



Illinois State Board of Education

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Gery J. Chico
Chairman

Christopher A. Koch, Ed.D.
State Superintendent of Education

October 31, 2011

Mr. Michael Yudin
Acting Assistant Secretary for Elementary and Secondary Education
U.S. Department of Education
400 Maryland Ave, SW
Washington, DC 20202

Dear Acting Assistant Secretary Yudin:

I am writing to request a waiver of section 421(b) of the General Education Provisions Act (GEPA) (the "Tydings Amendment") as it affects the authority of the Illinois State Board of Education (ISBE) and its sub-recipients to obligate fiscal year (FY) 2009 regular and ARRA funds after September 30, 2011. Specifically, I am requesting that the authority to obligate funds for the State-administered Elementary and Secondary Education Act (ESEA) programs listed in the attached chart be extended to September 30, 2012.

The extended authority to obligate these funds would enable ISBE and its sub-recipients to increase the quality of instruction for students, improve their academic achievement, and continue to assist the same populations served by the programs for which this waiver is being requested in accordance with applicable program requirements.

ISBE assures that it has:

- Provided all sub-recipients of the programs affected by the waiver with notice and a reasonable opportunity to comment on this request. ISBE provided such notice by publicizing the waivers in the weekly Superintendents Bulletin, on October 31, 2011 (see copy of notice available at <http://www.isbe.net/board/archivemessages/archivemessage.htm>).
- No comments on the waivers were received from in response to the notice to date but if any such comments are received by ISBE they will be forwarded to the Department.
- Provided notice and information regarding this waiver request to the public in the manner that ISBE customarily provides such notice and information to the public by posting information regarding the waiver request on its Web site (see <http://web-dev.isbe.state.il.us/nclb/htmls/waivers1.htm>).

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ISBE further assures that, if it receives the requested waiver, it will:

- Ensure that sub-recipients within the State will use FY 2009 funds carried over as a result of the waiver to carry out activities in accordance with program requirements;
- Hold local educational agencies and schools accountable based on the State's annual measurable objectives; and
- Estimate the number of jobs created or retained with regular Federal FY 2009 funds after September 30, 2011, in a manner and format consistent with the quarterly reports required under Section 1512 of the American Recovery and Reinvestment Act of 2009 and make such estimates available to the U.S. Department of Education upon request.

Please feel free to contact Monique Chism by phone or email at mchism@isbe.net or 217-524-4832 or [Marica Cullen at mcullen@isbe.net](mailto:mcullen@isbe.net) or 217-557-7323 if you have any questions regarding this request. The appropriate contact person is listed in the attached table. Thank you for your consideration.

Sincerely,

Christopher A. Koch, Ed.D.
State Superintendent of Education

**REQUEST TO WAIVE THE PERIOD OF AVAILABILITY OF FY 2009 FUNDS
UNDER STATE-ADMINISTERED ELEMENTARY AND SECONDARY
EDUCATION ACT (ESEA) PROGRAMS**

Illinois				
CFDA Number	Name of Program	Grant Award Number	Estimate of the Amount of FY 2009 Funds that Remain Unobligated	Contact Person
84.010A	Title I, Part A Grants to Local Education Agencies	S010A090013	\$449,522	Monique Chism
84.389A	Title I, Part A Grants to Local Educational Agencies (Recovery Act)	S389A090013	\$13,625,522	Monique Chism
84.367A	Title II, Part A Improving Teacher Quality State Grants	S367A090012	\$132,210	Monique Chism
84.366B	Math Science Partnerships	S366B090014	\$12,408	Marica Cullen
84.318X	Title II, Part D Enhancing Education Through Technology (Ed-Tech) State Program	S318X090013	\$551,013	Marica Cullen
84.386A	Title II, Part D Enhancing Education Through Technology (Ed-Tech) State Program (Recovery Act)	S386A090013	\$387,649	Marica Cullen
84.287C	Title IV, Part B 21 st Century Community Learning Centers	S287C090013	\$58,364	Monique Chism