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# Board Cover Memorandum

**To** Board of Education

**From** Kyla Johnson-Trammell, Superintendent  
Sondra Aguilera, Chief Academic Officer

**Meeting Date** June 5, 2024

**Subject** 2024 Assurance of Compliance: Significant Disproportionality Compliance for Improvement Monitoring (CIM) for Comprehensive Coordinated Early Intervening Services (CCEIS)

**Ask of the Board** Accept the responsibility for implementing the compliance steps for Significant Disproportionality Compliance for Improvement Monitoring (CIM) for Comprehensive Coordinated Early Intervening Services (CCEIS) by adopting the 2024 Assurance of Compliance.

**Background** Every year a District in the State of California is identified for Significant Disproportionality Compliance for Improvement Monitoring (CIM) for Comprehensive Coordinated Early Intervening Services (CCEIS), the District must assure that they will comply with the compliance and monitoring steps.

**Discussion** Oakland Unified School District will continue in the Significant Disproportionality Compliance for Improvement Monitoring (CIM) for Comprehensive Coordinated Early Intervening Services (CCEIS) and therefore, must accept the responsibility of implementing the compliance and monitoring steps.

**Fiscal Impact** The LEA shall comply with 34 Code of Federal Regulations (CFR) Section 300.646, which requires an LEA to: (1) reserve exactly 15 percent of the Part B IDEA sections 611 and 619 funds received for Comprehensive Coordinated Early Intervening Services (CCEIS). The LEA cannot reduce its state and/or local expenditures for the maintenance of effort by the allowable 50 percent adjustment of the new IDEA funds received in FFY 2024–25.

**Attachment(s)**

- 2024 Assurance of Compliance

## Individuals with Disabilities Education Act of 2004, Part B Grant

Within 30 days upon receipt of notification of Significant Disproportionality, the Assurance of Compliance must be signed and emailed to [SigDisp@cde.ca.gov](mailto:SigDisp@cde.ca.gov).

As a special condition for receipt of the federal fiscal year (FFY) 2024 Individuals with Disabilities Education Act (IDEA) Part B grant funds, the local educational agency (LEA) must meet the following:

### Part 1:

The LEA shall comply with 34 Code of Federal Regulations (CFR) Section 300.646, which requires an LEA to: (1) reserve exactly 15 percent of the Part B IDEA sections 611 and 619 funds received for Comprehensive Coordinated Early Intervening Services (CCEIS). The LEA cannot reduce its state and/or local expenditures for the maintenance of effort by the allowable 50 percent adjustment of the new IDEA funds received in FFY 2023–24; (2) In implementing comprehensive coordinated early intervening services an LEA—(i) May carry out activities that include professional development and educational and behavioral evaluations, services, and supports. (ii) Must identify and address the factors contributing to the significant disproportionality... (iii) Must address a policy, practice, or procedure it identifies as contributing to the significant disproportionality, including a policy, practice or procedure that results in a failure to identify, or the inappropriate identification of, a racial or ethnic group (or groups).

### Part 2:

Any LEA that uses 15 percent of IDEA Part B funds for CCEIS must report annually to the California Department of Education (CDE), the state education agency, on (1) the number of students who receive CCEIS; and (2) the number of students who received early intervening services, and who subsequently receive special education and related services within two years after receiving CCEIS.

### Part 3:

The LEA shall comply with the provisions of IDEA (20 United States Code Section 1413[f]) and the regulations in 34 CFR Section 300.226 which define and describe CEIS. Specifically, CCEIS funds may be used to

supplement, but not supplant, services aligned with, and activities funded by, and implemented with a federally funded project; most notably, the Elementary and Secondary Education Act which includes Title I services. CCEIS funds may be used to develop and support a multi-tiered system of prevention and intervention options, but may not be used to support the implementation of core or universal activities designed to provide high quality instruction to all students in a grade, school, or LEA.

### Part 4:

The LEA shall report to the Special Education Division the FFY 2024–25 Part B IDEA section 611 grant amounts for Resource 3310 allocation and Subgrant 619 grant amounts for Resource 3315 allocation.

### Part 5:

For FFY 2024–25, the LEA shall provide a budget allocation and allowable costs budget to the California Department of Education (CDE) for the 15 percent of Part B IDEA funds used for CCEIS. LEAs are permitted to use IDEA Part B funds to develop and provide CCEIS within the allowable budget period, July 1, 2024, through September 30, 2026. The allowable cost budget shall detail how and for whom these funds will be spent to implement and/or improve the LEA's Compliance and Improvement Monitoring (CIM) process for significant disproportionality (Sig Dis). All of the allowable budget items MUST be part of CCEIS for students ages three to grade twelve.

### Part 6:

The LEA shall implement CCEIS as described in the Essential Questions and Answers document by the Office of Special Education Programs, Office of Special Education and Rehabilitations Services, U.S. Department of Education (ED) on the ED Web page at <https://sites.ed.gov/idea/files/significant-disproportionality-qa-03-08-17.pdf>. Funds may not be expended for CCEIS activities until the CIM for Sig Dis Plan for Improvement has received written approval by the CDE.

### Part 7:

The LEA shall comply with the guidance and monitoring provided by the CDE including making records, data, and reports available through a knowledgeable and accountable contact person. The SELPA director must certify their involvement in the development of the CIM for Sig Dis Improvement Plan, any addendums, fiscal information, and quarterly reports.

## 2024 BUDGET ALLOCATION

Complete the tables below to determine the estimated **2024 CCEIS Budget** based on the 2023 IDEA Budget Allocation. CCEIS expenses for 2024 must conform to the U.S. Office of Special Education Programs (OSEP) IDEA Part B Regulations Significant Disproportionality (Equity in IDEA). For detailed allowable CCEIS expenditures, please refer specifically to Questions C-3-1 through C-3-10, pages 19 through 24, on the U.S. Department of Education Web page at <https://sites.ed.gov/idea/files/significant-disproportionality-qa-03-08-17-2.pdf>.

The 2024 CCEIS period is July 1, 2024, through September 30, 2026. The CCEIS 15 percent set-aside must be fully expended by September 30, 2026.

Provide the Fiscal Year 2023–24 IDEA grant award allocation for Resource Codes 3310 and 3315.

2023 Resource <b>3310</b> Allocation	2023 Resource <b>3315</b> Allocation
\$9,427,456.00	\$239,811.00

Provide the 2024 IDEA grant award allocation estimates based on the 2023 IDEA grant award allocations from SELPA to the identified LEA for resource codes 3310 and 3315. The 15 percent set-aside for CCEIS expenditures will be determined from these two resource codes.

2024 Resource <b>3310</b> Estimated Allocation	2024 Resource <b>3315</b> Estimated Allocation
\$1,414,117.95	\$35,971.65

In the box below, indicate the estimated 15 percent set aside for each of the resource codes 3310 and 3315:

2024 CCEIS Resource 3312 3312 = 15% of 3310		2024 CCEIS Resource 3318 3318 = 15% of 3315		Total Estimated 2024 CCEIS Budget (3312 plus 3318)
<b>\$1,414,117.95</b>	<b>plus</b>	<b>\$35,971.65</b>	<b>equals</b>	<b>\$1,450,089.60</b>




The above estimated 15 percent set-aside amounts will be the 2024-25 CCEIS allocations for resource codes 3310 (CEIS Resource Code 3312) and 3315 (CEIS Resource 3318). These funds must be used for CIM for Sig Dis Plan for Improvement development and Comprehensive Coordinated Early Intervening Services (CCEIS) to the identified target population that meets the federal guidance. These resources must be expended by September 30, 2026, and reported accurately in Quarterly Progress and Expenditure Reports.

## Assurance of Compliance and Required Budget Set Aside

### Complete the required information for the identified LEA:

LEA Name: Oakland Unified School District	County District Code: Alameda County; 0113
LEA Contact Name: Dr. Sondra Aguilera	LEA Contact Email: <a href="mailto:sondra.aguilera@ousd.org">sondra.aguilera@ousd.org</a>
SELPA Name: Oakland USD	SELPA Contact Email: <a href="mailto:rain.johnson@ousd.org">rain.johnson@ousd.org</a>

### The following signatures convey agreement with the above seven parts:

LEA Superintendent (Print Name & Signature): Dr. Kyla Johnson-Trammell 	Date Signed:  Contact Phone: 510-879-8000
LEA Special Education Director (Print Name & Signature): Jennifer Blake 	Date Signed:  Contact Phone: 510-879-5003
LEA Fiscal Representative (Print Name & Signature): Lisa Grant-Dawson 	Date Signed:  Contact Phone: 510-879-1029
School Board Chairperson (Print Name & Signature): Benjamin Sam Davis	Date Signed:  Contact Phone:
SELPA Director (Print Name & Signature): Rain Johnson 	Date Signed:  Contact Phone: 510-879-5003
SELPA Fiscal Representative (Print Name & Signature): Alva Leung 	Date Signed:  Contact Phone: 510-879-1029

Name: Benjamin Davis  
 Position: President, Board of Education

Sign:  Date: 6/6/2024