

## Title III, Instructional Opportunities: Immigrant

Consolidated Application Elementary and Secondary Education Act (ESEA), Title III, Part A, Instructional Opportunities for Immigrant Children and Youth legal assurances for fiscal year 2015-16.

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### ESEA, Title III Part A, Instructional Opportunities for Immigrant Children & Youth

1. Each local educational agency (LEA) receiving funds under ESEA, Title III, Part A Section 3114(d)(1) shall use the funds to pay for activities that provide enhanced instructional opportunities for immigrant children and youth, which may include:
  - a. Family literacy, parent outreach, and training activities designed to assist parents to become active participants in the education of their children;
  - b. Support for personnel, including teacher aides who have been specifically trained, or are being trained, to provide services to immigrant children and youth;
  - c. Provision of tutorials, mentoring, and academic or career counseling for immigrant children and youth;
  - d. Identification and acquisition of curricular materials, educational software, and technologies to be used in the program carried out with funds;
  - e. Basic instruction services that are directly attributable to the presence of immigrant children and youth in the school district, including the costs of providing additional classroom supplies, costs of transportation, or other costs which are directly attributable to instruction services of immigrant students;
  - f. Other instruction services that are designed to assist immigrant children and youth to achieve in elementary and secondary schools in the United States, such as programs of introduction to the educational system and civics education; and
  - g. Activities, coordinated with community-based organizations, institutions of higher education, private sector entities, or other entities with expertise in working with immigrants, to assist parents of immigrant children and youth by offering comprehensive community services. (20 United States Code §3115(e); Public Law 107-110 §3115(e))
2. LEAs are authorized to assess costs for administration of the Title III Immigrant Education Student Subgrant Program, which include the assessment of indirect costs up to the approved indirect cost rate. A list of California's approved indirect cost rates is available on the California Department of Education [Indirect Cost Rates \(ICR\) Web page](#).
3. The LEA is authorized to assess costs for administration that are necessary and reasonable for proper and efficient performance and administration of Federal awards (Appendix A subsection C.1(a) and C.2(a) of 2 *Code of Federal Regulations* part 225, Cost Principles for State, Local, and Indian Tribal Governments [Uniform Guidance, Subpart E]).
4. Administrative costs include both direct and indirect costs. Administrative costs are any costs, indirect or direct, that are administrative in nature and support the management of a program. (California School Accounting Manual Procedure 915)
5. For LEAs who consolidate administrative funds, the maximum amount available for administrative costs is what is reasonable and necessary for the proper and efficient administration of the programs, (California School Accounting Manual Procedure 780).

**Questions:** Education Data Office | [conappsupport@cde.ca.gov](mailto:conappsupport@cde.ca.gov) | 916-319-0297

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