conditions identified under sub-
5 paragraph (C);

6 (E) the impact of current and future stu-
7 dent enrollment levels (as of the date of appli-
8 cation) on the design of current and future pub-
9 lic school facilities, as well as the financial im-
10 plications of such enrollment levels;

11 (F) the dollar amount and percentage of
12 funds the local educational agency will dedicate
13 to capital construction projects for public school
14 facilities, including—

15 (i) any funds in the budget of the
16 agency that will be dedicated to such
17 projects; and

18 (ii) any funds not in the budget of the
19 agency that will be dedicated to such
20 projects, including any funds available to
21 the agency as the result of a bond issue;
22 and

23 (G) the dollar amount and percentage of
24 funds the local educational agency will dedicate

1 to the maintenance and operation of public
2 school facilities, including—

3 (i) any funds in the budget of the
4 agency that will be dedicated to the main-
5 tenance and operation of such facilities;
6 and

7 (ii) any funds not in the budget of the
8 agency that will be dedicated to the main-
9 tenance and operation of such facilities.

10 (3) CONSULTATION.—In developing the facili-
11 ties master plan required under paragraph (1), the
12 qualified local educational agency shall consult with
13 teachers, principals and other school leaders, custo-
14 dial and maintenance staff, emergency first respond-
15 ers, school facilities directors, students and families,
16 community residents, and Indian Tribes.

17 (f) SUPPLEMENT NOT SUPPLANT.—A qualified local
18 educational agency shall use a grant received under this
19 section only to supplement the level of Federal, State, and
20 local public funds that would, in the absence of such grant,
21 be made available for the activities supported by the grant,
22 and not to supplant such funds.

23 **SEC. 104. ANNUAL REPORT ON GRANT PROGRAM.**

24 (a) IN GENERAL.—Not later than September 30 of
25 each fiscal year beginning after the date of the enactment

1 of this Act, the Secretary shall submit to the appropriate
2 congressional committees a report on the projects carried
3 out with funds made available under this title.

4 (b) ELEMENTS.—The report under subsection (a)
5 shall include, with respect to the fiscal year preceding the
6 year in which the report is submitted, the following:

7 (1) An identification of each local educational
8 agency that received a grant under this title.

9 (2) With respect to each such agency, a descrip-
10 tion of—

11 (A) the demographic composition of the
12 student population served by the agency,
13 disaggregated by—

14 (i) race;

15 (ii) the number and percentage of stu-
16 dents counted under section 1124(c) of the
17 Elementary and Secondary Education Act
18 of 1965 (20 U.S.C. 6333(c)); and

19 (iii) the number and percentage of
20 students who are eligible for a free or re-
21 duced price lunch under the Richard B.
22 Russell National School Lunch Act (42
23 U.S.C. 1751 et seq.);

24 (B) the population density of the geo-
25 graphic area served by the agency;

1 (C) the projects for which the agency used
2 the grant received under this title;

3 (D) the demonstrable or expected benefits
4 of the projects; and

5 (E) the estimated number of jobs created
6 by the projects.

7 (3) The total dollar amount of all grants re-
8 ceived by local educational agencies under this title.

9 (c) LEA INFORMATION COLLECTION.—A local edu-
10 cational agency that receives a grant under this title
11 shall—

12 (1) annually compile the information described
13 in subsection (b)(2);

14 (2) make the information available to the pub-
15 lic, including by posting the information on a pub-
16 licly accessible agency website; and

17 (3) submit the information to the State.

18 (d) STATE INFORMATION DISTRIBUTION.—A State
19 that receives information from a local educational agency
20 under subsection (c) shall—

21 (1) compile the information and report it annu-
22 ally to the Secretary at such time and in such man-
23 ner as the Secretary may require;

1 (2) make the information available to the pub-
 2 lic, including by posting the information on a pub-
 3 licly accessible State website; and

4 (3) regularly distribute the information to local
 5 educational agencies and Tribal governments in the
 6 State.

7 **SEC. 105. AUTHORIZATION OF APPROPRIATIONS.**

8 There are authorized to be appropriated
 9 \$7,000,000,000 for each of fiscal years 2020 through
 10 2029 to carry out this title.

11 **TITLE II—SCHOOL**
 12 **INFRASTRUCTURE BONDS**

13 **SEC. 201. RESTORATION OF CERTAIN QUALIFIED TAX**
 14 **CREDIT BONDS.**

15 (a) ALLOWANCE OF CREDIT.—

16 (1) IN GENERAL.—Section 54A of the Internal
 17 Revenue Code of 1986, as in effect before repeal by
 18 Public Law 115–97, is restored as if such repeal had
 19 not taken effect.

20 (2) CREDIT LIMITED TO CERTAIN BONDS.—Sec-
 21 tion 54A(d)(1) of such Code, as restored by para-
 22 graph (1), is amended by striking subparagraphs
 23 (A), (B), and (C).

24 (b) CREDIT ALLOWED TO ISSUER.—

1 (1) IN GENERAL.—Section 6431 of the Internal
2 Revenue Code of 1986, as in effect before repeal by
3 Public Law 115–97, is restored as if such repeal had
4 not taken effect.

5 (2) SCHOOL INFRASTRUCTURE BONDS.—Sec-
6 tion 6431(f)(3) of such Code, as restored by para-
7 graph (1), is amended by inserting “any school in-
8 frastructure bond (as defined in section 54BB) or”
9 before “any qualified tax credit bond”.

10 (c) QUALIFIED ZONE ACADEMY BONDS.—

11 (1) IN GENERAL.—Section 54E of the Internal
12 Revenue Code of 1986, as in effect before repeal by
13 Public Law 115–97, is restored as if such repeal had
14 not taken effect.

15 (2) REMOVAL OF PRIVATE BUSINESS CON-
16 TRIBUTION REQUIREMENT.—Section 54E of the In-
17 ternal Revenue Code of 1986, as restored by para-
18 graph (1), is amended—

19 (A) in subsection (a)(3), by inserting
20 “and” at the end of subparagraph (A), by strik-
21 ing subparagraph (B), and by redesignating
22 subparagraph (C) as subparagraph (B);

23 (B) by striking subsection (b); and

24 (C) in subsection (c)(1)—

1 (i) by striking “and \$400,000,000”
 2 and inserting “\$400,000,000”; and

3 (ii) by striking “and, except as pro-
 4 vided” and all that follows through the pe-
 5 riod at the end and inserting “, and
 6 \$1,400,000,000 for 2020 and each year
 7 thereafter.”.

8 (3) CONSTRUCTION OF A PUBLIC SCHOOL FA-
 9 CILITY.—Section 54E(d)(3)(A) of the Internal Rev-
 10 enue Code of 1986, as restored by paragraph (1), is
 11 amended by striking “rehabilitating or repairing”
 12 and inserting “constructing, rehabilitating, retro-
 13 fitting, or repairing”.

14 (d) EFFECTIVE DATE.—The amendments made by
 15 this section shall apply to obligations issued after Decem-
 16 ber 31, 2019.

17 **SEC. 202. SCHOOL INFRASTRUCTURE BONDS.**

18 (a) IN GENERAL.—The Internal Revenue Code of
 19 1986 is amended by inserting after subpart I (as restored
 20 by section 201) of part IV of subchapter A of chapter 1
 21 the following new subpart:

22 **“Subpart J—School Infrastructure Bonds**

“Sec. 54BB. School infrastructure bonds.

1 **“SEC. 54BB. SCHOOL INFRASTRUCTURE BONDS.**

2 “(a) IN GENERAL.—If a taxpayer holds a school in-
3 frastructure bond on one or more interest payment dates
4 of the bond during any taxable year, there shall be allowed
5 as a credit against the tax imposed by this chapter for
6 the taxable year an amount equal to the sum of the credits
7 determined under subsection (b) with respect to such
8 dates.

9 “(b) AMOUNT OF CREDIT.—The amount of the credit
10 determined under this subsection with respect to any in-
11 terest payment date for a school infrastructure bond is
12 100 percent of the amount of interest payable by the
13 issuer with respect to such date.

14 “(c) LIMITATION BASED ON AMOUNT OF TAX.—

15 “(1) IN GENERAL.—The credit allowed under
16 subsection (a) for any taxable year shall not exceed
17 the excess of—

18 “(A) the sum of the regular tax liability
19 (as defined in section 26(b)) plus the tax im-
20 posed by section 55, over

21 “(B) the sum of the credits allowable
22 under this part (other than subpart C and this
23 subpart).

24 “(2) CARRYOVER OF UNUSED CREDIT.—If the
25 credit allowable under subsection (a) exceeds the
26 limitation imposed by paragraph (1) for such taxable

1 year, such excess shall be carried to the succeeding
2 taxable year and added to the credit allowable under
3 subsection (a) for such taxable year (determined be-
4 fore the application of paragraph (1) for such suc-
5 ceeding taxable year).

6 “(d) SCHOOL INFRASTRUCTURE BOND.—

7 “(1) IN GENERAL.—For purposes of this sec-
8 tion, the term ‘school infrastructure bond’ means
9 any bond issued as part of an issue if—

10 “(A) 100 percent of the available project
11 proceeds of such issue are to be used for the
12 purposes described in section 301 of the Re-
13 build America’s Schools Act of 2019,

14 “(B) the interest on such obligation would
15 (but for this section) be excludable from gross
16 income under section 103,

17 “(C) the issue meets the requirements of
18 paragraph (3), and

19 “(D) the issuer designates such bond for
20 purposes of this section.

21 “(2) APPLICABLE RULES.—For purposes of ap-
22 plying paragraph (1)—

23 “(A) for purposes of section 149(b), a
24 school infrastructure bond shall not be treated

1 as federally guaranteed by reason of the credit
2 allowed under section 6431(a),

3 “(B) for purposes of section 148, the yield
4 on a school infrastructure bond shall be deter-
5 mined without regard to the credit allowed
6 under subsection (a), and

7 “(C) a bond shall not be treated as a
8 school infrastructure bond if the issue price has
9 more than a de minimis amount (determined
10 under rules similar to the rules of section
11 1273(a)(3)) of premium over the stated prin-
12 cipal amount of the bond.

13 “(3) 6-YEAR EXPENDITURE PERIOD.—

14 “(A) IN GENERAL.—An issue shall be
15 treated as meeting the requirements of this
16 paragraph if, as of the date of issuance, the
17 issuer reasonably expects 100 percent of the
18 available project proceeds to be spent for pur-
19 poses described in section 301 of the Rebuild
20 America’s Schools Act of 2019 within the 6-
21 year period beginning on such date of issuance.

22 “(B) FAILURE TO SPEND REQUIRED
23 AMOUNT OF BOND PROCEEDS WITHIN 6
24 YEARS.—To the extent that less than 100 per-
25 cent of the available project proceeds of the

1 issue are expended at the close of the period de-
 2 scribed in subparagraph (A) with respect to
 3 such issue, the issuer shall redeem all of the
 4 nonqualified bonds within 90 days after the end
 5 of such period. For purposes of this paragraph,
 6 the amount of the nonqualified bonds required
 7 to be redeemed shall be determined in the same
 8 manner as under section 142.

9 “(e) LIMITATION ON AMOUNT OF BONDS DES-
 10 IGNATED.—The maximum aggregate face amount of
 11 bonds issued during any calendar year which may be des-
 12 ignated under subsection (d) by any issuer shall not exceed
 13 the limitation amount allocated under subsection (g) for
 14 such calendar year to such issuer.

15 “(f) NATIONAL LIMITATION ON AMOUNT OF BONDS
 16 DESIGNATED.—The national qualified school infrastruc-
 17 ture bond limitation for each calendar year is—

18 “(1) \$10,000,000,000 for 2020,

19 “(2) \$10,000,000,000 for 2021, and

20 “(3) \$10,000,000,000 for 2022.

21 “(g) ALLOCATION OF LIMITATION.—

22 “(1) ALLOCATIONS.—

23 “(A) STATES.—After application of sub-
 24 paragraph (B) and paragraph (3)(A), the limi-
 25 tation applicable under subsection (f) for any

1 calendar year shall be allocated by the Sec-
2 retary among the States in proportion to the re-
3 spective amounts received by all local edu-
4 cational agencies in each State under part A of
5 title I of the Elementary and Secondary Edu-
6 cation Act of 1965 (20 U.S.C. 6311 et seq.) for
7 the previous fiscal year relative to the total such
8 amount received by all local educational agen-
9 cies in for the most recent fiscal year ending
10 before such calendar year.

11 “(B) CERTAIN POSSESSIONS.—One-half of
12 1 percent of the amount of the limitation appli-
13 cable under subsection (f) for any calendar year
14 shall be allocated by the Secretary to posses-
15 sions of the United States other than Puerto
16 Rico for such calendar year shall be one-half of
17 1 percent.

18 “(2) ALLOCATIONS TO SCHOOLS.—The limita-
19 tion amount allocated to a State or possession under
20 paragraph (1) shall be allocated by the State edu-
21 cational agency (or such other agency as is author-
22 ized under State law to make such allocation) to
23 issuers within such State or possession in accord-
24 ance with the priorities described in section 103(c)
25 the of the Rebuild America’s Schools Act of 2019

1 and the eligibility requirements described in section
2 103(b) of such Act, except that paragraph (1)(C) of
3 such section shall not apply to the determination of
4 eligibility for such allocation.

5 “(3) ALLOCATIONS FOR INDIAN SCHOOLS.—

6 “(A) IN GENERAL.—One-half of 1 percent
7 of the amount of the limitation applicable under
8 subsection (f) for any calendar year shall be al-
9 located by the Secretary to the Secretary of the
10 Interior for schools funded by the Bureau of In-
11 dian Affairs for such calendar year.

12 “(B) ALLOCATION TO SCHOOLS.—The lim-
13 itation amount allocated to the Secretary of the
14 Interior under paragraph (1) shall be allocated
15 by such Secretary to issuers or schools funded
16 as described in paragraph (2). In the case of
17 amounts allocated under the preceding sen-
18 tence, Indian tribal governments (as defined in
19 section 7701(a)(40)) shall be treated as quali-
20 fied issuers for purposes of this subchapter.

21 “(4) DIGITAL LEARNING.—Up to 10 percent of
22 the limitation amount allocated under paragraph (1)
23 or (3)(A) may be allocated by the State to issuers
24 within such State to carry out activities to improve

1 digital learning in accordance with section 301(b) of
2 the Rebuild America’s Schools Act of 2019.

3 “(h) INTEREST PAYMENT DATE.—For purposes of
4 this section, the term ‘interest payment date’ means any
5 date on which the holder of record of the school infrastruc-
6 ture bond is entitled to a payment of interest under such
7 bond.

8 “(i) SPECIAL RULES.—

9 “(1) INTEREST ON SCHOOL INFRASTRUCTURE
10 BONDS INCLUDIBLE IN GROSS INCOME FOR FED-
11 ERAL INCOME TAX PURPOSES.—For purposes of this
12 title, interest on any school infrastructure bond shall
13 be includible in gross income.

14 “(2) APPLICATION OF CERTAIN RULES.—Rules
15 similar to the rules of subsections (f), (g), (h), and
16 (i) of section 54A shall apply for purposes of the
17 credit allowed under subsection (a).”.

18 (b) TRANSITIONAL COORDINATION WITH STATE
19 LAW.—Except as otherwise provided by a State after the
20 date of the enactment of this Act, the interest on any
21 school infrastructure bond (as defined in section 54BB of
22 the Internal Revenue Code of 1986, as added by this sec-
23 tion) and the amount of any credit determined under such
24 section with respect to such bond shall be treated for pur-

1 poses of the income tax laws of such State as being exempt
2 from Federal income tax.

3 (c) APPLICATION OF CERTAIN LABOR STANDARDS
4 TO PROJECTS FINANCED WITH CERTAIN TAX-FAVORED
5 BONDS.—

6 (1) IN GENERAL.—Subchapter IV of chapter 31
7 of the title 40, United States Code, shall apply to
8 projects financed with the proceeds of—

9 (A) any school infrastructure bond (as de-
10 fined in section 54BB of the Internal Revenue
11 Code of 1986); and

12 (B) any qualified zone academy bond (as
13 defined in section 54E of the Internal Revenue
14 Code of 1986) issued after the date of the en-
15 actment of the American Recovery and Rein-
16 vestment Tax Act of 2009.

17 (2) CONFORMING AMENDMENT.—Section 1601
18 of the American Recovery and Reinvestment Tax
19 Act of 2009 is amended by striking paragraph (3)
20 and redesignating paragraphs (4) and (5) as para-
21 graphs (3) and (4), respectively.

22 (d) CLERICAL AMENDMENTS.—The table of subparts
23 for part IV of subchapter A of chapter 1 of such Code
24 is amended by adding at the end the following:

“SUBPART J—SCHOOL INFRASTRUCTURE BONDS”.

1 (e) EFFECTIVE DATE.—The amendments made by
2 this section shall apply to obligations issued after Decem-
3 ber 31, 2019.

4 **SEC. 203. ANNUAL REPORT ON BOND PROGRAM.**

5 (a) IN GENERAL.—Not later than September 30 of
6 each fiscal year beginning after the date of the enactment
7 of this Act, the Secretary of the Treasury shall submit
8 to the appropriate congressional committees a report on
9 the school infrastructure bond program.

10 (b) ELEMENTS.—The report under paragraph (1)
11 shall include, with respect to the fiscal year preceding the
12 year in which the report is submitted, the following:

13 (1) An identification of—

14 (A) each local educational agency that re-
15 ceived funds from a school infrastructure bond;
16 and

17 (B) each local educational agency that was
18 eligible to receive such funds—

19 (i) but did not receive such funds; or

20 (ii) received less than the maximum
21 amount of funds for which the agency was
22 eligible.

23 (2) With respect to each local educational agen-
24 cy described in paragraph (1)—

1 (A) an assessment of the capacity of the
2 agency to raise funds for the long-term im-
3 provement of public school facilities, as deter-
4 mined by an assessment of—

5 (i) the current and historic ability of
6 the agency to raise funds for construction,
7 renovation, modernization, and major re-
8 pair projects for schools, including the abil-
9 ity of the agency to raise funds through
10 imposition of property taxes;

11 (ii) whether the agency has been able
12 to issue bonds to fund construction
13 projects, including—

14 (I) qualified zone academy bonds
15 under section 54E of the Internal
16 Revenue Code of 1986; and

17 (II) school infrastructure bonds
18 under section 54BB of the Internal
19 Revenue Code of 1986; and

20 (iii) the bond rating of the agency;

21 (B) the demographic composition of the
22 student population served by the agency,
23 disaggregated by—

24 (i) race;

1 (ii) the number and percentage of stu-
2 dents counted under section 1124(c) of the
3 Elementary and Secondary Education Act
4 of 1965 (20 U.S.C. 6333(c)); and

5 (iii) the number and percentage of
6 students who are eligible for a free or re-
7 duced price lunch under the Richard B.
8 Russell National School Lunch Act (42
9 U.S.C. 1751 et seq.);

10 (C) the population density of the geo-
11 graphic area served by the agency;

12 (D) a description of the projects carried
13 out with funds received from school infrastruc-
14 ture bonds;

15 (E) a description of the demonstrable or
16 expected benefits of the projects; and

17 (F) the estimated number of jobs created
18 by the projects.

19 (3) The total dollar amount of all funds re-
20 ceived by local educational agencies from school in-
21 frastructure bonds.

22 (4) Any other factors that the Secretary of the
23 Treasury determines to be appropriate.

1 (c) INFORMATION COLLECTION.—A State or local
2 educational agency that receives funds from a school infra-
3 structure bond shall—

4 (1) annually compile the information necessary
5 for the Secretary of the Treasury to determine the
6 elements described in subsection (b); and

7 (2) report the information to the Secretary of
8 the Treasury at such time and in such manner as
9 the Secretary of the Treasury may require.

10 **TITLE III—GENERAL**
11 **PROVISIONS**

12 **SEC. 301. ALLOWABLE USES OF FUNDS.**

13 (a) IN GENERAL.—Except as provided in section 302,
14 a local educational agency that receives covered funds may
15 use such funds to—

16 (1) develop the facilities master plan required
17 under section 103(e);

18 (2) construct, modernize, renovate, or retrofit
19 public school facilities, which may include seismic
20 retrofitting for schools vulnerable to seismic natural
21 disasters;

22 (3) carry out major repairs of public school fa-
23 cilities;

24 (4) install furniture or fixtures with at least a
25 10-year life in public school facilities;

1 (5) construct new public school facilities;

2 (6) acquire and prepare sites on which new
3 public school facilities will be constructed;

4 (7) extend the life of basic systems and compo-
5 nents of public school facilities;

6 (8) reduce current or anticipated overcrowding
7 in public school facilities;

8 (9) ensure the building envelopes of public
9 school facilities protect occupants and interiors from
10 the elements and are structurally sound and secure;

11 (10) improve energy and water efficiency to
12 lower the costs of energy and water consumption in
13 public school facilities;

14 (11) improve indoor air quality in public school
15 facilities;

16 (12) reduce or eliminate the presence of—

17 (A) toxins and chemicals, including mer-
18 cury, radon, PCBs, lead, and asbestos;

19 (B) mold and mildew; or

20 (C) rodents and pests;

21 (13) ensure the safety of drinking water at the
22 tap and water used for meal preparation in public
23 school facilities, which may include testing of the po-
24 tability of water at the tap for the presence of lead
25 and other contaminants;

1 (14) bring public school facilities into compli-
2 ance with applicable fire, health, and safety codes;

3 (15) make public school facilities accessible to
4 people with disabilities through compliance with the
5 Americans with Disabilities Act of 1990 (42 U.S.C.
6 12101 et seq.) and section 504 of the Rehabilitation
7 Act of 1973 (29 U.S.C. 794);

8 (16) provide instructional program space im-
9 provements for programs relating to early learning
10 (including early learning programs operated by part-
11 ners of the agency), special education, science, tech-
12 nology, career and technical education, physical edu-
13 cation, the arts, and literacy (including library pro-
14 grams);

15 (17) increase the use of public school facilities
16 for the purpose of community-based partnerships
17 that provide students with academic, health, and so-
18 cial services;

19 (18) ensure the health of students and staff
20 during the construction or modernization of public
21 school facilities; or

22 (19) reduce or eliminate excessive classroom
23 noise due to activities allowable under this section.

24 (b) ALLOWANCE FOR DIGITAL LEARNING.—A local
25 educational agency may use funds received under section

1 103(a)(2) or proceeds from a school infrastructure bond
2 limitation allocated under section 54BB(g) of the Internal
3 Revenue Code of 1986 (as added by section 202) to lever-
4 age existing public programs or public-private partner-
5 ships to expand access to high-speed broadband sufficient
6 for digital learning.

7 **SEC. 302. PROHIBITED USES.**

8 A local educational agency that receives covered
9 funds may not use such funds for—

10 (1) payment of routine and predictable mainte-
11 nance costs and minor repairs;

12 (2) any facility that is primarily used for ath-
13 letic contests or exhibitions or other events for which
14 admission is charged to the general public;

15 (3) vehicles; or

16 (4) central offices, operation centers, or other
17 facilities that are not primarily used to educate stu-
18 dents.

19 **SEC. 303. GREEN PRACTICES.**

20 (a) IN GENERAL.—In a given fiscal year, a local edu-
21 cational agency that uses covered funds for a new con-
22 struction project or renovation project shall use not less
23 than the applicable percentage (as described in subsection
24 (b)) of the funds used for such project for construction

1 or renovation that is certified, verified, or consistent with
2 the applicable provisions of—

3 (1) the United States Green Building Council
4 Leadership in Energy and Environmental Design
5 green building rating standard (commonly known as
6 the “LEED Green Building Rating System”);

7 (2) the Living Building Challenge developed by
8 the International Living Future Institute;

9 (3) a green building rating program developed
10 by the Collaborative for High-Performance Schools
11 (commonly known as “CHPS”) that is CHPS-
12 verified; or

13 (4) a program that—

14 (A) has standards that are equivalent to or
15 more stringent than the standards of a program
16 described in paragraphs (1) through (3);

17 (B) is adopted by the State or another ju-
18 risdiction with authority over the agency; and

19 (C) includes a verifiable method to dem-
20 onstrate compliance with such program.

21 (b) APPLICABLE PERCENTAGE.—The applicable per-
22 centage described in this subsection is—

23 (1) for fiscal year 2020, 60 percent;

24 (2) for fiscal year 2021, 70 percent;

25 (3) for fiscal year 2022; 80 percent;

- 1 (4) for fiscal year 2023, 90 percent; and
2 (5) for each of fiscal years 2024 through 2029,
3 100 percent.

4 **SEC. 304. USE OF AMERICAN IRON, STEEL, AND MANUFAC-**
5 **TURED PRODUCTS.**

6 (a) IN GENERAL.—A local educational agency that
7 receives covered funds shall ensure that any iron, steel,
8 and manufactured products used in projects carried out
9 with such funds are produced in the United States.

10 (b) WAIVER AUTHORITY.—

11 (1) IN GENERAL.—The Secretary may waive
12 the requirement of subsection (a) if the Secretary
13 determines that—

14 (A) applying subsection (a) would be in-
15 consistent with the public interest;

16 (B) iron, steel, and manufactured products
17 produced in the United States are not produced
18 in a sufficient and reasonably available amount
19 or are not of a satisfactory quality; or

20 (C) using iron, steel, and manufactured
21 products produced in the United States will in-
22 crease the cost of the overall project by more
23 than 25 percent.

24 (2) PUBLICATION.—Before issuing a waiver
25 under paragraph (1), the Secretary shall publish in

1 the Federal Register a detailed written explanation
2 of the waiver determination.

3 (c) CONSISTENCY WITH INTERNATIONAL AGREE-
4 MENTS.—This section shall be applied in a manner con-
5 sistent with the obligations of the United States under
6 international agreements.

7 (d) DEFINITIONS.—In this section:

8 (1) PRODUCED IN THE UNITED STATES.—The
9 term “produced in the United States” means the fol-
10 lowing:

11 (A) When used with respect to a manufac-
12 tured product, the product was manufactured in
13 the United States and the cost of the compo-
14 nents of such product that were mined, pro-
15 duced, or manufactured in the United States
16 exceeds 60 percent of the total cost of all com-
17 ponents of the product.

18 (B) When used with respect to iron or
19 steel products, or an individual component of a
20 manufactured product, all manufacturing proc-
21 esses for such iron or steel products or compo-
22 nents, from the initial melting stage through
23 the application of coatings, occurred in the
24 United States, except that the term does not in-
25 clude—

1 (i) steel or iron material or products
2 manufactured abroad from semi-finished
3 steel or iron from the United States; and

4 (ii) steel or iron material or products
5 manufactured in the United States from
6 semi-finished steel or iron of foreign origin.

7 (2) MANUFACTURED PRODUCT.—The term
8 “manufactured product” means any construction
9 material or end product (as such terms are defined
10 in part 25.003 of the Federal Acquisition Regula-
11 tion) that is not an iron or steel product, includ-
12 ing—

13 (A) electrical components; and

14 (B) non-ferrous building materials, includ-
15 ing, aluminum and polyvinylchloride (PVC),
16 glass, fiber optics, plastic, wood, masonry, rub-
17 ber, manufactured stone, any other non-ferrous
18 metals, and any unmanufactured construction
19 material.

20 **SEC. 305. COMPTROLLER GENERAL REPORT.**

21 (a) IN GENERAL.—Not later than 2 years after the
22 date of the enactment of this Act, the Comptroller General
23 of the United States shall submit to the appropriate con-
24 gressional committees a report on the projects carried out
25 with covered funds.

1 (b) ELEMENTS.—The report under subsection (a)
2 shall include an assessment of—

3 (1) the types of projects carried out with cov-
4 ered funds;

5 (2) the geographic distribution of the projects;

6 (3) an assessment of the impact of the projects
7 on the health and safety of school staff and stu-
8 dents; and

9 (4) how the Secretary or States could make
10 covered funds more accessible—

11 (A) to schools with the highest numbers
12 and percentages of students counted under sec-
13 tion 1124(c) of the Elementary and Secondary
14 Education Act of 1965 (20 U.S.C. 6333(c));
15 and

16 (B) to schools with fiscal challenges in
17 raising capital for school infrastructure
18 projects.

19 (c) UPDATES.—The Comptroller General shall up-
20 date and resubmit the report to the appropriate congres-
21 sional committees—

22 (1) on a date that is between 5 and 6 years
23 after the date of the enactment of this Act; and

24 (2) on a date that is between 10 and 11 years
25 after such date of enactment.

1 **SEC. 306. STUDY AND REPORT PHYSICAL CONDITION OF**
2 **PUBLIC SCHOOLS.**

3 (a) STUDY AND REPORT.—Not less frequently than
4 once in each 5-year period beginning after the date of the
5 enactment of this Act, the Secretary, acting through the
6 Director of the Institute of Education Sciences, shall—

7 (1) carry out a comprehensive study of the
8 physical conditions of all public schools in the
9 United States; and

10 (2) submit a report to the appropriate congress-
11 sional committees that includes that results of the
12 study.

13 (b) ELEMENTS.—Each study and report under sub-
14 section (a) shall include an assessment of—

15 (1) the effect of school facility conditions on
16 student and staff health and safety;

17 (2) the effect of school facility conditions on
18 student academic outcomes;

19 (3) the condition of school facilities, set forth
20 separately by geographic region;

21 (4) the condition of school facilities for eco-
22 nomically disadvantaged students as well as students
23 from major racial and ethnic subgroups;

24 (5) the accessibility of school facilities for stu-
25 dents and staff with disabilities; and

1 (6) an explanation of any differences observed
2 with respect to the factors described in paragraphs
3 (1) through (5) between local educational agencies
4 that received covered funds and agencies that did
5 not receive such funds.

6 **SEC. 307. DEVELOPMENT OF DATA STANDARDS.**

7 (a) DATA STANDARDS.—Not later than 120 days
8 after the date of the enactment of this Act, the Secretary,
9 in consultation with the officials described in subsection
10 (b), shall—

11 (1) identify the data that States should collect
12 and include in the databases developed under section
13 102(a)(2)(B);

14 (2) develop standards for the measurement of
15 such data; and

16 (3) issue guidance to States concerning the col-
17 lection and measurement of such data.

18 (b) OFFICIALS.—The officials described in this sub-
19 section are—

20 (1) the Administrator of the Environmental
21 Protection Agency;

22 (2) the Secretary of Energy;

23 (3) the Director of the Centers for Disease
24 Control and Prevention; and

1 (4) the Director of the National Institute for
2 Occupational Safety and Health.

3 **SEC. 308. INFORMATION CLEARINGHOUSE.**

4 (a) IN GENERAL.—Not later than 120 days after the
5 date of the enactment of this Act, the Secretary shall es-
6 tablish a clearinghouse to disseminate information on Fed-
7 eral programs and financing mechanisms that may be
8 used to assist schools in initiating, developing, and financ-
9 ing—

- 10 (1) energy efficiency projects;
- 11 (2) distributed generation projects; and
- 12 (3) energy retrofitting projects.

13 (b) ELEMENTS.—In carrying out subsection (a), the
14 Secretary shall—

15 (1) consult with the officials described in sec-
16 tion 307(b) to develop a list of Federal programs
17 and financing mechanisms to be included in the
18 clearinghouse; and

19 (2) coordinate with such officials to develop a
20 collaborative education and outreach effort to
21 streamline communications and promote the Federal
22 programs and financing mechanisms included in the
23 clearinghouse, which may include the development
24 and maintenance of a single online resource that in-
25 cludes contact information for relevant technical as-

1 sistance that may be used by States, local edu-
2 cational agencies, and schools to effectively access
3 and use such Federal programs and financing mech-
4 anisms.

5 **TITLE IV—IMPACT AID**
6 **CONSTRUCTION**

7 **SEC. 401. TEMPORARY INCREASE IN FUNDING FOR IMPACT**
8 **AID CONSTRUCTION.**

9 Section 7014(d) of the Elementary and Secondary
10 Education Act of 1965 (20 U.S.C. 7714(d)) is amended
11 to read as follows:

12 “(d) CONSTRUCTION.—For the purpose of carrying
13 out section 7007, there are authorized to be appro-
14 priated—

15 “(1) \$18,756,765 for fiscal year 2020;

16 “(2) \$50,406,000 for each of fiscal years 2021
17 and 2022; and

18 “(3) \$52,756,765 for fiscal year 2023.”.

○