

114TH CONGRESS  
1ST SESSION

# H. R. 4021

To award grants to encourage State educational agencies, local educational agencies, and schools to utilize technology to improve student achievement and college and career readiness, the skills of teachers and school leaders, and the efficiency and productivity of education systems at all levels.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 16, 2015

Ms. WILSON of Florida introduced the following bill; which was referred to the Committee on Education and the Workforce

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## A BILL

To award grants to encourage State educational agencies, local educational agencies, and schools to utilize technology to improve student achievement and college and career readiness, the skills of teachers and school leaders, and the efficiency and productivity of education systems at all levels.

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 “Enhancing Education  
5 Through Technology Act of 2015”.

1 **SEC. 2. ACHIEVEMENT THROUGH TECHNOLOGY AND INNO-**  
2 **VATION.**

3 (a) IN GENERAL.—Part D of title II of the Elemen-  
4 tary and Secondary Education Act of 1965 (20 U.S.C.  
5 6751 et seq.) is amended to read as follows:

6 **“PART D—ACHIEVEMENT THROUGH**  
7 **TECHNOLOGY AND INNOVATION**

8 **“SEC. 2401. PURPOSES.**

9 “The purposes of this part are—

10 “(1) to improve the achievement, academic  
11 growth, and college and career readiness of students  
12 who have developed the ability to think critically,  
13 apply knowledge to solve complex problems, work  
14 collaboratively, communicate effectively, be self-di-  
15 rected, and be responsible digital citizens;

16 “(2) to ensure all students have access to per-  
17 sonalized, rigorous, and engaging digital learning ex-  
18 periences;

19 “(3) to ensure that educators have the knowl-  
20 edge and skills needed to develop and implement dig-  
21 ital content and authentic learning experiences, use  
22 technology effectively in order to personalize and en-  
23 hance learning, strengthen instruction, and effec-  
24 tively deliver and utilize assessments to measure and  
25 analyze student outcomes to support student suc-  
26 cess;

1           “(4) to ensure that administrators have the  
2 leadership, management, knowledge, and skills to de-  
3 sign, develop, implement, and sustain a school or  
4 local educational agencywide digital age learning en-  
5 vironment that promotes a shared vision of purpose-  
6 ful change among stakeholders and maximizes the  
7 use of digital age resources to meet and exceed  
8 learning goals and support effective instructional  
9 practice;

10           “(5) to ensure that educators and administra-  
11 tors develop effective media and data literacy skills  
12 so that they can continuously curate, analyze, com-  
13 municate multiple types of data to inform instruc-  
14 tion, and personalize student learning;

15           “(6) to ensure that students in rural, remote,  
16 and underserved areas have the resources to take  
17 advantage of high-quality digital learning experi-  
18 ences;

19           “(7) to improve the efficiency and productivity  
20 of education through technology;

21           “(8) to ensure that students have increased ac-  
22 cess to dual and concurrent enrollment opportuni-  
23 ties, career and technical courses, and programs  
24 leading to an industry recognized credential; and

1           “(9) to ensure that State educational agencies,  
2           local educational agencies, elementary schools, and  
3           secondary schools have the technological capacity,  
4           infrastructure, and technical support necessary to  
5           meet purposes described in paragraphs (1) through  
6           (7).

7   **“SEC. 2402. E-RATE RESTRICTION.**

8           “Funds awarded under this part to a State may be  
9           used to address the networking needs of an entity that  
10          is eligible to receive support under the E-rate program,  
11          except that such funds may not be duplicative of support  
12          received by the entity under the E-rate program.

13   **“SEC. 2403. DEFINITIONS.**

14          “In this part:

15                 “(1) **DIGITAL LEARNING.**—The term ‘digital  
16                 learning’ means any instructional practice that effec-  
17                 tively uses technology to strengthen a student’s  
18                 learning experience and encompasses a wide spec-  
19                 trum of tools and practices, including—

20                         “(A) interactive learning resources that en-  
21                         gage students in academic content;

22                         “(B) access to online databases and other  
23                         primary source documents;

1           “(C) the use of data, data analytics, and  
2 information to personalize learning and provide  
3 targeted supplementary instruction;

4           “(D) student collaboration with content ex-  
5 perts and peers;

6           “(E) online and computer-based assess-  
7 ments;

8           “(F) digital content, adaptive, and simula-  
9 tion software or courseware;

10          “(G) online courses, online instruction, or  
11 digital learning platforms;

12          “(H) mobile and wireless technologies for  
13 learning in school and at home;

14          “(I) learning environments that allow for  
15 rich collaboration and communication;

16          “(J) authentic audiences for learning in a  
17 relevant, real world experience;

18          “(K) teacher participation in virtual pro-  
19 fessional communities of practice;

20          “(L) hybrid or blended learning, which oc-  
21 curs under direct instructor supervision at a  
22 school or other location away from home and,  
23 at least in part, through online delivery of in-  
24 struction with some element of student control  
25 over time, place, path, or pace; and

1           “(M) access to online course opportunities  
2           for students in rural or remote areas.

3           “(2) ELIGIBLE TECHNOLOGY.—The term ‘eligi-  
4           ble technology’ means modern information, com-  
5           puter, and communication technology hardware,  
6           software, services, or tools, including computer or  
7           mobile hardware devices and other computer and  
8           communications hardware, software applications,  
9           systems and platforms, and digital and online con-  
10          tent, courseware, and online instruction and other  
11          online services and supports.

12          “(3) E-RATE PROGRAM.—The term ‘E-rate pro-  
13          gram’ means the Schools and Libraries Universal  
14          Service Support Mechanism established under sec-  
15          tion 254(h)(1)(B) of the Communications Act of  
16          1934 (47 U.S.C. 254(h)(1)(B)).

17          “(4) PROFESSIONAL LEARNING.—The term  
18          ‘professional learning’ is a process of continuous im-  
19          provement for teachers and school leaders that im-  
20          proves educator knowledge, skills, and practice to-  
21          ward the goal of increased student achievement  
22          and—

23                  “(A) is intensive, ongoing, connected to  
24                  practice, and virtual or on-site where allowable;

1           “(B) is focused on student learning and  
2 addresses the teaching of specific curriculum  
3 content;

4           “(C) is aligned with school improvement  
5 priorities, goals of the school and local edu-  
6 cational agency, and the individual needs of the  
7 educator;

8           “(D) is designed to help school leaders pro-  
9 vide and promote leadership in the use of edu-  
10 cational technology to ensure a digital age  
11 learning environment; and

12           “(E) builds strong working relationships  
13 among teachers and school leaders that—

14                   “(i) may be built around active pro-  
15 fessional communities of learning;

16                   “(ii) may contain on-demand compo-  
17 nents, such as instructional videos, train-  
18 ing documents, or learning modules; and

19                   “(iii) may involve the use of in-service  
20 technology coaches.

21           “(5) SCHOOL LEADER.—The term ‘school lead-  
22 er’ means a principal, assistant principal, or other  
23 individual who is—

24                   “(A) an employee or officer of an elemen-  
25 tary school or secondary school, local edu-

1           cational agency, or other entity operating the  
2           elementary school or secondary school; and

3           “(B) responsible for the daily instructional  
4           leadership and managerial operations in the  
5           building of the elementary school or secondary  
6           school.

7           “(6) STUDENT DIGITAL LITERACY.—The term  
8           ‘student digital literacy’ means student knowledge  
9           and skills in using contemporary information, com-  
10          munication, and learning technologies in a manner  
11          necessary for successful employment, lifelong learn-  
12          ing, and citizenship in the knowledge-based, digital,  
13          and global 21st century, including, at a minimum,  
14          the ability to—

15                 “(A) effectively communicate and collabo-  
16                 rate;

17                 “(B) analyze and solve problems;

18                 “(C) access, evaluate, manage, and create  
19                 information and otherwise gain information lit-  
20                 eracy;

21                 “(D) demonstrate creative thinking, con-  
22                 struct knowledge, and develop innovative prod-  
23                 ucts and processes;

1           “(E) understand and use technology sys-  
2           tems, including applications, and troubleshoot  
3           systems and applications; and

4           “(F) carry out the activities described in  
5           subparagraphs (A) through (D) in a safe and  
6           ethical manner.

7           “(7) TECHNOLOGY READINESS SURVEY.—The  
8           term ‘technology readiness survey’ means a survey  
9           completed by a local educational agency that pro-  
10          vides standardized information comparable to the in-  
11          formation collected through the survey administered  
12          under the Race to the Top Assessment program  
13          under section 14006 of division A of the American  
14          Recovery and Reinvestment Act of 2009 (Public  
15          Law 111–5) on the quantity and types of technology  
16          infrastructure and access available to the students  
17          served by the local educational agency, including  
18          computer devices, Internet connectivity, operating  
19          systems, related network infrastructure, data sys-  
20          tems, and—

21                 “(A) requiring—

22                         “(i) an internal review of the degree  
23                         to which instruction, additional student  
24                         support, and professional learning is deliv-  
25                         ered in digital formats, media, and plat-

1 forms and is available to students and edu-  
2 cators at any time;

3 “(ii) an internal review of the ability  
4 of educators to use assessments and other  
5 student data to personalize and strengthen  
6 instruction and identify professional learn-  
7 ing needs and priorities; and

8 “(iii) any other information required  
9 by the State educational agency serving  
10 the local educational agency;

11 “(B) may include an assessment of local  
12 community needs to ensure students have ade-  
13 quate online access and access to devices for  
14 school-related work during out-of-school time;  
15 and

16 “(C) may include a security assessment to  
17 ensure that necessary security controls are inte-  
18 grated into the design, management, and over-  
19 sight of the State or local education agency’s  
20 computer network, with proper documentation  
21 and gap analysis between policy, procedures,  
22 and current practice.

23 “(8) UNIVERSAL DESIGN FOR LEARNING.—The  
24 term ‘universal design for learning’ has the meaning

1 given the term in section 103 of the Higher Edu-  
2 cation Act of 1965 (20 U.S.C. 1003).

3 **“SEC. 2404. TECHNOLOGY GRANTS PROGRAM AUTHORIZED.**

4 “(a) IN GENERAL.—From the amounts appropriated  
5 under section 2409, the Secretary shall award State  
6 grants for technology readiness and access (in this part  
7 referred to as ‘grants’) to State educational agencies to  
8 strengthen State and local technological infrastructure  
9 and professional learning that supports digital learning  
10 through State activities under section 2406(c) and local  
11 activities under section 2407(c).

12 “(b) GRANTS TO STATE EDUCATIONAL AGENCIES.—

13 “(1) RESERVATIONS.—From the amounts ap-  
14 propriated under section 2409 for any fiscal year,  
15 the Secretary shall reserve—

16 “(A) three-fourths of 1 percent for the  
17 Secretary of the Interior to provide assistance  
18 under this part for schools operated or funded  
19 by the Bureau of Indian Education; and

20 “(B) 1 percent to provide assistance under  
21 this part to the outlying areas.

22 “(2) GRANT ALLOTMENTS.—From the amounts  
23 appropriated under section 2409 for any fiscal year  
24 and remaining after the Secretary makes reserva-  
25 tions under paragraph (1), the Secretary shall make

1 a grant for the fiscal year to each State educational  
2 agency with an approved application under section  
3 2405 in an amount that bears the same relationship  
4 to such remainder as the amount the State edu-  
5 cational agency received under part A of title I for  
6 such year bears to the amount all State educational  
7 agencies with an approved application under section  
8 2405 received under such part for such year.

9 “(c) MINIMUM.—The amount of a grant to a State  
10 educational agency under subsection (b)(2) for a fiscal  
11 year shall not be less than one-half of 1 percent of the  
12 total amount made available for grants to all State edu-  
13 cational agencies under such subsection for such year.

14 “(d) REALLOTMENT OF UNUSED FUNDS.—If any  
15 State educational agency does not apply for a grant under  
16 section 2405 for a fiscal year, or does not use the State  
17 educational agency’s entire grant allotment under sub-  
18 section (b)(2) for such year, the Secretary shall reallocate the  
19 amount of the State educational agency’s grant, or the un-  
20 used portion of the grant allotment, to the remaining  
21 State educational agencies that use their entire grant  
22 amounts under subsection (b)(2) for such year.

23 “(e) MATCHING FUNDS.—

24 “(1) IN GENERAL.—A State educational agency  
25 that receives a grant under subsection (b)(2) shall

1 provide matching funds, from non-Federal sources,  
2 in an amount equal to 10 percent of the amount of  
3 grant funds provided to the State educational agency  
4 to carry out the activities supported by the grant.  
5 Such matching funds may be provided in cash or in-  
6 kind, except that any such in-kind contributions  
7 shall be provided for the purpose of supporting the  
8 State educational agency's activities under section  
9 2406(c).

10 “(2) WAIVER.—The Secretary may waive the  
11 matching requirement under paragraph (1) for a  
12 State educational agency that demonstrates that  
13 such requirement imposes an undue financial hard-  
14 ship on the State educational agency.

15 **“SEC. 2405. STATE APPLICATIONS.**

16 “(a) APPLICATION.—To receive a grant under section  
17 2404(b)(2), a State educational agency shall submit to the  
18 Secretary an application at such time and in such manner  
19 as the Secretary may require and containing the informa-  
20 tion described in subsection (b).

21 “(b) CONTENTS.—Each application submitted under  
22 subsection (a) shall include the following:

23 “(1) A description of how the State educational  
24 agency will meet the following goals:

1           “(A) Use technology to ensure all students  
2 achieve college and career readiness and stu-  
3 dent digital literacy, including by providing  
4 high-quality education opportunities to economi-  
5 cally or geographically isolated student popu-  
6 lations.

7           “(B) Provide educators with the profes-  
8 sional learning, tools, devices, content, and re-  
9 sources to—

10                   “(i) personalize learning to increase  
11 student digital literacy; and

12                   “(ii) develop and use high-quality as-  
13 sessments consistent with the principles of  
14 universal design for learning.

15           “(C) Ensure administrators and school  
16 leaders have the flexibility and capacity to de-  
17 velop and manage systems to carry out activi-  
18 ties described in subparagraphs (A) and (B).

19           “(D) Enable local educational agencies to  
20 build the technological capacity and infrastruc-  
21 ture (including through local purchasing of eli-  
22 gible technology), necessary for the full imple-  
23 mentation of online assessments for all students  
24 (including students who are children with dis-

1           abilities and children who are limited English  
2           proficient).

3           “(2) A description of the technology readiness  
4           in the State, as determined by local educational  
5           agency responses to the technology readiness survey.

6           “(3) A description of the plan for the State  
7           educational agency to support each local educational  
8           agency in meeting the goals described in section  
9           2407(b)(1) not later than 3 years after the local  
10          educational agency completes the technology readi-  
11          ness survey by addressing the readiness gaps identi-  
12          fied in such survey.

13          “(4) A description of the State’s process for the  
14          vetting, adoption, acquisition, distribution, and use  
15          of content.

16          “(5) A description of how the State educational  
17          agency will ensure that the State educational agen-  
18          cy’s data systems and eligible technology are inter-  
19          operable.

20          “(6) An assurance that the State educational  
21          agency will consider making content widely available  
22          through open educational resources when making  
23          purchasing decisions with funds received under this  
24          part.

1           “(7) A description of the State’s student digital  
2 literacy standards and the technology standards for  
3 teachers and administrators, and an assurance that  
4 the State’s student digital literacy standards meet  
5 the requirements of section 2403(5).

6           “(8) An assurance that subgrant awards under  
7 section 2407 will be carried out by the State edu-  
8 cational agency staff with responsibility for leader-  
9 ship, coordination, and implementation of instruc-  
10 tional and other classroom technologies.

11           “(9) A description of how the State educational  
12 agency will award subgrants to local educational  
13 agencies under section 2407.

14           “(10) A description of the process, activities,  
15 and performance measures that the State edu-  
16 cational agency will use to evaluate the impact and  
17 effectiveness of the grant and subgrant funds award-  
18 ed under this part across the State and in each local  
19 educational agency.

20           “(11) A description of how the State edu-  
21 cational agency will, in providing technical and other  
22 assistance to local educational agencies, give priority  
23 to the local educational agencies proposing to target  
24 services to—

1           “(A) students in schools in need of im-  
2           provement and persistently low-achieving  
3           schools;

4           “(B) schools with a high percentage of stu-  
5           dents who are eligible for a free or reduced  
6           price lunch under the Richard B. Russell Na-  
7           tional School Lunch Act (42 U.S.C. 1751 et  
8           seq.); and

9           “(C) schools that meet the census defini-  
10          tion of rural.

11          “(12) A description of how the State edu-  
12          cational agency consulted with local educational  
13          agencies in the development of the State educational  
14          agency’s application under this subsection.

15          “(13) An assurance that the State educational  
16          agency will provide matching funds as required  
17          under section 2404(e).

18          “(14) A description of how the State edu-  
19          cational agency will ensure that funds received under  
20          this part do not duplicate support received under the  
21          E-rate program.

22          “(15) An assurance that the State educational  
23          agency will protect the privacy and safety of stu-  
24          dents and teachers, consistent with requirements of  
25          section 444 of the General Education Provisions Act

1 (20 U.S.C. 1232g) (commonly known as the ‘Family  
2 Educational Rights and Privacy Act of 1974’), the  
3 Children’s Online Privacy Protection Act of 1998  
4 (15 U.S.C. 6501 et seq.), and section 445 of the  
5 General Education Provisions Act (20 U.S.C.  
6 1232h).

7 **“SEC. 2406. STATE USE OF GRANT FUNDS.**

8 “(a) RESERVATION FOR SUBGRANTS TO SUPPORT  
9 TECHNOLOGY INFRASTRUCTURE.—Each State edu-  
10 cational agency that receives a grant under section  
11 2404(b)(2) shall expend not less than 90 percent of the  
12 grant amount for each fiscal year to award subgrants to  
13 local educational agencies in accordance with section  
14 2407.

15 “(b) RESERVATION FOR STATE ACTIVITIES.—

16 “(1) IN GENERAL.—A State educational agency  
17 shall reserve not more than 10 percent of the grant  
18 received under section 2404(b)(2) for the State ac-  
19 tivities described in subsection (c).

20 “(2) GRANT ADMINISTRATION.—

21 “(A) IN GENERAL.—Subject to subpara-  
22 graph (B), of the amount reserved by a State  
23 educational agency under paragraph (1), the  
24 State educational agency may reserve for the

1 administration of the grant under this part not  
2 more than—

3 “(i) 1 percent in the case of a State  
4 educational agency awarding subgrants  
5 under section 2407(a)(1); or

6 “(ii) 3 percent in the case of a State  
7 educational agency awarding subgrants  
8 under section 2407(a)(2).

9 “(B) SPECIAL RULE.—Notwithstanding  
10 subparagraph (A), a State educational agency  
11 that forms a State purchasing consortium  
12 under subsection (d)—

13 “(i) may reserve an additional 1 per-  
14 cent to carry out the activities described in  
15 subsection (d)(1); and

16 “(ii) may reserve amounts in addition  
17 to the percentage described in clause (i) if  
18 the State purchasing consortium receives  
19 direct approval from the local educational  
20 agencies receiving subgrants under section  
21 2407(a) from the State educational agency  
22 prior to reserving more than the additional  
23 percentage authorized under clause (i).

1       “(c) STATE ACTIVITIES.—A State educational agency  
2 shall use funds described in subsection (b) to carry out  
3 each of the following:

4           “(1) Except for the awarding of subgrants in  
5 accordance with section 2407, activities described in  
6 the State educational agency’s application under sec-  
7 tion 2405(b).

8           “(2) Providing technical assistance to local edu-  
9 cational agencies to—

10           “(A) identify and address technology readi-  
11 ness needs;

12           “(B) redesign curriculum and instruction,  
13 improve educational productivity, and deliver  
14 computer-based and online assessment;

15           “(C) use technology, consistent with the  
16 principles of universal design for learning, to  
17 support the learning needs of all students, in-  
18 cluding students who are children with disabil-  
19 ities and children who are limited English pro-  
20 ficient;

21           “(D) build capacity for principals and local  
22 educational agency administrators to support  
23 teachers with data literacy and in infusing dig-  
24 ital tools to empower teaching and personalize  
25 learning;

1           “(E) promote data literacy and trans-  
2           parency in the collection, analysis, and utiliza-  
3           tion of student data; and

4           “(F) identify expectations and standards  
5           for third-party vendors that have access to,  
6           store, or provide analytics on student data.

7           “(3) Developing or utilizing research-based or  
8           innovative strategies for the delivery of specialized or  
9           rigorous academic courses and curricula through the  
10          use of technology, including digital learning tech-  
11          nologies and assistive technology.

12          “(4) Integrating and coordinating activities  
13          under this part with other educational resources and  
14          programs across the State.

15          “(5) Disseminating information, including mak-  
16          ing publicly available on the website of the State  
17          educational agency, promising practices to improve  
18          technology instruction, and acquiring and imple-  
19          menting technology tools and applications.

20          “(6) Ensuring that teachers, paraprofessionals,  
21          library and media personnel, specialized instructional  
22          support personnel, and administrators possess the  
23          knowledge and skills to use technology to meet the  
24          goals described in section 2405(b)(1).

1           “(7) Coordinating with teacher, principal, and  
2 school leader preparation programs to ensure that  
3 preservice teachers, principals, and school leaders  
4 have the skills to implement digital learning pro-  
5 grams effectively.

6           “(8) Supporting schools that meet the census  
7 definition of rural to bring high-quality digital learn-  
8 ing opportunities to rural and remote areas.

9           “(d) PURCHASING CONSORTIA.—

10           “(1) IN GENERAL.—A State educational agency  
11 receiving a grant under section 2404(b)(2) may—

12           “(A) form a State purchasing consortium  
13 with 1 or more State educational agencies re-  
14 ceiving such a grant to carry out the State ac-  
15 tivities described in subsection (c), including  
16 purchasing eligible technology;

17           “(B) encourage local educational agencies  
18 to form local purchasing consortia under section  
19 2407(c)(4); and

20           “(C) promote pricing opportunities to local  
21 educational agencies for the purchase of eligible  
22 technology that are—

23           “(i) negotiated by the State edu-  
24 cational agency or the State purchasing

1 consortium of the State educational agen-  
2 cy; and

3 “(ii) available to such local edu-  
4 cational agencies.

5 “(2) RESTRICTIONS.—A State educational  
6 agency receiving a grant under section 2404(b)(2)  
7 shall not—

8 “(A) except for promoting the pricing op-  
9 portunities described in paragraph (1)(C), make  
10 recommendations to local educational agencies  
11 for, or require, use of any specific commercial  
12 products and services by local educational agen-  
13 cies;

14 “(B) require local educational agencies to  
15 participate in a State purchasing consortia or  
16 local purchasing consortia; or

17 “(C) use more than the amount reserved  
18 under subsection (b) to carry out the activities  
19 described in paragraph (1), unless the State  
20 educational agency receives approval in accord-  
21 ance with subsection (b)(2)(B).

22 **“SEC. 2407. LOCAL SUBGRANTS.**

23 “(a) SUBGRANTS.—

24 “(1) GRANTS TO LOCAL EDUCATIONAL AGEN-  
25 CIES.—From the grant funds provided under section

1 2404(b)(2) to a State educational agency that are  
2 remaining after the State educational agency makes  
3 reservations under section 2406(b) for any fiscal  
4 year and subject to paragraph (2), the State edu-  
5 cational agency shall award subgrants for the fiscal  
6 year to local educational agencies served by the  
7 State educational agency and with an approved ap-  
8 plication under subsection (b) by allotting to each  
9 such local educational agency an amount that bears  
10 the same relationship to the remainder as the  
11 amount received by the local educational agency  
12 under part A of title I for such year bears to the  
13 amount received by all such local educational agen-  
14 cies under such part for such year, except that no  
15 local educational agency may receive less than  
16 \$3,000 for a year.

17 “(2) COMPETITIVE GRANTS TO LOCAL EDU-  
18 CATIONAL AGENCIES.—If the amount of funds ap-  
19 propriated under section 2404 is less than  
20 \$300,000,000 for any fiscal year, a State edu-  
21 cational agency—

22 “(A) shall not award subgrants under  
23 paragraph (1); and

24 “(B) shall—

1           “(i) award subgrants, on a competi-  
2           tive basis, to local educational agencies  
3           based on the quality of applications sub-  
4           mitted under subsection (b), including—

5                   “(I) the level of technology readi-  
6                   ness, as determined by the technology  
7                   readiness surveys completed by local  
8                   educational agencies submitting such  
9                   applications; and

10                   “(II) the technology plans de-  
11                   scribed in subsection (b)(4) and how  
12                   the local educational agencies with  
13                   such plans will carry out the align-  
14                   ment and coordination described in  
15                   such subsection;

16           “(ii) ensure that such subgrants are  
17           of sufficient size and scope to carry out the  
18           local activities described in subsection (c);

19                   “(iii) give priority to local educational  
20                   agencies that have demonstrated substan-  
21                   tial need for assistance in acquiring and  
22                   using technology, based on the agency’s  
23                   technology readiness survey; and

1                   “(iv) give priority to local educational  
2                   agencies that meet the census definition of  
3                   rural.

4                   “(3) DEFINITION OF LOCAL EDUCATIONAL  
5                   AGENCY FOR CERTAIN FISCAL YEARS.—For pur-  
6                   poses of awarding subgrants under paragraph (2),  
7                   the term ‘local educational agency’ means—

8                   “(A) a local educational agency;

9                   “(B) an educational service agency; or

10                   “(C) a local educational agency and an  
11                   educational service agency.

12                   “(b) APPLICATION.—A local educational agency that  
13                   desires to receive a subgrant under subsection (a) shall  
14                   submit an application to the State at such time, in such  
15                   manner, and accompanied by such information as the  
16                   State educational agency may require, including—

17                   “(1) a description of how the local educational  
18                   agency will carry out the goals described in subpara-  
19                   graphs (A) through (D) of section 2405(b)(1);

20                   “(2) a description of the results of the tech-  
21                   nology readiness survey completed by the local edu-  
22                   cational agency and a description of the plan for the  
23                   local educational agency to meet the goals described  
24                   in paragraph (1) within 3 years of completing the  
25                   survey;

1           “(3) an assurance that the local educational  
2 agency’s student digital literacy standards meet the  
3 requirements of section 2403(5);

4           “(4) a description of the local educational agen-  
5 cy’s technology plan to carry out paragraphs (1) and  
6 (3) and how the agency will align and coordinate the  
7 activities under this section with other activities  
8 across the local educational agency;

9           “(5) a description of the team of educators who  
10 will coordinate and carry out the activities under  
11 this section, including individuals with responsibility  
12 and expertise in instructional technology, teachers  
13 that specialize in supporting students who are chil-  
14 dren with disabilities and children who are limited  
15 English proficient, school leaders, technology offi-  
16 cers, and staff responsible for assessments and data;

17           “(6) a description of how the local educational  
18 agency will build capacity for principals and local  
19 educational agency administrators to support teach-  
20 ers in developing data literacy skills and in imple-  
21 menting digital tools to support teaching and learn-  
22 ing;

23           “(7) a description of—

1           “(A) the local educational agency’s pro-  
2           curement process and process for the creation,  
3           acquisition, distribution, and use of content;

4           “(B) how the local educational agency will  
5           ensure integrity of such processes;

6           “(C) how such processes support the goals  
7           described in paragraph (1) or how a local edu-  
8           cational agency will change such processes to  
9           support such goals; and

10          “(D) how the local educational agency will  
11          ensure content quality;

12          “(8) a description of how the local educational  
13          agency will carry out activities under subsection (c);

14          “(9) a description of how the subgrant funds  
15          received under subsection (a) will be coordinated  
16          with and supported by other Federal, State, and  
17          local funds to support activities under this part;

18          “(10) a description of how the local educational  
19          agency will ensure that the subgrant received under  
20          subsection (a) is not duplicative of support received  
21          under the E-rate program; and

22          “(11) an assurance that the local educational  
23          agency will protect the privacy and safety of stu-  
24          dents and teachers, consistent with requirements  
25          section 444 of the General Education Provisions Act

1 (20 U.S.C. 1232g) (commonly known as the ‘Family  
2 Educational Rights and Privacy Act of 1974’).

3 “(c) USE OF FUNDS.—

4 “(1) TECHNOLOGY INFRASTRUCTURE.—Subject  
5 to paragraph (3), a local educational agency receiv-  
6 ing a subgrant under subsection (a) shall use not  
7 less than 40 percent of such funds to support activi-  
8 ties for the acquisition of eligible technology needed  
9 to—

10 “(A) except for the activities described in  
11 paragraph (2), carry out activities described in  
12 the application submitted under subsection (b),  
13 including purchasing devices, equipment, and  
14 software applications, and improving  
15 connectivity to and within schools; and

16 “(B) address readiness shortfalls identified  
17 under the technology readiness survey com-  
18 pleted by the local educational agency.

19 “(2) PROFESSIONAL LEARNING FOR DIGITAL  
20 LEARNING.—Subject to paragraph (3), a local edu-  
21 cational agency receiving a subgrant under sub-  
22 section (a) shall use not less than 40 percent of such  
23 funds to carry out digital age professional learning  
24 opportunities for teachers, principals, school leaders,  
25 paraprofessionals, library and media personnel, spe-

1 cialized instructional support personnel, technology  
2 coordinators, and administrators.

3 “(3) MODIFICATION OF FUNDING ALLOCA-  
4 TIONS.—A State educational agency may authorize a  
5 local educational agency to modify the percentage of  
6 the local educational agency’s subgrant funds re-  
7 quired to carry out the activities described in para-  
8 graph (1) or (2) if the local educational agency dem-  
9 onstrates that such modification will assist the local  
10 educational agency in more effectively carrying out  
11 such activities.

12 “(4) PURCHASING CONSORTIA.—Local edu-  
13 cational agencies receiving subgrants under sub-  
14 section (a) may—

15 “(A) form a local purchasing consortia  
16 with other such local educational agencies to  
17 carry out the activities described in this sub-  
18 section, including purchasing eligible tech-  
19 nology; and

20 “(B) use such funds for purchasing eligible  
21 technology through a State purchasing con-  
22 sortia under section 2406(d).

23 **“SEC. 2408. REPORTING.**

24 “(a) LOCAL EDUCATIONAL AGENCIES.—Each local  
25 educational agency receiving a subgrant under section

1 2407 shall submit to the State educational agency that  
2 awarded such subgrant an annual report the meets the  
3 requirements of subsection (c).

4 “(b) STATE EDUCATIONAL AGENCIES.—Each State  
5 educational agency receiving a grant under section  
6 2404(b)(2) shall submit to the Secretary an annual report  
7 that meets the requirements of subsection (c).

8 “(c) REPORT REQUIREMENTS.—A report submitted  
9 under subsection (a) or (b) shall include, at a minimum,  
10 a description of—

11 “(1) the status of the State educational agen-  
12 cy’s plan described in section 2405(b)(3) or the local  
13 education agency’s technology plan under section  
14 2407(b)(4), as applicable;

15 “(2) the categories of eligible technology ac-  
16 quired with funds under this part and how such  
17 technology is being used;

18 “(3) the professional learning activities funded  
19 under this part, including types of activities and en-  
20 tities involved in providing such professional learning  
21 to classroom teachers and other staff, such as school  
22 librarians;

23 “(4) the instruction, strategies, activities, and  
24 curricula used in the programs funded under this  
25 part; and

1           “(5) the types of programs funded under this  
2           part.

3   **“SEC. 2409. AUTHORIZATION.**

4           “‘There are authorized to be appropriated to carry out  
5 this part \$1,000,000,000 for fiscal year 2016 and such  
6 sums as may be necessary for each of the 4 succeeding  
7 fiscal years.’”.

8           (b) TABLE OF CONTENTS.—The table of contents in  
9 section 2 of the Elementary and Secondary Education Act  
10 of 1965 is amended by striking the items relating to part  
11 D of title II and inserting the following:

          “PART D—ACHIEVEMENT THROUGH TECHNOLOGY AND INNOVATION

          “Sec. 2401. Purposes.

          “Sec. 2402. E-rate restriction.

          “Sec. 2403. Definitions.

          “Sec. 2404. Technology grants program authorized.

          “Sec. 2405. State applications.

          “Sec. 2406. State use of grant funds.

          “Sec. 2407. Local subgrants.

          “Sec. 2408. Reporting.

          “Sec. 2409. Authorization.”.

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