

***In the Senate of the United States,***

*June 19, 2007.*

*Resolved*, That the bill from the House of Representatives (H.R. 1429) entitled “An Act to reauthorize the Head Start Act, to improve program quality, to expand access, and for other purposes.”, do pass with the following

**AMENDMENT:**

Strike out all after the enacting clause and insert:

1 ***SECTION 1. SHORT TITLE.***

2 *This Act may be cited as the “Head Start for School*  
3 *Readiness Act”.*

4 ***SEC. 2. STATEMENT OF PURPOSE.***

5 *Section 636 of the Head Start Act (42 U.S.C. 9831)*  
6 *is amended to read as follows:*

7 ***“SEC. 636. STATEMENT OF PURPOSE.***

8 *“It is the purpose of this subchapter to promote the*  
9 *school readiness of low-income children by enhancing their*  
10 *cognitive and social development—*

1           “(1) with a learning environment that supports  
2           cognitive development (including the growth of lan-  
3           guage, pre-literacy, and premathematics skills) and  
4           the growth of social, emotional, and physical skills;  
5           and

6           “(2) through the provision to low-income chil-  
7           dren and their families of health, educational, nutri-  
8           tional, social, and other services that are determined,  
9           based on family needs assessments, to be necessary.”.

10 **SEC. 3. DEFINITIONS.**

11           Section 637 of the Head Start Act (42 U.S.C. 9832)  
12 is amended—

13           (1) in paragraph (2), by inserting “(including a  
14           community-based organization, as defined in section  
15           9101 of the Elementary and Secondary Education  
16           Act of 1965 (20 U.S.C. 7801))” after “nonprofit”;

17           (2) in paragraph (3)(C), by inserting “, includ-  
18           ing financial literacy,” after “Parent literacy”;

19           (3) in paragraph (17), by striking “Mariana Is-  
20           lands,” and all that follows and inserting “Mariana  
21           Islands.”; and

22           (4) by adding at the end the following:

23           “(18) The term ‘deficiency’ means—

1           “(A) a systemic or substantial material fail-  
2           ure of an agency in an area of performance that  
3           the Secretary determines involves—

4                   “(i) a threat to the health, safety, or  
5                   civil rights of children or staff;

6                   “(ii) a denial to parents of the exercise  
7                   of their full roles and responsibilities related  
8                   to program operations;

9                   “(iii) a failure to comply with stand-  
10                  ards related to early childhood development  
11                  and health services, family and community  
12                  partnerships, or program design and man-  
13                  agement;

14                  “(iv) the misuse of funds under this  
15                  subchapter;

16                  “(v) loss of legal status or financial vi-  
17                  ability, loss of permits, debarment from re-  
18                  ceiving Federal grants or contracts, or the  
19                  improper use of Federal funds; or

20                  “(vi) failure to meet any other Federal  
21                  or State requirement that the agency has  
22                  shown an unwillingness or inability to cor-  
23                  rect, after notice from the Secretary, within  
24                  the period specified;

1           “(B) systemic failure of the board of direc-  
2           tors of an agency to fully exercise its legal and  
3           fiduciary responsibilities;

4           “(C) substantial failure of an agency to  
5           meet the administrative requirements of section  
6           644(b);

7           “(D) failure of an agency to demonstrate  
8           that the agency attempted to meet the coordina-  
9           tion and collaboration requirements with entities  
10          described in section 640(a)(5)(D)(ii)(I); or

11          “(E) having an unresolved area of non-  
12          compliance.

13          “(19) The term ‘homeless child’ means a child  
14          described in section 725(2) of the McKinney-Vento  
15          Homeless Assistance Act (42 U.S.C. 11434a(2)).

16          “(20) The term ‘institution of higher education’  
17          has the meaning given the term in section 101(a) of  
18          the Higher Education Act of 1965 (20 U.S.C.  
19          1001(a)).

20          “(21) The term ‘interrater reliability’ means the  
21          extent to which 2 or more independent raters or ob-  
22          servers consistently obtain the same result when using  
23          the same assessment tool.

24          “(22) The term ‘limited English proficient’, used  
25          with respect to a child, means a child—

1           “(A) *who is enrolled or preparing to enroll*  
2           *in a Head Start program (which may include*  
3           *an Early Head Start program), or other early*  
4           *care and education program;*

5           “(B)(i) *who was not born in the United*  
6           *States or whose native language is a language*  
7           *other than English;*

8           “(ii)(I) *who is a Native American, Alaska*  
9           *Native, or a native resident of an outlying area*  
10           *(as defined in section 9101 of the Elementary*  
11           *and Secondary Education Act of 1965 (20*  
12           *U.S.C. 7801)); and*

13           “(II) *who comes from an environment*  
14           *where a language other than English has had a*  
15           *significant impact on the child’s level of English*  
16           *language proficiency; or*

17           “(iii) *who is migratory, whose native lan-*  
18           *guage is a language other than English, and who*  
19           *comes from an environment where a language*  
20           *other than English is dominant; and*

21           “(C) *whose difficulties in speaking or un-*  
22           *derstanding the English language may be suffi-*  
23           *cient to deny such child—*

1           “(i) the ability to successfully achieve  
2           in a classroom in which the language of in-  
3           struction is English; or

4           “(ii) the opportunity to participate  
5           fully in society.

6           “(23) The term ‘unresolved area of noncompli-  
7           ance’ means failure to correct a noncompliance item  
8           within 120 days, or within such additional time (if  
9           any) authorized by the Secretary, after receiving from  
10          the Secretary notice of such noncompliance item, pur-  
11          suant to section 641A(d).”.

12 **SEC. 4. FINANCIAL ASSISTANCE FOR HEAD START PRO-**  
13 **GRAMS.**

14          Section 638 of the Head Start Act (42 U.S.C. 9833)  
15 is amended by inserting “for a period of 5 years” after  
16 “provide financial assistance to such agency”.

17 **SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**

18          Section 639 of the Head Start Act (42 U.S.C. 9834)  
19 is amended to read as follows:

20 **“SEC. 639. AUTHORIZATION OF APPROPRIATIONS.**

21          “(a) *IN GENERAL.*—There are authorized to be appro-  
22 priated for carrying out the provisions of this subchapter  
23 \$7,350,000,000 for fiscal year 2008, \$7,650,000,000 for fis-  
24 cal year 2009, \$7,995,000,000 for fiscal year 2010, and such

1 *sums as may be necessary for each of fiscal years 2011 and*  
2 *2012.*

3       “(b) *SPECIFIC PROGRAMS.—From the amount appro-*  
4 *priated under subsection (a), the Secretary shall make*  
5 *available to carry out research, demonstration, and evalua-*  
6 *tion activities, including longitudinal studies under section*  
7 *649, not more than \$20,000,000 for fiscal year 2008, and*  
8 *such sums as may be necessary for each of fiscal years 2009*  
9 *through 2012, of which not more than \$7,000,000 for each*  
10 *of fiscal years 2008 through 2012 shall be available to carry*  
11 *out impact studies under section 649(g).”.*

12 **SEC. 6. ALLOTMENT OF FUNDS.**

13       (a) *ALLOTMENT.—Section 640(a) of the Head Start*  
14 *Act (42 U.S.C. 9835(a)) is amended—*

15               (1) *in paragraph (2)—*

16                       (A) *by striking subparagraph (A) and in-*  
17 *serting the following:*

18                       “(A) *Indian Head Start programs, services for*  
19 *children with disabilities, and migrant and seasonal*  
20 *Head Start programs, except that the Secretary shall*  
21 *reserve for each fiscal year for use by Indian Head*  
22 *Start and migrant and seasonal Head Start pro-*  
23 *grams (referred to in this paragraph as ‘covered pro-*  
24 *grams’), on a nationwide basis, a sum that is the*  
25 *total of a percentage specified by the Secretary that*

1     *is not less than 4 percent of the amount appropriated*  
2     *under section 639 for that fiscal year (for Indian*  
3     *Head Start programs) and a percentage specified by*  
4     *the Secretary that is not less than 5 percent of that*  
5     *appropriated amount (for migrant and seasonal*  
6     *Head Start programs) (referred to in this paragraph*  
7     *as the ‘specified percentages’), except that—*

8             *“(i) if reserving the specified percentages*  
9             *would reduce the number of children served by*  
10            *Head Start programs, relative to the number of*  
11            *children served on the date of enactment of the*  
12            *Head Start for School Readiness Act, taking into*  
13            *consideration an appropriate adjustment for in-*  
14            *flation, the Secretary shall reserve percentages*  
15            *that approach, as closely as practicable, the spec-*  
16            *ified percentages and that do not cause such a*  
17            *reduction; and*

18            *“(ii) notwithstanding any other provision*  
19            *of this subparagraph, the Secretary shall reserve*  
20            *for each fiscal year for use by Indian Head Start*  
21            *programs and by migrant and seasonal Head*  
22            *Start programs, on a nationwide basis, not less*  
23            *than the amount that was obligated for use by*  
24            *Indian Head Start programs and by migrant*

1           *and seasonal Head Start programs for the pre-*  
2           *vious fiscal year;”;*

3                   *(B) by striking subparagraph (C) and in-*  
4           *serting the following:*

5           *“(C) training and technical assistance activities*  
6           *that are sufficient to meet the needs associated with*  
7           *program expansion and to foster program and man-*  
8           *agement improvement activities as described in any*  
9           *of paragraphs (1) through (18) of section 648(d), in*  
10          *an amount for each fiscal year that is not less than*  
11          *2 percent of the amount appropriated under section*  
12          *639 for such fiscal year, of which—*

13                   *“(i) 50 percent shall be made available to*  
14          *Head Start agencies to use directly, or by estab-*  
15          *lishing local or regional agreements with com-*  
16          *munity experts, institutions of higher education,*  
17          *or private consultants, for any of the following*  
18          *training and technical assistance activities,*  
19          *including—*

20                   *“(I) activities that ensure that Head*  
21          *Start programs meet or exceed the perform-*  
22          *ance standards described in section*  
23          *641A(a)(1);*

24                   *“(II) activities that ensure that Head*  
25          *Start programs have adequate numbers of*

1           *trained, qualified staff who have skills in*  
2           *working with children and families, includ-*  
3           *ing children who are limited English pro-*  
4           *ficient and their families and children with*  
5           *disabilities;*

6           “*(III) activities to pay expenses, in-*  
7           *cluding direct training for expert consult-*  
8           *ants working with any staff, to improve the*  
9           *management and implementation of Head*  
10          *Start services and systems;*

11          “*(IV) activities that help ensure that*  
12          *Head Start programs have qualified staff*  
13          *who can promote language skills and lit-*  
14          *eracy growth of children and who can pro-*  
15          *vide children with a variety of skills that*  
16          *have been identified as predictive of later*  
17          *reading achievement, school success, and the*  
18          *skills, knowledge, abilities, development, and*  
19          *progress described in section*  
20          *641A(a)(1)(B)(ii);*

21          “*(V) activities to improve staff quali-*  
22          *fications and to assist with the implementa-*  
23          *tion of career development programs and to*  
24          *encourage the staff to continually improve*  
25          *their skills and expertise, including devel-*

1            *oping partnerships with programs that re-*  
2            *cruit, train, place, and support college stu-*  
3            *dents in Head Start centers to deliver an*  
4            *innovative early childhood development pro-*  
5            *gram to preschool children;*

6            *“(VI) activities that help local pro-*  
7            *grams ensure that the arrangement, condi-*  
8            *tion, and implementation of the learning*  
9            *environments in Head Start programs are*  
10           *conducive to providing effective program*  
11           *services to children and families;*

12           *“(VII) activities to provide training*  
13           *necessary to improve the qualifications of*  
14           *Head Start staff and to support staff train-*  
15           *ing, child counseling, health services, and*  
16           *other services necessary to address the needs*  
17           *of children enrolled in Head Start pro-*  
18           *grams, including children from families in*  
19           *crises, children who experience chronic vio-*  
20           *lence or homelessness, children who experi-*  
21           *ence substance abuse in their families, and*  
22           *children under 3 years of age, where appli-*  
23           *cable;*

24           *“(VIII) activities to provide classes or*  
25           *in-service-type programs to improve or en-*

1            *hance parenting skills, job skills, adult and*  
2            *family literacy, including financial lit-*  
3            *eracy, or training to become a classroom*  
4            *aide or bus driver in a Head Start pro-*  
5            *gram;*

6            *“(IX) additional activities determined*  
7            *appropriate for the improvement of Head*  
8            *Start agencies’ programs, as determined in*  
9            *the agencies’ technical assistance and train-*  
10           *ing plans; or*

11           *“(X) any other activities regarding the*  
12           *use of funds as determined by the Secretary;*

13           *“(ii) 50 percent shall be made available to*  
14           *the Secretary—*

15           *“(I) to provide directly training and*  
16           *technical assistance on early childhood edu-*  
17           *cation and care or to support, through*  
18           *grants or other arrangements, a State sys-*  
19           *tem of training and technical assistance*  
20           *(which may include such a system for a*  
21           *consortium of States within a region); and*

22           *“(II) to assist local programs (includ-*  
23           *ing Indian Head Start programs and mi-*  
24           *grant and seasonal Head Start programs)*

1           *in meeting the performance standards de-*  
2           *scribed in section 641A(a)(1); and*

3           *“(iii) not less than \$3,000,000 of the*  
4           *amount in clause (ii) appropriated for such fis-*  
5           *cal year shall be made available to carry out ac-*  
6           *tivities described in section 648(d)(4);”;*

7           *(C) in subparagraph (D), by striking*  
8           *“agencies;” and inserting “agencies;”;* and

9           *(D) by adding at the end of the flush matter*  
10          *at the end the following: “In no case shall the*  
11          *Secretary use funds appropriated under this sub-*  
12          *chapter to expand or create additional slots or*  
13          *services in non-Indian and non-migrant and*  
14          *seasonal Head Start programs until the amounts*  
15          *based on the specified percentages for Indian*  
16          *Head Start programs and migrant and seasonal*  
17          *Head Start programs pursuant to subparagraph*  
18          *(A) are reached. The Secretary shall require each*  
19          *Head Start agency to report at the end of each*  
20          *budget year on how funds provided to carry out*  
21          *subparagraph (C)(i) were used.”;*

22          *(2) in paragraph (3)—*

23                 *(A) in subparagraph (A)(i)(I)—*

1           (i) by striking “60 percent of such ex-  
2           cess amount for fiscal year 1999” and all  
3           that follows through “2003;” and

4           (ii) by inserting the following: “30 per-  
5           cent of such excess amount for fiscal year  
6           2008, and 40 percent of such excess amount  
7           for each of fiscal years 2009 through 2012;”;  
8           (B) in subparagraph (B)—

9           (i) in clause (i), by striking “perform-  
10          ance standards” and all that follows and  
11          inserting “performance standards pursuant  
12          to section 641A(a)(1).”;

13          (ii) by striking clause (ii) and insert-  
14          ing the following:

15               “(ii) Ensuring that such programs have ade-  
16          quate numbers of qualified staff, and that such staff  
17          is furnished adequate training, including training to  
18          promote the development of language,  
19          premathematics, and pre-literacy skills in young chil-  
20          dren and in working with limited English proficient  
21          children, children in foster care, children referred by  
22          child welfare services, and children with disabilities,  
23          when appropriate.”;

24          (iii) by striking clause (iii) and insert-  
25          ing the following:

1           “(iii) *Developing and financing the salary scales*  
2           *and benefits standards under section 644(a) and sec-*  
3           *tion 653, in order to ensure that salary levels and*  
4           *benefits are adequate to attract and retain qualified*  
5           *staff for such programs.”;*

6                       *(iv) by striking clause (iv) and insert-*  
7                       *ing the following:*

8           “(iv) *Using salary increases to—*

9                       “(I) *assist with the implementation of qual-*  
10                      *ity programs and improve staff qualifications;*

11                     “(II) *ensure that staff can promote the lan-*  
12                     *guage skills and literacy growth of children and*  
13                     *can provide children with a variety of skills that*  
14                     *have been identified, through scientifically based*  
15                     *early reading research, as predictive of later*  
16                     *reading achievement, as well as the skills, knowl-*  
17                     *edge, abilities, development, and progress de-*  
18                     *scribed in section 641A(a)(1)(B)(ii); and*

19                     “(III) *encourage the staff to continually im-*  
20                     *prove their skills and expertise—*

21                       “(aa) *through the implementation of*  
22                       *career development programs; and*

23                       “(bb) *through the completion of post-*  
24                       *secondary coursework in early childhood*  
25                       *education.”;*

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*(v) in clause (v)—*

*(I) by striking “community-wide”  
and inserting “communitywide”; and*

*(II) by inserting “, including col-  
laborations to increase program par-  
ticipation by underserved populations  
of eligible children” before the period;  
and*

*(vi) by striking clauses (vii) and (viii)*

*and inserting the following:*

*“(vii) Providing assistance to complete postsec-  
ondary coursework, to enable Head Start teachers to  
improve competencies and the resulting child out-  
comes, including informing the teachers of the avail-  
ability of Federal and State incentive and loan for-  
giveness programs.*

*“(viii) Promoting the regular attendance and  
stability of all Head Start children with particular  
attention to highly mobile children, including chil-  
dren of migrant or seasonal farmworkers (where ap-  
propriate), homeless children, and children in foster  
care.*

*“(ix) Making such other improvements in the  
quality of such programs as the Secretary may des-  
ignate.”;*

1           (C) in subparagraph (C)—

2                 (i) in clause (i)(I), by striking the last  
3 sentence and inserting “Salary increases, in  
4 excess of cost-of-living allowances, provided  
5 with such funds shall be subject to the spe-  
6 cific standards governing salaries and sal-  
7 ary increases established pursuant to section  
8 644(a).”;

9                 (ii) in clause (ii)—

10                         (I) in the matter preceding sub-  
11 clause (I), by striking “education per-  
12 formance” and all that follows through  
13 “641A(a)(1)(B)” and inserting “stand-  
14 ards and measures described in section  
15 641A”;

16                         (II) in subclause (I), by inserting  
17 “, pre-literacy,” after “language”;

18                         (III) by striking subclause (II)  
19 and inserting the following:

20                                 “(II) to help limited English proficient chil-  
21 dren attain the knowledge, skills, abilities, and  
22 development specified in section  
23 641A(a)(1)(B)(ii) and to promote the acquisition  
24 of the English language by such children and  
25 their families;” and

1                   (IV) by striking subclause (IV)  
2                   and inserting the following:

3                   “(IV) to provide education and training  
4                   necessary to improve the qualifications of Head  
5                   Start staff, particularly assistance to enable  
6                   more instructors to be fully competent and to  
7                   meet the degree requirements under section  
8                   648A(a)(2)(A), and to support staff training,  
9                   child counseling, and other services necessary to  
10                  address the challenges of children participating  
11                  in Head Start programs, including children  
12                  from immigrant, refugee, and asylee families,  
13                  children from families in crisis, homeless chil-  
14                  dren, children in foster care, children referred to  
15                  Head Start programs by child welfare agencies,  
16                  and children who are exposed to chronic violence  
17                  or substance abuse.”;

18                  (iii) in clause (iii), by inserting “,  
19                  educational staff who have the qualifica-  
20                  tions described in section 648A(a),” after  
21                  “ratio”;

22                  (iv) in clause (v), by striking “pro-  
23                  grams, including” and all that follows and  
24                  inserting “programs.”;

1                   (v) by redesignating clause (vi) as  
2                   clause (x); and  
3                   (vi) by inserting after clause (v) the  
4                   following:

5                   “(vi) To conduct outreach to homeless families in  
6                   an effort to increase the program participation of  
7                   homeless children.

8                   “(vii) To conduct outreach to migrant and sea-  
9                   sonal farmworker families and families with limited  
10                  English proficient children.

11                  “(viii) To partner with institutions of higher  
12                  education and nonprofit organizations, including  
13                  community-based organizations, that recruit, train,  
14                  place, and support college students, to serve as men-  
15                  tors and reading partners to preschool children in  
16                  Head Start programs.

17                  “(ix) To upgrade the qualifications and skills of  
18                  educational personnel to meet the professional stand-  
19                  ards described in section 648A(a)(1), including cer-  
20                  tification and licensure as bilingual education teach-  
21                  ers, as teachers of English as a second language, and  
22                  for other educational personnel who serve limited  
23                  English proficient children.”;

24                  (3) in paragraph (4), in the first sentence—

1           (A) in subparagraph (A), by striking  
2           “1998” and inserting “2007”; and

3           (B) by striking subparagraph (B) and in-  
4           serting the following:

5           “(B) any amount available after all allotments  
6           are made under subparagraph (A) for such fiscal year  
7           shall be distributed as follows:

8           “(i) Each State shall receive an amount  
9           sufficient to serve the same number of children in  
10          Head Start programs in each State as were  
11          served on the date of enactment of the Head  
12          Start for School Readiness Act, taking into con-  
13          sideration an appropriate adjustment for infla-  
14          tion.

15          “(ii) After ensuring that each State has re-  
16          ceived the amount described in clause (i), the  
17          Secretary shall distribute the remaining balance,  
18          by—

19               “(I) distributing 65 percent of the bal-  
20               ance among the States serving less than 60  
21               percent (as determined by the Secretary) of  
22               children who are 3 or 4 years of age from  
23               families whose income is below the poverty  
24               line, by allotting to each of those States an  
25               amount that bears the same relationship to

1           that 65 percent as the number of children  
2           who are less than 5 years of age from fami-  
3           lies whose income is below the poverty line  
4           (referred to in this clause as ‘young low-in-  
5           come children’) in that State bears to the  
6           number of young low-income children in all  
7           those States; and

8                       “(II) distributing 35 percent of the bal-  
9           ance among the States, by allotting to each  
10          State an amount that bears the same rela-  
11          tionship to that 35 percent as the number  
12          of young low-income children in that State  
13          bears to the number of young low-income  
14          children in all the States.”;

15          (4) in paragraph (5)—

16                       (A) in subparagraph (A), by inserting after  
17          “paragraph (4)” the following: “(and amounts  
18          reserved, before such allotments, for national ad-  
19          ministrative offices)”;

20                       (B) by redesignating subparagraphs (E)  
21          and (F) as subparagraphs (G) and (H), respec-  
22          tively;

23                       (C) by striking subparagraphs (B), (C), and  
24          (D) and inserting the following:

1       “(B)(i) *From the reserved sums, the Secretary shall*  
2 *award a collaboration grant to each State and to each na-*  
3 *tional administrative office serving Indian Head Start pro-*  
4 *grams and migrant and seasonal Head Start programs to*  
5 *facilitate collaboration between Head Start agencies and*  
6 *entities (including the State or national administrative of-*  
7 *fice) that carry out other activities designed to benefit low-*  
8 *income families and children from birth to school entry. The*  
9 *national administrative offices shall use the funds made*  
10 *available through the grants to carry out the authorities*  
11 *and responsibilities described in subparagraphs (B) and*  
12 *(C).*

13       “(ii) *Grants described in clause (i) shall be used to—*

14               “(I) *assist Head Start agencies to collaborate*  
15 *with entities involved in State and local planning*  
16 *processes to better meet the needs of low-income fami-*  
17 *lies and children from birth to school entry;*

18               “(II) *assist Head Start agencies to coordinate*  
19 *activities with the State agency responsible for ad-*  
20 *ministering the State program carried out under the*  
21 *Child Care and Development Block Grant Act of 1990*  
22 *(42 U.S.C. 9858 et seq.) and entities providing re-*  
23 *source and referral services in the State, to make full-*  
24 *working-day and full calendar year services available*  
25 *to children;*

1           “(III) promote alignment of Head Start services  
2           with the Head Start Child Outcomes Framework and,  
3           as appropriate, State early learning standards;

4           “(IV) promote better linkages between Head  
5           Start agencies and other child and family agencies,  
6           including agencies that provide health, mental health,  
7           or family services, or other child or family supportive  
8           services, such as services provided under section 619  
9           or part C of the Individuals with Disabilities Edu-  
10          cation Act (20 U.S.C. 1419, 1431 et seq.); and

11          “(V) carry out the activities of the State Director  
12          of Head Start Collaboration authorized in subpara-  
13          graph (D).

14          “(C) In order to improve coordination and delivery  
15          of early childhood education and care to children in the  
16          State, a State that receives a collaboration grant under sub-  
17          paragraph (B) shall—

18                 “(i) appoint or designate an individual to serve  
19                 as, or carry out the responsibilities of, the State Di-  
20                 rector of Head Start Collaboration;

21                 “(ii) ensure that the State Director of Head  
22                 Start Collaboration holds a position with sufficient  
23                 authority and access to ensure that the collaboration  
24                 described in subparagraph (B) is effective and in-  
25                 volves a range of State agencies; and

1           “(iii) involve the State Head Start Association  
2           in the selection of the Director and involve the Asso-  
3           ciation in determinations relating to the ongoing di-  
4           rection of the collaboration office involved.

5           “(D) The State Director of Head Start Collaboration,  
6 shall—

7           “(i) not later than 1 year after the State receives  
8           a collaboration grant under subparagraph (B), con-  
9           duct an assessment that—

10           “(I) addresses the needs of Head Start agen-  
11           cies in the State with respect to collaboration, co-  
12           ordination of services, and alignment of services  
13           with the Head Start Child Outcomes Framework  
14           and, as appropriate, State early learning stand-  
15           ards;

16           “(II) shall be updated on an annual basis;  
17           and

18           “(III) shall be made available to the general  
19           public within the State;

20           “(ii) develop a strategic plan that is based on the  
21           assessment described in clause (i) that will—

22           “(I) enhance collaboration and coordination  
23           of Head Start services with other entities pro-  
24           viding early childhood education and care (such  
25           as child care or services offered by museums),

1        *health care, mental health care, welfare, child*  
2        *protective services, education and community*  
3        *service activities, family literacy services, read-*  
4        *ing readiness programs (including such pro-*  
5        *grams offered by public and school libraries),*  
6        *services relating to children with disabilities,*  
7        *other early childhood education and care for lim-*  
8        *ited English proficient children and homeless*  
9        *children, and services provided for children in*  
10       *foster care and children referred to Head Start*  
11       *programs by child welfare agencies, including*  
12       *agencies and State officials responsible for such*  
13       *services;*

14                *“(II) assist Head Start agencies to develop*  
15                *a plan for the provision of full-working-day, full*  
16                *calendar year services for children enrolled in*  
17                *Head Start programs who need such care;*

18                *“(III) assist Head Start agencies to align*  
19                *services with the Head Start Child Outcomes*  
20                *Framework and, as appropriate, State early*  
21                *learning standards; and*

22                *“(IV) enable Head Start agencies in the*  
23                *State to better access professional development*  
24                *opportunities for Head Start staff, such as by—*

1           “(aa) working with local Head Start  
2           agencies to meet the degree requirements de-  
3           scribed in section 648A(a)(2)(A), including  
4           providing distance learning opportunities  
5           for Head Start staff, where needed to make  
6           higher education more accessible to Head  
7           Start staff; and

8           “(bb) enabling the State Head Start  
9           agencies to better conduct outreach to eligi-  
10          ble families;

11          “(iii) promote partnerships between Head Start  
12          agencies, State and local governments, and the pri-  
13          vate sector to help ensure that children from low-in-  
14          come families, who are in Head Start programs or  
15          are preschool age, are receiving comprehensive services  
16          to prepare the children to enter school ready to learn;

17          “(iv) consult with the chief State school officer,  
18          local educational agencies, and providers of early  
19          childhood education and care, regarding early child-  
20          hood education and care at both the State and local  
21          levels;

22          “(v) promote partnerships (such as the partner-  
23          ships involved with the Free to Grow initiative) be-  
24          tween Head Start agencies, schools, law enforcement,  
25          relevant community-based organizations, and sub-

1 *stance abuse and mental health treatment agencies to*  
2 *strengthen family and community environments and*  
3 *to reduce the impact on child development of sub-*  
4 *stance abuse, child abuse, domestic violence, and other*  
5 *high risk behaviors that compromise healthy develop-*  
6 *ment;*

7       “(vi) promote partnerships between Head Start  
8 agencies and other organizations in order to enhance  
9 the Head Start curriculum, including partnerships to  
10 promote inclusion of more books in Head Start class-  
11 rooms and partnerships to promote coordination of  
12 activities with the Ready-to-Learn Television pro-  
13 gram carried out under subpart 3 of part D of title  
14 II of the Elementary and Secondary Education Act  
15 of 1965 (20 U.S.C. 6775 et seq.); and

16       “(vii) identify other resources and organizations  
17 (both public and private) for the provision of in-kind  
18 services to Head Start agencies in the State.

19       “(E)(i) The Governor of the State shall—

20       “(I) designate or establish a council to serve as  
21 the State Advisory Council on Early Childhood Edu-  
22 cation and Care, for children from birth to school  
23 entry (in this subchapter referred to as the ‘State Ad-  
24 visory Council’); and

1           “(II) designate an individual to coordinate ac-  
2           tivities of the State Advisory Council, as described in  
3           clause (iv)(I).

4           “(ii) The Governor may designate an existing entity  
5           to serve as the State Advisory Council, if the entity includes  
6           representatives consistent with clause (iii).

7           “(iii) Members of the State Advisory Council shall in-  
8           clude, to the maximum extent possible—

9                   “(I) the State Director of Head Start Collabora-  
10                  tion;

11                   “(II) a representative of the State educational  
12                  agency and local educational agencies;

13                   “(III) a representative of institutions of higher  
14                  education;

15                   “(IV) a representative (or representatives) of the  
16                  State agency (or agencies) responsible for health or  
17                  mental health care;

18                   “(V) a representative of the State agency respon-  
19                  sible for professional standards, certification, and li-  
20                  censing for early childhood educators;

21                   “(VI) a representative of the State agency re-  
22                  sponsible for child care;

23                   “(VII) early childhood educators, including pro-  
24                  fessionals with expertise in second language acquisi-

1 *tion and instructional strategies in teaching limited*  
2 *English proficient children;*

3 *“(VIII) kindergarten teachers and teachers in*  
4 *grades 1 through 3;*

5 *“(IX) health care professionals;*

6 *“(X) child development specialists, including spe-*  
7 *cialists in prenatal, infant, and toddler development;*

8 *“(XI) a representative of the State agency re-*  
9 *sponsible for assisting children with developmental*  
10 *disabilities;*

11 *“(XII) a representative of the State agency re-*  
12 *sponsible for programs under section 619 or part C*  
13 *of the Individuals with Disabilities Education Act*  
14 *(20 U.S.C. 1419, 1431 et seq.);*

15 *“(XIII) a representative of the State interagency*  
16 *coordinating councils established under section 641 of*  
17 *the Individuals with Disabilities Education Act (20*  
18 *U.S.C. 1441);*

19 *“(XIV) a representative of the State Head Start*  
20 *Association (where appropriate), and other represent-*  
21 *atives of Head Start programs in the State;*

22 *“(XV) a representative of the State network of*  
23 *child care resource and referral agencies;*

24 *“(XVI) a representative of community-based or-*  
25 *ganizations;*

1           “(XVII) a representative of State and local pro-  
2           viders of early childhood education and care;

3           “(XVIII) a representative of Indian Head Start  
4           programs (where appropriate) and a representative of  
5           migrant and seasonal Head Start programs (where  
6           appropriate);

7           “(XIX) parents;

8           “(XX) religious and business leaders;

9           “(XXI) the head of the State library administra-  
10          tive agency;

11          “(XXII) representatives of State and local orga-  
12          nizations and other entities providing professional de-  
13          velopment to early childhood educators and child care  
14          providers;

15          “(XXIII) a representative from the Office of Co-  
16          ordinator for Education of Homeless Children and  
17          Youths in the State;

18          “(XXIV) a State legislator; and

19          “(XXV) a representative of other entities deter-  
20          mined to be relevant by the Governor of the State.

21          “(iv)(I) The State Advisory Council shall be respon-  
22          sible for, in addition to responsibilities assigned to the  
23          council by the Governor of the State—

24                 “(aa) conducting a periodic statewide needs as-  
25                 sessment concerning early childhood education and

1     *care for children from birth to school entry and as-*  
2     *sessing the availability of high quality prekind-*  
3     *ergarten services for low-income children in the State;*

4             *“(bb) identifying barriers to, and opportunities*  
5     *for, collaboration and coordination among entities*  
6     *carrying out federally-funded and State-funded child*  
7     *development, child care, and early childhood edu-*  
8     *cation programs;*

9             *“(cc) developing recommendations regarding*  
10    *means of establishing a unified data collection system*  
11    *for early childhood education and care throughout the*  
12    *State;*

13            *“(dd) developing a statewide professional devel-*  
14    *opment and career ladder plan for early childhood*  
15    *education and care in the State;*

16            *“(ee) assisting 2-year and 4-year public and pri-*  
17    *vate institutions of higher education, which may in-*  
18    *clude assisting the institutions with development of*  
19    *articulation agreements or model programs of early*  
20    *childhood education and care, including practica or*  
21    *internships for students to spend time in a Head*  
22    *Start or prekindergarten program; and*

23            *“(ff) undertaking collaborative efforts to develop,*  
24    *and make recommendations for improvements in,*  
25    *State early learning standards.*

1       “(II) *The State Advisory Council shall hold public*  
2 *hearings and provide an opportunity for public comment*  
3 *on the activities described in subclause (I). The State Advi-*  
4 *sory Council shall submit a statewide strategic report ad-*  
5 *ressing the activities described in subclause (I) to the State*  
6 *Director of Head Start Collaboration and the Governor of*  
7 *the State.*

8       “(III) *After submission of a statewide strategic report*  
9 *under subclause (II), the State Advisory Council shall meet*  
10 *periodically to review any implementation of the rec-*  
11 *ommendations in such report and any changes in State and*  
12 *local needs.*

13       “(F)(i)(I) *Prior to carrying out paragraph (4), the*  
14 *Secretary shall reserve a portion to carry out this subpara-*  
15 *graph for a fiscal year. The Secretary shall reserve the por-*  
16 *tion from the amount (if any) by which the funds appro-*  
17 *priated under section 639(a) for the fiscal year exceed the*  
18 *adjusted prior year appropriation (as defined in paragraph*  
19 *(3)(A)(ii)), without reducing the share available for quality*  
20 *improvement funds described in paragraph (3)(B).*

21       “(II) *To the extent consistent with subclause (I), the*  
22 *Secretary shall reserve \$100,000,000 for fiscal year 2008.*  
23 *Funds reserved under this subclause shall remain available*  
24 *for obligation through fiscal year 2012.*

1       “(ii) *The Secretary shall use the portion reserved*  
2 *under clause (i) to award, on a competitive basis, one-time*  
3 *startup grants of not less than \$500,000 to eligible States*  
4 *to enable such States to pay for the Federal share of the*  
5 *cost of further developing and implementing the rec-*  
6 *ommendations and plans for which the State’s State Advi-*  
7 *sory Council is responsible under subparagraph (E)(iv)(I).*  
8 *Such grants shall—*

9               “(I) *facilitate the development of high-quality*  
10 *systems of early childhood education and care de-*  
11 *signed to improve school preparedness;*

12               “(II) *increase and make effective use of existing*  
13 *and new delivery systems and funds for early child-*  
14 *hood education and care; and*

15               “(III) *enhance existing early childhood education*  
16 *and care (in existence on the date on which the grant*  
17 *involved is awarded).*

18       “(iii) *To be eligible to receive a grant under this sub-*  
19 *paragraph, a State shall prepare and submit to the Sec-*  
20 *retary an application, for a 3-year period, at such time,*  
21 *in such manner, and containing such information as the*  
22 *Secretary shall require, including—*

23               “(I) *a description of the State’s State Advisory*  
24 *Council’s responsibilities under subparagraph*  
25 *(E)(iv)(I);*

1           “(II) a description, for each fiscal year, of how  
2           the State will make effective use of funds available  
3           under this subparagraph, with funds described in  
4           clause (iv), to create an early childhood education  
5           and care system, by developing or enhancing pro-  
6           grams and activities described in subparagraph  
7           (E)(iv)(I);

8           “(III) a description of the State early learning  
9           standards and the State’s goals for increasing the  
10          number of children entering kindergarten ready to  
11          learn;

12          “(IV) information identifying the agency or joint  
13          interagency office and individual designated to carry  
14          out the activities under this subparagraph, which  
15          may be the individual designated under subpara-  
16          graph (E)(i)(II); and

17          “(V) a description of how the State plans to sus-  
18          tain activities under this subparagraph beyond the  
19          grant period.

20          “(iv) The Federal share of the cost described in clause  
21          (ii) shall be 30 percent, and the State shall provide the non-  
22          Federal share.

23          “(v) Funds made available under this subparagraph  
24          shall be used to supplement, and not supplant, other Fed-

1 *eral, State, and local funds expended to carry out activities*  
2 *related to early childhood education and care in the State.*

3 “(vi) *Not later than 18 months after the date a State*  
4 *receives a grant under this subparagraph, the State shall*  
5 *submit an interim report to the Secretary. A State that re-*  
6 *ceives a grant under this subparagraph shall submit a final*  
7 *report to the Secretary at the end of the grant period.”;*

8 *and*

9 (D) *in subparagraph (G), as redesignated*  
10 *by subparagraph (B) of this paragraph—*

11 (i) *in clause (i)(I), by striking “child*  
12 *care and early childhood education pro-*  
13 *grams and resources” and inserting “early*  
14 *childhood education and care programs and*  
15 *resources”;* and

16 (ii) *in clause (ii), by striking “Federal*  
17 *child care or early childhood education”*  
18 *and inserting “Federal early childhood edu-*  
19 *cation or child care”;* and

20 (5) *in paragraph (6)—*

21 (A) *in subparagraph (A), by striking “7.5*  
22 *percent” and all that follows and inserting “not*  
23 *less than 12 percent for fiscal year 2008, not less*  
24 *than 14 percent for fiscal year 2009, not less*  
25 *than 16 percent for fiscal year 2010, not less*

1           *than 18 percent for fiscal year 2011, and not less*  
2           *than 20 percent for fiscal year 2012, of the*  
3           *amount appropriated pursuant to section*  
4           *639(a).”;*

5                     *(B) by striking subparagraph (B);*

6                     *(C) in subparagraph (C)(i), by striking “re-*  
7           *quired to be” each place it appears; and*

8                     *(D) by redesignating subparagraph (C) as*  
9           *subparagraph (B).*

10           *(b) MINIMUM ENROLLMENT REQUIREMENT FOR CHIL-*  
11    *DREN WITH DISABILITIES.—The first sentence of section*  
12    *640(d) of the Head Start Act (42 U.S.C. 9835(d)) is amend-*  
13    *ed to read as follows: “The Secretary shall establish policies*  
14    *and procedures to assure that, for fiscal year 2008 and*  
15    *thereafter, not less than 10 percent of the total number of*  
16    *children actually enrolled by each Head Start agency and*  
17    *each delegate agency will be children with disabilities who*  
18    *are eligible for special education or early intervention serv-*  
19    *ices, as appropriate, as determined under the Individuals*  
20    *with Disabilities Education Act (20 U.S.C. 1400 et seq.),*  
21    *and that the Head Start agency or delegate agency involved*  
22    *will collaborate with the State or local agency providing*  
23    *services under section 619 or part C of the Individuals with*  
24    *Disabilities Education Act (20 U.S.C. 1419, 1431 et seq.)*

1 *to ensure the provision of services to meet the special needs*  
2 *of such children.”.*

3 *(c) SERVICE DELIVERY MODELS.—Section 640(f) of*  
4 *the Head Start Act (42 U.S.C. 9835(f)) is amended—*

5 *(1) by striking “(f) The” and inserting “(f)(1)*  
6 *Not later than 1 year after the date of enactment of*  
7 *the Head Start for School Readiness Act, the”;*

8 *(2) by striking “needs.” and inserting “needs,*  
9 *including models that leverage the capacity and capa-*  
10 *bilities of the delivery system of early childhood edu-*  
11 *cation and care.”; and*

12 *(3) by adding at the end the following:*

13 *“(2) In establishing the procedures the Secretary shall*  
14 *establish procedures to provide for—*

15 *“(A) the conversion of part-day programs to full-*  
16 *day programs or part-day slots to full-day slots; and*

17 *“(B) serving additional infants and toddlers*  
18 *pursuant to section 645(a)(5).”.*

19 *(d) ADDITIONAL FUNDS.—Section 640(g)(2) of the*  
20 *Head Start Act (42 U.S.C. 9835(g)(2)) is amended—*

21 *(1) by striking subparagraph (C) and inserting*  
22 *the following:*

23 *“(C) the extent to which the applicant has un-*  
24 *dertaken communitywide strategic planning and*  
25 *needs assessments involving other community organi-*

1        *zations and Federal, State, and local public agencies*  
2        *servicing children and families (including organiza-*  
3        *tions and agencies providing family support services*  
4        *and protective services to children and families and*  
5        *organizations servicing families in whose homes*  
6        *English is not the language customarily spoken), and*  
7        *individuals, organizations, and public entities servicing*  
8        *children with disabilities, children in foster care, and*  
9        *homeless children including the local educational*  
10       *agency liaison designated under section*  
11       *722(g)(1)(J)(ii) of the McKinney-Vento Homeless As-*  
12       *sistance Act (42 U.S.C. 11432(g)(1)(J)(ii));”;*

13            *(2) in subparagraph (D)—*

14                    *(A) by striking “community” the first place*  
15                    *it appears and inserting “communitywide”; and*

16                    *(B) by striking “other local” and inserting*  
17                    *“the State and local”;*

18            *(3) in subparagraph (E)—*

19                    *(A) by inserting “would like to participate*  
20                    *but” after “community who”; and*

21                    *(B) by striking “early childhood program”*  
22                    *and inserting “early childhood education and*  
23                    *care program”;*

24            *(4) in subparagraph (G), by inserting “leverage*  
25        *the existing delivery systems of such services (existing*

1       *as of the date of the allocation decision) and” after*  
2       *“manner that will”; and*

3               *(5) in subparagraph (H), by inserting “, includ-*  
4       *ing the local educational agency liaison designated*  
5       *under section 722(g)(1)(J)(ii) of the McKinney-Vento*  
6       *Homeless Assistance Act (42 U.S.C.*  
7       *11432(g)(1)(J)(ii)),” after “community involved”.*

8       *(e) VEHICLE SAFETY REQUIREMENTS.—Section 640(i)*  
9       *of the Head Start Act (42 U.S.C. 9835(i)) is amended—*  
10               *(1) by striking “(i)” and inserting “(i)(1)”;*

11               *(2) in paragraph (1), as so designated, by add-*  
12       *ing at the end the following: “The regulations shall*  
13       *also establish requirements to ensure the appropriate*  
14       *supervision of, and appropriate background checks*  
15       *for, individuals with whom the agencies contract to*  
16       *transport those children.”; and*

17               *(3) by adding at the end the following:*

18       *“(2)(A) Section 1310.12(a) of title 45, Code of Federal*  
19       *Regulations, shall take effect 30 days after the date of enact-*  
20       *ment of this Act.*

21       *“(B)(i) Not later than 60 days after the National*  
22       *Highway Traffic Safety Administration of the Department*  
23       *of Transportation submits its study on occupant protection*  
24       *on Head Start transit vehicles (related to Government Ac-*  
25       *countability Office report GAO–06–767R), the Secretary of*

1 *Health and Human Services shall review and shall revise*  
2 *as necessary the allowable alternate vehicle standards de-*  
3 *scribed in part 1310 of that title (or any corresponding*  
4 *similar regulation or ruling) relating to allowable alternate*  
5 *vehicles used to transport children for a Head Start pro-*  
6 *gram. In making any such revision, the Secretary shall re-*  
7 *verse the standards to be consistent with the findings con-*  
8 *tained in such study, including making a determination*  
9 *on the exemption of such a vehicle from Federal seat spacing*  
10 *requirements, and Federal supporting seating requirements*  
11 *related to compartmentalization, if such vehicle meets all*  
12 *other applicable Federal motor vehicle safety standards, in-*  
13 *cluding standards for seating systems, occupant crash pro-*  
14 *tection, seat belt assemblies, and child restraint anchorage*  
15 *systems consistent with that part 1310 (or any cor-*  
16 *responding similar regulation or ruling).*

17       “(ii) Notwithstanding subparagraph (A), until such  
18 date as the Secretary of Health and Human Services com-  
19 pletes the review and any necessary revision specified in  
20 clause (i), the provisions of section 1310.12(a) of that title  
21 relating to Federal seat spacing requirements, and Federal  
22 supporting seating requirements related to  
23 compartmentalization, for allowable alternate vehicles used  
24 to transport children for a Head Start program, shall not  
25 apply to such a vehicle if such vehicle meets all other appli-

1 *cable Federal motor vehicle safety standards, as described*  
2 *in clause (i).”.*

3 (f) *MIGRANT AND SEASONAL HEAD START PRO-*  
4 *GRAMS.—Section 640(l) of the Head Start Act (42 U.S.C.*  
5 *9835(l)) is amended—*

6 (1) *in paragraph (1), by striking “and seasonal*  
7 *farmworker families” and inserting “or seasonal*  
8 *farmworkers”;* and

9 (2) *by striking paragraph (3) and inserting the*  
10 *following:*

11 “(3) *In carrying out this subchapter, the Secretary*  
12 *shall continue the administrative arrangement at the na-*  
13 *tional level for meeting the needs of Indian children and*  
14 *children of migrant or seasonal farmworkers and shall*  
15 *ensure—*

16 (A) *that appropriate funding is provided to*  
17 *meet such needs, including training and technical as-*  
18 *sistance provided by staff with knowledge of and expe-*  
19 *rience in working with such populations; and*

20 (B) *the appointment of a national Indian Head*  
21 *Start collaboration director and a national migrant*  
22 *and seasonal Head Start program collaboration direc-*  
23 *tor.*

24 “(4)(A) *For the purposes of paragraph (3), the Sec-*  
25 *retary shall conduct an annual consultation in each affected*

1 *Head Start region, with tribal governments operating Head*  
2 *Start (including Early Head Start) programs.*

3       “(B) *The consultations shall be for the purpose of better*  
4 *meeting the needs of American Indian and Alaska Native*  
5 *children and families pertinent to subsection (a)(2)(A), tak-*  
6 *ing into consideration funding allocations, distribution for-*  
7 *mulas, and other issues affecting the delivery of Head Start*  
8 *services within tribal communities.*

9       “(C) *The Secretary shall publish a notification of the*  
10 *consultations in the Federal Register prior to conducting*  
11 *the consultations.*

12       “(D) *A detailed report of each consultation shall be*  
13 *prepared and made available, on a timely basis, to all trib-*  
14 *al governments receiving funds under this subchapter.*

15       “(5)(A) *In order to increase access to Head Start serv-*  
16 *ices for children of migrant or seasonal farmworkers, the*  
17 *Secretary shall work in collaboration with providers of mi-*  
18 *grant and seasonal Head Start programs, the Secretary of*  
19 *Agriculture, the Secretary of Labor, and the Secretary of*  
20 *Education to—*

21               “(i) *collect, report, and share data on farm-*  
22 *workers and their families in order to adequately ac-*  
23 *count for the number of children of migrant or sea-*  
24 *sonal farmworkers who are eligible for Head Start*

1 *services and determine how many of such children re-*  
2 *ceive the services; and*

3 *“(ii) identify barriers that prevent children of*  
4 *migrant or seasonal farmworkers who are eligible for*  
5 *Head Start services from accessing Head Start serv-*  
6 *ices, and develop a plan for eliminating such barriers,*  
7 *including certain requirements relating to tracking,*  
8 *health records, and educational documents.*

9 *“(B) Not later than 1 year after the date of enactment*  
10 *of the Head Start for School Readiness Act, the Secretary*  
11 *shall publish in the Federal Register a notice about how*  
12 *the Secretary plans to carry out the activities identified in*  
13 *subparagraph (A) and shall provide a period for public*  
14 *comment. To the extent practicable, the Secretary shall con-*  
15 *sider comments received before implementing any of the ac-*  
16 *tivities identified in subparagraph (A).*

17 *“(C) Not later than 18 months after the date of enact-*  
18 *ment of the Head Start for School Readiness Act, the Sec-*  
19 *retary shall submit a report to the Committee on Education*  
20 *and Labor of the House of Representatives and the Com-*  
21 *mittee on Health, Education, Labor, and Pensions of the*  
22 *Senate detailing how the Secretary plans to carry out the*  
23 *activities identified in subparagraph (A).*

24 *“(D) The Secretary shall take appropriate caution to*  
25 *ensure the protection of the confidentiality of any person-*

1 *ally identifiable data, information, and records collected or*  
2 *maintained regarding children and families served by mi-*  
3 *grant and seasonal Head Start programs.*

4 “(E) *Nothing in this paragraph shall be construed to*  
5 *authorize the development of a nationwide database of per-*  
6 *sonally identifiable data, information, or records on indi-*  
7 *viduals involved in studies or other collections of data under*  
8 *this paragraph.*”.

9 (g) *HOMELESS CHILDREN.—Section 640 of the Head*  
10 *Start Act (42 U.S.C. 9835) is amended by adding at the*  
11 *end the following:*

12 “(m) *ENROLLMENT OF HOMELESS CHILDREN.—The*  
13 *Secretary shall issue regulations to remove barriers to the*  
14 *enrollment and participation of homeless children in Head*  
15 *Start programs. Such regulations shall require Head Start*  
16 *agencies to—*

17 “(1) *implement policies and procedures to ensure*  
18 *that homeless children are identified and receive pri-*  
19 *ority for enrollment;*

20 “(2) *allow homeless children to apply to, enroll*  
21 *in, and attend Head Start programs while required*  
22 *documents, such as proof of residency, proof of immu-*  
23 *nization, and other medical records, birth certificates,*  
24 *and other documents, are obtained within a reason-*  
25 *able timeframe; and*

1           “(3) coordinate individual Head Start programs  
2           with efforts to implement subtitle B of title VII of the  
3           McKinney-Vento Homeless Assistance Act (42 U.S.C.  
4           11431 et seq.).

5           “(n) *RULE OF CONSTRUCTION.*—Nothing in this sub-  
6           chapter shall be construed to require a State to establish  
7           a program of early childhood education and care for chil-  
8           dren in the State, to require any child to participate in  
9           a program in order to attend preschool, or to participate  
10          in any initial screening prior to participation in a pro-  
11          gram of early childhood education and care, except as pro-  
12          vided under section 612(a)(3) of the Individuals with Dis-  
13          abilities Education Act (20 U.S.C. 1412(a)(3)) and con-  
14          sistent with section 635(a)(5) of such Act (20 U.S.C.  
15          1435(a)(5)).

16          “(o) *CURRICULA.*—All curricula funded under this  
17          subchapter shall be scientifically based, developmentally  
18          and linguistically based (to the extent practicable), and age  
19          appropriate. The curricula shall reflect all areas of child  
20          development and learning. Parents shall have the oppor-  
21          tunity to examine any such curricula or instructional ma-  
22          terials funded under this subchapter.”.

23       **SEC. 7. DESIGNATION OF HEAD START AGENCIES.**

24          Section 641 of the Head Start Act (42 U.S.C. 9836)  
25          is amended to read as follows:

1 **“SEC. 641. DESIGNATION OF HEAD START AGENCIES.**

2 “(a) *DESIGNATION.*—

3 “(1) *IN GENERAL.*—*The Secretary is authorized*  
4 *to designate as a Head Start agency any local public*  
5 *or private nonprofit or for-profit agency, within a*  
6 *community, including a community-based organiza-*  
7 *tion that—*

8 “(A) *has power and authority to carry out*  
9 *the purpose of this subchapter and perform the*  
10 *functions set forth in section 642 within a com-*  
11 *munity; and*

12 “(B) *is determined to have the capacity to*  
13 *plan, conduct, administer, and evaluate, either*  
14 *directly or by other arrangements, a Head Start*  
15 *program.*

16 “(2) *REQUIRED GOALS FOR DESIGNATION.*—*In*  
17 *order to be designated as a Head Start agency, an en-*  
18 *tity described in paragraph (1) shall—*

19 “(A) *establish program goals for improving*  
20 *the school readiness of children participating in*  
21 *a program under this subchapter, including*  
22 *goals for meeting the performance standards de-*  
23 *scribed in section 641A(a)(1) and shall establish*  
24 *results-based school readiness goals that are*  
25 *aligned with the Head Start Child Outcomes*  
26 *Framework, State early learning standards (as*

1           *appropriate), and requirements and expectations*  
2           *for local public schools; and*

3           “(B) *have a governing body—*

4                   “(i) *with legal and fiscal responsibility*  
5                   *for administering and overseeing programs*  
6                   *under this subchapter;*

7                   “(ii) *that fully participates in the de-*  
8                   *velopment, planning, and evaluation of the*  
9                   *programs to ensure the operation of pro-*  
10                   *grams of high quality;*

11                   “(iii) *that is responsible for ensuring*  
12                   *compliance with Federal laws and regula-*  
13                   *tions, including the performance standards*  
14                   *described in section 641A(a)(1), as well as*  
15                   *applicable State, tribal, and local laws and*  
16                   *regulations, including laws defining the na-*  
17                   *ture and operations of the governing body;*  
18                   *and*

19                   “(iv) *that has procedures to facilitate*  
20                   *meaningful consultation and collaboration*  
21                   *about decisions of the governing body and*  
22                   *the policy council established under para-*  
23                   *graph (3).*

24           “(3) *ESTABLISHMENT OF POLICY COUNCIL UPON*  
25           *DESIGNATION.—Upon receiving designation as a*

1 *Head Start agency, the agency shall establish a policy*  
2 *council that—*

3 *“(A) in accordance with paragraph (5)(C),*  
4 *shall make decisions that influence the character*  
5 *of programs consistent with paragraph (5)(F);*  
6 *and*

7 *“(B) with the governing body, shall estab-*  
8 *lish processes to resolve internal disputes.*

9 *“(4) ELIGIBILITY FOR SUBSEQUENT GRANTS.—*  
10 *In order to receive a grant under this subchapter sub-*  
11 *sequent to the initial grant provided following the*  
12 *date of enactment of the Head Start for School Read-*  
13 *iness Act, an entity described in paragraph (1) shall*  
14 *demonstrate that the entity has met or is making*  
15 *progress toward meeting the goals described in para-*  
16 *graph (2)(A).*

17 *“(5) GOVERNING BODY AND POLICY COUNCIL.—*

18 *“(A) ESTABLISHMENT OF GOVERNING*  
19 *BODY.—Each Head Start agency shall establish*  
20 *a governing body in accordance with paragraph*  
21 *(2)(B).*

22 *“(B) COMPOSITION OF GOVERNING BODY.—*

23 *“(i) IN GENERAL.—The governing body*  
24 *shall be composed as follows:*

1           “(I) Not less than 1 member of the  
2 governing body shall have a back-  
3 ground in fiscal management.

4           “(II) Not less than 1 member of  
5 the governing body shall have a back-  
6 ground in early childhood education  
7 and care.

8           “(III) Not less than 1 member of  
9 the governing body shall be a licensed  
10 attorney familiar with issues that come  
11 before the governing body.

12           “(IV) Additional members shall  
13 reflect the community to be served, and  
14 include parents of children who are  
15 currently, or were formerly, enrolled in  
16 Head Start programs.

17           “(V) In the case in which the gov-  
18 erning body is a part of a Head Start  
19 agency that is a public agency, mem-  
20 bers of the governing body shall include  
21 elected or appointed public officials.

22           “(ii) CONSULTANTS.—In the case that  
23 persons described in clause (i) are not  
24 available to serve as members of the gov-  
25 erning body, the governing body shall make

1           *use of consultants in the areas described in*  
2           *clause (i) to work directly with the gov-*  
3           *erning body.*

4           “(iii) *CONFLICT OF INTEREST.—Members*  
5           *of the governing body shall—*

6                     “(I) *not have a conflict of interest*  
7                     *with the Head Start agency (including*  
8                     *any delegate agency); and*

9                     “(II) *not receive compensation for*  
10                    *the purposes of serving on the gov-*  
11                    *erning body or for providing services to*  
12                    *the Head Start agency.*

13           “(C) *RESPONSIBILITIES OF GOVERNING*  
14           *BODY.—*

15                    “(i) *IN GENERAL.—The governing body*  
16                    *shall be responsible for—*

17                             “(I) *the selection of delegate agen-*  
18                             *cies and such agencies’ service areas;*

19                             “(II) *establishing procedures and*  
20                             *criteria for recruitment, selection, and*  
21                             *enrollment;*

22                             “(III) *all funding applications*  
23                             *and amendments to funding applica-*  
24                             *tions for programs under this sub-*  
25                             *chapter;*

1                   “(IV) establishing procedures and  
2                   guidelines to access and collect the in-  
3                   formation described in paragraph (6);

4                   “(V) review and approval of—

5                   “(aa) the annual self-assess-  
6                   ment, financial audit, and find-  
7                   ings from the Federal monitoring  
8                   review, of the Head Start agency  
9                   (including any delegate agency);  
10                  and

11                  “(bb) such agency’s progress  
12                  in carrying out the programmatic  
13                  and fiscal intent of such agency’s  
14                  grant application;

15                  “(VI) developing procedures for  
16                  how members of the policy council of  
17                  the Head Start agency are selected,  
18                  consistent with subparagraph (E)(ii);

19                  “(VII) financial audits, account-  
20                  ing, and reporting;

21                  “(VIII) personnel policies and  
22                  procedures regarding hiring, termi-  
23                  nation, salary scales (and changes  
24                  made to the scale), and salaries of the  
25                  Executive Director, Head Start Direc-

1           *tor, the Director of Human Resources,*  
2           *the Chief Fiscal Officer, and any*  
3           *equivalent position; and*

4                     *“(IX) review and approval of the*  
5                     *community assessment, including any*  
6                     *updates to such assessment.*

7                     *“(ii) CONDUCT OF RESPONSIBIL-*  
8                     *ITIES.—The governing body shall ensure the*  
9                     *development and approval of an internal*  
10                    *control structure to facilitate those respon-*  
11                    *sibilities in order to—*

12                             *“(I) safeguard Federal funds;*

13                             *“(II) comply with laws and regu-*  
14                             *lations that have an impact on finan-*  
15                             *cial statements;*

16                             *“(III) detect or prevent non-*  
17                             *compliance with this subchapter; and*

18                             *“(IV) receive financial audit re-*  
19                             *ports and direct and monitor staff im-*  
20                             *plementation of corrective actions.*

21                     *“(iii) COMMITTEES.—The governing*  
22                     *body shall, to the extent practicable and ap-*  
23                     *propriate, establish—*

24                             *“(I) advisory committees to over-*  
25                             *see responsibilities related to financial*

1           *auditing and finances of the Head*  
2           *Start agency, as well as compliance*  
3           *with Federal, State, and local laws*  
4           *and regulations; and*

5                     “(II) *at the discretion of the gov-*  
6                     *erning body, additional advisory com-*  
7                     *mittees to study and make rec-*  
8                     *ommendations on areas related to the*  
9                     *improvement of the Head Start pro-*  
10                    *gram.*

11                   “(D) *ESTABLISHMENT OF POLICY COUN-*  
12                    *CIL.—Each Head Start agency shall establish a*  
13                    *policy council in accordance with paragraph (3).*

14                   “(E) *COMPOSITION OF POLICY COUNCIL.—*

15                             “(i) *IN GENERAL.—The policy council*  
16                             *shall consist of—*

17                                     “(I) *parents of children currently*  
18                                     *enrolled in the programs of the Head*  
19                                     *Start agency (including any delegate*  
20                                     *agency), which shall constitute a ma-*  
21                                     *jority of the membership of the policy*  
22                                     *council; and*

23                                     “(II) *members at large of the com-*  
24                                     *munity served by the Head Start agen-*  
25                                     *cy, which may include parents of chil-*

1            *dren previously enrolled in the pro-*  
2            *grams of the Head Start agency (in-*  
3            *cluding any delegate agency).*

4            “(ii) *SELECTION.—Parents serving on*  
5            *the policy council shall be elected by parents*  
6            *of children currently enrolled in the pro-*  
7            *grams of the Head Start agency (including*  
8            *any delegate agency) and shall represent,*  
9            *proportionately, all program options and*  
10           *settings operated by the Head Start agency*  
11           *(including any delegate agency).*

12           “(iii) *CONFLICT OF INTEREST.—Mem-*  
13           *bers of the policy council shall—*

14                      *“(I) not have a conflict of interest*  
15                      *with the Head Start agency (including*  
16                      *any delegate agency); and*

17                      *“(II) not receive compensation for*  
18                      *servicing on the policy council or for*  
19                      *providing services to the Head Start*  
20                      *agency.*

21           “(F) *RESPONSIBILITIES OF POLICY COUN-*  
22           *CIL.—The policy council shall be responsible*  
23           *for—*

24                      *“(i) program planning, including—*

1                   “(I) program design, including  
2                   long and short term program goals, all  
3                   funding applications and amendments  
4                   to funding applications, and objectives  
5                   based on the annual communitywide  
6                   assessment and self-assessment;

7                   “(II) program recruitment, selec-  
8                   tion, and enrollment priorities; and

9                   “(III) budget planning for pro-  
10                  gram expenditures consistent with sub-  
11                  paragraph (C)(i)(VII), including po-  
12                  licies for reimbursement and participa-  
13                  tion in policy council activities;

14                  “(ii) program operation consistent  
15                  with subparagraph (C)(i)(VIII), including  
16                  implementation of standards of conduct for  
17                  program staff, contractors, and volunteers  
18                  and criteria for the employment and dis-  
19                  missal of program staff; and

20                  “(iii) activities to support the active  
21                  involvement of parents in supporting pro-  
22                  gram operations, including policies to en-  
23                  sure that the Head Start program is re-  
24                  sponsive to community and parent needs.

1           “(6) *INFORMATION SHARING.*—*The governing*  
2           *body and the policy council shall share with each*  
3           *other regular and accurate information for use by*  
4           *both entities about program planning, policies, and*  
5           *Head Start agency operations, including—*

6                   “(A) *monthly financial statements (includ-*  
7                   *ing detailed credit card account expenditures for*  
8                   *any employee with a Head Start agency credit*  
9                   *card or who seeks reimbursement for charged ex-*  
10                   *penses);*

11                   “(B) *monthly program information sum-*  
12                   *maries;*

13                   “(C) *program enrollment reports, including*  
14                   *attendance reports for children whose care is*  
15                   *partially subsidized by another public agency;*

16                   “(D) *monthly reports of meals and snacks*  
17                   *provided through programs of the Department of*  
18                   *Agriculture;*

19                   “(E) *the financial audit;*

20                   “(F) *the annual self-assessment, including*  
21                   *any findings related to the annual self-assess-*  
22                   *ment;*

23                   “(G) *the community assessment of the Head*  
24                   *Start agency’s service area and any applicable*  
25                   *updates;*

1                   “(H) communication and guidance from the  
2                   Secretary; and

3                   “(I) the program information reports.

4                   “(7) TRAINING AND TECHNICAL ASSISTANCE.—  
5                   Appropriate training and technical assistance shall  
6                   be provided to the members of the governing body and  
7                   the policy council to ensure that the members under-  
8                   stand the information the members receive and can ef-  
9                   fectively oversee and participate in the programs of  
10                  the Head Start agency.

11                  “(b) COMMUNITIES.—For purposes of this subchapter,  
12                  a community may be a city, county, or multicounty or multi-  
13                  county unit within a State, an Indian reservation (includ-  
14                  ing Indians in any off-reservation area designated by an  
15                  appropriate tribal government in consultation with the Sec-  
16                  retary), or a neighborhood or other area (irrespective of  
17                  boundaries or political subdivisions) that provides a suit-  
18                  able organizational base and possesses the commonality of  
19                  interest needed to operate a Head Start program.

20                  “(c) REDESIGNATION.—

21                  “(1) IN GENERAL.—In administering the provi-  
22                  sions of this section, the Secretary shall, in consulta-  
23                  tion with the Governor of the State involved, redesignate  
24                  as a Head Start agency any Head Start agency  
25                  (including any delegate agency) that is high per-

1 *forming, as determined by meeting each of the fol-*  
2 *lowing criteria:*

3 *“(A) Is receiving assistance under this sub-*  
4 *chapter.*

5 *“(B) Meets or exceeds standards described*  
6 *in section 641A(a)(1) (including program and*  
7 *financial management requirements).*

8 *“(C) Has no unresolved deficiencies, includ-*  
9 *ing having resolved any deficiencies found dur-*  
10 *ing the last triennial review under section*  
11 *641A(c).*

12 *“(D) Can demonstrate, through agreements*  
13 *such as memoranda of understanding, active col-*  
14 *laboration with the State or local community in*  
15 *the provision of services for children (such as the*  
16 *provision of extended day services, education,*  
17 *professional development and training for staff,*  
18 *and other types of cooperative endeavors).*

19 *“(E) Completes and submits the appro-*  
20 *priate reapplication forms as required by the*  
21 *Secretary.*

22 *“(2) LIMITATION.—A Head Start agency with a*  
23 *triennial review under section 641A(c) scheduled not*  
24 *later than 18 months after the date of enactment of*  
25 *the Head Start for School Readiness Act shall not be*

1     *subject to the criteria described in paragraph (1) for*  
2     *that review in order to be redesignated. The Head*  
3     *Start agency shall be subject to the criteria for any*  
4     *subsequent triennial review.*

5     “(d) *DESIGNATION WHEN NO ENTITY IS REDESIG-*  
6     *NATED.—If no entity in a community is redesignated ac-*  
7     *cording to subsection (c), the Secretary shall, after con-*  
8     *ducting an open competition, designate a Head Start agen-*  
9     *cy from among qualified applicants in such community.*

10    “(e) *EFFECTIVENESS.—In selecting from among quali-*  
11    *fied applicants for designation as a Head Start agency, the*  
12    *Secretary shall consider the effectiveness of each such appli-*  
13    *cant to provide Head Start services, based on—*

14           “(1) *any past performance of such applicant in*  
15           *providing services comparable to Head Start services,*  
16           *including how effectively such applicant provided*  
17           *such comparable services;*

18           “(2) *the plan of such applicant to provide com-*  
19           *prehensive health, educational, nutritional, social,*  
20           *and other services needed to aid participating chil-*  
21           *dren in attaining their full potential, and to prepare*  
22           *children to succeed in school;*

23           “(3) *the capacity of such applicant to serve eligi-*  
24           *ble children with programs that use scientifically*

1 *based research that promote school readiness of chil-*  
2 *dren participating in the program;*

3 *“(4) the plan of such applicant to meet stand-*  
4 *ards set forth in section 641A(a)(1), with particular*  
5 *attention to the standards set forth in subparagraphs*  
6 *(A) and (B) of such section;*

7 *“(5) the plan of such applicant to coordinate the*  
8 *Head Start program the applicant proposes to carry*  
9 *out with other preschool programs, including—*

10 *“(A) the Early Reading First and Even*  
11 *Start programs under subparts 2 and 3 of part*  
12 *B of title I of the Elementary and Secondary*  
13 *Education Act of 1965 (20 U.S.C. 6371 et seq.,*  
14 *6381 et seq.);*

15 *“(B) other preschool program under title I*  
16 *of that Act (20 U.S.C. 6301 et seq.);*

17 *“(C) programs under section 619 and part*  
18 *C of the Individuals with Disabilities Education*  
19 *Act (20 U.S.C. 1419, 1431 et seq.);*

20 *“(D) State prekindergarten programs;*

21 *“(E) child care programs;*

22 *“(F) the educational programs that the chil-*  
23 *dren in the Head Start program involved will*  
24 *enter at the age of compulsory school attendance;*  
25 *and*

1           “(G) reading readiness programs such as  
2           those conducted by public and school libraries;

3           “(6) the plan of such applicant to coordinate the  
4           Head Start program that the applicant proposes to  
5           carry out with public and private entities who are  
6           willing to commit resources to assist the Head Start  
7           program in meeting its program needs;

8           “(7) the plan of such applicant to collaborate  
9           with a local library, where available, that is inter-  
10          ested in that collaboration, to—

11          “(A) develop innovative programs to excite  
12          children about the world of books, such as pro-  
13          grams that involve—

14                  “(i) taking children to the library for  
15                  a story hour;

16                  “(ii) promoting the use of library  
17                  cards;

18                  “(iii) developing a lending library or  
19                  using a mobile library van; and

20                  “(iv) providing fresh books in the Head  
21                  Start classroom on a regular basis;

22          “(B) assist in literacy training for Head  
23          Start teachers; and

24          “(C) support parents and other caregivers  
25          in literacy efforts;

1           “(8) *the plan of such applicant—*

2                   “(A) *to facilitate the involvement of parents*  
3                   *of participating children in activities (at home*  
4                   *and in the center involved where practicable) de-*  
5                   *signed to help such parents become full partners*  
6                   *in the education of their children;*

7                   “(B) *to afford such parents the opportunity*  
8                   *to participate in the development and overall*  
9                   *conduct of the program at the local level, includ-*  
10                  *ing through providing transportation costs;*

11                  “(C) *to offer (directly or through referral to*  
12                  *local entities, such as entities carrying out Even*  
13                  *Start programs under subpart 3 of part B of*  
14                  *title I of the Elementary and Secondary Edu-*  
15                  *cation Act of 1965 (20 U.S.C. 6381 et seq.), pub-*  
16                  *lic and school libraries, and entities carrying out*  
17                  *family support programs) to such parents—*

18                           “(i) *family literacy services; and*

19                           “(ii) *parenting skills training;*

20                  “(D) *to offer to parents of participating*  
21                  *children substance abuse counseling (either di-*  
22                  *rectly or through referral to local entities), if*  
23                  *needed, including information on the effect of*  
24                  *drug exposure on infants and fetal alcohol syn-*  
25                  *drome;*

1           “(E) at the option of such applicant, to  
2           offer (directly or through referral to local enti-  
3           ties) to such parents—

4                   “(i) training in basic child develop-  
5                   ment (including cognitive development);

6                   “(ii) assistance in developing literacy  
7                   and communication skills;

8                   “(iii) opportunities to share experi-  
9                   ences with other parents (including parent  
10                  mentor relationships);

11                  “(iv) regular in-home visitation; or

12                  “(v) any other activity designed to help  
13                  such parents become full partners in the  
14                  education of their children;

15           “(F) to provide, with respect to each par-  
16           ticipating family, a family needs assessment that  
17           includes consultation with such parents (includ-  
18           ing foster parents and grandparents, where ap-  
19           plicable) about the benefits of parent involvement  
20           and about the activities described in subpara-  
21           graphs (C), (D), and (E) in which such parents  
22           may choose to become involved (taking into con-  
23           sideration their specific family needs, work  
24           schedules, and other responsibilities); and

1           “(G) to extend outreach to fathers, in ap-  
2           propriate cases, in order to strengthen the role of  
3           fathers in families, in the education of their  
4           young children, and in the Head Start program,  
5           by working directly with fathers and father fig-  
6           ures through activities such as—

7                   “(i) in appropriate cases, including fa-  
8                   thers in home visits and providing opportu-  
9                   nities for direct father-child interactions;  
10                  and

11                   “(ii) targeting increased male partici-  
12                  pation in the conduct of the program;

13           “(9) the ability of such applicant to carry out  
14           the plans described in paragraphs (2), (4), and (5);

15           “(10) other factors related to the requirements of  
16           this subchapter;

17           “(11) the plan of such applicant to meet the  
18           needs of limited English proficient children and their  
19           families, including procedures to identify such chil-  
20           dren, plans to provide trained personnel, and plans  
21           to provide services to assist the children in making  
22           progress toward the acquisition of the English lan-  
23           guage;

24           “(12) the plan of such applicant to meet the  
25           needs of children with disabilities, including proce-

1 *dures to identify such children, procedures for referral*  
2 *of such children for evaluation to State and local*  
3 *agencies providing services under section 619 or part*  
4 *C of the Individuals with Disabilities Education Act*  
5 *(20 U.S.C. 1419, 1431 et seq), and plans for collabo-*  
6 *ration with those State and local agencies;*

7       “(13) *the plan of such applicant who chooses to*  
8 *assist younger siblings of children who will partici-*  
9 *pate in the Head Start program, to obtain health*  
10 *services from other sources;*

11       “(14) *the plan of such applicant to collaborate*  
12 *with other entities providing early childhood edu-*  
13 *cation and care in the community;*

14       “(15) *the plan of such applicant to meet the*  
15 *needs of homeless children and children in foster care,*  
16 *including the transportation needs of such children;*  
17 *and*

18       “(16) *the plan of such applicant to recruit and*  
19 *retain qualified staff.*

20       “(f) *INVOLVEMENT OF PARENTS AND AREA RESI-*  
21 *DENTS.—The Secretary shall continue the practice of in-*  
22 *volving parents and area residents who are affected by pro-*  
23 *grams under this subchapter in the selection of qualified*  
24 *applicants for designation as Head Start agencies.*

1       “(g) *PRIORITY.*—*In selecting from among qualified*  
2 *applicants for designation as a Head Start agency, the Sec-*  
3 *retary shall give priority to applicants that have dem-*  
4 *onstrated capacity in providing effective, comprehensive,*  
5 *and well-coordinated early childhood education and care to*  
6 *children and their families.*

7       “(h) *INTERIM BASIS.*—*If there is not a qualified ap-*  
8 *plicant in a community for designation as a Head Start*  
9 *agency, the Secretary shall designate a qualified agency to*  
10 *carry out the Head Start program in the community on*  
11 *an interim basis until a qualified applicant from the com-*  
12 *munity is so designated.*

13       “(i) *PROHIBITION AGAINST NON-INDIAN HEAD START*  
14 *AGENCY RECEIVING A GRANT FOR AN INDIAN HEAD START*  
15 *PROGRAM.*—

16               “(1) *IN GENERAL.*—*Notwithstanding any other*  
17 *provision of law except as provided in paragraph (2),*  
18 *under no condition may a non-Indian Head Start*  
19 *agency receive a grant to carry out an Indian Head*  
20 *Start program.*

21               “(2) *EXCEPTION.*—*In a community in which*  
22 *there is no Indian Head Start agency available for*  
23 *designation to carry out an Indian Head Start pro-*  
24 *gram, a non-Indian Head Start agency may receive*  
25 *a grant to carry out an Indian Head Start program*

1       *but only until such time as an Indian Head Start*  
2       *agency in such community becomes available and is*  
3       *designated pursuant to this section.”.*

4   **SEC. 8. QUALITY STANDARDS; MONITORING OF HEAD**  
5                   **START AGENCIES AND PROGRAMS.**

6       *Section 641A of the Head Start Act (42 U.S.C. 9836a)*  
7   *is amended—*

8               *(1) in subsection (a)—*

9                   *(A) in paragraph (1)(A), by striking*  
10               *“642(d)” and inserting “642(c)”;*

11               *(B) in paragraph (1)(B)—*

12                   *(i) in clause (i), by striking “education*  
13               *performance standards” and inserting “edu-*  
14               *cational performance standards”; and*

15                   *(ii) by striking clause (ii) and insert-*  
16               *ing the following:*

17               *“(i) additional educational standards*  
18               *based on the recommendations of the National*  
19               *Academy of Sciences panel described in section*  
20               *649(h) and other experts in the field, to ensure*  
21               *that the curriculum involved addresses, and that*  
22               *the children participating in the program show*  
23               *appropriate progress toward developing and ap-*  
24               *plying, the recommended educational outcomes,*

1           *after the panel considers the appropriateness of*  
2           *additional educational standards relating to—*

3                     *“(I) language skills related to listening,*  
4                     *understanding, speaking, and commu-*  
5                     *nicating;*

6                     *“(II) pre-literacy knowledge and skills;*

7                     *“(III) premathematics knowledge and*  
8                     *skills;*

9                     *“(IV) scientific abilities;*

10                    *“(V) general cognitive abilities related*  
11                    *to academic achievement and child develop-*  
12                    *ment;*

13                    *“(VI) social and emotional develop-*  
14                    *ment related to early learning and school*  
15                    *success;*

16                    *“(VII) physical development; and*

17                    *“(VIII) in the case of limited English*  
18                    *proficient children, progress toward acquisi-*  
19                    *tion of the English language (which may*  
20                    *include progress made with linguistically*  
21                    *appropriate instructional services) while*  
22                    *making meaningful progress in attaining*  
23                    *the knowledge, skills, abilities, and develop-*  
24                    *ment described in subclauses (I) through*  
25                    *(VII);”;*

1           (C) in paragraph (1)(D), by striking  
2           “projects; and” and inserting “projects, includ-  
3           ing regulations that require that the facilities  
4           used by Head Start agencies (including Early  
5           Head Start agencies and including any delegate  
6           agencies) for regularly scheduled center-based  
7           and combination program option classroom  
8           activities—

9                   “(i) shall be in compliance with State  
10                   and local requirements concerning licensing  
11                   for such facilities; and

12                   “(ii) shall be accessible by State and  
13                   local authorities for purposes of monitoring  
14                   and ensuring compliance; and”;

15           (D) in paragraph (2)—

16                   (i) in subparagraph (B)—

17                           (I) in clause (i), by striking “the  
18                           date of enactment of this section” and  
19                           inserting “the date of enactment of the  
20                           Head Start for School Readiness Act”;

21                           (II) in clause (ii), by striking  
22                           “the date of enactment of this Act” and  
23                           inserting “the date of enactment of the  
24                           Head Start for School Readiness Act”;

25                           (III) in clause (iii)—

1                   (aa) by striking “early child-  
2                   hood education and development”  
3                   and inserting “early childhood  
4                   education and care”; and

5                   (bb) by inserting “homeless  
6                   children, children in foster care,”  
7                   after “children with disabilities,”;

8                   (IV) in clause (vi), by striking  
9                   “including the language” and all that  
10                  follows and inserting “and the lan-  
11                  guage background and family structure  
12                  of such children, and changes in the  
13                  population and number of such chil-  
14                  dren who are in foster care or are  
15                  homeless children”;

16                  (V) by striking clause (vii) and  
17                  inserting the following:

18                  “(vii) the need for Head Start agencies  
19                  to maintain close and frequent communica-  
20                  tions with parents, including conducting  
21                  periodic meetings to discuss the progress of  
22                  individual children in Head Start pro-  
23                  grams; and

24                  “(viii) the unique challenges faced by  
25                  individual programs, including those pro-

1           *grams that are seasonal or short term and*  
2           *those programs that serve rural popu-*  
3           *lations;”;*

4           *(ii) in subparagraph (C)(ii), by strik-*  
5           *ing “the date of enactment of the Coats*  
6           *Human Services Reauthorization Act of*  
7           *1998.” and inserting “the date of enactment*  
8           *of the Head Start for School Readiness Act;*  
9           *and”;* and

10           *(iii) by adding at the end the fol-*  
11           *lowing:*

12           *“(D) consult with Indian tribes, American*  
13           *Indian and Alaska Native experts in early child-*  
14           *hood education and care, linguists, and the Na-*  
15           *tional Indian Head Start Directors Association*  
16           *on the review and promulgation of standards*  
17           *under this subchapter (including standards for*  
18           *language acquisition and school readiness).”;*

19           *(E) by adding at the end the following:*

20           *“(4) EVALUATIONS AND CORRECTIVE ACTIONS*  
21           *FOR DELEGATE AGENCIES.—*

22           *“(A) PROCEDURES.—*

23           *“(i) IN GENERAL.—Subject to clause*  
24           *(ii), the Head Start agency shall establish*

1                   *procedures relating to its delegate agencies,*  
2                   *including—*

3                   “*(I) procedures for evaluating del-*  
4                   *egate agencies;*

5                   “*(II) procedures for defunding*  
6                   *delegate agencies; and*

7                   “*(III) procedures for appealing a*  
8                   *defunding decision relating to a dele-*  
9                   *gate agency.*

10                  “*(ii) TERMINATION.—The Head Start*  
11                  *agency may not terminate a delegate agen-*  
12                  *cy’s contract or reduce a delegate agency’s*  
13                  *service area without showing cause or dem-*  
14                  *onstrating the cost-effectiveness of such a de-*  
15                  *cision.*

16                  “*(B) EVALUATIONS.—Each Head Start*  
17                  *agency—*

18                   “*(i) shall evaluate its delegate agencies*  
19                   *using the procedures established pursuant to*  
20                   *this section, including subparagraph (A);*  
21                   *and*

22                   “*(ii) shall inform the delegate agencies*  
23                   *of the deficiencies identified through the*  
24                   *evaluation that shall be corrected.*

1           “(C) *REMEDIES TO ENSURE CORRECTIVE*  
2           *ACTIONS.—In the event that the Head Start*  
3           *agency identifies a deficiency for a delegate*  
4           *agency through the evaluation, the Head Start*  
5           *agency shall take action, which may include—*

6                     “(i) *initiating procedures to terminate*  
7                     *the designation of the agency unless the*  
8                     *agency corrects the deficiency;*

9                     “(ii) *conducting monthly monitoring*  
10                    *visits to such delegate agency until all defi-*  
11                    *ciencies are corrected or the Head Start*  
12                    *agency decides to defund such delegate agen-*  
13                    *cy; and*

14                    “(iii) *releasing funds to such delegate*  
15                    *agency—*

16                             “(I) *only as reimbursements, until*  
17                             *all deficiencies are corrected or the*  
18                             *Head Start agency decides to defund*  
19                             *such delegate agency; and*

20                             “(II) *only if there is continuity of*  
21                             *services for children and families.*

22           “(D) *RULE OF CONSTRUCTION.—Nothing in*  
23           *this paragraph shall be construed to impact or*  
24           *obviate the responsibilities of the Secretary with*  
25           *respect to Head Start agencies (including any*

1           *delegate agencies) receiving funding under this*  
2           *subchapter.”;*

3           *(2) in subsection (b)—*

4                 *(A) in paragraph (2)—*

5                         *(i) by striking the paragraph heading*  
6                         *and inserting the following:*

7                         “*(2) CHARACTERISTICS AND USE OF MEAS-*  
8                         *URES.—*”;

9                                 *(ii) in subparagraph (B), by striking*  
10                                “*, not later than July 1, 1999; and*” *and*  
11                                *inserting a semicolon;*

12                               *(iii) in subparagraph (C), by striking*  
13                                *the period and inserting a semicolon;*

14                                *(iv) by striking the flush matter fol-*  
15                                *lowing subparagraph (C); and*

16                                *(v) by adding at the end the following:*

17                                “*(D) measure characteristics that are*  
18                                *strongly predictive (as determined on a scientific*  
19                                *basis) of a child’s school readiness and later per-*  
20                                *formance in school;*

21                                “*(E) be appropriate for the population*  
22                                *served; and*

23                                “*(F) be reviewed not less than every 4*  
24                                *years, based on advances in the science of early*  
25                                *childhood development.*

1 *The performance measures shall be issued by regula-*  
2 *tion and shall include the performance standards and*  
3 *additional educational standards described in sub-*  
4 *paragraphs (A) and (B) of subsection (a)(1).”;*

5 *(B) in paragraph (3)—*

6 *(i) in subparagraph (A), by striking “;*  
7 *and” and inserting a semicolon;*

8 *(ii) in subparagraph (B), by striking*  
9 *the period and inserting “; and”; and*

10 *(iii) by adding at the end the fol-*  
11 *lowing:*

12 *“(C) to enable Head Start agencies to indi-*  
13 *vidualize programs of instruction to better meet*  
14 *the needs of the child involved.”;*

15 *(C) by striking paragraph (4);*

16 *(D) by redesignating paragraph (5) as*  
17 *paragraph (4); and*

18 *(E) by adding at the end the following:*

19 *“(5) RULE OF CONSTRUCTION.—Nothing in this*  
20 *subchapter shall be construed to authorize or permit*  
21 *the Secretary or any employee or contractor of the*  
22 *Department of Health and Human Services to man-*  
23 *date, direct, control, or suggest the selection of a cur-*  
24 *riculum, a program of instruction, or instructional*  
25 *materials, for a Head Start program.”;*

1           (3) *in subsection (c)*—

2                   (A) *in paragraph (1)*—

3                           (i) *by striking subparagraph (C) and*  
4                           *inserting the following:*

5                           “(C) *Unannounced site inspections for*  
6                           *health and safety reasons, as appropriate.*”;

7                           (ii) *by redesignating subparagraph (D)*  
8                           *as subparagraph (E); and*

9                           (iii) *by inserting after subparagraph*  
10                           *(C) the following:*

11                           “(D) *Followup reviews, including—*

12                                   “(i) *prompt return visits as necessary*  
13                                   *for failure to meet 1 or more of the perform-*  
14                                   *ance measures developed by the Secretary*  
15                                   *under subsection (b);*

16                                   “(ii) *a review of agencies and pro-*  
17                                   *grams with citations that include findings*  
18                                   *of deficiencies not later than 6 months after*  
19                                   *the date of such citation; and*

20                                   “(iii) *followup reviews that incorporate*  
21                                   *a monitoring visit without prior notice of*  
22                                   *the visit to the agency or program involved*  
23                                   *or with such limited prior notice as is nec-*  
24                                   *essary to ensure the participation of parents*  
25                                   *and key staff members.*”;

1           (B) by striking paragraph (2) and inserting  
2           the following:

3           “(2) CONDUCT OF REVIEWS.—

4           “(A) IN GENERAL.—The Secretary shall en-  
5           sure that reviews described in paragraph (1)—

6                   “(i) are performed, to the maximum  
7                   extent practicable, by employees of the De-  
8                   partment of Health and Human Services  
9                   who are knowledgeable about Head Start  
10                  programs;

11                   “(ii) are conducted by review teams  
12                   that shall include individuals who are  
13                   knowledgeable about Head Start programs  
14                   and other early childhood education and  
15                   care and, to the maximum extent prac-  
16                   ticable, the diverse (including linguistic and  
17                   cultural) needs of eligible children (includ-  
18                   ing children with disabilities, homeless chil-  
19                   dren, and children in foster care) and lim-  
20                   ited English proficient children and their  
21                   families, and personnel management, finan-  
22                   cial accountability, and systems develop-  
23                   ment and monitoring;

24                   “(iii) include as part of the reviews of  
25                   the programs, a review and assessment of

1            *program effectiveness, including strengths*  
2            *and weaknesses, as measured in accordance*  
3            *with the results-based performance measures*  
4            *developed by the Secretary pursuant to sub-*  
5            *section (b) and with the performance stand-*  
6            *ards established pursuant to subsection*  
7            *(a)(1);*

8            *“(iv) seek information from the com-*  
9            *munities and States where Head Start pro-*  
10           *grams exist about innovative or effective col-*  
11           *laborative efforts, barriers to collaboration,*  
12           *and the efforts of the Head Start agencies to*  
13           *collaborate with the entities providing early*  
14           *childhood education and care in the commu-*  
15           *nity;*

16           *“(v) include as part of the reviews of*  
17           *the programs, a review and assessment of*  
18           *whether the programs are in conformity*  
19           *with the income eligibility requirements*  
20           *under section 645 and regulations promul-*  
21           *gated under such section;*

22           *“(vi) include as part of the reviews of*  
23           *the programs, a review and assessment of*  
24           *whether programs have adequately ad-*  
25           *dressed population and community needs*

1           *(including needs of populations of limited*  
2           *English proficient children and children of*  
3           *migrant or seasonal farmworkers);*

4           “(vii) include as part of the reviews of  
5           the programs, a review and assessment of  
6           whether programs have adequately ad-  
7           dressed the needs of children with disabil-  
8           ities, including whether the agencies in-  
9           volved have met the 10 percent minimum  
10          enrollment requirement specified in section  
11          640(d) and whether the agencies have made  
12          sufficient efforts to collaborate with State  
13          and local agencies providing services under  
14          section 619 or part C of the Individuals  
15          with Disabilities Education Act (20 U.S.C.  
16          1419, 1431 et seq.);

17          “(viii) include as part of the reviews of  
18          the programs, data from the results of peri-  
19          odic child assessments, and a review and  
20          assessment of child outcomes and perform-  
21          ance as they relate to agency-determined  
22          school readiness goals described in section  
23          641(a)(2)(A); and

24          “(ix) in the case of Early Head Start  
25          agencies and programs, are conducted by a

1           *review team that includes individuals who*  
2           *are knowledgeable about the development of*  
3           *infants and toddlers.*

4           “(B) *TRAINING; QUALITY AND CONSIST-*  
5           *ENCY.—The Secretary, from funds available*  
6           *under section 640(a)(2)(D), shall provide peri-*  
7           *odic training for supervisors and members of re-*  
8           *view teams in such topics as program manage-*  
9           *ment and financial audit performance. The Sec-*  
10          *retary shall ensure the quality and consistency*  
11          *across and within regions of reviews and non-*  
12          *compliance and deficiency determinations by*  
13          *conducting periodic interrater reliability*  
14          *checks.”;*

15          (4) *in subsection (d)(1)—*

16                 (A) *in the matter preceding subparagraph*  
17                 (A), *by inserting “or fails to address the com-*  
18                 *munitywide strategic plan and needs assessment*  
19                 *identified in section 640(g)(2)(C),” after “sub-*  
20                 *section (b),”;* and

21                 (B) *in subparagraph (A), by inserting “and*  
22                 *identify the assistance to be provided consistent*  
23                 *with paragraph (3)” after “corrected”;*

24          (5) *in subsection (e), by striking the last sentence*  
25          *and inserting “The information contained in such re-*

1 *port shall be made available to parents with children*  
2 *receiving assistance under this subchapter in an un-*  
3 *derstandable and uniform format, and to the extent*  
4 *practicable, in a language that the parents can un-*  
5 *derstand. Such information shall be made widely*  
6 *available through public means such as distribution*  
7 *through public agencies, and, at a minimum, by post-*  
8 *ing such information on the Internet immediately*  
9 *upon publication.”; and*

10 *(6) by adding at the end the following:*

11 *“(f) SELF-ASSESSMENTS.—*

12 *“(1) IN GENERAL.—Not less frequently than once*  
13 *each program year, with the consultation and partici-*  
14 *ipation of policy councils, and, as applicable, policy*  
15 *committees, and, as appropriate, other community*  
16 *members, each agency receiving funds under this sub-*  
17 *chapter shall conduct a comprehensive self-assessment*  
18 *of the agency’s effectiveness and progress in meeting*  
19 *program goals and objectives and in implementing*  
20 *and complying with performance standards described*  
21 *in subsection (a)(1).*

22 *“(2) REPORT AND IMPROVEMENT PLANS.—*

23 *“(A) REPORT.—An agency conducting a*  
24 *self-assessment shall report the findings of the*  
25 *self-assessment to the relevant policy council, pol-*

1            *icy committee, governing body, and regional of-*  
2            *fice of the Administration for Children and*  
3            *Families of the Department of Health and*  
4            *Human Services. Each self-assessment shall*  
5            *identify areas of strength and weakness.*

6            “(B) *IMPROVEMENT PLAN.—The agency*  
7            *shall develop an improvement plan approved by*  
8            *the governing body of the agency to strengthen*  
9            *any areas identified in the self-assessment as*  
10           *weaknesses or in need of improvement. The agen-*  
11           *cy shall report the areas to the appropriate re-*  
12           *gional office of the Administration for Children*  
13           *and Families.*

14           “(3) *ONGOING MONITORING.—Each Head Start*  
15           *agency (including each Early Head Start agency and*  
16           *including any delegate agency) shall establish and*  
17           *implement procedures for the ongoing monitoring of*  
18           *their Head Start (including Early Head Start) pro-*  
19           *grams, to ensure that the operations of the programs*  
20           *work toward meeting program goals and objectives*  
21           *and Head Start performance standards.*

22           “(4) *TRAINING AND TECHNICAL ASSISTANCE.—*  
23           *Funds may be made available, through section*  
24           *648(d), for training and technical assistance to assist*  
25           *agencies in conducting self-assessments.*

1       “(g) *REDUCTION OF GRANTS AND REDISTRIBUTION OF*  
2 *FUNDS IN CASES OF UNDER-ENROLLMENT.*—

3               “(1) *DEFINITIONS.*—*In this subsection:*

4                       “(A) *ACTUAL ENROLLMENT.*—*The term ‘ac-*  
5 *tual enrollment’ means, with respect to the pro-*  
6 *gram of a Head Start agency, the actual number*  
7 *of children enrolled in such program and re-*  
8 *ported by the agency (as required in paragraph*  
9 *(2)) in a given month.*

10                      “(B) *BASE GRANT.*—*The term ‘base grant’*  
11 *means, with respect to a Head Start agency for*  
12 *a fiscal year, that portion of the grant derived—*

13                               “(i) *from amounts reserved for use in*  
14 *accordance with section 640(a)(2)(A), for a*  
15 *Head Start agency administering an In-*  
16 *Indian Head Start program or migrant or*  
17 *seasonal Head Start program;*

18                               “(ii) *from amounts reserved for pay-*  
19 *ments under section 640(a)(2)(B); or*

20                               “(iii) *from amounts available under*  
21 *section 640(a)(2)(D) or allotted among*  
22 *States under section 640(a)(4).*

23                      “(C) *FUNDED ENROLLMENT.*—*The term*  
24 *‘funded enrollment’ means, with respect to the*  
25 *program of a Head Start agency in a fiscal*

1           *year, the number of children that the agency is*  
2           *funded to serve through a grant for the program*  
3           *during such fiscal year, as indicated in the grant*  
4           *award.*

5           “(2) *ENROLLMENT REPORTING REQUIREMENT*  
6           *FOR CURRENT FISCAL YEAR.—Each entity carrying*  
7           *out a Head Start program shall report on a monthly*  
8           *basis to the Secretary and the relevant Head Start*  
9           *agency—*

10            “(A) *the actual enrollment in such program;*

11            *and*

12            “(B) *if such actual enrollment is less than*  
13            *the funded enrollment, any apparent reason for*  
14            *such enrollment shortfall.*

15           “(3) *SECRETARIAL REVIEW AND PLAN.—The Sec-*  
16           *retary shall—*

17            “(A) *on a semiannual basis, determine*  
18            *which Head Start agencies are operating with*  
19            *an actual enrollment that is less than the funded*  
20            *enrollment based on not less than 4 consecutive*  
21            *months of data;*

22            “(B) *for each such Head Start agency oper-*  
23            *ating a program with an actual enrollment that*  
24            *is less than 95 percent of its funded enrollment,*  
25            *as determined under subparagraph (A), develop,*

1           *in collaboration with such agency, a plan and*  
2           *timetable for reducing or eliminating under-en-*  
3           *rollment taking into consideration—*

4                   “(i) *the quality and extent of the out-*  
5                   *reach, recruitment, and communitywide*  
6                   *needs assessment conducted by such agency;*

7                   “(ii) *changing demographics, mobility*  
8                   *of populations, and the identification of*  
9                   *new underserved low-income populations;*

10                  “(iii) *facilities-related issues that may*  
11                  *impact enrollment;*

12                  “(iv) *the ability to provide full-day*  
13                  *programs, where needed, through funds*  
14                  *made available under this subchapter or*  
15                  *through collaboration with entities carrying*  
16                  *out other preschool or child care programs,*  
17                  *or programs with other funding sources*  
18                  *(where available);*

19                  “(v) *the availability and use by fami-*  
20                  *lies of other preschool and child care options*  
21                  *(including parental care) in the community*  
22                  *served; and*

23                  “(vi) *agency management procedures*  
24                  *that may impact enrollment; and*

1           “(C) *provide timely and ongoing technical*  
2           *assistance to each agency described in subpara-*  
3           *graph (B) for the purpose of implementing the*  
4           *plan described in such subparagraph.*

5           “(4) *IMPLEMENTATION.—Upon receipt of the*  
6           *technical assistance described in paragraph (3)(C), a*  
7           *Head Start agency shall immediately implement the*  
8           *plan described in paragraph (3)(B).*

9           “(5) *SECRETARIAL ACTION FOR CONTINUED*  
10          *UNDER-ENROLLMENT.—If, 1 year after the date of im-*  
11          *plementation of the plan described in paragraph*  
12          *(3)(B), the Head Start agency continues to operate a*  
13          *program at less than funded enrollment, the Secretary*  
14          *shall, where determined appropriate, continue to pro-*  
15          *vide technical assistance to such agency.*

16          “(6) *SECRETARIAL REVIEW AND ADJUSTMENT*  
17          *FOR CHRONIC UNDER-ENROLLMENT.—*

18                 “(A) *IN GENERAL.—If, after receiving tech-*  
19                 *nical assistance and developing and imple-*  
20                 *menting a plan to the extent described in para-*  
21                 *graphs (3), (4), and (5) for 9 months, a Head*  
22                 *Start agency is still operating a program with*  
23                 *an actual enrollment that is less than 95 percent*  
24                 *of its funded enrollment, the Secretary may—*

1           “(i) designate such agency as chron-  
2           ically under-enrolled; and

3           “(ii) recapture, withhold, or reduce the  
4           base grant for the program by a percentage  
5           equal to the percentage difference between  
6           funded enrollment and actual enrollment for  
7           the program for the most recent year in  
8           which the agency is determined to be under-  
9           enrolled under paragraph (3)(A).

10           “(B) WAIVER OR LIMITATION OF REDUC-  
11           TIONS.—If the Secretary, after the implementa-  
12           tion of the plan described in paragraph (3)(B),  
13           finds that—

14           “(i) the causes of the enrollment short-  
15           fall, or a portion of the shortfall, are beyond  
16           the agency’s control (such as serving signifi-  
17           cant numbers of children of migrant or sea-  
18           sonal farmworkers, homeless children, chil-  
19           dren in foster care, or other highly mobile  
20           children);

21           “(ii) the shortfall can reasonably be ex-  
22           pected to be temporary; or

23           “(iii) the number of slots allotted to the  
24           agency is small enough that under-enroll-  
25           ment does not constitute a significant short-

1           *fall, the Secretary may, as appropriate,*  
2           *waive or reduce the percentage recapturing,*  
3           *withholding, or reduction otherwise required*  
4           *by subparagraph (A).*

5           “(C) *PROCEDURAL REQUIREMENTS; EFFEC-*  
6           *TIVE DATE.—The actions taken by the Secretary*  
7           *under this paragraph with respect to a Head*  
8           *Start agency shall take effect 1 day after the date*  
9           *on which—*

10                   “(i) *the time allowed for appeal under*  
11                   *section 646(a) expires without an appeal by*  
12                   *the agency; or*

13                   “(ii) *the action is upheld in an admin-*  
14                   *istrative hearing under section 646.*

15           “(7) *REDISTRIBUTION OF FUNDS.—*

16                   “(A) *IN GENERAL.—The Secretary shall use*  
17                   *amounts recovered from a Head Start agency*  
18                   *through recapturing, withholding, or reduction*  
19                   *under paragraph (6) in a fiscal year—*

20                   “(i) *in the case of a Head Start agency*  
21                   *administering an Indian Head Start pro-*  
22                   *gram or a migrant or seasonal Head Start*  
23                   *program, whose base grant is derived from*  
24                   *amounts specified in paragraph (1)(B)(i),*

1           to redirect funds to 1 or more agencies  
2           that—

3                   “(I) are administering Head  
4                   Start programs serving the same spe-  
5                   cial population; and

6                   “(II) demonstrate that the agen-  
7                   cies will use such redirected funds to  
8                   increase enrollment in their Head  
9                   Start programs in such fiscal year; or

10                  “(ii) in the case of a Head Start agen-  
11                  cy in a State, whose base grant is derived  
12                  from amounts specified in clause (ii) or  
13                  (iii) of paragraph (1)(B), to redirect funds  
14                  to 1 or more agencies that—

15                          “(I) are administering Head  
16                          Start programs in the same State; and

17                          “(II) make the demonstration de-  
18                          scribed in clause (i)(II).

19                  “(B) SPECIAL RULE.—If there is no agency  
20                  located in a State that meets the requirements of  
21                  subclauses (I) and (II) of subparagraph (A)(ii),  
22                  in the case of a Head Start agency described in  
23                  subparagraph (A)(ii), the Secretary shall use  
24                  amounts described in subparagraph (A) to redi-  
25                  rect funds to Head Start agencies located in

1           *other States that make the demonstration de-*  
2           *scribed in subparagraph (A)(i)(II).*

3           “(C) *ADJUSTMENT TO FUNDED ENROLL-*  
4           *MENT.—The Secretary shall adjust as necessary*  
5           *the requirements relating to funded enrollment*  
6           *indicated in the grant agreement of a Head*  
7           *Start agency receiving redistributed amounts*  
8           *under this paragraph.*

9           “(h) *CONTRACT WITH NONPROFIT INTERMEDIARY OR-*  
10          *GANIZATION.—From funds reserved under clause (i) or (ii)*  
11          *of section 640(a)(2)(C) or from whatever other resources the*  
12          *Secretary determines appropriate, in carrying out the pro-*  
13          *visions of this section, the Secretary or a Head Start agency*  
14          *may contract with a nonprofit intermediary organization*  
15          *that—*

16                “(1) *provides evaluations and technical assist-*  
17                *ance to improve overall performance management;*  
18                *and*

19                “(2) *has an exclusive focus of improving the per-*  
20                *formance management and the use of technology in*  
21                *assessing performance and meeting Head Start regu-*  
22                *lations and can provide on-site, hands-on guidance*  
23                *with the implementation of Head Start programs.”.*

1 **SEC. 9. CENTERS OF EXCELLENCE IN EARLY CHILDHOOD.**

2 *The Head Start Act is amended by inserting after sec-*  
3 *tion 641A (42 U.S.C. 9836a) the following:*

4 **“SEC. 641B. CENTERS OF EXCELLENCE IN EARLY CHILD-**  
5 **HOOD.**

6 *“(a) DEFINITION.—In this section, the term ‘center of*  
7 *excellence’ means a Center of Excellence in Early Childhood*  
8 *designated under subsection (b).*

9 *“(b) DESIGNATION AND BONUS GRANTS.—The Sec-*  
10 *retary shall, subject to the availability of funds under this*  
11 *subchapter, including under subsection (f), establish a pro-*  
12 *gram under which the Secretary shall—*

13 *“(1) designate not more than 200 exemplary*  
14 *Head Start agencies (including Early Head Start*  
15 *agencies, Indian Head Start agencies, and migrant*  
16 *and seasonal Head Start agencies) as Centers of Ex-*  
17 *cellence in Early Childhood; and*

18 *“(2) make bonus grants to the centers of excel-*  
19 *lence to carry out the activities described in sub-*  
20 *section (d).*

21 *“(c) APPLICATION AND DESIGNATION.—*

22 *“(1) APPLICATION.—*

23 *“(A) NOMINATION AND SUBMISSION.—*

24 *“(i) IN GENERAL.—To be eligible to re-*  
25 *ceive a designation as a center of excellence*  
26 *under subsection (b), except as provided in*

1           *clause (ii), a Head Start agency in a State*  
2           *shall be nominated by the Governor of the*  
3           *State and shall submit an application to*  
4           *the Secretary at such time, in such manner,*  
5           *and containing such information as the*  
6           *Secretary may require.*

7           “(i) *INDIAN AND MIGRANT AND SEA-*  
8           *SONAL HEAD START PROGRAMS.—In the*  
9           *case of an Indian Head Start agency or a*  
10           *migrant or seasonal Head Start agency, to*  
11           *be eligible to receive a designation as a cen-*  
12           *ter of excellence under subsection (b), such*  
13           *an agency shall be nominated by the head*  
14           *of the appropriate regional office of the De-*  
15           *partment of Health and Human Services*  
16           *and shall submit an application to the Sec-*  
17           *retary in accordance with clause (i).*

18           “(B) *CONTENTS.—At a minimum, the ap-*  
19           *plication shall include—*

20           “(i) *evidence that the Head Start pro-*  
21           *gram carried out by the agency has signifi-*  
22           *cantly improved the school readiness of, and*  
23           *enhanced academic outcomes for, children*  
24           *who have participated in the program;*

1           “(ii) evidence that the program meets  
2           or exceeds performance standards described  
3           in section 641A(a)(1), as evidenced by suc-  
4           cessful completion of programmatic and  
5           monitoring reviews, and has no findings of  
6           deficiencies with respect to such standards;

7           “(iii) evidence that the program is  
8           making progress toward meeting the re-  
9           quirements described in section 648A;

10          “(iv) evidence demonstrating the exist-  
11          ence of a collaborative partnership among  
12          the Head Start agency, the State (or a  
13          State agency), and other providers of early  
14          childhood education and care in the local  
15          community involved;

16          “(v) a nomination letter from the Gov-  
17          ernor, or appropriate regional office, dem-  
18          onstrating the agency’s ability to provide  
19          the coordination, transition, and training  
20          services of the program to be carried out  
21          under the bonus grant involved, including  
22          coordination of activities with State and  
23          local agencies that provide early childhood  
24          education and care to children and families  
25          in the community served by the agency;

1           “(vi) information demonstrating the  
2           existence of a local council for excellence in  
3           early childhood, which shall include rep-  
4           resentatives of all the institutions, agencies,  
5           and groups involved in the work of the cen-  
6           ter for, and the local provision of services  
7           to, eligible children and other at-risk chil-  
8           dren, and their families; and

9           “(vii) a description of how the Center,  
10          in order to expand accessibility and con-  
11          tinuity of quality early childhood education  
12          and care, will coordinate activities assisted  
13          under this section with—

14               “(I) programs carried out under  
15               the Child Care and Development Block  
16               Grant Act of 1990 (42 U.S.C. 9858 et  
17               seq.);

18               “(II) other programs carried out  
19               under this subchapter, including the  
20               Early Head Start programs carried  
21               out under section 645A;

22               “(III)(aa) Early Reading First  
23               and Even Start programs carried out  
24               under subparts 2 and 3 of part B of  
25               title I of the Elementary and Sec-

1                    *ondary Education Act of 1965 (20*  
2                    *U.S.C. 6371 et seq., 6381 et seq.);*

3                    *“(bb) other preschool programs*  
4                    *carried out under title I of that Act*  
5                    *(20 U.S.C. 6301 et seq.); and*

6                    *“(cc) the Ready-to-Learn Tele-*  
7                    *vision program carried out under sub-*  
8                    *part 3 of part D of title II of that Act*  
9                    *(20 U.S.C. 6775 et seq.);*

10                    *“(IV) programs carried out under*  
11                    *section 619 and part C of the Individ-*  
12                    *uals with Disabilities Education Act*  
13                    *(20 U.S.C. 1419, 1431 et seq.);*

14                    *“(V) State prekindergarten pro-*  
15                    *grams; and*

16                    *“(VI) other programs of early*  
17                    *childhood education and care.*

18                    *“(2) SELECTION.—In selecting agencies to des-*  
19                    *ignate as centers of excellence under subsection (b),*  
20                    *the Secretary shall designate not less than 1 from*  
21                    *each of the 50 States, the District of Columbia, an In-*  
22                    *Indian Head Start program, a migrant or seasonal*  
23                    *Head Start program, and the Commonwealth of*  
24                    *Puerto Rico.*

1           “(3) *PRIORITY.*—*In making bonus grant deter-*  
2           *minations under this section, the Secretary shall give*  
3           *priority to programs that, through their applications,*  
4           *demonstrate that they are of exceptional quality and*  
5           *would serve as exemplary models for programs in the*  
6           *same geographic region. The Secretary may also con-*  
7           *sider the populations served by the applicants, such*  
8           *as programs that serve large proportions of families*  
9           *of limited English proficient children or other under-*  
10           *served populations, and may make bonus grants to*  
11           *programs that do an exceptional job meeting the needs*  
12           *of children in such populations.*

13           “(4) *TERM OF DESIGNATION.*—

14           “(A) *IN GENERAL.*—*Subject to subpara-*  
15           *graph (B), the Secretary shall designate a Head*  
16           *Start agency as a center of excellence for a 5-*  
17           *year term. During the period of that designation,*  
18           *subject to the availability of appropriations, the*  
19           *agency shall be eligible to receive a bonus grant*  
20           *under subsection (b).*

21           “(B) *REVOCATION.*—*The Secretary may re-*  
22           *voke an agency’s designation under subsection*  
23           *(b) if the Secretary determines that the agency is*  
24           *not demonstrating adequate performance or has*

1           *had findings of deficiencies described in para-*  
2           *graph (1)(B)(ii).*

3           “(5) *AMOUNT OF BONUS GRANT.*—*The Secretary*  
4           *shall base the amount of funding provided through a*  
5           *bonus grant made under subsection (b) to a center of*  
6           *excellence on the number of children eligible for Head*  
7           *Start services in the community involved. The Sec-*  
8           *retary shall, subject to the availability of funding,*  
9           *make such a bonus grant in an amount of not less*  
10          *than \$200,000 per year.*

11          “(d) *USE OF FUNDS.*—

12           “(1) *ACTIVITIES.*—*A center of excellence that re-*  
13          *ceives a bonus grant under subsection (b)—*

14           “(A) *shall use the funds made available*  
15          *through the bonus grant to model and dissemi-*  
16          *nate, to other Head Start centers in the State in-*  
17          *volved, best practices for achieving early aca-*  
18          *demic success, including—*

19           “(i) *best practices for achieving school*  
20          *readiness and developing pre-literacy and*  
21          *premathematics skills for at-risk children*  
22          *and achieving the acquisition of the English*  
23          *language for limited English proficient chil-*  
24          *dren; and*

1                   “(i) best practices for providing seam-  
2                   less service delivery for eligible children and  
3                   their families;

4                   “(B) may use the funds made available  
5                   through the bonus grant—

6                   “(i) to provide Head Start services to  
7                   additional eligible children;

8                   “(ii) to better meet the needs of work-  
9                   ing families in the community served by the  
10                  center by serving more children in existing  
11                  Early Head Start programs (existing as of  
12                  the date the center is designated under this  
13                  section) or in full-working-day, full cal-  
14                  endar year Head Start programs;

15                  “(iii) to further coordinate early child-  
16                  hood education and care and social services  
17                  available in the community served by the  
18                  center for at-risk children (birth through  
19                  age 8), their families, and pregnant women;

20                  “(iv) to provide training and cross  
21                  training for Head Start teachers and staff,  
22                  child care providers, public and private  
23                  preschool and elementary school teachers,  
24                  and other providers of early childhood edu-

1            *cation and care, and training and cross*  
2            *training to develop agency leaders;*

3                   *“(v) to provide effective transitions be-*  
4            *tween Head Start programs and elementary*  
5            *school, to facilitate ongoing communication*  
6            *between Head Start and elementary school*  
7            *teachers concerning children receiving Head*  
8            *Start services, and to provide training and*  
9            *technical assistance to providers who are*  
10           *public elementary school teachers and other*  
11           *staff of local educational agencies, child care*  
12           *providers, family service providers, and*  
13           *other providers of early childhood education*  
14           *and care, to help the providers described in*  
15           *this clause increase their ability to work*  
16           *with low-income, at-risk children and their*  
17           *families;*

18                  *“(vi) to develop or maintain partner-*  
19           *ships with institutions of higher education*  
20           *and nonprofit organizations, including*  
21           *community-based organizations, that re-*  
22           *cruit, train, place, and support college stu-*  
23           *dents to serve as mentors and reading part-*  
24           *ners to preschool children in Head Start*  
25           *programs; and*

1                   “(vii) to carry out other activities de-  
2                   termined by the center to improve the over-  
3                   all quality of the Head Start program car-  
4                   ried out by the agency and the program  
5                   carried out under the bonus grant involved.

6                   “(2) INVOLVEMENT OF OTHER HEAD START  
7                   AGENCIES AND PROVIDERS.—A center that receives a  
8                   bonus grant under subsection (b), in carrying out ac-  
9                   tivities under this subsection, shall work with the cen-  
10                  ter’s delegate agencies and several additional Head  
11                  Start agencies (especially agencies that are low-per-  
12                  forming on the performance standards described in  
13                  section 641A(a)(1)), and other providers of early  
14                  childhood education and care in the community in-  
15                  volved, to encourage the agencies and providers de-  
16                  scribed in this paragraph to carry out model pro-  
17                  grams.

18                  “(e) RESEARCH AND REPORTS.—

19                  “(1) RESEARCH.—The Secretary shall, subject to  
20                  the availability of funds to carry out this subsection,  
21                  award a grant or contract to an independent organi-  
22                  zation to conduct research on the ability of the centers  
23                  of excellence to improve the school readiness of chil-  
24                  dren receiving Head Start services, and to positively  
25                  impact school results in the earliest grades. The orga-

1     nization shall also conduct research to measure the  
2     success of the centers of excellence at encouraging the  
3     center's delegate agencies, additional Head Start  
4     agencies, and other providers of early childhood edu-  
5     cation and care in the communities involved to meet  
6     measurable improvement goals, particularly in the  
7     area of school readiness.

8             “(2) *REPORT.*—Not later than 48 months after  
9     the date of enactment of the Head Start for School  
10    *Readiness Act*, the organization shall prepare and  
11    submit to the Secretary and Congress a report con-  
12    taining the results of the research described in para-  
13    graph (1).

14            “(f) *AUTHORIZATION OF APPROPRIATIONS.*—There are  
15    authorized to be appropriated for each of fiscal years 2008  
16    through 2012—

17             “(1) \$90,000,000 to make bonus grants to centers  
18     of excellence under subsection (b) to carry out activi-  
19     ties described in subsection (d);

20             “(2) \$500,000 to pay for the administrative costs  
21     of the Secretary in carrying out this section; and

22             “(3) \$2,000,000 for research activities described  
23     in subsection (e).”.

1 **SEC. 10. POWERS AND FUNCTIONS OF HEAD START AGEN-**  
2 **CIES.**

3 *Section 642 of the Head Start Act (42 U.S.C. 9837)*  
4 *is amended—*

5 *(1) by striking all that precedes “In order” the*  
6 *first place it appears and inserting the following:*

7 **“SEC. 642. POWERS AND FUNCTIONS OF HEAD START AGEN-**  
8 **CIES.**

9 *“(a) IN GENERAL.—”; and*

10 *(2) by striking subsections (b) through (e) and*  
11 *inserting the following:*

12 *“(b) ADDITIONAL REQUIREMENTS.—In order to be des-*  
13 *ignated as a Head Start agency under this subchapter, a*  
14 *Head Start agency shall also—*

15 *“(1) establish a program with all standards set*  
16 *forth in section 641A(a)(1), with particular attention*  
17 *to the standards set forth in subparagraphs (A) and*  
18 *(B) of such section;*

19 *“(2) demonstrate the capacity to serve eligible*  
20 *children with scientifically based curricula and other*  
21 *interventions and support services that help promote*  
22 *the school readiness of children participating in the*  
23 *program;*

24 *“(3) establish effective procedures and provide for*  
25 *the regular assessment of Head Start children, includ-*

1 *ing observational and direct formal assessment, where*  
2 *appropriate;*

3 *“(4) establish effective procedures, for deter-*  
4 *mining the needs of children, that include high qual-*  
5 *ity research based developmental screening tools that*  
6 *have been demonstrated to be valid, reliable, and ac-*  
7 *curate for children from a range of backgrounds;*

8 *“(5) establish effective procedures for timely re-*  
9 *ferral of children with disabilities to State and local*  
10 *agencies providing services under section 619 and*  
11 *part C of the Individuals with Disabilities Education*  
12 *Act (20 U.S.C. 1419, 1431 et seq.), and collaboration*  
13 *with those agencies;*

14 *“(6) establish effective procedures for providing*  
15 *necessary services to children with disabilities prior*  
16 *to an eligibility determination by the State or local*  
17 *agency responsible for providing services under sec-*  
18 *tion 619 or part C of such Act;*

19 *“(7) require each delegate agency to create a pol-*  
20 *icy committee, which shall—*

21 *“(A) be comprised of members of the com-*  
22 *munity to be served, including parents of chil-*  
23 *dren who are currently enrolled in the Head*  
24 *Start programs of the Head Start agency; and*

1           “(B) serve in an advisory capacity to the  
2           delegate agency, to make decisions and rec-  
3           ommendations regarding program planning and  
4           operation and parental involvement.

5           “(8) seek the involvement of parents, area resi-  
6           dents, and local business in the design and implemen-  
7           tation of the program;

8           “(9) provide for the regular participation of par-  
9           ents and area residents in the implementation of the  
10          program;

11          “(10) provide technical and other support needed  
12          to enable such parents and area residents to secure,  
13          on their own behalf, available assistance from public  
14          and private sources;

15          “(11) establish effective procedures to carry out  
16          subparagraphs (A) and (B) of section 641(f)(8);

17          “(12) conduct outreach to schools in which Head  
18          Start children will enroll, local educational agencies,  
19          the local business community, community-based orga-  
20          nizations, faith-based organizations, museums, and li-  
21          braries to generate support and leverage the resources  
22          of the entire local community in order to improve  
23          school readiness;

24          “(13) establish effective procedures to carry out  
25          section 641(f)(8)(C);

1           “(14) establish effective procedures to carry out  
2           section 641(f)(8)(D);

3           “(15) establish effective procedures to carry out  
4           section 641(f)(8)(E);

5           “(16) establish effective procedures to carry out  
6           section 641(f)(8)(F);

7           “(17) consider providing services to assist young-  
8           er siblings of children participating in its Head Start  
9           program, to obtain health services from other sources;

10          “(18) perform community outreach to encourage  
11          individuals previously unaffiliated with Head Start  
12          programs to participate in its Head Start program  
13          as volunteers;

14          “(19)(A) inform custodial parents in single-par-  
15          ent families that participate in programs, activities,  
16          or services carried out or provided under this sub-  
17          chapter about the availability of child support serv-  
18          ices for purposes of establishing paternity and acquir-  
19          ing child support; and

20          “(B) refer eligible parents to the child support  
21          offices of State and local governments;

22          “(20) provide parents of limited English pro-  
23          ficient children outreach and information in an un-  
24          derstandable and uniform format and, to the extent

1     *practicable, in a language that the parents can un-*  
 2     *derstand; and*

3             *“(21) at the option of such agency, partner with*  
 4     *an institution of higher education and a nonprofit or-*  
 5     *ganization to provide college students with the oppor-*  
 6     *tunity to serve as mentors or reading partners to*  
 7     *Head Start participants.*

8     “(c) *TRANSITION ACTIVITIES TO FACILITATE CONTIN-*  
 9     *UED PROGRESS.—*

10            *“(1) IN GENERAL.—Each Head Start agency*  
 11     *shall collaborate with the entities listed in this sub-*  
 12     *section, to the maximum extent possible, to ensure the*  
 13     *successful transition of Head Start children to school,*  
 14     *so that such children are able to build upon the devel-*  
 15     *opmental and educational gains achieved in Head*  
 16     *Start programs in further schooling.*

17            “(2) *COORDINATION.—*

18            “(A) *LOCAL EDUCATIONAL AGENCY.—In*  
 19     *communities where both public prekindergarten*  
 20     *programs and Head Start programs operate, a*  
 21     *Head Start agency shall collaborate and coordi-*  
 22     *nate activities with the local educational agency*  
 23     *or other public agency responsible for the oper-*  
 24     *ation of the prekindergarten program and pro-*

1            *viders of prekindergarten, including outreach ac-*  
2            *tivities to identify eligible children.*

3            “(B) *ELEMENTARY SCHOOLS.*—*Head Start*  
4            *staff shall, with the permission of the parents of*  
5            *children enrolled in Head Start programs, regu-*  
6            *larly communicate with the elementary schools*  
7            *such children will be attending to—*

8                    *“(i) share information about such chil-*  
9                    *dren;*

10                    *“(ii) collaborate with the teachers in*  
11                    *such elementary schools regarding teaching*  
12                    *strategies and options; and*

13                    *“(iii) ensure a smooth transition to el-*  
14                    *ementary school for such children.*

15            “(C) *OTHER PROGRAMS.*—*The head of each*  
16            *Head Start agency shall coordinate activities*  
17            *and collaborate with the State agency responsible*  
18            *for administering the State program carried out*  
19            *under the Child Care and Development Block*  
20            *Grant Act of 1990 (42 U.S.C. 9858 et seq.), other*  
21            *entities providing early childhood education and*  
22            *care, and the agencies responsible for admin-*  
23            *istering section 106 of the Child Abuse Preven-*  
24            *tion and Treatment Act (42 U.S.C. 5106a),*  
25            *parts B and E of title IV of the Social Security*

1           *Act (42 U.S.C. 621 et seq. and 670 et seq.), pro-*  
2           *grams under subtitle B of title VII of the McKin-*  
3           *ney-Vento Homeless Assistance Act (42 U.S.C.*  
4           *11431 et seq.), Even Start programs under sub-*  
5           *part 3 of part B of title I of the Elementary and*  
6           *Secondary Education Act of 1965 (20 U.S.C.*  
7           *6381 et seq.), and programs under section 619*  
8           *and part C of the Individuals with Disabilities*  
9           *Education Act (20 U.S.C. 1419, 1431 et seq.),*  
10          *servicing the children and families served by the*  
11          *Head Start agency.*

12           “(3) *COLLABORATION.*—*A Head Start agency*  
13          *shall take steps to coordinate activities with the local*  
14          *educational agency serving the community involved*  
15          *and with schools in which children participating in*  
16          *a Head Start program operated by such agency will*  
17          *enroll following such program, including—*

18                   “(A) *collaborating on the shared use of*  
19                   *transportation and facilities, in appropriate*  
20                   *cases;*

21                   “(B) *collaborating to reduce the duplication*  
22                   *of services while increasing the program partici-*  
23                   *pation of underserved populations of eligible*  
24                   *children; and*

1           “(C) exchanging information on the provi-  
2           sion of noneducational services to such children.

3           “(4) PARENTAL INVOLVEMENT.—In order to pro-  
4           mote the continued involvement of the parents of chil-  
5           dren that participate in Head Start programs in the  
6           education of their children, the Head Start agency  
7           shall—

8           “(A) provide training to the parents—

9                   “(i) to inform the parents about their  
10                   rights and responsibilities concerning the  
11                   education of their children; and

12                   “(ii) to enable the parents, upon the  
13                   transition of their children to school—

14                           “(I) to understand and work with  
15                           schools in order to communicate with  
16                           teachers and other school personnel;

17                           “(II) to support the schoolwork of  
18                           their children; and

19                           “(III) to participate as appro-  
20                           priate in decisions relating to the edu-  
21                           cation of their children; and

22           “(B) take other actions, as appropriate and  
23           feasible, to support the active involvement of the  
24           parents with schools, school personnel, and  
25           school-related organizations.

1       “(d) *ASSESSMENT OR EVALUATION.*—*Each Head*  
 2 *Start agency shall adopt, in consultation with experts in*  
 3 *child development and with classroom teachers, an assess-*  
 4 *ment or evaluation to measure whether classroom teachers*  
 5 *have mastered the functions described in section 648A(a)(1)*  
 6 *and have attained a level of literacy appropriate to imple-*  
 7 *ment Head Start curricula.*

8       “(e) *FUNDED ENROLLMENT; WAITING LIST.*—*Each*  
 9 *Head Start agency shall enroll 100 percent of its funded*  
 10 *enrollment and maintain an active waiting list at all times*  
 11 *with ongoing outreach to the community and activities to*  
 12 *identify underserved populations.*

13       “(f) *TECHNICAL ASSISTANCE AND TRAINING PLAN.*—  
 14 *In order to receive funds under this subchapter, a Head*  
 15 *Start agency shall develop an annual technical assistance*  
 16 *and training plan. Such plan shall be based on the agency’s*  
 17 *self-assessment, the communitywide needs assessment, and*  
 18 *the needs of parents to be served by such agency.”.*

19 **SEC. 11. HEAD START TRANSITION.**

20       *Section 642A of the Head Start Act (42 U.S.C. 9837a)*  
 21 *is amended to read as follows:*

22 **“SEC. 642A. HEAD START TRANSITION AND ALIGNMENT**  
 23 **WITH K-12 EDUCATION.**

24       “(a) *IN GENERAL.*—*Each Head Start agency shall*  
 25 *take steps to coordinate activities with the local educational*

1 *agency serving the community involved and with schools*  
2 *in which children participating in a Head Start program*  
3 *operated by such agency will enroll following such program,*  
4 *which may include—*

5           “(1) *developing and implementing a systematic*  
6 *procedure for transferring, with parental consent,*  
7 *Head Start program records for each participating*  
8 *child to the school in which such child will enroll;*

9           “(2) *establishing ongoing channels of commu-*  
10 *nication between Head Start staff and their counter-*  
11 *parts in the schools (including, as appropriate, teach-*  
12 *ers, social workers, health staff, and local educational*  
13 *agency liaisons designated under section*  
14 *722(g)(1)(J)(ii) of the McKinney-Vento Homeless As-*  
15 *sistance Act (42 U.S.C. 11432(g)(1)(J)(ii)) to—*

16           “(A) *facilitate coordination of programs;*

17           “(B) *develop continuity of developmentally*  
18 *appropriate curricular objectives and practices,*  
19 *in order to ensure an effective transition to*  
20 *school and appropriate shared expectations for*  
21 *the learning and development of children as they*  
22 *make the transition to school; and*

23           “(C) *provide appropriate linkages between*  
24 *the Head Start program and educational serv-*  
25 *ices, including services related to language, lit-*

1           eracy, and numeracy, provided by such local  
2           educational agency;

3           “(3) establishing comprehensive transition poli-  
4           cies and procedures that support children  
5           transitioning to school, including by engaging the  
6           local education agency in the establishment of such  
7           policies;

8           “(4) conducting outreach to parents, elementary  
9           school (such as kindergarten) teachers, and Head  
10          Start teachers to discuss the educational, develop-  
11          mental, and other needs of individual children;

12          “(5) organizing and participating in joint train-  
13          ing, including transition-related training of school  
14          staff and Head Start staff;

15          “(6) developing and implementing a family out-  
16          reach and support program, in cooperation with enti-  
17          ties carrying out parental involvement efforts under  
18          title I of the Elementary and Secondary Education  
19          Act of 1965 (20 U.S.C. 6301 et seq.), and family out-  
20          reach and support efforts under subtitle B of title VII  
21          of the McKinney-Vento Homeless Assistance Act (42  
22          U.S.C. 11431 et seq.), taking into consideration the  
23          language needs of parents of limited English pro-  
24          ficient children;

1           “(7) *assisting families, administrators, and*  
2 *teachers in enhancing educational and developmental*  
3 *continuity and continuity of parental involvement in*  
4 *activities between Head Start services and elementary*  
5 *school classes;*

6           “(8) *helping parents understand the importance*  
7 *of parental involvement in a child’s academic success*  
8 *while teaching the parents strategies for maintaining*  
9 *parental involvement as their child moves from the*  
10 *Head Start program to elementary school;*

11           “(9) *helping parents understand the instruc-*  
12 *tional and other services provided by the school in*  
13 *which their child will enroll after participation in the*  
14 *Head Start program; and*

15           “(10) *coordinating activities and collaborating*  
16 *to ensure that curricula used in the Head Start pro-*  
17 *gram are aligned with the Head Start Child Out-*  
18 *comes Framework and, as appropriate, State early*  
19 *learning standards, with regard to cognitive develop-*  
20 *ment (including language, pre-literacy, and*  
21 *premathematics competencies), and social, emotional,*  
22 *and physical competencies that children entering kin-*  
23 *dergarten are expected to demonstrate.*

24           “(b) *CONSTRUCTION.—In this section, a reference to*  
25 *a Head Start agency, or its program, services, facility, or*

1 *personnel, shall not be construed to be a reference to an*  
2 *Early Head Start agency, or its program, services, facility,*  
3 *or personnel.”.*

4 **SEC. 12. SUBMISSION OF PLANS TO GOVERNORS.**

5 *Section 643 of the Head Start Act (42 U.S.C. 9838)*  
6 *is amended—*

7 *(1) in the first sentence—*

8 *(A) by striking “chief executive officer” and*  
9 *inserting “Governor”; and*

10 *(B) by striking “45” and inserting “30”;*

11 *(2) in the last sentence, by striking “, however,”;*

12 *and*

13 *(3) by adding at the end the following: “This sec-*  
14 *tion shall not apply to contracts, agreements, grants,*  
15 *loans, or other assistance for Indian Head Start pro-*  
16 *grams and migrant and seasonal Head Start pro-*  
17 *grams.”.*

18 **SEC. 13. COSTS OF DEVELOPING AND ADMINISTERING A**  
19 **PROGRAM.**

20 *Section 644(b) of the Head Start Act (42 U.S.C.*  
21 *9839(b)) is amended—*

22 *(1) by striking “Except” and inserting “(1) Ex-*  
23 *cept”; and*

24 *(2) by adding at the end the following:*

1       “(2)(A) *The limitation prescribed by paragraph (1)*  
2 *shall not prohibit a Head Start agency from expending an*  
3 *amount in excess of allowable direct costs associated with*  
4 *developing and administering a program assisted under*  
5 *this subchapter, if—*

6               “(i) *the agency submits an application for a*  
7 *grant year containing an assurance that—*

8                       “(I) *the agency will serve a greater percent-*  
9 *age of children in the community involved than*  
10 *were served in the preceding grant year; and*

11                       “(II) *the agency will not diminish services*  
12 *provided to currently enrolled children (as of the*  
13 *date of the application), including the number of*  
14 *hours and days such services are provided;*

15               “(ii) *any such excess amount does not exceed 5*  
16 *percent of the total costs, including the required non-*  
17 *Federal contributions to such costs, of such program;*  
18 *and*

19               “(iii) *in the event that the applicant applies to*  
20 *expend any such excess amount in a subsequent grant*  
21 *year, the applicant continues to serve the same num-*  
22 *ber of children as proposed in the initial application*  
23 *submitted under this paragraph and accomplishes,*  
24 *relative to the prior Head Start agency, at least 3 of*  
25 *the 5 improved outcomes.*

1       “(B) In subparagraph (A), the term ‘improved out-  
2 come’ means—

3               “(i) an increase in average teacher salary;

4               “(ii) an increase in the number of qualified  
5 teachers;

6               “(iii) a significant increase in the number of  
7 children who receive full-day Head Start services;

8               “(iv) a decrease in the caseload for family work-  
9 ers; or

10              “(v) an increase in transportation options for  
11 families.

12       “(C) The Secretary shall approve not more than 10  
13 applications described in subparagraph (A) for a fiscal  
14 year, and to the extent practicable shall ensure participa-  
15 tion under this paragraph of a diverse group of Head Start  
16 agencies, including public, private nonprofit, and for-profit  
17 agencies operating Head Start programs.”.

18 **SEC. 14. PARTICIPATION IN HEAD START PROGRAMS.**

19       Section 645 of the Head Start Act (42 U.S.C. 9840)  
20 is amended—

21               (1) in subsection (a)—

22                       (A) in paragraph (1)—

23                               (i) in subparagraph (A)—

24                                       (I) by inserting “130 percent of”  
25 after “below”; and

1                   (II) by striking “and” at the end;

2                   (ii) by redesignating subparagraph (B)

3                   as subparagraph (C);

4                   (iii) by inserting after subparagraph

5                   (A) the following:

6                   “(B) that the Head Start agencies involved make

7                   efforts to ensure that the programs serve children from

8                   families with incomes below the poverty line prior to

9                   serving other income-eligible children; and”;

10                  (iv) in the flush matter at the end, by

11                  adding at the end the following: “A home-

12                  less child shall be deemed eligible for Head

13                  Start services.”; and

14                  (B) by adding at the end the following:

15                  “(3)(A) In this paragraph:

16                  “(i) The term ‘dependent’ has the meaning given

17                  the term in paragraphs (2)(A) and (4)(A)(i) of sec-

18                  tion 401(a) of title 37, United States Code.

19                  “(ii) The terms ‘member’ and ‘uniformed serv-

20                  ices’ have the meanings given the terms in para-

21                  graphs (23) and (3), respectively, of section 101 of

22                  title 37, United States Code.

23                  “(B) The following amounts of pay and allowance of

24                  a member of the uniformed services shall not be considered

25                  to be income for purposes of determining the eligibility of

1 *a dependent of such member for programs funded under this*  
2 *subchapter:*

3           “(i) *The amount of any special pay payable*  
4 *under section 310 of title 37, United States Code, re-*  
5 *lating to duty subject to hostile fire or imminent dan-*  
6 *ger.*

7           “(ii) *The amount of basic allowance payable*  
8 *under section 403 of such title, including any such*  
9 *amount that is provided on behalf of the member for*  
10 *housing that is acquired or constructed under the al-*  
11 *ternative authority for the acquisition and improve-*  
12 *ment of military housing under subchapter IV of*  
13 *chapter 169 of title 10, United States Code, or any*  
14 *other related provision of law.*

15           “(4) *After demonstrating a need through a com-*  
16 *munitywide needs assessment, a Head Start agency may*  
17 *apply to the Secretary to convert part-day sessions, particu-*  
18 *larly consecutive part-day sessions, into full-day sessions.*

19           “(5)(A) *Consistent with a communitywide needs as-*  
20 *essment, a Head Start agency may apply to the Secretary*  
21 *to serve additional infants and toddlers if the agency sub-*  
22 *mits an application to the Secretary containing—*

23           “(i) *a description of how the needs of pregnant*  
24 *women, infants, and toddlers will be addressed in ac-*  
25 *cordance with section 645A(b), and with regulations*

1       *prescribed by the Secretary pursuant to section 641A*  
2       *in areas including the agency’s approach to child de-*  
3       *velopment and provision of health services, approach*  
4       *to family and community partnerships, and approach*  
5       *to program design and management;*

6               *“(ii) a description of how the needs of eligible*  
7       *Head Start children are being and will be served;*

8               *“(iii) assurances that the agency will participate*  
9       *in technical assistance activities (including a plan-*  
10       *ning period, start-up site visits, and national train-*  
11       *ing activities) in the same manner as recipients of*  
12       *grants under section 645A; and*

13               *“(iv) evidence that the agency meets the same eli-*  
14       *gibility criteria as recipients of grants under section*  
15       *645A.*

16               *“(B) In approving such applications, the Secretary*  
17       *shall take into account the costs of serving persons under*  
18       *section 645A.*

19               *“(C) Any Head Start agency designated under this*  
20       *section and permitted to use grant funds under subpara-*  
21       *graph (A) to serve additional infants and toddlers shall be*  
22       *considered to be an Early Head Start agency and shall be*  
23       *subject to the same rules, regulations, and conditions as*  
24       *apply to recipients of grants under section 645A for those*  
25       *grant funds.”; and*

1           (2) *in the first sentence of subsection (c), by*  
2           *striking “(age 3 to compulsory school attendance)”*  
3           *and inserting “(other than children eligible for an*  
4           *Early Head Start program)”*; and

5           (3) *in subsection (d), by adding at the end the*  
6           *following:*

7           “(4) *Notwithstanding any other provision of this Act,*  
8           *an Indian tribe that operates both an Early Head Start*  
9           *program under section 645A and a Head Start program*  
10           *may, at its discretion, at any time during the grant period*  
11           *involved, reallocate funds between the Early Head Start*  
12           *program and the Head Start program in order to address*  
13           *fluctuations in client population, including pregnant*  
14           *women and children birth to compulsory school age. The*  
15           *reallocation of such funds between programs by an Indian*  
16           *tribe shall not serve as the basis for the Secretary to reduce*  
17           *a base grant (as defined in section 641A(g)(1)) for either*  
18           *program in succeeding years.”.*

19   **SEC. 15. EARLY HEAD START PROGRAMS.**

20           *Section 645A of the Head Start Act (42 U.S.C. 9840a)*  
21           *is amended—*

22           (1) *by striking the section heading and inserting*  
23           *the following:*

24   **“SEC. 645A. EARLY HEAD START PROGRAMS.”;**

25           (2) *in subsection (b)—*

1           (A) in paragraph (4), by striking “provide  
2           services to parents to support their role as par-  
3           ents” and inserting “provide additional services  
4           and research-based activities to parents to sup-  
5           port their role as parents (including parenting  
6           skills training and training in basic child devel-  
7           opment)”;

8           (B) by redesignating paragraphs (5), (6),  
9           (7), (8), and (9) as paragraphs (6), (8), (11),  
10          (12), and (13), respectively;

11          (C) by inserting after paragraph (4) the fol-  
12          lowing:

13          “(5) where appropriate and in conjunction with  
14          services provided under this section to the children’s  
15          immediate families (or as approved by the Secretary),  
16          provide home-based services to family child care  
17          homes, and kin caregivers, caring for infants and tod-  
18          dlers who also participate in Early Head Start pro-  
19          grams, to provide continuity in supporting the chil-  
20          dren’s cognitive, social, emotional, and physical devel-  
21          opment;”;

22          (D) in paragraph (6), as redesignated by  
23          subparagraph (B)—

24                  (i) by inserting “(including home-  
25                  based services)” after “with services”;

1                   (ii) by inserting “and homeless infants  
2                   and toddlers” after “disabilities”; and

3                   (iii) by inserting “, and family sup-  
4                   port services” after “health services”;

5                   (E) by inserting after paragraph (6), as re-  
6                   designated by subparagraph (B), the following:

7                   “(7) ensure that children with documented be-  
8                   havioral problems, including problems involving be-  
9                   havior related to prior or existing trauma, receive ap-  
10                  propriate screening and referral;”;

11                  (F) by inserting after paragraph (8), as re-  
12                  designated by subparagraph (B), the following:

13                  “(9) develop and implement a systematic proce-  
14                  dure for transitioning children and parents from an  
15                  Early Head Start program to a Head Start program  
16                  or another local program of early childhood education  
17                  and care;

18                  “(10) establish channels of communication be-  
19                  tween staff of Early Head Start programs and staff  
20                  of Head Start programs or other local providers of  
21                  early childhood education and care, to facilitate the  
22                  coordination of programs;” and

23                  (G) in paragraph (12), as redesignated by  
24                  subparagraph (B)—

1           (i) by striking “and providers” and in-  
2           serting “, providers”; and

3           (ii) by inserting “, and the agencies re-  
4           sponsible for administering section 106 of  
5           the Child Abuse Prevention and Treatment  
6           Act (42 U.S.C. 5106a) and parts B and E  
7           of title IV of the Social Security Act (42  
8           U.S.C. 621 et seq. and 670 et seq.)” after  
9           “(20 U.S.C. 1400 et seq.)”;

10          (3) in subsection (d)—

11           (A) in paragraph (1), by inserting “, in-  
12           cluding tribal governments and entities oper-  
13           ating migrant and seasonal Head Start pro-  
14           grams” after “subchapter”; and

15           (B) in paragraph (2), by inserting “, in-  
16           cluding community-based organizations” after  
17           “private entities”;

18          (4) in subsection (g)(2)—

19           (A) in subparagraph (A), by adding at the  
20           end the following: “In determining the amount  
21           so reserved, the Secretary shall consider the num-  
22           ber of Early Head Start programs newly funded  
23           for that fiscal year.”; and

24           (B) in subparagraph (B)—

1           *(i) in clause (ii), by inserting “, in-*  
2           *cluding supporting infant and toddler spe-*  
3           *cialists to assist such staff and improve the*  
4           *programs carried out under this section”*  
5           *after “section”; and*

6           *(ii) by striking clause (iv) and insert-*  
7           *ing the following:*

8           *“(iv) providing professional develop-*  
9           *ment and personnel enhancement activities,*  
10           *including the provision of funds to recipi-*  
11           *ents of grants under subsection (a), relating*  
12           *to—*

13                   *“(I) effective methods of con-*  
14                   *ducting parent education, home vis-*  
15                   *iting, and promoting quality early*  
16                   *childhood development;*

17                   *“(II) recruiting and retaining*  
18                   *qualified staff; and*

19                   *“(III) increasing program par-*  
20                   *ticipation for underserved populations*  
21                   *of eligible children.”; and*

22           *(5) by adding at the end the following:*

23           *“(h) STAFF QUALIFICATIONS AND DEVELOPMENT.—*

24                   *“(1) CENTER-BASED STAFF.—The Secretary*  
25                   *shall establish staff qualification goals to ensure that,*

1     *not later than September 30, 2012, all teachers pro-*  
2     *viding direct services to Early Head Start children*  
3     *and families in Early Head Start centers have a*  
4     *minimum of a child development associate credential*  
5     *or an associate degree, and have been trained (or have*  
6     *equivalent course work) in early childhood develop-*  
7     *ment with a focus on infant and toddler development.*

8             “(2) *HOME VISITOR STAFF.*—

9                     “(A) *STANDARDS.*—*In order to further en-*  
10                    *hance the quality of home visiting services pro-*  
11                    *vided to families of children participating in*  
12                    *home-based, center-based, or combination pro-*  
13                    *gram options under this subchapter, the Sec-*  
14                    *retary shall establish standards for training,*  
15                    *qualifications, and the conduct of home visits for*  
16                    *home visitor staff in Early Head Start pro-*  
17                    *grams.*

18                    “(B) *CONTENTS.*—*The standards for train-*  
19                    *ing, qualifications, and the conduct of home vis-*  
20                    *its shall include content related to—*

21                             “(i) *structured child-focused home vis-*  
22                             *iting that promotes parents’ ability to sup-*  
23                             *port the child’s cognitive, social, emotional,*  
24                             *and physical development;*

1           “(ii) *effective strengths-based parent*  
2           *education, including methods to encourage*  
3           *parents as their child’s first teachers;*

4           “(iii) *early childhood development with*  
5           *respect to children from birth through age 3;*

6           “(iv) *methods to help parents promote*  
7           *emergent literacy in their children from*  
8           *birth through age 3, including use of re-*  
9           *search-based strategies to support the devel-*  
10           *opment of literacy and language skills for*  
11           *children who are limited English proficient;*

12           “(v) *health, vision, hearing, and devel-*  
13           *opmental screenings;*

14           “(vi) *strategies for helping families*  
15           *coping with crisis; and*

16           “(vii) *the relationship of health and*  
17           *well-being of pregnant women to prenatal*  
18           *and early child development.”.*

19 **SEC. 16. APPEALS, NOTICE, AND HEARING AND RECORDS**  
20 **AND FINANCIAL AUDITS.**

21           (a) *APPEALS, NOTICE, AND HEARING.*—Section 646(a)  
22 *of the Head Start Act (42 U.S.C. 9841(a)) is amended by*  
23 *striking paragraphs (3) and (4) and inserting the following:*

24           “(3) *financial assistance under this subchapter*  
25           *may be terminated or reduced, and an application for*

1     *refunding may be denied, after the recipient has been*  
2     *afforded reasonable notice and opportunity for a full*  
3     *and fair hearing, including—*

4             “(A) *a right to file a notice of appeal of a*  
5             *decision not later than 30 days after notice of*  
6             *the decision from the Secretary; and*

7             “(B) *access to a full and fair hearing of the*  
8             *appeal, not later than 120 days after receipt by*  
9             *the Secretary of the notice of appeal;*

10            “(4) *the Secretary shall develop and publish pro-*  
11            *cedures (including mediation procedures) to be used*  
12            *in order to—*

13             “(A) *resolve in a timely manner conflicts*  
14             *potentially leading to an adverse action*  
15             *between—*

16                 “(i) *recipients of financial assistance*  
17                 *under this subchapter; and*

18                 “(ii) *delegate agencies, or policy coun-*  
19                 *cils of Head Start agencies;*

20             “(B) *avoid the need for an administrative*  
21             *hearing on an adverse action; and*

22             “(C) *prohibit a Head Start agency from ex-*  
23             *pending financial assistance awarded under this*  
24             *subchapter for the purpose of paying legal fees*  
25             *pursuant to an appeal under paragraph (3), ex-*

1           *cept that such fees shall be reimbursed by the*  
2           *Secretary if the agency prevails in such decision;*  
3           *and*

4           “(5) *the Secretary may suspend funds to a*  
5           *grantee under this subchapter—*

6                     “(A) *except as provided in subparagraph*  
7                     *(B), for not more than 30 days; or*

8                     “(B) *in the case of a grantee under this sub-*  
9                     *chapter that has multiple and recurring defi-*  
10                    *ciencies for 180 days or more and has not made*  
11                    *substantial and significant progress toward*  
12                    *meeting the goals of the grantee’s quality im-*  
13                    *provement plan or eliminating all deficiencies*  
14                    *identified by the Secretary, during the hearing of*  
15                    *an appeal described in paragraph (3), for any*  
16                    *amount of time, including permanently.”.*

17           ***(b) RECORDS AND FINANCIAL AUDITS.—***

18                     ***(1) HEADING.—Section 647 of the Head Start***  
19                     ***Act (42 U.S.C. 9842) is amended by striking the sec-***  
20                     ***tion heading and inserting the following: “RECORDS***  
21                     ***AND FINANCIAL AUDITS”.***

22                     ***(2) RECIPIENTS.—Section 647(a) of the Head***  
23                     ***Start Act (42 U.S.C. 9842(a)) is amended by striking***  
24                     ***“Each recipient of” and inserting “Each Head Start***

1 center, including each Early Head Start center, re-  
2 ceiving”.

3 (3) *FINANCIAL AUDITS.*—Subsections (a) and (b)  
4 of section 647 of the Head Start Act (42 U.S.C. 9842)  
5 are amended by striking “audit” and inserting “fi-  
6 nancial audit”.

7 (4) *ACCOUNTING.*—Section 647 of the Head  
8 Start Act (42 U.S.C. 9842) is amended by adding at  
9 the end the following:

10 “(c) Each Head Start center, including each Early  
11 Head Start center, receiving financial assistance under this  
12 subchapter shall maintain, and annually submit to the Sec-  
13 retary, a complete accounting of its administrative ex-  
14 penses, including expenses for salaries and compensation  
15 funded under this subchapter and provide such additional  
16 documentation as the Secretary may require.”.

17 **SEC. 17. TECHNICAL ASSISTANCE AND TRAINING.**

18 Section 648 of the Head Start Act (42 U.S.C. 9843)  
19 is amended—

20 (1) in subsection (a)(2), by striking “(b) and  
21 (c)” and inserting “(b), (c), and (d)”;

22 (2) by redesignating subsections (b) through (e)  
23 as subsections (c) through (f), respectively;

24 (3) by inserting after subsection (a) the fol-  
25 lowing:

1       “(b) *The Secretary shall make available funds set aside*  
2 *in section 640(a)(2)(C)(ii) to support a State system of*  
3 *training and technical assistance (which may include such*  
4 *a system for a consortium of States within a region) that*  
5 *improves the capacity of Head Start programs to deliver*  
6 *services in accordance with the standards described in sec-*  
7 *tion 641A(a)(1), with particular attention to the standards*  
8 *described in subparagraphs (A) and (B) of such section. The*  
9 *Secretary shall—*

10               “(1) *ensure that agencies with demonstrated ex-*  
11 *pertise in providing high-quality training and tech-*  
12 *nical assistance to improve the delivery of Head Start*  
13 *services, including the State Head Start Associations,*  
14 *State agencies, Indian Head Start agencies, migrant*  
15 *and seasonal Head Start agencies, and other entities*  
16 *providing training and technical assistance in early*  
17 *childhood education and care, for the State (including*  
18 *such a consortium of States within a region), are in-*  
19 *cluded in the planning and coordination of the sys-*  
20 *tem; and*

21               “(2) *encourage States (including such consortia)*  
22 *to supplement the funds authorized in section*  
23 *640(a)(2)(C)(ii) with Federal, State, or local funds*  
24 *other than funds made available under this sub-*  
25 *chapter, to expand training and technical assistance*

1 *activities beyond Head Start agencies to include other*  
2 *providers of other early childhood education and care*  
3 *within a State (including such a consortium).”;*

4 (4) *in paragraph (3) of subsection (c), as redesi-*  
5 *gnated by paragraph (2), by striking “child care and*  
6 *early childhood programs” and inserting “early child-*  
7 *hood education and care programs”;*

8 (5) *in subsection (d), as redesignated by para-*  
9 *graph (2)—*

10 (A) *in paragraph (1)(B)(ii), by striking*  
11 *“educational performance measures” and insert-*  
12 *ing “measures”;*

13 (B) *in paragraph (2), by inserting “and for*  
14 *activities described in section 1222(d) of the Ele-*  
15 *mentary and Secondary Education Act of 1965*  
16 *(20 U.S.C. 6372(d))” after “children with dis-*  
17 *abilities”;*

18 (C) *in paragraph (3), by striking “early*  
19 *childhood professional development systems” and*  
20 *inserting “professional development systems re-*  
21 *garding early childhood education and care”;*

22 (D) *in paragraph (5), by inserting “, in-*  
23 *cluding assessing the needs of homeless children*  
24 *and their families” after “needs assessment”;*

1           (E) by striking paragraph (7) and inserting  
2           the following:

3           “(7) assist Head Start agencies in better serving  
4           the needs of families with very young children, in-  
5           cluding providing support and program planning  
6           and implementation assistance for Head Start agen-  
7           cies that apply to serve or are serving additional in-  
8           fants and toddlers with funds previously used for 3-  
9           and 4-year-olds in accordance with section  
10          645(a)(5);”;

11          (F) in paragraph (10), by striking “; and”  
12          and inserting a semicolon;

13          (G) in paragraph (11), by striking the pe-  
14          riod and inserting a semicolon; and

15          (H) by adding at the end the following:

16          “(12) assist Head Start agencies in increasing  
17          the program participation of homeless children;

18          “(13) provide training and technical assistance  
19          to members of governing bodies, policy councils, and,  
20          as appropriate, policy committees, to ensure that the  
21          members can fulfill their functions;

22          “(14) provide training and technical assistance  
23          to Head Start agencies to assist such agencies in con-  
24          ducting self-assessments;

1           “(15) assist Head Start agencies in improving  
2           outreach to, and the quality of services available to,  
3           families of limited English proficient children, in-  
4           cluding such services to help such families learn  
5           English, particularly in communities that have expe-  
6           rienced a large percentage increase in the population  
7           of such families;

8           “(16) assist Head Start agencies and improve  
9           programs to increase the capacity of classroom staff  
10          to meet the needs of children with disabilities in Head  
11          Start classrooms;

12          “(17) provide activities that help ensure that  
13          Head Start programs have qualified staff who can  
14          promote prevention of childhood obesity by inte-  
15          grating into the programs developmentally appro-  
16          priate research-based initiatives that stress the impor-  
17          tance of physical activity and nutrition choices made  
18          by children and family, through daily classroom and  
19          family routines; and

20          “(18) assist Indian Head Start agencies to pro-  
21          vide on-site and off-site training to staff, using ap-  
22          proaches that identify and enhance the positive re-  
23          sources and strengths of Indian children and families,  
24          to improve parent and family engagement and staff

1     *development, particularly with regard to child and*  
2     *family development.”;*

3             *(6) in subsection (e), as redesignated by para-*  
4     *graph (2), by inserting “including community-based*  
5     *organizations,” after “nonprofit entities,”;*

6             *(7) in subsection (f), as redesignated by para-*  
7     *graph (2)—*

8             *(A) by striking “early childhood develop-*  
9     *ment and child care programs” and inserting*  
10     *“early childhood education and care programs”;*  
11     *and*

12             *(B) by inserting “or providing services to*  
13     *children determined to be abused or neglected,*  
14     *training for personnel providing services to chil-*  
15     *dren referred by entities providing child welfare*  
16     *services or receiving child welfare services,” after*  
17     *“English language)”;* and

18             *(8) by adding at the end the following:*

19     *“(g) The Secretary shall provide, either directly or*  
20     *through grants or other arrangements, funds for training*  
21     *of Head Start personnel in addressing the unique needs of*  
22     *children with disabilities and their families, migrant and*  
23     *seasonal farmworker families, families of children with lim-*  
24     *ited English proficiency, and homeless families.*

1       “(h) *Funds used under this section shall be used to*  
2 *provide high quality, sustained, and intensive, training and*  
3 *technical assistance in order to have a positive and lasting*  
4 *impact on classroom instruction. Funds shall be used to*  
5 *carry out activities related to 1 or more of the following:*

6               “(1) *Education and early childhood development.*

7               “(2) *Child health, nutrition, and safety.*

8               “(3) *Family and community partnerships.*

9               “(4) *Other areas that impact the quality or over-*  
10 *all effectiveness of Head Start programs.*

11       “(i) *Funds used under this section for training shall*  
12 *be used for needs identified annually by a grant applicant*  
13 *(including any delegate agency) in its program improve-*  
14 *ment plan, except that funds shall not be used for long-dis-*  
15 *tance travel expenses for training activities—*

16               “(1) *available locally or regionally; or*

17               “(2) *substantially similar to locally or regionally*  
18 *available training activities.*

19       “(j)(1) *To support local efforts to enhance early lan-*  
20 *guage and preliteracy development of children in Head*  
21 *Start programs, and to provide the children with high-qual-*  
22 *ity oral language skills, and environments that are rich in*  
23 *literature, in which to acquire language and preliteracy*  
24 *skills, each Head Start agency, in coordination with the*  
25 *appropriate State office and the relevant State Head Start*

1 *collaboration office, shall ensure that all of the agency's*  
2 *Head Start teachers receive ongoing training in language*  
3 *and emergent literacy (referred to in this subsection as 'lit-*  
4 *eracy training'), including appropriate curricula and as-*  
5 *sessments to improve instruction and learning. Such train-*  
6 *ing shall include training in methods to promote phono-*  
7 *logical awareness (including phonemic awareness) and vo-*  
8 *cabulary development in an age-appropriate and culturally*  
9 *and linguistically appropriate manner.*

10       “(2) *The literacy training shall be provided at the local*  
11 *level in order—*

12               “(A) *to be provided, to the extent feasible, in the*  
13 *context of the Head Start programs of the State in-*  
14 *volved and the children the program involved serves;*  
15 *and*

16               “(B) *to be tailored to the early childhood literacy*  
17 *background and experience of the teachers involved.*

18       “(3) *The literacy training shall be culturally and lin-*  
19 *guistically appropriate and support children's development*  
20 *in their home language.*

21       “(4) *The literacy training shall include training in*  
22 *how to work with parents to enhance positive language and*  
23 *early literacy development at home.*

1       “(5) *The literacy training shall include specific meth-*  
 2 *ods to best address the needs of children who are limited*  
 3 *English proficient.*

4       “(6) *The literacy training shall include training on*  
 5 *how to best address the language and literacy needs of chil-*  
 6 *dren with disabilities, including training on how to work*  
 7 *with specialists in language development.”.*

8 **SEC. 18. STAFF QUALIFICATION AND DEVELOPMENT.**

9       *Section 648A of the Head Start Act (42 U.S.C. 9843a)*  
 10 *is amended—*

11           *(1) in subsection (a)—*

12                   *(A) by striking paragraph (2) and inserting*  
 13 *the following:*

14           “(2) *DEGREE REQUIREMENTS.—*

15                   “(A) *IN GENERAL.—The Secretary shall es-*  
 16 *tablish staff qualification goals to ensure that—*

17                           “(i) *not later than September 30, 2012,*  
 18 *all Head Start teachers nationwide in cen-*  
 19 *ter-based programs have at least—*

20                                   “(I)(aa) *an associate degree (or*  
 21 *equivalent coursework) relating to*  
 22 *early childhood; or*

23                                   “(bb) *an associate degree in a re-*  
 24 *lated educational area and, to the ex-*

1           *tent practicable, coursework relating to*  
2           *early childhood; and*

3                     *“(II) demonstrated teaching com-*  
4                     *petencies, as determined by the pro-*  
5                     *gram director involved (including, at a*  
6                     *minimum, an appropriate level of lit-*  
7                     *eracy, a demonstrated capacity to be*  
8                     *highly engaged with children, and a*  
9                     *demonstrated ability to effectively im-*  
10                    *plement an early childhood cur-*  
11                    *riculum);*

12                    *“(ii) not later than September 30,*  
13                    *2010, all Head Start curriculum specialists*  
14                    *and education coordinators nationwide in*  
15                    *center-based programs have—*

16                             *“(I) the capacity to offer assist-*  
17                             *ance to other teachers in the implemen-*  
18                             *tation and adaptation of curricula to*  
19                             *the group and individual needs of a*  
20                             *class; and*

21                             *“(II)(aa) a baccalaureate or ad-*  
22                             *vanced degree relating to early child-*  
23                             *hood; or*

1                   “(bb) a baccalaureate or advanced  
2                   degree and coursework equivalent to a  
3                   major relating to early childhood;

4                   “(iii) not later than September 30,  
5                   2010, all Head Start teaching assistants  
6                   nationwide in center-based programs  
7                   have—

8                   “(I) at least a child development  
9                   associate credential;

10                  “(II) enrolled in a program lead-  
11                  ing to an associate or baccalaureate de-  
12                  gree; or

13                  “(III) enrolled in a child develop-  
14                  ment associate credential program to  
15                  be completed within 2 years; and

16                  “(iv) not later than September 30,  
17                  2013, 50 percent of all Head Start teachers  
18                  in center-based programs in each State  
19                  (and geographic region for Indian Head  
20                  Start programs and for migrant and sea-  
21                  sonal Head Start programs) have a bacca-  
22                  laureate degree relating to early childhood  
23                  (or a related educational area), and dem-  
24                  onstrated teaching competencies, as deter-  
25                  mined by the program director involved (in-

1           cluding, at a minimum, an appropriate  
2           level of literacy, a demonstrated capacity to  
3           be highly engaged with children, and a  
4           demonstrated ability to effectively imple-  
5           ment an early childhood curriculum).

6           “(B) *TEACHER IN-SERVICE REQUIRE-*  
7           *MENT.—Each Head Start teacher shall attend*  
8           *not less than 15 clock hours of professional devel-*  
9           *opment per year. Such professional development*  
10          *shall be high quality, sustained, intensive, and*  
11          *classroom-focused in order to have a positive and*  
12          *lasting impact on classroom instruction and the*  
13          *teacher’s performance in the classroom, and reg-*  
14          *ularly evaluated for effectiveness.*

15          “(C) *PROGRESS.—*

16                 “(i) *REPORT.—The Secretary shall—*

17                         “(I) *require Head Start agencies*  
18                         *to—*

19                                 “(aa) *describe continuing*  
20                                 *progress each year toward achiev-*  
21                                 *ing the goals described in sub-*  
22                                 *paragraph (A);*

23                                 “(bb) *submit to the Secretary*  
24                                 *a report indicating the number*  
25                                 *and percentage of classroom in-*

1 *structors in center-based programs*  
2 *with child development associate*  
3 *credentials or associate, baccala-*  
4 *laureate, or advanced degrees; and*

5 *“(II) compile and submit a sum-*  
6 *mary of all program reports described*  
7 *in subclause (I)(bb) to the Committee*  
8 *on Education and Labor of the House*  
9 *of Representatives and the Committee*  
10 *on Health, Education, Labor, and Pen-*  
11 *sions of the Senate.*

12 *“(ii) DEMONSTRATE PROGRESS.—A*  
13 *Head Start agency may demonstrate that*  
14 *progress by partnering with institutions of*  
15 *higher education or other programs that re-*  
16 *cruit, train, place, and support college stu-*  
17 *dents to deliver an innovative program of*  
18 *early childhood education and care to pre-*  
19 *school children.*

20 *“(D) SERVICE REQUIREMENTS.—The Sec-*  
21 *retary shall establish requirements to ensure*  
22 *that, in order to enable Head Start agencies to*  
23 *comply with the requirements of subparagraph*  
24 *(A), individuals who receive financial assistance*

1           under this subchapter to pursue a degree or cre-  
2           dential described in subparagraph (A) shall—

3                   “(i) teach or work in a Head Start  
4                   program for a minimum of 3 years after re-  
5                   ceiving the degree; or

6                   “(ii) repay the total or a prorated  
7                   amount of the financial assistance received  
8                   based on the length of service completed  
9                   after receiving the degree.”; and

10           (B) in paragraph (3), by striking “(i) or  
11           (ii)” and inserting “(i) or (iv)”;

12           (2) in subsection (c)—

13                   (A) in paragraph (2), by striking “and” at  
14                   the end;

15                   (B) in paragraph (3), by striking the period  
16                   and inserting “; and”; and

17                   (C) by adding at the end the following:

18                   “(4) promote the use of appropriate strategies to  
19                   meet the needs of special populations (including pop-  
20                   ulations of limited English proficient children).”;

21           (3) in subsection (d)(3)(C) by inserting “, in-  
22           cluding a center,” after “any agency”; and

23           (4) by adding at the end the following:

24           “(f) *PROFESSIONAL DEVELOPMENT PLANS.*—Every  
25           Head Start agency and center shall create, in consultation

1 *with employees of the agency or center (including family*  
 2 *service workers), a professional development plan for em-*  
 3 *ployees who provide direct services to children, including*  
 4 *a plan for classroom teachers, curriculum specialists, and*  
 5 *education coordinators, and teaching assistants to meet the*  
 6 *requirements set forth in subsection (a).*

7       “(g) *CONSTRUCTION.*—*In this section, a reference to*  
 8 *a Head Start agency, or its program, services, facility or*  
 9 *personnel, shall not be considered to be a reference to an*  
 10 *Early Head Start agency, or its program, services, facility*  
 11 *or personnel. For purposes of this section, a teacher who*  
 12 *is providing services, in a migrant or seasonal Head Start*  
 13 *program, in a classroom for children under age 3, shall be*  
 14 *considered to be a teacher in an Early Head Start program,*  
 15 *as described in section 645A.”.*

16 **SEC. 19. TRIBAL COLLEGES AND UNIVERSITIES HEAD**  
 17 **START PARTNERSHIP.**

18       *The Head Start Act (42 U.S.C. 9831 et seq.) is amend-*  
 19 *ed by inserting after section 648A the following:*

20 **“SEC. 648B. TRIBAL COLLEGE OR UNIVERSITY HEAD START**  
 21 **PARTNERSHIP PROGRAM.**

22       “(a) *PURPOSE.*—*The purpose of this section is to pro-*  
 23 *mote social competencies and school readiness in Indian*  
 24 *children.*

1       “(b) *TRIBAL COLLEGE OR UNIVERSITY HEAD START*  
2 *PARTNERSHIP PROGRAM.*—

3               “(1) *GRANTS.*—*The Secretary is authorized to*  
4 *award grants, for periods of not less than 5 years, to*  
5 *Tribal Colleges and Universities to—*

6                       “(A) *implement education programs that*  
7 *include education concerning tribal culture and*  
8 *language and increase the number of associate,*  
9 *baccalaureate, and advanced degrees in early*  
10 *childhood education and related fields that are*  
11 *earned by Indian Head Start agency staff mem-*  
12 *bers, parents of children served by such an agen-*  
13 *cy, and members of the tribal community in-*  
14 *volved;*

15                       “(B) *develop and implement the programs*  
16 *under subparagraph (A) in technology-mediated*  
17 *formats, including providing the programs*  
18 *through such means as distance learning and use*  
19 *of advanced technology, as appropriate; and*

20                       “(C) *provide technology literacy programs*  
21 *for Indian Head Start agency staff members and*  
22 *children and families of children served by such*  
23 *an agency.*

24               “(2) *STAFFING.*—*The Secretary shall ensure that*  
25 *the American Indian Programs Branch of the Head*

1     *Start Bureau of the Department of Health and*  
2     *Human Services shall have staffing sufficient to ad-*  
3     *minister the programs under this section and to pro-*  
4     *vide appropriate technical assistance to Tribal Col-*  
5     *leges and Universities receiving grants under this sec-*  
6     *tion.*

7     “(c) *APPLICATION.—Each Tribal College or University*  
8     *desiring a grant under this section shall submit an applica-*  
9     *tion to the Secretary, at such time, in such manner, and*  
10    *containing such information as the Secretary may require,*  
11    *including a certification that the Tribal College or Univer-*  
12    *sity has established a partnership with 1 or more Indian*  
13    *Head Start agencies for the purpose of conducting the ac-*  
14    *tivities described in subsection (b).*

15    “(d) *AUTHORIZATION OF APPROPRIATIONS.—There*  
16    *are authorized to be appropriated to carry out this section,*  
17    *\$10,000,000 for fiscal year 2008 and such sums as may be*  
18    *necessary for each of fiscal years 2009 through 2012.*

19    “(e) *DEFINITIONS.—In this section:*

20           “(1) *INSTITUTION OF HIGHER EDUCATION.—The*  
21    *term ‘institution of higher education’ has the meaning*  
22    *given such term in section 101(a) of the Higher Edu-*  
23    *cation Act of 1965 (20 U.S.C. 1001(a)).*

24           “(2) *TRIBAL COLLEGE OR UNIVERSITY.—The*  
25    *term ‘Tribal College or University’—*

1           “(A) has the meaning given such term in  
2           section 316 of the Higher Education Act of 1965  
3           (20 U.S.C. 1059c); and

4           “(B) means an institution determined to be  
5           accredited or a candidate for accreditation by a  
6           nationally recognized accrediting agency or asso-  
7           ciation.”.

8 **SEC. 20. RESEARCH, DEMONSTRATIONS, AND EVALUATION.**

9           Section 649 of the Head Start Act (42 U.S.C. 9844)  
10 is amended—

11           (1) in subsection (a)(1)(B), by inserting “, chil-  
12           dren determined to be abused or neglected, homeless  
13           children, and children in foster care” after “children  
14           with disabilities”;

15           (2) in subsection (d)—

16           (A) by redesignating paragraphs (5), (6),  
17           (7), (8), (9), and (10), as paragraphs (6), (8),  
18           (9), (10), (11), and (12);

19           (B) by inserting after paragraph (4) the fol-  
20           lowing:

21           “(5)(A) identify successful strategies that pro-  
22           mote good oral health and provide effective linkages to  
23           quality dental services through pediatric dental refer-  
24           ral networks, for infants and toddlers participating

1 *in Early Head Start programs and children partici-*  
2 *parting in other Head Start programs; and*

3 *“(B) identify successful strategies that promote*  
4 *good vision health through vision screenings for such*  
5 *infants, toddlers, and children, and referrals for ap-*  
6 *propriate followup care for those identified as having*  
7 *a vision problem;”;*

8 *(C) in paragraph (6), as redesignated by*  
9 *subparagraph (A), by striking “child care, early*  
10 *childhood education, or child development serv-*  
11 *ices” and inserting “early childhood education*  
12 *and care services”;*

13 *(D) by inserting after that paragraph (6)*  
14 *the following:*

15 *“(7)(A) contribute to understanding the impact*  
16 *of services related to children with disabilities, deliv-*  
17 *ered in Head Start classrooms, on both children with*  
18 *disabilities and typically-developing children; and*

19 *“(B) disseminate promising practices for in-*  
20 *creasing the availability and quality of such serv-*  
21 *ices;”;*

22 *(E) in paragraph (10), as redesignated by*  
23 *subparagraph (A), by adding “and” after the*  
24 *semicolon;*

1           (F) by striking paragraph (11), as redesignated by subparagraph (A);

3           (G) by redesignating paragraph (12), as redesignated by subparagraph (A), as paragraph (11); and

6           (H) by striking the last sentence;

7           (3) in subsection (e)(3), by striking “child care, early childhood education, or child development services” and inserting “early childhood education and care services”;

11          (4) in subsection (g)—

12           (A) in paragraph (1)(A)—

13           (i) in the matter preceding clause (i), by striking “education, and early childhood programs” and inserting “and early childhood education and care programs”;

17           (ii) by striking clause (i); and

18           (iii) by redesignating clauses (ii) and (iii) as clauses (i) and (ii), respectively;

20           (B) in paragraph (2), by striking “, and research, education, and early childhood programs” and inserting “and research, and early childhood education and care programs”;

24           (C) in paragraph (5)(D)—

1           *(i) in clause (i), by striking “early*  
2           *childhood programs” and inserting “early*  
3           *childhood education and care programs”;*  
4           *and*

5           *(ii) in clause (ii), by striking “early*  
6           *childhood program” and inserting “early*  
7           *childhood education and care program”;*  
8           *and*

9           *(D) in paragraph (7)(C)—*

10           *(i) in clause (i), by striking “2003”*  
11           *and inserting “2008”; and*

12           *(ii) in clause (ii)—*

13           *(I) by striking “Education and*  
14           *the Workforce” and inserting “Edu-*  
15           *cation and Labor”; and*

16           *(II) by striking “Labor and*  
17           *Human Resources” and inserting*  
18           *“Health, Education, Labor, and Pen-*  
19           *sions”; and*

20           *(5) by striking subsection (h) and inserting the*  
21           *following:*

22           *“(h) REVIEW OF ASSESSMENTS.—*

23           *“(1) APPLICATION OF STUDY.—When the study*  
24           *on Developmental Outcomes and Assessments for*  
25           *Young Children by the National Academy of Sciences*

1 *is made available to the Secretary, the Secretary*  
2 *shall—*

3 *“(A) incorporate the results of the study, as*  
4 *appropriate and in accordance with paragraphs*  
5 *(2) and (3), into each assessment used in the*  
6 *Head Start programs; and*

7 *“(B) use the results of the study to develop,*  
8 *inform, and revise the standards and measures*  
9 *described in section 641A.*

10 *“(2) DEVELOPMENT AND REFINEMENT.—In de-*  
11 *veloping and refining any assessment used in the*  
12 *Head Start programs, the Secretary shall—*

13 *“(A) receive recommendations from the*  
14 *Panel on Developmental Outcomes and Assess-*  
15 *ments for Young Children of the National Acad-*  
16 *emy of Sciences; and*

17 *“(B) with respect to the development or re-*  
18 *finement of such assessment, ensure—*

19 *“(i) consistency with relevant, nation-*  
20 *ally recognized professional and technical*  
21 *standards;*

22 *“(ii) validity and reliability for all*  
23 *purposes for which assessments under this*  
24 *subchapter are designed and used;*

1           “(iii) *developmental and linguistic ap-*  
2           *propriateness of such assessments for chil-*  
3           *dren assessed, including children who are*  
4           *limited English proficient; and*

5           “(iv) *that the results can be used to*  
6           *improve the quality of, accountability of,*  
7           *and training and technical assistance in,*  
8           *Head Start programs.*

9           “(3) *ADDITIONAL REQUIREMENTS.—The Sec-*  
10          *retary, in carrying out the process described under*  
11          *paragraph (2), shall ensure that—*

12           “(A) *staff administering any assessments*  
13           *under this subchapter have received appropriate*  
14           *training to administer such assessments;*

15           “(B) *appropriate accommodations for chil-*  
16           *dren with disabilities and children who are lim-*  
17           *ited English proficient are made;*

18           “(C) *the English and Spanish (and any*  
19           *other language, as appropriate) forms of such as-*  
20           *sessments are valid and reliable; and*

21           “(D) *such assessments are not used to ex-*  
22           *clude children from Head Start programs.*

23           “(4) *SUSPENDED IMPLEMENTATION OF NATIONAL*  
24          *REPORTING SYSTEM.—The Secretary shall—*

1           “(A) suspend implementation and termi-  
2           nate further development and use of the National  
3           Reporting System; and

4           “(B) incorporate, as appropriate, rec-  
5           ommendations under paragraph (2)(A) into any  
6           assessment used in the Head Start programs.

7           “(i) *SPECIAL RULE.*—The use of assessment items and  
8           data on any assessment authorized under this subchapter  
9           by any agent of the Federal Government to rank or compare  
10          individual children or teachers, or to provide rewards or  
11          sanctions for individual children or teachers is prohibited.  
12          The Secretary shall not use the results of a single assessment  
13          as the sole method for assessing program effectiveness or  
14          making grantee funding determinations at the national, re-  
15          gional, or local level under this subchapter.

16          “(j) *SERVICES TO LIMITED ENGLISH PROFICIENT*  
17          *CHILDREN AND FAMILIES.*—

18                 “(1) *STUDY.*—The Secretary shall conduct a  
19                 study on the status of limited English proficient chil-  
20                 dren and their families in Head Start (including  
21                 Early Head Start) programs.

22                 “(2) *REPORT.*—The Secretary shall prepare and  
23                 submit to Congress, not later than September 2011, a  
24                 report containing the results of the study, including  
25                 information on—

1           “(A) *the demographics of limited English*  
2           *proficient children from birth through age 5, in-*  
3           *cluding the number of such children receiving*  
4           *Head Start (including Early Head Start) serv-*  
5           *ices and the geographic distribution of children*  
6           *described in this subparagraph;*

7           “(B) *the nature of Head Start (including*  
8           *Early Head Start) services provided to limited*  
9           *English proficient children and their families,*  
10          *including the types, content, duration, intensity,*  
11          *and costs of family services, language assistance,*  
12          *and educational services;*

13          “(C) *procedures in Head Start programs*  
14          *for the assessment of language needs and the*  
15          *transition of limited English proficient children*  
16          *to kindergarten, including the extent to which*  
17          *Head Start programs meet the requirements of*  
18          *section 642A for limited English proficient chil-*  
19          *dren;*

20          “(D) *the qualifications of and training pro-*  
21          *vided to Head Start (including Early Head*  
22          *Start) teachers serving limited English proficient*  
23          *children and their families;*

24          “(E) *the rate of progress made by limited*  
25          *English proficient children and their families in*

1           *Head Start (including Early Head Start) pro-*  
2           *grams, including—*

3                     “(i) *the rate of progress of the limited*  
4                     *English proficient children toward meeting*  
5                     *the additional educational standards de-*  
6                     *scribed in section 641A(a)(1)(B)(ii) while*  
7                     *enrolled in Head Start programs, measured*  
8                     *between 1990 and 2006;*

9                     “(ii) *the correlation between the*  
10                    *progress described in this subparagraph and*  
11                    *the type of instruction and educational pro-*  
12                    *gram provided to the limited English pro-*  
13                    *ficient children; and*

14                    “(iii) *the correlation between the*  
15                    *progress described in this subparagraph and*  
16                    *the health and family services provided by*  
17                    *Head Start programs to limited English*  
18                    *proficient children and their families; and*

19                    “(F) *the extent to which Head Start pro-*  
20                    *grams make use of funds under section 640(a)(3)*  
21                    *to improve the quality of Head Start services*  
22                    *provided to limited English proficient children*  
23                    *and their families.*

24            “(k) *RESEARCH AND EVALUATION ACTIVITIES REL-*  
25            *EVANT TO DIVERSE COMMUNITIES.—For purposes of con-*

1 ducting the study in described in subsection (j), activities  
2 described in section 640(l)(5)(A), and other research and  
3 evaluation activities relevant to limited English proficient  
4 children and their families, migrant and seasonal farm-  
5 worker families, and other families from diverse popu-  
6 lations served by Head Start programs, the Secretary shall  
7 award, on a competitive basis, funds from amounts made  
8 available under section 639(b) to 1 or more organizations  
9 with a demonstrated capacity for serving and studying the  
10 populations involved.”.

11 **SEC. 21. REPORTS.**

12 Section 650 of the Head Start Act (42 U.S.C. 9846)  
13 is amended—

14 (1) in subsection (a)—

15 (A) in the matter preceding paragraph

16 (1)—

17 (i) by striking “Education and the  
18 Workforce” and inserting “Education and  
19 Labor”;

20 (ii) by striking “Labor and Human  
21 Resources” and inserting “Health, Edu-  
22 cation, Labor, and Pensions”; and

23 (iii) by striking “(including disabled  
24 and non-English language background chil-  
25 dren)” and inserting “(including children

1           *with disabilities, limited English proficient*  
2           *children, and children participating in In-*  
3           *Indian Head Start programs and migrant*  
4           *and seasonal Head Start programs)”;*

5           *(B) in paragraph (8), by inserting “home-*  
6           *lessness, children in foster care,” after “ethnic*  
7           *background,”;*

8           *(C) in paragraph (12), by inserting “vision*  
9           *care,” after “dental care,”;*

10          *(D) in paragraph (14)—*

11           *(i) by striking “Alaskan Natives” and*  
12           *inserting “Alaska Natives”; and*

13           *(ii) by striking “migrant and” and in-*  
14           *serting “migrant or”; and*

15          *(E) in the flush matter at the end—*

16           *(i) by striking “Education and the*  
17           *Workforce” and inserting “Education and*  
18           *Labor”; and*

19           *(ii) by striking “Labor and Human*  
20           *Resources” and inserting “Health, Edu-*  
21           *cation, Labor, and Pensions”; and*

22          *(2) in subsection (b)—*

23           *(A) by striking “Education and the Work-*  
24           *force” and inserting “Education and Labor”;*

1                   (B) by striking “Labor and Human Re-  
2                   sources” and inserting “Health, Education,  
3                   Labor, and Pensions”; and

4                   (C) by striking “Native Alaskan” and in-  
5                   serting “Alaska Native”.

6 **SEC. 22. COMPARABILITY OF WAGES.**

7           Section 653 of the Head Start Act (42 U.S.C. 9848)  
8 is amended—

9                   (1) by striking “The Secretary shall take” and  
10                  inserting “(a) The Secretary shall take”; and

11                  (2) by adding at the end the following:

12                  “(b) No Federal funds shall be used to pay the com-  
13                  pensation of an individual employed by a Head Start agen-  
14                  cy in carrying out programs under this subchapter, either  
15                  as direct or indirect costs or any proration of such costs,  
16                  in an amount in excess of an amount based on the rate  
17                  payable for level II of the Executive Schedule under section  
18                  5313 of title 5, United States Code.”.

19 **SEC. 23. LIMITATION WITH RESPECT TO CERTAIN UNLAW-**  
20 **FUL ACTIVITIES.**

21           Section 655 of the Head Start Act (42 U.S.C. 9850)  
22 is amended by inserting “or in” after “assigned by”.

23 **SEC. 24. POLITICAL ACTIVITIES.**

24           Section 656 of the Head Start Act (42 U.S.C. 9851)  
25 is amended—

1           (1) *by striking all that precedes “chapter 15”*  
2           *and inserting the following:*

3   **“SEC. 656. POLITICAL ACTIVITIES.**

4           “(a) *STATE OR LOCAL AGENCY.—For purposes of*”;  
5           *and*

6           (2) *by striking subsection (b) and inserting the*  
7           *following:*

8           “(b) *RESTRICTIONS.—*

9           “(1) *IN GENERAL.—A program assisted under*  
10           *this subchapter, and any individual employed by, or*  
11           *assigned to or in, a program assisted under this sub-*  
12           *chapter (during the hours in which such individual is*  
13           *working on behalf of such program), shall not engage*  
14           *in—*

15                   “(A) *any partisan or nonpartisan political*  
16                   *activity or any other political activity associated*  
17                   *with a candidate, or contending faction or*  
18                   *group, in an election for public or party office;*  
19                   *or*

20                   “(B) *any activity to provide voters or pro-*  
21                   *spective voters with transportation to the polls or*  
22                   *similar assistance in connection with any such*  
23                   *election.*

24           “(2) *RULES AND REGULATIONS.—The Secretary,*  
25           *after consultation with the Director of the Office of*

1 *Personnel Management, may issue rules and regula-*  
 2 *tions to provide for the enforcement of this section,*  
 3 *which may include provisions for summary suspen-*  
 4 *sion of assistance or other action necessary to permit*  
 5 *enforcement on an emergency basis.”.*

6 **SEC. 25. PARENTAL CONSENT REQUIREMENT FOR HEALTH**  
 7 **SERVICES.**

8 *The Head Start Act (42 U.S.C. 9831 et seq.) is amend-*  
 9 *ed by adding at the end the following new section:*

10 **“SEC. 657A. PARENTAL CONSENT REQUIREMENT FOR NON-**  
 11 **EMERGENCY INTRUSIVE PHYSICAL EXAMINA-**  
 12 **TIONS.**

13 *“(a) DEFINITION.—The term ‘nonemergency intrusive*  
 14 *physical examination’ means, with respect to a child, a*  
 15 *physical examination that—*

16 *“(1) is not immediately necessary to protect the*  
 17 *health or safety of the child involved or the health or*  
 18 *safety of another individual; and*

19 *“(2) requires incision or is otherwise invasive, or*  
 20 *involves exposure of private body parts.*

21 *“(b) REQUIREMENT.—A Head Start agency shall ob-*  
 22 *tain written parental consent before administration of any*  
 23 *nonemergency intrusive physical examination of a child in*  
 24 *connection with participation in a program under this sub-*  
 25 *chapter.*

1       “(c) *RULE OF CONSTRUCTION.*—*Nothing in this sec-*  
2 *tion shall be construed to prohibit agencies from using es-*  
3 *tablished methods, for handling cases of suspected or known*  
4 *child abuse and neglect, that are in compliance with appli-*  
5 *cable Federal, State, or tribal law.”.*

6 **SEC. 26. CONFORMING AMENDMENT.**

7       *Section 2501(c)(1)(C) of the Children’s Health Act of*  
8 *2000 (42 U.S.C. 247b–1 note) is amended by striking*  
9 *“9840a(h)” and inserting “9840a”.*

10 **SEC. 27. COMPLIANCE WITH THE IMPROPER PAYMENTS IN-**  
11 **FORMATION ACT OF 2002.**

12       (a) *DEFINITIONS.*—*In this section, the term—*

13               (1) *“appropriate committees” means—*

14                       (A) *the Committee on Health, Education,*  
15 *Labor, and Pensions of the Senate; and*

16                       (B) *the Committee on Education and Labor*  
17 *of the House of Representatives; and*

18               (2) *“improper payment” has the meaning given*  
19 *that term under section 2(d)(2) of the Improper Pay-*  
20 *ments Information Act of 2002 (31 U.S.C. 3321 note).*

21       (b) *REQUIREMENT FOR COMPLIANCE CERTIFICATION*  
22 *AND REPORT.*—*The Secretary of Health and Human Serv-*  
23 *ices shall submit a report to the appropriate committees*  
24 *that—*

1           (1) contains a certification that the Department  
2           of Health and Human Services has, for each program  
3           and activity of the Administration for Children and  
4           Families, performed and completed a risk assessment  
5           to determine programs and activities that are at sig-  
6           nificant risk of making improper payments; and  
7           (2) describes the actions to be taken to reduce  
8           improper payments for the programs and activities  
9           determined to be at significant risk of making im-  
10          proper payments.

Attest:

*Secretary.*

110<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

**H. R. 1429**

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**AMENDMENT**