



UNITED STATES DEPARTMENT OF EDUCATION
OFFICE OF ELEMENTARY AND SECONDARY EDUCATION

September 27, 2024

The Honorable Tom Horne
Superintendent of Public Instruction
Arizona Department of Education
1535 W. Jefferson Street
Phoenix, AZ 85007

Dear Superintendent Horne:

I am writing in response to Arizona's request on August 12, 2024 (with updated information provided September 16, 2024), 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 Arizona and its subgrantees (e.g., local educational agencies (LEAs)):

- Carryover limitation in section 1127(b) of the ESEA for Federal fiscal year (FY) 2023 funds under Title I, Part A of the ESEA (i.e., the Title I, Part A funds that will become carryover funds on October 1, 2024): 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.
- Section 421(b) of the General Education Provisions Act: to extend the period of availability of FY 2020, FY 2021, and FY 2022 Title I, Part A funds until September 30, 2025, including the portions of the SEA's Title I, Part A FY 2020, FY 2021, and FY 2022 awards used to carry out section 1003 school improvement; section 1003A direct student services, if applicable; and Title I, Part D, Subpart 2.

After reviewing Arizona's request, I am pleased to approve a waiver of these requirements. If you have any questions about this waiver, please contact my staff at OESE.TitleI-a@ed.gov.

Sincerely,

Adam Schott
Principal Deputy Assistant Secretary
Delegated the Authority to Perform the
Functions and Duties of the Assistant Secretary
Office of Elementary and Secondary Education

cc: Catherine Barrett, Chris Brown, Margaret Dugan, Tim McCain, Sarka White

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