



From NCLB to ESSA – Changing Parent Notification Requirements

Read what you need to know about the changes posted by the U.S. Department of Education in their FAQ titled “Transitioning to the Every Student Succeeds Act (ESSA)” (see page 2).



TransACT® NCLB Parent Notices Active for 2016-2017

Review the updated list of NCLB parent notices that will be required for the coming 2016-2017 school year (see page 3).



TransACT to Repeat EL Civil Rights Webinar Series Updated by ESSA

Due to its popularity, TransACT will repeat this webinar series for another year, beginning in April 2016. If you missed the first round of webinars in this series, be sure to sign up (see page 5).

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TransACT to Repeat OCR/DOJ Webinar Series

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How to transition to ESSA in the 2016-2017 School Year

On February 26, 2016 the U.S. Department of Education (USED) posted an FAQ titled “Transitioning to the Every Student Succeeds Act (ESSA).” This document addresses NCLB parent notifications requirements for the 2016-2017 school year.

Here’s what you need to know:

1. Parent notifications for the 2016-2017 school year are required, but they must align to NCLB requirements. However, not all NCLB parent notices will be required for the 2016-2017 school year.
2. NCLB parent notifications that will be required are in the following areas:
 - Parent Involvement
 - Title I Schoolwide Eligibility
 - Title III (except AMAOs)
 - Unsafe Schools
 - Privacy Rights
 - Homeless Education
 - Private School Consultation

Summary of Parent Notification Requirement from [USED’s FAQ](#):

School Choice and Supplemental Educational Services (SES): *Optional - State preference for Non-Flex Waiver States*

Question A-4a of the FAQ says: “A State that is not implementing ESEA flexibility may, but is no longer required to, ensure that its LEAs offer public school choice, supplemental educational services (SES), or the related notice to parents during the 2016-2017 school year (see C-4 and C-5).” And Question C-4 says: “A State is no longer required to ensure LEAs provide supplemental educational services, public school choice, or the attendant parental notice requirements (see C-5)” for schools in improvement, corrective action, or restructuring under NCLB.

Parent Notification when student taught for four or more consecutive weeks by a teacher that is not highly qualified: *No Longer Required*

Question A-4b of the FAQ answers the question “Are there any NCLB requirements with which a State or LEA need not comply during the 2016-2017 school year?” The answer is ‘Yes’ and one of the items mentioned is: “Section 1111(h)(6)(B)(ii) of the ESEA, as amended by NCLB, which requires a school to notify parents when their child has been assigned to, or has been taught for four or more consecutive weeks by, a teacher who is not highly qualified (see D-3).”

Failure to meet Title III AMAOs notification: *No Longer Required*

Question A-4b of the FAQ also includes: “Section 3302(b) of the ESEA, as amended by NCLB, which requires each LEA receiving Title III funds that fails to meet one or more of the AMAOs to provide notice to parents of such failure (see E-3).”

Parent Notification for schools in improvement, corrective action, or restructuring: *No Longer Required (Non-Flex Waiver States)*

Question C-4 of the FAQ says: “In addition, for the reasons described in A-4a, LEAs are no longer required to provide a parent of a student in a school identified as in improvement, corrective action, or restructuring with the notice described in section 1116(b)(6) of the ESEA, as amended by NCLB.” The notice mentioned here, that is no longer required, was used to inform parents that their student’s school was in improvement, corrective action, or restructuring, what that means, what the State and District are doing to help, how the parent can get involved, and the options for school choice and supplemental educational services.

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Notice of Teachers meeting Highly Qualified Teacher and Paraprofessional requirements under NCLB: No Longer Required

Question C-7 of the FAQ says: "ED is not requiring States to comply with the requirements in section 1119 of the ESEA, as amended by NCLB, beginning in the 2016-2017 school year, which set forth requirements for highly qualified teachers, the qualifications and duties for paraprofessionals, and use of funds to support compliance with the highly qualified teacher requirements." And **Question D-3** says: "ED is not requiring States to comply with the requirements in section 1111(h)(6)(B)(ii) of the ESEA, as amended by NCLB, beginning with the 2016-2017 school year. Schools will no longer be required to provide notice to parents related to the highly qualified status of their child's teacher."

However, Notification that parents may request information regarding teacher and paraprofessional qualifications is still required

It is important to note that ESSA has requirements related to whether teachers meet state certification or licensure requirements and parent's still have the right to request that information. **Question D-3** of the FAQ goes on to say "Please note that LEAs are required to continue with section 1111(h)(6)(A) of the ESEA, as amended by NCLB, which requires an LEA to notify parents that they may request and the LEA will provide certain information regarding the professional qualifications of the student's teachers and paraprofessionals, as appropriate." TransACT is in the process of developing a notice to meet this requirement, aligned with ESSA requirements, that can be used at the beginning of the 2016-2017 school year.

All other NCLB notices are required for the 2016-2017 school year.

Question A-4b. of the FAQ says: "Please note, however, that any requirements not explicitly excluded through this document, or forthcoming guidance, remain required through the 2016-2017 school year."

Based upon information and clarification regarding ESSA to date, and pending further FAQs or other guidance from USED, it appears that all other notices required by NCLB should still be active for the 2016-2017 school year. This includes the notices:

- Parent Involvement
- Title I Schoolwide Eligibility
- Title III (except AMAOs)
- Unsafe Schools
- Privacy Rights
- Homeless Education
- Private School Consultation.

TransACT NCLB Parent Notices Active for 2016-2017

As we transition from NCLB to the ESSA, TransACT will be determining which parent notices will be required by federal education law, and which are not. What we know is that for the upcoming 2016-2017 school year, many NCLB notices are still required or allowable. To help you through this process, we compiled an updated list of NCLB parent notices that will apply to the coming school year. Until we begin the 2017-2018 school year, the following NCLB notices should be used:

Series A - Teacher Qualifications

- *Annual Parent Notice, Right to Request Teacher Qualifications*
- *Teacher Qualification Response to Parents*

NOTE: These notices are still required, but not as it relates to teachers being Highly Qualified. The NCLB Highly Qualified requirements no longer exist, but these two teacher notifications will still be required. TransACT is adapting these notices for use in the 16-17 school year aligned to the ESSA requirements for State licensure and certification.

Series B - Title III (ELL)

- *Notification of English Language Development Program Placement*
- *Description of English Language Development Program*
- *Request for English Lang. Development Program Withdrawal/Denial of Enrollment*
- *Notice of Parent Meeting for English Language Learners*
- *Parent Participation Form for Parent Meeting of English Language Learners*
- *Important Information*

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Series D - Supplemental Education Services

These notices are optional for non-Flex Waiver States

- *Annual Notice: Supplemental Educational Services*
- *Parent Request for Supplemental Educational Services*
- *Determination of Student Eligibility, Supplemental Educational Services*
- *Supplemental Educational Services: Parent Withdrawal or Request to Change Providers*
- *District Agreement with State-Approved Supplemental Educational Services Provider*
- *Supplemental Education Services, Individual Learning Plan (ILP)*
- *Change in District Status as Supplemental Educational Services Provider*

Series E - Public School Choice

These notices are optional for non-Flex Waiver States

- *Request for School Transfer, Public School Choice*
- *District Response to School Transfer, Public School Choice*
- *District Response to School Transfer, Alternative to Public School Choice*
- *District Confirmation of School Transfer, Public School Choice*

Series F - Parent Involvement

- *District Parent Involvement Policy Meeting, Invitation to Participate*
- *School Parent Involvement Policy Meeting, Invitation to Participate*
- *Parent Participation Form for District Parent Involvement Meeting*
- *Parent Participation Form for School Parent Involvement Meeting*
- *School-Parent Compact*

Series G - Title I Eligibility

- *Notice of Schoolwide Title I Eligibility*

Series H - Unsafe Schools

- *Notice of Unsafe School*
- *Request for School Transfer, Unsafe School*
- *District Response to School Transfer, Unsafe School*
- *Notice to Parent of Student Victim of a Violent Criminal Offense*
- *Request for School Transfer, Student Victim of a Violent Criminal Offense*
- *District Response to School Transfer, Violent Criminal Offense*
- *District Confirmation of School Transfer, Unsafe School*
- *District Confirmation of School Transfer, Violent Criminal Offense*

Series I - Privacy Rights

- *Access to Student Information by Military or College Recruiters*
- *Notice to Obtain Written Parental Consent for Military or College Recruiters*
- *FERPA: Annual Notice of Student Education Record Privacy*
- *FERPA Annual Notice for Disclosure of School Directory Info - High School*
- *FERPA Annual Notice for Disclosure of School Directory Info - Elementary/Middle*
- *Protection of Pupil Rights Amendment (PPRA), Annual Notice to Parents*
- *Protection of Pupil Rights Amendment (PPRA), Scheduled Activities and Surveys*

Series J - Homeless Education

- *Notice of Educational Services for Homeless Children and Youth*
- *Public Notice, Education Rights of Homeless Children and Youth*
- *McKinney-Vento Act, Student Residency Questionnaire*
- *McKinney-Vento Act, Notice of Discontinuation of Services*
- *McKinney-Vento Act, Notice of Eligibility*
- *McKinney-Vento Act, Referral Form*

Series K - Private Schools

- *Notice of Annual Private School Consultation for Public School Services*
- *Verification of Annual Private School Consultation*
- *Private School Title I Services, Identification of Provider*

On July 1, 2017 TransACT will release a completely updated ESSA parent notification collection including companion translations for the 2017-2018 school year. As more information becomes available we'll be keep you informed. For questions or comments, contact us at 425.977.2100 or email at support@transact.com.

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TransACT to Repeat EL Civil Rights Webinar Series Updated by ESSA

Executive Director of Federal Programs, Dr. David Holbrook, will repeat his popular webinar series covering Civil Rights for English learners and limited English proficient parents. This is a yearlong webinar series being repeated beginning in April 2016. The webinar series has been updated to take into account the reauthorization of the Elementary and Secondary Education Act by the Every Student Succeeds Act (ESEA/ESSA).

This webinar series focuses on the joint guidance issued January 7, 2015 by the U.S. Department of Education's (USED) Office for Civil Rights (OCR) and the U.S. Department of Justice's (DOJ) Civil Rights Division. It also includes additional information from other sources, with particular focus on the EL Toolkit found on USED's Office for English Language Acquisition's (OELA) website. The guidance document and OELA EL Toolkit specifically address Civil Rights issues related to English learners (ELs) and limited English proficient (LEP) parents. Look for the announcement for this webinar series in the National Clearinghouse for English Language Acquisition's newsletter, NCELA Nexus.

Click [here](#) to register for the next round of webinars.

If you missed the first round of webinars in this series or want to find out how the ESSA has impacted the issues addressed, then be sure to register for these informational webinars. If you have questions, or want more information, contact us at 425.977.2100, or email at support@transact.com.

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USED/DOJ Webinar Series: BONUS - OCR Issue #11: Avoiding Unnecessary Segregation of EL Students

Webinar series focusing on the recent guidance issued by USED and DOJ for serving English Learners. Presented by Dr. David Holbrook. Click [here](#).

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Did you know that TransACT has the ability to support more than 170 different languages? If you need access to languages that aren't currently available in your subscription, we can help. Contact Monica Munar Passovoy at 425.977.2103 or monica@transact.com.

