

**U.S. Department of Education  
Retrospective Review Plan Report -- July 13, 2015**

Agency	Sub-agency	Title of initiative/rule or ICR	RIN/OMB Control Number	Summary of initiative	Status of initiative -- New to this update, ongoing, or completed	Target completion date (if completed, please add the publication date and cite in Federal Register)	Does the initiative include pilot projects, safe harbor exemptions, sunset provisions, trigger provisions, streamlined requirements, State flexibilities, or other similar strategies?	Does the initiative employ any type of experimental design (y/n)?	If so, please briefly describe	What methods will you engage in to identify improvements (public comment, analyses, third party assessments, etc.)? Please identify all that apply	If available, anticipated or realized savings in costs or burdens and anticipated or realized changes in benefits
ED	OPE	Borrower Defense	1845-0132	On June 8, 2015, ED announced several steps it is taking to assist students in obtaining debt relief as a result of fraudulent actions taken by career colleges, in particular, students who attended schools owned by Corinthian Colleges, Inc. As part of this initiative, ED has created a streamlined process by which students who attended schools owned by Corinthian can apply for a discharge of their loans.	New	Ongoing: Currently active collection concluded by OIRA 6/16/2015. In addition to the streamlined process implemented for Corinthian students, ED is exploring other processes (both paperwork and regulatory) to address other fraudulent actors and borrower defense policy as a whole. These actions are currently ongoing.	Yes, as part of this initiative, ED has created a streamlined process by which students who attended schools owned by Corinthian can apply for a discharge of their loans.	n		Through the Paperwork Reduction Act process, ED is seeking public comment on the forms that borrowers, including students who attended Corinthian schools, may use to obtain debt relief. We will continue to engage with all stakeholders in connection with these efforts.	ED anticipates currently unquantified burden reduction from use of the streamlined process for Corinthian students because students will only have to complete a short attestation rather than compile and submit multiple materials to support their claims.
ED	FSA/OUS	Streamlining the Process for Student Loan Discharges Based on a Total and Permanent Disability for Certain Borrowers Receiving Social Security Disability Benefits		Beginning in 2016, ED and the Social Security Administration (SSA) will conduct a data match on a quarterly basis to determine whether there are Federal student loan borrowers who are potentially eligible to have their loans discharged on the basis of Total and Permanent Disability (TPD). Once a borrower who is receiving SSI or SSDI disability payments is identified as having a disability status of Medical Improvement Not Expected (MINE) from SSA, ED will send the borrower a discharge application and information about the discharge possibility and process. ED will accept SSA's Award Notice with a MINE designation as evidence of TPD, rather than requiring a physician's certification.	New	2016	Yes, through this initiative, ED will streamline the TPD loan discharge process for certain borrowers receiving SSI or SSDI disability payments.	n		Informal feedback from borrowers as the changes are implemented.	These changes will reduce the burden on certain borrowers who may qualify for loan discharge based on TPD.

**U.S. Department of Education  
Retrospective Review Plan Report -- July 13, 2015**

Agency	Sub-agency	Title of initiative/rule or ICR	RIN/OMB Control Number	Summary of initiative	Status of initiative -- New to this update, ongoing, or completed	Target completion date (if completed, please add the publication date and cite in Federal Register)	Does the initiative include pilot projects, safe harbor exemptions, sunset provisions, trigger provisions, streamlined requirements, State flexibilities, or other similar strategies?	Does the initiative employ any type of experimental design (y/n)?	If so, please briefly describe	What methods will you engage in to identify improvements (public comment, analyses, third party assessments, etc.)? Please identify all that apply	If available, anticipated or realized savings in costs or burdens and anticipated or realized changes in benefits
ED	OESE	Clarification of supplement-not-supplant requirements under Title I of the Elementary and Secondary Education Act of 1965 (ESEA)		ED will issue guidance for schoolwide programs under Title I of the ESEA. This guidance will highlight specific advantages and flexibilities in schoolwide programs, and in particular clarify a key supplement-not-supplant provision. Under the ESEA and the Title I regulations, a local educational agency (LEA) may exclude from supplanting determinations supplemental non-Federal funds expended in any school for programs that meet the intent and purposes of Title I. We will clarify that this exclusion applies even if the activity is required by State or local law, which will provide greater flexibility to LEAs in meeting the requirement.	New	Aug-15	Yes, increased flexibility for LEAs.	n		Informal feedback from regulated parties.	The flexibility outlined in this guidance should reduce burden on LEAs in meeting the supplement-not-supplant requirements.
ED	OSERS	Significant Disproportionality under Part B of the Individuals with Disabilities Education Act (IDEA)	1820-AB73	These proposed regulations would establish a standard approach for States to use in determining significant disproportionality, clarify remedies to address significant disproportionality, and extend comprehensive coordinated early intervening services to all students, preschool through grade 12.	New	Oct-15	TBD	n		ED will publish a Notice of Proposed Rulemaking soliciting comment on the proposed regulations.	The costs and benefits of the proposed regulations will be set forth in the Notice of Proposed Rulemaking.

**U.S. Department of Education  
Retrospective Review Plan Report -- July 13, 2015**

Agency	Sub-agency	Title of initiative/rule or ICR	RIN/OMB Control Number	Summary of initiative	Status of initiative -- New to this update, ongoing, or completed	Target completion date (if completed, please add the publication date and cite in Federal Register)	Does the initiative include pilot projects, safe harbor exemptions, sunset provisions, trigger provisions, streamlined requirements, State flexibilities, or other similar strategies?	Does the initiative employ any type of experimental design (y/n)?	If so, please briefly describe	What methods will you engage in to identify improvements (public comment, analyses, third party assessments, etc.)? Please identify all that apply	If available, anticipated or realized savings in costs or burdens and anticipated or realized changes in benefits
ED	OPE	Revised Pay As You Earn	1840-AD18	These proposed regulations will allow additional borrowers of Direct Loans to cap their Federal student loan payments at 10 percent of their income; revise the rules governing how certain military servicemembers can receive the benefit of the interest rate cap provided by the Servicemembers Civil Relief Act; streamline and enhance existing processes under the FFEL and Direct Loan Program regulations; expand the circumstances under which an institution may challenge or appeal a draft or final cohort default rate based on the institution's participation rate index; and allow lump sum payments made through student loan repayment programs administered by the Department of Defense to count as qualifying payments for purpose of the Public Service Loan Forgiveness Program.	Ongoing	30-Oct	Yes, the NPRM proposes streamlining measures and flexibilities.	n		ED completed negotiations of these proposed regulations in April 2015. The negotiating committee reached consensus on the proposed regulations. ED published a Notice of Proposed Rulemaking in the <i>Federal Register</i> on July 9, 2015 (80 FR 39607), soliciting public comment on the proposed regulations.	Estimates of the costs and benefits of these regulations were set forth in the NPRM.

**U.S. Department of Education  
Retrospective Review Plan Report -- July 13, 2015**

Agency	Sub-agency	Title of initiative/rule or ICR	RIN/OMB Control Number	Summary of initiative	Status of initiative -- New to this update, ongoing, or completed	Target completion date (if completed, please add the publication date and cite in Federal Register)	Does the initiative include pilot projects, safe harbor exemptions, sunset provisions, trigger provisions, streamlined requirements, State flexibilities, or other similar strategies?	Does the initiative employ any type of experimental design (y/n)?	If so, please briefly describe	What methods will you engage in to identify improvements (public comment, analyses, third party assessments, etc.)? Please identify all that apply	If available, anticipated or realized savings in costs or burdens and anticipated or realized changes in benefits
ED	OPE	Experimental Sites Initiative (ESI) under the Higher Education Act of 1965, as amended (HEA)	N/A	Under the ESI, the Secretary has authority to grant waivers from certain title IV, HEA statutory or regulatory requirements to allow a limited number of institutions to participate in experiments to test alternative methods for administering the title IV, HEA programs.	Ongoing	Ongoing	Yes, under the ESI, ED may grant waivers of certain statutory and regulatory requirements.	y	Participating institutions may be required to use experimental designs for purposes of evaluation.	Ongoing work with schools participating in the current experiments and evaluation of the experiments by school officials and ED staff.	The benefits will be increased knowledge of whether proposed innovative practices designed to improve the administration of the title IV, HEA programs and student outcomes are effective.
ED/DOL	OCTAE/ OSERS	Workforce Innovation and Opportunity Act (WIOA)-Joint Rule for Combined and Unified State Plans, Performance Accountability, and the One-Stop System Joint Provisions	1820-AB70; 1820-AB71; 1830-AA22; 1205-AB74	These joint regulations from ED and Department of Labor will implement the provisions of WIOA regarding combined and unified State plans, performance accountability, and One-Stop systems.	Ongoing	Apr-16	No.	n		ED and DOL published a Notice of Proposed Rulemaking in the <i>Federal Register</i> on April 16, 2015 (80 FR 20573), soliciting public comment on the proposed regulations.	Estimates of the costs and benefits of these proposed regulations were set forth in the NPRM.

**U.S. Department of Education  
Retrospective Review Plan Report -- July 13, 2015**

Agency	Sub-agency	Title of initiative/rule or ICR	RIN/OMB Control Number	Summary of initiative	Status of initiative -- New to this update, ongoing, or completed	Target completion date (if completed, please add the publication date and cite in Federal Register)	Does the initiative include pilot projects, safe harbor exemptions, sunset provisions, trigger provisions, streamlined requirements, State flexibilities, or other similar strategies?	Does the initiative employ any type of experimental design (y/n)?	If so, please briefly describe	What methods will you engage in to identify improvements (public comment, analyses, third party assessments, etc.)? Please identify all that apply	If available, anticipated or realized savings in costs or burdens and anticipated or realized changes in benefits
ED	OCTAE	WIOA -- Adult Education and Family Literacy Act	1830-AA22	These regulations will implement changes to the Adult Education and Family Literacy Act resulting from the enactment of WIOA and remove a number of obsolete regulations.	Ongoing	Apr-16	No.	n		ED published a Notice of Proposed Rulemaking in the <i>Federal Register</i> on April 16, 2015 (80 FR 20967), soliciting public comment on the proposed regulations.	Estimates of the costs and benefits of these proposed regulations were set forth in the NPRM.
ED	OSERS	WIOA -- Rehabilitation Act of 1973	1820-AB70	These regulations will implement changes to the Rehabilitation Act of 1973 made by WIOA and affecting the State Vocational Rehabilitation Services and the State Supported Employment Services programs. These regulations also will implement provisions of new section 511, which was added by WIOA, that are under the purview of the Department.	Ongoing	Apr-16	No.	n		ED published a Notice of Proposed Rulemaking in the <i>Federal Register</i> on April 16, 2015 (80 FR 21059), soliciting public comment on the proposed regulations. ED also held two public meetings on the proposed regulations (see 80 FR 22661).	Estimates of the costs and benefits of these proposed regulations were set forth in the NPRM.
ED	OSERS	WIOA -- Miscellaneous Program Changes	1820-AB71	These regulations will implement changes made by WIOA to programs administered by the Rehabilitation Services Administration and will remove several obsolete regulations.	Ongoing	Apr-16	No.	n		ED published a Notice of Proposed Rulemaking in the <i>Federal Register</i> on April 16, 2015 (80 FR 21059), soliciting public comment on the proposed regulations. ED also held one tribal consultation via webinar.	Estimates of the costs and benefits of these proposed regulations will be provided in the NPRM.

**U.S. Department of Education  
Retrospective Review Plan Report -- July 13, 2015**

Agency	Sub-agency	Title of initiative/rule or ICR	RIN/OMB Control Number	Summary of initiative	Status of initiative -- New to this update, ongoing, or completed	Target completion date (if completed, please add the publication date and cite in Federal Register)	Does the initiative include pilot projects, safe harbor exemptions, sunset provisions, trigger provisions, streamlined requirements, State flexibilities, or other similar strategies?	Does the initiative employ any type of experimental design (y/n)?	If so, please briefly describe	What methods will you engage in to identify improvements (public comment, analyses, third party assessments, etc.)? Please identify all that apply	If available, anticipated or realized savings in costs or burdens and anticipated or realized changes in benefits
ED	OCFO	Adoption of Government wide Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards	1890-AA19	These regulations adopt OMB's revised government wide Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal awards to non-Federal entities. The amendments also remove a number of obsolete regulations for grant programs that are no longer authorized.	Ongoing	Sep-15	Yes, regarding indirect cost rates for non-Federal entities.	n		ED published an interim final rule in the <i>Federal Register</i> on December 19, 2014 (79 FR 75871), soliciting public comment on the regulations.	The Uniform Guidance (UG) is expected to reduce burden by increasing the audit threshold from \$500,000 to \$750,000, permitting certain non-Federal entities to use the de minimis indirect cost rate, and increasing flexibility. OMB has established five metrics to determine whether the UG reduces burden, as follows: the number of forms approved under the PRA; the number of exemptions from the UG granted by OMB; the number of exceptions from approved indirect cost rates; the number of extensions of indirect cost rates; and the number of fixed amount awards made by Federal agencies.
ED	OPE	Title IV, HEA – Program Integrity and Improvement	1840-AD14	These proposed regulations will address issues affecting program integrity and improvement under title IV of the HEA, including cash management of funds provided under the title IV Federal Student Aid programs, treatment of previously-passed coursework, and clock-to-credit hour conversion.	Ongoing	Oct-15	Yes, the NPRM proposes streamlined requirements for converting clock hours to credit hours.	n		ED published a Notice of Proposed Rulemaking in the <i>Federal Register</i> on May 18, 2015 (80 FR 28483), soliciting comments on the proposed regulations.	Estimates of the costs and benefits of these proposed regulations were set forth in the NPRM.

**U.S. Department of Education  
Retrospective Review Plan Report -- July 13, 2015**

Agency	Sub-agency	Title of initiative/rule or ICR	RIN/OMB Control Number	Summary of initiative	Status of initiative -- New to this update, ongoing, or completed	Target completion date (if completed, please add the publication date and cite in Federal Register)	Does the initiative include pilot projects, safe harbor exemptions, sunset provisions, trigger provisions, streamlined requirements, State flexibilities, or other similar strategies?	Does the initiative employ any type of experimental design (y/n)?	If so, please briefly describe	What methods will you engage in to identify improvements (public comment, analyses, third party assessments, etc.)? Please identify all that apply	If available, anticipated or realized savings in costs or burdens and anticipated or realized changes in benefits
ED	OPE	Title III and Title V of the HEA	1840-AD08	These regulations will implement statutory changes made to titles III and V of the HEA in recent reauthorization legislation. They will update and clarify existing program regulations and create regulations for newly established programs.	Ongoing	TBD	TBD	n		ED will publish a Notice of Proposed Rulemaking soliciting public comment on the proposed regulations.	Estimates of the costs and benefits of these proposed regulations will be provided in the NPRM.
ED	OESE	ESEA Flexibility	N/A	This initiative provides flexibility to improve student academic achievement and increase the quality of instruction under the Elementary and Secondary Education Act of 1965, as amended (ESEA). ED is offering State educational agencies (SEAs) the opportunity to request flexibility on behalf of the State, its LEAs, and schools, in order to better focus on improving student learning and increasing the quality of instruction.	Ongoing	Ongoing	This initiative offers States flexibility from statutory requirements in order to better improve student learning and instruction.	n		Informal feedback from States on the initiative.	Title I, Part A of the ESEA requires SEAs and LEAs to collect and disseminate information to implement the Federal requirements for schools identified for improvement, corrective action, or restructuring. Through the ESEA flexibility offered by ED, SEAs can request flexibility from these requirements so that they and their LEAs can focus on improving student academic achievement and increasing the quality of instruction. SEAs receiving flexibility will not be required to identify schools for improvement, corrective action, or restructuring, or carry out the attendant responsibilities, resulting in a significant reduction in burden at the State, LEA, and school levels.

**U.S. Department of Education  
Retrospective Review Plan Report -- July 13, 2015**

Agency	Sub-agency	Title of initiative/rule or ICR	RIN/OMB Control Number	Summary of initiative	Status of initiative -- New to this update, ongoing, or completed	Target completion date (if completed, please add the publication date and cite in Federal Register)	Does the initiative include pilot projects, safe harbor exemptions, sunset provisions, trigger provisions, streamlined requirements, State flexibilities, or other similar strategies?	Does the initiative employ any type of experimental design (y/n)?	If so, please briefly describe	What methods will you engage in to identify improvements (public comment, analyses, third party assessments, etc.)? Please identify all that apply	If available, anticipated or realized savings in costs or burdens and anticipated or realized changes in benefits
ED	OESE	ESEA -- Modified Academic Achievement Standards	1810-AB16	These regulations under title I, part A of the ESEA will no longer permit States to define modified academic achievement standards and develop alternate assessments for students with disabilities based on those modified academic achievement standards in order to satisfy ESEA accountability requirements.	Ongoing	Aug-15	No.	n		ED received comments on these regulations in December 2013.	We do not anticipate any increase in burden as a result of the amendments.
ED	OCFO	Education Department Acquisition Regulations (EDAR)	1890-AA18	These amendments would modify EDAR in order to update the regulations to accurately implement the current Federal Acquisition Regulations (FAR) and ED policies.	Ongoing	Summer 2015	No.	n		Informal feedback from regulated parties as the regulations are implemented.	We do not anticipate an increase in burden as a result of these amendments.



**U.S. Department of Education  
Retrospective Review Plan Report -- July 13, 2015**

Agency	Sub-agency	Title of initiative/rule or ICR	RIN/OMB Control Number	Summary of initiative	Status of initiative -- New to this update, ongoing, or completed	Target completion date (if completed, please add the publication date and cite in Federal Register)	Does the initiative include pilot projects, safe harbor exemptions, sunset provisions, trigger provisions, streamlined requirements, State flexibilities, or other similar strategies?	Does the initiative employ any type of experimental design (y/n)?	If so, please briefly describe	What methods will you engage in to identify improvements (public comment, analyses, third party assessments, etc.)? Please identify all that apply	If available, anticipated or realized savings in costs or burdens and anticipated or realized changes in benefits
ED	OPE	Title IV of the HEA – Gainful Employment Programs	1840-AD15	Implementation of regulations establishing standards under title IV of the HEA for programs that prepare students for gainful employment in a recognized occupation.	Ongoing	N/A	Yes, transition period, sunset provisions, and delayed effective date for certain provisions.	n		ED is conducting focus groups on the disclosure template institutions will need to use under the regulations.	Estimates of the costs and benefits of these regulations were set forth in the final regulations.
ED	OESE	Impact Aid Program	1810-AB21	These regulations reflect revisions to title VIII of the ESEA governing the Impact Aid program, correct technical errors, incorporate relevant statutory changes from the IDEA, and its implementing regulations and make additional clarifying changes.	Completed	June 11, 2015 (80 FR 33157)	No.	n		N/A	We do not anticipate any changes in burden as a result of these technical amendments.

**U.S. Department of Education  
Retrospective Review Plan Report -- July 13, 2015**

Agency	Sub-agency	Title of initiative/rule or ICR	RIN/OMB Control Number	Summary of initiative	Status of initiative -- New to this update, ongoing, or completed	Target completion date (if completed, please add the publication date and cite in Federal Register)	Does the initiative include pilot projects, safe harbor exemptions, sunset provisions, trigger provisions, streamlined requirements, State flexibilities, or other similar strategies?	Does the initiative employ any type of experimental design (y/n)?	If so, please briefly describe	What methods will you engage in to identify improvements (public comment, analyses, third party assessments, etc.)? Please identify all that apply	If available, anticipated or realized savings in costs or burdens and anticipated or realized changes in benefits
ED	OESE	Indian Education Discretionary Grant Programs – Indian Education Professional Development and Demonstration Grants for Indian Children Programs	1810-AB19	The regulations for the Professional Development Program update the payback requirements for participants and increase emphasis on grantees supporting participants in completing their programs and obtaining employment. The regulations also add a priority for applications that propose activities based on an assessment of the barriers to college- and career-readiness of children and youth in a tribal community, that are developed and implemented by a partnership, and that implement community-based, culturally relevant intervention strategies to improve the educational opportunities and outcomes for those children and youth.	Completed	April 22, 2015 (80 FR 22403)	No.	n		Informal feedback from regulated parties as the regulations are implemented.	We do not anticipate any increase in burden as a result of the proposed amendments.

**U.S. Department of Education  
Retrospective Review Plan Report -- July 13, 2015**

Agency	Sub-agency	Title of initiative/rule or ICR	RIN/OMB Control Number	Summary of initiative	Status of initiative -- New to this update, ongoing, or completed	Target completion date (if completed, please add the publication date and cite in Federal Register)	Does the initiative include pilot projects, safe harbor exemptions, sunset provisions, trigger provisions, streamlined requirements, State flexibilities, or other similar strategies?	Does the initiative employ any type of experimental design (y/n)?	If so, please briefly describe	What methods will you engage in to identify improvements (public comment, analyses, third party assessments, etc.)? Please identify all that apply	If available, anticipated or realized savings in costs or burdens and anticipated or realized changes in benefits
ED	OII	CSP Grants to State Educational Agencies (SEA)	1855-AA11	These regulations establish priorities, requirements, definitions, and selection criteria to govern this program and future discretionary grant competitions under this program. This action will support the development of high-quality charter schools by strengthening several components of the program including grantee accountability; accountability and oversight for authorized public chartering agencies; and support to educationally disadvantaged students.	Completed	June 15, 2015 (80 FR 34201)	No.	n		Informal feedback from regulated parties as the regulations are implemented.	We do not anticipate any increase in burden as a result of the new priorities, requirements, and definitions for this program.
ED	OSERS	IDEA -- Assistance to States for the Education of Children with Disabilities -- Local Educational Agency (LEA) Maintenance of Effort (MOE)	1820-AB65	These regulations under Part B of IDEA, which governs the Assistance to States for the Education of Children with Disabilities program and the Preschool Grants for Children with Disabilities program, clarify existing policy and make other related changes regarding the compliance standard, the eligibility standard, the level of effort required of an LEA in the year after it fails to maintain effort under section 613(a)(2)(A)(iii) of the IDEA, and the consequence of the failure to maintain effort.	Completed	April 28, 2015 (80 FR 23643)	Yes, these regulations streamline the compliance standard by stating that the comparison year, regardless of the method an LEA uses to establish compliance, is the preceding fiscal year.	n		Informal feedback from regulated parties as the regulations are implemented.	We do not anticipate an increase in burden as a result of these amendments. The benefits of the proposed regulations would be much needed clarification to the field on the appropriate implementation of this rule and the standards that should be used for determining LEA eligibility for IDEA Part B funds and compliance with the MOE requirement.