

## Help For Parents Receiving Penalty/Threats for Refusing Tests & Surveys

1. Please review and share with your administrator the attached letter from CDE posted to all districts just this past week. It states that the districts should keep documentation of parental refusals. You are providing the school with your documented refusal as the CDE has requested.
2. Reassert in writing that the school is on formal notice that you do not consent to testing and this notice revokes any previous consent they may claim to have on record.
3. Ask them to give you their statement that your children will be (unable to graduate, kicked out of school, removed from the baseball team, etc.), in writing, if they refuse testing. Keep a copy for your records and you might consider looking into this link: <http://optoutofstandardizedtests.wikispaces.com/>  
It contains the following info:

### **Big News!!!**

The ACLU is interested in supporting any parents whose children received a penalty/threats for opting out of testing.

As per the New York Times - April 16th

**\*American Civil Liberties Union (ACLU) Multi Family Complaint\***

The ACLU is accumulating letters regarding state testing under No Child Left Behind where schools/state have violated the rights of parents to guide their child's education. The US Supreme Court supports a parent's right to guide their child's education as an 'unwritten liberty' protected by the Due Process Clause of the Fourteenth Amendment.

If you want to participate, please provide:

- An overview of your story
- Threatening letters / email or denials to school activities, graduation, and grade advancement
- Permission to join in on the ACLU complaint
- Your return address
- A signature on a hard copy

Submit to: Nina Bishop, 3065 Windward Way, Colorado Springs, CO 80917

Questions: 719-233-1508

As parents, it is imperative that we join together to regain our voice and our innate right to guide our children's education.

Join us and stop the insanity of high stakes testing. Send Nina your letter today!

<http://optoutofstandardizedtests.wikispaces.com/>

4. You might want to ask the principal to get a legal opinion of the liability the school might be incurring as a result of directly violating parental directives as well as threatening to kick the child out of school due to parent objecting to their child's participation in an activity that has no instate oversight and no guarantee of data privacy. You might also let them know that pursuant to that legal advice, other school districts in Colorado who felt similarly, changed their response from "we test every child no matter what" to "we will provide a quiet place to read for children whose parents refuse the test."