

and not less than 50 percent of any such amount used to carry out planning authorized under paragraph (1) shall be made available to local entities for the planning purposes described in such paragraph.

(e) Reorganization

Not later than 1 year after August 7, 1998, the Secretary of Labor shall reorganize and align functions within the Department of Labor and within the Employment and Training Administration in order to carry out the duties and responsibilities required by this Act (and related laws) in an effective and efficient manner.

(Pub. L. 105-220, title V, §506, Aug. 7, 1998, 112 Stat. 1246; Pub. L. 105-277, div. A, §101(f) [title VIII, §401(19)], Oct. 21, 1998, 112 Stat. 2681-337, 2681-412; Pub. L. 105-332, §4(2), Oct. 31, 1998, 112 Stat. 3126.)

REFERENCES IN TEXT

The Job Training Partnership Act, referred to in subsecs. (a) and (d), is Pub. L. 97-300, Oct. 13, 1982, 96 Stat. 1322, as amended, which is classified generally to chapter 19 (§1501 et seq.) of Title 29, Labor. For complete classification of this Act to the Code, see Short Title note set out under section 1501 of Title 29 and Tables.

This Act, referred to in subsecs. (a) and (c) to (e), is Pub. L. 105-220, Aug. 7, 1998, 112 Stat. 936, as amended, known as the Workforce Investment Act of 1998. Title I of the Act is classified principally to chapter 30 (§2801 et seq.) of Title 29, Labor. For complete classification of this Act to the Code, see Short Title note set out under section 9201 of this title and Tables.

The Adult Education Act, referred to in subsec. (b)(1), is title III of Pub. L. 89-750, Nov. 3, 1966, 80 Stat. 1216, as amended, which was classified generally to chapter 30 (§1201 et seq.) of this title, prior to repeal by Pub. L. 105-220, title II, §251(a)(1), Aug. 7, 1998, 112 Stat. 1079. For complete classification of this Act to the Code, see Tables.

The Adult Education and Family Literacy Act, referred to in subsec. (b)(1), is title II of Pub. L. 105-220, Aug. 7, 1998, 112 Stat. 1059, as amended, which is classified principally to subchapter I (§9201 et seq.) of this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 9201 of this title and Tables.

AMENDMENTS

1998—Subsec. (b)(2). Pub. L. 105-332 amended heading and text of par. (2) generally. Prior to amendment, text read as follows: “The authority to take actions under paragraph (1) shall apply only for the 1-year period beginning on August 7, 1998.”

Subsec. (d)(1). Pub. L. 105-277, §101(f) [title VIII, §401(19)(A)], substituted “subsection (c)” for “subsection (b)”.

Subsec. (d)(2). Pub. L. 105-277, §101(f) [title VIII, §401(19)(B)], inserted “planning authorized under” after “carry out” in two places and substituted “the planning purposes” for “the purposes”.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 9224 of this title.

CHAPTER 74—TROOPS-TO-TEACHERS PROGRAM

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CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in title 10 section 1142.

§ 9301. Short title; definitions

(a) Short title

This chapter may be cited as the “Troops-to-Teachers Program Act of 1999”.

(b) Definitions

In this chapter:

(1) The term “administering Secretary”, with respect to the Troops-to-Teachers Program, means the following:

(A) The Secretary of Defense with respect to the Armed Forces (other than the Coast Guard) for the period beginning on October 5, 1999, and ending on the date of the completion of the transfer of responsibility for the Troops-to-Teachers Program to the Secretary of Education under section 9307 of this title.

(B) The Secretary of Transportation with respect to the Coast Guard for the period referred to in subparagraph (A).

(C) The Secretary of Education for any period after the period referred to in subparagraph (A).

(2) The term “alternative certification or licensure requirements” means State or local teacher certification or licensure requirements that permit a demonstrated competence in appropriate subject areas gained in careers outside of education to be substituted for traditional teacher training course work.

(3) The term “member of the Armed Forces” includes a former member of the Armed Forces.

(4) The term “State” includes the District of Columbia, American Samoa, the Federated States of Micronesia, Guam, the Republic of the Marshall Islands, the Commonwealth of the Northern Mariana Islands, the Commonwealth of Puerto Rico, the Republic of Palau, and the United States Virgin Islands.

(Pub. L. 106-65, div. A, title XVII, §1701, Oct. 5, 1999, 113 Stat. 817.)

REFERENCES IN TEXT

This chapter, referred to in text, was in the original “this title”, meaning title XVII of div. A of Pub. L. 106-65, Oct. 5, 1999, 113 Stat. 817, known as the Troops-to-Teachers Program Act of 1999, which enacted this chapter, repealed section 1151 of Title 10, Armed Forces, and enacted provisions set out as a note under section 1151 of Title 10. For complete classification of title XVII to the Code, see Tables.

§ 9302. Authorization of Troops-to-Teachers Program

(a) Program authorized

The administering Secretary may carry out a program (to be known as the “Troops-to-Teachers Program”)—

(1) to assist eligible members of the Armed Forces after their discharge or release, or retirement, from active duty to obtain certification or licensure as elementary or secondary school teachers or as vocational or technical teachers; and

(2) to facilitate the employment of such members by local educational agencies identified under subsection (b)(1) of this section.

(b) Identification of local educational agencies with teacher shortages

(1) In carrying out the Troops-to-Teachers Program, the administering Secretary shall periodically identify local educational agencies that—

(A) are receiving grants under title I of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq.) as a result of having within their jurisdictions concentrations of children from low-income families; or

(B) are experiencing a shortage of qualified teachers, in particular a shortage of science, mathematics, special education, or vocational or technical teachers.

(2) The administering Secretary may identify local educational agencies under paragraph (1) through surveys conducted for that purpose or by using information on local educational agencies that is available to the administering Secretary from other sources.

(c) Identification of States with alternative certification requirements

In carrying out the Troops-to-Teachers Program, the administering Secretary shall also conduct a survey of States to identify those States that have alternative certification or licensure requirements for teachers, including those States that grant credit for service in the Armed Forces toward satisfying certification or licensure requirements for teachers.

(d) Limitation on use of funds for management infrastructure

The administering Secretary may utilize not more than five percent of the funds available to carry out the Troops-to-Teachers Program for a fiscal year for purposes of establishing and maintaining the management infrastructure necessary to support the program.

(Pub. L. 106-65, div. A, title XVII, §1702, Oct. 5, 1999, 113 Stat. 818.)

REFERENCES IN TEXT

The Elementary and Secondary Education Act of 1965, referred to in subsec. (b)(1)(A), is Pub. L. 89-10, Apr. 11, 1965, 79 Stat. 27, as amended. Title I of the Act is classified generally to subchapter I (§6301 et seq.) of chapter 70 of this title. For complete classification of this Act to the Code, see Short Title note set out under section 6301 of this title and Tables.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 9303, 9304, 9308 of this title.

§ 9303. Eligible members of the Armed Forces

(a) Eligible members

Subject to subsection (c) of this section, the following members of the Armed Forces shall be eligible for selection to participate in the Troops-to-Teachers Program:

(1) Any member who—

(A) during the period beginning on October 1, 1990, and ending on September 30, 1999, was involuntarily discharged or released from active duty for purposes of a reduction of force after six or more years of continuous active duty immediately before the discharge or release; and

(B) satisfies such other criteria for selection as the administering Secretary may prescribe.

(2) Any member who applied for the teacher placement program administered under section 1151 of title 10, as in effect before its repeal by section 9307 of this title, and who satisfies the eligibility criteria specified in subsection (c) of such section 1151.

(3) Any member who—

(A) on or after October 1, 1999, becomes entitled to retired or retainer pay in the manner provided in title 10 or title 14;

(B) has the educational background required by subsection (b) of this section; and

(C) satisfies the criteria prescribed under paragraph (1)(B).

(b) Educational background

(1) In the case of a member of the Armed Forces described in subsection (a)(3) of this section who is applying for assistance for placement as an elementary or secondary school teacher, the administering Secretary shall require the member to have received a baccalaureate or advanced degree from an accredited institution of higher education.

(2) In the case of a member described in subsection (a)(3) of this section who is applying for assistance for placement as a vocational or technical teacher, the administering Secretary shall require the member—