

115TH CONGRESS  
1ST SESSION

# H. R. 1474

To authorize the Secretary of Education to award grants to educational organizations to carry out educational programs about the Holocaust.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 9, 2017

Mrs. CAROLYN B. MALONEY of New York introduced the following bill; which was referred to the Committee on Education and the Workforce

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## A BILL

To authorize the Secretary of Education to award grants to educational organizations to carry out educational programs about the Holocaust.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Simon Wiesenthal Hol-  
5 ocaust Education Assistance Act”.

6 **SEC. 2. HOLOCAUST EDUCATIONAL PROGRAM.**

7 Part A of title IV of the Elementary and Secondary  
8 Education Act of 1965 (20 U.S.C. 7111 et seq.) is amend-  
9 ed by adding at the end the following:



1           “(1) to educate students in the United States  
2           so that they—

3                   “(A) may explore the lessons that the Hol-  
4                   ocaust provides for all people; and

5                   “(B) may be less susceptible to the false-  
6                   hood of Holocaust denial and to the destructive  
7                   messages of hate that arise from Holocaust de-  
8                   nial; and

9           “(2) to provide resources and support for edu-  
10          cational programs that—

11                   “(A) portray accurate historical informa-  
12                   tion about the Holocaust;

13                   “(B) sensitize communities to the cir-  
14                   cumstances that gave rise to the Holocaust;

15                   “(C) convey the lessons that the Holocaust  
16                   provides for all people; and

17                   “(D) develop curriculum guides and pro-  
18                   vide training to help teachers incorporate the  
19                   study of the Holocaust and its lessons into  
20                   mainstream disciplines.

21   **“SEC. 4132. PROGRAM AUTHORIZED.**

22           “(a) IN GENERAL.—From funds made available  
23           under subsection (c), the Secretary is authorized to award  
24           grants to educational organizations to carry out proposed  
25           or existing Holocaust educational programs.

1       “(b) CONTRACT WITH NONPROFIT.—The Secretary  
2 is authorized to enter into a contract with a nonprofit or-  
3 ganization exempt from taxation under section 501(c)(3)  
4 of the Internal Revenue Code of 1986 under which the  
5 organization will encourage, accept, and administer vol-  
6 untary private donations and gifts of money from individ-  
7 uals, corporations, foundations and other donors for the  
8 purpose of funding the activities under this subpart. A do-  
9 nation may not be accepted in exchange for a commitment  
10 to the donor on the part of the Secretary or which attaches  
11 conditions inconsistent with applicable laws and regula-  
12 tions or that is conditioned upon or will require the ex-  
13 penditure of appropriated funds that are not available to  
14 the Department, or which compromises a criminal or civil  
15 position of the United States or any of its departments  
16 or agencies or the administrative authority of any agency  
17 of the United States. The Secretary shall ensure that such  
18 contract contains provisions setting forth the criteria to  
19 be used in determining whether the solicitation or accept-  
20 ance of a donation is prohibited because the donation  
21 would reflect unfavorably upon the ability of the Depart-  
22 ment, or any official or employee of the Department, to  
23 carry out its responsibilities or official duties in a fair and  
24 objective manner, or would compromise the integrity or

1 the appearance of the integrity of its programs or any offi-  
2 cial or employee involved in those programs.

3 “(c) USE OF FUNDS.—The Secretary is authorized  
4 to accept donations of money from the nonprofit described  
5 in subsection (b). Such funds shall be deposited in a spe-  
6 cial fund established in the Treasury of the United States  
7 titled ‘Holocaust Education Assistance Program Account’  
8 and shall remain available to the Secretary until expended,  
9 to the extent provided in advance in appropriations Acts,  
10 to carry out this subpart.

11 **“SEC. 4133. APPLICATION.**

12 “The Secretary may award a grant under this sub-  
13 part only to an educational organization that has sub-  
14 mitted an application to the Secretary at such time, in  
15 such manner, and containing such information as the Sec-  
16 retary may require.

17 **“SEC. 4134. USE OF GRANTS.**

18 “(a) IN GENERAL.—An educational organization re-  
19 ceiving a grant under this subpart may use the grant only  
20 to carry out the Holocaust education program for which  
21 the grant was provided.

22 “(b) REQUIREMENTS.—An educational organization  
23 receiving a grant under this subpart shall comply with the  
24 following requirements:

1           “(1) CONTINUATION OF ELIGIBILITY.—The  
2 educational organization shall, throughout the period  
3 that the educational organization receives and uses  
4 the grant, continue to be an educational organiza-  
5 tion.

6           “(2) SUPPLEMENTATION OF EXISTING  
7 FUNDS.—The educational organization shall ensure  
8 that the grant is used to supplement, and not sup-  
9 plant, non-Federal funds that would otherwise be  
10 available to the educational organization to carry out  
11 the Holocaust education program for which the  
12 grant was provided.

13          “(c) ADDITIONAL CONDITIONS.—The Secretary may  
14 require additional terms and conditions in connection with  
15 the use of grants provided under this subpart as the Sec-  
16 retary considers appropriate.

17          “(d) COOPERATIVE ARRANGEMENTS.—The Secretary  
18 should encourage educational organizations to work coop-  
19 eratively with State educational agencies or local edu-  
20 cational agencies in applying for and using grants under  
21 this subpart.

22 **“SEC. 4135. SELECTION CRITERIA.**

23          “(a) IN GENERAL.—The Secretary shall award  
24 grants under this subpart in accordance with competitive  
25 criteria to be established by the Secretary.

1       “(b) CONSULTATION WITH HOLOCAUST EDU-  
2 CATORS.—In establishing the competitive criteria under  
3 subsection (a), the Secretary shall consult with a number  
4 of prominent educators in the field of Holocaust edu-  
5 cation, to be determined by the Secretary.

6 **“SEC. 4136. REVIEW AND SANCTIONS.**

7       “(a) ANNUAL REVIEW.—The Secretary shall review  
8 at least annually each educational organization receiving  
9 a grant under this subpart to determine the extent to  
10 which the educational organization has complied with the  
11 provisions of this subpart and the regulations issued under  
12 this subpart.

13       “(b) IMPOSITION OF SANCTIONS.—The Secretary  
14 may impose one or more sanctions, to be determined by  
15 the Secretary, on an educational organization for the fail-  
16 ure of the educational organization to comply substantially  
17 with the provisions of this subpart or the regulations  
18 issued under this subpart.

19 **“SEC. 4137. ANNUAL REPORT.**

20       “Not later than February 1 of each year, the Sec-  
21 retary shall submit to the Congress a report describing  
22 the activities carried out under this subpart and con-  
23 taining any related information that the Secretary con-  
24 siders appropriate.

1 **“SEC. 4138. DEFINITIONS.**

2 “In this subpart:

3 “(1) EDUCATIONAL ORGANIZATION.—The term  
4 ‘educational organization’ means an entity—

5 “(A) described in section 501(c)(3) of the  
6 Internal Revenue Code of 1986;

7 “(B) exempt from tax under section  
8 501(a) of the Internal Revenue Code of 1986;  
9 and

10 “(C) organized and operated for cultural,  
11 literary, or educational purposes.

12 “(2) HOLOCAUST EDUCATION PROGRAM.—The  
13 term ‘Holocaust education program’ means a pro-  
14 gram that—

15 “(A) has as its specific and primary pur-  
16 pose to improve awareness and understanding  
17 of the Holocaust; and

18 “(B) to achieve such purpose, furnishes  
19 one or more of the following:

20 “(i) Educational materials.

21 “(ii) Student and school-based activi-  
22 ties, including field trips.

23 “(iii) Teacher training.

24 “(iv) Any other good or service de-  
25 signed to improve awareness and under-  
26 standing of the Holocaust.



1           “(3) HOLOCAUST.—The term ‘Holocaust’  
2           means the systemic, state-sponsored, mass murders  
3           by Nazi Germany of 6,000,000 Jews, and millions of  
4           others, in the name of racial purity.

5 **“SEC. 4139. REGULATIONS.**

6           “The Secretary shall issue any regulations necessary  
7           to carry out this subpart.”.

8 **SEC. 3. CLERICAL AMENDMENT.**

9           The table of contents of the Elementary and Sec-  
10          ondary Education Act of 1965 is amended by adding after  
11          the item relating to section 4121 the following:

                  “Subpart 3—Holocaust Education Assistance Program

                  “Sec. 4131. Findings and purposes.

                  “Sec. 4132. Program authorized.

                  “Sec. 4133. Application.

                  “Sec. 4134. Use of grants.

                  “Sec. 4135. Selection criteria.

                  “Sec. 4136. Review and sanctions.

                  “Sec. 4137. Annual report.

                  “Sec. 4138. Definitions.

                  “Sec. 4139. Regulations.”.

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