



JOY HOFMEISTER

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

August 4, 2021

The U.S. Department of Education is providing states with funding flexibilities to best meet the needs of students and educators during the COVID-19 national emergency. The new flexibilities, authorized under section 8401 of the Elementary and Secondary Education Act of 1965 (ESEA) require the Oklahoma State Department of Education (OSDE) to apply, on behalf of local educational agencies (LEAs), for waivers of the requirements set forth below. The OSDE intends to apply for the waivers and prior to submitting its request, seeks stakeholder comments.

1. Carryover limitation in section 1127(b) of the Elementary and Secondary Education Act of 1965 (ESEA) for Federal fiscal year (FY) 2020 Title I, Part A funds (i.e., the Title I, Part A funds that will become carryover funds on October 1, 2021): the requirement that limits an SEA's ability to grant to its LEAs a waiver of the 15 percent Title I, Part A carryover limitation in section 1127(a) to once every three years.
2. Period of availability of funds in section 421(b) of the General Education Provisions Act (GEPA): to extend the period of availability of FY 2019 funds for programs in which the SEA participates under its approved consolidated State plan until September 30, 2022. The programs are:
 - A. Title I, Part A of the ESEA (Improving Basic Programs Operated by LEAs), including the portions of the SEA's Title I, Part A award used to carry out section 1003 school improvement, section 1003A direct student services, if applicable, and Title I, Part D, Subpart 2
 - B. Title I, Part B of the ESEA (State Assessment Formula Grants)
 - C. Title I, Part C of the ESEA (Education of Migratory Children)
 - D. Title I, Part D, Subpart 1 of the ESEA (Prevention and Intervention Programs for Children and Youth Who Are Neglected, Delinquent, or At Risk)
 - E. Title II, Part A of the ESEA (Supporting Effective Instruction)
 - F. Title III, Part A of the ESEA (English Language Acquisition, Language Enhancement, and Academic Achievement)
 - G. Title IV, Part A of the ESEA (Student Support and Academic Enrichment Grants)
 - H. Title IV, Part B of the ESEA (21st Century Community Learning Centers)
 - I. Title V, Part B, Subpart 2 of the ESEA (Rural and Low-Income School Program)
 - J. McKinney-Vento Education for Homeless Children and Youth Program

Members of the public, LEAs or other stakeholders that wish to provide comments on OSDE's application for waivers should submit comments to Victoria.Korreck@sde.ok.gov by September 4, 2021.