



Santa Clara County Office of Education

Charles Weis, Ph.D.
County Superintendent of Schools

Informational Bulletin

District Business & Advisory Services

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

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

Bulletin: 11-059

Date: June 16, 2011

To: District Fiscal Directors

From: Cathy McKim

Re: Third Apportionment, Title III - LEP, Fiscal Year 2010-11

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. This apportionment, in the amount of \$10,961,058, 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 Limited English Proficient students.

I have attached the letter for your convenience; however, for more information about this apportionment, please visit the CDE Categorical Programs Web page at <http://www.cde.ca.gov/fg/aa/ca/> where, under the program name, the letter and schedule for this apportionment are posted.

Please share this information as deemed appropriate.

Approved by: Nimrat Johal- Director- District Business & Advisory Services



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SCHEDULE OF THE THIRD APPORTIONMENT FOR TITLE III, ENGLISH LANGUAGE ACQUISITION, LANGUAGE ENHANCEMENT, AND ACADEMIC ACHIEVEMENT FOR LIMITED ENGLISH PROFICIENT STUDENTS NO CHILD LEFT BEHIND ACT OF 2001 FISCAL YEAR 2010-11							
County Code	District Code	Charter Number	Index Code	Local Educational Agency	Entitlement	Current Apportionment	Balance
Santa Clara							
43	69369			Alum Rock Union Elementary	\$775,465	\$65,888	\$321,844
43	69393			Campbell Union	\$255,915	\$11,477	\$116,480
43	69419			Cupertino Union	\$190,667	\$50,093	\$0
43	69427			East Side Union High	\$447,005	\$72,078	\$151,424
43	69435			Evergreen Elementary	\$402,590	\$175,411	\$25,884
43	69450			Franklin-McKinley Elementary	\$611,870	\$152,718	\$153,217
43	69484			Gilroy Unified	\$321,163	\$55,995	\$104,586
43	69518			Los Altos Elementary	\$28,447	\$5,188	\$1,146
43	69575			Moreland Elementary	\$100,886	\$23,304	\$6,211
43	69617			Mt. Pleasant Elementary	\$162,009	\$71,220	\$9,784
43	69666			San Jose Unified	\$882,061	\$95,709	\$187,906
43	69674			Santa Clara Unified	\$508,763	\$158,514	\$91,041
43	69690			Sunnyvale	\$252,108	\$86,202	\$32,924
43	73387			Milpitas Unified	\$283,410	\$46,237	\$67,145
43	69666	0287	C287	Downtown College Preparatory	\$16,286	\$4,071	\$0
43	69427	0414	C414	Latino College Preparatory Academy	\$34,474	\$17,237	\$0
43	10439	0850	C850	Rocketship Mateo Sheedy Elementary	\$24,851	\$6,212	\$0
				County Total	\$5,297,970	\$1,097,554	\$1,269,592
				State Total	\$57,878,251	\$10,961,058	\$13,565,799

County Board of Education: Leon F. Beauchman, Michael Chang, Joseph Di Salvo, Julia Hover-Smoot, Grace H. Mah, Craig Mann, Anna Song
1290 Ridder Park Drive. San Jose, CA 95131-2304 (408) 453-6500 www.sccoe.org

A Champion for Children, Schools and Community

California Department of Education (<http://www.cde.ca.gov/fg/fo/r14/lep10apptltr3.asp>)
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CALIFORNIA
DEPARTMENT OF
EDUCATION

TOM TORLAKSON
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

June 2, 2011

Dear County Superintendents of Schools:

**NOTICE OF THE THIRD APPORTIONMENT FOR TITLE III,
ENGLISH LANGUAGE ACQUISITION, LANGUAGE ENHANCEMENT, AND
ACADEMIC ACHIEVEMENT FOR LIMITED ENGLISH PROFICIENT STUDENTS
NO CHILD LEFT BEHIND ACT OF 2001
FISCAL YEAR 2010-11**

This apportionment, in the amount of \$10,961,058, is made from federal funds provided to the state under Title III of the Elementary and Secondary Education Act (ESEA) of 1965, as amended by the No Child Left Behind (NCLB) Act of 2001, in support of grants awarded to eligible local educational agencies (LEAs) for supplementary programs and services to Limited English Proficient (LEP) students. This apportionment provides payments to LEAs that reported their cash balance in April 2011 via the Cash Management Data Collection system (CMDC), reported English Learner counts in the February 2009 R-30 Language Census Report, applied for the program on the 2010-11 Consolidated Application Part I, and have an approved LEA plan.

The CMDC was implemented by the California Department of Education (CDE) for Title III, LEP in order to adhere to the cash management requirements established in federal statute and regulations, and reduce the time elapsing between the receipt and disbursement of federal funds. 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 2009-10 Title III, LEP entitlement as of the April 2011 cash reporting period, and whether the unpaid balance was greater or less than the amount owed. If an LEA had no unpaid 2009-10 entitlement, its payment in this apportionment is equal to 25 percent of its 2010-11 entitlement for Title III, LEP minus its reported cash balance for Title III, LEP, with a maximum payment equal to the unpaid balance of its 2010-11 entitlement. If an LEA had an unpaid 2009-10 entitlement, the amount owed is equal to 25 percent of its 2009-10 entitlement for Title III, LEP minus its reported cash balance. That amount owed up to the amount of the unpaid 2009-10 entitlement is being paid in a separate apportionment from 2009-10 funds. Any remaining amount owed after the 2009-10 payment is being paid in this apportionment from 2010-11 funds, with a maximum payment equal to the unpaid balance of the 2010-11 entitlement.

Each LEA's 2010-11 entitlement is equal to the number of English Learner students reported on the February 2009 R-30 Language Census Report, multiplied by a rate of \$105.75.

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 S365A100005. 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 2010 (Chapter 712, Statutes of 2010). The California sub-allocation (pass-through) number is Program Cost Account (PCA) 14346.

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, 2010, through September 30, 2011, shall remain available for obligation for an additional period of 12 months, through September 30, 2012.

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 14346) and identify the payment as "Federal Interest Returned."

Beginning in fiscal year 2010-11, letters of apportionment from the CDE's School Fiscal Services Division are no longer being mailed to the county superintendents of schools. Instead, county superintendents will be notified of each apportionment by e-mail. Accordingly, the CDE has sent an e-mail to each county superintendent, addressed to the county's CDEfisc e-mail address, to inform him or her of this apportionment. The e-mail contained a link to the CDE Categorical Programs Web page at <http://www.cde.ca.gov/fg/aa/ca/> where, under the program name, the letter and schedule for this apportionment are posted. The CDE requested that the e-mail be forwarded to all school districts and charter schools in the county.

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 4203, NCLB: Title III, LEP Student Program, and Revenue Object Code 8290, All Other Federal Revenue.

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, Assistant Fiscal Consultant, Categorical Allocations and Management Assistance Office, by phone at 916-327-4406 or by e-mail at kalmquis@cde.ca.gov.

Sincerely,

Jeannie Oropeza, Deputy Superintendent
Finance, Technology, and Administration Branch

Last Reviewed: Wednesday, June 15, 2011