

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 3941
OFFERED BY Mr. Takano**

In section 2, insert after subsection (a) the following:

1 (b) EQUAL PROTECTION.—Nothing in subsection (a)
2 shall be construed to abrogate the requirement under the
3 Equal Protection Clause of the 14th Amendment to the
4 Constitution of the United States that a local educational
5 agency (as defined in section 8101 of the Elementary and
6 Secondary Education Act of 1965 (8 U.S.C. 7801)) that
7 provides a free public education (as so defined) is required
8 to provide such education to all children residing in the
9 geographic area served by the local educational agency, re-
10 gardless of immigration status.

