
REQUEST FOR APPLICATION

Application Guidelines

Program-Specific Provisions and Assurances

2017–2018 Every Student Succeeds Act Consolidated

Authorized by ESEA, as amended by P.L. 114-95 ESSA

- F. The LEA will prioritize funds to schools served by the agency under Title I, Section 1111(d) and that have the highest percentage of children counted under Title I, Section 1124(c) (P. L. 114-95, Section 2102[b][2][C]).
- G. The LEA will coordinate Title II, Part A, professional development activities with professional development activities provided through other federal, state, and local programs (P. L. 114-95, Section 2102[b][2][F]).
- H. The LEA will use data and ongoing consultation to continually update and improve Title II, Part A, activities (P. L. 114-95, Section 2102[b][2][D]).
- I. Title II, Part A, program activities will be aligned with challenging state academic standards (P. L. 114-95, Section 2102[b][2][A]).
- J. Title II, Part A, program activities will address the learning needs of all students, including children with disabilities, English learners, and gifted and talented students (P. L. 114-95, Section 2103[b][2]).
- K. The LEA will comply with the uniform provisions for providing services to private schools as specified in Title XIII, Section 8501 (P. L. 114-95, Section 2102[b][2][E]).

VI. Title III, Part A

A. General Assurance

The LEA assures the following:

1. Title III language instruction educational programs and activities help to ensure that English learners (ELL), including immigrant children and youth, attain English proficiency and develop high levels of academic attainment in English, and meet the same challenging State academic content and student academic achievement standards as all children are expected to meet.

B. General Fiscal Assurances

The LEA assures the following:

1. Title III, Part A, funds will be used to supplement the state-required programs for ELL students and not supplant that which is required under state statute.
2. Title III, Part A, funds will not be used to provide the 10% training to staff required when LEAs are approved for a bilingual exception or an English as a Second Language (ESL) waiver (19 TAC §89.1207 [a][1][D] and [b][1][E]).

3. Direct Administrative costs are restricted to no more than 2% of the current-year Title III, Part A—ELA, entitlement. Calculations must include information regarding administrative costs of third-party contracts.
4. The combined fiscal effort per student or the aggregated expenditures of the LEA with respect to the provision of free public education for the preceding fiscal year was not less than 90% of the combined fiscal effort or aggregate expenditures for the second preceding fiscal year (P. L. 114-95, Section 8521).

C. Program-Specific Assurances

The LEA assures the following:

1. All teachers in any language instruction educational program for English learners are fluent in English and any other language used for instruction, including having written and oral communication skills.
2. Professional development activities will address the needs of English learners and intervention strategies to improve their student performance.
3. Professional development activities will be supplemental to any professional development trainings that fulfill requirements for serving limited English proficient children in state-mandated Bilingual/ESL programs and activities.
4. The LEA will consult with teachers, researchers, school administrators, and parents, and if appropriate with education-related community groups, nonprofit organizations, and institutions of higher education in developing their local plans.

D. Assurances Related to Private Schools

The LEA assures the following:

1. After timely and meaningful consultation with appropriate private school officials, the LEA will provide to those children identified as eligible and their teachers or other educational personnel, on an equitable basis, special educational services or other benefits that address their needs under Title III, Part A, and (PL 114-95, Section 8501).
2. Educational services or other benefits including materials and equipment provided to eligible private school students with Title III, Part A, funds shall be secular, neutral, and nonideological (PL 114-95, Section 8501).
3. Title III, Part A, educational services and other benefits provided for private school children, teachers, and other educational personnel shall be equitable in comparison to services and other benefits for public school children, teachers, and other educational personnel participating in Title III, Part A, programs and will be provided in a timely manner (PL 114-95, Section 8501).

4. The LEA conducted timely and meaningful consultation with appropriate private school officials during the design and development of the Title III, Part A, programs on such issues as the following:
 - a. How the children's needs will be identified
 - b. What services will be offered
 - c. How, where, and by whom the services will be provided
 - d. How the services will be assessed and how the results of the assessment will be used to improve those services
 - e. What equitable services (size and scope) are to be provided to the eligible private school children, teachers, and other educational personnel and what amount of funds are available for those services and how that amount is determined.
 - f. How and when decisions will be made about the delivery of services, including a thorough consideration and analysis of the views of the private school officials on the provision of contract services through potential third-party providers (PL 114-95, Section 8501).
5. Control of Title III, Part A, funds and title to materials, equipment, and property purchased with these funds will be in a public agency for Title III, Part A, uses and purposes, and a public agency will administer the Title III, Part A, funds and property (PL 114-95, Section 8501).
6. In the provision of Title III, Part A, services, the employee, person, association, agency, organization, or other entity is independent of the private school and of any religious organization, and the employment or contract is under the control and supervision of the public agency (PL 114-95, Section 8501).

VII. Title IV, Part A, Subpart 1

The LEA assures the following:

1. The LEA will reserve not more than 2 percent for the direct administrative costs of carrying out the LEA's responsibilities under Title IV, Part A. (P.L. 114-95, Section 4105(c))
2. The LEA may use Title IV, Part A, only to supplement, and not supplant, non-federal funds that would otherwise be available for activities authorized under this program. The LEA may not use Title IV, Part A, funds for program activities if the cost of those activities would have otherwise been paid with state or local funds in the absence of Title IV, Part A funding. (P.L. 114-95, Section 4110)
3. After timely and meaningful consultation with appropriate private school officials, the LEA will provide to those children identified as eligible and their teachers or other