# Virginia Department of Education

# Office of ESEA Programs

# Procedures for the Reallocation of Title III, Part A, Funds

Section 3114(c) of the *Elementary and Secondary Education Act of 1965* (ESEA) requires the reallocation of unused Title III, Part A, funds to school divisions in accordance with criteria established by the state educational agency (SEA). The Virginia Department of Education (VDOE) has established procedures for reallocation that include determining: 1) identification of unused funds; 2) areas of eligibility; and 3) time frames for reallocation.

## 1. Identification of Unused Funds

Unused Title III, Part A, funds are identified as Title III, Part A, funds from a local educational agency (LEA) that has:

* 1. Not submitted an application for Title III, Part A, within sixty days of the release of the allocations and has chosen not to apply for funds;
	2. Had its allocation reduced because it failed to meet the maintenance of effort requirements;
	3. Had funds recovered by the SEA after determining that the LEA failed to spend Title III, Part A, funds in accordance with applicable law; or
	4. Unused funds for other reasons.

## 2. Reallocation Based on Ability to Expend the Funds

The VDOE will reallocate unused Title III, Part A, funds on a per pupil basis to eligible LEAs who have the ability to expend the funds within the grant award period.

## 3. Determination of Eligibility

LEAs eligible for reallocation shall have accepted current year funds either directly or as a member of a consortium.

## 4. Reallocation Procedure

Within sixty days of the release of the allocations, each LEA shall submit an application. If a school division does not submit an application within sixty days either individually or as a member of a Title III consortium, the funds for that LEA will be reallocated. Funds are reallocated on a per pupil basis to LEAs that have accepted current year funds either directly or as a member of a consortium. Funds to member divisions of the Title III statewide consortium are allocated based on an adjusted initial allocation.

## 5. Establishment of Time Frames

The SEA must reallocate funds on a timely basis, and funds should be made available to eligible LEAs within the allowable obligation period in which the funds were appropriated. The following guidelines apply:

* 1. Sixty days from the release of the allocations, the LEA shall submit an application.
	2. The VDOE will reallocate funds within 120 days of the release of the allocations and may modify this timeline based on unanticipated circumstances.

If you have any questions or need additional information, please contact Louise Marks, Title III Coordinator, at Louise.marks@doe.virginia.gov or (804) 225-2901.