education reform

For carrying out activities authorized by titles III and IV of the Goals 2000: Educate America Act and the School-to-Work Opportunities Act, $691,000,000, of which $476,000,000 for the Goals 2000: Educate America Act and $200,000,000 for the School-to-Work Opportunities Act shall become available on July 1, 1997, and remain available through September 30, 1998: Provided, That none of the funds appropriated under this heading shall be obligated or expended to carry out section 304(a)(2)(A) of the Goals 2000: Educate America Act.

education for the disadvantaged

For carrying out title I of the Elementary and Secondary Education Act of 1965, $7,689,000,000, of which $6,390,614,000 shall become available on July 1, 1997, and shall remain available through September 30, 1998, and of which $1,298,386,000 shall become available on October 1, 1997 and shall remain available through September 30, 1998, for academic year 1997-1998: Provided, That $6,194,850,000 shall be available for basic grants under section 1124: Provided further, That up to $3,500,000 of these funds shall

TITLE III--DEPARTMENT OF EDUCATION

EDUCATION REFORM

The conference agreement includes $691,000,000 for Education Reform, instead of the $175,000,000 included in the House in H.R. 3755 and $535,000,000 as proposed by the Senate in H.R. 3755 as reported from the Committee. Included in this amount is $491,000,000 for the Goals 2000: Educate America Act and $200,000,000 for School-to-Work programs. Total funding for School-to-Work including portions funded in the Departments of Labor and Education is $400,000,000.

For carrying out activities authorized by titles III and IV of the Goals 2000: Educate America Act and the School-to-Work Opportunities Act, $691,000,000, of which $476,000,000 for the Goals 2000: Educate America Act and $200,000,000 for the School-to-Work Opportunities Act shall become available on July 1, 1997, and remain available through September 30, 1998: Provided, That none of the funds appropriated under this heading shall be obligated or expended to carry out section 304(a)(2)(A) of the Goals 2000: Educate America Act.

education for the disadvantaged

For carrying out title I of the Elementary and Secondary Education Act of 1965, $7,689,000,000, of which **$5,895,244,000 $6,544,152,000** shall become available on July 1, 1997, and shall remain available through September 30, 1998, and of which **$1,298,386,000 $670,597,000** shall become available on October 1, 1997 and shall remain available through September 30, 1998, for academic year 1997-1998: Provided, That **$6,042,766,000** shall be available for basic grants under section 1124: Provided further, That up to $3,500,000 of these funds shall be available to the Secretary on October 1, 1996, to obtain updated local-educational-agency-level census poverty data from the Bureau of the Census: Provided further, That **$684,082,000** shall be available for concentration grants under section 1124(A) and $7,000,000 shall be available for evaluations under section 1501.

impact aid

THE WHITE HOUSE
WASHINGTON

Back Pocket

CLINTON LIBRARY PHOTOCOPY

DRAFT
September 26, 1996
11:40 AM

CLASSROOM COMPUTERS AND RELATED TECHNOLOGY

SEC. ___. (a) IN GENERAL. Section 304 of the Goals 2000: Educate America Act (20 U.S.C. 5884) is amended by adding at the end the following new subsection:

"(f) CLASSROOM COMPUTERS AND RELATED TECHNOLOGY.--(1) IN GENERAL. The Secretary shall make available to the State educational agency serving each eligible State the allotment that the State educational agency would have received under this section for a fiscal year if such agency were eligible for assistance under this title for such year, to enable such agency to award subgrants, on a competitive basis, to local educational agencies within the State to implement local improvement plans that meet the requirements of section 309(a)(3), through the use of computers and computer-related technology, the use of technology-enhanced curricula and instruction, the purchase of computers, or computer-related technology.

"(2) USE OF ALLOTTED FUNDS.--(A) IN GENERAL. Each State educational agency wishing to receive an allotment pursuant to paragraph (1) shall certify to the Secretary that the allotted funds will be used to pay for the use of computers and computer-related technology, the use of technology-enhanced curricula and instruction, the purchase of computers, or computer-related technology, in support of the State's improvement plan under this title.

"(B) CONSTRUCTION. Nothing in this title shall be construed to require a State to submit to the Secretary or any other officer or employee of the Federal Government for review or approval the State's plan, or academic standards contained in such plan, in order to receive an allotment pursuant to paragraph (1).

"(3) ELIGIBLE STATE. For the purpose of this subsection, the term 'eligible State' means a State that was not participating in the program under this title as of September 15, 1996.

(b) SPECIAL RULE. Paragraph (2) of section 308(b) of such Act (20 U.S.C. 5888(b)) is amended--

(1) in subparagraph (L), by striking "and" after the semicolon;

(2) in subparagraph (M), by striking the period and inserting "; and"; and

(3) by adding at the end the following new subparagraph:

"(N) supporting activities relating to the use of computers and computer-related technology, the use of technology-enhanced curricula and instruction, the purchase of computers, or computer-related technology.".

* * * * *

FAX COVER

Education Branch
Executive Office of the President
Office of Management and Budget
Washington, D.C. 20503

TO: Mike Cohen

FAX NUMBER: 67028

FROM: Lisa Fairhall / Dan Chenok

DATE: _____ **TIME:** _____

NUMBER OF PAGES: Cover + _____

Notes:

most current version of
4/HHS Approp language
we have.
Please review ASAP

Education Branch Fax Number: 202/395-4875
Voice Confirmation: 202/395-5880

Conference Language

(4) in subclause (II), by striking ``: or'' and inserting a period; and

(5) by adding at the end the following:

``The local educational agency shall select one of the amounts determined under subclause (I), (II), or (III) for purposes of the remaining computations under this subparagraph.''.

(b) The amendments made by subsection (a) shall apply with respect to fiscal years beginning with fiscal year 1995.

Sec. 308. Section 485(e)(9) of the Higher Education Act of 1965 is amended by striking out "June 30" in the second sentence of such section and inserting "August 30".

Sec. 309. Classroom Computers and Related Technology.-

(a) In General.-Section 304 of the Goals 2000: Educate America Act (20 U.S.C. 5884) is amended by adding at the end the following new subsection:

"(f) Classroom Computers and Related Technology.-

"(1) In General.-Notwithstanding any other provision of this title, the Secretary shall make available to the State educational agency serving each eligible State the allotment that the State educational agency would have received under this section for a fiscal year if such agency were eligible for assistance under this title for such year, to enable such agency to award subgrants, competitively awarded or distributed according to a State's own formula, to local educational agencies within the State to support the use of computers and computer-related technology, the use of technology-enhanced curricula and instruction, the purchase of computers, or computer-related technology.

"(2) Use of Allotted Funds.-

"(A) In General.-Each State educational agency receiving an allotment pursuant to paragraph (1) shall only need to certify to the Secretary that the allotted funds will be used to pay for the use of computers and computer-related technology, the use of technology-enhanced

curricula and instruction, the purchase of computers, or computer-related technology.

"(B) Construction.-Nothing in this title shall be construed to permit the Secretary or any other officer or employee of the Federal Government to review or approve a State's plan, or academic standards contained in such plan, in order to receive an allotment pursuant to paragraph (1).

"(3) Eligible State.-For the purpose of this subsection the term 'eligible state' means a state that-

"(A) is not participating in the program under this title as of September 15, 1996, or

"(B) is participating ~~in the alternative submission process~~ under section 304(e) as of September 15, 1996.".

(b) Special Rule.-Paragraph (2) of Section 308(b) of such Act (20 U.S.C. 5888(b)) is amended-

(1) in subparagraph (L), by striking "and" after the semicolon;

(2) in subparagraph (M), by striking the period and inserting ";and"; and

UNITED STATES DEPARTMENT OF EDUCATION

OFFICE OF THE SECRETARY

FAX TRANSMITTAL

TO: Mike Cohen

ORGANIZATION: _____

FAX NUMBER: _____

FROM: JENNIFER DAVIS, Special Assistant to the Secretary

PHONE NUMBER: (202) 401-3049 FAX NUMBER: (202) 401-0596

MESSAGE: Latest "back pocket" amendt.

Hope you got voice mail.

J

2 pages to follow

DRAFT
September 23, 1996
9:30 AM

Amendment to H.R. 3755, Title III - Department of Education Appropriations Act, 1997

SEC. ____. Section 304 of the Goals 2000: Educate America Act is amended by adding at the end thereof a new subsection (f) to read as follows:

"(f) DIRECT GRANTS FOR TECHNOLOGY AND OTHER ACTIVITIES. Notwithstanding any other provision of this title, if a State educational agency was not participating in the program under this section as of September 1, 1996, and local educational agencies in that State are not participating under subsection (e) of this section for any fiscal year, the Secretary shall use all or a portion of the allotment that the State would have received under this section for that fiscal year to award grants to local educational agencies in the State for activities to implement their comprehensive local education improvement plans that meet the requirements of section 309(a)(3), which may include the acquisition of technology and related materials.

* * * * *

This amendment would allow LEAs in any State in which the SEA is not participating as of September 1, 1996 (Virginia, Montana, Oklahoma, and New Hampshire) AND in which LEAs are not receiving direct grants (this could happen if the SEA in Montana, Oklahoma, or New Hampshire withdraws its approval for them to do so) to apply for direct grants from the Secretary, <u>without the State's approval</u>.

LEAs would have to develop local reform plans that meet the same requirements that apply to LEAs seeking subgrants from SEAs under the "regular" Goals 2000 program. These direct grants could be used to acquire technology and related materials or for any other activities that would implement their local reform plans.

UNITED STATES DEPARTMENT OF EDUCATION

OFFICE OF THE SECRETARY

FAX TRANSMITTAL

Back Pocket

TO: Mike Cohen

ORGANIZATION: _____

FAX NUMBER: _____

FROM: JENNIFER DAVIS, Special Assistant to the Secretary

PHONE NUMBER: (202) 401-3049 FAX NUMBER: (202) 401-0596

MESSAGE: _____

2 pages to follow

DRAFT

SEP 25 1996

320

CLASSROOM COMPUTERS AND RELATED TECHNOLOGY

SEC. ___. (a) IN GENERAL. Section 304 of the Goals 2000: Educate America Act (20 U.S.C. 5884) is amended by adding at the end the following new subsection:

"(f) CLASSROOM COMPUTERS AND RELATED TECHNOLOGY.--(1) IN GENERAL. The Secretary shall make available to the State educational agency serving each eligible State the allotment that the State educational agency would have received under this section for a fiscal year if such agency were eligible for assistance under this title for such year, to enable such agency to award subgrants, on a competitive basis, to local educational agencies within the State to implement local improvement plans that meet the requirements of section 309(a)(3), through the use of computers and computer-related technology, the use of technology-enhanced curricula and instruction, or the purchase of computers.

"(2) APPLICABILITY.--(A) IN GENERAL. Each State educational agency that wishes to receive an allotment pursuant to paragraph (1) shall include in the State improvement plan submitted under section 306 or the assurance submitted under section 306(n)(4) a description of the State's plan for the use of computers and computer-related technology, the use of technology-enhanced curricula and instruction, or the purchase of computers, and a description of how the computers, technology, or

curricula and instruction will be used for school reform in the context of the State plan.

"(B) CONSTRUCTION. Nothing in this title shall be construed to require a State to submit to the Secretary or any other officer or employee of the Federal Government for review or approval the State's plan, or academic standards contained in such plan, in order to receive an allotment pursuant to paragraph (1).

"(3) ELIGIBLE STATE. For the purpose of this subsection, the term 'eligible State' means a State that was not participating in the program under this title as of September 15, 1996.

(b) SPECIAL RULE. Paragraph (2) of section 308(b) of such Act (20 U.S.C. 5888(b)) is amended--

(1) in subparagraph (L), by striking "and" after the semicolon;

(2) in subparagraph (M), by striking the period and inserting "; and"; and

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

"(N) supporting activities relating to the use of computers and computer-related technology, the use of technology-enhanced curricula and instruction, or the purchase of computers.".

* * * * *

TITLE III--DEPARTMENT OF EDUCATION

EDUCATION REFORM

The conference agreement includes $691,000,000 for Education Reform, instead of the $175,000,000 included in the House in H.R. 3755 and $535,000,000 as proposed by the Senate in H.R. 3755 as reported from the Committee. Included in this amount is $491,000,000 for the Goals 2000: Educate America Act and $200,000,000 for School-to-Work programs. Total funding for School-to-Work including portions funded in the Departments of Labor and Education is $400,000,000.

The conference report amends the Goals 2000, Educate America Act to allow a state which is not currently participating in the program to receive funds under the current state grant allocation formula to purchase computers, software and other educational technology.

TITLE III--DEPARTMENT OF EDUCATION

EDUCATION REFORM

The conference agreement includes $691,000,000 for Education Reform, instead of the $175,000,000 included in the House in H.R. 3755 and $535,000,000 as proposed by the Senate in H.R. 3755 as reported from the Committee. Included in this amount is $491,000,000 for the Goals 2000: Educate America Act and $200,000,000 for School-to-Work programs. Total funding for School-to-Work including portions funded in the Departments of Labor and Education is $400,000,000.

The conference report amends the Goals 2000, Educate America Act to allow a state which is not currently participating in the program to receive funds under the current state grant allocation formula to purchase computers, software and other educational technology.

JOHN WARNER
VIRGINIA

COMMITTEES:
ARMED SERVICES
ENVIRONMENT AND PUBLIC WORKS
RULES AND ADMINISTRATION
AGRICULTURE, NUTRITION, AND FORESTRY
SMALL BUSINESS

United States Senate

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September 24, 1996

The Honorable Arlen Specter
Chairman, Subcommittee on Labor, Health and
Human Services, Education and Related Agencies
Committee on Appropriations
184 Dirksen Senate Office Building
Washington, D.C. 20510

Dear Mr. Chairman: Arlen

Please accept my thanks for the favorable action taken by your subcommittee in response to my letter of July 18. It is my understanding that S.J.Res.63, the Continuing Resolution introduced this evening, contains an amendment to P.L. 103-227, the Goals 2000 Educate America Act, which will allow the Commonwealth of Virginia to fully utilize Goals 2000 funding for classroom computers and computer technology without the regulatory burden required for other uses of the funds.

This was the intent of amendments to Goals 2000 approved earlier this year in P.L.104-134, the Balanced Budget Downpayment Act, as evidenced by the assurances conveyed to Governor George Allen of Virginia by then Majority Leader Bob Dole in his letter of May 7. As Senator Dole then stated, "Schools may now spend up to 100% of their Goals 2000 funds to purchase computers or other technologies, so long as they promote the school's education improvement goals."

My state, which is making great strides with its own technology improvement initiative, was greatly encouraged that it could access some $6.5 million in Goals 2000 funding exclusively for computers and high technology but without compromising our own education standards and programs. That unfortunately proved not to be the case as described in an important communication of May 30 from Secretary of Education Richard Riley to Virginia's then Superintendent of Public Instruction, Mr. Bill Bosher.

It has been my role over the last several months to try to facilitate the necessary clarification of the law so that Virginia may finally become a participant in the Goals 2000 program. After weeks of negotiations between my office, the Commonwealth of Virginia, and your outstanding appropriations staff, I am delighted that we have reached the accord reflected in the new amendment.

Your leadership in this matter has been essential, and I know that I may continue to rely on you to see this matter finally resolved. President Clinton has himself stated, "I want to build a bridge to the 21st Century in which we expand opportunity through education -- where computers are as much a part of the classroom as blackboards." I am determined to work with you to see that this goal is accomplished.

With my thanks for your service to Virginia, I am

Sincerely,

John

John W. Warner

JWW/rtd

Enclosures

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SEP 2 4 1996
Reeves, Mary A.
76074

(5) by adding at the end the following:

"The local educational agency shall select one of the amounts determined under subclause (I), (II), or (III) for purposes of the remaining computations under this subparagraph.".

(b) The amendments made by subsection (a) shall apply with respect to fiscal years beginning with fiscal year 1995.

SEC. 307. Section 487A of the Higher Education Act (20 U.S.C. 1094a et seq.) is amended by striking all after the word "sites" in paragraph (d)(1) and inserting in lieu thereof "to test alternative data verification.". Paragraph (d)(2) of section 487A is also amended by striking all after the word "site" and inserting in lieu thereof the following: "from regulations prescribed under this title related to application data verification that would bias experimental results.".

SEC. 309. Classroom Computers and Related Technology.—

(a) IN GENERAL.—Section 304 of the Goals 2000: Educate America Act (20 U.S.C. 5884) is amended by adding at the end the following new subsection:

"(f) Classroom Computers and Related Technology.—

Sole Revised page

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339

Reeves, Mary A.
76074

"(1) IN GENERAL.—Notwithstanding any other provision of this title, the Secretary shall make available to the State educational agency serving each eligible State the allotment that the State educational agency would have received under this section for a fiscal year if such agency were eligible for assistance under this title for such year, to enable such agency to award subgrants, competitively awarded or distributed according to a state's own formula, to local educational agencies within the State to support the use of computers and computer-related technology, the use of technology-enhanced curricula and instruction, the purchase of computers, or computer-related technology.

"(2) USE OF ALLOTTED FUNDS.—

"(A) IN GENERAL.—Each State educational agency receiving an allotment pursuant to paragraph (1) shall only need to certify to the Secretary that the allotted funds will be used to pay for the use of computers and computer-related technology, the use of technology-enhanced curricula and instruction, the purchase of computers, or computer-related technology.

"(B) CONSTRUCTION.—Nothing in this title shall be constructed to permit the Sec-

SEP 2 4 1996
Reeves, Mary A.
76074

retary or any other officer or employee of the Federal Government to review or approve a State's plan, or academic standards contained in such plan, in order to receive an allotment pursuant to paragraph (1).

"(3) ELIGIBLE STATE.—For the purpose of this subsection the term 'eligible state' means a state that—

"(A) is not participating in the program under this title as of September 15, 1996."

(b) SPECIAL RULE.—Paragraph (2) of Section 308(b) of such Act (20 U.S.C. 5888(b)) is amended—

(1) in subparagraph (L), by striking "and" after the semicolon;

(2) in subparagraph (M), by striking the period and inserting "; and"; and

(3) by adding at the end the following new subparagraph:

"(N) supporting activities relating to the use of computers and computer-related technology, the use of technology-enhanced curricula and instruction, the purchase of computers, or computer-related technology.".

(3) by adding at the end the following new subparagraph:

"(N) supporting activities relating to the use of computers and computer-related technology, the use of technology-enhanced curricula and instruction, the purchase of computers, or computer-related technology.".

This title may be cited as the ``Department of Education Appropriations Act, 1997''.

TITLE IV_RELATED AGENCIES

Armed Forces Retirement Home

For expenses necessary for the Armed Forces Retirement Home to operate and maintain the United States Soldiers' and Airmen's Home and the United States Naval Home, to be paid from funds available in the Armed Forces Retirement Home Trust Fund, $56,204,000, of which $432,000 shall remain available until expended for construction and renovation of

O:\SIG\SIG96.557 **DISCUSSION DRAFT** S.L.C.

AMENDMENT NO. ____ Calendar No. ____

Purpose: To provide for classroom computers and related technology.

IN THE SENATE OF THE UNITED STATES—104th Cong., 2d Sess.

(no.) ____

(title) _____

Referred to the Committee on _____
and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by _____

Viz:

At the appropriate place, insert the following:

SEC. ___. CLASSROOM COMPUTERS AND RELATED TECHNOLOGY.

(a) IN GENERAL.—Section 304 of the Goals 2000: Educate America Act (20 U.S.C. 5884) is amended by adding at the end the following new subsection:

"(f) CLASSROOM COMPUTERS AND RELATED TECHNOLOGY.—

"(1) IN GENERAL.—The Secretary shall make available to the State educational agency serving

each eligible State the allotment that the State educational agency would have received under this section for a fiscal year if such agency were eligible for assistance under this title for such year, to enable such agency to award subgrants, on a competitive or discretionary basis, to local educational agencies within the State to support the use of computers and computer-related technology, the use of technology-enhanced curricula and instruction, or the purchase of computers.

"(2) APPLICABILITY.—

"(A) IN GENERAL.—Each State educational agency receiving an allotment pursuant to paragraph (1) shall include in the State improvement plan submitted under section 306 or the assurance submitted under section 306(n)(4) a description of the State's plan for the use of the computers and computer-related technology, the use of technology-enhanced curricula and instruction, or the purchase of computers, and a description of how the computers, technology, or curricula and instruction will be used for school reform in the context of the State plan.

"(B) CONSTRUCTION.—Nothing in this title shall be construed to permit the Secretary or any other officer or employee of the Federal Government to review or approve a State's plan, or academic standards contained in such plan, in order to receive an allotment pursuant to paragraph (1).

"(3) ELIGIBLE STATE.—For the purpose of this subsection the term 'eligible State' means a State that—

"(A) is not participating in the program under this title as of October 1, 1996; or

"(B) is participating in the alternative submission process under section 306(n)(4) as of October 1, 1996.".

(b) SPECIAL RULE.—Paragraph (2) of section 308(b) of such Act (20 U.S.C. 5888(b)) is amended—

(1) in subparagraph (L), by striking "and" after the semicolon;

(2) in subparagraph (M), by striking the period and inserting "; and"; and

(3) by adding at the end the following new subparagraph:

"(N) supporting activities relating to the use of computers and computer-related tech-

nology, the use of technology-enhanced curricula and instruction, or the purchase of computers.".

September 16, 1996

Goals 2000: summary of pending Gregg amendment (SIG96.432) to H.R. 3755, the FY 97 appropriations bill for ED

The draft Gregg amendment would add language to §304 of the Goals 2000: Educate America Act that is apparently designed to provide another option for States that are not participating in the Goals 2000 program but that would like to receive Goals 2000 funds.

Under this option, a State educational agency (or a local educational agency in a State that was not participating as of October 20, 1995 but that has given its approval for direct LEA participation) is entitled to receive its Goals 2000 funds for any fiscal year if it certifies to the Secretary that it will use those funds to "purchase a classroom computer, or related technology, that is used for an instructional purpose or for academic improvement". The SEA or LEA would be exempt from all other requirements of Goals 2000. Thus, the SEA or LEA would not need to show, for example, that its planned purchase of computers is part of an overall plan to improve education for all children, or that it even has such a plan.

The major interpretative problem with the Gregg amendment is its lack of clarity on which States may take advantage of this alternative. The reference to LEAs is explicitly confined to those described in §304(e)(1), i.e., LEAs in those States in which the SEA: (1) was not participating as of October 20, 1995, but (2) has approved direct participation by LEAs. The reference to SEAs, however, is not limited to States that have declined to participate (whether or not they've allowed their LEAs to). Thus, every SEA in the Nation would be free to abandon its current Goals 2000 program and use its annual allocation for classroom computers and related technology, with no obligation to comply with any other Goals 2000 requirement.

Another problem would be calculating the amount that an LEA "would have received" under §304(e) if it were "eligible" under that provision. Presumably, this means that such an LEA would first have to go through the sham of submitting an application that is "consistent" with the Act, the Secretary would decide whether to give it a grant on the basis of that application, and the LEA would then ignore its approved application and spend the funds for computers. The other reading of "eligible" is that all LEAs in the State can request funds for computers since they are all "eligible" to submit applications under §304(e). It's not at all clear how the Secretary would distribute the funds in that case. An additional complicating factor is that, within the same State, some LEAs could opt to go the computer route, while others would opt for a "normal" Goals 2000 program.

O:\SIG\SIG96.432

AMENDMENT NO. ____ Calendar No. ____

Purpose: To assist State educational agencies and certain local educational agencies in purchasing a classroom computer, or related technology, that is used for an instructional purpose or for academic improvement.

IN THE SENATE OF THE UNITED STATES—104th Cong., 2d Sess.

H.R. 3755

Making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1997, and for other purposes.

Referred to the Committee on _____
and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. GREGG

Viz:

On page 71, between lines 3 and 4, insert the following new section:

SEC. 308. Section 304 of the Goals 2000: Educate America Act (20 U.S.C. 5884) is amended by adding at the end the following new subsection:

"(f) SPECIAL RULE FOR CLASSROOM COMPUTERS AND RELATED TECHNOLOGY.—

"(1) IN GENERAL.—Notwithstanding any other provision of law—

"(A) the Secretary shall make available, to any State educational agency, or local educational agency described in subsection (e)(1), that submits to the Secretary the certification described in paragraph (2) for a fiscal year, the amount of funds such State educational agency or local educational agency, respectively, would have received under this section for such fiscal year if such agency were eligible for assistance under this title for such year; and

"(B) such State educational agency or local educational agency, respectively, shall not be required to comply with any provision of this Act other than this subsection.

"(2) CERTIFICATION.—Each State educational agency, or local educational agency described in subsection (e)(1), that desires to receive funds under paragraph (1) for a fiscal year shall certify to the Secretary that the agency will use such funds for such year to purchase a classroom computer, or related technology, that is used for an instructional purpose or for academic improvement.".

UNITED STATES DEPARTMENT OF EDUCATION

OFFICE OF THE SECRETARY

September 23, 1996

MEMORANDUM TO KEN APFEL

FROM: Mike Smith
Acting Deputy Secretary of Education

Secretary Riley and I continue to be opposed to any amendment which would alter the authorized purposes of Goals 2000 or give the perception of altering the authorized purposes of Goals 2000. I believe you have also spoken with Mike Cohen about this matter and we are all in agreement.

Attached is the letter that the Secretary sent to Senators Hatfield, Specter, Byrd and Harkin on this matter.

If you have any questions please feel free to contact me or Jennifer Davis at (202)401-3049.

cc: Kay Casstevens
Susan Frost
Mike Cohen

TO MIKE COHEN
From Kay

O:\SIG\SIG96.560 S.L.C.

New Goals

AMENDMENT NO. ____ Calendar No. ____

Purpose: To provide for classroom computers and related technology.

IN THE SENATE OF THE UNITED STATES—104th Cong., 2d Sess.

(no.) _____

(title) _____

Referred to the Committee on _____
and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by _____

Viz:

At the appropriate place, insert the following:

SEC. ___. CLASSROOM COMPUTERS AND RELATED TECHNOLOGY.

(a) IN GENERAL.—Section 304 of the Goals 2000: Educate America Act (20 U.S.C. 5884) is amended by adding at the end the following new subsection:

"(f) CLASSROOM COMPUTERS AND RELATED TECHNOLOGY.—

"(1) IN GENERAL.—Notwithstanding any other provision of this title, the Secretary shall make avail-

able to the State educational agency serving each eligible State the allotment that the State educational agency would have received under this section for a fiscal year if such agency were eligible for assistance under this title for such year, to enable such agency to award subgrants, ~~on a~~ competitive or ~~discretionary basis~~ distributed according to a State formula, to local educational agencies within the State to support the use of computers and computer-related technology, the use of technology-enhanced curricula and instruction, the purchase of computers, or computer-related technology.

"(2) USE OF ALLOTTED FUNDS.—

"(A) IN GENERAL.—Each State educational agency receiving an allotment pursuant to paragraph (1) shall certify to the Secretary that the allotted funds will be used to pay for the use of computers and computer-related technology, the use of technology-enhanced curricula and instruction, the purchase of computers, or computer-related technology.

"(B) CONSTRUCTION.—Nothing in this title shall be construed to permit the Secretary or any other officer or employee of the Federal Government to review or approve a State's plan, or academic standards contained in such

plan, in order to receive an allotment pursuant to paragraph (1).

"(3) ELIGIBLE STATE.—For the purpose of this subsection the term 'eligible State' means a State that—

"(A) is not participating in the program under this title as of ~~October 1, 1996~~ Sept 15, 1996; or

~~"(B) is participating in the alternative submission process under section 306(n)(4) as of October 1, 1996.";~~

(b) SPECIAL RULE.—Paragraph (2) of section 308(b) of such Act (20 U.S.C. 5888(b)) is amended—

(1) in subparagraph (L), by striking "and" after the semicolon;

(2) in subparagraph (M), by striking the period and inserting "; and"; and

(3) by adding at the end the following new subparagraph:

"(N) supporting activities relating to the use of computers and computer-related technology, the use of technology-enhanced curricula and instruction, the purchase of computers, or computer-related technology.".

O:\SIG\SIG96.557 **DISCUSSION DRAFT** S.L.C.

AMENDMENT NO. ____ Calendar No. ____

Purpose: To provide for classroom computers and related technology.

IN THE SENATE OF THE UNITED STATES—104th Cong., 2d Sess.

(no.) _____

(title) _____

Referred to the Committee on _____
and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by _____

Viz:

At the appropriate place, insert the following:

SEC. ___. CLASSROOM COMPUTERS AND RELATED TECHNOLOGY.

(a) IN GENERAL.—Section 304 of the Goals 2000: Educate America Act (20 U.S.C. 5884) is amended by adding at the end the following new subsection:

"(f) CLASSROOM COMPUTERS AND RELATED TECHNOLOGY.—

"(1) IN GENERAL.—The Secretary shall make available to the State educational agency serving

each eligible State the allotment that the State educational agency would have received under this section for a fiscal year if such agency were eligible for assistance under this title for such year, to enable such agency to award subgrants, on a competitive or discretionary basis, to local educational agencies within the State to support the use of computers and computer-related technology, the use of technology-enhanced curricula and instruction, or the purchase of computers.

"(2) APPLICABILITY.—

"(A) IN GENERAL.—Each State educational agency receiving an allotment pursuant to paragraph (1) shall include in the State improvement plan submitted under section 306 or the assurance submitted under section 306(n)(4) a description of the State's plan for the use of the computers and computer-related technology, the use of technology-enhanced curricula and instruction, or the purchase of computers, and a description of how the computers, technology, or curricula and instruction will be used for school reform in the context of the State plan.

"(B) CONSTRUCTION.—Nothing in this title shall be construed to permit the Secretary or any other officer or employee of the Federal Government to review or approve a State's plan, or academic standards contained in such plan, in order to receive an allotment pursuant to paragraph (1).

"(3) ELIGIBLE STATE.—For the purpose of this subsection the term 'eligible State' means a State that—

"(A) is not participating in the program under this title as of ~~October~~ Sept. 1, 1996; or

"(B) is participating in the alternative submission process under section 306~~(n)(4)~~ (e) as of October 1, 1996.".

(b) SPECIAL RULE.—Paragraph (2) of section 308(b) of such Act (20 U.S.C. 5888(b)) is amended—

(1) in subparagraph (L), by striking "and" after the semicolon;

(2) in subparagraph (M), by striking the period and inserting "; and"; and

(3) by adding at the end the following new subparagraph:

"(N) supporting activities relating to the use of computers and computer-related tech-

nology, the use of technology-enhanced curricula and instruction, or the purchase of computers.".

THE WHITE HOUSE
WASHINGTON

William Clyburn
Sen. Robb's office
224 8528

Ridge Taylor Sky6

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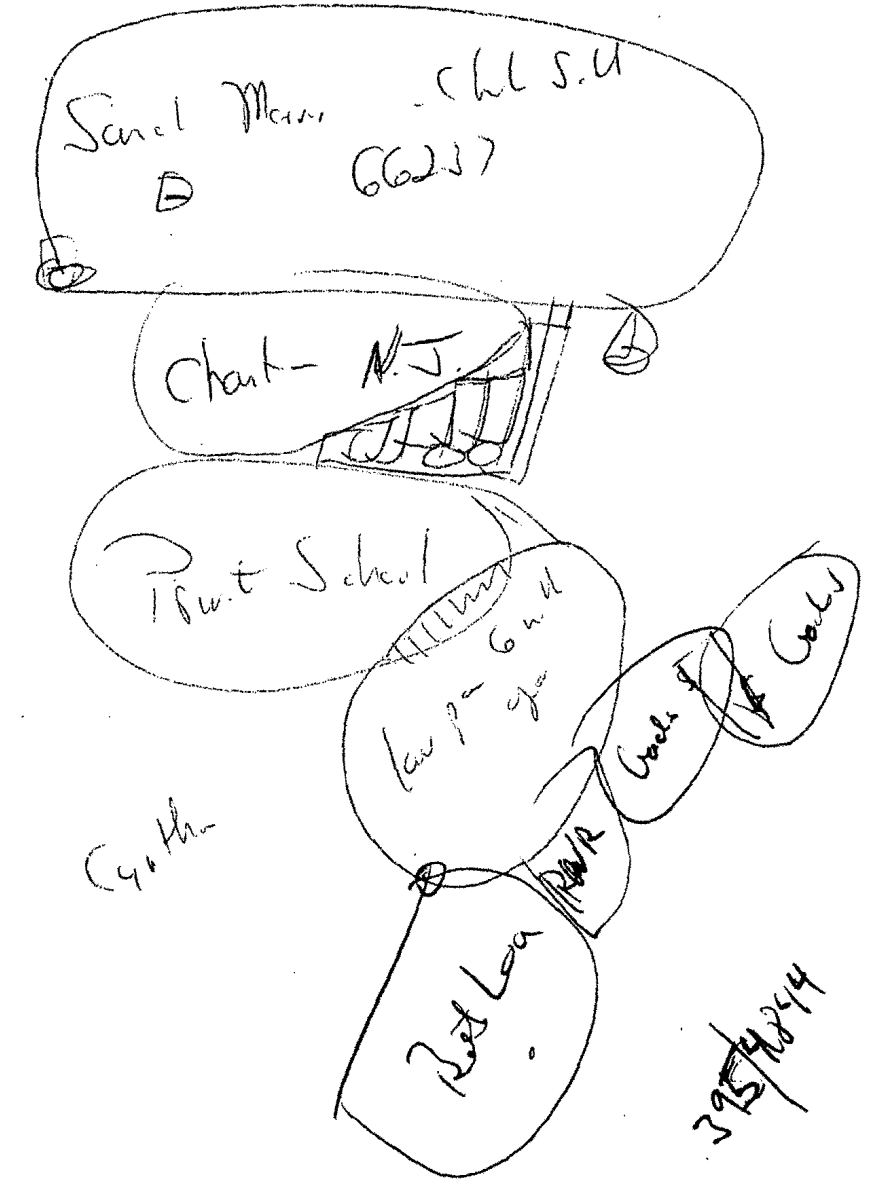
THE WHITE HOUSE
WASHINGTON



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UNITED STATES DEPARTMENT OF EDUCATION

OFFICE OF THE SECRETARY

FAX TRANSMITTAL

TO: Mike Cohen

ORGANIZATION: _____

FAX NUMBER: _____

FROM: JENNIFER DAVIS, Special Assistant to the Secretary

PHONE NUMBER: (202) 401-3049 FAX NUMBER: (202) 401-0596

MESSAGE: Latest "back pocket" amendment.
Hope you got voice mail.
J

2 pages to follow

DRAFT
September 23, 1996
9:30 AM

Amendment to H.R. 3755, Title III - Department of Education Appropriations Act, 1997

SEC. ____. Section 304 of the Goals 2000: Educate America Act is amended by adding at the end thereof a new subsection (f) to read as follows:

"(f) DIRECT GRANTS FOR TECHNOLOGY AND OTHER ACTIVITIES. Notwithstanding any other provision of this title, if a State educational agency was not participating in the program under this section as of September 1, 1996, and local educational agencies in that State are not participating under subsection (e) of this section for any fiscal year, the Secretary shall use all or a portion of the allotment that the State would have received under this section for that fiscal year to award grants to local educational agencies in the State for activities to implement their comprehensive local education improvement plans that meet the requirements of section 309(a)(3), which may include the acquisition of technology and related materials.

* * * * *

[redacted] amendment would allow LEAs in any State [redacted] the SEA [redacted] as of September 1, 1996 [redacted] and New Hampshire) AND in which [redacted] direct grants (this could happen if the SEA in Montana, Oklahoma, or New Hampshire withdraws its approval for [redacted] to apply for direct grants from the Secretary. [redacted]

[redacted] would have to develop local reform plans [redacted] requirements that apply to LEAs seeking subgrants from SEAs under the "regular" Goals 2000 program. These [redacted] could be used to acquire technology and related materials or for any other activities that would implement their local reform plans.

DRAFT
September 18, 1996
3:30 PM

Amendment to H.R. 3755, Title III - Department of Education Appropriations Act, 1997

SEC. ____. Section 304 of the Goals 2000: Educate America Act is amended by adding at the end thereof a new subsection (f) to read as follows:

"(f) DIRECT GRANTS TO CARRY OUT LOCAL REFORM PLANS.

Notwithstanding any other provision of this title, if a State educational agency was not participating in the program under this section as of the date of enactment of the Department of Education Appropriations Act, 1997, and local educational agencies in that State are not participating under subsection (e) of this section for any fiscal year, the Secretary shall use all or a portion of the allotment that the State would have received under this section for that fiscal year to award grants to local educational agencies in the State for the implementation of their comprehensive local education improvement plans that meet the requirements of section 309(a)(3).

* * * * *

This amendment is the same as the previous one, except that LEAs

could use their direct grants for any activities consistent with their local reform plans, not just for technology.

DRAFT
September 18, 1996
3:30 PM

Amendment to H.R. 3755, Title III - Department of Education Appropriations Act, 1997

SEC. ____. Section 304 of the Goals 2000: Educate America Act is amended by adding at the end thereof a new subsection (f) to read as follows:

"(f) DIRECT GRANTS FOR TECHNOLOGY. Notwithstanding any other provision of this title, if a State educational agency was not participating in the program under this section as of the date of enactment of the Department of Education Appropriations Act, 1997, and local educational agencies in that State are not participating under subsection (e) of this section for any fiscal year, the Secretary shall use all or a portion of the allotment that the State would have received under this section for that fiscal year to award grants to local educational agencies in the State for the acquisition of technology and related materials in order to implement their comprehensive local education improvement plans that meet the requirements of section 309(a)(3).

* * * * *

This amendment would allow LEAs in any State that was not participating when the amendment is enacted (presumably, just Virginia) or in which LEAs are not receiving direct grants (this could happen if the SEA in Montana, Oklahoma, or New Hampshire withdraws its approval for them to do so) to apply for direct grants from the Secretary, without the State's approval.

However, these direct grants could be used only to acquire technology and related materials, and the LEAs would have to develop local reform plans that meet the same requirements that apply to LEAs seeking subgrants from SEAs under the "regular" Goals 2000 program.

DRAFT
September 18, 1996
3:30 PM

Amendment to H.R. 3755, Title III - Department of Education Appropriations Act, 1997

SEC. ____. Section 304(e) of the Goals 2000: Educate America Act is amended by adding at the end thereof a new paragraph (4) to read as follows:

"(4) USE OF FUNDS FOR TECHNOLOGY. Notwithstanding any other provision of this title, a local educational agency may use funds it receives under this subsection for the acquisition of technology and the use of technology-enhanced curricula and instruction, consistent with its application under paragraph (2).

* * * * *

This amendment would "clarify" what is already true, i.e., that LEAs receiving direct grants under the new §304(e) program may use their grant funds for technology. This language tracks the "Istook amendment", which added this same language to §309(a)(6), which describes the permissible activities for LEAs after their first year of participation in the "regular" Goals 2000 program.

THE WHITE HOUSE

WASHINGTON

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202-4024

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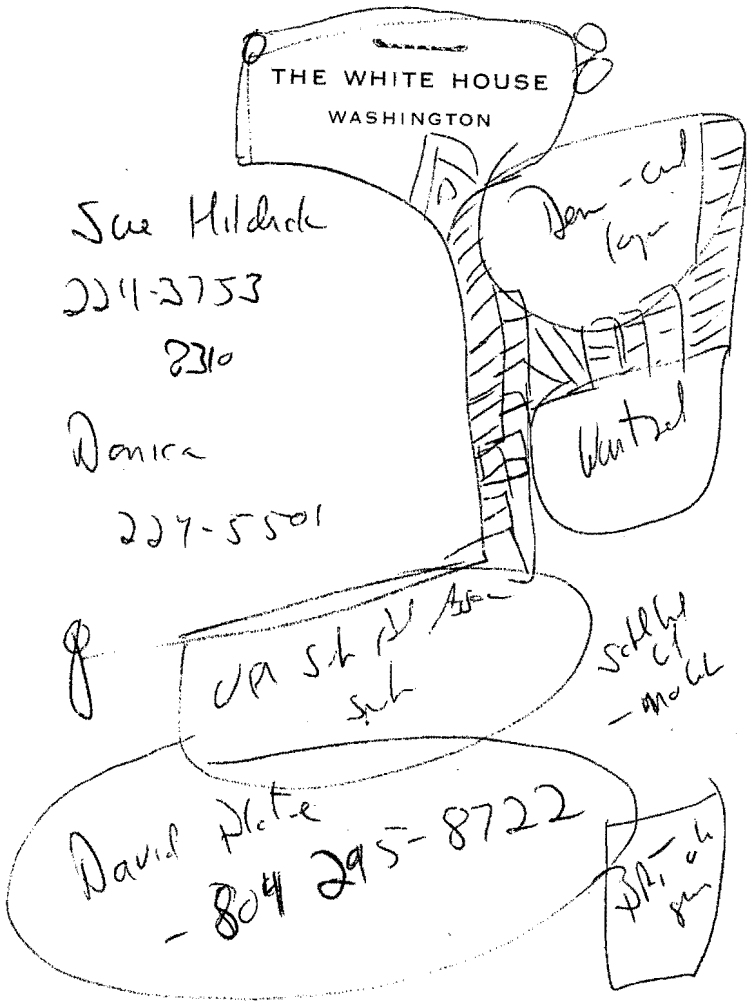

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Virginia School Boards Association
2320-B Hunters Way ·Charlottesville, Virginia 22911
(804) 295-8722, Fax (804) 295-8785
Internet Home Page: http://www.comet.net/vsba

Date: 9/18/96

To: Mike Cohen

From: David Blount, VSBA

Re: Amendments to Goals 2000

Gregg Amendment

Number of pages: 2
(including this sheet)

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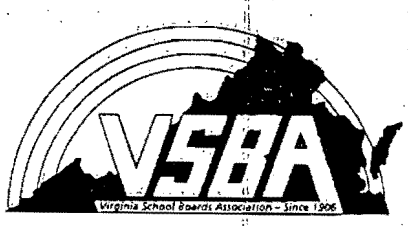

"Children Are Our Common Wealth"
Virginia School Boards Association
2320-B Hunters Way · Charlottesville, Virginia 22901
(804) 295-8722, Fax (804) 295-8785

September 18, 1996

The Honorable Arlen Specter
530 Senate Hart Office Building
Washington, D.C. 20510

Dear Senator Specter:

The purpose of this letter is to inform you of Virginia School Boards Association positions related to amendments being considered to Goals 2000: The Educate America Act.

The VSBA Board of Directors voted unanimously at its March 17, 1995, meeting and reaffirmed, with two dissenting votes, at its March 15, 1996, meeting to support participation by the state in Goals 2000, citing the "local flexibility" contained in the Act.

Consistent with these positions, the VSBA believes that local school boards should decide 1) whether to apply for Goals 2000 funding, and 2) how to use that funding should they receive it. The VSBA would oppose any actions that would limit the options/choices available to local school boards in this regard.

We hope this information is helpful to you. Please call if we can be of further assistance.

Sincerely,

Frank K. Wilson /cc

Frank K. Wilson, Chairman
VSBA Federal Relations Committee

cc: VSBA Board of Directors

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

SUBCOMMITTEE ON CIVIL SERVICE
RANKING MINORITY MEMBER

COMMITTEE ON INTERNATIONAL RELATIONS

SUBCOMMITTEE ON INTERNATIONAL OPERATIONS AND HUMAN RIGHTS

Congress of the United States

House of Representatives

Washington, DC 20515–4608

JAMES P. MORAN
8TH DISTRICT OF VIRGINIA

WASHINGTON OFFICE:
405 CANNON HOUSE OFFICE BUILDING
WASHINGTON, DC 20515–4608
(202) 225–4376

September 12, 1996

The Honorable Judd Gregg
SR-393
United States Senate
Washington, D.C. 20510

Dear Senator Gregg:

I understand that you are offering an amendment this afternoon on behalf of Senator Warner that will allow local school districts to accept Goals 2000 funding as little more than a technology block grant.

In the interest of maximum flexibility to local school districts, I ask you to not offer this amendment. Localities should be left the discretion to decide what goals it believes are the most important to help raise its students' level of achievement.

As both the Department of Education and Senator Bob Dole have previously said (see the attached letters), states and school districts may now use 100% of Goals 2000 funding for technology. Nonetheless, some localities may decide that they would prefer to use the funding for other goals such as anti-drug programs, teacher development programs, or adult illiteracy classes.

If a state does not want to participate in Goals 2000, and local school districts do (as 93 school districts in Virginia have expressed), the federal government should not place limits on local use of Goals 2000 funds even for purposes as broad and important as technology.

I was pleased to hear that New Hampshire has allowed its localities to apply directly to the Department of Education for Goals 2000 funding. I am hopeful that Virginia's schools may have the same opportunity soon. In the interest of preserving local decision-making over education priorities in both New Hampshire and Virginia, I encourage you to not offer this amendment.

Thank you for your consideration.

Sincerely,

James P. Moran

JPM/pdc
cc: Senator John Warner
Senator Tom Harkin
Senator Charles S. Robb
Encls.

...as its chief ...

...thern Virginia
...s overly ambi-
...Li ...nd va...

Delays were caused by the need to retrain welfare workers to emphasize job placement to clients rather than simply processing applications kept pace, he said.

Carter also criticized Arlington officials for not conducting regular reviews of welfare cases to determine ... Carter

...ery six months.

Carter said 747 reviews out of a county caseload of 1,222 were overdue.

Carter conceded that some cases

rge Allen,
d the man-
but "like

▼ **WELFARE** *FROM PAGE B1*

in implementing welfare reform.
"We have had discussions on how

through the system is overly ambitious."

Arlington has sought, and received a one-month extension on the

retrain welfare workers to emphasize job placement to clients rather than simply processing applications for assistance, Carlen said.

Carter also
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views of welfa

als oppose Goals 2000 move

Davis, special assistant to Educa-
Richard W. Riley.
v. George Allen had requested
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its localities participate in the

contended the federal money
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sought leeway from Congress to
ey for computers, without any
s attached.
letter to key senators last week:
to express my strong opposition
nent which would alter the autho-

rized purposes of the Goals 2000: Educate America Act."

According to Riley's letter, teacher training, raising academic standards, starting charter schools and improving technology are among uses that school districts have made for Goals 2000 money.

"Local districts should continue to have the flexibility to focus Goals 2000 funds to meet their needs," he wrote. The letter did not refer to any specific amendment at issue.

Gregg was armed with his draft amendment when the Senate Appropriations Committee met last week and approved the fiscal 1997 spending bill for labor, health and human services and education.

But Gregg didn't introduce his amendment, and a spokesman said Gregg wanted to work on it further with Sen. Arlen Specter, chairman of the subcommittee with authority over the issue.

The Senate may be considering the labor, health and human services bill as early as this week. A spokesman for Gregg could not be reached yesterday for a comment on the Riley letter.

Allen's spokesman, Ken Stroupe, said yesterday he had not interpreted the original Gregg amendment as limiting Goals 2000 funds to computer or technology expenditures.

church group plans an appeal

ogram issued zoning-violation notice

SS *FROM PAGE B1*

and feeds between 75 and 90

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Stuart Circle Parish in June to
gram to First English, 1603 Mon-

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to express concerns about the
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Sunday afternoon. In response,
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sued an initial zoning violation to
Aug. 19. Because of a typograph-
the original notice, a second was
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ow said. "I have no choice. In fact,
would be in violation of the city

zoning ordinance."

But supporters of the church say feeding the hungry should be considered an extension of freedom of religion and therefore immune from the zoning regulation.

"The Bible provides ample evidence that there is nothing more fundamental to the mission of a church than to take care of persons in need, especially the hungry," said Robert S. Alley, professor emeritus in humanities at the University of Richmond.

Alley said he was astonished the city questioned the church's right to continue the meal program and said he thought the ordinance discriminated against Richmond's homeless population.

"It is directly aimed at the most needy persons," he said. "They have no record of violence, but they're poor and they're hungry and they're homeless."

Kent Willis, executive director of the American Civil Liberties Union of Virginia, said shutting down the meal program represents a violation of the free exercise clause of the Constitution and the Religious Freedom Act of 1993.

Earlier this month, Willis sent a letter to Benbow, City Manager Robert C. Bobb and City Councilman Timothy M. Kaine expressing support for the church and saying his organization was prepared to take legal action if the zoning violation was not rescinded. However, Brown said she hopes the matter can be settled without involving the organization.

Brown said the parish has tried to accommodate the wishes of neighbors by making several changes in the program, including moving it inside the church to reduce visibility and replacing box lunches with sit-down meals to cut down on littering.

"What I think is the important issue is recognizing our common shared humanity," she said. "Any one of us could be in this situation. And hopefully if we are, there will be someone who will be reaching out to us."

Volunteer Patti Russell said she was surprised the meal program had been drawing complaints from neighbors. No incidents have ever been reported in her 15 years as a meal program volunteer, she said.

Not all of the people who take advantage of the meal program are homeless, she said. Some work but are living on a limited budget and the meal helps make ends meet. Many have come to depend on the Sunday afternoon lunch, Russell said.

"When people need help, they look for a church," she said.

nds its efforts on welfare reform

keep a Sunday afternoon meal program for the homeless.

The group is preparing an appeal and will file it before

Federal officials oppose Goal

BY PETER HARDIN
TIMES-DISPATCH WASHINGTON CORRESPONDENT

WASHINGTON — President Clinton's Department of Education says it opposes a measure drafted by a New Hampshire senator to help Virginia receive federal Goals 2000 money to spend solely for classroom computers.

An Education Department official said the department interpreted a draft amendment by Sen. Judd Gregg, R-N.H., as requiring that all Goals 2000 money support technology, and it would oppose his measure.

"We feel that [amendment] actually limits local control" of how to spend the federal funds, said Jennifer Davis, special assistant to Education Secretary Richard W. Riley.

Virginia Gov. George Allen had requested the amendment. Virginia is the only state that has rejected the Goals 2000 cash and has refused to let its localities participate in the program.

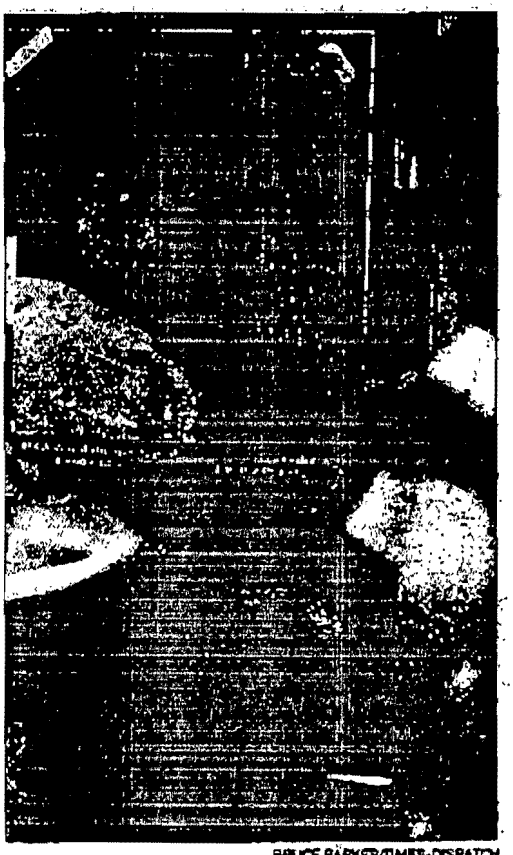
Allen has contended the federal money would carry intrusive mandates and restrictions, and he sought leeway from Congress to use the money for computers, without any federal strings attached.

Riley sent a letter to key senators last week: "I am writing to express my strong opposition to any amendment which would alter the authorized purposes of the Goals 2000 America Act."

According to Riley's letter, teache raising academic standards, startin schools and improving technology a uses that school districts have made 2000 money.

"Local districts should continue t flexibility to focus Goals 2000 fund their needs," he wrote. The letter dic to any specific amendment at issue

Gregg was armed with his draft ar when the Senate Appropriations C met last week and approved the fi spending bill for labor, health and hu



BRUCE PARKER/TIMES-DISPATCH

MOVED BY FAITH. A poster in First English Lutheran's kitchen reflects the religion-based right claimed by program workers.

Fan church group pla

Meal program issued zoning-violation notice

▼ **HOMELESS** *FROM PAGE B1*

3:30 and 4:15 and feeds between 75 and 90 people.

Space concerns at Pace United Methodist prompted the Stuart Circle Parish in June to move the program to First English, 1603 Monument Ave.

Within weeks of the move, neighbors of the church began to express concerns about the influx of homeless people the program brought into the area on Sunday afternoon. In response, David Johannas, acting president of the Lower Fan Civic Association, sent a letter to the zoning administration questioning the legality of the meal program.

The city issued an initial zoning violation to the church on Aug. 19. Because of a typographical error in the original notice, a second was sent on Sept. 3.

Zoning Administrator Roy Benbow said city law states that programs similar to the one at First English can be held only seven times a year in residential neighborhoods.

"I am compelled to send them a violation notice," Benbow said. "I have no choice. In fact, if I did not, I would be in violation of the city zoning ordinance."

But supporters of the church say f hungry should be considered an ex freedom of religion and therefore imu the zoning regulation.

"The Bible provides ample evid there is nothing more fundamental t sion of a church than to take care of need, especially the hungry," said Alley, professor emeritus in humani University of Richmond.

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Kent Willis, executive director of t can Civil Liberties Union of Virginia, ting down the meal program represe tion of the free exercise clause of the tion and the Religious Freedom Ac

Earlier this month, Willis sent a Benbow, City Manager Robert C.

Arlington defends its efforts on w

4,000 people in Northern Virginia . Delays were caused by the need to kept pace, he s

Richmond Times-Dispa

OBITUARIES B2
WEATHER MAP ...B6

VIRGIN

Riley opposes plan for Goals 2000 money

Compromise legislation that would allow Virginia to use federal Goals 2000 funds to buy classroom computers is being opposed by the Clinton administration.

Gov. George Allen refused to let Virginia localities participate in the program because he said it had strings attached that restricted local authority.

Allen requested an amendment to a bill in Congress that would allow Virginia to use the funds soley to buy computers.

Now, Education Secretary Richard W. Riley has written key senators a letter opposing any amendment, saying it would limit schools' flexibility.

Virginia was the only state to reject Goals 2000 funding.

Details, Page B5

No errors cited

Craft from Wallops Flight Center missed p

BY BILL GEROUX
TIMES-DISPATCH STAFF WRITER

NASA's Wallops Island Flight Center did nothing wrong in launching a rocket Aug. 29 that passed close enough to a commercial jetliner for the pilot to see the rocket trail, the National Transportation Safety Board has concluded.

Wallops engineers "issued all the appropriate notices before launching the rocket," Shelly Hazel, a spokeswoman for the NTSB in Washington, said yesterday. "They also left an even larger than required distance between the rocket and the plane."

Hazel said the unmanned, suborbital rocket, carrying a classified experiment for t Department of Defense, passed the Ame can Airlines Boeing 757 at a distance grea than five miles. The minimum distance quired is three miles, she said.

Since the pilot reported seeing only trail of the rocket, the rocket already n have passed by the time the plane nea Wallops on its course from San Juan, Pue Rico, to Boston, Hazel said.

The pilot did not see a need to take evas action after spotting what he said looked l a "missile."

Hazel said the pilot might not even h reported the sighting if not for continu public anxiety over the unexplained ex

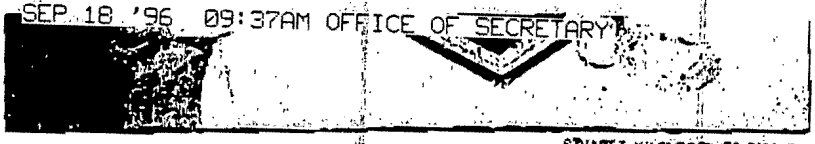
Fan church group plans an appeal

Meal program for homeless to fight zoning-violation notice

BY CARRIE JOHNSON
TIMES-DISPATCH STAFF WRITER

Members of a Fan District church association say they're going to fight a city zoning violation notice to [illegible] meal program for the homeless

SEP 18 '96 09:37AM OFFICE OF SECRETARY P.3/4



STUART T. WAGNER/TIMES-DISPATCH

JUST LIKE AT THE BEACH. Frazier T. Boyd III and his partner are planning to open a bikini bar at the Camelot at 1708 E. Main St.

first scheduled "name" act will be Sapphira Scream, who will appear Sept. 30 through Oct. 5. According to a newspaper ad, she has been featured in several men's magazines and in more than 100 adult films.

Boyd noted the ad included a picture of a woman in a bikini. "That's exactly how they have to be clothed, just like the ad," he said.

He also said he expected a fight from neighboring

State seeks to use Goals 2000 funds

▼ **FUNDS** *FROM PAGE B1*

en up an opportunity to buy more technology for our classrooms, make our schools safer and help our children become the best in the world in math and science," Moran said Wednesday.

Yesterday, Moran wrote Gregg urging him not to offer his amendment, saying it would allow school districts to accept Goals 2000 money "as little more than a technology block grant."

If Gregg's proposal were enacted into law as Virginia officials described it, Virginia would lose its distinction as the only state rejecting Goals 2000 money. And what once was looming as a hot political issue in next year's governor's race might become a bit cooler.

Lt. Gov. Donald S. Beyer Jr., the presumed Democratic nominee for governor, has accused Allen of putting conservative ideology ahead of public support for Goals 2000. More than two-thirds of Virginia's local school boards favor the program.

Allen wrote Gregg a thank-you letter yesterday. It said Gregg's amendment "will allow states to use their Goals 2000 funds *exclusively* for the purchase of classroom computers and related technology without having to submit to any of the intrusive and burdensome requirements of the Goals 2000 law."

Virginia cares greatly about true education reform, has adopted rigorous standards of learning and plans to implement assessment testing, Allen wrote.

"Technology is an important aspect of this reform and your amendment will allow Virginia to continue on its course of academic excellence without the burdensome yoke of the Goals 2000 mandates and restrictions," he added.

Future funding for Goals 2000, however, remains uncertain. The House of Representatives favors eliminating funding for the program. The Senate, on the other hand, is considering $355 million for fiscal 1997, according to Virginia officials.

Such differences are usually tackled in conferences between House and Senate negotiators.

Couple charge housing bias

Housing Opportunities Made Equal Inc. and a black couple have filed a suit in Richmond Circuit Court alleging that Tepper Bros. Realty Co. discriminated against the couple when they tried to find an apartment.

The couple alleges that an agent of the company denied them an apartment in a predominantly white neighborhood in the Fan District and steered them to an apartment on Grayland Avenue, which is predominantly black.

The suit filed Wednesday alleges that the couple went to HOME, which sent people posing as home seekers to Tepper Bros.

White and black testers were treated differently, the suit alleges. Those differences included refusal to meet with a black tester unless her husband was present, without imposing such a condition on a white tester, and telling black testers in June 1995 that nothing would be available until September while telling white testers that units would be available in June and July.

The suit asks for a court order barring Tepper Bros. from discriminating on the basis of race and for $500,000 in damages.

Drive only a

BY MA

TIMES-DISPAT

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VIRGINIA

ITUARIES B2
ATHER MAP ...B12

SEP 18 '96 09:36AM OFFICE OF SECRETARY

Va. seeks use of Goals 2000 funds

Allen says ally in Congress can get acceptable terms

BY PETER HARDIN
TIMES-DISPATCH
WASHINGTON CORRESPONDENT

THE ASSOCIATED PRESS

WASHINGTON — Gov. George Allen yesterday a measure drafted by a Harrisonburg senator would allow gia to take federal Goals 2000 cation money for public class- computers under conditions the Old Dominion could accept.

Virginia is the only state that rejected the federal Goals 2000 cash and has refused to let its localities participate in the program.

Allen has contended that taking the federal money would have invited federal meddling in the operation of local schools.

The governor sought leeway from Congress to use the education money for classroom computers on terms Virginia could accept. He found in Sen. Judd Gregg, R-New Hampshire, a philosophical ally willing to sponsor a friendly rider.

Gregg had prepared an amendment for action in a Senate committee yesterday, but it was not introduced. Gregg and Sen. Arlen Specter, chairman of the Senate Appropriations subcommittee with authority over the legislation, must still tackle final wording of the provision, their spokesmen said.

The measure's backers hope that once a final agreement is reached, the provision will be inserted into a fiscal 1997 appropriations bill for the departments of Labor, Health and Human Services, and Education, to be taken up soon on the Senate floor.

"I have every confidence that the bill will move to the floor with the language allowing Virginia to use the money for computers with no strings attached," Allen spokesman Ken Stroupe said yesterday.

Laurie Silverman, a spokesman for Gregg, said, "I'm hopeful we are ing to be able to work out an agr ment with Sen. Specter and this go through."

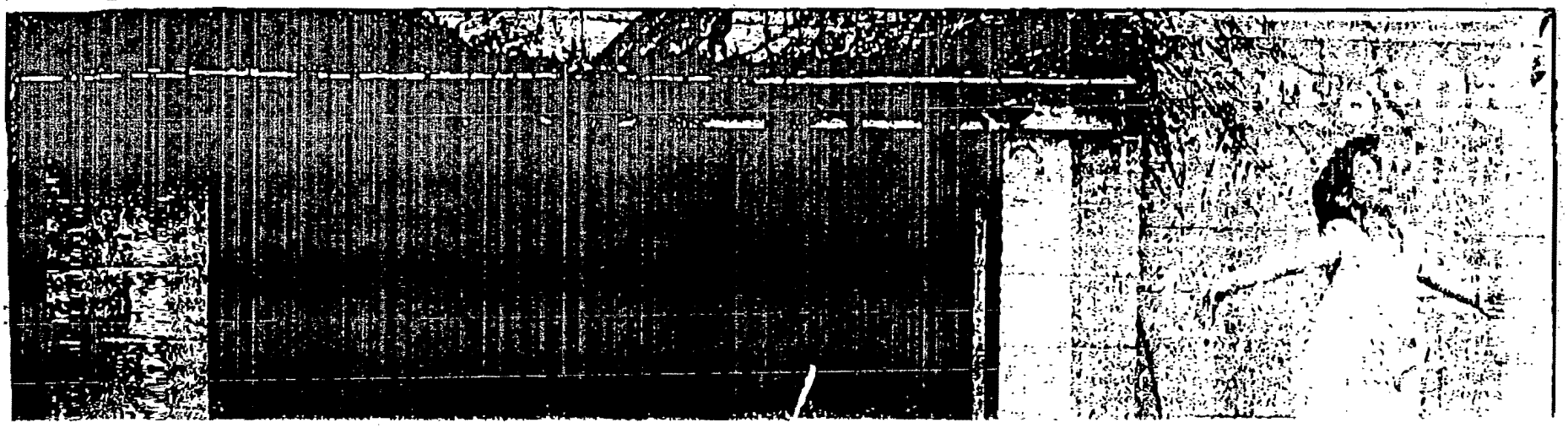
When Virginia passed up the f eral program, $6.7 million that could have received was reallocat to other states.

That rankled critics of the All policy, especially Rep. James Moran Jr., D-8th.

"By refusing to participate Goals 2000, Governor Allen has g

PLEASE SEE FUNDS, PAGE B3

Making it clean and neat



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Decisior

P.2/4

UNITED STATES DEPARTMENT OF EDUCATION

OFFICE OF THE SECRETARY

FAX TRANSMITTAL

TO: Mike Cohen

ORGANIZATION:

FAX NUMBER:

FROM: JENNIFER DAVIS, Special Assistant to the Secretary

PHONE NUMBER: (202) 401-3049 FAX NUMBER: (202) 401-0596

MESSAGE: Pres from VA and mom letter.

4 pages to follow

[2] From: Paul Riddle at WDCE04 9/25/96 4:02PM (4494 bytes: 8 ln, 1 fl)
To: Jennifer Davis at WDCB02
cc: Thomas Corwin at WDCT02, Thomas Fagan at WDCJ01, Marilyn Hall at WDCT01, Dennis Koeppel, Jack Kristy, Patricia Mathews at WDCT02
Subject: Goals 2000, again
---------- Message Contents ----------

Text item 1:

Here's the latest variation you requested. This is a rewrite of Senate draft SIG96.560, which requires the State to certify that the funds will be used for computers, etc., rather than to add descriptive material to its plan or assurance. As Jack noted yesterday, this version is also ambiguous with respect to eligibility of the 3 current "by-pass" States, because it's not clear whether those States were "participating in the program" as of the 15th.

DRAFT
September 25, 1996
4:00 PM

CLASSROOM COMPUTERS AND RELATED TECHNOLOGY

SEC. ___. (a) IN GENERAL. Section 304 of the Goals 2000: Educate America Act (20 U.S.C. 5884) is amended by adding at the end the following new subsection:

"(f) CLASSROOM COMPUTERS AND RELATED TECHNOLOGY.--(1) IN GENERAL. Notwithstanding any other provision of this title, the Secretary shall make available to the State educational agency serving each eligible State the allotment that the State educational agency would have received under this section for a fiscal year if such agency were eligible for assistance under this title for such year, to enable such agency to award subgrants, on a competitive basis, to local educational agencies within the State to implement local improvement plans that meet the requirements of section 309(a)(3), through the use of computers and computer-related technology, the use of technology-enhanced curricula and instruction, the purchase of computers, or computer-related technology.

"(2) USE OF ALLOTTED FUNDS.--(A) IN GENERAL. Each State educational agency wishing to receive an allotment pursuant to paragraph (1) shall certify to the Secretary that the allotted funds will be used to pay for the use of computers and computer-related technology, the use of technology-enhanced curricula and instruction, the purchase of computers, or computer-related technology, in support of the State's improvement plan under this title.

"(B) CONSTRUCTION. Nothing in this title shall be construed to require a State to submit to the Secretary or any other officer or employee of the Federal Government for review or approval the State's plan, or academic standards contained in such plan, in order to receive an allotment pursuant to paragraph (1).

"(3) ELIGIBLE STATE. For the purpose of this subsection, the term 'eligible State' means a State that was not participating in the program under this title as of September 15, 1996.

(b) SPECIAL RULE. Paragraph (2) of section 308(b) of such Act (20 U.S.C. 5888(b)) is amended--

(1) in subparagraph (L), by striking "and" after the semicolon;

(2) in subparagraph (M), by striking the period and inserting "; and"; and

(3) by adding at the end the following new subparagraph:

"(N) supporting activities relating to the use of computers and computer-related technology, the use of technology-enhanced curricula and instruction, the purchase of computers, or computer-related technology.".

* * * * *

9/26

NOTE TO KEN APFEL AND BARRY WHITE

Mike Smith and I agree on the following, and urge you to pursue it:

- We ought to try hard during the negotiatins process to remove the language in the Goals 2000 appropriations prohibiting funds from being spent on national leadership activities, such as evaluation and technical assistance (see attached). The lack of these flexible funds has made it difficult to document and evaluate program implementation, share innovative ideas and practices among local districts, and provide leadership, support and direction in critical areas of education reform.

- If we are unable to get the restriction completely removed (which would allow the Secretary to set aside up to 5% of the appropriations for national leadership activities), then we should try for a smaller victory, such as:
  - a smaller ceiling on the set-aside, such as 2-3%. (providing $9.5 - $14.2 million, instead of the full $23.8 million)
  - a set aside devoted solely to program evaluation (in the $2 - $3 million range)

- We should be prepared to drop this request as part of a deal for the Republican's to drop the Warner/Specter amendment. <u>However, we should not agee to a deal in which we get national leadership funds in exchange for the Warner amendment</u>.

Mike Cohen

TITLE III--DEPARTMENT OF EDUCATION

EDUCATION REFORM

The conference agreement includes $691,000,000 for Education Reform, instead of the $175,000,000 included in the House in H.R. 3755 and $535,000,000 as proposed by the Senate in H.R. 3755 as reported from the Committee. Included in this amount is $491,000,000 for the Goals 2000: Educate America Act and $200,000,000 for School-to-Work programs. Total funding for School-to-Work including portions funded in the Departments of Labor and Education is $400,000,000.

The conference report amends the Goals 2000, Educate America Act to allow a state which is not currently participating in the program to receive funds under the current state grant allocation formula to purchase computers, software and other educational technology.

Administration Opposition to Warner amendment to Goals 2000

Goals 2000 provides flexible funds to states in the context of state and local efforts to raise academic standards and implement state and locally developed education improvement plans. States can use the funds for any purpose consistent with their own education improvement strategies.

The Warner amendment would permit Virginia to receive Goals 2000 funds and use them for the purpose of purchasing instructional technology, without any requirement that the State set academic standards, implement an education improvement strategy, or use the funds in any way that is tied to state efforts to raise standards and improve schools. The Administration opposes the Warner amendment for the following reasons:

It is unnecessary. To the extent that the amendment is for the purpose of enabling Virginia to use Goals 2000 funds for the purchase of technology, it already can under the Goals 2000 Act. Any state, including Virginia, can use its Goals 2000 funds for the purpose of purchasing technology, as long as this use is part of a more comprehensive education improvement strategy, aimed at helping students reach state academic standards, designed by the state. The ability to use Goals 2000 funds for the purchase of technology was clarified in amendments offered by Sen. Specter and Rep. Istook and included in the 1996 Omnibus Appropriations Act.

It undermines the fundamental purposes and accountability of Goals 2000. The purpose of Goals 2000 is to assist states and local school districts to raise academic standards and help improve schools so students may meet these standards. By eliminating any requirement that a state even have academic standards or an overall education improvement strategy, this amendment strikes at the heart of the purpose of this program.

Note that Virginia would not be required to submit either its academic standards or education improvement plan to the federal government for review or approval. It simply has to assure the Secretary that is has standards and a plan that meets the requirements of the law. Every other state in the nation is willing and able to live with these few accountability requirements.

It creates a different set of conditions for participation by one state, and will therefore undermine the program in other states. This amendment seeks to turn a responsible block-grant into a revenue-sharing program with no accountability, for only one state. This will undermine the leadership of state officials in other states, who have participated in this program despite extreme political opposition in some cases. And it will inevitably lead to pressures from other states to further amend the law in the future.

URGENT

EXECUTIVE OFFICE OF THE PRESIDENT
Office of Management and Budget
Legislative Reference Division
Labor, Welfare and Personnel Branch
Washington, DC 20503

URGENT

Facsimile Transmission

Sender's FAX Number (202) 395-6148
Sender's Phone Number (202) 395-3803

TO:	AGENCY:	FAX Phone	Recipient's Phone
CHUCK KONIGSBERG	OMB		
MIKE COHEN	DPC		
LISA FAIRHALL	OMB		

* * * * * * *

FROM: *Connie J. Bowers*

DATE: Wed Sep 11, 1996 4:47pm

No. of Pages (including transmittal sheet):

COMMENTS:

EDUCATION LETTER ON GOALS 2000/IDEA FUNDING

In order to more clearly show how the Gregg amendment is objectionable compared to current law, ED suggests reordering the sentences in the relevant paragraph -- last paragraph of page one. Attached is their suggestion. Please let me know if this helps.

Thanks.

DRAFT

SEP 12 1996

8 a.m.

Honorable Mark O. Hatfield
Chairman
Committee on Appropriations
United States Senate
Washington, DC 20510

Dear Mr. Chairman:

I am writing to express my strong opposition to an amendment that may be offered during the Senate's consideration of S. 1578, the Senate bill to amend and reauthorize the Individuals with Disabilities Education Act (IDEA), or during Senate consideration of the Labor-HHS-Education appropriations bill for fiscal year 1997. It is my understanding that the amendment would permit States that decline to accept funding under Title III of the Goals 2000: Educate America Act to use the allocation they would have received under the Goals 2000 program to carry out activities under Part B of the IDEA.

If the purpose of this amendment is to enhance assistance to States for serving children with disabilities under the IDEA, I would urge Congress to achieve this objective much more directly and effectively by acting favorably on the President's fiscal year 1997 request for Special Education. This request would increase Federal funding to help States meet the additional costs of educating children with disabilities.

While I believe the requested increase in funding for Special Education is critically important, I am also convinced that allowing States to convert Goals 2000 funding into IDEA dollars is wrongheaded. The Goals 2000 program is designed to encourage and assist States and communities in undertaking the comprehensive reforms in curriculum and assessment programs that are needed to improve results for all children. I also strongly believe that implementation of the Goals 2000 legislation is critical to achieving one of the primary goals we are all pursuing in the IDEA reauthorization--improving educational results for children with disabilities. These children have historically faced low expectations in school and have often been excluded from assessments and accountability systems.

Moreover, there is nothing in the Goals 2000 legislation that would preclude a State or community from using all of its Goals 2000 funding to help improve results for children with disabilities if it elects to do so as part of carrying out its Goals 2000 educational reform strategy. However, allowing States to use Goals 2000 funding for IDEA activities without their

undertaking the overall reform envisioned by Goals 2000 is shortsighted; it could undermine State and local efforts to improve results for children, including children with disabilities, who stand to benefit from the establishment of State standards and assessments that are tied to those standards.

For these reasons, I can only surmise that the proposed amendment is yet another attempt to derail the President's Goals 2000 program and not aimed at helping States to improve services or results for children with disabilities. Therefore, I strongly recommend that this amendment be rejected.

The Office of Management and Budget advises that there is no objection to the submission of this report from the standpoint of the Administration's program.

Yours sincerely,

Richard W. Riley

UNITED STATES DEPARTMENT OF EDUCATION

OFFICE OF THE SECRETARY

FAX TRANSMITTAL

TO: Mike Cohen

ORGANIZATION: _____

FAX NUMBER: _____

FROM: JENNIFER DAVIS, Special Assistant to the Secretary

PHONE NUMBER: (202) 401-3049 FAX NUMBER: (202) 401-0596

MESSAGE: FYI - letter that went to Hill today.

Hope you made it through the day OK . . .

Talk to you soon.

J.

1 pages to follow

UNITED STATES DEPARTMENT OF EDUCATION

THE SECRETARY

September 12, 1996

Honorable Mark O. Hatfield
Chairman
Committee on Appropriations
United States Senate
Washington, DC 20510

Dear Mr. Chairman:

I am writing to express my strong opposition to any amendment which would alter the authorized purposes of the Goals 2000: Educate America Act that may be offered during the Appropriations Committee's consideration of the Labor-HHS-Education appropriations bill for fiscal year 1997.

The Goals 2000 Act already provides the flexibility that allows each state and community to target the funds in a way that best meets their needs. With improving student achievement as the goal, decisions about how specifically the funds are used are left to states and communities. For some districts, teacher training is the key; in others, raising academic standards; in yet others, starting charter schools or improving educational technology are the priorities. Local districts should continue to have the flexibility to focus Goals 2000 funds to meet their needs.

The Omnibus Appropriations Act of 1996 included a series of amendments to Goals 2000. These amendments were worked out on a bipartisan basis. One of the amendments clarified that Goals 2000 funds could be used for educational technology. Indeed, many schools participating in the program are already using their funds to bring technology into the classroom. At least three states, Alabama, Idaho, and Wyoming, are using nearly 100 percent of their funds for educational technology.

The Goals 2000 Act is in its third year of operation. Over 4,000 communities in 49 states are using Goals 2000 funds to improve student achievement. This is no time to change the program yet again and I can only surmise that any proposed authorizing amendments would be an attempt to derail the President's Goals 2000 program. Therefore, I strongly recommend that any such amendments to the Goals 2000 Act be rejected.

Yours sincerely,

Dick Riley

Richard W. Riley

State's bid for Goals 2000 funds dies

Clinton administration 'had a very strong objection,' J. Warner says

BY PETER HARDIN
TIMES-DISPATCH
WASHINGTON CORRESPONDENT

WASHINGTON — A bid for legislation permitting Virginia to get federal Goals 2000 money for classroom computers on its terms appeared dead last night.

As congressional and White House negotiators discussed terms of a catchall spending bill, attempts to aid Virginia Gov. George Allen by attaching the provision were rejected.

Sen. John W. Warner, who had worked with fellow-Republican Allen on the issue, said, "There will not be legislation in the proposed [bill] relating to Virginia's Goals 2000 issue.

"The administration had a very, very strong objection," Warner said, and Senate Appropriations Committee Chairman Mark Hatfield did not want to risk attaching riders that might draw a presidential veto.

Warner said he had discussed the issue with Sen. Charles S. Robb, D-Va., and key Senate appropriations committee members who were talking with the administration.

According to a Republican congressional source, the Clinton Administration threatened a veto if the Goals 2000 rider were included.

Robb said last night after a meeting with Warner that he believed Allen's objective of spending money for classroom computers "was entirely compatible" with the current Goals 2000 program.

"Everyone that has looked at the question has come to the same conclusion, with the exception of Gov. Allen," Robb said.

Robb pointed to correspondence from the Department of Education that he said backed up his view and to a letter by Bob Dole, now the Republican presidential candidate, saying schools could use up to 100 percent of their Goals 2000 money to buy computers "or other technologies."

Virginia is the only state that has rejected the Goals 2000 cash and has refused to let its localities participate in the program.

Allen has maintained the federal money would carry intrusive mandates and restrictions. He sought legislation allowing Virginia to spend the money for computers, without any federal strings attached.

A spokesman for Allen took the unusual step of criticizing Robb.

"I think it's unfortunate that both Chuck Robb and Bill Clinton are playing election-year politics with the federal budget," said Allen aide Ken Stroupe.

"I am disturbed particularly at Sen. Robb, that he did not intervene on Virginia's part. He sat by idly and has allowed Washington bureaucrats to dictate how Virginia's schools should be run," Stroupe said. "That's not acceptable to Virginians."

Stroupe said the U.S. Education Department set several criteria for states to use Goals 2000 money for classroom computers, and "those criteria are not free. It was a mandate on Virginia's schools."

Man guilty in roadside robbery

He faked car trouble to lure victims, shot 1

BY TOM CAMPBELL
TIMES-DISPATCH STAFF WRITER

A Henrico County jury convicted Jamal Wirston on Thursday for his part in the "good Samaritan" robbery

A4 > A4

MCV DIV PED CARDIOLOGY TEL: 804-786-8517 Oct 1.96 10:55 No.004 P.01
Attention: Michael Cohen