

## HR 1386

Local School Board Governance and Flexibility Act

**Congress:** 113 (2013–2015, Ended)

**Chamber:** House

**Policy Area:** Education

**Introduced:** Mar 21, 2013

**Current Status:** Referred to the Subcommittee on Early Childhood, Elementary, and Secondary Education.

**Latest Action:** Referred to the Subcommittee on Early Childhood, Elementary, and Secondary Education. (Jul 8, 2013)

**Official Text:** <https://www.congress.gov/bill/113th-congress/house-bill/1386>

### Sponsor

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**Name:** Rep. Schock, Aaron [R-IL-18]

**Party:** Republican • **State:** IL • **Chamber:** House

**Cosponsors** (46 total)

<b>Cosponsor</b>	<b>Party / State</b>	<b>Role</b>	<b>Date Joined</b>
Rep. Davis, Rodney [R-IL-13]	R · IL		Mar 21, 2013
Rep. Kind, Ron [D-WI-3]	D · WI		Mar 21, 2013
Rep. Meehan, Patrick [R-PA-7]	R · PA		Mar 21, 2013
Rep. Valadao, David G. [R-CA-21]	R · CA		Mar 21, 2013
Rep. Cramer, Kevin [R-ND-At Large]	R · ND		Apr 9, 2013
Rep. Gerlach, Jim [R-PA-6]	R · PA		Apr 9, 2013
Rep. Marchant, Kenny [R-TX-24]	R · TX		Apr 9, 2013
Rep. Gibbs, Bob [R-OH-7]	R · OH		Apr 15, 2013
Rep. Lummis, Cynthia M. [R-WY-At Large]	R · WY		Apr 15, 2013
Rep. Mulvaney, Mick [R-SC-5]	R · SC		Apr 15, 2013
Rep. Pearce, Stevan [R-NM-2]	R · NM		Apr 15, 2013
Rep. Barletta, Lou [R-PA-11]	R · PA		Apr 18, 2013
Rep. Kinzinger, Adam [R-IL-16]	R · IL		Apr 18, 2013
Rep. Poe, Ted [R-TX-2]	R · TX		Apr 18, 2013
Rep. Stutzman, Marlin A. [R-IN-3]	R · IN		Apr 18, 2013
Rep. Benishek, Dan [R-MI-1]	R · MI		May 7, 2013
Rep. Bonner, Jo [R-AL-1]	R · AL		May 7, 2013
Rep. Burgess, Michael C. [R-TX-26]	R · TX		May 8, 2013
Rep. Johnson, Bill [R-OH-6]	R · OH		May 8, 2013
Rep. Goodlatte, Bob [R-VA-6]	R · VA		May 22, 2013
Rep. Wenstrup, Brad R. [R-OH-2]	R · OH		Jun 25, 2013
Rep. Paulsen, Erik [R-MN-3]	R · MN		Jul 9, 2013
Rep. Marino, Tom [R-PA-10]	R · PA		Sep 6, 2013
Rep. Bishop, Rob [R-UT-1]	R · UT		Sep 10, 2013
Rep. Stewart, Chris [R-UT-2]	R · UT		Feb 5, 2014
Rep. Stivers, Steve [R-OH-15]	R · OH		Feb 5, 2014
Rep. Weber, Randy K., Sr. [R-TX-14]	R · TX		Feb 5, 2014
Rep. Bentivolio, Kerry L. [R-MI-11]	R · MI		Feb 6, 2014
Rep. Miller, Candice S. [R-MI-10]	R · MI		Feb 6, 2014
Rep. Wilson, Joe [R-SC-2]	R · SC		Feb 6, 2014
Rep. Byrne, Bradley [R-AL-1]	R · AL		Feb 10, 2014
Rep. Chabot, Steve [R-OH-1]	R · OH		Feb 10, 2014
Rep. Ribble, Reid J. [R-WI-8]	R · WI		Feb 10, 2014
Rep. Thompson, Glenn [R-PA-5]	R · PA		Feb 10, 2014
Rep. Lucas, Frank D. [R-OK-3]	R · OK		Feb 14, 2014
Rep. Bachmann, Michele [R-MN-6]	R · MN		Feb 25, 2014
Rep. Lankford, James [R-OK-5]	R · OK		Feb 25, 2014
Rep. Roe, David P. [R-TN-1]	R · TN		Mar 6, 2014
Rep. Bachus, Spencer [R-AL-6]	R · AL		Mar 11, 2014
Rep. Collins, Doug [R-GA-9]	R · GA		Mar 11, 2014
Rep. Roskam, Peter J. [R-IL-6]	R · IL		Mar 14, 2014

Cosponsor	Party / State	Role	Date Joined
Rep. Pitts, Joseph R. [R-PA-16]	R · PA		Mar 26, 2014
Rep. Pompeo, Mike [R-KS-4]	R · KS		Mar 26, 2014
Rep. Smith, Jason [R-MO-8]	R · MO		Jul 22, 2014
Rep. Massie, Thomas [R-KY-4]	R · KY		Sep 8, 2014
Rep. Dent, Charles W. [R-PA-15]	R · PA		Sep 18, 2014

### Committee Activity

Committee	Chamber	Activity	Date
Education and Workforce Committee	House	Referred to	Jul 8, 2013

### Subjects & Policy Tags

#### Policy Area:

Education

### Related Bills

Bill	Relationship	Last Action
113 S 2451	Related bill	<b>Jun 10, 2014:</b> Read twice and referred to the Committee on Health, Education, Labor, and Pensions.

Local School Board Governance and Flexibility Act - Expresses the sense of Congress that: (1) the responsibility for education resides with the states and the local educational agencies (LEAs) to which they have delegated authority; and (2) the Secretary of Education should only issue those regulations, rules, guidance materials, grant conditions, or other requirements that are specifically needed to implement federal legislation and are within LEAs' educational, operational, and financial capacity.

Prohibits the Secretary, unless specifically authorized by federal law, from issuing regulations, rules, guidance materials, grant conditions, or other requirements pertaining to states or LEAs that:

- conflict with the authority of LEAs delegated to them by their state;
- result in additional costs to LEAs for reporting, grant administration, and general operations that are not fully covered by the federal government;
- conflict with the authority of LEAs to determine how to engage or act upon community participation and advice;
- impose requirements on LEAs that would adversely affect their authority to function as legislative, executive, or quasi-judicial agencies;
- conflict with states' authority to determine the appropriate governance structure of their LEAs, or their LEAs' authority to determine how schools are governed or managed;
- establish LEA reporting requirements that duplicate existing federal requirements or are issued without first conducting a fiscal impact statement; or
- place conditions or requirements on grants to states or LEAs that do not directly relate to, or support the intent of, the grants or legislation authorizing the grants.

Directs the Secretary during each fiscal year to provide LEAs and the major national education organizations at least 60 days to provide written comments regarding the local impact of implementing federal regulations, rules, guidance materials, grant conditions, or other requirements for any applicable program or activity of the Secretary.

Directs the Secretary to review existing LEA reporting requirements to identify and eliminate those that are duplicative.

Prohibits the Secretary from promulgating federal regulations, rules, guidance materials, grant conditions, or other requirements pertaining to states or LEAs without first:

- requesting data and recommendations from LEAs and the major national education organizations regarding the educational, financial, and operational costs involved in implementing them;
- verifying that LEAs will have the financial resources and technical assistance they may need to successfully implement the requirements;
- giving LEAs and national educational organizations at least 60 days' notice to respond to such requirements before they are issued, except in certain emergencies; and
- giving LEAs maximum flexibility in implementing the requirements.

Provides that if an LEA or major national education organization provides the Secretary with a written statement demonstrating that a regulation, rule, guidance material, grant condition, or other requirement does not meet the substantive or procedural requirements of this Act, the Secretary must review the merits of the statement, issue a written response within 60 days, and post that response on the Department of Education's website.

## Actions Timeline

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- **Jul 8, 2013:** Referred to the Subcommittee on Early Childhood, Elementary, and Secondary Education.
- **Mar 21, 2013:** Introduced in House
- **Mar 21, 2013:** Referred to the House Committee on Education and the Workforce.