



UNITED STATES DEPARTMENT OF EDUCATION

OFFICE OF ELEMENTARY AND SECONDARY EDUCATION

August 28, 2018

The Honorable Kirsten Baesler
State Superintendent
North Dakota Department of Public Instruction
600 East Boulevard Avenue, Department 201
Bismarck, ND 58505

Dear Superintendent Baesler:

I am writing in response to the North Dakota Department of Public Instruction's (NDDPI) notification to the U.S. Department of Education (Department) on July 6, 2018. In that notification, NDDPI indicated that it intends to transfer funds consistent with section 5103(a) of the Elementary and Secondary Education Act of 1965, as amended by Every Student Succeeds Act (ESEA), which permits an State educational agency (SEA) to transfer funds it receives by formula under certain programs to other programs to better address State and local needs. Specifically, NDDPI will transfer funds from Title IV, Part B to Title II, Part A in order to support educator growth and development systems. In accordance with this change, NDDPI has updated the relevant sections of its approved ESEA consolidated State plan. This letter, as well as North Dakota's revised ESEA consolidated State plan, will be posted on the Department's website. Any further requests to amend North Dakota's ESEA consolidated State plan must be submitted to the Department for review and approval.

Please be aware that approval of North Dakota's consolidated State plan is not a determination that all the information and data included in the State plan comply with Federal civil rights requirements, including Title VI of the Civil Rights Act of 1964, Title IX of the Education Amendments of 1972, Section 504 of the Rehabilitation Act of 1973, Title II of the Americans with Disabilities Act and requirements under the Individuals with Disabilities Education Act. It is North Dakota's responsibility to comply with these civil rights requirements.

Thank you for all of the work that North Dakota has put into implementing the ESEA. If you need any assistance regarding the implementation of your ESEA consolidated State plan, please contact Megan Oberst of my staff at: OSS.NorthDakota@ed.gov.

Sincerely,

/s/

Frank T. Brogan
Assistant Secretary for Elementary and
Secondary Education

cc: Laurie Matzke, Assistant Superintendent of Public Instruction

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<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.

Amendment to the North Dakota Consolidated State Plan

The following is a summary of North Dakota’s amendment request. Please refer to the Department’s website at <https://www2.ed.gov/admins/lead/account/stateplan17/map/nd.html> for North Dakota’s complete consolidated State plan.

- Title II, Part A: Use of Funds (ESEA section 2102(d)(2)(A) and (D))
- Title II Part A: Improving Skills of Educators (ESEA section 2102(d)(2)(J))

North Dakota amended its plan to transfer funds from Title IV, Part B to Title II, Part A in order to support educator growth and development systems.