(b)(6)

MAR 7 2011

Dear (b)(6)

This is in response to your recent letter to this Office regarding the Family Educational Rights and Privacy Act (FERPA). You allege that the (b)(6) Department of Education in Maryland violated your rights when it did not provide you copies of video sessions of your child with the Department's speech language pathologist and his teacher of the deaf. You state that your child is two and a half years old. This Office administers FERPA which pertains to education records.

FERPA applies to educational agencies and institutions that receive Federal funds from programs administered by the U.S. Department of Education (Department). The term "student" is defined as any individual who is or has been in attendance at an educational agency or institution.
It does not appear that your concern is addressed by FERPA. Rather, it appears that some of the concerns you have raised may be addressed by Part C of the Individuals with Disabilities Education Act (Part C). Although Part C is a Federal law, it is administered by the states. For further information regarding Part C, you may contact:

Carol Ann Heath, Ed.D.
Assistant State Superintendent
Division of Special Education/
Early Intervention Services
Maryland State Department of Education
200 West Baltimore Street
Baltimore, Maryland 21201-2595
Telephone: (410) 767-0238

Sincerely,

Ingrid Brault
Management and Program Analyst
Family Policy Compliance Office