

**PURPOSE:** CFR 300.300(b) (4) A parent/guardian or adult student may revoke (withdraw) consent, in writing, for the continued provision of special education and related services (parents are not required to use a specific form for their revocation). If a parent revokes consent in writing, the district must honor the revocation and provide the parent with prior written notice identifying the date the district will stop providing services. The district may not use due process or mediation procedures to challenge the parent's revocation. Beginning the effective date indicated in the prior written notice, the district may no longer provide special education and related services to the child. The district is not required to amend the child's education records to remove references to the child's receipt of special education and related services. Once the revocation is effective, the student is no longer entitled to receive special education or related services, and the district will not be considered in violation of the requirement to make FAPE (a free, appropriate public education) available to your child.

## **PRIOR WRITTEN NOTICE - REVOCATION OF CONSENT**

Date: \_\_\_\_\_

To: \_\_\_\_\_ *Parent(s)/guardian(s)/adult student*

Re: \_\_\_\_\_ *Child/Date of birth*

**The purpose of this prior written notice is to inform you that, while the district believes that your child continues to be in need of services, the district will stop providing special education and related services to your child, based on your written revocation of consent.**

Services to your child will be discontinued on: \_\_\_\_\_  
*Date*

When you revoke (withdraw) consent for the continued provision of special education services for your child, the district may not challenge your decision using any formal dispute resolution options. The district must honor your revocation within a reasonable time after you have provided the district with the written revocation.

Once your revocation is effective, your child will no longer be considered a child with a disability for educational purposes. This means that your child will no longer be eligible to receive a free appropriate public education (FAPE) as defined under the Individuals With Disabilities Education Act (IDEA), and will no longer be entitled to protections he or she received when identified as a child eligible for special education.

The district will not be required to conduct reevaluations, convene an Individualized Education Plan (IEP) team meeting, or develop an IEP for your child. Your child will be subject to all of the same requirements that apply to general education students, such as academics, statewide and districtwide assessments, extracurricular activities, graduation requirements, discipline, and all other general education requirements.

Revocation of consent is not retroactive. Your child's records will not be amended to remove references to the receipt of special education and related services prior to your revocation of consent.

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District Superintendent or Designee

Date

**NOTE:** The information provided herein supersedes the response to Question 9 in the OPI Evaluation Report Guide dated August, 2008.