

American Rescue Plan
LEA Certification of Exception from Local Maintenance of Equity Requirements
Fiscal Year 2022–23

Please submit this certification to your state educational agency (SEA), which will notify the Department which local educational agencies (LEAs) in the State are excepted from the local maintenance of equity requirements under section 2004(c)(2) of the American Rescue Plan (ARP) Act due to such certifications for Fiscal Year (FY) 2022–23.

LEA name:

State:

CDS Code:

On behalf of my LEA, I, _____ (name),
(title), certify that for the 2022–23 school year, this LEA demonstrates an exceptional or uncontrollable circumstance under section 2004(c)(2) of the ARP Act. Specifically, this LEA faces implementation challenges due to the enactment of the ARP Act in March 2021 and the impact of the pandemic. Given these unique timing and implementation circumstances and that this LEA will not implement an aggregate reduction in combined State and local per-pupil funding in FY 2022–23 (i.e., is not facing overall budget reductions), this LEA demonstrates such an exceptional or uncontrollable circumstance under section 2004(c)(2) of the ARP Act.

By signing this certification, I hereby confirm that I am the authorized representative, with the fiscal and legal authority, to certify on behalf of this school district. In addition, to the best of my knowledge and belief, all the information in this certification is true and correct.

Signature

Printed name & date

Source: U.S. Department of Education Frequently Asked Questions American Rescue Plan Elementary and Secondary School Emergency Relief (ESSER) Program Maintenance of Equity Requirements Page 25 Appendix B: https://oese.ed.gov/files/2021/10/Maintenance-of-Equity-updated_10_1_21-FAQs.Final_.pdf

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