Honorable Wayne G. Sanstead  
State Superintendent  
North Dakota Department of Public Instruction  
600 East Boulevard Avenue  
Bismarck, North Dakota 58505-0440

Dear Superintendent Sanstead:

I am writing in response to North Dakota’s request to waive the following regulatory requirement of Title I, Part A of the Elementary and Secondary Education Act of 1965, as amended (ESEA). After reviewing North Dakota’s request, I am pleased to grant the following waiver:

- Approving schools or local educational agencies (LEAs) identified for improvement, corrective action, or restructuring as supplemental educational services (SES) providers. I am granting a one-year waiver of 34 C.F.R. § 200.47(b)(1)(iv)(A) and (B) to permit North Dakota to approve a school or LEA identified for improvement, corrective action, or restructuring to serve as an SES provider in the 2010–2011 school year.

This waiver is granted on the following condition:

- North Dakota will submit to the Department, by September 30, 2011, a report that includes:
  - The total number of LEAs identified for improvement or corrective action that were approved to be an SES provider for the 2010–2011 school year; and
  - The total number of schools identified for improvement, corrective action, or restructuring that were approved to be an SES provider for the 2010–2011 school year.

I appreciate the work you are doing to improve your schools and provide a high-quality education for your students. If you have any questions, please contact Zollie Stevenson, Jr., Ph.D., Director of Student Achievement and School Accountability Programs (SASA), at (202) 260-0826.

Sincerely,

[Signature]

Thelma Meléndez de Santa Ana, Ph.D.

Cc: Laurie Matzke  
Title I Director

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