

LEA Name:

LEA COMPLIANCE AND ASSURANCE CHECKLIST

For 2021 - 2022 School Year

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 *If No is marked attach corrective	Compliance and Assurance Item	Authorizing, Implemented, or Interpreted Law	Evidence or Supporting Documentation
FINANCIAL OPERATIONS The LEA assures that it has complied with each of the following requirements as outlined in Code and Rule:				
1	Yes No	School Emergency Response Plan 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.	53G-4-402(18) R277-400	*Link to LEA's policy and procedure
2	Yes No	Emergency Drills (Fire, Earthquake, Violence) Compliance Statement: Required drills have been held, students have proper supervision, training is age appropriate, student assistance programs are in place, school staff maintains control of schools and facilities.	53G-4-402(18) R277-400	
3	Yes No	Minimum School Days LEA shall conduct school for at least 990 instructional hours over a minimum of 180 school days each school year. The LEA shall ensure that the school calendar is calculated in compliance with R277-419-5.	R277-419-5	
4	Yes No	Student Membership LEA has developed and implemented policies and procedures to ensure membership is recorded and reported accurately according to the 10-day rule and/or learner validated enrollment measurements.	R277-419-7	*Link to LEA's policy and procedure
5	Yes No	Transfer Students LEA has developed and implemented policies and procedures to ensure documentation is created and retained and that the proper transfer code is entered in the student information system for students that transfer from the LEA.	R277-419-11	*Link to LEA's policy and procedures
6	Yes No	Student Enrollment Options Student enrollment options are provided as specified in Code and Rule.	53E-3-401(1)(b) 53G-6-405 53G-6-401 et seq. 53G-6-402(4) R277-437	
7	Yes No	Employee Insurance Coverage Notification Against Legal Liability Employees are provided information in writing upon hire and by the first day of school annually regarding insurance coverage and legal liability.	63A-4-204 63A-4-204.5	
8	Yes No	Procurement LEA has developed policies and procedures to ensure compliance with the Utah Procurement Code. The LEA conducts all procurements in accordance with Utah Code and LEA policies.	63G-6a et seq.	*Link to LEA's policy and procedures
9	Yes No	Public School General Requirements - Budgets LEA has established policies and procedures to ensure compliance with budgetary and expenditure requirements of Utah Code 53G-7 and R277-113.	53G-7 et seq R277-113	*Link to LEA's policy and procedures

10	Yes No	LEA Fiscal and Auditing Policies LEA has established policies and procedures to address requirements established in R277-113 and the reporting requirements of the Utah Public Finance website in 63A-1-Part 2.	R277-113 63A-1-Part 2	*Link to LEA's policy and procedures
11	Yes No	Collective Bargaining Agreements Collective bargaining agreements have been posted as required.	53G-11-207	
12	Yes No N/A	Federal Education Agreement LEA has a policy and is ensuring compliance that approval has been obtained from the Governor if LEA seeks to obtain and receive federal education funds via LEA-written grant applications or LEA-specific agreements.	53E-3-804	*Link to LEA's policy and procedures
13	Yes No	Construction Projects All school construction projects required to be submitted to USBE have been reported monthly and on- going throughout the duration of each project, as specified in accordance with approved plans.	53E-3-706-707 10-9a-305 53F-2-202(4)(d) R277-471	
LAW AND LEGISLATION				
The LEA has complied with each of the following requirements as outlined in Code and Rule:				
14	Yes No	National Motto The national motto of the United States is displayed in one or more places within each school building.	53G-10-302 R277-475	
15	Yes No	Pledge of Allegiance The pledge of allegiance is recited each day in each public school classroom.	53G-10-304 R277-475	
16	Yes No	School Community Councils and Charter Trust Land Councils Each school in an LEA has established a community council and advised members of their responsibilities consistent with Code and Rule.	53G-7-12 R277-477 R277-491	
17	Yes No	Education Employee Association Preferential treatment is not endorsed or provided for education employee associations.	53G-11-205	
18	Yes No N/A	Education Association Leave An education association leave policy has been developed and implemented, as required.	53G-11-206	*Link to LEA's policy and procedures
19	Yes No N/A	Misconduct Reporting The LEA has reported all violations of the Utah Educator Standards to the Utah Professional Practices Advisory Commission.	R277-217	
20	Yes No	Payroll Deductions Payroll deductions are not made for political purposes.	34-32-1.1(2)	
21	Yes No	Truancy Prevention Procedures for truancy prevention have been established and are being followed.	53G-6-201 R277-607	
22	Yes No	Child Abuse-Neglect Reporting by Education Personnel 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 R277-401 62A-4a-403	*Link to LEA's policy and procedures
23	Yes No	Open and Public Meetings Act LEA complies with the provisions of the Utah Open and Public Meetings Act, including the posting of announcements and documents to http://www.utah.gov/pmn , as required.	52-4-2 63F-1-701	
24	Yes No	Corporal Punishment Prohibition A policy has been developed and implemented consistent with Code and Rule. The prohibition of corporal punishment consistent with Code, Rule and district policy has been incorporated in the LEA policy for student conduct and discipline.	53G-8-3 R277-608	*Link to LEA's policy and procedures
25	Yes No	Student Search 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
26	Yes No	Medical Recommendations by School Personnel to Parents A policy has been adopted and implemented as required.	53G-9-203	*Link to LEA's policy and procedures
27	Yes No N/A	Firearm Safety Training in Public Schools A process for firearm safety training has been identified and implemented, as specified in statute.	53F-6-201 R277-611	
28	Yes No	Child Sexual Abuse Prevention School district or charter school shall provide training and instruction on child sexual abuse prevention and awareness to school personnel, parents or guardians, or students. The school district or charter school uses Board-approved instructional materials to provide the training and instruction.	53G-9-207	

29	Yes No	Electronic Devices Policy A policy governing the possession and use of electronic devices while on public school premises has been adopted and implemented, as required.	53A-11-901 R277-495	*Link to LEA's policy and procedure
30	Yes No	School Fees LEA has adopted policies and procedures to ensure compliance with Utah Code and Board Rule. LEA ensures all fees from all schools are included annually on the Board adopted fee schedules.	53G-7-503 R277-407	*Link to LEA's policy and procedures
31	Yes No	School Fees Waiver A policy has been developed and implemented regarding school fee waiver requirements as specified in Board Rule.	53G-7-504 R277-407	*Link to LEA's policy and procedures
TEACHING AND LEARNING				
The LEA has complied with each of the following requirements as outlined in Code and Rule:				
32	Yes No N/A	Educator Evaluation Program (Districts Only) An educator evaluation program has been planned, developed and implemented according to Code and Rule and the timelines designated in those documents.	53G-11-504; 507; 508; 510 R277-531	
33	Yes No	Utah Educator Professional Standards LEA has trained educators employed by the LEA on the Utah Educator Standards described in Board Rule.	R277-517	
FEDERAL GRANT GENERAL COMPLIANCE				
Uniform Guidance Assurances 2 - CFR 200				
The LEA has reviewed and agrees to comply with or abide by the Federal regulations and USBE rules below:				
34	Yes No	Financial Management 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

35	Yes No	<p>Internal Controls The LEA certifies that it has:</p> <ol style="list-style-type: none"> 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; 2) complied with Federal statutes, regulations and the terms and conditions of the Federal awards; 3) evaluated and monitored the LEA's compliance with Federal statutes, regulations, and the terms and conditions of subawards; 4) taken prompt corrective action when instances of noncompliance are noted in audit findings or monitoring reports; 5) taken reasonable measures to safeguard and protect personally identifiable information and other sensitive information. 	2 CFR 200.303	
36	Yes No	<p>Record Retention 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: archives.utah.gov/recordsmanagement/retention-schedules.html) 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	
37	Yes No	<p>Access to Records 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	
38	Yes No	<p>Cost Sharing, Matching, Maintenance of Effort 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	
39	Yes No	<p>Period of Performance 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	
40	Yes No	<p>Procurement 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"> 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; 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. 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. 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. 	2 CFR 200.317-327	*Link to LEA's policy and procedures

41	Yes No	<p>Payments 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 - 114	
42	Yes No	<p>Remedies for Noncompliance 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	
43	Yes No	<p>Mandatory Disclosures 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	
44	Yes No	<p>Conflict of Interest 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
45	Yes No	<p>Equipment Equipment The LEA will establish and implement internal controls to ensure compliance with the equipment provisions found in 200.313. Specifically, 1) the purchase of equipment will be authorized by USBE prior to purchase; 2) equipment will be purchased by and used for the specific Federal program for authorized purposes only; 3) the LEA will use and dispose of equipment in accordance with the provision of 200.313; 4) 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; 5) an internal control system must be in place to adequately safeguard and prevent loss, damage, or theft; 6) 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	
46	Yes No	<p>Suspension or Debarment 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	

47	Yes No	Audit Requirements 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	
48	Yes No	Subrecipient and Contractor Determinations An LEA that is a pass-through entity of Federal funds, is making a case-by-case determination whether each agreement it makes for disbursement of Federal program funds casts the party receiving the funds in the role of a subrecipient or contractor (see 2 CFR 200.331 (a) and (b) for additional insight). The LEA certifies that for each subrecipient they are meeting the subrecipient award and monitoring requirements of 2 CFR 200.332.	2 CFR 200.331-332	
CAREER & TECHNICAL EDUCATION; COMPREHENSIVE COUNSELING AND GUIDANCE; COLLEGE AND CAREER AWARENESS, AND WORK-BASED LEARNING PROGRAMS. The LEA has complied with the following requirements:				
49	Yes No N/A	College and Career Awareness (CCA) The LEA certifies that the CCA course is taught in 7 th or 8 th grade and that the LEA is in compliance with all funding and program criteria.	53E-3-507 53F-2-311 R277-916	
50	Yes No N/A	Work-Based Learning Programs (WBL) The LEA certifies that the WBL program is being offered and that the LEA is in compliance with all funding and program criteria.	53G-7-902 53F-2-311 R277-915	
51	Yes No N/A	Comprehensive Counseling and Guidance The LEA certifies that the Comprehensive Counseling and Guidance Program is being offered and that the LEA is in compliance with all funding and program criteria.	53F-2-311 53E-2-304(2)(b) R277-911 R277-462	
52	Yes No N/A	Disbursement of CTE Added Cost Funds (Add-on) The LEA certifies compliance with CTE membership reporting. Records clearly and accurately show the entry and exit date of each student and whether a student has been absent from a CTE class ten consecutive days. Added cost funds are not generated: (a) during bus travel; (b) until a student starts attending an approved CTE course; (c) when a student has been absent, without excuse, for the previous 10 days.	R277-911-5 R277-419-10	
53	Yes No N/A	CTE Add-on Funds Money for approved career and technical education programs has not been used to fund programs: 1) CCA or other programs below grade 9; 2) WBL programs; 3) Comprehensive Counseling and Guidance programs.	53F-2-311 R277-911-4; 5; 11 R277-915 - 916 R277-462	
54	Yes No N/A	Use of CTE Add-on Funds CTE Add-on funding provided to the LEA must be expended in accordance with the applicable provisions of State Code and Board Rule. Funds must only be used to pay the excess costs of providing Career and Technical Education and related services to students; and must be used to supplement State, local and other Federal funds and not to supplant those funds.	53F-2-311 R277-911-5(6)	
55	Yes No N/A	CTE Maintenance of Effort The LEA certifies that the LEA first expended for CTE programs an amount equivalent to the regular WPU for students in approved CTE programs grades nine through twelve, based on prior year aggregate membership in funded CTE programs, times the current year WPU value, less the amount for: 1) college and career awareness; 2) work-based learning; and 3) comprehensive counseling and guidance.	R277-911-4	
56	Yes No N/A	Elementary Keyboarding The LEA certifies that elementary keyboarding is taught and assessment of keyboarding proficiency by Grade 5 is conducted and school level results are reported to USBE annually.	R277-700-4	

**CAREER & TECHNICAL EDUCATION
Federal Perkins Program CFDA 84.048**

Strengthening Career & Technical Education for 21st Century Act (Perkins V)

The LEA has reviewed the requirements below, and on behalf of the LEA agrees to comply with or abide by the Federal regulations below:

57	Yes No N/A	<p>Compliance with the Law 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.</p>	Perkins V, Sec. 122(c)(13) (a-e)	
58	Yes No N/A	<p>Written Policies & Procedures The LEA certifies that required writted policies or procedures under 2 CFR 200 are in place.</p>	2 CFR 200.302 2 CFR 200.335-338 2 CFR 200.305 2 CFR 200.318-320 2 CFR 200.430-431 2 CFR 200.464 2 CFR 200.475	*Link to LEA's policy and procedures
59	Yes No N/A	<p>Size, Scope and Quality 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.</p>	Perkins V, Sec. 134(b); 135 (c)(1); 132 (a) Utah Perkins V Plan	
60	Yes No N/A	<p>Limitation for Certain Students 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).</p>	Perkins V, Section 215 Utah Perkins V Plan	
61	Yes No N/A	<p>Supplanting 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.</p>	2 CFR Part 200 §200.201(b) Perkins V, Section 211 (a) Perkins V, Section 221 (a)(4)	
62	Yes No N/A	<p>Non-Discrimination The LEA certifies that the LEA will not discriminate against members of special populations because of their status as special populations.</p>	34 CFR Part 100; 104; 106 45 CFR Part 90 28 CFR Part 35; 36 Perkins V Section 216	
63	Yes No N/A	<p>Nonprofit Private School Participation in Professional Development Programs 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.</p>	Perkins V, Sec. 217(a)	
64	Yes No N/A	<p>Nonprofit Private School Participation in CTE Programs 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.</p>	Perkins Act, Sec. 317(b) (1- 2)	

65	Yes No N/A	<p>Meeting Needs of Special Populations 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:</p> <ol style="list-style-type: none"> 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)	
STUDENT SUPPORT The LEA has complied with the following requirements:				
66	Yes No	<p>Threats By Sept 1, policies and procedures are in place and will be updated annually to notify parents of threats (to commit suicide, bullying, cyber-bullying, harassment, hazing or retaliation) as specified in law and Code.</p>	53G-9-604	*Link to LEA's policy and procedure
67	Yes No	<p>Juvenile Offenders Procedures for notifying school personnel are followed.</p>	53G-8-403 R277-714 R277-103	
68	Yes No	<p>Gang Prevention and Intervention School faculty and personnel are trained to recognize early warning signs for youth in trouble. Faculty and personnel shall report suspected gang activity to school administrator and law enforcement. Gang members are barred from extracurricular activities. Gang-related graffiti or damage to school shall result in parent/guardian notification. LEA gang policy is publicized on school websites, in handbooks, and in letters to parents/guardians.</p>	53E-3-509 R277-436	*Link to LEA's policy and procedure
69	Yes No	<p>Hazing, Bullying, Cyber-Bullying, and Harassment By September 1, a policy has been developed, implemented, regularly reviewed, updated, and submitted annually to USBE.</p>	53G-8-202 - 203 53G-9-605 R277-613	*Link to LEA's policy and procedure
70	Yes No	<p>Underage Drinking and Substance Abuse Prevention Program The Underage Drinking and Substance Abuse Prevention Program is offered each school year to students in grades 4 or 5, and in grades 7 or 8, and in grades 9 or 10.</p>	53G-10-406 R277-910	
71	Yes No	<p>Underage Drinking and Substance Abuse Prevention Program The program instructors have attended the one time training.</p>	53G-10-406 R277-910	
72	Yes No	<p>LEA School Climate Survey Each school is required to distribute a school climate survey to parents, staff, and students every other year.</p>	53G-8-802	
73	Yes No	<p>Human Trafficking Prevention A school district or charter school shall provide every other year training and instruction on human trafficking prevention and awareness to school personnel, parents or guardians, or students. The school district or charter school uses Board approved instructional materials to provide the training and instruction.</p>	53G-9-207	
74	Yes No	<p>Parent Education – Mental Health – Bullying – Safety A free seminar is provided annually for parents, that begins after 6:00 p.m., 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.</p>	53G-9-703 R277-411	

CHILD NUTRITION PROGRAMS

USDA Food and Nutrition CFDA 10.553, 10.555, 10.556

National School Breakfast Program and National School Lunch Program

The LEA has reviewed the requirement below and on behalf of the LEA agrees to comply with or abide by the Federal regulations below and as stated in the signed CNP agreement:

75	Yes No N/A	<p>Meal Charge Policy The LEA has a local meal charge policy in place to address unpaid meal charges when student participate at the reduced or paid meal rate. Nonprofit school foodservice funds may not be used to reduce or “zero out” outstanding student food service balances or bad debt. The LEA maintains documentation demonstrating the policy is provided in writing, annually, to all households including those with transfer students. The LEA ensures the policy is communicated to all staff members responsible for policy enforcement.</p>	HHFKA, Public Law 111 296	*Link to LEA’s policy and procedure
76	Yes No N/A	<p>Local Wellness Policy The LEA has and maintains a current Local Wellness Policy (LWP) that compares to model LWPs and includes goals for nutrition education, physical activity, nutrition promotion, nutrition guidelines and other school-based activities to promote student wellness. Documentation demonstrating the LWP has been made available to the public and stakeholders have been made aware of their ability to participate. Maintain a triennial assessment on LWP implementation.</p>	HHFKA Section 204 Richard B. Russell National School Lunch Act, Section 9A 7 CFR 210	*Link to LEA’s LWP and the individuals designated in charge of the LWP
77	Yes No N/A	<p>Smart Snacks in Schools Schools meet the minimum requirements and standards for all foods and beverages sold in school during the school day. Documentation of foods and beverages sold during the school day is maintained and available for CNP audits. Schools comply with the state rule regarding food fundraisers and CTE exemptions.</p>	7 CFR 210.11 R277-719 USBE Memo, 10/8/2014	*Provide name or position designated to maintain records
78	Yes No N/A	<p>Procurement The LEA has a written procurement policy and documented procedures that comply with federal regulations which incorporates the most restrictive procurement principles/procedures between Federal, State or Local procurement regulations. All procurement records must be maintained and be made available for review upon request.</p>	2 CFR 200.318-326 7 CFR 210.21 State Procurement Code (63G-6a) Utah Administrative Rules R33	*Provide name or position designated to maintain records
79	Yes No N/A	<p>Professional Standards Complies with the hiring standards for new School Nutrition Program directors. Documentation is maintained to ensure hiring after July 1, 2015 meets the standards including, highest level of education, years of school nutrition experience, 8 hours of completed food safety training. When applicable, documentation is on file showing the state agency granted a hiring exception. Please note exceptions are limited to LEAs meeting specific enrollment totals per Federal regulations, complies with the hiring standards for new School Nutrition Program directors. Documentation is maintained to ensure hiring after July 1, 2015 meets the standards including, highest level of education, years of school nutrition experience, 8 hours of completed food safety training. When applicable, documentation is on file showing the state agency granted a hiring exception. Please note exceptions are limited to LEAs meeting specific enrollment totals per Federal regulations.</p>	80 FR 11077 7 CFR 210.30	*Provide name or position designated to maintain records

80	Yes No N/A	<p>Civil Rights LEA documents annual training for all individuals that administer Child Nutrition Programs to ensure individuals understand the federal laws, regulations, instructions, policies and guidance. Areas of compliance include: Assurances, Public Notification Requirements, Complaints of Discrimination, Civil Rights Training, Race and Ethnicity Data Collection, Limited English Proficiency (LEP), Disability Compliance, Compliance Reviews, Resolution of Noncompliance, Conflict Resolution and Customer Service. Training and resources are located on the CNP website NSLP Central https://usbe.instructure.com/courses/54/pages/state-forms-and-resources.</p>	<p>Title VI of the Civil Rights Act of 1964 Civil Rights Restoration Act of 1987 Section 504 of the Rehabilitation Act of 1973 & Americans with Disabilities Act of 1990 (ADA); ADA Amendments Act of 2008 Age Discrimination Act of 1975 Title IX of the Education Amendments of 1972 7 CFR Parts 15, 15a and 15b Executive Order 13116 "Improving Access to Services for Persons with Limited English Proficiency" 28 CFR Part 35 28 CFR Part 42 FNS Instruction 113-1 and Appendix B</p>	*Provide name or position designated to maintain records
<p>EVERY STUDENT SUCCEEDS ACT - ESSA The LEA has complied with the following requirements:</p>				
81	Yes No	<p>ESSA Title Programs Information in accordance with program requirements have been provided, as required.</p>	<p>Federal Code: https://www2.ed.gov/documents/essa-act-of-1965.pdf</p>	
82	Yes No	<p>Military Recruiters Access to Student Directory Information Upon request, military recruiters are provided student directory information unless prohibited by the parents or guardians of individual students.</p>	10 U.S.C. § 503(c)	
83	Yes No	<p>Constitutionally Protected Prayer Constitutionally protected prayer is certified in writing as protected.</p>	20 U.S.C. §7904	
84	Yes No	<p>Persistently Dangerous LEA 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.</p>	<p>ESEA Section 8532 https://www2.ed.gov/policy/elsec/leg/essa/legislation/title-viii.html#sec8532</p>	*Link to LEA's policy and procedures
85	Yes No	<p>Equitable Services for Private School Students Provide timely consultation with private school officials to ensure all students have opportunities for services within ESSA.</p>	ESSA Sections 1117; 8501	
86	Yes No	<p>Comprehensive Counseling and Guidance Program Performance Review Programs and policy criteria have been developed as required.</p>	R277-462	*Link to LEA's policy and procedures
87	Yes No	<p>College and Career Ready Plan (CCR) The Student Education Plan (SEP)/Student Education Occupation Plan (SEOP) have been developed and implemented, as required.</p>	53E-2-304 R277-108	

88	Yes No	Supplanting 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) https://www2.ed.gov/policy/elsec/leg/essa/nsfinalguidance06192019.pdf	
CHARTERS The LEA has complied with the following requirements:				
89	Yes No N/A	Employees of Charter Schools Employees are notified annually prior to the first day of school of liability coverage and benefits as required.	53G-5-407 63A-4-204	
GENERAL ASSURANCES The LEA assures that it has complied with each of the following requirements as outlined in Code and Rule:				
90	Yes No	Section 28 Drug-Free Workplace A. The applicant certifies that it will or will continue to provide a drug-free workplace by: (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; (2) Establishing an on-going drug-free awareness program to inform employees about: (a) The dangers of drug abuse in the workplace; (b) The grantee's policy of maintaining a drug-free workplace; (c) Any available drug counseling, rehabilitation, and employee assistance programs; and (d) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace; (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); (f) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will: (a) Abide by the terms of the statement; and (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; (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; (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- (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 (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; (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).	Drug-Free Workplace Act of 1988 34 CFR Part 85 Subpart F 4 CFR Part 85 §§85.605 and 85.610 Perkins V	
Individuals With Disabilities Education Act - IDEA The LEA has complied with the following requirements:				
91	Yes No	Use of Amounts 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	

92	Yes No	<p>Schoolwide Programs 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.</p>	<p>20 U.S.C. 1413(a)(2)(D) 34 CFR §300.206 CFR §300.202(a)(2)(3)</p>	
93	Yes No	<p>Personnel Development 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.</p>	<p>20 U.S.C. 1412(a)(14)(A)-(E) 34 CFR §300.156 20 U.S.C. 1413(a)(3)</p>	
94	Yes No	<p>Treatment of Charter Schools and their Students 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.</p>	<p>20 U.S.C. 1413(a)(5) 34 CFR §300.209</p>	
95	Yes No	<p>Procurement of Instructional Materials in Accessible Format 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.</p> <p>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.</p> <p>This declaration is a requirement for each LEA in order to be eligible to receive IDEA funds. 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).</p> <p>Our LEA will coordinate with USIMAC.</p>	<p>34 CFR 300.172 20 U.S.C. 1413(a)(6) 34 CFR §300.210</p>	
96	Yes No	<p>Information for the State The LEA shall provide data to the State on any information that may be required by the State or the Secretary.</p>	<p>20 U.S.C. 1418(a)(3) 20 U.S.C. 1413(a)(7) 34 CFR §300.640-300.645</p>	
97	Yes No	<p>Public information 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.</p>	<p>20 U.S.C. 1413(a)(8) 34 CFR §300.212</p>	
98	Yes No	<p>Records Regarding Migratory Children with Disabilities 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.</p>	<p>20 U.S.C. 1413(a)(9) 34 CFR §300.213</p>	
99	Yes No	<p>Free Appropriate Public Education 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.</p>	<p>20 U.S.C. 1412(a)(1) 34 CFR §300.101-§300.108</p>	

100	Yes No	<p>Child Find 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.</p>	20 U.S.C. 1412(a) (3) 34 CFR §300.111	
101	Yes No	<p>Individualized Education Program An individualized education program is developed, reviewed, and revised for each child with a disability.</p>	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	
102	Yes No	<p>Procedural Safeguards Children with disabilities and their parents are afforded the appropriate procedural safeguards.</p>	34 CFR §§300.500 through 300.536 20 U.S.C. 1412(a)(6) 34 CFR §300.121	
103	Yes No	<p>Evaluation Children with disabilities are appropriately evaluated.</p>	34 CFR §§300.300 through 300.311 20 U.S.C. 1412(a)(7) 34 CFR §300.122	
104	Yes No	<p>Confidentiality The LEA complies with regulations relating to the confidentiality of records and information.</p>	34 CFR §§ 300.610 through 300.626 20 U.S.C. 1412(a)(8) 34 CFR §300.123	
105	Yes No	<p>Transition from Early Intervention 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.</p>	IDEA Section 635(a)(10) 20 U.S.C. 1412(a)(9) 34 CFR §300.124	
106	Yes No	<p>Children with Disabilities in Private Schools 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	

107	Yes No	Assessment 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.	20 U.S.C. 1412(a)(16)(A)-(E) 34 CFR§300.160	
108	Yes No	Disproportionate Representation 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.	34 CFR §300.8 20 U.S.C 1412(a)(24) 34 CFR §300.173	
109	Yes No	Prescription 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.	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	
110	Yes No	Fiscal Controls 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.	34 CFR §76.702	
111	Yes No	Non-Construction Programs 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.	OMB Standard Form 424B	
112	Yes No	Certification Regarding Lobbying 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.	31 U.S.C. 1352 40 CFR Part 34	
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 FY22 grant applications are approved.