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## **News Release**

### ***State Waiver Available for Title I, Part A ARRA Funds***

The Colorado Department of Education will provide a statewide waiver for some of the fiscal requirements of No Child Left Behind (NCLB), section 1127 for 2010-11. These waivers will only be available to schools, districts and Boards of Cooperative Educational Services (BOCES) that accept American Recovery and Reinvestment Act (ARRA) funds.

Specifically, CDE will:

- 1) Allow local education agencies to carryover more than 15 percent of its 2009-10 Title I-A ARRA allocation into the 2010-11 fiscal year; and
- 2) Allow such carryover even if the local education agency had obtained a carryover waiver in the past three years.

Because local education agencies may need flexibility in spending stimulus funds, local education agencies will be able to request to participate in the statewide waiver during the 2010-11 allocation process.

Colorado was one of 12 states granted Education Flexibility (Ed-Flex) authority under the Education Flexibility Partnership Demonstration Program by the U.S. Department of Education in 1995. The 12 states served as "pilot program" states. As a result of Colorado's "pilot" status, CDE was able to issue numerous waivers from Federal Law. For a full list of programs that are subject to Ed-Flex waiver authority, visit <http://www.cde.state.co.us/FedPrograms/edflex/edflexintro.asp>

Ed-Flex law requires CDE to monitor the progress of schools, districts and BOCES receiving the waivers. The Colorado Student Assessment Program (CSAP) scores and other bodies of evidence determined by the district or school will be used for this purpose.

More information on the statewide waiver is available on the CDE Web site at:

<http://www.cde.state.co.us/FedPrograms/edflex/edflexintro.asp>

For technical assistance, contact Cheryl Miller at 303-866-6214 or via e-mail at [miller\\_c@cde.state.co.us](mailto:miller_c@cde.state.co.us).

CDE is accepting comments on the statewide waiver until 5 p.m. Friday, May 22, 2009. Send comments to [nclbcomments@cde.state.co.us](mailto:nclbcomments@cde.state.co.us)

**For more information, contact** Mark Stevens, 303-866-3898, or Megan McDermott, 303-866-2334, in the CDE Office of Communications. To sign up for the CDE e-mail news service, please visit

<http://www.cde.state.co.us/Communications/index.html>.

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