

**LEA COMPLIANCE AND ASSURANCE CHECKLIST**  
**Federal Consolidated Pre-Application Assurances**  
**For 2026 - 2027 School Year**

Federal regulations (34 CFR 76.708) require that formula grant funds from the Department of Education may not be obligated nor incur costs until the latter of the following two dates: July 1 or the date the LEA submits its application to the state in substantially approvable form.  
 In order to incur any costs associated for these programs as of July 1, the LEA must first request substantially approvable status which includes certifying federal assurances by completion of this preapplication. USBE staff will review and communicate changes and send back or approve. The application must be completed and approved prior to the release of funds. In order to incur any costs associated with this program as of July 1, the LEA must complete and submit the preapplication before or on June 30.

Item #	Mark Yes, No*, or N/A *If No is marked attach corrective action plan	Compliance and Assurance Item	Authorizing, Implemented, or Interpreted Law	Documentation
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**FEDERAL ASSURANCES**

**The LEA assures that it has complied with each of the following requirements as outlined in Code and Rule:**

<b>1</b>	<b>Yes No</b>	<p><b>Financial Management</b>                      The LEA provides assurances that it will expend and account for Federal awards in accordance with Federal and State law and USBE Rules, including compliance with the USBE published chart of accounts. The LEA provides assurance that they comply with the provisions of 200.302, that their financial management system (e.g., software, records, documentation, controls) meets the minimum standards established in section (b)(1)-(7) including:                      1) identification, and accurate, current, and complete disclosure, of federal awards and expenditures - including records;                      2) effective control over all funds, property and other assets purchased with Federal funds, including adequately safeguarding all assets and ensuring they are used solely for authorized purposes; and                      3) establishment of written procedures to 1) implement cash management requirements and 2) for the determination of allowability of costs in accordance with 2 CFR 200 Subpart E- Cost Principles parts 400-475;                      The LEA provides assurance that they comply with the provisions of 2 CFR 200 Subpart E, including:                      4) The LEA has established written procedures and agrees to maintain documentation to provide sufficient evidence to support the determination of allowable direct costs, cost allocations, and application of indirect costs;                      5) the LEA agrees to abide by the terms of the indirect costs agreement renewed annually between the USBE and the LEA;                      6) the LEA has implemented adequate internal controls to ensure compliance with factors affecting the allowability of cost (2 CFR 200.420-475), in particular:                      a) 200.421 Advertising and public relations;                      b) 200.425 Audit services;                      c) 200.430 Compensation – personal services;                      d) 200.431- Compensation – fringe benefits;                      e) 200.434 Contributions and donations;                      f) 200.437 Employee health and welfare costs;                      g) 200.438 Entertainment costs;                      h) 200.442 Fund raising and investment management costs;                      i) 200.445 Goods or services for personal use;                      j) 200.449 Interest;                      k) 200.450 Lobbying;                      l) 200.469 Student activity costs;                      m) 200.475 Travel</p>	<p><a href="#">2-CFR-200.302</a></p> <p><a href="#">R277-113</a></p> <p><a href="#">2-CFR-200-Subpart-E</a></p>	<p>*Link to LEA's policy and procedures</p>
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2	Yes No	<p><b>Internal Controls</b></p> <p>The LEA certifies that it has:</p> <ol style="list-style-type: none"> <li>1) established and maintained effective internal controls over Federal awards to provide reasonable assurance that Federal awards are being managed in compliance with Federal statutes, regulations and the terms and conditions of subawards. Internal controls should be in compliance with Standards for Internal Control in the Federal Government or the Internal Control Integrated Framework;</li> <li>2) complied with Federal statutes, regulations and the terms and conditions of the Federal awards;</li> <li>3) evaluated and monitored the LEA’s compliance with Federal statutes, regulations, and the terms and conditions of subawards;</li> <li>4) taken prompt corrective action when instances of noncompliance are noted in audit findings or monitoring reports;</li> <li>5) taken reasonable measures to safeguard and protect personally identifiable information and other sensitive information.</li> </ol>	<a href="#">2-CFR-200.303</a>	
3	Yes No	<p><b>Record Retention</b></p> <p>The LEA agrees to abide by the following:</p> <p>Financial records, supporting documents, statistical records, and all other subrecipient records pertinent to Federal awards, must be retained for a period of three years from the date of the submission of the final expenditure report, or longer in accordance with Utah records retention schedules (see: <a href="http://archives.utah.gov/recordsmanagement/retention-schedules.html">archives.utah.gov/recordsmanagement/retention-schedules.html</a>) and the Utah Government Records Access and Management Act.</p> <p>The USBE submits a final expenditures report by December 31 of the year grants expire. Subrecipient’s three-year retention cycles start January 1 of the year subsequent to the grant expiration date.</p>	<a href="#">2-CFR-200.334</a>  <a href="#">63G-2</a>	
4	Yes No	<p><b>Access to Records</b></p> <p>The LEA must grant access to any documents, papers, or other records which are pertinent to the Federal award, to the Federal awarding agency, Inspectors General, the Comptroller General of the United States, and the pass-through entity (i.e., the USBE) or their authorized representatives for them to make audits, examination, excerpts, and transcripts. The right also includes timely and reasonable access to the subrecipient’s personnel for the purpose of interview and discussion related to such documents.</p>	<a href="#">2-CFR-200.337</a>	
5	Yes No	<p><b>Cost Sharing, Matching, Maintenance of Effort</b></p> <p>The LEA agrees to review and abide by all matching, maintenance of effort, or earmarking requirements as outlined in subaward agreements and in accordance with 2 CFR 200.306.</p>	<a href="#">2-CFR-200.306</a>	
6	Yes No	<p><b>Period of Performance</b></p> <p>The LEA agrees to only charge allowable costs incurred during the period of performance as outlined in grant-specific subaward letters.</p>	<a href="#">2-CFR-200.309</a>	
7	Yes No	<p><b>Procurement</b></p> <p>In addition to following the LEA’s own documented procurement policies, which reflect applicable State laws and regulations (i.e., 63G-6a and R33) the LEA must follow 2 CFR 200.317- General Procurement Standards through 200.327 Contract Provisions when procuring property and services under Federal awards. Specifically:</p> <ol style="list-style-type: none"> <li>1) The LEA must maintain oversight to ensure that contractors perform in accordance with the terms, conditions, and specifications of their contracts or purchase orders – the LEA must award contracts only to responsible contractors possessing the ability to perform successfully;</li> <li>2) The LEA must maintain written standards of conduct covering conflicts of interest and gratuities. No employee may participate in the selection, award, or administration of a contract supported by a Federal award if he or she has a real or apparent conflict of interest.</li> <li>3) If an LEA has a parent, affiliate, or subsidiary organization that is not a state, local government, or Indian tribe, they must also maintain written standards of conduct covering organizational conflicts of interest.</li> <li>4) The LEA must maintain records sufficient to detail the history of procurement adequate to demonstrate compliance with Federal and State law and LEA policy.</li> </ol>	<a href="#">2-CFR-200.317-327</a>  <a href="#">63G-6a</a>	*Link to LEA's policy and procedures

8	Yes No	<p><b>Payments</b></p> <p>The USBE complies with the provisions of cash management required in 200.305 by requesting funds from the Federal government only after expenditures have been incurred and paid.</p> <p>The LEA certifies that adequate internal controls and monitoring – including a written procedures as per 2 CFR 200.302(b)(6) - exists to provide assurances that the LEA requests reimbursement from the USBE only when expenditures have been incurred and paid, unless otherwise provided for in the terms and conditions of a Federal subaward from the USBE.</p> <p>The LEA acknowledges and agrees that in the event it is determined that an LEA has requested funds in advance of an expenditure, a cash advance has occurred, and interest will be calculated on the portion of Federal funds deemed to be an advance. Interest will be calculated from the time of the advance until allowable expenditures were incurred or such date as the funds were returned to the USBE. Interest may be required to be repaid to the USBE immediately.</p>	<a href="#">2-CFR-200.305</a> <a href="#">R277-113</a> <a href="#">R277-114</a>	
9	Yes No	<p><b>Remedies for Noncompliance</b></p> <p>The LEA agrees to abide by the provisions found in 2 CFR 200-207, and 200.338, and USBE R277-114 in the event noncompliance with the provisions of Federal awards is determined.</p>	<a href="#">2-CFR-200.208</a> <a href="#">2-CFR-200.339-343</a> <a href="#">R277-114</a>	
10	Yes No	<p><b>Mandatory Disclosures</b></p> <p>The LEA agrees to disclose in writing, within 24 hours to the USBE, all notification of suspected or actual violations of Federal criminal law involving fraud, bribery, or gratuity violations potentially affecting Federal awards.</p>	<a href="#">2-CFR-200.113</a>	
11	Yes No	<p><b>Conflict of Interest</b></p> <p>The LEA must establish conflict of interest policies for Federal awards and disclose in writing any potential conflict of interest to the Federal awarding agency or the USBE.</p>	<a href="#">2-CFR-200.112</a>	*Link to LEA's policy and procedures
12	Yes No	<p><b>Equipment</b></p> <p>The LEA will establish and implement internal controls to ensure compliance with the equipment provisions found in 200.313. Specifically,</p> <ul style="list-style-type: none"> <li>a) the purchase of equipment will be authorized by USBE prior to purchase;</li> <li>b) equipment will be purchased by and used for the specific Federal program for authorized purposes only;</li> <li>c) the LEA will use and dispose of equipment in accordance with the provision of 200.313;</li> <li>d) the LEA will track the purchase of equipment by specific Federal program, and at least once every two years will conduct a physical inventory and reconcile to property records;</li> <li>e) an internal control system must be in place to adequately safeguard and prevent loss, damage, or theft;</li> <li>f) Federal funds will not be used to acquire equipment or software when the acquisition results in direct financial benefit to any organization representing the interests of the purchasing entity or its employees or its affiliates.</li> </ul>	<a href="#">2-CFR-200.313</a>	
13	Yes No	<p><b>Suspension or Debarment</b></p> <ol style="list-style-type: none"> <li>1) The LEA certifies that the LEA is not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency.</li> <li>2) The LEA certifies that the LEA will notify the USBE within 24 hours of any notice of potential or actual debarment, suspension, ineligibility or exclusion by any Federal department or agency.</li> <li>3) The LEA certifies that they have not awarded, subawarded, or contracted with certain parties that are debarred, suspended, or otherwise excluded from or ineligible for participation in Federal programs or activities.</li> <li>4) The LEA certifies that it has not within a three-year period preceding this application been convicted of or had a civil judgment rendered against then for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state, or local) transaction or contract under a public transaction; violation of Federal or state antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.</li> <li>5) The LEA certifies that it is not presently indicted for or otherwise criminally or civil charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in this certification.</li> <li>6) The LEA certifies that it has not, within a three-year period preceding this application, had one or more public transactions (Federal, State, or local) terminated for cause or default.</li> </ol>	<a href="#">2-CFR-180</a> <a href="#">2-CFR-PART-3485</a> <a href="#">2-CFR-200.214</a>	
14	Yes No	<p><b>Audit Requirements</b></p> <p>The LEA agrees to comply with the single audit requirements outlined in Subpart F, particularly 2 CFR 200.501 and 508. LEAs that expend \$1,000,000 or more in any or all Federal awards annually must obtain a Federal single audit.</p>	<a href="#">2-CFR-200.501</a>	

**INDIVIDUALS WITH DISABILITIES EDUCATION ACT - IDEA**  
**The LEA has complied with the following requirements:**

15	Yes No	<b>Use of Amounts</b> IDEA funding provided to the LEA must be expended in accordance with the applicable provisions of IDEA; must only be used to pay the excess costs of providing special education and related services to students with disabilities; and must be used to supplement State, local and other Federal funds and not to supplant those funds.	<a href="#">20-U.S.C.-1413(a)(2)(A)</a> <a href="#">34-CFR-300.202</a>	
16	Yes No	<b>Schoolwide Programs</b> Notwithstanding the provisions of Sec. 300.202 and 300.203 or any other provision of Part B of the Act, an LEA may use funds received under Part B of the Act for any fiscal year to carry out a schoolwide program under section 1114 of the ESEA. The amount used in any schoolwide program may not exceed the amount received by the LEA under Part B of the Act for that fiscal year; divided by the number of children with disabilities in the jurisdiction of the LEA; and multiplied by the number of children with disabilities participating in the schoolwide program. When using funds in this manner, the LEA must still meet the requirements of 300.202 and 300.203, and must ensure that students with disabilities in schoolwide program schools still receive services in accordance with a properly developed individualized education program and are afforded all the rights and services guaranteed to children with disabilities under IDEA.	<a href="#">20-U.S.C.-1413(a)(2)(D)</a> <a href="#">34-CFR-300.206</a> <a href="#">34-CFR-300.202(a)(2)(3)</a>	
17	Yes No	<b>Personnel Development</b> The LEA has established and maintains qualifications to ensure that personnel necessary to carry out this part are appropriately and adequately prepared and trained, including that those personnel have the content knowledge and skills to serve children with disabilities.	<a href="#">20-U.S.C.-1412(a)(14)(A)(e)</a> <a href="#">34-CFR-300.156</a> <a href="#">20-U.S.C.-1413(a)(3)</a> <a href="#">34-CFR-300.207</a>	
18	Yes No N/A	<b>Treatment of Charter Schools and their Students</b> Students with disabilities who attend public charter schools retain all rights under IDEA. Administrative and financial responsibilities of the LEA vary depending on whether the charter school is a public school of the LEA, the charter school is the LEA, or the charter school is neither a school of the LEA or an LEA.	<a href="#">20-U.S.C.-1413(a)(5)</a> <a href="#">34-CFR-300.209</a>	
19	Yes No	<b>Procurement of Instructional Materials in Accessible Format</b> Utah has elected to coordinate with the National Instructional Materials Access Center (NIMAC) through the Utah State Instructional Materials Access Center (USIMAC). Utah has elected to adopt the National Instructional Materials Accessibility Standard (NIMAS) and established USIMAC for the purpose of providing textbooks and related instructional materials to eligible students in a timely manner. Whether or not an LEA participates in USIMAC, the LEA will be responsible for ensuring that each student who requires instructional materials in an alternate format will receive these materials in a timely manner (at the same time as peers in the same class). The LEA provides assurance that the LEA will provide instructional materials to students who require accessible textbooks and related instructional material in a timely manner.	<a href="#">34-CFR-300.172</a> <a href="#">20-U.S.C.-1413(a)(6)</a> <a href="#">34-CFR-300.210</a>	
20	Yes No	<b>Information for the State</b> The LEA shall provide data to the State on any information that may be required by the State or the Secretary.	<a href="#">20-U.S.C.-1418(a)(3)</a> <a href="#">20-U.S.C.-1413(a)(7)</a> <a href="#">34-CFR-300.640-300.645</a> <a href="#">34-CFR-300.211</a>	
21	Yes No	<b>Public information</b> The LEA must make available to parents of children with disabilities and to the general public all documents related to the eligibility of the agency for IDEA funds.	<a href="#">20-U.S.C.-1413(a)(8)</a> <a href="#">34-CFR-300.212</a>	
22	Yes No	<b>Records Regarding Migratory Children with Disabilities</b> The LEA must cooperate in the Secretary's efforts under section 1308 of the ESEA to ensure the linkage of records pertaining to migratory children with disabilities for the purpose of electronically exchanging, among the States, health and educational information regarding those children.	<a href="#">20-U.S.C.-1413(a)(9)</a> <a href="#">34-CFR-300.213</a>	
23	Yes No	<b>Free Appropriate Public Education</b> A free appropriate public education is available to all children with disabilities residing in the District or enrolled in the Charter School between the ages of 3 and 22, including children with disabilities who have been suspended or expelled.	<a href="#">20-U.S.C.-1412(a)(1)</a> <a href="#">34-CFR-300.101-300.108</a>	

24	Yes No	<b>Child Find</b> All children with disabilities residing in the District or enrolled in the Charter School, including children with disabilities who are homeless or are wards of the State and children with disabilities attending private schools, regardless of the severity of their disabilities, and who are in need of special education and related services, are identified, located, and evaluated and a practical method is developed and implemented to determine which children with disabilities are currently receiving needed special education and related services.	<a href="#">20-U.S.C.-1412(a)(3)</a> <a href="#">34-CFR-300.111</a>	
25	Yes No	<b>Individualized Education Program</b> An individualized education program is developed, reviewed, and revised for each child with a disability.	<a href="#">34-CFR-300.320</a> <a href="#">20-U.S.C.-1412(a)(2)</a> <a href="#">34-CFR-300.112</a>	
26	Yes No	<b>Procedural Safeguards</b> Children with disabilities and their parents are afforded the appropriate procedural safeguards.	<a href="#">34-CFR-300.500</a> <a href="#">20-U.S.C.-1412(a)(6)</a> <a href="#">34-CFR-300.121</a>	
27	Yes No	<b>Evaluation</b> Children with disabilities are appropriately evaluated.	<a href="#">34-CFR-300.300</a> <a href="#">20-U.S.C.-1412(a)(7)</a> <a href="#">34-CFR-300.122</a>	
28	Yes No	<b>Confidentiality</b> The LEA complies with regulations relating to the confidentiality of records and information.	<a href="#">34-CFR-300.610</a> <a href="#">20-U.S.C.-1412(a)(8)</a> <a href="#">34-CFR-300.123</a>	
29	Yes No	<b>Transition from Early Intervention</b> Children participating in early intervention programs assisted under IDEA Part C, and who will participate in preschool programs assisted under this part, experience a smooth and effective transition to those preschool programs in a manner consistent with IDEA Section 637(a)(9). By the third birthday of such a child, an individualized education program or, if consistent with 34 CFR§300.323(b) and IDEA Section 636(d), an individualized family service plan, has been developed and is being implemented for the child. The LEA will participate in transition planning conferences arranged by the designated lead agency.	<a href="#">IDEA-Section-635(a)(10)</a> <a href="#">20-U.S.C.-1412(a)(9)</a> <a href="#">34-CFR-300.124</a>	
30	Yes No N/A	<b>Children with Disabilities in Private Schools</b> The District complies with the requirements relating to responsibilities for children in private schools, including that to the extent consistent with the number and location of children with disabilities in the State who are enrolled by their parents in private elementary schools and secondary schools in the school district served by a local educational agency, provision is made for the participation of those children in the program assisted or carried out by providing for such children special education and related services unless the Secretary has arranged for services to those children under IDEA Subsection F.  Students with disabilities who are unilaterally enrolled in private schools by the parents have no individual entitlement to receive some or all of the special education and related services they would receive if enrolled in a public school (i.e., a free appropriate public education (FAPE)). However, LEA school districts have an obligation to provide the group of parentally placed private school children who have disabilities with equitable participation in services funded with Federal IDEA Part B Section 611 and 619 funds. LEA charter schools have no obligation to provide proportionate share.	<a href="#">34-CFR-300.129</a> <a href="#">20-U.S.C.-1412(a)(10)</a> <a href="#">34-CFR-300.132</a>	
31	Yes No	<b>Assessment</b> All children with disabilities are included in all general State and LEA assessment programs, including assessments described under Section 1111 of the Elementary and Secondary Education Act of 1965, with appropriate accommodations and alternate assessments where necessary and as indicated in their respective individualized education programs.	<a href="#">20-U.S.C.-1412(a)(16)(A)(e)</a> <a href="#">34-CFR-300.160</a>	
32	Yes No	<b>Disproportionate Representation</b> The LEA has in effect, consistent with the purposes of the IDEA and with Section 618(d) of the Act, policies and procedures designed to prevent the inappropriate over-identification or disproportionate representation by race and ethnicity of children as children with disabilities, including children with disabilities with a particular impairment.	<a href="#">20-U.S.C.-1412(a)(24)</a> <a href="#">34-CFR-300.8</a> <a href="#">34-CFR-300.173</a>	
33	Yes No	<b>Prescription</b> The LEA personnel are prohibited from requiring a child to obtain a prescription for a substance covered by the Controlled Substances Act as a condition of attending school, receiving an evaluation or receiving services under the IDEA.	<a href="#">34-CFR-300.300</a> <a href="#">20-USC-1412(a)(25)</a> <a href="#">21-USC-812</a>	

			<a href="#">34-CFR-300.174</a>	
34	Yes No	<b>Fiscal Controls</b> The LEA shall use fiscal control and fund accounting procedures that insure proper disbursement of and accounting for Federal funds. Applicant, on behalf of the LEA, agrees to abide by the rules and regulations described above.	<a href="#">34-CFR-76.702</a>	
35	Yes No	<b>Non-Construction Programs</b> As applicable, the LEA agrees to the assurance in OMB Standard Form 424B (Assurances for Non-Construction Programs), relating to legal authority to apply for assistance; access to records; conflict of interest; merit systems; nondiscrimination; Hatch Act provisions; labor standards; flood insurance; environmental standards; wild and scenic river systems; historic preservation; protection of human subjects; animal welfare; lead-based paint; Single Audit Act; and general agreement to comply with all Federal laws, executive orders and regulations.	<a href="#">OMB Standard Form 424B</a>	
36	Yes No	<b>Certification Regarding Lobbying</b> 1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the making of any federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal grant or cooperative agreement; 2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instruction.	<a href="#">31-U.S.C.-1352</a> <a href="#">40-CFR-Part-34</a>	
<b>EVERY STUDENT SUCCEEDS ACT - ESSA</b> <b>The LEA has complied with the following requirements:</b>				
37	Yes No	<b>ESSA Title Programs</b> Information in accordance with program requirements have been provided, as required.	<a href="#">ESSA-ACT-1965</a>	
38	Yes No	<b>Military Recruiters Access to Student Directory Information</b> Upon request, military recruiters are provided student directory information unless prohibited by the parents or guardians of individual students.	<a href="#">10-U.S.C.-503</a> <a href="#">20-USC-7908</a>	
39	Yes No	<b>Constitutionally Protected Prayer</b> The LEA does not have any policy that prevents or otherwise denies a student or teacher participation in constitutionally protected prayer.	<a href="#">20-U.S.C.-7904</a>	
40	Yes No N/A	<b>Persistently Dangerous LEA</b> The LEA will establish and implement a policy requiring that a student attending a persistently dangerous school be allowed to transfer to a safe public school within the LEA.	<a href="#">ESEA-Section-8532</a> <a href="#">R277-714</a>	*Link to LEA's policy and procedures
41	Yes No N/A	<b>Equitable Services for Private School Students</b> The LEA will provide timely consultation with private school officials to ensure all students have opportunities for services within ESSA.	<a href="#">ESEA-Section-1117</a> <a href="#">ESEA-Section-8501</a>	
42	Yes No	<b>Supplanting</b> The LEA will use funds made available from this Act to supplement and not supplant state and local funds.	<a href="#">2-CFR-200.201(b)</a>	

<b>GENERAL ASSURANCES</b>			
<b>The LEA assures that it has complied with each of the following requirements:</b>			
<b>43</b>	<b>Yes No</b>	<p><b>Section 28 Drug-Free Workplace</b></p> <p>The LEA certifies that it will or will continue to provide a drug-free workplace by:</p> <p>(1) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;</p> <p>(2) Establishing an on-going drug-free awareness program to inform employees about:</p> <p>(a) The dangers of drug abuse in the workplace;</p> <p>(b) The grantee's policy of maintaining a drug-free workplace;</p> <p>(c) Any available drug counseling, rehabilitation, and employee assistance programs; and</p> <p>(d) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;</p> <p>(e) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (a);</p> <p>(f) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will:</p> <p>(a) Abide by the terms of the statement; and</p> <p>(b) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;</p> <p>(3) Notifying the agency, in writing, within 10 calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position and title to: Director, Grants and Contracts Service, U.S. Department of Education, 400 Maryland Avenue, S.W. (Room 3124, GSA Regional Office, Building No. 3), Washington, D.C. 20202-4571. Notice shall include the identification number(s) of each affected grant;</p> <p>(4) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted-</p> <p>(a) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or</p> <p>(b) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;</p> <p>(5) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d),</p>	<p><a href="#">Perkins-V</a></p> <p><a href="#">Drug-Free-Workplace-Act-of-1988</a></p> <p><a href="#">34-CFR-Part 84-Subpart-F</a></p> <p><a href="#">2-CFR-Part-85</a></p>
<b>44</b>	<b>Yes No</b>	<p><b>Gun-Free Schools Act</b></p> <p>LEAs are required to have an expulsion policy consistent with the required State law to be eligible to receive ESEA funds. LEAs must have a policy requiring referral to the criminal justice or juvenile delinquency system of any student who brings a firearm to a school under the control and supervision of an LEA. In accordance with the GFSA, no ESEA funds may be made available to an LEA unless that LEA has the required referral policy.</p>	<p><a href="#">Gun-Free-Schools-Act-2001</a></p> <p>*Link to LEA's Policy</p>

**Declaration**

The parties referred to in this document are all Federal agencies, including but not limited to the United States Department of Education, the United States Department of Agriculture, the United State Department of Health and Human Services, and the United States Department of Labor, all herein referred to as the "DEPARTMENT," and the Utah State Board of Education, herein referred to as the "USBE," and the local educational agency, herein referred to as the "SUBGRANTEE." The USBE may make funds available to the SUBGRANTEE for programs operated by the SUBGRANTEE in accordance with requirements and regulations applicable to such programs. Consistent with 34 C.F.R. Sections 74-81, the SUBGRANTEE assures, by submitting this automated application, the local education agency representatives assure that the application has been authorized by the board of education or governing board of the local education agency, and the undersigned representatives have been duly authorized by formal action of the board to file this application for, and on behalf of, the local education agency, and otherwise to act as the authorized representatives of the local education agency in connection with this application. By submitting this automated application, the local education agency is acknowledging that it understands and agrees to abide by the applicable assurances included in this application, and that until this application receives approval from the USBE, this LEA will continue to implement programs and use funds in accordance with the previous year approved application. This will serve for the purposes of substantial approval of the LEA application until formal approval of FY27 grant applications are approved.

**District Superintendent or Charter School Director**  
**Date Submitted**