

112TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

To amend the Elementary and Secondary Education Act of 1965 regarding  
21st century community learning centers.

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IN THE SENATE OF THE UNITED STATES

Mr. SANDERS (for himself, Mr. BINGAMAN, and Mr. BENNET) introduced the  
following bill; which was read twice and referred to the Committee on

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**A BILL**

To amend the Elementary and Secondary Education Act  
of 1965 regarding 21st century community learning centers.

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 “Improving Student  
5 Achievement and Engagement through Expanded Learn-  
6 ing Time Act of 2011”.

7 **SEC. 2. 21ST CENTURY COMMUNITY LEARNING CENTERS.**

8 Part B of title IV of the Elementary and Secondary  
9 Education Act of 1965 (20 U.S.C. 7171 et seq.) is amend-  
10 ed to read as follows:

1 **“PART B—21ST CENTURY COMMUNITY LEARNING**  
2 **CENTERS.**

3 **“SEC. 4201. PURPOSE.**

4 “The purpose of this part is to assist local edu-  
5 cational agencies, nonprofit organizations, and partner-  
6 ships between local educational agencies and nonprofit or-  
7 ganizations or local governmental entities, in developing  
8 and implementing 21st century community learning cen-  
9 ters that increase the extent to which—

10 “(1) students are provided additional time to  
11 engage in activities that improve their academic  
12 achievement and engagement;

13 “(2) students are provided additional time to  
14 participate in enrichment activities and to take ad-  
15 vantage of opportunities to experience a fuller, richer  
16 education; and

17 “(3) local educational agencies, nonprofit orga-  
18 nizations, and local governmental entities work in  
19 partnership to improve educational outcomes for stu-  
20 dents.

21 **“SEC. 4202. DEFINITIONS.**

22 “In this part:

23 “(1) **COMMUNITY LEARNING CENTER.**—The  
24 term ‘community learning center’ means a program  
25 (such as an expanded learning time program, a be-  
26 fore or after school program, a summer enrichment

1 program or a summer school program) that provides  
2 additional time—

3 “(A) for students, including students with  
4 the greatest academic needs and students who  
5 are already meeting State academic achieve-  
6 ment standards adopted under section  
7 1111(b)(1), to participate in academic activities  
8 that are aligned with the instruction those stu-  
9 dents receive during the regular school day and  
10 are targeted to their academic needs;

11 “(B) for students to engage in enrichment  
12 and other activities that complement the aca-  
13 demic program; and

14 “(C) which may be used to provide teach-  
15 ers with time to collaborate, plan, and engage  
16 in professional development within and across  
17 grades and subjects.

18 “(2) ELIGIBLE LOCAL ENTITY.—The term ‘eli-  
19 gible local entity’ means—

20 “(A) a local educational agency that re-  
21 ceives funds under part A of title I, acting by  
22 itself or in partnership with a nonprofit organi-  
23 zation or local governmental entity; or

24 “(B) a nonprofit organization, including a  
25 community-based organization.

1           “(3) EXPANDED LEARNING TIME PROGRAM.—

2           The term ‘expanded learning time program’ means  
3           a program that is implemented for all students in a  
4           school and that—

5                   “(A) increases the total number of school  
6                   hours for the school year at a school by not  
7                   fewer than 300 hours through an expanded  
8                   school day, expanded school week, or expanded  
9                   school year schedule;

10                   “(B) comprehensively redesigns and imple-  
11                   ments an expanded school schedule in order to  
12                   provide additional time for instruction in core  
13                   academic subjects (as well as other subjects or  
14                   enrichment activities) and additional time for  
15                   teachers and staff to collaborate, plan, and en-  
16                   gage in professional development within and  
17                   across grades and subjects; and

18                   “(C) may be implemented in partnership  
19                   with nonprofit organizations, including commu-  
20                   nity-based organizations.

21   **“SEC. 4203. RESERVATION OF FUNDS.**

22           “From the funds appropriated under section 4204 for  
23           any fiscal year, the Secretary shall reserve—

24                   “(1) not more than 1 percent for national ac-  
25                   tivities, including research development, data collec-

1 tion, technical assistance, outreach, dissemination,  
2 and other activities related to the purpose of this  
3 part; and

4 “(2) not more than 1 percent for the outlying  
5 areas and the Bureau of Indian Education to carry  
6 out the purpose of this part.

7 **“SEC. 4204. AUTHORIZATION OF APPROPRIATIONS.**

8 “There are authorized to be appropriated to carry out  
9 this part \$2,000,000,000 for fiscal year 2012 and each  
10 of the subsequent 5 years.

11 **“Subpart 1—Grants for State Educational Agencies**

12 **“SEC. 4211. STATE ALLOTMENTS.**

13 “(a) DETERMINATION.—From the funds appro-  
14 priated under section 4204 for any fiscal year and remain-  
15 ing after the Secretary makes reservations under section  
16 4203, the Secretary shall allot for the fiscal year, to each  
17 State with an approved application under section 4212,  
18 an amount that bears the same relationship to the remain-  
19 der as the amount the State received under subpart 2 of  
20 part A of title I for the preceding fiscal year bears to the  
21 amount all such States received under that subpart for  
22 the preceding fiscal year, except that no State shall receive  
23 less than an amount equal to one-half of 1 percent of the  
24 total amount made available to all such States under this  
25 subsection.

1           “(b) REALLOTMENT OF UNUSED FUNDS.—If a State  
2 does not receive an allotment under this subpart for a fis-  
3 cal year, the Secretary shall reallocate the amount of the  
4 State’s allotment to the remaining States in accordance  
5 with this section.

6           **“SEC. 4212. APPLICATION.**

7           “(a) APPLICATION REQUIREMENTS.—A State edu-  
8 cational agency that desires to receive a grant under this  
9 subpart shall submit an application at such time, in such  
10 form, and including such information as the Secretary  
11 may require. At a minimum, the application shall in-  
12 clude—

13                   “(1) a description of how the State educational  
14 agency will—

15                           “(A) use the grant funds, including funds  
16 reserved for State-level activities;

17                           “(B) run a rigorous, high-quality competi-  
18 tion for subgrants under subpart 2, including  
19 the criteria the State educational agency will  
20 use to select subgrant recipients;

21                           “(C) coordinate the activities carried out  
22 under the grant with activities supported by  
23 other programs under this Act and the Individ-  
24 uals with Disabilities Education Act, as appro-  
25 priate;

1           “(D) use the grant funds in a manner con-  
2           sistent with the State plan submitted under sec-  
3           tion 1111(a) to improve students’ readiness for  
4           success in postsecondary education and the  
5           workforce;

6           “(E) assist local educational agencies in  
7           coordinating the activities the local educational  
8           agencies carry out with grant funds with activi-  
9           ties under other Federal and State programs in  
10          order to support a coherent approach to meet-  
11          ing the objectives of this part;

12          “(F) assist local educational agencies in  
13          identifying and partnering with nonprofit orga-  
14          nizations with demonstrated experience in im-  
15          proving student achievement and engagement  
16          and demonstrated success in making progress  
17          in the applicable areas described in paragraphs  
18          (1) through (4) of section 4214;

19          “(G)(i) prioritize awarding subgrants to el-  
20          igible local entities that will target the use of  
21          these funds on high-need schools in the State in  
22          order to significantly improve student academic  
23          achievement at these schools; and

24          “(ii) provide an equitable distribution of  
25          the grant funds among high-need elementary

1 schools, middle schools, and high schools, based  
2 on the numbers of high-need students enrolled  
3 at such schools;

4 “(H) monitor and evaluate, on a regular  
5 basis, activities carried out by eligible entities  
6 receiving subgrants;

7 “(I) use benchmarks and performance  
8 goals to hold eligible local entities receiving sub-  
9 grants accountable and to determine whether to  
10 provide the entities with an additional 2 years  
11 of expansion funds after the initial 3-year grant  
12 period; and

13 “(J) develop, implement, or enhance a sys-  
14 tem of training and technical assistance that  
15 the State educational agency will provide to  
16 such eligible local entities that are not meeting  
17 the State educational agency’s performance  
18 goals;

19 “(K) offer a range of activities that cap-  
20 ture student interest and support student en-  
21 gagement to promote higher class attendance,  
22 reduce grade retention, decrease dropout rates,  
23 and include activities that promote good health;  
24 and

1           “(L) consider and implement, to the extent  
2           practicable, consistent scheduling across schools  
3           to support students who are also the primary  
4           caregivers of a student enrolled in another  
5           school within the school district in order to sup-  
6           port increased attendance; and

7           “(2) an assurance that the State educational  
8           agency will—

9           “(A) make subgrants of sufficient size and  
10          scope to meet the purpose of this part;

11          “(B) collect program-level outcome data  
12          from eligible entities on the performance indica-  
13          tors described in section 4214; and

14          “(C) ensure that grant funds will supple-  
15          ment, and not supplant, other Federal, State,  
16          and local education funds available to carry out  
17          these activities.

18 **“SEC. 4213. USE OF FUNDS.**

19          “(a) IN GENERAL.—Each State educational agency  
20          that receives an implementation grant under this sub-  
21          part—

22          “(1) may reserve not more than 5 percent of its  
23          grant for State-level activities as described in sub-  
24          sections (b) and (c); and

1           “(2) shall use not less than 95 percent of its  
2           grant for each fiscal year to make subgrants to eligi-  
3           ble local entities under subpart 2.

4           “(b) REQUIRED STATE-LEVEL ACTIVITIES.—A State  
5           educational agency that receives an implementation grant  
6           shall use funds reserved under subsection (a)(1) to—

7           “(1) monitor and evaluate the eligible local enti-  
8           ties receiving subgrants under subpart 2 to ensure  
9           that the entities are meeting program requirements;  
10          and

11          “(2) collect and analyze information on pro-  
12          gram outcomes.

13          “(c) AUTHORIZED STATE-LEVEL ACTIVITIES.—In  
14          addition to carrying out the activities described in sub-  
15          section (b), a State educational agency that receives a  
16          grant under this section may use funds reserved under  
17          subsection (a)(1) to—

18          “(1) provide training and technical assistance  
19          to eligible local entities and the schools they are  
20          serving under the grant in such areas as—

21                  “(A) identifying outside partners to work  
22                  with when implementing community learning  
23                  centers;

24                  “(B) working with teachers, principals,  
25                  other relevant school staff, parents, and other

1 stakeholders to review and improve local policies  
2 and practices in order to support the implemen-  
3 tation of effective programs;

4 “(C) coordinating activities carried out  
5 under this program with other Federal, State,  
6 and local programs so as to implement high-  
7 quality programs; and

8 “(D) aligning activities carried out under  
9 this program with State academic content  
10 standards under section 1111(b)(1); and

11 “(2) administer the grant, including holding  
12 high-quality subgrant competitions and collecting  
13 and reporting data on performance indicators to the  
14 Secretary.

15 **“SEC. 4214. PERFORMANCE INDICATORS.**

16 “Each State educational agency that receives a grant  
17 under this section shall collect information and, on an an-  
18 nual basis, report to the Secretary on the following per-  
19 formance indicators with respect to each program carried  
20 out under this section:

21 “(1) The average time added by the program to  
22 each of the following:

23 “(A) The school day.

24 “(B) The school week.

25 “(C) The school year.

1           “(2) The additional learning time provided to  
2 students through program funding under this part  
3 by activity type.

4           “(3) For the students participating in the pro-  
5 gram, in the aggregate and disaggregated by the  
6 categories described in section 1111(b)(2)(C)(v)(II):

7           “(A) Student participation and attendance  
8 rates in programs funded under this part.

9           “(B) Regular school day attendance.

10           “(C) Student achievement in core academic  
11 subjects.

12           “(D) Secondary school graduation rates.

13           “(E) Of the students who complete grade  
14 8, the number who enroll and take courses in  
15 grade 9 in the following year.

16           “(4) Other performance indicators, as deter-  
17 mined by the Secretary.

18       **“Subpart 2—Subgrants for Eligible Local Entities**

19       **“SEC. 4221. SUBGRANTS AUTHORIZED.**

20           “(a) PROGRAM AUTHORITY.—A State receiving a  
21 grant under section 4211 shall award, on a competitive  
22 basis—

23           “(1) one-year planning subgrants to eligible  
24 local entities to enable the eligible local entities to

1 develop and implement expanded learning time pro-  
2 grams as part of a community learning center; and

3 “(2) multi-year implementation subgrants to el-  
4 igible local entities to establish and operate commu-  
5 nity learning centers.

6 “(b) PROGRAM ELIGIBILITY.—

7 “(1) PLANNING GRANTS.—The State shall  
8 award planning subgrants under subsection (a)(1)  
9 only for eligible local entities planning to implement  
10 expanded learning time programs and not for any  
11 other program offered by a community learning cen-  
12 ter.

13 “(2) IMPLEMENTATION GRANTS.—

14 “(A) DURATION.—An implementation  
15 subgrant under subsection (a)(2) shall be for an  
16 initial period of not more than 3 years.

17 “(B) EXTENSION.—A State receiving a  
18 grant under section 4211 shall extend a  
19 subgrant under subsection (a)(2) for not more  
20 than 2 additional years if a grantee—

21 “(i) is achieving the intended out-  
22 comes of the grant; and

23 “(ii) shows improvement against some  
24 or all of the baseline measures on the per-  
25 formance indicators described in para-

1                   graphs (1) through (4) of section 4214, as  
2                   applicable.

3 **“SEC. 4222. APPLICATIONS; AWARD BASIS.**

4           “(a) APPLICATION REQUIREMENTS.—In order to re-  
5 ceive a subgrant under section 4221 from a State edu-  
6 cational agency, an eligible local entity shall submit an ap-  
7 plication at such time, in such form, and including such  
8 information as the State educational agency may require.  
9 At a minimum, the application for a subgrant shall include  
10 a description of—

11                   “(1) how the eligible local entity will use funds  
12 received under this subpart, including—

13                           “(A) how the eligible local entity will select  
14 schools and nonprofit organizations to partici-  
15 pate;

16                           “(B) the time period and quality of the  
17 program that those schools and nonprofit orga-  
18 nizations will operate;

19                           “(C) how the activities will be aligned with  
20 the regular instruction those students receive  
21 during the regular school day and are targeted  
22 to their academic needs; and

23                           “(D) how the program will be designed to  
24 make progress in the areas described in para-  
25 graphs (1) through (4) of section 4214;

1           “(2) evidence demonstrating that the proposed  
2           program is likely to succeed in improving student  
3           performance, student academic achievement, student  
4           academic growth, and student engagement;

5           “(3) how the eligible local entity will coordinate  
6           activities carried out using subgrant funds with  
7           other Federal, State, and local programs in a man-  
8           ner consistent with the State’s plan submitted under  
9           section 1111(a) in order to improve students’ readi-  
10          ness for postsecondary education and careers;

11          “(4) the role of nonprofit organizations that  
12          have been or will be working with the eligible local  
13          entity, including such organizations’ experience im-  
14          proving student achievement and demonstrated suc-  
15          cess in making progress in the areas described in  
16          paragraphs (1) through (4) of section 4214;

17          “(5) how the eligible entity will promote regular  
18          participation throughout the time period of the pro-  
19          gram by all students, and particularly those with the  
20          greatest academic need, served by the project;

21          “(6) how the eligible entity will serve students  
22          with the greatest academic needs; and

23          “(7) how the applicant will continue to fund  
24          and implement the proposed project after the Fed-  
25          eral funding ends.

1       “(b) PRIORITIES.—In awarding subgrants, the State  
2 shall give priority to eligible local entities that—

3               “(1) agree to provide, toward the costs of the  
4 program carried out under the subgrant, a signifi-  
5 cant amount of local matching funds, which may be  
6 provided in cash or kind, including services or mate-  
7 rials;

8               “(2) propose to develop and implement an ex-  
9 panded learning time program;

10              “(3) will focus the use of subgrant funds on  
11 schools served by the eligible local entity that are  
12 among the schools identified under section  
13 1116(b)(1)(A) in the State, in order to significantly  
14 improve student academic achievement and engage-  
15 ment at these schools; and

16              “(4) are partnerships that include—

17                      “(A) one or more local educational agen-  
18 cies that are eligible under part A of title I; and

19                      “(B) one or more nonprofit organizations  
20 or local governmental entities.

21 **“SEC. 4223. USE OF FUNDS.**

22       “(a) IN GENERAL.—An eligible local entity that re-  
23 ceives a subgrant under section 4221(b)(2) shall use the  
24 subgrant funds to carry out one or more of the following  
25 programs as part of its community learning center:

1           “(1) Expanded learning time programs.

2           “(2) Before or after school programs, summer  
3 enrichment programs, or summer school programs,  
4 that—

5                   “(A) provide students with additional time  
6 for instruction in core academic subjects, other  
7 subjects and enrichment activities; and

8                   “(B) may provide additional time for  
9 teachers and staff to collaborate, plan, and en-  
10 gage in professional development within and  
11 across grades and subjects.

12           “(b) ADDITIONAL CONTENT.—A program described  
13 in subsection (a) may include activities designed to—

14                   “(1) engage students in learning outside of the  
15 traditional school setting by providing enrichment  
16 and experiential learning activities, such as service  
17 learning or work-based learning;

18                   “(2) improve nutrition and education;

19                   “(3) improve safety and mental and physical  
20 health activities designed to—

21                           “(A) prevent and reduce substance use (in-  
22 cluding the use of tobacco, alcohol, and illegal  
23 drugs, and the unauthorized use of pharma-  
24 ceuticals);

1           “(B) prevent and reduce violence (includ-  
2           ing teen dating violence), harassment, and bul-  
3           lying; and

4           “(C) provide positive behavioral interven-  
5           tions and supports;

6           “(4) provide comprehensive supports, including  
7           providing support for pregnant and parenting stu-  
8           dents;

9           “(5) implement innovative family and commu-  
10          nity engagement activities;

11          “(6) support the development of positive stu-  
12          dent-adult relationships, including one-on-one and  
13          group mentoring programs;

14          “(7) develop post secondary education and ca-  
15          reer awareness and readiness programs, and

16          “(8) prevent students from dropping out of  
17          school.

18          “(c) PERFORMANCE INDICATORS.—Each eligible  
19          local entity receiving a subgrant under this subpart shall  
20          annually report to the State educational agency awarding  
21          the subgrant on student performance on the performance  
22          indicators described in section 4214.”.