

**DEPARTMENT OF EDUCATION****Authority to Grant Waivers of Certain Federal Programs in the Elementary and Secondary Education**

**ACTION:** Notice of waivers granted by the U.S. Secretary of Education under the waiver authority in the Elementary and Secondary Education Act.

**SUMMARY:** The Elementary and Secondary Education Act (ESEA), as reauthorized in the Improving America's Schools Act (IASA) (Pub. L. 103-382); the Goals 2000: Educate America Act (Pub. L. 103-227); and the School-to-Work Opportunities Act (Pub. L. 103-329); authorizes the Secretary of Education to grant waivers of certain Federal program requirements in order to further effective innovation and improvements in teaching and learning in accordance with specific local needs. As of December 31, 1997, the U.S. Department of Education had approved 235 waiver requests under these waiver authorities. This notice, published as provided for in section 14401(g) of the ESEA, identifies the 71 waivers approved by the Department of Education from July 1, 1997 through December 31, 1997. All of these waivers were approved under the ESEA waiver authority.

**Waivers Approved Under the General Waiver Authority in Section 14401 of the ESEA**

- (1) Applicant: Hawaii Department of Education on behalf of Iroquois Point Elementary School, Honolulu, HI.  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 8, 1997.
- (2) Applicant: Hawaii Department of Education on behalf of Queen Lydia Lili'uokalani Elementary School, Honolulu, HI.  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 8, 1997.
- (3) Applicant: Hawaii Department of Education on behalf of Abraham Lincoln Elementary School, Honolulu, HI.  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 9, 1997.
- (4) Applicant: Niles Township High Schools District No. 219, Skokie, IL.  
Requirements Waived: Sections 1113(a)(2)(B) and 1113(c)(2) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 9, 1997.
- (5) Applicant: Bond Community Unit No. 2, Greenville, IL.  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 12, 1997.
- (6) Applicant: Hawaii Department of Education on behalf of King Kamehameha III Elementary School, Honolulu, HI.  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 12, 1997.
- (7) Applicant: Rudd, Rockford, Marble Rock Schools, Rockford, IA.  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 12, 1997.
- (8) Applicant: Burrell School District, Lower Burrell, PA.  
Requirement Waived: Section 1113(a)(2)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 15, 1997.
- (9) Applicant: Columbia Heights Public Schools, Columbia Heights, MN.  
Requirement Waived: Section 1113(a)(2)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 15, 1997.
- (10) Applicant: Cumberland County Schools, Fayetteville, NC  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 15, 1997.
- (11) Applicant: Matteson School District 162, Park Forest, IL.  
Requirement Waived: Section 1113(a)(2)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 15, 1997.
- (12) Applicant: Pitt County Schools, Greenville, NC.  
Requirement Waived: Sections 1113(b)(1)(A) and 1113(c)(2) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 15, 1997.
- (13) Applicant: School Board of Polk County, Bartow, FL.  
Requirement Waived: Section 1113(a)(3)(B) of the ESEA.  
Duration of Waiver: Two years.  
Date Granted: July 15, 1997.
- (14) Applicant: South Dakota Department of Education and Cultural Affairs, Pierre, SD.  
Requirements Waived: Sections 2206(b) as applied to 2203(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 15, 1997.
- (15) Applicant: Wilson County Schools, Lebanon, TN.  
Requirement Waived: Section 1113(a)(4) of the ESEA.  
Duration of Waiver: One year.  
Date Granted: July 15, 1997.
- (16) Applicant: Des Moines Public Schools, Des Moines, IA.  
Requirement Waived: Section 1113(a)(4) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 23, 1997.
- (17) Applicant: Greensburg Salem School District, Greensburg, PA.  
Requirement Waived: Section 1113(a)(2)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 23, 1997.
- (18) Applicant: Hawaii Department of Education on behalf of Pukalani Elementary School, Honolulu, HI.  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 23, 1997.
- (19) Applicant: Urbana School District No. 116, Urbana, IL.  
Requirement Waived: Section 1113(c)(1) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 23, 1997.
- (20) Applicant: School Board of Brevard County, Viera, FL.  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 27, 1997.
- (21) Applicant: Des Arc Public Schools, Des Arc, AR.  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 27, 1997.
- (22) Applicant: Granite School District, Salt Lake City, UT.  
Requirement Waived: Section 1113(a)(4) of the ESEA.  
Duration of Waiver: One year.  
Date Granted: July 28, 1997.
- (23) Applicant: Lakeland School District, Jermyn, PA.  
Requirements Waived: Sections 1113(a)(2)(B) and 1113(c)(1) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 28, 1997.
- (24) Applicant: Ligonier Valley School District, Ligonier, PA.  
Requirements Waived: Sections 1113(a)(2)(B) and 1113(c)(2) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 28, 1997.
- (25) Applicant: Paris Special School District, Paris, TN.  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 28, 1997.
- (26) Applicant: Hawaii Department of Education on behalf of Kaumana School, Honolulu, HI.  
Requirement Waived: Section

- 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 29, 1997.
- (27) Applicant: Hawaii Department of Education on behalf of Waiakeawaena Elementary School, Honolulu, HI.  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 29, 1997.
- (28) Applicant: Maine School Administrative District No. 57, Waterboro, ME.  
Requirements Waived: Sections 1113(a)(2)(B), 1113(c)(1) and 1113(c)(2) of the ESEA. Duration of Waiver: Three years.  
Date Granted: July 29, 1997.
- (29) Applicant: Ohio County Schools, Hartford, KY.  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: July 29, 1997.
- (30) Applicant: Gaston County Schools, Gastonia, NC.  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: August 15, 1997.
- (31) Applicant: Hawaii Department of Education on behalf of Waiakea Elementary School, Honolulu, HI.  
Requirement Waived: Section 1114(a)(1)(B).  
Duration of Waiver: Three years.  
Date Granted: August 15, 1997.
- (32) Applicant: Haywood County Schools, Waynesville, NC.  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: August 15, 1997.
- (33) Applicant: Marion Community Schools, Marion, IN.  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: August 15, 1997.
- (34) Applicant: Marion County School System, Whitwell, TN.  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: August 15, 1997.
- (35) Applicant: Mesa Public Schools, Mesa, AZ.  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: August 15, 1997.
- (36) Applicant: Pasco School District, Pasco, WA.  
Requirement Waived: 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: August 15, 1997.
- (37) Applicant: School District No. 143, Midlothian, IL.  
Requirement Waived: Section 1113(a)(2)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: August 15, 1997.
- (38) Applicant: Caldwell County Schools, Princeton, KY.  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: August 20, 1997.
- (39) Applicant: Laurel County Public School District, London, KY.  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: August 20, 1997.
- (40) Applicant: Hawaii Department of Education on behalf of He'eia Elementary School, Honolulu, HI.  
Requirement Waived: Section 1114(a)(1)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: August 22, 1997.
- (41) Applicant: Cumberland County School System, Crossville, TN.  
Requirement Waived: Section 1114(a)(1)(B).  
Duration of Waiver: Three years.  
Date Granted: September 22, 1997.
- (42) Applicant: Kansas State Department of Education, Topeka, KS.  
Requirement Waived: Section 1003(a) of the ESEA.  
Duration of Waiver: One year.  
Date Granted: September 26, 1997.
- (43) Applicant: Moscow School District 281, Moscow, ID.  
Requirement Waived: Section 1113(a)(2)(B) of the ESEA.  
Duration of Waiver: Two years.  
Date Granted: September 29, 1997.
- (44) Applicant: Alaska Department of Education, Juneau, AK.  
Requirement Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through May 1998.  
Date Granted: October 6, 1997.
- (45) Applicant: Hawaii Department of Education, Honolulu, HI.  
Requirement Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through May 1998.  
Date Granted: October 6, 1997.
- (46) Applicant: Iowa Department of Education, Des Moines, IA.  
Requirement Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through May 1998.  
Date Granted: October 6, 1997.
- (47) Applicant: Massachusetts Department of Education, Malden, MA.  
Requirement Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through May 1998.
- Date Granted: October 6, 1997.
- (48) Applicant: Missouri Department of Elementary and Secondary Education Jefferson City, MO.  
Requirement Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through July 1998.  
Date Granted: October 6, 1997.
- (49) Applicant: Montana Office of Public Instruction, Helena, MT.  
Requirement Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through May 1998.  
Date Granted: October 6, 1997.
- (50) Applicant: Nebraska Department of Education, Lincoln, NE.  
Requirement Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through May 1998.  
Date Granted: October 6, 1997.
- (51) Applicant: New Jersey Department of Education, Trenton, NJ.  
Requirement Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through August 1998.  
Date Granted: October 6, 1997.
- (52) Applicant: New Mexico Department of Education, Santa Fe, NM.  
Requirements Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through May 1998.  
Date Granted: October 6, 1997.
- (53) Applicant: Wyoming Department of Education, Cheyenne, WY.  
Requirement Waived: 1111(b)(6) of the ESEA.  
Duration of Waiver: Through May 1998.  
Date Granted: October 6, 1997.
- (54) Applicant: Lampeter Strasburg School District, Lampeter, PA.  
Requirement Waived: Section 1113(a)(2)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: October 8, 1997.
- (55) Applicant: Minnesota Department of Children, Families, and Learning, St. Paul, MN.  
Requirement Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through May 1998.  
Date Granted: October 21, 1997.
- (56) Applicant: North Dakota Department of Public Instruction, Bismarck, ND.  
Requirement Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through May 1998.  
Date Granted: October 21, 1997.
- (57) Applicant: Ritenour School District, St. Louis, MO.  
Requirements Waived: Sections

- 1113(a)(2)(B) and 1113(c)(2) of ESEA.  
Duration of Waiver: One year.  
Date Granted: October 22, 1997.
- (58) Applicant: Pinellas County Schools, Largo, FL.  
Requirement Waived: Section 1113(a)(4) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: October 27, 1997.
- (59) Applicant: Fargo Public School District, No. 1, Fargo, ND.  
Requirements Waived: Sections 1113(a)(2)(B) and 1113(c)(2) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: November 23, 1997.
- (60) Applicant: Line Mountain School District, Herndon, PA.  
Requirement Waived: Section 1113(a)(2)(B) of the ESEA.  
Duration of Waiver: Three years.  
Date Granted: November 23, 1997.
- (61) Applicant: Arkansas Department of Education, Little Rock, AR.  
Requirement Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through May 1998.  
Date Granted: November 24, 1997.
- (62) Applicant: Delaware Department of Education, Dover, DE.  
Requirement Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through May 1998.  
Date Granted: November 24, 1997.
- (63) Applicant: Georgia Department of Education, Atlanta, GA.  
Requirement Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through May 1998.  
Date Granted: November 24, 1997.
- (64) Applicant: Idaho Department of Education, Boise, ID.  
Requirement Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through May 1998.  
Date Granted: November 24, 1997.
- (65) Applicant: Louisiana Department of Education, Baton Rouge, LA.  
Requirement Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through May 1998.  
Date Granted: November 24, 1997.
- (66) Applicant: Nevada Department of Education, Carson City, NV.  
Requirement Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through September 1998.  
Date Granted: November 24, 1997.
- (67) Applicant: Rhode Island Department of Education, Providence, RI.  
Requirement Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through May 1998.  
Date Granted: November 24, 1997.
- (68) Applicant: Michigan Department of Education, Lansing, MI.  
Requirements Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through May 1998.  
Date Granted: December 17, 1997.
- (69) Applicant: Tennessee Department of Education, Nashville, TN.  
Requirement Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through May 1998.  
Date Granted: December 17, 1997.
- (70) Applicant: Virginia Department of Education, Richmond, VA.  
Requirement Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through May 1998.  
Date Granted: December 17, 1997.
- (71) Applicant: Wisconsin Department of Public Instruction, Madison, WI.  
Requirement Waived: Section 1111(b)(6) of the ESEA.  
Duration of Waiver: Through May 1998.  
Date Granted: December 17, 1997.

**FOR FURTHER INFORMATION CONTACT:** Kathryn Doherty at the Department's Waiver Assistance Line, (202) 401-7801. The Department's Waiver Guidance, which provides examples of waivers, explains the waiver authorities in detail, and describes how to apply for a waiver,

is also available at this number. The Guidance and other information on waivers and flexibility also are available at the Department's World Wide Web site at <http://www.ed.gov/flexibility>.

Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 between 8 a.m. and 8 p.m., Eastern time, Monday through Friday.

Individuals with disabilities may obtain this document in an alternate format (e.g., Braille, large print, audiotape, or computer diskette) on request to the contact person listed in the preceding paragraph.

#### **Electronic Access to This Document**

Anyone may view this document, as well as all other Department of Education documents published in the **Federal Register**, in text or portable document format (pdf) on the World Wide Web at either of the following sites:

<http://ocfo.ed.gov/fedreg.htm>

<http://www.ed.gov/news.html>

To use the pdf you must have the Adobe Acrobat Reader Program with Search, which is available free at either of the previous sites. If you have questions about using pdf, call the U.S. Government Printing Office toll free at 1-888-293-6498.

Anyone may also view these documents in text copy only on an electronic bulletin board of the Department. Telephone: (202) 219-1511 or, toll free, 1-800-222-4922. These documents are located under Option G—Files/Announcements, Bulletins and Press Releases.

**Note:** The official version of a document is the document published in the **Federal Register**.

Dated: March 17, 1998.

**Marshall S. Smith,**

*Acting Deputy Secretary.*

[FR Doc. 98-8251 Filed 3-27-98; 8:45 am]

BILLING CODE 4000-01-P