

Maintain all guidance pertaining to all education and civil rights laws.

Executive branch agencies publish guidance or other policy statements, which further clarify how an agency understands and implements existing laws and regulations. Guidance and other policy statements describe suggested or recommended actions and serve a very important function in assuring that laws are implemented correctly. The process to create the guidance is extensive and very often such guidance serves the purpose of addressing systemic issues or failures. Below are some examples of guidance, which is by no means exhaustive and should not be taken to be, that we believe are critical to maintain.

- 2017-08-17 Performance Accountability Guidance for WIOA Title I-IV Core Programs
- 2017-01-06 Every Student Succeeds Act Consolidated State Plan Guidance
- 2017-01-06 Every Student Succeeds Act State and Local Report Cards Non-Regulatory Guidance
- 2017-01-06 Every Student Succeeds Act High School Graduation Rate Non-Regulatory Guidance
- 2016-12-28 Guidance on Civil Rights of Students with Disabilities (Guide, DCL, Q&A)
- 2016-12-19 Guidance on Assistance to States for the Education of Children with Disabilities; Preschool Grants for Children with Disabilities
- 2016-12-07 ESSA Assessment Use of Funds
- 2016-12-28 OCR Parent/Educator Resource Guide: Section 504, Elementary/Secondary Schools
- 2016-11-21 Non-Regulatory Guidance: Fiscal Changes and Equitable Services Requirements under the Elementary and Secondary Education Act of 1965
- 2016-10-20 Early Learning in the Every Student Succeeds Act: Expanding Opportunities to Support our Youngest Learners
- 2016-11-29 Student Support and Academic Enrichment Grants
- 2016-11-29 Supporting School Reform by Leveraging Federal Funds in a Schoolwide Program
- 2016-09-27 Non-Regulatory Guidance for Title II, Part A: Building Systems of Support for Excellent Teaching and Leading
- 2016-08-01 OSEP Guidance Documents on Behavior and Discipline

- 2016-07-27 Education for Homeless Children and Youth Program
- 2016-06-29 Transitioning to the Every Student Succeeds Act FAQ
- 2016-06-23 Ensuring Educational Stability for Children in Foster Care
- 2016-05-04 Transitioning to the Every Student Succeeds Act (ESSA) FAQ
- 2016-12-28 FAQs About the Rights of Students with Disabilities in Public Charter

Schools under the IDEA

- 2016-03-09 Workforce Innovation and Opportunity Act (WIOA) Requirements for Unified and Combined State Plans

Maintain the majority of Memos and Dear Colleague Letters.

Most Memos and Dear Colleague letters (DCL) are helpful to parents of students with disabilities and their families and should be kept. Memos and DCL's are issued by federal agencies, such as The Office of Special Education Programs (OSEP) and Office for Civil Rights (OCR) to provide information, and clarification to help explain and interpret existing laws and regulations. Memos and DCL's do not have the same legal force as federal laws or regulations and are non-binding. They are, however, policy statements that give helpful guidance in interpreting complex laws and rules.

While this list is not exhaustive and should not be taken to be, the following are examples of Memos or DCL's issued in the past several years that are important tools to protect parent and student rights:

- 2017-07-06 DCL: Speech and Language Services for Students with Autism Spectrum Disorder
- 2017-05-22 Eligibility Determinations for Children Suspected of Having a Visual Impairment Including Blindness under the Individuals with Disabilities Education Act
- 2017-03-31 Significant Disproportionality in IDEA: Essential Questions and Answers
- 2017-01-09 Updated Dear Colleague Letter on Preschool Least Restrictive Environments
- 2016-12-28 Dear Colleague Letter with the Office for Civil Rights on Charter Schools
- 2016-12-28 Dear Colleague Letter on Restraint and Seclusion of Students with Disabilities
- 2016-12-27 Frequently Asked Questions: The Rights of Students with Disabilities in

Public Charter Schools under the Individuals with Disabilities Education  
Act

- 2016-10-20 FAQ on Early Childhood Privacy and Confidentiality and Side-by-Side Guide of the IDEA and Family Educational Rights and Privacy Act Provisions
- 2016-08-01 Know Your Rights in Charter Schools
- 2016-08-05 DCL: Education of Children with Disabilities Attending Public Virtual Schools
- 2016-08-01 DCL: Ensuring Equity, Providing Behavioral Supports to Students with Disabilities
- 2016-07-26 DCL and Resource Guide: Students with Attention- Deficit/Hyperactivity Disorder
- 2016-06-14 IEP Translation—Statement of Interest in R. v. The School District Philadelphia
- 2016-06-15 DCL: Gender Equity in Career and Technical Education
- 2016-05-13 DCL: Transgender Students 2
- 2016-04-29 OSEP Memo: Response to Intervention (RTI) and Preschool Services
- 2016-04-16 OSEP DCL on Children with Disabilities Residing in Nursing Homes
- 2016-03-09 WIOA Requirements for Unified and Combined State Plans
- 2015-12-05 DCL: The IDEA for Students with Disabilities in Correctional Facilities
- 2015-11-16 DCL: Free and Appropriate Public Education (FAPE)
- 2015-10-23 DCL: IDEA/IEP Terms
- 2015-09-28 DCL to SEAs Regarding Oversight of Federal Funds to Charter Schools
- 2015- 07-27 OSEP Memo 15-10 Local Educational Agency Maintenance of Effort Q/A
- 2015-04-17 OSEP Memo 15-08 Letter to Delisle: Children with disabilities with high cognition
- 2015-04-15 DCL: Use of Due Process Procedures After a Parent Has Filed a State Complaint
- 2014-11-12 DCL: Effective Communication for Students with Hearing, Vision, Speech Disabilities in Public Elementary & Secondary Schools (and Fact

Sheet, FAQ)

- 2015-01-07 English Learner Students and Limited English Proficient Parents
- 2015-02-23 Letter to Baus: Clarifying circumstances for parent's entitlement to an Independent Education Evaluation at public expense
- 2014-01-08 DCL: The Nondiscriminatory Administration of School Discipline
- 2014-04-24 DCL: Retaliation is a violation of Federal Law
- 2014-06-02 Letter to Savit: Districts may not shrink the window for individuals conducting publicly funded IEEs to observe students in class unless it limits its own evaluators
- 2014-10-01 Guidance to Ensure All Students Have Equal Access to Educational Resources
- 2013-01-25 Students with Disabilities in Extracurricular Athletics
- 2012-01-20 DCL and Q/A on the ADA 2008 for Students with Disabilities in Public Schools
- 2013-07-19 DCL: Highly Mobile Students
- 2013-08-05 DCL to Bowman: McKinney-Vento and Students with Disabilities