

Documentation to Rebut Presumptions of Supplanting

District: Farmington

Generally, an LEA may not use Title I funds for activities that it would have conducted in the absence of Title I funds. Doing so creates a presumption that supplanting has occurred. Please see the Title I Bureau memo issued May 29, 2009, and USDE non-regulatory guidance issued September 2, 2009 (Questions B-4 and B-7, emailed to district Title I directors on October 7, 2009) for guidance on this issue.

A presumption of supplanting may be rebutted through appropriate documentation. This documentation must be developed at the same time that decisions are being made regarding how funding will be used. This form provides for the necessary documentation that must be submitted and approved in order to use Title I funds for activities that might ordinarily be considered to be supplanting.

Under each area below, that is applicable to your situation, provide a clear description of any proposed activities that would be funded through regular Title I or Title I ARRA funds that might be considered supplanting.

(1) The activity is required by local, State, or other Federal law:

(2) The LEA conducted the activity in the prior year with state or local funds:

(3) The LEA uses state or local funds to provide the same activity for non-Title I students or in non-Title I schools that it provides with Title I funds for Title I students in Title I schools.

Local Documentation

Districts are required to submit with this consolidated application amendment local board documentation (preferably a local board resolution) that justifies and describes the use of Title I funds for the activities listed above and that clearly demonstrates:

- o the reduction of state or local funds,
- o that the activity would have been eliminated,
- o what educational priorities changed to warrant the use of Title I funds, and

- o the LEA's reasons for choosing to eliminate state or local support for the priorities.

Please upload local board documentation to the Web EPSS and Monitoring System which clearly shows timeframes of actions, with this submission.