

1 Inspector General of the Department of Health and  
2 Human Services shall transmit a final report on audit  
3 findings with respect to this program to the Committees  
4 on Appropriations of the House of Representatives and the  
5 Senate: *Provided further*, That nothing in this section lim-  
6 its the authority of the Inspector General or the Comp-  
7 troller General to conduct audits of interim payments at  
8 an earlier date: *Provided further*, That not later than 60  
9 days after the date of enactment of this Act, the Secretary  
10 of Health and Human Services shall provide a report to  
11 the Committees on Appropriations of the House of Rep-  
12 resentatives and the Senate on obligation of funds, includ-  
13 ing obligations to such eligible health care providers sum-  
14 marized by State of the payment receipt: *Provided further*,  
15 That such reports shall be updated and submitted to such  
16 Committees every 60 days until funds are expended: *Pro-*  
17 *vided further*, That such amount is designated by the Con-  
18 gress as being for an emergency requirement pursuant to  
19 section 251(b)(2)(A)(i) of the Balanced Budget and  
20 Emergency Deficit Control Act of 1985.

21 DEPARTMENT OF EDUCATION

22 EDUCATION STABILIZATION FUND

23 For an additional amount for “Education Stabiliza-  
24 tion Fund”, \$30,750,000,000, to remain available through  
25 September 30, 2021, to prevent, prepare for, and respond

1 to coronavirus, domestically or internationally: *Provided*,  
2 That such amount is designated by the Congress as being  
3 for an emergency requirement pursuant to section  
4 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
5 Deficit Control Act of 1985.

6 GENERAL PROVISIONS

7 EDUCATION STABILIZATION FUND

8 SEC. 18001. (a) ALLOCATIONS.—From the amount  
9 made available under this heading in this Act to carry out  
10 the Education Stabilization Fund, the Secretary shall first  
11 allocate—

12 (1) not more than 1/2 of 1 percent to the out-  
13 lying areas on the basis of their respective needs, as  
14 determined by the Secretary, in consultation with  
15 the Secretary of the Interior;

16 (2) one-half of 1 percent for the Secretary of  
17 Interior, in consultation with the Secretary of Edu-  
18 cation, for programs operated or funded by the Bu-  
19 reau of Indian Education; and

20 (3) 1 percent for grants to States with the  
21 highest coronavirus burden to support activities  
22 under this heading in this Act, for which the Sec-  
23 retary shall issue a notice inviting applications not  
24 later than 30 days of enactment of this Act and ap-

1       prove or deny applications not later than 30 days  
2       after receipt.

3       (b) RESERVATIONS.—After carrying out subsection  
4 (a), the Secretary shall reserve the remaining funds made  
5 available as follows:

6           (1) 9.8 percent to carry out section 18002 of  
7       this title.

8           (2) 43.9 percent to carry out section 18003 of  
9       this title.

10          (3) 46.3 percent to carry out section 18004 of  
11       this title.

12       GOVERNOR'S EMERGENCY EDUCATION RELIEF FUND

13       SEC. 18002. (a) GRANTS.—From funds reserved  
14 under section 18001(b)(1) of this title, the Secretary shall  
15 make Emergency Education Relief grants to the Governor  
16 of each State with an approved application. The Secretary  
17 shall issue a notice inviting applications not later than 30  
18 days of enactment of this Act and shall approve or deny  
19 applications not later than 30 days after receipt.

20       (b) ALLOCATIONS.—The amount of each grant under  
21 subsection (a) shall be allocated by the Secretary to each  
22 State as follows:

23           (1) 60 percent on the basis of their relative  
24       population of individuals aged 5 through 24.

1           (2) 40 percent on the basis of their relative  
2           number of children counted under section 1124(c) of  
3           the Elementary and Secondary Education Act of  
4           1965 (referred to under this heading as “ESEA”).

5           (c) USES OF FUNDS.—Grant funds awarded under  
6           subsection (b) may be used to—

7           (1) provide emergency support through grants  
8           to local educational agencies that the State edu-  
9           cational agency deems have been most significantly  
10          impacted by coronavirus to support the ability of  
11          such local educational agencies to continue to pro-  
12          vide educational services to their students and to  
13          support the on-going functionality of the local edu-  
14          cational agency;

15          (2) provide emergency support through grants  
16          to institutions of higher education serving students  
17          within the State that the Governor determines have  
18          been most significantly impacted by coronavirus to  
19          support the ability of such institutions to continue to  
20          provide educational services and support the on-  
21          going functionality of the institution; and

22          (3) provide support to any other institution of  
23          higher education, local educational agency, or edu-  
24          cation related entity within the State that the Gov-  
25          ernor deems essential for carrying out emergency

1 educational services to students for authorized ac-  
2 tivities described in section 18003(d)(1) of this title  
3 or the Higher Education Act, the provision of child  
4 care and early childhood education, social and emo-  
5 tional support, and the protection of education-re-  
6 lated jobs.

7 (d) REALLOCATION.—Each Governor shall return to  
8 the Secretary any funds received under this section that  
9 the Governor does not award within one year of receiving  
10 such funds and the Secretary shall reallocate such funds  
11 to the remaining States in accordance with subsection (b).

12 ELEMENTARY AND SECONDARY SCHOOL EMERGENCY

13 RELIEF FUND

14 SEC. 18003. (a) GRANTS.—From funds reserved  
15 under section 18001(b)(2) of this title, the Secretary shall  
16 make elementary and secondary school emergency relief  
17 grants to each State educational agency with an approved  
18 application. The Secretary shall issue a notice inviting ap-  
19 plications not later than 30 days of enactment of this Act  
20 and approve or deny applications not later than 30 days  
21 after receipt.

22 (b) ALLOCATIONS TO STATES.—The amount of each  
23 grant under subsection (a) shall be allocated by the Sec-  
24 retary to each State in the same proportion as each State

1 received under part A of title I of the ESEA of 1965 in  
2 the most recent fiscal year.

3 (c) SUBGRANTS TO LOCAL EDUCATIONAL AGEN-  
4 CIES.—Each State shall allocate not less than 90 percent  
5 of the grant funds awarded to the State under this section  
6 as subgrants to local educational agencies (including char-  
7 ter schools that are local educational agencies) in the State  
8 in proportion to the amount of funds such local edu-  
9 cational agencies and charter schools that are local edu-  
10 cational agencies received under part A of title I of the  
11 ESEA of 1965 in the most recent fiscal year.

12 (d) USES OF FUNDS.—A local educational agency  
13 that receives funds under this title may use the funds for  
14 any of the following:

15 (1) Any activity authorized by the ESEA of  
16 1965, including the Native Hawaiian Education Act  
17 and the Alaska Native Educational Equity, Support,  
18 and Assistance Act (20 U.S.C. 6301 et seq.), the In-  
19 dividuals with Disabilities Education Act (20 U.S.C.  
20 1400 et seq.) (“IDEA”), the Adult Education and  
21 Family Literacy Act (20 U.S.C. 1400 et seq.), the  
22 Carl D. Perkins Career and Technical Education  
23 Act of 2006 (20 U.S.C. 2301 et seq.) (“the Perkins  
24 Act”), or subtitle B of title VII of the McKinney-

1 Vento Homeless Assistance Act (42 U.S.C. 11431 et  
2 seq.).

3 (2) Coordination of preparedness and response  
4 efforts of local educational agencies with State, local,  
5 Tribal, and territorial public health departments,  
6 and other relevant agencies, to improve coordinated  
7 responses among such entities to prevent, prepare  
8 for, and respond to coronavirus.

9 (3) Providing principals and others school lead-  
10 ers with the resources necessary to address the  
11 needs of their individual schools.

12 (4) Activities to address the unique needs of  
13 low-income children or students, children with dis-  
14 abilities, English learners, racial and ethnic minori-  
15 ties, students experiencing homelessness, and foster  
16 care youth, including how outreach and service deliv-  
17 ery will meet the needs of each population.

18 (5) Developing and implementing procedures  
19 and systems to improve the preparedness and re-  
20 sponse efforts of local educational agencies.

21 (6) Training and professional development for  
22 staff of the local educational agency on sanitation  
23 and minimizing the spread of infectious diseases.

1           (7) Purchasing supplies to sanitize and clean  
2           the facilities of a local educational agency, including  
3           buildings operated by such agency.

4           (8) Planning for and coordinating during long-  
5           term closures, including for how to provide meals to  
6           eligible students, how to provide technology for on-  
7           line learning to all students, how to provide guidance  
8           for carrying out requirements under the Individuals  
9           with Disabilities Education Act (20 U.S.C. 1401 et  
10          seq.) and how to ensure other educational services  
11          can continue to be provided consistent with all Fed-  
12          eral, State, and local requirements.

13          (9) Purchasing educational technology (includ-  
14          ing hardware, software, and connectivity) for stu-  
15          dents who are served by the local educational agency  
16          that aids in regular and substantive educational  
17          interaction between students and their classroom in-  
18          structors, including low-income students and stu-  
19          dents with disabilities, which may include assistive  
20          technology or adaptive equipment.

21          (10) Providing mental health services and sup-  
22          ports.

23          (11) Planning and implementing activities re-  
24          lated to summer learning and supplemental after-  
25          school programs, including providing classroom in-



1       struction or online learning during the summer  
2       months and addressing the needs of low-income stu-  
3       dents, students with disabilities, English learners,  
4       migrant students, students experiencing homeless-  
5       ness, and children in foster care.

6               (12) Other activities that are necessary to  
7       maintain the operation of and continuity of services  
8       in local educational agencies and continuing to em-  
9       ploy existing staff of the local educational agency.

10       (e) STATE FUNDING.—With funds not otherwise allo-  
11      cated under subsection (c), a State may reserve not more  
12      than 1/2 of 1 percent for administrative costs and the re-  
13      mainder for emergency needs as determined by the state  
14      educational agency to address issues responding to  
15      coronavirus, which may be addressed through the use of  
16      grants or contracts.

17       (f) REALLOCATION.—A State shall return to the Sec-  
18      retary any funds received under this section that the State  
19      does not award within 1 year of receiving such funds and  
20      the Secretary shall reallocate such funds to the remaining  
21      States in accordance with subsection (b).

22               HIGHER EDUCATION EMERGENCY RELIEF FUND

23       SEC. 18004. (a) IN GENERAL.—The Secretary shall  
24      allocate funding under this section as follows:

1           (1) 90 percent to each institution of higher edu-  
2           cation to prevent, prepare for, and respond to  
3           coronavirus, by apportioning it—

4                   (A) 75 percent according to the relative  
5                   share of full-time equivalent enrollment of Fed-  
6                   eral Pell Grant recipients who are not exclu-  
7                   sively enrolled in distance education courses  
8                   prior to the coronavirus emergency; and

9                   (B) 25 percent according to the relative  
10                  share of full-time equivalent enrollment of stu-  
11                  dents who were not Federal Pell Grant recipi-  
12                  ents who are not exclusively enrolled in distance  
13                  education courses prior to the coronavirus  
14                  emergency.

15           (2) 7.5 percent for additional awards under  
16           parts A and B of title III, parts A and B of title  
17           V, and subpart 4 of part A of title VII of the Higher  
18           Education Act to address needs directly related to  
19           coronavirus, that shall be in addition to awards  
20           made in section 18004(a)(1) of this title, and allo-  
21           cated by the Secretary proportionally to such pro-  
22           grams based on the relative share of funding appro-  
23           priated to such programs in the Further Consoli-  
24           dated Appropriations Act, 2020 (Public Law 116-  
25           94) and which may be used to defray expenses (in-

1 including lost revenue, reimbursement for expenses al-  
2 ready incurred, technology costs associated with a  
3 transition to distance education, faculty and staff  
4 trainings, payroll) incurred by institutions of higher  
5 education and for grants to students for any compo-  
6 nent of the student's cost of attendance (as defined  
7 under section 472 of the Higher Education Act), in-  
8 cluding food, housing, course materials, technology,  
9 health care, and child care.

10 (3) 2.5 percent for part B of title VII of the  
11 Higher Education Act for institutions of higher edu-  
12 cation that the Secretary determines have the great-  
13 est unmet needs related to coronavirus, which may  
14 be used to defray expenses (including lost revenue,  
15 reimbursement for expenses already incurred, tech-  
16 nology costs associated with a transition to distance  
17 education, faculty and staff trainings, payroll) in-  
18 curred by institutions of higher education and for  
19 grants to students for any component of the stu-  
20 dent's cost of attendance (as defined under section  
21 472 of the Higher Education Act), including food,  
22 housing, course materials, technology, health care,  
23 and child care.

24 (b) DISTRIBUTION.—The funds made available to  
25 each institution under subsection (a)(1) shall be distrib-

1 uted by the Secretary using the same systems as the Sec-  
2 retary otherwise distributes funding to each institution  
3 under title IV of the Higher Education Act of 1965 (20  
4 U.S.C. 1001 et seq.).

5 (c) USES OF FUNDS.—Except as otherwise specified  
6 in subsection (a), an institution of higher education receiv-  
7 ing funds under this section may use the funds received  
8 to cover any costs associated with significant changes to  
9 the delivery of instruction due to the coronavirus, so long  
10 as such costs do not include payment to contractors for  
11 the provision of pre-enrollment recruitment activities; en-  
12 dowments; or capital outlays associated with facilities re-  
13 lated to athletics, sectarian instruction, or religious wor-  
14 ship. Institutions of higher education shall use no less  
15 than 50 percent of such funds to provide emergency finan-  
16 cial aid grants to students for expenses related to the dis-  
17 ruption of campus operations due to coronavirus (includ-  
18 ing eligible expenses under a student’s cost of attendance,  
19 such as food, housing, course materials, technology, health  
20 care, and child care).

21 (d) SPECIAL PROVISIONS.—(1) In awarding grants  
22 under section 18004(a)(3) of this title, the Secretary shall  
23 give priority to any institution of higher education that  
24 is not otherwise eligible for funding under paragraphs (1)  
25 and (2) of section 18004(a) of this title of at least

1 \$500,000 and demonstrates significant unmet needs re-  
2 lated to expenses associated with coronavirus.

3 (2) A Historically Black College and University or a  
4 Minority Serving Institution may use prior awards pro-  
5 vided under titles III, V, and VII of the Higher Education  
6 Act to prevent, prepare for, and respond to coronavirus.

7 (e) REPORT.—An institution receiving funds under  
8 this section shall submit a report to the Secretary, at such  
9 time and in such manner as the Secretary may require,  
10 that describes the use of funds provided under this section.

11 ASSISTANCE TO NON-PUBLIC SCHOOLS

12 SEC. 18005. (a) IN GENERAL.—A local educational  
13 agency receiving funds under sections 18002 or 18003 of  
14 this title shall provide equitable services in the same man-  
15 ner as provided under section 1117 of the ESEA of 1965  
16 to students and teachers in non-public schools, as deter-  
17 mined in consultation with representatives of non-public  
18 schools.

19 (b) PUBLIC CONTROL OF FUNDS.—The control of  
20 funds for the services and assistance provided to a non-  
21 public school under subsection (a), and title to materials,  
22 equipment, and property purchased with such funds, shall  
23 be in a public agency, and a public agency shall administer  
24 such funds, materials, equipment, and property and shall

1 provide such services (or may contract for the provision  
2 of such services with a public or private entity).

3 CONTINUED PAYMENT TO EMPLOYEES

4 SEC. 18006. A local educational agency, State, insti-  
5 tution of higher education, or other entity that receives  
6 funds under “Education Stabilization Fund”, shall to the  
7 greatest extent practicable, continue to pay its employees  
8 and contractors during the period of any disruptions or  
9 closures related to coronavirus.

10 DEFINITIONS

11 SEC. 18007. Except as otherwise provided in sections  
12 18001–18006 of this title, as used in such sections—

13 (1) the terms “elementary education” and “sec-  
14 ondary education” have the meaning given such  
15 terms under State law;

16 (2) the term “institution of higher education”  
17 has the meaning given such term in title I of the  
18 Higher Education Act of 1965 (20 U.S.C. 1001 et  
19 seq.);

20 (3) the term “Secretary” means the Secretary  
21 of Education;

22 (4) the term “State” means each of the 50  
23 States, the District of Columbia, and the Common-  
24 wealth of Puerto Rico;

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1           (5) the term “cost of attendance” has the  
2           meaning given such term in section 472 of the High-  
3           er Education Act of 1965.

4           (6) the term “Non-public school” means a non-  
5           public elementary and secondary school that (A) is  
6           accredited, licensed, or otherwise operates in accord-  
7           ance with State law; and (B) was in existence prior  
8           to the date of the qualifying emergency for which  
9           grants are awarded under this section;

10          (7) the term “public school” means a public ele-  
11          mentary or secondary school; and

12          (8) any other term used that is defined in sec-  
13          tion 8101 of the Elementary and Secondary Edu-  
14          cation Act of 1965 (20 U.S.C. 7801) shall have the  
15          meaning given the term in such section.

16    MAINTENANCE OF EFFORT

17        SEC. 18008. (a) A State’s application for funds to  
18        carry out sections 18002 or 18003 of this title shall in-  
19        clude assurances that the State will maintain support for  
20        elementary and secondary education, and State support  
21        for higher education (which shall include State funding to  
22        institutions of higher education and state need-based fi-  
23        nancial aid, and shall not include support for capital  
24        projects or for research and development or tuition and  
25        fees paid by students) in fiscal years 2020 and 2021 at

1 least at the levels of such support that is the average of  
2 such State's support for elementary and secondary edu-  
3 cation and for higher education provided in the 3 fiscal  
4 years preceding the date of enactment of this Act.

5 (b) The secretary may waive the requirement in sub-  
6 section (a) for the purpose of relieving fiscal burdens on  
7 States that have experienced a precipitous decline in fi-  
8 nancial resources.

9 SAFE SCHOOLS AND CITIZENSHIP EDUCATION

10 For an additional amount for "Safe Schools and Citi-  
11 zenship Education", \$100,000,000, to remain available  
12 through September 30, 2021, to prevent, prepare for, and  
13 respond to coronavirus, domestically or internationally, to  
14 supplement funds otherwise available for "Project  
15 SERV", including to help elementary, secondary and post-  
16 secondary schools clean and disinfect affected schools, and  
17 assist in counseling and distance learning and associated  
18 costs: *Provided*, That such amount is designated by the  
19 Congress as being for an emergency requirement pursuant  
20 to section 251(b)(2)(A)(i) of the Balanced Budget and  
21 Emergency Deficit Control Act of 1985.

22 GALLAUDET UNIVERSITY

23 For an additional amount for "Gallaudet University",  
24 \$7,000,000, to remain available through September 30,  
25 2021, to prevent, prepare for, and respond to coronavirus,