

CALIFORNIA
DEPARTMENT
OF
EDUCATION

1180 N Street

P.O. Box 944277

Sacramento, CA

91231-2728

JACK O'CONNELL
State Superintendent of Public Instruction



General Bulletin #: 64

Date: 1/7/04

INFORMATION PROVIDED TO YOU BY:
SLOCOE EXTERNAL FISCAL SERVICES

Mary 1/6/04

FOR YOUR INFORMATION
JULIAN D. CROCKER

RECEIVED

JAN - 5 2003

SAN LUIS OBISPO COUNTY
OFFICE OF EDUCATION
SUPERINTENDENT'S OFFICE

December 16, 2003

Dear County Superintendents of Schools, Auditors, and Treasurers:

**NOTICE OF THE SECOND APPORTIONMENT FOR THE NO CHILD LEFT BEHIND
ACT OF 2001, TITLE III-ENGLISH LANGUAGE ACQUISITION LANGUAGE
ENHANCEMENT, AND ACADEMIC ACHIEVEMENT FOR LIMITED ENGLISH
PROFICIENT CHILDREN
FISCAL YEAR 2003-2004**

This apportionment, in the amount of \$47,713,080, is made from federal funds provided to the State under Title III of the Elementary and Secondary Education Act as amended by the No Child Left Behind (NCLB) Act of 2001 (PL 107-110) in support of grants awarded to eligible local educational agencies (LEAs) for limited English proficient children. The amounts paid in this apportionment reflect the first 40 percent of each LEA's entitlement.

Direct funded charter schools must apply individually for this program. The amount for direct funded charter schools is identified separately from the district or county amount. All other charter schools must apply through their authorizing agency and the associated funding is included in the district or county amount.

The United States Department of Education (USDE) award number is T365A030005. The Catalog of Federal Domestic Assistance Subprogram number is 84.365A. This grant award is subject to the provisions of Title III, Part A of the NCLB Act (PL 107-110), and the Education Department General Administrative Regulations. The funding is appropriated in Item 6110-125-0890 of the 2003 Budget Act (Chapter 157, Statutes of 2003). The California sub-allocation (pass-through) number is Project Cost Account Code 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, 2003 through September 30, 2004) shall remain available for obligation for an additional period of 12 months (September 30, 2005).

In order to comply with federal cash management requirements, LEAs must expend federal funds in a timely manner. Although the Tydings Amendment provides specific timelines governing the expenditure/encumbrance of program funds, federal guidelines discourage the release of additional funding to LEAs that have not spent the dollars previously apportioned.

December 16, 2003

Page 2

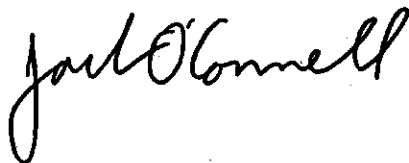
LEAs are therefore requested to minimize the time frame between receipt and expenditure of federal program funds. Beginning in the 2003-2004 fiscal year, the California Department of Education (CDE) will review the percentage of federal carry-over funds from prior fiscal years for each LEA and the release of future apportionments may be delayed for LEAs with significant balances.

Federal law Title 34 CFR 80.21(i) also requires that any interest earned by LEAs on federal dollars be returned to USDE if the amount is in excess of \$100. LEAs should forward interest payments for remittance to USDE to: California Department of Education, 1430 N Street, Suite 2213, Sacramento, CA 95814, Attention: Cashiering. To ensure proper posting of payments, please include the program's pca number and identify the payment as "Federal Interest Returned."

Warrants will be mailed to county treasurers approximately four weeks from the date of this Notice. For standardized account code structure (SACS) coding, use Resource Code 4203, Title III Limited English Proficiency (LEP) Student Program, and Revenue Object Code 8290, All Other Federal Revenue. For non-SACS coding, use Income Account Code 8160, Improving America's Schools Act. County superintendents of schools are requested to inform LEAs immediately of this apportionment.

If you have any questions regarding this apportionment, please contact Gary Kennedy, Fiscal Analyst, Categorical Programs Unit, at (916) 324-4555 or via e-mail at gkennedy@cde.ca.gov, or Julie Klein, Staff Services Manager I, Categorical Programs Unit, at (916) 323-1314 or via e-mail at jklein@cde.ca.gov. For program issues, please contact Alice Ng, Staff Services Analyst, Language Policy and Leadership Office, at (916) 319-0603 or via e-mail at ang@cde.ca.gov.

Sincerely,



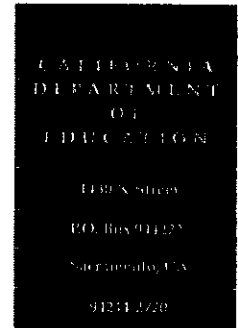
JACK O'CONNELL

JO:gk

Enclosures



JACK O'CONNELL
State Superintendent of Public Instruction



**Notice of the Second Apportionment for the No Child Left Behind Act of 2001
Title III-English Language Acquisition, Language Enhancement, and
Academic Achievement for Limited English Proficient Children,
Fiscal Year 2003-04**

The State Controller, Treasurer, Department of Finance, and County Auditors, Treasurers, and Superintendents of Schools are hereby notified that an apportionment from the Federal Trust Fund is made from funds provided in Item 6110-125-0890 of the 2003 Budget Act (Chapter 157, Statutes of 2003).

Summary of Apportionment:

Item 6110-125-0890(3).....	\$132,793,000
Less: Prior Apportionment for Immigrant Children.....	\$5,388,895
Less: Current Apportionment for Limited English Proficient Children.....	\$47,713,080
Balance Available.....	\$79,691,025

This apportionment is made in support of Title III of the No Child Left Behind Act of 2001 (PL 107-110) for limited English proficiency (LEP) students.

The State Controller will draw warrants from the State's Federal Trust Fund in favor of the County Treasurers specified on the attached schedule. The County Treasurers are requested to deposit immediately the amount received to the General Fund of the local educational agency.

I hereby certify that this is a true and correct statement of apportionment made by me as directed by law. I further certify that this apportionment is in accordance with all applicable provisions of the Budget Act, the *Education Code*, and the Constitution of the State of California pertaining to the particular appropriation cited in this document.


State Superintendent of Public Instruction
or Authorized Designee

SCHEDULE OF THE SECOND APPORTIONMENT FOR THE NO CHILD LEFT BEHIND ACT OF 2001
 TITLE III-ENGLISH LANGUAGE ACQUISITION, LANGUAGE ENHANCEMENT, AND
 ACADEMIC ACHIEVEMENT FOR LIMITED ENGLISH PROFICIENT CHILDREN, FISCAL YEAR 2003-04

CDS Code	Vendor Code	County Name	Local Educational Agency	Total Grant Amount	Current Apportionment
40 10405		San Luis Obispo	San Luis Obispo Co. Office of Education	\$26,325	\$10,530
40 68700		San Luis Obispo	Atascadero Unified School District	\$10,745	\$4,298
40 68759		San Luis Obispo	Lucia Mar Unified School District	\$100,236	\$40,094
40 68809		San Luis Obispo	San Luis Coastal Unified School District	\$39,833	\$15,933
40 75457		San Luis Obispo	Paso Robles Unified School District	\$97,242	\$38,897
40 75465		San Luis Obispo	Coast Unified School District	\$12,817	\$5,127
SAN LUIS OBISPO COUNTY TOTALS				\$287,198	\$114,879