

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO RULES COMMITTEE PRINT 118-2
OFFERED BY MS. BONAMICI OF OREGON**

Page 1, strike line 1 and all that follows and insert the following:

1 **TITLE I—FINDINGS; SENSE OF**
2 **CONGRESS**

3 **SEC. 101. FINDINGS.**

4 Congress finds the following:

5 (1) Education is fundamental to the develop-
6 ment of individual citizens and the progress of the
7 Nation.

8 (2) There is a continuing need to ensure equal
9 access for all students to educational opportunities
10 of high quality, and such educational opportunities
11 should not be denied because of race, religion, color,
12 national origin, disability, or sex (including sexual
13 orientation and gender identity).

14 (3) Parents have the primary responsibility for
15 the education of their children, and States and local-
16 ities have the primary responsibility for supporting
17 that parental role.

1 (4) In our Federal system, the primary public
2 responsibility for education is reserved respectively
3 to the States and the local school systems and other
4 instrumentalities of the States.

5 (5) The importance of education is increasing
6 as new technologies and alternative approaches to
7 traditional education are considered, as society be-
8 comes more complex, and as equal opportunities in
9 education and employment are promoted.

10 (6) The purposes of the Department of Edu-
11 cation include—

12 (A) to strengthen the Federal commitment
13 to ensuring access to equal educational oppor-
14 tunity for every individual;

15 (B) to supplement and complement the ef-
16 forts of States, the local school systems and
17 other instrumentalities of the States, the pri-
18 vate sector, public and private educational insti-
19 tutions, public and private nonprofit edu-
20 cational research institutions, community-based
21 organizations, parents, and students to improve
22 the quality of education;

23 (C) to encourage the increased involvement
24 of the public, parents, and students in Federal
25 education programs;

1 (D) to promote improvements in the qual-
2 ity and usefulness of education through feder-
3 ally supported research, evaluation, and sharing
4 of information;

5 (E) to improve the coordination of Federal
6 education programs;

7 (F) to improve the management and effi-
8 ciency of Federal education activities, especially
9 with respect to the processes, procedures, and
10 administrative structures for the dispersal of
11 Federal funds, as well as the reduction of un-
12 necessary and duplicative burdens and con-
13 straints, including unnecessary paperwork, on
14 the recipients of Federal funds; and

15 (G) to increase the accountability of Fed-
16 eral education programs to the President, the
17 Congress, and the public.

18 (7) Parents, families, students, educators, and
19 community members are key stakeholders in the
20 public education system and provide valuable input
21 with respect to such education system.

22 (8) When parents, families, students, schools,
23 and community members work together, students
24 have better school attendance, earn higher grades
25 and test scores, and have greater long-term success.

1 (9) All students deserve an education that helps
2 them develop important life skills and prepares them
3 for success in and beyond the classroom.

4 (10) An inclusive education benefits all stu-
5 dents, not just by making them feel valued and ac-
6 cepted, but also by helping them build important
7 knowledge and skills that will prepare them for fu-
8 ture success and create a safer environment for all
9 students.

10 (11) The United States has much to be proud
11 of and learning about the history of our Nation
12 helps students see how far we've come and how they
13 can continue our progress.

14 (12) Federal law contains numerous provisions
15 that protect parental rights in elementary and sec-
16 ondary education, including the following:

17 (A) Sections 1111(b)(2)(B)(x), 1112(e)(4),
18 and 1116(f) of the Elementary and Secondary
19 Education Act of 1965 (20 U.S.C.
20 6311(b)(2)(B)(x); 6312(e)(4); 6318(f)) give
21 parents the right to receive communications
22 from schools, to the extent practicable, in a lan-
23 guage that they can understand.

24 (B) Section 1111(d) of the Elementary
25 and Secondary Education Act of 1965 (20

1 U.S.C. 6311(d)) gives parents of children in a
2 school identified for support and improvement
3 the right to be involved in the development of
4 the support and improvement plan for the
5 school to improve student outcomes.

6 (C) Section 1111(h) of the Elementary and
7 Secondary Education Act of 1965 (20 U.S.C.
8 6311(h)) gives parents the right to know how
9 their child's school is performing.

10 (D) Section 1112(e)(1) of the Elementary
11 and Secondary Education Act of 1965 (20
12 U.S.C. 6312(e)(1)), gives parents of children in
13 schools receiving funds under part A of title I
14 of such Act the right to—

15 (i) know the professional qualifica-
16 tions of the teachers and paraprofessionals
17 who teach their children;

18 (ii) receive information about the level
19 of achievement of their children; and

20 (iii) receive notice that their children
21 have been taught for 4 or more consecutive
22 weeks by a teacher who does not meet ap-
23 plicable State certification or licensure re-
24 quirements.

1 (E) Section 1112(e)(2) of the Elementary
2 and Secondary Education Act of 1965 (20
3 U.S.C. 6312(e)(2)), gives parents of children in
4 schools receiving funds under part A of title I
5 of such Act the right to information regarding
6 any State or local educational agency policy re-
7 garding student participation in any assess-
8 ments mandated by section 1111(b)(2) of such
9 Act and by the State or local educational agen-
10 cy, which must include a policy, procedure, or
11 parental right to opt the child out of such as-
12 sessments, where applicable.

13 (F) Section 1112(e)(3)(A) of the Elemen-
14 tary and Secondary Education Act of 1965 (20
15 U.S.C. 6312(e)(3)(A)) gives parents of children
16 identified as English learners and who are par-
17 ticipating in a language instruction educational
18 program under title I or title III of such Act
19 the right to receive information with respect to
20 the reasons for that identification, level of
21 English proficiency, methods of instruction,
22 academic needs, exit criteria, individualized
23 education plan objectives, if applicable, and the
24 right to remove their children from the pro-
25 gram.

1 (G) Section 1112(e)(3)(C) of the Elemen-
2 tary and Secondary Education Act of 1965 (20
3 U.S.C. 6312(e)(3)(C)) gives parents of English
4 learners in a local educational agency that re-
5 ceives funds under part A of title I of such Act
6 the right to receive information with respect to
7 how the parents can be involved in the edu-
8 cation of their children and be active partici-
9 pants in assisting their children.

10 (H) Section 1114(b) of the Elementary
11 and Secondary Education Act of 1965 (20
12 U.S.C. 6314(b)) gives parents of children in a
13 school with a schoolwide program plan under
14 title I of such Act the right to be involved in
15 the development of the schoolwide program plan
16 and for the information contained in such plan
17 to be in an understandable and uniform format
18 and, to the extent practicable, provided in a
19 language that the parents can understand.

20 (I) Section 1116(a) of the Elementary and
21 Secondary Education Act of 1965 (20 U.S.C.
22 6318(a)) gives parents of children in a local
23 educational agency that receives funds under
24 part A of title I of such Act the right to mean-

1 ingfully participate in the development of a dis-
2 trict parent and family engagement policy.

3 (J) Section 1116(b) of the Elementary and
4 Secondary Education Act of 1965 (20 U.S.C.
5 6318(b)) gives parents of children in a school
6 that receives funds under part A of title I of
7 such Act the right to participate in and approve
8 a written parent and family engagement policy,
9 and to be notified of the policy in an under-
10 standable and uniform format and, to the ex-
11 tent practicable, provided in a language that
12 the parents can understand.

13 (K) Section 1116(c) of the Elementary
14 Secondary Education Act of 1965 (20 U.S.C.
15 6318(c)) gives parents of children in a school
16 that receives funds under part A of title I of
17 such Act the right—

18 (i) to attend, at the school’s invitation
19 and encouragement, an annual meeting—

20 (I) where parents will be in-
21 formed about the school’s participa-
22 tion in part A of title I of such Act;

23 (II) that explains the require-
24 ments of such part, including that

1 parents have a right to be involved;
2 and

3 (III) that discusses parent and
4 family engagement policy;

5 (ii) to be involved in the planning, re-
6 view, and improvement of programs includ-
7 ing the school parent and family engage-
8 ment policy and the joint development of
9 the schoolwide program;

10 (iii) timely information about such
11 programs, a description and explanation of
12 the curriculum in use at the school, the
13 forms of academic assessment used to
14 measure student progress, and the achieve-
15 ment levels of the challenging State aca-
16 demic standards; and

17 (iv) if requested by parents, opportu-
18 nities for regular meetings to make sugges-
19 tions and participate, as appropriate, in
20 decisions relating to the education of their
21 children.

22 (L) Section 1116(d) of the Elementary
23 Secondary Education Act of 1965 (20 U.S.C.
24 6318(d)) gives parents the right to jointly de-
25 velop with their child's school, if the school re-

1 ceives funds under part A of title I of such Act,
2 a school-parent compact that outlines how par-
3 ents, the school staff, and students will share
4 responsibility for improved student academic
5 achievement and how the school and parents
6 will build and develop a partnership to help the
7 children achieve the State’s high standards, in-
8 cluding—

9 (i) the importance of ongoing commu-
10 nication between teachers and parents
11 through parent-teacher conferences;

12 (ii) frequent reports to parents about
13 their children’s progress;

14 (iii) reasonable access to staff; and

15 (iv) opportunities to volunteer and
16 participate in their child’s class and ob-
17 serve classroom activities.

18 (M) Section 1116(e) of the Elementary
19 Secondary Education Act of 1965 (20 U.S.C.
20 6318(e)) requires school and local educational
21 agency served under part A of title I of the
22 Act—

23 (i) to provide to parents assistance,
24 materials, and training to ensure effective
25 involvement of parents and to support a

1 partnership among the school involved, the
2 parents, and the community to improve
3 student academic achievement;

4 (ii) to educate teachers, specialized in-
5 structional support personnel, principals,
6 and other school leaders and staff about—

7 (I) the value and utility of con-
8 tributions of parents; and

9 (II) how to—

10 (aa) reach out to, commu-
11 nicate with, and work with par-
12 ents as equal partners;

13 (bb) implement and coordi-
14 nate parent programs; and

15 (cc) build ties between par-
16 ents and the school; and

17 (iii) to receive information related to
18 school and parent programs, meetings, and
19 other activities in a format and, to the ex-
20 tent practicable, a language the parents
21 can understand.

22 (N) Section 1116(g) of the Elementary
23 Secondary Education Act of 1965 (20 U.S.C.
24 6318(g)) requires schools and local educational
25 agencies in a State operating a Statewide Fam-

1 ily Engagement Center under part E of title IV
2 of this Act, to be informed about the existence
3 of the program.

4 (O) Section 4001(a) of the Elementary and
5 Secondary Education Act of 1965 (20 U.S.C.
6 7101(a)) requires a State, local educational
7 agency, or other entity receiving funds under
8 title IV of such Act to obtain from parents
9 prior written, informed consent for a child
10 under age 18 to participate in any mental
11 health assessment or service that is funded
12 under such title IV of such Act and conducted
13 in connection with an elementary or secondary
14 school under such title of such Act.

15 (P) Section 4502 of the Elementary and
16 Secondary Education Act of 1965 (20 U.S.C.
17 7242) authorizes the Secretary of Education to
18 award grants to establish Statewide Family En-
19 gagement Centers to carry out parent education
20 and family engagement in education programs,
21 or provide comprehensive training and technical
22 assistance to State educational agencies, local
23 educational agencies, schools identified by State
24 educational and local educational agencies, or-
25 ganizations that support family-school partner-

1 ships and other organizations that carry out
2 such programs.

3 (Q) Section 8528(a)(2)(A) of the Elemen-
4 tary and Secondary Education Act of 1965 (20
5 U.S.C. 7908(a)(2)(A))—

6 (i) gives parents of secondary school
7 students the right to submit a written re-
8 quest to their child’s local educational
9 agency that receives funds under such Act
10 that their child’s name, address, and tele-
11 phone listing not be released to military re-
12 cruiters without the prior written consent
13 of the parents; and

14 (ii) upon receiving such a request,
15 prohibits the local educational agency from
16 releasing the student’s name, address, and
17 telephone listing for such purposes without
18 the prior written consent of the parent.

19 (R) Section 8542 of the Elementary and
20 Secondary Education Act of 1965 (20 U.S.C.
21 7922) prohibits the Department of Education
22 from relying on such Act to—

23 (i) prohibit a parental determination
24 that a child may travel to or from school
25 on foot or by car, bus, or bike when the

1 parents of the child have given permission;

2 or

3 (ii) expose parents to civil or criminal
4 charges for allowing their child to respon-
5 sibly and safely travel to and from school
6 by a means the parents believe is age ap-
7 propriate.

8 (S) Section 444 of the General Education
9 Provisions Act (20 U.S.C. 1232g) gives parents
10 the right, with respect to student education
11 records maintained by educational agencies or
12 institutions, to—

13 (i) inspect and review such education
14 records;

15 (ii) seek amendment of such education
16 records where they contain information
17 that is inaccurate, misleading, or otherwise
18 in violation of the privacy rights of a stu-
19 dent; and

20 (iii) with some exceptions, exercise
21 some control over the disclosure of person-
22 ally identifiable information from such edu-
23 cation records.

24 (T) Section 445(c)(1) of the General Edu-
25 cation Provisions Act (20 U.S.C. 1232h(c)(1))

1 requires that parents be consulted about the de-
2 velopment and adoption of policies by a local
3 educational agency, which is defined for pur-
4 poses of that subsection to include an elemen-
5 tary school, secondary school, school district, or
6 local board of education that receives funds
7 under an applicable program, to provide parents
8 with the right to inspect, upon request—

9 (i) certain surveys;

10 (ii) instruments used to collect per-
11 sonal information from students for the
12 purpose of marketing or sale (or otherwise
13 distributing such information for that pur-
14 pose), with some exceptions; and

15 (iii) instructional materials used as
16 part of the educational curriculum for the
17 student.

18 (U) Section 445(c)(2) of the General Edu-
19 cation Provisions Act (20 U.S.C. 1232h(c)(2))
20 requires a local educational agency, which is de-
21 fined for purposes of that subsection to include
22 an elementary school, secondary school, school
23 district, or local board of education that re-
24 ceives funds under an applicable program, to

1 provide parents with advance notice, and an op-
2 portunity to opt a student out, of—

3 (i) activities involving the collection,
4 disclosure, or use of personal information
5 collected from students for the purpose of
6 marketing or sale (or to otherwise dis-
7 tribute such information to others for that
8 purpose), with some exceptions;

9 (ii) non-emergency, invasive physical
10 examination or screening required as a
11 condition of attendance, administered by
12 their school, scheduled by their school in
13 advance, and not necessary to protect the
14 immediate health and safety of a student,
15 with some exceptions; and

16 (iii) certain surveys.

17 (V) Section 445(b) of the General Edu-
18 cation Provisions Act (20 U.S.C. 1232h(b))
19 gives parents the right to consent before an
20 unemancipated minor student is required to
21 submit to a survey, analysis, or evaluation that
22 is funded by the Department of Education if
23 that survey concerns one or more of the fol-
24 lowing protected areas—

- 1 (i) political affiliations or beliefs of
2 the student or the student’s parent;
- 3 (ii) mental or psychological problems
4 of the student or student’s family;
- 5 (iii) sex behavior or attitudes;
- 6 (iv) illegal, anti-social, self-incrimi-
7 nating, or demeaning behavior;
- 8 (v) critical appraisals of other individ-
9 uals with whom respondents have close
10 family relationships;
- 11 (vi) legally recognized privileged or
12 analogous relationships, such as those of
13 lawyers, physicians, and ministers;
- 14 (vii) religious practices, affiliations, or
15 beliefs of the student or student’s parent;
16 or
- 17 (viii) income (other than that required
18 by law to determine eligibility for partici-
19 pation in a program or for receiving finan-
20 cial assistance under such program).

21 **SEC. 102. SENSE OF CONGRESS.**

22 It is the sense of Congress that students deserve
23 school environments that promote—

1 (1) the ability of teachers and administrators to
2 encourage students to reach their full potential and
3 take actions that help them meet that goal;

4 (2) the empowerment of parents to engage in
5 their child's education and help them succeed;

6 (3) significant opportunity for all children to re-
7 ceive a fair, equitable, and high-quality education,
8 and to close educational achievement gaps;

9 (4) learning environments free from discrimina-
10 tion; and

11 (5) an education that is free from censorship.

12 **TITLE II—PARENT** 13 **COORDINATOR**

14 **SEC. 201. PARENT COORDINATOR.**

15 (a) **IN GENERAL.**—For each local educational agency
16 (as defined in section 8101 of the Elementary and Sec-
17 ondary Education Act of 1965 (8 U.S.C. 7801)) that re-
18 ceives financial assistance under such Act, the following
19 requirements shall apply as a condition on continued re-
20 ceipt of such assistance:

21 (1) The recipient shall ensure that each elemen-
22 tary school and each secondary school under the ju-
23 risdiction of the agency has at least 1 full-time em-
24 ployee designated to serve as a parent coordinator.

1 (2) The recipient shall ensure that students,
2 parents, school staff, and parent groups are made
3 aware of these employees and their roles.

4 (3) A parent coordinator should not have any
5 other school-related responsibilities that may create
6 a conflict of interest, including serving in the school
7 administrative leadership or local educational agency
8 administrative leadership (such as serving as a prin-
9 cipal, vice principal, headmaster, superintendent,
10 board member, or general counsel).

11 (b) DUTIES.—Each parent coordinator described in
12 subsection (a) shall—

13 (1) establish partnerships with parents, parent-
14 teacher associations, and other parent groups within
15 the community to provide resources and support for
16 parents, students, and schools;

17 (2) ensure that parents, parent-teacher associa-
18 tions, and other parent groups within the community
19 are familiar with the academic expectations of a
20 school in order to improve student success;

21 (3) strengthen relationships between the school
22 and parents in the community;

23 (4) ensure that parents understand their rights
24 under section 1116 of the Elementary and Sec-

1 ondary Education Act of 1965 (20 U.S.C. 6318), in-
2 cluding—

3 (A) the right to meaningfully participate in
4 the development of—

5 (i) a parent and family engagement
6 policy for the local educational agency in
7 accordance with subsection (a) of such sec-
8 tion; and

9 (ii) a parent and family engagement
10 policy of the school in accordance with sub-
11 section (b) of such section;

12 (B) the right to attend, at the school’s in-
13 vitation and encouragement, an annual meet-
14 ing—

15 (i) where parents will be informed
16 about the school’s participation in part A
17 of title I of such Act (20 U.S.C. 6311 et
18 seq.);

19 (ii) that explains the requirements of
20 such part, including that parents have the
21 right to be involved; and

22 (iii) that discusses parent and family
23 engagement policy; and

24 (C) the right to timely information about
25 programs under this part, including a descrip-

1 tion and explanation of, the curriculum in use
2 at the school, the forms of academic assessment
3 used to measure student progress, and the
4 achievement levels of the challenging State aca-
5 demic standards;

6 (5) ensure that parents understand their right
7 to give consent before allowing the child to partici-
8 pate in any mental health assessment or service
9 funded by title IV of such Act (20 U.S.C. 7101 et
10 seq.); and

11 (6) in carrying out paragraphs (1) through (5),
12 focus on parents from underrepresented groups.

13 (c) **AUTHORIZATION OF APPROPRIATIONS.**—There
14 are authorized to be appropriated to carry out this section
15 such sums as may be necessary for fiscal year 2024 and
16 each of the 5 succeeding fiscal years.

17 **TITLE III—ESEA AMENDMENTS**

18 **SEC. 301. FAMILY ENGAGEMENT IN EDUCATION PRO-** 19 **GRAMS.**

20 Section 4506 of the Elementary and Secondary Edu-
21 cation Act of 1965 (20 U.S.C. 7246) is amended by strik-
22 ing “\$10,000,000 for each of fiscal years 2017 through
23 2020” and inserting “\$60,000,000 for each of fiscal years
24 2024 through 2029”.

1 **SEC. 302. FULL-SERVICE COMMUNITY SCHOOLS.**

2 Section 4601 of the Elementary and Secondary Edu-
3 cation Act of 1965 (20 U.S.C. 7251) is amended—

4 (1) in the matter preceding paragraph (1) of
5 subsection (a), by inserting “(except for section
6 4625)” after “part”;

7 (2) in the matter preceding clause (i) of sub-
8 section (b)(2)(B), by inserting “(except for section
9 4625)” after “subpart 2”; and

10 (3) by adding at the end the following:

11 “(c) AUTHORIZATION OF APPROPRIATIONS.—There
12 are authorized to be appropriated to carry out section
13 4625—

14 “(1) \$500,000,000 for fiscal year 2024;

15 “(2) \$600,000,000 for fiscal year 2025;

16 “(3) \$700,000,000 for fiscal year 2026;

17 “(4) \$850,000,000 for fiscal year 2027; and

18 “(5) \$1,000,000,000 for fiscal year 2028.”.

19 **TITLE IV—RULES OF**
20 **CONSTRUCTION**

21 **SEC. 401. PROHIBITION ON BOOK BANS AND CENSORSHIP.**

22 Nothing in this Act may be construed to allow the
23 banning or censorship of books in public elementary or
24 public secondary schools.

1 **SEC. 402. PROHIBITION ON FEDERAL INVOLVEMENT IN**
2 **CURRICULUM.**

3 Nothing in this Act may be construed to authorize
4 any department, agency, officer, or employee of the United
5 States to exercise any direction, supervision, or control
6 over the curriculum or program of instruction of any edu-
7 cational institution, school, or school system, including
8 with respect to—

- 9 (1) Black history;
- 10 (2) Asian American, Native Hawaiian, and Pa-
11 cific Islander history;
- 12 (3) Latino history;
- 13 (4) Native American history;
- 14 (5) women’s history;
- 15 (6) LGBTQ+ history; and
- 16 (7) history of the Holocaust or anti-Semitism.

