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Dated: June 21, 2011.

**Alexa Posny,**

*Assistant Secretary for Special Education and Rehabilitative Services.*

[FR Doc. 2011-15932 Filed 6-23-11; 8:45 am]

BILLING CODE 4000-01-P

## DEPARTMENT OF EDUCATION

### List of Correspondence

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

**ACTION:** List of Correspondence from October 1, 2010 through December 31, 2010.

**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 the 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 the IDEA or the regulations that implement the IDEA. This list and the letters or other Departmental documents described in this list, with personally identifiable information redacted, as

appropriate, can be found at: <http://www2.ed.gov/policy/speced/guid/idea/index.html>.

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

If you use a telecommunications device for the deaf (TDD), 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 computer diskette) by contacting Jessica Spataro or Mary Louise Dirrigr at (202) 245-7468.

**SUPPLEMENTARY INFORMATION:** The following list identifies correspondence from the Department issued from October 1, 2010 through December 31, 2010. Included on the list are those letters that contain interpretations of the requirements of the 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 B—Assistance for Education of All Children With Disabilities

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

Topic Addressed: Individualized Education Programs.

○ Letter dated December 16, 2010 to individual (personally identifiable information redacted), responding to concerns about the use of seclusion and restraint with students with disabilities in schools.

#### *Section 615—Procedural Safeguards*

Topic Addressed: Impartial Due Process Hearings.

○ Letter dated October 4, 2010 to School Law Center, LLC attorneys Amy Goetz and Atlee Reilly, clarifying that the IDEA does not prevent a parent whose child changes school districts from filing a timely due process complaint against a local educational agency (LEA) where the child previously attended school.

○ Letter dated November 10, 2010 to Texas Education Agency General

Counsel David Anderson, clarifying that it would be inconsistent with the IDEA for a State to adopt a regulation suspending the timeline for convening a resolution session when the State receives a complaint shortly before or during the LEA's winter break.

Topic Addressed: Finality Of Due Process Hearing Decisions.

○ Letter dated October 20, 2010 to District of Columbia Acting State Superintendent of Education Beth H. Colleye, regarding requests for reconsideration of final due process hearing decisions.

○ Letter dated October 28, 2010 to Maryland attorney Matthew Scott Weiner, regarding requests for reconsideration of final due process hearing decisions.

### Part C—Infants and Toddlers With Disabilities

#### *Section 639—Procedural Safeguards*

Topic Addressed: Access To Records.

○ Letter dated October 13, 2010 to Florida Department of Health Early Steps Program Part C Coordinator Lynne Marie Price, regarding whether a State must provide parents with a copy of a test protocol that contains personally identifiable information about their child as part of their child's Part C IDEA records.

#### *Other Letters That Do Not Interpret Idea But May Be of Interest to Readers*

Topic Addressed: Harassment And Bullying.

○ Dear Colleague Letter dated October 26, 2010 from Office for Civil Rights Assistant Secretary Russlynn Ali, regarding bullying and harassment, including disability harassment.

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(Catalog of Federal Domestic Assistance Number 84.027, Assistance to States for Education of Children with Disabilities)

Dated: June 21, 2011.

**Alexa Posny,**

*Assistant Secretary for Special Education and Rehabilitative Services.*

[FR Doc. 2011-15922 Filed 6-23-11; 8:45 am]

**BILLING CODE 4000-01-P**

## DEPARTMENT OF EDUCATION

### Privacy Act of 1974; System of Records

**AGENCY:** Federal Student Aid, U.S. Department of Education.

**ACTION:** Notice of an altered system of records.

**SUMMARY:** In accordance with the Privacy Act of 1974, as amended (Privacy Act), 5 U.S.C. 552a, the Chief Operating Officer for Federal Student Aid (FSA) of the Department of Education (Department) publishes this notice proposing to revise the system of records entitled "National Student Loan Data System (NSLDS)" (18-11-06), originally published on December 27, 1999 (64 FR 72395-72397) and altered on September 7, 2010 (75 FR 54331-54336).

In this notice, the Department proposes to revise this system of records to make updates needed as a result of amendments to the Program Integrity regulations that apply to institutions that participate in the Federal student financial aid programs under title IV of the Higher Education Act of 1965, as amended (HEA) that will impose new requirements on certain programs that prepare students for gainful employment in a recognized occupation. As a result of these regulatory changes, we have expanded the categories of records maintained in this system, the categories of individuals covered by the system, the system's purposes, and the routine uses to reflect needed programmatic disclosures. We also have expanded the authority under which the system of records is maintained to include the authority under sections 101, 102, 485, and 485B of the HEA (20 U.S.C. 1001, 1002, 1092, and 1092b) to collect data to determine whether an educational program provides training to prepare students for gainful employment in a recognized occupation.

The Department seeks comments on the proposed routine uses in the altered system of records notice on or before July 25, 2011.

The Department filed a report describing the altered system of records

covered by this notice with the Chair of the Senate Committee on Homeland Security and Governmental Affairs, the Chair of the House Committee on Oversight and Government Reform, and the Administrator of the Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), on June 20, 2011. This altered system of records will become effective at the later date of: (1) The expiration of the 40-day period for OMB review on July 30, 2011; or (2) July 25, 2011, unless the system of records needs to be changed as a result of public comment or OMB review.

**ADDRESSES:** Address all comments about the proposed routine uses in this altered system of records to: Director, NSLDS Systems, Operations and Aid Delivery Management Services, FSA, U.S. Department of Education, Union Center Plaza (UCP), 830 First Street, NE., room 44E3, Washington, DC 20202-5454. Telephone: 202-377-3547. If you prefer to send comments by e-mail, use the following address: [comments@ed.gov](mailto:comments@ed.gov).

You must include the term "NSLDS comments" in the subject line of your electronic message.

During or after the comment period, you may inspect all public comments about this notice in room 44D2, UCP, 4th floor, 830 First Street, NE., Washington, DC 20202-5454 between the hours of 8 a.m. and 4:30 p.m., Eastern Time, Monday through Friday of each week except Federal holidays.

### Assistance to Individuals With Disabilities in Reviewing the Rulemaking Record

On request, we will supply an appropriate accommodation or auxiliary aid to an individual with a disability who needs assistance to review the comments or other documents in the public rulemaking record for this notice. If you want to schedule an appointment for this type of accommodation or auxiliary aid, please contact the person listed under **FOR FURTHER INFORMATION CONTACT**.

#### FOR FURTHER INFORMATION CONTACT:

Director, NSLDS Systems, Operations and Aid Delivery Management Services, FSA, U.S. Department of Education, UCP, 830 First Street, NE., Washington, DC 20202-5454. Telephone: 202-377-3547. If you use a telecommunications device for the deaf (TDD), call the Federal Relay Service (FRS), toll free, at 1-800-877-8339. Individuals with disabilities can obtain this document in an accessible format (e.g., braille, large print, audiotape or computer diskette) on request to the contact person listed under this section.

#### SUPPLEMENTARY INFORMATION:

##### Introduction

The Privacy Act of 1974 (5 U.S.C. 552a(e)(4) and (11)) requires the Department to publish in the **Federal Register** this notice of an altered system of records. The Department's regulations implementing the Privacy Act are in the Code of Federal Regulations (CFR), in 34 CFR part 5b.

The Privacy Act applies to information about an individual that is maintained in a system of records from which information is retrieved by a unique identifier associated with each individual, such as a name or Social Security number (SSN). The information about each individual is called a "record," and the system, whether manual or computer-based, is called a "system of records." The Privacy Act requires each agency to publish a notice of a new or altered system of records in the **Federal Register** and to prepare, whenever the agency publishes a new system of records or makes a significant change to an established system of records, a report to the Chair of the Committee on Oversight and Government Reform of the House of Representatives, the Chair of the Committee on Homeland Security and Governmental Affairs of the Senate, and the Administrator of the Office of Information and Regulatory Affairs, OMB.

A system of records is considered "altered" whenever an agency expands the types or categories of information maintained, significantly expands the types or categories of individuals about whom records are maintained, changes the purpose for which the information is used, changes the equipment configuration in a way that creates substantially greater access to the records, or adds a routine use disclosure to the system. This system of records was first published in the **Federal Register** on December 27, 1999 (64 FR 72395-97), and altered on September 7, 2010 (75 FR 54331-54336), and a number of changes are needed to update and accurately describe the current system of records.

This system of records will facilitate the Secretary of Education's performance of statutory duties to prescribe standards and procedures under sections 101, 102, 485, and 485B of the HEA (20 U.S.C. 1001, 1002, 1092, and 1092b) (including relevant definitions) that require all eligible institutions to report programmatic information for disclosure to students. This system of records will also allow institutions, lenders, and guaranty agencies to report information on all