



Post Commit Request - 64610 - Head Start - Municipality of San Juan
XLSX 51 KB

#17010564 - Head Star...

Feb 26, 2018 ☆ 🔒 [Comment](#) [Hide Info](#) ▲

Request Number 64610

Billed Entity Number 17010564

Billed Entity Name Head Start - Municipality of San Juan

Billed Entity FCC RN 0025611377

Applicant's Form Identifier Head Start - Municipality of San Juan

RFCDL Date Feb 26, 2018

Approved Amount \$0.00

▼ Appeal Information

[View Status \(+\)](#)

Funding Year 2017

Submitting Organization Head Start - Municipality of San Juan (BEN: 17010564)

Created By Edwin Fontanez

Created On 9/1/2017 9:49 AM EDT

▼ Main Contact

Name Edwin Fontanez

Email efontanez@sanjuanciudadpatria.com

Phone Number 787-462-3811

▼ Narrative

Good morning, we received notification that we were denied E-rate services. The decision explanation is that only the Department of Education can apply for E-rate funding. The issue here is that Head Start is not part of the Department of Education. Head Start is another agency. And as per USAC website, under qualifications, Non-traditional Education Puerto Rico is eligible for SPECIAL EDUCATION, ADULT EDUCATION, and JUVENILE JUSTICE.

Please see attached documents. List of Center for Special Education and Screen shot from USAC regarding Puerto Rico Qualifications

▼ Appeal Details

Decision appealed by applicant

If you wish to modify or cancel your appeal, or, if you have any questions about your appeal, please contact the E-rate Program's Client Service Bureau (CSB) at (888) 203-8100.

[View Supporting Documentation \(-\)](#)

▼ Supporting Documentation

Document ID	Document	Description	Upload Stage	Uploaded By	Uploaded On
13252	Evidence of HS SJU.pdf	Evidence we are Head Start Letter and Certification	Intake	Edwin Fontanez	9/1/2017 9:50 AM EDT
13250	FDCL 2017.csv	FDCL 2017, Please read Line V for Descion Information	Intake	Edwin Fontanez	9/1/2017 9:50 AM EDT
13251	Head Start Centers with Special Ed Count andn Square footagle.xlsx	Spread Sheet of Head Start Centers with Special Education	Intake	Edwin Fontanez	9/1/2017 9:50 AM EDT
13249	Qualifiacation Snap Shot from USAC Web site.docx	Snap Shot from USAC Website for Qualifications	Intake	Edwin Fontanez	9/1/2017 9:50 AM EDT

Head Start San Juan - #64610

[Summary](#) [Associated FRNs](#) [News](#) [Related Actions](#)

In-Review

Outreach

Wave Ready

Committed

▼ Appeal Information

Below is the letter received from USAC denying the funding for Head Start.

From: portal@usac.org <portal@usac.org> on behalf of EPC Application Administrator <EPC.Application.Administrator@usac.org>

Sent: Monday, February 26, 2018 6:44:39 PM

To: Edwin Fontanez Cortijo

Subject: USAC Notification - E-rate Revised Funding Commitment Decision Letter (RFCDL) available for Head Start - Municipality of San Juan - 17010564



The Revised Funding Commitment Decision Letter (RFCDL) for the following Post-Commit Request:

-- Filling Organization: - 17010564

has been issued. To view the RFCDL, login to USAC's E-rate Productivity Center (EPC) by clicking on the link below. From your landing page, navigate to the Notification Center and click on Generate Notification for this post-commit request. If the notification has already been generated you will instead see a link that says View Notification; click on View Notification or navigate to your News Feed to view the RFCDL details.

[Login to EPC](#)

DR1: The 17010564 - Head Start - Municipality of San Juan is not eligible to apply for E-rate funding on behalf of the entities listed on this application. The Puerto Rico Department of Education has stated they are the only entity that can file for E-rate funding for Puerto Rico public schools. As the state education agency in the commonwealth, Puerto Rico Department of Education has the governing authority for all Puerto Rico public schools. The Secretary of Education for the Commonwealth of Puerto Rico has certified that only the PR Department of Education is authorized to apply for E-rate funding for public schools. Furthermore, the Director - Legal Division, Puerto Rico Department of Education states, "Local Law 40 recognizes only the City of San Juan as a Local Education Agency (LEA), and therefore it is the only city that can apply for E-Rate discounts." Thus, you are not eligible to apply for E-rate discounts on its own, and the public schools in Puerto Rico can only be funded on applications filed by the Puerto Rico Department of Education. <><><><><> DR2: The FRN is denied because the Head Start entities 17010910, 17010975, 17010977, 17010978, 17011090, 17011091, 17010980, 17011093, 17010982, 17010985, 17010986, 17010988, 17010989, 17010990, 17011094, 17011095, 17010992, 17011096, 17011097, 17011098, 17011099, 17011104, 17011105, 17011152, 17011107, 17011108, 17011109, 17011110, 17011111, 17011112, 17011113, 17011116, 17011117, 17011121, 17011127, 17011129, 17011130, 17011134, 17011138, 17011141, 17011145, 17011146, 17011147, 17011148, 17011149, requesting service in this FRN do not meet the State of PR statutory requirements for elementary education. Consistent with Federal Communications Commission guidance, state law definitions that apply only for the purposes of receiving E-rate discounts are not acceptable. Therefore, Head Start entities remain ineligible for funding in the state of Puerto Rico.

In reference to appeal 64610. That funding was denied. We have attached a copy of LAW 40 as it was referenced in the RFCDL. The law states, that only the Department of Education can apply for ERATE funding for Schools in PR. That public schools within the municipalities are not allowed to apply for Erate. The Department of Education will assume that responsibility

Head Start is not part of the Department of Education, and Law 40 does not apply to the division of Health and Human Resources and Head Start.

The person who reviewed the appeal was mistaken and we kindly request that Head Start be eligible for Erate Funding as stated in the USAC web site.

Thank you for your time and consideration