

**STATE BOARD OF EDUCATION**  
**Action Items**  
December 12, 2006

**SUBJECT: Broward County School Board's Appeal of Department of Education's Decision on Reallocation of Title I Funds based on Supplementary Education Services Participation**

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**PROPOSED BOARD ACTION**

For Approval

**AUTHORITY FOR STATE BOARD ACTION**

Section 1008.331(4), Florida Statutes and 20 U.S.C. § 1231b-2.

**BACKGROUND INFORMATION**

In accordance with its oversight responsibilities, the Department denied the Broward County Public Schools' (BCPS) April 2006, request to reallocate approximately \$10.97 million of its Title I, Part A funds set-aside and has directed it to carry over this balance for use for choice-related transportation and Supplemental Educational Services (SES) to the 2006-07 school year.

The Department, pursuant to its responsibility to ensure program and fiscal compliance by subgrantees and to pre-authorize district reallocation requests, concluded that the BCPS failed to adequately and appropriately notify parents as required under the program. The program allows districts to so reallocate Title I, Part A set-aside funds *only if* it (1) has adequately and appropriately publicized and notified all parents of eligible children about the availability and options of public school choice and SES in understandable formats and multiple forums, (2) offered parents a reasonable time to investigate options and submit requests for services, and (3) fully met parental demand for these services. BCPS objects to and appeals the Department's decision.

This item was continued from the September 19, 2006, and October 17, 2006, State Board Agendas.

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**Supporting Documentation Included:** Letter to Broward County and Documentation provided by the District and Department (under separate cover)

**Facilitators/Presenters:** Dr. Cheri Yecke, Chancellor, K-12 Public Schools and Broward Interim Superintendent James F. Notter