

According to WV State Code 18-5-44 and WVBE Policy 2525, the information below summarizes the criteria for approving and operating programs for 4 year olds and 3 year old children with Individualized Education Plans (IEPs) for WV Universal Pre-K. Title I money may be used to supplement Pre-K programs if the LEA and school receives Title I funds. The supplement/supplant requirement is applicable to using Title I funds to support Pre-K. (Effective August 1, 2012)

Pre-K Requirements WV State Code and WV Policy 2525

Title I Collaboration to Supplement

§126-28-5. Eligibility and Enrollment. §126-28-19. Finance.

- Operate programs for all 4 year old children and 3 year old children with an Individualized Education Plan (IEP) as mandated under federal IDEA law.
- Report Pre-K enrollment to generate school aid funding, regardless of setting.

Title I *may not* pay for costs to identify eligible preschool children.

A LEA or school **may not** use Title I funds to provide services to preschool children with disabilities that they are otherwise required by law to receive because to do so would violate the Title I supplement not supplant requirements (ESEA sections 1114(a)(2)(B), 1120A(b)). Page 12 new guidance

Title I *may not* pay for costs to maintain classrooms within the LEA and/or the contracts with collaborative partners.

Children in private preschools are not generally eligible for equitable Title I services.

Section 1120 of Title I requires an LEA to provide equitable services to eligible children who are enrolled in private elementary schools and secondary schools. As a result, unless State law considers preschools to be part of elementary education, children in private preschools are not enrolled in an elementary school and thus are not eligible to receive Title I services.

Even though preschool children in a private school are not *entitled* to receive equitable services, such children who reside in a participating Title I school attendance area and attend a private elementary school in which school-age children are entitled to equitable services *may* receive Title I services if, after meaningful consultation with private school officials, the LEA determines that sufficient Title I



	funds are available to provide such services, considering the needs of other eligible private school children. In essence, preschool children would be served in place of or in addition to other eligible elementary and secondary private school children who are entitled to receive equitable services (ESEA section 1120). Page 13 new guidance Title I may supplement the Pre-K program by providing and extended day/year programs (e.g., Kindergarten Plus) utilizing Title I Part A funds or school improvement funds.
 §126-28-15. Curriculum and Assessment. §126-28-12. Health and Safety. §126-28-16. Personnel. Utilize WV approved curricular framework and the WV Early Learning Standards Framework (Policy 2520.15) Utilize WV approved assessments to inform and individualize instruction Employ staff with professional education in early childhood education class size no more than 20 children with no less than 2 adults, one of whom is a certified teacher. 	Title I <i>may not</i> pay for costs associated with curriculum, assessments and salaries for staff (teachers and aides).
 §126-28-18. Program Assessment and Continuous Quality Improvement. Evaluate program success for meeting the health and safety needs of the child through the use of the Early Childhood Environment Rating Scale-Revised which will be administered by a trained, collaborative county team or outside experienced observer team 	Title I <i>may not</i> pay costs associated with ECERS.
 §126-28-9. Family Engagement. Incorporate meaningful ways of communicating with and involving parent/guardian/family 	Title I schools <i>may</i> include Pre-K parents in parent involvement activities held in a Title I school operating a schoolwide project. Pre-K parents <i>should</i> be included in decision making groups within the Title I school operating a school wide project. Pre-K parents <i>should</i> receive all pertinent

	communication distributed by a Title I school including the written parent involvement policies if the Pre-K program is located in the Title I school operating a school wide project. WVDE Office of Title I maintains a contract with Trans ACT to provide translation services for communications. This service <i>may</i> be utilized by Pre-K teachers to ensure parents may receive communication in a native language. Pre-K parents should have representation on the LEA Title I (Federal Programs) Parent Advisory Committee.
§126-28-4. County Collaborative Early Childhood Team.	Pre-K teachers should be represented on the Title I school's strategic plan committee to ensure collaboration with the Pre-K program.
Engage in joint planning and revision of the school plans with school staff and community partners	County funded Pre-K teachers <i>may</i> receive a stipend from Title I for work completed with a Title I school staff on the school's strategic plan IF this work is completed outside the regular work hours. The Pre-K teachers must be employees of the LEA.
 §126-28-16. Personnel. Require appropriate WV license for teachers Employ staff with strong professional education preparation in child development and early childhood education 	Preschool teachers working in Title I preschool programs, in States that consider preschool as part of public elementary education, <i>must meet the applicable Title I teacher qualification</i> requirements (minimum of elementary certification) <i>prior to being hired and placed in a Title I school. [Sections 200.55 and 200.56, Title I Final Regulations, December 2, 2002.]</i> In preschool programs in Title I school wide program schools, all paraprofessionals must be highly qualified, regardless of how their salary is funded. Additionally, all paraprofessionals in Title I schools must work under the direct supervision of a highly qualified teacher.
§126-28-12. Health and Safety.	Title I <i>may not</i> pay for costs associated with these items.
 Maintain a class size no more than 20 children with no less than 2 adults, one of whom is a teacher Provide at least one meal (breakfast and/or lunch) must be provided by the National School Lunch Program Conduct Health Check screening prior to 	icomo.

admission to the program	
Provide equipment and materials for indoor	Title I may supplement the instructional
activities	materials for Pre-K classrooms if the Pre-K program is located in a Title I school operating a school wide program.
§126-28-15. Curriculum and Assessment. §126-28-19. Finance.	Since Policy 2525 for universal pre-k is effective July 1, 2012, Title I money <i>may not</i> be used as Pre-K start-up funds to open new programs. State reimbursement for the Pre-K students is received
Implement WVELSFEquip classroom as required by the chosen curriculum framework	and should be utilized to support the pre-k programs.
§126-28-15. Curriculum and Assessment.	Title I <i>may supplement</i> the planning time, by providing a substitute to enable the <i>Pre-K teachers in Title I schools</i> to meet periodically with the
Provide for collaborative planning time	kindergarten and first grade teachers for the purpose of reviewing vertical curriculum alignment.
	The Pre-K teachers must be employees of the LEA.
§126-28-10. Transitions.Develop a written and implemented plan for	Title I schools <i>may</i> conduct "additional" transition activities above and beyond what is required by WV Policy 2525.
transitioning children into and out of Pre-K classrooms	
§126-28-17. Staff Training.	Consistent with ESEA section 1119(h) and 34 C.F.R. § 200.60, Title I funds may be used to
 Participate in 15 hours of professional development as described in the county Pre-K plan 	support ongoing training and professional development to assist teachers and paraprofessionals in satisfying the requirements of Title I.
	Title I <i>may</i> pay for additional professional development for Pre-K teachers that is above and beyond the 15 hours required by WV Policy 2525.
	The Pre-K teachers must be employees of the LEA to receive a stipend.

Do the Title I supplement not supplant provisions apply to the use of Title I funds to operate a preschool program?

Yes. An LEA or school operating a Title I preschool program must comply with the same supplement not supplant requirements that apply to all Title I programs.