



A Union of Professionals

Every Student Succeeds Act

A New Day in Public Education

Timelines for Transition from No Child Left Behind to the Every Student Succeeds Act, and for Implementation of ESSA

Waivers: Elementary and Secondary Education Act waivers are null and void on or after Aug. 1, 2016.

Title I Accountability:

- Current adequate yearly progress (AYP) requirements are effective through Aug. 1, 2016.
- The new accountability system will take effect at the beginning of the 2017-18 school year.
- Schools and local educational agencies that have been identified for school improvement, corrective action or restructuring under current law, or as priority or focus schools under ESEA waivers, must continue to implement any interventions required under those authorities either until their state has a new Title I plan approved or the new accountability provisions go into effect.
- State assessment requirements and the remainder of Section 1111 requirements are effective on the date of enactment.

Multiyear Competitive Grants for Programs that Are Reauthorized: If a competitive grant program is reauthorized or substantially similar to a previous program that is in the middle of a multiyear grant cycle, then the funding of the grant will continue for the length of the grant award, subject to annual appropriations.

Multiyear Competitive Grants for Programs that Are Not Reauthorized: A program that is no longer authorized will get only one more year of funding in fiscal year 2016 (subject to appropriations) and then will end, even if there are years left in grants made by the program prior to reauthorization.

The **American Federation of Teachers** is a union of 1.6 million professionals that champions fairness; democracy; economic opportunity; and high-quality public education, healthcare and public services for our students, their families and our communities. We are committed to advancing these principles through community engagement, organizing, collective bargaining and political activism, and especially through the work our members do.

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Implementation of Other ESEA Provisions: While the new law is generally effective upon the date of enactment, it also includes special effective dates for the following provisions:

- **Formula Programs:** For noncompetitive programs (i.e., formula programs), the effective date is July 1, 2016.
- **Competitive Programs:** For competitive programs, the effective date is Oct. 1, 2016 (unless otherwise provided).
- **Impact Aid:** For Impact Aid, the provisions of the act are effective for appropriations provided in FY 2017.
- **Orderly Transition:** The new law gives the secretary the authority to provide for an “orderly transition” to the ESSA. It also specifies that the secretary’s transition authority does not apply to programs no longer authorized under the new law.

Other Considerations:

- As under current law, the Education Department has one year to issue its final regulations from the date of enactment.
- The department must use negotiated rulemaking on Title I standards, assessments and “supplement not supplant” requirements, at a minimum.

The major transition year for much of this will be 2016-17, which will also be the major transition year for a new presidential administration.