

1885

1 (9) the term “qualifying emergency” has the
 2 meaning given the term in section 3502(a)(4) of the
 3 Coronavirus Aid, Relief, and Economic Security Act
 4 (Public Law 116–136).

5 MAINTENANCE OF EFFORT

6 SEC. 317. (a) At the time of award of funds to carry
 7 out sections 312 or 313 of this title, a State shall provide
 8 assurances that such State will maintain support for ele-
 9 mentary and secondary education, and for higher edu-
 10 cation (which shall include State funding to institutions
 11 of higher education and state need-based financial aid,
 12 and shall not include support for capital projects or for
 13 research and development or tuition and fees paid by stu-
 14 dents) in fiscal year 2022 at least at the proportional lev-
 15 els of such State’s support for elementary and secondary
 16 education and for higher education relative to such State’s
 17 overall spending, averaged over fiscal years 2017, 2018,
 18 and 2019.

19 (b) The Secretary may waive the requirement in sub-
 20 section (a) for the purpose of relieving fiscal burdens on
 21 States that have experienced a precipitous decline in fi-
 22 nancial resources.

23 GALLAUDET UNIVERSITY

24 For an additional amount for “Gallaudet University”,
 25 \$11,000,000, to remain available through September 30,