

in Baltimore, Maryland, on December 2, 1994. Subject to review of the comments received on this proposal, the Secretary plans to announce final criteria for consolidated State plans in February, 1995.

#### **Programs That a State May Include in a Consolidated Plan**

Section 14302 permits an SEA to include any of the following State-administered programs in its consolidated State plan:

- (1) Title I, Part A of the ESEA (LEA Program).
- (2) Title I, Part B of the ESEA (Even Start Program).
- (3) Title I, Part C of the ESEA (Migrant Education).
- (4) Title I, Part D of the ESEA (Neglected, Delinquent, or At-Risk Children).
- (5) Title II of the ESEA (State and local programs) (Professional Development).
- (6) Title III, Part A, subpart 2 of the ESEA (Technology for Education).
- (7) Title IV, Part A (other than the Governor's Programs in section 4114) of the ESEA (Safe and Drug-Free Schools and Communities).
- (8) Title VI of the ESEA (Innovative Education Program Strategies (formerly Chapter 2)).
- (9) State leadership programs under Title II of the Carl D. Perkins Vocational and Applied Technology Education Act (Perkins Act).
- (10) Programs under the Goals 2000: Educate America Act.
- (11) Programs under the School-to-Work Opportunities Act.

In addition, under section 14302(a)(2)(F) of the ESEA, the Secretary proposes to designate the following additional programs that a State may include in a consolidated plan:

- (12) Subtitle B of Title VII of the Stewart B. McKinney Homeless Assistance Act (the Education for Homeless Children and Youth program) (enacted in Title III, Part B of the IASA).
- (13) All other State formula grant programs under the Perkins Act.

The Secretary is considering whether to designate Title VII, Part C of the ESEA (the Emergency Immigrant Education Program) for possible inclusion in the consolidated State plan, but is not proposing to do so at this time in view of the significant relationship of this program to other Federal initiatives for addressing immigration-related issues.

Certain programs that the statute specifically identifies for possible inclusion in a consolidated State plan, such as the Technology for Education

program in Title III, Part A, subpart 2 of the ESEA, are competitive, rather than formula, grant programs. These competitive programs (and others that the Secretary later may designate) can promote innovation in specific aspects of a State's reform effort, and so can play an important role in a consolidated State plan for the overall use of Federal program funds. On the other hand, competitive grant programs present special challenges for consolidated plans; not only must their applications be reviewed against competitive selection criteria and processed on a longer time-line than is needed for formula grant programs, but the programs often fund projects with a National purpose. Until these competing principles can be better resolved, the Secretary proposes that an SEA that includes a competitive grant program in its consolidated State plan still will need to meet the application content, selection criteria, and closing dates established for that program.

As stated in the "Invitation to Comment" section of this notice, the public is invited to suggest other grant programs, both formula and discretionary, that should be available for inclusion in a consolidated State plan, and how that plan can best accommodate these other programs.

#### *The Preliminary (First-Year) Consolidated Plan Descriptions*

The preliminary consolidated plan for FY 1995 program funds would identify the Federal programs that the plan covers, and address the following three areas with respect to the programs included in it:

##### *1. Goals or Objectives*

What are the goals and objectives that the SEA hopes to achieve through the development and use of a consolidated program plan, and how do they relate to the needs of the intended beneficiaries of programs included in the plan? In answering these questions, include:

- Ways in which consolidated plans for use of Federal program funds are already being developed and used, and the impediments to success that are now most evident.

##### *2. Process for Developing the Final Consolidated Plan*

What process and timelines will the SEA use during the following year to develop its final consolidated plan? Include the State's strategies for—

- Coordinating the planning for the use of Federal program funds with the State's overall education reform efforts (including planning under Goals 2000

and School-to-Work for participating States).

- Bringing together all key individuals—Governors, State program officials, LEA and school administrators, teachers, adult education administrators, parents, and others who can play a key role in coordinating and integrating each program included in the plan with State and locally funded activities—in the development and review of the final consolidated State plan.

##### *3. Fiscal Accountability*

To ensure fiscal accountability and the availability of information that the Secretary needs to distribute program funds, provide for each included program, where applicable—

- The amount of funds provided under each program that will be used to carry out State-level activities (whether or not those activities are performed by the SEA), and a general description of how these funds will be used.
- The procedures and criteria that the SEA will use to distribute program funds within the State where the program statute provides no in-State funding formula. (Programs that the Secretary thus far has identified as having no statutory in-State funding formula are the following: Even Start, Migrant Education, Neglected, Delinquent, or At-Risk Children (the local agency program in Part D, Subpart 2), Safe and Drug-Free Schools and Communities, Innovative Education, McKinney Homeless Assistance, and the Perkins Act, Title III.)

- The amount of funds, if any, provided under each program that the State would consolidate for State administration under section 14201 of the ESEA, along with a statement confirming that the SEA has determined that a majority of its resources come from non-Federal sources.

##### *Assurances*

In addition, an SEA also would provide in its preliminary plan a set of assurances that include the following:

- Those required by section 14306 of the ESEA, which are repeated in Appendix B.
- A general assurance that, unless and until these requirements are waived, the SEA and its subgrantees will continue to comply with all operational requirements of each program, including those that the program statute may express in terms of application or plan descriptions or assurances.

*Example 1:* An SEA includes the Migrant Education Program (MEP) (Title I, Part C of the ESEA) in its preliminary