

116TH CONGRESS
2D SESSION

H. R. 8472

IN THE SENATE OF THE UNITED STATES

OCTOBER 19, 2020

Received

AN ACT

To provide that, due to the disruptions caused by COVID-19, applications for impact aid funding for fiscal year 2022 may use certain data submitted in the fiscal year 2021 application.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Impact Aid
3 Coronavirus Relief Act”.

4 **SEC. 2. IMPACT AID PROGRAM.**

5 Due to the public health emergency relating to
6 COVID–19 and notwithstanding sections 7002(j) and
7 7003(c) of the Elementary and Secondary Education Act
8 of 1965 (20 U.S.C. 7702(j), 7703(c)), a local educational
9 agency desiring to receive a payment under section 7002
10 or 7003 of such Act (20 U.S.C. 7702, 7703) for fiscal
11 year 2022 that also submitted an application for such pay-
12 ment for fiscal year 2021 shall, in the application sub-
13 mitted under section 7005 of such Act (20 U.S.C. 7705)
14 for fiscal year 2022—

15 (1) with respect to a requested payment under
16 section 7002 of such Act—

17 (A) use the data described in section
18 7002(j) of such Act relating to calculating such
19 payment that was submitted by the local edu-
20 cational agency in the application for fiscal year
21 2021; or

22 (B) use the data relating to calculating
23 such payment for the fiscal year required under
24 section 7002(j) of such Act; and

25 (2) with respect to a requested payment under
26 section 7003 of such Act—

1 (A) use the student count data relating to
2 calculating such payment that was submitted by
3 the local educational agency in the application
4 for fiscal year 2021, provided that payments for
5 fiscal year 2022 shall be calculated by the Sec-
6 retary using the expenditures and rates de-
7 scribed in clauses (i), (ii), (iii), and (iv) of sec-
8 tion 7003(b)(1)(C) of such Act that would oth-
9 erwise apply for fiscal year 2022; or

10 (B) use the student count data relating to
11 calculating such payment for the fiscal year re-
12 quired under section 7003(e) of such Act.

13 **SEC. 3. MIGRANT EDUCATION PROGRAM.**

14 Due to the public health emergency relating to
15 COVID–19 and notwithstanding subsections (a)(1) and
16 (f)(1) of section 1303 of the Elementary and Secondary
17 Education Act of 1965 (20 U.S.C. 6393), for the purposes
18 of making determinations under subsections (a)(1) and (f)
19 of such section 1303 for fiscal year 2021 and all subse-
20 quent fiscal years for which school year 2019–2020 data
21 would be used in the calculations under section 1303(a)(1)
22 of such Act, the Secretary of Education shall use school
23 year 2018–2019 data or school year 2019–2020 data,

