

## ESEA Title III, Part A, LEP

Consolidated Application Elementary and Secondary Education Act (ESEA), Title III, Part A, Limited English Proficient (LEP) legal assurances for fiscal year 2015-16.

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### ESEA, Title III Part A, LEP

1. A local educational agency (LEA) may use no more than 2 percent of the LEP student subgrant for administrative costs and indirect costs for a fiscal year. (20 United States Code (USC) §6825(b); Public Law (PL) 107-110, §3115(b))
2. The LEA will comply with ESEA, Title III, Part A, Section 3302 regarding parent notifications, prior to, and throughout, each school year. (20 USC §7012(b); PL 107-110, §3302)
3. The LEA annually will assess the English proficiency of all children with limited English proficiency participating in programs funded by ESEA, Title III, Part A. (20 USC §6826 (b)(3)(C)); PL 107-110, §3116 (b)(3)(C))
4. The LEA will base its proposed plan under ESEA, Title III, Part A, on scientifically based research on teaching English learner (EL) children. (20 USC §6825(a); PL 107-110, §3115(a))
5. The LEA ensures that the programs will enable EL children served under ESEA, Title III, Part A, to speak, read, write, and comprehend the English language and meet challenging state academic content and student academic achievement standards. (20 USC §6825(a); PL 107-110, §3115(a))
6. The LEA will comply with ESEA, Title III, Part A, §3122 (b) (1) Improvement status requirements. (PL 107-110, §3122 (b)(1)).
7. The LEA is responsible for ensuring that the Year 2 LEA Improvement Plan is developed, submitted and implemented expeditiously and inclusive of all elements required by the state and ESEA, Title III, Part A, Section 3122 b(2).
8. The LEA is responsible for ensuring that the Year 4 LEA Improvement Plan is developed, submitted and implemented expeditiously and inclusive of all elements required by the state and ESEA, Title III, Part A, Section 3122 b(4).
9. The LEA is not in violation of any State law, including State constitutional law, regarding the education of EL children, consistent with ESEA, Title III, Part A, sections 3126 and 3127. (20 USC §6826(d)(5); PL 107-110, §3116(d)(5))
10. The LEA shall provide the California Department of Education with an evaluation every fiscal year addressing all elements under ESEA, Title III, Part A. (20 USC §6841(a); PL 107-110, §3121(a)).

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

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