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## **Supplement not Supplant**

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Federal Title funds must not be used for general expenses required to carry out other responsibilities of State or local governments (34 CFR section 299.2(b)).

A LEA or school may use program funds only to supplement and, to the extent practical, increase the level of funds that would, in the absence of the Federal funds, be made available from non-Federal sources for the education of participating students. In no case may an LEA or school use Federal program funds to supplant funds from non-Federal sources. In the following instances, it is presumed that supplanting has occurred:

1. The LEA or school used Federal funds to provide services that the State or LEA was required to make available under other Federal, State or local laws.
2. The LEA or school used Federal funds to provide services that the LEA or school provided with non-Federal funds in the prior year.
3. The LEA or school used Title I, Part A funds to provide services for participating children that the LEA or school provided with non-Federal funds for nonparticipating children.

These presumptions are rebuttable if the LEA or school can demonstrate that it would not have provided the services in question with non-Federal funds had the Federal funds not been available.

In a Title I schoolwide program, a school is not required to provide supplemental services to identified children. A school operating a schoolwide program does not have to (1) show that Federal funds used within the school are paying for additional services that would not otherwise be provided; or (2) demonstrate that Federal funds are used only for specific target populations. Such a school, however, is required to use funds available under Title I and any other Federal programs to supplement the total amount of funds that would, in the absence of the Federal funds, be made available from non-Federal sources for that school, including funds needed to provide services that are required by law for children with disabilities and children with limited English proficiency.

The local educational agency shall use Federal funds only to supplement the funds that would, in the absence of such Federal funds, be made available from State and local sources for the education of students participating in programs supported with funds from this application, and not to supplant such funds. For all Titles, except for Title I, Part A, the determination of a presumption of supplanting remains as it was in previous years.

To demonstrate compliance with the supplement requirement for Title I, a local educational agency shall demonstrate that the methodology used to allocate State and local funds to each school receiving assistance under Title I, Part A ensures that such school receives all of the State and local funds it would otherwise receive if it were not receiving assistance under Title I, Part A.