

The Georgia Department of Education (GaDOE) received authority from the U.S. Department of Education (US ED) to grant waivers to Local Education Agencies (LEA) for Title I, Part A requirements that are affected by the availability of Title I, Part A American Recovery and Reinvestment Act (ARRA) funds. The Charlton County LEA plans to apply to GaDOE for permission to waive the requirements on the following:

- **Approval** of identified LEAs and schools as SES providers. This provision prohibits an SEA from approving a provider of SES a school identified for improvement, corrective action, or restructuring or an LEA identified for improvement or corrective action (34 C.F.R. §200.47(b)(1)(iv)(A),(B)). This waiver request would allow the the LEA to apply as State Approved Supplemental Services (SES) Provider.
- **Waiver** of an LEA's obligation to spend an amount equal to at least 20 percent of its FY10 Title I, Part A, Subpart 2 allocation on transportation for public school choice and SES (20 percent obligation) (ESEA section 1116(b)(10); 34 C.F.R. §200.48).
- **Waiver** of the responsibility of a school improvement to spend 10 percent of its FY10 Title I, Part A funds on professional development (ESEA section 1116(b)(3)(A)(iii); 34 C.F.R. §200.41(c)(5)).
- **Waiver** of the responsibility of an LEA in improvement to spend 10 percent of its FY10 Title I, Part A , Subpart 2 allocation on professional development (ESEA section 1116(c)(7)(A)(iii); 34C.F.R. §200.52(a)(3)(iii)).
- **Waiver** of the responsibility of LEA to calculate the per-pupil amount for SES based on its FY10 Title I, Part A, Subpart 2 allocation (per-pupil amount for SES) (ESEA section 1116(e)(6); 34 C.F.R. §200.48(c)).
- **Waiver** on the prohibition of an LEA's ability to request waivers of the carryover limitation more than once every three years (ESEA section 1127(b)).
- **Wavier** of the maintenance of effort (MOE) requirement for an LEA that the SEA has determined, in accordance with ESEA section 9521; 34 C.F.R. §299.5, failed to maintain effort.

In the case of a waiver request submitted to GaDOE, prior to submitting its request, the LEA must provide all interested stakeholders in Charlton County with notice and a reasonable opportunity to comment on the request (ESEA section 9401(b)(3)(A)(i)). The LEA must submit all comments it receives from those stakeholders to the GaDOE along with its waiver request (ESEA section 9401(b)(3)(A)(ii)). GaDOE will consider these comments when determining whether to grant the waiver request. The LEA must also provide notice and information regarding the waiver request to the public in the manner in which the system customarily provides such notice and information to the public (ESEA section 9401(b)(3)(A)(iii)).

In addition, an LEA seeking a waiver must submit evidence that it has complied with the notice-and-comment requirements for a waiver request and must submit any comments it receives through the notice-and-comment process to GaDOE, as well.

Please submit your comments to the LEA by June 11, 2010. Comments may be submitted to Dr. Susan Allen, Title I-A Program Director at sallen@charlton.k12.ga.us. If you prefer or have additional comments or questions, you may contact Dr. Allen or Superintendent McQueen by phone at (912) 496-2596.