

**AUTHORITY FOR MAINTENANCE OF THE SYSTEM:**

Delete entry and replace with "10 U.S.C. 5013, Secretary of the Navy; 10 U.S.C. 5041, Headquarters, Marine Corps; and SECNAVINST 1730.9, Confidential Communications to Chaplains."

\* \* \* \* \*

**NOTIFICATION PROCEDURE:**

Delete entry and replace with "Individuals seeking to determine whether information about themselves is contained in this system should address written inquiries to the chaplain who provided the service. Official mailing addresses are published in the Standard Navy Distribution List.

The request should include full name, date of service, and address of the individual concerned and should be signed.

The system manager may require an original signature or a notarized signature as a means of proving the identity of the individual requesting access to the records."

**RECORD ACCESS PROCEDURES:**

Delete entry and replace with "Individuals seeking access to information about themselves contained in this system should address written inquiries to the chaplain who provided the service. Official mailing addresses are published in the Standard Navy Distribution List.

The request should include full name, date of service, and address of the individual concerned and should be signed.

The system manager may require an original signature or a notarized signature as a means of proving the identity of the individual requesting access to the records."

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[FR Doc. 2012-22552 Filed 9-12-12; 8:45 am]

BILLING CODE 5001-06-P

**DEPARTMENT OF EDUCATION**

**Notice of Proposed Information Collection Requests; Office of Planning, Evaluation and Policy Development; Annual Mandatory Collection of Elementary and Secondary Education Data Through EDFacts**

**SUMMARY:** The collection, use, and reporting of education data is an integral component of the mission of the U.S. Department of Education (ED). EDFacts, an ED initiative to put performance data at the center of ED's policy, management, and budget decision-making processes for all K-12

educational programs, has transformed the way in which ED collects and uses data. EDFacts provides an electronic submission system for state educational agencies (SEAs), and centralizes within ED the availability of the performance data supplied by SEAs to enable better analysis and use in policy development, planning, and management.

**DATES:** Interested persons are invited to submit comments on or before November 13, 2012.

**ADDRESSES:** Written comments regarding burden and/or the collection activity requirements should be electronically mailed to [ICDocketMgr@ed.gov](mailto:ICDocketMgr@ed.gov) or mailed to U.S. Department of Education, 400 Maryland Avenue SW., LBJ, Washington, DC 20202-4537. Copies of the proposed information collection request may be accessed from <http://edicsweb.ed.gov>, by selecting the "Browse Pending Collections" link and by clicking on link number 04929. 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 and OMB Control Number when making your request.

Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339.

**SUPPLEMENTARY INFORMATION:** Section 3506 of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35) requires that Federal agencies provide interested parties an early opportunity to comment on information collection requests. The Director, Information Collection Clearance Division, Privacy, Information and Records Management Services, Office of Management, publishes this notice containing proposed information collection requests at the beginning of the Departmental review of the information collection. The Department of Education is especially interested in public comment addressing the following issues: (1) Is this collection necessary to the proper functions of the Department; (2) will this information be processed and used in a timely manner; (3) is the estimate of burden accurate; (4) how might the Department enhance the quality, utility, and clarity of the information to be collected; and (5) how might the Department minimize the burden of this collection on the

respondents, including through the use of information technology. Please note that written comments received in response to this notice will be considered public records.

*Title of Collection:* Annual Mandatory Collection of Elementary and Secondary Education Data Through EDFacts.

*OMB Control Number:* 1875-0240.

*Type of Review:* Revision.

*Total Estimated Number of Annual Responses:* 55.

*Total Estimated Number of Annual Burden Hours:* 116,325.

*Abstract:* ED is currently in the process of collecting data for the 2010-11, 2011-12, and 2012-13 school years as approved by the Office of Management and Budget (OMB) (1875-0240). ED seeks another three-year approval for this collection. The proposed collection includes the 2013-14, 2014-15, and 2015-16 school years. (As part of this approval, it should be understood that ED is authorized to collect the data about these school years over whatever time is required to secure complete and accurate data from each SEA.) ED seeks OMB approval under the Paperwork Reduction Act to collect the elementary and secondary education data from state education agencies as described in the five sections of Attachment B that document all of the data groups. ED encourages the public to review, at a minimum, Attachment C, which outlines the changes between what is currently collected and what is newly proposed for collection. To the extent that any of these proposed new data groups are not available as of the 2013-14 school year, ED seeks to know from the SEA data providers if those data will be available in future years. If information for a data group is not currently available, please provide information beyond the fact that it is not available. Are there specific impediments to providing this data that you can describe? Is the definition for the data group unclear or ambiguous? Do the requested permitted values align with the way your state collects the data? This is very important information because the collection of these data is mandatory. ED also seeks to know if the SEA data definitions are consistent and compatible with the EDFacts definitions and accurately reflect the way data is stored and used for education by SEAs. The answers to these questions by the data providers will influence the timing and content of the final EDFacts proposal for the collection of these data. In addition, ED requests that SEAs and other stakeholders respond to the directed questions found in Attachment D.

Dated: September 6, 2012.

**Darrin A. King,**

*Director, Information Collection Clearance Division, Privacy, Information and Records Management Services, Office of Management.*

[FR Doc. 2012-22508 Filed 9-12-12; 8:45 am]

**BILLING CODE 4000-01-P**

## DEPARTMENT OF EDUCATION

### List of Correspondence From January 1, 2012, Through March 31, 2012

**AGENCY:** Office of Special Education and Rehabilitative Services; Department of Education.

**ACTION:** Notice.

**SUMMARY:** The Secretary is publishing the following list of correspondence from the U.S. Department of Education (Department) to individuals during the previous quarter. The correspondence on this list describes the Department's interpretations of the Individuals with Disabilities Education Act (IDEA) or the regulations that implement the IDEA. This list and the letters or other documents described in this list, with personally identifiable information redacted, as appropriate, can be found at: [www2.ed.gov/policy/speced/guid/idea/index.html](http://www2.ed.gov/policy/speced/guid/idea/index.html).

**FOR FURTHER INFORMATION CONTACT:** Jessica Spataro or Mary Louise Dirrigl. Telephone: (202) 245-7468.

If you use a telecommunications device for the deaf (TDD) or a text telephone (TTY), you can call the Federal Relay Service (FRS), toll free, at 1-800-877-8339.

Individuals with disabilities can obtain a copy of this list and the letters or other Departmental documents described in this list in an accessible format (e.g., braille, large print, audiotape, or compact disc) by contacting Jessica Spataro or Mary Louise Dirrigl at (202) 245-7468.

**SUPPLEMENTARY INFORMATION:** The following list identifies correspondence from the Department issued from January 1, 2012, through March 31, 2012. Under section 607(f) of the IDEA, the Secretary is required to publish this list quarterly in the **Federal Register**. The list includes those letters that contain interpretations of the requirements of the IDEA and its implementing regulations, and it may also include letters and other documents that the Department believes will assist the public in understanding the requirements of the law. The list identifies the date and topic of each letter, and it provides summary information, as appropriate. To protect the privacy interests of the individual or

individuals involved, personally identifiable information has been redacted, as appropriate.

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

#### Section 612—State Eligibility

Topic Addressed: Free Appropriate Public Education

○ Letter dated February 29, 2012, to individuals (personally identifiable information redacted), regarding the obligation to make a free appropriate public education available to all eligible children with disabilities, including children with “high cognition” who meet the State's academic achievement standards.

Topic Addressed: Least Restrictive Environment

○ Dear Colleague Letter dated February 29, 2012, reiterating that the least restrictive environment requirements in Part B of the IDEA apply to the placement of preschool children with disabilities.

#### Section 614—Evaluations, Eligibility Determinations, Individualized Education Programs, and Educational Placements

Topic Addressed: Initial Evaluations

○ Letter dated February 29, 2012, to Association for Neurologically Impaired Children Executive Director Philip Ferrara, regarding the relationship between a process based on the child's response to scientific, research-based intervention and the evaluation requirements in Part B of the IDEA.

Topic Addressed: Individualized Education Programs

○ Letter dated March 7, 2012, to individual (personally identifiable information redacted), regarding individualized education program and placement requirements and applicable due process procedures in Part B of the IDEA.

#### Section 615—Procedural Safeguards

Topic Addressed: Impartial Due Process Hearings

○ Letter dated February 9, 2012, to School Law Center LLC, attorneys Amy Goetz and Atlee Reilly, regarding the right of a parent of a child with a disability to request a due process hearing under Minnesota law.

○ Letter dated February 16, 2012, to Minnesota Department of Education Commissioner Brenda Cassellius, regarding the explanation in Minnesota's notice of procedural safeguards of a parent's opportunity to

request a due process hearing under Minnesota law.

### Part C—Infants and Toddlers With Disabilities

#### Section 634—Eligibility

Topic Addressed: State Residency Requirements

○ Letter dated March 28, 2012, to individual (personally identifiable information redacted), regarding how State residency requirements may be implemented consistent with Part C of the IDEA.

*Electronic Access to This Document:* 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 via the Federal Digital System at: [www.gpo.gov/fdsys](http://www.gpo.gov/fdsys). At this site you can 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). To use PDF you must have Adobe Acrobat Reader, which is available free at the site.

You may also access documents of the Department published in the **Federal Register** by using the article search feature at: [www.federalregister.gov](http://www.federalregister.gov). Specifically, through the advanced search feature at this site, you can limit your search to documents published by the Department.

Dated: September 10, 2012.

**Michael Yudin,**

*Acting Assistant Secretary for Special Education and Rehabilitative Services.*

[FR Doc. 2012-22618 Filed 9-12-12; 8:45 am]

**BILLING CODE 4000-01-P**

## DEPARTMENT OF EDUCATION

### The Historically Black College and University Capital Financing Advisory Board

**AGENCY:** U.S. Department of Education, Office of Postsecondary Education, The Historically Black College and University Capital Financing Advisory Board.

**ACTION:** Notice of an open meeting.

**SUMMARY:** This notice sets forth the date and proposed agenda of an upcoming open meeting of the Historically Black College and University Capital Financing Advisory Board (Board). The notice also describes the functions of the Board. Notice of this meeting is required by Section 10(a)(2) of the Federal Advisory Committee Act and is