

## **General Assurances**

The Neglected or Delinquent Federal Programs Application is for a Local Educational Agency's (LEA) or a State Agency's use in requesting funds for covered programs under the *No Child Left Behind Act of 2001*. Each question in the application is directed by the legislation, and the parenthetical citation with each question indicates the section of the legislation that requires the items be addressed in this application.

The legislative purpose of these federal funds is to improve teaching and learning to meet student needs effectively. Ongoing broad-based planning and shared decision-making are essential for quality programming. This application supports Mississippi LEAs and State Agencies in looking at increasing student learning and achievement through effective programming, professional development, parent and community involvement, and provision of a safe, orderly climate conducive to our teachers teaching and our students learning.

### **Statement of Assurances**

The **Tupelo Public School District, December 8, 2015** authorizes the agency head to sign such single set of assurances as required by Section 9306 and to submit an application to the Mississippi Department of Education as required by Section 9305 to receive grants under stated Titles of the *No Child Left Behind Act of 2001* and other applicable Federal programs. Please note that this date should represent the day that the board or agency head approved not only the assurances, but also the application narrative and budget.

## **General Assurances**

1. Programs and services are and will be in compliance with Title VI and Title VII of the Civil Rights Act of 1964. A statement of compliance with Title VI of the Civil Rights Act of 1964 should be filed with the Superintendent.
2. Each program or activity conducted by the LEA will be conducted in compliance with the provisions of Chapter 2, Prohibition of Discrimination on the Basis of Sex, as well as all other applicable provisions of state law prohibiting discrimination on the basis of sex.
3. Programs and services are and will be in compliance with the Age Discrimination Act of 1975.
4. Programs and services for individuals with disabilities are in compliance with the Individuals with Disabilities Education Act. (34 CFR 300, 303, and 504 of the Rehabilitation Act of 1973)
5. When federal funds are made available, they will be used to supplement and, to the extent practical, increase the amount of state and local funds that would, in the absence of such federal funds, be made available for the uses specified in the state plan, and in no case supplant such state or local funds. Personnel, contracts, materials, supplies, and equipment purchased with program funds must supplement the basic education program. (34 CFR 200.44, 298.23)
6. All state and federal statutes, regulations, program plans, and applications appropriate to each program under which federal or state funds are made available through this application will be met by the applicant educational agency in its administration of each program.
7. The grantee will use fiscal control and fund accounting procedures that will ensure proper disbursement of, and accounting for, state and federal funds paid to that educational agency under each program. (34 CFR 200.20 (a) (9))
8. The grantee will make reports to the state educational agency or board and to the Secretary of Education as may reasonably be necessary to enable the state educational agency or board and the Secretary to perform their duties and will maintain such records and provide access to those records as the state educational agency or board or the Secretary deems necessary. Such records will include, but will not be limited to, records which fully disclose the amount and disposition by the recipient of those funds, the total cost of the activity for which the funds are used, the share of that cost provided from other resources, and such other records as will facilitate an effective audit. The recipient shall maintain such records for three years after the completion of the activities for which the funds are used. (34 CFR 76.722, 76.730, 76.731, 76.734, 76.760; 34 CFR 80.42)
9. Any application, evaluation, periodic program plan, or report relating to each program will be made readily available to parents and other members of the general public.
10. Auditable records of each participating school program will be maintained on file. 34 CFR 80.42(e)
11. The LEA and state agency adheres to the applicable provision of the Education Department General Administrative Regulations (EDGAR): 34 CFR Parts 76, 77, 79, 80, 81, 82, 85, and 86.
12. The LEA and state agency adheres to OMB Circular A-87 (the Cost Principles for State, Local, and Indian Tribal Governments.)
13. The LEA and state agency assures the salary and wage charges will be supported by proper time reporting documentation that meets the requirements of OMB Circular A-87.
14. The grantee declares that it neither uses nor will use federal funds for lobbying activities and hereby complies with the certification requirements of 34 CFR Part 82.
15. The grantee provides reasonable opportunity for public comment on the application and considers the comments. (Section 14306 (a) (7))
16. The grantee will adopt and use proper methods of administering each program including:
  - a. Enforcement of any obligations imposed by law on agencies responsible for carrying out programs; and
  - b. Correction of deficiencies in program operations identified through audits, etc. (Section 14306 (a) (3) (B))

## **Suspension and Debarment**

17. The grantee assures that neither it, nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation by any Federal department or agency. (34 CFR §85.225)

**Title I, Part D, Subpart 1 (State Agency)**

18. Each state agency shall reserve not less than 15 percent, and not more than 30 percent of the amount such agency receives under this subpart for any fiscal year to support transition services.

19. Services shall be available to children and youth in adult correctional institutions, priority will be given to such children and youth who are likely to complete incarceration within a 2-year period.

20. State agency will assist in locating alternative programs through which students can continue their education if the students are not returning to school after leaving the correctional facility or institution for neglected or delinquent children and youth.

21. State agency will work with parents to secure parents' assistance in improving the educational achievement of their children and youth, and preventing their children's and youth's further involvement in delinquent activities.

22. State agency will work with children and youth with disabilities in order to meet an existing individualized education program and an assurance that the agency will notify the child's or youth's local school if the child or youth —

“(A) is identified as in need of special education services while the child or youth is in the correctional facility or institution for neglected or delinquent children and youth; and

“(B) intends to return to the local school.

23. State agency will work with children and youth who dropped out of school before entering the correctional facility or institution for neglected or delinquent children and youth to encourage the children and youth to reenter school once the term of the incarceration is completed or provide the child or youth with the skills necessary to gain employment, continue the education of the child or youth, or achieve a secondary school diploma or its recognized equivalent if the child or youth does not intend to return to school.

24. Teachers and other qualified staff are trained to work with children and youth with disabilities and other students with special needs taking into consideration the unique needs of such students.

**Title I, Part D, Subpart 1 (State Agency)**

25. The program under this subpart will be coordinated with any programs operated under the Juvenile Justice and Delinquency Prevention Act of 1974 (42 U.S.C. 5601 et seq.) or other comparable programs, if applicable.

**State Agency and Local Education Agency**

26. The grantee will make available the Charter of Incorporation (section 79-11-137 of the state Mississippi code of 1972).