

**AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5
OFFERED BY MS. WILSON OF FLORIDA**

On page 225, after line 17 (at the end of title I of the bill) insert the following:

1 Subtitle F—Effective Date

2 SEC. 161. EFFECTIVE DATE.

3 Notwithstanding any other provision of this Act or
4 the amendments made by this Act, the amendment made
5 by section 112 of this Act to section 1111 of the Elemen-
6 tary and Secondary Education Act of 1965 (20 U.S.C.
7 6311) shall not apply with respect to a State until the
8 State educational agency involved—

9 (1) certifies that removing the 1 percent cap
10 with respect to students with the most significant
11 cognitive disabilities established under section
12 200.13(c)(2)(i) of title 34, Code of Federal Regula-
13 tions, will not increase the use of less rigorous as-
14 sessments for students with disabilities in the State;
15 and

16 (2) provides such certification in writing to the
17 Department of Education.

