

**To:** Superintendents and Title Grants Program Administrators

**From:** Nathan Williamson, Director of Title Grants and Support

**Date:** June 19, 2020

**Subject:** Indiana's Application for the Educational Flexibility Program (Ed-Flex)

On May 6, 2020, the U.S. Department of Education (USED) approved Indiana's Application for the Educational Flexibility Program (Ed-Flex). This approval was granted after LEAs had the opportunity to provide public input regarding the waiver request. This memo applies only to the funds specifically mentioned in the waiver request.

The State statutory and regulatory requirements relating to education that the State educational agency will waive the following requirements:

- 1) Sec. 1127(a) of ESEA (Title I) limits the carryover to 15% of funds allocated in a fiscal year.
- 2) Sec. 1111(g)(2)(M) of ESEA (Title I) requires NCLB paraprofessional high-quality requirements to remain in place rather than solely allowing the state to determine what constitutes high-quality, as ESSA allows for teachers.
- 3) Sec. 1418(a) of ESEA (Title I, D) requires transition services to constitute at least 15% but not more than 30% of the state agency's Neglected/Delinquent funds.
- 4) Sec. 4106(e)(2)(C-E) (Title IV,A) requires LEAs with an allocation of \$30,000 or more to utilize 20%, 20%, and some funds on well-rounded education, safe and healthy education, and technology integration respectively.
- 5) Sec. 421(b) of the General Education Provisions Act limits the ability to provide a Tydings Amendment (additional fiscal year) by the U.S. Department of Education alone. IDOE does not currently have this authority to award a Tydings Amendment to LEAs.

These changes go into effect effective with the FY 2021 grant cycle. Utilize this [link](#) for additional details and benefits of this flexibility.

Questions may be sent to your assigned federal grants specialist, or Nathan Williamson at [nwilliamson@doe.in.gov](mailto:nwilliamson@doe.in.gov)