1 tivities or targeted support and improvement
2 activities under section 1111(d)"; and
3 (C) by adding at the end the following:
4 "(5) EARLY CHILDHOOD EDUCATION.—A local
5 educational agency may reserve funds made avail-
6 able to carry out this section to provide early child-
7 hood education programs for eligible children.".

8 **SEC. 1008. SCHOOLWIDE PROGRAMS.**

9 Section 1114 (20 U.S.C. 6314) is amended—
10 (1) by striking subsection (a) and inserting the
11 following:
12 "(a) IN GENERAL.—
13 "(1) USE OF FUNDS FOR SCHOOLWIDE PRO-
14 GRAMS.—
15 "(A) ELIGIBILITY.—A local educational
16 agency may consolidate and use funds under
17 this part, together with other Federal, State,
18 and local funds, in order to upgrade the entire
19 educational program of a school that serves an
20 eligible school attendance area in which not less
21 than 40 percent of the children are from low-
22 income families, or not less than 40 percent of
23 the children enrolled in the school are from
24 such families.

1 "(B) EXCEPTION.—A school that serves an
2 eligible school attendance area in which less
3 than 40 percent of the children are from low-
4 income families, or a school for which less than
5 40 percent of the children enrolled in the school
6 are from such families, may operate a
7 schoolwide program under this section if the
8 school receives a waiver from the State edu-
9 cational agency to do so, after taking into ac-
10 count how a schoolwide program will best serve
11 the needs of the students in the school served
12 under this part in improving academic achieve-
13 ment and other factors.
14 "(2) IDENTIFICATION OF STUDENTS NOT RE-
15 QUIRED.—
16 "(A) IN GENERAL.—No school partici-
17 pating in a schoolwide program shall be re-
18 quired to identify—
19 "(i) particular children under this
20 part as eligible to participate in a
21 schoolwide program; or
22 "(ii) individual services as supple-
23 mentary.
24 "(B) SUPPLEMENTAL FUNDS.—In accord-
25 ance with the method of determination de-

1 scribed in section 1118(b)(2), a school partici-
2 pating in a schoolwide program shall use funds
3 available to carry out this section only to sup-
4 plement the amount of funds that would, in the
5 absence of funds under this part, be made
6 available from non-Federal sources for the
7 school, including funds needed to provide serv-
8 ices that are required by law for children with
9 disabilities and English learners.
10 "(3) EXEMPTION FROM STATUTORY AND REGU-
11 LATORY REQUIREMENTS.—
12 "(A) EXEMPTION.—Except as provided in
13 paragraph (2), the Secretary may, through pub-
14 lication of a notice in the Federal Register, ex-
15 empt schoolwide programs under this section
16 from statutory or regulatory provisions of any
17 other noncompetitive formula grant program
18 administered by the Secretary (other than for-
19 mula or discretionary grant programs under the
20 Individuals with Disabilities Education Act (20
21 U.S.C. 1400 et seq.), except as provided in sec-
22 tion 613(a)(2)(D) of such Act (20 U.S.C.
23 1413(a)(2)(D))), or any discretionary grant
24 program administered by the Secretary, to sup-

1 port schoolwide programs if the intent and pur-
2 poses of such other programs are met.
3 "(B) REQUIREMENTS.—A school that
4 chooses to use funds from such other programs
5 shall not be relieved of the requirements relat-
6 ing to health, safety, civil rights, student and
7 parental participation and involvement, services
8 to private school children, comparability of serv-
9 ices, maintenance of effort, uses of Federal
10 funds to supplement, not supplant non-Federal
11 funds (in accordance with the method of deter-
12 mination described in section 1118(b)(2)), or
13 the distribution of funds to State educational
14 agencies or local educational agencies that
15 apply to the receipt of funds from such pro-
16 grams.
17 "(C) RECORDS.—A school that chooses to
18 consolidate and use funds from different Fed-
19 eral programs under this section shall not be
20 required to maintain separate fiscal accounting
21 records, by program, that identify the specific
22 activities supported by those particular funds as
23 long as the school maintains records that dem-
24 onstrate that the schoolwide program, consid-
25 ered as a whole, addresses the intent and pur-

1 poses of each of the Federal programs that
2 were consolidated to support the schoolwide
3 program.";
4 (2) by striking subsection (b) and inserting the
5 following:
6 "(b) SCHOOLWIDE PROGRAM PLAN.—An eligible
7 school operating a schoolwide program shall develop a
8 comprehensive plan (or amend a plan for such a program
9 that was in existence on the day before the date of the
10 enactment of the Every Student Succeeds Act) that—
11 "(1) is developed during a 1-year period, un-
12 less—
13 "(A) the local educational agency deter-
14 mines, in consultation with the school, that less
15 time is needed to develop and implement the
16 schoolwide program; or
17 "(B) the school is operating a schoolwide
18 program on the day before the date of the en-
19 actment of the Every Student Succeeds Act, in
20 which case such school may continue to operate
21 such program, but shall develop amendments to
22 its existing plan during the first year of assist-
23 ance after that date to reflect the provisions of
24 this section;

1 "(2) is developed with the involvement of par-
2 ents and other members of the community to be
3 served and individuals who will carry out such plan,
4 including teachers, principals, other school leaders,
5 paraprofessionals present in the school, administra-
6 tors (including administrators of programs described
7 in other parts of this title), the local educational
8 agency, to the extent feasible, tribes and tribal orga-
9 nizations present in the community, and, if appro-
10 priate, specialized instructional support personnel,
11 technical assistance providers, school staff, if the
12 plan relates to a secondary school, students, and
13 other individuals determined by the school;
14 "(3) remains in effect for the duration of the
15 school's participation under this part, except that
16 the plan and its implementation shall be regularly
17 monitored and revised as necessary based on student
18 needs to ensure that all students are provided oppor-
19 tunities to meet the challenging State academic
20 standards;
21 "(4) is available to the local educational agency,
22 parents, and the public, and the information con-
23 tained in such plan shall be in an understandable
24 and uniform format and, to the extent practicable,

1 provided in a language that the parents can under-
2 stand; and
3 "(5) if appropriate and applicable, is developed
4 in coordination and integration with other Federal,
5 State, and local services, resources, and programs,
6 such as programs supported under this Act, violence
7 prevention programs, nutrition programs, housing
8 programs, Head Start programs, adult education
9 programs, career and technical education programs,
10 and schools implementing comprehensive support
11 and improvement activities or targeted support and
12 improvement activities under section 1111(d);
13 "(6) is based on a comprehensive needs assess-
14 ment of the entire school that takes into account in-
15 formation on the academic achievement of children
16 in relation to the challenging State academic stand-
17 ards, particularly the needs of those children who
18 are failing, or are at-risk of failing, to meet the chal-
19 lenging State academic standards and any other fac-
20 tors as determined by the local educational agency;
21 and
22 "(7) includes a description of—
23 "(A) the strategies that the school will be
24 implementing to address school needs, including
25 a description of how such strategies will—

1 "(i) provide opportunities for all chil-
2 dren, including each of the subgroups of
3 students (as defined in section 1111(c)(2))
4 to meet the challenging State academic
5 standards;
6 "(ii) use methods and instructional
7 strategies that strengthen the academic
8 program in the school, increase the amount
9 and quality of learning time, and help pro-
10 vide an enriched and accelerated cur-
11 riculum, which may include programs, ac-
12 tivities, and courses necessary to provide a
13 well-rounded education; and
14 "(iii) address the needs of all children
15 in the school, but particularly the needs of
16 those at risk of not meeting the chal-
17 lenging State academic standards, through
18 activities which may include—
19 "(I) counseling, school-based
20 mental health programs, specialized
21 instructional support services, men-
22 toring services, and other strategies to
23 improve students' skills outside the
24 academic subject areas;

1 "(II) preparation for and awareness of opportunities for postsecondary education and the workforce, which may include career and technical education programs and broadening secondary school students' access to coursework to earn postsecondary credit while still in high school (such as Advanced Placement, International Baccalaureate, dual or concurrent enrollment, or early college high schools);

13 "(III) implementation of a schoolwide tiered model to prevent and address problem behavior, and early intervening services, coordinated with similar activities and services carried out under the Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.);

21 "(IV) professional development and other activities for teachers, paraprofessionals, and other school personnel to improve instruction and use of data from academic assessments,

1 and to recruit and retain effective
2 teachers, particularly in high-need
3 subjects; and
4 "(V) strategies for assisting pre-
5 school children in the transition from
6 early childhood education programs to
7 local elementary school programs; and
8 "(B) if programs are consolidated, the spe-
9 cific State educational agency and local edu-
10 cational agency programs and other Federal
11 programs that will be consolidated in the
12 schoolwide program.";
13 (3) by striking subsection (c) and inserting the
14 following:
15 "(c) PRESCHOOL PROGRAMS.—A school that oper-
16 ates a schoolwide program under this section may use
17 funds available under this part to establish or enhance
18 preschool programs for children who are under 6 years
19 of age.
20 "(d) DELIVERY OF SERVICES.—The services of a
21 schoolwide program under this section may be delivered
22 by nonprofit or for-profit external providers with expertise
23 in using evidence-based or other effective strategies to im-
24 prove student achievement.

1 "(e) USE OF FUNDS FOR DUAL OR CONCURRENT
2 ENROLLMENT PROGRAMS.—
3 "(1) IN GENERAL.—A secondary school oper-
4 ating a schoolwide program under this section may
5 use funds received under this part to operate dual
6 or concurrent enrollment programs that address the
7 needs of low-achieving secondary school students and
8 those at risk of not meeting the challenging State
9 academic standards.
10 "(2) FLEXIBILITY OF FUNDS.—A secondary
11 school using funds received under this part for a
12 dual or concurrent enrollment program described in
13 paragraph (1) may use such funds for any of the
14 costs associated with such program, including the
15 costs of—
16 "(A) training for teachers, and joint pro-
17 fessional development for teachers in collabora-
18 tion with career and technical educators and
19 educators from institutions of higher education,
20 where appropriate, for the purpose of inte-
21 grating rigorous academics in such program;
22 "(B) tuition and fees, books, required in-
23 structional materials for such program, and in-
24 novative delivery methods; and

1 "(C) transportation to and from such pro-
2 gram.
3 "(3) RULE OF CONSTRUCTION.—Nothing in
4 this subsection shall be construed to impose on any
5 State any requirement or rule regarding dual or con-
6 current enrollment programs that is inconsistent
7 with State law.".

8 **SEC. 1009. TARGETED ASSISTANCE SCHOOLS.**

9 Section 1115 (20 U.S.C. 6315) is amended—
10 (1) by striking subsection (a) and inserting the
11 following:
12 "(a) IN GENERAL.—In all schools selected to receive
13 funds under section 1113(c) that are ineligible for a
14 schoolwide program under section 1114, have not received
15 a waiver under section 1114(a)(1)(B) to operate such a
16 schoolwide program, or choose not to operate such a
17 schoolwide program, a local educational agency serving
18 such school may use funds received under this part only
19 for programs that provide services to eligible children
20 under subsection (c) identified as having the greatest need
21 for special assistance.";
22 (2) by redesignating subsections (b) and (c) as
23 subsections (c) and (b), respectively, and moving
24 those redesignated subsections so as to appear in al-
25 phabetical order;

1 (3) by striking subsection (b), as redesignated
2 by paragraph (2), and inserting the following:
3 "(b) TARGETED ASSISTANCE SCHOOL PROGRAM.—
4 To assist targeted assistance schools and local educational
5 agencies to meet their responsibility to provide for all their
6 students served under this part the opportunity to meet
7 the challenging State academic standards, each targeted
8 assistance program under this section shall—
9 "(1) determine which students will be served;
10 "(2) serve participating students identified as
11 eligible children under subsection (c), including by—
12 "(A) using resources under this part to
13 help eligible children meet the challenging State
14 academic standards, which may include pro-
15 grams, activities, and academic courses nec-
16 essary to provide a well-rounded education;
17 "(B) using methods and instructional
18 strategies to strengthen the academic program
19 of the school through activities, which may in-
20 clude—
21 "(i) expanded learning time, before-
22 and after-school programs, and summer
23 programs and opportunities; and
24 "(ii) a schoolwide tiered model to pre-
25 vent and address behavior problems, and