

<b>LEA Name:</b>	
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<b>LEA COMPLIANCE AND ASSURANCE CHECKLIST</b> For 2024 - 2025 School Year
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Utah public Local Education Agencies (LEAs) are legally responsible for compliance with or assurances regarding the following federal requirements, Utah State law, or Utah State Board of Education (USBE) Board rule, as described in the references within this document. Verification of compliance by USBE is authorized under Article X Section 3 of the Utah Constitution, Utah Code 53E-3-401, and USBE Board rule R277-108. Each local school board or charter school governing board shall provide, consistent with State law, written assurance of the following requirements through this submission; as well as through the Data Gateway "My Surveys" portal.

Question #	Mark Yes, No*, or N/A <small>*If No is marked attach corrective action plan</small>	Compliance and Assurance Item	Authorizing, Implemented, or Interpreted Law	Evidence or Supporting Documentation	Responsible Individual
<b>STATE ASSURANCES</b>					
<b>The LEA assures that it has complied with each of the following requirements as outlined in Code and Rule:</b>					
1	Yes No	<b>School Emergency Response Plan</b> By July 1 of each year, the Emergency Preparedness Response Plan has been practiced at the school level and presented to and reviewed by its staff, administrators, students, parents, local public safety representatives and a copy has been filed with the LEA. <b>Emergency Drills (Fire, Earthquake, Violence)</b> Compliance Statement: Required drills have been held, students have proper supervision, training is age appropriate, student assistance programs are in place, school staff maintain control of schools and facilities.	53G-4-402(2); Rule 277-400-3; 15A-5-202.5; R277-400-6	*Link to LEA's policy and procedure	School Construction Specialist - Dean Dykstra; Rhett Larsen
2	Yes No	<b>Student Enrollment Options</b> Student enrollment options are provided as specified in Code and Rule.	Title 53G, Chapter 6, Part 4, School District Enrollment, specifically 53G-6-402, 53G-6-404; and 53G-6-405; R277-437		Policy Director: Ben Rasmussen
3	Yes No	<b>Employee Insurance Coverage Notification Against Legal Liability</b> For LEAs that choose to participate in the fund, employees are provided information in writing upon hire and by April 15th annually regarding insurance coverage and legal liability.	63A-4-204; 63A-4-204.5; 53G-5-407		Policy Director: Ben Rasmussen
4	Yes No	<b>Collective Bargaining Agreements</b> Collective bargaining agreements have been posted as required.	53G-11-207		
5	Yes No	<b>Truancy Prevention</b> Procedures for absenteeism and truancy prevention have been established and are being followed.	Title 53G, Chapter 5, Part 2, Compulsory Education, specifically 53G-6-201; R277-607		Prevention Specialist: Aspen Florence
6	Yes No	<b>Child Abuse-Neglect Reporting by Education Personnel</b> The LEA has a policy in accordance with R277-401 and annually notifies employees of their legal obligation to report suspected abuse to the appropriate authorities.	53E-6-701; 80-2-602; R277-401	*Link to LEA's policy and procedures	Prevention Specialist: Rita Brock
7	Yes No	<b>Student Search</b> Policies and rules have been established and procedures implemented to ensure protection of individual rights against excessive and unreasonable intrusion.	53G-8-509 R277-615	*Link to LEA's policy and procedures	Policy Director: Ben Rasmussen
8	Yes No	<b>Medical Recommendations by School Personnel to Parents</b> A policy has been adopted and implemented as required.	53G-9-203	*Link to LEA's policy and procedures	Policy Director: Ben Rasmussen
9	Yes No	<b>Electronic Devices Policy</b> A policy governing the possession and use of electronic devices while on public school premises has been adopted and implemented, as required.	53G-8-202 R277-495	*Link to LEA's policy and procedure	Policy Director: Ben Rasmussen

10	Yes No	<b>Educational Freedom</b> Each LEA shall provide an annual assurance to the state board that the LEA's professional learning, administrative functions, displays, and instructional and curricular materials, are consistent with the principles of individual freedom.	53G-10-206		Policy Advisor: Elisse Newey
11	Yes No N/A	<b>College and Career Awareness (CCA)</b> The LEA certifies that the CCA course is taught in 7 <sup>th</sup> or 8 <sup>th</sup> grade and that the LEA is in compliance with all funding and program criteria.	53E-3-507 53F-2-311 R277-916		Director of Career and Technical Education: Thalea Longhurst
12	Yes No N/A	<b>Positive Behaviors Plan (Electronic Cigarettes and Other Substance Use Prevention)</b> The LEA certifies that each school under the governing Board's jurisdiction has an approved Positive Behavior Plan as described in UCA 53G-10-407.	53G-10-407(5)(b) R277-910		Substance Abuse Prevention Specialist: Clarissa Stebbing
13	Yes No	<b>Parent Education – Mental Health – Bullying – Safety</b> A free in-person or virtual seminar is provided annually for parents, that begins after 6:00 p.m. or takes place on Saturday, addressing substance abuse, bullying, mental health, internet safety and suicide prevention, and is planned and implemented annually, or the LEA Board has opted-out and provided the reason for such action to the USBE.	53G-9-703		Assistant Superintendent of Student Support: Leah Voorhies / Prevention Coordinator Cathy Davis
<b>FEDERAL GRANT GENERAL COMPLIANCE</b> <b>Uniform Guidance Assurances 2 - CFR 200</b> <b>The LEA has reviewed and agrees to comply with or abide by the Federal regulations and USBE rules below:</b>					
14	Yes No	<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 (i.e., 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 of such; 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	2 CFR 200.302 R277-113 2 CFR 200 Subpart E	*Link to LEA's policy and procedures	Grants Compliance Officer: Sara Harward

15	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>	2 CFR 200.303		Grants Compliance Officer: Sara Harward
16	Yes No	<p><b>Record Retention</b></p> <p>The LEA agrees to abide by the following: 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>	2 CFR 200.334 Utah Code 63G-2		Grants Compliance Officer: Sara Harward
17	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>	2 CFR 200.337		Grants Compliance Officer: Sara Harward
18	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 sub award agreements and in accordance with 2 CFR 200.306.</p>	2 CFR 200.306		Grants Compliance Officer: Sara Harward
19	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>	2 CFR 200.309		Grants Compliance Officer: Sara Harward
20	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 aware 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>	2 CFR 200.317-327 63G-6a et seq.	*Link to LEA's policy and procedures	Grants Compliance Officer: Sara Harward

21	Yes No	<p><b>Payments</b> 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>	2 CFR 200.305 R277-113 R277-114		Grants Compliance Officer: Sara Harward
22	Yes No	<p><b>Remedies for Noncompliance</b> 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>	2 CFR 200.208 2 CFR 200.339-343 R277-114		Grants Compliance Officer: Sara Harward
23	Yes No	<p><b>Mandatory Disclosures</b> 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>	2 CFR 200.113		Grants Compliance Officer: Sara Harward
24	Yes No	<p><b>Conflict of Interest</b> 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>	2 CFR 200.112	*Link to LEA's policy and procedures	Grants Compliance Officer: Sara Harward
25	Yes No	<p><b>Equipment</b> Equipment The LEA will establish and implement internal controls to ensure compliance with the equipment provisions found in 200.313. Specifically, a) the purchase of equipment will be authorized by USBE prior to purchase; b) equipment will be purchased by and used for the specific Federal program for authorized purposes only; c) the LEA will use and dispose of equipment in accordance with the provision of 200.313; 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; e) an internal control system must be in place to adequately safeguard and prevent loss, damage, or theft; f) Federal funds will not be used to acquire equipment/software when acquisition results in direct financial benefit to any organization representing the interests of the purchasing entity or its employees or its affiliates.</p>	2 CFR 200.313 Perkins Act, IDEA, ESSA, CNP		Grants Compliance Officer: Sara Harward
26	Yes No	<p><b>Suspension or Debarment</b> 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. 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. 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. 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. 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. 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.</p>	2 CFR 180 et seq. 2 CFR 3485 et seq. 2 CFR 200.214 34 CFR Part 85 §85.105 and §85.110		Grants Compliance Officer: Sara Harward

27	Yes No	<b>Audit Requirements</b> The LEA agrees to comply with the single audit requirements outlined in Subpart F, particularly 2 CFR 200.501 and 508. LEAs that expend \$750,000 or more in any or all Federal awards annually must obtain a Federal single audit.	2 CFR 200.501		Grants Compliance Officer: Sara Harward
<b>Individuals With Disabilities Education Act - IDEA</b> The LEA has complied with the following requirements:					
28	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.	20 U.S.C. 1413(a)(2)(A) 34 CFR §300.202		Fiscal Monitoring Team Lead: Neil Stevens
29	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 IEP and are afforded all the rights and services guaranteed to children with disabilities under IDEA.	20 U.S.C. 1413(a)(2)(D) 34 CFR §300.206 CFR §300.202(a)(2)(3)		Fiscal Monitoring Team Lead: Neil Stevens
30	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.	20 U.S.C. 1412(a)(14)(A)-(E) 34 CFR §300.156 20 U.S.C. 1413(a)(3) §300.207		Fiscal Monitoring Team Lead: Neil Stevens
31	Yes No	<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 that is neither a school of the LEA or an LEA.	20 U.S.C. 1413(a)(5) 34 CFR §300.209		Fiscal Monitoring Team Lead: Neil Stevens
32	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.  There is no fee to participate in the USIMAC program, although an LEA will sign an MOU with USIMAC prior to submitting orders. If an LEA chooses not to coordinate with USIMAC, 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.	34 CFR 300.172 20 U.S.C. 1413(a)(6) 34 CFR §300.210		Fiscal Monitoring Team Lead: Neil Stevens
33	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.	20 U.S.C. 1418(a)(3) 20 U.S.C. 1413(a)(7) 34 CFR §300.640-300.645 34 CFR §300.211		Fiscal Monitoring Team Lead: Neil Stevens
34	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.	20 U.S.C. 1413(a)(8) 34 CFR §300.212		Fiscal Monitoring Team Lead: Neil Stevens

35	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.	20 U.S.C. 1413(a)(9) 34 CFR §300.213		Fiscal Monitoring Team Lead: Neil Stevens
36	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, inclusive, including children with disabilities who have been suspended or expelled.	20 U.S.C. 1412(a)(1) 34 CFR §300.101-§300.108		Fiscal Monitoring Team Lead: Neil Stevens
37	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.	20 U.S.C. 1412(a) (3) 34 CFR §300.111		Fiscal Monitoring Team Lead: Neil Stevens
38	Yes No	<b>Individualized Education Program</b> An individualized education program is developed, reviewed, and revised for each child with a disability.	34 CFR §300.320 through §300.324, except as provided in §300.300(b)(3) and §300.300(b)(4) 20 U.S.C. 1412(a)(4) 34 CFR §300.112		Fiscal Monitoring Team Lead: Neil Stevens
39	Yes No	<b>Procedural Safeguards</b> Children with disabilities and their parents are afforded the appropriate procedural safeguards.	34 CFR §§300.500 through 300.536 20 U.S.C. 1412(a)(6) 34 CFR §300.121		Fiscal Monitoring Team Lead: Neil Stevens
40	Yes No	<b>Evaluation</b> Children with disabilities are appropriately evaluated.	34 CFR §§300.300 through 300.311 20 U.S.C. 1412(a)(7) 34 CFR §300.122		Fiscal Monitoring Team Lead: Neil Stevens
41	Yes No	<b>Confidentiality</b> The LEA complies with regulations relating to the confidentiality of records and information.	34 CFR §§ 300.610 through 300.626 20 U.S.C. 1412(a)(8) 34 CFR §300.123		Fiscal Monitoring Team Lead: Neil Stevens
42	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 local educational agency will participate in transition planning conferences arranged by the designated lead agency.	IDEA Section 635(a)(10) 20 U.S.C. 1412(a)(9) 34 CFR §300.124		Fiscal Monitoring Team Lead: Neil Stevens

43	Yes No	<p><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.</p> <p>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.</p>	34 CFR §§300.129 through 300.148 20 U.S.C. 1412(a)(10) 34 CFR 300.132		Fiscal Monitoring Team Lead: Neil Stevens
44	Yes No	<p><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.</p>	20 U.S.C. 1412(a)(16)(A)-(E) 34 CFR§300.160		Fiscal Monitoring Team Lead: Neil Stevens
45	Yes No	<p><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.</p>	34 CFR §300.8 20 U.S.C 1412(a)(24) 34 CFR §300.173		Fiscal Monitoring Team Lead: Neil Stevens
46	Yes No	<p><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.</p>	21 U.S.C. 812 34 CFR §§300.300 through 300.311 20 U.S.C. 1412(a)(25)(A)-(B) 34 CFR §300.174		Fiscal Monitoring Team Lead: Neil Stevens
47	Yes No	<p><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.</p>	34 CFR §76.702		Fiscal Monitoring Team Lead: Neil Stevens
48	Yes No	<p><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.</p>	OMB Standard Form 424B		Fiscal Monitoring Team Lead: Neil Stevens
49	Yes No	<p><b>Certification Regarding Lobbying</b>  A. 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;  B. 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.</p>	31 U.S.C. 1352 40 CFR Part 34		Fiscal Monitoring Team Lead: Neil Stevens
<b>Adult Education</b> <b>The LEA has complied with the following requirements:</b>					

50	Yes No N/A	<b>Use of Amounts</b> The LEA assures that all adult education funds will only be expended on adult education and literacy activities as defined in WIOA.	WIOA, Sec. 203(2), R277-733-3(2), R277-733-4, 53F-2-401(6)		Adult Education Coordinator: Stephanie Patton
51	Yes No N/A	<b>Information for the State</b> The LEA assures that required adult education program data will be collected and entered in the state sponsored adult education student information system according to state and federal guidelines for federal reporting purposes.	WIOA, Sec. 116((b)(2); R277-733-2, Utah Adult Education Policy and Procedures Guide Section 6 – Data Management – Program Responsibilities A & D		Adult Education Coordinator: Stephanie Patton
<b>CAREER &amp; TECHNICAL EDUCATION</b> <b>Federal Perkins Program CFDA 84.048</b> <b>Strengthening Career &amp; Technical Education for 21st Century Act (Perkins V)</b> The LEA has reviewed the requirements below, and on behalf of the LEA agrees to comply with or abide by the Federal regulations below:					
52	Yes No N/A	<b>Compliance with the Law</b> LEA certifies they will comply with the requirements of this Act and the provisions of the State plan, including: 1) The provision of a financial audit of funds received under this Act, which may be included as part of an audit of other Federal or State programs; 2) None of the funds expended under this Act will be used to acquire equipment (including computer software) in any instance in which such acquisition results in a direct financial benefit to any organization representing the interests of the acquiring entity or the employees of the acquiring entity or any affiliate of such an organization.	Perkins V, Sec. 122(c)(13) (a-e)		Director of Career and Technical Education: Thalea Longhurst
53	Yes No N/A	<b>Size, Scope and Quality</b> The LEA certifies that they will provide a career and technical education program that is of such size, scope, and quality to bring about improvement in the quality of career and technical education programs. Federal Perkins funds are intended to support or assist in developing programs of size, scope, and quality that meets the definition outlined in the Utah Perkins V Plan.	Perkins V, Sec. 134(b)(c); 135(b) Utah Perkins V Plan		Director of Career and Technical Education: Thalea Longhurst
54	Yes No N/A	<b>Limitation for Certain Students</b> The LEA certifies that NO funds received under this Act may be used to provide career and technical education programs or programs of study to students prior to secondary school grades (as outlined in the Utah Perkins V Plan).	Perkins V, Utah Perkins V Plan		Director of Career and Technical Education: Thalea Longhurst
55	Yes No N/A	<b>Supplanting</b> The LEA certifies that, if awarded Perkins funds, Career and Technical Education activities shall supplement, and shall not supplant, non-Federal funds expended to carry out career and technical education activities.	2 CFR Part 200 §200.201(b) Title II General Provisions Part A 211 (a)		Director of Career and Technical Education: Thalea Longhurst
56	Yes No N/A	<b>Non-Discrimination</b> The LEA certifies that the LEA will not discriminate against members of special populations because of their status as special populations.	34 CFR Part 100; 104; 106 45 CFR Part 90 28 CFR Part 35; 36 Title II General Provisions Part A		Director of Career and Technical Education: Thalea Longhurst
57	Yes No N/A	<b>Nonprofit Private School Participation in Professional Development Programs</b> The LEA certifies that, upon written request and to the extent practicable, it will permit CTE secondary school teachers, administrators, and other personnel in nonprofit private schools located in the geographical area served by such eligible recipient, to participate in professional development programs.	Title II General Provisions Part A, Sec. 217		Director of Career and Technical Education: Thalea Longhurst



58	Yes No N/A	<b>Nonprofit Private School Participation in CTE Programs</b> The LEA certifies that the LEA will: 1) Student participation – Except as prohibited by State or local law, an eligible recipient may, upon written request, use funds made available under this Act to provide for the meaningful participation, in career and technical education programs, and activities, including programs of study, receiving funding under this Act, of secondary school student attending a nonprofit private school in areas served by the eligible recipient. 2) Consultation – An eligible recipient shall consult, upon written request, in a timely and meaningful manner with representative of nonprofit private schools in the areas served by the eligible recipient described in paragraph (1) regarding the meaningful participation, in career and technical education programs and activities, including programs of study, receiving funding under this Act, of secondary school students attending nonprofit private school.	Title II General Provisions Part A, Sec. 217		Director of Career and Technical Education: Thalea Longhurst
59	Yes No N/A	<b>Meeting Needs of Special Populations</b> The LEA certifies that the LEA will provide members of protected classes with equal access to activities and programs funded under this Act. The LEA will also certify compliance with: 1) Perkins V Section 3(48); 2) Title VI and VII of the Civil Rights Act of 1964; (34 C.F.R. Part 100); 3) Title IX of the Education Amendments of 1972; (34 C.F.R. Part 106); 4) Section 503 and 504 of the Rehabilitation Act of 1973; (34 C.F.R. Part 104); 5) Executive Order 11246 prohibiting employment discrimination based on race, color, sex, religion, and national origin; 6) The Age Discrimination Act of 1975 and the Age Discrimination in Employment Act of 1967; 7) The Equal Pay Act of 1963; 8) The Americans with Disabilities Act of 1990; 9) All health and safety laws and regulations issued by the U.S. Department of Education, pursuant to their laws, when classroom facilities will be used by students and/or faculty.	Perkins V, Section 3(48)		Director of Career and Technical Education: Thalea Longhurst
<b>EVERY STUDENT SUCCEEDS ACT - ESSA</b> The LEA has complied with the following requirements:					
60	Yes No	<b>ESSA Title Programs</b> Information in accordance with program requirements have been provided, as required.	Federal Code: <a href="https://www2.ed.gov/documents/essa-act-of-1965.pdf">https://www2.ed.gov/documents/essa-act-of-1965.pdf</a>		Director of Teaching and Learning: Jennifer Thronsen / ESSA and ERSI Coordinator: Max Lang
61	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.	10 U.S.C. § 503(c) 20 U.S.C. § 7908		ESSA and ERSI Coordinator: Max Lang / Policy Director: Ben Rasmussen
62	Yes No	<b>Constitutionally Protected Prayer</b> Constitutionally protected prayer is certified in writing as protected.	20 U.S.C. §7904		ESSA and ERSI Coordinator: Max Lang / Policy Director: Ben Rasmussen
63	Yes No	<b>Persistently Dangerous LEA</b> 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.	ESEA Section 8532 R277-714	*Link to LEA's policy and procedures	ESSA and ERSI Coordinator: Max Lang
64	Yes No	<b>Equitable Services for Private School Students</b> Provide timely consultation with private school officials to ensure all students have opportunities for services within ESSA.	ESSA Section 1117 ESSA Section 8501		ESSA and ERSI Coordinator: Max Lang
65	Yes No	<b>Supplanting</b> The LEA certifies that LEA will use funds made available from this Act to supplement and not supplant state and local funds.	2 CFR Part 200 §200.201(b)  <a href="https://www2.ed.gov/policy/elsec/leg/essa/snsfinalguidance06192019.pdf">https://www2.ed.gov/policy/elsec/leg/essa/snsfinalguidance06192019.pdf</a>		ESSA and ERSI Coordinator: Max Lang
<b>GENERAL ASSURANCES</b> The LEA assures that it has complied with each of the following requirements:					

66	Yes No	<p><b>Section 28 Drug-Free Workplace</b></p> <p>A. The applicant 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), (7) (e), and (f).</p>	<p>Drug-Free Workplace Act of 1988</p> <p>34 CFR Part 85 Subpart F</p> <p>4 CFR Part 85 §§85.605 and 85.610</p> <p>Perkins V</p>		<p>Fiscal Monitoring Team Lead: Neil Stevens / Director of Career and Technical Education: Thalea Longhurst</p>
67	Yes No	<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>Gun-Free Schools Act 2001</p>	<p>*Link to LEA's Policy</p>	<p>Rhett Larsen</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 States 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 FY25 grant applications are approved.

<p><b>District Superintendent or Charter School Director</b></p>	<p><b>Date Submitted</b></p>
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