



UNITED STATES DEPARTMENT OF EDUCATION
OFFICE OF ELEMENTARY AND SECONDARY EDUCATION

May 4, 2021

The Honorable W. Clayton Burch
State Superintendent of Schools
West Virginia Department of Education
1900 Kanawha Boulevard, East B-700
Charleston, WV 25305

Dear Superintendent Burch:

Thank you for your request on January 5, 2021, on behalf of the West Virginia Department of Education to waive certain fiscal and programmatic requirements under the Student Support and Academic Enrichment Grant Program (Title IV, Part A of the Elementary and Secondary Education Act of 1965 (ESEA)) to provide additional flexibilities for your subgrantees to address critical needs that have emerged due to the novel Coronavirus disease 2019 (COVID-19) during fiscal year (FY) 2020.

Based on our review of your waiver request, I am pleased to approve, pursuant to my authority under section 8401(b) of the ESEA, waivers of the following requirements in Title IV, Part A of the ESEA:

1. Section 4106(e)(2)(C), (D), and (E) of Title IV, Part A of the ESEA, with respect to content-area spending requirements for FY 2020 Title IV, Part A funds.
2. Section 4109(b) of Title IV, Part A of the ESEA, with respect to the fifteen percent spending limitation for technology infrastructure for FY 2020 Title IV, Part A funds.

Please note that as part of these waivers, the West Virginia Department of Education assures that it will use, and ensure that its subgrantees use, Title IV, Part A funds in accordance with all other requirements of Title IV, Part A of the ESEA.

At a later date, we will follow up with you to learn more about how these waivers are being used, what challenges you might be facing, what adjustments, if any, might be helpful to consider, and how we can continue to support your efforts to provide appropriate flexibility to districts and schools to help them meet student academic needs.

400 MARYLAND AVE., SW, WASHINGTON, DC 20202
<http://www.ed.gov/>

The Department of Education's mission is to promote student achievement and preparation for global competitiveness by fostering educational excellence and ensuring equal access.

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Thank you for your commitment to our Nation's students during these extraordinary circumstances. If you have any questions, please do not hesitate to contact my staff at OESE.TITLE.IV-A@ed.gov.

Sincerely,

A handwritten signature in black ink that reads "Ruth E. Ryder". The signature is written in a cursive style with a long, sweeping flourish at the end.

Ruth E. Ryder
Deputy Assistant Secretary for Policy Programs
Office of Elementary and Secondary Education

cc: Melanie Purkey, Title IV-A Coordinator