

105TH CONGRESS
1ST SESSION

H. R. 2846

To prohibit spending Federal education funds on national testing without explicit and specific legislation.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 6, 1997

Mr. GOODLING (for himself, Mr. GRAHAM, Mrs. ROUKEMA, Mr. PAUL, Mr. NORWOOD, Mr. DEAL of Georgia, Mr. HILLEARY, Mr. DUNCAN, Mr. DELAY, Mr. LARGENT, Mr. PAPPAS, Ms. WATERS, Mr. SHADEGG, Mr. MCKEON, Mr. GINGRICH, Mr. WELDON of Pennsylvania, Mr. HYDE, Mr. SOUDER, Mr. ARMEY, Mr. BLUNT, Mr. WICKER, and Mr. KASICH) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To prohibit spending Federal education funds on national testing without explicit and specific legislation.

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

3 **SECTION 1. PROHIBITION ON NATIONAL TESTING.**

4 (a) GENERAL EDUCATION PROVISIONS.—Part C of
5 the General Education Provisions Act is amended by add-
6 ing at the end the following:

1 **“SEC. 447. PROHIBITION ON NATIONAL TESTING.**

2 “(a) GENERAL PROHIBITION.—Notwithstanding any
3 other provision of Federal law, funds provided to the De-
4 partment of Education or to an applicable program under
5 this Act or any other Act, may not be used to develop,
6 plan, implement (including pilot testing or field testing),
7 or administer any national testing program in reading or
8 mathematics or any other subject that is not specifically
9 and explicitly provided for in authorizing legislation en-
10 acted into law.

11 “(b) EXCEPTION.—Subsection (a) shall not apply to
12 the Third International Math and Science Study.”.

13 (b) FUND FOR THE IMPROVEMENT OF EDU-
14 CATION.—Section 10101 of the Elementary and Second-
15 ary Education Act of 1965 is amended—

16 (1) by redesignating subsection (d) as sub-
17 section (e); and

18 (2) by inserting after subsection (c), the follow-
19 ing:

20 “(d) GENERAL PROHIBITION.—

21 “(1) IN GENERAL.—Notwithstanding any other
22 provision of this section, funds provided under this
23 section may not be used to develop, plan, implement
24 (including pilot testing or field testing), or admin-
25 ister any national testing program in reading or
26 mathematics or any other subject that is not specifi-

1 cally and explicitly provided for in authorizing legis-
2 lation enacted into law.

3 “(2) EXCEPTION.—Paragraph (1) shall not
4 apply to the Third International Math and Science
5 Study.”.

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