



Agency Priority Goal Action Plan

Provide Regulatory Relief to Education Stakeholders

Goal Leader: Robert Eitel, Senior Counselor to Secretary

Deputy Goal Leader: Elizabeth McFadden, Deputy General Counsel

Overview

Goal Statement

- By September 30, 2019, the Department will reduce the regulatory burden on education stakeholders by submitting to OMB no less than 25 deregulatory actions (against a baseline of zero (0) for FY 2015 and 2016).

Challenge

- The Department intends to reduce regulatory burden on stakeholders through review, rescission, and modification of outdated, burdensome regulations, information collections, and guidance.

Opportunity

- Overly burdensome regulatory requirements can adversely affect the nation's ability to prepare students for the opportunities and challenges of the 21st century.
- Reducing regulatory burden, including financial costs, on States, school districts, and schools, as well as other stakeholders, will help empower students, their parents, and local communities to achieve their educational and career goals.

Leadership

Core Team: Regulatory Reform Task Force (RRTF), comprised of senior career and political leadership across the Department and led by the Regulatory Reform Officer and Regulatory Policy Officer. The Goal Leader (Robert Eitel) and Deputy Goal Leader (Elizabeth McFadden) serve as co-chairs of the RRTF.

Goal Structure & Strategies

The goal is a two-year goal covering FY 2018 and FY 2019.

The goal will be achieved through a comprehensive review of the Department's regulations, guidance, and information collections to identify those that are overly burdensome, inconsistent with Administration priorities, unnecessary, outdated or ineffective. Based on that review, the Department will determine whether such regulations, guidance, or information collections need to be modified or rescinded and will then take appropriate action consistent with applicable law.

For FY 2018, the Department submitted 24 deregulatory actions to OMB.

For FY 2019, the Department intends to submit no fewer than 10 deregulatory actions to OMB.

Following submission of such actions to OMB and completion of review by OMB, the Department publishes such deregulatory actions.

Summary of Progress – FY 18 Q4

- The Regulatory Reform Task Force (RRTF), which includes a wide cross section of the Department’s senior leaders, was established under Executive Order 13777, to review and reduce regulatory inefficiencies. As part of the taskforce, these leaders established and implemented a targeted workgroup on information collections, which resulted in the identification of 21 information collections to discontinue, and two to modify. These actions will result in a savings of \$11.6 million dollars for the Department.
- In response to a recommendation from the House Oversight and Government Reform Committee, the guidance working group is creating a web portal with a brief explanation and links to each principal operating component’s guidance. The workgroup is currently reviewing a [beta version](#) of this website and the goal is to finalize it by the end of calendar year 2018.
- The Department’s Unified Agenda of Deregulatory and Regulatory Actions and its Regulatory Plan for the upcoming year were published on October 17, 2018. The [agenda and plan](#) provide detailed information about the Department’s planned deregulatory and regulatory actions for the next 12 months, ensuring that the public and OMB have accurate, thoughtful, and timely information about the Department’s regulatory process and priorities.
- Among the deregulatory actions issued during this fiscal year were (1) a final rule delaying, until July 1, 2020, the effective date of selected provisions of the Department’s State Authorization regulations, and (2) a final rule postponing by two years, the date for States to comply with the Department’s significant disproportionality regulations. The delay of the significant disproportionality rule will provide time for the Department to thoughtfully and soundly evaluate the regulations to ensure that all children with disabilities are appropriately identified, placed, and disciplined, and receive the special education and related services necessary for a free appropriate public education in the least restrictive environment. The delay of the state authorization rule will allow the Department to address significant fundamental implementation issues raised by institutions and other student aid program participants that cannot be satisfactorily addressed by informal guidance. The delay will provide time for the Department to address those issues through a new rulemaking process.

Next Steps

- Workgroups initiated pursuant to the RRTF’s charge are evaluating the Education Department General Administrative Regulations (EDGAR) regulations and online presentation of guidance documents.

Key Milestones

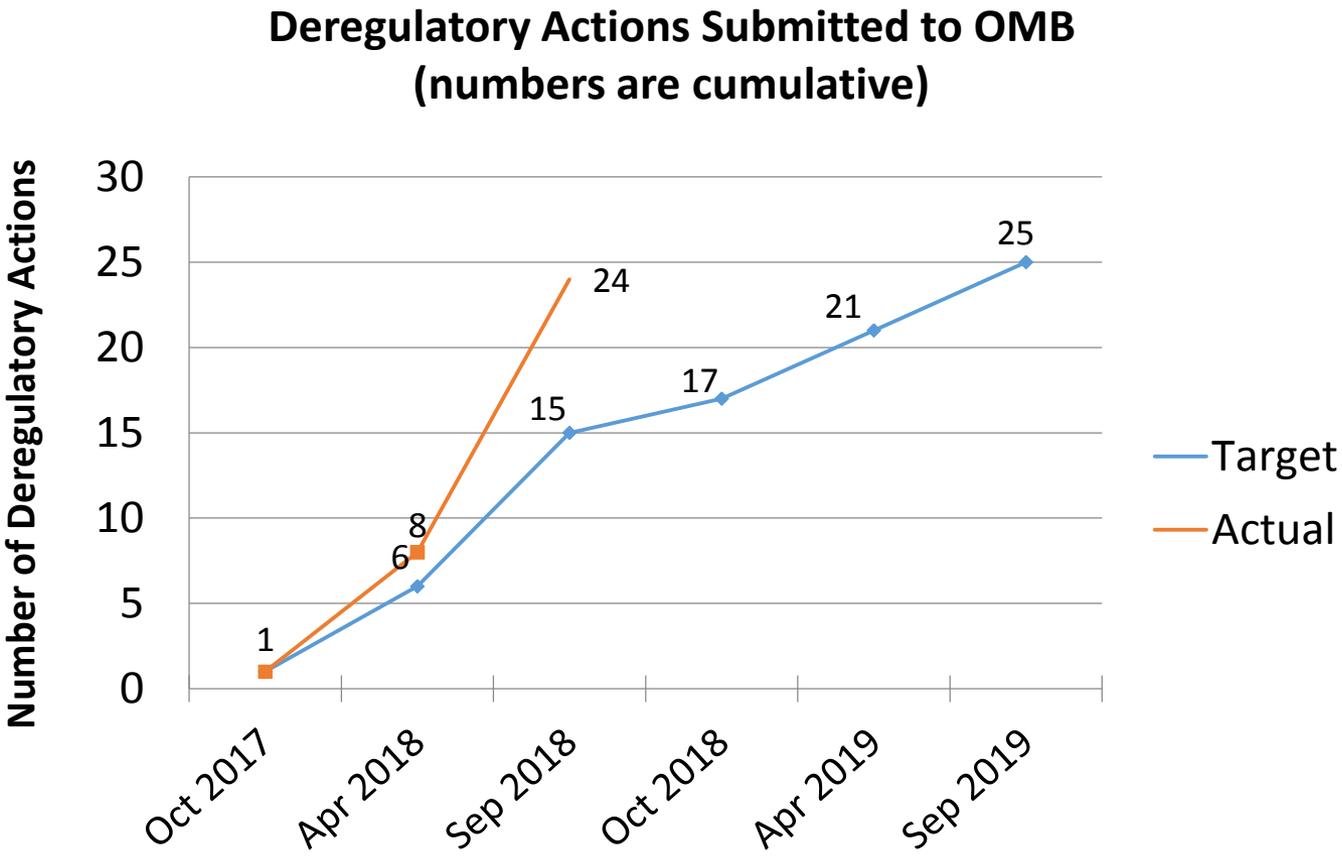
The deregulatory actions described on the previous slide are scheduled to occur over FY 2018 and FY 2019.

Milestone Summary					
Key Milestone*	Milestone Due Date	Milestone Status	Change from last quarter	Owner	Comments
Submission of Regulatory Review Task Force (RRTF) Report to Secretary	Nov 2018	On-Track	Changed to update timing of report		We are currently preparing a draft of the report for FY 2018 and plan to submit it to the Secretary in November 2018
Publication of Spring 2018 Unified Agenda	May 2018	Complete			The report was published May 9, 2018.
Publication of Fall 2018 Unified Agenda and Regulatory Plan	Nov 2018	Complete			The report was published October 17, 2018.
Publication of Spring 2019 Unified Agenda	May 2019	On-Track			Timing is determined by OMB.
Publication of Fall 2019 Unified Agenda and Regulatory Plan	Dec 2019	On-Track			Timing is determined by OMB.
Submission of RRTF Report to Secretary	Nov 2019	On-Track			

* Key Milestone "Submission of RRTF Report to Secretary" with target date of April/May 2019 previously included in FY 2018 APG Action Plans has been removed; this report will now be submitted on an annual basis.

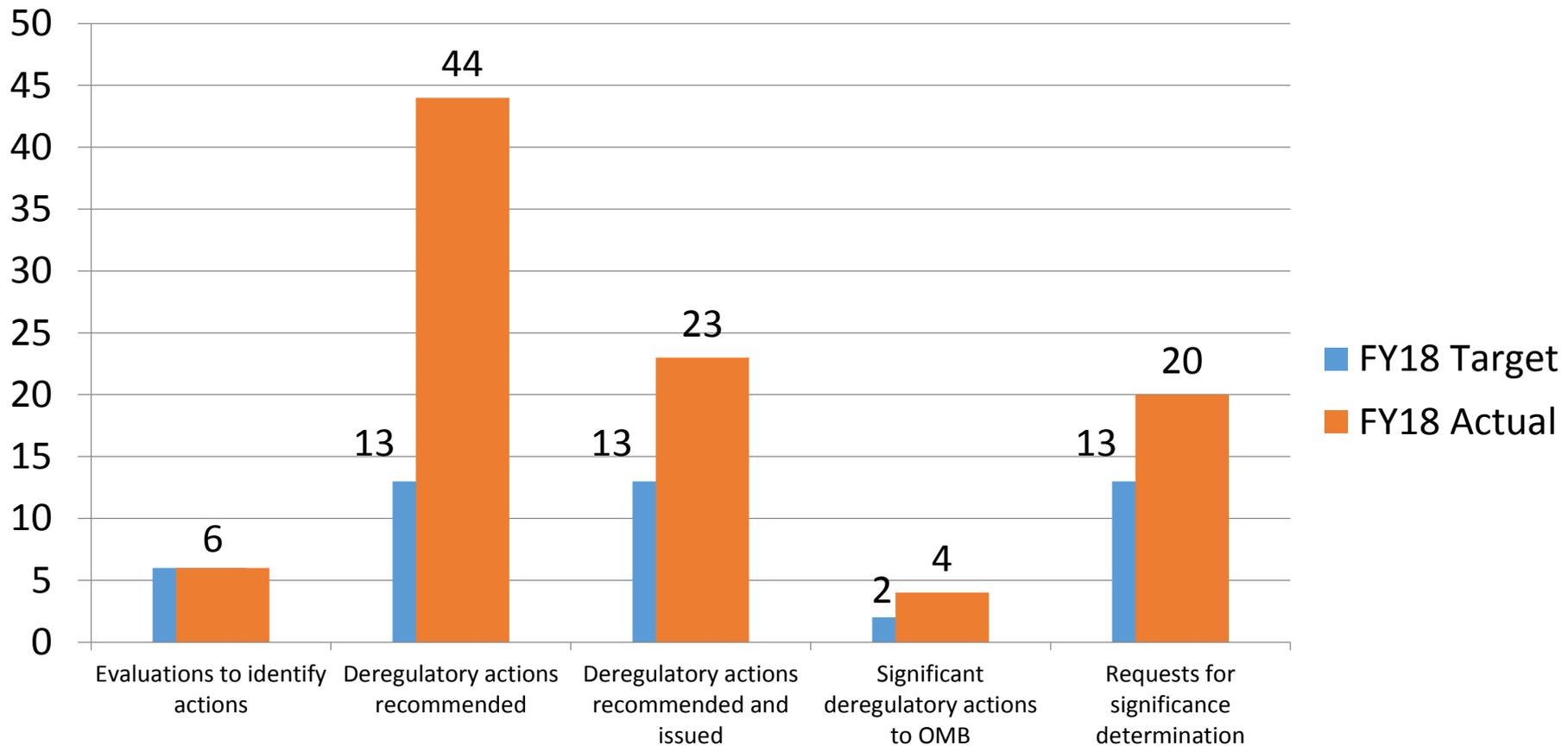
Key Indicators

The graph below represents the performance targets that the Department will measure progress against in FY 2018 and FY 2019.



Key Indicators

The graph below represents the performance targets and progress in FY 2018.



Data Accuracy and Reliability

Submissions to OMB are available on [reginfo.gov](https://www.reginfo.gov) or through electronic communications with OMB. The Department does not anticipate any data reliability concerns or other limitations.

Additional Information

Contributing Programs

All offices within the Department support this APG as it is directly related to Strategic Goal 4 and Strategic Objective 4.1. The Department will be collaborating with OMB on the submissions and review of deregulatory actions.

Stakeholder / Congressional Consultations

In addition to the Department-wide *Federal Register* notice seeking public comment, several Principal Offices have asked for the views of the stakeholders especially relevant to their offices in a variety of ways. The [October 2017 status report](#) provides a summary of these activities.

Additionally, the Department conducted Congressional consultation as part of the development of its FY 2018-22 Strategic Plan and the FY 2018-19 APGs.