

2022–2023

PROGRAM COMPLIANCE

SELF-CHECK GUIDE

EVERY STUDENT SUCCEEDS ACT

Federal Program Compliance Division

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Program Compliance Self-Check Guide

This document is intended to assist LEAs in completing the Program Compliance Self-Check sections of the ESSA Consolidated Compliance Report. It can also be used as a guide to LEAs as they determine what documentation to retain as they implement their programs.

Documenting overall compliance for a program requirement may require several forms of documentation to be maintained locally and available upon request by TEA and/or an auditor.

The compliance items listed are a selection of program compliance requirements for compliance reporting purposes and not an all-inclusive listing of all the requirements for a particular program. For a complete listing of all the program compliance requirements, please see the [Program-Specific and ESSA Provisions and Assurances](#). Additional guidance concerning program requirements can be found in the respective [Program Guides](#).

For questions or additional information, please contact us at ESSASupport@tea.texas.gov.

Compliance items are organized by topic within each of the following programs:

[Title I, Part A](#)

[Title I, Part C—Migrant Education Program \(MEP\)](#)

[Title I, Part D](#)

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Title I, Part A

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LEA Program Plan

Compliance Item 1:

The LEA Title I, Part A Program Plan has been developed with timely and meaningful consultation with teachers, principals, other school leaders, paraprofessionals, specialized instructional support personnel, charter school leaders (in an LEA that has charter schools), administrators (including administrators of programs in other parts of Title I), other appropriate school personnel, and with parents of children in schools served under Title I, Part A. [Section 1112(a)(1)(A)]

Strongest Documentation Recommended:

- Copy of the LEA's Title I, Part A Program Plan (the requirements related to the LEA Title I, Part A Program Plan can be included in the District Improvement Plan or other LEA official plans) AND
- Meeting agendas, meeting minutes or notes, and documentation of attendance (i.e., sign-in sheets, electronic attendance rosters) documenting timely and meaningful stakeholder consultation in the development of the LEA Title I, Part A Program Plan AND
- Any other consultation documentation (i.e., surveys, correspondence) used to consult with the required stakeholder groups, if applicable.

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 2:

The LEA Title I, Part A Program Plan includes the statutory required descriptions noted in section 1112(b). [Section 1112(b)(1-13)]

Strongest Documentation Recommended:

- Copy of the LEA's Title I, Part A Program Plan that includes the statutory required descriptions (the requirements related to the LEA Title I, Part A Program Plan can be included in the District Improvement Plan or other LEA official plans)

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 3:

The LEA shall periodically review and, as necessary, revise the Title I, Part A Program Plan. [Section 1112(a)(5)]

Strongest Documentation Recommended:

- Copy of the LEA's Title I, Part A Program Plan (the requirements related to the LEA Title I, Part A Program Plan can be included in the District Improvement Plan or other LEA official plans) AND
- Meeting agendas, meeting minutes or notes, and documentation of attendance (i.e., sign-in sheets, electronic attendance rosters) documenting annual review of the LEA Title I, Part A Program Plan.

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Parent and Family Engagement

Compliance Item 1:

The LEA has a written parent and family engagement policy that is incorporated into the LEA's plan developed under section 1112 and establishes the LEA's expectations and objectives for meaningful parent and family involvement. [Section 1116 (a)(2)]

Strongest Documentation Recommended:

- Copy of LEA's written parent involvement policy that is incorporated into the LEA's Title I, Part A Program Plan developed under section 1112 (the requirements related to the LEA Title I, Part A Program Plan can be included in the District Improvement Plan or other LEA official plans).

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 2:

The LEA conducts, with the meaningful involvement of parents and family members, an annual evaluation of the content and effectiveness of the parent and family engagement policy in improving the academic quality of all Title I, Part A schools served. [Section 1116 (a)(2)(D)]

Strongest Documentation Recommended:

- Meeting agendas, meeting invitations, meeting minutes or notes, and documentation of attendance (i.e., sign-in sheets, electronic attendance rosters) documenting participation of parents in the annual evaluation of the content and effectiveness of the policy AND
- Copy of annual evaluation

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 3:

Each school served shall jointly develop with, and distribute to, parents and family members of participating children a written parent and family engagement policy, agreed on by such parents. Parents shall be notified of the policy in an understandable and uniform format and, to the extent practicable, provided in a language the parents can understand. Such policy shall be made available to the local community and updated periodically to meet the changing needs of parents and the school. [Section 1116 (b)(1)]

Strongest Documentation Recommended:

For each Title I, Part A campus—

- Copy of written parent and family engagement policy for each Title I, Part A campus that includes the method of policy distribution to parents and family members of participating students, evidence of availability to the local community, and the languages in which the policy is made available to parents; AND
- Meeting agendas, meeting minutes or notes, and documentation of attendance (i.e., sign-in sheets, electronic attendance rosters) documenting participation of parents in the development of the policy and periodic updates to the policy to meet the changing needs of parents and the school; AND
- Any other consultation documentation (i.e., surveys, correspondence) used to consult with parents in the development of the policy, if applicable; AND
- Evidence of policy distribution to parents and family members of participating students; AND
- Evidence of availability to the local community.

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 4:

Each Title I, Part A campus convenes an annual meeting, at a convenient time, to which all parents of participating children shall be invited and encouraged to attend, to inform parents of their school's participation under this part and to explain the requirements of this part, and the right of the parents to be involved. (Note: TEA requires that the annual meeting be offered on more than one day and at more than one time, so that parents have more than one option to attend.) [Section 1116(D)(c)(1)]

Strongest Documentation Recommended:

For each Title I, Part A campus—

- Meeting invitations, agendas, meeting minutes or notes that document what was shared at the meeting, and documentation of attendance (i.e., sign-in sheets, electronic attendance rosters) documenting attendance of parents.

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 5:

The LEA has School-Parent Compacts at each Title I, Part A campus that outline how parents, the entire school staff, and students will share the responsibility for improved student academic achievement and the means by which the school and parents will build and develop a partnership to help children achieve the State’s high standards. [Section 1116 (d)]

Strongest Documentation Recommended:

For each Title I, Part A campus—

- Copy of the School-Parent Compact; AND
- Meeting agendas, meeting minutes or notes, and documentation of attendance (i.e., sign-in sheets, electronic attendance rosters) documenting parent participation in the development of the compacts; AND
- Any other consultation documentation (i.e., surveys, correspondence) used to consult with parents in the development of the compact, if applicable.

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 6:

The LEA and Title I, Part A campuses shall educate teachers, specialized instructional support personnel, principals, and other school leaders, and other staff, with the assistance of parents, in the value and utility of contributions of parents, and in how to reach out to, communicate with, and work with parents as equal partners, implement and coordinate parent programs, and build ties between parents and the school. [Section 1116 (e)(3)]

Strongest Documentation Recommended:

For each Title I, Part A campus—

- Training/meeting agendas, meeting minutes or notes that document content of training, documentation of attendance (i.e., sign-in sheets, electronic attendance rosters) that show evidence of attendance for teachers, specialized instructional support personnel, principals, other school leaders, and other staff, and evidence that the meeting/training was provided with the assistance of parents.

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 7:

At the beginning of each school year, a local educational agency shall notify the parents of each student that the parents may request, and the agency will provide the parents on request (and in a timely manner), information regarding the professional qualifications of the student’s classroom teacher(s). [Section 1112 (e)(1)(A)]

Strongest Documentation Recommended:

- Official auditable correspondence, newsletter, website, or student handbook used to distribute information on right to request the professional qualifications of the student’s classroom teacher(s).

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Campus Schoolwide Program Plan

Compliance Item 1:

The Title I, Part A, schoolwide program is based on a comprehensive needs assessment of the entire school that takes into account information on the academic achievement of children in relation to the challenging State academic standards, particularly the needs of those children who are failing, or are at-risk of failing, to meet the challenging State academic standards and any other factors as determined by the local educational agency. [Section 1114 (b)(6)]

Strongest Documentation Recommended:

For each Title I, Part A Schoolwide Program campus—

- Description of the campus’s comprehensive needs assessment (CNA) process that includes the date(s) that the CNA was developed (if a new campus) or the date(s) that the CNA was reviewed and revised for the current school year, list of stakeholders involved that includes the individuals by name and roles, areas examined, and a listing of the multiple data sources analyzed; AND
- Meeting agendas, meeting minutes or notes, and documentation of attendance (i.e., sign-in sheets, electronic attendance rosters) documenting alignment with the campus’s CNA process description; AND
- Campus schoolwide program plan that includes a summary of CNA results and evidence of the use of those results to determine program activities (the requirements related to the campus schoolwide program plan can be included in the Campus Improvement Plan or other Campus official plans); AND
- Evidence that program evaluations of the schoolwide program plan from prior years (for the current year, if available, and prior year or for the last two years if the current-year program evaluation is not available) are part of the CNA process to determine effectiveness and to inform decisions concerning program implementation.

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

If not applicable, the LEA assures that the following reason applies. No other reason is acceptable.

- The LEA only operates Targeted Assistance Program campuses.

Compliance Item 2:

The Title I, Part A Schoolwide program plan is developed in coordination and integration with other Federal, State, and local services, resources, and programs, such as programs supported under this Act, violence prevention programs, nutrition programs, housing programs, Head Start programs, adult education programs, career and technical education programs, and schools implementing comprehensive support and improvement activities or targeted support and improvement activities under section 1111(d). [Section 1114 (b)(5)]

Strongest Documentation Recommended:

For each Title I, Part A Schoolwide Program campus—

- Campus schoolwide program plan showing evidence of coordination and integration documented with applicable program descriptions and outlining use of funds (the requirements related to the Campus schoolwide program plan can be included in the Campus Improvement Plan or other Campus official plans); AND
- Meeting agendas, meeting minutes or notes, and documentation of attendance (i.e., sign-in sheets, electronic attendance rosters) from the campus planning process showing evidence of coordination and integration.

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

If not applicable, the LEA assures that the following reason applies. No other reason is acceptable.

- The LEA only operates Targeted Assistance Program campuses.

Compliance Item 3:

An eligible school operating a schoolwide program shall develop a comprehensive plan (or amend a plan for such a program that was in existence on the day before the date of the enactment of the Every Student Succeeds Act) that—is developed with the involvement of parents and other members of the community to be served and individuals who will carry out such plan, including teachers, principals, other school leaders, paraprofessionals present in the school, administrators (including administrators of programs described in other parts of this title), the local educational agency, to the extent feasible, tribes and tribal organizations present in the community, and, if appropriate, specialized instructional support personnel, technical assistance providers, school staff, if the plan relates to a secondary school, students, and other individuals determined by the school. [Section 1114 (b)(2)]

Strongest Documentation Recommended:

For each Title I, Part A Schoolwide Program campus—

- Campus schoolwide program plan showing a listing of stakeholders involved in the development of the schoolwide program plan that includes the individuals by name and roles; AND

- Meeting agendas, meeting minutes or notes, and documentation of attendance (i.e., sign-in sheets, electronic attendance rosters) from the campus planning process that shows evidence of required stakeholders involvement in the development of the schoolwide program plan; AND
- Any other documentation (i.e., surveys, correspondence) used to involve the required stakeholder groups, if applicable.

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

If not applicable, the LEA assures that the following reason applies. No other reason is acceptable.

- The LEA only operates Targeted Assistance Program campuses.

Compliance Item 4:

The Title I, Part A Schoolwide program plan is available to the LEA, parents, and the public, and the information contained in such plan shall be in an understandable and uniform format and, to the extent practicable, provided in a language that the parents can understand. [Section 1114 (b)(4)]

Strongest Documentation Recommended:

For each Title I, Part A Schoolwide Program campus—

- Evidence of plan availability to the LEA, parents, and the public which may include posted on the campus and/or LEA website, hard copy available at the campus front desk, public library, or other public place or hard copy made available at the request of the LEA, a parent, or the public; AND
- Evidence of plan availability in multiple languages, if applicable.

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

If not applicable, the LEA assures that the following reason applies. No other reason is acceptable.

- The LEA only operates Targeted Assistance Program campuses.

Supplement, Not Supplant

Compliance Item 1:

The LEA has either a formal Supplement, Not Supplant Methodology for distributing State and local funds in order to ensure that each Title I campus receives all of the State and local funds that it would receive in the absence of Title I funds; or, it has a formal Statement of Exemption. [Section 1118(b)]

Strongest Documentation Recommended:

- Copy of SNS Methodology and summary page(s) from general ledger showing the total budget amount allocated to each campus, OR
- Copy of Statement of Exemption

Targeted Assistance Program Eligibility

Compliance Item 1:

For a Title I, Part A targeted assistance program, the LEA identifies children not older than age 21 who are entitled to a free public education through grade 12; and children who are not yet at a grade level at which the local educational agency provides a free public education. [Section 1115 (c)(1)(A)]

Strongest Documentation Recommended:

- Description of the LEA's selection criteria (the criteria must be multiple, educationally related, objective criteria, except that children in preschool through grade 2 shall be selected solely on the basis of criteria, including objective criteria established by the LEA which may include teacher judgment, interviews with parents, or other developmentally appropriate measures); AND
- Description of how the campus has supplemented the LEA's criteria, if applicable

If not applicable, the LEA assures that the following reason applies. No other reason is acceptable.

- The LEA only operates Schoolwide Program campuses.

Title I, Part C—Migrant Education Program (MEP)

- [Program Coordination/Integration](#)
- [Priority for Service](#)
- [Local Needs Assessment \(LNA\)](#)
- [Parent and Family Engagement](#)
- [Evaluation](#)
- [Identification and Recruitment](#)
- [Interstate/Intrastate Coordination](#)
- [Use of Funds](#)
- [Records Transfer](#)

Program Coordination/Integration

Compliance Item 1:

The LEA makes adequate provisions for serving the unmet educational needs of preschool migratory children. [Section 1304 (b)(1) and (c)(4)]

Strongest Documentation Recommended:

- Enrollment report from TX-NGS (e.g., district or campus report) showing number of preschool-aged migrant children;
- Documentation showing number of preschool migratory children served by early childhood program (district-based program, home-based program, community preschool program, Head Start, etc.);
- Documentation of efforts to provide services to preschool-aged migratory children not being served through other sources.

If no preschool migratory children are identified by the LEA during the current school year, the following documentation must be readily available upon request:

- TX-NGS Unique Student Count Report showing no preschool-aged children were identified.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Priority for Service (PFS)

Compliance Item 1:

The LEA gives service priority to migratory children who made a qualifying move within the previous 1-year period and who are failing or most at risk of failing to meet the challenging State academic standards or have dropped out of school. [Sections 1301(2), §1304(d)]

Strongest Documentation Recommended:

- Priority for Service (PFS) Report;
- District PFS Action Plans

In addition, the following is required only for LEAs with PFS students:

- Supplemental Programs Count Report from TX-NGS which lists supplemental services being provided to the PFS students (Note: If the Supplemental Programs Report is submitted, the district must highlight the names of the PFS students);
- Documentation that MEP-funded services are provided to the PFS students first.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Local Needs Assessment (LNA)

Compliance Item 1:

The LEA identifies and addresses the unique educational needs of migratory children through a needs assessment and outline a comprehensive plan for the delivery of services. [Section 1306(a)(1)(A)-(G)]

Strongest Documentation Recommended:

- A completed version of the Texas MEP local needs assessment (LNA) tool;
- A copy of the LEA's Comprehensive Needs Assessment (CNA), if it includes a migrant-specific component;
- A copy of the LNA Action Plan;
- A copy of the District Improvement Plan showing the migrant-specific section; and
- Documentation showing how the LEA is conducting the activities approved on the PS3103 of the ESSA Consolidated Federal Grant Application.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Parent and Family Engagement

Compliance Item 1:

The LEA has established a parent advisory council (PAC) for the migrant program and provide opportunity for appropriate consultation in the planning, implementation, and evaluation of the LEA's migrant program. [Sections 1304(c)(3); 1306(a)(1)(B)(ii); and 1116]

Strongest Documentation Recommended:

- Agendas for migrant parent advisory council meetings;
- Meeting notes that capture meaningful consultation during migrant parent advisory council meetings;

- Minutes for migrant parent advisory council meetings;
- Documentation of attendance (i.e. sign-in sheets, electronic attendance rosters) for migrant parent advisory council meetings;
- Documentation that meetings are offered at times that migrant parents could attend, and that the meetings are conducted in a language that the parents could understand, or that translation is provided, as needed;
- Documentation that the meetings allow for meaningful consultation with and input from migrant parents concerning the planning, implementation and evaluation of the program.

If no PAC has been established due no participation, the following must be readily available:

- Documentation to show that efforts have been made to establish a PAC, but due to factors such as extreme geographical distance, low numbers of identified migrant families within the LEA, etc., a PAC has not established.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 2:

The LEA coordinates/provides training/resources to migrant parents on reading strategies; mathematics strategies; developmentally appropriate school readiness resources and strategies; and/or information and resources about college/career opportunities. [Section 1304 (c)(1) and (c)(6)]

Strongest Documentation Recommended:

- Fidelity of Implementation (FSI) Tool section that addresses training and/or resources for parents;
- Evidence of Collaboration with other district programs;
- Training agendas, sign-in sheets, sample of material presented.

If no migratory children are identified by the LEA during the current school year, the following documentation must be readily available upon request:

- TX-NGS Unique Student Count Report showing no migratory children were identified.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Evaluation

Compliance Item 1:

The LEA evaluates and improves the effectiveness of the migrant program to enable all migratory students to meet the same challenging State academic standards that all Texas children are expected to meet.

[Section 1304 (b)(1), (b)(2) and (c)(5)]

Strongest Documentation Recommended:

- Fidelity of Strategy Implementation (FSI) tool
- Student surveys
- Parent surveys
- Staff Surveys
- A copy of the migrant program evaluation conducted for activities approved on the PS3103 of the ESSA Consolidated Grant Application.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 2:

The LEA uses the services evaluation results to improve services to its migratory students. [Section 1304 (b)(1), (b)(2) and (c)(5)]

Strongest Documentation Recommended:

- A copy of the revised District Improvement Plan showing the migrant-specific section with additional services offered to the migratory students;
- List of improved services offered to the migratory students;
- Any other document showing how the results were used to improve services to migratory students;
- Evaluation Planning Meeting Notes.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Identification and Recruitment

Compliance Item 1:

The LEA identifies and recruits migratory children and youth, including OSY, according to the specific timelines and guidance outlined in the Texas Manual for the Identification and Recruitment of Migrant Children in order to ensure the accuracy of such information. [Section 1309(2)-(5)]

Strongest Documentation Recommended:

- Recruiter Logs
- Reviewer Logs
- Identification and Recruitment Action Plan

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Interstate/Intrastate Coordination

Compliance Item 1:

The LEA ensures interstate and intrastate coordination of services for migratory children to provide educational continuity through timely transfer of pertinent school records. [Section 1304(b)(3)]

Strongest Documentation Recommended:

- Emails
- Call logs
- MSIX Move Notification

If no migrant student records were requested during the school year, the following documentation must be readily available upon request:

- Documentation that shows why there was no request for records from another LEA or had no need for this type of service.
- TX-NGS Student Unique Count Report for the current school year

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Use of Funds

Compliance Item 1:

The LEA consolidates Title I, Part C funds in a schoolwide program. [Section 1304(c)(1)]

Strongest Documentation Recommended:

- A copy of the written approval from TEA.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

If not applicable, the LEA assures the following reason applies. No other reason is acceptable.

- LEA does not consolidate Title I, Part C funds on a schoolwide program.

Compliance Item 2:

The LEA ensures that all MEP-funded services and activities are supplemental. [Section 1304(c)(2)]

Strongest Documentation Recommended:

- District or campus improvement plans showing the migrant-specific section;

- Job descriptions for MEP-funded personnel;
- Copies of emails or phone logs showing efforts to ensure supplemental nature.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 3:

All MEP-funded supplies, materials, and equipment are used only for MEP activities and to the benefit of MEP students. [Section 1304(c)(1)]

Strongest Documentation Recommended:

- District and campus improvement plans showing the migrant-specific section;
- Logs on use of equipment (Not required if MEP funds were used only for personnel performing MEP-related duties);
- List of participants (Not required if MEP funds were used only for personnel performing MEP-related duties).

If no supplies, material, or equipment have been requested during the school year, the following documentation must be readily available upon request:

- Documentation that shows why there has been no request for MEP-funded supplies, material, or equipment;
- TX-NGS Student Unique Count Report for the current school year.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Records Transfer

Compliance Item 1:

The LEA has local policies and procedures in place to ensure that migratory student records are requested and transferred in a timely manner. [Section 1304(b)(3)]

Strongest Documentation Recommended:

- Written procedures followed for sharing and/or obtaining migratory student records with/from other districts and states;
- Records Request Form;
- Copies of e-mails concerning the sharing of student records, etc.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Title I, Part D

- [Program Coordination/Integration - Subpart 2](#)
- [Use of Funds - Subpart 1](#)
- [Use of Funds – Subpart 2](#)

Program Coordination/Integration - Subpart 2

Compliance Item 1:

The LEA has a formal, written agreement with each local facility it served under Title I, Part D, Subpart 2, and the agreement addresses the program provided by the LEA, as well as the responsibilities of the facility as described in Section 1425. [Section 1425]

Strongest Documentation Recommended:

- Copy of the formal written agreement between the LEA and each facility;
- Description of services provided by the LEA; AND
- Description of the facility responsibilities.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 2:

Title I, Part D, Subpart 2 data are collected, disaggregated, and evaluated to show the program's impact on the ability of participants to:

- maintain and improve educational achievement;
- accrue school credits that meet State requirements for grade promotion and secondary school graduation;
- make the transition to a regular program or other educational program operated by a LEA;
- complete secondary school (or secondary school equivalency requirements) and obtain employment after leaving the facility; and,
- as appropriate, to participate in postsecondary education and job training programs.

[Section 1431(a)]

Strongest Documentation Recommended:

- Copy of evaluation of Title I, Part D, Subpart 2 program showing program's impact in these areas

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Use of Funds - Subpart 1

Compliance Item 1:

According to statute, a Title I, Part D, Subpart 1 program that supplements the number of hours of instruction students receive from State and local sources shall be considered to comply with the supplement, not supplant requirement of section 1118 without regard to the subject areas in which instruction is given during those hours. [Section 1415(b)]

Strongest Documentation Recommended:

- Documentation showing the number of hours added to educational program through Title I, Part D, Subpart 1.

The State Agency may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 2:

In making Title I, Part D, Subpart 1 services available to children and youth in adult correctional institutions, the State Agency gives priority to children and youth who are likely to complete incarceration within a 2-year period. [Section 1414(c)(2)]

Strongest Documentation Recommended:

- Documentation related to selection of program participants, including an explanation of how priority is given to children and youth who are likely to complete incarceration within a 2-year period.

The State Agency may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

If not applicable, the State Agency assures that the following reason applies. No other reason is acceptable.

- The State Agency does not operate any adult correctional institutions.

Compliance Item 3:

The State Agency maintains appropriate time and effort records for staff who were paid in whole or in part with Title I, Part D, Subpart 1 funds. [EDGAR Cost Principles]

Strongest Documentation Recommended:

- List of staff paid with Title I, Part D, Subpart 1 funds, including percentage of time spent working in program;
- Documentation for charges to payroll, as required in the applicable EDGAR Cost Principles.

The State Agency may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

If not applicable, the State Agency assures that the following reason applies. No other reason is acceptable.

- The State Agency has no staff paid out of Title I, Part D, Subpart 1

Compliance Item 4:

The State Agency has, for each campus that operates an Institution-wide Program under §1416, a comprehensive plan that meets the requirements of §1416.

Strongest Documentation Recommended:

- Institution-wide Program Plan for each campus operating such a program.

The State Agency may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

If not applicable, the State Agency assures that the following reason applies. No other reason is acceptable.

- The State Agency has no campus that operates an institution wide program under Title I, Part D, Subpart 1

Compliance Item 5:

The State Agency reserves not less than 15% and not more than 30% of its Title I, Part D, Subpart 1 entitlement for Transition Services, as described in §1418 (a).

Strongest Documentation Recommended:

- Documentation supporting appropriate reservation of funds;
- Expenditure records related to transition services.

The State Agency may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 6:

The State Agency evaluates the effectiveness of its Title I, Part D, Subpart 1 program at least once every three years and use the results as well as longitudinal studies to make improvements to the subsequent program. [Section 1431]

Strongest Documentation Recommended:

- Program effectiveness and longitudinal studies of its Title I, Part D, Subpart 1 program;
- Documentation of the comprehensive needs assessment process and program planning.

The State Agency may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Use of Funds - Subpart 2

Compliance Item 1:

The LEA uses Title I, Part D, Subpart 2 funds only for authorized purposes to support the operation of local educational agency programs that involve collaboration with locally operated correctional facilities—

- 1. to carry out high-quality education programs to prepare children and youth for secondary school completion, training, employment, or further education,**
- 2. to provide activities to facilitate the transition of such children and youth from the correctional program to further education or employment; and**
- 3. to operate programs in local schools for children and youth returning from correctional facilities, and programs which may serve At-Risk children and youth.**

[Section 1421]

Strongest Documentation Recommended:

- LEA and/or campus plans that provide a description of the Title I, Part D, Subpart 2 program;
- Description and list of Program beneficiaries;
- Accounting records documenting Program expenditures.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 2:

The LEA maintains appropriate time and effort records for staff who were paid in whole or in part with Title I, Part D, Subpart 2 funds. [EDGAR Cost Principles]

Strongest Documentation Recommended:

- List of staff paid with Title I, Part D, Subpart 2 funds, including percentage of time spent working in program.

- Documentation for charges to payroll, as required in the applicable EDGAR Cost Principles.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

If not applicable, the LEA assures that the following reason applies. No other reason is acceptable.

- The LEA has no staff paid out of Title I, Part D, Subpart 2.

Compliance Item 3:

The LEA operate a program of support for students returning from a facility for the delinquent to a school operated by the LEA. [Section 1422(b)]

Strongest Documentation Recommended:

- Description of this program of support as part of the LEA plan or in its written agreement with the facility

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

If not applicable, the LEA assures that the following reason applies. No other reason is acceptable.

- The LEA had more than 30% of students attending the school operated at the facility resided outside the area served by the LEA when they left the facility.

Title II, Part A

- [Alignment with Challenging State Academic Standards](#)
- [Meaningful Consultation](#)
- [Coordination](#)
- [Prioritization of Funds](#)
- [System of Professional Growth and Improvement](#)

Alignment with Challenging State Academic Standards

Compliance Item 1:

The Title II, Part A activities carried out by the LEA are aligned with the challenging State academic standards. [Section 2102(b)(2)(A)]

Strongest Documentation Recommended:

- Relevant pages of the District Improvement Plan; and
- Activity documents for Title II, Part A activities (See [Title II, Part A Program Guide](#) for examples.)

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Meaningful Consultation

Compliance Item 1:

The LEA meaningfully consults with teachers, principals, other school leaders, paraprofessionals (including organizations representing such individuals), specialized instructional support personnel, charter school leaders (in an LEA that has charter schools) parents, community partners, and other organizations or partners with relevant and demonstrated expertise in programs and activities designed to meet the purpose of Title II, Part A. [Section 2102(b)(3)(A)]

Strongest Documentation Recommended:

- Relevant pages of the District Improvement Plan; and
- Stakeholder meeting agendas and minutes, sign-in sheets, materials used during consultation events (including program evaluation data), and copies of relevant surveys and their composite results.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 2:

The LEA seeks advice from the individuals and organizations described in Compliance Item 2, above, regarding how best to improve the LEA’s activities to meet the purpose of Title II, Part A. [Section 2102(b)(3)(B)]

Strongest Documentation Recommended:

- Relevant pages of Relevant pages of the District Improvement Plan; and
- Stakeholder meeting agendas and minutes, sign-in sheets, materials used during consultation events (including program evaluation data), and copies of relevant surveys and their composite results.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 3:

The LEA uses data and ongoing consultation to continually update and improve Title II, Part A activities. [Section 2102(b)(2)(D)]

Strongest Documentation Recommended:

This documentation collectively should demonstrate that consultation occurred throughout the school year. For example, a minimum would be consultation for the beginning of the school year, one meeting or survey to ascertain program status or progress mid-year, and one meeting at the end of the year to evaluate the effectiveness of the Title II, Part A activities that were conducted. The documentation should show that this information is used to improve the program.

- Calendar of scheduled consultation meetings; and
- Agendas and minutes (dated); and
- Sign-in sheets or participant rosters; and
- If used, copy of handouts provided during consultation events;
- If used, copy of survey and its composite results.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Coordination

Compliance Item 1:

The LEA coordinates Title II, Part A, professional development activities with professional development activities provided through other federal, state, and local programs. [Section 2102(b)(2)(F)]

Strongest Documentation Recommended:

- Official promotional materials showing coordination through other federal, state and local programs for applicable activities; and
- Relevant pages of the District Improvement Plan; and
- Coordination meeting agendas and minutes, sign-in sheets, materials used during coordination events, and/or surveys and their results; and
- Documentation showing use of funds in coordination through other federal, state and local programs.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 2:

The LEA coordinates activities under Title II, Part A with other related strategies, programs, and activities being conducted in the community.

[Section 2102(b)(3)(C)]

Strongest Documentation Recommended:

- Official promotional materials showing coordination between the LEA and community partners for applicable activities; and
- Documentation showing use of funds in coordination with applicable community activities.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

If not applicable, the LEA assures that the following reason applies. No other reason is acceptable.

- Title II, Part A activities pursued by the LEA did not exist within the community, making coordination impossible.

Prioritization of Funds

Compliance Item 1:

The LEA prioritizes Title II, Part A 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). [Section 2102(b)(2)(C)]

Strongest Documentation Recommended:

- Documentation that shows Title II, Part A activities and their costs for each campus within the LEA, demonstrating prioritization to schools served by the LEA under Title I School Improvement and that have the highest percentage of low-income children.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

System of Professional Growth and Improvement

Compliance Item 1:

The LEA has a system of professional growth and improvement, such as induction for teachers, principals, or other school leaders and opportunities for building the capacity of teachers and opportunities to develop meaningful teacher leadership. [Section 2102(b)(2)(B)]

Strongest Documentation Recommended:

- Relevant pages of the District Improvement Plan; and
- LEA professional development plan.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Title III, Part A – ELA

- [Needs Assessment](#)
- [Use of Funds](#)
- [Administrative Costs](#)

Needs Assessment

Compliance Item 1:

The LEA/Fiscal Agent determines that all teachers serving in Language Instruction Education Programs (LIEPs) are fluent in both English and any other language used for instruction, including having written and oral communication skills. [Section 3116(c)]

Strongest Documentation Recommended:

- Documentation showing that teachers who are providing bilingual instruction are fluent in English and the other language used for instruction (e.g., hiring activities, lists provided by Human Resources of certified staff, etc.).

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

If not applicable, the LEA/Fiscal Agent assures that the following reason applies. No other reason is acceptable.

- The LEA/Fiscal Agent only offers an English as a Second Language (ESL) program.

Use of Funds

Compliance Item 1:

The LEA/Fiscal Agent provides and implements effective parent engagement activities to parents of English learners/immigrant students that are above and beyond other federal programs. [Section 3115(c)(3)(A)]

Strongest Documentation Recommended:

- Engagement Planning Tool: Phase 4: Communication of Outcomes
- Presentations (e.g., power point slides, presenter's notes, or handouts.)
- Meeting Agendas
- Sign-in Sheets
- Notification of activities (e.g., emails to parents, newsletters, or a flyer)

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 2:

The LEA/Fiscal Agent provide and implement effective family engagement activities to families of English learners/immigrant students that are above and beyond other federal programs. [Section 3115(c)(3)(A)]

Strongest Documentation Recommended:

- Engagement Planning Tool: Phase 4: Communication of Outcomes
- Presentations (e.g., power point slides, presenter’s notes, or handouts.)
- Meeting Agendas
- Sign-in Sheets
- Notification of activities (e.g., emails to parents, newsletters, or a flyer)

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Note: The State understands some examples of documentation listed may not be reasonable due to the size of the LEA/Fiscal Agent’s EL population.

Compliance Item 3:

The LEA/Fiscal Agent provides and implements effective community engagement activities to parents of English learners/immigrant students and/or English learners that are above and beyond other federal programs. [Section 3115(c)(3)(A)]

Strongest Documentation Recommended:

- Engagement Planning Tool: Phase 4: Communication of Outcomes
- Presentations (e.g., power point slides, presenter’s notes, or handouts.)
- Meeting Agendas
- Sign-in Sheets
- Notification of activities (e.g., emails to parents, newsletters, or a flyer)

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Note: The State understands some examples of documentation listed may not be reasonable due to the size of the LEA/Fiscal Agent’s EL population.

Compliance Item 4:

The LEA/Fiscal Agent maintains appropriate time and effort records for all Title III, Part A – ELA split-funded staff. [EDGAR Cost Principles]

Strongest Documentation Recommended:

- List of staff paid with Title III, Part A – ELA funds, including percentage of time spent working in program and sufficient information to indicate the work or duties carried out, as appropriate;
- Documentation for charges to payroll, as required in the applicable EDGAR cost principle.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

If not applicable, the LEA/Fiscal Agent assures that the following reason applies. No other reason is acceptable.

- The LEA/Fiscal Agent has no staff who are split-funded with Title III, Part A – ELA funds.

Compliance Item 5:

The LEA/Fiscal Agent maintains control of Title III, Part A – ELA program funds being used to provide equitable services to private school EL students and their teachers. [Section 9501(d)]

Strongest Documentation Recommended:

- Written procedures for approving and processing Title III, Part A – ELA expenditures related to services to private schools
- Accounting records showing the approved expenditures according to the LEA's written procedures.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

If not applicable, the LEA/Fiscal Agent assures that the following reason applies. No other reason is acceptable.

- The LEA/Fiscal Agent had no agreement to provide equitable services to private schools with Title III, Part A – ELA funds.

Administrative Costs

Compliance Item 1:

The LEA/Fiscal Agent meets the statutory 2% limitation on administrative costs related to the implementation of the Title III, Part A – ELA program. [Section 3115(b)]

Strongest Documentation Recommended:

- Title III, Part A -ELA budget documents detailing program and administrative costs

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 2:

The LEA/Fiscal Agent has a policy in place if required to contract services with third-party contractor(s) associated with the Title III, Part A program to break out administrative costs, which are included in the 2% limitation. [EDGAR Cost Principles and Section 9201]

Strongest Documentation Recommended:

- Copies of any third-party contracts, requiring the break-out of administrative costs
- Title III, Part A – ELA budget documents detailing program and administrative costs, including the administrative costs from any third-party contracts.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

If not applicable, the LEA/Fiscal Agent assures that the following reason applies. No other reason is acceptable.

- The LEA/Fiscal Agent has no third-party contractors associated with Title III, Part A program.

Title III, Part A – Immigrant

- [Administrative Costs](#)
- [Use of Funds](#)

Administrative Costs

Compliance Item 1:

When calculating administrative costs for the Title III, Part A- Immigrant program, the LEA/Fiscal Agent includes all appropriate administrative costs, including both indirect costs and direct costs such as administrative salaries. [EDGAR Cost Principles and Section 9201]

Strongest Documentation Recommended:

- Detailed budget ledgers that include administrative costs

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Use of Funds

Compliance Item 1:

The LEA/Fiscal Agent maintains appropriate time and effort records for all Title III, Part A – Immigrant split-funded staff. [EDGAR Cost Principles]

Strongest Documentation Recommended:

- List of staff paid with Title III, Part A – Immigrant funds, including percentage of time spent working in program and sufficient information to indicate the work or duties carried out, as appropriate
- Documentation for charges to payroll, as required in the applicable EDGAR cost principle

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

If not applicable, the LEA/Fiscal Agent assures that the following reason applies. No other reason is acceptable.

- The LEA/Fiscal Agent had no staff who are split-funded with Title III, Part A – Immigrant funds.

Compliance Item 2:

The LEA/Fiscal Agent maintains control of Title III, Part A-Immigrant program funds being used to provide equitable services to private school immigrant students and their teachers. [Section 9501(d)]

Strongest Documentation Recommended:

- Written procedures for approving and processing Title III, Part A – Immigrant expenditures related to services to private schools
- Accounting records showing the approved expenditures according to the LEA’s written procedures

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

If not applicable, the LEA/Fiscal Agent assures that the following reason applies. No other reason is acceptable.

- The LEA/Fiscal Agent had no agreement to provide equitable services to private schools with Title III, Part A – Immigrant funds

Compliance Item 3:

The LEA’s/Fiscal Agent’s Title III, Part A-Immigrant-funded programs provide enhanced instructional opportunities for immigrant children and youth. [Section 3115(e)]

Strongest Documentation Recommended:

- Description in the LEA and/or campus plans that shows how the Title III, Part A – Immigrant program enhances instructional opportunities for immigrant children and youth
- Evidence that the program beneficiaries are immigrant children and youth

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Title IV, Part A

Consultation: Stakeholders Input

Compliance Item 1:

The LEA engaged in a timely and meaningful consultation with a broad range of stakeholders as a part of their process in determining the targeted areas of improvement related to student’s access to effective program activities. [ESSA, Title IV, Part A, Section 4106(c)(1-2)]

Strongest Documentation Recommended:

- Dated agendas and/or ongoing meeting notes of stakeholder sessions, focus groups, advisory committees, and/or district improvement team meetings; **and**
- Participant rosters/sign-in sheets of stakeholder consultation meetings that include all Title IV, Part A required stakeholders.

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Description of Programs and Activities

Compliance Item 2:

The LEA has a description of programs and activities funded with Title IV, Part A to support the program objectives and intended outcomes related to a well-rounded education, safe and healthy students, and the effective use of technology. [Section 4106(e)(1)(A-D)]

Strongest Documentation Recommended:

- Relevant pages of the most current LEA’s District Improvement Plan (DIP) or other official auditable documentation providing a detailed description on how Title IV, Part A funds will be used for activities supporting one of the content areas (well-rounded education, safe and healthy students, or the effective use of technology).

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Evaluation of Program Effectiveness

Compliance Item 3:

The LEA periodically evaluated the effectiveness of the Title IV, Part A programs and/or activities based on program objectives and intended outcomes. [Section 4106(e)(1)(E)]

Strongest Documentation Recommended:

- Relevant pages of the most current District Improvement Plan (DIP) or other official auditable documentation that provide a description which includes:

- 1) LEA's Title IV, Part A evaluation process;
- 2) How LEA will periodically evaluate effectiveness;
- 3) Title IV, Part A program objective(s); **and**
- 4) Title IV, Part A intended outcome(s) of funded program(s) and/or activities.

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

PNP Equitable Services

Timely and Meaningful Consultation

Compliance Item 1:

The LEA conducted timely and meaningful consultation with participating PNP school officials regarding the implementation of the ESSA programs according to ESSA Sections 1117 and/or 8501, as appropriate.

The consultation occurred before the LEA made any decisions that affect the opportunities of eligible PNP school children, teachers, and other educational personnel to participate in the program, and continue throughout the implementation and assessment of program activities.

[Section 1117(b)(1)(A), Sections 8501(A)(3) and 8501(A)(5)]

Strongest Documentation Recommended:

- agendas
- meeting minutes
- emails and/or
- other documentation of timely and ongoing consultation

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

LEA Maintained Control of PNP Inventory

Compliance Item 2:

LEA procedures were in place ensuring it maintained control of PNP technology, equipment, and supplies purchased for the equitable services program(s). [Sections 1117(d)(1) and 8501(d)(1); Code of Federal Regulations (CFR), Title 34, Section 76.661(a-d)]

Strongest Documentation Recommended:

- LEA procedures that ensured it maintained control of technology, equipment, and supplies purchased for the PNP equitable services program(s).
- Copy of written policies and procedures regarding purchases of PNP technology, equipment, and supplies for equitable services; **and**
- 1 sample of dated agendas, consultation notes, and/or other documentation specifying LEA maintains control of PNP purchase(s) for equitable services; **and**
- Inventory list of items purchased for PNP equitable services on 1 participating private school campus for each participating ESSA program (i.e., supplemental property/equipment, materials, supplies, and devices such as laptops, 3-D printer, science/lab equipment, etc.,).

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Equitable Services Amounts

Compliance Item 3:

The LEA documented the equitable services amounts used and provided a detailed explanation of the equitable services amounts provided to PNP officials for all applicable participating programs. [Section 1117(a)(4)(A-B) and Section 8501(a)(4)(A-B)]

Strongest Documentation Recommended:

- Documentation LEA informed PNP officials of fiscal requirements that include equitable services amounts for 1 private school campus
 - (i.e., agenda, meeting minutes, LEA program summaries, timeline of professional development travel and PNP purchase requests, calendar of program services with equitable services amounts, or other documentation meeting requirement); **or**
- Documentation LEA shared calculated equitable services amounts by program for 1 PNP school campus
 - (i.e., LEA calculations by PNP campus and program level, calculation formulas per PNP campus, etc.); **or**
- Written procedures and documentation that provided verification/tracked LEA PNP inventory purchases that include equitable services amounts for 1 private school campus.

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Equitable Services Administration Amounts

Compliance Item 4:

The LEA documented the equitable services *administration* amount used and provided a written explanation to all applicable participating programs.

Strongest Documentation Recommended:

- Documentation LEA informed PNP officials during consultation(s) of equitable services *administration* amount (if applicable) and how it was used
 - (i.e., amount/percentage of PNP funds appropriated, agenda, meeting minutes, 3rd-party/Shared Services Agreement, calculated campus spreadsheet(s) indicating administration amounts, etc.).

The LEA may have other documentation that potentially might show compliance. In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Unsafe School Choice Option

- [Program Coordination/Integration](#)
- [ESSA – Administration Funds Consolidation](#)

Program Coordination/Integration

Compliance Item 1:

The LEA, as a condition of receiving funds under the Every Student Succeeds Act, has established and implements a policy requiring that:

- A student attending a persistently dangerous public elementary school or secondary school (as determined by the Texas Education Agency), or
- A student who becomes victims of a violent criminal offense, while in or on the grounds of a public elementary or secondary school that the student attends, is offered and allowed to attend a safe public elementary or secondary school within the local educational agency, including a public charter school.

Note: If another campus is not available within the LEA, the policy should provide for other types of services to ensure the safety of the student. In addition, the LEA is encouraged to attempt to secure a cooperative agreement with another LEA to accept transfers when reasonable and appropriate.
[Section 8532]

Strongest Documentation Recommended:

- Copy of policy approved as per LEA policies and procedures;
- Documentation that any student who has been affected by either of these circumstances has been offered the opportunity to transfer.

Note: The LEA is required to have the policy regardless of whether any campuses have been identified as Persistently Dangerous or if any students have been a victim of a violent criminal offense at school. The LEA is required to have policies in place that address both these contingencies. A charter school is school of choice but must provide other types of services to ensure the safety of the student.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

Compliance Item 2:

The LEA notifies parents that their student(s) may transfer and attend a safe public elementary or secondary school within the local educational agency, including a public charter school, for:

- Students who are enrolled in a persistently dangerous school (Notification is made within 14 calendar days of the start of the school year.)

- **Students who are victims of a violent criminal act (Notification is made within 14 calendar days of the incident.) [Section 8532]**

Strongest Documentation Recommended:

- Copy of written notification procedure;
- List of campuses identified as Persistently Dangerous Schools. [If LEA has no campuses on PDS list, this serves as documentation that the LEA has met the part of this requirement related to PDS.]
- Letters to parents of any student who has been affected by either of these circumstances, documenting the offer of the opportunity to transfer.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

If not applicable, the LEA assures that the following reason applies. No other reason is acceptable.

- The LEA had no campuses identified as Persistently Dangerous schools and the LEA had no students who were victims of violent crime.

ESSA – Administration Funds Consolidation

Compliance Item 1:

If the LEA consolidates administrative funds for ESSA programs, the LEA does not use any other funds under the ESSA programs included in the consolidation for administration for the fiscal year of the consolidation. [Section 8203(c)]

Strongest Documentation Recommended:

- Records showing consolidation of administrative funds, including names of programs included and amount of funds contributed by each program;
- Records showing that no other ESSA program funds were used for administrative costs during that grant year.

The LEA may have other documentation that potentially might show compliance.

In the event of an audit, TEA or audit staff would make the final determination concerning whether the documentation is sufficient to demonstrate compliance with the program requirement.

If not applicable, the LEA assures that the following reason applies. No other reason is acceptable.

- The LEA does not consolidate administrative funds for ESSA programs.