



CALIFORNIA  
DEPARTMENT OF  
EDUCATION

**TOM TORLAKSON**  
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

March 3, 2016

**ENDORSED - FILED**  
In the office of the Secretary of State  
of the State of California

**MAR 07 2016**

2:03 PM

Elizabeth A. Heidig  
Assistant Chief Counsel  
Office of Administrative Law  
300 Capitol Mall, Suite 1250  
Sacramento, CA 95814-4335

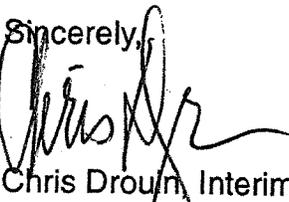
Re: Response to Petition to Office of Administrative Law

Dear Ms. Heidig:

I am the Interim Director of the Special Education Division of the California Department of Education (CDE) and am authorized to make this certification pursuant to Title 1, *California Code of Regulations*, Section 280.

I hereby certify that that the CDE will not issue, use, enforce, or attempt to enforce the sentence on page 2 of the CDE's memo to Special Education Local Plan Area (SELPA) Directors dated August 10, 2015, on the subject of "Identification of and Provision of Service to Eligible Students in Adult County Jails" that states "It also includes the responsibility to notify a LEA outside the SELPA that its eligible adult student is in a county jail within the SELPA." This certification applies only to that particular sentence, which is one subject of the pending underground regulation petition, and not to any other portion of the August 10, 2015 memo. The CDE intends to amend the memo with respect to that particular sentence.

If you have any questions regarding this subject, please contact me by phone at 916-445-4602.

Sincerely,  


Chris Drouin, Interim Division Director  
Special Education Division

CD:LG:dt