

AMENDMENT TO RULES COMMITTEE PRINT

118-2

OFFERED BY MR. CRANE OF ARIZONA

Page 29, after line 20, insert the following:

1 **TITLE VII—PRIVATE RIGHT OF**
2 **ACTION**

3 **SEC. 701. PRIVATE RIGHT OF ACTION.**

4 (a) IN GENERAL.—A parent aggrieved by a failure
5 to comply with a provision of the Elementary and Sec-
6 ondary Education Act of 1965 (20 U.S.C. 6301 et seq.)
7 amended by title I of this Act, or a provision of the Gen-
8 eral Education Provisions Act (20 U.S.C. 1221 et seq.)
9 amended by title II of this Act, may commence a civil ac-
10 tion against the individual or entity responsible for the
11 failure.

12 (b) RELIEF.— In any action under subsection (a),
13 the court may award appropriate relief, including—

14 (1) temporary, preliminary, or permanent in-
15 junctive relief;

16 (2) compensatory damages;

17 (3) punitive or exemplary damages; and

18 (4) reasonable fees for attorneys.

1 (c) STATUTE OF LIMITATIONS.—An action under this
2 section shall be brought not later than 30 days after the
3 date on which the failure to comply occurred.

4 (d) ATTORNEY GENERAL.—In a case in which a par-
5 ent commences a civil action under subsection (a), the At-
6 torney General shall have the exclusive authority to over-
7 see, as appropriate, any investigation conducted by the
8 Federal Government in connection with such action.

9 (e) DEFINITION.—In this section, the term “parent”
10 has the meaning given such term in section 8101 of the
11 Elementary and Secondary Education Act of 1965 (20
12 U.S.C. 7801).

