

SUMMARY OF SENATOR SPECTER'S BILL TO AMEND GOALS 2000

My bill addresses the concerns raised by several States about perceived intrusion of the Federal government into State and local education responsibilities through the Goals 2000: Educate America Act.

On September 12, 1995, I held a hearing on Goals 2000 to discuss some of these concerns and to try to work out some solutions. I heard the perspectives of the Secretary of Education, Richard Riley, and the Chairman of the New Hampshire State Board of Education, Ovide Lamontagne. I think we were successful in establishing some common ground on which to improve Goals 2000.

The legislation before the Senate today addresses many of the concerns raised about Goals 2000 by strengthening State and local control over the program. I think my bill restores the proper balance between local, State, and Federal responsibilities for education reform.

Specifically, my bill:

- Permits school districts, in States that elect not to participate in the Goals 2000 program, to apply directly to the Secretary of Education for Goals 2000 funding.
- Eliminates the requirement that States submit their plans to the Secretary of Education.
- Removes the authority of the Secretary of Education to review and approve State plans.
- Deletes the requirements for the composition of State and local panels that develop State and local improvement plans.
- Eliminates the National Education Standards and Improvement Council (NESIC), which was to certify national and State standards, and which some viewed as a national school board.
- Removes the requirement for States to develop opportunity-to-learn standards. These standards would specify the educational resources (such as funding, facilities, and materials) deemed necessary for local schools to achieve State or national content and performance standards.

SENATOR ARLEN SPECTER
GOALS 2000
OCTOBER 10, 1995

Back in 1983, when President Reagan's Education Secretary, Terrell Bell, issued that now-famous report on the problems of education in this country he called that report "A Nation at Risk." Not a school district at risk. Not a state at risk. But a Nation at risk.

Recognizing the need to improve educational achievement of this nation's children, Governors of both parties launched a program to raise the achievement standards in American schools and a national education goals effort was embraced at the 1989 "education summit" in Charlottesville.

That effort culminated early last year, when a bipartisan majority in Congress voted to approve Goals 2000 legislation. That legislation supports development of model national academic standards in 13 subjects, standards that any school district may use as guides.

The Goals 2000 legislation also authorizes grants to states to help reform their schools so they can achieve their education goals. Participating states must develop challenging state content and performance standards and assessments aligned with those standards.

Since the passage of Goals 2000, 48 States have applied for and received funding. Two States, Virginia and New Hampshire, have refused the funds and have taken issue with the intent of Goals 2000, citing fears of federal intrusion. A third State, Montana, has declined to receive second year funding; and a fourth State, Alabama, announced last week that it was ending its participation. In addition, a number of organizations have leveled a wide assortment of charges against Goals 2000.

Some say the legislation usurps State and local control over education. Others say it does no such thing and represents unprecedented flexibility in Federal legislation.

All of the concerns expressed, however, ultimately focus on what is the most appropriate and effective federal role in elementary and secondary education.

By way of background and to help put this in context, let me review a few facts.

States now contribute about 36 percent of the cost of running our schools; local agencies contribute 26 percent, and private institutions account for 30 percent. The federal government's financial stake amounts to less than 10 percent.

If one agrees with the old adage that money is power, then

it appears that the principal responsibility for running our schools continues to rest with the states and with local communities.

Where the federal government has traditionally played an important role is in helping to build partnerships among States, communities, and private institutions; and in helping to disseminate information on what works in one part of the country to others which may be struggling with the same problem. In that regard, I have always believed that the federal government can play an important part in helping to ensure a degree of fairness and equity for all our children.

The Labor, Health and Human Services and Education Subcommittee which I chair recently held a hearing on the Goals 2000 issue. To help us better understand the controversy surrounding Goals, the Subcommittee heard from two witnesses.

Our first witness was Education Secretary Richard Riley, who testified in support of the Goals 2000 legislation and the Administration's request of \$750 million for fiscal year 1996.

Our second witness was Mr. Ovide M. Lamontagne, who chairs the New Hampshire State Board of Education. Specifically, Mr. Lamontagne raised concerns about the Secretary of Education's ability to review and approve a State's plan for its entire educational system, which he considered unprecedented. After much discussion with Mr. Lamontagne and Secretary Riley, the Secretary seemed to think he could live without that provision. Mr. Lamontagne also stated that eliminating Secretarial review and approval would go a long way toward improving the legislation.

We also addressed the issue of school districts receiving funds directly from the Secretary, if their States chose not to participate in Goals 2000. In addition, discussions were held concerning the National Education Standards and Improvement Council (NESIC) and both the Secretary and Mr. Lamontagne agreed that eliminating the Council would be desirable.

The legislation which I am introducing today addresses the concerns of States that have chosen not to participate in Goals 2000. Specifically, the legislation:

- Permits school districts, in States that elect not to participate in the Goals 2000 program, to apply directly to the Secretary of Education for Goals 2000 funding.

- Eliminates the requirement that States submit their plans to the Secretary of Education.

- Removes the authority of the Secretary of Education to review and approve State plans.

-- Deletes the requirements for the composition of State and local panels that develop State and local improvement plans.

-- Eliminates the National Education Standards and Improvement Council (NESIC), which was to certify national and State standards, and which some viewed as a national school board.

-- Removes the requirement for States to develop opportunity-to-learn standards. These standards would specify the educational resources (such as funding, facilities, and materials) deemed necessary for local schools to achieve State or national content and performance standards.

It is my hope that this legislation will improve Goals 2000 so that all States will feel they are able to participate in this important program because it strikes the proper balance between State and local responsibility for education and Federal leadership.

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104TH CONGRESS
1ST SESSION

S. _____

IN THE SENATE OF THE UNITED STATES

Mr. SPECTER introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To amend the Goals 2000: Educate America Act to eliminate the National Education Standards and Improvement Council and requirements concerning opportunity-to-learn standards, to limit the authority of the Secretary of Education to review and approve State plans, to permit certain local educational agencies to receive funding directly from the Secretary of Education, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

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1 **SECTION 1. ELIMINATION OF THE NATIONAL EDUCATION**
2 **STANDARDS AND IMPROVEMENT COUNCIL**
3 **AND OPPORTUNITY-TO-LEARN STANDARDS.**

4 The Goals 2000: Educate America Act (20 U.S.C.
5 5801 et seq.) is amended—

6 (1) by repealing part B of title II (20 U.S.C.
7 5841 et seq.);

8 (2) by redesignating parts C and D of title II
9 (20 U.S.C. 5861 et seq. and 5871 et seq.) as parts
10 B and C, respectively, of title II; and

11 (3) in section 241 (20 U.S.C. 5871)—

12 (A) in subsection (a), by striking “(a) NA-
13 TIONAL EDUCATION GOALS PANEL.—”; and

14 (B) by striking subsections (b) through
15 (d).

16 **SEC. 2. STATE AND LOCAL EDUCATION SYSTEMIC IM-**
17 **PROVEMENT.**

18 (a) **PANEL COMPOSITION; OPPORTUNITY-TO-LEARN**
19 **STANDARDS; AND SUBMISSION OF PLAN TO THE SEC-**
20 **RETARY FOR APPROVAL.—**

21 (1) **STATE IMPROVEMENT PLAN.—**Section 306
22 of the Goals 2000: Educate America Act (20 U.S.C.
23 5886) is amended—

24 (A) by amending subsection (b) to read as
25 follows:

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1 “(b) PLAN DEVELOPMENT.—A State improvement
2 plan under this title shall be developed by a broad-based
3 State panel in cooperation with the State educational
4 agency and the Governor.”;

5 (B) by striking subsection (d);

6 (C) by striking subsection (n);

7 (D) by amending subsection (p) to read as
8 follows:

9 “(p) AMENDMENTS TO PLAN.—Each State edu-
10 cational agency shall periodically review its State improve-
11 ment plan and revise such plan, as appropriate.”; and

12 (E) by striking subsection (q).

13 (2) SECRETARY’S REVIEW OF APPLICATIONS.—

14 Section 307 of such Act (20 U.S.C. 5887) is amend-
15 ed—

16 (A) by amending subsection (a) to read as
17 follows:

18 “(a) FIRST YEAR.—The Secretary shall approve the
19 State educational agency’s first year application under
20 section 305(b) if the Secretary determines that such appli-
21 cation meets the requirements of this title.”; and

22 (B) in subsection (b), by striking “(1)(A)”
23 and all that follows through “(B) the Sec-
24 retary” and inserting “(1) the Secretary”.

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1 (b) LOCAL PANEL COMPOSITION.—Section
2 309(a)(3)(A) of such Act (20 U.S.C. 5889(a)(3)(A)) is
3 amended—

4 (1) in the matter preceding clause (i), by strik-
5 ing “that—” and inserting a semicolon; and

6 (2) by striking clauses (i) and (ii).

7 (c) LOCAL BYPASS.—Section 304 of such Act (20
8 U.S.C. 5884) is amended by adding at the end the follow-
9 ing new subsection:

10 “(e) LOCAL BYPASS.—

11 “(1) LOCAL GRANTS AUTHORIZED.—Notwith-
12 standing any other provision of law, if a State does
13 not participate in the program authorized under this
14 title, the Secretary is authorized to use the allotment
15 such State would have received under this section to
16 award grants, through a competitive process, to local
17 educational agencies in such State that have applica-
18 tions approved under paragraph (2).

19 “(2) APPLICATION REQUIRED.—Each local edu-
20 cational agency described in paragraph (1) desiring
21 a grant under such paragraph shall submit an appli-
22 cation to the Secretary at such time, in such manner
23 and accompanied by such information, as the Sec-
24 retary may require. Each such application shall con-
25 tain assurances that the local educational agency

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1 will develop a local improvement plan that meets
2 such requirements applicable to a State educational
3 agency under section 306, and will meet such other
4 requirements applicable to a State educational agen-
5 cy under this title, as the Secretary determines are
6 appropriately applied to a local educational agency
7 under this subsection.”.

8 **SEC. 3. TECHNICAL AND CONFORMING AMENDMENTS.**

9 (a) **GOALS 2000: EDUCATE AMERICA ACT.—**

10 (1) The table of contents for the Goals 2000:
11 Educate America Act is amended, in the items relat-
12 ing to title II—

13 (A) by striking the items relating to part
14 B;

15 (B) by striking “PART C” and inserting
16 “PART B”; and

17 (C) by striking “PART D” and inserting
18 “PART C”.

19 (2) Section 2 of such Act (20 U.S.C. 5801) is
20 amended—

21 (A) in paragraph (4)—

22 (i) in subparagraph (B), by inserting
23 “and” after the semicolon;

24 (ii) by striking subparagraph (C); and

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1 (iii) by redesignating subparagraph
2 (D) as subparagraph (C); and
3 (B) in paragraph (6)—

4 (i) by striking subparagraph (C); and
5 (ii) by redesignating subparagraphs
6 (D) through (F) as subparagraphs (C)
7 through (E), respectively.

8 (3) Section 3(a) of such Act (20 U.S.C. 5802)
9 is amended—

10 (A) by striking paragraph (7); and

11 (B) by redesignating paragraphs (8)
12 through (14) as paragraphs (7) through (13),
13 respectively.

14 (4) Section 201(3) of such Act (20 U.S.C.
15 5821(3)) is amended by striking “, voluntary na-
16 tional student performance” and all that follows
17 through “such Council” and inserting “and vol-
18 untary national student performance standards”.

19 (5) Section 202(j) of such Act (20 U.S.C.
20 5822(j)) is amended by striking “, student perform-
21 ance, or opportunity-to-learn” and inserting “or stu-
22 dent performance”.

23 (6) Section 203 of such Act (20 U.S.C. 5823)
24 is amended—

25 (A) in subsection (a)—

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- 1 (i) by striking paragraphs (2) and (3);
2 (ii) by redesignating paragraphs (4)
3 through (6) as paragraphs (2) through (4),
4 respectively; and
5 (iii) by amending paragraph (2) (as
6 redesignated by clause (ii)) to read as fol-
7 lows:

8 “(2) review voluntary national content stand-
9 ards and voluntary national student performance
10 standards;” and

11 (B) in subsection (b)(1)—

- 12 (i) in subparagraph (A), by inserting
13 “and” after the semicolon;
14 (ii) in subparagraph (B), by striking
15 “; and” and inserting a period; and
16 (iii) by striking subparagraph (C).

17 (7) Section 204(a)(2) of such Act (20 U.S.C.
18 5824(a)(2)) is amended—

19 (A) by striking “voluntary national oppor-
20 tunity-to-learn standards;” and

21 (B) by striking “described in section
22 213(f)”.

23 (8) Section 304(a)(2) of such Act (20 U.S.C.
24 5884(a)(2)) is amended—

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1 (A) in subparagraph (A), by adding "and"
2 after the semicolon;

3 (B) in subparagraph (B), by striking "
4 and" and inserting a period; and

5 (C) by striking subparagraph (C).

6 (9) Section 306(o) of such Act (20 U.S.C.
7 5886(o)) is amended by striking "State opportunity-
8 to-learn standards or strategies,".

9 (10) Section 308 of such Act (20 U.S.C. 5888)
10 is amended—

11 (A) in subsection (b)(2)—

12 (i) in the matter preceding clause (i)
13 of subparagraph (A), by striking "State
14 opportunity-to-learn standards,"; and

15 (ii) in subparagraph (A), by striking
16 "including—" and all that follows through
17 "part B of title II;" and inserting "includ-
18 ing through consortia of States,"; and

19 (B) in subsection (c), by striking
20 "306(b)(1)" and inserting "306(b)".

21 (11) Section 312(b) of such Act (20 U.S.C.
22 5892(b)) is amended—

23 (A) by striking paragraph (1); and

24 (B) by redesignating paragraphs (2) and
25 (3) as paragraphs (1) and (2), respectively.

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1 (12) Section 314(a)(6)(A) of such Act (20
2 U.S.C. 5894(a)(6)(A)) is amended by striking "cer-
3 tified by the National Education Standards and Im-
4 provement Council and".

5 (13) Section 315 of such Act (20 U.S.C. 5895)
6 is amended—

7 (A) in subsection (b)—

8 (i) in paragraph (1)(C), by striking "
9 including the requirements for timetables
10 for opportunity-to-learn standards,";

11 (ii) by striking paragraph (2);

12 (iii) by redesignating paragraphs (3)
13 through (5) as paragraphs (2) through (4),
14 respectively;

15 (iv) in paragraph (1)(A), by striking
16 "paragraph (4) of this subsection" and in-
17 serting "paragraph (3)";

18 (v) in paragraph (2) (as redesignated
19 by clause (iii))—

20 (I) by striking subparagraph (A);

21 (II) by redesignating subpara-
22 graphs (B) and (C) as subparagraphs
23 (A) and (B), respectively; and

24 (III) in subparagraph (A) (as re-
25 designated by subclause (II)) by strik-

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1 ing “, voluntary natural student per-
2 formance standards, and voluntary
3 natural opportunity-to-learn standards
4 developed under part B of title II of
5 this Act” and inserting “and vol-
6 untary national student performance
7 standards”;

8 (vi) in subparagraph (B) of paragraph
9 (3) (as redesignated by clause (iii)), by
10 striking “paragraph (5),” and inserting
11 “paragraph (4),”; and

12 (vii) in paragraph (4) (as redesignated
13 by clause (ii)), by striking “paragraph (4)”
14 each place it appears and inserting “para-
15 graph (3)”;

16 (B) in the matter preceding subparagraph
17 (A) of subsection (c)(2)—

18 (i) by striking “subsection (b)(4)” and
19 inserting “subsection (b)(3)”; and

20 (ii) by striking “and to provide a
21 framework for the implementation of op-
22 portunity-to-learn standards or strategies”;
23 and

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1 (C) in subsection (f), by striking "sub-
2 section (b)(4)" each place it appears and insert-
3 ing "subsection (b)(3)".

4 (14)(A) Section 316 of such Act (20 U.S.C.
5 5896) is repealed.

6 (B) The table of contents for such Act is
7 amended by striking the item relating to section
8 316.

9 (15) Section 317 of such Act (20 U.S.C. 5897)
10 is amended—

11 (A) in subsection (d)(4), by striking "pro-
12 mote the standards and strategies described in
13 section 306(d),"; and

14 (B) in subsection (e)—

15 (i) in paragraph (2), by inserting
16 "and" after the semicolon;

17 (ii) by striking paragraph (3); and

18 (iii) by redesignating paragraph (4) as
19 paragraph (3).

20 (16) Section 503 of such Act (20 U.S.C. 5933)
21 is amended—

22 (A) in subsection (b)—

23 (i) in paragraph (1)—

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1 (I) in the matter preceding sub-
2 paragraph (A), by striking "28" and
3 inserting "27";

4 (II) by striking subparagraph
5 (D); and

6 (III) by redesignating subpara-
7 graphs (E) through (G) as subpara-
8 graphs (D) through (F), respectively;

9 (ii) in paragraphs (2), (3), and (5), by
10 striking "subparagraphs (E), (F), and
11 (G)" each place it appears and inserting
12 "subparagraphs (D), (E), and (F)";

13 (iii) in paragraph (2), by striking
14 "subparagraph (G)" and inserting "sub-
15 paragraph (F)";

16 (iv) in paragraph (4), by striking
17 "(C), and (D)" and inserting "and (C)";
18 and

19 (v) in the matter preceding subpara-
20 graph (A) of paragraph (5), by striking
21 "subparagraph (E), (F), or (G)" and in-
22 serting "subparagraph (D), (E), or (F)";
23 and

24 (B) in subsection (c)—

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1 (i) in paragraph (1)(B), by striking
2 “subparagraph (E)” and inserting “sub-
3 paragraph (D)”; and

4 (ii) in paragraph (2), by striking
5 “subparagraphs (E), (F), and (G)” and in-
6 serting “subparagraphs (D), (E), and
7 (F)”.

8 (17) Section 504 of such Act (20 U.S.C. 5934)
9 is amended—

10 (A) by striking subsection (f); and

11 (B) by redesignating subsection (g) as sub-
12 section (f).

13 (b) ELEMENTARY AND SECONDARY EDUCATION ACT
14 OF 1965.—

15 (1) Section 1111 of the Elementary and Sec-
16 ondary Education Act of 1965 (20 U.S.C. 6311) is
17 amended—

18 (A) in subsection (b)(8)(B), by striking
19 “(which may include opportunity-to-learn stand-
20 ards or strategies developed under the Goals
21 2000: Educate America Act)”;

22 (B) in subsection (f), by striking “oppor-
23 tunity-to-learn standards or strategies,”;

24 (C) by striking subsection (g); and

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1 (D) by redesignating subsection (h) as sub-
2 section (g).

3 (2) Section 1116 of such Act (20 U.S.C. 6317)
4 is amended—

5 (A) in subsection (c)—

6 (i) in paragraph (2)(A)(i), by striking
7 all beginning with “, which may” through
8 “Act”; and

9 (ii) in paragraph (5)(B)(i)—

10 (I) in subclause (VI), by insert-
11 ing “and” after the semicolon;

12 (II) in subclause (VII), by strik-
13 ing “; and” and inserting a period;
14 and

15 (III) by striking subclause (VIII);
16 and

17 (B) in subsection (d)—

18 (i) in paragraph (4)(B), by striking
19 all beginning with “, and may” through
20 “Act”; and

21 (ii) in paragraph (6)(B)(i)—

22 (I) by striking subclause (IV);
23 and

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1 (II) by redesignating subclauses
2 (V) through (VIII) as subclauses (IV)
3 through (VII), respectively.

4 (3) Section 1501(a)(2)(B) of such Act (20
5 U.S.C. 6491(a)(2)(B)) is amended—

6 (A) by striking clause (v); and

7 (B) by redesignating clauses (vi) through
8 (x) as clauses (v) through (ix), respectively.

9 (4) Section 10101(b)(1)(A)(i) of such Act (20
10 U.S.C. 8001(b)(1)(A)(i)) is amended by striking
11 “and opportunity-to-learn standards or strategies for
12 student learning”.

13 (5) Section 14701(b)(1)(B)(v) of such Act (20
14 U.S.C. 8941(b)(1)(B)(v)) is amended by striking
15 “the National Education Goals Panel,” and all that
16 follows through “assessments)” and inserting “and
17 the National Education Goals Panel”.

18 (c) GENERAL EDUCATION PROVISIONS ACT.—Sec-
19 tion 428 of the General Education Provisions Act (20
20 U.S.C. 1228b), as amended by section 237 of the Improv-
21 ing America’s Schools Act of 1994 (Public Law 103-382),
22 is amended by striking “the National Education Stand-
23 ards and Improvement Council,”.

24 (d) EDUCATION AMENDMENTS OF 1978.—Section
25 1121(b) of the Education Amendments of 1978 (25

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1 U.S.C. 2001(b)), as amended by section 381 of the Im-
2 proving America's Schools Act of 1994 (Public Law 103--
3 382), is amended by striking "213(a)" and inserting
4 "203(a)(2)".

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SALLY
CHRISTENSEN

AMENDMENT NO. ____

Calendar No. ____

Purpose: To amend the Goals 2000: Educate America Act,
and for other purposes.

IN THE SENATE OF THE UNITED STATES—104th Cong., 1st Sess.

HLR. 2127

Making appropriations for the Departments of Labor, Health
and Human Services, and Education, and related agen-
cies, for the fiscal year ending September 30, 1996,
and for other purposes.

Referred to the Committee on _____
and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. SPECTER

Viz:

1 At the end of the bill, insert the following new title:

2 **TITLE ____—AMENDMENTS**3 **TO THE GOALS 2000: EDUCATE**4 **AMERICA ACT**5 **SEC. ____01. ELIMINATION OF THE NATIONAL EDUCATION**6 **STANDARDS AND IMPROVEMENT COUNCIL**7 **AND OPPORTUNITY-TO-LEARN STANDARDS.**

8 The Goals 2000: Educate America Act (20 U.S.C.

9 5801 et seq.) is amended—

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1 (1) by repealing part B of title II (20 U.S.C.
2 5841 et seq.);

3 (2) by redesignating parts C and D of title II
4 (20 U.S.C. 5861 et seq. and 5871 et seq.) as parts
5 B and C, respectively, of title II; and

6 (3) in section 241 (20 U.S.C. 5871)—

7 (A) in subsection (a), by striking “(a) NA-
8 TIONAL EDUCATION GOALS PANEL.—”; and

9 (B) by striking subsections (b) through
10 (d).

11 **SEC. ____02. STATE AND LOCAL EDUCATION SYSTEMIC IM-**
12 **PROVEMENT.**

13 (a) PANEL COMPOSITION; OPPORTUNITY-TO-LEARN
14 STANDARDS; AND SUBMISSION OF PLAN TO THE SEC-
15 RETARY FOR APPROVAL.—

16 (1) STATE IMPROVEMENT PLAN.—Section 306
17 of the Goals 2000: Educate America Act (20 U.S.C.
18 5886) is amended—

19 (A) by amending subsection (b) to read as
20 follows:

21 “(b) PLAN DEVELOPMENT.—A State improvement
22 plan under this title shall be developed by a broad-based
23 State panel in cooperation with the State educational
24 agency and the Governor.”;

25 (B) by striking subsection (d);

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1 (C) by striking subsection (n);

2 (D) by amending subsection (p) to read as

3 follows:

4 "(p) AMENDMENTS TO PLAN.—Each State edu-

5 cational agency shall periodically review its State improve-

6 ment plan and revise such plan, as appropriate."; and

7 (E) by striking subsection (q).

8 (2) SECRETARY'S REVIEW OF APPLICATIONS.—

9 Section 307 of such Act (20 U.S.C. 5887) is amend-

10 ed—

11 (A) by amending subsection (a) to read as

12 follows:

13 "(a) FIRST YEAR.—The Secretary shall approve the

14 State educational agency's first year application under

15 section 305(b) if the Secretary determines that such appli-

16 cation meets the requirements of this title."; and

17 (B) in subsection (b), by striking "(1)(A)"

18 and all that follows through "(B) the Sec-

19 retary" and inserting "(1) the Secretary".

20 (b) LOCAL PANEL COMPOSITION.—Section

21 309(a)(3)(A) of such Act (20 U.S.C. 5889(a)(3)(A)) is

22 amended—

23 (1) in the matter preceding clause (i), by strik-

24 ing "that—" and inserting a semicolon; and

25 (2) by striking clauses (i) and (ii).

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(c) LOCAL BYPASS.—Section 304 of such Act (20 U.S.C. 5884) is amended by adding at the end the following new subsection:

“(e) LOCAL BYPASS.—

“(1) LOCAL GRANTS AUTHORIZED.—Notwithstanding any other provision of law, if a State does not participate in the program authorized under this title, the Secretary is authorized to use the allotment such State would have received under this section to award grants, through a competitive process, to local educational agencies in such State that have applications approved under paragraph (2).

“(2) APPLICATION REQUIRED.—Each local educational agency described in paragraph (1) desiring a grant under such paragraph shall submit an application to the Secretary at such time, in such manner and accompanied by such information, as the Secretary may require. Each such application shall contain assurances that the local educational agency will develop a local improvement plan that meets such requirements applicable to a State educational agency under section 306, and will meet such other requirements applicable to a State educational agency under this title, as the Secretary determines are

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~~1 appropriately applied to a local educational agency~~
~~2 under this subsection."~~

3 SEC. 03. TECHNICAL AND CONFORMING AMENDMENTS.

4 (a) GOALS 2000: EDUCATE AMERICA ACT.—

5 (1) The table of contents for the Goals 2000:
6 Educate America Act is amended, in the items relat-
7 ing to title II—

8 (A) by striking the items relating to part

9 B;

10 (B) by striking "PART C" and inserting
11 "PART B"; and

12 (C) by striking "PART D" and inserting
13 "PART C".

14 (2) Section 2 of such Act (20 U.S.C. 5801) is
15 amended—

16 (A) in paragraph (4)—

17 (i) in subparagraph (B), by inserting
18 "and" after the semicolon;

19 (ii) by striking subparagraph (C); and

20 (iii) by redesignating subparagraph

21 (D) as subparagraph (C); and

22 (B) in paragraph (6)—

23 (i) by striking subparagraph (C); and

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1 (ii) by redesignating subparagraphs
2 (D) through (F) as subparagraphs (C)
3 through (E), respectively.

4 (3) Section 3(a) of such Act (20 U.S.C. 5802)
5 is amended—

6 (A) by striking paragraph (7); and

7 (B) by redesignating paragraphs (8)
8 through (14) as paragraphs (7) through (13),
9 respectively.

10 (4) Section 201(3) of such Act (20 U.S.C.
11 5821(3)) is amended by striking “, voluntary na-
12 tional student performance” and all that follows
13 through “such Council” and inserting “and vol-
14 untary national student performance standards”.

15 (5) Section 202(j) of such Act (20 U.S.C.
16 5822(j)) is amended by striking “, student perform-
17 ance, or opportunity-to-learn” and inserting “or stu-
18 dent performance”.

19 (6) Section 203 of such Act (20 U.S.C. 5823)
20 is amended—

21 (A) in subsection (a)—

22 (i) by striking paragraphs (2) and (3);

23 (ii) by redesignating paragraphs (4)
24 through (6) as paragraphs (2) through (4),
25 respectively; and

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1 (iii) by amending paragraph (2) (as
2 redesignated by clause (ii)) to read as fol-
3 lows:

4 “(2) review voluntary national content stand-
5 ards and voluntary national student performance
6 standards;”; and

7 (B) in subsection (b)(1)—

8 (i) in subparagraph (A), by inserting
9 “and” after the semicolon;

10 (ii) in subparagraph (B), by striking
11 “; and” and inserting a period; and

12 (iii) by striking subparagraph (C).

13 (7) Section 204(a)(2) of such Act (20 U.S.C.
14 5824(a)(2)) is amended—

15 (A) by striking “voluntary national oppor-
16 tunity-to-learn standards;”; and

17 (B) by striking “described in section
18 213(f)”.

19 (8) Section 304(a)(2) of such Act (20 U.S.C.
20 5884(a)(2)) is amended—

21 (A) in subparagraph (A), by adding “and”
22 after the semicolon;

23 (B) in subparagraph (B), by striking “;
24 and” and inserting a period; and

25 (C) by striking subparagraph (C).

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1 (9) Section 306(o) of such Act (20 U.S.C.
2 5886(o)) is amended by striking "State opportunity-
3 to-learn standards or strategies,".

4 (10) Section 308 of such Act (20 U.S.C. 5888)
5 is amended—

6 (A) in subsection (b)(2)—

7 (i) in the matter preceding clause (i)
8 of subparagraph (A), by striking "State
9 opportunity-to-learn standards,"; and

10 (ii) in subparagraph (A), by striking
11 "including—" and all that follows through
12 "part B of title II;" and inserting "includ-
13 ing through consortia of States,"; and

14 (B) in subsection (c), by striking
15 "306(b)(1)" and inserting "306(b)".

16 (11) Section 312(b) of such Act (20 U.S.C.
17 5892(b)) is amended—

18 (A) by striking paragraph (1); and

19 (B) by redesignating paragraphs (2) and
20 (3) as paragraphs (1) and (2), respectively.

21 (12) Section 314(a)(6)(A) of such Act (20
22 U.S.C. 5894(a)(6)(A)) is amended by striking "cer-
23 tified by the National Education Standards and Im-
24 provement Council and".

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1 (13) Section 315 of such Act (20 U.S.C. 5895)
2 is amended—

3 (A) in subsection (b)—

4 (i) in paragraph (1)(C), by striking “,
5 including the requirements for timetables
6 for opportunity-to-learn standards,”;

7 (ii) by striking paragraph (2);

8 (iii) by redesignating paragraphs (3)
9 through (5) as paragraphs (2) through (4),
10 respectively;

11 (iv) in paragraph (1)(A), by striking
12 “paragraph (4) of this subsection” and in-
13 serting “paragraph (3)”;

14 (v) in paragraph (2) (as redesignated
15 by clause (iii))—

16 (I) by striking subparagraph (A);

17 (II) by redesignating subpara-
18 graphs (B) and (C) as subparagraphs
19 (A) and (B), respectively; and

20 (III) in subparagraph (A) (as re-
21 designated by subclause (II)) by strik-
22 ing “, voluntary natural student per-
23 formance standards, and voluntary
24 natural opportunity-to-learn standards
25 developed under part B of title II of

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1 this Act" and inserting "and vol-
2 untary national student performance
3 standards";

4 (vi) in subparagraph (B) of paragraph
5 (3) (as redesignated by clause (iii)), by
6 striking "paragraph (5)," and inserting
7 "paragraph (4),"; and

8 (vii) in paragraph (4) (as redesignated
9 by clause (ii)), by striking "paragraph (4)"
10 each place it appears and inserting "para-
11 graph (3)";

12 (B) in the matter preceding subparagraph
13 (A) of subsection (c)(2)—

14 (i) by striking "subsection (b)(4)" and
15 inserting "subsection (b)(3)"; and

16 (ii) by striking "and to provide a
17 framework for the implementation of op-
18 portunity-to-learn standards or strategies";
19 and

20 (C) in subsection (f), by striking "sub-
21 section (b)(4)" each place it appears and insert-
22 ing "subsection (b)(3)".

23 (14)(A) Section 316 of such Act (20 U.S.C.
24 5896) is repealed.

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1 (B) The table of contents for such Act is
2 amended by striking the item relating to section
3 316.

4 (15) Section 317 of such Act (20 U.S.C. 5897)
5 is amended—

6 (A) in subsection (d)(4), by striking “pro-
7 mote the standards and strategies described in
8 section 306(d),”; and

9 (B) in subsection (e)—

10 (i) in paragraph (2), by inserting
11 “and” after the semicolon;

12 (ii) by striking paragraph (3); and

13 (iii) by redesignating paragraph (4) as
14 paragraph (3).

15 (16) Section 503 of such Act (20 U.S.C. 5933)
16 is amended—

17 (A) in subsection (b)—

18 (i) in paragraph (1)—

19 (I) in the matter preceding sub-
20 paragraph (A), by striking “28” and
21 inserting “27”;

22 (II) by striking subparagraph
23 (D); and

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1 (III) by redesignating subpara-
2 graphs (E) through (G) as subpara-
3 graphs (D) through (F), respectively;

4 (ii) in paragraphs (2), (3), and (5), by
5 striking "subparagraphs (E), (F), and
6 (G)" each place it appears and inserting
7 "subparagraphs (D), (E), and (F)";

8 (iii) in paragraph (2), by striking
9 "subparagraph (G)" and inserting "sub-
10 paragraph (F)";

11 (iv) in paragraph (4), by striking
12 "(C), and (D)" and inserting "and (C)";
13 and

14 (v) in the matter preceding subpara-
15 graph (A) of paragraph (5), by striking
16 "subparagraph (E), (F), or (G)" and in-
17 serting "subparagraph (D), (E), or (F)";
18 and

19 (B) in subsection (c)—

20 (i) in paragraph (1)(B), by striking
21 "subparagraph (E)" and inserting "sub-
22 paragraph (D)"; and

23 (ii) in paragraph (2), by striking
24 "subparagraphs (E), (F), and (G)" and in-

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1 serting "subparagraphs (D), (E), and
2 (F)".

3 (17) Section 504 of such Act (20 U.S.C. 5934)
4 is amended—

5 (A) by striking subsection (f); and

6 (B) by redesignating subsection (g) as sub-
7 section (f).

8 (b) ELEMENTARY AND SECONDARY EDUCATION ACT
9 OF 1965.—

10 (1) Section 1111 of the Elementary and Sec-
11 ondary Education Act of 1965 (20 U.S.C. 6311) is
12 amended—

13 (A) in subsection (b)(8)(B), by striking
14 “(which may include opportunity-to-learn stand-
15 ards or strategies developed under the Goals
16 2000: Educate America Act)”;

17 (B) in subsection (f), by striking “oppor-
18 tunity-to-learn standards or strategies,”;

19 (C) by striking subsection (g); and

20 (D) by redesignating subsection (h) as sub-
21 section (g).

22 (2) Section 1116 of such Act (20 U.S.C. 6317)
23 is amended—

24 (A) in subsection (c)—

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1 (i) in paragraph (2)(A)(i), by striking
2 all beginning with “, which may” through
3 “Act”; and

4 (ii) in paragraph (5)(B)(i)—

5 (I) in subclause (VI), by insert-
6 ing “and” after the semicolon;

7 (II) in subclause (VII), by strik-
8 ing “; and” and inserting a period;
9 and

10 (III) by striking subclause (VIII);

11 and

12 (B) in subsection (d)—

13 (i) in paragraph (4)(B), by striking
14 all beginning with “, and may” through
15 “Act”; and

16 (ii) in paragraph (6)(B)(i)—

17 (I) by striking subclause (IV);

18 and

19 (II) by redesignating subclauses

20 (V) through (VIII) as subclauses (IV)

21 through (VII), respectively.

22 (3) Section 1501(a)(2)(B) of such Act (20
23 U.S.C. 6491(a)(2)(B)) is amended—

24 (A) by striking clause (v); and

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1 (B) by redesignating clauses (vi) through
2 (x) as clauses (v) through (ix), respectively.

3 (4) Section 10101(b)(1)(A)(i) of such Act (20
4 U.S.C. 8001(b)(1)(A)(i)) is amended by striking
5 "and opportunity-to-learn standards or strategies for
6 student learning".

7 (5) Section 14701(b)(1)(B)(v) of such Act (20
8 U.S.C. 8941(b)(1)(B)(v)) is amended by striking
9 "the National Education Goals Panel," and all that
10 follows through "assessments)" and inserting "and
11 the National Education Goals Panel".

12 (c) GENERAL EDUCATION PROVISIONS ACT.—Sec-
13 tion 428 of the General Education Provisions Act (20
14 U.S.C. 1228b), as amended by section 237 of the Improv-
15 ing America's Schools Act of 1994 (Public Law 103-382),
16 is amended by striking "the National Education Stand-
17 ards and Improvement Council,".

18 (d) EDUCATION AMENDMENTS OF 1978.—Section
19 1121(b) of the Education Amendments of 1978 (25
20 U.S.C. 2001(b)), as amended by section 381 of the Im-
21 proving America's Schools Act of 1994 (Public Law 103-
22 382), is amended by striking "213(a)" and inserting
23 "203(a)(2)".

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1 SEC. ____04. DIRECT GRANTS TO LOCAL EDUCATIONAL
2 AGENCIES.

3 Section 304 of the Goals 2000: Educate America Act
4 (20 U.S.C. 5884) is amended by adding at the end the
5 following new subsection:

6 "(e) DIRECT GRANTS TO LOCAL EDUCATIONAL
7 AGENCIES.—

8 "(1) IN GENERAL.—Notwithstanding subsection
9 (c), if a State educational agency ~~has not received~~ *is not participating*
10 ~~in the program~~ *as of* ~~an allotment~~ under this section ~~on or before~~ October
11 20, 1995, the Secretary shall use all or a portion of
12 the allotment that the State would have received
13 under this section for a fiscal year to award grants
14 to local educational agencies in the State that have
15 approved applications under paragraph (2) for such
16 fiscal year.

17 "(2) APPLICATION.—Any local educational
18 agency that desires to receive a grant under this
19 subsection shall submit an application to the Sec-
20 retary that is consistent with the purpose of this
21 title. The Secretary may establish a deadline for the
22 submission of such applications.

23 "(3) AWARD BASIS.—The Secretary may use
24 the student enrollment of a local educational agency
25 or other factors as a basis for awarding grants
26 under this subsection."

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1 SEC. ____05. ALTERNATIVE TO SECRETARIAL APPROVAL OF
2 STATE PLANS.

3 (a) STATE IMPROVEMENT PLANS.—Section 306(n) of
4 the Goals 2000: Educate America Act (20 U.S.C.
5 5886(n)) is amended by adding at the end the following
6 new paragraph:

7 “(4) ALTERNATIVE SUBMISSION.—

8 “(A) IN GENERAL.—Notwithstanding any
9 other provision of this title, any State edu-
10 cational agency that wishes to receive an allot-
11 ment under this title after the first year such
12 State educational agency receives such an allot-
13 ment may, in lieu of submitting its State im-
14 provement plan for approval by the Secretary
15 under this subsection and section 305(c)(2), or
16 submitting major amendments to the Secretary
17 under subsection (p), provide the Secretary, as
18 part of an application under section 305(c) or
19 as an amendment to a previously approved ap-
20 plication—

21 “(i) an assurance, from the Governor
22 and the chief State school officer of the
23 State, that—

24 “(I) the State has a plan that
25 meets the requirements of this section

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1 and that is widely available through-
2 out the State; and

3 “(II) any amendments the State
4 makes to the plan will meet the re-
5 quirements of this section; and

6 “(ii) the State’s benchmarks of im-
7 proved student performance and of
8 progress in implementing the plan, and the
9 timelines against which the State’s
10 progress in carrying out the plan can be
11 measured.

12 “(B) ANNUAL REPORT.—Any State edu-
13 cational agency that chooses to use the alter-
14 native method described in paragraph (1) shall
15 annually report to the public summary informa-
16 tion on the use of funds under this title by the
17 State and local educational agencies in the
18 State, as well as the State’s progress toward
19 meeting the benchmarks and timelines de-
20 scribed in subparagraph (A)(ii).”.

21 (b) STATE APPLICATIONS.—Section 305(c)(2) of
22 such Act (20 U.S.C. 5885(c)(2)) is amended by inserting
23 “except in the case of a State educational agency submit-
24 ting the information described in section 306(n)(4),” be-
25 fore “include”.

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1 (c) SECRETARY'S REVIEW OF APPLICATIONS.—Sec-
2 tion 307(b)(1) of such Act (20 U.S.C. 5887(b)(1)) is
3 amended—

4 (1) in subparagraph (A), by striking “or” after
5 the semicolon;

6 (2) in subparagraph (B), by striking “and”
7 after the semicolon and inserting “or”; and

8 (3) by adding at the end the following new sub-
9 paragraph:

10 “(C) the State educational agency has sub-
11 mitted the information described in section
12 306(n)(4); and”.

13 (d) PROGRESS REPORTS.—The matter preceding
14 paragraph (1) of section 312(a) of such Act (20 U.S.C.
15 5892(a)) is amended by striking “Each” and inserting
16 “Except in the case of a State educational agency submit-
17 ting the information described in section 306(n)(4), each”.

18 **SEC. 06. LIMITATIONS.**

19 Title III of the Goals 2000: Educate America Act (20
20 U.S.C. 5881 et seq.) is further amended by adding at the
21 end the following new section:

22 **“SEC. 320. LIMITATIONS.**

23 “(a) PROHIBITED CONDITIONS.—Nothing in this Act
24 shall be construed to require a State, a local educational

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1 agency, or a school, as a condition of receiving assistance
2 under this title—

3 “(1) to provide outcomes-based education; or

4 “(2) to provide school-based health clinics or
5 any other health or social service.

6 “(b) LIMITATION ON GOVERNMENT OFFICIALS.—

7 Nothing in this Act shall be construed to require or permit
8 any Federal or State official to inspect a home, judge how
9 parents raise their children, or remove children from their
10 parents, as a result of the participation of a State, local
11 educational agency, or school in any program or activity
12 carried out under this Act.”

Luke, Mike, Kay, Leepy, Frank

8³⁰_{AM} Friday

labor HHS ED subcommittee meets
this morning at ~~10am~~ ⁹ full committee at
10. I'm going to stay up there until
it's clear what today looks like — or
so unclear it doesn't matter.

Language in Goals is attached. I've noted
where there are further changes which I
will call in as soon as I get them.

I can be reached via beeper.

Prognosis beyond Wash Post article —
who knows!

Susan

*Final
S.L.C.
Original*

*Final
S.L.C.
Original*

AMENDMENT NO. _____

Calendar No. _____

Purpose: To amend the Goals 2000: Educate America Act,
and for other purposes.

IN THE SENATE OF THE UNITED STATES—104th Cong., 1st Sess.

H.R. 2127

Making appropriations for the Departments of Labor, Health
and Human Services, and Education, and related agen-
cies, for the fiscal year ending September 30, 1996,
and for other purposes.

Referred to the Committee on _____
and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. SPECTER

Viz:

1 At the end of the bill, insert the following new title:

2 **TITLE _____—AMENDMENTS**

3 **TO THE GOALS 2000: EDUCATE**

4 **AMERICA ACT**

5 **SEC. ____01. ELIMINATION OF THE NATIONAL EDUCATION**

6 **STANDARDS AND IMPROVEMENT COUNCIL**

7 **AND OPPORTUNITY-TO-LEARN STANDARDS.**

8 The Goals 2000: Educate America Act (20 U.S.C.

9 5801 et seq.) is amended—

1 (1) by repealing part B of title II (20 U.S.C.
2 5841 et seq.);

3 (2) by redesignating parts C and D of title II
4 (20 U.S.C. 5861 et seq. and 5871 et seq.) as parts
5 B and C, respectively, of title II; and

6 (3) in section 241 (20 U.S.C. 5871)—

7 (A) in subsection (a), by striking “(a) NA-
8 TIONAL EDUCATION GOALS PANEL.—”; and

9 (B) by striking subsections (b) through
10 (d).

11 **SEC. ____02. STATE AND LOCAL EDUCATION SYSTEMIC IM-**
12 **PROVEMENT.**

13 (a) **PANEL COMPOSITION; OPPORTUNITY-TO-LEARN**
14 **STANDARDS; AND SUBMISSION OF PLAN TO THE SEC-**
15 **RETARY FOR APPROVAL.—**

16 (1) **STATE IMPROVEMENT PLAN.—**Section 306
17 of the Goals 2000: Educate America Act (20 U.S.C.
18 5886) is amended—

19 (A) by amending subsection (b) to read as
20 follows:

21 “(b) **PLAN DEVELOPMENT.—**A State improvement
22 plan under this title shall be developed by a broad-based
23 State panel in cooperation with the State educational
24 agency and the Governor.”;

25 (B) by striking subsection (d);

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1 (C) by striking subsection (n);

2 (D) by amending subsection (p) to read as
3 follows:

4 "(p) AMENDMENTS TO PLAN.—Each State edu-
5 cational agency shall periodically review its State improve-
6 ment plan and revise such plan, as appropriate."; and

7 (E) by striking subsection (q).

8 (2) SECRETARY'S REVIEW OF APPLICATIONS.—
9 Section 307 of such Act (20 U.S.C. 5887) is amend-
10 ed—

11 (A) by amending subsection (a) to read as
12 follows:

13 "(a) FIRST YEAR.—The Secretary shall approve the
14 State educational agency's first year application under
15 section 305(b) if the Secretary determines that such appli-
16 cation meets the requirements of this title."; and

17 (B) in subsection (b), by striking "(1)(A)"
18 and all that follows through "(B) the Sec-
19 retary" and inserting "(1) the Secretary".

20 (b) LOCAL PANEL COMPOSITION.—Section
21 309(a)(3)(A) of such Act (20 U.S.C. 5889(a)(3)(A)) is
22 amended—

23 (1) in the matter preceding clause (i), by strik-
24 ing "that—" and inserting a semicolon; and

25 (2) by striking clauses (i) and (ii).

1 (c) LOCAL BYPASS.—Section 304 of such Act (20
2 U.S.C. 5884) is amended by adding at the end the follow-
3 ing new subsection:

4 “(e) LOCAL BYPASS.—

5 “(1) LOCAL GRANTS AUTHORIZED.—Notwith-
6 standing any other provision of law, if a State does
7 not participate in the program authorized under this
8 title, the Secretary is authorized to use the allotment
9 such State would have received under this section to
10 award grants, through a competitive process, to local
11 educational agencies in such State that have applica-
12 tions approved under paragraph (2).

13 “(2) APPLICATION REQUIRED.—Each local edu-
14 cational agency described in paragraph (1) desiring
15 a grant under such paragraph shall submit an appli-
16 cation to the Secretary at such time, in such manner *de*
17 and accompanied by such information, as the Sec-
18 retary may require. Each such application shall con-
19 tain assurances that the local educational agency
20 will develop a local improvement plan that meets
21 such requirements applicable to a State educational
22 agency under section 806, and will meet such other
23 requirements applicable to a State educational agen-
24 cy under this title, as the Secretary determines are

~~1 appropriately applied to a local educational agency~~
~~2 under this subsection."~~

3 **SEC. ____03. TECHNICAL AND CONFORMING AMENDMENTS.**

4 (a) **GOALS 2000: EDUCATE AMERICA ACT.—**

5 (1) The table of contents for the Goals 2000:
6 Educate America Act is amended, in the items relat-
7 ing to title II—

8 (A) by striking the items relating to part
9 B;

10 (B) by striking "PART C" and inserting
11 "PART B"; and

12 (C) by striking "PART D" and inserting
13 "PART C".

14 (2) Section 2 of such Act (20 U.S.C. 5801) is
15 amended—

16 (A) in paragraph (4)—

17 (i) in subparagraph (B), by inserting
18 "and" after the semicolon;

19 (ii) by striking subparagraph (C); and

20 (iii) by redesignating subparagraph

21 (D) as subparagraph (C); and

22 (B) in paragraph (6)—

23 (i) by striking subparagraph (C); and

1 (ii) by redesignating subparagraphs
2 (D) through (F) as subparagraphs (C)
3 through (E), respectively.

4 (3) Section 3(a) of such Act (20 U.S.C. 5802)
5 is amended—

6 (A) by striking paragraph (7); and

7 (B) by redesignating paragraphs (8)
8 through (14) as paragraphs (7) through (13),
9 respectively.

10 (4) Section 201(3) of such Act (20 U.S.C.
11 5821(3)) is amended by striking “, voluntary na-
12 tional student performance” and all that follows
13 through “such Council” and inserting “and vol-
14 untary national student performance standards”.

15 (5) Section 202(j) of such Act (20 U.S.C.
16 5822(j)) is amended by striking “, student perform-
17 ance, or opportunity-to-learn” and inserting “or stu-
18 dent performance”.

19 (6) Section 203 of such Act (20 U.S.C. 5823)
20 is amended—

21 (A) in subsection (a)—

22 (i) by striking paragraphs (2) and (3);

23 (ii) by redesignating paragraphs (4)
24 through (6) as paragraphs (2) through (4),
25 respectively; and

1 (iii) by amending paragraph (2) (as
2 redesignated by clause (ii)) to read as fol-
3 lows:

4 “(2) review voluntary national content stand-
5 ards and voluntary national student performance
6 standards;”; and

7 (B) in subsection (b)(1)—

8 (i) in subparagraph (A), by inserting
9 “and” after the semicolon;

10 (ii) in subparagraph (B), by striking
11 “; and” and inserting a period; and

12 (iii) by striking subparagraph (C).

13 (7) Section 204(a)(2) of such Act (20 U.S.C.
14 5824(a)(2)) is amended—

15 (A) by striking “voluntary national oppor-
16 tunity-to-learn standards;”; and

17 (B) by striking “described in section
18 213(f)”.

19 (8) Section 304(a)(2) of such Act (20 U.S.C.
20 5884(a)(2)) is amended—

21 (A) in subparagraph (A), by adding “and”
22 after the semicolon;

23 (B) in subparagraph (B), by striking “;
24 and” and inserting a period; and

25 (C) by striking subparagraph (C).

(9) Section 306(o) of such Act (20 U.S.C. 5886(o)) is amended by striking "State opportunity-to-learn standards or strategies,".

(10) Section 308 of such Act (20 U.S.C. 5888) is amended—

(A) in subsection (b)(2)—

(i) in the matter preceding clause (i) of subparagraph (A), by striking "State opportunity-to-learn standards,"; and

(ii) in subparagraph (A), by striking "including—" and all that follows through "part B of title II;" and inserting "including through consortia of States;" and

(B) in subsection (c), by striking "306(b)(1)" and inserting "306(b)".

(11) Section 312(b) of such Act (20 U.S.C. 5892(b)) is amended—

(A) by striking paragraph (1); and

(B) by redesignating paragraphs (2) and (3) as paragraphs (1) and (2), respectively.

(12) Section 314(a)(6)(A) of such Act (20 U.S.C. 5894(a)(6)(A)) is amended by striking "certified by the National Education Standards and Improvement Council and".

Section 309(a)(6)(ii) is amended by inserting after new public schools the following "and the requirements of technology and use of technology - enhanced curricula and instruction."

the purpose of expanding the use and availability of computers and computer technology

1 14
2 (13) Section 315 of such Act (20 U.S.C. 5895)
3 is amended—
4 (A) in subsection (b)—
5 (i) in paragraph (1)(C), by striking “,
6 including the requirements for timetables
7 for opportunity-to-learn standards,”;
8 (ii) by striking paragraph (2);
9 (iii) by redesignating paragraphs (3)
10 through (5) as paragraphs (2) through (4),
11 respectively;
12 (iv) in paragraph (1)(A), by striking
13 “paragraph (4) of this subsection” and in-
14 serting “paragraph (3)”;
15 (v) in paragraph (2) (as redesignated
16 by clause (iii))—
17 (I) by striking subparagraph (A);
18 (II) by redesignating subpara-
19 graphs (B) and (C) as subparagraphs
20 (A) and (B), respectively; and
21 (III) in subparagraph (A) (as re-
22 designated by subclause (II)) by strik-
23 ing “, voluntary natural student per-
24 formance standards, and voluntary
25 natural opportunity-to-learn standards
 developed under part B of title II of

1 this Act" and inserting "and vol-
2 untary national student performance
3 standards";

4 (vi) in subparagraph (B) of paragraph
5 (3) (as redesignated by clause (iii)), by
6 striking "paragraph (5)," and inserting
7 "paragraph (4),"; and

8 (vii) in paragraph (4) (as redesignated
9 by clause (ii)), by striking "paragraph (4)"
10 each place it appears and inserting "para-
11 graph (3)";

12 (B) in the matter preceding subparagraph
13 (A) of subsection (c)(2)—

14 (i) by striking "subsection (b)(4)" and
15 inserting "subsection (b)(3)"; and

16 (ii) by striking "and to provide a
17 framework for the implementation of op-
18 portunity-to-learn standards or strategies";
19 and

20 (C) in subsection (f), by striking "sub-
21 section (b)(4)" each place it appears and insert-
22 ing "subsection (b)(3)".

23 ¹⁵
(14)(A) Section 316 of such Act (20 U.S.C.
24 5896) is repealed.

1 (B) The table of contents for such Act is
2 amended by striking the item relating to section
3 316. 16

4 (15) Section 317 of such Act (20 U.S.C. 5897)
5 is amended—

6 (A) in subsection (d)(4), by striking “pro-
7 mote the standards and strategies described in
8 section 306(d),”; and

9 (B) in subsection (e)—

10 (i) in paragraph (2), by inserting
11 “and” after the semicolon;

12 (ii) by striking paragraph (3); and

13 (iii) by redesignating paragraph (4) as
14 17 paragraph (3).

15 (16) Section 503 of such Act (20 U.S.C. 5933)
16 is amended—

17 (A) in subsection (b)—

18 (i) in paragraph (1)—

19 (I) in the matter preceding sub-
20 paragraph (A), by striking “28” and
21 inserting “27”;

22 (II) by striking subparagraph
23 (D); and

1 (III) by redesignating subpara-
2 graphs (E) through (G) as subpara-
3 graphs (D) through (F), respectively;

4 (ii) in paragraphs (2), (3), and (5), by
5 striking "subparagraphs (E), (F), and
6 (G)" each place it appears and inserting
7 "subparagraphs (D), (E), and (F)";

8 (iii) in paragraph (2), by striking
9 "subparagraph (G)" and inserting "sub-
10 paragraph (F)";

11 (iv) in paragraph (4), by striking
12 "(C), and (D)" and inserting "and (C)";
13 and

14 (v) in the matter preceding subpara-
15 graph (A) of paragraph (5), by striking
16 "subparagraph (E), (F), or (G)" and in-
17 serting "subparagraph (D), (E), or (F)";
18 and

19 (B) in subsection (c)—

20 (i) in paragraph (1)(B), by striking
21 "subparagraph (E)" and inserting "sub-
22 paragraph (D)"; and

23 (ii) in paragraph (2), by striking
24 "subparagraphs (E), (F), and (G)" and in-

1 serting "subparagraphs (D), (E), and
2 (F)"
3 ~~(17)~~ Section 504 of such Act (20 U.S.C. 5934)

4 is amended—

5 (A) by striking subsection (f); and

6 (B) by redesignating subsection (g) as sub-
7 section (f).

8 (b) ELEMENTARY AND SECONDARY EDUCATION ACT
9 OF 1965.—

10 (1) Section 1111 of the Elementary and Sec-
11 ondary Education Act of 1965 (20 U.S.C. 6311) is
12 amended—

13 (A) in subsection (b)(8)(B), by striking
14 “(which may include opportunity-to-learn stand-
15 ards or strategies developed under the Goals
16 2000: Educate America Act)”;

17 (B) in subsection (f), by striking “oppor-
18 tunity-to-learn standards or strategies,”;

19 (C) by striking subsection (g); and

20 (D) by redesignating subsection (h) as sub-
21 section (g).

22 (2) Section 1116 of such Act (20 U.S.C. 6317)

23 is amended—

24 (A) in subsection (c)—

1 (i) in paragraph (2)(A)(i), by striking
2 all beginning with “, which may” through
3 “Act”; and

4 (ii) in paragraph (5)(B)(i)—

5 (I) in subclause (VI), by insert-
6 ing “and” after the semicolon;

7 (II) in subclause (VII), by strik-
8 ing “; and” and inserting a period;
9 and

10 (III) by striking subclause (VIII);

11 and

12 (B) in subsection (d)—

13 (i) in paragraph (4)(B), by striking
14 all beginning with “, and may” through
15 “Act”; and

16 (ii) in paragraph (6)(B)(i)—

17 (I) by striking subclause (IV);

18 and

19 (II) by redesignating subclauses

20 (V) through (VIII) as subclauses (IV)

21 through (VII), respectively.

22 (3) Section 1501(a)(2)(B) of such Act (20

23 U.S.C. 6491(a)(2)(B)) is amended—

24 (A) by striking clause (v); and

1 (B) by redesignating clauses (vi) through
2 (x) as clauses (v) through (ix), respectively.

3 (4) Section 10101(b)(1)(A)(i) of such Act (20
4 U.S.C. 8001(b)(1)(A)(i)) is amended by striking
5 "and opportunity-to-learn standards or strategies for
6 student learning".

7 (5) Section 14701(b)(1)(B)(v) of such Act (20
8 U.S.C. 8941(b)(1)(B)(v)) is amended by striking
9 "the National Education Goals Panel," and all that
10 follows through "assessments)" and inserting "and
11 the National Education Goals Panel".

12 (c) GENERAL EDUCATION PROVISIONS ACT.—Sec-
13 tion 428 of the General Education Provisions Act (20
14 U.S.C. 1228b), as amended by section 237 of the Improv-
15 ing America's Schools Act of 1994 (Public Law 103-382),
16 is amended by striking "the National Education Stand-
17 ards and Improvement Council,".

18 (d) EDUCATION AMENDMENTS OF 1978.—Section
19 1121(b) of the Education Amendments of 1978 (25
20 U.S.C. 2001(b)), as amended by section 381 of the Im-
21 proving America's Schools Act of 1994 (Public Law 103-
22 382), is amended by striking "213(a)" and inserting
23 "203(a)(2)".

1 SEC. ____04. DIRECT GRANTS TO LOCAL EDUCATIONAL
2 AGENCIES.

3 Section 304 of the Goals 2000: Educate America Act
4 (20 U.S.C. 5884) is amended by adding at the end the
5 following new subsection:

6 "(e) DIRECT GRANTS TO LOCAL EDUCATIONAL
7 AGENCIES.—

8 "(1) IN GENERAL.—Notwithstanding subsection
9 (c), if a State educational agency ~~has not received~~ *is not participating*
10 ~~an allotment~~ *in the program* under this section ~~on or before~~ *as of* October
11 20, 1995, the Secretary shall use all or a portion of ~~the allotment~~ *approves*
12 the allotment that the State would have received
13 under this section for a fiscal year to award grants
14 to local educational agencies in the State that have
15 approved applications under paragraph (2) for such
16 fiscal year. *(and the State does not disapprove)*

17 "(2) APPLICATION.—Any local educational
18 agency that desires to receive a grant under this
19 subsection shall submit an application to the Sec-
20 retary *that is consistent with the provision of PL 103-227 as amended.*
21 ~~that~~ The Secretary may establish a deadline for the
22 submission of such applications.

23 "(3) AWARD BASIS.—The Secretary may use
24 the student enrollment of a local educational agency
25 or other factors as a basis for awarding grants
26 under this subsection."

changed back with some modification

and shall notify the State of such application; added phrase

1 SEC. ____05. ALTERNATIVE TO SECRETARIAL APPROVAL OF
2 STATE PLANS.

3 (a) STATE IMPROVEMENT PLANS.—Section 306(n) of
4 the Goals 2000: Educate America Act (20 U.S.C.
5 5886(n)) is amended by adding at the end the following
6 new paragraph:

7 “(4) ALTERNATIVE SUBMISSION.—

8 “(A) IN GENERAL.—Notwithstanding any
9 other provision of this title, any State edu-
10 cational agency that wishes to receive an allot-
11 ment under this title after the first year such
12 State educational agency receives such an allot-
13 ment may, in lieu of submitting its State im-
14 provement plan for approval by the Secretary
15 under this subsection and section 305(c)(2), or
16 submitting major amendments to the Secretary
17 under subsection (p), provide the Secretary, as
18 part of an application under section 305(c) or
19 as an amendment to a previously approved ap-
20 plication—

21 “(i) an assurance, from the Governor
22 and the chief State school officer of the
23 State, that—

24 “(I) the State has a plan that
25 meets the requirements of this section

1 agency, or a school, as a condition of receiving assistance
2 under this title—

3 “(1) to provide outcomes-based education; or

4 “(2) to provide school-based health clinics or
5 any other health or social service.

6 “(b) LIMITATION ON GOVERNMENT OFFICIALS.—

7 Nothing in this Act shall be construed to require or permit
8 any Federal or State official to inspect a home, judge how
9 parents raise their children, or remove children from their
10 parents, as a result of the participation of a State, local
11 educational agency, or school in any program or activity
12 carried out under this Act.”.

~~Report Language~~

~~The Department of Education
will inform schools that some
or all of Goals 2000 funding
may be used for The acquisition
of computers + computer technology.~~

~~Report Language.~~

kept
computer
The conference agreement
includes a provision which
allow LEA's as part of their
school improvement plan to
use a portion of their Goals
2000 funds for the acquisition
of ~~technology~~ and the use of
Technology - enhanced Curricula
and instruction.

The Department of Education is ~~strongly~~ encouraged
to advise ~~states~~ ~~promptly~~ that some ~~will~~
of their Goals 2000 funds may be used
for this purpose.

1 (c) SECRETARY'S REVIEW OF APPLICATIONS.—Sec-
2 tion 307(b)(1) of such Act (20 U.S.C. 5887(b)(1)) is
3 amended—

4 (1) in subparagraph (A), by striking “or” after
5 the semicolon;

6 (2) in subparagraph (B), by striking “and”
7 after the semicolon and inserting “or”; and

8 (3) by adding at the end the following new sub-
9 paragraph:

10 “(C) the State educational agency has sub-
11 mitted the information described in section
12 306(n)(4); and”.

13 (d) PROGRESS REPORTS.—The matter preceding
14 paragraph (1) of section 312(a) of such Act (20 U.S.C.
15 5892(a)) is amended by striking “Each” and inserting
16 “Except in the case of a State educational agency submit-
17 ting the information described in section 306(n)(4), each”.

18 **SEC. ____ 03. LIMITATIONS.**

19 Title III of the Goals 2000: Educate America Act (20
20 U.S.C. 5881 et seq.) is further amended by adding at the
21 end the following new section:

22 **“SEC. 330. LIMITATIONS.**

23 “(a) PROHIBITED CONDITIONS.—Nothing in this Act
24 shall be construed to require a State, a local educational

1 and that is widely available through-
2 out the State; and

3 “(II) any amendments the State
4 makes to the plan will meet the re-
5 quirements of this section; and

6 “(ii) the State’s benchmarks of im-
7 proved student performance and of
8 progress in implementing the plan, and the
9 timelines against which the State’s
10 progress in carrying out the plan can be
11 measured.

12 “(B) ANNUAL REPORT.—Any State edu-
13 cational agency that chooses to use the alter-
14 native method described in paragraph (1) shall
15 annually report to the public summary informa-
16 tion on the use of funds under this title by the
17 State and local educational agencies in the
18 State, as well as the State’s progress toward
19 meeting the benchmarks and timelines de-
20 scribed in subparagraph (A)(ii).”.

21 (b) STATE APPLICATIONS.—Section 305(c)(2) of
22 such Act (20 U.S.C. 5885(c)(2)) is amended by inserting
23 “except in the case of a State educational agency submit-
24 ting the information described in section 306(n)(4),” be-
25 fore “include”.