



District Business & Advisory Services

Nimrat Johal: Director- DBAS: 408-453-6599

Cathy McKim, Manager-DBAS: 408-453-6588

Apportionment Notice: 13-320

Date: December 17, 2012

To: District Fiscal Directors
Charter School Administrators

From: Cathy McKim

Re: Notice of Apportionments –
Fifth Apportionment, Title III - Immigrant, Fiscal Year 2011–12

The purpose of this e-mail is to notify you that the California Department of Education (CDE) has sent an apportionment to the State Controller's Office for payment.

Fifth Apportionment, Title III - Immigrant, Fiscal Year 2011–12

This apportionment, in the amount of \$481,434, is made from federal funds provided to the state under Title III of the Elementary and Secondary Education Act of 1965, as amended by the No Child Left Behind Act of 2001, in support of grants awarded to eligible local educational agencies for supplementary programs and services to immigrant students.

I have attached the schedule and letter for this apportionments for your convenience; however, it is also posted on the CDE Categorical Web page at <http://www.cde.ca.gov/fg/aa/ca/> under the program name, and fiscal year.

Please distribute this memo within your District as deemed appropriate.

California Department of Education (<http://www.cde.ca.gov/fg/fo/r14/imm11apptlr5.asp>)
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CALIFORNIA
DEPARTMENT OF
EDUCATION

TOM TORLAKSON
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

December 5, 2012

Dear County Superintendents of Schools:

**NOTICE OF THE FIFTH APPORTIONMENT FOR TITLE III,
ENGLISH LANGUAGE ACQUISITION, LANGUAGE ENHANCEMENT, AND
ACADEMIC ACHIEVEMENT FOR IMMIGRANT STUDENTS
NO CHILD LEFT BEHIND ACT OF 2001
FISCAL YEAR 2011–12**

This apportionment, in the amount of \$481,434, is made from federal funds provided to the state under Title III of the Elementary and Secondary Education Act of 1965 (ESEA), as amended by the No Child Left Behind Act of 2001 (NCLB), in support of grants awarded to eligible local educational agencies (LEAs) for supplementary programs and services to immigrant students. This apportionment provides payments to LEAs that reported their cash balance in October 2012 via the Cash Management Data Collection (CMDC) system and met other program requirements.

The CMDC was implemented by the California Department of Education (CDE) for Title III in January 2011 in order to reduce the time elapsing between the receipt and disbursement of federal funds, and adhere to the cash management requirements established in federal statute and regulations. More detailed information about the CMDC is posted at <http://www.cde.ca.gov/fg/aa/cm/>.

The amount paid to an LEA in this apportionment depends on whether it had amounts unpaid from its 2010–11 Title III, Immigrant entitlement as of the October 2012 cash reporting period, and whether the unpaid balance was greater or less than the amount owed. If an LEA had no unpaid 2010–11 entitlement, its payment in this apportionment is equal to 25 percent of its 2011–12 entitlement for Title III, Immigrant minus its reported cash balance for Title III, Immigrant, with a maximum payment equal to the unpaid balance of its 2011–12 entitlement. If an LEA had an unpaid 2010–11 entitlement, the amount owed is equal to 25 percent of its 2010–11 entitlement for Title III, Immigrant minus its reported cash balance. That amount owed up to the amount of the unpaid 2010–11 entitlement is being paid in a separate apportionment from 2010–11 funds. Any remaining amount owed after the 2010–11 payment is being paid in this apportionment from 2011–12 funds, with a maximum payment equal to the unpaid balance of the 2011–12 entitlement.

The 2011–12 entitlement for each LEA is equal to the number of immigrant students reported on the March 2010 Student National Origin Report multiplied by a rate of \$100.

Direct-funded charter schools must apply individually for this program. The amount of funding for a direct-funded charter school is identified separate from the district or county amount. All other charter schools must apply through their authorizing agency; associated funding for these charter schools is included in the district or county amount.

The United States Department of Education (ED) grant award number for this funding is S365A110005. The Catalog of Federal Domestic Assistance subprogram number is 84.365A (English Language Acquisition Grants). This grant award is subject to the provisions of Title III, Part A, of the ESEA, as applicable, and the General Education Provisions Act. This grant is also subject to the regulations in Part 299 of Title 34 of the *Code of Federal Regulations (CFR)* and the federal *Education Department General Administrative Regulations* in 34 *CFR* parts 76, 77, 80, 81, 82, 85, and 86.

The funding is appropriated in Schedule (2) of Item 6110-125-0890 of the Budget Act of 2011 (Chapter 33, Statutes of 2011). The California sub-allocation (pass-through) number is Program Cost Account (PCA) 15146.

Under the federal Tydings Amendment, Section 421(B) of the General Education Provisions Act, 20 U.S.C. 1225(b), any funds that are not obligated at the end of the federal funding period, July 1, 2011, through September 30, 2012, shall remain available for obligation for an additional period of 12 months, through September 30, 2013.

Title 34 of *CFR*, Section 80.21(i), also requires that any interest earned by LEAs on federal dollars be returned to the ED at least quarterly. LEAs may keep interest amounts up to \$100 per year for administrative expenses. LEAs should forward interest payments for remittance to the ED to:

California Department of Education
Cashier's Office
P.O. Box 515006
Sacramento, CA 95851

To ensure proper posting of payments, please include the program's PCA number (PCA 15146) and identify the payment as "Federal Interest Returned."

Warrants will be mailed to each county treasurer approximately three weeks from the date of this Notice. For standardized account code structure coding, use Resource Code 4201, NCLB: Title III, Immigrant Education Program, and Revenue Object Code 8290, All Other Federal Revenue.

The county superintendents were notified of this apportionment by e-mail which was sent to their CDEfisc e-mail addresses. The CDE requested that the e-mail be forwarded to all school districts and charter schools in the county, and included the links to this letter and the apportionment schedule which were posted on the CDE Web page at <http://www.cde.ca.gov/fg/aa/ca/>.

If you have any questions regarding the program, please contact Patty Stevens, Associate Governmental Program Analyst, Language Policy and Leadership Office, by phone at 916-323-5838 or by e-mail at pstevens@cde.ca.gov. If you have any questions regarding this apportionment or the payment process, please contact Karen Almquist, Fiscal Consultant, Categorical Allocations and Management Assistance Unit, by phone at 916-327-4406 or by

e-mail at kalmquis@cde.ca.gov.

Sincerely,

Jeannie Oropeza, Deputy Superintendent
Services for Administration, Finance, Technology, and Infrastructure Branch

Last Reviewed: Friday, December 14, 2012

**SCHEDULE OF THE FIFTH APPORTIONMENT FOR TITLE III,
ENGLISH LANGUAGE ACQUISITION, LANGUAGE ENHANCEMENT, AND
ACADEMIC ACHIEVEMENT FOR IMMIGRANT STUDENTS
NO CHILD LEFT BEHIND ACT OF 2001
FISCAL YEAR 2011-12**

County Code	District Code	Charter Number	Index Code	Local Educational Agency	Entitlement	Current Apportionment	Balance
SANTA CLARA COUNTY							
43	69419			Cupertino Union	\$152,200	\$23,502	\$14,906
43	69583			Morgan Hill Unified	\$25,400	\$8,089	\$8,117
43	69591			Mountain View Whisman	\$35,700	\$6,977	\$9,296
43	69641			Palo Alto Unified	\$53,100	\$5,623	\$42,135
43	69674			Santa Clara Unified	\$106,000	\$27,142	\$12,077
43	73387			Milpitas Unified	\$57,000	\$157	\$25,464
SANTA CLARA COUNTY TOTAL					\$429,400	\$71,490	\$111,995
APPORTIONMENT TOTAL					\$2,445,273	\$481,434	\$555,678