

114TH CONGRESS
1ST SESSION

H. R. 2382

To amend the Elementary and Secondary Education Act of 1965 to authorize a parent to opt their child out of participation in certain assessments required under such Act.

IN THE HOUSE OF REPRESENTATIVES

MAY 15, 2015

Mr. REED (for himself, Ms. DELAURO, and Mr. GIBSON) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To amend the Elementary and Secondary Education Act of 1965 to authorize a parent to opt their child out of participation in certain assessments required under such Act.

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. SHORT TITLE.**

4 This Act may be cited as the “Enable More Parents
5 to Opt-Out Without Endangering Resources Act”.

1 **SEC. 2. ASSESSMENT OPT-OUT FOR CERTAIN STUDENTS.**

2 Section 1111(b)(2) of the Elementary and Secondary
3 Education Act of 1965 (20 U.S.C. 6311(b)(2)) is amend-
4 ed—

5 (1) in subparagraph (C)(iv), by inserting “sub-
6 ject to subparagraph (L),” before “measures the
7 progress”;

8 (2) in subparagraph (I)(ii), by inserting “, and
9 the 95 percent requirement described in this clause
10 shall exclude any student who, pursuant to subpara-
11 graph (L), opts out of the assessments” after “about
12 an individual student”; and

13 (3) by adding at the end the following:

14 “(L) OPT-OUT FOR CERTAIN STUDENTS.—
15 Upon the request of the parent of a student,
16 and for any reason stated by the parent, a
17 State shall allow the student to opt out of the
18 assessments described in paragraph (3). Such
19 an opt-out, or any action related to it, may not
20 be used by the Secretary, the State, any State
21 or local agency, or any school leader or em-
22 ployee as the basis for any corrective action,
23 penalty, or other consequence against the par-
24 ent, the student, any school leader or employee,
25 or the school.”.