

Notice of Request for Public Comment

The Georgia Department of Education (GaDOE) will be seeking a waiver from the U.S. Department of Education (US ED), pursuant to section 8401 of the Elementary and Secondary Education Act of 1965 (ESEA), of the requirements listed below as a result of ongoing challenges related to the novel Coronavirus Disease 2019 (COVID-19). Prior to submitting the waiver, the GaDOE is seeking comments from local education agencies (LEAs) and other education stakeholders.

- Carryover limitation of section 1127(b) of the Elementary and Secondary Education Act of 1964 (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): 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 (GEPA): to extend the period of availability of FY2019 funds for programs in which the SEA participates under its approved consolidated State plan until September 30, 2022. The programs are:
 - 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
 - Title I, Part B of the ESEA (State Assessment Formula Grant)
 - Title I, Part C of the ESEA (Education of Migratory Children)
 - Title I, part D, Subpart 1 of the ESEA (Prevention and Intervention Programs for Children and Youth Who are Neglected, Delinquent, and At Risk)
 - Title II, Part A of the ESEA (Supporting Effective Instruction)
 - Title III, Part A of the ESEA (English Language Acquisition, Language Enhancement and Academic Achievement)
 - Title IV, Part A of the ESEA (Student Support and Academic Enrichment Grants)
 - Title IV, Part B of the ESEA (21st Century Community Learning Centers)
 - Title V, Part B, Subpart 2 of the ESEA (Rural and Low-Income School Program)
 - McKinney-Vento Education for Homeless Children and Youth Program

If you have any comments or questions pertaining to this waiver, please send them to federalprograms@doe.k12.ga.us by **July 23, 2021**.

