

114TH CONGRESS  
1ST SESSION

# H. R. 773

To repeal programs under the Department of Education, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 5, 2015

Mr. YOHO (for himself, Mr. DUNCAN of South Carolina, Mr. JONES, Mr. FRANKS of Arizona, Mr. OLSON, Mr. LAMALFA, and Mr. WEBER of Texas) introduced the following bill; which was referred to the Committee on Education and the Workforce, and in addition to the Committees on Small Business and Science, Space, and Technology, 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

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## A BILL

To repeal programs under the Department of Education,  
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 This Act may be cited as the “Transform Education  
5 in America through Choice Act of 2015”.

6 **SEC. 2. TABLE OF CONTENTS.**

Sec. 1. Short title.

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Sec. 321. Exemptions to repeal.

TITLE IV—REDUCTION OF DEPARTMENT OF EDUCATION WORKFORCE

Sec. 401. Reduction.

1 **SEC. 3. FINDINGS.**

2 Congress finds the following:

3 (1) Principles of federalism embodied in the  
4 Constitution of the United States entrust authority  
5 over issues of educational policy to the States and  
6 the people and a Department of Education is incon-  
7 sistent with such principles.

8 (2) Tradition and experience dictate that the  
9 governance and management of schools in the

1 United States are best performed by parents, teach-  
2 ers, and communities.

3 (3) The intrusion by the Department of Edu-  
4 cation into education policy has not benefitted the  
5 quality of education in this Nation.

6 (4) The Department of Education has weak-  
7 ened the ability of parents to make essential deci-  
8 sions about their children's education and has un-  
9 dermined the capacity of communities to govern  
10 their schools.

11 (5) In the 35 years of its existence, the Depart-  
12 ment of Education has grown from 130 programs  
13 and a budget of \$14 billion to over 230 separately  
14 authorized programs which cost nearly \$70 billion  
15 annually. Meanwhile, education performance has de-  
16 teriorated.

17 (6) The Department of Education has fostered  
18 over-regulation, standardization, bureaucratization,  
19 and litigation in United States education.

20 (7) The Department of Education expends  
21 large amounts of money on its own maintenance and  
22 overhead. As an organization, it is inefficient, ill  
23 managed, and wasteful.

1           (8) Recent tests reflect poor results in mathe-  
 2           matics and reading for American students compared  
 3           with students from other nations.

4           (9) Only through initiatives led by parents and  
 5           local communities with the power to act can the  
 6           United States elevate educational performance to-  
 7           ward an acceptable level.

8           (10) The Department of Education has been  
 9           hostile to many promising reform ideas.

## 10   **TITLE I—TITLE I PORTABILITY**

### 11   **SEC. 101. TITLE I PORTABILITY.**

12           Part A of title I of the Elementary and Secondary  
 13   Education Act of 1965 (20 U.S.C. 6311 et seq.) is amend-  
 14   ed by adding at the end the following:

#### 15   **“SEC. 1128. STATE OPTION TO ALLOW TITLE I FUNDS TO** 16                           **FOLLOW THE LOW-INCOME CHILD.**

17           “(a) IN GENERAL.—Notwithstanding any other pro-  
 18   vision of law and to the extent permitted under State law,  
 19   a State educational agency may allocate grant funds re-  
 20   ceived under this part among the local educational agen-  
 21   cies in the State based on the number of eligible children  
 22   enrolled in the public schools operated by each local edu-  
 23   cational agency and State-accredited private schools with-  
 24   in each local educational agency’s geographic jurisdiction.

25           “(b) ELIGIBLE CHILD.—

1           “(1) DEFINITION.—In this section, the term  
2           ‘eligible child’ means a child from a family with an  
3           income below the poverty level on the basis of the  
4           most recent satisfactory data published by the De-  
5           partment of Commerce.

6           “(2) CRITERIA OF POVERTY.—In determining  
7           the families with incomes below the poverty level for  
8           the purposes of this section, a State educational  
9           agency shall use the criteria of poverty used by the  
10          Census Bureau in compiling the most recent decen-  
11          nial census, as the criteria have been updated by in-  
12          creases in the Consumer Price Index for All Urban  
13          Consumers, published by the Bureau of Labor Sta-  
14          tistics.

15          “(c) STUDENT ENROLLMENT IN PUBLIC AND PRI-  
16          VATE SCHOOLS.—

17                 “(1) IDENTIFICATION OF ELIGIBLE CHIL-  
18                 DREN.—On an annual basis, on a date to be deter-  
19                 mined by the State educational agency, each local  
20                 educational agency that receives grant funding in ac-  
21                 cordance with subsection (a) shall inform the State  
22                 educational agency of the number of eligible children  
23                 enrolled in public schools served by the local edu-  
24                 cational agency and State-accredited private schools

1 within each local educational agency’s geographic ju-  
2 risdiction.

3 “(2) ALLOCATION TO LOCAL EDUCATIONAL  
4 AGENCIES.—Based on the identification of eligible  
5 children in paragraph (1), the State educational  
6 agency shall provide to a local educational agency  
7 grant funds the State educational agency received  
8 under this part in an amount equal to the sum of  
9 the amount available for each eligible child in the  
10 State, as determined by the Secretary, multiplied by  
11 the number of eligible children identified by the local  
12 educational agency under paragraph (1).

13 “(3) DISTRIBUTION TO SCHOOLS.—Each local  
14 educational agency that receives funds under para-  
15 graph (2) shall distribute such funds to the public  
16 schools served by the local educational agency and  
17 State-accredited private schools within each local  
18 educational agency’s geographic jurisdiction—

19 “(A) based on the number of eligible chil-  
20 dren enrolled in such schools; and

21 “(B) in a manner that would, in the ab-  
22 sence of such Federal funds, supplement the  
23 funds made available from non-Federal re-  
24 sources for the education of pupils participating

1 in programs under this part, and not to sup-  
 2 plant such funds.”.

3 **TITLE II—EDUCATION PORT-**  
 4 **ABILITY FOR INDIVIDUALS**  
 5 **WITH DISABILITIES**

6 **SEC. 201. PURPOSE.**

7 The purpose of this title is to provide options to  
 8 States to innovate and improve the education of children  
 9 with disabilities by expanding the choices for students and  
 10 parents under the Individuals with Disabilities Education  
 11 Act (20 U.S.C. 1400 et seq.).

12 **SEC. 202. AMENDMENTS TO THE INDIVIDUALS WITH DIS-**  
 13 **ABILITIES EDUCATION ACT.**

14 (a) CHILDREN ENROLLED IN PRIVATE SCHOOLS BY  
 15 THEIR PARENTS.—Section 612(a)(10)(A) of the Individ-  
 16 uals with Disabilities Education Act (20 U.S.C.  
 17 1412(a)(10)(A)) is amended by adding at the end the fol-  
 18 lowing:

19 “(viii) PARENT OPTION PROGRAM.—If  
 20 a State has established a program that  
 21 meets the requirements of section  
 22 663(c)(11) (whether statewide or in limited  
 23 areas of the State) and that allows a par-  
 24 ent of a child described in section  
 25 663(c)(11)(A) to use public funds, or pri-

1 vate funds in accordance with  
2 663(c)(11)(B)(ii), to pay some or all of the  
3 costs of attendance at a private school—

4 “(I) funds allocated to the State  
5 under section 611 may be used by the  
6 State to supplement such public or  
7 private funds, if the Federal funds are  
8 distributed to parents who make a  
9 genuine independent choice as to the  
10 appropriate school for their child, ex-  
11 cept that in no case shall the amount  
12 of Federal funds provided under this  
13 subclause to a parent of a child with  
14 a disability for a year exceed the total  
15 amount of tuition, fees, and transpor-  
16 tation costs for the child for the year;

17 “(II) the authorization of a par-  
18 ent to exercise this option fulfills the  
19 State’s obligation under paragraph (1)  
20 with respect to the child during the  
21 period in which the child is enrolled in  
22 the selected school; and

23 “(III) a selected school accepting  
24 such funds shall not be required to



1 carry out any of the requirements of  
2 this title with respect to such child.”.

3 (b) RESEARCH AND INNOVATION TO IMPROVE SERV-  
4 ICES AND RESULTS FOR CHILDREN WITH DISABIL-  
5 ITIES.—Section 663(c) of the Individuals with Disabilities  
6 Education Act (20 U.S.C. 1463(c)) is amended—

7 (1) in paragraph (9), by striking “and” after  
8 the semicolon;

9 (2) in paragraph (10), by striking the period  
10 and inserting “; and”; and

11 (3) by adding at the end the following:

12 “(11) supporting the post-award planning and  
13 design, and the initial implementation (which may  
14 include costs for informing the community, acquiring  
15 necessary equipment and supplies, and other initial  
16 operational costs), during a period of not more than  
17 3 years, of State programs that allow the parent of  
18 a child with a disability to make a genuine inde-  
19 pendent choice of the appropriate public or private  
20 school for their child, if the program—

21 “(A) requires that the child be a child who  
22 has received an initial evaluation described in  
23 section 614(a) and has been identified as a  
24 child with a disability, in accordance with part  
25 B;

1           “(B)(i) permits the parent to receive from  
2           the State funds to be used to pay some or all  
3           of the costs of attendance at the selected school  
4           (which may include tuition, fees, and transpor-  
5           tation costs); or

6           “(ii) permits persons to receive a State tax  
7           credit for donations to an entity that provides  
8           funds to parents of eligible students described  
9           in subparagraph (A), to be used by the parents  
10          to pay some or all of the costs of attendance at  
11          the selected school (which may include tuition,  
12          fees, and transportation costs);

13          “(C) prohibits any school that agrees to  
14          participate in the program from discriminating  
15          against eligible students on the basis of race,  
16          color, national origin, or sex, except that—

17                 “(i) the prohibition of sex discrimina-  
18                 tion shall not apply to a participating  
19                 school that is operated by, supervised by,  
20                 controlled by, or connected to a religious  
21                 organization to the extent that the applica-  
22                 tion of such prohibition is inconsistent with  
23                 the religious tenets or beliefs of the school;  
24                 and

1           “(ii) notwithstanding this subpara-  
2           graph or any other provision of law, a par-  
3           ent may choose, and a school may offer, a  
4           single-sex school, class, or activity;

5           “(D) notwithstanding any other provision  
6           of law, allows any school participating in the  
7           program that is operated by, supervised by,  
8           controlled by, or connected to, a religious orga-  
9           nization to exercise its right in matters of em-  
10          ployment consistent with title VII of the Civil  
11          Rights Act of 1964 (42 U.S.C. 2000e et seq.),  
12          including the exemptions in that title;

13          “(E) allows a school to participate in the  
14          program without, consistent with the First  
15          Amendment of the Constitution of the United  
16          States—

17                 “(i) necessitating any change in the  
18                 participating school’s teaching mission;

19                 “(ii) requiring any private partici-  
20                 pating school to remove religious art,  
21                 icons, scriptures, or other symbols; or

22                 “(iii) precluding any private partici-  
23                 pating school from retaining religious  
24                 terms in its name, selecting its board  
25                 members on a religious basis, or including

1 religious references in its mission state-  
2 ments and other chartering or governing  
3 documents; and

4 “(F) requires a participating school se-  
5 lected for a child with a disability to be aca-  
6 demically accountable to the parent for meeting  
7 the educational needs of the student.”.

8 **TITLE III—REPEALS OF CERTAIN**  
9 **DEPARTMENT OF EDUCATION**  
10 **PROGRAMS**

11 **Subtitle A—Repeals of Department**  
12 **of Education Programs**

13 **SEC. 301. ELEMENTARY AND SECONDARY EDUCATION PRO-**  
14 **GRAMS.**

15 (a) **FIRST YEAR REPEALS.**—The following provisions  
16 of the Elementary and Secondary Education Act of 1965  
17 (20 U.S.C. 6301 et seq.) are repealed not later than 1  
18 year after the date of enactment of this Act:

19 (1) Subpart 2 of part B of title I (20 U.S.C.  
20 6371 et seq.; relating to Early Reading First).

21 (2) Subpart 3 of part B of title I (20 U.S.C.  
22 6381 et seq.; relating to the William F. Goodling  
23 Even Start Family Literacy programs).

1           (3) Subpart 4 of part B of title I (20 U.S.C.  
2           6383; relating to improving literacy through school  
3           libraries).

4           (4) Section 1502 (20 U.S.C. 6492; relating to  
5           demonstrations of innovative practices).

6           (5) Section 1504 (20 U.S.C. 6494; relating to  
7           the Close Up Fellowship program).

8           (6) Part F of title I (20 U.S.C. 6511 et seq.;  
9           relating to comprehensive school reform).

10          (7) Part H of title I (20 U.S.C. 6551 et seq.;  
11          relating to school dropout prevention/high school  
12          graduation initiative).

13          (8) Section 2151(b) (20 U.S.C. 6651(b); relat-  
14          ing to school leadership).

15          (9) Section 2151(c) (20 U.S.C. 6651(c); relat-  
16          ing to advanced certification or advanced  
17          credentialing).

18          (10) Section 2151(d) (20 U.S.C. 6651(d); relat-  
19          ing to special education teacher training).

20          (11) Section 2151(e) (20 U.S.C. 6651(e); relat-  
21          ing to early childhood educator professional develop-  
22          ment).

23          (12) Section 2151(f) (20 U.S.C. 6651(f); relat-  
24          ing to teacher mobility).

1           (13) Subpart 2 of part C of title II (20 U.S.C.  
2           6701 et seq.; relating to the National Writing  
3           Project).

4           (14) Subpart 4 of part C of title II (20 U.S.C.  
5           6721 et seq.; relating to the teaching of traditional  
6           American history).

7           (15) Part D of title II (20 U.S.C. 6751 et seq.;  
8           relating to enhancing education through technology).

9           (16) Part B of title III (20 U.S.C. 6891 et seq.;  
10          commonly referred to as the “Improving Language  
11          Instruction Educational Programs for Academic  
12          Achievement Act”).

13          (17) Section 4003(1) (20 U.S.C. 7103(1); relat-  
14          ing to subpart 1 of part A of title IV).

15          (18) Subpart 1 of part A of title IV (20 U.S.C.  
16          7111 et seq.; relating to State grants for safe and  
17          drug-free schools and communities).

18          (19) Section 4129 (20 U.S.C. 7139; relating to  
19          grants to reduce alcohol abuse).

20          (20) Section 4130 (20 U.S.C. 7140; relating to  
21          mentoring programs).

22          (21) Subpart 2 of part D of title V (20 U.S.C.  
23          7245; relating to elementary and secondary school  
24          counseling programs).

1           (22) Subpart 3 of part D of title V (20 U.S.C.  
2           7247; relating to partnerships in character edu-  
3           cation).

4           (23) Subpart 4 of part D of title V (20 U.S.C.  
5           7249; relating to smaller learning communities).

6           (24) Subpart 5 of part D of title V (20 U.S.C.  
7           7251; relating to the Reading is Fundamental—In-  
8           expensive Book Distribution program).

9           (25) Subpart 6 of part D of title V (20 U.S.C.  
10          7253 et seq.; relating to gifted and talented stu-  
11          dents).

12          (26) Subpart 7 of part D of title V (20 U.S.C.  
13          7255 et seq.; commonly referred to as the “Star  
14          Schools Act”).

15          (27) Subpart 8 of part D of title V (20 U.S.C.  
16          7257 et seq.; relating to the Ready to Teach pro-  
17          gram).

18          (28) Subpart 9 of part D of title V (20 U.S.C.  
19          7259 et seq.; commonly referred to as the “Foreign  
20          Language Assistance Act of 2001”).

21          (29) Subpart 10 of part D of title V (20 U.S.C.  
22          7261 et seq.; commonly referred to as the “Carol M.  
23          White Physical Education Program”).

1           (30) Subpart 11 of part D of title V (20 U.S.C.  
2       7263 et seq.; relating to community technology cen-  
3       ters).

4           (31) Subpart 12 of part D of title V (20 U.S.C.  
5       7265 et seq.; relating to educational, cultural, ap-  
6       prenticeship, and exchange programs for Alaska Na-  
7       tives, Native Hawaiians, and their historical whaling  
8       and trading partners in Massachusetts).

9           (32) Subpart 13 of part D of title V (20 U.S.C.  
10      7267 et seq.; commonly referred to as the “Excel-  
11      lence in Economic Education Act of 2001”).

12          (33) Subpart 14 of part D of title V (20 U.S.C.  
13      7269 et seq.; relating to grants to improve the men-  
14      tal health of children).

15          (34) Subpart 15 of part D of title V (20 U.S.C.  
16      7271; relating to arts in education).

17          (35) Subpart 17 of part D of title V (20 U.S.C.  
18      7275; relating to combating domestic violence).

19          (36) Subpart 18 of part D of title V (20 U.S.C.  
20      7277 et seq.; relating to healthy, high-performance  
21      schools).

22          (37) Subpart 21 of part D of title V (20 U.S.C.  
23      7283 et seq.; commonly referred to as the “Women’s  
24      Educational Equity Act of 2001”).



1           (38) Subpart 3 of part C of title II (20 U.S.C.  
2           6715; relating to civic education: cooperative civic  
3           education and economic education exchange).

4           (39) Sections 2341–2344 of subpart 3 of part  
5           C (20 U.S.C. 6711–6714; relating to civic education:  
6           We the People Program).

7           (40) Part G of title I (20 U.S.C. et seq.; relat-  
8           ing to Advanced Placement Incentive Program and  
9           Advanced Placement Test Fee Program).

10           (41) Section 1232(a) of subpart 3 of part B of  
11           title I (20 U.S.C. 638a(a); relating to Migrant Edu-  
12           cation Program—Even Start).

13           (42) Section 2431 of subpart 3 of part D of  
14           title II (20 U.S.C. 16775; relating Transition-to-  
15           Learn Television).

16           (b) SECOND YEAR REPEALS.—The following provi-  
17           sions of the Elementary and Secondary Education Act of  
18           1965 (20 U.S.C. 6301 et seq.) are repealed not later than  
19           2 years after the date of enactment of this Act:

20           (1) Subpart 1 of part D of title V (20 U.S.C.  
21           7243 et seq.; relating to the Fund for the Improve-  
22           ment of Education).

23           (2) Part C of title I (20 U.S.C. 6391–6399; re-  
24           lating to migrant education).

1 **SEC. 302. HIGHER EDUCATION PROGRAMS.**

2 (a) REPEALS.—The following provisions of the High-  
3 er Education Act of 1965 (20 U.S.C. 1001 et seq.) are  
4 repealed not later than 1 year after the date of enactment  
5 of this Act:

6 (1) Section 418A of title IV (20 U.S.C. 1070d–  
7 2; relating to migrant education—high school  
8 equivalency program).

9 (2) Section 613 of part B of title VI (20 U.S.C.  
10 1113–1130b; relating to business and international  
11 education).

12 (3) Section 612 of part B of title VI (20 U.S.C.  
13 1103–1; relating to Centers for International Busi-  
14 ness Education).

15 (4) Part C of title VI (20 U.S.C. 1131–1131f;  
16 relating to Institute for International Public Policy).

17 (5) Part A of title VI (20 U.S.C. 1125; relating  
18 to international research studies).

19 (6) Section 603 title VI (20 U.S.C. 1123; relat-  
20 ing to language research centers).

21 (7) Section 606 (20 U.S.C. 1126; relating to  
22 technological innovation and cooperation for foreign  
23 information access).

24 (8) Sections 201 to 205 (20 U.S.C. 1021 and  
25 1022–1022c; relating to teacher quality partnership  
26 grants).

1           (b) SECOND YEAR REPEALS.—The following provi-  
2 sions of the Higher Education Act of 1965 (20 U.S.C.  
3 1001 et seq.) are repealed not later than 2 years after  
4 the date of enactment of this Act:

5           (1) Part F of title VIII (20 U.S.C. 1161f; relat-  
6 ing to territories and freely associated States edu-  
7 cation grant program).

8           (2) Subpart 7 of part A of title IV (20 U.S.C.  
9 1070e; relating to child care access means parents in  
10 school program).

11           (3) Section 402G (20 U.S.C. 1070a–17; relat-  
12 ing to the training program for Federal TRIO pro-  
13 grams).

14           (4) Chapter 2 of subpart 2 of part A of title IV  
15 (20 U.S.C. 1070a–21—1070a–28; relating to gain-  
16 ing early awareness and readiness for undergraduate  
17 programs).

18           (5) Section 418A (20 U.S.C. 1070d–2; relating  
19 to migrant education—college assistance migrant  
20 program).

21           (6) Section 602 (20 U.S.C. 1122; relating to  
22 foreign language and area studies fellowships and  
23 National Resource Centers Program for Foreign  
24 Language and Area Studies or Foreign Language  
25 and International Studies).

1           (7) Section 604 (20 U.S.C. 1124; relating to  
2 undergraduate international studies and foreign lan-  
3 guage).

4           (8) Section 609 (20 U.S.C. 1128a; relating to  
5 American Overseas Research Centers).

6           (9) Part B of title VI (20 U.S.C. 1130–1130b;  
7 relating to business and international education).

8           (10) Subpart 1 of part A of title VI (20 U.S.C.  
9 1134 et seq.; relating to the Jacob K. Javits Fellow-  
10 ships Program).

11           (11) Chapter 2 of subpart 2 of part A of title  
12 VII (20 U.S.C. 1135–1135e; relating to graduate as-  
13 sistance in areas of national need).

14           (12) Part B of title VII (20 U.S.C. 1138 et  
15 seq.; relating to the Fund for the Improvement of  
16 Postsecondary Education).

17 **SEC. 303. REHABILITATION ACT PROGRAMS.**

18           (a) REPEALS.—The following provisions of the Reha-  
19 bilitation Act of 1973 (29 U.S.C. 701 et seq.) are repealed  
20 not later than one year after the date of enactment of this  
21 Act:

22           (1) Section 303(c) (29 U.S.C. 773(c); relating  
23 to parent information and training programs).

24           (2) Section 304 (29 U.S.C. 774; relating to the  
25 Migrant and Seasonal Farmworkers Program).

1           (3) Section 305 (29 U.S.C. 775; relating to rec-  
2           reational programs).

3           (4) Part A of title VI (29 U.S.C. 795 et seq.;  
4           relating to projects with industry).

5           (b) SECOND YEAR REPEALS.—The following provi-  
6           sions of the Rehabilitation Act of 1973 (29 U.S.C. 701  
7           et seq.) are repealed two years after the date of enactment  
8           of this Act:

9           (1) Section 12 (29 U.S.C. 709; relating to the  
10          Rehabilitation Act Program Improvement).

11          (2) Section 202(k) (29 U.S.C. 762(k); relating  
12          to the Advanced Rehabilitation Research Training  
13          Project).

14   **SEC. 304. ADULT EDUCATION AND FAMILY LITERACY ACT.**

15          Title II of the Workforce Innovation and Opportunity  
16          Act is repealed not later than 2 years after the date of  
17          enactment of this Act.

18   **SEC. 305. AMERICA COMPETES ACT.**

19          Title IV of the America COMPETES Act is repealed  
20          not later than 1 year after the date of enactment of this  
21          Act.

1 **SEC. 306. AMERICAN HISTORY AND CIVICS EDUCATION ACT**  
2 **OF 2004.**

3 Section 2 of the American History and Civics Edu-  
4 cation Act of 2004 (Public Law 108–474) is amended not  
5 later than 2 years after the date of enactment of this Act.

6 **SEC. 307. AMERICAN RECOVERY AND REINVESTMENT ACT**  
7 **OF 2009.**

8 The following provisions of the American Recovery  
9 and Reinvestment Act of 2009 (Public Law 111–5) are  
10 repealed not later than 1 year after the date of enactment  
11 of this Act:

12 (1) Sections 14005 and 14006 of division A (re-  
13 lating to Race to the Top).

14 (2) Section 14007 of division A (relating to in-  
15 vesting in innovation).

16 **SEC. 308. CARL D. PERKINS CAREER AND TECHNICAL EDU-**  
17 **CATION ACT OF 2006.**

18 The following provisions of the Carl D. Perkins Act  
19 of 2006 (20 U.S.C. 2321 et seq.) are repealed not later  
20 than 2 years after the date of enactment of this Act:

21 (1) Sections 111 through 113 (20 U.S.C. 2321  
22 et seq.).

23 (2) Section 114 (20 U.S.C. 2324).

1 **SEC. 309. ERMA BYRD SCHOLARSHIP PROGRAM.**

2 The Erma Byrd Scholarship (Public Law 111–117;  
3 123 Stat. 3268) is repealed not later than 1 year after  
4 the date of enactment of this Act.

5 **SEC. 310. SMALL BUSINESS ACT.**

6 Sections 2 and 9 of the Small Business Act (15  
7 U.S.C. 631; 638; relating to small business innovation re-  
8 search) are repealed not later than 2 years after the date  
9 of enactment of this Act.

10 **Subtitle B—Exemptions**

11 **SEC. 321. EXEMPTIONS TO REPEAL.**

12 Not later than 3 years after the date of enactment  
13 of this Act, each competitive grant program administered  
14 by the Department of Education is repealed, except for  
15 the following programs:

16 (1) **CARL D. PERKINS CAREER AND TECHNICAL**  
17 **EDUCATION ACT OF 2006.**—Sections 116(h) and 117  
18 of the Carl D. Perkins Career and Technical Edu-  
19 cation Act of 2006 (20 U.S.C. 2326(h); 2327).

20 (2) **EDUCATION SCIENCES REFORM ACT OF**  
21 **2002.**—Part C of the Education Sciences Reform Act  
22 of 2002 (20 U.S.C. 9541 et seq.)

23 (3) **ELEMENTARY AND SECONDARY EDUCATION**  
24 **ACT OF 1965.**—The following provisions under the  
25 Elementary and Secondary Education Act of 1965  
26 (20 U.S.C. 6301 et seq.):

1           (A) Sections 3111(c)(1)(A) and 3112 of  
2 subpart 1 of part A of title III (20 U.S.C.  
3 6821(c)(1)(A); 6822; relating to Native Amer-  
4 ican and Alaska Native Children in School Pro-  
5 gram).

6           (B) Section 4121 (20 U.S.C. 7131; relat-  
7 ing to the project school emergency response to  
8 violence).

9           (C) Subpart 1 of part B of title V (20  
10 U.S.C. 7221 et seq.; relating to the charter  
11 school program).

12           (D) Subpart 2 of part B of title V (20  
13 U.S.C. 7223; relating to credit enhancement for  
14 charter school facilities program).

15           (E) Subpart 20 of part D of title V (20  
16 U.S.C. 7281 et seq.; relating to additional as-  
17 sistance for certain local educational agencies  
18 impacted by Federal property acquisition).

19           (F) Section 7121 (20 U.S.C. 7441; relat-  
20 ing to Indian education—demonstration grants  
21 for Indian children).

22           (G) Section 7122 (20 U.S.C. 7442; relat-  
23 ing to Indian education—professional develop-  
24 ment grants).



1           (H) Subpart 1 of part A of title VII (20  
2 U.S.C. 7421–7429; relating to Indian edu-  
3 cation—Formula grants to local education  
4 agencies).

5           (I) Part B of title VII (20 U.S.C. 7515;  
6 relating to Native Hawaiian Education Pro-  
7 gram).

8           (J) Part C of title VII (20 U.S.C. 7541 et  
9 seq.; commonly referred to as the “Alaska Na-  
10 tive Educational Equity, Support, and Assist-  
11 ance Act”).

12           (4) HIGHER EDUCATION ACT OF 1965.—The fol-  
13 lowing provisions under the Higher Education Act of  
14 1965 (20 U.S.C. 1001 et seq.):

15           (A) Subparts 1 and 2 of part E of title III  
16 (20 U.S.C. 1067a et seq.; 1067g et seq.; relat-  
17 ing to the Minority Science and Engineering  
18 Improvement Program).

19           (B) Subpart 2 of part D of title VII (20  
20 U.S.C. 1140f et seq.; relating to transition pro-  
21 grams for students with intellectual disabilities  
22 into higher education).

23           (C) Section 320 (20 U.S.C. 11067q; relat-  
24 ing to strengthening Asian American and Na-

1           tive American Pacific Islander-serving institu-  
2           tions).

3           (D) Sections 311 through 315 (20 U.S.C.  
4           1057 et seq.; relating to strengthening institu-  
5           tion programs).

6           (E) Section 319 (20 U.S.C. 1059f; native  
7           American-serving, nontribal institutions).

8           (F) Part B of title III (20 U.S.C. 1060 et  
9           seq.; relating to strengthening Historically  
10          Black Colleges and Universities (HBCUs).

11          (G) Section 371 (20 U.S.C. 1067q; relat-  
12          ing to strengthening predominantly black insti-  
13          tutions).

14          (5) INDIVIDUALS WITH DISABILITIES EDU-  
15          CATION ACT.—The following provisions under the  
16          Individuals with Disabilities Education Act (20  
17          U.S.C. 1400 et seq.):

18           (A) Part B (20 U.S.C. 1411; relating to  
19           grants to States).

20           (B) Subpart 1 of part D (20 U.S.C. 1451  
21           et seq.).

22           (C) Section 663 (20 U.S.C. 1463; relating  
23           to national activities).

24           (D) Section 664 (20 U.S.C. 1464; relating  
25           to studies and evaluations).

1           (6) NATIONAL ASSESSMENT OF EDUCATION  
2           PROGRESS AUTHORIZATION ACT.—The National As-  
3           sessment of Education Progress Authorization Act  
4           (20 U.S.C. 9622 et seq.)

5           (7) REHABILITATION ACT OF 1973.—The fol-  
6           lowing provisions under the Rehabilitation Act of  
7           1973 (29 U.S.C. 701 et seq.):

8                   (A) Part C of title I (29 U.S.C. 741; relat-  
9                   ing to vocational rehabilitation services projects  
10                  for American Indians with disabilities).

11                  (B) Sections 202 through 204 (29 U.S.C.  
12                  762 et seq.; relating to the National Institute  
13                  on Disability and Rehabilitation Research.

14                  (C) Section 302 of title III (29 U.S.C.  
15                  772; relating to rehabilitation training).

16                  (D) Section 303(d) (29 U.S.C. 773(d); re-  
17                  lating to braille training).

18                  (E) Part C of chapter 1 of part C of title  
19                  VII (29 U.S.C. 796f–796f–6; relating to centers  
20                  for independent living).

21           (8) SCHOLARSHIPS FOR OPPORTUNITY AND RE-  
22           SULTS ACT.—The Scholarships for Opportunity and  
23           Results Act (Division C of Public Law 112–10).

1 **TITLE IV—REDUCTION OF DE-**  
2 **PARTMENT OF EDUCATION**  
3 **WORKFORCE**

4 **SEC. 401. REDUCTION.**

5 Not later than 1 year after a program under this Act  
6 is repealed, the Secretary of Education shall—

7 (1) identify the number of full-time equivalent  
8 employee positions associated with the program; and

9 (2) reduce the workforce of the Department of  
10 Education by the number of such positions.

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