

ESC Random Validation Training Phase 2

Private Nonprofit (PNP) Equitable Services: LEA Maintained Inventory Control of Purchases for Equitable Services

November 2023

Texas Education Agency Federal Program Compliance Division

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This presentation is intended solely to provide general information and guidance to Texas ESCs, LEAs, and participating Private Schools and reflects the Texas Education Agency's current understanding of statute and applicable federal guidance. The content of this presentation is subject to change as a result of further potential information and guidance provided by federal agencies with regulatory oversight of these programs. This presentation does not constitute legal advice, and entities are, therefore, advised to seek legal counsel regarding the information and guidance.





Documenting overall compliance for a program requirement may require several forms of documentation to be maintained locally and available upon request by TEA and/or an auditor.

TEA Program Requirements Selected



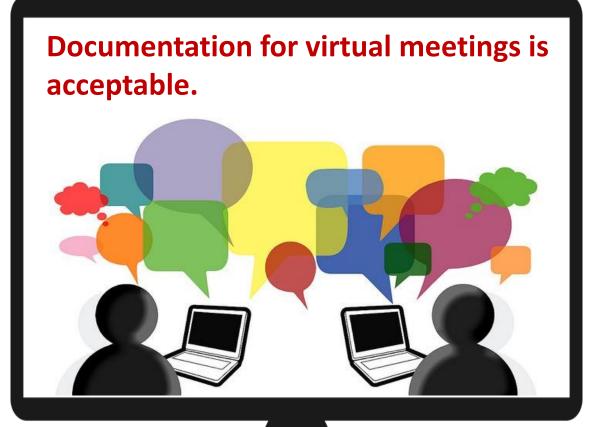
To ensure overall compliance with program requirements, LEAs should refer to the Program Guide and/or other programrelated resources that reference the multiple forms of documentation required to be maintained locally.





The documentation requested for submission during the random validation process may not include all forms of documentation that are required to be maintained locally.





Given the increased use of virtual meeting environments, participant rosters that include the meeting title, meeting date, and stakeholder names and roles would be acceptable substitutes for the more traditional sign-in sheets. This eliminates the need of a participant

signature.





2023-2024 Random Validation Handbook for LEAs Providing Private Nonprofit (PNP) Equitable Services

LEA Maintained Inventory Control of PNP Purchases for Equitable Services

Federal Program Compliance Division

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ESSA Statutory Requirement – LEA Maintained Inventory Control of Title I, Part A Purchases for Equitable Services

Title I, Part A Program

Section 1117(d)(1)

The control of funds provided under this part, and title to materials, equipment, and property purchased with such funds, shall be in a public agency, and a public agency shall administer such funds, materials, equipment, and property.



ESSA Statutory Requirement – LEA Maintained Inventory Control of Title VIII Purchases for Equitable Services

Title VIII Programs

Section 8501(d)(1)

The control of funds used to provide services under this section, and title to materials, equipment, and property purchased with those funds, shall be in a public agency for the uses and purposes provided in this Act, and a public agency shall administer the funds and property.

Code of Federal Regulations (C.F.R.), Title 34, Section 76.661(a)(d)

An agency, consortium, or entity must keep title to, and exercise continuing administrative control of, all property, equipment, and supplies that the agency, consortium, or entity acquires with funds under a program listed in <u>§ 76.661(a)(d)</u> for the benefit of eligible private school children and their teachers and other educational personnel.



ESSA Consolidated Application – LEA Maintained Inventory Control of Title I, Part A PNP Purchases Program-Specific Provisions and Assurances

Assurances Relating to Title I, Part A

The control of Title I, Part A funds, and title to materials, equipment, and property purchased with such funds, shall be in a public agency, and a public agency shall administer such funds, materials, equipment, and property.



ESSA Consolidated Application – LEA Maintained Inventory Control of Title VIII PNP Purchases Program-Specific Provisions and Assurances

Assurances Relating to Title VIII Programs

The LEA will comply with the uniform provisions for providing services to private schools as specified in <u>Title VIII, Part F, Subpart 1, Private Schools</u>, <u>Sections 8501-8504</u>.



LEA procedures were in place ensuring it maintained control of PNP technology, equipment, and supplies purchased for the equitable services program(s).

Documentation Required— LEA Maintained Inventory Control of Purchases

Documentation Required

1.1 - LEA Internal ControlPolicies and Procedures

1.2 – LEA Evidence ofInventory ControlConsultation

1.3 – LEA Evidence ofInventory Control

Acceptable Documentation

- 1.1 Copy of written policies and procedures regarding purchases of PNP technology, equipment, and supplies for equitable services; <u>and</u>
- 1.2 One sample of dated agendas, consultation notes, and/or other documentation specifying LEA maintains control of PNP purchase(s) for equitable services; <u>and</u>
- 1.3 Inventory list of items purchased for PNP equitable services on one participating private school campus for each participating ESSA program. (supplemental property/equipment, materials, supplies, and devices such as laptops, 3-D printers, science/lab equipment, etc.)



TEAC LEA Maintained Inventory Control of Purchases for Equitable Services

Documentation Required –

Written documentation supporting LEA Internal Control Policies and Procedures





Issues that may result in an "Improvement Needed" status

- Auditable documentation requested was not submitted
- Documentation submitted does not reference each of the three requested PNP validation requirements
- Documentation from a prior year was submitted instead of current year documentation
- Documentation does not indicate LEA maintains control of purchases



Federal Program Compliance Division Contact Information

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