

1 (I) recommendations, as appropriate, for  
2 amending or consolidating the formulas to bet-  
3 ter target part A of title I funds to the most  
4 economically disadvantaged communities and  
5 most economically disadvantaged eligible school  
6 attendance areas.

7 (3) PUBLIC DISSEMINATION.—The Director of  
8 the Institute of Education Sciences shall widely dis-  
9 seminate the findings of the study conducted under  
10 this section—

11 (A) in a timely fashion;

12 (B) to—

13 (i) the public; and

14 (ii) the Committee on Education and  
15 the Workforce of the House of Representa-  
16 tives and the Committee on Health, Edu-  
17 cation, Labor, and Pensions of the Senate;  
18 and

19 (C) through electronic transfer and other  
20 means, such as posting to the website of the In-  
21 stitute of Education Sciences or the Depart-  
22 ment of Education.

23 **SEC. 9212. PRESCHOOL DEVELOPMENT GRANTS.**

24 (a) PURPOSES.—The purposes of this section are—

1           (1) to assist States to develop, update, or imple-  
2           ment a strategic plan that facilitates collaboration  
3           and coordination among existing programs of early  
4           childhood care and education in a mixed delivery  
5           system across the State designed to prepare low-in-  
6           come and disadvantaged children to enter kinder-  
7           garten and to improve transitions from such system  
8           into the local educational agency or elementary  
9           school that enrolls such children, by—

10                   (A) more efficiently using existing Federal,  
11                   State, local, and non-governmental resources to  
12                   align and strengthen the delivery of existing  
13                   programs;

14                   (B) coordinating the delivery models and  
15                   funding streams existing in the State's mixed  
16                   delivery system; and

17                   (C) developing recommendations to better  
18                   use existing resources in order to improve—

19                           (i) the overall participation of children  
20                           in a mixed delivery system of Federal,  
21                           State, and local early childhood education  
22                           programs;

23                           (ii) program quality while maintaining  
24                           availability of services;

1 (iii) parental choice among existing  
2 programs; and

3 (iv) school readiness for children from  
4 low-income and disadvantaged families, in-  
5 cluding during such children's transition  
6 into elementary school;

7 (2) to encourage partnerships among Head  
8 Start providers, State and local governments, Indian  
9 tribes and tribal organizations, private entities (in-  
10 cluding faith- and community-based entities), and  
11 local educational agencies, to improve coordination,  
12 program quality, and delivery of services; and

13 (3) to maximize parental choice among a mixed  
14 delivery system of early childhood education program  
15 providers.

16 (b) DEFINITIONS.—In this section:

17 (1) ESEA DEFINITIONS.—The terms “elemen-  
18 tary school”, “local educational agency”, and  
19 “State” have the meanings given the terms in sec-  
20 tion 8101 of the Elementary and Secondary Edu-  
21 cation Act of 1965.

22 (2) CENTER OF EXCELLENCE IN EARLY CHILD-  
23 HOOD.—The term “Center of Excellence in Early  
24 Childhood” means a Center of Excellence in Early

1 Childhood designated under section 657B(b) of the  
2 Head Start Act (42 U.S.C. 9852b(b)).

3 (3) EARLY CHILDHOOD EDUCATION PRO-  
4 GRAM.—The term “early childhood education pro-  
5 gram” has the meaning given the term in section  
6 103 of the Higher Education Act of 1965 (20  
7 U.S.C. 1003).

8 (4) EXISTING PROGRAM.—The term “existing  
9 program” means a Federal, State, local, or pri-  
10 vately-funded early childhood education program  
11 that—

12 (A) was operating in the State on the day  
13 before the date of enactment of this Act; or

14 (B) began operating in the State at any  
15 time on or after the date of enactment of this  
16 Act through funds that were not provided by a  
17 grant under this section.

18 (5) MIXED DELIVERY SYSTEM.—The term  
19 “mixed delivery system” means a system—

20 (A) of early childhood education services  
21 that are delivered through a combination of  
22 programs, providers, and settings (such as  
23 Head Start, licensed family and center-based  
24 child care programs, public schools, and com-  
25 munity-based organizations); and

1 (B) that is supported with a combination  
2 of public funds and private funds.

3 (6) SECRETARY.—The term “Secretary” means  
4 the Secretary of Health and Human Services.

5 (7) STATE ADVISORY COUNCIL.—The term  
6 “State Advisory Council” means a State Advisory  
7 Council on Early Childhood Education and Care  
8 designated or established under section  
9 642B(b)(1)(A) of the Head Start Act (42 U.S.C.  
10 9837b(b)(1)(A)).

11 (c) GRANTS AUTHORIZED.—

12 (1) IN GENERAL.—From amounts made avail-  
13 able under subsection (k), the Secretary, jointly with  
14 the Secretary of Education, shall award grants to  
15 States to enable the States to carry out the activities  
16 described in subsection (f).

17 (2) AWARD BASIS.—Grants under this sub-  
18 section shall be awarded—

19 (A) on a competitive basis; and

20 (B) with priority for States that meet the  
21 requirements of subsection (e)(3).

22 (3) DURATION OF GRANTS.—A grant awarded  
23 under paragraph (1) shall be for a period of not  
24 more than 1 year and may be renewed by the Sec-

1       retary, jointly with the Secretary of Education,  
2       under subsection (g).

3           (4) MATCHING REQUIREMENT.—Each State  
4       that receives a grant under this section shall provide  
5       funds from non-Federal sources (which may be pro-  
6       vided in cash or in kind) to carry out the activities  
7       supported by the grant, in an amount equal to not  
8       less than 30 percent of the amount of such grant.

9       (d) INITIAL APPLICATION.—A State desiring a grant  
10      under subsection (c)(1) shall submit an application at such  
11      time and in such manner as the Secretary may reasonably  
12      require. The application shall contain—

13           (1) an identification of the State entity that the  
14      Governor of the State has appointed to be respon-  
15      sible for duties under this section;

16           (2) a description of how such State entity pro-  
17      poses to accomplish the activities described in sub-  
18      section (f) and meet the purposes of this section de-  
19      scribed in subsection (a), including—

20           (A) a timeline for strategic planning activi-  
21      ties; and

22           (B) a description of how the strategic plan-  
23      ning activities and the proposed activities de-  
24      scribed in subsection (f) will increase participa-  
25      tion of children from low-income and disadvan-

1           tagged families in high-quality early childhood  
2           education and preschool programs as a result of  
3           the grant;

4           (3) a description of the Federal, State, and  
5           local existing programs in the State for which such  
6           State entity proposes to facilitate activities described  
7           in subsection (f), including—

8                   (A) programs carried out under the Head  
9                   Start Act (42 U.S.C. 9801 et seq.), including  
10                  the Early Head Start programs carried out  
11                  under such Act;

12                  (B) child care programs carried out under  
13                  the Child Care and Development Block Grant  
14                  Act of 1990 (42 U.S.C. 9858 et seq.) or section  
15                  418 of the Social Security Act (42 U.S.C. 618);  
16                  and

17                  (C) other Federal, State, and local pro-  
18                  grams of early learning and development, early  
19                  childhood education, and child care, operating  
20                  in the State (including programs operated by  
21                  Indian tribes and tribal organizations and pri-  
22                  vate entities, including faith- and community-  
23                  based entities), as of the date of the application  
24                  for the grant;

1           (4) a description of how the State entity, in col-  
2           laboration with Centers of Excellence in Early Child-  
3           hood, if appropriate, will provide technical assistance  
4           and disseminate best practices;

5           (5) a description of how the State plans to sus-  
6           tain the activities described in, and carried out in  
7           accordance with, subsection (f) with non-Federal  
8           sources after grant funds under this section are no  
9           longer available, if the State plans to continue such  
10          activities after such time; and

11          (6) a description of how the State entity will  
12          work with the State Advisory Council and Head  
13          Start collaboration offices.

14          (e) REVIEW PROCESS.—The Secretary shall review  
15          the applications submitted under subsection (d) to—

16                (1) determine which applications satisfy the re-  
17                quirements of such subsection;

18                (2) confirm that each State submitting an ap-  
19                plication has, as of the date of the application, a  
20                mixed delivery system in place; and

21                (3) determine if a priority is merited in accord-  
22                ance with subsection (c)(2)(B) because the State has  
23                never received—

24                        (A) a grant under subsection (e); or



1 (B) a preschool development grant for de-  
2 velopment or expansion under such program as  
3 it existed on the day before the date of enact-  
4 ment of this Act.

5 (f) USE OF FUNDS.—A State, acting through the  
6 State entity appointed under subsection (d)(1), that re-  
7 ceives a grant under subsection (c)(1) shall use the grant  
8 funds for all of the following activities:

9 (1) Conducting a periodic statewide needs as-  
10 sessment of—

11 (A) the availability and quality of existing  
12 programs in the State, including such programs  
13 serving the most vulnerable or underserved pop-  
14 ulations and children in rural areas;

15 (B) to the extent practicable, the  
16 unduplicated number of children being served in  
17 existing programs; and

18 (C) to the extent practicable, the  
19 unduplicated number of children awaiting serv-  
20 ice in such programs.

21 (2) Developing a strategic plan that rec-  
22 ommends collaboration, coordination, and quality  
23 improvement activities (including activities to im-  
24 prove children's transition from early childhood edu-  
25 cation programs into elementary schools) among ex-

1       isting programs in the State and local educational  
2       agencies. Such plan shall include information that—

3               (A) identifies opportunities for, and bar-  
4               riers to, collaboration and coordination among  
5               existing programs in the State, including among  
6               State, local, and tribal (if applicable) agencies  
7               responsible for administering such programs;

8               (B) recommends partnership opportunities  
9               among Head Start providers, local educational  
10              agencies, State and local governments, Indian  
11              tribes and tribal organizations, and private enti-  
12              ties (including faith- and community-based enti-  
13              ties) that would improve coordination, program  
14              quality, and delivery of services;

15             (C) builds on existing plans and goals with  
16             respect to early childhood education programs,  
17             including improving coordination and collabora-  
18             tion among such programs, of the State Advi-  
19             sory Council while incorporating new or up-  
20             dated Federal, State, and local statutory re-  
21             quirements, including—

22                     (i) the requirements of the Child Care  
23                     and Development Block Grant Act of 1990  
24                     (42 U.S.C. 9858 et seq.); and

1 (ii) when appropriate, information  
2 found in the report required under section  
3 13 of the Child Care and Development  
4 Block Grant Act of 2014 (Public Law  
5 113–186; 128 Stat. 2002); and

6 (D) describes how accomplishing the activi-  
7 ties described in subparagraphs (A) through  
8 (C) will better serve children and families in ex-  
9 isting programs and how such activities will in-  
10 crease the overall participation of children in  
11 the State.

12 (3) Maximizing parental choice and knowledge  
13 about the State’s mixed delivery system of existing  
14 programs and providers by—

15 (A) ensuring that parents are provided in-  
16 formation about the variety of early childhood  
17 education programs for children from birth to  
18 kindergarten entry in the State’s mixed delivery  
19 system; and

20 (B) promoting and increasing involvement  
21 by parents and family members, including fami-  
22 lies of low-income and disadvantaged children,  
23 in the development of their children and the  
24 transition of such children from an early child-

1           hood education program into an elementary  
2           school.

3           (4) Sharing best practices among early child-  
4           hood education program providers in the State to in-  
5           crease collaboration and efficiency of services, in-  
6           cluding to improve transitions from such programs  
7           to elementary school.

8           (5) After activities described in paragraphs (1)  
9           and (2) have been completed, improving the overall  
10          quality of early childhood education programs in the  
11          State, including by developing and implementing evi-  
12          dence-based practices that meet the requirements of  
13          section 8101(21)(A)(i) of the Elementary and Sec-  
14          ondary Education Act of 1965, to improve profes-  
15          sional development for early childhood education  
16          providers and educational opportunities for children.

17          (g) RENEWAL GRANTS.—

18           (1) IN GENERAL.—The Secretary, jointly with  
19           the Secretary of Education, may use funds available  
20           under subsection (k) to award renewal grants to  
21           States described in paragraph (2) to enable such  
22           States to continue activities described in subsection  
23           (f) and to carry out additional activities described in  
24           paragraph (6).

1           (2) ELIGIBLE STATES.—A State shall be eligi-  
2           ble for a grant under paragraph (1) if—

3                   (A) the State has received a grant under  
4                   subsection (c)(1) and the grant period has con-  
5                   cluded; or

6                   (B)(i) the State has received a preschool  
7                   development grant for development or expan-  
8                   sion under such program as it existed on the  
9                   day before the date of enactment of this Act,  
10                  and the grant period for such grant has con-  
11                  cluded; and

12                  (ii) the Secretary allows such State to  
13                  apply directly for a renewal grant under this  
14                  subsection, rather than an initial grant under  
15                  subsection (c)(1), and the State submits with  
16                  its application the needs assessment completed  
17                  under the preschool development grant (up-  
18                  dated as necessary to reflect the needs of the  
19                  State as of the time of the application) in place  
20                  of the activity described in subsection (f)(1).

21           (3) DURATION OF GRANTS.—A grant awarded  
22           under this subsection shall be for a period of not  
23           more than 3 years and shall not be renewed.

24           (4) MATCHING REQUIREMENT.—Each State  
25           that receives a grant under this subsection shall pro-

1       vide funds from non-Federal sources (which may be  
2       provided in cash or in kind) to carry out the activi-  
3       ties supported by the grant, in an amount equal to  
4       not less than 30 percent of the amount of the grant.

5           (5) APPLICATION.—A State described in para-  
6       graph (2) that desires a grant under this subsection  
7       shall submit an application for renewal at such time  
8       and in such manner as the Secretary may reason-  
9       ably require. The application shall contain—

10           (A) applicable information required in the  
11       application described in subsection (d), and in  
12       the case of a State described in paragraph  
13       (2)(A), updated as the State determines nec-  
14       essary;

15           (B) in the case of a State described in  
16       paragraph (2)(A), a description of how funds  
17       were used for the activities described in sub-  
18       section (f) in the initial grant period and the  
19       extent to which such activities will continue to  
20       be supported in the renewal period;

21           (C) in the case of a State described in  
22       paragraph (2)(B), how a needs assessment com-  
23       pleted prior to the date of the application, such  
24       as the needs assessment completed under the  
25       preschool development grant program (as such

1 program existed prior to the date of enactment  
2 of this Act), and updated as necessary in ac-  
3 cordance with paragraph (2)(B)(ii), will be suf-  
4 ficient information to inform the use of funds  
5 under this subsection, and a copy of such needs  
6 assessment;

7 (D) a description of how funds will be used  
8 for the activities described in paragraph (6)  
9 during the renewal grant period, if the State  
10 proposes to use grant funds for such activities;  
11 and

12 (E) in the case of a State that proposes to  
13 carry out activities described in paragraph (6)  
14 and to continue such activities after grant  
15 funds under this subsection are no longer avail-  
16 able, a description of how such activities will be  
17 sustained with non-Federal sources after such  
18 time.

19 (6) ADDITIONAL ACTIVITIES.—

20 (A) IN GENERAL.—Each State that re-  
21 ceives a grant under this subsection may use  
22 grant funds to award subgrants to programs in  
23 a mixed delivery system across the State de-  
24 signed to benefit low-income and disadvantaged  
25 children prior to entering kindergarten, to—

1 (i)(I) enable programs to implement  
2 activities addressing areas in need of im-  
3 provement as determined by the State,  
4 through the use of funds for the activities  
5 described in paragraph (5)(C) or sub-  
6 section (f), as applicable; and

7 (II) as determined through the activi-  
8 ties described in paragraph (5)(C) or sub-  
9 section (f), as applicable, expand access to  
10 such existing programs; or

11 (ii) develop new programs to address  
12 the needs of children and families eligible  
13 for, but not served by, such programs, if  
14 the State ensures that—

15 (I) the distribution of subgrants  
16 under this subparagraph supports a  
17 mixed delivery system; and

18 (II) funds made available under  
19 this subparagraph will be used to sup-  
20 plement, and not supplant, any other  
21 Federal, State, or local funds that  
22 would otherwise be available to carry  
23 out the activities assisted under this  
24 section.



1 (B) PRIORITY.—In awarding subgrants  
2 under subparagraph (A), a State shall prioritize  
3 activities to improve areas in which there are  
4 State-identified needs that would improve serv-  
5 ices for low-income and disadvantaged children  
6 living in rural areas.

7 (C) SPECIAL RULE.—A State receiving a  
8 renewal grant under this subsection that elects  
9 to award subgrants under subparagraph (A)  
10 shall not—

11 (i) for the first year of the renewal  
12 grant, use more than 60 percent of the  
13 grant funds available for such year to  
14 award such subgrants; and

15 (ii) for each of the second and third  
16 years of the renewal grant, use more than  
17 75 percent of the grant funds available for  
18 such year to award such subgrants.

19 (h) STATE REPORTING.—

20 (1) INITIAL GRANTS.—A State that receives an  
21 initial grant under subsection (c)(1) shall submit a  
22 final report to the Secretary not later than 6 months  
23 after the end of the grant period. The report shall  
24 include a description of—

1 (A) how, and to what extent, the grant  
2 funds were utilized for activities described in  
3 subsection (f), and any other activities through  
4 which funds were used to meet the purposes of  
5 this section, as described in subsection (a);

6 (B) strategies undertaken at the State  
7 level and, if applicable, local or program level,  
8 to implement recommendations in the strategic  
9 plan developed under subsection (f)(2);

10 (C)(i) any new partnerships among Head  
11 Start providers, State and local governments,  
12 Indian tribes and tribal organizations, and pri-  
13 vate entities (including faith- and community-  
14 based entities); and

15 (ii) how these partnerships improve coordi-  
16 nation and delivery of services;

17 (D) if applicable, the degree to which the  
18 State used information from the report required  
19 under section 13 of the Child Care and Devel-  
20 opment Block Grant Act of 2014 to inform ac-  
21 tivities under this section, and how this infor-  
22 mation was useful in coordinating, and collabo-  
23 rating among, programs and funding sources;

1 (E) the extent to which activities funded  
2 by the initial grant led to the blending or braid-  
3 ing of other public and private funding;

4 (F) how information about available exist-  
5 ing programs for children from birth to kinder-  
6 garten entry was disseminated to parents and  
7 families, and how involvement by parents and  
8 family was improved; and

9 (G) other State-determined and voluntarily  
10 provided information to share best practices re-  
11 garding early childhood education programs and  
12 the coordination of such programs.

13 (2) RENEWAL GRANTS.—A State receiving a re-  
14 newal grant under subsection (g) shall submit a fol-  
15 low-up report to the Secretary not later than 6  
16 months after the end of the grant period that in-  
17 cludes—

18 (A) information described in subpara-  
19 graphs (A) through (G) of paragraph (1), as  
20 applicable and updated for the period covered  
21 by the renewal grant; and

22 (B) if applicable, information on how the  
23 State was better able to serve children through  
24 the distribution of funds in accordance with  
25 subsection (g)(5), through—

1 (i) a description of the activities con-  
2 ducted through the use of subgrant funds,  
3 including, where appropriate, measurable  
4 areas of program improvement and better  
5 use of existing resources; and

6 (ii) best practices from the use of  
7 subgrant funds, including how to better  
8 serve the most vulnerable, underserved,  
9 and rural populations.

10 (i) RULES OF CONSTRUCTION.—

11 (1) LIMITATIONS ON FEDERAL INTER-  
12 FERENCE.—Nothing in this section shall be con-  
13 strued to authorize the Secretary or the Secretary of  
14 Education to establish any criterion for grants made  
15 under this section that specifies, defines, or pre-  
16 scribes—

17 (A) early learning and development guide-  
18 lines, standards, or specific assessments, includ-  
19 ing the standards or measures that States use  
20 to develop, implement, or improve such guide-  
21 lines, standards, or assessments;

22 (B) specific measures or indicators of qual-  
23 ity early learning and care, including—

24 (i) the systems that States use to as-  
25 sess the quality of early childhood edu-

1 cation programs and providers, school  
2 readiness, and achievement; and

3 (ii) the term “high-quality” as it re-  
4 lates to early learning, development, or  
5 care;

6 (C) early learning or preschool curriculum,  
7 programs of instruction, or instructional con-  
8 tent;

9 (D) teacher and staff qualifications and  
10 salaries;

11 (E) class sizes and ratios of children to in-  
12 structional staff;

13 (F) any new requirement that an early  
14 childhood education program is required to  
15 meet that is not explicitly authorized in this  
16 section;

17 (G) the scope of programs, including  
18 length of program day and length of program  
19 year; and

20 (H) any aspect or parameter of a teacher,  
21 principal, other school leader, or staff evalua-  
22 tion system within a State, local educational  
23 agency, or early childhood education program.

24 (2) LIMITATION ON GOVERNMENTAL REQUIRE-  
25 MENTS.—Nothing in this section shall be construed

1 to authorize the Secretary, Secretary of Education,  
2 the State, or any other governmental agency to alter  
3 requirements for existing programs for which coordi-  
4 nation and alignment activities are recommended  
5 under this section, or to force programs to adhere to  
6 any recommendations developed through this pro-  
7 gram. The Secretary, Secretary of Education, State,  
8 or other governmental agency may only take an ac-  
9 tion described in the preceding sentence as otherwise  
10 authorized under Federal, State, or local law.

11 (3) SECRETARY OF EDUCATION.—Nothing in  
12 this section shall be construed to authorize the Sec-  
13 retary of Education to have sole decision-making or  
14 regulatory authority in carrying out the program au-  
15 thorized under this section.

16 (j) PLANNING AND TRANSITION.—

17 (1) IN GENERAL.—The recipient of an award  
18 for a preschool development grant for development  
19 or expansion under such program as it existed on  
20 the day before the date of enactment of this Act may  
21 continue to receive funds in accordance with the  
22 terms of such existing award.

23 (2) TRANSITION.—The Secretary, jointly with  
24 the Secretary of Education, shall take such steps as  
25 are necessary to ensure an orderly transition to, and

1 implementation of, the program under this section  
2 from the preschool development grants for develop-  
3 ment or expansion program as such program was  
4 operating prior to the date of enactment of this Act,  
5 in accordance with subsection (k).

6 (k) AUTHORIZATION OF APPROPRIATIONS.—There  
7 are authorized to be appropriated to the Secretary of  
8 Health and Human Services to carry out this section  
9 \$250,000,000 for each of fiscal years 2017 through 2020.

10 **SEC. 9213. REVIEW OF FEDERAL EARLY CHILDHOOD EDU-**  
11 **CATION PROGRAMS.**

12 (a) IN GENERAL.—The Secretary of Health and  
13 Human Services, in consultation with the heads of all Fed-  
14 eral agencies that administer Federal early childhood edu-  
15 cation programs, shall conduct an interdepartmental re-  
16 view of all early childhood education programs for children  
17 less than 6 years of age in order to—

18 (1) develop a plan for the elimination of over-  
19 lapping programs, as identified by the Government  
20 Accountability Office’s 2012 annual report (GAO–  
21 12–342SP);

22 (2) determine if the activities conducted by  
23 States using grant funds from preschool develop-  
24 ment grants under section 9212 have led to better  
25 utilization of resources; and

1           (3) make recommendations to Congress for  
2           streamlining all such programs.

3           (b) REPORT AND UPDATES.—The Secretary of  
4 Health and Human Services, in consultation with the  
5 heads of all Federal agencies that administer Federal  
6 early childhood education programs, shall—

7           (1) not later than 2 years after the date of en-  
8 actment of this Act, prepare and submit to the Com-  
9 mittee on Health, Education, Labor, and Pensions  
10 of the Senate and the Committee on Education and  
11 the Workforce of the House of Representatives a de-  
12 tailed report that—

13           (A) outlines the efficiencies that can be  
14 achieved by, and specific recommendations for,  
15 eliminating overlap and fragmentation among  
16 all Federal early childhood education programs;

17           (B) explains how the use by States of pre-  
18 school development grant funds under section  
19 9212 has led to the better utilization of re-  
20 sources; and

21           (C) builds upon the review of Federal early  
22 learning and care programs required under sec-  
23 tion 13 of the Child Care and Development  
24 Block Grant Act of 2014 (Public Law 113–186;  
25 128 Stat. 2002); and