



COMMONWEALTH of VIRGINIA

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Superintendent of Public Instruction

DEPARTMENT OF EDUCATION
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November 1, 2024

The Honorable L. Louise Lucas
Chairperson, Senate Finance and
Appropriations Committee
Virginia General Assembly
P. O. Box 700
Portsmouth, Virginia 23705-0700

The Honorable Luke E. Torian
Chairperson, House Appropriations Committee
Virginia General Assembly
4222 Fortuna Plaza, Suite 659
Dumfries, Virginia 22025

Dear Senator Lucas, and Delegate Torian,

§ 4-8.02 STATE AGENCIES, d. of Chapter 2, 2024 Special Session I of the General Assembly, contains the following reporting requirement which states:

d. Any state agency that is required to return federal grant funding as a result of not fulfilling the specifications of a grant, shall, as soon as practicable but no later than November 1st, report to the Chairmen of the Senate Finance and Appropriations and House Appropriations Committees of such forfeiting of federal grant funding.

During state fiscal year (FY) 2024, the Virginia Department of Education, in its oversight role for Virginia's Individuals with Disabilities Education Act (IDEA) special education grant, returned \$1,137,597.20 in IDEA funds to the U.S. Department of Education (USDOE) on behalf of two school divisions which did not fulfill specific requirements under IDEA for Comprehensive Coordinated Early Intervening Services (CCEIS). The source of the returned funds was the school divisions' IDEA formula subgrant. \$299,246.67 was returned to USDOE on behalf of Chesterfield County Public Schools, and \$838,350.52 was returned on behalf of Hampton City Public Schools. The Virginia Department of Education has worked with the school divisions on necessary corrective actions to fulfill the program requirements going forward. Additional details regarding this forfeiture of funding are enclosed in the appendix to this document.

There are no other forfeited federal grant funds as a result of not fulfilling the specifications of a grant to report for FY 2024.

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If you have any questions or require additional information relative to this transmittal, please contact me or Christina Berta, Chief Operations Officer, at (804) 225-2025.

Sincerely,

Lisa Coons

LC/as

CC: The Honorable Aimee Rogstad Guidera, Secretary of Education

Appendix

Hampton City Public Schools

Notification from the Virginia Department of Education to Hampton City Public Schools regarding the requirement to reserve the required funding for CCEIS was initially made on November 13, 2020. On October 2, 2023, VDOE notified Hampton City Public Schools that there were two areas of noncompliance with the requirement to implement CCEIS from two separate awards from federal fiscal year (FFY) 2021. The amounts involved were \$169,165.87 identified from the FFY 2021 Part B American Rescue Plan (ARP) award and \$669,184.65 identified from the IDEA Part B Flow-through award. The grant awards from FFY 2021 expired on September 30, 2023. The Virginia Department of Education has worked with Hampton City Public Schools to mitigate future forfeiture of these federal funds and to meet the requirements associated with the federal funds moving forward.

Chesterfield County Public Schools

Chesterfield County Public Schools forfeited \$299,246.67 due to noncompliance with allowable uses under CCEIS prior to the grant's expiration period. This noncompliance is associated with the IDEA Part B Flow-through award. The grant awards from FFY 2021 expired on September 30, 2023. The Virginia Department of Education has worked with Chesterfield County Public Schools to develop corrective actions to mitigate the loss of federal funding and to meet the requirements associated with the federal funds moving forward.