

APPENDIX B

Legal Citations for the Annual Survey of School System Finances OMB number 0607-0700

Census: Title 13 USC 8(b), 161, 182

8 - Authenticated transcripts or copies of certain returns; other data; restriction on use; disposition of fees received

(b) Subject to the limitations contained in sections [6\(c\)](#) and [9](#) of this title, the [Secretary](#) may furnish copies of tabulations and other statistical materials which do not disclose the information reported by, or on behalf of, any particular [respondent](#), and may make special statistical compilations and surveys, for departments, agencies, and establishments of the Federal Government, the government of the District of Columbia, the government of any possession or area (including political subdivisions thereof) referred to in [section 191\(a\) of this title](#), State or local agencies, or other public and private persons and agencies, upon payment of the actual or estimated cost of such work. In the case of nonprofit agencies or organizations, the [Secretary](#) may engage in joint statistical projects, the purpose of which are otherwise authorized by law, but only if the cost of such projects are shared equitably, as determined by the [Secretary](#).

161 - Quinquennial censuses; inclusion of certain data

The Secretary shall take, compile, and publish for the year 1957 and for every fifth year thereafter a census of governments. Each such census shall include, but shall not be limited to, data on taxes and tax valuations, governmental receipts, expenditures, indebtedness, and employees of States, counties, cities, and other governmental units.

(Aug. 31, 1954, ch. 1158, [68 Stat. 1021](#); [Pub. L. 85-207, § 12](#), Aug. 28, 1957, [71 Stat. 483](#).)

182 - Surveys

The Secretary may make surveys deemed necessary to furnish annual and other interim current data on the subjects covered by the censuses provided for in this title.

NCES: Title 20 USC 9543-44

9543 - Duties

(a) General duties - The Statistics Center shall collect, report, analyze, and disseminate statistical data related to education in the United [States](#) and in other nations, including—

(1) collecting, acquiring, compiling (where appropriate, on a [State-by-State](#) basis), and disseminating full and complete statistics (disaggregated by the population characteristics described in paragraph (3)) on the condition and progress of education, at the preschool, elementary, secondary, postsecondary, and adult levels in the United [States](#), including data on—

(A)

[State](#) and local education reform activities;

(B)

[State](#) and local early childhood school readiness activities;

(C)

student achievement in, at a minimum, the core academic areas of reading, mathematics, and science at all levels of education;

(D)

[secondary school](#) completions, dropouts, and adult literacy and reading skills;

(E)

access to, and opportunity for, postsecondary education, including data on financial aid to postsecondary students;

(F) teaching, including—

(i)

data on in-service professional [development](#), including a comparison of courses taken in the core academic areas of reading, mathematics, and science with courses in noncore academic areas, including technology courses; and

(ii)

the percentage of teachers who meet the applicable [State](#) certification and licensure requirements, including any requirements for certification obtained through alternative routes to certification, or, with regard to special education teachers, the qualifications described in [section 1412\(a\)\(14\)\(C\) of this title. \[1\]](#) in each [State](#) and, where feasible, in each [local educational agency](#) and school;

(G)

instruction, the conditions of the education workplace, and the supply of, and demand for, teachers;

(H) the incidence, frequency, seriousness, and nature of violence affecting students, school personnel, and other individuals participating in school activities, as well as other indices of school safety, including information regarding—

(i)

the relationship between victims and perpetrators;

(ii)

demographic characteristics of the victims and perpetrators; and

(iii)

the type of weapons used in incidents, as classified in the Uniform Crime Reports of the Federal Bureau of Investigation;

(I)

the financing and management of education, including data on revenues and expenditures;

(J)

the social and economic status of children, including their academic achievement;

(K)

the existence and use of educational technology and access to the Internet by students and teachers in [elementary schools](#) and [secondary schools](#);

(L)

access to, and opportunity for, early childhood education;

(M)

the availability of, and access to, before-school and after-school programs (including such programs during school recesses);

(N)

student participation in and completion of secondary and postsecondary vocational and technical education programs by specific program area; and

(O)

the existence and use of school libraries;

(2)

conducting and publishing reports on the meaning and significance of the statistics described in paragraph (1);

(3)

collecting, analyzing, cross-tabulating, and reporting, to the extent feasible, information by gender, race, ethnicity, socioeconomic status, limited English proficiency, mobility, disability, urban, rural, suburban districts, and other population characteristics, when such disaggregated information will facilitate educational and policy decisionmaking;

(4)

assisting public and private educational agencies, organizations, and institutions in improving and automating statistical and data collection activities, which may include assisting [State](#) educational agencies and local educational agencies with the disaggregation of data and with the [development](#) of longitudinal student data systems;

(5)

determining voluntary standards and guidelines to assist [State](#) educational agencies in developing statewide longitudinal data systems that link individual student data consistent with the requirements

of the [Elementary and Secondary Education Act of 1965](#) (20 U.S.C. 6301 et seq.), promote linkages across [States](#), and protect student privacy consistent with [section 9573 of this title](#), to improve student academic achievement and close achievement gaps;

(6)

acquiring and disseminating data on educational activities and student achievement (such as the Third International Math and Science Study) in the United [States](#) compared with foreign nations;

(7)

conducting longitudinal and special data collections necessary to report on the condition and progress of education;

(8)

assisting the [Director](#) in the preparation of a biennial report, as described in [section 9519 of this title](#); and

(9)

determining, in consultation with the National Research Council of the National Academies, methodology by which [States](#) may accurately measure graduation rates (defined as the percentage of students who graduate from [secondary school](#) with a regular diploma in the standard number of years), school completion rates, and dropout rates.

(b) Training program

The [Statistics Commissioner](#) may establish a program to train employees of public and private educational agencies, organizations, and institutions in the use of standard statistical procedures and concepts, and may establish a fellowship program to appoint such employees as temporary fellows at the Statistics Center, in order to assist the Statistics Center in carrying out its duties.

([Pub. L. 107-279, title I, § 153](#), Nov. 5, 2002, [116 Stat. 1958](#); [Pub. L. 114-95, title IX, § 9214\(b\)](#), Dec. 10, 2015, [129 Stat. 2161](#).)

9544 - Performance of Duties

(a) Grants, contracts, and cooperative agreements

In carrying out the duties under this part, the [Statistics Commissioner](#),^[1] may award grants, enter into contracts and cooperative agreements, and provide [technical assistance](#).

(b) Gathering information

(1) Sampling

The [Statistics Commissioner](#) may use the statistical method known as sampling (including random sampling) to carry out this part.

(2) Source of informationThe [Statistics Commissioner](#) may, as appropriate, use information collected—

(A)

from [States](#), local educational agencies, public and private schools, preschools, institutions of higher education, vocational and adult education programs, libraries, administrators, teachers, students, the general public, and other individuals, organizations, agencies, and institutions (including information collected by [States](#) and local educational agencies for their own use); and

(B)

by other offices within the [Institute](#) and by other Federal [departments](#), agencies, and instrumentalities.

(3) CollectionThe [Statistics Commissioner](#) may—

(A)

enter into interagency agreements for the collection of statistics;

(B)

arrange with any agency, organization, or institution for the collection of statistics; and

(C)

assign employees of the Statistics Center to any such agency, organization, or institution to assist in such collection.

(4) Technical assistance and coordinationIn order to maximize the effectiveness of [Department](#) efforts to serve the educational needs of children and youth, the [Statistics Commissioner](#) shall—

(A)

provide [technical assistance](#) to the [Department](#) offices that gather data for statistical purposes; and

(B)

coordinate with other [Department](#) offices in the collection of data.

(c) Duration

Notwithstanding any other provision of law, the grants, contracts, and cooperative agreements under this section may be awarded, on a competitive basis, for a period of not more than 5 years, and may be renewed at the discretion of the [Statistics Commissioner](#) for an additional period of not more than 5 years.

([Pub. L. 107-279, title I, § 154](#), Nov. 5, 2002, [116 Stat. 1960](#).)