

**Calendar No. 431**111<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION**S. 3362****[Report No. 111-207]**

To amend the Clean Air Act to direct the Administrator of the Environmental Protection Agency to provide competitive grants to publicly funded schools to implement effective technologies to reduce air pollutants (as defined in section 302 of the Clean Air Act), including greenhouse gas emissions, in accordance with that Act.

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**IN THE SENATE OF THE UNITED STATES**

MAY 13, 2010

Mr. SANDERS (for himself, Mrs. BOXER, and Mr. CARDIN) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

JUNE 18, 2010

Reported by Mrs. BOXER, with amendments

[Omit the part struck through and insert the part printed in *italic*]**A BILL**

To amend the Clean Air Act to direct the Administrator of the Environmental Protection Agency to provide competitive grants to publicly funded schools to implement effective technologies to reduce air pollutants (as defined in section 302 of the Clean Air Act), including greenhouse gas emissions, in accordance with that Act.

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 “Sustainable Schools  
 5 Pollution Reduction Act of 2010”.

6 **SEC. 2. SUSTAINABLE SCHOOLS POLLUTION REDUCTION**  
 7 **GRANT PROGRAM.**

8 Section 105 of the Clean Air Act (42 U.S.C. 7405)  
 9 is amended by adding at the end the following:

10 “(f) SUSTAINABLE SCHOOLS POLLUTION REDUC-  
 11 TION GRANT PROGRAM.—

12 “(1) DEFINITIONS.—In this subsection:

13 “(A) ELEMENTARY SCHOOL; SECONDARY  
 14 SCHOOL.—The terms ‘elementary school’ and  
 15 ‘secondary school’ have the meanings given the  
 16 terms, respectively, in section 9101 of the Ele-  
 17 mentary and Secondary Education Act of 1965  
 18 (20 U.S.C. 7801).

19 “(B) ELIGIBLE SCHOOL.—The term ‘eligi-  
 20 ble school’ means—

21 “(i) a public elementary school or a  
 22 public secondary school; or

23 “(ii) a school district that encom-  
 24 passes a public elementary school or a pub-  
 25 lic secondary school.

1           “(C) PROGRAM.—The term ‘program’  
2 means the sustainable schools pollution reduc-  
3 tion program established by paragraph (2)(A).

4           “(2) PROGRAM.—

5           “(A) ESTABLISHMENT.—There is estab-  
6 lished within the Environmental Protection  
7 Agency a sustainable schools pollution reduction  
8 program.

9           “(B) GRANTS.—

10           “(i) IN GENERAL.—In carrying out  
11 the program, for each of fiscal years 2011  
12 through 2015, the Administrator shall pro-  
13 vide competitive grants to eligible schools  
14 for use in implementing effective tech-  
15 nologies to reduce air pollutants, including  
16 greenhouse gas emissions.

17           “(ii) CRITERIA FOR SELECTION OF  
18 GRANTEES.—The Administrator shall pro-  
19 vide criteria for selection for grants under  
20 the program, including criteria that en-  
21 sure—

22           “(I) implementation of clean  
23 technologies that reduce air pollution  
24 and greenhouse gas emissions, and  
25 offer additional benefits, such as—

1                   “(aa) reduction of water  
2 consumption or water pollution;

3                   “(bb) promotion of distrib-  
4 uted renewable energy tech-  
5 nologies, such as solar, small-  
6 scale or community-scale wind,  
7 geothermal, biomass, and other  
8 energy technologies; or

9                   “(cc) demonstration of new  
10 and innovative technologies; and

11                  “(II) prioritization of projects  
12 that provide opportunities for student  
13 involvement in the project to be fund-  
14 ed, including—

15                   “(aa) project installation;

16                   “(bb) project data moni-  
17 toring; and

18                   “(cc) incorporation of the  
19 project into classroom curricula.

20                  “(iii) CATEGORIES OF GRANTS AND  
21 MATCHING FUNDS.—Of the grant funds  
22 provided under the program—

23                   “(I) not less than 40 percent  
24 shall be provided in amounts not to

1 exceed \$50,000 for each grant, with  
2 no required matching share; and

3 “(II) the remaining funds shall  
4 be provided—

5 “(aa) in amounts of not less  
6 than \$50,000 but not to exceed  
7 \$100,000 for each grant, with a  
8 required non-Federal share of 20  
9 percent; and

10 “(bb) in amounts that ex-  
11 ceed \$100,000 but not to exceed  
12 \$200,000, with a required non-  
13 Federal share of 50 percent.

14 “(C) REPORTS.—Not later than 18 months  
15 after the date on which funds are made avail-  
16 able to carry out this subsection, and annually  
17 thereafter, the Administrator shall submit to  
18 Congress a report evaluating the implementa-  
19 tion of the program, including, at a minimum,  
20 a description of—

21 “(i) the number of grant applications  
22 received;

23 “(ii) the number of grants funded, in-  
24 cluding the amount of each grant funded;

1           “(iii) the types of technologies funded;  
2           and

3           “(iv) the environmental, educational,  
4           and financial benefits to eligible schools re-  
5           ceiving the grants.

6           “(D) *ALLOCATIONS.*—

7           “(i) *STATES.*—*Notwithstanding the*  
8           *other provision of this section, the Adminis-*  
9           *trator shall ensure, in awarding grants*  
10           *under this subsection, that at least 1 grant*  
11           *shall be awarded to an eligible school in*  
12           *each State if at least 1 eligible school in the*  
13           *State has submitted an application that*  
14           *meets the criteria described in subpara-*  
15           *graph (B)(i).*

16           “(ii) *INDIAN TRIBES.*—*Notwith-*  
17           *standing any other provision of this sub-*  
18           *section, before providing grants under this*  
19           *subsection, the Administrator shall allocate*  
20           *at least 2.0 percent of the total annual*  
21           *amount made available to carry out this*  
22           *subsection among Indian tribes, based on*  
23           *criteria described in subparagraph (B)(i).*

24           “(E) *GEOGRAPHICAL AND SIZE DIF-*  
25           *FERENCES.*—*In addition to applying the criteria*

1           *described in subparagraph (B)(ii), the Adminis-*  
2           *trator shall ensure geographical diversity among*  
3           *grant awardees and ensure that grant awardees*  
4           *reflect a variety of schools sizes.*

5           “~~(F)(D)~~ AUTHORIZATION OF APPROPRIA-  
6           TIONS.—There are authorized to be appro-  
7           priated to carry out this subsection such sums  
8           as are necessary for each of fiscal years 2011  
9           through 2015.”.

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