



**THE STATE EDUCATION DEPARTMENT / THE UNIVERSITY OF THE STATE OF NEW YORK / ALBANY, NY 12234**

OFFICE OF VOCATIONAL AND EDUCATIONAL SERVICES FOR INDIVIDUALS WITH DISABILITIES  
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To: District Superintendents  
Superintendent of Schools  
Presidents of Boards of Education  
Superintendents of State-Operated and State-Supported Schools  
Executive Directors of Approved Private Schools  
New York City Board of Education  
Executive Directors of Approved Preschool Programs  
Organizations, Parents and Individuals Concerned with Special Education  
Commissioner's Advisory Panel for Special Education Services  
SETRC Project Directors and Professional Development Specialists  
Other State Agencies

From: James P. DeLorenzo

Subject: New York State Laws and Regulations that Differ from Federal Requirements

20 U.S.C. § 1407(a)(2) requires that each state identify in writing to the Secretary of the United States Education Department (USED) and to local educational agencies (LEAs) located in the state any rule, regulation or policy as a State-imposed requirement that is not required by the Individuals with Disabilities Education Act (IDEA) and federal regulations. The New York State Education Department (NYSED) has taken steps to conduct a comprehensive review of its laws and regulations that apply to the education of students with disabilities. The attached summary provides a list of New York State (NYS) laws and regulations that differ from federal requirements in effect on the date of the analysis. This analysis was posted for general public review and comment on the NYSED website for 60 days beginning on December 28, 2007. Comments were accepted for at least 30 days until February 15, 2008.

Attachment

