

**TITLE III: Language Instruction for Limited English Proficient and Immigrant Students**

**Part A: Language Acquisition, Language Enhancement, and Academic Achievement Act**

***Activities***

The purpose of this program is to help ensure that children who are limited English proficient (LEP) attain English proficiency, develop high levels of academic attainment in English, and meet the same challenging State academic content and student academic achievement standards as all children are expected to meet. Activities supported through the program must include activities to increase English proficiency and provide high quality professional development. Funds may also be used to improve the instruction program, upgrade curricula, provide tutorials, and create community and family participation programs. [Section 3115] Private school students and teachers whose schools are located within an LEA that has received a subgrant from the State are provided with equitable services as required in the Uniform Provisions.

***Funding***

Funds are granted by formula to the States. Twenty percent of the funds are based on the number of immigrant students in the State; the remaining 80 percent of the funds are granted based on the number of limited English proficient students in the State. States, in turn, subgrant at least 95 percent of their funds to an LEA, or one or more LEAs in collaboration with an institution of higher education, community-based organization, or SEA. The subgrant is based on the number of limited English proficient students in the geographical area being served by the eligible entity. [Section 3114]

If the funds appropriated for Title III are less than \$650,000,000, only Part B will be in effect. Part B, Improving Language Instruction Educational Programs, is not covered by the Uniform Provisions. However, Subpart 4, Emergency Immigrant Education Act, contains provisions for the equitable participation of private school students. [Section 3245 (a)(7)(A) and Section 3246 (b)] If the funding is \$650,000,000 or more, only Part A is in effect.

***Special Requirements***

Not later than 30 days after the beginning of the school year, the LEA must notify all parents of students participating in a program for students with limited English proficiency the reasons their child was identified as LEP, the child's level of English proficiency, and the program being used for their child and how it is similar or different from other programs for LEP students. They must also provide in writing the right of the parent to remove their child from the program and the options the parent has to decline a program and choose another program of instruction, if available. [Section 3302 (a)]

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