

118th Congress
1st Session

H. Res. __

H.R. 5 - Parents Bill of Rights Act

1. Structured rule for H.R. 5.
2. Provides two hours of general debate equally divided and controlled by the chair and ranking minority member of the Education and the Workforce or their respective designees.
3. Waives all points of order against consideration of the bill.
4. Provides that an amendment in the nature of a substitute consisting of the text of Rules Committee Print 118-2 shall be considered as adopted and the bill, as amended, shall be considered as read.
5. Waives all points of order against the amendment in the nature of a substitute to H.R. 5 made in order as original text.
6. Makes in order only those further amendments printed in the Rules Committee report. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question.
7. Waives all points of order against the amendments printed in the report.
8. Provides one motion to recommit.

RESOLUTION

Resolved, That at any time after adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 5) to ensure the rights of parents are honored and protected in the Nation's public schools. The first reading of the bill shall be dispensed with. All

points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed two hours equally divided and controlled by the chair and ranking minority member of the Committee on Education and the Workforce or their respective designees. After general debate the bill shall be considered for amendment under the five-minute rule. In lieu of the amendment in the nature of a substitute recommended by the Committee on Education and the Workforce now printed in the bill, it shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule an amendment in the nature of a substitute consisting of the text of Rules Committee Print 118-2. That amendment in the nature of a substitute shall be considered as read. All points of order against that amendment in the nature of a substitute are waived. No amendment to that amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the amendment in the nature of a substitute made in order as original text. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit.

SUMMARY OF AMENDMENTS TO H.R. 5 PROPOSED TO BE MADE IN ORDER

(summaries derived from information provided by sponsors)

Sponsor	# Description	Debate Time
1. Bacon (NE)	#52 (LATE) (REVISED) Requires Local Education Agencies (LEA) to provide the parents of a child who is a student in an elementary school or secondary school the number of school counselors	(10 minutes)

	in that school.	
2. Foxx (NC)	#45 (REVISED) (MANAGER’S) Amends H.R. 5 to align the list of rights school districts must provide notice of to actions school districts must take; amends a sense of Congress to express support for parents fundamental rights to direct the education of their children and that courts should use the strict scrutiny test to evaluate laws involving those rights.	(10 minutes)
3. Boebert (CO)	#46 (REVISED) Amends Section 104 to include Parent's Right to Know if their child's school operates, sponsors, or facilitates athletic programs or activities to permit a person whose biological sex is male to participate in an athletic program or activity that is designated for women or girls.	(10 minutes)
4. Boebert (CO)	#47 (REVISED) Amends Section 104 to include Parent's Right to Know if their child's school allows a person whose biological sex is male to use restrooms or changing rooms designated for women or girls.	(10 minutes)
5. Bonamici (OR)	#40 (REVISED) (SUBSTITUTE) Strikes line 1 and all that follows in H.R.5. Includes a findings section and sense of Congress regarding public education and rights that parents have access to in public schools. Includes titles creating a parent coordinator position in public schools, increasing the authorization level for Full-Service Community Schools, increasing the authorization level for Statewide Family Engagement Centers, and establishing rules of construction prohibiting the banning of books or certain curricular materials.	(10 minutes)
6. Crane (AZ)	#54 (LATE) Adds a private right of action for parents to hold schools accountable for not honoring the rights set forth in Title I and Title II of this bill.	(10 minutes)
7. Davidson (OH)	#56 (LATE) Prohibits federal funds under Title I and Title II from going to a local educational agency unless they hold an open enrollment period.	(10 minutes)
8. Fitzpatrick (PA)	#2 (REVISED) Amends the bill to require the Comptroller General of the United States (GAO) to submit a report to Congress on the cost of the	(10 minutes)

	requirements of H.R. 5 to SEAs, LEAs, and elementary and secondary schools and requires the report to also analyze and evaluate the impact of H.R. 5 on protecting parents' rights in the education of the children.	
9. Garbarino (NY), D'Esposito (NY)	#37 Provides that nothing in this Act, or the amendments made by this Act, should be construed as authorizing or granting parents the ability to deny any student who is not their own child from accessing any books or other reading materials otherwise available in the library of their child's school.	(10 minutes)
10. Green (TN)	#55 (LATE) Revises the bill to include the right to timely notice of any major cyberattack against their child's school that may have compromised student or parent information.	(10 minutes)
11. Hunt (TX)	#44 Revises H.R.5 to add a provision including whether diversity, equity, and inclusion initiatives factor into a school's plan to eliminate gifted and talented programs.	(10 minutes)
12. Jacobs (CA)	#4 Strikes "at no cost" in the new paragraph (1)(A) of section 1112(e) of the ESEA, as added by section 104(2) of the bill.	(10 minutes)
13. Jacobs (CA)	#6 Strikes the provisions relating to reviewing professional development materials in sections 104 and 202.	(10 minutes)
14. Lawler (NY)	#9 (REVISED) Ensures this bill does not impose requirements on non-public elementary or secondary schools. Adds a sense of Congress that LEAs do not have authority over the curriculums of non-public elementary or secondary schools.	(10 minutes)
15. Massie (KY), Boebert (CO), Gaetz (FL), Self (TX)	#7 (REVISED) Adds a sense of Congress that the authority of the Department of Education and the Secretary of Education to operate or administer any office or program related to elementary or secondary education should be terminated on or before December 31, 2023.	(10 minutes)
16. McCormick (GA)	#36 (REVISED) Establishes that parents will be granted the opportunity to address their school board regarding a complaint about a violation of parental rights.	(10 minutes)
17.	#42 Establishes parents' right to be informed of non-	(10

McCormick (GA)	curriculum-based initiatives and events, and allows parents to opt-in their children to such initiatives and events.	minutes)
18. Miller (OH)	#17 (REVISED) Expands the definition of schools to include secondary career and technical schools.	(10 minutes)
19. Roy (TX)	#57 (LATE) Allows Title I funds to follow the student to the school they attend (i.e., public, private, or home school). These funds may be used for educational and instructional materials, tutoring, tuition for private school, and extracurricular activities.	(10 minutes)
20. Roy (TX)	#61 (LATE) Ensures all funds made available under the Elementary and Secondary Education Act of 1965 after the date of the enactment shall be consolidated and awarded to each State.	(10 minutes)
21. Smith (NJ)	#11 Requires that the local educational agency discloses to parents any videos or recordings of violent activity of which they are aware.	(10 minutes)
22. Tenney (NY)	#8 Adds plans to eliminate college credit courses to the list of required disclosures.	(10 minutes)