

Board of Education

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J. Vance Lee Superintendent
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CAPITAN MUNICIPAL SCHOOLS BOARD OF EDUCATION

AGENDA ITEM EXECUTIVE SUMMARY

1. Board Meeting Date: April 20, 2026
2. Item Title: V.B.2 2026-27 IDEA-B Application Approval
3. Name of Presenter: V. Lee
4. This item is for: XX Action ___ Consent Agenda ___ Discussion ___ Report/Information
5. Proposed Motion (Action Items Only): I move that we approve the 2026-27 IDEA-B Application for Capitan Municipal Schools, as presented.
6. Executive Summary: Please see attached.



IDEA B Application
Certification of Assurances and
Board of Education or Governing Authority and LEA Approval of Local IDEA B Funding Application

Instructions: Print this page, obtain required signatures then upload the page to SharePoint.

Local Education Agency Name:	CAPITAN MUNICIPAL SCHOOLS
School Year	2026 - 2027

Local IDEA-B Funding Application Approval
Authorized Representative Certification of Assurances

In conjunction with this submission, I certify that all assurances, listed in Section I - Public Information and marked as "yes" in the Plan of Assurances have been met, or that the LEA has completed, or will complete and submit proof of adoption to the Special Education Bureau (SEB), policies and procedures that are consistent with State policies and procedures established under IDEA B regulations, by no later than June 30, 2026. I further certify that the LEA can make the assurances marked as "yes" in Section III and IV of this application. These provisions meet the requirements of IDEA B as found in Public Law No. 108-446. The LEA or State agency will operate its Part B program in accordance with all of the required assurances. If any assurances have been checked "no", I certify that the LEA or State agency will operate throughout the period of this grant award consistent with the requirements of IDEA, as found in Public Law No. 108-446 and any applicable regulations, and will make such changes to existing policies and procedures as are necessary to bring those policies and procedures into compliance with the requirements of IDEA, as amended, as soon as possible, and not later than June 30, 2026. (34 CFR § 76.104).

Printed/Typed Name and Title of Authorized Representative of the LEA or State Agency:

J. VANCE LEE, SUPERINTENDENT

Authorized Representative's Signature (REQUIRED):	Date:
	4/13/2026

Board of Education or Governing Authority and LEA Approval of Local IDEA B Funding Application

This application for IDEA B Entitlement funding was submitted to the local educational agency's (LEA's) local school board or governing authority for approval and the LEA has elected to submit this application for the purpose of maximizing resources in meeting fully all obligations to children with disabilities of the district under the Individuals with Disabilities Education Act Part B.

The 2025-2026 application for IDEA B Entitlement funding was approved on: *Enter date.*

20-Apr-26

The Board of Education or Governing Authority for the: Capitan Municipal School District, State Chartered Charter School or State Supported Educational Programs provides assurance to the New Mexico Public Education Department (PED), SEB that the applicable Federal, State and local laws and regulations will be met as described in the Local Application for IDEA B Funding. We the undersigned, further certify that all assurances in this application as provided to the PED have been approved by the local Board of Education and/or Charter School Governing Authority.

Board of Education/Governing Board President Signature (REQUIRED):	Date:
Superintendent Signature/ Head Administrator Signature (REQUIRED):	Date: 4/13/2026
Special Education Director Signature (REQUIRED):	Date: 4-20-26
Business Manager* (REQUIRED): * <input type="checkbox"/> Check box if Business Manager acknowledges receipt of the Budget Summary page, of the <u>2026-2027</u> application, for the purposes of setting up a correct budget in OBMS per fund/function.	
Business Manager Signature (REQUIRED):	Date: 4/13/2026
Parent Involvement (REQUIRED): I represent parents of the LEA. My signature below assures the Department that parents participated in the development of the IDEA B Entitlement budget for the <u>2025-2026</u> School Year.	
Parent Representative Signature (REQUIRED):	Date: 4-20-26

IDEA-B Application Documents

2026-27



IDEA Allocations Snapshot

This is a snapshot of allocations data, and the changes to those allocations made during compliance decisions.

IDEA Part B 611 (24106) IDEA Part B 619 (24109)

Inputs

Allocation	\$140,195.00	\$3,544.00
Total Current Year Funds	\$140,195.00	\$3,544.00
Total Carryover Funds	\$0.00	\$0.00
Total Current Year and Carryover	\$140,195.00	\$3,544.00
Total Private School Share Current year and carryover	\$0.00	\$0.00




Funding Summary

	IDEA Part B 611 (24106)	IDEA Part B 619 (24109)
What you have to work with		
Total current year and carryover	\$148,195.00	\$3,544.00
What you've done so far		
Total direct costs	\$148,195.00	\$3,544.00
Total indirect costs (IDC)	\$0.00	\$0.00
What's left	\$0.00	\$0.00

Direct Costs

Filter By

By Fund Select a fund... By Object Code Select an object... Clear Filters

Fund	Object Code	Function Code	Description	Amount	Exclude from MTDC	Attachments
IDEA Part B 619 (24109)	51000	1000	Salaries	\$3,153.50	<input type="checkbox"/>	
IDEA Part B 611 (24106)	51000	1000	Salaries	\$111,992.14	<input type="checkbox"/>	
IDEA Part B 611 (24106)	52000	1000	Benefits	\$28,202.86	<input type="checkbox"/>	
IDEA Part B 619 (24109)	52000	1000	Benefits	\$390.50	<input type="checkbox"/>	



Capitan LEA Analysis & Plans

Number of Comprehensive Support Intervention (CSI) Schools

0

Number of Targeted Support and Improvement (TSI) Schools

0

Describe how IDEA B funds will be utilized to support students with disabilities with IEPs in the schools with CSI and TSI designations.

- We have no schools designated as CSI or TSI.

Area(s) of noncompliance

- None

Describe brief synopsis of LEA Plan

- Funding will be leveraged throughout our Title I, Title II, ESEA Consolidated Application and IDEA-B. According to our Root Cause Analysis, all schools identified Data Driven Instruction and School Culture as common threads of concern. Capitan Municipal Schools will provide training/professional development and growth opportunities to improve academic success and career readiness.

Describe how funds will be utilized to improve graduation rates for students with disabilities.

- The IDEA-B funds will assist in providing classroom support and professional development for the Special Education staff in the areas of Language Arts, Math, and support with Vocational/Career Projects

Describe how IDEA B funds will be utilized to improve dropout rates for students with disabilities.

- Utilization of funds will assist in the implementation of Career Transition Education and implementation of curriculum to assist students with their education and provide them with opportunities to be successful which in turn will assist with keeping them in school with the intention of reducing the drop out rate.

Federal Programs General Assurances – IDEA-B Application 2026-27

Select Yes from the drop-down menu next to the applicable statement below. **Only item 1 OR 2 must be select**

1. The LEA provides assurances that it meets all eligibility requirements of Part B of the Individual with Disabilities Education Act (IDEA B) and the IDEA-B regulations. (20 USC 1413(a); 34 CFR §§ 300.201 through 300.213) These assurances are found in Section III of this Application. The LEA or State agency completed and has already submitted to the Education Department's (PED) Office of Special Education Yes (OSE) a formal record of the LEA's School Governing Body's adoption of special education policies and procedures that are consistent with procedures established under 34 CFR §§ 300.101 through 300.163 and §§ 300.165 through 300.174.

OR

2. The LEA cannot provide assurances for all eligibility requirements of IDEA-B. The LEA has determined that it is unable to make the assurance that it has, in effect, policies and procedures that are consistent with State policies and established under 34 CFR §§ 300.101 through 300.163 and §§ 300.165 through 300.174. However, the LEA assures that throughout the period of this sub-grant award the LEA will operate programs consistent with the IDEA-Band the IDEA-8 regulations. The LEA will make such changes to policies and procedures as necessary to bring itself into compliance with the requirements of IDEA, as amended, as soon as possible, and not later than the end of the upcoming fiscal year.

The LEA must make the following assurances, 1–20, that it meets each of the conditions required by Part B of the Disabilities Education Act, Part B (IDEA-B). (34 CFR §§ 300.201 through 300.213).

The signed approved minutes by the Local Board of Education or Governing Council showing approval of the amended policies and procedures are required and must be uploaded in WebPSS. Submit minutes only if the policies and procedures were amended.

Select Yes from the drop-down menu for 1a or enter a date for 1b. Only complete 1 section, 1a OR 1b.

Yes/1a. The LEA, in providing for the education of children with disabilities within its jurisdiction, has procedures, and programs that are consistent with the State policies and procedures established under the IDEA Part B regulations at 34 CFR §§ 300.101 through 300.163, and §§ 300.165 through 300.174. (20 U.S.C. 1413(a)(1)); 34 CFR § 300.201).

OR

Yes/1b. If assurance cannot be given for item 1a, please provide date on which applicant will provide policies and procedures to the OSE, in order to provide assurance. Date provided may be no later than state-chartered charter schools no later than December of the current calendar year.

Select Yes for items 2 and 4-6 from each of the drop-down menus, enter an amount in item 3 below:

Yes/2. Amounts provided to the LEA under IDEA-B:

- (1) will be expended in accordance with the applicable provisions of IDEA-B;
- (2) will be used only to pay the excess costs of providing special education and related services to children with disabilities, consistent with 34 CFR § 300.202(b) and other Federal funds and not to supplant those funds. (20 U.S.C. 1413(a)(2)(A); 34 CFR § 300.202).
- (3) will be used to supplement State, local, and other Federal funds.

718329	<p>3a. For the purposes of this assurance, please provide the LEA's MOE projected eligibility for the upcoming fiscal year. Please note to meet the MOE eligibility requirement, the LEA is required to budget at least the amount spent in the last year the LEA met the MOE compliance requirement through either the t per capita method.</p>
2024-25	<p>3b. List the year of the MOE compliance expenditure or per capita amount listed in 3a.</p>
Expenditures	<p>3c. Please select whether the LEA's MOE eligibility is based on its total expenditure or per capita amount.</p>
Yes	<p>3d. Except as provided in 34 CFR §§ 300.204 and 300.205, funds provided to the LEA under IDEA- reduce the level of expenditures for the education of children with disabilities made by the LEA from local funds below the level of those expenditures for the preceding fiscal year. (20 U.S.C. 1413(a)(2)(A); 34 CFR § 300.203)</p>
Yes	<p>4. To the extent the LEA uses IDEA-B funds to carry out a school-wide program under section 1114 of the Elementary and Secondary Education Act (ESEA), the LEA will use those funds consistent with 34 CFR § 300.206, and the LEA will meet all other requirements of IDEA-B, including ensuring that children with disabilities in school-wide program schools;</p> <p>(1) receive services in accordance with a properly developed IEP; and (2) are afforded all of the rights and services guaranteed to children with disabilities under IDEA (20 U.S.C. 1413(a)(2)(D); 34 CFR § 300.206) (20 U.S.C. 1413(a)(2)(D); 34 CFR § 300.206) (20 U.S.C. 1413(a)(2)(D); 34 CFR § 300.206)</p>
Yes	<p>5. The LEA will ensure that all personnel necessary to carry out Part B of the Act are appropriate prepared, subject to the requirements of 34 CFR §300.156 (related to personnel qualifications) and section 2122 of the ESEA. 1413(a)(3), 34 CFR § 300.207 (20 U.S.C. 1413(a)(3); 34 CFR § 300.207)</p>

Yes	<p>8. To the extent the LEA uses IDEA-8 funds to carry out any of the permissive uses described in 34 CFR § 300.208, such as funds will be used consistent with 34 CFR § 300.208. (20 U.S.C. § 1413(a)(4); 34 CFR § 300.208).</p>
Select Yes for 7a and 7b, as applicable. If LEA has no Local Charters or is not a State Charter, select N/A for not applicable for 7a and 7b.	<p>7a. In carrying out IDEA-Band the IDEA-B regulations with respect to charter schools that are public schools of the LEA, the LEA will:</p> <p>(i) Serve children with disabilities attending those charter schools in the same manner as the LEA serves children with disabilities in its other schools, including providing supplementary and related services on site at the same extent to which the LEA has a policy or practice of providing such services on the site to its other public schools; and</p> <p>(ii) Provide funds under IDEA-8 to those charter schools.</p> <p>(A) On the same basis as the LEA provides funds to the LEA's other public schools, including proportional distribution based on relative enrollment of children with disabilities; and</p> <p>(B) At the same time as the LEA distributes other Federal funds to the LEA's other public schools, consistent with the State's charter school law.</p> <p>The LEA will be responsible for ensuring that IDEA-8 requirements are met in each public charter that is a school of the LEA, unless State law assigns that responsibility to another entity.</p> <p>(20 U.S.C. 1413(a)(5); 34 CFR § 300.209)</p>
OR	<p>7b. If a public charter school, chartered by the Public Education Commission (PEC), is an LEA applying for IDEA-8 funding under 34 CFR §300.705, the LEA that is a public charter school will be responsible for ensuring that the IDEA-B requirements are met, unless State law has assigned that responsibility to some other entity.</p> <p>(20 U.S.C. 1413(a)(5); 34 CFR § 300.209)</p>
Select Yes for either Ba OR Sb. If Bb is selected a memo describing the applicant's plan of action to accomplish this assurance must be uploaded to the application module.	<p>YesSa. The LEA has chosen to coordinate with the National Instructional Materials Access Center (NIMAC), when purchasing print instructional materials, and will acquire those instructional materials in the same manner, and subject to the same conditions as the State Educational Agency (SEA) under 34 CFR §300.172 and 6.75.4.9 NMAC.</p> <p>(20 U.S.C. 1413(a)(6); 34 CFR § 300.210)</p>
OR	<p>Sb. Nothing in 34 CFR § 300.210 shall be construed to require an LEA to coordinate with the NIMAC. The LEA has chosen not to coordinate with the NIMAC but assures that it will provide instructional materials to blind persons or other persons with disabilities in a timely manner. This option requires a plan of action to upload to the application module.</p>
Select Yes for items 9-12, from each of the drop-down menus below: Yes is required for all items.	<p>9. The LEA will ensure that children with disabilities who need instructional materials in accessible formats but are not included under the definition of blind or other persons with disabilities in 34 CFR §300.172(e)(1)(i) or who need materials that cannot be produced from NIMAC files, receive those instructional materials in a timely manner. (20 U.S.C. 1413(a)(6); 34 CFR § 300.210)</p>
Yes/J	<p>10. The LEA will provide the PED with information needed to enable the PED to carry out its duties including, with respect to 34 CFR § 300.157 and§ 300.160, information relating to the performance of children with disabilities participating in programs carried out under IDEA-8.</p>

<p>Yes</p>	<p>The LEA will make available to parents of children with disabilities and to the general public all documents relating to the eligibility of the agency under IDEA-B (20 U.S.C. 1413(a)(B); 34 CFR § 300.212)</p>
<p>Yes</p>	<p>12. The LEA will cooperate in the Secretary of the U.S. Department of Education'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) (20 U.S.C. 1413(a)(9); 34 CFR § 300.213)</p>

B. Other Assurances

Select Yes for Items 13-20, from each of the drop-down menus below:
 Yes is required for all items.

Yes 13. The LEA assures that any P.L. 81-874 (impact aid) add-on funds which it may receive for the benefit of students with disabilities will be spent in accordance with the federal regulations governing that program.

<p>14. Federal Program General Assurances: The LEA has Federal Program General Assurances on file with the PED. The applicant acknowledges that the Federal Program General Assurances are incorporated herein by reference as though fully set forth herein. These assurances include:</p> <ul style="list-style-type: none"> - Assurances - NON-CONSTRUCTION PROGRAMS (if applicable) - General Education Provisions Act Assurances <p>If the applicant does not have the assurances mentioned above on file with the PED, the applicant must submit such signed assurances with this application. Civil rights assurances must be filed with the U.S. Department of Education's Office for Civil Rights (ED's OCR), if the applicant has not filed these assurances with ED's OCR; the applicant will file such assurances.</p>	<p>Yes</p>
<p>15. The LEA will provide accurate, valid and timely data to the PED deemed necessary by the PED determine if significant discrepancies that may exist between the rates of long-term suspensions and expulsions of children with and without disabilities or any other information that may be required by the PED or the U.S. Depart (20 U.S.C. 1412(a)(22), 1418(a); 34 CFR §§ 300.211; 300.640 through 300.646)</p>	<p>Yes</p>
<p>16. The LEA shall use fiscal control and fund accounting procedures that ensure proper disbursement of and accounting for Federal funds. (34 CFR § 76.702)</p>	<p>Yes</p>
<p>17. As per 6.31.2.II(A)(3) NMAC, each public agency shall develop and implement appropriate policies and procedures to ensure a smooth and effective transition from Part C to Part B programs for preschool children with disabilities within the agency's educational jurisdiction, in compliance with 34 CFR Sec. 300.124. The Part C lead agency must share the directory information of potentially eligible students with their LEA(s). Each LEA and other public agencies as appropriate shall make reasonable efforts to establish productive working relations with local Part C programs and when given reasonable notice shall participate in the transition planning conferences arranged by local Part C providers. The process of sharing this data must be completed in a Memorandum of Understanding (MOU) or Interagency Agreement between both the LEA and Part C lead agency. (Not applicable to State Supported Schools without preschool.)</p>	<p>Yes</p>
<p>18. LEAs may provide Part B funds, through MOUs, with the tribes to assist them in coordinating child find and providing direct services to preschool children with disabilities aged three through five living on reservations. However, the LEA remains responsible for conducting child find and making a free appropriate public education available to those preschool children. LEAs and public agencies serving preschool children with disabilities on reservations must negotiate equitable arrangements through joint powers agreements or memorandums of understanding or interstate agreements for sharing funding and other resources available for the educational services of the preschool children with disabilities. In order to provide seamless services to the preschool children living on reservations, such agreements shall include provisions with regard to resolving disputes between all parties to the agreement. (A copy of the signed agreement must be submitted with your local IDEA-B sub-grant application. Any revisions made to the agreement must be submitted to the OSE.) Please upload MOUs with tribal entities to application module.</p>	<p>N/A</p>
<p>List all tribes in the LEAs jurisdiction: (if applicable)</p>	<p>Date of MOU with listed tribe:</p>
<p>19. The LEA provides equitable access and participation in all IDEA program benefits and activities, regardless of gender, race, national origin, color, disability, and age. (20 USC 1228a)</p>	<p>Yes</p>
<p>20. The LEA provides assurance that there is a process and procedure in place to obtain one time Medicaid and private insurance and that there is a yearly review so that notice is given annually to parents that have given the one time consent. (20 USC 1412(a)(12); 34 CFR § 300.154(d)(2)(iv) and (v); 6.31.2.9(6)(7)</p>	<p>Yes</p>

21. In accordance with section 70914 of the Build America Buy America Act (Pub. L. No. 117-58) and its implementing regulations in 2 CFR 184, the LEA provides assurance that it will not use IDEA B grant funds for infrastructure projects or activities (e.g., construction, remodeling infrastructure) unless they comply with the following Buy America Sourcing requirements:

1. All iron and steel used in the infrastructure project or activity are produced in the United States;
2. All manufactured products used in the infrastructure project or activity are produced in the United States; and
3. All construction materials are manufactured in the United States.

Yes

22. In accordance with Section 427 of the General Education Provisions Act (GEP) the LEA ensures that:

1. equitable access to, and equitable participation in, the proposed IDEA, part B program will be provided to students, teachers, and other program
2. it will take appropriate steps to overcome barriers to equitable participation including barriers based on gender, race, color, national origin, disability, and

Yes

The applicant must provide certification for Items 1 AND 2 below. Select Yes from each of the drop-down menus

C. Certifications

1. The applicant certifies that no Federal appropriated funds have been 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 the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement. The applicant shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," when required (34 CFR Part 82, Appendix B).

2. As required by Executive Order 12549, Department and Suspension, and implemented at 34 C.F.R. Part 85, Section 85.110 in all lower tier transactions meeting the threshold and tier requirements stated at 34 CFR Part 85, Section 85.110

A. The applicant certifies that it and its principals:

(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;

(b) Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them 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;

(c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (local, State, or Federal) with commission of any of the offenses enumerated in paragraph (2)(b) of this certification;

(d) Have not within a three-year period preceding this application had one or more public transactions (Federal, State, or local) terminated for cause or default; and

B. Where the applicant is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application.

The LEA provides assurance that the individuals listed below are not suspended or debarred from over operating a Federal grant and are not listed on the Federal Suspension/Debarment List.

School Board President	<i>Zela Green</i>
Superintendent	<i>J. VANCE LEO</i>
Special Education Director	<i>VICKI BERTS</i>
Yes	<i>Mr. Shepard</i>
Require	<i>Mr. Shepard</i>
Impr	<i>Mr. Shepard</i>

Pursuant to Title IX, Section 9203, Previeneing Imp... Education shall (1) require that each recipient of a grant or sub grant under the the Elementary and Secondary Education Act of 1985 display, in a public place, the hotline contact in Office of Inspector General of the Department of Education so that any individual who observes, detects, or suspects improper use of taxpayer funds can easily report such improper use; (2) annually notify employees of the Department of Education of their responsibility to report fraud; and (3) require any applicant for a grant under such assurance to the Secretary and the entity awarding the sub grant that any information submitted when applying for such grant and responding to monitoring and compliance reviews is truthful and accurate.

The U.S. Department of Education Office of Inspector General (OIG) conducts audits, investigations, a educational programs and operations, and has criminal investigators nationwide who conduct investigations of fraudulent schemes targeting the Department's funds and/or programs. OIG is responsible for protecting the integrity of Federal education programs administered by the Department, ensuring vital funds are used for allowable and in accordance with all applicable requirements. Title IX, Section 9203 of Every Student Succeeds Act requires the Department's OIG hotline contact information be publicly posted so that any individual who observes, detects, or suspects improper use of taxpayer funds can easily report such improper use.

Sample Assurance Language:

The LEA assures compliance with requirements for Title IX, Section 9203 of Every Student Succeeds Act to:

- a. **display in a public place the hotline contact information of the Department's OIG so that any individual who observes, detects, or suspects improper use of taxpayer funds can easily report such improper use.**
- b. **Annually notify employees of their responsibility to report Fraud.**

Sample Language and Links:

The U.S. Department of Education Office of Inspector General (OIG) conducts audits, investigations, a educational programs and operations, and has criminal investigators nationwide who conduct investigations of fraudulent schemes targeting the Department's funds and/or programs. OIG is responsible for protecting the integrity of Federal education programs administered by the Department, ensuring vital funds are used for allowable and in intended purposes and in accordance with all applicable requirements. Title IX, Section 9203 of Every Student Succeeds Act requires the Department's OIG hotline contact information be publicly posted so that any individual who observes, detects, or suspects improper use of taxpayer funds can easily report such improper use.