



State of New Jersey
DEPARTMENT OF EDUCATION
PO BOX 500
TRENTON, NJ 08625-0500

CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

CHRISTOPHER D. CERF
Commissioner

August 27, 2012

TO: Chief School Administrator
Director of Special Education
Administrator of a State Facility
Administrator of a Charter School

FROM: Peggy McDonald, Director
Office of Special Education

SUBJECT: Transition from Part C to Part B for Students with Disabilities

I am writing to bring to your attention changes made to the Individuals with Disabilities Education Act (IDEA) Part C Regulations in 34 CFR Part 303. The final regulations were made effective on October 28, 2011. Transition services, including transition from Part C to Part B, were amended in the regulations. Specifically, section 303.209(b) requires that for children exiting Part C and potentially eligible for Part B services, the lead agency, the Department of Health, must send a notification, not fewer than 90 days before a child's third birthday, to the Department of Education and the Local Education Agency (LEA), that the child may be eligible for Part B services. Notification/referral information from a New Jersey Early Intervention System (NJEIS) service coordination unit or service coordinator is limited to the child's name, date of birth, and the parent's name, address and telephone number. **Please be aware that this notification/referral is a request for an evaluation to determine eligibility for special education and related services under Part B of the IDEA. Therefore, in accordance with N.J.A.C. 6A:14-3.3(e), a meeting shall be convened, by the LEA, within 20 calendar days from receipt of the notification/referral information.**

Should you have any questions or require additional information, please contact Barbara Tkach at 609-984-4950.

PM/JW/KE

c: Members, State Board of Education
Commissioner Christopher D. Cerf
Barbara Gantwerk
Senior Staff
Diane Shoener
John Worthington
Terry Harrison, NJEIS Part C Coordinator

Kathy Ehling
Barbara Tkach
Executive County Superintendent
County Supervisor of Child Study
NJ LEE Group
Garden State Coalition of Schools