116TH CONGRESS	$\mathbf{C}$	
2D Session		
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To amend the Elementary and Secondary Education Act of 1965 by establishing a program to support the modernization, renovation, or repair of career and technical education facilities, to enable schools serving grades 6 through 12 that are located in rural areas or that serve Native American students to remodel or build new facilities to provide STEM classrooms and laboratories and support high-speed internet, and for other purposes.

## IN THE SENATE OF THE UNITED STATES

Mr.	Schatz	(for	himself,	Mr.	Brown,	Mr.	MERKLEY,	Mr.	Воог	ŒR,	Ms.
	WARREN,	and	Ms. Ro	SEN)	introduce	ed the	e following	bill; v	vhich	was	read
	twice and	refe	rred to tl	he Co	ommittee o	on					

## A BILL

To amend the Elementary and Secondary Education Act of 1965 by establishing a program to support the modernization, renovation, or repair of career and technical education facilities, to enable schools serving grades 6 through 12 that are located in rural areas or that serve Native American students to remodel or build new facilities to provide STEM classrooms and laboratories and support high-speed internet, and for other purposes.

- 1 Be it enacted by the Senate and House of Representa-
- 2 tives of the United States of America in Congress assembled,

## 1 SECTION 1. SHORT TITLE.

- This Act may be cited as the "Inspiring New STEM
- 3 Professionals by Investing in Renovation of Education
- 4 Spaces Act" or the "INSPIRES Act".

## 5 SEC. 2. FINDINGS.

- 6 Congress finds the following:
- 7 (1) Technological advancement has increased 8 the types of jobs available now and for the foresee-9 able future. Over the next 10 years, employers will 10 be looking to fill an estimated 2,600,000 openings 11 for the top 10 occupations in the collective fields of 12 science, technology, engineering, and mathematics 13 (referred to in this section as "STEM"). STEM jobs 14 pay well; STEM workers earn an average of \$14,000 15 per year more than non-STEM workers at every 16 education level. However, projections suggest that 17 the United States won't have enough skilled workers 18 to fill STEM jobs.
  - (2) STEM skills and knowledge are now required in a wide range of occupations, including many that are not traditionally considered to be science or engineering-related, such as sustainable agriculture, management of natural resources, and health care. Because of the growing use of STEM skills across all job sectors, the distinction between a "rural" as compared to an "urban" job is blur-

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ring. For instance, renewable energy development and bio-based product manufacturing employ workers in a variety of areas of the United States. Known as the "new collar" economy, the phenomenal growth in job opportunities for those who are prepared will also support the growth of communities: places to raise families and invest in the future.

(3) While students at all grade levels can benefit from STEM education, the evidence points to ensuring quality STEM education for middle school students during school and non-school hours. Good STEM experiences in middle school will lead to positive attitudes toward and expectations of STEM experiences in high school. In the middle grades, students begin to demonstrate formal logical operations (critical thinking). Further, middle school students have been shown to be highly susceptible to developing opinions about their competence and interest in STEM learning. Providing students with additional time in after school and summer STEM programs allows students opportunities to engage in hands-on learning that sparks interest in STEM fields and careers. Students who engage in well-designed laboratory experiences develop problem-solv-

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ing and critical-thinking skills, and gain exposure to reactions, materials, and equipment in a lab setting. Sustained investments in hands-on experiences help inspire students to further their education and prepare them for high-technology careers by fostering skills sought by potential employers. Hands-on experiences significantly advance learning at all levels of science education when appropriately designed and guided by qualified educators, in a safe learning environment that is student-centered and curriculum-driven. The classroom should contain enough resources, space, and storage to permit long-term multidisciplinary projects, individual and small-group learning, inquiry and project-based learning.

(4) Native American communities, including American Indian, Alaska Native, and Native Hawaiian populations, have a long history of discrimination and poverty and have higher high school dropout rates than other underserved groups. In assessments of mathematics and reading throughout elementary and secondary school grades, American Indian and Alaska Native children score lower in mathematics and reading proficiency as compared to other groups. Only 28 percent of Native Hawaiians students in Hawaii demonstrate mathematics pro-

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ficiency as compared with 49 percent of non-Native Hawaiian students. In reading, 34.8 percent of Native Hawaiian students tested proficient compared to 54.3 percent of non-Native Hawaiian students. Further, the United States is obligated under the Federal trust responsibility to help raise the standard of living and educational achievement of Native Americans to a level comparable to non-Natives.

- (5) To meet the challenge of educating youth to fulfill the demand for STEM workers, public schools in the United States must be equipped to educate all youth in STEM skills, especially youth who are underserved or socially disadvantaged.
- (6) The median age of United States schools is 65 years. Nearly 50 percent of school buildings in the United States need significant repairs or upgrades, including clean and safe classrooms and laboratory spaces, up-to-date technology, and broadband. Moreover, the condition of school facilities has a measurable effect on student achievement.
- (7) For all of these reasons, the future workforce of the United States needs safe, clean, wellequipped school facilities where, regardless of historic or current disadvantages, students can reach their full potential and learn the knowledge and

1	skills that place students on a secure pathway to en-
2	hance the capacity of the United States to compete
3	globally.
4	SEC. 3. STEM EDUCATION FACILITIES; CAREER AND TECH-
5	NICAL EDUCATION FACILITIES.
6	(a) Career and Technical Education Facili-
7	TIES.—Title V of the Elementary and Secondary Edu-
8	cation Act of 1965 (20 U.S.C. 7305 et seq.) is amended—
9	(1) by redesignating part C as part E;
10	(2) by redesignating sections 5301 and 5302 as
11	sections 5501 and 5502, respectively; and
12	(3) by inserting after part B the following:
13	"PART C—STEM EDUCATION FACILITIES
14	"SEC. 5301. DEFINITIONS.
15	"In this part:
16	"(1) ELIGIBLE ENTITY.—The term 'eligible en-
17	tity' means a local educational agency, a consortium
18	of local educational agencies, or an education service
19	agency.
20	"(2) ELIGIBLE SCHOOL.—The term 'eligible
21	school' means—
22	"(A) a public school that—
23	"(i) serves students in any of grades
24	6 through 12; and
25	"(ii)(I) is located—

1	"(aa) in a rural area, as defined
2	in section 25.503 of title 7, Code of
3	Federal Regulations, or any successor
4	regulation;
5	"(bb) on or near trust land, as
6	defined in section 3765 of title 38,
7	United States Code;
8	"(cc) on or near a substantially
9	underserved trust area, as defined in
10	section 306F(a) of the Rural Elec-
11	trification Act of 1936 (7 U.S.C.
12	936f(a)); or
13	"(dd) in an eligible community,
14	as defined in section 1456 of the Safe
15	Drinking Water Act (42 U.S.C. 300j-
16	16);or
17	"(II) is determined by an Indian tribe
18	or tribal organization to serve Native
19	American students; or
20	"(B) a Bureau-funded school, as defined in
21	section 1141 of the Education Amendments of
22	1978 (25 U.S.C. 2021).
23	"(3) Indian tribe.—The term 'Indian tribe'
24	has the meaning given the term in section 4 of the

1	Indian Self-Determination and Education Assistance
2	Act (25 U.S.C. 5304).
3	"(4) Native American.—The term 'Native
4	American' has the meaning given the term in section
5	102 of the Older Americans Act of 1965 (42 U.S.C.
6	3002).
7	"(5) Public-private partnership.—The
8	term 'public-private partnership' means a partner-
9	ship—
10	"(A) between a grantee or subgrantee
11	under this part and a private entity (which may
12	be a nonprofit organization, business, or other
13	nongovernmental entity); and
14	"(B) through which the private entity will
15	provide some or all of the required match under
16	section 5302(e).
17	"(6) QUALIFIED PROJECT.—The term 'qualified
18	project' means—
19	"(A) the modernization, renovation, or re-
20	pair of facilities to provide STEM classrooms or
21	laboratories, including updates related to stu-
22	dent and faculty health and safety, which may
23	include—
24	"(i) improving the energy efficiency of
25	a facility;

1	"(ii) improving the cost-effectiveness
2	of a facility in delivering quality education;
3	"(iii) improving student, faculty, and
4	staff health and safety at a facility;
5	"(iv) improving, installing, or upgrad-
6	ing educational technology infrastructure;
7	"(v) retrofitting an existing building
8	for career and technical education pur-
9	poses; and
10	"(vi) a one-time repair of serviceable
11	equipment at a facility, or replacement of
12	equipment at a facility that is at the end
13	of its serviceable lifespan, that will be used
14	to further educational outcomes;
15	"(B) building new facilities to provide
16	STEM classrooms or laboratories; or
17	"(C) supporting the establishment and
18	maintenance of high-speed internet for a STEM
19	classroom or laboratory.
20	"(7) STEM.—The term 'STEM' means the
21	fields of science, technology, engineering, and mathe-
22	matics, and related fields (including computer
23	science).
24	"(8) Tribal organization.—The term 'tribal
25	organization' has the meaning given the term in sec-

1	tion 658P of the Child Care and Development Block
2	Grant Act of 1990 (42 U.S.C. 9858n).
3	"SEC. 5302. STEM EDUCATION FACILITIES IMPROVEMENT.
4	"(a) Program Authorized.—The Secretary shall
5	carry out a program to improve STEM education facilities
6	by awarding grants to States, Indian tribes, and tribal or-
7	ganizations to enable those States, Indian tribes, and trib-
8	al organizations to carry out qualified projects at eligible
9	schools or to award subgrants to eligible entities or tribal
10	educational agencies to carry out qualified projects at eli-
11	gible schools.
12	"(b) Reservation, Allotment, and Use of
13	Funds.—
14	"(1) Reservation of funds for indian
15	TRIBES AND TRIBAL ORGANIZATIONS.—From
16	amounts made available to carry out this section, the
17	Secretary shall reserve 10 percent for Indian tribes
18	and tribal organizations to enable Indian tribes and
19	tribal organizations to carry out, or to award sub-
20	grants to tribal educational agencies to carry out,
21	qualified projects at eligible schools.
22	"(2) Allotments and use of funds for
23	STATES.—
24	"(A) Allotments.—From amounts ap-
25	propriated to carry out this part for each fiscal

1	year and not reserved under paragraph (1), the
2	Secretary shall allot to each State that has an
3	application approved under this section an
4	amount that bears the same relationship as the
5	number of schools in the State that are rural
6	schools designated with a locale code of 41, 42,
7	or 43, as determined by the Secretary, bears to
8	the number of all such schools in the United
9	States and on such Indian lands for that fiscal
10	year.
11	"(B) USE OF FUNDS.—A State receiving
12	an allotment under subparagraph (A) shall use
13	the allotment to award subgrants to eligible en-
14	tities to carry out qualified projects at eligible
15	schools.
16	"(c) Application.—
17	"(1) Grant application for states.—
18	"(A) In General.—A State that desires
19	to receive a grant under this part shall submit
20	an application to the Secretary at such a time,
21	in such a manner, and containing such informa-
22	tion as the Secretary may require. Such infor-

mation shall include, at a minimum—

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1	"(i) a description of the process that
2	the State will use in selecting and award-
3	ing subgrants to eligible entities;
4	"(ii) an assurance that such process
5	will meet the requirements described in
6	paragraph (2);
7	"(iii) an assurance that in awarding
8	subgrants to eligible entities, the State will
9	give priority to eligible entities that are
10	part of a public-private partnership; and
11	"(iv) if the State has formed a public-
12	private partnership, a description of that
13	partnership, including how the private enti-
14	ty partner will contribute to the required
15	match under subsection (e)(1).
16	"(B) Priority.—In awarding grants to
17	States, the Secretary shall give priority to
18	States that have formed a public-private part-
19	nership.
20	"(2) Subgrant Application.—A State that
21	receives a grant under this section shall require an
22	eligible entity that desires a subgrant to submit an
23	application that contains, at a minimum, the fol-
24	lowing information:

1	"(A) A detailed description of the qualified
2	projects that the eligible entity will carry out
3	with subgrant funds.
4	"(B) A description of the need for those
5	qualified projects.
6	"(C) A description of how the eligible enti-
7	ty will ensure that the qualified projects will be
8	adequately maintained.
9	"(D) An identification of the eligible
10	schools that will benefit from the qualified
11	projects.
12	"(E) A description of how the facilities or
13	internet supported by the qualified project will
14	be used for providing educational services in
15	STEM during the school day, summer, and in
16	after school programs.
17	"(F) If the eligible entity has formed a
18	public-private partnership, a description of that
19	partnership, including how the private entity
20	partner will contribute to the required match
21	under subsection (e)(2).
22	"(3) Grant application for indian tribes
23	OR TRIBAL ORGANIZATIONS.—
24	"(A) In General.—An Indian tribe or
25	tribal organization desiring a grant under this

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section shall submit an application to the Secretary at such time, in such manner, and accompanied by such information as the Secretary may require, including a description of any public-private partnership that the Indian tribe or tribal organization has formed and how the private entity in such partnership will contribute to the required match described in subsection (e)(3).

"(B) PRIORITY.—In awarding grants to Indian tribes or tribal organizations, the Secretary shall give priority to Indian tribes or tribal organizations that have formed a public-private partnership.

"(d) Environmental Standards.—The Secretary shall encourage, but not require, eligible entities, Indian tribes, tribal organizations, and tribal educational agencies to ensure that the modernization, renovation, repair, or building supported by the qualified project meets Leader-ship in Energy and Environmental Design (LEED) build-ing rating standards, Energy Star standards, Collabo-rative for High Performance Schools (CHPS) criteria, Green Building Initiative environmental design and rating standards (Green Globes), the Living Building Challenge certification standards, or equivalent standards adopted

1 by entities with jurisdiction over or related to the eligible

- 2 entity or Indian tribe or tribal organization.
- 3 "(e) Matching Funds.—

- "(1) STATES.—A State that receives a grant under subsection (b)(2) shall provide, from non-Federal sources, an amount equal to 25 percent of the amount of the grant (which may be provided in cash or in kind) to carry out activities supported by the grant.
  - "(2) ELIGIBLE ENTITIES.—An eligible entity that receives a subgrant under subsection (b)(2)(B) shall provide, from non-Federal sources, an amount equal to 25 percent of the amount of the subgrant (which may be provided in cash or in kind) to carry out activities supported by the subgrant.
  - "(3) Indian tribe or tribal organization that receives a grant under subsection (b)(1) shall provide, from Federal or non-Federal sources, an amount equal to 10 percent of the amount of the grant (which may be provided in cash or in kind) to carry out activities supported by the grant.
  - "(4) WAIVER AUTHORITY.—The Secretary may waive the matching funds requirement under this subsection for a State, Indian tribe, or tribal organi-

- 1 zation if the Secretary determines that the State, In-
- dian tribe, or tribal organization will be unlikely to
- 3 satisfy the matching requirement.
- 4 "(f) Supplement Not Supplant.—Funds made
- 5 available under this part shall be used to supplement, and
- 6 not supplant, other Federal and State funds available to
- 7 carry out the activities supported under this part.
- 8 "(g) Technical Assistance and Administrative
- 9 Costs.—The Secretary may reserve not more than 3 per-
- 10 cent of funds appropriated to carry out this part for the
- 11 administrative costs of this part and to provide technical
- 12 assistance to States, eligible entities, Indian tribes, tribal
- 13 organizations, and tribal educational agencies concerning
- 14 best practices in carrying out qualified projects.
- 15 "(h) Reporting Requirements.—Not later than 1
- 16 year after funds are appropriated to carry out this part,
- 17 and every 2 years thereafter, the Secretary shall prepare
- 18 and submit to the appropriate committees of Congress a
- 19 report on the effect of the qualified projects supported
- 20 under this part on improving academic achievement.
- 21 "(i) Authorization of Appropriations.—There
- 22 are authorized to be appropriated to carry out this part
- 23 not less than \$100,000,000 for fiscal year 2020 and each
- 24 succeeding fiscal year.".

1	"PART D—CAREER AND TECHNICAL EDUCATION
2	FACILITIES
3	"SEC. 5401. DEFINITIONS.
4	"In this part:
5	"(1) CAREER AND TECHNICAL EDUCATION.—
6	The term 'career and technical education' has the
7	meaning given the term in section 3 of the Carl D.
8	Perkins Career and Technical Education Act of
9	2006 (20 U.S.C. 2302).
10	"(2) COMMUNITY COLLEGE.—The term 'com-
11	munity college' means a public institution of higher
12	education at which the predominant degree awarded
13	to students is an associate's degree, including a 2-
14	year Tribal College or University as defined in sec-
15	tion 316 of the Higher Education Act of 1965 (20
16	U.S.C. 1059c) and a public 2-year State institution
17	of higher education.
18	"(3) ELIGIBLE ENTITY.—The term 'eligible en-
19	tity' means—
20	"(A) an eligible institution;
21	"(B) a community college;
22	"(C) a local educational agency or consor-
23	tium of local educational agencies;
24	"(D) an educational service agency;
25	"(E) an Indian tribe;
26	"(F) a tribal organization; or

1	"(G) another entity determined appro-
2	priate by the Secretary.
3	"(4) Eligible institution.—The term 'eligi-
4	ble institution' means any of the following:
5	"(A) An Alaska Native-serving institution
6	or a Native Hawaiian-serving institution (as
7	such terms are defined in section 317 of the
8	Higher Education Act of 1965 (20 U.S.C.
9	1059d)), a Native American-serving, nontribal
10	institution (as defined in section 319 of such
11	Act (20 U.S.C. 1059f), or an Asian American
12	and Native American Pacific Islander-serving
13	institution (as defined in section 320 of such
14	Act (20 U.S.C. 1059g)).
15	"(B) A Tribal College or University, as de-
16	fined in section 316 of such Act (20 U.S.C.
17	1059e).
18	"(C) A 1890 Institution, as defined in sec-
19	tion 2 of the Agricultural Research, Extension,
20	and Education Reform Act of 1998 (7 U.S.C.
21	7601)).
22	"(D) A 1994 Institution, as defined in sec-
23	tion 2 of such Act (7 U.S.C. 7601)).
24	"(E) A Hispanic-serving agricultural col-
25	lege or university, as defined in section 1404 of

1	the National Agricultural Research, Extension,
2	and Teaching Policy Act of 1977 (7 U.S.C.
3	3103).
4	"(F) A minority-serving institution, which
5	shall be defined as an eligible institution under
6	section 371(a) of the Higher Education Act of
7	1965 (20 U.S.C. 1067q(a)).
8	"(5) Indian tribe.—The term 'Indian tribe'
9	has the meaning given the term in section 4 of the
10	Indian Self-Determination and Education Assistance
11	Act (25 U.S.C. 5304).
12	"(6) QUALIFIED PROJECT.—The term 'qualified
13	project'—
14	"(A) means the modernization, renovation,
15	or repair of a facility that will be used to im-
16	prove the quality and availability of science,
17	technology, engineering, mathematics, or career
18	and technical education instruction to students,
19	and that may include—
20	"(i) improving the energy efficiency of
21	the facility;
22	"(ii) improving the cost-effectiveness
23	of the facility in delivering quality edu-
24	cation;

1	"(iii) improving student, faculty, and
2	staff health and safety at the facility;
3	"(iv) improving, installing, or upgrad-
4	ing educational technology infrastructure;
5	"(v) retrofitting an existing building
6	for career and technical education pur-
7	poses; and
8	"(vi) a one-time repair of serviceable
9	equipment at the facility, or replacement of
10	equipment at the facility that is at the end
11	of its serviceable lifespan, that will be used
12	to further educational outcomes; and
13	"(B) does not include new construction or
14	the payment of routine maintenance costs.
15	"(7) Tribal organization.—The term 'tribal
16	organization' has the meaning given the term in sec-
17	tion 658P of the Child Care and Development Block
18	Grant Act of 1990 (42 U.S.C. 9858n).
19	"SEC. 5402. CAREER AND TECHNICAL EDUCATION FACILI-
20	TIES IMPROVEMENT.
21	"(a) Program Authorized.—From amounts ap-
22	propriated to carry out this part, the Secretary shall carry
23	out a program to improve career and technical education
24	facilities by—

1	"(1) awarding grants to eligible entities to en-
2	able the eligible entities to carry out qualified
3	projects;
4	"(2) guaranteeing loans made to eligible entities
5	for qualified projects; or
6	"(3) making payments of interest on bonds,
7	loans, or other financial instruments (other than a
8	refinancing) that are issued to eligible entities for
9	qualified projects.
10	"(b) APPLICATION.—An eligible entity that desires to
11	receive a grant, loan guarantee, or payment of interest
12	under this part shall submit an application to the Sec-
13	retary at such a time, in such a manner, and containing
14	such information as the Secretary may require. The appli-
15	cation shall include—
16	"(1) a detailed description of the qualified
17	project;
18	"(2) in the case of a qualified project described
19	in section 5401(6)(A)(vi), a description of the edu-
20	cational outcomes to be furthered by the one-time
21	repair of serviceable equipment or replacement of
22	equipment;
23	"(3) an indication as to whether the eligible en-
24	tity prefers to receive a grant, loan guarantee, or
25	payment of interest;

1	"(4) a description of the need for the qualified
2	project;
3	"(5) a description of how the eligible entity will
4	ensure that the qualified project will be adequately
5	maintained;
6	"(6) a description of how the qualified project
7	will improve instruction and educational outcomes at
8	the facility, including any opportunities to integrate
9	project activities within the curriculum of a school or
10	institution;
11	"(7) a description of how the facility supported
12	by the qualified project will be used for providing
13	educational services in science, technology, engineer-
14	ing, mathematics, or career and technical education;
15	"(8) a description of how the eligible entity will
16	describe how the modernization, renovation, or re-
17	pair supported by the qualified project meets Lead-
18	ership in Energy and Environmental Design
19	(LEED) building rating standards, Energy Star
20	standards, Collaborative for High Performance
21	Schools (CHPS) criteria, Green Building Initiative
22	environmental design and rating standards (Green
23	Globes), the Living Building Challenge certification
24	standards, or equivalent standards adopted by enti-

1	ties with jurisdiction over or related to the eligible
2	entity;
3	"(9) a description of the fiscal capacity of the
4	eligible entity;
5	"(10) the percentage of students enrolled in the
6	eligible entity or a school or institution served by the
7	eligible entity to be served by the qualified project
8	who are from low-income families;
9	"(11) in the case of a qualified project at a fa-
10	cility that is used by students in a secondary school,
11	the secondary school graduation rates;
12	"(12) in the case of an eligible entity that has
13	formed a partnership with a private entity (which
14	may include a nonprofit organization, business, or
15	other nongovernmental entity), a description of that
16	partnership, including how the private entity partner
17	will contribute to the qualified project; and
18	"(13) such additional information and assur-
19	ances as the Secretary may require.
20	"(c) Priority.—In awarding grants, guaranteeing
21	loans, or making payments under subsection (a), the Sec-
22	retary shall give priority to eligible entities that have a
23	public-private partnership as described in subsection
24	(b)(12).

- 1 "(d) Supplement Not Supplant.—Funds made
- 2 available under this part shall be used to supplement, and
- 3 not supplant, other Federal and State funds available to
- 4 carry out the activities supported under this part.
- 5 "(e) Technical Assistance and Administrative
- 6 Costs.—The Secretary may reserve not more than 3 per-
- 7 cent of funds appropriated under subsection (g) for the
- 8 administrative costs of this part and to provide technical
- 9 assistance to eligible entities concerning best practices in
- 10 school facility renovation, repair, and modernization.
- 11 "(f) Reporting Requirements.—Not later than 1
- 12 year after funds are appropriated to carry out this part,
- 13 and every 2 years thereafter, the Secretary shall prepare
- 14 and submit to the appropriate committees of Congress a
- 15 report on the effect of the qualified projects supported
- 16 under this part on improving academic achievement.
- 17 "(g) Authorization of Appropriations.—There
- 18 are authorized to be appropriated to carry out this part
- 19 not less than \$100,000,000 for fiscal year 2020 and each
- 20 succeeding fiscal year.".
- 21 (b) Conforming Amendments.—The table of con-
- 22 tents in section 2 of the Elementary and Secondary Edu-
- 23 cation Act of 1965 is amended—
- 24 (1) by redesignating the item relating to part C
- of title V as part E of title V;

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1	(2) by redesignating the items relating to sec-
2	tions 5301 and 5302 as the items relating to sec-
3	tions 5501 and 5502, respectively; and
4	(3) by inserting before the item relating to part
5	E of title V, as so redesignated, the following:

"PART C—STEM EDUCATION FACILITIES

"PART D—CAREER AND TECHNICAL EDUCATION FACILITIES

<sup>&</sup>quot;Sec. 5301. Definitions.

<sup>&</sup>quot;Sec. 5302. STEM education facilities improvement.

<sup>&</sup>quot;Sec. 5401. Definitions.

<sup>&</sup>quot;Sec. 5402. Career and technical facilities improvement.".