



JOY HOFMEISTER

STATE SUPERINTENDENT *of* PUBLIC INSTRUCTION  
OKLAHOMA STATE DEPARTMENT *of* EDUCATION

**MEMORANDUM**

**TO:** District Superintendent

**FROM:** Monty Guthrie, Deputy Superintendent of Finance and Federal Programs 

**DATE:** July 2020

**SUBJECT:** Policy Memorandum – Period of Performance of Federal Funds

Federal grant funds have a limited period of availability in which to be used by LEAs. This memorandum defines standards and procedures for using federal funds on a timely basis.

Legal Background

An LEA must obligate funds during the 27 months after appropriation, extending from July 1<sup>st</sup> of the fiscal year for which the funds were appropriated through September 30<sup>th</sup> of the second following fiscal year. This maximum period includes a 15-month period of initial availability plus a 12-month period for carryover. For example, funds from the fiscal year 2019 appropriation, initially became available on July 1, 2018 and may be obligated by the LEA through September 30, 2020, (Section 421(b) of the General Education Provisions Act (GEPA), 20 U.S.C. 1225(b), 34 CFR Sections 76.703 through 76.710).

Procedural Requirements

The Oklahoma State Department of Education require LEAs to obligate (or encumber) federal funds through June 30<sup>th</sup> of each year. Any current fiscal year funds that remain unexpended by June 30<sup>th</sup> become LEA 1<sup>st</sup> year carryover funds in the following fiscal year. Subsequently, any LEA 1<sup>st</sup> year carryover funds that remain unexpended by June 30<sup>th</sup> become LEA 2<sup>nd</sup> year carryover funds in the second following fiscal year. These LEA 2<sup>nd</sup> year carryover funds must be obligated (or encumbered) through September 30<sup>th</sup>.

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Below is an example of the period of performance of federal funds that were first made available to LEAs on July 1, 2018 and ending September 30, 2020:

	<b>Availability</b>	
Current Fiscal Year Funds Allocated in FY2019	7/1/2018 to 6/30/2019	12 months
LEA 1 <sup>st</sup> Year Carryover Funds are FY2019 funds carried over to FY2020	7/1/2019 to 6/30/2020	12 months
LEA 2 <sup>nd</sup> Year Carryover Funds are FY2019 funds carried over to FY2021	7/1/2020 to 9/30/2020	3 months
	<b>Period of Performance</b>	<b>27 months</b>

Flexibility in K-12 Education Funding

Due to the extraordinary circumstances created by the COVID-19 pandemic and resulting in school closures, Oklahoma received approval from the United States Department of Education allowing flexibility under Section 421(b) of GEPA to extend the period of performance for FY2019 funds through **September 30, 2021**, for the following programs:

- Title I, Part A, Improving Basic Programs
- Title I, Part D, Subpart 1 and 2, Neglected and Delinquent
- Title I, Part C, Migrant
- Title II, Part A, Supporting Effective Instruction
- Title III, Part A, Language Instruction for English Learners and Immigrant Students
- Title IV, Part A, Student Support and Academic Enrichment
- Title V, Part B, Subpart 2, Rural and Low-Income Schools
- McKinney-Vento Education for Homeless Children and Youth

Contact the Office of Federal Programs at 405-521-2846 for questions regarding the period of performance of federal funds.

MG:kt  
cc: Joy Hofmeister, State Superintendent of Public Instruction