

Wise	Wyden	Yates
Woolsey	Wynn	Young (AK)

NOT VOTING—16

Andrews (ME)	Edwards (CA)	Sundquist
Andrews (TX)	Gallo	Volkmer
Borski	Hastings	Washington
Brooks	Natcher	Whitten
Crane	Portman	
de la Garza	Reynolds	

So the amendment was not agreed to.

After some further time,

The Committee rose informally to receive a message from the President.

The SPEAKER pro tempore, Mr. PICKETT, assumed the Chair.

§20.9 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Mr. Edwin Thomas, one of his secretaries.

The Committee resumed its sitting; and after some further time spent therein,

§20.10 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. KILDEE to the substitute amendment submitted by Mr. OWENS:

Amendment submitted by Mr. KILDEE:

In section 4205 of the Elementary and Secondary Education Act of 1965, as proposed to be inserted by the substitute, add at the end the following new subsection:

“(d) DRUG ABUSE RESISTANCE EDUCATION PROGRAMS.—A chief executive officer shall use not less than 10 percent of the funds allotted under subsection (a) for a fiscal year for grants to local educational agencies in consortium with entities which have experience in assisting school districts to provide instruction to students grades kindergarten through 6 to recognize and resist pressures that influence such students to use controlled substances, as defined in Schedules I and II of section 202 of the Controlled Substances Act the possession or distribution of which is unlawful under such Act, or beverage alcohol, such as Project Drug Abuse Resistance Education.”

Substitute amendment submitted by Mr. OWENS:

In section 101 of the bill, in section 4003 of the Elementary and Secondary Education Act of 1965 (as proposed to be added by such section 101), strike paragraph (2) of such section 4003, and insert the following:

“(2) States for grants to, and contracts with, community-based organizations and other public and private nonprofit agencies and organizations for programs of drug and violence prevention, early intervention, rehabilitation referral, and education;

In section 101 of the bill, in paragraph (1) of section 4004(a) of the Elementary and Secondary Education Act of 1965 (as proposed to be added by such section 101), strike the “and” at the end of such paragraph.

In section 101 of the bill, in paragraph (2) of section 4004(a) of the Elementary and Secondary Education Act of 1965 (as proposed to be added by such section 101), strike the period at the end of such paragraph and insert “; and”.

In section 101 of the bill, in subsection (a) of section 4004 of the Elementary and Secondary Education Act of 1965 (as proposed to be added by such section 101), add at the end of such subsection the following new paragraph:

“(3) for State grants under part C, \$100,000,000 for fiscal year 1995 and such sums as may be necessary for each of fiscal years 1996 through 1999.

In section 101 of the bill, in paragraph (1) of section 4105(c) of the Elementary and Secondary Education Act of 1965 (as proposed to be added by such section 101), strike “shall expend not less than 21 percent” and insert “may expend not less than 21 percent”.

In section 101 of the bill, after part B of title IV of the Elementary and Secondary Education Act of 1965 (as proposed to be added by such section 101), add the following new part (and make appropriate conforming amendments):

“PART C—GRANTS TO STATE GOVERNORS

“SEC. 4203. STATE ALLOTMENTS.

“(a) IN GENERAL.—The Secretary shall allot to the States the amount available for each fiscal year under section 4004(a)(3) on the basis of the following factors:

“(1) ½ of such amount shall be allotted among the States on the basis of the school-aged population of each State as compared to the total school-aged population of all the States.

“(2) ½ of such amount shall be allotted among the States on the basis of the amount each State received under sections 1124 and 1124A of this Act for the preceding year (or, with respect to fiscal year 1995, sections 1005 and 1006 of this Act, as in effect on the day before the date of the enactment of the Improving America’s Schools Act of 1994) as compared to the sum total of such amounts received by all the States.

“(b) MINIMUM ALLOTMENT.—For any fiscal year, a State shall be allotted an amount under this section which is equal to at least 1 percent of the total amount allotted to all the States under this section.

“(c) REALLOTMENT.—The Secretary may reallocate any amount of an allotment to a State under this section if the Secretary determines that such State will be unable to use such amount within two years of such allotment. Such reallocation shall be made on the same basis as allotments made under subsection (a).

“(d) STATE DEFINED.—For the purposes of this section, the term ‘State’ means each of the 50 States, the District of Columbia, and the Commonwealth of Puerto Rico.

“SEC. 4204. STATE APPLICATIONS.

“(a) IN GENERAL.—In order to receive an allotment under section 4203(a) for any fiscal year, a State shall submit to the Secretary, at such time as the Secretary may require, an application that contains a comprehensive plan for the use of funds under section 4205 by the chief executive officer that includes—

“(1) a statement of the chief executive officer’s measurable goals and objectives for drug abuse and violence prevention and a description of the procedures to be used for assessing and publicly reporting progress toward meeting those goals and objectives;

“(2) a description of how the chief executive officer will coordinate activities under section 4205 with the State educational agency and other State agencies and organizations involved with drug and violence prevention efforts;

“(3) a description of how funds allotted under section 4203 will be used so as not to duplicate the efforts of the State educational agency and local educational agencies with regard to the provision of school-based prevention efforts and services;

“(4) a description of how the chief executive officer will award funds under section 4205 and a plan for monitoring the performance of, and providing technical assistance to, recipients of such funds; and

“(5) a description of the special initiatives that will be undertaken with the funds allot-

ted under section 4203 to assist those communities within the State which have the greatest need for drug and violence prevention assistance, as measured by objective factors which include—

“(A) high rates of alcohol or other drug abuse among youth;

“(B) high rates of victimization of youth by violence and crime;

“(C) high rates of arrests and convictions of youth for violent or drug- or alcohol-related crime;

“(D) the extent of illegal gang activity;

“(E) high rates of referrals of youth to drug and alcohol abuse treatment and rehabilitation programs;

“(F) high rates of referrals of youth to juvenile court;

“(G) high rates of expulsions and suspensions of students from schools; and

“(H) high rates of reported cases of child abuse and domestic violence;

“(6) a description of the special outreach efforts and other activities which will be undertaken to ensure the full participation of community-based organizations located in communities with high rates of poverty, as well as organizations which provide services to African-Americans, Hispanics, and other minorities; and

“(7) a description of how funds will be used to support community-wide comprehensive drug abuse and violence prevention planning.

“(b) PEER REVIEW.—The Secretary shall use a peer review process in reviewing State applications under this section.

“SEC. 4205. USE OF FUNDS.

“(a) IN GENERAL.—The amount allotted to a State under section 4203 for each fiscal year shall be used by the chief executive officer of such State for drug abuse and violence prevention programs and activities in accordance with this section.

“(b) STATE ADMINISTRATION.—A chief executive officer may use no more than 4 percent of the amount allotted under section 4203 for a fiscal year for the administrative costs incurred in carrying out the duties of such officer under this section.

“(c) PROGRAMS AUTHORIZED.—A chief executive officer shall use amounts allotted under section 4203 for a fiscal year for grants to, or contracts with, parent groups, community action and job training agencies, community-based organizations, and other public entities and private nonprofit organizations to support programs and activities such as—

“(1) developing and implementing comprehensive, community-based drug and violence prevention programs that link community resources with schools and integrate services involving education, vocational and job skills training, law enforcement, health, mental health, and other appropriate services;

“(2) planning and implementing drug and violence prevention activities that coordinate the efforts of community-based agencies with those of the local educational agency;

“(3) activities to protect students traveling to and from school;

“(4) developing and implementing strategies to prevent illegal gang activity;

“(5) coordinating and conducting community-wide violence and safety assessments and surveys;

“(6) programs and activities which address the needs of children and youth who are not normally served by the local educational agency, including preschoolers, dropouts, youth in juvenile detention facilities, and runaways or homeless children and youth;

“(7) disseminating information about drugs and violence prevention;

“(8) training parents, law enforcement officials, judicial officials, social service provid-