



**#099-22**

**Commonwealth of Virginia**  
**Virginia Department of Education**  
Superintendent's Memo #099-22

DATE: May 6, 2022  
TO: Division Superintendents  
FROM: Jillian Balow, Superintendent of Public Instruction  
SUBJECT: **Title I, Part A, Carryover Provisions and Reallocation Procedures under the  
*Elementary and Secondary Education Act of 1965 (ESEA), as Amended***

Section 1127 of the *Elementary and Secondary Education Act of 1965 (ESEA)*, as amended, allows school divisions to carry over up to 15 percent of their Title I, Part A, allocation for any federal fiscal year. School divisions must encumber 85 percent of each award year's Title I, Part A, allocation by September 30 of the following year (within 15 months). This section also allows school divisions to apply for a waiver to exceed the 15 percent limitation once every three years if: 1) the state agency determines that the request of a local educational agency is reasonable and necessary; or 2) supplemental appropriations become available. School divisions that receive less than \$50,000 under this subpart are excluded from the carryover limitation.

School divisions that have not received a carryover waiver over the past three years and that wish to apply for a waiver must submit the request in October of the year following the award year. A Superintendent's Email will be sent to any division that has not submitted reimbursements for 85 percent of their FY21 funds by September 30, 2022, outlining the procedures for certifying that 85 percent of funds have been encumbered or applying for a waiver. The request must be signed by the division superintendent and should be submitted as a scanned attachment to [essa@doe.virginia.gov](mailto:essa@doe.virginia.gov).

Section 1126(c) of the ESEA requires the state educational agency (SEA) to develop procedures for the reallocation of Title I, Part A, funds that have not been expended within the allotted 15-month period of each award year. The procedures for reallocation of Title I, Part A, funds are provided in **Attachment A**.

### For more information

Questions may be directed to Tiffany Frierson, Title I Coordinator, at [Tiffany.Frierson@doe.virginia.gov](mailto:Tiffany.Frierson@doe.virginia.gov) or (804) 371-2682.

JB/MM/tjf

- A. Attachment: [Procedures for Reallocation of Title I, Part A Funds](#) (DOCX)