

# Every Student Succeeds Act (ESSA)

## Equitable Services Requirement Notice of Allocation

Educational services and other benefits provided under the Every Student Succeeds Act (ESSA) for non-public school children, teachers, and other educational personnel shall be provided in a timely manner and be equitable in comparison to services and other benefits for public school children, teachers, and other educational personnel. Expenditures for equitable services to eligible private school children, teachers and other educational personnel, and families “must be equal to the proportion of funds allocated to participating public school attendance areas” based on the number of children from low-income families who reside in those attendance areas and attend non-public schools [ESSA § 1117(a)(4)(A)]

### Programs Eligible for Services

Equitable services requirements for non-public/private schools apply to the following programs under ESSA § 1117 or § 8501:

- Title I, Part A (Improving Basic Programs)
- Title I, Part C (Migrant Education)
- Title II, Part A (Supporting Effective Instruction)
- Title III, Part A (English Language Acquisition)
- Title IV, Part A (Student Support & Academic Enrichment)
- Title IV, Part B (21st CCLC)

### Programs Allocations

A State Education Agency (SEA) must provide notice in a timely manner to appropriate non-public school officials in the state of the allocation of funds for educational services and other benefits under each ESEA program that a local educational agency (LEA) has determined are available for eligible non-public school children, teachers and other educational personnel, and families. (ESEA §§ 1117(a)(4)(C) and 8501(a)(4)(C).) The table below illustrates the amounts of the FY21 federal grant allocated to Tennessee as of Aug. 1, 2020.

Grant	State Allocations
Title I, Part A	\$298,247,815.00
Title II, Part A	\$38,869,521.00
Title III, Part A	\$6,888,583.35
Title IV, Part A	\$21,574,183.00

Funds allocated to an LEA for educational services and other benefits to eligible non-public school children, teachers and other educational personnel, and families must be obligated in the fiscal year for which the funds are received by the LEA (ESSA §§ 1117(a)(4)(B) and 8501(a)(4)(B). An LEA must determine the proportionate share of Title I funds available for equitable services based on the total amount of Title I funds received by the LEA prior to any allowable expenditures or transfers of funds ESSA § 1117(a)(4)(A). Please note that under documented extenuating circumstances, funds not obligated are available for equitable services in the subsequent school year.

### Contact Information:

For more information: [Danny.Bounds@tn.gov](mailto:Danny.Bounds@tn.gov) or your [FPO Divisional Coordinator](#)