

**DEPARTMENT OF EDUCATION****Submission for OMB Review;  
Comment Request**

**AGENCY:** Department of Education.

**SUMMARY:** The IC Clearance Official, Regulatory Information Management Services, Office of Management invites comments on the submission for OMB review as required by the Paperwork Reduction Act of 1995.

**DATES:** Interested persons are invited to submit comments on or before July 7, 2008.

**ADDRESSES:** Written comments should be addressed to U.S. Department of Education, 400 Maryland Avenue, SW., LBJ, Washington, DC 20202-4537. Comments may also be electronically mailed to [ICDocketMgr@ed.gov](mailto:ICDocketMgr@ed.gov) or faxed to 202-401-0920. Commenters should include the following subject line in their response "Comment: [insert OMB number], [insert abbreviated collection name, e.g., "Upward Bound Evaluation"]". Persons submitting comments electronically should not submit paper copies.

**SUPPLEMENTARY INFORMATION:** Section 3506 of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35) requires that the Office of Management and Budget (OMB) provide interested Federal agencies and the public an early opportunity to comment on information collection requests. OMB may amend or waive the requirement for public consultation to the extent that public participation in the approval process would defeat the purpose of the information collection, violate State or Federal law, or substantially interfere with any agency's ability to perform its statutory obligations. The IC Clearance Official, Regulatory Information Management Services, Office of Management, publishes that notice containing proposed information collection requests prior to submission of these requests to OMB. Each proposed information collection, grouped by office, contains the following: (1) Type of review requested, e.g. new, revision, extension, existing or reinstatement; (2) Title; (3) Summary of the collection; (4) Description of the need for, and proposed use of, the information; (5) Respondents and frequency of collection; and (6) Reporting and/or recordkeeping burden. OMB invites public comment.

Dated: May 30, 2008.

**Angela C. Arrington,**

*IC Clearance Official, Regulatory Information Management Services, Office of Management.*

**Institute of Education Sciences**

*Type of Review:* Revision.

*Title:* National Assessment of Educational Progress 2008-2010 Operational and Pilot Surveys System Clearance—2009 Wave 1.

*Frequency:* One time.

*Affected Public:* Individuals or households.

*Reporting and Recordkeeping Hour Burden:*

*Responses:* 446,417.

*Burden Hours:* 111,604.

*Abstract:* This is a request for clearance of NAEP 2009 Wave 2 materials. These materials are questionnaires for 4th, 8th and 12th graders including pilot and core materials—science, reading, mathematics, civics, U.S. history and geography.

Requests for copies of the information collection submission for OMB review may be accessed from <http://edicsweb.ed.gov>, by selecting the "Browse Pending Collections" link and by clicking on link number 3700. When you access the information collection, click on "Download Attachments" to view. Written requests for information should be addressed to U.S. Department of Education, 400 Maryland Avenue, SW., LBJ, Washington, DC 20202-4537. Requests may also be electronically mailed to [ICDocketMgr@ed.gov](mailto:ICDocketMgr@ed.gov) or faxed to 202-401-0920. Please specify the complete title of the information collection when making your request.

Comments regarding burden and/or the collection activity requirements should be electronically mailed to [ICDocketMgr@ed.gov](mailto:ICDocketMgr@ed.gov). Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339.

[FR Doc. E8-12562 Filed 6-4-08; 8:45 am]

**BILLING CODE 4000-01-P**

**DEPARTMENT OF EDUCATION****Reading First Advisory Committee**

**AGENCY:** Department of Education, Office of Elementary and Secondary Education.

**ACTION:** Notice of Open Meeting.

**SUMMARY:** This notice describes an open meeting of the Reading First Advisory Committee. Notice of the meeting is required by Section 10(a)(2) of the Federal Advisory Committee Act and is

intended to notify the public of their opportunity to attend.

**DATE AND TIME:** Monday, June 23, 2008 from 1 p.m. to 5 p.m. Eastern Daylight Time.

**ADDRESSES:** Westin Washington DC City Center at 1400 M Street, NW., Washington, DC 20005.

**FOR FURTHER INFORMATION CONTACT:** Deborah Spitz, Reading First Team Leader, Reading First Advisory Committee; 400 Maryland Avenue, SW., Washington, DC 20202; telephone: (202) 260-3793; fax: (202) 260-8969; e-mail: [Deborah.Spitz@ed.gov](mailto:Deborah.Spitz@ed.gov); Committee Web site: [www.ed.gov/programs/readingfirst/advisory.html](http://www.ed.gov/programs/readingfirst/advisory.html).

**SUPPLEMENTARY INFORMATION:** The Reading First Advisory Committee is authorized by Sections 1203(c)(2)(a) and 1202(e)(2) of the Elementary and Secondary Education Act (ESEA) of 1965, as amended. The Committee is established within the Department of Education to evaluate Reading First applications submitted by States, to review the progress reports that States submit after the third year of the grant period, to advise on the awarding of Targeted Assistance Grants, and to advise the Secretary on other issues that the Secretary deems appropriate.

On May 1, 2008, the U.S. Department of Education's Institute of Education Sciences (IES) released the *Reading First Impact Study: Interim Report*. During the open meeting of the Committee on June 23, 2008, the Committee members will discuss their questions and concerns about the Interim Report. A more detailed agenda will be posted on the Committee Web site prior to the meeting.

The Final Report of the Impact Study, which will provide impact data from three years of program implementation and information on relationships between changes in instructional practice and student reading comprehension, is expected to be released in late 2008.

Individuals who will need accommodations for a disability in order to attend the meeting (e.g., interpreting services, assistance listening devices, or materials in alternative format) should notify Deborah Spitz at (202) 260-3793, no later than ten (10) days before the scheduled date of the meeting. We will attempt to meet requests for accommodations after this date but cannot guarantee their availability. The meeting site is accessible to individuals with disabilities.

*Request for Written Comments:* There will not be an opportunity for the public to speak during this meeting; however, the public is encouraged to submit

written comments. Written comments should be submitted via e-mail by June 19, 2008 to Deborah Spitz at [Deborah.Spitz@ed.gov](mailto:Deborah.Spitz@ed.gov). These comments will be shared with the members of the Committee.

Records are kept of all Committee proceedings and are available for public inspection at 400 Maryland Avenue, SW., Washington, DC 20202, from the hours of 9 a.m. to 5 p.m., Eastern Standard Time Monday through Friday.

**Electronic Access to This Document:** You may view this document, as well as all other documents of this Department published in the **Federal Register**, in text or Adobe Portable Document Format (PDF) on the Internet at the following site: <http://www.ed.gov/news/fedregister/index.html>.

To use PDF you must have Adobe Acrobat Reader, which is available free at this site. If you have questions about using PDF, call the U.S. Government Printing Office (GPO), toll free at 1-888-293-6498; or in the Washington, DC, area at (202) 512-1530.

**Note:** The official version of this document is the document published in the **Federal Register**. Free Internet access to the official edition of the **Federal Register** and the Code of Federal Regulations is available on GPO Access at: <http://www.gpoaccess.gov/nara/index.html>.

**Amanda Farris,**

*Deputy Assistant Secretary, The Office of Elementary and Secondary Education.*

[FR Doc. E8-12587 Filed 6-4-08; 8:45 am]

**BILLING CODE 4000-01-P**

## DEPARTMENT OF EDUCATION

### Office of Special Education and Rehabilitative Services; List of Correspondence

**AGENCY:** Department of Education.

**ACTION:** List of Correspondence from January 2, 2008 through March 31, 2008.

**SUMMARY:** The Secretary is publishing the following list pursuant to section 607(f) of the Individuals with Disabilities Education Act (IDEA). Under section 607(f) of IDEA, the Secretary is required, on a quarterly basis, to publish in the **Federal Register** a list of correspondence from the U.S. Department of Education (Department) received by individuals during the previous quarter that describes the interpretations of the Department of IDEA or the regulations that implement IDEA.

**FOR FURTHER INFORMATION CONTACT:** Melisande Lee or JoLeta Reynolds. Telephone: (202) 245-7468.

If you use a telecommunications device for the deaf (TDD), you may call the Federal Relay Service (FRS) at 1-800-877-8339.

Individuals with disabilities may obtain a copy of this notice in an alternative format (e.g., Braille, large print, audiotape, or computer diskette) on request to the contact persons listed under **FOR FURTHER INFORMATION CONTACT**.

**SUPPLEMENTARY INFORMATION:** The following list identifies correspondence from the Department issued from January 2, 2008 through March 31, 2008. Included on the list are those letters that contain interpretations of the requirements of IDEA and its implementing regulations, as well as letters and other documents that the Department believes will assist the public in understanding the requirements of the law and its regulations. The date of and topic addressed by each letter are identified, and summary information is also provided, as appropriate. To protect the privacy interests of the individual or individuals involved, personally identifiable information has been redacted, as appropriate.

#### Part A—General Provisions

##### Section 602—Definitions

**Topic Addressed:** Child With A Disability.

○ Letter dated January 15, 2008 to Coalition of Learning Disabled Chief Executive Officer Allen Brumbaugh, regarding criteria used under Part B of IDEA for determining whether a child is a “child with a disability” and requirements for individualized education programs (IEPs).

#### Part B—Assistance for Education of All Children With Disabilities

##### Section 612—State Eligibility

**Topic Addressed:** Free Appropriate Public Education.

○ Letter dated March 11, 2007 to Mountain Plains Regional Resource Center Director John Copenhaver, clarifying that the policy regarding making a free appropriate public education (FAPE) available to children with disabilities, contained in the Office of Special Education Programs’ letter dated April 10, 1995 to Ms. Kathy Balkman, remains consistent with the requirements of the reauthorized IDEA.

○ Letter dated March 17, 2008 to individual (personally identifiable information redacted), regarding the policy on the use of mechanical restraints or other aversive behavioral techniques for children with disabilities.

**Topic Addressed:** Least Restrictive Environment.

○ Letter dated February 1, 2008 to New Jersey Office of Special Education Programs Director Roberta Wohle, clarifying reporting on indicators in the State Performance Plan and Annual Performance Reports relating to the least restrictive environment provisions in Part B of IDEA.

**Topic Addressed:** Confidentiality of Education Records.

○ Letter dated March 7, 2008 to Texas Education Agency General Counsel David Anderson, regarding complaints that allege violations of the confidentiality of information provisions in Part B of IDEA and the Family Educational Rights and Privacy Act.

**Topic Addressed:** Children in Private Schools.

○ Letter dated March 17, 2008 to individual (personally identifiable information redacted), regarding the interpretation of the requirements of Part B of IDEA that are applicable when a public agency places a preschool-age child with a disability in a private preschool that is not a school that is exclusively for children with disabilities as a means of providing FAPE to that child.

○ Letter dated January 25, 2008 to U.S. Senator Joseph I. Lieberman, regarding the obligations of States and local educational agencies (LEAs) to parentally-placed private school children with disabilities.

**Topic Addressed:** State Educational Agency General Supervisory Authority.

○ Letter dated February 4, 2008 to individual (personally identifiable information redacted), regarding a State complaint involving a public agency’s obligation to provide private placements for children with disabilities at public expense.

**Topic Addressed:** Methods of Ensuring Services.

○ Letter dated January 24, 2008 to Mountain Plains Regional Resource Center Director John Copenhaver, clarifying that Impact Aid funds and Medicaid funds are considered Federal funds, and may not be treated as State and local funds for maintenance of effort calculations.

**Topic Addressed:** State Advisory Panel.

○ Letter dated March 11, 2008 to Mountain Plains Regional Resource Center Director John Copenhaver, regarding requirements for membership on the State Advisory Panel.

**Topic Addressed:** Access to Instructional Materials.

○ Letter dated January 30, 2008 to New Mexico State Director of Special