



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

MEMORANDUM

TO: District Superintendent

FROM: Kathy Dodd, Chief Innovation Officer and Deputy Superintendent of Federal Programs *KD*

DATE: September 2021

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 1st of the fiscal year for which the funds were appropriated through September 30th 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 2020 appropriation, initially became available on July 1, 2019 and may be obligated by the LEA through September 30, 2021 (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 30th of each year. Any current fiscal year funds that remain unexpended by June 30th become LEA 1st year carryover funds in the following fiscal year. Subsequently, any LEA 1st year carryover funds that remain unexpended by June 30th become LEA 2nd year carryover funds in the second following fiscal year. These LEA 2nd year carryover funds must be obligated (or encumbered) through September 30th.

Below is an example of the period of performance of federal funds that were first made available to LEAs on July 1, 2019 and ending September 30, 2021:

Current Fiscal Year Funds Allocated in FY2020	Availability 7/1/2019 to 6/30/2020	12 months
LEA 1 st Year Carryover Funds are FY2020 funds carried over to FY2021	7/1/2020 to 6/30/2021	12 months
LEA 2 nd Year Carryover Funds are FY2020 funds carried over to FY2022	7/1/2021 to 9/30/2021	3 months
	Period of Performance	27 months

Flexibility in K-12 Education Funding

Due to the continued extraordinary circumstances created by the COVID-19 pandemic and unprecedented challenges students, educators, staff, and schools are facing, 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 FY2020 funds through **September 30, 2022**, 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

If you have questions, contact the Office of Federal Programs at 405-521-2846.

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