

111<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# S. 1932

To amend the Elementary and Secondary Education Act of 1965 to allow members of the Armed Forces who served on active duty on or after September 11, 2001, to be eligible to participate in the Troops-to-Teachers Program, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

OCTOBER 27, 2009

Mr. MCCAIN (for himself and Mr. BENNET) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

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## A BILL

To amend the Elementary and Secondary Education Act of 1965 to allow members of the Armed Forces who served on active duty on or after September 11, 2001, to be eligible to participate in the Troops-to-Teachers Program, and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Post 9/11 Troops to  
5 Teachers Enhancement Act”.

1 **SEC. 2. YEARS OF SERVICE REQUIREMENTS; STIPEND.**

2 (a) YEARS OF SERVICE REQUIREMENTS.—Section  
3 2303(a) of the Elementary and Secondary Education Act  
4 of 1965 (20 U.S.C. 6673(a)) is amended—

5 (1) in paragraph (1)—

6 (A) by striking “or” at the end of subpara-  
7 graph (B);

8 (B) by striking the period at the end of  
9 subparagraph (C) and inserting “; or”; and

10 (C) by adding at the end the following:

11 “(D) commencing on or after September  
12 11, 2001, serves not less than 90 continuous  
13 days on active duty (as such term is defined in  
14 section 101(d)(1) of title 10, United States  
15 Code, except that such term does not include a  
16 period of service described in paragraphs (1)  
17 through (3) of section 3311(d) of title 38,  
18 United States Code) in the Armed Forces (ex-  
19 cluding service on active duty in entry level or  
20 skills training) and, after completion of such  
21 service, is discharged or released as follows:

22 “(i) A discharge from active duty in  
23 the Armed Forces with an honorable dis-  
24 charge.

25 “(ii) A release after service on active  
26 duty in the Armed Forces characterized by

1 the Secretary concerned as honorable serv-  
 2 ice and placement on the retired list,  
 3 transfer to the Fleet Reserve or Fleet Ma-  
 4 rine Corps Reserve, or placement on the  
 5 temporary disability retired list.

6 “(iii) A release from active duty in the  
 7 Armed Forces for further service in a re-  
 8 serve component of the Armed Forces after  
 9 service on active duty characterized by the  
 10 Secretary concerned as honorable service.”;  
 11 and

12 (2) in paragraph (2)(A)(i), by striking “6 or  
 13 more years” and inserting “4 or more years”.

14 **SEC. 3. DEFINITION OF LOCAL EDUCATIONAL AGENCY AND**  
 15 **PUBLIC CHARTER SCHOOLS.**

16 (a) AMENDMENT.—Section 2304(a)(1)(B) of the Ele-  
 17 mentary and Secondary Education Act of 1965 (20 U.S.C.  
 18 6674(a)(1)(B)) is amended by striking “high-need local  
 19 educational agency or public charter school, as such terms  
 20 are defined in section 2101” and inserting “local edu-  
 21 cational agency receiving funding under part A of title I  
 22 or public charter school (as such term is defined in section  
 23 2102)”.

1 (b) EFFECTIVE DATE.—The amendments made by  
2 subsection (a) shall take effect 30 days after the date of  
3 enactment of this Act.

4 **SEC. 4. ADVISORY BOARD.**

5 Chapter A of subpart 1 of part C of title II of the  
6 Elementary and Secondary Education Act of 1965 (20  
7 U.S.C. 6671 et seq.) is amended by adding at the end  
8 the following:

9 **“SEC. 2308. ADVISORY BOARD.**

10 “(a) ESTABLISHMENT.—Not later than 120 days  
11 after the date of enactment of the Post 9/11 Troops to  
12 Teachers Enhancement Act, the Secretary, in consultation  
13 with the Secretary of Defense, shall establish an Advisory  
14 Board composed of—

15 “(1) a representative from the Defense Activity  
16 for Non-Traditional Education Support Division of  
17 the Department of Defense;

18 “(2) a representative from the Department of  
19 Innovation and Improvement of the Department of  
20 Education;

21 “(3) representatives from 3 State offices that  
22 operate to recruit eligible members of the Armed  
23 Forces for participation in the Program and facili-  
24 tating the employment of participants in the Pro-  
25 gram as elementary school teachers, secondary

1 school teachers, and vocational or technical teachers;  
2 and

3 “(4) a representative from each of 3 veteran  
4 service organizations.

5 “(b) DUTIES.—The Advisory Board established  
6 under subsection (a) shall—

7 “(1) collect, consider, and disseminate feedback  
8 from participants and State offices described in sub-  
9 section (a)(3) on—

10 “(A) the best practices for improving re-  
11 cruitment of eligible members of the Armed  
12 Forces in States, local educational agencies,  
13 and public charter schools underserved by the  
14 Program;

15 “(B) ensuring that high-need local edu-  
16 cational agencies and public charter schools are  
17 aware of the Program and how to participate in  
18 it;

19 “(C) coordinating the goals of the Program  
20 with other Federal, State, and local education  
21 needs and programs; and

22 “(D) other activities that the Advisory  
23 Board determines necessary; and

24 “(2) not later than 1 year after the date of en-  
25 actment of the Post 9/11 Troops to Teachers En-

1       hancement Act, and annually thereafter, in consulta-  
2       tion with the Secretary, prepare and submit a report  
3       to the Committee on Health, Education, Labor, and  
4       Pensions of the Senate, the Committee on Armed  
5       Services of the Senate, the Committee on Education  
6       and Labor of the House of Representatives, and the  
7       Committee on Armed Services of the House of Rep-  
8       resentatives, which shall include—

9               “(A) information with respect to the activi-  
10              ties of the Advisory Board;

11             “(B) information with respect to the Pro-  
12              gram, including—

13                   “(i) the number of participants in the  
14                   Program;

15                   “(ii) the number of States partici-  
16                   pating in the Program;

17                   “(iii) local educational agencies and  
18                   schools where participants are employed;

19                   “(iv) the grade levels at which partici-  
20                   pants teach;

21                   “(v) the academic subjects taught by  
22                   participants;

23                   “(vi) rates of retention of participants  
24                   by the local educational agencies and pub-  
25                   lic charter schools employing participants;

1           “(vii) other demographic information  
2           as may be necessary to evaluate the effec-  
3           tiveness of the Program; and

4           “(viii) a review of the stipend and  
5           bonus available to participants under sub-  
6           sections (c) and (d)(1) of section 2304;  
7           and

8           “(C) recommendations for—

9           “(i) improvements to local, State, and  
10          Federal recruitment and retention efforts;

11          “(ii) legislative or executive policy  
12          changes to improve the Program, enhance  
13          participant experience, and increase par-  
14          ticipation in the Program; and

15          “(iii) other changes necessary to en-  
16          sure that the Program is meeting the pur-  
17          pose described in section 2302(a).”.

18 **SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**

19          Section 2321(b) of the Elementary and Secondary  
20          Education Act of 1965 (20 U.S.C. 6691(b)) is amended  
21          to read as follows:

22          “(b) RESERVATION.—From the funds appropriated  
23          to carry out this subpart for each of fiscal years 2010

1 through 2014, the Secretary shall reserve \$50,000,000 to  
2 carry out chapter A for each such fiscal year.”.

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