



Important Near-Term ARP ESSER Due Dates for State Education Agencies

March 24, 2021. SEAs received first 2/3 of ARP ESSER funds.

April 22, 2021. ED's [interim final requirements](#) (IFR) for ARP ESSER go into effect.

April 23, 2021. SEAs must explain to ED if they are unable to allocate ARP ESSER funds to LEAs not later than 60 days after the SEA receives its ARP ESSER funds. The explanation should describe why it is not practicable for the SEA to award the funds within 60 days (for example, because of pre-existing State board approval requirements) and the specific actions the SEA is taking to provide ARP ESSER funds to LEAs in an expedited and timely manner and the SEA's expected timeline for doing so. This explanation should be submitted to the SEA's program officer through the State mailbox (i.e., [State].OESE@ed.gov).

May 24, 2021. SEAs must allocate the LEA share of the ARP ESSER funds received on March 24, 2021 within 60 days unless it is not practicable (see above). (Note that technically this would be May 23, 2021, but ED's email to SEAs on April 22, 2021 specified May 24, 2021.)

June 7, 2021. Due date for submitting the ARP ESSER State Plan to ED. If an SEA cannot submit the plan by that date, it must instead submit the state requirements that preclude submission of the plan by that date and the date it will be able to submit.

June 21, 2021. No later than June 21, 2021, but as soon as possible, the SEA must make information available on its website about the numbers of schools in the state providing each mode of instruction, student enrollment data for each mode of instruction by all students and disaggregated by subgroup, and if available student attendance data.

Important Near-Term APR ESSER Due Dates for LEAs

Safe Return to In-Person Instruction and Continuity of Services Plan -- within 30 days of receiving ARP ESSER allocation. LEAs must develop and make publicly available a *Safe Return to In-Person Instruction and Continuity of Services Plan* that meets the following requirements from the IFR:

- The extent to which the LEA has adopted policies and a description of any such policies on each of the following health and safety strategies: universal and correct wearing of masks; physical distancing (e.g., use of cohorts/podding; handwashing and respiratory etiquette; cleaning and maintaining healthy facilities, including improving ventilation; contact tracing in combination with isolation and quarantine, in collaboration with the State, local, territorial, or Tribal health

April 26, 2021

departments; diagnostic and screening testing; efforts to provide vaccinations to educators, other staff, and students, if eligible; and appropriate accommodations for children with disabilities with respect to health and safety policies, and

- How the LEA will ensure continuity of services including but not limited to services to address the students' academic needs, and students' and staff social, emotional, mental health, and other needs, which may include student health and food services.

If an LEA developed a plan before ARP was enacted that does not address the above requirements, the LEA must revise its plan **no later than six months after it last reviewed its plan**.

The IFR requires these plans to be in an understandable and uniform format; to the extent practicable, written in a language that parents can understand or, if not practicable, orally translated; and upon request by a parent who is an individual with a disability, provided in an alternative format accessible to that parent.

Please note that LEAs need to **update** the *Safe Return to In-Person Instruction and Continuity of Services Plan* **at least every six months** through September 30, 2023, and must seek public input on the plan and any revisions, and must take such input into account.

ARP ESSER Plan – within a reasonable timeline established by the SEA (ED states within 90 days of receiving ARP ESSER funds). The IFR requires LEAs to submit LEA ARP ESSER Plans within a reasonable timeline established by the SEA. ED's State Plan template states this "should be within no later than 90 days after receiving its ARP ESSER allocation."¹ LEA plans must at a minimum describe:

- The extent to which and how ARP ESSER funds will be used by the LEA to implement prevention and mitigation strategies that are, to the greatest extent practicable, in line with the most recent CDC guidance,
- How the LEA will use the mandatory 20% set-aside for to address the academic impact of learning loss (note the IFR and State Plan template use term "lost instructional time") through the implementation of evidence-based interventions,
- How the LEA will use the remaining ARP ESSER funds consistent with statutory requirements, and
- How the LEA will ensure that the ARP ESSER funded interventions, including but not limited to the 20% set-aside, will respond to the academic, social, emotional, and mental health needs of all students, and particularly those students disproportionately impacted by the COVID-19 pandemic, including students from low-income families, students of color, English learners, children with disabilities, students experiencing homelessness, children and youth in foster care, and migratory students.

The IFR requires LEAs to consult with a wide variety of stakeholders when developing the plan.

¹ It is unclear if this 90-day requirement applies to the initial 2/3 of ESSER funding that must be allocated by May 24, 2021 with some exceptions, or if this deadline applies to the remaining 1/3 of ESSER funds

The IFR requires these plans to be in an understandable and uniform format; to the extent practicable, written in a language that parents can understand or, if not practicable, orally translated; and upon request by a parent who is an individual with a disability, provided in an alternative format accessible to that parent; and to be made publicly available on the LEA's website.