

UNITED STATES DEPARTMENT OF EDUCATION
OFFICE OF SPECIAL EDUCATION AND REHABILITATIVE SERVICES



DATE: November 19, 2025

TO: Kimberly Richey, M.Ed.
Acting Assistant Secretary
Office of Special Education and Rehabilitative Services

THROUGH: David Cantrell
Deputy Director, Monitoring and State Improvement Planning Division
Office of Special Education Programs

FROM: Diana Yu
Program Officer, Monitoring and State Improvement Planning Division
Office of Special Education Programs

SUBJECT: Request for Revision of Currently Approved Collection 1820-0600: State and Local Educational Agency Record Keeping and Reporting Requirements under Part B of the Individuals with Disabilities Education Act

PURPOSE: Approval to submit this information collection (IC) to Privacy, Information and Records Management Services (PIRMS) Information Collections Clearance Division (ICCD) for Public Comment.

DISCUSSION:

OMB Information Collection 1820-0600 reflects the provisions in the Act and the Part B regulations requiring States and/or local educational agencies to collect and maintain information or data and, in some cases, report information or data to other public agencies or to the public. However, such information or data is not reported to the Secretary. The following table describes the information under Part B of the Individuals with Disabilities Education Act (IDEA) to be collected or maintained and the legal requirements for each collection. This submission reflects an extension of a currently approved collection with one revision.

Required Collection	Statutory Authority	Regulatory Authority
<p><i>LEA consultation with private school representatives.</i> Each LEA must provide to private school officials a written explanation of the reasons why the LEA chose not to provide services directly or through a contract and the LEA must obtain a written affirmation signed by the representatives of participating private schools that timely and meaningful consultation has occurred and forward the documentation of the consultation process to the State educational agency (SEA).</p>	<p>20 U.S.C. 1412(a)(10)(A)(iii) and (iv)</p>	<p>§§300.134 and 300.135</p>
<p><i>Private school complaint of noncompliance with consultation requirements.</i> A private school official may submit a complaint to the SEA that the LEA did not engage in consultation that was meaningful and timely, or did not give due consideration to the views of the private school official.</p>	<p>20 U.S.C. 1412(a)(10)(A)(v)</p>	<p>§300.136</p>
<p><i>Number of children with disabilities enrolled in private schools by their parents.</i> Each LEA must maintain in its records and annually provide to the SEA the number of children enrolled in private schools by their parents that are evaluated by the LEA to determine whether they are children with disabilities under IDEA, the number of children determined to be children with disabilities under IDEA, and the number of children receiving special education and related services in accordance with 20 U.S.C. 1412(a)(10)(A).</p>	<p>20 U.S.C. 1412(a)(10)(A)(i)(V)</p>	<p>§300.132</p>
<p><i>State plan for high cost fund.</i> Any State educational agency (SEA), not later than 90 days after the State chooses to reserve funds under 20 U.S.C. 1411(e)(3)(C)(ii) shall annually review, and amend as necessary, a State plan for the high cost fund.</p>	<p>20 U.S.C. 1411(e)(3)(C)(ii)</p>	<p>§300.704</p>
<p><i>Free and low-cost legal services.</i> Each public agency shall inform the parent of any free or low-cost legal and other relevant services available in the area if the parent requests the information or the parent or agency requests a hearing</p>	<p>20 U.S.C. 1415(b)(6)</p>	<p>§300.507</p>

Required Collection	Statutory Authority	Regulatory Authority
under this part.		
<p><i>List of hearing officers and mediators.</i> Each State receiving funds under Part B must maintain a list of individuals who are qualified mediators and knowledgeable in laws and regulations relating to the provision of special education and related services. Each public agency must maintain a list of individuals who serve as hearing officers, along with the qualifications of each of these individuals. (This information was included in previous OMB Collection 1820-0509)</p>	20 U.S.C.1415(e)(2)(C)	§300.506 and 300.511
<p><i>State complaint procedures.</i> Each SEA participating in the program funded under Part B must adopt written procedures for receiving and resolving complaints alleging that the State (grantee) or a sub grantee is violating a Part B statutory or regulatory requirement. (This information was included in former OMB Collection 0599)</p>	20 U.S.C. 1221 e-3	§§300.151-300.153
<p><i>LEA plan under Part B.</i> LEAs and eligible state agencies must submit a plan to the SEA that provides assurances that the LEA meets specified requirements for assistance under Part B and the regulations and, if applicable, annually report to the SEA on the number of students served under 20 U.S.C. 1413(f) and the number of students served under 20 U.S.C. 1413(f) who subsequently receive special education and related services in Part B during the preceding 2-year period, if the LEA develops and maintains coordinated, early intervening services under 20 U.S.C. 1413(f). (Note: This incorporates information from the information collection in the NPRM titled <i>Early Intervening Services Annual Report</i>). Included in this collection is the requirement that a parent of a child with a disability must be provided a copy of the procedural safeguard notice only one time a year (except one shall be provided upon referral or request for an evaluation,</p>	20 U.S.C. 1413(f) 20 U.S.C. 1415(d)	§§300.201-300.213, §300.224, §300.226, and §300.504.

Required Collection	Statutory Authority	Regulatory Authority
filing a due process complaint, or upon request).		
<p><i>Significant Disproportionality.</i> Under 20 U.S.C. 1418(d) and §300.646, States are required to collect and examine data to determine if significant disproportionality based on race and ethnicity is occurring in the State and the LEAs of the State with respect to the identification of children as children with disabilities, including identification as children with particular impairments; the placement of children in particular educational settings; and the incidence, duration, and type of disciplinary actions, including suspensions and expulsions. States must make this determination annually by calculating the risk ratios, or alternate risk ratios as appropriate, for each LEA in the State in each of the categories described in §300.647 (b)(3) and (4) and for each racial and ethnic group described in §300.647(b)(2) in accordance with §§300.646 and 300.647 and retain these risk ratios, or alternate risk ratios, and whether these risk ratios triggered a finding of significant disproportionality, for review if requested.</p>	20 U.S.C. 1418(d))	34 C.F.R. §§ 300.646 and 300.647
<p><i>Setting standards for significant disproportionality with advice from stakeholders.</i> State selected standards for reasonable risk ratio thresholds, minimum cell-sizes, minimum n-sizes, and, if the State uses the “reasonable progress” flexibility, standards for measuring reasonable progress. These standards “must be based on advice from stakeholders, including State Advisory Panels, as provided under section 612(a)(21)(D)(iii) of IDEA.”</p>		34 C.F.R. § 300.647(b) (1)(i) and (iii)(A).

RECOMMENDATION:

The attached IC package complies with the Paperwork Reduction Act of 1995, and we are requesting your approval, signature, and transmittal to PIRMS ICCD for review by OMB.

Approve:

X

Kimberly Richey
Acting Assistant Secretary, OSERS

Disapprove:

Comments:

CONTACT: Diana Yu, Diana.Yu@ed.gov or (202) 245-6371.

ATTACHMENTS