

**Summary Response to Comments on the Draft Within-District Allocations Under Title I,  
Part A Non-Regulatory Guidance Document**  
February 2022

On March 11, 2020, the U.S. Department of Education (Department) published for public comment draft non-regulatory guidance on within-district allocations under Title I, Part A of the Elementary and Secondary Education Act of 1965, as amended by the Every Student Succeeds Act (ESEA). The Department received comments from six commenters for consideration in finalizing the non-regulatory guidance. A summary of the comments and a description of changes that the Department made to the draft non-regulatory guidance follow.

Most commenters provided suggestions for improving the document. They primarily did so by identifying topics in the document that they would like expanded or clarified or topics that they would like to see the Department address in the document. In response, the Department made the following changes:

- Added the ESEA definitions of “elementary school” and “secondary school” to help clarify that a local educational agency (LEA) includes all of its schools in its within-district allocation process.
- Reorganized the required and authorized reservations example.
- Included a new example illustrating how the “125 percent rule” operates on a grade span basis.
- Included a new example illustrating how the option to serve an ineligible school for one additional year operates.

Several commenters also asked the Department to include information on uses of Title I funds, supplement not supplant, and a State educational agency’s monitoring of LEAs. The Department added a link to the introduction where users can find information on these topics.

The Department appreciates the public’s helpful and insightful commentary on the draft non-regulatory guidance and would like to convey its thanks to all those that commented.