

EDUCATION FOR HOMELESS CHILDREN AND YOUTH (EHCY)

Application and Instructions for Local Education Agencies (LEAs)

MCKINNEY-VENTO
HOMELESS ASSISTANCE ACT FUNDING

FUNDS ARE RECEIVED BY THE NEVADA DEPARTMENT OF EDUCATION (NDE)
FROM THE UNITED STATES DEPARTMENT OF EDUCATION



3-YEAR GRANT

State Fiscal Years 2022-2025 (July 1, 2022 to September 30, 2025)
School Years (SY) 22-23/23-24/24-25

APPLICATIONS TO BE SUBMITTED
TO THE NEVADA DEPARTMENT OF EDUCATION USING THIS LINK:
[LEA McKinney-Vento Application Submission \(2022\)](#)

Opening Date: Friday, March 18, 2022
Deadline for Submission: Monday, April 25, 2022 (by 11:59 p.m.)

INFORMATION

The McKinney-Vento Act

What is the purpose of the McKinney-Vento Act?

The McKinney-Vento Act guarantees a free, public education for all children and youth experiencing homelessness by removing barriers to their enrollment, attendance, and full engagement in school and supporting their educational success.

What are the goals of the Act?

- Provide immediate enrollment of children and youth experiencing homelessness who are not already enrolled. This includes reviewing and revising any laws, regulations, practices, or policies that may act as barriers to the enrollment, attendance, or success of homeless children and youth
- Provide school stability for students experiencing homelessness by allowing them to remain in their school of origin when this is in the student's best interest and providing transportation to and from the student's school of origin at the parent's/guardian's or unaccompanied youth's request
- Ensure that children and youth experiencing homelessness are provided services in such a way that they are not isolated or stigmatized
- Promote school success and completion for children and youth experiencing homelessness by ensuring full participation in school activities, programs, academic supports, and honors or advanced classes similar to their non-McKinney-Vento peers
- Support collaboration between school districts and community agencies serving children and youth experiencing homelessness

McKinney-Vento Subgrants

What is the purpose of McKinney-Vento subgrants?

The purpose of McKinney-Vento subgrants is to facilitate the enrollment, attendance, and success in school for children and youth experiencing homelessness. Per law, this is a competitive application process.

Who is eligible to apply for a subgrant?

All Nevada local educational agencies (LEAs) and the State Public Charter School Authority (SPCSA) are eligible to apply. The local school system assumes responsibility for setting program goals and monitoring program accomplishments. The LEA will serve in the capacity of fiscal agent. Please note that **charter schools must apply through their LEA and are not eligible to apply as their own fiscal agent.**

What is the funding?

- Source: U.S. Department of Education, through the McKinney-Vento Homeless Education Assistance Improvements Act of 2001 (Title X, Part C of the *No Child Left Behind Act*, P.L. 107-110) as amended by the Every Student Succeeds Act of 2015. Subgrant funding is contingent upon the annual state allocation. The Nevada Department of Education anticipates receiving **approximately \$600,000 allocated from the federal government for distribution to LEAs** for subgrants. Please note that the LEA's ability to receive these funds is contingent upon the Nevada Department of Education receiving these from the U.S. Department of Education.
- Type and Size of Grants: The goal is to assist districts and schools to address the needs of children and youth experiencing homelessness. Grants will be awarded using a hybrid model approach that is in alignment to the number of students experiencing homelessness in the LEA, the needs indicated by the LEA, as well as the quality of the plan (including the use of evidence-based interventions).

What are authorized activities for subgrants in the McKinney-Vento Act?

LEAs must use McKinney-Vento subgrant funds to assist children and youth experiencing homelessness with enrolling, attending, and succeeding in school. In particular, the funds may support the specific activities below outlined in the McKinney-Vento Act in Section 723.

Authorized Activities for McKinney-Vento Subgrants (Section 723)

<p>(1) The provision of tutoring, supplemental instruction, and enriched educational services that are linked to the achievement of the same challenging state academic content standards and challenging state student academic achievement standards the State establishes for other children and youths.</p>
<p>(2) The provision of expedited evaluations of the strengths and needs of homeless children and youths, including needs and eligibility for programs and services (such as educational programs for gifted and talented students, children with disabilities, and students with limited English proficiency, services provided under Title I of the Elementary and Secondary Education Act of 1965 or similar state or local programs, programs in vocational and technical education, and school nutrition programs).</p>
<p>(3) Professional development and other activities for educators and pupil services personnel that are designed to heighten the understanding and sensitivity of such personnel to the needs of homeless children and youths, the rights of such children and youths under this subtitle, and the specific educational needs of runaway and homeless youths.</p>
<p>(4) The provision of referral services to homeless children and youths for medical, dental, mental, and other health services.</p>
<p>(5) The provision of assistance to defray the excess cost of transportation for students under section 722(g)(4)(A), not otherwise provided through Federal, State, or local funding, where necessary to enable students to attend the school selected under section 722(g)(3).</p>
<p>(6) The provision of developmentally appropriate early childhood education programs, not otherwise provided through Federal, State, or local funding, for preschool-aged homeless children.</p>
<p>(7) The provision of services and assistance to attract, engage, and retain homeless children and youths, and unaccompanied youths, in public school programs and services provided to non-homeless children and youths.</p>
<p>(8) The provision for homeless children and youths of before- and after-school, mentoring, and summer programs in which a teacher or other qualified individual provides tutoring, homework assistance, and supervision of educational activities.</p>
<p>(9) If necessary, the payment of fees and other costs associated with tracking, obtaining, and transferring records necessary to enroll homeless children and youths in school, including birth certificates, immunization or medical records, academic records, guardianship records, and evaluations for special programs or services.</p>
<p>(10) The provision of education and training to the parents of homeless children and youths about the rights of and resources available to such children and youths.</p>

(11) The development of coordination between schools and agencies providing services to homeless children and youths, as described in section 722(g) (5).
(12) The provision of pupil services (including violence prevention counseling) and referrals for such services.
(13) Activities to address the particular needs of homeless children and youths that may arise from domestic violence.
(14) The adaptation of space and purchase of supplies for any non-school facilities made available under subsection (a) (2) to provide services under this subsection.
(15) The provision of school supplies, including those supplies to be distributed at shelters or temporary housing facilities, or other appropriate locations.
(16) The provision of other extraordinary or emergency assistance needed to enable homeless children and youths to attend school.

*This is a non-exhaustive list.

Grant Period: This is a 3-year grant cycle. Each project is awarded funds for a time period beginning July 1 and ending September 30 of the following fiscal year. Funds for Years 2 and 3 will be authorized dependent on subgrantees meeting the performance and compliance requirements (including both programmatic and grants management components) for the previous year. Start dates may vary according to the date of receipt of funds by NDE from the U.S. Department of Education.

Grant Year	School Year	Grant Award Period
Year 1	2022-2023	July 1, 2022-September 30, 2023
Year 2	2023-2024	July 1, 2023-September 30, 2024
Year 3	2024-2025	July 1, 2024-September 30, 2025

What are the funding guidelines?

Services provided with McKinney-Vento Act funds *must supplement and not supplant (replace)* the regular academic program. In other words, your LEA’s plan for these funds must be designed to expand upon or improve (supplement) services provided to children and youth who experience homelessness as part of the school's regular academic program, including compliance with McKinney-Vento statutes.

What are the provisions of the McKinney-Vento Act related to services for children and youth who experience homelessness provided through subgrants?

Services may be provided through programs on school grounds or at other facilities (e.g., shelters and nonprofit community social service centers). Where services are provided through programs on school grounds, such services also may be made available to children or youth whom the LEA determined are at risk of failing or dropping out of school, except that priority for such services shall be given to children and youth experiencing homelessness.

To the maximum extent practical, services shall be provided through programs and mechanisms that integrate children and youth experiencing homelessness with their housed peers. Activities undertaken must not isolate or stigmatize children and youth experiencing homelessness.

Services provided under this program are not intended to replace the regular academic program.

Collaboration with other local and state agencies that serve children and youth who experience homelessness is required and attach a list of these agencies to this application.

Requirements of the Grant

- The LEA must base its request off the demonstrated need of its students experiencing homelessness.
- Interested LEAs must complete the grant application via a paper process. Applications will be submitted via the following link: [LEA McKinney-Vento Application Submission \(2022\)](#).
- Those LEAs who are awarded funding will then be instructed to complete their grant application budget in NDE's electronic plan, applications, grants and expenditures (ePAGE) online grants management system. This is also where the LEA will review and sign the assurances - an example of which has been provided in Appendix B - before funds can be officially awarded.
- All project funds must be spent according to the approved project plan; any changes from the approved project proposal must be requested in a budget amendment via the ePAGE system to NDE for review.
- Please note that awarded LEAs will be required to complete and submit the Student Investment Division (SID) Financial Pre-Award Assessment **before** they can officially receive the subgrant award.

Strategies for Submitting a Strong Proposal

- Read application carefully.
- Provide all requested information in the proposal narrative.
- Ensure clear linkages exist between the needs, objectives, activities, outcomes, and expenses.
- Ensure only authorized activities are included and include the use of evidence-based interventions.
- Engage collaborative programs and partners in the planning process and clearly link them to identified needs, objectives, activities, outcomes, and expenses.
- Engage relevant internal and external stakeholders (for example: parents, students, teachers, community members, other LEA offices, etc.).
- Allow time for colleagues and external stakeholders to review the proposal before the LEA submits to provide feedback.

APPLICATION SUBMISSION

Submit the application to the NDE the following link: [LEA McKinney-Vento Application Submission \(2022\)](#).

The application may include attachments and appendices, as needed and applicable.

Proposals must be submitted by 11:59 p.m. on Monday, April 25, 2022.

Address questions about the subgrant process and application to:

Dr. Pamela M. Juniel, McKinney-Vento State Coordinator
Education Programs Professional
2080 E. Flamingo St., Ste 201
Las Vegas, Nevada 89119
pamela.juniel@doe.nv.gov
702-530-7871

PROPOSAL NARRATIVE

INSTRUCTIONS

There are five (5) parts (A-E) of this application. Please complete each section in full.

LEA Name: _____

A. Statement of Need (20 points) (500 words or less)

1. Data
 - a. Nevada Department of Education (NDE) will review district data pertaining to children and youth experiencing homelessness to help us better understand your district's needs. This data will include the number of students experiencing homelessness in the 2018-2019, 2019-2020, and 2020-2021 school years as stated in the state's Consolidated State Performance Report(s) (CSPR) that NDE submits to the U.S. Department of Education. It will also include the number of students experiencing homelessness in subcategories of students with IEPs, migrant, and unaccompanied homeless youth. Thus, LEAs do not need to provide this data to NDE.
 - b. The CSPR data mentioned above is from Validation Day. As such, please include the most updated count of students experiencing homelessness your LEA has as of **March 1, 2022** and provide any context that is essential for the application reviewers to know related to the data (such as the impact of the COVID-19 pandemic, etc.).
2. Narrative of Needs
 - a. Utilizing your district's goals/objectives as outlined in your District Performance Plan (DPP), district strategic plan, and/or other relevant district documentation as a reference, describe the top 2-4 prioritized needs of children and youth experiencing homelessness unique to your school's service area (including barriers to enrollment, attendance, and school success comparable to their non-McKinney-Vento peers (graduation, discipline data)).
 - b. Describe the impact of the COVID-19 pandemic on these needs.
 - c. Include additional data (as available and necessary) to further highlight the needs of your LEA's students experiencing homelessness, if needed.

B. Program Description (25 points) (500 words or less)

The program description must include the following sections:

1. Description of Program Activities
 - a. Provide a detailed description of the activities the LEA will implement with these funds. Be sure to indicate the ways in which the activities will address the needs,

as described in Section A, to increase student outcomes (academics, social emotional, behavioral). The activities should include the use of **evidence-based interventions** to meet student needs.

- b. Describe how the proposed activities will supplement (add to) and not supplant (replace) the regular academic program and expand upon or improve services provided to McKinney-Vento students as part of the school's regular academic program.
- c. Describe how the use of these funds will integrate and align with the Title I, A homeless set aside and the ARP Homeless/HCY funding your district has received to provide supports to students experiencing homelessness.

*There will be a Bonus of **up to 10 points** for those LEAs focusing all efforts on the identification of children and youth experiencing homelessness: Describe the improved process that you will undertake to identify children and youth experiencing homelessness within your district.

C. Collaboration (20 points) (500 words or less)

Collaboration with internal LEA teams

1. Provide a brief description of key personnel who will be involved in implementing the planned activities to assure that the LEA has the capacity to implement its proposed plan.
2. Describe how the McKinney-Vento program LEA personnel have and will continue to collaborate with other internal LEA teams such as (but not limited to) Title I, special education, transportation, social emotional/mental health, and other federal/state programs administered by the LEA to maximize services to students experiencing homelessness.
3. Briefly describe how and when school and LEA-level personnel will receive McKinney-Vento training.

Collaboration with external entities

1. Describe how the district will continue and/or begin to coordinate with agencies/entities such as (but not limited to) shelters, local motels/hotels, other temporary shelter places, community-based organizations, and other relevant agencies or programs providing services to students experiencing homelessness.

D. Program Monitoring and Evaluation (20 points) (500 words or less)

Monitoring and Evaluation

1. Describe how the school district will monitor and evaluate the progress of its plan, including:
 - a. Whether all steps of the plan have been fully and faithfully implemented
 - b. Whether plan goals and outcomes have been met; and
 - c. How you know that the plan has been effective; and
 - d. What data will be used to monitor and evaluate the plan.

*Please note that awarded LEAs will be required to submit regular monitoring and evaluation reports to NDE. More information on this will be forthcoming.

E. Budget (15 points) (see separate attachment for budget) (no word limit)

Budget

1. Please use the attached budget template to create your LEA's budget for the McKinney-Vento Program. Some reminders for creating a strong budget are below:
 - a. The requests must be aligned to the needs of your LEA's students experiencing homelessness.
 - b. The narrative description for each object code must be clear and concise.
 - c. The calculations should be accurate.

Appendix A: SCORING RUBRIC (DRAFT)¹

A grant review panel of will evaluate applications according to the following rubric.

A. Statement of Need (20 points)

0-5	6-10	11-15	16-20
None to very little information is provided, OR information is not broken down by grade level and subgroups (which may also include pregnant students, teen parents, members of the LGBTQ+ communities, refugees*)	Information provided is broken down by grade level and subgroups, (which may also include pregnant students, teen parents, members of the LGBTQ+ communities, refugees*) but appears to be inaccurate, or appears to be based on a guess or estimate.	Information appears to be accurate and is broken down by grade level and subgroups (which may also include pregnant students, teen parents, members of the LGBTQ+ communities, refugees*). A description of how the number was obtained is adequate.	Information appears to be accurate and is broken down by sub-category/sub-categories. A description of how the numbers changed over the last three years is extensive, and methods for determining count seem extensive and appropriate.

B. Program Description (25 points)

0-6	7-12	13-19	20-25
None to very little information is provided.	Description is partial or vague; project appears inadequate or inappropriate; project appears poorly planned; project does not seem adequate to address and achieve goals.	Description is generally clear; project appears appropriately planned; project seems adequate and somewhat likely to address and achieve goals.	Description is extensive; project is very well planned; project is likely to address and achieve goals.

C. Collaboration (20 points)

¹ A final rubric will be shared with LEAs in the next couple of weeks.

0-5	6-10	11-15	16-20
None to very little information is provided.	Description is partial or vague; little evidence of collaboration is provided; collaboration appears to only be on paper – no quantitative evidence/data nor connection to outcomes.	Description is clear; some evidence of collaboration is provided; collaboration appears adequate but not extensive – some quantitative evidence/data but not clearly connected to outcomes.	Description is extensive; extensive evidence is provided; collaboration appears extensive – includes quantitative evidence/data connected to outcomes.

D. Program Monitoring and Evaluation (20 points)

0-5	6-10	11-15	16-20
None to very little information is provided.	Description is partial or vague; key personnel appear to be inappropriate for project or the included fiscal arrangements are partial, vague, or inappropriate.	Description is generally clear; key personnel appear to be generally appropriate; if working with an outside agency, description of services and fiscal arrangements is generally clear but not extensive.	Description is extensive; key personnel is highly appropriate for the project; The plan describes how staff time will be utilized for the project and is highly appropriate and extensive.

E. Budget (15 points)

0-3	4-6	7-10	11-15
None to very little information is provided.	Description is partial or vague or appears inadequate to follow and does not clearly connect to activities and objectives.	Description is generally clear; components are generally clear, and a breakdown of expenses connected to activities and objectives.	Description is extensive; components are very clear, comprehensive, and connected to activities and objectives.

Bonus (up to 10 points)

*There will be a Bonus of **up to 10 points** for those LEAs focusing all efforts on the identification of children and youth experiencing homelessness.

0	1-3	4-7	8-10
None to very little information is provided.	Description is partial or vague or is not easy to clearly follow and the breakdown of expenses	Description is generally clear; components are generally clear; and a breakdown of expenses is included.	Description is extensive; components are very clear, and comprehensive.



APPENDIX B

GENERAL STATEMENT OF FEDERAL ASSURANCES

NAME OF DISTRICT/AGENCY:

FISCAL YEAR:

GRANT/PROGRAM NAME:

I hereby certify that, to the best of my knowledge, the information in this application is correct. The applicant designated hereby applies for a subgrant of federal funds. The local Board of Trustees/Organization has authorized me to file this application and such action is recorded in the minutes of the agency's meeting.

The parties referred to in this document include, but are not limited to, the United States Department of Education (USDOE), the United States Department of Health and Human Services (USDHHS), Substance Abuse and Mental Health Services Administration (SAMHSA), and the United States Department of Labor (USDOL), all herein referred to as the "DEPARTMENT", the Nevada Department of Education, herein referred to as the "NDE", and the local agency, herein referred to as the "SUBRECIPIENT". The NDE may make funds available to the SUBRECIPIENT in accordance with requirements and regulations applicable to such programs.

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GENERAL STATEMENT OF FEDERAL ASSURANCES (continued)

SUBRECIPIENT

The SUBRECIPIENT assures, if awarded a grant, subgrant, or contract:

The State Agency shall hold all SUBRECIPIENTS to the provisions within the applicable Code of Federal Regulations (CFR) that govern the funds passed through the STATE Agency from the DEPARTMENTS to the SUBRECIPIENT. The CFRs include, but are not limited to: Title 34 Education (34 CFR), Title 45 Public Welfare (45 CFR), Title 42 Public Health (42 CFR):

1. That the SUBRECIPIENT has the necessary legal authority to apply for and receive the proposed grantor subgrant and enter into the contract.
2. That the SUBRECIPIENT will accept funds in accordance with applicable federal and state statutes, regulations, program plans, and applications, and administer the programs in compliance with all provisions of such statutes, regulations, applications, policies and amendments thereto. The SUBRECIPIENT will furthermore utilize competitive bidding practices in compliance with applicable procurement regulations.
3. That the control of funds provided to the SUBRECIPIENT under each program and title to property acquired with those funds will be in a designated eligible recipient and that a designated eligible recipient will administer those funds and property.
4. That the SUBRECIPIENT assures that it will comply with all requirements and regulations of the ESSA-Every Student Succeeds Act programs for which it is applying, whether or not the program statute identifies these requirements as a description or assurance that NDE would address in program-specific plan or application.
5. That the SUBRECIPIENT will maintain records and provide access to those records to NDE, the DEPARTMENT, or the State Department of Administration, the State Audit Division of the Legislative Counsel Bureau, the Comptroller General, or any of their authorized representatives in the conduct of audits authorized by federal law or state statute. This cooperation includes access without unreasonable restrictions to its records and personnel for the purpose of obtaining relevant information. The SUBRECIPIENT shall maintain records for 3 years following completion of the activities for which the SUBRECIPIENT uses the federal or state funding and which show:
 - a.) The number of funds under the subgrant or grant;
 - b.) How the SUBRECIPIENT uses the funds;
 - c.) The total cost of the project; and
 - d.) The share of that total cost provided from other sources.
6. That no person shall, on the grounds of race, color, national origin, handicap, or sex be excluded from participation, be denied the benefits, or be otherwise subjected to discrimination under any program or activity for which the SUBRECIPIENT receives federal financial assistance.

GENERAL STATEMENT OF FEDERAL ASSURANCES (continued)

7. That the SUBRECIPIENT will comply with all relevant laws relating to privacy and protection of individual rights including 34 CFR Part 99 (Family Educational Rights and Privacy Act of 1974).
8. That in the case of any project involving construction, the project is not inconsistent with overall state plans for the construction of school facilities, if applicable; and in developing plans for construction, due consideration will be given to excellence of architecture and design and to compliance with standards prescribed under Section 504 of the Rehabilitation Act of 1973, in order to ensure that facilities constructed with federal (which become subsequently state) funds are accessible to and usable by handicapped individuals. For the construction of facilities with federal funds, the SUBRECIPIENT will comply with the provisions of the Davis-Bacon Act.
9. That the SUBRECIPIENT will comply with any applicable federal, state, and local health or safety requirements that apply to the facilities used for a project.
10. That the SUBRECIPIENT is aware all federal and state funds granted to it are conditioned upon the availability and appropriation of such funds by the United States Congress and the Nevada Legislature. These funds are subject to reduction or elimination by the United States Congress or Nevada Legislature at any time, even following award and disbursement of funds. Except as otherwise provided by law, the SUBRECIPIENT shall hold NDE harmless for any reduction or elimination of federal or state funds granted to it. In the event of non-appropriation or reduction of appropriation and notice, the SUBRECIPIENT shall immediately cease further expenditures under any federal or state project.
11. The SUBRECIPIENT will adopt and use the proper methods of administering the subgrants, including, but not limited to:
 - a.) The enforcement of any obligations imposed by law;
 - b.) The correction of deficiencies in program operations that are identified through program audits, monitoring or evaluation;
 - c.) The adoption of written procedures for the receipt and resolution of complaints alleging violations of law in the administration of such programs.
12. The SUBRECIPIENT will comply with the Safe and Drug-Free Schools Act (as amended) and the Pro-Children Act of 1994 (as amended).
13. That the SUBRECIPIENT may be subject to recapture and reallocation of grant funds for failure to meet any of the following:
 - a.) Expenditure timelines;
 - b.) Failure to provide monthly, quarterly, and/or annual reports by due date(s), as applicable; and
 - c.) Failure to meet grant performance outcomes, if applicable.
14. All requests for budget amendments must be made in writing and approved prior to expenditure of funds.

GENERAL STATEMENT OF FEDERAL ASSURANCES (continued)

15. That the SUBRECIPIENT shall, to the extent possible, coordinate each of its projects with other activities or agencies that are in the same geographic area served by the project and that serves similar purposes and target groups, and in particular to address factors that have significantly affected the achievement of students.
16. That the SUBRECIPIENT has no policy that prevents, or otherwise denies participation in constitutionally protected prayer in elementary and secondary public schools as set forth in the Guidance on Constitutionally Protected Prayer in Public Elementary and Secondary Schools Dated February 7, 2003.
17. That personnel funded from federal grants and their subcontractors and SUBRECIPIENTS are prohibited from text messaging while driving an organization-owned vehicle, or while driving their own privately owned vehicle during official grant business, or from using organization-supplied electronic equipment to text message or email while driving. Recipients must comply with these conditions under Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," October 1, 2009 (pursuant to provisions attached to federal grants funded by the US Department of Education)
18. In accordance with 2 CFR 175, this award may unilaterally be terminated, without penalty, if a SUBRECIPIENT or an employee of a SUBRECIPIENT violates any of the applicable prohibitions of the award term through conduct that is either associated with performance under this award or imputed to SUBRECIPIENT using the standard and due process for imputing the conduct of an individual to an organization that are provided in 34 CFR 85.630. SUBRECIPIENT and SUBRECIPIENT's employees may not:
 - a.) engage in severe forms of trafficking in persons during the period of time that the award is in effect;
 - b.) procure a commercial sex act during the period of the award is in effect, or
 - c.) Use forced labor in the performance of the award or subaward under the award. The SUBRECIPIENT must inform the proper authorities and NDE immediately of any information it received from any source alleging a violation of the applicable prohibitions of this award term. In addition to all other remedies for noncompliance that are available to NDE under this aware, SUBRECIPIENT must include the requirements of this provision in any subaward made to a private entity.
19. That the SUBRECIPIENT will use fiscal control and fund accounting procedures that will ensure proper disbursement of, and accounting for, federal funds paid to that agency under each program.

GENERAL STATEMENT OF FEDERAL ASSURANCES (continued)

STATE REGULATIONS

Shall hold the SUBRECIPIENT to the provisions established by the STATE AGENCY which govern the funds and program:

20. The SUBRECIPIENT assumes full responsibility for the overall program which includes: fiscal administration, timely submission of required reports, program management including personnel, and meeting the goals and objectives in the approved grant application.
21. The SUBRECIPIENT agrees to fully comply with the evaluation team that will evaluate the effectiveness of this grant. Noncompliance may affect the SUBRECIPIENT'S eligibility in future sub-awards from NDE or result in forfeiture of remaining funds.
22. The SUBRECIPIENT agrees that any funds not committed for expenditures by the end of the grant cycle will be returned to NDE with the Final Financial, until carryover funds are approved for expenditures.
23. The SUBRECIPIENT will submit the Final Financials to the NDE within 45 days from the end of the grant cycle. Noncompliance will result in ineligibility for future sub-grant cycles.
24. Monthly requests for reimbursement are due to the NDE by the 15th of the month for the previous month of services.
25. That the SUBRECIPIENT agrees to comply with NDE's requirement to submit supporting source documentation with reimbursement requests which will ensure that all costs charged to federal and state grants are allowable.
26. The documentation for all transactions, controls, and other significant events must be clear and readily available for examination. All documentation such as invoices, contracts, subgrant awards, etc. should be maintained at the SUBRECIPIENT's principal place of business. If they are not, the SUBRECIPIENT must bear the cost of making original documents available for examination by the State.
27. Personnel employed as teachers and instructional aides by the SUBRECIPIENT or personnel contracted to provide such service to the SUBRECIPIENT shall be certified pursuant to the provisions of NRS 386.590 (as amended by Senate Bill 509 of the 2015 Session of the Nevada Legislature, Chapter 238, Statutes of Nevada (2015)).
28. The SUBRECIPIENT shall maintain effective control and accountability for all grant funds, property, and other assets. Good internal control necessitates that fiscal responsibilities be clearly established. Accounting functions should be separated to the fullest extent possible so that no one person authorizes, executes, and approves the same transactions. Policies covering personnel and accounting procedures and separation of duties must be documented in a policies and procedures manual or other similar document.
29. The SUBRECIPIENT must maintain continuing responsibility for the overall program. This includes the establishment of written policies and procedures for program operations. The following areas must not be delegated to SUBRECIPIENTS or persons who are not employees or officials of the SUBGRANTTEE organization:

GENERAL STATEMENT OF FEDERAL ASSURANCES (continued)

- a). Being informed of and accountable for all program income and expenditures;
 - b). Performance of timely written evaluations of the program, and monitoring of established goals and objectives as written in the program's grant award;
 - c). Financial reports and all other reports required by NDE including monthly Requests for Funds, required quarterly progress reports and, final program reports (as applicable);
 - d). Administration of the program in accordance with each agency's administrative practice.
30. If the SUBRECIPIENT decides to establish a policy-making body (or is required either by law or by funding source to establish such a body), its roles and responsibilities must be clearly defined. This must be approved by the Program Director.
31. Any activities that deviate from the scope of work/goals and objectives identified in the grant agreement must receive prior written approval from the Education Programs Professional and may require a written amendment to the grant agreement.
32. SUBRECIPIENTS must notify the Education Programs Professional immediately regarding any legal action or negative publicity related to grant-funded events, activities, services, purchases, or outreach.
33. All instructions, requirements, rules and regulations for grants administered through the SUBRECIPIENT are applicable to subrecipients, mini-grants, contracts or other mechanisms passing on these funds. It is the responsibility of the SUBRECIPIENT to ensure compliance of subrecipients through monitoring, reporting, site visits, fiscal reviews or other means. NDE may implement probationary measures with the SUBRECIPIENT for noncompliance on the part of SUBRECIPIENTS.
34. No organization may participate in the grant-funded project in any capacity or be a recipient of federal or state funds designated for this project if the organization has been debarred or suspended or otherwise found to be ineligible for participation in federal assistance programs under Executive Order 12549, "Debarment and Suspension" (see 45 CFR 92.35). Prior to issuing subawards or contracts under this grant, the SUBRECIPIENT must consult the Excluded Parties List System to ensure that organizations under funding consideration are not ineligible. The list may be accessed online through the System for Award Management (SAM) at <https://www.sam.gov>.
35. Decisions made by Education Program Professionals must be based on the grant agreements, approved budgets, grant assurance, written program policies and procedures, and written fiscal policies and procedures including those in the State Administrative Manual (SAM) and in any Federal OMB circulars or other federal or state regulations and guidance that apply to the funding source. If a SUBRECIPIENT disagrees with a decision, the SUBRECIPIENT has the option to dispute the decision by taking the following steps:
- a). Request in writing that the Education Programs Professional provide the specific documentation upon which a decision is based. A written response will be made within seven (7) working days.
 - b). Follow the policies of each agency.
 - c). If the disagreement is still unresolved, request in writing that the matter be reviewed by the Program Director, whose decision will be final and will not be open to further discussion or challenge.
36. All interactions will be conducted with honesty, courtesy, and respect. It is essential that a professional relationship be maintained in order to properly administer the grant and provide effective services in the community.

GENERAL STATEMENT OF FEDERAL ASSURANCES (continued)

37. Conduct that interferes with the administration of the grant or negatively impacts the ability to provide effective program services may result in termination of the grant after NDE carefully reviews the circumstances.
38. Timeliness of report submission will be tracked and noted in the grant file. Any extensions or exceptions to requirements must also be noted in the grant file.

2 CFR Part 200 – Uniform Administrative Requirements, Costs Principles, and Audit Requirements

2 CFR 200 for Federal Awards Consistent with 2 CFR Subtitle A – Office of management and Budget Guidance for Grants and Agreements and 2 CFR Subtitle B – Federal Agency Regulations for Grants and Agreements, the STATE AGENCY, shall hold the SUBRECIPIENT to the provisions established by the DEPARTMENT which govern the funds and program.

39. The SUBRECIPIENT assures it will adhere to the 2 CFR 200 Uniform Administrative Requirements, Costs Principles, and Audit Requirements for Federal Awards as dictated by the DEPARTMENT.
40. The SUBRECIPIENT assures it has a valid DATA Universal Numbering System (DUNS) number BEFORE applying for funds and that it will maintain the correct DUNS number on file with the STATE AGENCY (2 CFR 200.300). The SUBRECIPIENT must also register with the System for Award Management (SAM) website to receive federal funds. The web address for the SAM registration is <https://governmentcontractregistration.com>. The website for requesting a DUNS number is <http://fedgov.dnb.com>. The DUNS number is a one-time action. The CCR registration must be maintained and updated as required by CCR website.
41. The SUBRECIPIENT assures it will adhere to the Certifications and representation (2 CFR 200.212) regulations that prohibit the award of funds to individuals and parties that are ineligible or excluded from participating federal assistance programs or activities.
42. The SUBRECIPIENT assures it will adhere to the Suspension and Debarment (2 CFR 200.212) regulations that prohibit the award of funds to individuals and parties that are ineligible or excluded from participating in federal assistance programs or activities.
43. The SUBRECIPIENT assures it will adhere to the lobbying provisions established by 2 CFR 200.450 and any additional federal statutes and regulations governing the use of federal funds on lobbying.
44. That the SUBRECIPIENT will cause to be performed the required financial and compliance audits in accordance with 2 CFR 200 Uniform Administrative Requirements, Cost Principles, and Audit Requirements for federal awards. That in the event of a sustained audit exception, and upon demand of NDE, the SUBRECIPIENT shall immediately reimburse NDE for that portion of the audit exception attributable under the audit to the SUBRECIPIENT. The SUBRECIPIENT agrees to hold NDE harmless for any audit exception arising from the SUBRECIPIENT's failure to comply with applicable regulations.
45. That the SUBRECIPIENT will conform to all activities conducted under the approved grant to the provisions contained within 2 CFR 200 Uniform Administrative Requirements, Cost Principles, and Audit Requirements.
46. When funded on an advance basis by NDE (if allowed by regulations), the SUBRECIPIENT agrees to minimize the time between the transfer of funds and the disbursement by the local entity in accordance with the Cash Management Improvement Act (31 CFR Part 205). Additionally, the SUBRECIPIENT agrees to maintain cash balances that meet their immediate cash needs only. Any

interest earnings by the SUBRECIPIENT will require repayment in accordance with 2 CFR 200, as applicable.

GENERAL STATEMENT OF FEDERAL ASSURANCES (continued)

47. In the purchase of equipment and supplies, the SUBRECIPIENT will comply with local, state, and federal procurement policies. In addition, equipment and supplies purchased for use in a federal or state program will comply with the provisions of OMB CFR 200, as applicable, and in individual program regulations.
48. That no federal funding may be used for the acquisition of real property unless specifically permitted by the authorizing statute or implementing regulations for the program. If real property or structures are provided or improved with the aid of federal financial assistance, the SUBRECIPIENT will comply with applicable statutes, regulations, and the project application in the use, encumbrance, transfer or sale of such property or structure. If personal property is so provided, the SUBRECIPIENT will comply with the applicable statutes, regulations and the project application in the use, encumbrance, transfer, disposal and sale of such property 2 CFR 200.317.
49. That the SUBRECIPIENT will make reports to NDE and to the DEPARTMENT as may reasonably be necessary to enable NDE and DEPARTMENT to perform their duties. The reports shall be completed and submitted in accordance with the standards and procedures designated by NDE and/or the DEPARTMENT and shall be supported by appropriate documentation.
50. That the SUBRECIPIENT will not subgrant the approved project to another entity without the express written consent of NDE.
51. That the SUBRECIPIENT may not count tuition and fees collected from students toward meeting matching, cost sharing, or maintenance of effort requirements of a program.
52. That no provision of any law shall be construed to authorize the consolidation of any applicable program, such as the commingling of funds derived from one appropriation with those derived from another appropriation, except as specifically authorized by Nevada Revised Statute.
53. That funds will be used to supplement and not supplant state and local funds expended for educational purposes and, to the extent practicable, increase the fiscal effort that would, in absence of such funds, be made by the SUBRECIPIENT for educational purposes.
54. That the SUBRECIPIENT shall continue its coordination with NDE during the length of the project period.
55. The SUBRECIPIENT shall cooperate in any evaluation by the DEPARTMENT.
56. The SUBRECIPIENT will comply with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended.
57. That the SUBRECIPIENT will maintain records, including the records required under Section 437 of the General Education Provisions Act (GEPA), 20 U.S.C. Section 1221, and provide access to those records as NDE or the DEPARTMENT and the Comptroller General or any of their authorized representatives in the conduct of audits authorized by federal law or state statute. This cooperation includes access without unreasonable restrictions to its records and personnel for the purpose of obtaining relevant information. The Uniform Guidance 2 CFR 200.336.
58. That the SUBRECIPIENT will maintain Time and Effort documentation for all employees whose salaries are:
 - a.) Paid in whole or in part with federal funds 2 CFR 200.430(i)(1) or
 - b.) Used to meet a match/cost share requirement 2 CFR 200.430(i)(4).

GENERAL STATEMENT OF FEDERAL ASSURANCES (continued)

34 CFR Education Department General Administrative Regulations (EDGAR). Federal Agency Regulations for Grants and Agreements, the STATE AGENCY, shall hold the SUBRECIPIENT to the provisions established by the DEPARTMENT which govern the funds and program.

59. That the SUBRECIPIENT may not use its federal or state funding to pay for any of the following:
 - a.) Religious worship, instruction, or proselytization;
 - b.) Equipment or supplies to be used for any of the activities specified in this assurance, herein;
 - c.) Construction, remodeling, repair, operation or maintenance of any facility or part of a facility to be used for any of the activities specified in this assurance herein; and
 - d.) An activity of a school or department of divinity. A school or department of divinity is defined in 34 CFR 76.532(b).
60. Additionally, to certify compliance with requirements regarding Lobbying; Debarment, Suspension, Ineligibility and Voluntary Exclusion; and Drug-Free Workplace, as prescribed in 34 CFR Part 82 and Part 85, and 7 CFR Part 3017, and the required regulations implementing Executive Order 12549.
61. The SUBRECIPIENT, by submission of a grant proposal, agrees that the DEPARTMENT or NDE have the authority to take administrative sanctions, including, but not limited to, suspension of cash payments for the project, suspension of program operations and/or termination of project operations, as necessary to ensure compliance with applicable laws, regulations, and assurances for any project. The SUBRECIPIENT acknowledges this authority under 34 CFR 80.43 and 34 CFR 74.62.
62. That the SUBRECIPIENT will provide reasonable opportunities for participation by teachers, parents, and other interested agencies, organizations and individuals in the planning for and operation of each program, as may be necessary according to statute.
63. That any application, evaluation, periodic program plan or report relating to each program will be made readily available to parents and to other members of the general public.
64. That the SUBRECIPIENT will acquire, use, maintain, and dispose of equipment purchased for the approved project in accordance with 34 CFR 80.32.
65. That the SUBRECIPIENT will have effective financial management systems which conform to the standards present in 34 CFR 80.20, which includes, but is not limited to, the ability to report financial data verifying compliance with program regulations and maintaining effective internal control over the operations of the approved grant,
66. That the SUBRECIPIENT will obligate funds within the approved project period as set forth in the approved application and will liquidate said obligations not later than 90 days after the end of the project period for grants applied for electronically. For purposes of approved projects, obligations have the same meaning as contained in 34 CFR 76.707.
67. That the SUBRECIPIENT has adopted effective procedures for:
 - a.) Acquiring and disseminating to teachers and administrators participating in each program, significant information resulting from education research, demonstrations and similar projects; and
 - b.) Adopting, if appropriate, promising educational practices develop through those projects.

GENERAL STATEMENT OF FEDERAL ASSURANCES (continued)

68. That if a program so requires, provisions shall be made for the participation of children enrolled in private schools in the area to be served. Such provision shall:
- a.) Provide private school students with a genuine opportunity for equitable participation;
 - b.) Provide an opportunity to participate in a manner that is consistent with the number of
 - c.) eligible private school students and their needs;
 - d.) Maintain continuing administrative direction and control over funds and property that
 - e.) benefit students enrolled in private schools;
 - f.) Comply with the requirements of 34 CFR Section 76.652 through 76.662.
69. The SUBRECIPIENT will comply with the requirements of the Boy Scouts of America Equal Access Act (Boy Scouts Act), 20 USC 7905, 34 CFR Part 108, and with other federal civil rights statutes enforced by the OCR.

That the SUBRECIPIENT, if administering a program for Education of Homeless Students, affirms that:

70. The SUBRECIPIENT will adopt policies and practices to ensure that homeless children and youths are not stigmatized or segregated on the basis of their status as homeless.
71. The SUBRECIPIENT will designate an appropriate staff person as a SUBRECIPIENT liaison for homeless children and youths, to carry out the duties described in Title X, Part C, section 722, paragraph (6)(A).
72. The SUBRECIPIENT will adopt policies and practices to ensure that transportation is provided, at the request of the parent or guardian (or in case of an unaccompanied youth, the liaison), to and from school of origin in accordance with the provisions of Title X, Part C, section 722, paragraph (6)(J)(iii).
73. The SUBRECIPIENT will adopt policies and practices to ensure immediate enrollment of homeless children.

45 CFR Public Welfare, Department of Health and Human Services.

Federal Agency Regulations for Grants and Agreements, the STATE AGENCY, shall hold the SUBRECIPIENT to the provisions established by the DEPARTMENT which govern the funds and program.

74. That the SUBRECIPIENT will comply with the requirements of the Health Insurance Portability and Accountability Act (HIPAA) of 1996. 45 CFR 160, 162, and 164, as amended. If the subgrant includes functions or activities that involve the use or disclosure of protected health information (PHI), the SUBRECIPIENT agrees to enter into a Business Associate Agreement with NDE, as required by 45 CFR 164.504€. If PHI will not be disclosed then a Confidentiality Agreement will be entered into.
75. 45 CFR, Part 98 – Child Care and Development Fund: Final Rule
76. 45 CFR, Part 99 – Procedures for Hearings for the Child Care and Development Fund.

GENERAL STATEMENT OF FEDERAL ASSURANCES (continued)

Administrative Requirements:

The SUBRECIPIENT is governed by the following federal regulations:

In accordance with Public Law 103-333, the “Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act of 1995,” the following provisions are applicable to the mandatory grant programs:

Section 507: “Purchase of American-Made Equipment and Products - It is the sense of the Congress that, to the greatest extent practicable, all equipment and products purchased with funds made available in this Act should be American-made.”

Section 508: “When issuing statements, press releases, requests for proposals, bid solicitations and other documents describing projects or programs funded in whole or in part with federal money, all states receiving federal funds, including but not limited to state and local governments and recipients of federal research grants, shall clearly state

- a.) the percentage of the total costs of the program or project which will be financed with federal money,
- b.) the dollar amount of federal funds for the project or program, and
- c.) percentage and dollar amount of the total costs of the project or program that will be financed by nongovernmental sources.”

Drug-Free Workplace Requirements. In accordance with provisions of Title V, Subtitle D of Public Law 100-690 (41 USC 701 et. seq.), the “Drug-Free Workplace Act of 1988,” all SUBRECIPIENTS must maintain a drug-free workplace and must publish a statement informing employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the workplace and establishing the actions that will be taken against employees violating these prohibitions. The grantee must notify ACF if an employee is convicted of violating a criminal drug statute. Failure to comply with these requirements may be cause for debarment. (See 2 CFR Part 382)

Smoking Prohibitions. In accordance with Title XII of Public Law 103-227, the “PRO-KIDS Act of 1994,” smoking may not be permitted in any portion of any indoor facility owned or regularly used for the provision of health, daycare, education, or library services to children under the age of 18, if the services are funded by federal programs wither directly or through State or local governments. Federal programs include grants, cooperative agreements, loans and loan guarantees, and contracts. The law does not apply to children’s services provided in private residences, facilities funded solely by Medicare or Medicaid funds, and portions or facilities and used for inpatient drug and alcohol treatment.

The above language must be included in any subawards that contain provisions for children’s services and that all sub-grantees shall certify compliance accordingly. Failure to comply with the provisions of this law may result in the imposition of a civil monetary penalty of up to \$1,000 per day.

Religious Activity Prohibitions. Direct Federal grants, subawards, or contracts under these programs shall not be used to support inherently religious activities such as religious instruction, worship, or proselytization. Therefore, organizations must take steps to separate, in time or location, their inherently religious activities from the services funded under these programs. (See 45 CFR Part 87)

GENERAL STATEMENT OF FEDERAL ASSURANCES (continued)

Lobbying Prohibitions. Federal grant funds provided under these awards may not be used by the grantee or any sub-grantee to support lobbying activities to influence

proposed or pending federal or state legislation or appropriations. This prohibition is related to the use of federal grant funds and is not intended to affect an individual's right or that of any organization, to petition Congress, or any other level of government, through the use of other resources. (See 45 CFR Part 93.)

Same-Sex Marriage Provisions. In accordance with the decision in *United States v. Windsor* (133 S. Ct. 2675 (June 26, 2013)); Section 3 of the Defense of Marriage Act, codified at 1 USC 7, in any grant-related activity in which family, marital, or household considerations are, by statute or regulation, relevant for purposes of determining beneficiary eligibility or participation, grantees must treat same-sex spouses, marriages, and households on the same terms as opposite-sex spouses, marriages, and households, respectively. By "same-sex spouses," HHS means individuals of the same sex who have entered into marriages that are valid in the jurisdiction where performed, including any of the 50 states, the District of Columbia, or a U.S. territory or in a foreign country, regardless of whether or not the couple resides in a jurisdiction that recognizes same-sex marriage. By "same-sex marriages," HHS means marriages between two individuals validly entered into in the jurisdiction where performed, including any of the 50 States, the District of Columbia, or a U.S. territory or in a foreign country, regardless of whether or not the couple resides in a jurisdiction that recognizes same-sex marriage. By "marriage," HHS does not mean registered domestic partnerships, civil unions or similar formal relationships recognized under the law of the jurisdiction of celebration as something other than a marriage.

Failure to comply with the terms and conditions detailed above may result in the loss of federal funds and may be considered grounds for the suspension or termination of this grant.