

**Public Notice on State Waiver Requests for Carryover Requirements for
Federal Fiscal Year 2012 Title I, Part A, Funds under the
*Elementary and Secondary Education Act of 1965***

The U.S. Department of Education (USED) has invited states to submit requests for waivers of Section 1127(b) of the *Elementary and Secondary Education Act of 1965* (ESEA) for the statutory carryover limitation for Federal Fiscal Year (FFY) 2012, Title I, Part A, funds, which the Virginia Department of Education submitted on Friday, May 3, 2013. Specifically, a waiver of this section would allow the state to waive the following requirements in Section 1127(a) for Local Educational Agencies (LEAs): 1) limitation of the carryover percentage of Title I, Part A, funds to not more than 15 percent of the funds allocated to an LEA for any fiscal year under this subpart to remain available for obligation for one additional fiscal year; and 2) limitation of the state educational agency's ability to waive the percentage limitation for an LEA to carryover these funds once every three years.

As background, on January 28, 2013, Virginia was granted a waiver of Section 1127(b) to allow the state to grant waivers to LEAs to carry over greater than 15 percent of unspent Title I, Part A, funds for FFY 2011. Virginia's LEAs have made progress toward obligating and spending the FFY 2011 funds; however, divisions may want to request an additional waiver to carry over more than 15 percent of FFY 2012 Title I, Part A, funds and to help offset the likely reduction of FFY 2013 funds due to sequestration.

Questions regarding the request of the waiver should be directed to Veronica Tate, director, Office of Program Administration and Accountability, at veronica.tate@doe.virginia.gov or (804) 225-2869; or Chris McLaughlin, Title I specialist, at chris.mclaughlin@doe.virginia.gov or (804) 225-2901.