



UNITED STATES DEPARTMENT OF EDUCATION
OFFICE OF ELEMENTARY AND SECONDARY EDUCATION

MAY - 9 2013

Mr. Bob Harmon
Assistant Superintendent
Special Programs and Federal Accountability
Office of the Superintendent of Public Instruction
Old Capital Building
P.O. Box 47200
Olympia, WA 98504

Dear Assistant Superintendent Harmon:

I am writing in response to the Office of the Superintendent of Public Instruction's (OSPI) request to waive section 1127(b) of Title I, Part A of the Elementary and Secondary Education Act of 1965, as amended (ESEA). You indicate that this waiver is needed to allow the OSPI to grant a local educational agency (LEA) the flexibility it needs to spend its fiscal year (FY) 2012 Title I, Part A funds thoughtfully during the remainder of the 2012–2013 school year (SY) and during the 2013–2014 SY on activities that are most likely to improve the academic achievement of its students, particularly in light of the uncertainty caused by sequestration.

After reviewing the OSPI's request, I am pleased to grant a one-year waiver of section 1127(b) of the ESEA. This waiver allows the OSPI to grant an LEA a waiver of the carryover limitation with respect to FY 2012 Title I, Part A funds even if the LEA received a carryover waiver of either its FY 2010 or FY 2011 Title I, Part A funds from the OSPI. (Note: under section 1127(b) an LEA that did not receive a carryover waiver for either FY 2010 or FY 2011 is already eligible to apply to the OSPI for an FY 2012 carryover waiver.)

In requesting a waiver of section 1127(b) with respect to FY 2012 Title I, Part A funds, an LEA should apply to the OSPI in accordance with the OSPI's regular procedures for waivers of the carryover limitation.

I appreciate the work you are doing to improve your schools and provide a high-quality education for your students. If you have any questions, the contact in my office is Todd Stephenson. He may be reached at: (202) 205-1645 or todd.stephenson@ed.gov.

Sincerely,

Deborah S. Delisle
Assistant Secretary

cc: Ms. Gayle Pauley

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