

Public Law 90-33

AN ACT

June 28, 1967
[H. R. 834]

To amend section 5 of the Act of February 11, 1929, to remove the dollar limit on the authority of the Board of Commissioners of the District of Columbia to settle claims of the District of Columbia in escheat cases.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first proviso of section 5 of the Act entitled "An Act authorizing the Commissioners of the District of Columbia to settle claims and suits against the District of Columbia", approved February 11, 1929 (D.C. Code, sec. 1-906), is amended by inserting "except, with the approval of the United States District Court for the District of Columbia, a claim or suit under section 19-701 of the District of Columbia Code," immediately after "no claim or suit so compromised".

Approved June 28, 1967.

D.C.
Escheat cases.

65 Stat. 131.

79 Stat. 701.

Public Law 90-34

JOINT RESOLUTION

June 28, 1967
[H. J. Res. 601]

Extending for four months the emergency provisions of the urban mass transportation program.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5 of the Urban Mass Transportation Act of 1964 is amended by striking out "July 1, 1967" and inserting in lieu thereof "November 1, 1967".

Approved June 28, 1967.

78 Stat. 304.
49 USC 1604.

Public Law 90-35

AN ACT

June 29, 1967
[H. R. 10943]

To amend and extend title V of the Higher Education Act of 1965.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That it is the purpose of this Act to coordinate, broaden, and strengthen programs for the training and improvement of the qualifications of teachers and other educational personnel for all levels of the American educational system so as to provide a better foundation for meeting the critical needs of the Nation for personnel in these areas.

Higher Educa-
tion Act of 1965,
amendment.

AMENDMENTS TO PART A (GENERAL PROVISIONS) OF TITLE V OF HIGHER
EDUCATION ACT OF 1965

79 Stat. 1254.
20 USC 1091-
1118.

SEC. 2. Title V of the Higher Education Act of 1965 is amended
by—

- (a) striking out "TEACHER PROGRAMS" in the heading of such title and inserting in lieu thereof "EDUCATION PROFESSIONS DEVELOPMENT";
- (b) redesignating section 502 as section 508; and
- (c) striking out section 501 and inserting in lieu thereof the following sections:

"STATEMENT OF PURPOSE

"SEC. 501. The purpose of this title is to improve the quality of teaching and to help meet critical shortages of adequately trained educational personnel by (1) developing information on the actual needs for educational personnel, both present and long range, (2) providing a broad range of high quality training and retraining opportunities, responsive to changing manpower needs; (3) attracting a greater number of qualified persons into the teaching profession; (4) attracting persons who can stimulate creativity in the arts and other skills to undertake short-term or long-term assignments in education; and (5) helping to make educational personnel training programs more responsive to the needs of the schools and colleges.

"NATIONAL ADVISORY COUNCIL ON EDUCATION PROFESSIONS DEVELOPMENT

"SEC. 502. (a) The President shall, within ninety days after the enactment of this section, appoint a National Advisory Council on Education Professions Development (hereafter in this section referred to as the 'Council'), for the purpose of reviewing the operation of this title and of all other Federal programs for the training and development of educational personnel, and evaluating their effectiveness in meeting needs for additional educational personnel, and in achieving improved quality in training programs as evidenced in the competency of the persons receiving such training when entering positions in the field of education. The Council shall, in addition, advise the Secretary and the Commissioner with respect to policy matters arising in the administration of this title and any other matters, relating to the purposes of this title, on which their advice may be requested.

Membership.

"(b) The Council shall be appointed by the President, without regard to the civil service and classification laws, and shall consist of fifteen persons. The members, one of whom shall be designated by the President as Chairman, shall include persons broadly representative of the fields of education, the arts, the sciences, and the humanities, and of the general public, and a majority of them shall be engaged in teaching or in the education of teachers.

“(c) The Council shall make an annual report of its findings and recommendations (including recommendations for changes in this title and other Federal laws relating to educational personnel training) to the President and the Congress not later than January 31 of each calendar year beginning after the enactment of this section. The President is requested to transmit to the Congress such comments and recommendations as he may have with respect to such report.

Report to President and Congress.

“(d) Members of the Council who are not in the regular full-time employ of the United States shall, while serving on the business of the Council, be entitled to receive compensation at rates fixed by the President, but not exceeding \$100 per day (or, if higher, the rate specified at the time of such service for grade GS-18 in section 5332 of title 5, United States Code), including traveltime, and, while so serving away from their homes or regular places of business, may be allowed travel expenses, including per diem in lieu of subsistence, as authorized by section 5703 of title 5, United States Code, for persons in the Government service employed intermittently.

Compensation.

80 Stat. 467, 288.

80 Stat. 499.

“(e) The Council may appoint and fix the compensation of such employees as it deems necessary. The Council is authorized to obtain the services of experts and consultants in accordance with section 3109 of title 5, United States Code.

Employees.

80 Stat. 416.

“(f) There is authorized to be appropriated to carry out this section the sum of \$100,000 for the fiscal year ending June 30, 1968, and the sum of \$200,000 for each of the two succeeding fiscal years.

Appropriation.

“APPRAISING EDUCATION PERSONNEL NEEDS

“SEC. 503. (a) The Commissioner shall from time to time appraise the Nation's existing and future personnel needs in the field of education, including preschool programs, elementary and secondary education, vocational and technical education, adult education, and higher education, and the adequacy of the Nation's efforts to meet these needs. In developing information relating to educational personnel needs, the Commissioner shall consult with, and make maximum utilization of statistical and other related information of, the Department of Labor, the National Science Foundation, the National Foundation on the Arts and the Humanities, State educational agencies, State employment security agencies, and other appropriate public and private agencies.

Annual report.

“(b) The Commissioner shall prepare and publish annually a report on the education professions, in which he shall present in detail his views on the state of the education professions and the trends which he discerns with respect to the future complexion of programs of education throughout the Nation and the needs for well-educated personnel to staff such programs. The report shall indicate the Commissioner's plans concerning the allocation of Federal assistance under this title in relation to the plans and programs of other Federal agencies.

“ATTRACTING QUALIFIED PERSONS TO THE FIELD OF EDUCATION

“SEC. 504. (a) The Commissioner is authorized to make grants to, or contracts with, State or local educational agencies, institutions of higher education, or other public or nonprofit agencies, organizations, or institutions, and he is authorized to enter into contracts with private agencies, institutions, or organizations when he, after consultation with the National Advisory Council on Education Professions Development, considers such contract will make an especially significant contribution to attaining the objectives of this section, for the purpose of—

Grants, contracts.

“(1) identifying capable youth in secondary schools who may be interested in careers in education and encouraging them to

pursue postsecondary education in preparation for such careers;

“(2) publicizing available opportunities for careers in the field of education;

“(3) encouraging qualified persons to enter or reenter the field of education; or

“(4) encouraging artists, craftsmen, artisans, scientists, and persons from other professions and vocations, and homemakers to undertaking teaching or related assignments on a part-time basis or for temporary periods.

Appropriation.

“(b) There is authorized to be appropriated to carry out this section the sum of \$2,500,000 for the fiscal year ending June 30, 1969, and the sum of \$5,000,000 for the fiscal year ending June 30, 1970.

“CONSULTATION

“SEC. 505. In the development and review of grant and contract programs under this title the Commissioner shall consult with the National Science Foundation and the National Foundation on the Arts and the Humanities to promote coordinated planning of programs to train educational personnel.

“TRANSFER OF FUNDS

79 Stat. 1270.
20 USC 1143.

“SEC. 506. In addition to the authority for utilization of other agencies conferred by section 803(b) of this Act, funds available to the Commissioner for grants or contracts under this title shall, with the approval of the Secretary, be available for transfer to any other Federal agency for use (in accordance with an interagency agreement) by such agency (alone or in combination with funds of that agency) for purposes for which such transferred funds could be otherwise expended by the Commissioner under the provisions of this title, and the Commissioner is likewise authorized to accept and expend funds of any other Federal agency for use under this title.

“EXPERTS AND CONSULTANTS

80 Stat. 416.

Compensation.

“SEC. 507. The Commissioner may employ experts and consultants, as authorized by section 3109 of title 5, United States Code, to advise him with respect to the making of grants and contracts and the approving of programs under this title. Experts and consultants employed pursuant to this section may be compensated while so employed at rates not in excess of \$100 per day (or, if higher, the rate specified at the time of such service for grade GS-18 in section 5332 of title 5, United States Code), including traveltime, and, while so serving away from their homes or regular places of business, may be allowed travel expenses, including per diem in lieu of subsistence, as authorized by section 5703 of title 5, United States Code, for persons in the Government service employed intermittently.”

80 Stat. 467,
288.

80 Stat. 499.

AMENDMENTS TO PART B OF TITLE V OF THE HIGHER EDUCATION ACT OF 1965

SEC. 3. (a) (1) Part B of title V of the Higher Education Act of 1965 is amended by striking out the heading thereof and inserting the following:

79 Stat. 1255.
20 USC 1101-1107.

"PART B—ATTRACTING AND QUALIFYING TEACHERS

"Subpart 1—Teacher Corps"

(2) The heading of section 512 of such Act is amended by striking out "National".

(3) Part B of such title V is further amended by striking out "part" each place it appears and inserting in lieu thereof "subpart".

79 Stat. 1255.
20 USC 1101-
1107.

(4) Section 512 of such Act is amended by striking out "National Teacher Corps (hereinafter referred to as the 'Teacher Corps')" and inserting in lieu thereof "Teacher Corps".

(b) Section 511(b) of the Higher Education Act of 1965 is amended by striking out "and" after "June 30, 1966," and by inserting the following immediately before the period at the end of such subsection: ", \$33,000,000 for the fiscal year ending June 30, 1968, \$46,000,000 for the fiscal year ending June 30, 1969, and \$56,000,000 for the fiscal year ending June 30, 1970, respectively; and there are further authorized to be appropriated such sums for the fiscal year ending June 30, 1971, as may be necessary to enable any teacher-intern who has not completed his program of practical and academic training to continue such program for a period of not more than one additional year".

Appropriation.

(c) Section 513(a) of such Act is amended to read as follows:

Recruitment,
training provi-
sions, etc.

"SEC. 513. (a) For the purpose of carrying out this subpart, the Commissioner is authorized to—

"(1) enter into contracts or other arrangements with institutions of higher education or local educational agencies under which they will recruit, select, and enroll in the Teacher Corps for periods of up to two years, experienced teachers, persons who have a bachelor's degree or its equivalent, and persons who have successfully completed two years of a program for which credit is given toward a baccalaureate degree;

"(2) enter into arrangements, through grants or contracts, with institutions of higher education or local educational agencies (upon approval in either case by the appropriate State educational agency) or with State educational agencies to provide members of the Teacher Corps with such training as the Commissioner may deem appropriate to carry out the purpose of this subpart, including not more than three months of training for members before they undertake their teaching duties under this subpart;

"(3) enter into arrangements (including the payment of the cost of such arrangements) with local educational agencies upon approval by the appropriate State educational agency and, after consultation in appropriate cases with institutions of higher education, to furnish to local educational agencies, for service during regular or summer sessions, or both, in the schools of such agencies in areas having concentrations of children from low-income families, teaching teams, each of which shall consist of an experienced teacher and a number of teacher-interns who, in addition to teaching duties, shall be afforded time by the local educational agency for a teacher-intern training program carried out under the guidance of an experienced teacher in cooperation with an institution of higher education;

"(4) pay to local educational agencies such part of the amount of the compensation which such agencies pay to or on behalf of members of the Teacher Corps assigned to them pursuant to arrangements made pursuant to the preceding clause as may be agreed upon after consideration of their ability to pay such compensation, but not in excess of 90 per centum thereof, except that, in exceptional cases, the Commissioner may provide more than

90 per centum of such compensation during the first year of any agency's participation in the program;

"(5) make available technical assistance to local educational agencies and institutions of higher education for carrying out arrangements entered into under clause (1);

"(6) acquaint qualified persons of teaching opportunities and needs in disadvantaged areas and encourage qualified persons to apply to appropriate educational agencies or institutions for enrollment in the Teacher Corps; and

"(7) accept and employ in the furtherance of the purposes of this subpart (A) voluntary and uncompensated services notwithstanding the provisions of section 3679 (b) of the Revised Statutes, as amended (31 U.S.C. 665 (b)), and (B) any money or property (real, personal, or mixed, tangible or intangible) received by gift, devise, bequest, or otherwise."

(d) Section 513 (b) of such Act is amended by striking out "a graduate" and inserting in lieu thereof "an appropriate".

(e) Section 513 (c) of such Act is amended to read as follows:

"(c) (1) Whenever the Commissioner determines that the demand for the services of members of the Teacher Corps exceeds the number available, he shall, to the extent practicable, allocate the number of members of the Teacher Corps who are available among the States in accordance with paragraph (2).

"(2) Not to exceed 2 per centum of the number of members of the Teacher Corps who are available shall be allocated to Puerto Rico and the Virgin Islands according to their respective needs. The remainder of such number of Teacher Corps members shall be allocated among the States so that the number of members available to any State shall bear the same ratio to the number being allocated as the number of children enrolled in the public and private elementary and secondary schools of that State bears to the total number of children so enrolled in such schools in all of the States. The number of children so enrolled shall be determined by the Commissioner on the basis of the most recent satisfactory data available to him. For purposes of this subsection, the term 'State' shall not include Puerto Rico or the Virgin Islands.

"(3) If the Commissioner determines that a State will not require the number of Teacher Corps members allocated to it under paragraph (2), he shall, from time to time, reallocate the number not required, on such dates as he may fix, to other States in proportion to the original allocation to such States under paragraph (2), but with such proportionate number for any of such other States being reduced to the extent it exceeds the number the Commissioner determines such State needs and will be able to use for such year; and the total of such reductions shall be similarly reallocated among the States whose proportionate numbers were not so reduced."

(f) The first sentence of section 513 (c) (2) of such Act is amended by striking out "2 per centum" and inserting in lieu thereof "3 per centum", and by striking out "Puerto Rico, and the Virgin Islands" and inserting in lieu thereof "Puerto Rico, the Virgin Islands, and elementary and secondary schools operated for Indian children by the Department of the Interior."

(g) (1) Section 514 (a) of such Act is amended by striking out paragraphs (1), (2), and (3), and inserting in lieu thereof the following:

"(1) an experienced teacher who is leading a teaching team shall be compensated at a rate agreed to by such agency and the Commissioner; and

79 Stat. 1256.
20 USC 1103.

Allocation of
teachers.

Infra.

"State."

Compensation.
20 USC 1104.

“(2) a teacher-intern shall be compensated at a rate which is equal to the lowest rate paid by such agency for teaching full time in the school system and grade to which the intern is assigned, or \$75 per week plus \$15 per week for each dependent, whichever is less.”

(2) The amendment made by this subsection shall not apply to any person enrolled in the Teacher Corps before the date of enactment of this Act.

(h) Section 515 of such Act is amended by adding at the end thereof the following new subsection:

79 Stat. 1257.
20 USC 1105.

“(d) Members of the Teacher Corps shall not be eligible to receive payment of a student loan under title II of the National Defense Education Act of 1958 or of an educational opportunity grant under title IV of this Act.”

72 Stat. 1583.
20 USC 421-429.
79 Stat. 1232.
20 USC 1061-1069.

(i) Part B of title V of such Act is amended by adding at the end thereof the following new section:

“TEACHING CHILDREN OF MIGRATORY AGRICULTURAL WORKERS

“SEC. 517A. For purposes of this part the term ‘local educational agency’ includes any State educational agency or other public or private nonprofit agency which provides a program or project designed to meet the special educational needs of migratory children of migratory agricultural workers, and any reference in this part to (1) teaching in the schools of a local educational agency includes teaching in any such program or project and (2) ‘migratory children of migratory agricultural workers’ shall be deemed to continue to refer to such children for a period, not in excess of five years, during which they reside in the area served by the local educational agency.”

NEW SUBPART ADDED TO PART B OF TITLE V OF THE HIGHER EDUCATION ACT OF 1967

SEC. 4. Part B of title V of the Higher Education Act of 1965 is amended by inserting at the end thereof (after the section added by section 3(i) of this Act) the following:

20 USC 1101-1107.

“Subpart 2—Attracting and Qualifying Teachers to Meet Critical Teacher Shortages

“APPROPRIATIONS AUTHORIZED

“SEC. 518. (a) The Commissioner shall carry out during the fiscal year ending June 30, 1969, and the succeeding fiscal year, a program for making grants to States to enable them to support the efforts of local communities experiencing critical teacher shortages to (1) attract to teaching persons in the community who have been otherwise engaged and to provide them, through short-term intensive training programs and subsequent in-service training, with the qualifications necessary for a successful career in teaching, and (2) obtain the services of teacher aides and provide them with the necessary training with a view to increasing the effectiveness of classroom teachers.

“(b) For the purpose of making grants under this subpart, there are hereby authorized to be appropriated the sum of \$50,000,000 for the fiscal year ending June 30, 1969, and \$65,000,000 for the fiscal year ending June 30, 1970.

"ALLOTMENT TO STATES

Ante, p. 87.

"SEC. 519. (a) From the sums appropriated pursuant to section 518(a), the Commissioner shall reserve such amount, but not in excess of 3 per centum thereof, as he may determine and shall allot such amount among Puerto Rico, Guam, American Samoa, the Virgin Islands, the Canal Zone, and the Trust Territory of the Pacific Islands according to their respective needs for assistance under this subpart. From the remainder of such sums, the Commissioner shall allot to each State an amount which bears the same ratio to the total of such sums as the number of children enrolled in the public and private elementary and secondary schools of that State bears to the total number of children so enrolled in such schools in all of the States. The number of children so enrolled shall be determined by the Commissioner on the basis of the most recent satisfactory data available to him. For purposes of this subsection, the term 'State' shall not include the Commonwealth of Puerto Rico, Guam, American Samoa, the Virgin Islands, the Canal Zone, and the Trust Territory of the Pacific Islands.

"State."

"(b) The amount of any State's allotment under subsection (a) for any fiscal year which the Commissioner determines will not be required for such fiscal year shall be available for reallocation from time to time, on such dates during such year as the Commissioner may fix, to other States in proportion to the original allotments to such States under subsection (a) for that year but with such proportionate amount for any of such other States being reduced to the extent it exceeds the sum the Commissioner estimates such State needs and will be able to use for such year; and the total of such reductions shall be similarly reallocated among the States whose proportionate amounts were not so reduced. Any amounts reallocated to a State under this subsection during a year from funds appropriated pursuant to section 519 shall be deemed part of its allotment under subsection (a) for such year.

"STATE PLANS

"SEC. 520. (a) Any State which desires to receive grants under this subpart shall submit to the Commissioner, through its State educational agency, a State plan, in such detail as the Commissioner deems necessary, which—

"(1) designates the State educational agency as the sole State agency for administration of the State plan;

"(2) sets forth a program under which funds paid to the State from its allotment under section 520 will be expended solely for (A) programs of local educational agencies to attract to teaching, persons in the community who have been otherwise engaged and to provide short-term intensive training and subsequent in-service training to qualify such persons for teaching, (B) programs of such agencies to obtain the services of teacher aides and to provide them with the preservice or in-service training they need to perform their duties as teacher aides, and (C) administration of the State plan, except that the amount used for administration of the State plan for any fiscal year shall not exceed an amount equal to 3 per centum of the amount paid to the State under this subpart for that year;

"(3) provides assurance that every local educational agency whose application for funds under the plan is denied will be given an opportunity for a fair hearing before the State educational agency;

"(4) sets forth the policies and procedures to be followed in allocating Federal funds to local educational agencies in the State,

which policies and procedures shall ensure that such funds will be allocated to local educational agencies having the most urgent need for teachers and teacher aides;

“(5) provides that training under a program described in paragraph (2) (A) will be provided only to persons who will, upon completion of their short-term training, have the qualifications for teaching in elementary or secondary schools in the community, and that training under a program described in paragraph (2) (B) will be provided only to persons who show promise of being able with appropriate training to serve competently as a teacher aide;

“(6) provides assurances that not more than one-third of the sums expended under this Act will be used to support programs described in paragraph (2) (B);

“(7) provides assurance that no person will be denied admission to training programs carried on under this subpart because he is preparing to teach or serve as a teacher aide in a private school;

“(8) sets forth policies and procedures designed to assure that Federal funds made available under this subpart for any fiscal year will be so used as to supplement, and not supplant, funds which are available from State or local sources for purposes for which grants may be made under this subpart;

“(9) sets forth such fiscal control and fund accounting procedures as may be necessary to assure proper disbursement of, and accounting for, Federal funds paid to the State (including any such funds paid by the State to any other public agency) under this subpart; and

“(10) provides for making such reports, in such form and containing such information, as the Commissioner may reasonably require to carry out his functions under this subpart, and for keeping such records and for affording such access thereto as the Commissioner may find necessary to assure the correctness and verification of such reports.

“(b) The Commissioner shall approve any State plan and any modification thereof which complies with the provisions of subsection (a).

“PAYMENTS TO STATES

“SEC. 520A. From the amounts allotted to each State under section 519 the Commissioner shall pay to that State an amount equal to the amount expended by the State in carrying out its State plan. Such payments may be made in installments, and in advance or by way of reimbursement, with necessary adjustments on account of overpayments or underpayments.

“ADMINISTRATION OF STATE PLANS

“SEC. 520B. (a) The Commissioner shall not finally disapprove any State plan submitted under this subpart or any modification thereof, without first affording the State educational agency reasonable notice and opportunity for a hearing.

“(b) Whenever the Commissioner, after reasonable notice and opportunity for hearing to such State agency, finds—

“(1) that the State plan has been so changed that it no longer complies with the provisions of section 520 (a), or

“(2) that in the administration of the plan there is a failure to comply substantially with any such provisions,

Records.

the Commissioner shall notify such State agency that the State will not be regarded as eligible to participate in the program under this subpart until he is satisfied that there is no longer any such failure to comply.

“JUDICIAL REVIEW

“SEC. 520C. (a) If any State is dissatisfied with the Commissioner's final action with respect to the approval of its State plan submitted under section 520(a) or with his final action under section 520B (b), such State may, within sixty days after notice of such action, file with the United States court of appeals for the circuit in which such State is located a petition for review of that action. A copy of the petition shall be forthwith transmitted by the clerk of the court to the Commissioner. The Commissioner thereupon shall file in the court the record of the proceedings on which he based his action, as provided in section 2112 of title 28, United States Code.

72 Stat. 941.

“(b) The findings of fact by the Commissioner, if supported by substantial evidence, shall be conclusive; but the court, for good cause shown, may remand the case to the Commissioner to take further evidence, and the Commissioner may thereupon make new or modified findings of fact and may modify his previous action, and shall certify to the court the record of the further proceedings. Such new or modified findings of fact shall likewise be conclusive if supported by substantial evidence.

“(c) The court shall have jurisdiction to affirm the action of the Commissioner or to set it aside, in whole or in part. The judgment of the court shall be subject to review by the Supreme Court of the United States upon certiorari or certification as provided in section 1254 of title 28, United States Code.”

62 Stat. 928.

EXTENDING TEACHER FELLOWSHIP PROGRAM TO INCLUDE GRADUATE EDUCATION FOR PRESCHOOL AND ADULT AND VOCATIONAL EDUCATION PERSONNEL

SEC. 5. (a) The heading of part C of title V of the Higher Education Act of 1965 is amended by inserting “AND RELATED EDUCATIONAL PERSONNEL” after “FELLOWSHIPS FOR TEACHERS”.

79 Stat. 1258.
20 USC 1111-
1118.

(b) (1) The first sentence of section 521 of the Higher Education Act of 1965 is amended (A) by striking out “elementary and secondary schools” and inserting in lieu thereof “schools”, and (B) by inserting “or postsecondary vocational education” after “career in elementary or secondary education”.

(2) The second sentence of such section is amended by striking out “teacher education programs” and inserting in lieu thereof “programs for the education of teachers and related educational personnel”.

Definitions.

(3) (A) So much of the third sentence of such section as precedes the first comma therein is amended to read as follows: “For the purposes of this part the term ‘elementary and secondary education’ includes preschool and adult and vocational education, and the term ‘career in elementary and secondary education or postsecondary vocational education’ means a career of teaching in elementary or secondary schools (including teaching in preschool and adult and vocational education programs) or in postsecondary vocational schools”; (B) the words “elementary or secondary schools”, the second time these words occur in such third sentence, are changed to read “such schools”; and (C) the following is inserted in such sentence before the comma after “educational media”: “(including educational and instructional television and radio), child development”.

(c) Section 522 of such Act is amended to read as follows:

79 Stat. 1258.
20 USC 1112.

“FELLOWSHIPS AUTHORIZED

“SEC. 522. The Commissioner is authorized to award fellowships in accordance with the provisions of this part for graduate study leading to an advanced degree for persons who are pursuing or plan to pursue a career in elementary and secondary education or postsecondary vocational education.”

(d)(1) Paragraph (1) of section 523 of such Act is amended by striking out “Advisory Council on Quality Teacher Preparation” and inserting in lieu thereof “National Advisory Council on Education Professions Development”.

20 USC 1113.

(2) Paragraph (2) of such section is amended by inserting “or postsecondary vocational schools” after “elementary or secondary schools”; inserting “or postsecondary vocational education” after “elementary or secondary education”; and amending the term “career in elementary and secondary education”, each time such term occurs, to read “career in elementary and secondary education or postsecondary vocational education”.

(e)(1) Section 524(b) of such Act is amended to read as follows:

20 USC 1114.

“(b) For the purpose of obtaining an appropriate geographical distribution of high-quality programs for the training of personnel for elementary or secondary education, the Commissioner is authorized to make grants to and contracts with institutions of higher education to pay part of the cost of developing or strengthening graduate programs which meet or, as a result of assistance received under this subsection will be enabled to meet, the requirements of subsection (a).”

(2) Subsection (c) of section 524 is repealed.

Repeal.

(f) Subsection (b) of section 525 is amended to read as follows:

20 USC 1115.

“(b) The Commissioner shall (in addition to the stipends paid to persons under subsection (a)) pay to the institution of higher education at which such person is pursuing his course of study such amount as the Commissioner may determine to be appropriate, not to exceed the equivalent of \$2,500 per academic year, but any amount charged such person for tuition and nonrefundable fees and deposits shall be deducted from the amount payable to the institution of higher education under this subsection.”

(g) Section 528 of such Act is amended by inserting after “June 30, 1968,” the following: “\$195,000,000 for the fiscal year ending June 30, 1969, and \$240,000,000 for the fiscal year ending June 30, 1970.”

Appropriation.
20 USC 1118.

NEW PARTS ADDED TO TITLE V OF HIGHER EDUCATION ACT OF 1965

SEC. 6. Title V of the Higher Education Act of 1965 is further amended by adding the following new parts at the end thereof:

20 USC 1091-1118.

“PART D—IMPROVING TRAINING OPPORTUNITIES FOR PERSONNEL SERVING IN PROGRAMS OF EDUCATION OTHER THAN HIGHER EDUCATION

“ADVANCED TRAINING AND RETRAINING

“SEC. 531. (a) The Commissioner is authorized to make grants to, or contracts with, institutions of higher education and State educational agencies, and to make grants to, or contracts with, local educational agencies if, after consultation with the State educational agency, such State agency is satisfied that the program or project will be coordinated with programs carried on under part B, for carrying

Ante, p. 84.

out programs or projects to improve the qualifications of persons who are serving or preparing to serve in educational programs in elementary and secondary schools (including preschool and adult and vocational education programs) or postsecondary vocational schools or to supervise or train persons so serving.

“(b) Programs or projects under this section may include, among others—

“(1) programs or projects to train or retrain teachers, or supervisors or trainers of teachers, in any subject generally taught in the schools;

“(2) programs or projects to train or retrain other educational personnel in such fields as guidance and counseling (including occupational counseling), school social work, child psychology, remedial speech and reading, child development, and educational media (including educational or instructional television or radio);

“(3) programs or projects to train teacher aides and other non-professional educational personnel;

“(4) programs or projects to provide training and preparation for persons participating in educational programs for children of preschool age;

“(5) programs or projects to prepare teachers and other educational personnel to meet the special needs of the socially, culturally, and economically disadvantaged;

“(6) programs or projects to prepare teachers and other educational personnel to meet the special needs of exceptionally gifted students;

“(7) programs or projects to train or retrain persons engaging in programs of special education for the handicapped;

“(8) programs or projects to provide inservice and other training and preparation for school administrators;

“(9) programs or projects to prepare artists, craftsmen, scientists, artisans, or persons from other professions or vocations, or homemakers to teach or otherwise assist in programs or projects of education on a long-term, short-term, or part-time basis.

“(c) Grants or contracts under this section may provide for use of funds received thereunder only to pay the cost of—

“(1) short-term or regular-session institutes; or

“(2) other preservice and inservice training programs or projects designed to improve the qualifications of persons entering and reentering the field of elementary and secondary education or postsecondary vocational education, except that funds may not be used for seminars, symposia, workshops or conferences unless these are part of a continuing program of inservice or preservice training.

“(d) The Commissioner may include in the terms of any grant or contract under this section provisions authorizing the payment, to persons participating in training programs supported under this section, of such stipends (including allowances for subsistence and other expenses for such persons and their dependents) as he may determine, which shall be consistent with prevailing practices under comparable federally supported programs.

“APPROPRIATIONS AUTHORIZED

“SEC. 532. There is authorized to be appropriated to carry out this part the sum of \$70,000,000 for the fiscal year ending June 30, 1969, and the sum of \$90,000,000 for the fiscal year ending June 30, 1970.

“PART E—TRAINING PROGRAMS FOR HIGHER EDUCATION PERSONNEL

“PROGRAMS AND PROJECTS

“SEC. 541. (a) The Commissioner is authorized to make grants to, or contracts with, institutions of higher education to assist them in training persons who are serving or preparing to serve as teachers, administrators, or educational specialists in institutions of higher education.

“(b) Grants or contracts under this section may provide for use of funds received thereunder only to assist in covering the cost of courses of training or study (including short-term or regular-session institutes and other preservice and inservice training programs) for such persons, and for establishing and maintaining fellowships or traineeships, except that funds may not be used for fellowships which are eligible for support under title IV of the National Defense Education Act of 1958, or for seminars, conferences, symposia, and workshops unless these are part of a continuing program of inservice or preservice training.

72 Stat. 1590.
20 USC 461-465.

“(c) The Commissioner may make a grant to or enter into a contract with an institution of higher education only upon application by the institution and only upon his finding that such program will substantially improve educational opportunities throughout the Nation for training for persons who have or are preparing to undertake teaching or administrative responsibilities in institutions of higher education or the responsibilities of an educational specialist in such institution.

“STIPENDS

“SEC. 542. The Commissioner may include in the terms of any arrangement with an institution of higher education under this part provisions authorizing the payment, to persons participating in training programs supported under this part, of such stipends (including allowances for subsistence and other expenses for such persons and their dependents) as he may determine, which shall be consistent with prevailing practices under comparable federally supported programs.

“APPROPRIATIONS AUTHORIZED

“SEC. 543. There is authorized to be appropriated to carry out this part the sum of \$21,500,000 for the fiscal year ending June 30, 1969, and the sum of \$36,000,000 for the fiscal year ending June 30, 1970.”

LIMITATION

SEC. 7. The Higher Education Act of 1965 is further amended by inserting before the period at the end of section 508 (as redesignated by section 2(b) of this Act) the following words: “or training for a religious vocation or to teach theological subjects”.

79 Stat. 1255.
20 USC 1092.

SHORT TITLE OF TITLE V OF HIGHER EDUCATION ACT OF 1965

SEC. 8. Title V of the Higher Education Act of 1965, as amended by this Act, is further amended by adding at the end of part A thereof the following new section:

Ante, p. 82.

“SHORT TITLE

“SEC. 509. This title may be cited as the ‘Education Professions Development Act.’”

EFFECTIVE DATES

SEC. 9. (a) The amendments to title V of the Higher Education Act of 1965 made by the foregoing sections of this Act shall be effective with respect to fiscal years beginning after June 30, 1968, except that the following amendments made by this Act shall take effect on the date of enactment of this Act:

(1) The redesignation of section numbers made by section 2 of this Act.

(2) The repeal (by section 2(c) of this Act) of section 501 of title V of the Higher Education Act of 1965 (which provides for an Advisory Council on Quality Teacher Preparation) and the enactment, in lieu thereof, of section 501 (Statement of Purpose) and section 502 (National Advisory Council on Education Professions Development) of such title; and the conforming amendment to section 523(1) of such title V made by section 5(d) (1) of this Act.

(3) The enactment (by section 2(c) of this Act) of section 507 of title V of the Higher Education Act of 1965 (relating to experts and consultants), and the concomitant repeal (by section 5(e) of this Act) of subsection (c) of section 524 of such title V.

(4) The amendments made by sections 3, 7, and 8 of this Act.

(b) Nothing in this section shall be construed to preclude advance planning and dissemination of information by the Commissioner of Education with respect to amendments the effective date of which is deferred by this section.

Approved June 29, 1967.

Public Law 90-36

AN ACT

To extend the time within which certain requests may be filed under the Tariff Schedules Technical Amendments Act of 1965.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (b) of section 2 of the Tariff Schedules Technical Amendments Act of 1965 (Public Law 89-241; 79 Stat. 933) is amended by striking out "on or before the 120th day after the date of the enactment of this Act," and inserting in lieu thereof "on or before September 30, 1967,".

Sec. 2. Sections 407 and 1113(d) of the Social Security Act and sections 135(e), 155(b), and 202(e) of the Public Welfare Amendments of 1962, as amended, are each amended by striking out "June 30, 1967" and inserting in lieu thereof "June 30, 1968", and that section 1115 of the Social Security Act is amended by striking out "July 1, 1967" and inserting in lieu thereof "July 1, 1968".

Approved June 29, 1967.

June 29, 1967
[H. R. 4880]

Tariffs; Social Security provisions.
19 USC prec. 1202 note.

42 USC 607, 1313.

42 USC 608 note, 603 note.

42 USC 1315.