Chart 3: Does Exemption 45 CFR 46.101(b)(1) (for Educational Settings) Apply?

From Chart 2

Is the research \textit{only} conducted in \textit{established or commonly accepted} educational settings? (Including but not limited to schools and colleges. May include other sites where educational activities regularly occur.)

** "Only" means that no non-exempt activities are involved. Research that includes exempt and non-exempt activities is \textit{not} exempt.

NO

Research is not eligible for 45 CFR 46.101(b)(1) exemption.

Next

NO

Return to Chart 2 and consider whether 45 CFR 46.101(b)(2) exemption applies.

YES

Does the research study involve only \textit{normal education practices}? (Such as research on regular and special education instructional strategies, or research on effectiveness of or the comparison among instructional techniques, curricula, or classroom management methods.)

NO

YES

Research is eligible for 45 CFR 46.101(b)(1) exemption from 45 CFR part 46 requirements.

February 16, 20126