AMENDMENT TO THE RULES COMMITTEE PRINT
OF H.R. 5
OFFERED BY MR. DANNY K. DAVIS OF ILLINOIS

Page 252, after line 5, insert the following:

Subtitle F—Effective Date

SEC. 161. EFFECTIVE DATE.

Notwithstanding any other provision of this Act or the amendments made by this Act, the amendments made by section 112 to section 1111(b)(2)(C) of the Elementary and Secondary Education Act of 1965 shall not take effect until the date on which the Secretary of Education determines—

(1) that removing the 1 percent cap with respect to students with disabilities established under section 200.13(c)(2)(i) of title 34, Code of Federal Regulations, will not result in an overreliance on the use of less rigorous assessments for students with disabilities for students with significant cognitive disabilities; and

(2) provides written notification to Congress on such determination.