

**Public Burden Statement**

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless such collection displays a valid OMB control number. Public reporting burden for this collection of information is estimated to average –

|   |  |                                     |                              |
|---|--|-------------------------------------|------------------------------|
| Consultation  | LEA: 12 hours<br>SEA: 24 hours                           | Hearing Officers and Mediators List | LEA: 3 hours<br>SEA: 3 hours |
| Consultation Complaints                             | Private School: 2 hours<br>LEA: 4 hours<br>SEA: 20 hours | State Complaint Procedures          | SEA: 30 hours                |
| Number of Parentally-placed Private School Students | LEA: 10 hours<br>SEA: 20 hours                           | LEA Part B Application              | LEA: 2 hours                 |
| High Cost Fund                                      | SEA: 40 hours  | Procedural Safeguards               | LEA: 3 hours                 |
| Legal Services List                                 | LEA: 0.5 hours   |                                     |                              |

per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. The obligation to respond to this collection is required to demonstrate compliance with the requirements of the Individuals with Disabilities Education Act. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden through [www.regulations.gov](http://www.regulations.gov).

**Instrument**

| Collection   | Respondents, Frequency, Burden                                      | Total Annual Burden Hours | Cost Burden Estimate | Total Cost |
|--|---|---------------------------|----------------------|------------|
| <i>LEA consultation with private school representatives.</i> It is estimated that approximately 2,849 LEA recordkeepers will be required to provide written explanations to private school officials and obtain a written affirmation signed by the representatives of participating private schools and forward the documentation of the consultation process to the State educational agency (SEA). It is estimated that it will take, on average, each LEA approximately 12 hours per year to obtain a written affirmation and forward documentation to the SEA. There are 57 SEA recordkeepers who receive the documentation from each LEA. It is estimated that, on the average for all SEAs, it takes recordkeepers 24 hours per year to maintain the records. | (2,849 LEAs x 12 hrs)<br>+ (57 SEA x 24 hrs)                        | 35,556                    | 35,556 x \$25        | \$888,900  |
| <i>Private school complaint of noncompliance with consultation process.</i> Approximately 200 private  | Private school burden:<br>(200 private school respondents x 2hrs) + | 5,320                     | 5,320 x \$25         | \$133,000  |

1820-0600: State and Local Educational Agency Record Keeping and Reporting Requirements under Part B of the Individual with Disabilities Education Act

| Collection   | Respondents, Frequency, Burden   | Total Annual Burden Hours | Cost Burden Estimate | Total Cost  |
|--|--|---------------------------|----------------------|-------------|
| school officials are estimated to annually choose to file a complaint with SEAs that LEAs did not engage in consultation that was meaningful and timely, or did not give due consideration to the views of the private school officials and 30 private school officials will choose to file a complaint with the Secretary. It is estimated that on average each of 40 SEAs will render a decision for 5 complaints and will be required to submit documentation to the Secretary for 1 complaint. Approximately 200 LEAs across 40 States will be required to forward documentation to SEAs regarding complaints. | (30 private school respondents x 2hrs) = 460<br>SEA burden: (40 SEA respondents x 5 complaints x 20 hrs) + (40 SEA respondents x 2hrs) = 4,080<br>LEA burden: 200 LEA respondents x 4hrs = 800 |                           |                      |             |
| <i>Number of children with disabilities enrolled in private schools by their parents.</i> There are 14,229 LEA respondents who are required to maintain a record of the number of children evaluated, the number of children determined to be children with disabilities, and the number of children served under 20 U.S.C. 1412(a)(10)(A). There are 57 SEA respondents who receive the records from each LEA.  | LEA burden: 14,229 LEA respondents x 10 (hrs) = 142,290<br>SEA burden: 57 SEA respondents x 20 (hrs) = 1,140   | 143,430                   | 143,430 x \$25       | \$3,585,750 |
| <i>State plan for high cost fund.</i> It is anticipated that approximately 40 States will choose to maintain a high cost fund necessitating a State plan for the high cost fund. It is estimated that it will take each State an average of 40 hours to annually review and amend 40 State plans which equals an estimated total of 1,600 total burden hours.  | 40 SEA respondents x 40 (hrs)  | 1,600                     | 1,600 x \$25         | \$40,000    |
| <i>Free and low-cost legal services.</i> There are approximately 13,000 due process hearings requested annually through LEAs. The data burden is expected to require an average of 30 minutes per hearing request to inform parents of the availability of low-cost legal services.  | 13,000 LEA respondents x .5 (hrs.)   | 6,500                     | 6,500 x \$25         | \$162,500   |
| <i>List of hearing officers and mediators</i> (previous OMB 1820-0509). There are 57 State level record keepers who  | 14,286 SEA/LEA respondents x 3 (hrs)   | 42,858                    | 42,858 x \$25        | \$1,071,450 |

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| Collection  | Respondents, Frequency, Burden            | Total Annual Burden Hours | Cost Burden Estimate | Total Cost  |
|---|---|---------------------------|----------------------|-------------|
| must maintain a list of mediators and approximately 14,229 public agencies. It is estimated to take approximately three hours annually for record keepers to update and maintain the lists.   |   |                           |                      |             |
| <i>State complaint procedures</i> (previous OMB 1820-0599). Each of 57 SEAs process, on average, 30 complaints annually. It takes an average of about 24 hours for a State educational agency to issue a written decision to a complaint. | 57 SEA respondents x 30 = 1,710 x 24 hrs. | 41,040                    | 41,040 x \$25        | \$1,026,000 |
| <i>LEA application under Part B</i> (previous OMB 1820-0600). It is estimated that each of 14,229 respondents will expend a total of 2 hours annually processing modifications to an LEA plan for Part B funds and reporting.             | 14,229 LEA respondents x 2 (hrs)          | 28,458                    | 28,458 x \$25        | \$711,450   |
| <i>Procedural Safeguard Notice</i> . It is estimated that each of 14,229 respondents will expend a total of 3 hours annually generating and providing procedural safeguard notices to parents of children with disabilities.              | 14,229 LEA respondents x 3 (hrs)          | 42,687                    | 42,687 x \$25        | \$1,067,175 |
| <b>TOTAL BURDEN</b>   | 73,503                                    | 347,449                   |                      | 8,686,225   |