

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 (agency name) **Tupelo-Lee County Juvenile Detention Center**, (date) **October 23, 2012** 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).

Required Signatures: (Blue Ink Please)

Gearl Loden, Ph. D.
Superintendent (Typed Name, and Signature)

October 23, 2012
Date

Eddie Prather
Board President (Typed Name, and Signature)

October 23, 2012
Date

Jim Johnson, Sheriff
Agency or Facility Head (Typed Name, and Signature)

October 23, 2012
Date

Dale Warriner
Federal Program Director (Typed Name, and Signature)

October 23, 2012
Date

Other (Typed Name, and Signature)

Date

Local Education Agency Application Requirements

Section 1423 of the Elementary and Secondary Education Act, as reauthorized under No Child Left Behind Act of 2001, each local educational agency desiring assistance under Title I Part D, Subpart 2 shall submit an application to the State educational agency that contains such information as the State educational agency may require. Please write a separate narrative that address each of the following components:

1. A description of the program to be assisted;
2. A description of formal agreements, regarding the program to be assisted, between—
 - (A) the local educational agency; and
 - (B) correctional facilities and alternative school programs serving children and youth involved with the juvenile justice system; (*see Section 1425*)
3. As appropriate, a description of how participating schools will coordinate with facilities working with delinquent children and youth to ensure that such children and youth are participating in an education program comparable to one operating in the local school such youth would attend;
4. A description of the program operated by participating schools for children and youth returning from correctional facilities and, as appropriate, the types of services that such schools will provide such children and youth and other at-risk children and youth;
5. A description of the characteristics (including learning difficulties, substance abuse problems, and other special needs) of the children and youth who will be returning from correctional facilities and, as appropriate, other at-risk children and youth expected to be served by the program, and a description of how the school will coordinate existing educational programs to meet the unique educational needs of such children and youth;
6. As appropriate, a description of how schools will coordinate with existing social, health, and other services to meet the needs of students returning from correctional facilities, at-risk children or youth, and other participating children or youth, including prenatal health care and nutrition services related to the health of the parent and the child or youth, parenting and child development classes, child care, targeted reentry and outreach programs, referrals to community resources, and scheduling flexibility;
7. As appropriate, a description of any partnerships with local businesses to develop training, curriculum-based youth entrepreneurship education, and mentoring services for participating students;
8. As appropriate, a description of how the program will involve parents in efforts to improve the educational achievement of their children, assist in dropout prevention activities, and prevent the involvement of their children in delinquent activities;
9. A description of how the program under this subpart will be coordinated with other Federal, State, and local programs, such as programs under title I of Public Law 105–220 and vocational and technical education programs serving at-risk children and youth;
10. A description of how the program will be coordinated with programs operated under the Juvenile Justice and Delinquency Prevention Act of 1974 and other comparable programs, if applicable;
11. As appropriate, a description of how schools will work with probation officers to assist in meeting the needs of children and youth returning from correctional facilities;
12. A description of the efforts participating schools will make to ensure correctional facilities working with children and youth are aware of a child’s or youth’s existing individualized education program; and
13. As appropriate, a description of the steps participating schools will take to find alternative placements for children and youth interested in continuing their education but unable to participate in a regular public school program.

PROGRAM REQUIREMENTS FOR CORRECTIONAL FACILITIES RECEIVING FUNDS

“SEC. 1425

“Each correctional facility entering into an agreement with a local educational agency under section 1432 (2) to provide services to children and youth under subpart shall perform the following:

“SEC. 1432 (2)

A description of formal agreements, regarding the program to be assisted, between –

- (A) The local educational agency; and
- (B) Correctional facilities and alternative school program to be assisted, between

“(1) where feasible, ensure that educational programs in the correctional facility are coordinated with the student’s home school, particularly with respect to a student with an individualized education program under B of the Individuals with Disabilities Act:

“(2) if the child our youth is identified as in need of special education services while in the correctional facility, notify the local school of the child or youth of such need;

“(3) where feasible, provide transition assistance to help the child or youth stay in school, including coordination of services for the family, counseling, assistance in accessing drug and alcohol abuse prevention programs, tutoring, and family counseling;

“(4) provide support programs that encourage children and youth who have dropped out of school to reenter school once their term at the correctional facility has been completed, or provide such children and youth with the skills necessary to gain employment or seek a secondary school diploma or its recognized equivalent;

“(5) work to ensure that the correctional facility is staffed with teachers and other qualified staff who are trained to work with children and youth with disabilities taking into consideration the unique needs of such children and youth;

“(6) ensure that educational programs in the correctional facility are related to assisting students to meet high academic achievement standards;

“(7) to the extent possible, use technology to assist in coordinating educational programs between the correctional facility and the community school;

“(8) where feasible, involve parents in efforts to improve the educational achievement of their children and prevent the further involvement of such children in delinquent activities;

“(9) coordinated funds received under this subpart with other local, State and Federal funds available to provide services to participating children and youth, such as funds made available under title I of Public Law 105-220, and vocational and technical education funds;

“(10) coordinate programs operated under this subpart with activities funded under the Juvenile Justice and Delinquency Prevention Act of 1974 and other comparable programs, if applicable; and

“(11) if appropriate, work with local businesses to develop training, curriculum-based youth entrepreneurship education, and mentoring programs for children and youth.

Required signatures:

Correctional Facility Coordinator

October 23, 2012
Date

LEA Federal Program Director

October 23, 2012
Date

Local Education Agency Budget Worksheet