

**AMENDMENT TO THE RULES COMMITTEE PRINT  
OF H.R. 5  
OFFERED BY MR. LUETKEMEYER OF MISSOURI**

Page 6, after line 21, insert the following new section:

**1 SEC. 7. SENSE OF THE CONGRESS.**

2 (a) FINDINGS.—The Congress finds as follows:

3 (1) The Elementary and Secondary Education  
4 Act prohibits the Federal Government from man-  
5 dating, directing, or controlling a State, local edu-  
6 cational agency, or school's curriculum, program of  
7 instruction, or allocation of State and local re-  
8 sources, and from mandating a State or any subdivi-  
9 sion thereof to spend any funds or incur any costs  
10 not paid for under such Act.

11 (2) The Elementary and Secondary Education  
12 Act prohibits the Federal Government from funding  
13 the development, pilot testing, field testing, imple-  
14 mentation, administration, or distribution of any  
15 federally sponsored national test in reading, mathe-  
16 matics, or any other subject, unless specifically and  
17 explicitly authorized by law.

1           (3) The Secretary of Education, through 3 sep-  
2           arate initiatives, has created a system of waivers and  
3           grants that influence, incentivize, and coerce State  
4           educational agencies into implementing common na-  
5           tional elementary and secondary standards and as-  
6           sessments endorsed by the Secretary.

7           (4) The Race to the Top Fund encouraged and  
8           incentivized States to adopt Common Core State  
9           Standards developed by the National Governor's As-  
10          sociation Center for Best Practices and the Council  
11          of Chief State School Officers.

12          (5) The Race to the Top Assessment grants  
13          awarded to the Partnership for the Assessment of  
14          Readiness for College and Careers (PARCC) and  
15          SMARTER Balanced Assessment Consortium  
16          (SMARTER Balance) initiated the development of  
17          Common Core State Standards aligned assessments  
18          that will, in turn, inform and ultimately influence  
19          kindergarten through 12th-grade curriculum and in-  
20          structional materials.

21          (6) The conditional Elementary and Secondary  
22          Education Act flexibility waiver authority employed  
23          by the Department of Education coerced States into  
24          accepting Common Core State Standards and  
25          aligned assessments.

1           (b) SENSE OF THE CONGRESS.—It is the sense of  
2 the Congress that States and local educational agencies  
3 should maintain the rights and responsibilities of deter-  
4 mining educational curriculum, programs of instruction,  
5 and assessments for elementary and secondary education.

