

CATHERINE NOLAN  
37<sup>TH</sup> Assembly District  
Queens County

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Commissioner John King  
New York State Education Department  
89 Washington Ave.  
Albany, NY 12234

December 16th, 2013

Dear Commissioner King,

Thank you again for your recent testimony at the Assembly Education Committee's hearing on student privacy and data collection. We appreciated that you took the time to respond to our questions.

As a result of the hearing, we find ourselves with serious concerns about the State Education Department's plan to share sensitive student data with InBloom. Many of the witnesses at the hearing presented moving and credible testimony about the potential flaws of this plan. One witness, Pleasantville Superintendent Mary Fox Alter, summed up these concerns in her submitted testimony:

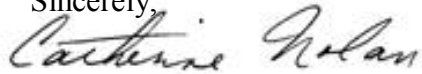
"The promise of digital personalized learning that uses individual data points on a child to plan digital learning solutions is dangerous. We cannot micromanage the learning needs of students or allow isolated data elements to be interpreted through a computer game, smartphone app or educational software to design learning. Students are human beings with individual needs, characteristics and learning trajectories."

After listening to Superintendent Fox Alter and so many other parents and teachers, we feel compelled to question this plan. We do not believe the State Education Department should share this information with InBloom, especially not at this time.

As you know, the Assembly passed two pieces of legislation this year aimed at curbing third party access to student data. Both bills, A.7872-A (Nolan) and A.6059-A (O'Donnell), passed the Assembly unanimously. We ask the State Education Department to provide us with input and review on this matter and look forward to your response to our requests.

We thank you for your time and consideration regarding this matter.

Sincerely,



Catherine Nolan

The following Assemblymembers join me in signing on to this letter:

Assemblymember Thomas Abinanti  
Assemblymember Didi Barrett  
Assemblymember Michael Benedetto  
Assemblymember David Buchwald  
Assemblymember Anthony Brindisi  
Assemblymember Harry Bronson  
Assemblymember Marcos Crespo  
Assemblymember Michael Cusick  
Assemblymember Steven Englebright  
Assemblymember Patricia Fahy  
Assemblymember Dennis Gabryszak  
Assemblymember Sandra Galef  
Assemblymember Deborah Glick  
Assemblymember Philip Goldfeder  
Assemblymember Aileen Gunther  
Assemblymember Carl Heastie  
Assemblymember Rhoda Jacobs  
Assemblymember Ellen Jaffee  
Assemblymember Ronald Kim  
Assemblymember Charles Lavine  
Assemblymember Barbara Lifton  
Assemblymember Donna Lupardo  
Assemblymember William Magee  
Assemblymember William Magnarelli  
Assemblymember Alan Maisel  
Assemblymember Margaret Markey

Assemblymember Shelley Mayer  
Assemblymember John McDonald  
Assemblymember Michael Miller  
Assemblymember Joan Millman  
Assemblymember Walter Mosley  
Assemblymember Daniel O'Donnell  
Assemblymember Steven Otis  
Assemblymember Amy Paulin  
Assemblymember Crystal Peoples-Stokes  
Assemblymember Annette Robinson  
Assemblymember Gabriela Rosa  
Assemblymember Linda Rosenthal  
Assemblymember Addie Russell  
Assemblymember Michelle Schimel  
Assemblymember Luis Sepulveda  
Assemblymember Frank Skartados  
Assemblymember James Skoufis  
Assemblymember Michaelle Solages  
Assemblymember Phil Steck  
Assemblymember Robert Sweeney  
Assemblymember Fred Thiele  
Assemblymember Matthew Titone  
Assemblymember Harvey Weisenberg  
Assemblymember Kenneth Zebrowski