

S 2451

Local School Board Governance and Flexibility Act

Congress: 113 (2013–2015, Ended)

Chamber: Senate

Policy Area: Education

Introduced: Jun 10, 2014

Current Status: Read twice and referred to the Committee on Health, Education, Labor, and Pensions.

Latest Action: Read twice and referred to the Committee on Health, Education, Labor, and Pensions. (Jun 10, 2014)

Official Text: <https://www.congress.gov/bill/113th-congress/senate-bill/2451>

Sponsor

Name: Sen. Inhofe, James M. [R-OK]

Party: Republican • State: OK • Chamber: Senate

Cosponsors (1 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Crapo, Mike [R-ID]	R · ID		Jun 11, 2014

Committee Activity

Committee	Chamber	Activity	Date
Health, Education, Labor, and Pensions Committee	Senate	Referred To	Jun 10, 2014

Subjects & Policy Tags

Policy Area:

Education

Related Bills

Bill	Relationship	Last Action
113 HR 1386	Related bill	Jul 8, 2013: Referred to the Subcommittee on Early Childhood, Elementary, and Secondary Education.

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 or state educational agencies (SEAs) 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 SEA or LEAs, or their SEA's or LEAs' authority to determine how schools are governed or managed;
- establish SEA or 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 do not directly 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 SEAs, 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 SEAs, 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 SEAs and 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

- **Jun 10, 2014:** Introduced in Senate
- **Jun 10, 2014:** Sponsor introductory remarks on measure. (CR S3545-3546)
- **Jun 10, 2014:** Read twice and referred to the Committee on Health, Education, Labor, and Pensions.