UNITED STATES DEPARTMENT OF EDUCATION
OFFICE OF ELEMENTARY AND SECONDARY EDUCATION

October 3, 2022

The Honorable Stephanie Siddens
Interim Superintendent of Public Instruction
Ohio Department of Education
25 South Front Street
Columbus, OH 43215

Dear Superintendent Siddens:

I am writing in response to Ohio's request on September 13, 2022, that the U.S. Department of Education (Department) waive, pursuant to section 8401 of the Elementary and Secondary Education Act of 1965 (ESEA), the requirements enumerated below on behalf of Ohio and its subgrantees (e.g., local educational agencies (LEAs)) as a result of the ongoing challenges related to the COVID-19 pandemic.

- Carryover limitation in section 1127(b) of the ESEA for Federal fiscal year (FY) 2021 Title I, Part A funds (i.e., the Title I, Part A funds that will become carryover funds on October 1, 2022): to waive the requirement that limits a State educational agency's (SEA) 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.
- Period of availability in section 421(b) of the General Education Provisions Act to extend until September 30, 2023, the period of availability of FY 2019 and FY 2020 funds for 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.

After reviewing Ohio's request, I am pleased to approve a waiver of the requirements listed above.

I appreciate the work you and your staff are doing to help support students and schools in Ohio under these extraordinary circumstances. The Department is committed to supporting you and your subgrantees. If you have any questions about this waiver, please contact my staff at OESE.Titlei-a@ed.gov.

Sincerely,

James F. Lane, Ed.D.
Senior Advisor, Office of the Secretary
Delegated the Authority to Perform the
Functions and Duties of the Assistant Secretary
Office of Elementary and Secondary Education

cc: Jeremy Marks, Ohio Department of Education