

**AMENDMENT TO H.R. 2187, AS REPORTED
OFFERED BY MR. GEORGE MILLER OF
CALIFORNIA**

In section 103, in the matter preceding paragraph (1), strike “facilities—” and insert “facilities, including—”.

Strike section 308 and insert the following:

1 SEC. 308. CHARTER SCHOOLS.

2 (a) IN GENERAL.—A local educational agency receiv-
3 ing an allocation under this Act shall reserve an amount
4 of that allocation for charter schools within its jurisdiction
5 for modernization, renovation, repair, and construction of
6 charter school facilities.

7 (b) DETERMINATION OF RESERVED AMOUNT.—The
8 amount to be reserved by a local educational agency under
9 subsection (a) shall be determined based on the combined
10 percentage of students eligible under part A of title I of
11 the Elementary and Secondary Education Act of 1965 (20
12 U.S.C. 6311 et seq.) in the schools of the agency who—

- 13 (1) are enrolled in charter schools; and
14 (2) the local educational agency, in consultation
15 with the authorized public chartering agency, ex-

1 pects to be enrolled, during the year with respect to
2 which the reservation is made, in charter schools
3 that are scheduled to commence operation during
4 such year.

5 (c) SCHOOL SHARE.—Individual charter schools shall
6 receive a share of the amount reserved under subsection
7 (a) based on the need of each school for modernization,
8 renovation, repair, or construction, as determined by the
9 local educational agency in consultation with charter
10 school administrators.

11 (d) EXCESS FUNDS.—After the consultation de-
12 scribed in subsection (c), if the local educational agency
13 determines that the amount of funds reserved under sub-
14 section (a) exceeds the modernization, renovation, repair,
15 and construction needs of charter schools within the local
16 educational agency's jurisdiction, the agency may use the
17 excess funds for other public school facility modernization,
18 renovation, repair, or construction consistent with this Act
19 and is not required to carry over such funds to the fol-
20 lowing fiscal year for use for charter schools.

