



State of New Jersey

DEPARTMENT OF EDUCATION

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CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

DAVID C. HESPE  
Acting Commissioner

December 16, 2014

**TO:** Chief School Administrators  
Directors of Special Education  
Administrators of a State Facility  
Administrators of a Charter School  
Administrators of an Approved Private School for the Disabled  
Administrators of a College-Operated Program  
Statewide Special Education Advisory Council  
Agencies or Organizations Concerned with Special Education

**FROM:** Peggy McDonald, Director  
Office of Special Education Programs

**SUBJECT:** Guidance with Respect to Federal Regulations Implementing the Individuals with Disabilities Education Act of 2004 – Independent Educational Evaluations

Effective immediately, all LEAs in New Jersey should attach the guidance regarding independent evaluations, issued by me on September 9, 2014, to every IEP developed for a student with a disability from this date until the regulations are amended. The request will continue until the pending regulatory amendments to N.J.A.C. 6A:14-2.5(c)1 are adopted by the State Board of Education and take effect. A copy of the guidance is attached for your convenience. We will issue follow-up correspondence to all LEAs when the amendment takes effect.

Should you have any questions or require additional information, please contact Carol Kaufman at 609-292-7602.

PM/JW/KE  
Attachment

c: Members, State Board of Education  
Acting Commissioner David C. Hespe  
Senior Staff  
Susan Martz  
John Worthington

Kathy Ehling  
Executive Director for Regional Achievement Center  
County Supervisor of Child Study  
Members, NJ LEE Group  
Garden State Coalition of Schools